

IN THE SUPREME COURT OF OHIO

LEAGUE OF WOMEN VOTERS
OF OHIO, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1193

BRIA BENNETT, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1198

THE OHIO ORGANIZING
COLLABORATIVE, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1210

STIPULATION OF EVIDENCE

(deposition transcript and exhibits)

Volume 1 of 7 (pages 00001 -00314)

(counsel listing on next page)

Freda J. Levenson (0045916)
ACLU of Ohio Foundation, Inc.
4506 Chester Avenue
Cleveland, Ohio 44103
Tel: 614-586-1972 x 125
flevenson@acluohio.org

David J. Carey (0088787)
ACLU of Ohio Foundation, Inc.
1108 City Park Avenue, Suite 203
Columbus, OH 43206
(614) 586-1972 x2004
dcarey@acluohio.org

Alora Thomas*
Kelsey Miller*
Julie A. Ebenstein*
American Civil Liberties Union
125 Broad Street
New York, NY 10004
(212) 519-7866
athomas@aclu.org
jebenstein@aclu.org

Robert D. Fram (PHV 25414-2021)
Donald Brown*
Joshua González (PHV 25424-2021)
Juliana Goldrosen (PHV 25193-2021)
David Denuyl (PHV 25452-2021)
COVINGTON & BURLING LLP
Salesforce Tower
415 Mission Street, Suite 5400
San Francisco, CA 94105-2533
(415) 591 6000
rfram@cov.com

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
30 E. Broad Street
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov

*Counsel for Respondents
Governor Mike DeWine,
Secretary of State Frank LaRose, and
Auditor Keith Faber*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, Ohio 45202-3957
T: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch, III (PHV 25460-2021)
Alyssa M. Riggins (PHV 25441-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Suite 200
Raleigh, North Carolina 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggins@nelsonmullins.com
T: (919) 329-3812

*Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp*

James Smith*
Megan C. Keenan (PHV 25410-2021)
L. Brady Bender (PHV 25192-2021)
Alexander Thomson (PHV 25462-2021)
COVINGTON & BURLING LLP
One CityCenter
850 Tenth Street, NW
Washington, DC 20001-4956
(202) 662-6000
mkeenan@cov.com

Anupam Sharma (PHV 25418-2021)
James Hovard (PHV 25420-2021)
Yale Fu (PHV 25419-2021)
COVINGTON & BURLING LLP
3000 El Camino Real
5 Palo Alto Square, 10th Floor
Palo Alto, CA 94306-2112
(650) 632-4700
asharma@cov.com

Madison Arent*
COVINGTON & BURLING LLP
The New York Times Building
620 Eighth Avenue
New York, NY 10018-1405
(212) 841 1000
marent@cov.com

Counsel for Relators
League of Women Voters et al.
**Pro Hac Vice Motion Forthcoming*

Abha Khanna (PHV 2189-2021)
Ben Stafford (PHV 25433-2021)
ELIAS LAW GROUP
1700 Seventh Ave, Suite 2100
Seattle, WA 98101
akhanna@elias.law
bstafford@elias.law
T: (206) 656-0176
F: (206) 656-0180

John Gilligan (Ohio Bar No. 0024542)
Diane Menashe (Ohio Bar No. 0070305)
ICE MILLER LLP
250 West Street, Suite 700
Columbus, Ohio 43215
John.Gilligan@icemiller.com
Diane.Menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

DAVE YOST
OHIO ATTORNEY GENERAL
Erik J. Clark (Ohio Bar No. 0078732)
Ashley Merino (Ohio Bar No. 0096853)
ORGAN LAW LLP
1330 Dublin Road
Columbus, Ohio 43215
T: (614) 481-0900
F: (614) 481-0904
ejclark@organlegal.com
amerino@organlegal.com

Special Counsel to Ohio Attorney General
Dave Yost

Counsel for Respondent
Ohio Redistricting Commission

Aria C. Branch (PHV 25435-2021)
Jyoti Jasrasaria (PHV 25401-2021)
Spencer W. Klein (PHV 25432-2021)
ELIAS LAW GROUP
10 G St NE, Suite 600
Washington, DC 20002
abbranch@elias.law
jjasrasaria@elias.law
sklein@elias.law
T: (202) 968-4490
F: (202) 968-4498

Donald J. McTigue* (Ohio Bar No. 0022849)
**Counsel of Record*
Derek S. Clinger (Ohio Bar No. 0092075)
McTIGUE & COLOMBO LLC
545 East Town Street
Columbus, OH 43215
dmctigue@electionlawgroup.com
dclinger@electionlawgroup.com
T: (614) 263-7000
F: (614) 368-6961

Counsel for Relators
Bria Bennett et al.

Peter M. Ellis (0070264)
Counsel of Record
M. Patrick Yingling (PHV 10145-2021)
REED SMITH LLP
10 South Wacker Drive, 40th Floor
Chicago, IL 60606
Tel: (312) 207-1000
Fax: (312) 207-6400
pellis@reedsmith.com
mpyingling@reedsmith.com

Brad A. Funari (PHV 3139-2021)
Danielle L. Stewart (0084086)
REED SMITH LLP
225 Fifth Avenue
Pittsburgh, PA 15222
Tel: 412-288-4583
Fax: 412-288-3063
bfunari@reedsmith.com
dstewart@reedsmith.com

Brian A. Sutherland (PHV 25406-2021)
REED SMITH LLP
101 Second Street, Suite 1800
San Francisco, CA 94105
Tel: (415) 543-8700
Fax: (415) 391-8269
bsutherland@reedsmith.com

Ben R. Fliegel (PHV 25411-2021)
REED SMITH LLP
355 South Grand Avenue, Suite 2900
Los Angeles, CA 90071
Tel: (213) 457-8000
Fax: (213) 457-8080
bfliegel@reedsmith.com

Alicia L. Bannon (PHV 25409-2021)
Yurij Rudensky (PHV 25422-2021)
Michael Li (PHV 25430-2021)*
Ethan Herenstein (PHV 25429-2021)
BRENNAN CENTER FOR JUSTICE
AT NYU SCHOOL OF LAW
120 Broadway, Suite 1750
New York, NY 10271
Tel: (646) 292-8310
Fax: (212) 463-7308
alicia.bannon@nyu.edu

Counsel for Relators
Ohio Organizing Collaborative et al.
**Pro Hac Vice Motion Forthcoming*

STIPULATION OF EVIDENCE
(deposition transcript and exhibits)
Volume 1 of 7 (pages 00001 -00314)
Index of Documents

Date	Description	Page Number
10/14/2021	Transcript of deposition of Secretary of State Frank LaRose	DEPO_00001-139
	Exhibits to LaRose deposition transcript	DEPO_00140-158
10/18/2021	Transcript of deposition of Governor Mike DeWine	DEPO_00159-290
	Exhibits to DeWine deposition transcript	DEPO_00291-314



Planet Depos[®]
We Make It *Happen*[™]

Transcript of Secretary of State Frank LaRose

Date: October 14, 2021

Case: League of Women Voters of Ohio, et al. -v- Ohio Redistricting Comm., et al.

Planet Depos

Phone: 888.433.3767

Email: transcripts@planetdepos.com

www.planetdepos.com

1 IN THE SUPREME COURT OF OHIO

2

3 - - - - -x

4 LEAGUE OF WOMEN VOTERS :

5 OF OHIO, et al., :

6 Relators, :

7 v. : Case NOS. 2021-1193

8 OHIO REDISTRICTING : 2021-1198

9 COMMISSION, et al., : 2021-1210

10 Respondents. :

11 - - - - -x

12

13 Remote Videotaped Deposition of

14 SECRETARY OF STATE FRANK LAROSE

15 Thursday, October 14, 2021

16 9:40 a.m.

17

18

19

20

21 Job No.: 405254

22 Pages: 1 - 105

23 Reporter: DEBRA BOLLMAN FARFAN, RDR-RMR-CRR-CRC

24 CA CSR NO. 11648

25

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

2

1 Videoconference Deposition of Secretary of
2 State Frank LaRose, held remotely:

3
4
5 Witness Location:

6 REMOTE
7
8
9
10

11 Pursuant to notice, before Debra Bollman
12 Farfan, Registered Diplomate Reporter,
13 Registered Merit Reporter, Certified Realtime
14 Reporter, and Certified Shorthand Reporter No.
15 11648, in and for the State of California.
16
17
18
19
20
21
22
23
24
25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A P P E A R A N C E S

ON BEHALF OF THE LEAGUE OF WOMEN VOTERS OF
OHIO, et al., RELATORS:

BY: MEGAN KEENAN, ESQUIRE

BRADY BENDER, ESQUIRE

Covington & Burling LLP

One CityCenter

850 Tenth Street, NW

Washington, DC 20001-4956

(202) 662-6000

Mkeenan@cov.com

- and -

BY: DAVID DENUYL, ESQUIRE

JOSHUA GONZALEZ, ESQUIRE

ROBERT FRAM, ESQUIRE

Covington & Burling LLP

Salesforce Tower

415 Mission Street, Suite 5400

San Francisco, CA 94105-2533

(415) 591 6000

Rfram@cov.com

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

1 ON BEHALF OF BRIA BENNETT, ET AL.,

2 RELATORS:

3 BY: BEN STAFFORD, ESQUIRE

4 RAISA CRAMER, ESQUIRE

5 ELIAS LAW GROUP

6 1700 Seventh Ave, Suite 2100

7 Seattle, WA 98101

8 Akhanna@elias.law

9 Bstafford@elias.law

10 T: (206) 656-0176

11

12 ON BEHALF OF OHIO ORGANIZING COLLABORATIVE,

13 RELATORS:

14 BY: BRAD A. FUNARI, ESQUIRE

15 REED SMITH, LLP

16 Reed Smith Centre

17 225 Fifth Avenue

18 Pittsburgh, Pennsylvania 15222

19 1.412.288.3124

20 Bfunari@reedsmith.com

21

22

23

24

25

1 A P P E A R A N C E S C O N T I N U E D
2 O N B E H A L F O F O H I O L E A G U E O F W O M E N
3 VOTERS, RELATORS:

4 BY: FREDA LEVENSON, ESQUIRE
5 ACLU of Ohio Foundation, Inc.
6 4506 Chester Avenue
7 Cleveland, Ohio 44103
8 Flevenson@acluohio.org

9
10 - AND -

11
12 BY: DAVID CAREY, ESQUIRE
13 ACLU of Ohio Foundation, Inc.
14 1108 City Park Avenue, Suite 203
15 Columbus, OH 43206
16 Dcarey@acluohio.org

17
18 - AND -

19 BY: ALORA THOMAS, ESQUIRE
20 JULIE A. EBENSTEIN, ESQUIRE
21 American Civil Liberties Union
22 125 Broad Street
23 New York, NY 10004
24 (212) 519-7866
25 Athomas@acluohio.org

1 ON BEHALF OF BRENNAN CENTER FOR JUSTICE OHIO
2 ORGANIZING COLLABORATIVE, ET AL.:

3 BY: YURIJ RODENSKY, ESQUIRE
4 120 Broadway, Suite 1750
5 New York, NY 10271
6 Rudenskyy@brennan.law.nyu.edu

7
8 ON BEHALF OF RESPONDENTS OHIO GOVERNOR
9 DEWINE, OHIO SECRETARY OF STATE LAROSE, AND
10 OHIO AUDITOR FABER:

11 BY: JULIE PFEIFFER, ESQUIRE
12 Constitutional Offices Section
13 30 E. Broad Street, 16th Floor
14 Columbus, Ohio 43215
15 Tel: 614-466-2872 | Fax: 614-728-7592
16 Julie.Pfeiffer@OhioAGO.gov

17
18 ON BEHALF OF RESPONDENT OHIO ATTORNEY
19 GENERAL ON OHIO REDISTRICTING COMMISSION:

20 BY: ERIK J. CLARK, ESQUIRE
21 ORGAN LAW LLP
22 1330 Dublin Rd.
23 Columbus, OH 43215
24 1.614.481.0908
25 Ejclark@organlegal.com

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

7

1 ON BEHALF OF RESPONDENTS SENATE PRESIDENT
2 MATT HUFFMAN AND HOUSE SPEAKER BOB CUPP:

3 BY: GREGORY P. MCGUIRE, ESQUIRE
4 NELSON MULLINS RILEY & SCARBOROUGH LLP
5 GlenLake One
6 4140 Parklake Avenue Suite 200
7 Raleigh, NC 27612
8 1.919.329.3887
9 Greg.mcguire@nelsonmullins.com

10
11
12 ON BEHALF OF RESPONDENTS SENATOR VERNON
13 SYKES AND LEADER AMELIA SYKES:

14 BY: DIANE MENASHE, ESQUIRE
15 ICE MILLER, LLC
16 Arena District
17 250 West Street, Suite 700
18 Columbus, OH 43215-7509
19 Diane.menashe@icemiller.com
20 1-614-221-6500

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

8

1 ALSO PRESENT:

2 MIKE HENDERSHOT, Chief Deputy Solicitor
3 General, Ohio Attorney General's Office.

4 DANIEL MURRY, Deputy Legal Counsel,
5 Office of the Governor

6 SLOAN SPALDING, Chief of Staff, Ohio
7 Auditor of State

8 AMANDA FERGUSON, Deputy Chief Legal
9 Counsel at Ohio Secretary of State

10 JARED BENNETT, The VideoTech

11 STEPHEN ANDREYCHUK, The Videographer

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

I N D E X

DEPONENT		PAGE
Secretary of State Frank LaRose		
EXAMINATION BY	MR. STAFFORD	11
EXAMINATION BY	MS. KEENAN	62
EXAMINATION BY	MR. FUNARI	67
EXAMINATION BY	MS. MENASHE	96

I N D E X O F E X H I B I T S

(EXHIBITS ARE ATTACHED TO THE TRANSCRIPT.)

	DESCRIPTION	PAGE
EXHIBIT 1	HUFFMAN 3139, EMAIL CHAIN	38
EXHIBIT 2	GOV2062, TEXT EXCHANGES	59

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

10

1	P R O C E E D I N G S	
2	* * * * *	09:39:58
3	THE VIDEOGRAPHER: Here begins Disk	09:39:58
4	Number 1 in the videotaped deposition of Ohio	09:40:00
5	Secretary of State Frank LaRose in the matter	09:40:04
6	of League of Women Voters of Ohio, et al.,	09:40:08
7	versus Ohio Redistricting Commission, et al.,	09:40:13
8	in the Superior Court of Ohio. The case number	09:40:24
9	is 2021-1193.	09:40:26
10	Today's date is October 14th, 2021, and	09:40:31
11	the time is 9:40 a.m. Eastern time.	09:40:36
12	The videographer today is Stephen	09:40:42
13	Andreychuk, representing Planet Depos.	09:40:46
14	This video deposition is taking place	09:40:49
15	via Zoom with all participants attending	09:40:52
16	remotely.	09:40:55
17	The court reporter today is Debra	09:40:56
18	Bollman, also representing Planet Depos. Would	09:40:59
19	the reporter please swear in the witness.	09:41:04
20	Whereupon,	09:41:29
21	SECRETARY OF STATE	
22	FRANK LAROSE	
23	was called as a witness, was duly sworn	
24	and testified under penalty of perjury as	
25	follows:	

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

11

1	EXAMINATION	09:41:32
2	BY MR. STAFFORD:	09:41:32
3	Q. Good morning, Secretary. My name is Ben	09:41:32
4	Stafford. I'm an attorney with the Elias Law	09:41:34
5	Group, and I represent the Bennett Group of	09:41:37
6	Relators in this set of lawsuits.	09:41:39
7	The videographer and court reporter have	09:41:41
8	covered some of this, but just a few basics	09:41:44
9	before we get underway.	09:41:46
10	If you need a break at any time today,	09:41:48
11	please let me know. If there is a question	09:41:51
12	pending, I'll ask that you complete your answer	09:41:54
13	to that question before we take a break, but	09:41:57
14	then we can find a good time to take a break	09:41:59
15	after that. Fair?	09:42:01
16	A. Yes, sir.	09:42:02
17	Q. Okay. Please make sure that you give	09:42:03
18	verbal answers rather than nodding or shaking	09:42:06
19	your head so that we've got a clear record of	09:42:09
20	the proceedings.	09:42:12
21	Then, finally, please make sure to	09:42:13
22	listen to each question that I ask without	09:42:15
23	interrupting with your answer before I finish	09:42:18
24	speaking, and I will try to make sure that I do	09:42:20
25	the same when you're answering.	09:42:22

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

12

1	That's particularly important, of	09:42:24
2	course, when we're here on video to make sure	09:42:26
3	we're not talking over each other. Okay?	09:42:29
4	A. Sounds good.	09:42:30
5	Q. All right. And then, finally, if you	09:42:36
6	answer a question, I will assume that you	09:42:38
7	understood my question. I am not trying to	09:42:39
8	trick you in any questions that I ask. So if	09:42:41
9	you do not understand or hear a question,	09:42:43
10	please just let me know.	09:42:45
11	A. Understood.	09:42:47
12	Q. What is your role on the Ohio	09:42:51
13	Redistricting Commission?	09:42:53
14	A. My role on the Ohio Redistricting	09:42:56
15	Commission is as a commissioner, one of seven	09:42:59
16	members of the Ohio Redistricting Commission.	09:43:01
17	Q. And as a commissioner, what did you	09:43:03
18	understand your responsibilities to be with	09:43:06
19	regard to the development of the General	09:43:08
20	Assembly Plan?	09:43:11
21	A. I guess my understanding is that -- to	09:43:11
22	follow the Ohio Constitution to the best of my	09:43:22
23	abilities, to participate in public hearings	09:43:24
24	when possible, and to participate as a voting	09:43:29
25	member of the commission.	09:43:32

1 Q. And, again, with regard to the 09:43:35
2 development of a General Assembly Plan -- and 09:43:41
3 just for the sake of clarity, I understand 09:43:43
4 there is a Congressional plan that's being 09:43:45
5 developed -- my questions today are really just 09:43:48
6 focused on the General Assembly plan unless I 09:43:50
7 note otherwise. 09:43:52

8 So with regard to the development of a 09:43:53
9 General Assembly plan, what was your role, if 09:43:55
10 any, in developing the procedures that the 09:43:57
11 commission would follow in considering and 09:44:01
12 adopting a plan? 09:44:03

13 A. Ask for clarification. Are you talking 09:44:04
14 about my role in drafting the original 09:44:09
15 constitutional amendment that went before the 09:44:11
16 voters in 2015, or are you talking about my 09:44:13
17 role in developing the rules of the commission? 09:44:16

18 Q. The rules of the commission that were 09:44:19
19 followed in 2021 with regard to such issues as 09:44:22
20 the public hearing schedule, internal meeting 09:44:26
21 schedules of the commission. 09:44:30

22 A. Okay. Again, to the best of my 09:44:31
23 recollection, the rules were proposed by the 09:44:34
24 co-chairs. I reviewed them a day or two before 09:44:39
25 they were adopted. I recommended some changes, 09:44:42

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

14

1	a few of those changes were accepted, a few	09:44:47
2	were not, and then we voted on them.	09:44:49
3	Q. And then, to your knowledge, then, which	09:44:56
4	other commissioners, for the record, were	09:44:59
5	responsible for developing, in the first	09:45:01
6	instance, those procedures you were talking	09:45:03
7	about?	09:45:06
8	A. If I recall correctly, they were sent to	09:45:06
9	me by the co-chairs. I don't know who else was	09:45:12
10	involved in developing those rules.	09:45:14
11	Q. Okay. Could you just, for the sake of	09:45:19
12	the record, say who the co-chairs were?	09:45:21
13	A. The co-chairs are Speaker of the Ohio	09:45:23
14	House of Representatives, Bob Cupp, and member	09:45:27
15	of the Ohio Senate, Vernon Sykes.	09:45:31
16	Q. What was your role, if any, in drafting	09:45:40
17	the General Assembly plan that was eventually	09:45:41
18	introduced by Senator Huffman on September 9th?	09:45:44
19	A. I had no role in that.	09:45:48
20	MR. STAFFORD: I'm sorry. Could we go	09:45:54
21	off the record for just a moment.	09:45:56
22	THE VIDEOGRAPHER: Going off the record.	09:45:58
23	The time is 9:45.	09:45:59
24	(Recess ensued 9:45 a.m. to 9:48 a.m.)	09:45:59
25	THE VIDEOGRAPHER: Going back on the	09:48:55

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

15

1	record. The time is 9:48.	09:48:56
2	BY MR. STAFFORD:	09:48:59
3	Q. Secretary, you said earlier that you	09:48:59
4	understood one of your responsibilities as the	09:49:02
5	Commissioner was to follow the Ohio	09:49:04
6	Constitution. So are you specifically familiar	09:49:06
7	with Article XI of the Constitution?	09:49:09
8	A. I have not committed that to memory. If	09:49:14
9	you'd like to point out -- I mean, I'm happy to	09:49:16
10	talk about a specific part of it, if you want	09:49:20
11	to point that part out to me.	09:49:22
12	Q. My question is are you generally	09:49:24
13	familiar with it, not whether you've committed	09:49:27
14	the entire Constitution to memory.	09:49:29
15	A. I'm not familiar with the specific	09:49:30
16	contents of XI.	09:49:32
17	Q. Okay. Did you provide any guidance to	09:49:34
18	any person in preparing the September 9th plan	09:49:38
19	that was introduced by Senator Huffman with	09:49:43
20	respect to characteristics of the plan that you	09:49:45
21	believed were necessary to comply with the	09:49:47
22	Constitution?	09:49:50
23	A. No, I did not. The plan was developed	09:49:50
24	without my input.	09:49:59
25	Q. To your knowledge, did the commission	09:50:00

1 provide criteria to the persons drafting the 09:50:12
2 map that was introduced by Senator Huffman on 09:50:16
3 September 9th that should be followed in 09:50:19
4 preparing the map? 09:50:20

5 A. I mean, obviously, we did dozens of 09:50:22
6 hours of public testimony where commission 09:50:32
7 members asked questions, took testimony, heard 09:50:35
8 from the public. There were times when 09:50:41
9 commission members stated things that they 09:50:44
10 thought should be included in a plan, myself 09:50:47
11 included. 09:50:50

12 Whether the map drawers that completed 09:50:51
13 the plan that was adopted on the 15th took that 09:50:54
14 into consideration or not, I do not know. 09:50:56

15 Q. And other than statements that 09:51:00
16 commissioners made on the public record in the 09:51:03
17 hearings that you were describing, are you 09:51:06
18 aware of any commissioner providing particular 09:51:07
19 feedback to the persons who drew the map? 09:51:11

20 A. My understanding is that the people that 09:51:14
21 drew the maps worked for commission members 09:51:22
22 Huffman and Cupp. 09:51:25

23 Don't want to make assumptions, but my 09:51:27
24 guess would be that they were the ones 09:51:30
25 directing the map drawers in their actions. I 09:51:32

1	certainly didn't have any authority over the	09:51:34
2	people that were drawing the maps. That were	09:51:39
3	adopted, that is.	09:51:41
4	Q. And are you aware of any criteria that	09:51:43
5	those commission members provided to the	09:51:47
6	persons drafting the General Assembly plan?	09:51:51
7	A. None whatsoever.	09:51:53
8	Q. Okay. Other than the public hearings,	09:51:55
9	how often did you communicate with Senator	09:52:00
10	Huffman, Speaker Cupp, or their staff members	09:52:03
11	about the map that was introduced on	09:52:07
12	September 9th prior to its introduction?	09:52:10
13	A. I'd ask for clarification on the	09:52:11
14	question. So you're asking how often did I	09:52:19
15	communicate with commission members Cupp and	09:52:21
16	Huffman about the September 9th map prior to	09:52:23
17	its introduction?	09:52:27
18	Q. That's correct.	09:52:32
19	A. I did not communicate with them about	09:52:33
20	the September 9th map prior to its	09:52:34
21	introduction.	09:52:36
22	Q. Did you communicate with any staff	09:52:41
23	members working with Senator Huffman or Speaker	09:52:43
24	Cupp about the map prior to its introduction on	09:52:48
25	September 9th?	09:52:51

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

18

1 A. No, I did not. 09:52:51

2 Q. Did you personally review any draft maps 09:52:53

3 prior to September 9th? 09:52:57

4 A. Yeah, to my recollection, one day before 09:52:58

5 that, I was shown a copy of the map. But it 09:53:05

6 was not a particularly detailed copy. It was 09:53:11

7 sort of a printout of it, and it was just kind 09:53:13

8 of a briefing of, here's the map we've 09:53:16

9 developed. 09:53:19

10 Q. And when you say you were provided a 09:53:20

11 copy of the map, do you mean a visual map? 09:53:23

12 A. Yeah, again, this is, to the best of my 09:53:30

13 recollection, prior to the introduction of that 09:53:35

14 map, I was invited to come over to the offices 09:53:39

15 of the Ohio Senate where I was shown -- it was 09:53:41

16 actually the Majority conference room 09:53:45

17 specifically, where they showed me a printed 09:53:47

18 version of the map and just sort of gave a 09:53:50

19 briefing of what they had drawn. 09:53:52

20 I think that was before the 9th. I know 09:53:55

21 that happened before the introduction of one of 09:53:57

22 the maps. 09:53:59

23 Q. Were you provided with any data or 09:54:04

24 related documents regarding the printout of the 09:54:06

25 map during that briefing? 09:54:08

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

19

1	A. None.	09:54:09
2	Q. And who was present during that	09:54:13
3	briefing?	09:54:14
4	A. Again, to the best of my recollection,	09:54:14
5	President Huffman was there; Senate staff	09:54:24
6	member Ray DiRossi was there; Mike Grodhaus, my	09:54:28
7	chief legal counsel, was there in the Senate	09:54:33
8	majority conference room. There may have been	09:54:37
9	a house staffer, but I don't recall	09:54:41
10	specifically.	09:54:43
11	Q. Were any other commission members there?	09:54:45
12	A. At the conclusion of that meeting,	09:54:49
13	Speaker Cupp came in at the conclusion of that	09:54:54
14	meeting. And then, of course, at that point	09:55:00
15	that meant there were three commission members	09:55:02
16	in there, so there couldn't be any more.	09:55:04
17	Q. I'm sorry, what do you mean "there	09:55:09
18	couldn't be any more"?	09:55:12
19	A. Well, of course, we couldn't have more	09:55:13
20	than three commission members in a room without	09:55:17
21	having a public meeting.	09:55:20
22	Q. Do you have any knowledge of whether	09:55:22
23	briefings were provided to other commission	09:55:31
24	members, beyond yourself, before the	09:55:33
25	introduction of the September 9th map?	09:55:36

1 A. I do not. 09:55:38

2 Q. Okay. Who provided information about 09:55:39
3 the map during that briefing? 09:55:44

4 A. The briefing was conducted by Senate 09:55:46
5 staff member Ray DiRossi. 09:55:50

6 Q. Okay. And to the best of your 09:55:52
7 recollection, what did Mr. DiRossi share with 09:55:57
8 you about the map? 09:56:01

9 A. Again, he sort of moved through the 09:56:03
10 state geographically. Most of what he conveyed 09:56:08
11 was the complexity and difficulty of drawing 09:56:11
12 the map, keeping, of course, three House 09:56:15
13 districts nested within one Senate district. 09:56:18

14 He communicated the challenges of 09:56:22
15 complying with all of the constitutional 09:56:26
16 provisions regarding splits that they were very 09:56:28
17 careful to abide by. 09:56:30

18 That was really the nature of the 09:56:32
19 briefing. It wasn't -- it was maybe a 09:56:34
20 ten-minute conversation about here's what the 09:56:37
21 map looks like. And, again, given that it was 09:56:40
22 my first time seeing it, it was just sort of a 09:56:42
23 cursory overview. 09:56:45

24 Q. Did Mr. DiRossi share with you any 09:56:50
25 information about the expected partisan 09:56:54

1 performance of the map? 09:56:57

2 A. Yeah, I asked that question, and he 09:56:58
3 conveyed to me that he wasn't aware of that; 09:57:02
4 that those were not numbers that he had 09:57:07
5 available or that they hadn't done those 09:57:09
6 calculations. 09:57:10

7 Q. Okay. So Mr. DiRossi conveyed that in 09:57:14
8 preparing the map he had not reviewed or 09:57:17
9 considered partisan performance information? 09:57:19

10 A. To answer your specific question, he 09:57:21
11 didn't relay to me whether he had considered 09:57:27
12 that when I asked him what the basic partisan 09:57:30
13 breakdown of this map would be, he claimed that 09:57:34
14 he did not have that knowledge. Or that it 09:57:37
15 wasn't something that he was sort of prepared 09:57:42
16 to brief on, at least. 09:57:45

17 Q. Okay. Why did you ask Mr. DiRossi about 09:57:46
18 the expected partisan breakdown of the map? 09:57:50

19 A. I mean, I think it's a basic curiosity 09:57:53
20 that any commission member would have about a 09:57:57
21 map that they're considering. 09:57:59

22 Q. Any other reason beyond curiosity you 09:58:00
23 would ask that particular question? 09:58:04

24 A. One of the factors to take into 09:58:07
25 consideration, that was really the only reason. 09:58:12

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

22

1	Q. And when you say "one of the factors to	09:58:14
2	take into consideration," what do you mean?	09:58:17
3	A. I mean, among the many factors that	09:58:19
4	commission members should take into	09:58:25
5	consideration when determining how much they	09:58:26
6	like or dislike any particular map presented to	09:58:28
7	them, it's one of the things to be	09:58:31
8	knowledgeable of.	09:58:33
9	Q. Okay. And do you have any understanding	09:58:34
10	of whether it is required for the commission to	09:58:37
11	consider that particular factor?	09:58:43
12	A. Again, I'm not a lawyer or a	09:58:45
13	constitutional scholar, but my understanding of	09:58:50
14	the Ohio Constitution is that there is a	09:58:52
15	secondary consideration for proportionality,	09:58:56
16	but that it is not one of the hard requirements	09:59:00
17	that's laid out.	09:59:03
18	Q. Did you ask Mr. DiRossi, or Senator	09:59:05
19	Huffman, for that matter, any other questions	09:59:12
20	regarding the map during that presentation?	09:59:15
21	A. Yeah, I recall asking about	09:59:17
22	considerations for minority opportunity	09:59:22
23	districts. They told me that racial data was	09:59:25
24	not taken into consideration, so that wasn't	09:59:30
25	something that they knew.	09:59:32

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

23

1	I asked them about incumbents being	09:59:35
2	drawn together, whether, you know, certain	09:59:39
3	incumbent members had been sort of put into the	09:59:41
4	same district. And they said that they didn't	09:59:44
5	have specific knowledge on that, but there were	09:59:48
6	a couple cases where that may be the case.	09:59:51
7	And they reiterated that this was the	09:59:54
8	first draft map, and so those are things that	09:59:56
9	can be worked on going forward.	09:59:58
10	Q. Do you know whether any changes were	10:00:00
11	made to the map that you were briefed on, I	10:00:09
12	think you said it was the day before	10:00:14
13	September 9th, before it was introduced on	10:00:16
14	September 9th?	10:00:19
15	A. Not to my knowledge.	10:00:20
16	Q. Was it your impression that Senator	10:00:22
17	Huffman had taken the lead on the map process	10:00:34
18	for the General Assembly plans?	10:00:38
19	A. Yes, that was my impression.	10:00:41
20	Q. And what was your understanding of	10:00:43
21	Speaker Cupp's role, if any, in the preparation	10:00:47
22	of the maps?	10:00:51
23	A. Well, certainly Speaker Cupp served as	10:00:52
24	the co-chair of the commission.	10:00:59
25	And my understanding is that the two	10:01:00

1 staffers who were primarily collaborating on 10:01:04
2 doing the mapmaking, the actual sort of 10:01:07
3 cartography, if you will, of drawing the maps, 10:01:12
4 were a House staff member named Blake 10:01:15
5 Springhetti, and a Senate staff member named, 10:01:18
6 Ray DiRossi. 10:01:21

7 One would assume, then, that the Speaker 10:01:22
8 and the President were working as partners in 10:01:24
9 the drafting process. 10:01:28

10 Q. Other than the briefing that you 10:01:30
11 described or any public hearings, did you ever 10:01:35
12 communicate with Mr. DiRossi about the 10:01:40
13 redistricting process in 2021? 10:01:43

14 A. You mean prior to the beginning of the 10:01:45
15 process? Or I guess clarify when you asked did 10:01:52
16 I communicate with DiRossi. 10:01:57

17 Q. Prior to the briefing that we were just 10:02:00
18 talking about, did you ever communicate with 10:02:03
19 Mr. DiRossi about the process of redistricting 10:02:05
20 in 2021? 10:02:09

21 A. In 2021, I did not communicate with 10:02:10
22 Mr. DiRossi prior to the introduction of the 10:02:15
23 map. 10:02:17

24 To be clear, Mr. DiRossi is a known 10:02:18
25 expert on redistricting. We had served -- when 10:02:22

1	I was a member of the Senate and he was a	10:02:27
2	Senate staffer, we had had conversations about	10:02:28
3	redistricting reform and that kind of thing.	10:02:32
4	But in the year 2021, and certainly once	10:02:34
5	the work of map drawing had begun, I did not	10:02:37
6	have any communication with Mr. DiRossi as he	10:02:39
7	was working on the maps, no.	10:02:43
8	Q. And then how about after the briefing	10:02:50
9	that you talked about, which occurred on or	10:02:52
10	about September 8th, as I understand? Did you	10:02:54
11	speak with Mr. DiRossi about the 2021	10:02:59
12	redistricting process other than at public	10:03:02
13	hearings?	10:03:04
14	A. In the briefing, I expressed some	10:03:04
15	concern that that map needed a lot of work.	10:03:07
16	I also stated that publicly in that	10:03:10
17	first briefing, in fact -- or in the first	10:03:13
18	commission meeting -- or not the first	10:03:16
19	commission meeting, rather the commission	10:03:18
20	meeting on the 9th, when that map was accepted	10:03:20
21	as the work product of the commission, I stated	10:03:23
22	publicly that this is, in my mind, a first	10:03:24
23	draft and needs substantial work.	10:03:27
24	Other than that, I did not communicate	10:03:29
25	with Mr. DiRossi.	10:03:31

1 Q. Did you have anyone communicate with 10:03:34
2 Mr. DiRossi on your behalf? 10:03:39

3 A. I know that there were a few times that 10:03:41
4 my chief legal counsel sent emails, but mostly 10:03:51
5 about commission meeting schedules, my desire 10:03:54
6 to -- my desire to get the opportunity to 10:03:59
7 collaborate on amendments to the map. 10:04:03

8 I expressed through my staff that I 10:04:07
9 wanted to work with those that were working on 10:04:09
10 the map to make amendments to it, but that was 10:04:15
11 the extent of our communication. 10:04:18

12 Q. What concerns about the map did you 10:04:20
13 express to Mr. DiRossi during the briefing on 10:04:24
14 September 8th? 10:04:28

15 A. My prime concern was that -- I mean, 10:04:29
16 again, the objective I had from the very 10:04:34
17 beginning was a sincere desire to work with the 10:04:37
18 other six members of the commission to reach a 10:04:42
19 ten-year consensus, bipartisan consensus map. 10:04:44

20 And my concerns that I expressed to 10:04:50
21 Mr. DiRossi were that the first draft of the 10:04:52
22 map that he had drawn I didn't think moved us 10:04:54
23 in the direction of finding that middle-ground 10:05:02
24 consensus significantly. 10:05:04

25 Q. What about the map you reviewed on 10:05:06

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

27

1 September 8th gave you concern in that regard? 10:05:09

2 A. First, when he told me that they had not 10:05:12

3 taken race data into account, that gave me 10:05:18

4 concerns because I knew that that was something 10:05:23

5 that our Democratic partners, and myself 10:05:26

6 included, would want to make sure that minority 10:05:29

7 opportunity districts were created. That gave 10:05:32

8 me concern. 10:05:35

9 And then also, although when he told me 10:05:35

10 that they didn't have sort of a partisan data 10:05:39

11 breakdown, by looking at the map, it concerned 10:05:44

12 me that perhaps, you know, the way that it had 10:05:48

13 been drawn would not be acceptable to our 10:05:53

14 minority counterparts. 10:05:57

15 And, again, my goal was that we worked 10:05:58

16 together in good faith to find that middle 10:06:01

17 ground that both the Democrats and the 10:06:03

18 Republicans can accept. 10:06:05

19 Q. Okay. And so as a long-term politician 10:06:08

20 in Ohio, by looking at the map, you could make 10:06:13

21 some assumptions about how it would perform 10:06:17

22 politically, even if you didn't have the data? 10:06:20

23 Is that fair to say? 10:06:23

24 A. I don't know if I consider myself a 10:06:24

25 long-term politician. Twelve years ago I was a 10:06:27

1 full-time student at Ohio State and a reservist 10:06:30
2 in the military. 10:06:33

3 But, yeah, given my knowledge of the 10:06:34
4 state of Ohio, I looked at it, and it seemed to 10:06:35
5 me that we had significant work to do before we 10:06:38
6 could reach a bipartisan consensus, based on 10:06:43
7 the first draft that was presented. 10:06:47

8 Q. You said that you spoke with Mr. DiRossi 10:06:48
9 about, I believe, constitutional reforms prior 10:06:54
10 to the beginning of the 2021 redistricting 10:06:58
11 process specifically. What did you and 10:07:02
12 Mr. DiRossi speak about? 10:07:04

13 A. Well, numerous conversations. And quite 10:07:06
14 honestly, I was one of the prime advocates for 10:07:09
15 redistricting reform. 10:07:16

16 It was something I worked on as a 10:07:18
17 freshman state senator and, in fact, had worked 10:07:20
18 with my Democratic counterparts to introduce a 10:07:25
19 bipartisan redistricting reform proposal in my 10:07:29
20 first General Assembly, worked consistently as 10:07:33
21 an advocate for redistricting reform throughout 10:07:39
22 my years in the Senate, and was instrumental in 10:07:42
23 the adoption and eventual passage of the 10:07:43
24 constitutional amendment that is now a part of 10:07:46
25 the Constitution. 10:07:49

1 So I have been extensively involved in 10:07:50
2 conversations about redistricting reform, 10:07:58
3 various iterations of redistricting reform, and 10:07:59
4 I've been a longtime proponent of reforming the 10:08:03
5 process. 10:08:07

6 Q. Why was redistricting reform so 10:08:08
7 important to you even from the beginning of 10:08:11
8 your more recent start, 12 years ago, in 10:08:13
9 politics? 10:08:16

10 A. I think it starts from my first race for 10:08:17
11 the Senate. I come from the Akron area in 10:08:26
12 Summit County, and I ran in a district that was 10:08:28
13 highly competitive. 10:08:31

14 I saw that many of my colleagues did not 10:08:32
15 have competitive districts. And I, for one, am 10:08:35
16 a believer in the power of competition to make 10:08:38
17 us all better. 10:08:42

18 I think competition works in the free 10:08:44
19 market, I think competition works on the 10:08:48
20 athletic field, and I think competition works 10:08:50
21 in politics to make us stronger. And so I 10:08:52
22 wanted to see a more competitive set of 10:08:55
23 districts. 10:08:58

24 I also didn't like the fact that it had 10:08:58
25 been throughout the decades sort of a one-party 10:09:04

1 exercise. I wanted to see a process that was 10:09:07
2 more consensus based. 10:09:12

3 I think throughout history, either party 10:09:14
4 that's had control of the process has, you 10:09:16
5 know -- has used that process to their 10:09:19
6 advantage, and one would suspect that that's 10:09:21
7 kind of the way the system had been set up 10:09:23
8 previously. 10:09:26

9 I wanted to see a new system created 10:09:27
10 that compelled Republicans and Democrats to sit 10:09:30
11 at the table as statesmen and women and to 10:09:33
12 reach compromise. That had been the spirit 10:09:36
13 that I brought to it from the very beginning, 10:09:38
14 and right up through the very eleventh hour, in 10:09:40
15 fact, eleventh-and-a-half hour, of this 10:09:43
16 process. 10:09:46

17 I had been working to try to reach that 10:09:46
18 consensus, to try to create opportunity for 10:09:49
19 that compromise, with the goal of reaching a 10:09:51
20 ten-year commission map with both Republican 10:09:55
21 and Democratic support. 10:09:58

22 Q. And as a proponent of the constitutional 10:10:00
23 amendments mid-decade, last decade, do you 10:10:03
24 understand that the intended effect of those 10:10:10
25 amendments on Ohio's redistricting process to 10:10:12

1 be the outcomes that you just talked about? 10:10:16

2 A. I know that what we wrote created a 10:10:19

3 multi-step process, where there was the best 10:10:25

4 outcome of a ten-year bipartisan consensus, but 10:10:34

5 also a constitutional process for a four-year 10:10:40

6 map without bipartisan support, because, 10:10:46

7 certainly, at some point there needs to be that 10:10:50

8 sort of finality. 10:10:52

9 Again, putting on my other hat as the 10:10:54

10 person in charge of running elections in Ohio 10:10:56

11 and working with all 88 of our county Boards of 10:10:58

12 Elections, there is a very real concern about 10:11:01

13 logistics and timing of getting new maps 10:11:04

14 approved and finalized so that the boards are 10:11:06

15 ready next spring to conduct primary elections. 10:11:09

16 And so there needs to be a finality to 10:11:12

17 this process. That finality exists in the 10:11:14

18 four-year map opportunity. I was very clear 10:11:18

19 when we did the constitutional amendment in the 10:11:21

20 middle of the last decade that that was not a 10:11:25

21 preferred outcome, but it was one of the 10:11:28

22 constitutional options available. 10:11:30

23 Q. It's fair to say that the amendments 10:11:32

24 were intended to prevent partisan 10:11:35

25 gerrymandering; isn't it? 10:11:39

1	MS. PFEIFFER: Objection. Calls for	10:11:47
2	speculation.	10:11:49
3	You can answer if you know.	10:11:49
4	THE WITNESS: Yeah, I think that the	10:11:51
5	goal of the redistricting amendment that was	10:11:51
6	put on the ballot was to create an opportunity	10:11:54
7	for bipartisan compromise.	10:11:56
8	And, again, I, for one, as a member of	10:11:58
9	the commission, was working very hard to try to	10:12:01
10	create that opportunity for bipartisan	10:12:03
11	compromise, consistent with my understanding of	10:12:05
12	what we passed last decade.	10:12:07
13	BY MR. STAFFORD:	10:12:07
14	Q. Secretary, to the best of your	10:12:16
15	knowledge, which individuals were involved in	10:12:17
16	preparing the General Assembly Plan introduced	10:12:19
17	by Senator Huffman?	10:12:22
18	A. To the best of my knowledge, it was the	10:12:29
19	four individuals I already named. It was	10:12:30
20	Speaker Cupp and his staff member, Blake	10:12:32
21	Springhetti, and it was President Huffman and	10:12:35
22	his staff member, Ray DiRossi.	10:12:38
23	Q. Do you have an understanding of the term	10:12:40
24	"mapper"?	10:12:42
25	A. Other than the common usage, one who	10:12:42

1 makes maps, I suppose I don't know of any other 10:12:48
2 meaning. 10:12:51

3 Q. To your knowledge, who were the mappers 10:12:52
4 for the Huffman plan, for the sake of clarity? 10:12:54

5 A. I guess I've never used the term 10:12:58
6 "mapper." I've used the term "mapmaker" or 10:13:04
7 "cartographers." But the people drawing the 10:13:07
8 map, doing the actual technical work of sitting 10:13:10
9 at a computer and GIS shapefile building, my 10:13:13
10 understanding is that those individuals were 10:13:19
11 Blake Springhetti and Ray DiRossi. 10:13:21

12 Q. Did you work with any mappers yourself? 10:13:24

13 A. Throughout the process, I had wanted to 10:13:26
14 be part of collaborating with those that were 10:13:37
15 making the maps. I was not given the 10:13:39
16 opportunity to do so. That is, with the two 10:13:42
17 mapmakers working on behalf of the Speaker and 10:13:48
18 the President. 10:13:50

19 Although repeatedly I had asked to be 10:13:51
20 part of that process and asked to collaborate 10:13:54
21 with them, I was not given the ability to do 10:13:57
22 so. 10:14:00

23 In the later days of the process, once 10:14:01
24 it became clear that they were going to exclude 10:14:03
25 me from the mapmaking, and because at that time 10:14:06

1 it was too late for my staff to set up their 10:14:12
2 own sort of mapmaking process and training and 10:14:13
3 expertise, would have been -- you know, it 10:14:18
4 would have been logistically impossible to put 10:14:20
5 that together at the last minute, I started 10:14:22
6 working with the members of the Minority 10:14:25
7 caucus, the Senate Democrats and House 10:14:30
8 Democrats and their mapmakers, in several 10:14:32
9 meetings that I had with them to at least try 10:14:37
10 to put some drafts down. 10:14:39

11 There was never a full plan completed as 10:14:41
12 a result of our work, but at least I was sort 10:14:43
13 of trying to collaborate with them and work 10:14:45
14 with them to see if there was an opportunity to 10:14:47
15 draft some things that could reach that 10:14:49
16 middle-ground compromise. 10:14:53

17 Q. And when you say that they prevented you 10:14:57
18 from participating or they excluded you from 10:14:59
19 the map drawing process, were you referring to 10:15:01
20 the Speaker and Senator Huffman? 10:15:04

21 A. Yes. 10:15:06

22 Q. Okay. When the map was introduced on 10:15:07
23 September 9th, did you believe that it still 10:15:13
24 required a lot of work, I think you put it? 10:15:16

25 A. I said that quite publicly in the 10:15:18

1 commission. In fact, when we voted to accept 10:15:26
2 that as the work product for the commission, I 10:15:28
3 stated very clearly on the record that this map 10:15:31
4 is very much a first draft, in my mind, and 10:15:35
5 needs substantial work. 10:15:38

6 Q. So once the map was adopted that you 10:15:48
7 thought needed substantial work on 10:15:50
8 September 9th, as you put it on the record, I 10:15:52
9 think you said, did you meet with any 10:15:54
10 commissioners to discuss the adopted map or 10:15:56
11 alternative proposals? 10:15:59

12 A. Yes, numerous times. 10:16:00

13 Q. Okay. Who did you meet with? 10:16:02

14 A. In the ensuing week and a half, I met 10:16:05
15 with every member of the commission at one 10:16:11
16 point or another, and in many cases on multiple 10:16:14
17 times. 10:16:17

18 There were a few days there where I was 10:16:19
19 basically at the statehouse all day, sort of 10:16:21
20 shuttling between offices, trying to find 10:16:24
21 opportunities for bringing the two parties 10:16:28
22 together on a -- on a -- again, on a consensus. 10:16:31

23 My goal was simply to try to find that 10:16:34
24 opportunity for some middle-ground compromise 10:16:37
25 to find a way to create a ten-year map. 10:16:47

1 Q. When you say you were looking for a 10:16:49
2 middle-ground compromise, what did you think 10:16:51
3 needed to be changed from the original version 10:16:54
4 of the map on September 9th that would 10:16:56
5 constitute a middle-ground compromise? 10:16:58

6 A. I identified three things that I thought 10:17:00
7 should be part of a basic framework, and what I 10:17:07
8 was initially trying to do was to get other 10:17:12
9 principals of the commission, other members of 10:17:14
10 the commission to have a conversation about 10:17:16
11 those three basic concepts. 10:17:20

12 And they are, in no particular order, 10:17:22
13 the concept of what the proportion of districts 10:17:24
14 are, one to another. 10:17:28

15 Meaning, I guess, what you would call -- 10:17:31
16 however you define them, and there are 10:17:34
17 different definitions of this -- a so-called 10:17:35
18 safe Republican district, a competitive 10:17:38
19 district, and a so-called safe Democratic 10:17:41
20 district. 10:17:44

21 So that was the first principle I wanted 10:17:45
22 people to sort of agree on and what that number 10:17:48
23 of proportionality might be. 10:17:50

24 The second one that I thought would be 10:17:52
25 an important topic for both sides to reach 10:17:53

1 agreement on is as it relates to minority 10:17:56
2 opportunity districts and creating those 10:17:59
3 minority opportunity districts. 10:18:01
4 And the third topic that I thought that 10:18:03
5 the commission members should be able to find 10:18:06
6 an agreement on related to not drawing 10:18:08
7 incumbents into the same district, at least 10:18:11
8 avoiding that where possible. 10:18:15
9 My mind was that if there could be a 10:18:17
10 basic agreement of certain numbers as it 10:18:20
11 relates to proportionality of a certain 10:18:23
12 handling of minority opportunity districts and 10:18:27
13 handling as it relates to drawing incumbents 10:18:30
14 together, that if we could reach an agreement 10:18:34
15 in principle on those three things, then maps 10:18:36
16 could be drawn that carry out that agreement. 10:18:39
17 So that was the framework of a basic 10:18:43
18 bipartisan agreement that I was trying to 10:18:46
19 encourage. I don't want to even say broker, 10:18:50
20 but trying to encourage. 10:18:53
21 Q. And you were trying to encourage a 10:18:59
22 conversation and ultimately an agreement around 10:19:01
23 those three principles because you believed 10:19:03
24 that the original map did not adequately embody 10:19:07
25 those three principles? 10:19:09

1 A. Well, no, it was because I had heard, 10:19:10
2 clearly, that the two Democratic members of the 10:19:13
3 commission were not willing to accept the 10:19:16
4 introduced map. And, again, the basic numbers 10:19:19
5 are that you have to reach a certain threshold 10:19:23
6 of votes, including two minority votes, to pass 10:19:26
7 a map. 10:19:29

8 So I was trying to get us to a place 10:19:29
9 where we could reach that threshold. 10:19:32

10 Q. And you believed yourself, personally, 10:19:35
11 that the map required a lot of work, correct? 10:19:37

12 A. As I stated. 10:19:39

13 (Deposition Exhibit No. 1 was marked for 10:19:39
14 identification.) 10:19:41

15 Q. Could we pull up the document marked 10:19:41
16 Huffman 3139 and mark it as Exhibit 1, please. 10:19:49

17 Secretary, could you review this and let 10:19:53
18 me know what it is. 10:20:51

19 A. Yeah, Mr. Stafford, I'm going to turn 10:20:52
20 around and use the screen behind me. 10:20:54

21 Q. Perfect, thank you. 10:20:56

22 And I'll direct your attention to the 10:21:25
23 email that starts this chain on the final page, 10:21:28
24 in particular. 10:21:30

25 A. Yes. Is there more? Okay. Give me a 10:21:40

1 second. 10:21:48

2 Yes. 10:22:12

3 Q. Okay. So what is this document? 10:22:13

4 A. This document is -- hold on. Now 10:22:14

5 there's a -- 10:22:19

6 Q. I'm sorry. Could you scroll back to the 10:22:19

7 second page. 10:22:21

8 A. Okay. 10:22:24

9 Q. Okay. So sorry. Go ahead and tell me. 10:22:25

10 What is this document? 10:22:27

11 A. This document is an email chain that, 10:22:28

12 based on what I just saw on the screen, was 10:22:32

13 initiated by my chief of staff -- at my 10:22:34

14 direction, I will add -- that was asking the 10:22:36

15 members of the commission for opportunities to 10:22:41

16 begin that collaboration that I thought was so 10:22:45

17 necessary, and I stated before. 10:22:47

18 So what you saw there was, again, my 10:22:49

19 chief of staff reaching out to the other 10:22:52

20 members of the commission, saying: Okay, now 10:22:54

21 there is this map that has been adopted as the 10:22:56

22 commission sort of work product. Now is when 10:22:59

23 the real roll-up-your-sleeves, 10:23:02

24 come-to-the-table, do-the-negotiating kind of 10:23:05

25 work needs to begin. 10:23:07

1 And I was trying to sort of spur that 10:23:08
2 along, and I was looking to create those 10:23:11
3 opportunities for members to start having those 10:23:15
4 very serious conversations about where we could 10:23:18
5 meet in the middle. 10:23:20

6 The response to that was from the 10:23:22
7 Senate, I believe, Democratic staff, who 10:23:26
8 invited us to come over, which we then did, to 10:23:28
9 start working on finding some of those areas of 10:23:33
10 agreement or work on areas where there were 10:23:37
11 disagreements. 10:23:39

12 Q. And for the sake of the record, Merle 10:23:44
13 Madrid is your chief of staff? 10:23:47

14 A. That's correct. 10:23:49

15 Q. Okay. And did I pronounce that 10:23:49
16 directly? 10:23:51

17 A. You did. 10:23:51

18 Q. Okay, perfect. 10:23:58

19 When you spoke with the Democratic 10:23:59
20 commissioners and their staff, was there 10:24:00
21 discussion of what proportionality meant? 10:24:03

22 A. I don't recall a specific conversation 10:24:08
23 about what proportionality meant. 10:24:18

24 I can tell you that I introduced the 10:24:21
25 idea and was trying to get a conversation going 10:24:23

1 among various commission members, including the 10:24:26
2 Democratic members, that for the purpose of a 10:24:28
3 proportionality conversation, that we should 10:24:32
4 consider sort of the following framework. 10:24:36

5 We should define what constitutes a 10:24:39
6 competitive district, and I was open to what 10:24:42
7 that might be. 10:24:45

8 Because, again, to start, I think it's 10:24:46
9 kind of a fiction or a fallacy that we assume 10:24:49
10 that we know how the voters are going to vote, 10:24:52
11 right? Candidates matter, campaigns matter, 10:24:55
12 the sort of prevailing mood of the state 10:24:58
13 matters in elections. 10:25:00

14 I, for one, am an example of this. I 10:25:02
15 won in a heavily Democratic district when I was 10:25:05
16 initially elected to the State Senate. 10:25:08

17 So I thought that we should, for the 10:25:09
18 purpose of any proportionality conversation, 10:25:11
19 define "competitive," 55/45, 46/52, whatever 10:25:14
20 that might be, or 46/50 -- you know, however -- 10:25:20
21 however we wanted to define "competitive," and 10:25:25
22 then take the number of seats that meet that 10:25:28
23 competitive definition sort of off the table. 10:25:32

24 These are simply competitive seats, so 10:25:36
25 go compete for them. And then restrain our 10:25:39

1 proportionality conversation to looking at 10:25:42
2 those that were outside of the competitive 10:25:44
3 range and then, by definition, become safe 10:25:47
4 Republican seats or safe Democratic seats. 10:25:50

5 So what I was trying to do, and I 10:25:52
6 thought this might be a way to create a 10:25:54
7 consensus on, you know, how we're going to 10:25:58
8 define this, define "competitive," put those 10:26:02
9 aside, and then constrain our conversation 10:26:04
10 about proportionality to those that meet the 10:26:07
11 definition of a safe seat. 10:26:09

12 Q. Did any commissioner prior to the 10:26:13
13 adoption of the General Assembly Plan tell you 10:26:15
14 that they agreed with that definition of 10:26:19
15 proportionality? 10:26:20

16 A. No, not specifically. When I brought 10:26:21
17 that up, there were head nods and, you know, 10:26:24
18 sort of, oh, that's a novel or interesting 10:26:27
19 idea. 10:26:30

20 But, no, that was never an agreed-to 10:26:30
21 sort of framework for defining proportionality. 10:26:33

22 Q. And prior to the adoption of the plan on 10:26:37
23 September 15th, did you conduct any analysis or 10:26:40
24 have your staff conduct any analysis of whether 10:26:45
25 the plan met that definition of proportionality 10:26:49

1 that you just laid out? 10:26:53

2 A. A lot of different analyses were 10:26:55

3 conducted. Some we were privileged to as a 10:26:59

4 result of the public hearings. There were 10:27:03

5 hundreds, I think, of members of the public 10:27:06

6 came up and offered their own analysis. 10:27:08

7 There was a question of sort of what 10:27:12

8 data do you consider as it relates to 10:27:15

9 proportionality, and there were some different 10:27:18

10 ways of approaching that as far as the ten-year 10:27:21

11 lookback or, you know, do you take out the 10:27:24

12 extremes on both ends when you average things 10:27:28

13 together. There were all those kind of 10:27:31

14 conversations. 10:27:34

15 But there was not a specific analysis 10:27:35

16 that I did of the September 9th map regarding 10:27:36

17 whether it meant that criteria that I've laid 10:27:40

18 out, no. 10:27:44

19 Q. And same question as to the 10:27:45

20 September 16th map, I think it was adopted 10:27:48

21 shortly after midnight, the final map. Did you 10:27:51

22 conduct any analysis of that? 10:27:54

23 A. My efforts at that point were dedicated 10:27:56

24 to trying to find opportunities for compromise. 10:28:02

25 And so what I had spent my time on, on 10:28:09

1 the 15th and the 14th and the 13th, was trying 10:28:12
2 to bring people together around common 10:28:15
3 principles and trying to find those 10:28:19
4 opportunities for compromise. 10:28:21

5 I had not conducted nor had my staff 10:28:23
6 conduct a detailed analysis of the map that was 10:28:26
7 passed on the 15th. 10:28:29

8 Q. And during those discussions and efforts 10:28:33
9 that you talked about, did any other commission 10:28:38
10 member share with you a proportionality 10:28:41
11 analysis before the final votes on the 15th and 10:28:44
12 the 16th? 10:28:50

13 A. A proportion -- I guess I'm going to ask 10:28:50
14 you the question, Mr. Stafford: Are you saying 10:28:58
15 a proportionality analysis of that map that was 10:28:59
16 finally adopted? 10:29:03

17 Q. That is correct. 10:29:04

18 A. I don't recall specifically. There have 10:29:04
19 been a lot of numbers thrown around, either 10:29:11
20 from members of the public or commission 10:29:13
21 members. I had taken a lot of those into 10:29:16
22 consideration. I don't think any of them was 10:29:19
23 viewed as the definitive number, though. So I 10:29:21
24 don't have a specific recollection of that 10:29:24
25 analysis. 10:29:25

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

45

1	Q. You're aware that Senator Sykes	10:29:26
2	introduced a General Assembly Plan on or about	10:29:32
3	the 1st of September?	10:29:36
4	A. I am aware.	10:29:38
5	Q. Okay. Did you speak with any	10:29:40
6	representatives of the Democratic caucus	10:29:42
7	regarding the Sykes plan?	10:29:45
8	A. I did.	10:29:47
9	Q. Did you provide any suggestions	10:29:50
10	regarding that initial plan on September 1st	10:29:51
11	that was introduced?	10:29:55
12	A. Again, during the various iterations of	10:29:55
13	trying to find space for compromise, right,	10:30:02
14	which is a very complex, sort of	10:30:05
15	multidimensional negotiation here, I looked at	10:30:08
16	and discussed the September 9th plan that had	10:30:14
17	been introduced by President Huffman and	10:30:17
18	opportunities to modify that to maybe reach	10:30:21
19	something that both sides could agree with.	10:30:25
20	And also had conversations about the	10:30:28
21	September 1st Sykes plan, which I think was	10:30:31
22	then subsequently amended a couple days later	10:30:33
23	to correct some mistakes that had been made in	10:30:35
24	it. So whether it was the 1st or the 3rd, but	10:30:37
25	the Sykes plan, and again to look at ideas,	10:30:42

1 iterations, move this line here, move this line 10:30:45
2 there, to see whether there was an opportunity 10:30:48
3 to use that map as the basis of finding that 10:30:50
4 compromise. 10:30:53
5 Ideas, brainstorming occurred with both 10:30:54
6 set of maps, again with the spirit of trying to 10:30:59
7 find that opportunity to reach a compromise. 10:31:02
8 Q. And you're aware that Senator Sykes 10:31:05
9 introduced an amended plan on or about 10:31:08
10 September 15th? 10:31:12
11 A. Yes. On the evening of the 15th, I 10:31:14
12 recall seeing an amended plan proposed by 10:31:26
13 Senator Sykes. 10:31:28
14 Q. And have you reviewed that amended plan? 10:31:30
15 A. Again, at this point, we're talking 10:31:32
16 about the evening of the 15th, we're talking 10:31:37
17 about a amended plan from Senator Sykes, and at 10:31:41
18 the same time we were getting an amended plan 10:31:47
19 from Senator Huffman. 10:31:49
20 There were very initial and sort of 10:31:52
21 quick reviews that I and my staff conducted of 10:31:55
22 those, as I was simultaneously shuttling 10:32:00
23 between offices at the statehouse, trying to 10:32:04
24 find, still, in that late hour, opportunities 10:32:08
25 for a compromise. 10:32:10

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

47

1	Q. And as you sit here today, are you aware	10:32:11
2	as to whether the amended plan included	10:32:17
3	suggestions that you had made? The Sykes plan.	10:32:19
4	A. Yeah, I was told that it included	10:32:22
5	suggestions that I had made. I don't know to	10:32:26
6	what extent, and certainly it wasn't sort of	10:32:29
7	"my plan."	10:32:33
8	In many hours of sort of brainstorming	10:32:35
9	with the mapmakers, there had been: Hey, if we	10:32:38
10	did this, I may be able to get my side to	10:32:42
11	accept it. Can your side accept it?	10:32:44
12	These kind of general conversations.	10:32:47
13	But, again, the specificity of going	10:32:49
14	down to sort of pinpoint, ground-level accuracy	10:32:53
15	and drawing lines and whatever else, that was	10:32:57
16	not my work product.	10:32:59
17	General concepts were, hey, if we	10:33:01
18	include this community, we may be able to sell	10:33:03
19	that to our side. Or, hey, if we keep these	10:33:06
20	communities of interest together, that may be	10:33:08
21	more acceptable to my side. Or, hey, if we	10:33:10
22	create a plan that doesn't draw these two	10:33:14
23	incumbents together, that may be seen as more	10:33:16
24	friendly by my side.	10:33:19
25	Those are some of the broad concepts	10:33:21

1 that were discussed. 10:33:23

2 I know that, again, it was said that 10:33:25

3 those ideas were included in the plan that 10:33:29

4 Senator Sykes introduced on the 15th. So what 10:33:34

5 level of detail, I don't know. 10:33:39

6 Q. At any point have you reviewed it to see 10:33:41

7 the answer to that question? 10:33:46

8 A. Yeah, I did that night, briefly. But it 10:33:48

9 was also clear to me at that point that that 10:33:52

10 plan was not acceptable to a majority of the 10:33:54

11 other members of the commission. 10:33:57

12 And so I focused my effort, because time 10:34:00

13 was precious at that point, on trying to find 10:34:04

14 opportunities to, you know, to reach a 10:34:07

15 consensus. 10:34:09

16 And at that point I was also pushing for 10:34:10

17 us to go past the deadline. Candidly, I had 10:34:14

18 made an effort to say, well, we still have work 10:34:18

19 to do here, and the clock is running out; so 10:34:21

20 let's get members of the commission to agree 10:34:23

21 that we'll table this tonight and that we'll 10:34:26

22 convene a meeting tomorrow morning to start, 10:34:29

23 you know, start again. 10:34:32

24 So, no, as far as a detailed analysis of 10:34:33

25 that, there was not time for that on the 10:34:37

1	evening of the 15th. And subsequent to that, I	10:34:39
2	have not engaged in such an effort because the	10:34:42
3	commission had already passed maps.	10:34:44
4	Q. Okay. I want to make sure we have an	10:34:50
5	understanding of the basic timeline of the	10:34:53
6	committee's actions in passing maps on the 15th	10:34:54
7	and 16th.	10:34:57
8	So as we discussed, the committee voted	10:35:00
9	to adopt an initial version of the General	10:35:02
10	Assembly Plan on September 9th; is that right?	10:35:05
11	A. That's correct.	10:35:07
12	And I know the word "adopt" is the word	10:35:09
13	that is used in the law, and I understand what	10:35:12
14	that means; but I've always said that this is	10:35:17
15	kind of like a bill being introduced with the	10:35:21
16	full knowledge that there is an amendment	10:35:23
17	process.	10:35:28
18	So I always considered that a work	10:35:28
19	product, the initial draft, the sort of first	10:35:30
20	draft. And that was, in fact, adopted by the	10:35:32
21	commission on the 9th.	10:35:34
22	Q. And then on September 15th, Speaker	10:35:36
23	Huffman presented a motion to amend that plan,	10:35:40
24	correct?	10:35:43
25	A. That is correct.	10:35:43

1 Q. And that motion passed by a 5-2 vote of 10:35:45
2 the commission along party lines; is that 10:35:50
3 right? 10:35:53
4 A. That is correct. 10:35:53
5 Q. There was a second vote on the 15th, and 10:35:54
6 that was whether to approve the amended General 10:35:58
7 Assembly Plan introduced by Speaker Huffman; is 10:36:02
8 that right? 10:36:07
9 I'm sorry, I didn't hear you. 10:36:11
10 A. Yes, that's correct. 10:36:13
11 Q. Okay. Thank you. 10:36:14
12 And you voted to adopt that amended 10:36:15
13 plan, correct? 10:36:18
14 A. Correct. 10:36:18
15 Q. And the commission voted to adopt that 10:36:19
16 amended plan on a, again, 5-2 party line vote, 10:36:23
17 correct? 10:36:27
18 A. Correct. 10:36:27
19 Q. The third and final vote was about 10:36:29
20 statements accompanying the adopted General 10:36:33
21 Assembly Plan; is that right? 10:36:37
22 A. That's correct. 10:36:38
23 And it's worth clarifying that those 10:36:41
24 were unanimous, and it was simply to accept 10:36:44
25 those as statements, not to approve the content 10:36:47

1 contained therein. 10:36:50

2 Q. And specifically to accept into the 10:36:52

3 record the commission statement and the 10:36:54

4 dissenting members' statement? 10:36:57

5 A. Correct. 10:37:01

6 Q. We've talked a bit about proportionality 10:37:02

7 under the Ohio Constitution. Was the 10:37:10

8 commission provided any guidance about the 10:37:14

9 standard of proportionality to be used? 10:37:20

10 A. We were not. 10:37:22

11 Q. Okay. You talked about some of the 10:37:23

12 principles that you tried to build consensus 10:37:30

13 around, including an understanding of 10:37:33

14 proportionality. 10:37:35

15 Did Senator Huffman or Speaker Cupp 10:37:37

16 provide any information to you about a standard 10:37:40

17 proportionality that they were using prior to 10:37:44

18 the final statement that you saw? 10:37:47

19 A. No, they did not. And I had asked for 10:37:48

20 that, candidly, and had not received it. 10:37:57

21 Q. When did you ask for that statement? 10:38:01

22 A. If I recall correctly, initially on -- I 10:38:03

23 believe it was the day before the map was 10:38:09

24 adopted on the 9th. So when that briefing had 10:38:11

25 occurred on the 8th. 10:38:15

1 And, again, throughout -- I don't have 10:38:18
2 specific recollection of the dates, but I had 10:38:21
3 asked sort of what criteria are you all using 10:38:23
4 to evaluate proportionality? What data are you 10:38:29
5 using to determine what the voting pattern of 10:38:33
6 the state of Ohio is? 10:38:38

7 I thought that we should be able to, at 10:38:40
8 least, sort of have a common framework of where 10:38:43
9 those numbers are, but those were not provided. 10:38:45

10 Q. So you were not provided a statement, as 10:38:48
11 you've testified to. Am I right in 10:38:52
12 understanding that you were not provided 10:38:54
13 information about the data that was being used 10:38:56
14 to assess that information? 10:38:59

15 A. I was provided no information about what 10:39:00
16 data or considerations were going into 10:39:06
17 proportionality considerations related to the 10:39:11
18 mapmaking work that was being done by President 10:39:14
19 Huffman or Speaker Cupp. 10:39:19

20 Q. So if you weren't provided any of the 10:39:20
21 information you were asking for, did you 10:39:22
22 receive any response in request to those 10:39:25
23 inquiries? 10:39:27

24 A. No. 10:39:28

25 Q. So were these in-person requests that 10:39:28

1 you were making? 10:39:33

2 A. Yeah, if I recall correctly, it had been 10:39:34

3 a couple times like, hey -- more of a -- not an 10:39:40

4 official communique, but more of a casual 10:39:43

5 conversation of, hey, I'd love to see the 10:39:46

6 numbers that you all are considering here 10:39:49

7 because we should have a common framework. 10:39:51

8 But, again, I think one or two times I 10:39:53

9 had asked for that and was told that "We're 10:39:55

10 still working on it" or "We're still 10:39:57

11 determining that," or what have you. 10:40:00

12 Q. Did you ever inquire to anyone whether 10:40:01

13 the map drawers were attempting to avoid 10:40:05

14 drawing maps that would advantage or 10:40:08

15 disadvantage a political party? 10:40:10

16 A. I didn't have that specific 10:40:12

17 conversation, no. 10:40:15

18 Q. Did you ever inquire to anybody how, if 10:40:16

19 at all, the map drawers were attempting to 10:40:19

20 avoid drawing maps that would advantage or 10:40:22

21 disadvantage a political party? 10:40:25

22 A. No, I didn't have that specific 10:40:26

23 conversation with anyone. 10:40:28

24 Q. Okay. Now you are, sitting here today, 10:40:29

25 familiar with the statement that was released 10:40:40

1 regarding how the commission measured partisan 10:40:44
2 proportionality? 10:40:49
3 A. I am now familiar with that statement, 10:40:50
4 yes. 10:40:51
5 Q. When did you first see that statement? 10:40:52
6 A. A minute before I voted on it. 10:40:57
7 Q. Okay. Did you have an opportunity to 10:41:03
8 read the statement before you voted? 10:41:06
9 A. I did, but only once. It was presented, 10:41:09
10 I reviewed it. And then, again, my 10:41:16
11 understanding is that we were accepting it into 10:41:22
12 the record as a statement, not voting to agree 10:41:24
13 that these are -- that I agree with this 10:41:29
14 statement. 10:41:32
15 So under that rationale, I accepted it, 10:41:32
16 which, again, unanimously the commission did, 10:41:36
17 accepted this as the statement. 10:41:39
18 Q. Okay. So fair to say you weren't 10:41:41
19 involved in the drafting of that statement that 10:41:44
20 you first saw a minute before you had to cast a 10:41:46
21 vote? 10:41:49
22 A. Hundred percent, not involved in the 10:41:50
23 drafting of that statement. 10:41:52
24 Q. Okay. And so probably also fair to say 10:41:53
25 that you had no opportunity to provide input 10:41:56

1	into that statement?	10:41:58
2	A. No opportunity to provide input into	10:42:00
3	that statement.	10:42:03
4	Q. Okay. Do you have any personal	10:42:04
5	knowledge about whether or how the persons who	10:42:07
6	drew the maps that were adopted on the evening	10:42:10
7	of September 15th, early morning of	10:42:14
8	September 16th, how, if at all, those people	10:42:17
9	were attempting to comply with the	10:42:19
10	proportionality standard?	10:42:21
11	A. No personal knowledge of that.	10:42:23
12	Q. In these circumstances, do you think	10:42:26
13	that you were provided a fair opportunity to	10:42:28
14	ensure that the commission was meeting the	10:42:30
15	proportionality standard?	10:42:34
16	A. Can I ask you to restate the question.	10:42:35
17	Q. In the circumstances that you've	10:42:41
18	described, where you weren't provided any	10:42:43
19	information about the data that was being used	10:42:46
20	to assess proportionality, and you weren't	10:42:50
21	provided the statement until shortly before the	10:42:54
22	vote, do you think that you were provided a	10:42:57
23	fair opportunity to ensure that the commission	10:42:59
24	was complying with the proportionality	10:43:02
25	standard?	10:43:06

1 MS. PFEIFFER: I'm going to object to 10:43:06
2 that question to the extent that it assumes 10:43:07
3 some kind of a proportionality requirement. 10:43:10
4 BY MR. STAFFORD: 10:43:16
5 Q. You can go ahead and answer. 10:43:16
6 A. My counsel has objected as to whether 10:43:18
7 there is a proportionality requirement, so I'm 10:43:27
8 not going to answer to the existence of a 10:43:30
9 proportionality requirement. 10:43:34
10 I'll answer the component of your 10:43:38
11 question about whether I received an 10:43:39
12 opportunity to collaborate on the mapmaking and 10:43:41
13 the statement making, and I had no opportunity 10:43:43
14 to collaborate on that, and that was something 10:43:45
15 that was disappointing to me. 10:43:47
16 Q. And you said that one of the principles 10:43:49
17 that you were trying to build consensus around 10:43:53
18 was a common understanding of proportionality. 10:43:55
19 And so do you think in the circumstances 10:43:58
20 that you were provided a fair opportunity to 10:44:01
21 assess whether the plan, as adopted, met your 10:44:04
22 understanding of a proportionality standard? 10:44:10
23 A. My work to try to define common 10:44:12
24 principles of proportionality were under the 10:44:18
25 assumption that that's something that both 10:44:24

1 sides might care about, and so I wanted to try 10:44:26
2 to reach a compromise and a consensus where 10:44:29
3 both sides could agree. 10:44:32
4 So because I knew that was something 10:44:33
5 both sides were going to potentially care 10:44:35
6 about, that's why that was something that I had 10:44:38
7 made part of the conversation. 10:44:40
8 Q. Is it something that you personally 10:44:42
9 cared about? 10:44:44
10 A. Of course, sure. 10:44:44
11 Q. Okay. 10:44:46
12 A. As my understanding of the 10:44:48
13 constitutional requirements for a four-year 10:44:52
14 map, make any of those considerations secondary 10:44:55
15 to the prime considerations that are laid out 10:44:59
16 in the other sections; and that because those 10:45:02
17 are secondary, they're not a hard requirement 10:45:06
18 for passage of a four-year map. 10:45:08
19 And so, you know, that was the 10:45:11
20 understanding which I had when I voted in favor 10:45:13
21 of that four-year map; that those secondary 10:45:16
22 standards were not requirements but secondary 10:45:21
23 standards, but that the sort of technical 10:45:23
24 standards had been met. 10:45:26
25 Q. So is it your understanding that if a 10:45:28

1 majority of the commission decides that it's 10:45:30
2 just not interested in attempting to achieve 10:45:33
3 any sort of partisan proportionality, it can 10:45:36
4 not implement those standards and pass a 10:45:42
5 four-year plan? 10:45:44

6 MS. PFEIFFER: Objection. Vague. 10:45:45
7 Speculative. He can answer to the extent that 10:45:46
8 he knows. 10:45:48

9 THE WITNESS: To the extent that I know, 10:45:49
10 my understanding is that the standards, as it 10:45:50
11 relates to proportionality, are secondary to 10:45:55
12 the primary concerns that are laid out in the 10:45:59
13 Constitution that have to do with splits, 10:46:04
14 contiguity, you know, requirements to not split 10:46:06
15 communities, all of those other sort of 10:46:12
16 mapmaking considerations that are set out as 10:46:18
17 primary in the constitution. 10:46:20

18 BY MS. PFEIFFER: 10:46:23

19 Q. Sitting here today, are you aware that 10:46:23
20 one of the metrics for partisan proportionality 10:46:25
21 that the commission statement utilizes is the 10:46:30
22 overall number of Republican candidates that 10:46:32
23 had won statewide office in the past ten years 10:46:35
24 as compared to the Democrats that had won? 10:46:38

25 A. I am aware. 10:46:40

1 Q. When did you first become aware that 10:46:41
2 this is a metric that might be used? 10:46:45

3 A. Moments before the vote to accept that 10:46:46
4 statement. 10:46:51

5 Q. Okay. When you first were handed a copy 10:46:52
6 of the statement, shortly before the vote, you 10:46:57
7 mean? 10:46:59

8 A. Correct, yeah. And if you review the 10:46:59
9 video of the commission meeting, we were handed 10:47:03
10 that, I reviewed it, I asked President Huffman 10:47:05
11 questions about it, because this sparked my 10:47:09
12 curiosity having sort of seen it for the first 10:47:13
13 time. So I asked President Huffman one or two 10:47:15
14 questions about it, and then we voted to accept 10:47:19
15 that statement. 10:47:22

16 (Deposition Exhibit No. 2 was marked for 10:47:22
17 identification.) 10:47:41

18 MR. STAFFORD: Could you please display 10:47:41
19 the document entitled GOV2066 and mark it as 10:47:44
20 Exhibit 2. 10:47:48

21 THE VIDEOTECH: I see a GOV2062. 10:48:16

22 MR. STAFFORD: Yes. Apologies. That's 10:48:20
23 correct. 10:48:21

24 THE VIDEOTECH: Thank you. 10:48:22

25 (Discussion with Videotech held off the 10:48:22

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

60

1	written record.)	10:48:22
2	MS. KEENAN: To the extent we're not off	10:50:06
3	the record, can we go off the record while	10:50:07
4	we're figuring out the technological snafu,	10:50:09
5	just to save the time?	10:50:12
6	MR. STAFFORD: Sure, let's go off the	10:50:13
7	record.	10:50:14
8	THE VIDEOGRAPHER: Going off the record.	10:50:17
9	The time is 10:50.	10:50:19
10	(Recess ensued from 10:50 a.m.	10:51:31
11	to 11:04 a.m.)	11:04:35
12	THE VIDEOGRAPHER: Going back on the	11:04:35
13	record. The time is 11:04.	11:04:43
14	BY MR. STAFFORD:	11:04:46
15	Q. Secretary, I believe you have on the	11:04:47
16	screen a document that has been marked as	11:04:49
17	Exhibit 2. And I'm not going to ask questions	11:04:52
18	about the substance of this document, I just	11:04:56
19	want to make sure I understand what it is.	11:04:59
20	So am I right that this document	11:05:01
21	consists of text exchanges between yourself and	11:05:03
22	others?	11:05:06
23	A. I see the names of -- hold on. Let me	11:05:07
24	read the content of this.	11:05:25
25	Okay. Well, I know this one between	11:05:27

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

61

1	Leader Sykes and myself is one that I sent,	11:05:31
2	yeah.	11:05:35
3	Q. And so if you go to page 2066, for	11:05:39
4	example.	11:05:43
5	A. Okay. I'm on it.	11:05:50
6	Q. Okay. So there is an exchange here	11:05:51
7	between yourself and Merle Madrid; is that	11:05:53
8	right?	11:05:57
9	A. That's what I see, yeah.	11:05:57
10	Q. Okay. And so when we're looking at	11:05:59
11	this, on the left side of the document are the	11:06:03
12	texts from the other individual?	11:06:07
13	A. Correct, yeah. On the left of what I'm	11:06:09
14	seeing shows from Merle Madrid in gray, and	11:06:12
15	from me in blue.	11:06:16
16	Q. And in the middle of the page, we see	11:06:17
17	the dates on which a text is exchanged; is that	11:06:21
18	right?	11:06:24
19	A. Correct.	11:06:24
20	Q. Okay. Okay. Just give me just a	11:06:26
21	moment.	11:06:31
22	A. Yeah, I can tell it's mine because it's	11:06:35
23	in military time.	11:06:37
24	Q. Okay. Mr. Secretary, on behalf of the	11:06:40
25	Bennett relators, I do not have any other	11:07:15

1 questions. I believe counsel for other 11:07:19
2 relators may have some questions. 11:07:21
3 A. Thank you, Mr. Stafford. 11:07:27
4 MR. STAFFORD: Thank you for your time. 11:07:28
5 THE WITNESS: You as well. 11:07:29
6 MS. KEENAN: This is Megan Keenan of 11:07:30
7 Covington & Burling. I know we're going to be 11:07:39
8 questioning next. But give me a quick second 11:07:41
9 with my team to confirm whether we want a break 11:07:44
10 between questioners. Can we go off the record 11:07:48
11 while I confirm with my team? 11:07:56
12 MS. PFEIFFER: We just got back from a 11:08:01
13 break. We're not interested in breaking again. 11:08:02
14 So we're not agreed to go off the record. The 11:08:05
15 time is still ticking. 11:08:07
16 MS. KEENAN: Okay. We'll start with our 11:08:09
17 questions, then. 11:08:24
18 11:08:24
19 EXAMINATION 11:08:27
20 BY MS. KEENAN: 11:08:27
21 Q. I want to keep this document in front of 11:08:27
22 us, first. Still, I just want to talk about 11:08:29
23 what the document is, not about any of the 11:08:31
24 content. But specifically I'd like you to 11:08:33
25 authenticate another one of the pages. Give me 11:08:35

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

63

1	one second to find it.	11:08:39
2	Could you go to the last page in the	11:08:46
3	document. Bates stamp ends with 2075.	11:08:47
4	A. We're there.	11:08:55
5	Q. Let me know when you're there.	11:08:56
6	You'd agree these are messages from you	11:08:58
7	on the right side in blue, right?	11:09:00
8	A. Yes.	11:09:01
9	Q. And to Merle Madrid, your chief of	11:09:07
10	staff?	11:09:10
11	A. Yes.	11:09:10
12	Q. His messages are the one in gray on the	11:09:15
13	left, right?	11:09:19
14	A. Correct. With the tap back of thumbs	11:09:19
15	up, indicating a response from me as well.	11:09:22
16	Q. Thank you. You'd agree these were sent	11:09:25
17	on Wednesday, September 15th, at military time	11:09:28
18	23 -- I believe that says 36; is that right?	11:09:32
19	A. Yes. 11:36 p.m.	11:09:35
20	Q. Right. So I'm okay to set this document	11:09:38
21	aside now.	11:09:44
22	I want to go back to a couple things	11:09:45
23	that Mr. Stafford asked you about earlier	11:09:47
24	today.	11:09:49
25	You said that you didn't personally	11:09:50

1 communicate with Huffman or Cupp or their staff 11:09:51
2 about that September 9th map before it was 11:09:54
3 introduced. 11:09:57
4 To your knowledge, did any of your staff 11:09:57
5 members communicate with their staff members 11:10:00
6 about that map prior to its introduction? 11:10:02
7 A. The only -- the only communication to my 11:10:04
8 knowledge was us expressing a desire to 11:10:11
9 collaborate with them on the drafting of that 11:10:13
10 map, but we were not given the opportunity to 11:10:15
11 do so. When we had reached out saying, hey, 11:10:18
12 we'd like to meet so we can give some input on 11:10:23
13 this, we were not given the opportunity to do 11:10:25
14 so. 11:10:27
15 Q. Okay. And relatedly, I want to talk a 11:10:28
16 bit about how your compromised efforts played 11:10:32
17 out in practice. 11:10:35
18 You talked a lot in hearings and today 11:10:36
19 about how you were hoping to compromise, and 11:10:38
20 you mentioned earlier that the Democrats at 11:10:40
21 least purported to revise their map in response 11:10:43
22 to your suggestions; is that right? 11:10:46
23 A. Yeah, my understanding is that they took 11:10:48
24 into consideration some of the suggestions that 11:10:52
25 I had made in the introduction of their final 11:10:54

1 map on the 15th. 11:10:59

2 Q. Right. And so I want to talk about the 11:11:01

3 Republican map. When you saw their map on 11:11:04

4 September 8th, and again on September 9th, you 11:11:07

5 said the map at that point needed a lot of 11:11:09

6 work; right? 11:11:11

7 A. That's correct. 11:11:14

8 Q. Did you still think that map needed a 11:11:15

9 lot of work when you saw it on September 15th? 11:11:18

10 A. Ms. Keenan, when I said on the 9th that 11:11:20

11 it needs a lot of work, what I meant was in 11:11:28

12 order to reach a bipartisan compromise, this 11:11:30

13 map will need a lot of work. 11:11:33

14 And the map that was adopted and passed 11:11:35

15 on the 15th, of course, did not pass with a 11:11:37

16 bipartisan majority. And so, were that map to 11:11:41

17 have reached that bipartisan majority, it would 11:11:46

18 have needed a lot more work, sure. 11:11:49

19 Q. Right. So that substantial work that 11:11:51

20 you thought needed to be done to get to a 11:11:54

21 bipartisan map never happened, right? 11:11:56

22 A. My objective from the beginning was 11:11:58

23 clear to work with my commission colleagues, in 11:12:00

24 good faith, to reach a ten-year bipartisan 11:12:04

25 consensus map. Evidently, the -- you know, the 11:12:08

1 efforts fell short. 11:12:12

2 Q. I see there are some papers on the desk 11:12:13

3 in front of you. Could you tell us what you 11:12:20

4 have in front of you? 11:12:22

5 A. Yeah. I've got a list of all of the 11:12:23

6 names, to the best of my knowledge, of who all 11:12:26

7 is participating today because I was trying to 11:12:28

8 keep track of all of that. And then I've got a 11:12:30

9 blank notepad and an unmarked manilla folder. 11:12:33

10 On the blank notepad, I wrote the name of the 11:12:38

11 videographer, and I've written the numbers of 11:12:41

12 the exhibits that were presented. 11:12:47

13 And I wrote your name, Ms. Keenan, so 11:12:49

14 that I could recall it as we were going through 11:12:51

15 these questions. 11:12:53

16 Q. Okay. And so we could see on the video, 11:12:55

17 but for the record, can you confirm you have 11:12:57

18 some notes on the paper in front of you that 11:12:59

19 you just discussed? 11:13:01

20 A. Yeah, but only the items that I just 11:13:02

21 discussed for you. Nothing that I walked into 11:13:04

22 the room with. 11:13:06

23 Q. Okay. 11:13:07

24 MS. KEENAN: Counsel, we would request 11:13:08

25 production of those notes just to confirm. 11:13:12

1 MS. PFEIFFER: That's fine. 11:13:15

2 MS. KEENAN: Give me one moment here. 11:13:16

3 Okay. I think that's all for the League 11:14:08

4 of Women Voters relators as well. We're ready 11:14:10

5 to go off the record to hand it over to 11:14:13

6 Mr. Funari. 11:14:18

7 MR. FUNARI: Thank you, Megan. Let me 11:14:21

8 give the videographer a minute to pan in. Let 11:14:23

9 me know when you're ready. 11:14:28

10 MS. PFEIFFER: We're ready. 11:14:37

11 11:14:37

12 EXAMINATION 11:08:27

13 BY MR. FUNARI: 11:08:27

14 Q. Good morning, Secretary LaRose. My name 11:14:39

15 is Brad Funari. I'm with the law firm of Reed 11:14:41

16 Smith. I represent the relators in the 1210 11:14:44

17 action brought by the Ohio Organizing 11:14:49

18 Collaborative. 11:14:52

19 I am sitting in Pittsburgh. So I hope 11:14:53

20 as an Akron resident and Cleveland Browns fan 11:14:55

21 you don't have any hostility towards me at the 11:15:01

22 onset, so... 11:15:03

23 A. Only the base level of hostility that 11:15:05

24 should exist between a Browns fan and a 11:15:08

25 Steelers fan. But for the purpose of today's 11:15:10

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

68

1 conversation, no additional hostility, 11:15:12

2 Mr. Funari. 11:15:14

3 Q. Fair enough, fair enough. 11:15:15

4 I'm not going to retread any of your 11:15:21

5 testimony so far. I do want to just dig into a 11:15:23

6 few topics a little deeper. 11:15:25

7 The first is I want to go back to your 11:15:27

8 discussion regarding your feelings that a lot 11:15:32

9 of work needed to be done on the map that was 11:15:37

10 presented by the Republican legislative members 11:15:39

11 of the commission on September 9th. 11:15:43

12 Did you have any discussions with any of 11:15:52

13 your fellow statewide elected officials who 11:15:53

14 were members of the commission, those being 11:15:56

15 Governor DeWine and Auditor Faber, regarding 11:15:58

16 your feelings that the map needed a lot of 11:16:01

17 work? 11:16:03

18 A. Yes, extensive conversations. 11:16:04

19 Q. Okay. When do you recall those 11:16:11

20 conversations starting? Were they 11:16:13

21 pre-September 8th when you had the meeting with 11:16:15

22 the -- with Huffman and Cupp and their two map 11:16:20

23 drawers, or were they post-September 8th when 11:16:25

24 you saw the first draft of the map? 11:16:28

25 A. To the extent that conversation began 11:16:30

1 pre-September 8th, I recall having just an 11:16:35
2 initial conversation at the first commission 11:16:39
3 meeting with the other two executive branch 11:16:42
4 members of the commission. 11:16:46

5 I remember saying to them something to 11:16:50
6 the effect of: I think that we, as the three 11:16:53
7 non-legislative members of this commission, 11:16:56
8 have an opportunity to try to be the convenors, 11:16:59
9 because this is, by definition, a challenging 11:17:04
10 prospect. This is a, you know, difficult task 11:17:07
11 laid before us by the Ohio Constitution to 11:17:11
12 reach that ten-year commission compromise. 11:17:13

13 So there was a sort of a statesman role 11:17:18
14 that the governor and the auditor and I could 11:17:22
15 play to try to bring everyone together to have 11:17:24
16 that conversation. 11:17:26

17 Q. What were the -- I'm sorry. Go ahead. 11:17:31

18 A. Regarding conversations after the 11:17:33
19 introduction of the map on the 9th, I remember 11:17:35
20 conversations between us that: Well, this is a 11:17:40
21 starting point, but just a starting point. And 11:17:42
22 clearly for this to be a good-faith effort, 11:17:45
23 it's going to have to move quite a bit from 11:17:48
24 that. 11:17:50

25 The auditor and I, in particular, 11:17:51

1 engaged extensively in many good faith efforts 11:17:53
2 throughout the days after the introduction of 11:18:00
3 the map on the 9th to try to find those 11:18:02
4 opportunities for compromise. 11:18:05

5 The auditor and I, in many cases, really 11:18:07
6 sort of set up camp together as kind of the 11:18:10
7 team trying to push the rest of the commission 11:18:13
8 to come to the table and reach compromise, even 11:18:17
9 sharing a ride together up to the Cleveland 11:18:21
10 meeting so that we could continue sort of 11:18:25
11 pushing for that and having those 11:18:27
12 conversations. 11:18:29

13 Q. So during that intervening time period 11:18:30
14 of about a week between September 9th and 15th 11:18:34
15 when you testified that you were meeting with 11:18:38
16 each member of the -- each legislative member 11:18:40
17 of the commission on multiple times to try to 11:18:44
18 find a middle ground or compromise -- 11:18:47

19 MS. PFEIFFER: I'm going to object. I'm 11:18:49
20 going to object. I don't believe that was his 11:18:51
21 testimony. 11:18:53

22 MR. FUNARI: Okay. Let me back up. 11:18:55

23 BY MR. FUNARI: 11:18:55

24 Q. I understood, Secretary, that you 11:19:02
25 testified that following the introduction of 11:19:04

1 the map on September 9th, where on the record 11:19:07
2 you pointed out in several instances that you 11:19:11
3 felt it was a draft and a work in progress and 11:19:17
4 that you expressed that the map needed a lot of 11:19:20
5 work, that following that public hearing and 11:19:23
6 prior to the September 15th public hearing, you 11:19:26
7 met on multiple occasions individually with the 11:19:32
8 legislative members, minority and majority 11:19:35
9 members, of the commission to discuss the map 11:19:39
10 and trying to reach a middle ground. 11:19:42

11 Is that your testimony? 11:19:45

12 A. If there's need for clarification, I met 11:19:47
13 throughout those intervening days with all 11:19:51
14 members of the commission, not exclusively the 11:19:53
15 legislative members. 11:19:57

16 Specific recollection of how many times 11:20:05
17 meeting with how many members is near 11:20:06
18 impossible because there was like a shuttling 11:20:08
19 back and forth between offices. 11:20:10

20 I can tell you that I met as often as I 11:20:11
21 could meet, right, with each member of the 11:20:14
22 commission, because I believe that there was a 11:20:16
23 need for a lot of conversation to try to reach 11:20:17
24 that compromise. So I was trying to encourage 11:20:22
25 that conversation. 11:20:24

1 The opportunities for those 11:20:26
2 conversations were more frequent with members 11:20:27
3 of the minority caucuses. They just presented 11:20:33
4 more opportunities to sit down and talk. 11:20:39

5 And, again, what was not provided to me 11:20:42
6 was any opportunity to meet with the mapmakers 11:20:45
7 that were working on behalf of the Senate, 11:20:50
8 President, and the House Speaker, the people 11:20:53
9 actually drawing the maps. 11:20:55

10 And I had asked repeatedly for the 11:20:56
11 chance to meet with them in the hope of working 11:20:59
12 to make amendments to the introduced map. 11:21:01

13 Q. Did either Governor DeWine or Auditor 11:21:07
14 Faber join you in any of those meetings with 11:21:10
15 the -- with either the majority legislative 11:21:15
16 members or the minority legislative members? 11:21:19

17 A. Frequently, the auditor and I met with 11:21:23
18 people together. I don't recall the meetings 11:21:28
19 that involved the Governor and minority members 11:21:33
20 of the commission, no. 11:21:36

21 Q. I have here in my notes a quote that you 11:21:37
22 said that you were "shut out of the process" or 11:21:43
23 you thought you were shut out of the mapmaking 11:21:46
24 process. Do you recall that testimony? 11:21:48

25 A. Is that testimony from today that 11:21:50

1	you're --	11:21:53
2	Q. Yes, yes.	11:21:53
3	A. Yeah, no, that's a fair description of	11:21:55
4	it. I had come into this process with the --	11:21:58
5	again, this is a new process. This is the	11:22:05
6	first time that the State of Ohio has conducted	11:22:07
7	this new constitutional process.	11:22:09
8	I came into this with the assumption, I	11:22:11
9	suppose, that the Republican members of the	11:22:14
10	commission would work with the Republican	11:22:20
11	mapmakers and the Democratic members of the	11:22:22
12	commission would work with the Democratic	11:22:25
13	mapmakers, and then subsequent to that we would	11:22:27
14	bring our ideas to the table, we would find	11:22:30
15	areas of compromise, go back, make another	11:22:33
16	draft, come back to the table.	11:22:35
17	It was a point of frustration for me	11:22:37
18	that I was never given that opportunity to work	11:22:38
19	with the mapmakers that worked on behalf of the	11:22:40
20	Republican caucuses for both the House and	11:22:43
21	Senate.	11:22:46
22	Q. So your expectation of how the process	11:22:47
23	would work was not, in fact, how the process	11:22:49
24	did work?	11:22:55
25	A. That's correct.	11:22:55

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

74

1 Q. Do you know if Auditor Faber was 11:22:56
2 included in any of those meetings where the map 11:23:01
3 was being drawn and you testified that you felt 11:23:07
4 you were shut out of? 11:23:11

5 Did he, I guess -- let me ask that 11:23:12
6 question, and then I'll ask a follow-up. 11:23:14

7 A. I'm not going to speculate about what 11:23:16
8 meetings the Auditor was part of or not, other 11:23:19
9 than I know he was part of meetings that we had 11:23:21
10 where the auditor and I would meet with one 11:23:23
11 other commission member on several occasions, 11:23:26
12 again, and the auditor and I were working very 11:23:31
13 clearly as a team to try to bring about that 11:23:34
14 bipartisan compromise. 11:23:38

15 As far as meetings he had when I wasn't 11:23:40
16 there, I won't speculate. 11:23:41

17 Q. Good. Fair point. 11:23:42

18 Let me ask it this way, then. Do you 11:23:44
19 have a belief that, one way or another, that 11:23:46
20 Auditor Faber shared your frustration of being 11:23:50
21 cut out of the process? 11:23:53

22 A. Yes. We expressed that opinion to one 11:23:54
23 another many times. 11:23:59

24 Q. And same question with respect to 11:24:00
25 Governor DeWine. Do you have a belief as to 11:24:03

1 whether he felt he was being shut out of the 11:24:06
2 process? 11:24:08

3 A. The governor and I did not have a 11:24:08
4 conversation regarding his feelings about the 11:24:11
5 process. 11:24:13

6 I can tell you that the governor was 11:24:13
7 engaging in a good faith effort, along with the 11:24:15
8 auditor and myself, to try to create 11:24:19
9 opportunities for compromise, even offering to 11:24:21
10 conduct a principals' meeting, where three 11:24:25
11 members of the commission would have the chance 11:24:28
12 to sit down and try to hammer out a compromise, 11:24:33
13 in principle, on those three topics I mentioned 11:24:35
14 earlier: proportionality, majority/minority or 11:24:38
15 minority opportunity districts, and minimizing 11:24:41
16 drawing incumbents together. 11:24:44

17 So the governor and the auditor and I 11:24:47
18 were all engaging in a good faith effort to try 11:24:50
19 to create that opportunity for bipartisan 11:24:52
20 compromise. 11:24:54

21 Q. Is it a correct statement that the 11:24:56
22 seven-member commission as a whole never 11:24:59
23 convened and drafted a map of its own? 11:25:03

24 A. I guess I don't know logistically how 11:25:06
25 the commission would do that. 11:25:11

1 When I say "logistically," the work of 11:25:13
2 drafting a map, as you know, and I don't want 11:25:16
3 to oversimplify it here for anybody on this, 11:25:19
4 but like it's not you put a state roadmap on 11:25:23
5 the table and start tracing. 11:25:26

6 It is GIS shapefiles constructed over 11:25:28
7 probably dozens of hours on a sophisticated GIS 11:25:33
8 computer system. So the actual work of making 11:25:37
9 a map takes a long, long time. 11:25:40

10 So for the commission to sit as a group 11:25:44
11 in a public forum and drag lines around on a 11:25:46
12 screen would not have been practical. 11:25:49

13 Q. I appreciate the logistical challenges, 11:25:52
14 but my question was just, "yes" or "no," did 11:25:55
15 the commission convene for the purposes of 11:25:57
16 drawing a map? 11:26:01

17 A. No. 11:26:02

18 Q. Okay. Do you recall suggestions being 11:26:03
19 made by the minority legislative members of the 11:26:08
20 commission, the Sykes, Leader Sykes and Senator 11:26:12
21 Sykes, whereby they were suggesting to the 11:26:17
22 Republican members of the commission, and 11:26:23
23 suggesting that the commission purchase 11:26:26
24 software, mapmaking software, so all of those 11:26:28
25 things that you just described that would go 11:26:31

1 into the process of drawing a map could be 11:26:34
2 done? 11:26:39

3 Do you recall receiving any 11:26:40
4 communications or having any discussions with 11:26:41
5 the Democratic members of the commission to 11:26:46
6 that effect? 11:26:48

7 A. Okay. So what I want to do here is just 11:26:49
8 kind of describe my understanding of how 11:26:54
9 resources were allocated for the licensing of 11:26:58
10 software and the hiring of personnel as it 11:27:03
11 relates to the technical work of map drawing. 11:27:05

12 My understanding is that in the state 11:27:08
13 budget a certain amount of money was allocated. 11:27:10
14 My understanding is that the Constitution 11:27:14
15 allows the co-chairs of the commission to 11:27:18
16 direct how that money is spent, because the 11:27:21
17 co-chairs are, of course, one Republican and 11:27:24
18 one Democrat. 11:27:27

19 So when that initial meeting was held, 11:27:30
20 the two co-chairs acknowledged that they were 11:27:33
21 using the funds that were allocated to them to 11:27:37
22 license software and hire staff or whatever 11:27:41
23 they were doing. 11:27:45

24 At that time, I asked President Huffman, 11:27:46
25 since I am a Republican member of the 11:27:51

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

78

1 commission, I am a Republican co-chair that's 11:27:54
2 been allocated money now for this work, you 11:27:56
3 know, will I have equal use and access to those 11:27:59
4 personnel and to that software? 11:28:02

5 I was told at the time I would. That 11:28:05
6 did not play out that way. I was not given 11:28:08
7 access to those personnel and to that software. 11:28:11

8 When it became clear that I was not 11:28:14
9 going to have access to the software and the 11:28:17
10 personnel for the purpose of map drawing, I 11:28:19
11 inquired as to the possibility of how I can 11:28:22
12 have my own mapmaking ability. 11:28:27

13 And I believe there was an email 11:28:30
14 exchange between a member of my staff and a 11:28:32
15 member of the -- some other staff member, I 11:28:35
16 think from the Senate Democrats, and at that 11:28:37
17 point it was, hey, here's how you get the 11:28:41
18 software or here's how you license the 11:28:43
19 software. 11:28:45

20 But at that point it was too late in the 11:28:45
21 process to sort of set up, train on the use of 11:28:48
22 that software and to sort of build my own 11:28:53
23 in-house mapmaking function; that it just 11:28:56
24 simply logistically would not have been 11:28:59
25 possible at that point. 11:29:02

1 Q. Right. And I understand and recall the 11:29:03
2 email exchange you're referring to. Had the 11:29:07
3 commission been convened earlier, do you 11:29:11
4 believe all of those steps that you just 11:29:16
5 testified you would have taken would have been 11:29:18
6 able to have been accomplished? 11:29:20
7 MS. PFEIFFER: Objection. Calls for 11:29:21
8 speculation. He can answer to the extent that 11:29:22
9 he can. 11:29:25
10 THE WITNESS: To the extent that, you 11:29:26
11 know, timing here was an issue, I wish, and I 11:29:31
12 expressed publicly a great level of frustration 11:29:34
13 that the U.S. Census Bureau was negligent or at 11:29:38
14 least was not accomplishing their duty as laid 11:29:42
15 out in law to get us the census data by the 1st 11:29:45
16 of April, I think is the date that they're 11:29:48
17 required to get it to us by. They were, what? 11:29:50
18 Almost five months later. 11:29:53
19 So, yes, that did create a time crunch 11:29:56
20 that was truly disadvantageous to the work of 11:29:59
21 the commission, and it's regrettable that the 11:30:03
22 Census Bureau put us in that situation. 11:30:04
23 BY MR. FUNARI: 11:30:04
24 Q. So being shut out of the process in 11:30:06
25 making the maps and not seeing them until 11:30:08

1 September 8th, you wouldn't have an 11:30:13
2 understanding how, if at all, that census data 11:30:16
3 was used in preparing the September 9th map; 11:30:19
4 isn't that correct? 11:30:23

5 A. I do not know how the census data was 11:30:24
6 used by the mapmakers who drew the map that was 11:30:30
7 introduced on the 9th. 11:30:32

8 I have a general -- 11:30:34

9 Q. And you don't -- oh, go ahead. 11:30:36

10 A. I have a general knowledge of how census 11:30:39
11 data is received and then processed and then 11:30:41
12 used in the mapmaking process. 11:30:43

13 Q. But it is a true statement that you 11:30:45
14 don't know whether the mapmakers, Mr. DiRossi 11:30:47
15 and his counterpart, in fact, used any of that 11:30:50
16 census data in the maps that they prepared? 11:30:53

17 A. Can't speak to that because I was not 11:30:56
18 part of their mapmaking process. 11:30:58

19 Q. Understood. At the beginning of your 11:31:01
20 deposition, Mr. Secretary, you pointed out that 11:31:04
21 you're neither a lawyer or constitutional 11:31:07
22 scholar. 11:31:09

23 And I understand that, but in your 11:31:09
24 position as a member of the constitutionally 11:31:13
25 required redistricting commission, do you 11:31:18

1 believe that the final adopted map meets the 11:31:21
2 requirements of the Ohio Constitution? 11:31:26

3 A. Yes, I believe it meets the basic 11:31:29
4 technical requirements of the Ohio 11:31:37
5 Constitution. 11:31:39

6 I guess I view this as the sort of floor 11:31:39
7 and ceiling analogy. It meets those basic 11:31:42
8 requirements that are laid out in the Ohio 11:31:46
9 Constitution for drawing districts. 11:31:48

10 Q. And it's my understanding from your 11:31:53
11 testimony you believe that the map as adopted 11:31:55
12 is somewhere near the floor or is the floor. 11:31:59

13 A. I made it clear from the beginning that 11:32:02
14 my objective is to reach a ten-year consensus, 11:32:04
15 bipartisan consensus that will result in 11:32:08
16 decade-long maps for the people of Ohio based 11:32:12
17 on the bipartisan collaboration and compromise. 11:32:14

18 That was not reached, despite my good 11:32:18
19 faith efforts to reach it, and some others' 11:32:22
20 good faith efforts to reach a bipartisan 11:32:25
21 compromise. 11:32:27

22 The maps that were passed meet the -- 11:32:28
23 again, the standards laid out for a four-year 11:32:32
24 map, but certainly not ideal, and not the maps 11:32:34
25 that I would want to have seen us pass by any 11:32:36

1	stretch.	11:32:39
2	Q. Understood. And just kind of to wrap	11:32:40
3	things up, your ability to reach that end point	11:32:46
4	that you would have liked to reach was the	11:32:53
5	result of being met with obstructionist tactics	11:32:58
6	by certain members of the commission -- namely,	11:33:05
7	Mr. Huffman and Mr. Cupp, I understand from	11:33:09
8	your testimony -- and in particular them not	11:33:13
9	allowing you to participate in any way,	11:33:20
10	whatsoever, in the Republican legislative	11:33:21
11	drawing of the map that was presented on	11:33:25
12	September 9th, right?	11:33:28
13	MR. MCGUIRE: Objection. That	11:33:30
14	mischaracterizes his prior testimony.	11:33:32
15	MS. PFEIFFER: I'm going to object to	11:33:35
16	the extent that -- I'm going to object to the	11:33:37
17	whole -- I don't even know if he can answer	11:33:39
18	that, if we even extract --	11:33:41
19	MR. FUNARI: Let me break it down. I'll	11:33:44
20	break it down. Understood.	11:33:45
21	I'll withdraw the question.	11:33:46
22	MS. PFEIFFER: Thank you.	11:33:48
23	BY MR. FUNARI:	11:33:51
24	Q. The Republican legislative members of	11:33:51
25	the commission and their staff completely cut	11:33:53

1	you out from participating in a map that was	11:33:57
2	presented on September 9th, correct?	11:34:00
3	MS. PFEIFFER: I'm going to object to	11:34:02
4	the extent that we're getting into asked and	11:34:04
5	answered. I think he has answered that	11:34:06
6	question pretty appropriately and fully.	11:34:09
7	To the extent that there is more	11:34:12
8	testimony that needs to be elicited, we're fine	11:34:15
9	with that. We want to answer questions, but we	11:34:19
10	don't want to go over and over and over matters	11:34:22
11	that he's already testified to.	11:34:25
12	MR. FUNARI: Okay. Understood.	11:34:27
13	Understood. I would ask -- you objected to my	11:34:29
14	last question, so I withdrew that question, and	11:34:31
15	I would ask that you give me some leeway so	11:34:34
16	that we have a clear record and I understand	11:34:36
17	the chronology here.	11:34:39
18	MS. PFEIFFER: Right, right.	11:34:40
19	MR. FUNARI: So I've broken my compound	11:34:41
20	question down to a single question. This is	11:34:43
21	the first time I've offered that question. So	11:34:45
22	I would ask that the witness answer it.	11:34:48
23	MS. PFEIFFER: Can you read it back,	11:34:48
24	please.	11:35:08
25	(Testimony read back as follows:	11:35:08

1 Q. The Republican legislative members 11:35:08
2 of the commission and their staff completely 11:35:08
3 cut you out from participating in a map that 11:35:08
4 was presented on September 9th, correct?) 11:35:13

5 THE WITNESS: As I testified before, I 11:35:13
6 was excluded from the technical mapmaking 11:35:16
7 process that was carried out by Speaker Cupp 11:35:20
8 and President Huffman and their two staff 11:35:25
9 members who were doing the drawing. 11:35:29

10 I had attempted repeatedly to be a part 11:35:32
11 of that process because that was my 11:35:36
12 understanding of how this should work; that the 11:35:38
13 funds allocated to the commission should be 11:35:40
14 spent for the Republican members to have 11:35:42
15 map-drawing ability and for the Democratic 11:35:46
16 members to have map-drawing ability. 11:35:49

17 And as a Republican member, I thought I 11:35:51
18 should have had access to the Republican 11:35:54
19 staffers who were drawing maps. 11:35:56

20 And as I have expressed, it was a degree 11:35:59
21 of -- there was a great degree of frustration 11:36:02
22 that I was not given ability to work with those 11:36:04
23 individuals. And when, I mean, I had asked 11:36:08
24 repeatedly for the ability to do so. 11:36:14

25 BY MR. FUNARI: 11:36:17

1 Q. And then after September 9th, before 11:36:17
2 September 15th, when you were meeting with the 11:36:20
3 various other members of the commission, you 11:36:21
4 were asking for the raw data, the numbers that 11:36:25
5 were being used by the mapmakers or the map 11:36:28
6 drawers, and you were never getting answers. 11:36:32
7 That's how I understood your testimony. 11:36:34
8 Is that correct? You were getting responses 11:36:36
9 such as "Still working on it," things to that 11:36:39
10 nature? 11:36:42
11 A. Mr. Funari, when you say "raw data," 11:36:42
12 what I had been asking for were, first, 11:36:48
13 rationale for how we define competitive 11:36:49
14 districts. Wanted to, I think, have a common 11:36:54
15 frame of reference. 11:36:56
16 I'm not a trained mediator or 11:36:57
17 negotiator, but my understanding is that we all 11:37:00
18 have to be sort of on the same page as far as a 11:37:02
19 frame of reference for what we're even talking 11:37:04
20 about. 11:37:07
21 So I wanted there to be a consensus 11:37:07
22 among the commission members about what 11:37:10
23 constitutes a competitive district. 11:37:12
24 I also wanted there to be a consensus on 11:37:15
25 how are we defining that proportionality? Are 11:37:18

1 we -- I believe the plain language in the 11:37:21
2 Constitution talks about a ten-year, statewide 11:37:23
3 look at partisan races. 11:37:28
4 I know that some statistical techniques 11:37:31
5 would say, well, you should drop out the 11:37:34
6 outliers, the highest and the lowest, and then 11:37:37
7 get a sort of average or whatever else. 11:37:40
8 But I had asked for all of that, and, 11:37:43
9 again, was not presented with it. 11:37:46
10 Q. And that was by the Republican 11:37:48
11 legislative members of the commission? 11:37:55
12 A. Correct. 11:37:56
13 Q. And then you might say -- 11:37:57
14 A. Well, hold on, hold on. Let me further 11:37:58
15 answer that, because when I had been asked 11:38:00
16 that -- or when I asked for that same sort of 11:38:03
17 understanding from the Democratic members, they 11:38:06
18 gave me kind of a verbal understanding of how 11:38:09
19 they were using Dave's Redistricting to provide 11:38:12
20 that data. 11:38:18
21 So there was never a clear sort of set 11:38:19
22 of understandings of what constitutes 11:38:21
23 proportionality, what constitutes a competitive 11:38:25
24 district, et cetera. 11:38:28
25 Q. So, in your opinion, that definition was 11:38:30

1 never reached? There was never a consensus 11:38:34
2 reached by the commission as to what 11:38:38
3 proportionality meant? 11:38:44
4 A. That's correct. 11:38:45
5 Q. And I believe one of -- I believe 11:38:46
6 Mr. Stafford asked about your participation in 11:38:52
7 any -- in drafting the Section 8(C) statement, 11:38:54
8 and you said, no, you didn't see it until the 11:38:57
9 day -- few minutes, actually, before it was 11:39:01
10 presented to you. 11:39:03
11 Did you see any earlier drafts of the 11:39:05
12 Section 8(C) statement that was ultimately 11:39:09
13 presented? 11:39:11
14 A. I later found that my -- my team had 11:39:12
15 been emailed a copy just a few hours before. 11:39:19
16 But, again, in the busy kind of 11:39:23
17 negotiating and shuttle diplomacy between 11:39:26
18 different offices that I was doing, although 11:39:29
19 like in the mid-evening of the 15th a copy had 11:39:32
20 been emailed to us, I had not been given that. 11:39:36
21 So the first time I saw any version, 11:39:38
22 draft or otherwise, was when it was handed to 11:39:41
23 me by the clerk of the commission moments 11:39:44
24 before we voted to accept it. 11:39:46
25 Q. Understood. And I, again, know which 11:39:48

1	email you're referring to.	11:39:55
2	So that draft you never saw, it was	11:39:57
3	received by a staff member, but never	11:39:59
4	transmitted to you?	11:40:05
5	A. Correct.	11:40:07
6	Q. In talking about the map that was	11:40:07
7	presented on 9/9, on September 9th, was there a	11:40:08
8	specific part of that map that you were trying	11:40:16
9	to achieve a compromise on geographically, or	11:40:19
10	however else you want to think of that map?	11:40:23
11	A. No, and quite intentionally I was not	11:40:25
12	taking a -- sort of a parochial view of this.	11:40:29
13	I think that we all sort of come from a	11:40:34
14	different part of the state. I'm from the	11:40:37
15	Akron area, so I know the geography of that	11:40:38
16	area better.	11:40:41
17	But as a statewide candidate and	11:40:42
18	statewide officeholder for the last few years,	11:40:45
19	I know the geography of the whole of Ohio	11:40:47
20	reasonably well also.	11:40:50
21	So I didn't focus on one certain	11:40:51
22	geography of the map, nor did I have any	11:40:53
23	particular kind of targets in mind that I	11:40:56
24	wanted to hit.	11:40:58
25	My goal was consensus. My goal was	11:40:59

1 compromise. My goal was trying to, as sort of 11:41:02
2 one of the executive branch members of the 11:41:04
3 commission who does not serve in the 11:41:07
4 legislature on a -- doesn't serve in the 11:41:09
5 legislature at all, and is not in that world on 11:41:11
6 a daily basis, I was trying to be a convenor. 11:41:14

7 And my objective was to try to find that 11:41:17
8 opportunity for middle-ground 11:41:20
9 consensus-building as it relates to how we can 11:41:23
10 bring Republicans and Democrats together for 11:41:26
11 the passage of a ten-year map. 11:41:28

12 Q. Just kind of wrapping up. Do you have 11:41:40
13 any knowledge of whether any other members of 11:41:42
14 the General Assembly were involved in preparing 11:41:44
15 the map that was drawn by DiRossi and produced 11:41:49
16 to the commission on September 9th? 11:41:53

17 A. I have no knowledge of who they 11:41:56
18 consulted with whatsoever, members of the 11:42:01
19 General Assembly or otherwise. 11:42:05

20 Q. Give me one moment; I think I might be 11:42:13
21 done. 11:42:15

22 I don't believe I asked you this, 11:43:00
23 Mr. Secretary, but did the commission itself 11:43:02
24 engage or hire its own map drawer? 11:43:06

25 A. No, the commission did not. Though that 11:43:09

1 had been a concept that I had shared publicly 11:43:15
2 in the past, including way back in 2015 and 11:43:18
3 '16. 11:43:21
4 I had even proposed, again, back as a 11:43:21
5 member of the State Senate, that the 11:43:24
6 Legislative Services Commission would be the 11:43:28
7 appropriate body to do the technical mapmaking 11:43:30
8 work. I believe I had actually drafted a piece 11:43:33
9 of legislation to do that in statute. It was 11:43:38
10 never enacted, obviously. 11:43:41
11 But we have a non-partisan bill drafting 11:43:42
12 service that works for the State General 11:43:45
13 Assembly and has a sterling reputation for 11:43:47
14 offering great support to both sides of the 11:43:50
15 aisle. 11:43:51
16 I thought they would have been perfectly 11:43:51
17 capable of doing the technical mapmaking work, 11:43:53
18 and that would have given each member of the 11:43:56
19 commission equal access to such services. 11:43:58
20 But, again, that did not come to pass. 11:44:03
21 Q. Understood. At the September 15th 11:44:06
22 meeting of the commission, you made the comment 11:44:09
23 or words to the effect that you believe that 11:44:15
24 the commission would be back in this very room 11:44:17
25 very soon. Do you recall making a statement to 11:44:19

1 that effect? 11:44:21

2 A. I do. 11:44:22

3 Q. What did you mean by that? 11:44:23

4 A. I guess there are multiple meanings. 11:44:30

5 First, that the commission will be back 11:44:33

6 together to draw congressional districts, 11:44:35

7 because at that point it didn't seem as though 11:44:38

8 the General Assembly was anywhere close to 11:44:41

9 reaching the super majority threshold, 11:44:44

10 including half the minority that is required to 11:44:47

11 pass maps in the General Assembly for 11:44:50

12 congressional redistricting. 11:44:53

13 So it appeared clear to me, and this has 11:44:54

14 now since come to pass, that we were heading 11:44:58

15 towards a scenario where it was going to be 11:45:00

16 back in our purview to meet as a seven-member 11:45:03

17 commission and draw Congressional maps. 11:45:07

18 The other meeting was a very 11:45:10

19 straightforward one, and that was what my hope 11:45:12

20 had been that if we could get a ten-year 11:45:15

21 consensus, that that would help us avoid the 11:45:17

22 very litigation that we're involved in right 11:45:21

23 now. 11:45:23

24 Of course, not a sure thing, but my hope 11:45:23

25 was that if we could reach a Republican and 11:45:26

1 Democratic bipartisan consensus and pass 11:45:29
2 ten-year maps, that it would help us avoid 11:45:32
3 litigation. 11:45:34
4 And of course one of the possible 11:45:34
5 outcomes of litigation, not the outcome I 11:45:36
6 believe will be reached, but one of the 11:45:39
7 possible outcomes is that the commission has to 11:45:40
8 reconvene and do its work again. 11:45:44
9 Q. Was another -- so you've offered two 11:45:46
10 potential meanings of that comment that you 11:45:49
11 made. Was another that the passage of the 11:45:53
12 four-year map wouldn't pass muster with the 11:45:56
13 Ohio Supreme Court and you would be back in the 11:45:58
14 room, taking another crack at it? 11:46:03
15 A. Yeah, not for me to define what the 11:46:04
16 Court's going to do or not going to do. In 11:46:08
17 many ways, as you all know, this is novel, it's 11:46:11
18 new, it's a new process that has not been 11:46:14
19 tested in the courts before; and I'm not an 11:46:16
20 expert in, as a non-lawyer, what the Court may 11:46:18
21 or may not do. 11:46:23
22 It struck me, though, as one of at least 11:46:24
23 two possible outcomes: That the Court could 11:46:27
24 either accept that these maps are 11:46:31
25 constitutional or the Court could decide that 11:46:33

1 these maps are not constitutional. 11:46:35

2 I didn't want to take that risk, which 11:46:37

3 was why I was pushing for a ten-year map. 11:46:39

4 Because, again, I wasn't willing to or I 11:46:42

5 didn't -- I wanted to try to avoid kicking this 11:46:44

6 to the judicial branch altogether. 11:46:47

7 Q. So that was one of your motivations in 11:46:50

8 making that comment that you would be back in 11:46:52

9 this room very soon? 11:46:54

10 A. Again, my prime motivation for that 11:46:55

11 comment was that -- and if you remember, I said 11:46:59

12 when we're drawing congressional districts, the 11:47:02

13 process will be very different. That was in 11:47:05

14 another portion of the same remarks that I 11:47:07

15 made. 11:47:09

16 So my prime thought, when I made those 11:47:09

17 remarks in the middle of the night on Wednesday 11:47:12

18 night, was that we would be back for drawing 11:47:14

19 congressional districts and that the process 11:47:18

20 should work differently as it relates to 11:47:20

21 drawing congressional districts. 11:47:23

22 In my mind was that there's basically a 11:47:25

23 binary outcome of two possible outcomes of this 11:47:28

24 going to the courts. One is that they accept, 11:47:32

25 and one is that they reject. And that is not a 11:47:35

1 chance I wanted to take. 11:47:37

2 I was hoping that a ten-year map could 11:47:39

3 prevent either of those two scenarios from 11:47:42

4 coming to pass. 11:47:45

5 Q. Was it your understanding that 11:47:48

6 partisanship -- partisanship was what was 11:47:51

7 preventing the compromise that you so hoped to 11:47:55

8 achieve with the maps? 11:47:58

9 A. I can't speculate on what the other 11:47:59

10 commission members' motivation was. 11:48:02

11 I can tell you that, as I expressed 11:48:05

12 publicly, I was working in good faith. 11:48:07

13 I didn't sense that there was the same 11:48:12

14 level of motivation from some others. And why, 11:48:15

15 whether it was simply a skepticism of whether 11:48:20

16 it was possible or whether they had given up on 11:48:22

17 the possibility of compromise, I can't 11:48:24

18 speculate. 11:48:27

19 But I know that, you know, I tried very 11:48:27

20 hard to find that bipartisan compromise, and I 11:48:32

21 did not have a sense that the same level of 11:48:35

22 effort was being made by other commission 11:48:37

23 members to find that bipartisan compromise. 11:48:40

24 Q. Did you have a sense of what their 11:48:43

25 motivation was? 11:48:44

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

95

1	A. No. Nor did they indicate that to me.	11:48:45
2	I mean, again, I was not able to determine what	11:48:50
3	their motivation was, only to see what their	11:48:53
4	actions were.	11:48:57
5	Q. Understood. Okay. I think those are	11:48:57
6	all the questions I have for you,	11:49:00
7	Mr. Secretary.	11:49:02
8	So I'm going to turn you over to your	11:49:03
9	lawyers and the respondents' lawyers. They'll	11:49:05
10	have an opportunity to ask you some questions.	11:49:08
11	And we'll see what happens on	11:49:13
12	October 31st. I think that's the	11:49:15
13	Browns-Steelers game.	11:49:18
14	A. Go Browns, Mr. Funari.	11:49:18
15	Q. I'm kind of with you this season,	11:49:21
16	Mr. Secretary. Not a lot to root for here in	11:49:23
17	Pittsburgh right now.	11:49:25
18	You can leave that on the record or	11:49:26
19	strike it. It depends on your...	11:49:28
20	All right.	11:49:31
21	MS. PFEIFFER: Would everyone like to	11:49:31
22	take a break?	11:49:33
23	THE VIDEOGRAPHER: Going off the record.	11:49:42
24	The time is 11:49.	11:49:45
25	(Recess ensued from 11:49 a.m.	11:49:47

1 to 11:57 a.m.) 11:57:13

2 THE VIDEOGRAPHER: Going back on the 11:57:14

3 record. The time is 11:57. 11:57:22

4 MS. PFEIFFER: This is the third hour of 11:57:32

5 the deposition. So I believe that the Ohio 11:57:34

6 Supreme Court provided this last hour for any 11:57:36

7 of the respondents to ask questions. 11:57:39

8 Will there be any questions from the 11:57:42

9 respondents? 11:57:43

10 MR. MCGUIRE: Not from the Speaker and 11:57:50

11 the President. 11:57:52

12 MS. MENASHE: Thank you, good morning. 11:57:54

13 Just a few questions on behalf of the Senator 11:57:55

14 Sykes and also Minority House Leader Sykes, if 11:57:59

15 I can. 11:58:01

16 MS. PFEIFFER: Thank you. Yes. 11:58:03

17 MS. MENASHE: Thank you. 11:58:05

18 EXAMINATION 11:58:05

19 BY MS. MENASHE: 11:58:05

20 Q. Again, Diane Menashe on behalf of the 11:58:07

21 Sykes, both respondents in this matter. Just a 11:58:10

22 couple of follow-up questions, if I could. 11:58:12

23 You mentioned that you were shown on 11:58:15

24 9/8 -- 9/8 of 2020 a printout of the map that 11:58:19

25 the Republicans had drawn in advance to it 11:58:26

1 being presented on 9/9. Can you describe the 11:58:29
2 printout? 11:58:32

3 A. Yeah, thank you, Ms. Menashe. 11:58:39

4 There were actually two printouts -- 11:58:42

5 well, three, I suppose, because one showed the 11:58:43

6 Senate districts, one showed the House 11:58:46

7 districts, and one showed counties that can't 11:58:47

8 be divided, if I recall correctly, or I think 11:58:50

9 they called it counties with rights. Counties 11:58:53

10 that have to be kept whole and that kind of 11:58:56

11 thing. 11:58:58

12 And it was printed on a color plotter, 11:59:04

13 like a plotting printer, wide format printer. 11:59:06

14 It was sort of stuck to a magnet board with 11:59:09

15 some magnets. And we sort of just -- you know, 11:59:12

16 I remember Mr. DiRossi kind of using a pen to 11:59:17

17 point to different parts of it. 11:59:20

18 Q. Was there anything interactive about 11:59:22

19 those printouts or magnetic boards? 11:59:24

20 A. No. 11:59:27

21 Q. And just so I'm clear, it's not like the 11:59:31

22 software was being projected on some kind of 11:59:34

23 screen? They were more like poster boards? 11:59:37

24 A. Wet ink on dead-tree paper, stuck to a 11:59:39

25 magnetic board. 11:59:44

1	Q. Thank you. Moving to something you said	11:59:45
2	about the proportionality, and forgive me if	11:59:52
3	I've written it down wrong. But you, when	11:59:57
4	asked, indicated that you felt the secondary	11:59:59
5	standards -- referring to proportionality --	12:00:03
6	were not hard requirements. I was wondering if	12:00:06
7	you could define what you mean by "hard" in	12:00:10
8	that context.	12:00:13
9	A. Again, to just provide the background	12:00:14
10	that I'm not a lawyer. But my understanding is	12:00:19
11	that so long as the primary standards are met,	12:00:28
12	which are in Section 1 and 7 and a couple	12:00:31
13	others -- I forget which sections, but there	12:00:35
14	are some primary standards that are laid out.	12:00:37
15	And it has a lot to do with splits, for	12:00:39
16	example, and contiguity and that kind of thing.	12:00:44
17	As long as those standards, those	12:00:48
18	primary standards are met, then there's not a	12:00:50
19	consideration of the secondary standards that	12:00:57
20	are laid out, I believe, in Section 6 that have	12:00:59
21	to do with proportionality, compactness, and	12:01:01
22	not favoring or disfavoring.	12:01:04
23	Q. And so as long as the primary standards	12:01:14
24	are met, is it your belief that the secondary	12:01:16
25	standards do not have to be met?	12:01:20

1 A. Yeah, that's my understanding of the 12:01:21
2 plain black-and-white letter of the Ohio 12:01:26
3 constitutional law on this. 12:01:28

4 I came into this, though, with the 12:01:35
5 approach though that the Section 6 standards 12:01:36
6 are things that we should aspire to. And that 12:01:38
7 was the approach that I had taken all along; 12:01:41
8 that there are things that we should work to 12:01:43
9 include. 12:01:49

10 Again, that was the work that I had done 12:01:50
11 from the very beginning to try to reach a set 12:01:52
12 of maps that resulted in a ten-year compromise, 12:01:55
13 that made reasonable attempts to accomplish the 12:01:58
14 standards laid out in Section 6 as well. 12:02:01

15 Q. Moving now to the questions where you 12:02:04
16 were asked about being shut out from the 12:02:10
17 Republican mapmakers. I want to shift to the 12:02:12
18 mapmakers on the Democrat side. You had access 12:02:16
19 to those mapmakers? 12:02:21

20 A. I did. 12:02:23

21 Q. And were there meetings in which you 12:02:28
22 were in the room with the mapmakers on the 12:02:30
23 Democrat side and participating in live map 12:02:33
24 drawing, if you will? 12:02:39

25 A. Yes, there were on numerous occasions. 12:02:39

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

100

1	Q. And fair to say that one of those	12:02:43
2	occasions was as recent as the day before the	12:02:50
3	final vote?	12:02:53
4	A. I believe we met the day of the final	12:02:54
5	vote.	12:02:56
6	Q. On the 15th?	12:02:57
7	A. Correct.	12:02:58
8	Q. The vote was technically on the 16th, so	12:03:00
9	I -- so I think it was 12:01 a.m.	12:03:04
10	Okay. So on the 15th, you were	12:03:07
11	participating in one of those meetings. And	12:03:12
12	who were the map drawers, as you recall them to	12:03:14
13	be, on the Democratic side?	12:03:16
14	A. The primary work was being done by a	12:03:17
15	Mr. Glassburn, I believe.	12:03:24
16	Q. And who else was -- let's just focus on	12:03:30
17	the 9/15, the last live map drawing that you	12:03:34
18	participated in on the Democratic side. Who	12:03:37
19	was in that room?	12:03:40
20	A. Oh, goodness. Ms. Menashe, I don't	12:03:42
21	think I can recall with great specificity the	12:03:46
22	names of everyone. I can sort of recall by	12:03:49
23	title or position.	12:03:52
24	I know that at different points	12:03:55
25	throughout the day I had been in the room. I	12:03:57

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

101

1	know that the auditor had been into that room.	12:04:00
2	I know that at certain points Leader Sykes and	12:04:03
3	at certain points Senator Sykes.	12:04:07
4	But at no time were there greater than	12:04:09
5	three commission members in the room, or in any	12:04:11
6	room for that matter, other than the public	12:04:14
7	hearing.	12:04:16
8	I know that Mr. Glassburn was primarily	12:04:20
9	at the helm, so to speak. He had the controls	12:04:23
10	of the computer and was actually doing the	12:04:26
11	manipulation of maps.	12:04:28
12	There were several Democratic Senate	12:04:34
13	staff members and several Democratic House	12:04:36
14	staff members. At various points there were	12:04:38
15	members of the auditor's staff and/or members	12:04:42
16	of my staff that had cycled in and out of that	12:04:45
17	room.	12:04:48
18	That's as much sort of specificity as I	12:04:49
19	can recall about that.	12:04:52
20	Q. And those individuals that were in and	12:04:56
21	out of the room, either on 9/15 or in any of	12:05:00
22	those meetings where you were interacting with	12:05:03
23	the Democratic mapmakers, did you feel like	12:05:06
24	those individuals were putting forth a good	12:05:12
25	faith effort to reach a consensus?	12:05:14

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

102

1	A. Hmm, I can say that they expressed a	12:05:18
2	willingness. I can say that the staff members	12:05:25
3	were earnest and purposeful in the work that	12:05:31
4	they did. They put in some very long hours and	12:05:35
5	that kind of thing.	12:05:40
6	As it relates to the commission members	12:05:45
7	and what level of good faith they were	12:05:47
8	operating under, it's hard to judge.	12:05:49
9	But I certainly did appreciate the fact	12:05:53
10	that I had the opportunity to work with the	12:05:54
11	Democratic map drawers.	12:05:58
12	It was, again, frustrating to me that I	12:06:00
13	did not have the same opportunity to work with	12:06:03
14	the Republican map drawers. It struck me as a	12:06:05
15	little ironic, quite candidly.	12:06:07
16	But I was happy to work with whoever I	12:06:10
17	could work with at that point to try to bring	12:06:11
18	about that ten-year bipartisan compromise.	12:06:13
19	And so, you know, that's my level of	12:06:16
20	recollection as far as sort of the good	12:06:19
21	faithedness of the members.	12:06:22
22	I mean, ultimately, I think the four	12:06:25
23	members of the commission that were least open	12:06:30
24	to compromise were the four legislative	12:06:33
25	members, though, and that was frustrating to	12:06:35

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

103

1	me.	12:06:37
2	Q. But can we assume that it was the	12:06:37
3	Democratic members of the commission that gave	12:06:39
4	you access to their map drawers?	12:06:41
5	A. Oh, sure. No, that's beyond a doubt.	12:06:43
6	It was Senator Sykes and Leader Sykes who	12:06:47
7	allowed their staff to meet with us, and I do	12:06:49
8	appreciate that.	12:06:52
9	But, again, as far as how much good	12:06:53
10	faith or even just how optimistic people were,	12:06:56
11	right? And sorry to start ascribing emotions	12:07:02
12	here, but it was interesting to me that in one	12:07:06
13	of the public commission meetings, I said, "I	12:07:09
14	am not pessimistic," and I actually got booed	12:07:12
15	and heckled for expressing that I am not a	12:07:15
16	pessimist.	12:07:18
17	Which I think that was a public	12:07:18
18	sentiment. A lot of people had become	12:07:20
19	pessimistic.	12:07:23
20	I remained an optimist until the very	12:07:23
21	end. As a matter of fact, I told a reporter,	12:07:25
22	when he asked me is it possible for us to still	12:07:27
23	reach a compromise, I referred to our state	12:07:29
24	motto, "With God, all things are possible," as	12:07:31
25	a way to say, "Yes, it's hard, but we can do	12:07:34

Transcript of Secretary of State Frank LaRose
Conducted on October 14, 2021

104

1	it."	12:07:36
2	Listen, as far as what level of good	12:07:36
3	faith any member of the commission had, I can't	12:07:38
4	say for sure.	12:07:41
5	MS. MENASHE: Nothing further, thank	12:07:46
6	you.	12:07:47
7	THE WITNESS: Thank you, Ms. Menashe.	12:07:48
8	MS. PFEIFFER: Okay. Does anyone else	12:07:50
9	have anything?	12:07:52
10	Court reporter, I think we're done.	12:07:53
11	MR. STAFFORD: I'd just like to thank	12:08:06
12	again the Secretary for his time today.	12:08:07
13	THE WITNESS: Thank you. I do	12:08:08
14	appreciate it.	12:08:09
15	THE VIDEOGRAPHER: This concludes the	12:08:13
16	video deposition of Ohio Secretary of State	12:08:15
17	Frank LaRose. We are going off the record.	12:08:18
18	The time is 12:08.	12:08:21
19	(Deposition concluded at 12:08 p.m.,	12:08:23
20	104)	
21		
22		
23		
24		
25		

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Reporter's Certificate

State of California)
)
)

I, Debra Bollman Farfan, Registered Diplomate Reporter and CSR No. 11648, in and for the State of California, do hereby certify:

That prior to being examined, the witness named in the foregoing deposition was by me duly sworn to testify to the truth, the whole truth, and nothing but the truth; That said deposition was taken down by me in shorthand at the time and place therein named and thereafter reduced to typewriting under my direction, and the same is a true, correct, and complete transcript of said proceedings;

I further certify that I am not interested in the event of the action. Witness my hand this 15th day of October, 2021.



Debra Bollman Farfan, CA CSR No. 11648
RDR, RMR, CRR, CRC

A			
abide	64:2, 64:6,	action	70:2, 85:1
20:17	64:16, 64:19,	67:17, 105:19	again
abilities	65:2, 70:14,	actions	13:1, 13:22,
12:23	74:7, 74:13,	16:25, 49:6,	18:12, 19:4,
ability	75:4, 85:20,	95:4	20:9, 20:21,
33:21, 78:12,	85:22, 86:2,	actual	22:12, 26:16,
82:3, 84:15,	87:6, 88:6,	24:2, 33:8,	27:15, 31:9,
84:16, 84:22,	97:18, 98:2,	76:8	32:8, 35:22,
84:24	99:16, 101:19,	actually	38:4, 39:18,
able	102:18	18:16, 72:9,	41:8, 45:12,
37:5, 47:10,	accept	87:9, 90:8,	45:25, 46:6,
47:18, 52:7,	27:18, 35:1,	97:4, 101:10,	46:15, 47:13,
73:14, 79:6,	38:3, 47:11,	103:14	48:2, 48:23,
95:2	50:24, 51:2,	add	50:16, 52:1,
about	59:3, 59:14,	39:14	53:8, 54:10,
13:14, 13:16,	87:24, 92:24,	additional	54:16, 62:13,
14:7, 15:10,	93:24	68:1	65:4, 72:5,
17:11, 17:16,	acceptable	adequately	73:5, 74:12,
17:19, 17:24,	27:13, 47:21,	37:24	81:23, 86:9,
20:2, 20:8,	48:10	adopt	87:16, 87:25,
20:20, 20:25,	accepted	49:9, 49:12,	90:4, 90:20,
21:17, 21:20,	14:1, 25:20,	50:12, 50:15	92:8, 93:4,
22:21, 23:1,	54:15, 54:17	adopted	93:10, 95:2,
24:12, 24:18,	accepting	13:25, 16:13,	96:20, 98:9,
24:19, 25:2,	54:11	17:3, 35:6,	99:10, 102:12,
25:8, 25:9,	access	35:10, 39:21,	103:9, 104:12
25:10, 25:11,	78:3, 78:7,	43:20, 44:16,	ago
26:5, 26:12,	78:9, 84:18,	49:20, 50:20,	27:25, 29:8
26:25, 27:21,	90:19, 99:18,	51:24, 55:6,	agree
28:9, 28:12,	103:4	56:21, 65:14,	36:22, 45:19,
29:2, 31:1,	accompanying	81:1, 81:11	48:20, 54:12,
31:12, 36:10,	50:20	adopting	54:13, 57:3,
40:4, 40:23,	accomplish	13:12	63:6, 63:16
42:10, 44:9,	99:13	adoption	agreed
45:2, 45:20,	accomplished	28:23, 42:13,	42:14, 62:14
46:9, 46:16,	79:6	42:22	agreed-to
46:17, 50:19,	accomplishing	advance	42:20
51:6, 51:8,	79:14	96:25	agreement
51:11, 51:16,	account	advantage	37:1, 37:6,
52:13, 52:15,	27:3	30:6, 53:14,	37:10, 37:14,
55:5, 55:19,	accuracy	53:20	37:16, 37:18,
56:11, 57:1,	47:14	advocate	37:22, 40:10
57:6, 57:9,	achieve	28:21	ahead
59:11, 59:14,	58:2, 88:9,	advocates	39:9, 56:5,
60:18, 62:22,	94:8	28:14	69:17, 80:9
62:23, 63:23,	acknowledged	after	aisle
	77:20	11:15, 25:8,	90:15
	aclu	43:21, 69:18,	akhanna@elias
	5:5, 5:13		4:8

<p>akron 29:11, 67:20, 88:15</p> <p>al 1:5, 1:9, 3:3, 4:1, 6:2, 10:6, 10:7</p> <p>all 10:15, 12:5, 20:15, 29:17, 31:11, 35:19, 43:13, 52:3, 53:6, 53:19, 55:8, 58:15, 66:5, 66:6, 66:8, 67:3, 71:13, 75:18, 76:24, 79:4, 80:2, 85:17, 86:8, 88:13, 89:5, 92:17, 95:6, 95:20, 99:7, 103:24</p> <p>allocated 77:9, 77:13, 77:21, 78:2, 84:13</p> <p>allowed 103:7</p> <p>allowing 82:9</p> <p>allows 77:15</p> <p>almost 79:18</p> <p>along 40:2, 50:2, 75:7, 99:7</p> <p>alora 5:19</p> <p>already 32:19, 49:3, 83:11</p> <p>also 8:1, 10:18, 25:16, 27:9, 29:24, 31:5, 45:20, 48:9,</p>	<p>48:16, 54:24, 85:24, 88:20, 96:14</p> <p>alternative 35:11</p> <p>although 27:9, 33:19, 87:18</p> <p>altogether 93:6</p> <p>always 49:14, 49:18</p> <p>amanda 8:8</p> <p>amelia 7:13</p> <p>amend 49:23</p> <p>amended 45:22, 46:9, 46:12, 46:14, 46:17, 46:18, 47:2, 50:6, 50:12, 50:16</p> <p>amendment 13:15, 28:24, 31:19, 32:5, 49:16</p> <p>amendments 26:7, 26:10, 30:23, 30:25, 31:23, 72:12</p> <p>american 5:21</p> <p>among 22:3, 41:1, 85:22</p> <p>amount 77:13</p> <p>analogy 81:7</p> <p>analyses 43:2</p> <p>analysis 42:23, 42:24, 43:6, 43:15, 43:22, 44:6, 44:11, 44:15,</p>	<p>44:25, 48:24</p> <p>andreychuk 8:11, 10:13</p> <p>another 35:16, 36:14, 62:25, 73:15, 74:19, 74:23, 92:9, 92:11, 92:14, 93:14</p> <p>answer 11:12, 11:23, 12:6, 21:10, 32:3, 48:7, 56:5, 56:8, 56:10, 58:7, 79:8, 82:17, 83:9, 83:22, 86:15</p> <p>answered 83:5</p> <p>answering 11:25</p> <p>answers 11:18, 85:6</p> <p>any 11:10, 12:8, 13:10, 14:16, 15:17, 15:18, 16:18, 17:1, 17:4, 17:22, 18:2, 18:23, 19:11, 19:16, 19:18, 19:22, 20:24, 21:20, 21:22, 22:6, 22:9, 22:19, 23:10, 23:21, 24:11, 25:6, 33:1, 33:12, 35:9, 41:18, 42:12, 42:23, 42:24, 43:22, 44:9, 44:22, 45:5, 45:9, 48:6, 51:8, 51:16, 52:20, 52:22, 55:4, 55:18, 57:14,</p>	<p>58:3, 61:25, 62:23, 64:4, 67:21, 68:4, 68:12, 72:6, 72:14, 74:2, 77:3, 77:4, 80:15, 81:25, 82:9, 87:7, 87:11, 87:21, 88:22, 89:13, 96:6, 96:8, 101:5, 101:21, 104:3</p> <p>anybody 53:18, 76:3</p> <p>anyone 26:1, 53:12, 53:23, 104:8</p> <p>anything 97:18, 104:9</p> <p>anywhere 91:8</p> <p>apologies 59:22</p> <p>appeared 91:13</p> <p>appreciate 76:13, 102:9, 103:8, 104:14</p> <p>approach 99:5, 99:7</p> <p>approaching 43:10</p> <p>appropriate 90:7</p> <p>appropriately 83:6</p> <p>approve 50:6, 50:25</p> <p>approved 31:14</p> <p>april 79:16</p> <p>area 29:11, 88:15, 88:16</p> <p>areas 40:9, 40:10,</p>
---	--	--	--

<p>73:15 arena 7:16 around 37:22, 38:20, 44:2, 44:19, 51:13, 56:17, 76:11 article 15:7 ascribing 103:11 aside 42:9, 63:21 asked 16:7, 21:2, 21:12, 23:1, 24:15, 33:19, 33:20, 51:19, 52:3, 53:9, 59:10, 59:13, 63:23, 72:10, 77:24, 83:4, 84:23, 86:8, 86:15, 86:16, 87:6, 89:22, 98:4, 99:16, 103:22 asking 17:14, 22:21, 39:14, 52:21, 85:4, 85:12 aspire 99:6 assembly 12:20, 13:2, 13:6, 13:9, 14:17, 17:6, 23:18, 28:20, 32:16, 42:13, 45:2, 49:10, 50:7, 50:21, 89:14, 89:19, 90:13, 91:8, 91:11 assess 52:14, 55:20, 56:21</p>	<p>assume 12:6, 24:7, 41:9, 103:2 assumes 56:2 assumption 56:25, 73:8 assumptions 16:23, 27:21 athletic 29:20 athomas@acluohio 5:25 attached 9:13 attempted 84:10 attempting 53:13, 53:19, 55:9, 58:2 attempts 99:13 attending 10:15 attention 38:22 attorney 6:18, 8:3, 11:4 auditor 6:10, 8:7, 68:15, 69:14, 69:25, 70:5, 72:13, 72:17, 74:1, 74:8, 74:10, 74:12, 74:20, 75:8, 75:17, 101:1 auditor's 101:15 authenticate 62:25 authority 17:1 available 21:5, 31:22 ave 4:6 avenue 4:17, 5:6,</p>	<p>5:14, 7:6 average 43:12, 86:7 avoid 53:13, 53:20, 91:21, 92:2, 93:5 avoiding 37:8 aware 16:18, 17:4, 21:3, 45:1, 45:4, 46:8, 47:1, 58:19, 58:25, 59:1</p> <hr/> <p style="text-align: center;">B</p> <hr/> <p>back 14:25, 39:6, 60:12, 62:12, 63:14, 63:22, 68:7, 70:22, 71:19, 73:15, 73:16, 83:23, 83:25, 90:2, 90:4, 90:24, 91:5, 91:16, 92:13, 93:8, 93:18, 96:2 background 98:9 ballot 32:6 base 67:23 based 28:6, 30:2, 39:12, 81:16 basic 21:12, 21:19, 36:7, 36:11, 37:10, 37:17, 38:4, 49:5, 81:3, 81:7 basically 35:19, 93:22 basics 11:8</p>	<p>basis 46:3, 89:6 bates 63:3 became 33:24, 78:8 because 27:4, 31:6, 33:25, 37:23, 38:1, 41:8, 48:12, 49:2, 53:7, 57:4, 57:16, 59:11, 61:22, 66:7, 69:9, 71:18, 71:22, 77:16, 80:17, 84:11, 86:15, 91:7, 93:4, 97:5 become 42:3, 59:1, 103:18 been 19:8, 23:3, 27:13, 29:1, 29:4, 29:25, 30:7, 30:12, 30:17, 34:3, 34:4, 39:21, 44:19, 45:17, 45:23, 47:9, 53:2, 57:24, 60:16, 76:12, 78:2, 78:24, 79:3, 79:5, 79:6, 85:12, 86:15, 87:15, 87:20, 90:1, 90:16, 91:20, 92:18, 100:25, 101:1 before 2:11, 11:9, 11:13, 11:23, 13:15, 13:24, 18:4, 18:20, 18:21, 19:24, 23:12, 23:13,</p>
--	--	---	--

<p>28:5, 39:17, 44:11, 51:23, 54:6, 54:8, 54:20, 55:21, 59:3, 59:6, 64:2, 69:11, 84:5, 85:1, 87:9, 87:15, 87:24, 92:19, 100:2 began 68:25 begin 39:16, 39:25 beginning 24:14, 26:17, 28:10, 29:7, 30:13, 65:22, 80:19, 81:13, 99:11 begins 10:3 begun 25:5 behalf 3:2, 4:1, 4:12, 5:2, 6:1, 6:8, 6:18, 7:1, 7:12, 26:2, 33:17, 61:24, 72:7, 73:19, 96:13, 96:20 behind 38:20 being 13:4, 23:1, 49:15, 52:13, 52:18, 55:19, 68:14, 74:3, 74:20, 75:1, 76:18, 79:24, 82:5, 85:5, 94:22, 97:1, 97:22, 99:16, 100:14, 105:10 belief 74:19, 74:25, 98:24</p>	<p>believe 28:9, 34:23, 40:7, 51:23, 60:15, 62:1, 63:18, 70:20, 71:22, 78:13, 79:4, 81:1, 81:3, 81:11, 86:1, 87:5, 89:22, 90:8, 90:23, 92:6, 96:5, 98:20, 100:4, 100:15 believed 15:21, 37:23, 38:10 believer 29:16 ben 4:3, 11:3 bender 3:5 bennett 4:1, 8:10, 11:5, 61:25 best 12:22, 13:22, 18:12, 19:4, 20:6, 31:3, 32:14, 32:18, 66:6 better 29:17, 88:16 between 35:20, 46:23, 60:21, 60:25, 61:7, 62:10, 67:24, 69:20, 70:14, 71:19, 78:14, 87:17 beyond 19:24, 21:22, 103:5 bfunari@reedsmith 4:20 bill 49:15, 90:11 binary 93:23</p>	<p>bipartisan 26:19, 28:6, 28:19, 31:4, 31:6, 32:7, 32:10, 37:18, 65:12, 65:16, 65:17, 65:21, 65:24, 74:14, 75:19, 81:15, 81:17, 81:20, 92:1, 94:20, 94:23, 102:18 bit 51:6, 64:16, 69:23 black-and-white 99:2 blake 24:4, 32:20, 33:11 blank 66:9, 66:10 blue 61:15, 63:7 board 97:14, 97:25 boards 31:11, 31:14, 97:19, 97:23 bob 7:2, 14:14 body 90:7 bollman 1:23, 2:11, 10:18, 105:7, 105:25 bood 103:14 both 27:17, 30:20, 36:25, 43:12, 45:19, 46:5, 56:25, 57:3, 57:5, 73:20, 90:14, 96:21 brad 4:14, 67:15</p>	<p>brady 3:5 brainstorming 46:5, 47:8 branch 69:3, 89:2, 93:6 break 11:10, 11:13, 11:14, 62:9, 62:13, 82:19, 82:20, 95:22 breakdown 21:13, 21:18, 27:11 breaking 62:13 brennan 6:1 bria 4:1 brief 21:16 briefed 23:11 briefing 18:8, 18:19, 18:25, 19:3, 20:3, 20:4, 20:19, 24:10, 24:17, 25:8, 25:14, 25:17, 26:13, 51:24 briefings 19:23 briefly 48:8 bring 44:2, 69:15, 73:14, 74:13, 89:10, 102:17 bringing 35:21 broad 5:22, 6:13, 47:25 broadway 6:4</p>
--	--	---	---

<p>broken 83:19</p> <p>broker 37:19</p> <p>brought 30:13, 42:16, 67:17</p> <p>browns 67:20, 67:24, 95:14</p> <p>browns-steelers 95:13</p> <p>bstafford@elias 4:9</p> <p>budget 77:13</p> <p>build 51:12, 56:17, 78:22</p> <p>building 33:9</p> <p>bureau 79:13, 79:22</p> <p>burling 3:6, 3:18, 62:7</p> <p>busy 87:16</p> <hr/> <p style="text-align: center;">C</p> <hr/> <p>ca 1:24, 3:21, 105:25</p> <p>calculations 21:6</p> <p>california 2:15, 105:4, 105:9</p> <p>call 36:15</p> <p>called 10:23, 97:9</p> <p>calls 32:1, 79:7</p> <p>came 19:13, 43:6, 73:8, 99:4</p> <p>camp 70:6</p>	<p>campaigns 41:11</p> <p>can't 80:17, 94:9, 94:17, 97:7, 104:3</p> <p>candidate 88:17</p> <p>candidates 41:11, 58:22</p> <p>candidly 48:17, 51:20, 102:15</p> <p>capable 90:17</p> <p>care 57:1, 57:5</p> <p>cared 57:9</p> <p>careful 20:17</p> <p>carey 5:12</p> <p>carried 84:7</p> <p>carry 37:16</p> <p>cartographers 33:7</p> <p>cartography 24:3</p> <p>case 1:7, 10:8, 23:6</p> <p>cases 23:6, 35:16, 70:5</p> <p>cast 54:20</p> <p>casual 53:4</p> <p>caucus 34:7, 45:6</p> <p>caucuses 72:3, 73:20</p> <p>ceiling 81:7</p> <p>census 79:13, 79:15,</p>	<p>79:22, 80:2, 80:5, 80:10, 80:16</p> <p>center 6:1</p> <p>centre 4:16</p> <p>certain 23:2, 37:10, 37:11, 38:5, 77:13, 82:6, 88:21, 101:2, 101:3</p> <p>certainly 17:1, 23:23, 25:4, 31:7, 47:6, 81:24, 102:9</p> <p>certificate 105:1</p> <p>certified 2:13, 2:14</p> <p>certify 105:9, 105:18</p> <p>cetera 86:24</p> <p>chain 9:16, 38:23, 39:11</p> <p>challenges 20:14, 76:13</p> <p>challenging 69:9</p> <p>chance 72:11, 75:11, 94:1</p> <p>changed 36:3</p> <p>changes 13:25, 14:1, 23:10</p> <p>characteristics 15:20</p> <p>charge 31:10</p> <p>chester 5:6</p> <p>chief 8:2, 8:6, 8:8,</p>	<p>19:7, 26:4, 39:13, 39:19, 40:13, 63:9</p> <p>chronology 83:17</p> <p>circumstances 55:12, 55:17, 56:19</p> <p>city 5:14</p> <p>citycenter 3:7</p> <p>civil 5:21</p> <p>claimed 21:13</p> <p>clarification 13:13, 17:13, 71:12</p> <p>clarify 24:15</p> <p>clarifying 50:23</p> <p>clarity 13:3, 33:4</p> <p>clark 6:20</p> <p>clear 11:19, 24:24, 31:18, 33:24, 48:9, 65:23, 78:8, 81:13, 83:16, 86:21, 91:13, 97:21</p> <p>clearly 35:3, 38:2, 69:22, 74:13</p> <p>clerk 87:23</p> <p>cleveland 5:7, 67:20, 70:9</p> <p>clock 48:19</p> <p>close 91:8</p> <p>co-chair 23:24, 78:1</p>
--	---	--	---

<p>co-chairs 13:24, 14:9, 14:12, 14:13, 77:15, 77:17, 77:20</p> <p>collaborate 26:7, 33:20, 34:13, 56:12, 56:14, 64:9</p> <p>collaborating 24:1, 33:14</p> <p>collaboration 39:16, 81:17</p> <p>collaborative 4:12, 6:2, 67:18</p> <p>colleagues 29:14, 65:23</p> <p>color 97:12</p> <p>columbus 5:15, 6:14, 6:23, 7:18</p> <p>com 3:11, 3:23, 4:20, 6:25, 7:9, 7:19</p> <p>come 18:14, 29:11, 40:8, 70:8, 73:4, 73:16, 88:13, 90:20, 91:14</p> <p>come-to-the-table 39:24</p> <p>coming 94:4</p> <p>comment 90:22, 92:10, 93:8, 93:11</p> <p>commissioner 12:15, 12:17, 15:5, 16:18, 42:12</p> <p>commissioners 14:4, 16:16, 35:10, 40:20</p> <p>committed 15:8, 15:13</p>	<p>committee 49:8</p> <p>committee's 49:6</p> <p>common 32:25, 44:2, 52:8, 53:7, 56:18, 56:23, 85:14</p> <p>communicate 17:9, 17:15, 17:19, 17:22, 24:12, 24:16, 24:18, 24:21, 25:24, 26:1, 64:1, 64:5</p> <p>communicated 20:14</p> <p>communication 25:6, 26:11, 64:7</p> <p>communications 77:4</p> <p>communiqué 53:4</p> <p>communities 47:20, 58:15</p> <p>community 47:18</p> <p>compactness 98:21</p> <p>compared 58:24</p> <p>compelled 30:10</p> <p>compete 41:25</p> <p>competition 29:16, 29:18, 29:19, 29:20</p> <p>competitive 29:13, 29:15, 29:22, 36:18, 41:6, 41:19, 41:21, 41:23, 41:24, 42:2, 42:8, 85:13, 85:23, 86:23</p>	<p>complete 11:12, 105:16</p> <p>completed 16:12, 34:11</p> <p>completely 82:25, 84:2</p> <p>complex 45:14</p> <p>complexity 20:11</p> <p>comply 15:21, 55:9</p> <p>complying 20:15, 55:24</p> <p>component 56:10</p> <p>compound 83:19</p> <p>compromise 30:12, 30:19, 32:7, 32:11, 34:16, 35:24, 36:2, 36:5, 43:24, 44:4, 45:13, 46:4, 46:7, 46:25, 57:2, 64:19, 65:12, 69:12, 70:4, 70:8, 70:18, 71:24, 73:15, 74:14, 75:9, 75:12, 75:20, 81:17, 81:21, 88:9, 89:1, 94:7, 94:17, 94:20, 94:23, 99:12, 102:18, 102:24, 103:23</p> <p>compromised 64:16</p> <p>computer 33:9, 76:8, 101:10</p> <p>concept 36:13, 90:1</p> <p>concepts 36:11, 47:17,</p>	<p>47:25</p> <p>concern 25:15, 26:15, 27:1, 27:8, 31:12</p> <p>concerned 27:11</p> <p>concerns 26:12, 26:20, 27:4, 58:12</p> <p>concluded 104:19</p> <p>concludes 104:15</p> <p>conclusion 19:12, 19:13</p> <p>conduct 31:15, 42:23, 42:24, 43:22, 44:6, 75:10</p> <p>conducted 20:4, 43:3, 44:5, 46:21, 73:6</p> <p>conference 18:16, 19:8</p> <p>confirm 62:9, 62:11, 66:17, 66:25</p> <p>congressional 13:4, 91:6, 91:12, 91:17, 93:12, 93:19, 93:21</p> <p>consensus 26:19, 26:24, 28:6, 30:2, 30:18, 31:4, 35:22, 42:7, 48:15, 51:12, 56:17, 57:2, 65:25, 81:14, 81:15, 85:21, 85:24, 87:1, 88:25, 91:21, 92:1, 101:25</p> <p>consensus-buildi- ng 89:9</p>
---	--	--	---

<p>consider 22:11, 27:24, 41:4, 43:8</p> <p>consideration 16:14, 21:25, 22:2, 22:5, 22:15, 22:24, 44:22, 64:24, 98:19</p> <p>considerations 22:22, 52:16, 52:17, 57:14, 57:15, 58:16</p> <p>considered 21:9, 21:11, 49:18</p> <p>considering 13:11, 21:21, 53:6</p> <p>consistent 32:11</p> <p>consistently 28:20</p> <p>consists 60:21</p> <p>constitute 36:5</p> <p>constitutes 41:5, 85:23, 86:22, 86:23</p> <p>constitution 12:22, 15:6, 15:7, 15:14, 15:22, 22:14, 28:25, 51:7, 58:13, 58:17, 69:11, 77:14, 81:2, 81:5, 81:9, 86:2</p> <p>constitutional 6:12, 13:15, 20:15, 22:13, 28:9, 28:24, 30:22, 31:5, 31:19, 31:22, 57:13, 73:7, 80:21, 92:25, 93:1, 99:3</p>	<p>constitutionally 80:24</p> <p>constrain 42:9</p> <p>constructed 76:6</p> <p>consulted 89:18</p> <p>contained 51:1</p> <p>content 50:25, 60:24, 62:24</p> <p>contents 15:16</p> <p>context 98:8</p> <p>contiguity 58:14, 98:16</p> <p>continue 70:10</p> <p>control 30:4</p> <p>controls 101:9</p> <p>convene 48:22, 76:15</p> <p>convened 75:23, 79:3</p> <p>convenor 89:6</p> <p>convenors 69:8</p> <p>conversation 20:20, 36:10, 37:22, 40:22, 40:25, 41:3, 41:18, 42:1, 42:9, 53:5, 53:17, 53:23, 57:7, 68:1, 68:25, 69:2, 69:16, 71:23, 71:25, 75:4</p> <p>conversations 25:2, 28:13, 29:2, 40:4, 43:14, 45:20,</p>	<p>47:12, 68:18, 68:20, 69:18, 69:20, 70:12, 72:2</p> <p>conveyed 20:10, 21:3, 21:7</p> <p>copy 18:5, 18:6, 18:11, 59:5, 87:15, 87:19</p> <p>correct 17:18, 38:11, 40:14, 44:17, 45:23, 49:11, 49:24, 49:25, 50:4, 50:10, 50:13, 50:14, 50:17, 50:18, 50:22, 51:5, 59:8, 59:23, 61:13, 61:19, 63:14, 65:7, 73:25, 75:21, 80:4, 83:2, 84:4, 85:8, 86:12, 87:4, 88:5, 100:7, 105:16</p> <p>correctly 14:8, 51:22, 53:2, 97:8</p> <p>could 14:11, 14:20, 27:20, 28:6, 34:15, 37:9, 37:14, 37:16, 38:9, 38:15, 38:17, 39:6, 40:4, 45:19, 57:3, 59:18, 63:2, 66:3, 66:14, 66:16, 69:14, 70:10, 71:21, 77:1, 91:20, 91:25, 92:23, 92:25, 94:2, 96:22,</p>	<p>98:7, 102:17</p> <p>couldn't 19:16, 19:18, 19:19</p> <p>counsel 8:4, 8:9, 19:7, 26:4, 56:6, 62:1, 66:24</p> <p>counterpart 80:15</p> <p>counterparts 27:14, 28:18</p> <p>counties 97:7, 97:9</p> <p>county 29:12, 31:11</p> <p>couple 23:6, 45:22, 53:3, 63:22, 96:22, 98:12</p> <p>course 12:2, 19:14, 19:19, 20:12, 57:10, 65:15, 77:17, 91:24, 92:4</p> <p>court 1:1, 10:8, 10:17, 11:7, 92:13, 92:20, 92:23, 92:25, 96:6, 104:10</p> <p>court's 92:16</p> <p>courts 92:19, 93:24</p> <p>covered 11:8</p> <p>covington 3:6, 3:18, 62:7</p> <p>crack 92:14</p> <p>cramer 4:4</p> <p>crc 105:26</p> <p>create 30:18, 32:6,</p>
--	--	--	---

<p>32:10, 35:25, 40:2, 42:6, 47:22, 75:8, 75:19, 79:19 created 27:7, 30:9, 31:2 creating 37:2 criteria 16:1, 17:4, 43:17, 52:3 crr 105:26 crunch 79:19 csr 1:24, 105:8, 105:25 cupp 7:2, 14:14, 16:22, 17:10, 17:15, 17:24, 19:13, 23:23, 32:20, 51:15, 52:19, 64:1, 68:22, 82:7, 84:7 cupp's 23:21 curiosity 21:19, 21:22, 59:12 cursory 20:23 cut 74:21, 82:25, 84:3 cycled 101:16</p> <hr/> <p style="text-align: center;">D</p> <hr/> <p>daily 89:6 daniel 8:4 data 18:23, 22:23,</p>	<p>27:3, 27:10, 27:22, 43:8, 52:4, 52:13, 52:16, 55:19, 79:15, 80:2, 80:5, 80:11, 80:16, 85:4, 85:11, 86:20 date 10:10, 79:16 dates 52:2, 61:17 dave's 86:19 david 3:15, 5:12 day 13:24, 18:4, 23:12, 35:19, 51:23, 87:9, 100:2, 100:4, 100:25, 105:19 days 33:23, 35:18, 45:22, 70:2, 71:13 dc 3:9 dcarey@acluohio 5:16 dead-tree 97:24 deadline 48:17 debra 1:23, 2:11, 10:17, 105:7, 105:25 decade 30:23, 31:20, 32:12 decade-long 81:16 decades 29:25 decide 92:25 decides 58:1</p>	<p>dedicated 43:23 deeper 68:6 define 36:16, 41:5, 41:19, 41:21, 42:8, 56:23, 85:13, 92:15, 98:7 defining 42:21, 85:25 definition 41:23, 42:3, 42:11, 42:14, 42:25, 69:9, 86:25 definitions 36:17 definitive 44:23 degree 84:20, 84:21 democrat 77:18, 99:18, 99:23 democratic 27:5, 28:18, 30:21, 36:19, 38:2, 40:7, 40:19, 41:2, 41:15, 42:4, 45:6, 73:11, 73:12, 77:5, 84:15, 86:17, 92:1, 100:13, 100:18, 101:12, 101:13, 101:23, 102:11, 103:3 democrats 27:17, 30:10, 34:7, 34:8, 58:24, 64:20, 78:16, 89:10 denuyl 3:15 depends 95:19</p>	<p>deponent 9:3 depos 10:13, 10:18 deposition 1:13, 2:1, 10:4, 10:14, 38:13, 59:16, 80:20, 96:5, 104:16, 104:19, 105:11, 105:13 deputy 8:2, 8:4, 8:8 describe 77:8, 97:1 described 24:11, 55:18, 76:25 describing 16:17 description 9:14, 73:3 desire 26:5, 26:6, 26:17, 64:8 desk 66:2 despite 81:18 detail 48:5 detailed 18:6, 44:6, 48:24 determine 52:5, 95:2 determining 22:5, 53:11 developed 13:5, 15:23, 18:9 developing 13:10, 13:17, 14:5, 14:10 development 12:19, 13:2, 13:8 dewine 6:9, 68:15,</p>
---	---	---	--

<p>72:13, 74:25 diane 7:14, 7:19, 96:20 different 36:17, 43:2, 43:9, 87:18, 88:14, 93:13, 97:17, 100:24 differently 93:20 difficult 69:10 difficulty 20:11 dig 68:5 diplomacy 87:17 diplomate 2:12, 105:7 direct 38:22, 77:16 directing 16:25 direction 26:23, 39:14, 105:15 directly 40:16 dirossi 19:6, 20:5, 20:7, 20:24, 21:7, 21:17, 22:18, 24:6, 24:12, 24:16, 24:19, 24:22, 24:24, 25:6, 25:11, 25:25, 26:2, 26:13, 26:21, 28:8, 28:12, 32:22, 33:11, 80:14, 89:15, 97:16 disadvantage 53:15, 53:21 disadvantageous 79:20</p>	<p>disagreements 40:11 disappointing 56:15 discuss 35:10, 71:9 discussed 45:16, 48:1, 49:8, 66:19, 66:21 discussion 40:21, 59:25, 68:8 discussions 44:8, 68:12, 77:4 disfavoring 98:22 disk 10:3 dislike 22:6 display 59:18 dissenting 51:4 district 7:16, 20:13, 23:4, 29:12, 36:18, 36:19, 36:20, 37:7, 41:6, 41:15, 85:23, 86:24 districts 20:13, 22:23, 27:7, 29:15, 29:23, 36:13, 37:2, 37:3, 37:12, 75:15, 81:9, 85:14, 91:6, 93:12, 93:19, 93:21, 97:6, 97:7 divided 97:8 do-the-negotiating 39:24</p>	<p>document 38:15, 39:3, 39:4, 39:10, 39:11, 59:19, 60:16, 60:18, 60:20, 61:11, 62:21, 62:23, 63:3, 63:20 documents 18:24 doing 24:2, 33:8, 77:23, 84:9, 87:18, 90:17, 101:10 done 21:5, 52:18, 65:20, 68:9, 77:2, 89:21, 99:10, 100:14, 104:10 doubt 103:5 down 34:10, 47:14, 72:4, 75:12, 82:19, 82:20, 83:20, 98:3, 105:13 dozens 16:5, 76:7 draft 18:2, 23:8, 25:23, 26:21, 28:7, 34:15, 35:4, 49:19, 49:20, 68:24, 71:3, 73:16, 87:22, 88:2 drafted 75:23, 90:8 drafting 13:14, 14:16, 16:1, 17:6, 24:9, 54:19, 54:23, 64:9, 76:2, 87:7, 90:11</p>	<p>drafts 34:10, 87:11 drag 76:11 draw 47:22, 91:6, 91:17 drawer 89:24 drawers 16:12, 16:25, 53:13, 53:19, 68:23, 85:6, 100:12, 102:11, 102:14, 103:4 drawing 17:2, 20:11, 24:3, 25:5, 33:7, 34:19, 37:6, 37:13, 47:15, 53:14, 53:20, 72:9, 75:16, 76:16, 77:1, 77:11, 78:10, 81:9, 82:11, 84:9, 84:19, 93:12, 93:18, 93:21, 99:24, 100:17 drawn 18:19, 23:2, 26:22, 27:13, 37:16, 74:3, 89:15, 96:25 drew 16:19, 16:21, 55:6, 80:6 drop 86:5 dublin 6:22 duly 10:23, 105:11 during 18:25, 19:2, 20:3, 22:20, 26:13, 44:8, 45:12, 70:13</p>
--	--	--	--

<p>duty 79:14</p> <hr/> <p style="text-align: center;">E</p> <hr/> <p>each 11:22, 12:3, 70:16, 71:21, 90:18</p> <p>earlier 15:3, 63:23, 64:20, 75:14, 79:3, 87:11</p> <p>early 55:7</p> <p>earnest 102:3</p> <p>eastern 10:11</p> <p>ebenstein 5:20</p> <p>edu 6:6</p> <p>effect 30:24, 69:6, 77:6, 90:23, 91:1</p> <p>effort 48:12, 48:18, 49:2, 69:22, 75:7, 75:18, 94:22, 101:25</p> <p>efforts 43:23, 44:8, 64:16, 66:1, 70:1, 81:19, 81:20</p> <p>either 30:3, 44:19, 72:13, 72:15, 92:24, 94:3, 101:21</p> <p>ejclark@organleg- al 6:25</p> <p>elected 41:16, 68:13</p> <p>elections 31:10, 31:12,</p>	<p>31:15, 41:13</p> <p>eleventh 30:14</p> <p>eleventh-and-a-h- alf 30:15</p> <p>elias 4:5, 11:4</p> <p>elicited 83:8</p> <p>else 14:9, 47:15, 86:7, 88:10, 100:16, 104:8</p> <p>email 9:16, 38:23, 39:11, 78:13, 79:2, 88:1</p> <p>emailed 87:15, 87:20</p> <p>emails 26:4</p> <p>embody 37:24</p> <p>emotions 103:11</p> <p>enacted 90:10</p> <p>encourage 37:19, 37:20, 37:21, 71:24</p> <p>end 82:3, 103:21</p> <p>ends 43:12, 63:3</p> <p>engage 89:24</p> <p>engaged 49:2, 70:1</p> <p>engaging 75:7, 75:18</p> <p>enough 68:3</p> <p>ensued 14:24, 60:10, 95:25</p> <p>ensuing 35:14</p>	<p>ensure 55:14, 55:23</p> <p>entire 15:14</p> <p>entitled 59:19</p> <p>equal 78:3, 90:19</p> <p>erik 6:20</p> <p>esquire 3:4, 3:5, 3:15, 3:16, 3:17, 4:3, 4:4, 4:14, 5:4, 5:12, 5:19, 5:20, 6:3, 6:11, 6:20, 7:3, 7:14</p> <p>et 1:5, 1:9, 3:3, 4:1, 6:2, 10:6, 10:7, 86:24</p> <p>evaluate 52:4</p> <p>even 27:22, 29:7, 37:19, 70:8, 75:9, 82:17, 82:18, 85:19, 90:4, 103:10</p> <p>evening 46:11, 46:16, 49:1, 55:6</p> <p>event 105:19</p> <p>eventual 28:23</p> <p>eventually 14:17</p> <p>ever 24:11, 24:18, 53:12, 53:18</p> <p>every 35:15</p> <p>everyone 69:15, 95:21, 100:22</p> <p>evidently 65:25</p>	<p>examination 9:6, 9:7, 9:8, 9:9, 11:1, 62:19, 67:12, 96:18</p> <p>examined 105:10</p> <p>example 41:14, 61:4, 98:16</p> <p>exchange 61:6, 78:14, 79:2</p> <p>exchanged 61:17</p> <p>exchanges 9:17, 60:21</p> <p>exclude 33:24</p> <p>excluded 34:18, 84:6</p> <p>exclusively 71:14</p> <p>executive 69:3, 89:2</p> <p>exercise 30:1</p> <p>exhibit 9:16, 9:17, 38:13, 38:16, 59:16, 59:20, 60:17</p> <p>exhibits 9:13, 66:12</p> <p>exist 67:24</p> <p>existence 56:8</p> <p>exists 31:17</p> <p>expectation 73:22</p> <p>expected 20:25, 21:18</p> <p>expert 24:25, 92:20</p> <p>expertise 34:3</p>
--	--	--	---

<p>express 26:13</p> <p>expressed 25:14, 26:8, 26:20, 71:4, 74:22, 79:12, 84:20, 94:11, 102:1</p> <p>expressing 64:8, 103:15</p> <p>extensive 68:18</p> <p>extensively 29:1, 70:1</p> <p>extent 26:11, 47:6, 56:2, 58:7, 58:9, 60:2, 68:25, 79:8, 79:10, 82:16, 83:4, 83:7</p> <p>extract 82:18</p> <p>extremes 43:12</p> <hr/> <p style="text-align: center;">F</p> <hr/> <p>faber 6:10, 68:15, 72:14, 74:1, 74:20</p> <p>fact 25:17, 28:17, 29:24, 30:15, 35:1, 49:20, 73:23, 80:15, 102:9, 103:21</p> <p>factor 22:11</p> <p>factors 21:24, 22:1, 22:3</p> <p>fair 11:15, 27:23, 31:23, 54:18, 54:24, 55:13, 55:23, 56:20, 68:3, 73:3,</p>	<p>74:17, 100:1</p> <p>faith 27:16, 65:24, 70:1, 75:7, 75:18, 81:19, 81:20, 94:12, 101:25, 102:7, 103:10, 104:3</p> <p>faithedness 102:21</p> <p>fallacy 41:9</p> <p>familiar 15:6, 15:13, 15:15, 53:25, 54:3</p> <p>fan 67:20, 67:24, 67:25</p> <p>far 43:10, 48:24, 68:5, 74:15, 85:18, 102:20, 103:9, 104:2</p> <p>farfan 1:23, 2:12, 105:7, 105:25</p> <p>favor 57:20</p> <p>favoring 98:22</p> <p>fax 6:15</p> <p>feedback 16:19</p> <p>feel 101:23</p> <p>feelings 68:8, 68:16, 75:4</p> <p>fell 66:1</p> <p>fellow 68:13</p> <p>felt 71:3, 74:3, 75:1, 98:4</p> <p>ferguson 8:8</p>	<p>few 11:8, 14:1, 26:3, 35:18, 68:6, 87:9, 87:15, 88:18, 96:13</p> <p>fiction 41:9</p> <p>field 29:20</p> <p>fifth 4:17</p> <p>figuring 60:4</p> <p>final 38:23, 43:21, 44:11, 50:19, 51:18, 64:25, 81:1, 100:3, 100:4</p> <p>finality 31:8, 31:16, 31:17</p> <p>finalized 31:14</p> <p>finally 11:21, 12:5, 44:16</p> <p>find 11:14, 27:16, 35:20, 35:23, 35:25, 37:5, 43:24, 44:3, 45:13, 46:7, 46:24, 48:13, 63:1, 70:3, 70:18, 73:14, 89:7, 94:20, 94:23</p> <p>finding 26:23, 40:9, 46:3</p> <p>fine 67:1, 83:8</p> <p>finish 11:23</p> <p>firm 67:15</p>	<p>first 14:5, 20:22, 23:8, 25:17, 25:18, 25:22, 26:21, 27:2, 28:7, 28:20, 29:10, 35:4, 36:21, 49:19, 54:5, 54:20, 59:1, 59:5, 59:12, 62:22, 68:7, 68:24, 69:2, 73:6, 83:21, 85:12, 87:21, 91:5</p> <p>five 79:18</p> <p>flevenson@acluoh- io 5:8</p> <p>floor 6:13, 81:6, 81:12</p> <p>focus 88:21, 100:16</p> <p>focused 13:6, 48:12</p> <p>folder 66:9</p> <p>follow 12:22, 13:11, 15:5</p> <p>follow-up 74:6, 96:22</p> <p>followed 13:19, 16:3</p> <p>following 41:4, 70:25, 71:5</p> <p>follows 10:25, 83:25</p> <p>foregoing 105:11</p> <p>forget 98:13</p> <p>forgive 98:2</p> <p>format 97:13</p>
---	---	---	--

<p>forth 71:19, 101:24</p> <p>forum 76:11</p> <p>forward 23:9</p> <p>found 87:14</p> <p>foundation 5:5, 5:13</p> <p>four 32:19, 102:22, 102:24</p> <p>four-year 31:5, 31:18, 57:13, 57:18, 57:21, 58:5, 81:23, 92:12</p> <p>fram 3:17</p> <p>frame 85:15, 85:19</p> <p>framework 36:7, 37:17, 41:4, 42:21, 52:8, 53:7</p> <p>francisco 3:21</p> <p>frank 1:14, 2:2, 9:4, 10:5, 10:22, 104:17</p> <p>freda 5:4</p> <p>free 29:18</p> <p>frequent 72:2</p> <p>frequently 72:17</p> <p>freshman 28:17</p> <p>friendly 47:24</p> <p>front 62:21, 66:3, 66:4, 66:18</p> <p>frustrating 102:12, 102:25</p>	<p>frustration 73:17, 74:20, 79:12, 84:21</p> <p>full 34:11, 49:16</p> <p>full-time 28:1</p> <p>fully 83:6</p> <p>funari 4:14, 9:8, 67:6, 67:7, 67:13, 67:15, 68:2, 70:22, 70:23, 79:23, 82:19, 82:23, 83:12, 83:19, 84:25, 85:11, 95:14</p> <p>function 78:23</p> <p>funds 77:21, 84:13</p> <p>further 86:14, 104:5, 105:18</p> <hr/> <p style="text-align: center;">G</p> <hr/> <p>game 95:13</p> <p>gave 18:18, 27:1, 27:3, 27:7, 86:18, 103:3</p> <p>general 6:19, 8:3, 12:19, 13:2, 13:6, 13:9, 14:17, 17:6, 23:18, 28:20, 32:16, 42:13, 45:2, 47:12, 47:17, 49:9, 50:6, 50:20, 80:8, 80:10, 89:14, 89:19, 90:12, 91:8, 91:11</p>	<p>generally 15:12</p> <p>general's 8:3</p> <p>geographically 20:10, 88:9</p> <p>geography 88:15, 88:19, 88:22</p> <p>gerrymandering 31:25</p> <p>getting 31:13, 46:18, 83:4, 85:6, 85:8</p> <p>gis 33:9, 76:6, 76:7</p> <p>give 11:17, 38:25, 61:20, 62:8, 62:25, 64:12, 67:2, 67:8, 83:15, 89:20</p> <p>given 20:21, 28:3, 33:15, 33:21, 64:10, 64:13, 73:18, 78:6, 84:22, 87:20, 90:18, 94:16</p> <p>glassburn 100:15, 101:8</p> <p>glenlake 7:5</p> <p>go 14:20, 39:9, 41:25, 48:17, 56:5, 60:3, 60:6, 61:3, 62:10, 62:14, 63:2, 63:22, 67:5, 68:7, 69:17, 73:15, 76:25, 80:9, 83:10, 95:14</p> <p>goal 27:15, 30:19, 32:5, 35:23,</p>	<p>88:25, 89:1</p> <p>god 103:24</p> <p>going 14:22, 14:25, 23:9, 33:24, 38:19, 40:25, 41:10, 42:7, 44:13, 47:13, 52:16, 56:1, 56:8, 57:5, 60:8, 60:12, 60:17, 62:7, 66:14, 68:4, 69:23, 70:19, 70:20, 74:7, 78:9, 82:15, 82:16, 83:3, 91:15, 92:16, 93:24, 95:8, 95:23, 96:2, 104:17</p> <p>gonzalez 3:16</p> <p>good 11:3, 11:14, 12:4, 27:16, 65:24, 67:14, 70:1, 74:17, 75:7, 75:18, 81:18, 81:20, 94:12, 96:12, 101:24, 102:7, 102:20, 103:9, 104:2</p> <p>good-faith 69:22</p> <p>goodness 100:20</p> <p>gov 6:16, 9:17, 59:19, 59:21</p> <p>governor 6:8, 8:5, 68:15, 69:14, 72:13, 72:19, 74:25, 75:3, 75:6, 75:17</p>
--	--	---	--

<p>gray 61:14, 63:12</p> <p>great 79:12, 84:21, 90:14, 100:21</p> <p>greater 101:4</p> <p>greg 7:9</p> <p>gregory 7:3</p> <p>grodhaus 19:6</p> <p>ground 27:17, 70:18, 71:10</p> <p>ground-level 47:14</p> <p>group 4:5, 11:5, 76:10</p> <p>guess 12:21, 16:24, 24:15, 33:5, 36:15, 44:13, 74:5, 75:24, 81:6, 91:4</p> <p>guidance 15:17, 51:8</p> <hr/> <p style="text-align: center;">H</p> <hr/> <p>half 35:14, 91:10</p> <p>hammer 75:12</p> <p>hand 67:5, 105:19</p> <p>handed 59:5, 59:9, 87:22</p> <p>handling 37:12, 37:13</p> <p>happened 18:21, 65:21</p> <p>happens 95:11</p> <p>happy 15:9, 102:16</p>	<p>hard 22:16, 32:9, 57:17, 94:20, 98:6, 98:7, 102:8, 103:25</p> <p>hat 31:9</p> <p>head 11:19, 42:17</p> <p>heading 91:14</p> <p>hear 12:9, 50:9</p> <p>heard 16:7, 38:1</p> <p>hearing 13:20, 71:5, 71:6, 101:7</p> <p>hearings 12:23, 16:17, 17:8, 24:11, 25:13, 43:4, 64:18</p> <p>heavily 41:15</p> <p>heckled 103:15</p> <p>held 2:2, 59:25, 77:19</p> <p>helm 101:9</p> <p>help 91:21, 92:2</p> <p>hendershot 8:2</p> <p>here 10:3, 12:2, 45:15, 46:1, 47:1, 48:19, 53:6, 53:24, 58:19, 61:6, 67:2, 72:21, 76:3, 77:7, 79:11, 83:17, 95:16, 103:12</p> <p>here's 18:8, 20:20,</p>	<p>78:17, 78:18</p> <p>hereby 105:9</p> <p>hey 47:9, 47:17, 47:19, 47:21, 53:3, 53:5, 64:11, 78:17</p> <p>highest 86:6</p> <p>highly 29:13</p> <p>hire 77:22, 89:24</p> <p>hiring 77:10</p> <p>history 30:3</p> <p>hit 88:24</p> <p>hmm 102:1</p> <p>hold 39:4, 60:23, 86:14</p> <p>honestly 28:14</p> <p>hope 67:19, 72:11, 91:19, 91:24</p> <p>hoped 94:7</p> <p>hoping 64:19, 94:2</p> <p>hostility 67:21, 67:23, 68:1</p> <p>hour 30:14, 30:15, 46:24, 96:4, 96:6</p> <p>hours 16:6, 47:8, 76:7, 87:15, 102:4</p> <p>house 7:2, 14:14, 19:9, 20:12,</p>	<p>24:4, 34:7, 72:8, 73:20, 96:14, 97:6, 101:13</p> <p>however 36:16, 41:20, 41:21, 88:10</p> <p>huffman 7:2, 9:16, 14:18, 15:19, 16:2, 16:22, 17:10, 17:16, 17:23, 19:5, 22:19, 23:17, 32:17, 32:21, 33:4, 34:20, 38:16, 45:17, 46:19, 49:23, 50:7, 51:15, 52:19, 59:10, 59:13, 64:1, 68:22, 77:24, 82:7, 84:8</p> <p>hundred 54:22</p> <p>hundreds 43:5</p> <hr/> <p style="text-align: center;">I</p> <hr/> <p>ice 7:15</p> <p>idea 40:25, 42:19</p> <p>ideal 81:24</p> <p>ideas 45:25, 46:5, 48:3, 73:14</p> <p>identification 38:14, 59:17</p> <p>identified 36:6</p> <p>implement 58:4</p> <p>important 12:1, 29:7, 36:25</p> <p>impossible 34:4, 71:18</p>
--	--	---	---

<p>impression 23:16, 23:19</p> <p>in-house 78:23</p> <p>in-person 52:25</p> <p>inc 5:5, 5:13</p> <p>include 47:18, 99:9</p> <p>included 16:10, 16:11, 27:6, 47:2, 47:4, 48:3, 74:2</p> <p>including 38:6, 41:1, 51:13, 90:2, 91:10</p> <p>incumbent 23:3</p> <p>incumbents 23:1, 37:7, 37:13, 47:23, 75:16</p> <p>indicate 95:1</p> <p>indicated 98:4</p> <p>indicating 63:15</p> <p>individual 61:12</p> <p>individually 71:7</p> <p>individuals 32:15, 32:19, 33:10, 84:23, 101:20, 101:24</p> <p>information 20:2, 20:25, 21:9, 51:16, 52:13, 52:14, 52:15, 52:21, 55:19</p> <p>initial 45:10, 46:20, 49:9, 49:19, 69:2, 77:19</p>	<p>initially 36:8, 41:16, 51:22</p> <p>initiated 39:13</p> <p>ink 97:24</p> <p>input 15:24, 54:25, 55:2, 64:12</p> <p>inquire 53:12, 53:18</p> <p>inquired 78:11</p> <p>inquiries 52:23</p> <p>instance 14:6</p> <p>instances 71:2</p> <p>instrumental 28:22</p> <p>intended 30:24, 31:24</p> <p>intentionally 88:11</p> <p>interacting 101:22</p> <p>interactive 97:18</p> <p>interest 47:20</p> <p>interested 58:2, 62:13, 105:18</p> <p>interesting 42:18, 103:12</p> <p>internal 13:20</p> <p>interrupting 11:23</p> <p>intervening 70:13, 71:13</p> <p>introduce 28:18</p> <p>introduced 14:18, 15:19, 16:2, 17:11,</p>	<p>23:13, 32:16, 34:22, 38:4, 40:24, 45:2, 45:11, 45:17, 46:9, 48:4, 49:15, 50:7, 64:3, 72:12, 80:7</p> <p>introduction 17:12, 17:17, 17:21, 17:24, 18:13, 18:21, 19:25, 24:22, 64:6, 64:25, 69:19, 70:2, 70:25</p> <p>invited 18:14, 40:8</p> <p>involved 14:10, 29:1, 32:15, 54:19, 54:22, 72:19, 89:14, 91:22</p> <p>ironic 102:15</p> <p>issue 79:11</p> <p>issues 13:19</p> <p>items 66:20</p> <p>iterations 29:3, 45:12, 46:1</p> <p>itself 89:23</p> <hr/> <p style="text-align: center;">J</p> <hr/> <p>jared 8:10</p> <p>job 1:21</p> <p>join 72:14</p> <p>joshua 3:16</p> <p>judge 102:8</p>	<p>judicial 93:6</p> <p>julie 5:20, 6:11, 6:16</p> <p>justice 6:1</p> <hr/> <p style="text-align: center;">K</p> <hr/> <p>keenan 3:4, 9:7, 60:2, 62:6, 62:16, 62:20, 65:10, 66:13, 66:24, 67:2</p> <p>keep 47:19, 62:21, 66:8</p> <p>keeping 20:12</p> <p>kept 97:10</p> <p>kicking 93:5</p> <p>kind 18:7, 25:3, 30:7, 39:24, 41:9, 43:13, 47:12, 49:15, 56:3, 70:6, 77:8, 82:2, 86:18, 87:16, 88:23, 89:12, 95:15, 97:10, 97:16, 97:22, 98:16, 102:5</p> <p>knew 22:25, 27:4, 57:4</p> <p>know 11:11, 12:10, 14:9, 16:14, 18:20, 23:2, 23:10, 26:3, 27:12, 27:24, 30:5, 31:2, 32:3, 33:1, 34:3, 38:18,</p>
--	--	---	---

<p>41:10, 41:20, 42:7, 42:17, 43:11, 47:5, 48:2, 48:5, 48:14, 48:23, 49:12, 57:19, 58:9, 58:14, 60:25, 62:7, 63:5, 65:25, 67:9, 69:10, 74:1, 74:9, 75:24, 76:2, 78:3, 79:11, 80:5, 80:14, 82:17, 86:4, 87:25, 88:15, 88:19, 92:17, 94:19, 97:15, 100:24, 101:1, 101:2, 101:8, 102:19</p> <p>knowledge 14:3, 15:25, 19:22, 21:14, 23:5, 23:15, 28:3, 32:15, 32:18, 33:3, 49:16, 55:5, 55:11, 64:4, 64:8, 66:6, 80:10, 89:13, 89:17</p> <p>knowledgeable 22:8</p> <p>known 24:24</p> <p>knows 58:8</p> <hr/> <p style="text-align: center;">L</p> <hr/> <p>laid 22:17, 43:1, 43:17, 57:15, 58:12, 69:11, 79:14, 81:8, 81:23, 98:14, 98:20, 99:14</p> <p>language 86:1</p>	<p>larose 1:14, 2:2, 6:9, 9:4, 10:5, 10:22, 67:14, 104:17</p> <p>last 30:23, 31:20, 32:12, 34:5, 63:2, 83:14, 88:18, 96:6, 100:17</p> <p>late 34:1, 46:24, 78:20</p> <p>later 33:23, 45:22, 79:18, 87:14</p> <p>law 4:5, 4:8, 4:9, 6:6, 6:21, 11:4, 49:13, 67:15, 79:15, 99:3</p> <p>lawsuits 11:6</p> <p>lawyer 22:12, 80:21, 98:10</p> <p>lawyers 95:9</p> <p>lead 23:17</p> <p>leader 7:13, 61:1, 76:20, 96:14, 101:2, 103:6</p> <p>league 1:4, 3:2, 5:2, 10:6, 67:3</p> <p>least 21:16, 34:9, 34:12, 37:7, 52:8, 64:21, 79:14, 92:22, 102:23</p> <p>leave 95:18</p> <p>leeway 83:15</p>	<p>left 61:11, 61:13, 63:13</p> <p>legal 8:4, 8:8, 19:7, 26:4</p> <p>legislation 90:9</p> <p>legislative 68:10, 70:16, 71:8, 71:15, 72:15, 72:16, 76:19, 82:10, 82:24, 84:1, 86:11, 90:6, 102:24</p> <p>legislature 89:4, 89:5</p> <p>let's 48:20, 60:6, 100:16</p> <p>letter 99:2</p> <p>level 48:5, 67:23, 79:12, 94:14, 94:21, 102:7, 102:19, 104:2</p> <p>levenson 5:4</p> <p>liberties 5:21</p> <p>license 77:22, 78:18</p> <p>licensing 77:9</p> <p>liked 82:4</p> <p>line 46:1, 50:16</p> <p>lines 47:15, 50:2, 76:11</p> <p>list 66:5</p> <p>listen 11:22, 104:2</p> <p>litigation 91:22, 92:3,</p>	<p>92:5</p> <p>little 68:6, 102:15</p> <p>live 99:23, 100:17</p> <p>llc 7:15</p> <p>llp 3:6, 3:18, 4:15, 6:21, 7:4</p> <p>location 2:5</p> <p>logistical 76:13</p> <p>logistically 34:4, 75:24, 76:1, 78:24</p> <p>logistics 31:13</p> <p>long 76:9, 98:11, 98:17, 98:23, 102:4</p> <p>long-term 27:19, 27:25</p> <p>longtime 29:4</p> <p>look 45:25, 86:3</p> <p>lookback 43:11</p> <p>looked 28:4, 45:15</p> <p>looking 27:11, 27:20, 36:1, 40:2, 42:1, 61:10</p> <p>looks 20:21</p> <p>lot 25:15, 34:24, 38:11, 43:2, 44:19, 44:21, 64:18, 65:5, 65:9, 65:11, 65:13, 65:18, 68:8, 68:16, 71:4, 71:23,</p>
--	---	---	---

<p>95:16, 98:15, 103:18 love 53:5 lowest 86:6</p> <hr/> <p style="text-align: center;">M</p> <hr/> <p>made 16:16, 23:11, 45:23, 47:3, 47:5, 48:18, 57:7, 64:25, 76:19, 81:13, 90:22, 92:11, 93:15, 93:16, 94:22, 99:13 madrid 40:13, 61:7, 61:14, 63:9 magnet 97:14 magnetic 97:19, 97:25 magnets 97:15 majority 18:16, 19:8, 48:10, 58:1, 65:16, 65:17, 71:8, 72:15, 75:14, 91:9 make 11:17, 11:21, 11:24, 12:2, 16:23, 26:10, 27:6, 27:20, 29:16, 29:21, 49:4, 57:14, 60:19, 72:12, 73:15 makes 33:1 making 33:15, 53:1, 56:13, 76:8, 79:25, 90:25, 93:8</p>	<p>manilla 66:9 manipulation 101:11 many 22:3, 29:14, 35:16, 47:8, 70:1, 70:5, 71:16, 71:17, 74:23, 92:17 map-drawing 84:15, 84:16 mapmaker 33:6 mapmakers 33:17, 34:8, 47:9, 72:6, 73:11, 73:13, 73:19, 80:6, 80:14, 85:5, 99:17, 99:18, 99:19, 99:22, 101:23 mapmaking 24:2, 33:25, 34:2, 52:18, 56:12, 58:16, 72:23, 76:24, 78:12, 78:23, 80:12, 80:18, 84:6, 90:7, 90:17 mapper 32:24, 33:6 mappers 33:3, 33:12 maps 16:21, 17:2, 18:2, 18:22, 23:22, 24:3, 25:7, 31:13, 33:1, 33:15, 37:15, 46:6, 49:3, 49:6, 53:14, 53:20, 55:6, 72:9, 79:25, 80:16, 81:16, 81:22,</p>	<p>81:24, 84:19, 91:11, 91:17, 92:2, 92:24, 93:1, 94:8, 99:12, 101:11 mark 38:16, 59:19 marked 38:13, 38:15, 59:16, 60:16 market 29:19 matt 7:2 matter 10:5, 22:19, 41:11, 96:21, 101:6, 103:21 matters 41:13, 83:10 maybe 20:19, 45:18 mcguire 7:3, 82:13, 96:10 mcguire@nelsonmu- llins 7:9 mean 15:9, 16:5, 18:11, 19:17, 21:19, 22:2, 22:3, 24:14, 26:15, 59:7, 84:23, 91:3, 95:2, 98:7, 102:22 meaning 33:2, 36:15 meanings 91:4, 92:10 means 49:14 meant 19:15, 40:21, 40:23, 43:17, 65:11, 87:3 measured 54:1</p>	<p>mediator 85:16 meet 35:9, 35:13, 40:5, 41:22, 42:10, 64:12, 71:21, 72:6, 72:11, 74:10, 81:22, 91:16, 103:7 meeting 13:20, 19:12, 19:14, 19:21, 25:18, 25:19, 25:20, 26:5, 48:22, 55:14, 59:9, 68:21, 69:3, 70:10, 70:15, 71:17, 75:10, 77:19, 85:2, 90:22, 91:18 meetings 34:9, 72:14, 72:18, 74:2, 74:8, 74:9, 74:15, 99:21, 100:11, 101:22, 103:13 meets 81:1, 81:3, 81:7 megan 3:4, 62:6, 67:7 member 12:25, 14:14, 19:6, 20:5, 21:20, 24:4, 24:5, 25:1, 32:8, 32:20, 32:22, 35:15, 44:10, 70:16, 71:21, 74:11, 77:25, 78:14, 78:15, 80:24, 84:17, 88:3, 90:5, 90:18, 104:3</p>
--	--	---	--

<p>members 12:16, 16:7, 16:9, 16:21, 17:5, 17:10, 17:15, 17:23, 19:11, 19:15, 19:20, 19:24, 22:4, 23:3, 26:18, 34:6, 36:9, 37:5, 38:2, 39:15, 39:20, 40:3, 41:1, 41:2, 43:5, 44:20, 44:21, 48:11, 48:20, 51:4, 64:5, 68:10, 68:14, 69:4, 69:7, 71:8, 71:9, 71:14, 71:15, 71:17, 72:2, 72:16, 72:19, 73:9, 73:11, 75:11, 76:19, 76:22, 77:5, 82:6, 82:24, 84:1, 84:9, 84:14, 84:16, 85:3, 85:22, 86:11, 86:17, 89:2, 89:13, 89:18, 94:10, 94:23, 101:5, 101:13, 101:14, 101:15, 102:2, 102:6, 102:21, 102:23, 102:25, 103:3 memory 15:8, 15:14 menashe 7:14, 9:9, 96:12, 96:17, 96:19, 96:20, 97:3, 100:20, 104:5, 104:7 menashe@icemiller 7:19</p>	<p>mentioned 64:20, 75:13, 96:23 merit 2:13 merle 40:12, 61:7, 61:14, 63:9 messages 63:6, 63:12 met 35:14, 42:25, 56:21, 57:24, 71:7, 71:12, 71:20, 72:17, 82:5, 98:11, 98:18, 98:24, 98:25, 100:4 metric 59:2 metrics 58:20 mid-decade 30:23 mid-evening 87:19 middle 27:16, 31:20, 40:5, 61:16, 70:18, 71:10, 93:17 middle-ground 26:23, 34:16, 35:24, 36:2, 36:5, 89:8 midnight 43:21 might 36:23, 41:7, 41:20, 42:6, 57:1, 59:2, 86:13, 89:20 mike 8:2, 19:6 military 28:2, 61:23, 63:17 miller 7:15</p>	<p>mind 25:22, 35:4, 37:9, 88:23, 93:22 mine 61:22 minimizing 75:15 minority 22:22, 27:6, 27:14, 34:6, 37:1, 37:3, 37:12, 38:6, 71:8, 72:3, 72:16, 72:19, 75:14, 75:15, 76:19, 91:10, 96:14 minute 34:5, 54:6, 54:20, 67:8 minutes 87:9 mischaracterizes 82:14 mission 3:20 mistakes 45:23 mkeenan@cov 3:11 modify 45:18 moment 14:21, 61:21, 67:2, 89:20 moments 59:3, 87:23 money 77:13, 77:16, 78:2 months 79:18 mood 41:12 more 19:16, 19:18, 19:19, 29:8,</p>	<p>29:22, 30:2, 38:25, 47:21, 47:23, 53:3, 53:4, 65:18, 72:2, 72:4, 83:7, 97:23 morning 11:3, 48:22, 55:7, 67:14, 96:12 most 20:10 mostly 26:4 motion 49:23, 50:1 motivation 93:10, 94:10, 94:14, 94:25, 95:3 motivations 93:7 motto 103:24 move 46:1, 69:23 moved 20:9, 26:22 moving 98:1, 99:15 much 22:5, 35:4, 101:18, 103:9 mullins 7:4 multi-step 31:3 multidimensional 45:15 multiple 35:16, 70:17, 71:7, 91:4 murry 8:4 muster 92:12 myself 16:10, 27:5,</p>
---	--	--	---

27:24, 61:1, 75:8	nelson 7:4	number 10:4, 10:8, 36:22, 41:22, 44:23, 58:22	offering 75:9, 90:14
N	nested 20:13	numbers 21:4, 37:10, 38:4, 44:19, 52:9, 53:6, 66:11, 85:4	office 8:3, 8:5, 58:23
name 11:3, 66:10, 66:13, 67:14	never 33:5, 34:11, 42:20, 65:21, 73:18, 75:22, 85:6, 86:21, 87:1, 88:2, 88:3, 90:10	numerous 28:13, 35:12, 99:25	officeholder 88:18
named 24:4, 24:5, 32:19, 105:11, 105:14	new 5:23, 6:5, 30:9, 31:13, 73:5, 73:7, 92:18	ny 5:23, 6:5	offices 6:12, 18:14, 35:20, 46:23, 71:19, 87:18
namely 82:6	next 31:15, 62:8	nyu 6:6	official 53:4
names 60:23, 66:6, 100:22	night 48:8, 93:17, 93:18	O	officials 68:13
nature 20:18, 85:10	nodding 11:18	object 56:1, 70:19, 70:20, 82:15, 82:16, 83:3	often 17:9, 17:14, 71:20
nc 7:7	nods 42:17	objected 56:6, 83:13	oh 5:15, 6:23, 7:18, 42:18, 80:9, 100:20, 103:5
near 71:17, 81:12	non-lawyer 92:20	objection 32:1, 58:6, 79:7, 82:13	ohio 1:1, 1:5, 1:8, 3:3, 4:12, 5:2, 5:5, 5:7, 5:13, 6:1, 6:8, 6:9, 6:10, 6:14, 6:18, 6:19, 8:3, 8:6, 8:9, 10:4, 10:6, 10:7, 10:8, 12:12, 12:14, 12:16, 12:22, 14:13, 14:15, 15:5, 18:15, 22:14, 27:20, 28:1, 28:4, 31:10, 51:7, 52:6, 67:17, 69:11, 73:6, 81:2, 81:4, 81:8, 81:16, 88:19, 92:13, 96:5, 99:2, 104:16
necessary 15:21, 39:17	non-legislative 69:7	objective 26:16, 65:22, 81:14, 89:7	ohio's 30:25
need 11:10, 65:13, 71:12, 71:23	non-partisan 90:11	obstructionist 82:5	okay 11:17, 12:3,
needed 25:15, 35:7, 36:3, 65:5, 65:8, 65:18, 65:20, 68:9, 68:16, 71:4	none 17:7, 19:1	obviously 16:5, 90:10	
needs 25:23, 31:7, 31:16, 35:5, 39:25, 65:11, 83:8	nos 1:7	occasions 71:7, 74:11, 99:25, 100:2	
negligent 79:13	note 13:7	occurred 25:9, 46:5, 51:25	
negotiating 87:17	notepad 66:9, 66:10	october 1:15, 10:10, 95:12, 105:20	
negotiation 45:15	notes 66:18, 66:25, 72:21	offered 43:6, 83:21, 92:9	
negotiator 85:17	nothing 66:21, 104:5, 105:12		
neither 80:21	notice 2:11		
	novel 42:18, 92:17		

Transcript of Secretary of State Frank LaRose

Conducted on October 14, 2021

124

<p>13:22, 14:11, 15:17, 17:8, 20:2, 20:6, 21:7, 21:17, 22:9, 27:19, 34:22, 35:13, 38:25, 39:3, 39:8, 39:9, 39:20, 40:15, 40:18, 45:5, 49:4, 50:11, 51:11, 53:24, 54:7, 54:18, 54:24, 55:4, 57:11, 59:5, 60:25, 61:5, 61:6, 61:10, 61:20, 61:24, 62:16, 63:20, 64:15, 66:16, 66:23, 67:3, 68:19, 70:22, 76:18, 77:7, 83:12, 95:5, 100:10, 104:8 once 25:4, 33:23, 35:6, 54:9 one 3:7, 7:5, 12:15, 15:4, 18:4, 18:21, 20:13, 21:24, 22:1, 22:7, 22:16, 24:7, 28:14, 29:15, 30:6, 31:21, 32:8, 32:25, 35:15, 36:14, 36:24, 41:14, 53:8, 56:16, 58:20, 59:13, 60:25, 61:1, 62:25, 63:1, 63:12, 67:2, 74:10, 74:19, 74:22, 77:17, 77:18, 87:5,</p>	<p>88:21, 89:2, 89:20, 91:19, 92:4, 92:6, 92:22, 93:7, 93:24, 93:25, 97:5, 97:6, 97:7, 100:1, 100:11, 103:12 one-party 29:25 ones 16:24 only 21:25, 54:9, 64:7, 66:20, 67:23, 95:3 onset 67:22 open 41:6, 102:23 operating 102:8 opinion 74:22, 86:25 opportunities 35:21, 39:15, 40:3, 43:24, 44:4, 45:18, 46:24, 48:14, 70:4, 72:1, 72:4, 75:9 opportunity 22:22, 26:6, 27:7, 30:18, 31:18, 32:6, 32:10, 33:16, 34:14, 35:24, 37:2, 37:3, 37:12, 46:2, 46:7, 54:7, 54:25, 55:2, 55:13, 55:23, 56:12, 56:13, 56:20, 64:10, 64:13, 69:8, 72:6, 73:18, 75:15, 75:19, 89:8, 95:10,</p>	<p>102:10, 102:13 optimist 103:20 optimistic 103:10 options 31:22 order 36:12, 65:12 org 5:8, 5:16, 5:25 organ 6:21 organizing 4:12, 6:2, 67:17 original 13:14, 36:3, 37:24 other 12:3, 14:4, 16:15, 17:8, 19:11, 19:23, 21:22, 22:19, 24:10, 25:12, 25:24, 26:18, 31:9, 32:25, 33:1, 36:8, 36:9, 39:19, 44:9, 48:11, 57:16, 58:15, 61:12, 61:25, 62:1, 69:3, 74:8, 74:11, 78:15, 85:3, 89:13, 91:18, 94:9, 94:22, 101:6 others 60:22, 81:19, 94:14, 98:13 otherwise 13:7, 87:22, 89:19 out 15:9, 15:11, 22:17, 37:16, 39:19, 43:1,</p>	<p>43:11, 43:18, 48:19, 57:15, 58:12, 58:16, 60:4, 64:11, 64:17, 71:2, 72:22, 72:23, 74:4, 74:21, 75:1, 75:12, 78:6, 79:15, 79:24, 80:20, 81:8, 81:23, 83:1, 84:3, 84:7, 86:5, 98:14, 98:20, 99:14, 99:16, 101:16, 101:21 outcome 31:4, 31:21, 92:5, 93:23 outcomes 31:1, 92:5, 92:7, 92:23, 93:23 outliers 86:6 outside 42:2 over 12:3, 17:1, 18:14, 40:8, 67:5, 76:6, 83:10, 95:8 overall 58:22 oversimplify 76:3 overview 20:23 own 34:2, 43:6, 75:23, 78:12, 78:22, 89:24 <hr/>P<hr/>page 9:3, 9:14, 38:23, 39:7, 61:3, 61:16,</p>
---	---	---	---

<p>63:2, 85:18 pages 1:22, 62:25 pan 67:8 paper 66:18, 97:24 papers 66:2 park 5:14 parklake 7:6 parochial 88:12 part 15:10, 15:11, 28:24, 33:14, 33:20, 36:7, 57:7, 74:8, 74:9, 80:18, 84:10, 88:8, 88:14 participants 10:15 participate 12:23, 12:24, 82:9 participated 100:18 participating 34:18, 66:7, 83:1, 84:3, 99:23, 100:11 participation 87:6 particular 16:18, 21:23, 22:6, 22:11, 36:12, 38:24, 69:25, 82:8, 88:23 particularly 12:1, 18:6 parties 35:21 partisan 20:25, 21:9,</p>	<p>21:12, 21:18, 27:10, 31:24, 54:1, 58:3, 58:20, 86:3 partisanship 94:6 partners 24:8, 27:5 parts 97:17 party 30:3, 50:2, 50:16, 53:15, 53:21 pass 38:6, 58:4, 65:15, 81:25, 90:20, 91:11, 91:14, 92:1, 92:12, 94:4 passage 28:23, 57:18, 89:11, 92:11 passed 32:12, 44:7, 49:3, 50:1, 65:14, 81:22 passing 49:6 past 48:17, 58:23, 90:2 pattern 52:5 pen 97:16 penalty 10:24 pending 11:12 pennsylvania 4:18 people 16:20, 17:2, 33:7, 36:22, 44:2, 55:8, 72:8, 72:18, 81:16, 103:10,</p>	<p>103:18 percent 54:22 perfect 38:21, 40:18 perfectly 90:16 perform 27:21 performance 21:1, 21:9 perhaps 27:12 period 70:13 perjury 10:24 person 15:18, 31:10 personal 55:4, 55:11 personally 18:2, 38:10, 57:8, 63:25 personnel 77:10, 78:4, 78:7, 78:10 persons 16:1, 16:19, 17:6, 55:5 pessimist 103:16 pessimistic 103:14, 103:19 pfeiffer 6:11, 32:1, 56:1, 58:6, 58:18, 62:12, 67:1, 67:10, 70:19, 79:7, 82:15, 82:22, 83:3, 83:18, 83:23, 95:21, 96:4, 96:16, 104:8 pfeiffer@ohioago 6:16 piece 90:8</p>	<p>pinpoint 47:14 pittsburgh 4:18, 67:19, 95:17 place 10:14, 38:8, 105:14 plain 86:1, 99:2 plan 12:20, 13:2, 13:4, 13:6, 13:9, 13:12, 14:17, 15:18, 15:20, 15:23, 16:10, 16:13, 17:6, 32:16, 33:4, 34:11, 42:13, 42:22, 42:25, 45:2, 45:7, 45:10, 45:16, 45:21, 45:25, 46:9, 46:12, 46:14, 46:17, 46:18, 47:2, 47:3, 47:7, 47:22, 48:3, 48:10, 49:10, 49:23, 50:7, 50:13, 50:16, 50:21, 56:21, 58:5 planet 10:13, 10:18 plans 23:18 play 69:15, 78:6 played 64:16 please 10:19, 11:11, 11:17, 11:21, 12:10, 38:16, 59:18, 83:24 plotter 97:12</p>
--	---	--	---

<p>plotting 97:13</p> <p>point 15:9, 15:11, 19:14, 31:7, 35:16, 43:23, 46:15, 48:6, 48:9, 48:13, 48:16, 65:5, 69:21, 73:17, 74:17, 78:17, 78:20, 78:25, 82:3, 91:7, 97:17, 102:17</p> <p>pointed 71:2, 80:20</p> <p>points 100:24, 101:2, 101:3, 101:14</p> <p>political 53:15, 53:21</p> <p>politically 27:22</p> <p>politician 27:19, 27:25</p> <p>politics 29:9, 29:21</p> <p>portion 93:14</p> <p>position 80:24, 100:23</p> <p>possibility 78:11, 94:17</p> <p>possible 12:24, 37:8, 78:25, 92:4, 92:7, 92:23, 93:23, 94:16, 103:22, 103:24</p> <p>post-september 68:23</p> <p>poster 97:23</p> <p>potential 92:10</p> <p>potentially 57:5</p> <p>power 29:16</p>	<p>practical 76:12</p> <p>practice 64:17</p> <p>pre-september 68:21, 69:1</p> <p>precious 48:13</p> <p>preferred 31:21</p> <p>preparation 23:21</p> <p>prepared 21:15, 80:16</p> <p>preparing 15:18, 16:4, 21:8, 32:16, 80:3, 89:14</p> <p>present 8:1, 19:2</p> <p>presentation 22:20</p> <p>presented 22:6, 28:7, 49:23, 54:9, 66:12, 68:10, 72:3, 82:11, 83:2, 84:4, 86:9, 87:10, 87:13, 88:7, 97:1</p> <p>president 7:1, 19:5, 24:8, 32:21, 33:18, 45:17, 52:18, 59:10, 59:13, 72:8, 77:24, 84:8, 96:11</p> <p>pretty 83:6</p> <p>prevailing 41:12</p> <p>prevent 31:24, 94:3</p> <p>prevented 34:17</p> <p>preventing 94:7</p>	<p>previously 30:8</p> <p>primarily 24:1, 101:8</p> <p>primary 31:15, 58:12, 58:17, 98:11, 98:14, 98:18, 98:23, 100:14</p> <p>prime 26:15, 28:14, 57:15, 93:10, 93:16</p> <p>principals 36:9, 75:10</p> <p>principle 36:21, 37:15, 75:13</p> <p>principles 37:23, 37:25, 44:3, 51:12, 56:16, 56:24</p> <p>printed 18:17, 97:12</p> <p>printer 97:13</p> <p>printout 18:7, 18:24, 96:24, 97:2</p> <p>printouts 97:4, 97:19</p> <p>prior 17:12, 17:16, 17:20, 17:24, 18:3, 18:13, 24:14, 24:17, 24:22, 28:9, 42:12, 42:22, 51:17, 64:6, 71:6, 82:14, 105:10</p> <p>privileged 43:3</p> <p>probably 54:24, 76:7</p> <p>procedures 13:10, 14:6</p> <p>proceedings 11:20, 105:17</p>	<p>process 23:17, 24:9, 24:13, 24:15, 24:19, 25:12, 28:11, 29:5, 30:1, 30:4, 30:5, 30:16, 30:25, 31:3, 31:5, 31:17, 33:13, 33:20, 33:23, 34:2, 34:19, 49:17, 72:22, 72:24, 73:4, 73:5, 73:7, 73:22, 73:23, 74:21, 75:2, 75:5, 77:1, 78:21, 79:24, 80:12, 80:18, 84:7, 84:11, 92:18, 93:13, 93:19</p> <p>processed 80:11</p> <p>produced 89:15</p> <p>product 25:21, 35:2, 39:22, 47:16, 49:19</p> <p>production 66:25</p> <p>progress 71:3</p> <p>projected 97:22</p> <p>pronounce 40:15</p> <p>proponent 29:4, 30:22</p> <p>proportion 36:13, 44:13</p> <p>proportionality 22:15, 36:23, 37:11, 40:21, 40:23, 41:3, 41:18, 42:1, 42:10, 42:15,</p>
---	--	---	--

<p>42:21, 42:25, 43:9, 44:10, 44:15, 51:6, 51:9, 51:14, 51:17, 52:4, 52:17, 54:2, 55:10, 55:15, 55:20, 55:24, 56:3, 56:7, 56:9, 56:18, 56:22, 56:24, 58:3, 58:11, 58:20, 75:14, 85:25, 86:23, 87:3, 98:2, 98:5, 98:21 proposal 28:19 proposals 35:11 proposed 13:23, 46:12, 90:4 prospect 69:10 provide 15:17, 16:1, 45:9, 51:16, 54:25, 55:2, 86:19, 98:9 provided 17:5, 18:10, 18:23, 19:23, 20:2, 51:8, 52:9, 52:10, 52:12, 52:15, 52:20, 55:13, 55:18, 55:21, 55:22, 56:20, 72:5, 96:6 providing 16:18 provisions 20:16 public 12:23, 13:20, 16:6, 16:8, 16:16, 17:8,</p>	<p>19:21, 24:11, 25:12, 43:4, 43:5, 44:20, 71:5, 71:6, 76:11, 101:6, 103:13, 103:17 publicly 25:16, 25:22, 34:25, 79:12, 90:1, 94:12 pull 38:15 purchase 76:23 purported 64:21 purpose 41:2, 41:18, 67:25, 78:10 purposeful 102:3 purposes 76:15 pursuant 2:11 purview 91:16 push 70:7 pushing 48:16, 70:11, 93:3 put 23:3, 32:6, 34:4, 34:10, 34:24, 35:8, 42:8, 76:4, 79:22, 102:4 putting 31:9, 101:24</p> <hr/> <p style="text-align: center;">Q</p> <hr/> <p>question 11:11, 11:13, 11:22, 12:6, 12:7, 12:9, 15:12, 17:14, 21:2, 21:10,</p>	<p>21:23, 43:7, 43:19, 44:14, 48:7, 55:16, 56:2, 56:11, 74:6, 74:24, 76:14, 82:21, 83:6, 83:14, 83:20, 83:21 questioners 62:10 questioning 62:8 questions 12:8, 13:5, 16:7, 22:19, 59:11, 59:14, 60:17, 62:1, 62:2, 62:17, 66:15, 83:9, 95:6, 95:10, 96:7, 96:8, 96:13, 96:22, 99:15 quick 46:21, 62:8 quite 28:13, 34:25, 69:23, 88:11, 102:15 quote 72:21</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>race 27:3, 29:10 races 86:3 racial 22:23 raisa 4:4 raleigh 7:7 ran 29:12 range 42:3 rather 11:18, 25:19</p>	<p>rationale 54:15, 85:13 raw 85:4, 85:11 ray 19:6, 20:5, 24:6, 32:22, 33:11 rd 6:22 rdr 105:26 rdr-rmr-crr-crc 1:23 reach 26:18, 28:6, 30:12, 30:17, 34:15, 36:25, 37:14, 38:5, 38:9, 45:18, 46:7, 48:14, 57:2, 65:12, 65:24, 69:12, 70:8, 71:10, 71:23, 81:14, 81:19, 81:20, 82:3, 82:4, 91:25, 99:11, 101:25, 103:23 reached 64:11, 65:17, 81:18, 87:1, 87:2, 92:6 reaching 30:19, 39:19, 91:9 read 54:8, 60:24, 83:23, 83:25 ready 31:15, 67:4, 67:9, 67:10 real 31:12, 39:23 really 13:5, 20:18, 21:25, 70:5 realtime 2:13</p>
--	---	--	---

<p>reason 21:22, 21:25</p> <p>reasonable 99:13</p> <p>reasonably 88:20</p> <p>recall 14:8, 19:9, 22:21, 40:22, 44:18, 46:12, 51:22, 53:2, 66:14, 68:19, 69:1, 72:18, 72:24, 76:18, 77:3, 79:1, 90:25, 97:8, 100:12, 100:21, 100:22, 101:19</p> <p>receive 52:22</p> <p>received 51:20, 56:11, 80:11, 88:3</p> <p>receiving 77:3</p> <p>recent 29:8, 100:2</p> <p>recess 14:24, 60:10, 95:25</p> <p>recollection 13:23, 18:4, 18:13, 19:4, 20:7, 44:24, 52:2, 71:16, 102:20</p> <p>recommended 13:25</p> <p>reconvene 92:8</p> <p>record 11:19, 14:4, 14:12, 14:21, 14:22, 15:1, 16:16, 35:3, 35:8, 40:12, 51:3, 54:12, 60:1, 60:3,</p>	<p>60:7, 60:8, 60:13, 62:10, 62:14, 66:17, 67:5, 71:1, 83:16, 95:18, 95:23, 96:3, 104:17</p> <p>redistricting 1:8, 6:19, 10:7, 12:13, 12:14, 12:16, 24:13, 24:19, 24:25, 25:3, 25:12, 28:10, 28:15, 28:19, 28:21, 29:2, 29:3, 29:6, 30:25, 32:5, 80:25, 86:19, 91:12</p> <p>reduced 105:15</p> <p>reed 4:15, 4:16, 67:15</p> <p>reference 85:15, 85:19</p> <p>referred 103:23</p> <p>referring 34:19, 79:2, 88:1, 98:5</p> <p>reform 25:3, 28:15, 28:19, 28:21, 29:2, 29:3, 29:6</p> <p>reforming 29:4</p> <p>reforms 28:9</p> <p>regard 12:19, 13:1, 13:8, 13:19, 27:1</p> <p>regarding 18:24, 20:16, 22:20, 43:16, 45:7, 45:10,</p>	<p>54:1, 68:8, 68:15, 69:18, 75:4</p> <p>registered 2:12, 2:13, 105:7</p> <p>regrettable 79:21</p> <p>reiterated 23:7</p> <p>reject 93:25</p> <p>related 18:24, 37:6, 52:17</p> <p>relatedly 64:15</p> <p>relates 37:1, 37:11, 37:13, 43:8, 58:11, 77:11, 89:9, 93:20, 102:6</p> <p>relators 1:6, 3:3, 4:2, 4:13, 5:3, 11:6, 61:25, 62:2, 67:4, 67:16</p> <p>relay 21:11</p> <p>released 53:25</p> <p>remained 103:20</p> <p>remarks 93:14, 93:17</p> <p>remember 69:5, 69:19, 93:11, 97:16</p> <p>remote 1:13, 2:6</p> <p>remotely 2:2, 10:16</p> <p>repeatedly 33:19, 72:10, 84:10, 84:24</p> <p>reporter 1:23, 2:12,</p>	<p>2:13, 2:14, 10:17, 10:19, 11:7, 103:21, 104:10, 105:8</p> <p>reporter's 105:1</p> <p>represent 11:5, 67:16</p> <p>representatives 14:14, 45:6</p> <p>representing 10:13, 10:18</p> <p>republican 30:20, 36:18, 42:4, 58:22, 65:3, 68:10, 73:9, 73:10, 73:20, 76:22, 77:17, 77:25, 78:1, 82:10, 82:24, 84:1, 84:14, 84:17, 84:18, 86:10, 91:25, 99:17, 102:14</p> <p>republicans 27:18, 30:10, 89:10, 96:25</p> <p>reputation 90:13</p> <p>request 52:22, 66:24</p> <p>requests 52:25</p> <p>required 22:10, 34:24, 38:11, 79:17, 80:25, 91:10</p> <p>requirement 56:3, 56:7, 56:9, 57:17</p> <p>requirements 22:16, 57:13, 57:22, 58:14, 81:2, 81:4, 81:8, 98:6</p> <p>reservist 28:1</p>
---	--	--	---

<p>resident 67:20</p> <p>resources 77:9</p> <p>respect 15:20, 74:24</p> <p>respondent 6:18</p> <p>respondents 1:10, 6:8, 7:1, 7:12, 95:9, 96:7, 96:9, 96:21</p> <p>response 40:6, 52:22, 63:15, 64:21</p> <p>responses 85:8</p> <p>responsibilities 12:18, 15:4</p> <p>responsible 14:5</p> <p>rest 70:7</p> <p>restate 55:16</p> <p>restrain 41:25</p> <p>result 34:12, 43:4, 81:15, 82:5</p> <p>resulted 99:12</p> <p>retread 68:4</p> <p>review 18:2, 38:17, 59:8</p> <p>reviewed 13:24, 21:8, 26:25, 46:14, 48:6, 54:10, 59:10</p> <p>reviews 46:21</p> <p>revise 64:21</p> <p>rfram@cov 3:23</p>	<p>ride 70:9</p> <p>right 12:5, 30:14, 41:11, 45:13, 49:10, 50:3, 50:8, 50:21, 52:11, 60:20, 61:8, 61:18, 63:7, 63:13, 63:18, 63:20, 64:22, 65:2, 65:6, 65:19, 65:21, 71:21, 79:1, 82:12, 83:18, 91:22, 95:17, 95:20, 103:11</p> <p>rights 97:9</p> <p>riley 7:4</p> <p>risk 93:2</p> <p>rmr 105:26</p> <p>roadmap 76:4</p> <p>robert 3:17</p> <p>rodensky 6:3</p> <p>role 12:12, 12:14, 13:9, 13:14, 13:17, 14:16, 14:19, 23:21, 69:13</p> <p>roll-up-your-sleeves 39:23</p> <p>room 18:16, 19:8, 19:20, 66:22, 90:24, 92:14, 93:9, 99:22, 100:19, 100:25, 101:1, 101:5,</p>	<p>101:6, 101:17, 101:21</p> <p>root 95:16</p> <p>rudenskyy@brennan 6:6</p> <p>rules 13:17, 13:18, 13:23, 14:10</p> <p>running 31:10, 48:19</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>safe 36:18, 36:19, 42:3, 42:4, 42:11</p> <p>said 15:3, 23:4, 23:12, 28:8, 34:25, 35:9, 48:2, 49:14, 56:16, 63:25, 65:5, 65:10, 72:22, 87:8, 93:11, 98:1, 103:13, 105:13, 105:17</p> <p>sake 13:3, 14:11, 33:4, 40:12</p> <p>salesforce 3:19</p> <p>same 11:25, 23:4, 37:7, 43:19, 46:18, 74:24, 85:18, 86:16, 93:14, 94:13, 94:21, 102:13, 105:16</p> <p>san 3:21</p> <p>save 60:5</p> <p>saw 29:14, 39:12, 39:18, 51:18,</p>	<p>54:20, 65:3, 65:9, 68:24, 87:21, 88:2</p> <p>say 14:12, 18:10, 22:1, 27:23, 31:23, 34:17, 36:1, 37:19, 48:18, 54:18, 54:24, 76:1, 85:11, 86:5, 86:13, 100:1, 102:1, 102:2, 103:25, 104:4</p> <p>saying 39:20, 44:14, 64:11, 69:5</p> <p>says 63:18</p> <p>scarborough 7:4</p> <p>scenario 91:15</p> <p>scenarios 94:3</p> <p>schedule 13:20</p> <p>schedules 13:21, 26:5</p> <p>scholar 22:13, 80:22</p> <p>screen 38:20, 39:12, 60:16, 76:12, 97:23</p> <p>scroll 39:6</p> <p>season 95:15</p> <p>seat 42:11</p> <p>seats 41:22, 41:24, 42:4</p> <p>seattle 4:7</p> <p>second 36:24, 39:1,</p>
---	---	--	--

<p>39:7, 50:5, 62:8, 63:1 secondary 22:15, 57:14, 57:17, 57:21, 57:22, 58:11, 98:4, 98:19, 98:24 secretary 1:14, 2:1, 6:9, 8:9, 9:4, 10:5, 10:21, 11:3, 15:3, 32:14, 38:17, 60:15, 61:24, 67:14, 70:24, 80:20, 89:23, 95:7, 95:16, 104:12, 104:16 section 6:12, 87:7, 87:12, 98:12, 98:20, 99:5, 99:14 sections 57:16, 98:13 see 29:22, 30:1, 30:9, 34:14, 46:2, 48:6, 53:5, 54:5, 59:21, 60:23, 61:9, 61:16, 66:2, 66:16, 87:8, 87:11, 95:3, 95:11 seeing 20:22, 46:12, 61:14, 79:25 seem 91:7 seemed 28:4 seen 47:23, 59:12, 81:25 sell 47:18</p>	<p>senate 7:1, 14:15, 18:15, 19:5, 19:7, 20:4, 20:13, 24:5, 25:1, 25:2, 28:22, 29:11, 34:7, 40:7, 41:16, 72:7, 73:21, 78:16, 90:5, 97:6, 101:12 senator 7:12, 14:18, 15:19, 16:2, 17:9, 17:23, 22:18, 23:16, 28:17, 32:17, 34:20, 45:1, 46:8, 46:13, 46:17, 46:19, 48:4, 51:15, 76:20, 96:13, 101:3, 103:6 sense 94:13, 94:21, 94:24 sent 14:8, 26:4, 61:1, 63:16 sentiment 103:18 september 14:18, 15:18, 16:3, 17:12, 17:16, 17:20, 17:25, 18:3, 19:25, 23:13, 23:14, 25:10, 26:14, 27:1, 34:23, 35:8, 36:4, 42:23, 43:16, 43:20, 45:3, 45:10, 45:16, 45:21, 46:10, 49:10, 49:22, 55:7, 55:8, 63:17,</p>	<p>64:2, 65:4, 65:9, 68:11, 70:14, 71:1, 71:6, 80:1, 80:3, 82:12, 83:2, 84:4, 85:1, 85:2, 88:7, 89:16, 90:21 serious 40:4 serve 89:3, 89:4 served 23:23, 24:25 service 90:12 services 90:6, 90:19 set 11:6, 29:22, 30:7, 34:1, 46:6, 58:16, 63:20, 70:6, 78:21, 86:21, 99:11 seven 12:15 seven-member 75:22, 91:16 seventh 4:6 several 34:8, 71:2, 74:11, 101:12, 101:13 shaking 11:18 shapefile 33:9 shapefiles 76:6 share 20:7, 20:24, 44:10 shared 74:20, 90:1 sharing 70:9</p>	<p>shift 99:17 short 66:1 shorthand 2:14, 105:14 shortly 43:21, 55:21, 59:6 should 16:3, 16:10, 22:4, 36:7, 37:5, 41:3, 41:5, 41:17, 52:7, 53:7, 67:24, 84:12, 84:13, 84:18, 86:5, 93:20, 99:6, 99:8 showed 18:17, 97:5, 97:6, 97:7 shown 18:5, 18:15, 96:23 shows 61:14 shut 72:22, 72:23, 74:4, 75:1, 79:24, 99:16 shuttle 87:17 shuttling 35:20, 46:22, 71:18 side 47:10, 47:11, 47:19, 47:21, 47:24, 61:11, 63:7, 99:18, 99:23, 100:13, 100:18 sides 36:25, 45:19, 57:1, 57:3, 57:5, 90:14 signature-plkal 105:23</p>
---	--	--	---

<p>significant 28:5</p> <p>significantly 26:24</p> <p>simply 35:23, 41:24, 50:24, 78:24, 94:15</p> <p>simultaneously 46:22</p> <p>since 77:25, 91:14</p> <p>sincere 26:17</p> <p>single 83:20</p> <p>sir 11:16</p> <p>sit 30:10, 47:1, 72:4, 75:12, 76:10</p> <p>sitting 33:8, 53:24, 58:19, 67:19</p> <p>situation 79:22</p> <p>six 26:18</p> <p>skepticism 94:15</p> <p>sloan 8:6</p> <p>smith 4:15, 4:16, 67:16</p> <p>snafu 60:4</p> <p>so-called 36:17, 36:19</p> <p>software 76:24, 77:10, 77:22, 78:4, 78:7, 78:9, 78:18, 78:19, 78:22, 97:22</p> <p>solicitor 8:2</p>	<p>some 11:8, 13:25, 25:14, 27:21, 31:7, 34:10, 34:15, 35:24, 40:9, 43:3, 43:9, 45:23, 47:25, 51:11, 56:3, 62:2, 64:12, 64:24, 66:2, 66:18, 78:15, 81:19, 83:15, 86:4, 94:14, 95:10, 97:15, 97:22, 98:14, 102:4</p> <p>something 21:15, 22:25, 27:4, 28:16, 45:19, 56:14, 56:25, 57:4, 57:6, 57:8, 69:5, 98:1</p> <p>somewhere 81:12</p> <p>soon 90:25, 93:9</p> <p>sophisticated 76:7</p> <p>sorry 14:20, 19:17, 39:6, 39:9, 50:9, 69:17, 103:11</p> <p>sort 18:7, 18:18, 20:9, 20:22, 21:15, 23:3, 24:2, 27:10, 29:25, 31:8, 34:2, 34:12, 35:19, 36:22, 39:22, 40:1, 41:4, 41:12, 41:23, 42:18, 42:21, 43:7, 45:14, 46:20, 47:6, 47:8,</p>	<p>47:14, 49:19, 52:3, 52:8, 57:23, 58:3, 58:15, 59:12, 69:13, 70:6, 70:10, 78:21, 78:22, 81:6, 85:18, 86:7, 86:16, 86:21, 88:12, 88:13, 89:1, 97:14, 97:15, 100:22, 101:18, 102:20</p> <p>sounds 12:4</p> <p>space 45:13</p> <p>spalding 8:6</p> <p>sparked 59:11</p> <p>speak 25:11, 28:12, 45:5, 80:17, 101:9</p> <p>speaker 7:2, 14:13, 17:10, 17:23, 19:13, 23:21, 23:23, 24:7, 32:20, 33:17, 34:20, 49:22, 50:7, 51:15, 52:19, 72:8, 84:7, 96:10</p> <p>speaking 11:24</p> <p>specific 15:10, 15:15, 21:10, 23:5, 40:22, 43:15, 44:24, 52:2, 53:16, 53:22, 71:16, 88:8</p> <p>specifically 15:6, 18:17, 19:10, 28:11, 42:16, 44:18,</p>	<p>51:2, 62:24</p> <p>specificity 47:13, 100:21, 101:18</p> <p>speculate 74:7, 74:16, 94:9, 94:18</p> <p>speculation 32:2, 79:8</p> <p>speculative 58:7</p> <p>spent 43:25, 77:16, 84:14</p> <p>spirit 30:12, 46:6</p> <p>split 58:14</p> <p>splits 20:16, 58:13, 98:15</p> <p>spoke 28:8, 40:19</p> <p>spring 31:15</p> <p>springhetti 24:5, 32:21, 33:11</p> <p>spur 40:1</p> <p>st 95:12</p> <p>staff 8:6, 17:10, 17:22, 19:5, 20:5, 24:4, 24:5, 26:8, 32:20, 32:22, 34:1, 39:13, 39:19, 40:7, 40:13, 40:20, 42:24, 44:5, 46:21, 63:10, 64:1, 64:4, 64:5, 77:22, 78:14, 78:15, 82:25, 84:2, 84:8, 88:3,</p>
--	---	--	--

<p>101:13, 101:14, 101:15, 101:16, 102:2, 103:7 staffer 19:9, 25:2 staffers 24:1, 84:19 stafford 4:3, 9:6, 11:2, 11:4, 14:20, 15:2, 32:13, 38:19, 44:14, 56:4, 59:18, 59:22, 60:6, 60:14, 62:3, 62:4, 63:23, 87:6, 104:11 stamp 63:3 standard 51:9, 51:16, 55:10, 55:15, 55:25, 56:22 standards 57:22, 57:23, 57:24, 58:4, 58:10, 81:23, 98:5, 98:11, 98:14, 98:17, 98:18, 98:19, 98:23, 98:25, 99:5, 99:14 start 29:8, 40:3, 40:9, 41:8, 48:22, 48:23, 62:16, 76:5, 103:11 started 34:5 starting 68:20, 69:21 starts 29:10, 38:23 state 1:14, 2:2, 2:15, 6:9, 8:7, 8:9, 9:4, 10:5,</p>	<p>10:21, 20:10, 28:1, 28:4, 28:17, 41:12, 41:16, 52:6, 73:6, 76:4, 77:12, 88:14, 90:5, 90:12, 103:23, 104:16, 105:4, 105:8 stated 16:9, 25:16, 25:21, 35:3, 38:12, 39:17 statehouse 35:19, 46:23 statement 51:3, 51:4, 51:18, 51:21, 52:10, 53:25, 54:3, 54:5, 54:8, 54:12, 54:14, 54:17, 54:19, 54:23, 55:1, 55:3, 55:21, 56:13, 58:21, 59:4, 59:6, 59:15, 75:21, 80:13, 87:7, 87:12, 90:25 statements 16:15, 50:20, 50:25 statesman 69:13 statesmen 30:11 statewide 58:23, 68:13, 86:2, 88:17, 88:18 statistical 86:4 statute 90:9 steelers 67:25 stephen 8:11, 10:12</p>	<p>steps 79:4 sterling 90:13 still 34:23, 46:24, 48:18, 53:10, 62:15, 62:22, 65:8, 85:9, 103:22 straightforward 91:19 street 3:8, 3:20, 5:22, 6:13, 7:17 stretch 82:1 strike 95:19 stronger 29:21 struck 92:22, 102:14 stuck 97:14, 97:24 student 28:1 subsequent 49:1, 73:13 subsequently 45:22 substance 60:18 substantial 25:23, 35:5, 35:7, 65:19 suggesting 76:21, 76:23 suggestions 45:9, 47:3, 47:5, 64:22, 64:24, 76:18 suite 3:20, 4:6, 5:14, 6:4, 7:6, 7:17 summit 29:12</p>	<p>super 91:9 superior 10:8 support 30:21, 31:6, 90:14 suppose 33:1, 73:9, 97:5 supreme 1:1, 92:13, 96:6 sure 11:17, 11:21, 11:24, 12:2, 27:6, 49:4, 57:10, 60:6, 60:19, 65:18, 91:24, 103:5, 104:4 suspect 30:6 swear 10:19 sworn 10:23, 105:11 sykes 7:13, 14:15, 45:1, 45:7, 45:21, 45:25, 46:8, 46:13, 46:17, 47:3, 48:4, 61:1, 76:20, 76:21, 96:14, 96:21, 101:2, 101:3, 103:6 system 30:7, 30:9, 76:8</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p>t 4:10 table 30:11, 41:23, 48:21, 70:8,</p>
--	---	---	---

<p>73:16, 76:5 tactics 82:5 take 11:13, 11:14, 21:24, 22:2, 22:4, 41:22, 43:11, 93:2, 94:1, 95:22 taken 22:24, 23:17, 27:3, 44:21, 79:5, 99:7, 105:13 takes 76:9 taking 10:14, 88:12, 92:14 talk 15:10, 62:22, 64:15, 65:2, 72:4 talked 25:9, 31:1, 44:9, 51:6, 51:11, 64:18 talking 12:3, 13:13, 13:16, 14:6, 24:18, 46:15, 46:16, 85:19, 88:6 talks 86:2 tap 63:14 targets 88:23 task 69:10 team 62:9, 62:11, 70:7, 74:13, 87:14 technical 33:8, 57:23, 77:11, 81:4,</p>	<p>84:6, 90:7, 90:17 technically 100:8 techniques 86:4 technological 60:4 tel 6:15 tell 39:9, 40:24, 42:13, 61:22, 66:3, 71:20, 75:6, 94:11 ten 58:23 ten-minute 20:20 ten-year 26:19, 30:20, 31:4, 35:25, 43:10, 65:24, 69:12, 81:14, 86:2, 89:11, 91:20, 92:2, 93:3, 94:2, 99:12, 102:18 tenth 3:8 term 32:23, 33:5, 33:6 tested 92:19 testified 10:24, 52:11, 70:15, 70:25, 74:3, 79:5, 83:11, 84:5 testify 105:12 testimony 16:6, 16:7, 68:5, 70:21, 71:11, 72:24, 72:25, 81:11, 82:8, 82:14,</p>	<p>83:8, 83:25, 85:7 text 9:17, 60:21, 61:17 texts 61:12 th 6:13, 10:10, 16:13, 42:23, 43:20, 44:1, 44:7, 44:11, 44:12, 46:10, 46:11, 46:16, 48:4, 49:1, 49:6, 49:7, 49:22, 50:5, 55:7, 55:8, 63:17, 65:1, 65:9, 65:15, 70:14, 71:6, 85:2, 87:19, 90:21, 100:6, 100:8, 100:10, 105:19 thank 38:21, 50:11, 59:24, 62:3, 62:4, 63:16, 67:7, 82:22, 96:12, 96:16, 96:17, 97:3, 98:1, 104:5, 104:7, 104:11, 104:13 thereafter 105:15 therein 51:1, 105:14 thing 25:3, 91:24, 97:11, 98:16, 102:5 things 16:9, 22:7, 23:8, 34:15, 36:6, 37:15, 43:12, 63:22,</p>	<p>76:25, 82:3, 85:9, 99:6, 99:8, 103:24 think 18:20, 21:19, 23:12, 26:22, 29:10, 29:18, 29:19, 29:20, 30:3, 32:4, 34:24, 35:9, 36:2, 41:8, 43:5, 43:20, 44:22, 45:21, 53:8, 55:12, 55:22, 56:19, 65:8, 67:3, 69:6, 78:16, 79:16, 83:5, 85:14, 88:10, 88:13, 89:20, 95:5, 95:12, 97:8, 100:9, 100:21, 102:22, 103:17, 104:10 third 37:4, 50:19, 96:4 thomas 5:19 thought 16:10, 35:7, 36:6, 36:24, 37:4, 39:16, 41:17, 42:6, 52:7, 65:20, 72:23, 84:17, 90:16, 93:16 three 19:15, 19:20, 20:12, 36:6, 36:11, 37:15, 37:23, 37:25, 69:6, 75:10, 75:13, 97:5, 101:5 threshold 38:5, 38:9, 91:9</p>
---	--	--	---

<p>through 20:9, 26:8, 30:14, 66:14 throughout 28:21, 29:25, 30:3, 33:13, 52:1, 70:2, 71:13, 100:25 thrown 44:19 thumbs 63:14 thursday 1:15 ticking 62:15 time 10:11, 11:10, 11:14, 14:23, 15:1, 20:22, 33:25, 43:25, 46:18, 48:12, 48:25, 59:13, 60:5, 60:9, 60:13, 61:23, 62:4, 62:15, 63:17, 70:13, 73:6, 76:9, 77:24, 78:5, 79:19, 83:21, 87:21, 95:24, 96:3, 101:4, 104:12, 104:18, 105:14 timeline 49:5 times 16:8, 26:3, 35:12, 35:17, 53:3, 53:8, 70:17, 71:16, 74:23 timing 31:13, 79:11 title 100:23 today 10:12, 10:17,</p>	<p>11:10, 13:5, 47:1, 53:24, 58:19, 63:24, 64:18, 66:7, 72:25, 104:12 today's 10:10, 67:25 together 23:2, 27:16, 34:5, 35:22, 37:14, 43:13, 44:2, 47:20, 47:23, 69:15, 70:6, 70:9, 72:18, 75:16, 89:10, 91:6 told 22:23, 27:2, 27:9, 47:4, 53:9, 78:5, 103:21 tomorrow 48:22 tonight 48:21 took 16:7, 16:13, 64:23 topic 36:25, 37:4 topics 68:6, 75:13 towards 67:21, 91:15 tower 3:19 tracing 76:5 track 66:8 train 78:21 trained 85:16 training 34:2 transcript 9:13, 105:17</p>	<p>transmitted 88:4 trick 12:8 tried 51:12, 94:19 true 80:13, 105:16 truly 79:20 truth 105:12, 105:13 try 11:24, 30:17, 30:18, 32:9, 34:9, 35:23, 56:23, 57:1, 69:8, 69:15, 70:3, 70:17, 71:23, 74:13, 75:8, 75:12, 75:18, 89:7, 93:5, 99:11, 102:17 trying 12:7, 34:13, 35:20, 36:8, 37:18, 37:20, 37:21, 38:8, 40:1, 40:25, 42:5, 43:24, 44:1, 44:3, 45:13, 46:6, 46:23, 48:13, 56:17, 66:7, 70:7, 71:10, 71:24, 88:8, 89:1, 89:6 turn 38:19, 95:8 twelve 27:25 two 13:24, 23:25, 33:16, 35:21, 38:2, 38:6, 47:22, 53:8, 59:13, 68:22,</p>	<p>69:3, 77:20, 84:8, 92:9, 92:23, 93:23, 94:3, 97:4 typewriting 105:15</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>ultimately 37:22, 87:12, 102:22 unanimous 50:24 unanimously 54:16 under 10:24, 51:7, 54:15, 56:24, 102:8, 105:15 understand 12:9, 12:18, 13:3, 25:10, 30:24, 49:13, 60:19, 79:1, 80:23, 82:7, 83:16 understanding 12:21, 16:20, 22:9, 22:13, 23:20, 23:25, 32:11, 32:23, 33:10, 49:5, 51:13, 52:12, 54:11, 56:18, 56:22, 57:12, 57:20, 57:25, 58:10, 64:23, 77:8, 77:12, 77:14, 80:2, 81:10, 84:12, 85:17, 86:17, 86:18, 94:5, 98:10, 99:1 understandings 86:22 understood 12:7, 12:11, 15:4, 70:24,</p>
--	---	---	--

<p>80:19, 82:2, 82:20, 83:12, 83:13, 85:7, 87:25, 90:21, 95:5 underway 11:9 union 5:21 unless 13:6 unmarked 66:9 until 55:21, 79:25, 87:8, 103:20 usage 32:25 use 38:20, 46:3, 78:3, 78:21 using 51:17, 52:3, 52:5, 77:21, 86:19, 97:16 utilizes 58:21</p>	<p>59:9, 66:16, 104:16 videoconference 2:1 videographer 8:11, 10:3, 10:12, 11:7, 14:22, 14:25, 60:8, 60:12, 66:11, 67:8, 95:23, 96:2, 104:15 videotaped 1:13, 10:4 videotech 8:10, 59:21, 59:24, 59:25 view 81:6, 88:12 viewed 44:23 visual 18:11 vote 41:10, 50:1, 50:5, 50:16, 50:19, 54:21, 55:22, 59:3, 59:6, 100:3, 100:5, 100:8 voted 14:2, 35:1, 49:8, 50:12, 50:15, 54:6, 54:8, 57:20, 59:14, 87:24 voters 1:4, 3:2, 5:3, 10:6, 13:16, 41:10, 67:4 votes 38:6, 44:11 voting 12:24, 52:5, 54:12</p>	<p>walked 66:21 want 15:10, 16:23, 27:6, 37:19, 49:4, 60:19, 62:9, 62:21, 62:22, 63:22, 64:15, 65:2, 68:5, 68:7, 76:2, 77:7, 81:25, 83:9, 83:10, 88:10, 93:2, 99:17 wanted 26:9, 29:22, 30:1, 30:9, 33:13, 36:21, 41:21, 57:1, 85:14, 85:21, 85:24, 88:24, 93:5, 94:1 washington 3:9 way 27:12, 30:7, 35:25, 42:6, 74:18, 74:19, 78:6, 82:9, 90:2, 103:25 ways 43:10, 92:17 we'll 48:21, 62:16, 95:11 we're 12:2, 12:3, 42:7, 46:15, 46:16, 53:9, 53:10, 60:2, 60:4, 61:10, 62:7, 62:13, 62:14, 63:4, 67:4, 67:10, 83:4, 83:8, 85:19, 91:22, 93:12, 104:10 we've 11:19, 18:8,</p>	<p>51:6 wednesday 63:17, 93:17 week 35:14, 70:14 went 13:15 weren't 52:20, 54:18, 55:18, 55:20 west 7:17 wet 97:24 whatever 41:19, 47:15, 77:22, 86:7 whatsoever 17:7, 82:10, 89:18 whereby 76:21 whereupon 10:20 whether 15:13, 16:12, 19:22, 21:11, 22:10, 23:2, 23:10, 42:24, 43:17, 45:24, 46:2, 47:2, 50:6, 53:12, 55:5, 56:6, 56:11, 56:21, 62:9, 75:1, 80:14, 89:13, 94:15, 94:16 whoever 102:16 whole 75:22, 82:17, 88:19, 97:10, 105:12 wide 97:13 willing 38:3, 93:4 willingness 102:2</p>
<p>v</p>	<p>w</p>		
<p>vague 58:6 various 29:3, 41:1, 45:12, 85:3, 101:14 verbal 11:18, 86:18 vernon 7:12, 14:15 version 18:18, 36:3, 49:9, 87:21 versus 10:7 via 10:15 video 10:14, 12:2,</p>	<p>wa 4:7</p>		

Transcript of Secretary of State Frank LaRose

Conducted on October 14, 2021

136

<p>wish 79:11 withdraw 82:21 withdrew 83:14 within 20:13 without 11:22, 15:24, 19:20, 31:6 witness 2:5, 10:19, 10:23, 32:4, 58:9, 62:5, 79:10, 83:22, 84:5, 104:7, 104:13, 105:10, 105:19 women 1:4, 3:2, 5:2, 10:6, 30:11, 67:4 won 41:15, 58:23, 58:24 wondering 98:6 word 49:12 words 90:23 work 25:5, 25:15, 25:21, 25:23, 26:9, 26:17, 28:5, 33:8, 33:12, 34:12, 34:13, 34:24, 35:2, 35:5, 35:7, 38:11, 39:22, 39:25, 40:10, 47:16, 48:18, 49:18, 52:18, 56:23, 65:6, 65:9, 65:11, 65:13, 65:18, 65:19,</p>	<p>65:23, 68:9, 68:17, 71:3, 71:5, 73:10, 73:12, 73:18, 73:23, 73:24, 76:1, 76:8, 77:11, 78:2, 79:20, 84:12, 84:22, 90:8, 90:17, 92:8, 93:20, 99:8, 99:10, 100:14, 102:3, 102:10, 102:13, 102:16, 102:17 worked 16:21, 23:9, 27:15, 28:16, 28:17, 28:20, 73:19 working 17:23, 24:8, 25:7, 26:9, 30:17, 31:11, 32:9, 33:17, 34:6, 40:9, 53:10, 72:7, 72:11, 74:12, 85:9, 94:12 works 29:18, 29:19, 29:20, 90:12 world 89:5 worth 50:23 wouldn't 80:1, 92:12 wrap 82:2 wrapping 89:12 written 60:1, 66:11, 98:3 wrong 98:3 wrote 31:2, 66:10,</p>	<p>66:13 <hr/>X<hr/>x 1:3, 1:11 xi 15:7, 15:16 <hr/>Y<hr/>yeah 18:4, 18:12, 21:2, 22:21, 28:3, 32:4, 38:19, 47:4, 48:8, 53:2, 59:8, 61:2, 61:9, 61:13, 61:22, 64:23, 66:5, 66:20, 73:3, 92:15, 97:3, 99:1 year 25:4 years 27:25, 28:22, 29:8, 58:23, 88:18 york 5:23, 6:5 yourself 19:24, 33:12, 38:10, 60:21, 61:7 yurij 6:3 <hr/>Z<hr/>zoom 10:15 <hr/>.0908 6:24 .288 4:19 .3124 4:19 .329 7:8</p>	<p>.3887 7:8 .481 6:24 <hr/>0<hr/>01 100:9 0176 4:10 04 60:11, 60:13 08 104:18, 104:19 <hr/>1<hr/>1-- 7:20 1.412 4:19 1.614 6:24 1.919 7:8 10 60:9, 60:10 10004 5:23 10271 6:5 104 104:20 105 1:22 11 9:6, 60:11, 60:13, 63:19, 95:24, 95:25, 96:1, 96:3 1108 5:14 11648 1:24, 2:15, 105:8, 105:25 1193 1:7, 10:9 1198 1:8</p>
--	--	---	--

PLANET DEPOS

888.433.3767 | WWW.PLANETDEPOS.COM

DEPO_00137

Transcript of Secretary of State Frank LaRose

Conducted on October 14, 2021

<p>12 29:8, 100:9, 104:18, 104:19 120 6:4 1210 1:9, 67:16 125 5:22 13 44:1 1330 6:22 14 1:15, 10:10, 44:1 15 16:13, 42:23, 44:1, 44:7, 44:11, 46:10, 46:11, 46:16, 48:4, 49:1, 49:6, 49:22, 50:5, 55:7, 63:17, 65:1, 65:9, 65:15, 70:14, 71:6, 85:2, 87:19, 90:21, 100:6, 100:10, 100:17, 101:21, 105:19 15222 4:18 16 6:13, 43:20, 44:12, 49:7, 55:8, 90:3, 100:8 1700 4:6 1750 6:4 1st 45:3, 45:10, 45:21, 45:24, 79:15 <hr/>2<hr/>200 7:6</p>	<p>20001 3:9 2015 13:16, 90:2 202 3:10 2020 96:24 2021 1:7, 1:8, 1:9, 1:15, 10:9, 10:10, 13:19, 24:13, 24:20, 24:21, 25:4, 25:11, 28:10, 105:20 203 5:14 206 4:10 2062 9:17, 59:21 2066 59:19, 61:3 2075 63:3 2100 4:6 212 5:24 221 7:20 225 4:17 23 63:18 250 7:17 2533 3:21 27612 7:7 2872 6:15 <hr/>3<hr/>30 6:13</p>	<p>31 95:12 3139 9:16, 38:16 36 63:18, 63:19 38 9:16 3rd 45:24 <hr/>4<hr/>40 1:16, 10:11 405254 1:21 4140 7:6 415 3:20, 3:22 43206 5:15 43215 6:14, 6:23, 7:18 44103 5:7 45 14:23, 14:24, 41:19 4506 5:6 46 41:19, 41:20 466 6:15 48 14:24, 15:1 49 95:24, 95:25 4956 3:9 <hr/>5<hr/>5-2 50:1, 50:16 50 41:20, 60:9,</p>	<p>60:10 519 5:24 52 41:19 5400 3:20 55 41:19 57 96:1, 96:3 59 9:17 591 3:22 <hr/>6<hr/>6000 3:10, 3:22 614 6:15, 7:20 62 9:7 6500 7:20 656 4:10 662 3:10 67 9:8 <hr/>7<hr/>700 7:17 728 6:15 7509 7:18 7592 6:15 7866 5:24 <hr/>8<hr/>8 (c) 87:7, 87:12 850 3:8</p>
---	---	---	--

<p>88 31:11 8th 25:10, 26:14, 27:1, 51:25, 65:4, 68:21, 68:23, 69:1, 80:1</p> <hr/> <p>9</p> <p>9 1:16, 10:11, 14:23, 14:24, 15:1 94105 3:21 96 9:9 98101 4:7 9th 14:18, 15:18, 16:3, 17:12, 17:16, 17:20, 17:25, 18:3, 18:20, 19:25, 23:13, 23:14, 25:20, 34:23, 35:8, 36:4, 43:16, 45:16, 49:10, 49:21, 51:24, 64:2, 65:4, 65:10, 68:11, 69:19, 70:3, 70:14, 71:1, 80:3, 80:7, 82:12, 83:2, 84:4, 85:1, 88:7, 89:16</p>	
---	--

To: Rowe, Mike[Mike.Rowe@ohiosenate.gov]; Heather.Blessing@ohiohouse.gov[Heather.Blessing@ohiohouse.gov]; Christine.Morrison@ohiohouse.gov[Christine.Morrison@ohiohouse.gov]; Paul.Disantis@ohiohouse.gov[Paul.Disantis@ohiohouse.gov]; Will.Hinman@ohiohouse.gov[Will.Hinman@ohiohouse.gov]; Dauren.Mason@ohiohouse.gov[Dauren.Mason@ohiohouse.gov]; Samantha.Herd@ohiohouse.gov[Samantha.Herd@ohiohouse.gov]; Andy.DiPalma@ohiohouse.gov[Andy.DiPalma@ohiohouse.gov]; Mindy.Spain@ohiohouse.gov[Mindy.Spain@ohiohouse.gov]; Oliveti, Chris[coliveti@OhioSOS.Gov]; Oliveti, Chris[coliveti@OhioSOS.Gov]; Grodhaus, Michael[mgrodhaus@OhioSOS.Gov]; Sarah.Cherry@ohiohouse.gov[Sarah.Cherry@ohiohouse.gov]; Stockman, Scott[Scott.Stockman@ohiosenate.gov]; Boas, George[George.Boas@ohiosenate.gov]; Rothey, Kristin[Kristin.Rothey@ohiosenate.gov]; Routt, Randall[Randall.Routt@ohiosenate.gov]; Cambieri, Giulia[Giulia.Cambieri@ohiosenate.gov]; Osterback, Kate[Kate.Osterback@ohiosenate.gov]; Golski, Mallory[Mallory.Golski@ohiosenate.gov]; Barron, John[John.Barron@ohiosenate.gov]; Strigari, Frank[Frank.Strigari@ohiosenate.gov]; 'Matthew.Donahue@governor.ohio.gov'[Matthew.Donahue@governor.ohio.gov]; 'asbilchak@ohioauditor.gov'[asbilchak@ohioauditor.gov]; Sheila.Boehner@ohiohouse.gov[Sheila.Boehner@ohiohouse.gov]

From: Madrid, Merle

Sent: Thur 9/9/2021 9:36:52 PM

Subject: RE: [EXTERNAL] Re: Next steps

Thanks Mike. SOS staff will be there.

From: Rowe, Mike <Mike.Rowe@ohiosenate.gov>

Sent: Thursday, September 9, 2021 17:35

To: Madrid, Merle <mmadrid@OhioSOS.Gov>; Heather.Blessing@ohiohouse.gov; Christine.Morrison@ohiohouse.gov; Paul.Disantis@ohiohouse.gov; Will.Hinman@ohiohouse.gov; Dauren.Mason@ohiohouse.gov; Samantha.Herd@ohiohouse.gov; Andy.DiPalma@ohiohouse.gov; Mindy.Spain@ohiohouse.gov; Oliveti, Chris <coliveti@OhioSOS.Gov>; Oliveti, Chris <coliveti@OhioSOS.Gov>; Grodhaus, Michael <mgrodhaus@OhioSOS.Gov>; Sarah.Cherry@ohiohouse.gov; Stockman, Scott <Scott.Stockman@ohiosenate.gov>; Boas, George <George.Boas@ohiosenate.gov>; Rothey, Kristin <Kristin.Rothey@ohiosenate.gov>; Routt, Randall <Randall.Routt@ohiosenate.gov>; Cambieri, Giulia <Giulia.Cambieri@ohiosenate.gov>; Osterback, Kate <Kate.Osterback@ohiosenate.gov>; Golski, Mallory <Mallory.Golski@ohiosenate.gov>; Barron, John <John.Barron@ohiosenate.gov>; Strigari, Frank <Frank.Strigari@ohiosenate.gov>; 'Matthew.Donahue@governor.ohio.gov' <Matthew.Donahue@governor.ohio.gov>; 'asbilchak@ohioauditor.gov' <asbilchak@ohioauditor.gov>; Sheila.Boehner@ohiohouse.gov

Subject: [EXTERNAL] Re: Next steps

****Secretary of State Security Notice****

This e-mail is from an external source. Think before you click links or open attachments.

Merle,

Thanks for your email. On behalf of Co-chair Sykes and Leader Sykes I would like to invite staff representatives for all the commission members to meet Friday morning at 10am in the Senate Minority conference room (2nd floor Senate building). This is the same room where we conducted briefings on our map earlier this week. We have a monitor set up there for viewing maps.

I look forward to your responses.

Mike Rowe

Chief of Staff
Ohio Senate Minority Caucus
614-466-4371

From: "Madrid, Merle" <mmadrid@OhioSOS.Gov>

Date: Thursday, September 9, 2021 at 3:31 PM

To: "Heather.Blessing@ohiohouse.gov" <Heather.Blessing@ohiohouse.gov>, "Christine.Morrison@ohiohouse.gov" <Christine.Morrison@ohiohouse.gov>, "Paul.Disantis@ohiohouse.gov" <Paul.Disantis@ohiohouse.gov>, "Will.Hinman@ohiohouse.gov" <Will.Hinman@ohiohouse.gov>, "Dauren.Mason@ohiohouse.gov" <Dauren.Mason@ohiohouse.gov>, "Samantha.Herd@ohiohouse.gov" <Samantha.Herd@ohiohouse.gov>, "Andy.DiPalma@ohiohouse.gov" <Andy.DiPalma@ohiohouse.gov>, "Mindy.Spain@ohiohouse.gov" <Mindy.Spain@ohiohouse.gov>, "Olivet, Chris" <coliveti@OhioSOS.Gov>, "Olivet, Chris" <coliveti@OhioSOS.Gov>, "Grodhaus, Michael" <mgrodhaus@OhioSOS.Gov>, "Sarah.Cherry@ohiohouse.gov" <Sarah.Cherry@ohiohouse.gov>, "Rowe, Mike" <Mike.Rowe@ohiosenate.gov>, "Stockman, Scott" <Scott.Stockman@ohiosenate.gov>, "Boas, George" <George.Boas@ohiosenate.gov>, "Rothey, Kristin" <Kristin.Rothey@ohiosenate.gov>, "Routt, Randall" <Randall.Routt@ohiosenate.gov>, "Cambieri, Giulia" <Giulia.Cambieri@ohiosenate.gov>, "Osterback, Kate" <Kate.Osterback@ohiosenate.gov>, "Golski, Mallory" <Mallory.Golski@ohiosenate.gov>, "Barron, John" <John.Barron@ohiosenate.gov>, "Strigari, Frank" <Frank.Strigari@ohiosenate.gov>, "Matthew.Donahue@governor.ohio.gov" <Matthew.Donahue@governor.ohio.gov>, "asbilchak@ohioauditor.gov" <asbilchak@ohioauditor.gov>, "Sheila.Boehner@ohiohouse.gov" <Sheila.Boehner@ohiohouse.gov>

Subject: Next steps

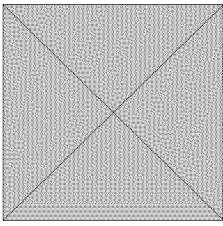
Now that the commission has accepted a map, and ahead of the hearings beginning Sunday afternoon, Secretary LaRose and our staff are available and desirous to meet, either in person, by phone, or virtually, to understand where there is an opportunity to build consensus among the commission members.

Ray, Blake and Randall, as the three staff who have presented maps, do you have thoughts on how we proceed?

Christine and Mike, representing the co-chairs, are the co-chairs themselves or staff available tomorrow or Saturday before the next meeting on Sunday?

Thanks all!

-Merle



Merle Madrid | Chief of Staff
Office of the Ohio Secretary of State
O: 614.728.9132
[OhioSoS.gov](mailto:MerleMadrid@OhioSoS.gov)

This message is intended for use only by the individual or entity to whom or which it is addressed and may contain information that is privileged, confidential and/or otherwise exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify me immediately by telephone. Thank you.

From: Heather.Blessing@ohiohouse.gov <Heather.Blessing@ohiohouse.gov>
Sent: Wednesday, September 8, 2021 09:22
To: Christine.Morrison@ohiohouse.gov; Paul.Disantis@ohiohouse.gov; Will.Hinman@ohiohouse.gov; Dauren.Mason@ohiohouse.gov; Samantha.Herd@ohiohouse.gov; Andy.DiPalma@ohiohouse.gov; Mindy.Spain@ohiohouse.gov; Oliveti, Chris <coliveti@OhioSOS.Gov>; Oliveti, Chris <coliveti@OhioSOS.Gov>; Madrid, Merle <mmadrid@OhioSOS.Gov>; Grodhaus, Michael <mgrodhaus@OhioSOS.Gov>; Sarah.Cherry@ohiohouse.gov; Mike.Rowe@ohiosenate.gov; Scott.Stockman@ohiosenate.gov; George.Boas@ohiosenate.gov; kristin.rothey@ohiosenate.gov; Randall.Routt@ohiosenate.gov; 'Cambieri, Giulia' <Giulia.Cambieri@ohiosenate.gov>; Kate.Osterback@ohiosenate.gov; 'Golski, Mallory' <Mallory.Golski@ohiosenate.gov>; john.barron@ohiosenate.gov; Frank.Strigari@ohiosenate.gov; 'Matthew.Donahue@governor.ohio.gov' <Matthew.Donahue@governor.ohio.gov>; 'asbilchak@ohioauditor.gov' <asbilchak@ohioauditor.gov>; Sheila.Boehner@ohiohouse.gov
Subject: [EXTERNAL] Announcement of Commission Meetings on Thursday, September 9, 2021

****Secretary of State Security Notice****

This e-mail is from an external source. Think before you click links or open attachments.

ANNOUNCEMENT OF COMMISSION MEETING – THURSDAY, SEPT. 9, 2021 @ 10AM

TO:: Members of the Ohio Redistricting Commission

FROM: Speaker Robert Cupp, Co-Chair
Senator Vernon Sykes, Co-Chair

DATE: Thursday, September 9, 2021

TIME: 10:00 AM

LOCATION: Finan Hearing Room (Room 126)
Senate Building
Ohio Statehouse
1 Capitol Square
Columbus, Ohio 43215-4275

AGENDA

The Ohio Redistricting Commission will meet to hear testimony on state redistricting plans pursuant to Article XI of the Ohio Constitution and Commission rules. Please complete and submit a witness information form to testimony@redistricting.ohio.gov in advance of testifying.

ANNOUNCEMENT OF COMMISSION MEETING – THURSDAY, SEPT. 9, 2021 @ 2PM

TO:: Members of the Ohio Redistricting Commission

FROM: Speaker Robert Cupp, Co-Chair
Senator Vernon Sykes, Co-Chair

DATE: Thursday, September 9, 2021

TIME: 2:00 PM

LOCATION: Finan Hearing Room (Room 126)
Senate Building
Ohio Statehouse
1 Capitol Square
Columbus, Ohio 43215-4275

AGENDA

The Ohio Redistricting Commission will meet to hear testimony on state redistricting plans and conduct other business pursuant to Article XI of the Ohio Constitution and Commission rules. Please complete and submit a witness information form to testimony@redistricting.ohio.gov in advance of testifying.

Senate Contact: Giulia Cambieri, (614) 644-5533
House Contact: Aaron Mulvey, (614) 466-8759

Heather N. Blessing, Esq.
Deputy Chief Legal Counsel, Office of the Speaker
Ohio House of Representatives

77 S. High Street Columbus,
14th Floor, Ohio 43215
Office: 614.466.9194
Mobile: 614.352.5819
Heather.Blessing@ohiohouse.gov

CONFIDENTIALITY NOTICE

The information contained in this e-mail is intended only for the use of the individual or entity to which it is addressed and it may contain information that is privileged, confidential, attorney work product and/or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient (or the employee or agent responsible to deliver it to the intended recipient), you are hereby notified that any dissemination, distribution, or copying of this e-mail is prohibited. If you have received this e-mail in error, please notify the sender by return e-mail.

13:20 ↗



Bob Cupp >

Sun, Sep 12, 16:01

Are you near the hearing site?



Text Message



Exhibit #

LaRose 2

10/11/21 - JB

exhibitsticker.com

DEPO_00145

GOV_002062

To: Matt Huffman



iMessage
Wed, Aug 11, 17:44

Sorry, I'm on another call.
Can I call you back when it's
done?

Sat, Sep 11, 19:09

On another call, I'll call you
right back

Delivered



iMessage



To: Emilia Sykes



Mon, Sep 13, 22:30

I am deeply sorry if I offended you just now please know it wasn't intentional and perhaps we're all just tired.

I was enthusiastic about the conversation we were all having and maybe that enthusiasm caused me to jump the gun

Delivered

Thank you.

And I apologize I'm a bit tense. I have a constituent who I've been trying to walk through a civil protection order all evening and I've been anxiously working to get to her.

We've got this.



iMessage



To: Mike DeWine



Thanks, understood. I will work with your team to set up a time for us to talk redistricting soon.

Wed, Jun 30, 19:33

Great

Wed, Sep 8, 12:33

Give me a call when you have a chance please

Delivered



iMessage



Wed, Sep 8, 14:50

Grodhaus Oliveti and I are headed down to the lobby of our building to meet you to walk to auditors office.

Perfect. Will be pulling into the garage momentarily.

Wed, Sep 8, 17:31

Ask: what time do the Sykes leave tomorrow?

Ask: what are the ramifications if we don't have the votes to intro a map tomorrow?

Wed, Sep 8, 21:09



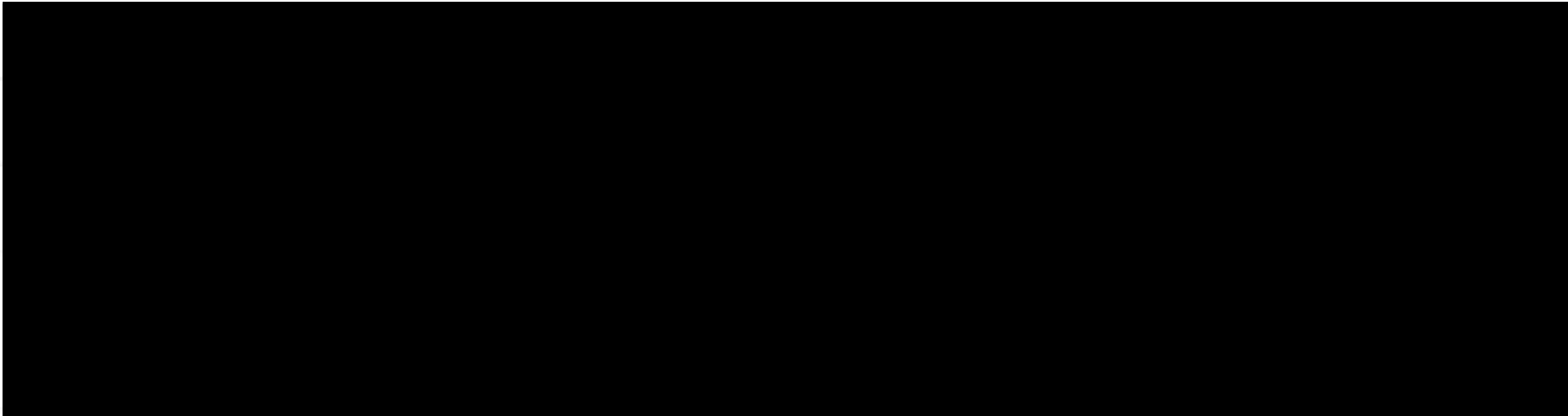
Thu, Sep 9, 09:56

Just for your situational awareness I have parked at our office and I'm walking to the state house now

Census data 4 1/2 months late, per Ray's math.

Yep

Although common practice is frit to come from census bureau much earliertha April 1st



Thu, Sep 9, 14:17

Is she going to vote yes to accept to move it forward? Maybe

[Redacted]

[Redacted]

[Redacted]

Seriously we need to now force these meetings to happen. Between staff with their computers starting tomorrow

[Redacted]

[Redacted]

[Redacted]

Fri, Sep 10, 08:37

[Redacted]

Or conference me in because what I wanted to talk to you about was a brainstorm I had overnight about his role at the redistricting working group today

Fri, Sep 10, 15:59

[Redacted]

Mon, Sep 13, 14:23

Grodhaus has a timely update when you are KF are able to join the teams



yep. will teams to war room when we hang up with Huffman

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

Mon, Sep 13, 20:20


[Redacted]

Mon, Sep 13, 21:49

[Redacted]

The gang have moved into NE Ohio, which is a challenge of course. They are available on the teams link once you guys are in the car.

 Faber and I will be in the car momentarily and will give you guys a call

The same teams link from earlier will connect 

Mon, Sep 13, 23:50

we just cut the mapping team loose.

Faber and I get home around 1

we asked them to reconvene at 8:30 in the Auditors office

Keith and I will join them NLT 9 and then we'll head to the Statehouse at 9:50

To: Merle Madrid



Tue, Sep 14, 08:27

Did you copy all of this?

1 Reply

Leaving home now. Quick stop at the office just to drop off my car and grab a couple things and then heading over to Faber's office

Sorry, I'm on another call. Can I call you back when it's done?

Did you copy all of this?

Yes, I copied all of this.

Tue, Sep 14, 11:55



Feel free to use campaign funds to buy food for mappers

Also may get a pie or two for the crew working with KF and me over here.

Check with James from Keith's team for details. He was in the room but it sounds like we'll check back with them at 1

Copy

To: Merle Madrid



Tue, Sep 14, 13:04

Secretary of State Frank LaRose (R-Ohio) when asked if he could envision himself supporting the Democrat proposed Ohio House and Ohio Senate district maps

"Oh absolutely"



Andy Chow
twitter.com

^ Thanks for working on this.


It's absolutely a good faith proposal and it absolutely could form the basis for a compromise we all could vote for. Never would a serious person think that I'm ready to vote for it as is. If so why am I working so hard to edit it to get to a point we Rs can live with. This is silly.

Do you think it's smart for me to have a staffer with me for these negotiations? James is tagging along for all of these conversations and it may be smart for us to do likewise. You choose.

From our team it's just Mike in the hearing...and I see rob occasionally when I'm in the hearing because I think that's where he's staying

Tue, Sep 14, 20:45

They are moving farther away on Franklin County

Niraj: make my district more Dem, but not all of Dayton 

You've got to get to: from the latest GOP map, what are the things we can go to the GOP legislators with that gets your votes? Not the wishlist. The things you must have.

Yup. Looking for the right time. Soon...

Tue, Sep 14, 23:41

To: Merle Madrid



Wed, Sep 15, 08:42

Let me know when you and the team are ready to strategize on this some more. I know one thing, they better not try to call a vote this morning because this thing still need some work before it's ready

Two parallel but separate conversations for this morning:

-is there any hope of getting to 7 but then, what changes do we try to get made and what can we get in exchange for my yes vote by way of moving it in a more positive direction and making it more reasonable/fair

Wed, Sep 15, 17:33

17:30



Thread



We urge the Ohio Redistricting Commission to reject the highly partisan, highly gerrymandered map that is currently being considered. We demand fairness, nothing more, nothing less.

- @FrankLaRose: 614-466-2655
- @KeithFaber: 614-466-4514
- @SpeakerCupp: 614-466-9624



FairDistrictsOhio and 9 others

Tweet your reply



Since this is not our normal 866.SoS.Ohio number, I Just want to make sure that we are doing a good job staffing this line so that we can hear and address the concerns that Ohioans have when they call.

Dave and Dana have been talking to folks all day.



Wed, Sep 15, 22:34

Find a way out.

It's going to the courts anyway.

Wed, Sep 15, 23:36

[Redacted]

[Redacted]

I wanted more time to do this. I believed we were close. But I think all four legislative members of this committee had already decided where this would end tonight. We will be back in this room to do this again, and I can assure you the process will be different than what we've seen here.

You're going to be asked by the press for clarity on who wasn't operating in good faith. "This was a seven member committee, not just four legislators"



We received a proposed statement prior to receiving the map. Yet another failure of the process.

You're going to be asked by the press for clarity on who wasn't operating in good faith. "This was a seven member committee, not just four legislators"



I think when both the legislative D's and R's already had their statements written, it was pathetically clear that this ended where they all wanted it to.

This rationale is asinine

I should vote no

It will be cited in the court against the GOP

Probably not worth it

That was my intention

But yes. It's a temper trantrum vote for no reason

None the less it's asinine.

Second asinine thing I'm voting for tonight



Planet Depos[®]
We Make It *Happen*[™]

Transcript of Governor Mike DeWine

Date: October 18, 2021

Case: League of Women Voters of Ohio, et al. -v- Ohio Redistricting Comm., et al.

Planet Depos

Phone: 888.433.3767

Email: transcripts@planetdepos.com

www.planetdepos.com

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SUPREME COURT OF OHIO

LEAGUE OF WOMEN VOTERS)		
OF OHIO, et al.,)		
)		
Relators,)	Case No.:	2021-1193
)		
vs.)		2021-1198
)		
OHIO REDISTRICTING)		2021-1210
COMMISSION, et al.,)		
)		
Respondents.)		
_____)		

VIDEOTAPED DEPOSITION OF GOVERNOR MIKE DEWINE

October 18, 2021

6:34 a.m.

Conducted Virtually

REPORTED BY:

Tammy Moon, CSR No. 13184, RMR, CRR

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

1 Videotaped Deposition of GOVERNOR MIKE DEWINE,
2 Conducted Virtually, beginning at 6:34 a.m. Pacific
3 Standard Time, on October 18, 2021, before TAMMY
4 MOON, Certified Shorthand Reporter No. 13184, RMR,
5 CRR.

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1 REMOTE APPEARANCES:

2 FOR THE LEAGUE OF WOMEN VOTERS OF OHIO, et al.,
3 RELATORS:

4 COVINGTON & BURLING LLP
5 BY: MEGAN KEENAN, ESQ.
6 BY: BRADY BENDER, ESQ.
7 850 Tenth St., NW
8 Washington, DC 20001-4956
9 202.662.6000
10 Mkeenan@cov.com

11 FOR THE LEAGUE OF WOMEN VOTERS OF OHIO, et al.,
12 RELATORS:

13 COVINGTON & BURLING LLP
14 BY: DAVID DENUYL, ESQ.
15 BY: JULIANA GOLDROSEN, ESQ.
16 415 Mission St., Ste 5400
17 San Francisco, California 94105-2533
18 415.591.6000
19 Ddenuyl@cov.com

20 FOR OHIO ORGANIZING COLLABORATIVE, RELATORS:

21 REED SMITH, LLP
22 BY: BRAD A. FUNARI, ESQ.
23 BY: DANIELLE STEWART, ESQ.
24 225 Fifth Ave.
25 Pittsburgh, Pennsylvania 15222
412.288.3124
Bfunari@reedsmith.com

FOR OHIO LEAGUE OF WOMEN VOTERS, RELATORS:

ACLU OF OHIO FOUNDATION, INC.
BY: FREDA LEVENSON, ESQ.
4506 Chester Ave.
Cleveland, Ohio 44103
Flevenson@acluohio.org

1 REMOTE APPEARANCES:

2 FOR OHIO LEAGUE OF WOMEN VOTERS, RELATORS:

3 ACLU of Ohio Foundation, Inc.

4 BY: DAVID CAREY, ESQ.

1108 City Park Ave, Ste 203

Columbus, Ohio 43206

Dcarey@acluohio.org

6 FOR OHIO LEAGUE OF WOMEN VOTERS, RELATORS:

7 AMERICAN CIVIL LIBERTIES UNION

8 BY: JULIE A. EBENSTEIN, ESQ.

9 BY: ALORA THOMAS, ESQ.

125 Broad St.

New York, New York 10004

212.519.7866

Athomas@acluohio.org

11 FOR BRIA BENNETT, et al., RELATORS:

12 ELIAS LAW GROUP

13 BY: SPENCER KLEIN, ESQ.

14 BY: JYOTI JASRASARIA, ESQ.

700 13th St NW #600

Washington, DC 20005

202.968.4509

Sklein@elias.law

16 FOR BRENNAN CENTER FOR JUSTICE OHIO ORGANIZING
17 COLLABORATIVE, et al.:

18 BRENNAN CENTER FOR JUSTICE

19 BY: YURIJ RODENSKY, ESQ.

120 Broadway, Ste 1750

New York, New York 10271

Rudensky@brennan.law.nyu.com

21 FOR RESPONDENT OHIO ATTORNEY GENERAL ON OHIO
22 REDISTRICTING COMMISSION:

23 ORGAN LAW LLP

24 BY: ERIK J. CLARK, ESQ.

1330 Dublin Rd.

Columbus, Ohio 43215

614.481.0908

Ejclark@organlegal.com

1 REMOTE APPEARANCES:

2 FOR RESPONDENTS SENATE PRESIDENT MATT HUFFMAN
3 AND HOUSE SPEAKER BOB CUFF:

4 NELSON MULLINS RILEY & SCARBOROUGH LLP

5 BY: GREGORY P. MCGUIRE, ESQ.

6 4140 Parklake Ave, Ste 200

7 Raleigh, North Carolina 27612

8 919.329.3887

9 Greg.mcguire@nelsonmullins.com

10 FOR RESPONDENTS SENATOR VERNON SYKES AND LEADER
11 AMELIA SYKES:

12 ICE MILLER, LLC

13 BY: DIANE MENASHE, ESQ.

14 Arena District

15 250 West St., Ste 700

16 Columbus, Ohio 43215-7509

17 614.221.6500

18 Diane.menashe@icemiller.com

19 FOR RESPONDENTS OHIO GOVERNOR DEWINE, OHIO
20 SECRETARY OF STATE LAROSE, AND OHIO AUDITOR
21 FABER:

22 ATTORNEY GENERAL'S OFFICE

23 BY: BRIDGET COONTZ, ESQ.

24 Constitutional Offices Section

25 30 E. Broad St., 16th Flr

Columbus, Ohio 43215

614.466.2872

Bridget.Coontz@OhioAttorneyGeneral.gov

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

ALSO PRESENT:

DANIEL MURRY, Deputy Legal Counsel, Office of
the Governor

SLOAN SPALDING, Chief of Staff, Ohio Auditor of
State

AMANDA FERGUSON, Deputy Chief Legal Counsel at
Ohio Secretary of State

MICHAEL GRODHAUS, Chief Counsel, Ohio Secretary
of State's office

06:36:16
06:36:21

RACHEL HERMAN, Governor's office

06:36:52

GABRIEL MARTIN, VIDEOGRAPHER

MICHAEL PIETANZA, THE REMOTE TECHNICIAN

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

7

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

INDEX TO EXAMINATION
GOVERNOR MIKE DEWINE
Monday, October 18, 2021
Tammy Moon CSR No. 13184, RPR, CRR
WITNESS: GOVERNOR MIKE DEWINE

EXAMINATION	PAGE
MR. FUNARI	12
MR. KLEIN	76
MS. BRADY	83

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

INDEX TO EXHIBITS
GOVERNOR MIKE DEWINE
Monday, October 18, 2021
Tammy Moon CSR No. 13184, RPR, CRR

MARKED	DESCRIPTION	PAGE
Exhibit 1	Bates-stamped pages GOV_000534-5	42
Exhibit 2	Bates-stamped pages GOV_000638-40	46
Exhibit 3	Constitution of the State of Ohio	65
Exhibit 4	Constitution of the State of Ohio	65
Exhibit 5	Article XI, Section 8(C) (2) Statement	83

QUESTIONS INSTRUCTED NOT TO ANSWER

PAGE LINE

INFORMATION REQUESTED

PAGE LINE

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

9

1 Monday, October 18, 2021, 6:34 a.m.

2 THE VIDEOGRAPHER: Here begins Disk Number 1 in 06:33:24
3 the remote video deposition of Governor Mike DeWine 06:33:27
4 in the matter of consolidated cases 2021-1198, League 06:33:30
5 of Women Voters, et al., vs. Ohio Redistricting 06:33:38
6 Commission, et al.; 2021-1193, League of Women Voters 06:33:42
7 of Ohio, et al., vs. Ohio Redistricting Commission, 06:33:49
8 et al.; 2021-1210, Ohio Organization Collaborative, 06:33:54
9 et al., vs. Ohio Registration Commission, et al., in 06:34:01
10 the Ohio Supreme Court. 06:34:07

11 Today's date is October 18, 2021, and the time 06:34:09
12 on the video monitor is 6:34 Pacific Standard Time. 06:34:12

13 The remote videographer today is Gabriel Martin 06:34:18
14 representing Planet Depos. All the parties of this 06:34:21
15 video deposition are attending remotely. 06:34:25

16 Will the counsel please voice identify 06:34:27
17 themselves and state whom they represent. 06:34:30

18 MS. COONTZ: Bridget Coontz on behalf of 06:34:35
19 Ohio attorney -- governor -- excuse me. 06:34:38

20 Bridget Coontz on behalf of Ohio Governor Mike 06:34:39
21 DeWine. I'm with the Ohio Attorney General's Office. 06:34:42

22 MR. FUNARI: Brad Funari on behalf of the Ohio 06:34:46
23 Organizing Collaborative Relators with Reed Smith. 06:34:51

24 MR. RUDENSKY: Yurij Rudensky, Brennan Center 06:34:57
25 for Justice, on behalf of Ohio Organizing 06:35:01

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

10

1	Collaborative, et al.	06:35:04
2	MR. KLEIN: Spencer Klein, Elias Law Group on	06:35:06
3	behalf of defendant relators.	06:35:10
4	MS. JASRASARIA: I'm also --	06:35:14
5	(Reporter clarification.)	06:35:19
6	MS. JASRASARIA: My name is Jyoti Jasrasaria,	06:35:20
7	and I'm here on behalf of Bennett Relators, and I'm	06:35:25
8	at the Elias Law Group.	06:35:32
9	MR. MCGUIRE: Greg McGuire, Nelson Mullins	06:35:34
10	firm, on behalf of President Huffman and	06:35:37
11	Speaker Cupp.	06:35:41
12	MR. CLARK: Erik Clark from the Organ Law Firm	06:35:42
13	representing Ohio Redistricting Commission.	06:35:45
14	MS. MENASHE: Diane Menashe on behalf of	06:35:50
15	respondents Vernon Sykes and Amelia Sykes.	06:35:54
16	MS. BENDER: This is Brady Bender of Covington	06:35:58
17	& Burling on behalf of the League of Women Voters,	06:36:01
18	Relators.	06:36:03
19	MS. LEVENSON: Freda Levenson, ACLU of Ohio, on	06:36:03
20	behalf of League of Women Voters, Relators.	06:36:07
21	MR. GRODHAUS: Michael Grodhaus, chief counsel,	06:36:12
22	Ohio Secretary of State's office.	06:36:20
23	(Reporter clarification.)	06:36:22
24	MS. FERGUSON: Amanda Ferguson, deputy chief	06:36:24
25	counsel, Secretary of State's office.	06:36:28

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

11

1	THE VIDEOGRAPHER: Do we have somebody else?	06:36:35
2	MR. FUNARI: With me is Danielle Stewart, also	06:36:38
3	with Reed Smith, on behalf of the LLC Relators.	06:36:41
4	MR. SPALDING: Sloan Spalding on behalf of Ohio	06:36:46
5	Auditor of State.	06:36:51
6	MS. HERMAN: Rachel Herman with the governor's	06:36:52
7	office.	06:36:55
8	MS. EBENSTEIN: Julie Ebenstein on behalf of	06:36:58
9	the League of Women Voters, Relators.	06:37:01
10	MR. CAREY: David Carey, ACLU of Ohio, on	06:37:02
11	behalf of League of Women Voters, Relators.	06:37:06
12	MR. MURRY: Daniel Murry, Ohio Governor's	06:37:09
13	Office.	06:37:12
14	MR. DENUYL: David Denuyl of Covington &	06:37:13
15	Burling on behalf of League of Women Voters,	06:37:22
16	Relators.	06:37:24
17	MS. KEENAN: Megan Keenan of Covington &	06:37:24
18	Burling on behalf of the League of Women of Ohio.	06:37:22
19	MS. GOLDROSEN: Juliana Goldrosen from	06:37:33
20	Covington on behalf of the League of Women Voters of	06:37:38
21	Ohio.	06:37:41
22	(Reporter clarification.)	06:37:42
23	MS. THOMAS: Alora Thomas, also on behalf of	06:37:44
24	the League of Women Voters of Ohio from ACLU.	06:37:47
25	THE VIDEOGRAPHER: Do we have somebody else?	06:37:56

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

12

1	The court reporter today is Tammy Moon	06:38:02
2	representing Planet Depos.	06:38:04
3	Will the reporter please swear in the witness.	06:38:05
4	GOVERNOR MIKE DEWINE,	
5	called as a witness, having been duly	
6	sworn, testified as follows:	06:38:18
7	THE WITNESS: I do.	06:38:18
8	MS. COONTZ: For purposes of the record, can	06:38:22
9	the State of Ohio just make clear that we consent to	06:38:24
10	the recording of this deposition for backup purposes	06:38:29
11	only.	06:38:32
12	MR. FUNARI: Yeah, I think that's what we did	06:38:33
13	with LaRose as well.	06:38:35
14	(Brief pause.)	06:38:41
15	MR. FUNARI: Let's get started.	06:38:41
16	EXAMINATION	
17	MR. FUNARI:	06:38:43
18	Q. Governor, my name is Brad Funari. You heard me	06:38:43
19	introduce myself a short while ago when we were going	06:38:47
20	through what seemed like determining a quorum in a	06:38:50
21	legislative session. There's a lot of folks on the	06:38:53
22	line, a lot of lawyers.	06:38:55
23	We're here to take your deposition in the three	06:38:58
24	related cases pending before the Ohio Supreme Court.	06:39:00
25	Have you been deposed before, Governor?	06:39:06

1	A.	I don't recall being deposed.	06:39:08
2	Q.	Okay. Let me give you some brief ground rules	06:39:14
3		that I think following will get through this	06:39:17
4		morning's deposition as expeditiously as possible.	06:39:21
5		The first is, I'm going to be asking questions,	06:39:23
6		so -- as well as other members from the related	06:39:26
7		groups.	06:39:30
8		So if you don't hear my question or understand	06:39:30
9		my question, please let me know that, because once	06:39:33
10		you respond to the question, the record will reflect	06:39:37
11		that you understood and heard the question.	06:39:40
12		We have a little bit of a technical issue.	06:39:43
13		There's sometimes a delay over Zoom. So I would ask	06:39:47
14		that you allow me to get my question out in its	06:39:49
15		entirety before you respond, and I will -- I will	06:39:52
16		reciprocate that courtesy and to the best of my	06:39:56
17		ability allow you to offer your complete answer	06:40:02
18		before we move on.	06:40:05
19		You're going to anticipate where I'm going	06:40:06
20		probably with 90 percent of these questions. So I	06:40:07
21		just ask, as we get into kind of a conversational	06:40:11
22		dialogue, just allow me to get my question out so the	06:40:14
23		record is clear. Okay?	06:40:17
24	A.	Okay.	06:40:20
25	Q.	Did you prepare for this morning's deposition,	06:40:20

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

14

1	Governor?	06:40:27
2	A. Well, I had discussed -- yes.	06:40:27
3	Q. What did you do to prepare?	06:40:30
4	A. I had discussions with legal counsel, looked at	06:40:32
5	some papers that legal counsel had prepared in regard	06:40:40
6	to the deposition.	06:40:45
7	Q. Did you speak with anyone other than your legal	06:40:50
8	counsel about today's deposition?	06:40:53
9	A. Well, I'm sure I mentioned it to my wife.	06:40:56
10	Q. What about members of your staff, nonlegal	06:41:03
11	members of your staff?	06:41:07
12	A. Yes, I would have had discussions with members	06:41:09
13	of my staff who might have had knowledge of the	06:41:14
14	redistricting.	06:41:21
15	Q. And who were those staff members?	06:41:22
16	A. Well, let me think who I would have talked to.	06:41:25
17	I would have talked to Michael Hall. I would	06:41:32
18	have talked to Laurel Dawson. I would have talked to	06:41:38
19	Ann O'Donnell. I would have talked to the Lieutenant	06:41:47
20	Governor, John Houston.	06:42:00
21	As I said, all the different legal counsel,	06:42:04
22	lawyers on our team. Would have talked certainly to	06:42:08
23	the attorney general counsel who is representing us.	06:42:23
24	Would have talked to attorney -- personal attorney	06:42:26
25	John Zeiger.	06:42:32

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

15

1 Q. Does that exhaust the list of folks -- 06:42:43

2 A. Well, look, I could have talked -- certainly 06:42:45

3 could have talked to more. I'm trying to think who 06:42:48

4 in my -- these people would have been -- additional 06:42:50

5 people would have been on my staff. So I'm trying to 06:42:54

6 think who else I might have talked to who had 06:43:02

7 anything to do with the redistricting. 06:43:06

8 Q. So as we proceed with the deposition, if you 06:43:12

9 recall another name, please let me know, and we'll -- 06:43:16

10 A. Sure. 06:43:19

11 Q. You mentioned four people who were, as I 06:43:20

12 understand, non-lawyers or didn't function in a legal 06:43:25

13 capacity on your staff. Michael Hall, Laurel Dawson, 06:43:28

14 Ann O'Donnell, and the lieutenant governor. 06:43:42

15 (Reporter clarification.) 06:43:44

16 A. I'm sure there's more, you know, people who I 06:43:44

17 may have had discussion with on my staff. 06:43:50

18 Q. All right. We'll move on with the deposition. 06:43:54

19 If any come to mind, we'll come back to that. 06:43:56

20 Is it a correct statement that those four 06:44:00

21 individuals all played some role in your 06:44:02

22 redistricting work as part of the redistricting 06:44:08

23 commission this year? 06:44:12

24 A. Yes. 06:44:13

25 Q. Okay. What discussions did you have with 06:44:16

1	Mr. Hall with respect to this deposition?	06:44:19
2	MS. COONTZ: I'm going to object and instruct	06:44:24
3	the witness.	06:44:25
4	To the extent the discussion would call for any	06:44:26
5	communications that you had with counsel present or	06:44:28
6	discussing any legal advice given, I would instruct	06:44:31
7	the witness not to answer regarding any	06:44:34
8	attorney-client privileged communication. So to the	06:44:36
9	extent that you can answer without that caveat, you	06:44:39
10	may.	06:44:42
11	THE WITNESS: Yeah, let me maybe make it easy.	06:44:43
12	I would have had -- I had discussions with	06:44:47
13	these people every day about multiple items. So in	06:44:49
14	preparation for this deposition, I would have talked	06:44:55
15	-- I would have talked to anybody who had any	06:45:01
16	knowledge of what happened, and the nature of it was	06:45:06
17	just to go through their recollection of the events	06:45:09
18	that occurred.	06:45:14
19	MR. FUNARI:	
20	Q. And so Ms. Coontz's point, were each of your	06:45:17
21	conversations with these individuals in preparation	06:45:22
22	for the deposition -- was there a lot of legal	06:45:24
23	counsel that you've mentioned present for those	06:45:28
24	conversations?	06:45:31
25	A. I think certainly any formal conversation we	06:45:32

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

17

1	had, Counsel was there, yes.	06:45:41
2	Q. Okay.	06:45:42
3	A. Is it possible that I had other conversations?	06:45:43
4	Yes, it's possible. But -- but the formal meetings	06:45:47
5	that we had to discuss what the facts were, we would	06:45:52
6	have always had legal counsel there. But certainly,	06:46:00
7	it's possible that I had other conversations without	06:46:02
8	legal counsel.	06:46:05
9	Q. Did you --	06:46:06
10	A. Again, these are people that I talked to every	06:46:09
11	single day about numerous, numerous items.	06:46:12
12	Q. Understood.	06:46:15
13	Did you read Secretary of State LaRose's	06:46:17
14	deposition transcript before coming in this morning?	06:46:21
15	A. No.	06:46:24
16	Q. Did you discuss Secretary LaRose's testimony	06:46:25
17	with anyone before coming in this morning?	06:46:28
18	A. Legal counsel.	06:46:32
19	Q. So you did have conversations about	06:46:36
20	Mr. LaRose's -- his testimony that was taken last	06:46:40
21	week; is that correct?	06:46:43
22	A. With legal counsel.	06:46:44
23	Q. Okay. I want to turn your attention to your	06:46:46
24	work on the redistricting commission.	06:46:51
25	When did your office first begin planning for	06:46:56

1	redistricting?	06:46:59
2	A. I don't know the exact date, but we knew that	06:47:00
3	this was -- this was coming. I cannot tell you exact	06:47:07
4	date.	06:47:09
5	Q. Was it in the early part of this year; January,	06:47:09
6	February, March?	06:47:15
7	A. We -- we would have had discussions very early	06:47:17
8	on. The first discussions we had probably had to do	06:47:19
9	with the problem of the census information not	06:47:25
10	getting to us on time.	06:47:32
11	Q. Were those discussions with other members of	06:47:35
12	the commission?	06:47:39
13	A. Most of the discussions would have been with my	06:47:43
14	own staff. It's possible I had some discussions with	06:47:48
15	the speaker of the senate president in regard to that	06:47:52
16	fact that the census was being delayed.	06:47:58
17	Q. Okay. Let's start with the second group of	06:48:06
18	individuals you mentioned, the speaker and the senate	06:48:09
19	president.	06:48:15
20	What do you recall speaking to them about with	06:48:15
21	respect to convening the commission?	06:48:18
22	A. Nothing -- I don't recall anything other than	06:48:19
23	discussion in regard to timing and the fact that	06:48:24
24	there was a census problem.	06:48:28
25	Q. And you now have no recollection what time of	06:48:31

1	year that was this year?	06:48:36
2	A. No.	06:48:40
3	Q. Specifically with respect to those	06:48:40
4	conversations with the speaker, senate president, did	06:48:48
5	you discuss with them how the commission would	06:48:53
6	operate in terms of staffing, budgets, the hiring of	06:48:55
7	a map drawer, the acquisition and licensing of	06:49:00
8	software, anything like that prior to the commission	06:49:05
9	being convened?	06:49:09
10	A. Well, you just went through a long list. Do	06:49:11
11	you want to --	06:49:14
12	(Simultaneous colloquy.)	06:49:15
13	Q. Those were examples. Those were examples. My	06:49:15
14	question is generally, in your conversations with the	06:49:18
15	speaker and the senate president sometime earlier	06:49:21
16	this year, the month you can't recall, did you have	06:49:31
17	any discussions with them about how the commission	06:49:33
18	would operate. I gave you some examples.	06:49:35
19	A. Give me the examples again.	06:49:39
20	Q. Sure. If I can remember.	06:49:41
21	The date in which -- let me give you a couple.	06:49:43
22	The date in which you would convene the first	06:49:46
23	meeting.	06:49:49
24	A. Well, we certainly had some discussions about	06:49:52
25	that. And many of these discussions would have been	06:49:58

1	from staff to staff.	06:50:00
2	Q. All right.	06:50:03
3	A. But --	06:50:04
4	(Simultaneous colloquy.)	06:50:07
5	A. But again, the overriding concern was, when do	06:50:07
6	we get data from the census.	06:50:13
7	Q. Right.	06:50:17
8	A. So those early discussions would have been	06:50:18
9	focused on that and the timing and when could we	06:50:20
10	actually get moving. But it all depended upon the	06:50:24
11	flow in to us of census data.	06:50:28
12	Q. In fact, there was a lawsuit filed by the	06:50:32
13	attorney general to get a date certain by which the	06:50:35
14	census that would be delivered; isn't that correct?	06:50:39
15	A. That's correct.	06:50:42
16	Q. And there was a settlement, a date agreed upon	06:50:43
17	by which that census data was going to be delivered,	06:50:46
18	correct?	06:50:50
19	A. I believe that's correct.	06:50:50
20	Q. I believe that date was on or before August 15.	06:50:52
21	Does that sound correct?	06:50:56
22	A. I don't know.	06:50:57
23	Q. Okay. Using August 15th as a date certain, was	06:50:57
24	it prior to August 15th that you were having these	06:51:06
25	discussions with speaker and senate president about	06:51:10

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

21

1	the convening of the commission and how it would be	06:51:15
2	-- how it would operate?	06:51:18
3	A. Well, yes. It would be -- if your question is	06:51:20
4	prior to August 15th, did I have discussions with the	06:51:26
5	speaker and the senate president in regard to the	06:51:30
6	census data, the answer is certainly, correct, yes.	06:51:35
7	Q. When did you get the data? When did the state	06:51:40
8	get the data from the census bureau?	06:51:53
9	A. I don't know the exact date.	06:51:55
10	Q. What information contained in that data	06:51:57
11	received from the census bureau was used in preparing	06:52:03
12	the redistricting plan which was ultimately adopted	06:52:06
13	by the commission?	06:52:09
14	A. I don't know.	06:52:09
15	Q. Do you know if any data that was provided by	06:52:10
16	the census bureau was included in or incorporated in	06:52:17
17	the plan that was adopted by the redistricting	06:52:25
18	commission?	06:52:29
19	A. Well, I was not involved in the preparation of	06:52:30
20	the maps.	06:52:35
21	Q. I understand.	06:52:37
22	My question is, do you have knowledge, personal	06:52:38
23	knowledge, whether any information and data provided	06:52:40
24	by the census bureau was incorporated into or used in	06:52:44
25	the preparation of the final adopted redistricting	06:52:50

1	plan?	06:52:55
2	A. Well, because I didn't do the maps, I cannot	06:52:56
3	have any personal knowledge of them.	06:52:59
4	Q. But the answer is, you don't know, one way or	06:53:02
5	another, whether any data from the census bureau was	06:53:04
6	used in the final maps as adopted by the	06:53:08
7	redistricting?	06:53:10
8	A. I have no personal knowledge of that because I	06:53:11
9	did not do the maps.	06:53:15
10	Q. Do you know if any members of your staff	06:53:16
11	possess that knowledge?	06:53:19
12	A. I don't know.	06:53:20
13	Q. Who among your staff would be best positioned	06:53:21
14	to answer that question, if he or she had information	06:53:26
15	about whether or not the census data was used?	06:53:30
16	A. Well, Matt Donahue, legal counsel, was involved	06:53:34
17	in discussions in regard to redistricting. Whether	06:53:43
18	he has knowledge of that, I have no idea.	06:53:52
19	Q. Was the lieutenant governor or members of his	06:53:54
20	staff involved in the redistricting process in any	06:53:58
21	way?	06:54:02
22	A. Well, we had discussions with the lieutenant	06:54:02
23	governor. I had discussions with the lieutenant	06:54:05
24	governor. So from the perspective of my staff, he	06:54:09
25	certainly was involved. What his involvement was --	06:54:14

1	why don't you -- give me the question again about the	06:54:22
2	lieutenant governor.	06:54:27
3	Q. My question was a yes, no.	06:54:27
4	Was the lieutenant governor or his staff	06:54:30
5	involved in the redistricting process?	06:54:32
6	A. Redistricting process. Yes, to the extent that	06:54:35
7	he was involved in internal discussions with the	06:54:43
8	governor's office. I consider him part of the	06:54:50
9	governor's office, so he was part of those internal	06:54:55
10	discussions, certainly.	06:54:59
11	Q. What discussion was he a party to?	06:55:00
12	A. I can't tell you every discussion he would have	06:55:04
13	been a party to. When we had general discussions	06:55:09
14	about the redistricting at different points in time,	06:55:13
15	he was certainly involved in some of those	06:55:18
16	discussions.	06:55:22
17	Q. Okay. Did you have any discussions with him	06:55:22
18	about the dates upon which you would convene the	06:55:28
19	commission?	06:55:31
20	A. Well, I'm sure he was involved in general	06:55:32
21	discussions about the problem with the census	06:55:35
22	information coming in. He would have been in some of	06:55:43
23	those -- some of those discussions, certainly.	06:55:48
24	Q. With all due respect, Governor, I understand	06:55:49
25	that. You said that three times now.	06:55:53

1	So I'd like you to just listen to my question	06:55:55
2	and do your best to answer the question that I ask so	06:55:59
3	we can move through this.	06:56:02
4	MS. COONTZ: Objection. I believe the witness	06:56:04
5	is.	06:56:06
6	MR. FUNARI:	06:56:07
7	Q. Okay. What were your discussions with the	06:56:08
8	lieutenant governor specifically?	06:56:14
9	A. I --	06:56:16
10	Q. Other than the delay in the receipt of census	06:56:18
11	data?	06:56:22
12	A. I had discussions with the lieutenant governor	06:56:22
13	probably every day about things.	06:56:25
14	Q. Specific to the work of the redistricting	06:56:27
15	commission.	06:56:31
16	A. What time period?	06:56:31
17	Q. At any time.	06:56:34
18	A. I had discussions with the lieutenant governor	06:56:36
19	early on about the -- he was in -- he and I were in	06:56:47
20	meetings where we had a discussion about the failure	06:56:54
21	of the census bureau to get data to us.	06:56:58
22	Later on, when we were -- when I was trying to	06:57:06
23	see if we could get an agreement that the republican	06:57:09
24	legislative leaders, democrat legislative leaders	06:57:18
25	would agree to, I had discussions with him in regard	06:57:21

1 to that. 06:57:27

2 So as we got closer, you know, to the 15th of 06:57:28

3 September, we had, you know, discussions about, is 06:57:37

4 there a way we can put together -- can we get an 06:57:39

5 agreement between the republican legislative leaders 06:57:43

6 and the democrat legislative leaders. 06:57:46

7 So he and I would have had discussions -- he 06:57:49

8 and I did have discussions about that at different 06:57:52

9 points in the days leading up to the 15th. 06:57:55

10 Q. Did you have any discussions with him or anyone 06:57:59

11 else about whether your office would be proposing a 06:58:02

12 map? 06:58:07

13 A. We made a decision to -- my goal all along was 06:58:07

14 to try to get a ten-year map, to get a bipartisan 06:58:20

15 map, to get an agreement between the republican 06:58:27

16 leaders and the democrat leaders. 06:58:30

17 I felt that that would give the public 06:58:32

18 confidence that this was a fair map, and both 06:58:37

19 democrats and republicans agreed to it. 06:58:47

20 I also felt it was better to be able to go ten 06:58:50

21 years instead of having to go back and do this 06:58:53

22 process again in four years. So that was my -- you 06:58:57

23 know, what my goal was. 06:59:00

24 Democrats presented a map. Republicans 06:59:02

25 presented a map. I felt that it was possible to take 06:59:06

1 those two maps as beginning, but then end up with an 06:59:13
2 agreement between the parties. 06:59:18
3 That did not -- as you know, did not happen. 06:59:21
4 And I'm sorry that it did not happen. 06:59:25
5 Q. All right. Let me go back -- 06:59:27
6 (Simultaneous colloquy.) 06:59:29
7 A. So -- let me finish. 06:59:29
8 So we decided not to present our own map. And 06:59:31
9 I think the best way to try to get an agreement was 06:59:39
10 to let the parties start, see where they were, and 06:59:42
11 then try to see if we could put a compromise 06:59:46
12 together. 06:59:51
13 Q. So as I understand your answer, you were 06:59:52
14 delegating the map drawing to the legislative members 06:59:56
15 of the commission, both republican and -- 07:00:01
16 MS. COONTZ: Objection. Mischaracterizes the 07:00:04
17 testimony. 07:00:07
18 THE WITNESS: That's not what I said. 07:00:07
19 MR. FUNARI: Let me get a little further. 07:00:09
20 (Simultaneous colloquy.) 07:00:11
21 MS. COONTZ: I -- 07:00:11
22 THE WITNESS: Excuse me. 07:00:12
23 I never used the word "delegate." What I told 07:00:13
24 you was that I believed that the best way -- the best 07:00:16
25 shot that we had at getting a ten-year map and 07:00:20

1 getting a nonpartisan map was to let the democrats 07:00:24
2 come forward with a proposal and the republicans come 07:00:31
3 forward with a proposal and then see where everybody 07:00:35
4 was and then be a person that could try and pull this 07:00:39
5 together. 07:00:45

6 I felt all along that we had a decent shot of 07:00:45
7 being able to do that. It was not until the night of 07:00:50
8 the 15th that it became apparent to me that we could 07:00:53
9 not -- that that was simply not going to happen. 07:00:58

10 The statement I made on the night of the 15th 07:01:02
11 expresses, I think, exactly what -- you know, what I 07:01:05
12 felt that night. 07:01:11

13 MR. FUNARI: 07:01:13

14 Q. My question was -- let me ask it very directly. 07:01:14

15 Is it correct that your office never drafted or 07:01:18
16 proposed a map to the Ohio Redistricting Commission 07:01:24
17 for consideration? 07:01:28

18 A. We did not propose a formal map to the Ohio 07:01:29
19 Redistricting Commission, that is correct. 07:01:35

20 MR. FUNARI: Can we pull up the Constitution of 07:01:37
21 the State of Ohio, please, specifically Article XI. 07:01:39

22 While you're doing that, I'm going to -- well, 07:01:49
23 before you do that, if you could -- 07:01:50

24 MS. COONTZ: Is this an exhibit? 07:01:52

25 MR. FUNARI: You can queue that up. 07:01:54

1	MS. COONTZ: Counsel, is this an exhibit is	07:01:56
2	what I'm asking.	07:01:59
3	MR. FUNARI: It's marked in my exhibits. I	07:02:00
4	don't think it needs to be marked as an exhibit.	07:02:02
5	It's a legal document published. Assuming the	07:02:05
6	governor doesn't have a pocket constitution with him.	07:02:08
7	MS. COONTZ: That's my point.	07:02:12
8	MR. FUNARI: For his benefit. So I just want	07:02:13
9	them to queue it up.	07:02:16
10	Q. Moving on, Governor.	07:02:18
11	What was the deadline imposed, if any, for	07:02:20
12	introducing a proposed plan to the general public?	07:02:24
13	A. I don't understand the question.	07:02:33
14	Q. Well, let me ask it a different way.	07:02:34
15	Was there a deadline imposed by Ohio law by	07:02:36
16	which the redistricting commission must introduce to	07:02:41
17	the public a plan?	07:02:45
18	A. There were certain deadlines, as you know,	07:02:52
19	Counsel, set out in the constitution and the	07:02:55
20	statutes.	07:02:58
21	Q. Right. And my question is, do you know if	07:02:58
22	there was one set out for a deadline to introduce a	07:03:01
23	proposed plan for public consideration?	07:03:06
24	A. My answer is the same. Whatever the law is, it	07:03:07
25	speaks for itself.	07:03:11

1	Q.	Okay. You are a member of the redistricting	07:03:12
2		commission --	07:03:16
3	A.	That is correct.	07:03:17
4	Q.	-- is that correct?	07:03:18
5	A.	That is correct.	07:03:19
6	Q.	Do you have any recollection -- do you have any	07:03:19
7		recollection or knowledge as to whether there was a	07:03:22
8		deadline by which the redistricting commission must	07:03:25
9		introduce a proposed map for public consideration?	07:03:31
10		MS. COONTZ: Objection. Asked and answered.	07:03:36
11		As the witness already stated, the law speaks for	07:03:37
12		itself.	07:03:40
13		MR. FUNARI: I'm asking about this witness's	07:03:41
14		understanding. I'm not asking what the law says --	07:03:43
15		THE WITNESS: Counsel --	07:03:49
16		(Simultaneous colloquy.)	07:03:49
17		MR. FUNARI: You have to let me finish.	07:03:50
18		There's a delay with the speaker.	07:03:51
19	Q.	I'm asking about your personal understanding of	07:03:53
20		whether or not there was a date certain by which the	07:03:56
21		redistricting commission must introduce a proposed	07:03:59
22		plan.	07:04:02
23	A.	Yes, Counsel.	07:04:04
24	Q.	And what is that date?	07:04:04
25	A.	Counsel, I don't recall the exact date. Let me	07:04:07

1	just tell you what we were dealing with. What we're	07:04:10
2	dealing with is a --	07:04:13
3	Q. With all --	07:04:14
4	(Reporter admonition.)	07:04:21
5	Q. We're going to move slowly. We're going to	07:04:21
6	move quite slowly, Mr. Governor. And we will be	07:04:24
7	asking for additional time.	07:04:27
8	Your counsel will have the opportunity -- we've	07:04:29
9	made arrangements, and the Supreme Court has ruled,	07:04:32
10	that they will have the opportunity to ask you	07:04:36
11	questions.	07:04:38
12	A. I have the right --	07:04:43
13	(Simultaneous colloquy.)	07:04:43
14	Q. You do not have the right to interrupt me,	07:04:43
15	Governor. Governor, you do not have the right to	07:04:47
16	interrupt me. So answer my questions. And then the	07:04:49
17	speaking responses that are not responsive to my	07:04:54
18	questions are inappropriate.	07:04:57
19	Your counsel will have the opportunity to give	07:04:58
20	you the opportunity to say whatever it is that you	07:05:00
21	would like to say to add to your deposition --	07:05:04
22	(Simultaneous colloquy.)	07:05:07
23	MS. COONTZ: You are not in a position to	07:05:07
24	lecture the governor. If you have a question, ask	07:05:09
25	it.	07:05:12

1 MR. FUNARI: Counsel, I would ask that you 07:05:12
2 counsel your client to answer my questions and not 07:05:14
3 ramble on with a non-responsive narrative. 07:05:17
4 MS. COONTZ: Counsel, ask a question. If you 07:05:20
5 have a question, ask it. 07:05:22
6 MR. FUNARI: Please pull up the constitution of 07:05:25
7 Ohio, Article XI. 07:05:32
8 Q. Governor, while he's pulling that up, what is 07:05:40
9 the deadline imposed by the constitution for the 07:05:42
10 redistricting commission to adopt a plan? 07:05:46
11 A. Counsel, the constitution speaks for itself. 07:05:52
12 I'll look at it and just pull it up. 07:05:54
13 Q. Do you know -- do you know -- before we look at 07:05:58
14 the constitution, do you know the date -- 07:06:00
15 MS. COONTZ: Objection. 07:06:02
16 THE WITNESS: I know -- 07:06:03
17 (Simultaneous colloquy.) 07:06:12
18 (Reporter admonition.) 07:06:12
19 MR. FUNARI: Yes, I know. 07:06:12
20 Q. I cautioned in the beginning, Governor, there's 07:06:14
21 a little bit of a delay here with technology. Your 07:06:16
22 counsel requested a remote deposition, so I can't be 07:06:19
23 in the room with you, so we just have to bear with it 07:06:22
24 in this technological era. 07:06:26
25 Do you know whether the constitution imposes a 07:06:28

1 deadline by which the plan needs to be adopted? 07:06:31

2 A. Yes. 07:06:34

3 Q. What is that date? 07:06:34

4 A. I don't know the exact date. I know, Counsel, 07:06:35

5 that constantly, we were concerned all the way 07:06:39

6 through this process with lack of information coming 07:06:42

7 from census. I was advised by my counsel that 07:06:47

8 getting the data was a huge -- was a problem. And, 07:06:54

9 you know, it was difficult. It was going to be 07:06:59

10 impossible, really, to have an accurate map until we 07:07:01

11 had this data. 07:07:05

12 So I don't recall the exact date, but I knew -- 07:07:06

13 we knew all -- for some period of time that this was 07:07:09

14 a problem with the information not being available 07:07:12

15 from the census. 07:07:16

16 Q. But you've already testified you have no idea, 07:07:17

17 one way or another, if any of the census data made 07:07:19

18 its way into the adopted map, right? 07:07:22

19 A. I did not prepare -- I did not prepare the map, 07:07:25

20 so I obviously have no personal knowledge of that. 07:07:27

21 MR. FUNARI: Right. 07:07:30

22 So could we turn to Article XI, Section 1(C). 07:07:31

23 (Brief pause.)

24 MR. FUNARI: And maybe I'll give you -- okay. 07:07:42

25 There it is. Keep going. There it is. Down a 07:07:44

1 little bit. I'd like the governor to read it. 1C. 07:07:49
2 Down. Move the document down. It's page 98, I 07:07:53
3 believe. 07:08:01
4 Stop. Stop. 07:08:02
5 (Brief pause.)
6 THE WITNESS: Counsel, you were talking about 07:08:08
7 C? Counsel? 07:08:17
8 MR. FUNARI: Hold on for one second. That's 07:08:25
9 not the correct version. We'll get you the correct 07:08:42
10 version in a moment. We'll move on while we get the 07:08:46
11 correct version for you. 07:08:54
12 Q. Would it sound correct if I were to tell you 07:08:59
13 that the constitution, Section 1(C) of Article XI, 07:09:01
14 provides that the commission shall adopt a plan by 07:09:05
15 September 1st? 07:09:13
16 A. Yes. 07:09:13
17 Q. Did you make any effort to meet that 07:09:14
18 September 1st deadline for adoption of a plan? 07:09:22
19 A. I was advised, Counsel, that we did not have 07:09:27
20 the data from census to be able to prepare these 07:09:33
21 maps. 07:09:40
22 Q. Was it possible for you, as the convener -- can 07:09:40
23 we agree that it was your constitutional 07:09:46
24 responsibility to convene the redistricting 07:09:48
25 commission? 07:09:50

1 A. That's correct. 07:09:51

2 Q. Was it not possible that the work of the 07:09:51

3 commission could have started well before the receipt 07:09:56

4 of the census data? 07:10:00

5 MS. COONTZ: Objection. Calls for speculation. 07:10:03

6 You can answer if you know. 07:10:04

7 THE WITNESS: Counsel, the real work of the 07:10:11

8 commission could not really start until we had the 07:10:13

9 data. One of the things I saw, as different maps 07:10:19

10 were presented in discussions with people who were 07:10:29

11 making the maps, and it is common sense, that once 07:10:36

12 you change one part of the map, it changes 07:10:41

13 everything. 07:10:46

14 And so the idea that you could guess at these 07:10:48

15 numbers down to the small level into your villages 07:10:52

16 and your townships, and then try to come up with a 07:11:06

17 map, just made no sense to do that. 07:11:12

18 Q. Could you have -- 07:11:16

19 (Simultaneous colloquy.) 07:11:18

20 A. We would have been -- you would have been 07:11:19

21 putting maps out or putting maps together without the 07:11:22

22 data. 07:11:26

23 Q. Governor -- 07:11:28

24 A. You had no ability to guess those. So as a 07:11:29

25 practical matter, the real work of the commission was 07:11:35

1 based on maps, real maps with real data. And that 07:11:38
2 work could not start until you had real data. 07:11:44
3 Q. But Governor, you're just speculating. Because 07:11:49
4 you've told me now three times that you have no 07:11:52
5 knowledge, one way or another, if any census data 07:11:55
6 made its way into the final enacted map, correct? 07:12:00
7 A. Counsel, I told you I did not write the map. 07:12:04
8 But I would also tell you that I have been around in 07:12:08
9 politics long enough to know that if you don't have 07:12:13
10 the correct -- with all the qualifications that the 07:12:16
11 house -- excuse me -- that the constitution requires, 07:12:20
12 to start down the process of doing a map without the 07:12:24
13 data makes absolutely no sense. 07:12:28
14 Q. Do you know if any map was prepared prior to 07:12:32
15 the receipt of the census data? 07:12:36
16 A. I do not know that. 07:12:39
17 Q. You mentioned being a -- in politics for so 07:12:40
18 many years. 07:12:47
19 In those roles, do you care what the citizens 07:12:48
20 of Ohio have to say? 07:12:51
21 A. I care a lot about what the citizens of Ohio 07:12:53
22 have to say. 07:12:58
23 MS. COONTZ: Counsel, let him answer the 07:12:58
24 question. 07:13:00
25 (Simultaneous colloquy.) 07:13:01

1 MR. FUNARI: It's a yes-no question. He is 07:13:01
2 wasting time and running the clock. It is a yes-no 07:13:03
3 question. 07:13:06
4 MS. COONTZ: You asked the question -- 07:13:06
5 MR. FUNARI: I'm not done with my questioning. 07:13:08
6 All right? This is not appropriate in terms of 07:13:11
7 responses. These are yes-no questions. To the 07:13:13
8 extent he wants to elaborate, he can do that on 07:13:17
9 redirect when you get the opportunity. 07:13:19
10 MS. COONTZ: I'm going to object that if you 07:13:21
11 want to ask a question, ask a question. He's 07:13:23
12 entitled to explain his answer. 07:13:25
13 MR. FUNARI: 07:13:28
14 Q. Isn't it correct that you held no public 07:13:30
15 hearings in the first part of 2021 with respect to 07:13:32
16 what the public might think about the data, the 07:13:38
17 inputs, their preferences for a redistricting map? 07:13:41
18 A. Counsel, there was -- there was no public 07:13:46
19 hearings held early, but I would -- 07:13:49
20 Q. Next question. 07:13:52
21 A. I have -- 07:13:54
22 (Simultaneous colloquy.) 07:13:55
23 Q. Next question. 07:13:55
24 A. No. 07:13:56
25 Q. My questions are very -- 07:13:56

1 A. No. 07:13:58

2 Q. We're going to keep going. I'm going to take 07:13:59

3 longer than three hours. 07:14:01

4 MS. COONTZ: Counsel, stop interrupting. 07:14:02

5 THE WITNESS: I know you're not from Ohio, but 07:14:04

6 we voted in Ohio -- 07:14:06

7 MR. FUNARI: You don't know where I'm from, 07:14:09

8 Governor. We didn't talk about that. 07:14:11

9 THE WITNESS: We voted in Ohio, Counsel, and it 07:14:12

10 lays it out in the constitution, the people's vote 07:14:15

11 through the constitution. And it laid it out in very 07:14:18

12 specific things that needed to be met. 07:14:22

13 We've never done that in Ohio before. We've 07:14:25

14 never had that written in the constitution. We now 07:14:29

15 have it written into the constitution. It gave us 07:14:31

16 certainly -- the people spoke by a -- by a 07:14:34

17 significant margin when they voted for that and 07:14:37

18 passed it. 07:14:40

19 So we had many of these -- all the metrics that 07:14:41

20 were right, right there. And the people -- it was 07:14:47

21 clear what the people wanted. This is why I wanted a 07:14:50

22 ten-year map. This is why I wanted a bipartisan map. 07:14:53

23 This is why I wanted democrats and republicans to be 07:14:58

24 able to get together and agree on a map. 07:15:01

25 And so that's -- that's what we had going for 07:15:04

1 us. We had all of those things going. We did end up 07:15:08
2 having, as you know, many -- many public hearings 07:15:13
3 that took place. So that was part of -- 07:15:17
4 MR. FUNARI: 07:15:21
5 Q. SO let's talk about those public hearings. 07:15:21
6 How many public hearings does the constitution 07:15:32
7 of Ohio require with respect to the proposed plan? 07:15:36
8 (Reporter admonition.) 07:15:43
9 A. I don't know, but we had numerous public 07:15:43
10 hearing. 07:15:46
11 Q. So you don't know -- when was the last time you 07:15:46
12 read Article XI of the Ohio constitution? 07:15:48
13 A. I don't know, Counsel. 07:15:50
14 Q. Isn't it correct that there were no public 07:15:50
15 hearings to elicit public input prior to August -- 07:15:52
16 the week of August 25th? 07:15:56
17 A. That sounds about right. 07:15:59
18 Q. And you attended one of those public hearings, 07:16:01
19 correct? 07:16:07
20 A. Every -- every public hearing -- 07:16:07
21 Q. Your Honor -- 07:16:11
22 A. -- if I did not attend, my legal counsel 07:16:12
23 attended and -- 07:16:15
24 MR. FUNARI: I'm going to move to strike. It's 07:16:17
25 non-responsive. Non-responsive. I'm moving to 07:16:19

1 strike that answer. 07:16:23

2 Q. Your Honor, isn't it correct that you attended 07:16:24

3 only one of those public hearings? 07:16:27

4 MS. COONTZ: Objection just to the extent that 07:16:29

5 it -- 07:16:31

6 (Simultaneous colloquy.) 07:16:38

7 (Reporter admonition.) 07:16:39

8 MS. COONTZ: I would object to the 07:16:39

9 characterization that the members of the commission 07:16:40

10 are personally even required to attend and that 07:16:42

11 designees are not appropriate. 07:16:46

12 (Reporter admonition.) 07:17:02

13 MR. FUNARI: Sure, Tammy, we'll do our best. 07:17:02

14 Q. Governor, isn't it correct that you personally 07:17:05

15 attended only one of those public meetings prior to 07:17:11

16 the proposed map being published? 07:17:16

17 A. Well, I don't know about the timing, Counsel, 07:17:20

18 but I was at more than one meeting that I recall. 07:17:23

19 One that was at the state house where we had public 07:17:27

20 testimony. I certainly recall one in Dayton. But 07:17:30

21 the other ones, my legal counsel, Matt Donahue, was 07:17:34

22 there representing me. 07:17:38

23 Q. Okay. Did any of the public input that you 07:17:39

24 heard or received feedback from Mr. -- was it Hoffman 07:17:42

25 did you say? Donahue? 07:17:46

1	A.	Donahue.	07:17:48
2	Q.	-- Mr. Donahue conveyed to you -- did any of	07:17:49
3		that public feedback make its way into the process of	07:17:53
4		drawing the ultimately enacted map?	07:17:58
5	A.	It made its way, Counsel, into my desire to --	07:18:02
6		it reinforced my desire and my goal to have a	07:18:11
7		compromised map between republicans and democrats.	07:18:17
8		That testimony reinforced that conviction.	07:18:22
9		And I think it -- the people spoke through the	07:18:27
10		constitution. They then -- people came in and	07:18:30
11		testified. And that reinforced that desire. So it	07:18:33
12		reinforced my goal to try to be able to pull	07:18:37
13		republicans' legislators and democrat legislators	07:18:41
14		together. That was the function it had, for me at	07:18:46
15		least. I can't speak for other members.	07:18:49
16	Q.	So prior to your convening the redistricting	07:18:51
17		commission -- I believe the first meeting was	07:18:53
18		August 6 -- did you have discussions earlier in the	07:18:55
19		year with members of the commission about hiring a	07:19:00
20		map drawer for the commission?	07:19:03
21	A.	I had no discussions about hiring a map drawer.	07:19:04
22	Q.	Did you have any discussions regarding the	07:19:10
23		licensing or purchasing of any analytical or	07:19:13
24		map-drawing software to assist you and your staff in	07:19:18
25		analyzing proposed maps?	07:19:20

1 (Reporter clarification.) 07:19:30

2 A. No. 07:19:30

3 Q. Do you recall a discussion -- strike that. 07:19:31

4 Who decided on the day upon which the 07:19:45

5 commission would be convened? 07:19:49

6 (Reporter clarification.) 07:19:57

7 A. Well, we made that -- we made that -- the 07:19:58

8 governor's office made that decision. 07:20:01

9 Q. Did you consult with other members of the 07:20:03

10 commission prior to selecting that date? 07:20:07

11 A. I'm sure my staff did. 07:20:08

12 Q. Do you recall personally having any discussions 07:20:10

13 with any members of the commission about when the 07:20:14

14 commission would be convened? 07:20:19

15 A. I -- the only discussion I recall is a 07:20:22

16 discussion with leaders -- Leader Sykes. She called 07:20:26

17 me about convening and wanted to know when the 07:20:30

18 commission would be convened. 07:20:40

19 Q. Do you recall -- 07:20:41

20 A. This was during -- excuse me. This was during 07:20:42

21 the summer. I don't recall the date, but it was 07:20:44

22 during the summer. 07:20:46

23 MR. FUNARI: Thank you. 07:20:47

24 Could we publish document GOV534, please. And 07:20:49

25 I believe we're going to mark this as DeWine 07:21:19

1 Exhibit 1. 07:21:24
2 (Exhibit 1 was marked for identification.)
3 MR. FUNARI: Could you scroll down, please, and 07:21:26
4 let the governor read the email from the bottom up. 07:21:27
5 Can you see that okay, Governor? 07:21:30
6 THE WITNESS: Counsel, they're pulling it up. 07:21:34
7 I don't quite have it yet. Let me see. 07:21:36
8 MR. FUNARI: Okay. Let us know when you're 07:21:39
9 ready. 07:21:40
10 Scroll down a little more, please. There we 07:21:44
11 go. 07:21:46
12 THE WITNESS: Okay. 07:21:47
13 MR. FUNARI: 07:21:50
14 Q. Okay. Email threads start at the bottom, so 07:21:50
15 that's where I'm going to start with this exhibit. 07:21:52
16 And this was produced by your office. Bates Number 07:21:55
17 534 and 535. 07:21:59
18 At the bottom, there is an email from yourself 07:22:01
19 to Mr. Donahue and LeeAnne Cornyn. No subject, but 07:22:04
20 you appear to be asking the question, "What is story 07:22:13
21 on letter we received saying we should start on 07:22:16
22 redistricting?" 07:22:19
23 Do you see that? 07:22:19
24 A. Yes, sir. 07:22:21
25 Q. Did that email come from you? Did you draft 07:22:21

1 it? 07:22:24

2 A. Well, I assume I did. It says "Mike DeWine" on 07:22:24

3 here, so I assume I did. 07:22:30

4 Q. Yeah. I notice that it's not a government 07:22:31

5 email address. Instead, it came from 07:22:38

6 mike@silverdollarbaseball.com. 07:22:41

7 Is that your personal email? 07:22:45

8 A. That's my personal email. 07:22:46

9 Q. Why do you use your personal email to 07:22:47

10 communicate with members of your staff regarding 07:22:52

11 commencing the redistricting process? 07:22:55

12 MS. COONTZ: Objection, relevance. 07:22:56

13 You can answer. 07:22:58

14 THE WITNESS: Counsel, I use that -- 07:23:01

15 MR. FUNARI: If I could just address the 07:23:03

16 objection first. 07:23:06

17 Bridget, was the governor's personal email 07:23:07

18 account, mike@silverdollarbaseball, collected, 07:23:12

19 reviewed, and produced -- 07:23:14

20 MS. COONTZ: Yeah. 07:23:15

21 MR. FUNARI: -- in response -- 07:23:16

22 MS. COONTZ: Yes. 07:23:18

23 (Simultaneous colloquy.) 07:23:19

24 MR. FUNARI: I'm talking to your lawyer for a 07:23:19

25 minute, Governor. She objected. 07:23:21

1 MS. COONTZ: I'm objecting. 07:23:23

2 MR. FUNARI: So you're representing on the 07:23:24

3 record that you -- your office did a review of Mr. -- 07:23:25

4 of Governor DeWine's personal email account for 07:23:32

5 responsive documents? 07:23:34

6 MS. COONTZ: Yes. But I'm objecting as to the 07:23:35

7 relevance of the question regarding the use. 07:23:37

8 THE WITNESS: Counsel, if I could answer the 07:23:39

9 question. 07:23:41

10 MR. FUNARI: 07:23:41

11 Q. Yes, please. 07:23:42

12 A. We have a very expansive public records law in 07:23:44

13 the state of Ohio, and I use my personal email with 07:23:51

14 full knowledge that if I am dealing with state 07:23:56

15 business, that that is subject to disclosure. 07:24:00

16 So I use it as a matter of convenience, but we 07:24:05

17 have -- in the past and will continue to do so when 07:24:11

18 it's official business. When we get a request that 07:24:15

19 is a proper request, we disclose that, just as we did 07:24:18

20 in this case. 07:24:21

21 Q. Okay. So my question, I guess, is, is it -- is 07:24:22

22 it official business that you're communicating with 07:24:28

23 your staff about a letter that was received inquiring 07:24:32

24 about the start of redistricting? 07:24:37

25 A. Yes. 07:24:40

1	Q.	And you used your personal email account?	07:24:40
2	A.	Yes.	07:24:43
3	Q.	Okay. What letter are you referring to in this	07:24:44
4		email?	07:24:47
5	A.	I don't know.	07:24:48
6	Q.	Do you believe it to be a letter from a	07:24:48
7		constituent?	07:24:51
8	A.	I don't know.	
9		MR. FUNARI: Can you scroll down, please. Or	07:25:12
10		scroll up, I guess. Give you an opportunity to read	07:25:14
11		this.	07:25:17
12		(Brief pause.)	
13		MR. FUNARI:	07:25:20
14	Q.	Did you ever receive a link to the letter	07:25:20
15		that's referenced by Ms. Cornyn in her email?	07:25:24
16	A.	I don't know, Counsel, but I would not have	07:25:30
17		written the first email you referenced a moment ago	07:25:33
18		unless I had a letter that I was, in all likelihood,	07:25:36
19		looking at, or there had either been a letter or a	07:25:41
20		text or something that caused me to ask the question.	07:25:49
21		So I had to have received something from somebody	07:25:52
22		inquiring about this.	07:25:56
23	Q.	So it's fair to say that as early as April 6th	07:25:58
24		of this year, the thought of convening the	07:26:02
25		redistricting commission was at least brought to your	07:26:09

1 attention? 07:26:11

2 A. Well, certainly before that. We knew this was 07:26:11

3 something that was going to -- 07:26:19

4 (Reporter clarification.) 07:26:37

5 A. -- that we had an obligation to do. 07:26:38

6 Q. Governor, did you instruct your staff to not 07:26:44

7 comment on inquires your office received about when 07:26:49

8 the redistricting commission would be convened? 07:26:53

9 A. I don't recall that, Counsel. 07:26:56

10 MR. FUNARI: Could we pull up GOV638, please. 07:27:04

11 Scroll down. 07:27:51

12 We're going to mark this as DeWine Exhibit 2. 07:27:53

13 (Exhibit 2 was marked for identification.)

14 MR. FUNARI: Can you scroll down to the last 07:28:05

15 page, please. 07:28:07

16 MS. COONTZ: We're scrolling. 07:28:09

17 MR. FUNARI: Right there. I guess the email 07:28:11

18 begins on 6/29. 07:28:17

19 (Brief pause.)

20 THE WITNESS: I'm looking at a request from 07:28:47

21 NPR. Is that what you want me to look at? 07:28:49

22 MR. FUNARI: 07:28:51

23 Q. Yeah. So it looks to me that an email from -- 07:28:51

24 from Hansi Lo Wang from NPR emailed Daniel Tierney, 07:28:55

25 whom I believe to be your office's press secretary, 07:29:01

1 is that correct, or director of communications? 07:29:05

2 A. That's correct. 07:29:09

3 Q. On March 9, 2012. Do you see that? 07:29:10

4 A. Yes. 07:29:13

5 MR. FUNARI: Could you scroll up. 07:29:14

6 Q. Mr. Tierney then, in turn -- 07:29:18

7 Mr. Tierney then forwards the message to a 07:29:28

8 number of members of your staff, including Mr. Hall, 07:29:32

9 Mr. Dawson, Mr. Donahue, essentially those folks that 07:29:35

10 you identified as being involved from your staff in 07:29:39

11 the redistricting process. They have asked for any 07:29:42

12 advised responses. 07:29:45

13 Do you see that? 07:29:48

14 A. Yes, I see it. 07:29:50

15 "This came in as we wrapped our call. Any 07:29:51

16 advised responses?" By Dan Tierney. 07:29:56

17 Yes, I see that. 07:29:58

18 Q. Were you made aware of this inquiry from NPR 07:29:59

19 asking when the commission would be convened? 07:30:04

20 A. I don't recall. 07:30:08

21 MR. FUNARI: Okay. Could you scroll up, 07:30:10

22 please. 07:30:12

23 Q. This is the response from Michael's Hall, your 07:30:21

24 director of policy. I'll let you read it. 07:30:23

25 (Brief pause.) 07:30:31

1 Q. Second paragraph, he says, "I think the answer 07:30:31
2 should be that in the light of the Census delay, we 07:30:34
3 are evaluating the timing of when to call that 07:30:37
4 meeting." 07:30:40

5 Do you see that? 07:30:40

6 A. Yes. 07:30:41

7 Q. So is it fair to say that even earlier in March 07:30:41
8 of 2021, your office, including yourself, were 07:30:45
9 deliberating and talking about when to convene the 07:30:50
10 commission? 07:30:55

11 MS. COONTZ: I'm going to object. It 07:30:55
12 mischaracterizes the exhibit and the witness's 07:30:58
13 testimony. He's not on this email, so -- 07:31:02

14 MR. FUNARI: I didn't ask about this. I didn't 07:31:06
15 ask anything about the email. I'm asking if it's 07:31:06
16 correct -- let me ask it again, and then you can see 07:31:09
17 if it's objectionable. 07:31:12

18 Q. This email is offered as a point of reference, 07:31:13
19 Governor. March 9, 2012. Senior members of your 07:31:16
20 staff are instructing other members of your staff to 07:31:22
21 answer inquiries, in this case from the press, that 07:31:26
22 "in light of the Census delay, we are evaluating the 07:31:31
23 timing of when to call the meeting," is what is 07:31:34
24 written. 07:31:37

25 My question is, is it correct that your office 07:31:38

1 was evaluating when to call and convene the first 07:31:42
2 meeting of the redistricting commission as early as 07:31:47
3 March 2021? 07:31:51
4 A. Counsel, I don't know if I would use the term 07:31:52
5 "evaluate." What I would say is that we knew the 07:31:55
6 deadlines. We knew the dates. And our concern was 07:32:00
7 in regard to when the census data would come in. So, 07:32:05
8 you know, I don't know if that's an evaluation or 07:32:09
9 not. It's an awareness. And certainly, you know, we 07:32:12
10 would have had discussions about it. 07:32:18
11 Q. Okay. So you were having discussions as early 07:32:20
12 as March of 2021 when the commission would be 07:32:27
13 convened, correct? 07:32:29
14 MS. COONTZ: Objection. The governor 07:32:30
15 personally or the individuals on this email? 07:32:35
16 MR. FUNARI: 07:32:39
17 Q. You. You. You. 07:32:42
18 A. I don't recall a specific discussion I was in 07:32:42
19 at that point in time. My rationality, point, is 07:32:45
20 that we knew that this had to be done. We knew we 07:32:47
21 had to have the data from the census. We knew 07:32:51
22 there's a problem. So, you know, we certainly were 07:32:53
23 aware of the whole -- 07:33:00
24 (Simultaneous colloquy.) 07:33:02
25 Q. I'm sorry. I didn't mean to -- 07:33:02

1 A. Yeah. We were certainly aware of this. 07:33:04

2 Q. Okay. So it is a correct statement, though, 07:33:08

3 that at least your staff was discussing the timing of 07:33:10

4 when to convene the redistricting commission as early 07:33:14

5 as March 2021, correct? 07:33:17

6 A. I don't know if they got to -- you know, look, 07:33:20

7 I don't know what they were discussing among 07:33:26

8 themselves. I can't tell you that. 07:33:28

9 Q. Does Mr. Hall write emails to members of your 07:33:29

10 senior staff that are inaccurate or incorrect as a 07:33:34

11 regular practice? 07:33:37

12 A. No. Look, I think the email speaks for itself. 07:33:37

13 Q. Right. And in the email, he says, "we are 07:33:40

14 evaluating the timing of when to call that meeting." 07:33:44

15 So my question is, quite simply, was your 07:33:46

16 office and members of your staff evaluating the 07:33:49

17 timing of when to call that meeting? 07:33:52

18 MS. COONTZ: Objection. Asked and answered. 07:33:54

19 MR. FUNARI: 07:33:55

20 Q. Is that a correct statement, to your knowledge? 07:33:56

21 A. I think I've answered to the best of my 07:33:58

22 ability. I don't know what their discussion was. 07:34:01

23 But what is clear is we knew all along what -- 07:34:03

24 you know, what the law said. And we also knew at 07:34:08

25 some point -- I don't know what point, but at some 07:34:12

1 point, we knew there was a problem with the census. 07:34:14

2 Q. Okay. Let me try it again. 07:34:17

3 Point of reference of this email, March 9, 07:34:20

4 2012. Mr. Hall, the director of policy, communicated 07:34:24

5 with other members of your senior staff to 07:34:28

6 communicate to a member of the public, in this case 07:34:31

7 the press, that you are -- quote, "we are evaluating 07:34:34

8 the timing of when to call the meeting." That's what 07:34:36

9 the document says. 07:34:39

10 My question is quite simply: Is it a correct 07:34:40

11 statement that your staff was evaluating, as of 07:34:45

12 March 2021, when to convene the redistricting 07:34:51

13 commission? 07:34:55

14 A. Well, that's what he is saying in here to tell 07:34:55

15 the press. And -- 07:34:58

16 Q. If he -- 07:35:00

17 A. -- if that's what he says to tell the press, it 07:35:01

18 would be true. 07:35:04

19 Q. Okay. Thank you. 07:35:04

20 He then goes on to say, "Don't answer the 07:35:08

21 question of when we would have otherwise held the 07:35:11

22 meeting." That goes to my earlier question. 07:35:13

23 Did you ever instruct members of your staff to 07:35:17

24 not disclose any information about when the meeting 07:35:20

25 was to be convened? 07:35:27

1	A. I don't understand the question. I'm sorry.	07:35:29
2	Q. Sure. Sure.	07:35:36
3	One of Mr. -- let me find the right exhibit	07:35:37
4	here.	07:35:44
5	One of Hansi Lo Wang's questions is, does --	07:35:49
6	two of them, actually. "When does Governor DeWine	07:35:54
7	plan on convening" --	07:36:04
8	(Reporter clarification.)	07:36:04
9	(Reporter admonition.)	07:36:04
10	Q. "When does Governor DeWine currently plan on	07:36:04
11	convening the first meeting of the redistricting	07:36:07
12	commission?"	07:36:10
13	It then goes on to reference the census	07:36:14
14	bureau's April 13, 2020 announcement that it planned	07:36:21
15	to deliver redistricting data by July 31.	07:36:24
16	And the third question is, "If Governor DeWine	07:36:29
17	was aware of the census bureau's April 2020	07:36:32
18	announcement, when was the governor planning to	07:36:36
19	convene the commission's first meeting in order to	07:36:39
20	meet the September 1, 2021 deadline for the	07:36:42
21	commission to adopt a final general assembly district	07:36:46
22	plan?"	07:36:52
23	And it looks like Mr. Hall is instructing	07:36:53
24	Mr. Tierney and the rest of the senior staff, "Don't	07:36:57
25	answer the question of when we would have otherwise	07:37:01

1 held the meeting." 07:37:04

2 My question to you is, did you direct Mr. Hall 07:37:06

3 and members of your staff not to disclose information 07:37:09

4 with respect to the convening of the meeting? 07:37:15

5 A. I have no recollection of telling them that. 07:37:19

6 Q. Okay. Did you know that Mr. Hall was telling 07:37:24

7 members of your staff to convey to members of the 07:37:26

8 public not to answer that question? 07:37:31

9 MS. COONTZ: Objection. The witness is not on 07:37:32

10 this email. If you want to talk to -- he can't 07:37:36

11 answer -- 07:37:37

12 MR. FUNARI: Let's take -- 07:37:38

13 (Simultaneous colloquy.) 07:37:39

14 MS. COONTZ: Let me get my objection on the 07:37:39

15 record. 07:37:41

16 Mr. -- the governor is not on this email. He 07:37:42

17 cannot speculate as to what Mr. Hall was directing 07:37:45

18 people to do. 07:37:48

19 THE WITNESS: Counsel -- 07:37:49

20 MR. FUNARI: That wasn't my question. 07:37:50

21 Let's take the exhibit down. 07:37:51

22 You have to wait for a question, Governor. 07:37:53

23 Let's take this down. Let's close his laptop 07:37:57

24 so it's not in front of him. 07:37:59

25 Q. My question was, quite simply, did you know 07:38:00

1 that Mr. Hall was directing members of your staff to 07:38:03
2 communicate to the public, don't answer any -- we're 07:38:06
3 not going to answer any questions regarding the 07:38:10
4 convening of the redistricting commission? 07:38:13
5 A. I have no recollection of that, Counsel. 07:38:14
6 Q. Okay. That's all I wanted to know. Thank you. 07:38:17
7 Do you have any recollection of the budget 07:38:21
8 process as it related to the work of the 07:38:34
9 redistricting commission? 07:38:41
10 A. No. 07:38:42
11 (Reporter clarification.) 07:38:43
12 Q. Did you have any input into the budget? 07:38:44
13 A. No. 07:38:49
14 Q. Do you know whether the budget contemplated 07:38:50
15 entering into a contract with Ohio University, 07:38:56
16 Cleveland State, or some other entity to provide 07:39:00
17 support to the commission with respect to its 07:39:05
18 constitutional obligations of drawing a map? 07:39:07
19 A. No. 07:39:10
20 Q. Do you know whether the budget contemplated the 07:39:11
21 hiring of an independent map drawer that would report 07:39:15
22 to the commission? 07:39:19
23 A. No. 07:39:20
24 Q. Do you know whether the budget contemplated 07:39:21
25 licensing map-drawing or analytical software? 07:39:24

1	A. I'm sorry. Can you repeat that. I didn't hear	07:39:28
2	it. I'm sorry.	07:39:30
3	Q. Sure. My apologies.	07:39:31
4	Do you know if the budget contemplated the	07:39:33
5	licensing or purchasing of map-drawing or analytical	07:39:36
6	software for use by the commission?	07:39:41
7	A. I have no direct knowledge of that.	07:39:45
8	Q. Do you know whether that happened? Did the	07:39:48
9	commission, in fact, license or buy that drawing	07:39:51
10	software for its work on the redistricting	07:39:55
11	commission?	07:39:58
12	A. Well, what I do know is that the democrats and	07:39:58
13	the republicans each came up with their own map, and	07:40:02
14	you have to have some software to be able to do that	07:40:06
15	map.	07:40:09
16	Q. Right. I'm asking, did the commission -- the	07:40:09
17	commission had a budget. Did the commission use its	07:40:12
18	funds to purchase or license such software?	07:40:15
19	A. I don't know, Counsel.	07:40:17
20	MR. FUNARI: Okay. I think we have the correct	07:40:21
21	version of the Ohio constitution now. Can we please	07:40:59
22	pull up Article XI.	07:41:01
23	MS. COONTZ: The file is called Article 11 --	07:41:07
24	(Simultaneous colloquy.)	07:41:11
25	MR. FUNARI: For Planet Depos, the file is	07:41:11

1 called, Article 11, Apportionment of Ohio 07:41:14
2 Constitution. 07:41:17
3 THE REMOTE TECHNICIAN: Give me just a moment 07:41:50
4 to download it, Counsel. 07:41:52
5 (Brief pause.) 07:41:57
6 MR. FUNARI: Okay. That's the correct one. 07:41:57
7 Thank you. 07:41:59
8 Can we all agree this is the correct version of 07:42:02
9 the -- current version of the Constitution of the 07:42:05
10 State of Ohio? 07:42:07
11 MS. COONTZ: I won't know until you get to the 07:42:09
12 correct amendment. 07:42:11
13 MR. FUNARI: Yeah. Fair enough. 07:42:12
14 Let's get to Article XI, please. Yeah. We'll 07:42:13
15 go down. There you go. Yeah. There we go. 07:42:21
16 And I'll give you and your counsel an 07:42:28
17 opportunity to review that. 07:42:30
18 And I'd like specifically to direct your 07:42:39
19 attention to Article XI, Section 1(C), which I 07:42:41
20 believe is on page 99. There we go. Right there. 07:42:50
21 Q. Are you with me, Governor? 07:43:03
22 A. No. I'm trying to find it on my screen. I 07:43:07
23 think counsel knows where you're referencing. I've 07:43:11
24 got a different screen in front of me. 07:43:14
25 Q. Okay. 07:43:16

1	A.	Okay. And where am I looking, Counsel?	07:43:17
2	Q.	Article XI. We're looking at Article XI,	07:43:20
3		Section 1(C).	07:43:24
4	A.	Okay.	07:43:29
5	Q.	And specifically that second paragraph of	07:43:29
6		Section 1(C) that reads, "The commission shall	07:43:36
7		release to the public a proposed general assembly	07:43:39
8		district plan for the boundaries of each of the	07:43:43
9		ninety-nine house of representatives districts and	07:43:45
10		the thirty-three Senate districts. The commission	07:43:48
11		shall draft the proposed plan in the manner	07:43:50
12		prescribed in this article."	07:43:54
13		Do you see where I am?	07:43:56
14	A.	Yes, sir.	07:43:59
15	Q.	What do you understand the phrase within the	07:43:59
16		constitution "draft the proposed plan" to mean?	07:44:02
17	A.	Let me just -- hold on. Let me just read the	07:44:07
18		paragraph.	07:44:15
19		(Brief pause.)	07:44:19
20	A.	If you're asking me what "proposed plan" means,	07:44:19
21		I --	07:44:24
22	Q.	Do you --	07:44:24
23		MS. COONTZ: Let him finish.	07:44:27
24		MR. FUNARI:	07:44:28
25	Q.	Yeah. I just want to clarify.	07:44:29

1	What do you understand --	07:44:30
2	A. I understand this, Counsel, to mean a map.	07:44:31
3	Q. And what would be depicted on that map?	07:44:37
4	A. I'm sorry. What would be the what?	07:44:40
5	Q. What would be depicted on that map?	07:44:42
6	A. District lines.	07:44:46
7	Q. Same sentence, "The commission shall draft the	07:44:47
8	proposed plan in the manner prescribed in this	07:44:58
9	article." Did the commission -- strike that.	07:45:00
10	Is it correct that the commission itself never	07:45:04
11	drafted a proposed plan?	07:45:07
12	A. No.	07:45:10
13	Q. What is incorrect about my statement?	07:45:15
14	A. The commission did vote to consider a plan --	07:45:18
15	to have a plan in front of it. And then it did vote	07:45:26
16	to adopt a plan.	07:45:30
17	MR. FUNARI: All right. I'm going to move to	07:45:33
18	strike as non-responsive.	07:45:35
19	Madame Court Reporter --	07:45:36
20	MS. COONTZ: Counsel, that is not -- Counsel,	07:45:37
21	I'm just going to object. That is not	07:45:38
22	non-responsive. You asked --	07:45:40
23	(Simultaneous colloquy.)	07:45:42
24	MR. FUNARI: It is non-responsive.	07:45:42
25	MS. COONTZ: And he answered the question.	07:45:43

1 MR. FUNARI: That is -- let me ask it again. 07:45:46
2 Could you read it back. I don't believe that 07:45:51
3 is responsive. 07:45:53
4 (Record read.) 07:46:05
5 MR. FUNARI: 07:46:05
6 Q. Just to clarify that, Governor, what I'm 07:46:06
7 referring to is the language, "The commission shall 07:46:08
8 draft the proposed plan." So let me -- that's what I 07:46:12
9 want you to focus on. 07:46:16
10 Is it correct that the commission never drafted 07:46:20
11 a proposed plan? 07:46:24
12 A. I don't know if that's correct, no. I mean, 07:46:28
13 the commission -- the commission -- Counsel, if I 07:46:33
14 could just explain this. 07:46:35
15 Q. I just need a yes or no. It's a yes or no 07:46:37
16 question, Governor. 07:46:41
17 A. Somebody has to sit in front of a computer and 07:46:42
18 put -- 07:46:46
19 Q. Right. 07:46:46
20 A. -- a map together. 07:46:47
21 Q. And that person -- and that person was not 07:46:48
22 in -- a member of the commission, correct? 07:46:52
23 A. Counsel, it's always going to be done by 07:46:54
24 someone who is more a technical expert at this. 07:46:58
25 Q. And who was the person who drafted the map that 07:47:03

1	was ultimately adopted as the plan?	07:47:08
2	A. Well, I believe -- I believe it was Ray, who	07:47:10
3	testified, and he is the person who did the	07:47:20
4	mechanical work on the republican proposed by --	07:47:26
5	Q. Ray DiRossi?	07:47:34
6	A. Ray DiRossi, as you know, testified.	07:47:40
7	Q. He hasn't testified yet.	07:47:43
8	A. Well, he -- I'm sorry. He testified in front	07:47:44
9	of the commission at the time when that map was	07:47:46
10	presented to the commission.	07:47:50
11	Q. Did Mr. -- so who did -- strike that.	07:47:53
12	Who employed Mr. DiRossi in connection with his	07:47:57
13	drafting of the map that the republican legislative	07:48:02
14	members of the commission proposed to the commission?	07:48:07
15	A. My understanding would be, Counsel, that he	07:48:10
16	reported to the -- to republican legislative members	07:48:15
17	and that -- that -- they came up with a proposal,	07:48:23
18	just as the democrats came up with a map.	07:48:27
19	And again, my goal was to take those two, that	07:48:31
20	actually weren't very far apart, and see if we could	07:48:36
21	reach an agreement. And that was what I was trying	07:48:39
22	to do.	07:48:42
23	Q. I think that's how we started our conversation	07:48:43
24	this morning. We have two maps, one proposed by the	07:48:45
25	republicans, one proposed by the democratic	07:48:50

1 legislative members. 07:48:53

2 So my question is, there are two maps -- 07:48:56

3 (Reporter clarification.)

4 Q. There were two maps presented for 07:49:05

5 consideration, one by the republican majority of the 07:49:07

6 legislative members of the commission and one by the 07:49:12

7 minority members of the legislative members of the 07:49:15

8 commission, correct? 07:49:18

9 A. That's correct. 07:49:21

10 Q. And the commission itself did not draw its own 07:49:21

11 map, correct? 07:49:27

12 A. Well, the commission itself did not do the 07:49:29

13 mechanical work to draw -- draw that, that's correct. 07:49:34

14 Q. Okay. So -- and Mr. DiRossi did not report to 07:49:38

15 the commission as a whole, correct? 07:49:46

16 A. Well, he reported in the sense that when the 07:49:48

17 first map was presented, he gave what I described as 07:49:53

18 the testimony. So that was a report in that sense. 07:49:56

19 May not be how you meant the term, but... 07:50:02

20 Q. Did you, as a member of the commission, ever 07:50:05

21 direct Mr. DiRossi in any way with respect to this 07:50:08

22 preparation of the map? 07:50:12

23 A. No. 07:50:13

24 Q. Do you know if any other members of the 07:50:13

25 commission directed Mr. DiRossi in connection with 07:50:16

1 his drafting of the map? 07:50:19

2 A. Well, it was my understanding that he reported 07:50:21

3 to the speaker and the senate president. 07:50:32

4 Q. And who are those individuals? 07:50:34

5 A. Well, Speaker Cupp and Senate President 07:50:36

6 Huffman. 07:50:42

7 Q. Do you know if either Senator Sykes or Minority 07:50:43

8 Leader Sykes ever gave direction to Mr. DiRossi with 07:50:50

9 respect to the maps that he was working on were 07:50:54

10 proposed and ultimately adopted by the commission? 07:50:58

11 A. I don't have any knowledge of that, Counsel. 07:51:00

12 MR. FUNARI: Thank you. 07:51:06

13 While we have the constitution in front of us, 07:51:07

14 I'd like to turn to Article I. It's a separate 07:51:09

15 exhibit, whoever is doing the exhibits. 07:51:15

16 Q. Do you have it in front of you? 07:51:34

17 A. I'm getting it, Counsel. 07:51:35

18 Q. Okay. Let me know when you're ready, 07:51:37

19 Your Honor. 07:51:40

20 A. All right. 07:52:09

21 MR. FUNARI: We'll mark this as DeWine 5 just 07:52:10

22 because we used two different versions of the Ohio 07:52:13

23 constitution and we'll keep the record clear. The 07:52:17

24 last exhibit will be Exhibit 3, and this will be 07:52:19

25 Exhibit 4. 07:52:23

1 Could you scroll up, please. Okay. Right 07:52:24
2 there. Article I. Constitution of the State of Ohio. 07:52:26
3 (Exhibits 3-4 were marked for identification.) 07:52:31
4 MS. COONTZ: Article I, not Article XI, 07:52:31
5 Section 1? 07:52:34
6 MR. FUNARI: No. Article I. 07:52:35
7 Q. Article I, Section 2, I'd like you to read, 07:52:38
8 Your Honor -- Governor. 07:52:44
9 A. Counsel is pulling it up for me, Counsel. 07:52:48
10 Q. Sure. 07:52:51
11 A. I have what looks like Article 2 in front of 07:53:18
12 me. 07:53:21
13 Q. Article I, Section 2. 07:53:22
14 A. Oh, okay. Article I, Section 2. Yes, I have 07:53:23
15 it. 07:53:27
16 Q. Does the enacted -- 07:53:27
17 (Reporter clarification.) 07:53:37
18 Q. Does the enacted redistricting plan comply with 07:53:38
19 Article I, Section 2 of the Ohio constitution? 07:53:44
20 A. That's not what he's talking about. 07:53:48
21 MS. COONTZ: It is what he's talking about. 07:53:51
22 Objection. Calls for a legal conclusion. 07:53:53
23 Relevance. 07:53:55
24 THE WITNESS: You're talking -- 07:53:56
25 ///

1	MR. FUNARI: Let me just speak to the	07:53:57
2	objection.	07:53:59
3	MS. COONTZ: He has --	07:54:00
4	MR. FUNARI: I understand -- I understand that	07:54:01
5	the witness is a lawyer, Bridget. But let me lay	07:54:04
6	some foundation, and that may help.	07:54:08
7	Q. Governor, on January 14th, 2019, when you were	07:54:10
8	sworn in as the 70th governor of the state of Ohio,	07:54:14
9	did you take an oath to uphold the laws, including	07:54:19
10	the Constitution of the State of Ohio?	07:54:23
11	A. Yes.	07:54:25
12	Q. And is it your job, as the governor of the	07:54:26
13	state, and your constitutional responsibility, as a	07:54:31
14	member of the redistricting commission, to uphold and	07:54:35
15	understand the requirements and obligations of those	07:54:39
16	positions?	07:54:44
17	A. Yes.	07:54:44
18	Q. Okay. So it is in that context, not the	07:54:45
19	context that you might be a lawyer, that I am asking	07:54:50
20	whether you personally have an understanding as to	07:54:53
21	whether the enacted redistricting plan complies with	07:54:58
22	Article I, Section 2 of the Ohio constitution?	07:55:03
23	A. Counsel, I think that's ultimately a decision	07:55:09
24	to be made by the Ohio State Supreme Court.	07:55:12
25	Q. Okay. I understand that.	07:55:17

1 But I'm asking you if -- what your current 07:55:18
2 belief is -- what your belief is, whether or not the 07:55:23
3 enacted redistricting plan that you voted to enact 07:55:27
4 complies with Article I, Section 2 of the Ohio 07:55:30
5 constitution? 07:55:35
6 MS. COONTZ: Objection. Relevance. 07:55:37
7 THE WITNESS: I'm reading it, Counsel. 07:55:41
8 MR. FUNARI: 07:55:44
9 Q. Okay. 07:55:44
10 A. What I'm reading says, "All political power is 07:55:45
11 inherent in the people." Is that what you're 07:55:50
12 referencing? 07:55:51
13 Q. Yes. Keep reading. 07:55:51
14 A. "Government is instituted for their equal 07:55:53
15 protection and benefit, and they have the right to 07:55:57
16 alter, reform, or abolish the same, whenever they may 07:55:59
17 deem it necessary; and no special privileges or 07:56:05
18 immunities shall ever be granted, that may not be 07:56:07
19 altered, revoked, or repealed by the General 07:56:11
20 Assembly." 07:56:14
21 Q. Do you believe that the enacted redistricting 07:56:15
22 plan complies with Article I, Section 2 of the Ohio 07:56:18
23 constitution? 07:56:22
24 A. Counsel, this is something that's going to have 07:56:22
25 to be decided by the Ohio Supreme Court. 07:56:25

1	Q.	I understand.	07:56:27
2		(Simultaneous colloquy.)	07:56:29
3	Q.	I'm asking about your opinion, your view, as a	07:56:29
4		member of the commission and the governor of the	07:56:32
5		state.	07:56:35
6	A.	Yes. I thought that what we approved did	07:56:36
7		comply with the Ohio constitution.	07:56:40
8	Q.	What are the reasons that led you to that	07:56:43
9		conclusion?	07:56:46
10	A.	Counsel, the -- after consulting with my legal	07:56:49
11		counsel and -- it was my opinion that -- well, let me	07:56:58
12		go back. Let me go back.	07:57:11
13		And again, I'll reference the statement I made	07:57:12
14		on the night that the vote took place. And what I	07:57:17
15		said was that ultimately, this decision was going to	07:57:20
16		be decided in the courts.	07:57:24
17	Q.	Correct.	07:57:27
18	A.	What I --	07:57:29
19		MS. COONTZ: Let him finish.	07:57:30
20		THE WITNESS: What I believe is that the	07:57:33
21		republican plan met the criteria, but I also said	07:57:34
22		that this would be decided by the courts, and it	07:57:40
23		would have been looking at the -- what I said was	07:57:45
24		that it would -- I was disappointed.	07:57:56
25		MR. FUNARI:	07:58:00

1	Q.	Okay. What notes were you just referring to?	07:58:00
2	A.	Please let me finish.	07:58:03
3		I said I was disappointed, and I felt that we	07:58:05
4		could have produced and voted upon a more clearly	07:58:09
5		constitutional map.	07:58:15
6		And the reason I said that was, I felt all	07:58:17
7		along that if we could get a map that the two	07:58:21
8		democrats and republican legislative leaders could	07:58:27
9		agree upon, that it would much more likely survive	07:58:32
10		any type of challenge in court.	07:58:38
11		We had both parties coming together and saying,	07:58:41
12		well, this is -- we agree with it. Because you have	07:58:44
13		two adversarial parties coming together and agreeing	07:58:46
14		on something.	07:58:50
15		When that happens, it seems to me that the odds	07:58:51
16		of the Supreme Court or any court looking at this and	07:58:54
17		saying it fits the constitution went up dramatically.	07:58:58
18		And our failure to get a ten-year plan, our	07:59:07
19		failure to get a bipartisan plan troubled me greatly.	07:59:11
20		And I expressed that that night. So those were the	07:59:15
21		concerns that I had.	07:59:20
22		And we failed to reach what I considered to be	07:59:21
23		the goal. We did not reach the goal of getting a	07:59:26
24		ten-year plan; we did not reach the goal of getting a	07:59:29
25		bipartisan plan; we did not reach the --	07:59:34

1	(Reporter clarification.)	07:59:49
2	(Reporter admonition.)	07:59:53
3	A. -- the goal of having a plan that democrats and	07:59:53
4	republicans could agree upon.	08:00:04
5	Q. Okay. Your Honor -- I keep calling you	08:00:05
6	Your Honor. I'm used to appearing before judges, not	08:00:07
7	governors.	08:00:10
8	A. Counsel, thank you.	08:00:11
9	Q. With all due respect.	08:00:12
10	I thank you for that narrative response. I'm	08:00:15
11	going to come back to my original question in a few	08:00:18
12	moments.	08:00:22
13	But it sounds like, if I understand your	08:00:22
14	testimony, the standard for you, as a member of the	08:00:25
15	commission for the constitutionality of the plan, was	08:00:30
16	if the democrats and the republican legislative	08:00:35
17	members reached consensus or an agreement on a map,	08:00:40
18	your belief was it would, therefore, be	08:00:45
19	constitutional; is that correct?	08:00:48
20	MS. COONTZ: Objection. Mischaracterizes	08:00:50
21	testimony.	08:00:51
22	THE WITNESS: Not exactly what I said, Counsel.	08:00:52
23	I thought that the odds of surviving a challenging in	08:00:54
24	court went up dramatically if both sides agreed to	08:00:58
25	it.	08:01:01

1	MR. FUNARI:	08:01:07
2	Q. Would you have voted for a ten-year map if it	08:01:07
3	was agreed upon by both -- strike that.	08:01:10
4	If both -- if both delegations from the	08:01:17
5	legislative branch came to an agreement on a plan,	08:01:23
6	would you have voted for it? First question.	08:01:29
7	A. Well, I would have had to see the plan. I	08:01:35
8	would have had to make an independent judgment about	08:01:39
9	it. But I think, in all likelihood, if you have	08:01:42
10	democrats and republicans agreeing to a plan, it is a	08:01:47
11	bipartisan plan, it's a plan that probably, you know,	08:01:52
12	had a great deal of chance of surviving a court	08:01:54
13	challenge.	08:01:59
14	I can't say I would give up my right to have an	08:01:59
15	independent look at it or review of it. But in all	08:02:02
16	likelihood, I would have been able to vote for it, I	08:02:08
17	suspect.	08:02:12
18	Q. And what criteria would you use in reaching	08:02:12
19	your determination of whether or not you would vote	08:02:15
20	for the map?	08:02:20
21	A. Well, I would have gone back to the criteria	08:02:21
22	set forth in the constitution by the people of the	08:02:28
23	state of Ohio. And it's very -- as you know, this	08:02:33
24	constitutional amendment that was passed set forth	08:02:38
25	some very specific structural criteria or technical	08:02:41

1 criteria that had to be met. And it's fairly 08:02:45
2 prescriptive. 08:02:50

3 And so, you know, you have to be able to check 08:02:52
4 those boxes, you know, not -- not, unless it's 08:02:55
5 necessary, you know, dividing up political 08:03:02
6 subdivisions, for example, not dividing up counties. 08:03:12

7 I'm not doing a very good job of describing 08:03:15
8 what was in there. But those, you know, criteria 08:03:18
9 that were really laid out that you have to check the 08:03:20
10 box. And so I think -- you know, I felt that the 08:03:23
11 republican plan checked those boxes, and that's why I 08:03:27
12 was able to vote for it. But that would be -- you'd 08:03:32
13 have to be able to check those boxes. 08:03:35

14 But in addition to that, you know, what I 08:03:37
15 wanted to see was what I didn't see, and that is both 08:03:41
16 sides getting together and being able to reach an 08:03:45
17 agreement. The fact is that they were not that far 08:03:48
18 apart. 08:03:51

19 Q. I appreciate that, Governor. 08:03:55

20 Those were criteria -- when you said those 08:04:00
21 criterias identified, you're referring to the 08:04:02
22 criteria in Article XI of the constitution? 08:04:07

23 A. Correct. 08:04:09

24 Q. Did -- in fact, this part of your process in 08:04:10
25 approving the republican-drawn map, did you give any 08:04:17

1 consideration to this Article I, Section 2 of the 08:04:20
2 Ohio constitution? 08:04:23
3 A. Well, Counsel, I take an oath of office to 08:04:25
4 follow the constitution. It's something that's with 08:04:32
5 me every day, certainly. 08:04:34
6 Q. So -- 08:04:36
7 A. I wouldn't have been -- I wouldn't have 08:04:36
8 specifically said, I need to go look at that section. 08:04:38
9 But, you know, our whole goal here was to follow the 08:04:42
10 Ohio constitution and what the -- the people had said 08:04:46
11 about what was required to draw these maps. 08:04:51
12 Q. So it's fair to say that you did not consider 08:04:56
13 whether the map that you voted to approve offered 08:04:58
14 equal protection and benefit to all of the citizens 08:05:05
15 of Ohio -- 08:05:08
16 MS. COONTZ: Objection. 08:05:10
17 MR. FUNARI: 08:05:10
18 Q. -- as required by Article I, Section 2? 08:05:11
19 MS. COONTZ: Objection. Mischaracterizes the 08:05:13
20 testimony. 08:05:14
21 THE WITNESS: I did -- Counsel, I did not look 08:05:15
22 at that section before voting. But equal protection 08:05:17
23 is something that I think, you know, anybody who is 08:05:21
24 in public office needs to be cognizant of, needs to 08:05:25
25 be trying to comply with. 08:05:29

1 constitution? 08:06:34

2 MS. COONTZ: Objection. Asked and answered. 08:06:34

3 THE WITNESS: Equal protection is a part of 08:06:36

4 what we do every single day. It is always there. 08:06:39

5 MR. FUNARI: Article I, Section 3. You'll need 08:06:45

6 to scroll down a little bit. 08:06:51

7 (Brief pause.)

8 MR. FUNARI: Too far down. It was on the same 08:07:04

9 page at the top of the next column. 08:07:06

10 (Brief pause.)

11 MR. FUNARI: Right there. Up a little. Okay. 08:07:17

12 Q. Same question with respect to Article I, 08:07:23

13 Section 3 of the Ohio constitution, Governor. 08:07:28

14 Did you, in your mind, as you casted the vote 08:07:32

15 on the early morning hours of September 16 to pass 08:07:36

16 the plan, redistricting plan -- did you make a 08:07:39

17 conscious determination of whether the plan complied 08:07:45

18 with Section 3, Article I of the Ohio constitution? 08:07:50

19 A. Counsel, this is -- reads, "The people have a 08:07:54

20 right to assemble together." Is that what we're 08:07:56

21 talking about? 08:08:00

22 Q. Yes. 08:08:00

23 A. My answer would be the same as it was before. 08:08:01

24 This is ingrained in what we do. Certainly, anybody 08:08:03

25 who runs for public office understands the people's 08:08:06

1 right to assemble together, understands the people's 08:08:09
2 right to express their viewpoint. 08:08:12

3 Anybody who has gone through -- any governor 08:08:18
4 who has gone through the pandemic certainly 08:08:20
5 understands that. I've had picketers at my house. 08:08:23
6 I've had people express their points of view every 08:08:26
7 day. They have every right to do that. I've always 08:08:29
8 defended that, and I've always defended the right of 08:08:34
9 people to assemble together and to petition their 08:08:35
10 government. So this is just ingrained in who we are. 08:08:38

11 Q. I appreciate that general belief. I hope that 08:08:43
12 was -- 08:08:46

13 A. It's pretty specific, Counsel. It's not just a 08:08:47
14 general belief. It's a specific thing that we live 08:08:51
15 by every day. 08:08:55

16 Q. Okay. So is it something that you deliberately 08:08:56
17 considered as you were voting on the map? 08:08:59

18 A. Counsel, it did not flash into my mind, you 08:09:01
19 know, that specific section of the constitution. But 08:09:06
20 it is with me every single day. I live with it. I 08:09:10
21 respect it. So it certainly is always there in 08:09:15
22 anything I do. 08:09:21

23 Q. Last question on this article, Section 6. 08:09:23

24 A. Okay. Hold on, Counsel. We'll pull it up 08:09:29
25 here. 08:09:32

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

75

1	MS. COONTZ: Article I, Section 6?	08:09:32
2	MR. FUNARI: Yes. And then we'll take a break.	08:09:34
3	(Brief pause.)	08:09:51
4	MR. FUNARI: I may not have the right section.	08:09:51
5	Move up a little bit. Okay.	08:09:54
6	Let's take a break, and I'll find the section	08:09:56
7	that I want to ask you about, if that's okay.	08:09:58
8	MS. COONTZ: Five minutes.	08:10:00
9	THE WITNESS: Yeah. I can't -- I have --	08:10:02
10	MS. COONTZ: He's got a tight schedule.	08:10:04
11	THE WITNESS: I have a big schedule today so,	08:10:05
12	Counsel, if we could keep it to five minutes, that	08:10:08
13	would be great.	08:10:10
14	MR. FUNARI: We'll do that. Thank you.	08:10:11
15	THE VIDEOGRAPHER: Going off the record at	08:10:13
16	8:10 a.m.	08:10:15
17	(Break taken.)	08:15:43
18	THE VIDEOGRAPHER: Back on the record at	08:15:43
19	8:15 a.m.	08:15:45
20	MR. FUNARI: Governor, we kept to the five	08:15:46
21	minutes. I appreciate it.	08:15:48
22	THE WITNESS: Thank you.	08:15:51
23	MR. FUNARI: I'm going to turn the questioning	08:15:51
24	over to my -- to counsel for the other relators and	08:15:55
25	reserve some additional time at the conclusion of	08:15:58

1 their remarks, if we can revisit. 08:16:02

2 So I'm not sure who is going next, but I'll put 08:16:06
3 myself on mute. 08:16:09

4 MR. KLEIN: Sure, Brad. Thanks. 08:16:11

5 EXAMINATION

6 MR. KLEIN:

7 Q. This is Spencer Klein representing the 08:16:13
8 defendant relators on behalf of Elias Law Group. 08:16:16

9 Good morning, Governor. 08:16:21

10 A. Good morning. 08:16:22

11 Q. So I want to change gears a little bit and 08:16:23
12 discuss the Article -- so I'd like to start by 08:16:26
13 discussing the Article XI, Section 8(C)(2) statement. 08:16:31

14 Are you familiar with the statement released by 08:16:37
15 the commission in the early hours of September 16,
16 2021, purporting to -- 08:16:45

17 (Reporter clarification.) 08:16:53

18 Q. I said, purporting to explain the enacted 08:16:54
19 plan's compliance with Article XI, section 6? 08:16:59

20 A. I am familiar with what you're talking about, 08:17:03
21 yes. 08:17:09

22 Q. Okay. And did you have any role in drafting 08:17:09
23 the article -- Section 8(C)(2) statement? 08:17:12

24 A. I did not. I felt that it represented what the 08:17:17
25 republican legislating members of the commission -- 08:17:25

1 what their rationale was. 08:17:30

2 Q. Okay. And did you have any discussions related 08:17:33

3 to the Section 8(C)(2) statement with any other 08:17:38

4 members of the commission? 08:17:41

5 A. Well, I'm trying to think. 08:17:47

6 I don't recall. I was not involved in drafting 08:17:52

7 it, as I said. Whether I had any discussion about 08:17:55

8 it, I don't recall whether I did or not. It would -- 08:17:58

9 you know, I did not draft it. 08:18:03

10 Q. Okay. When did you first learn about the 08:18:06

11 rationale set forth in the Section 8(C)(2) statement? 08:18:09

12 A. Well, I think the rationale had been 08:18:16

13 articulated for some time by the republican 08:18:20

14 legislative leaders. So the rationale is expressed 08:18:25

15 in there -- I think they had used publicly before, 08:18:27

16 and they had -- I have heard them use it. 08:18:34

17 Q. Okay. And do you recall precisely when you 08:18:40

18 heard this rationale publicly? 08:18:46

19 A. No. 08:18:48

20 Q. And when did you first view a draft of the 08:18:48

21 Section 8(C)(2) statement? 08:18:56

22 A. Well, it's possible that we had received a -- 08:18:58

23 the answer is, I don't know. I don't know. 08:19:00

24 Q. Okay. And were you aware of what the 08:19:05

25 Section 8(C)(2) statement said at the time you voted 08:19:13

1 on the enacted plan on September 15 or September 16? 08:19:16

2 A. I was aware of the general points made, yes. 08:19:21

3 Q. Okay. So what general points were you aware 08:19:24

4 of? 08:19:27

5 A. I'd have to look at the document. Can I look 08:19:27

6 at the document? 08:19:32

7 MR. KLEIN: Do we actually have that as an 08:19:35

8 exhibit that we can pull up here? 08:19:38

9 MR. FUNARI: I believe it was among those 08:19:50

10 exhibits, Spencer. So could you pull up the correct 08:19:57

11 LaRose exhibit. 08:19:59

12 THE REMOTE TECHNICIAN: Counsel, could you 08:20:08

13 please clarify the title of the document. 08:20:09

14 MR. KLEIN: This is the statement issued by the 08:20:11

15 commission purporting to explain the enacted plan's 08:20:13

16 compliance of Article XI, Section 6 required under 08:20:16

17 Article -- so it was as required under Article XI, 08:20:20

18 Section 8(C)(2). 08:20:25

19 THE REMOTE TECHNICIAN: Is this the document 08:20:30

20 titled LaRose 1? 08:20:31

21 MR. KLEIN: I couldn't say, but perhaps someone 08:20:33

22 else -- 08:20:37

23 THE REMOTE TECHNICIAN: I just need the title 08:20:39

24 of the actual PDF as listed in the folder of uploaded 08:20:40

25 documents. 08:20:46

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

79

1 MR. FUNARI: Why don't you show us. I don't 08:20:46
2 know which exhibit number it is, if it's not marked 08:20:49
3 8(2)(C) statement. 08:20:54
4 THE REMOTE TECHNICIAN: I just don't know what 08:21:01
5 document because there's nothing that matches what 08:21:02
6 you said to pull up. I just believe I heard you 08:21:05
7 mention a document titled LaRose. 08:21:08
8 MR. FUNARI: This is Brad. Why don't you send 08:21:18
9 me the two LaRose exhibits, and while we're on the 08:21:20
10 record, we'll let Spencer keep going. 08:21:24
11 MR. KLEIN: Sure. We'll circle back. 08:21:28
12 Q. So did the contents of this 8(C)(2) statement 08:21:31
13 play a role in your decision to vote yes on the 08:21:34
14 enacted plan? 08:21:38
15 MS. COONTZ: Counsel, I'd ask that you pull up 08:21:39
16 the document before you start asking questions about 08:21:42
17 the content. 08:21:45
18 MR. KLEIN: I think the Governor is able to 08:21:52
19 answer a question about -- 08:21:54
20 MS. COONTZ: I believe the governor said he 08:21:55
21 needs to see the document. 08:21:58
22 MR. KLEIN: All right. Can we -- 08:22:00
23 THE REMOTE TECHNICIAN: Want to go off the 08:22:05
24 record? 08:22:07
25 MS. COONTZ: We just took a break. We're 08:22:07

1 staying on the record. 08:22:10

2 THE WITNESS: Counsel, do you want to just ask 08:22:11

3 me again. Maybe I can speed this up for you. Ask me 08:22:13

4 the question again. I'm sorry. 08:22:16

5 MR. KLEIN: Sure thing. 08:22:18

6 Q. So did the content of the -- rather, let me 08:22:18

7 rephrase. 08:22:22

8 Did the 8(C)(2) statement issued by the 08:22:24

9 commission play a role in your decision to vote yes 08:22:26

10 on the enacted plan? 08:22:30

11 A. Well, the answer is no. We'd already voted at 08:22:34

12 the point, as you know. 08:22:38

13 Q. Right. Well, so -- 08:22:39

14 A. It was passed after the vote -- 08:22:40

15 Q. Right. 08:22:44

16 A. -- to fulfill an obligation to do that. 08:22:46

17 Q. Okay. So then you had testified earlier you 08:22:48

18 weren't sure when you first saw the Section 8(C)(2) 08:22:56

19 statement, correct? 08:22:59

20 A. Counsel, I heard the arguments before, at least 08:23:00

21 the essential arguments before. What I don't recall 08:23:04

22 is if I've seen this document before that night. 08:23:06

23 Q. Okay. And did that rationale play any role in 08:23:10

24 your decision to vote in favor of the enacted plan, 08:23:14

25 the rationale? 08:23:19

1 A. Well, the rationale in regard to -- the 08:23:21
2 rationale that was given -- again, I don't have it in 08:23:30
3 front of me. But one of the rationales, as I recall, 08:23:33
4 had to do with the percentage of statewide elections 08:23:38
5 that were won by republicans versus democrats over a 08:23:45
6 certain period of time. And I think it represented 08:23:54
7 82 percent. Again, I'm going from memory. And that 08:23:55
8 was given as a rationale. I think it -- 82 percent 08:24:00
9 would not have been a rationale for me. 08:24:12
10 Q. What exactly do you mean by that; that it would 08:24:15
11 not have been a rationale? 08:24:21
12 A. I've got to look at the document. 08:24:22
13 Q. Sure. And I think -- 08:24:24
14 A. I don't want to misquote it. 08:24:25
15 MR. KLEIN: You actually have it ready now -- 08:24:29
16 pull it up. 08:24:33
17 (Brief pause.)
18 THE WITNESS: All right. So let me look at it, 08:24:39
19 Counsel.
20 "The commission considered" -- 08:24:58
21 (Reporter clarification.) 08:25:09
22 (Reporter admonition.)
23 THE WITNESS: "The commission considered 08:25:11
24 statewide state and federal partisan general election 08:25:12
25 results during the last ten years." 08:25:19

1 I think that is certainly part of making that 08:25:25
2 correct determination of what is the statewide 08:25:32
3 preferences of people in the state of Ohio. I think 08:25:35
4 that's correct. 08:25:42

5 What I would not agree with is the reference to 08:25:43
6 81 percent. I don't think that could have -- that 08:25:50
7 81 percent is a -- any kind of mark that would 08:25:55
8 indicate statewide preferences. 08:26:01

9 MR. KLEIN: 08:26:05

10 Q. Okay. So -- 08:26:05

11 A. I think looking at the elections in general and 08:26:06
12 seeing how they came out, that is a very legitimate 08:26:09
13 part of making that determination as spelled out in 08:26:14
14 the constitution. Looking at who won statewide 08:26:22
15 elections is relevant. What I wouldn't agree with is 08:26:26
16 using an 81 percent as being at one end of a range. 08:26:31

17 Q. Right. So is it fair to say, then, that you 08:26:37
18 did not agree fully with -- sorry. Strike that. 08:26:43

19 Is it fair to say that you did not agree with 08:26:48
20 this rationale as a whole used to explain the plan's 08:26:52
21 compliance with Article XI, Section 6? 08:26:58

22 A. Did not wholly agree with the rationale in this 08:27:00
23 document. I voted for it because I felt it was the 08:27:04
24 rationale that had been put forward by republican 08:27:09
25 legislative leaders. And I agreed with most of it. 08:27:17

1 But what I tried to do is to clarify what I didn't 08:27:21
2 agree with. 08:27:25
3 Q. Yeah. And just -- 08:27:26
4 A. And that would be -- the 81 percent is the 08:27:27
5 only -- is the part that jumps out at me that I would 08:27:31
6 -- I agree with. Who won statewide office does make 08:27:34
7 sense to me in trying to figure out what is the 08:27:40
8 general feeling of the population. It's just tying 08:27:42
9 it to 81 percent, I had a hard time -- I could not 08:27:47
10 accept that part of it. 08:27:49
11 MR. KLEIN: Okay. All right. So I think on 08:27:51
12 that note -- first, I would like to have this exhibit 08:27:57
13 marked. And then I think with that, I will close and 08:28:00
14 turn it over to my co-counsel. Thank you. 08:28:05
15 (Exhibit 5 was marked for identification.)
16 EXAMINATION 08:28:17
17 MS. BENDER: 08:28:17
18 Q. Good morning, Governor. This is Brady Bender. 08:28:18
19 I am representing the League of Women Voters in this 08:28:20
20 case. And thank you for being here today. 08:28:23
21 Can you hear me? 08:28:29
22 A. I can, indeed. Thank you. 08:28:30
23 Q. Just making sure. Great. Thank you. 08:28:31
24 A. Sorry. Mumbling. Sorry. 08:28:33
25 Q. That's okay. That's all right. 08:28:35

1 Governor, you testified earlier about 08:28:37
2 Article I, Section 2 and whether you considered it 08:28:40
3 prior to adopting the map. 08:28:42
4 Can I ask, did you independently consider the 08:28:43
5 requirements of Article XI, Section 6? 08:28:46
6 A. I'd have to see that. 08:28:49
7 MS. BENDER: Can we pull back up the Ohio 08:28:54
8 constitution we were looking at earlier. 08:28:56
9 Thank you. Okay. If we could scroll down to 08:29:12
10 Article XI. 08:29:14
11 THE WITNESS: It was -- it's certainly 08:29:15
12 something that was part of the constitution. 08:29:17
13 Q. Yes. 08:29:20
14 A. And if I could explain -- 08:29:21
15 Q. Governor, would you please take a look at 08:29:28
16 Article -- 08:29:30
17 MS. BENDER: Scroll down, actually, to 08:29:31
18 Section 6 of this. 08:29:33
19 THE WITNESS: Okay. I'm looking at it. 08:29:35
20 MS. BENDER: One moment. Keep going. Okay. 08:29:37
21 There we are. 08:29:57
22 Q. So, Governor, did you independently consider 08:30:01
23 the requirements of Section 6 -- or excuse me -- the 08:30:03
24 statements of Section 6? 08:30:07
25 A. Yes. 08:30:08

1 Q. Okay. Governor, you testified earlier that the 08:30:08
2 commission members didn't sit in front of a computer 08:30:14
3 and do the mechanical work of drawing the map. 08:30:16
4 Setting aside the mechanical aspects of the 08:30:20
5 drawing a map, did you provide any input on the map 08:30:22
6 that was enacted? 08:30:25
7 A. Well, we had discussions all the way through. 08:30:27
8 Again, you know, part of the discussions involved the 08:30:35
9 use of a -- what's called, I think, Dave's 08:30:41
10 Redistricting. And so the numbers -- it's the 08:30:48
11 different maps that were proposed. 08:30:54
12 Running those maps through this Dave's 08:31:00
13 Redistricting came up with some numbers. And the 08:31:05
14 numbers, at one point, you had a republican map that 08:31:09
15 supposedly, according to this Dave's, would have 08:31:15
16 resulted in 62 republicans in the house. 08:31:21
17 The democrats at one point had a map -- and I 08:31:26
18 don't recall whether it was the first or the second 08:31:33
19 map -- that had republicans at 57. 08:31:35
20 So when I looked at that, I felt that that was 08:31:39
21 an area that we could seek -- seek an agreement. 08:31:44
22 There were only five. I said earlier in my 08:31:47
23 testimony. I thought they were a lot closer than 08:31:50
24 each side thought. There were only five apart. And 08:31:53
25 it just seemed to me that get -- split the 08:31:57

1 difference, come in there and come up with an 08:31:59
2 agreement. 08:32:05

3 So my discussions with the democrats and with 08:32:05
4 the republicans going back and forth, you know, we 08:32:09
5 never got down to a number that both parties could 08:32:13
6 agree on where each side was. And so it always 08:32:16
7 seemed to me that we would come up with an agreement. 08:32:23

8 And again, you know, that was based -- my 08:32:26
9 desire to do that was based upon my conviction that a 08:32:35
10 bipartisan agreement, and the bipartisan agreement 08:32:39
11 would give us a ten-year map. 08:32:44

12 There's a lot of advantages of a ten-year map, 08:32:46
13 but the most important one -- you know, one, we don't 08:32:49
14 have to go back and do it for a year. 08:32:52

15 Q. Governor -- 08:32:52

16 A. Most importantly, you get the public's 08:32:53
17 perception that this is right. 08:32:55

18 Q. Okay. If you don't mind, I'd like to go back 08:32:56
19 to my original question -- 08:32:58

20 A. Sure. 08:32:59

21 Q. -- which is, did you provide any -- did you 08:33:00
22 provide any input into the map that was -- 08:33:03

23 A. I would -- look, I would have given feedback 08:33:08
24 to -- there was discussions, I'm sure. There was 08:33:12
25 discussions with -- once the republican map was out, 08:33:16

1 about that map. And that would have been some 08:33:20
2 feedback. 08:33:22
3 Q. Okay. 08:33:24
4 A. I didn't -- you know, we didn't write -- 08:33:25
5 Q. Governor, I'm sorry. If I could continue my 08:33:28
6 question. 08:33:30
7 What feedback did you give? 08:33:31
8 A. You know, I don't recall specifically. But I 08:33:32
9 would have -- it was -- both maps were presented to 08:33:36
10 us, and I, you know, probably asked questions about 08:33:40
11 it, that kind of -- that kind of feedback, questions 08:33:43
12 -- 08:33:46
13 Q. Okay. And who were you communicating with when 08:33:46
14 you were providing this feedback? 08:33:48
15 A. Well, it would have been the two republican -- 08:33:50
16 the two republican leaders when their map was 08:33:55
17 presented. 08:33:57
18 Q. Okay. And did you think your feedback was 08:33:58
19 implemented? 08:34:01
20 A. Well, I don't recall, you know, if I had a 08:34:02
21 suggestion. If you're asking me did I have a 08:34:12
22 suggestion that was rejected, I don't know that. 08:34:14
23 Q. Okay. 08:34:17
24 A. I don't remember that. I mean, I don't 08:34:17
25 remember a specific suggestion I had. No, I don't 08:34:21

1 think I had a specific suggestion. We had a general 08:34:23
2 discussion. My discussion with republican leaders -- 08:34:25
3 Q. Okay. 08:34:30
4 A. If I can just finish. 08:34:30
5 -- with both of them always was, can't we find 08:34:32
6 a place to come together. And when you're only five 08:34:35
7 votes apart, seems to me -- always seemed to me that 08:34:38
8 we could have reached an agreement, and I was very 08:34:43
9 disappointed that -- 08:34:45
10 Q. Governor -- 08:34:46
11 A. -- on the night that this was voted on, it 08:34:47
12 became clear to me that we were never -- the sides 08:34:50
13 were never going to come together, and we could have 08:34:53
14 pushed this for days, and it would not have mattered. 08:34:56
15 They would not have gotten together. 08:34:59
16 Q. Okay. And what happened on that night to make 08:35:03
17 you realize that they were not going to come 08:35:05
18 together? 08:35:08
19 A. Final discussion with both Senator Sykes and 08:35:08
20 Leader Sykes and a separate discussion with the 08:35:15
21 speaker, separate discussion with the senate 08:35:17
22 president. And it was clear to me that no one was 08:35:20
23 moving. No one was going to move. 08:35:23
24 I suggested that, you know, we can go into 08:35:25
25 tomorrow, the next day, even though we had gone on 08:35:29

1 deadline. I didn't want to do that, but I thought if 08:35:33
2 we went into that next day, that the pressure would 08:35:36
3 really be on, and that when you're that close, we 08:35:38
4 would have been able to reach an agreement. 08:35:42

5 So that was what my hope was. But that 08:35:44
6 night -- I don't know exactly what time it was, but 08:35:48
7 it became -- it was 9:00 or 10:00 o'clock, I suspect, 08:35:51
8 that it became clear in those discussions that I had 08:35:55
9 that simply not happening, and we could push this 08:35:59
10 off, you know, for days, and it would not make a 08:36:05
11 difference. 08:36:07

12 Time -- 08:36:07

13 Q. Beyond your suggestion that you continue 08:36:08
14 conversations into the next day, what specifically 08:36:14
15 did you do to try to make compromise happen? 08:36:16

16 A. Well, I'd been going back and forth for some 08:36:20
17 time between the parties and having discussions. I 08:36:25
18 had discussion with Leader Sykes. I had discussions 08:36:29
19 with Senator Sykes, discussion in Senator Sykes' 08:36:31
20 office. 08:36:37

21 You know, the night itself, as I discussed, at 08:36:37
22 the podium, not -- excuse me -- but at the table, and 08:36:44
23 talked with Leader Sykes and talked with 08:36:50
24 Senator Sykes together -- 08:36:53

25 (Simultaneous colloquy.) 08:36:56

1	Q. Governor --	08:36:56
2	A. -- discussions in other rooms with the two	08:36:57
3	republican leaders. And out of all of that, it was	08:37:02
4	clear, one was here, one was here. I thought it	08:37:04
5	could come together, but clearly, that was not going	08:37:08
6	to happen. Sometimes things don't happen the way you	08:37:12
7	want them to happen.	08:37:15
8	Q. Did you have any conversations with the	08:37:16
9	republican leaders at that time about the expected	08:37:17
10	partisan outcomes of the map?	08:37:20
11	A. I don't recall that. But understand that we	08:37:22
12	were operating under -- I think there's a common -- I	08:37:32
13	wouldn't say agreement, but the numbers that were	08:37:38
14	cited were cited from Dave's --	08:37:40
15	Q. Okay. So --	08:37:46
16	A. So --	08:37:47
17	Q. If you do not have -- if you don't recall any	08:37:48
18	conversations about the expected partisan outcomes of	08:37:53
19	the maps --	08:37:56
20	MS. COONTZ: Counsel, let him answer the	08:37:56
21	question. He's not finished answering the question.	08:37:59
22	THE WITNESS: I want to be clear that when you	08:38:00
23	say partisanship, no specific discussion about that.	08:38:03
24	But there was always an understanding that these	08:38:07
25	numbers were there. And if you call that	08:38:12

1 partisanship, then it would be partisanship. It was 08:38:14
2 understood what the breakout, you know, might be, 08:38:19
3 even though -- 08:38:23
4 (Reporter clarification.) 08:38:33
5 (Reporter admonition.) 08:38:35
6 THE WITNESS: It matters who, how much money, 08:38:35
7 all those things. So those are caveats to this 08:38:37
8 Dave's numbers. 08:38:41
9 MS. BRADY: 08:38:45
10 Q. Okay. And so if you weren't talking about the 08:38:46
11 expected partisan outcomes of the maps with specific 08:38:48
12 reference to these numbers, what specifically -- 08:38:51
13 (Simultaneous colloquy.) 08:38:53
14 A. No. I'm sorry. We were talking about the 08:38:55
15 numbers. 08:38:56
16 Q. Okay. 08:38:58
17 A. At least I was. I mean, I was referencing the 08:38:58
18 fact, hey, you guys are not that far apart. One is 08:39:01
19 at 62. One is at 57. That is not very far apart. 08:39:06
20 We ought to be able to strike a deal. 08:39:10
21 Q. Okay. I think -- Governor, returning to my 08:39:12
22 question from earlier about whether or not you 08:39:28
23 considered the requirements of Article XI, Section 6, 08:39:32
24 what was your conclusion when you considered the 08:39:38
25 article -- the requirements of Article XI, Section 6 08:39:40

1 with regard to the map that was ultimately enacted? 08:39:43

2 A. Well, the article speaks for itself. It tells 08:39:49

3 us what we are doing. 08:39:53

4 My feeling was expressed -- I expressed that 08:39:58

5 night, what we should have been trying to do is to 08:40:01

6 get a ten-year map. And to get a ten-year map, 08:40:06

7 you've got to get both sides to agree, and that gives 08:40:10

8 the public a lot more confidence. 08:40:13

9 So that was the goal in there. And I felt that 08:40:17

10 for this to be -- it had a better chance of being 08:40:19

11 held constitutional if we reached an agreement than 08:40:23

12 if we did not reach an agreement. 08:40:26

13 Q. And that night, you referred to -- let me 08:40:27

14 see -- you said that you were sure that the 08:40:33

15 commission could have reached an outcome that was 08:40:35

16 much more clearly constitutional. 08:40:37

17 Can you explain what you meant by that? 08:40:39

18 A. Yes. I think if we would have split the 08:40:42

19 difference -- if we'd had an agreement on numbers -- 08:40:46

20 and again, understanding that there's no guarantee in 08:40:49

21 politics. It depends who the candidate is, how much 08:40:54

22 money is raised, what the political climate is, how 08:40:57

23 these are going to turn out. 08:41:00

24 But if we were agreed that one map was at 62 08:41:01

25 and the other map was at 57 as far as republicans, 08:41:07

1 that was not very far apart. And so my goal was to 08:41:11
2 bring that compromise. So that's where I'm at. 08:41:17
3 Isn't there a place where we can come together. 08:41:20
4 Isn't there some place where you can accept it. 08:41:23
5 And that was always the discussion. You guys 08:41:26
6 are not -- at least from my point of view, you guys 08:41:29
7 are not very far apart. We ought to be able to reach 08:41:31
8 an agreement. We want to reach an agreement. 08:41:34
9 So you start looking at where would someone 08:41:36
10 move. And that was the nature of the -- you know, 08:41:39
11 where would you be willing to move to was always the 08:41:42
12 question in any kind of negotiations. 08:41:47
13 Q. And did they -- was there any indication that 08:41:50
14 the republican legislative leaders were willing to 08:41:55
15 move? 08:41:57
16 A. Well, I'm talking about it -- look, I always 08:41:58
17 thought that, yes. I had -- from both sides, I 08:42:02
18 thought there was a chance to get an agreement, up 08:42:06
19 until the last hour, the last moment when in my last 08:42:09
20 meetings with both sides, it became clear to me this 08:42:15
21 is not going to happen. And it doesn't matter how 08:42:22
22 long we go. You know, it's just not going to happen, 08:42:25
23 unfortunately. 08:42:29
24 But up until then, yes. I think from what 08:42:29
25 side -- at least the feedback that I was getting -- 08:42:33

1 or my perception, at least, was that there was a 08:42:36
2 chance that we could get an agreement up until that 08:42:40
3 time. 08:42:44

4 Now, we never -- to be clear, we never got into 08:42:45
5 any specific numbers, you know, where we put it down 08:42:48
6 where one side said, I'll do this, or I could go back 08:42:52
7 and forth between the parties. You know, we never 08:42:55
8 got that far. 08:42:58

9 But there was at least enough encouragement 08:42:59
10 that we could keep negotiating until we hit a wall 08:43:06
11 that night, and it was clear to me that we could not 08:43:10
12 do that. 08:43:13

13 Q. And was there a specific -- specific moment 08:43:14
14 that you're referring to or thinking of when you say 08:43:16
15 that "we hit a wall that night"? 08:43:20

16 A. Sure. Sure. I mean, I can -- you know, just 08:43:21
17 in the discussions with the -- the two democrat 08:43:25
18 leaders were right together. Leader Sykes, 08:43:28
19 Senator Sykes, they were together. I was leaning 08:43:32
20 over and talking with them. And it was clear that, 08:43:34
21 you know, they didn't see -- they were not willing to 08:43:38
22 move forward. 08:43:42

23 I had the same thing from the republicans. It 08:43:43
24 was just clear at that moment that they were both 08:43:47
25 just where they were, and we were not going to be 08:43:49

1 able to close that gap. 08:43:52
2 Q. Okay. 08:43:57
3 A. And I was disappointed. But that's -- you 08:43:57
4 know, that's life. That's where we were at that 08:43:59
5 moment. 08:44:02
6 MS. COONTZ: Counsel, just so I don't interrupt 08:44:03
7 a question, I would just note that we are at two 08:44:05
8 hours at this point. So that would conclude -- 08:44:08
9 MS. BENDER: Can I ask the reporter -- I'm 08:44:13
10 sorry. Is that the reporter speaking? I think 08:44:15
11 that's counsel for the governor? Excuse me. 08:44:18
12 MS. COONTZ: Yeah, this is counsel for the 08:44:20
13 governor. 08:44:22
14 If the court reporter can let us know time. 08:44:23
15 MS. BENDER: Yeah, that would be good. 08:44:27
16 THE VIDEOGRAPHER: This is the videographer 08:44:29
17 speaking. So yeah. I confirm we have two hours and 08:44:31
18 one minute since the witness was sworn in. 08:44:34
19 MS. BENDER: Okay. I just have -- I just have 08:44:38
20 one more question, if I could. 08:44:47
21 MS. COONTZ: We are finished with questioning 08:44:49
22 from the Relators' side.
23 (Simultaneous colloquy.) 08:44:51
24 MR. FUNARI: I'm going to state something on 08:44:51
25 the record. 08:44:52

1 MS. COONTZ: I need to finish my sentence. 08:44:53
2 The Supreme Court's order gave two hours for 08:44:55
3 the Relators' portion of the deposition and then 08:44:59
4 allowed time for respondents to ask additional 08:45:01
5 questions. 08:45:07
6 So at this point, we'll move into that portion 08:45:08
7 of the deposition. 08:45:10
8 MR. FUNARI: I'm going to ask on the record -- 08:45:11
9 this is Brad Funari -- that counsel agree to give us 08:45:13
10 approximately five additional minutes. 08:45:18
11 I think we've all witnessed a lot of technical 08:45:21
12 difficulties this morning. It was the government's 08:45:25
13 request to hold this deposition remotely. I think 08:45:28
14 there were probably three to five minutes' worth of 08:45:32
15 technical difficulties while we were on the record. 08:45:36
16 And I also believe that a lot of the responses 08:45:39
17 of the governor, with all due respect, were 08:45:44
18 meandering and non-responsive. 08:45:47
19 I would ask that counsel for the governor agree 08:45:49
20 to five additional minutes. 08:45:52
21 MS. COONTZ: I would just note that it's 08:45:54
22 entirely unprofessional to accuse the governor of 08:45:56
23 being meandering and unresponsive on the record. The 08:45:59
24 governor answered all questions asked. 08:46:03
25 Technical difficulties are not attributable to 08:46:05

1 the governor in this particular case. Remote 08:46:09
2 depositions are nothing new. It was clear that your 08:46:10
3 exhibits were not ready. I can't -- I can't help the 08:46:11
4 fact that, with as much notice as was given for this 08:46:15
5 deposition, the exhibits were not ready to be pulled 08:46:18
6 up. The incorrect exhibit was pulled up. 08:46:20
7 So at this time, we're going to proceed to 08:46:23
8 questioning from the respondents. 08:46:26
9 MR. FUNARI: So you're declining my request for 08:46:29
10 the professional courtesy of five additional minutes? 08:46:32
11 MS. COONTZ: That's correct. 08:46:35
12 MR. FUNARI: Governor, I'm going to ask you a 08:46:37
13 question. If -- 08:46:39
14 MS. COONTZ: No. No, you're not. 08:46:40
15 MR. FUNARI: If -- 08:46:41
16 (Simultaneous colloquy.) 08:46:42
17 MS. COONTZ: No, you are not going to ask my 08:46:42
18 client a question. 08:46:44
19 MR. FUNARI: Okay. Got it. 08:46:45
20 MS. COONTZ: So the respondents -- is there any 08:46:52
21 questioning from the respondents? 08:46:55
22 MR. CLARK: This is Erik Clark on behalf of the 08:46:58
23 commission. I have no questions at this time. 08:47:00
24 MR. MCGUIRE: Greg McGuire on behalf of the 08:47:08
25 speaker and the president. We have no questions. 08:47:10

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

98

1	MS. COONTZ: Ms. Menashe?	08:47:13
2	MS. MENASHE: I have no questions on behalf of	08:47:15
3	Senator Sykes and minority house leader Amelia Sykes.	08:47:23
4	No questions. Thank you.	08:47:30
5	(Reporter clarification.)	08:47:31
6	MS. COONTZ: Thanks, Diane.	08:47:32
7	So with that, I believe that concludes today's	08:47:37
8	deposition.	08:47:39
9	MR. FUNARI: We don't -- we're going to reserve	08:47:43
10	our right to -- to call Governor -- the governor	08:47:45
11	back. We're going to assess the time. We're going	08:47:48
12	to assess the technical difficulties that we've had.	08:47:51
13	We reserve the right to reconvene this deposition at	08:47:55
14	a later date.	08:47:58
15	MS. COONTZ: We understand that you'll move.	08:48:00
16	MR. FUNARI: I'm sorry. I didn't hear that.	08:48:05
17	MS. COONTZ: We understand that you may move	08:48:06
18	for that.	08:48:08
19	MR. FUNARI: Is the governor going to read	08:48:10
20	or --	08:48:13
21	MS. COONTZ: Yes.	08:48:14
22	THE VIDEOGRAPHER: Can we go off the record?	08:48:16
23	MS. COONTZ: Yes.	08:48:17
24	THE VIDEOGRAPHER: We're going off the record	08:48:18
25	at 8:48 a.m. with the end of deposition of Governor	08:48:20

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Mike DeWine.

08:48:25

(TIME NOTED: 8:48 a.m.)

1 DECLARATION UNDER PENALTY OF PERJURY

2
3 I, GOVERNOR MIKE DEWINE, do hereby certify
4 under penalty of perjury that I have read the
5 foregoing transcript of my deposition taken on
6 October 18, 2021; that I have made such corrections
7 as appear noted on the Deposition Errata Page,
8 attached hereto, signed by me; that my testimony as
9 contained herein, as corrected, is true and accurate.

10
11 Dated this day of 2021 at

12 ,

13
14
15
16 GOVERNOR MIKE DEWINE

Transcript of Governor Mike DeWine
Conducted on October 18, 2021

1 UNITED STATES DISTRICT COURT)
2 THE CENTRAL DISTRICT OF NORTHERN CALIFORNIA)

3 I, TAMMY MOON, CSR No. 13184, Certified
4 Shorthand Reporter, do hereby certify:

5 That prior to being examined, the witness in
6 the foregoing proceedings was by me duly sworn to
7 testify to the truth, the whole truth, and nothing
8 but the truth;

9 That said proceedings were taken before me at
10 the time and place therein set forth and were taken
11 down by me in shorthand and thereafter transcribed
12 into typewriting under my direction and supervision;

13 That a review of the transcript by the deponent
14 (x was/was not) requested;

15 That the foregoing is a true and correct
16 transcript of my shorthand notes so taken.

17 I further certify that I am neither counsel
18 for, nor related to, any party to said proceedings,
19 nor in any way interested in the outcome thereof.

20 In witness whereof, I have hereunto subscribed
21 my name.

22 Dated: 19th of October, 2021

23 

24
25 Tammy Moon, CSR No. 13184

A			
ability	91:14, 91:22, 93:16	21:25, 22:6, 32:1, 32:18, 60:1, 62:10	25:15, 26:2, 26:9, 60:21, 68:17, 69:5, 70:17, 85:21, 86:2, 86:7, 86:10, 88:8, 89:4, 90:13, 92:11, 92:12, 92:19, 93:8, 93:18, 94:2
13:17, 34:24, 50:22	absolutely	35:13	adopting
able	accept	83:10, 93:4	84:3
25:20, 27:7, 33:20, 37:24, 40:12, 55:14, 69:16, 70:3, 70:12, 70:13, 70:16, 79:18, 89:4, 91:20, 93:7, 95:1	according	85:15	adoption
abolish	account	43:18, 44:4, 45:1	33:18
65:16	accurate	32:10, 100:9	advantages
about	accuse	96:22	86:12
14:8, 14:10, 16:13, 17:11, 17:19, 18:20, 19:17, 19:24, 20:25, 22:15, 23:1, 23:14, 23:18, 23:21, 24:13, 24:19, 24:20, 25:3, 25:8, 25:11, 29:13, 29:19, 33:6, 35:21, 36:16, 37:8, 38:5, 38:17, 39:17, 40:19, 40:21, 41:13, 41:17, 44:23, 44:24, 45:22, 46:7, 48:9, 48:14, 48:15, 49:10, 51:24, 58:13, 63:20, 63:21, 66:3, 69:8, 71:11, 73:21, 75:7, 76:20, 77:7, 77:10, 79:16, 79:19, 84:1, 87:1, 87:10, 90:9, 90:18, 90:23, 91:10,	aclu	3:37, 4:3, 10:19, 11:10, 11:24	adversarial
	acquisition	19:7	67:13
	actual	78:24	advice
	actually	20:10, 52:6, 60:20, 78:7, 81:15, 84:17	16:6
	add	30:21	advised
	addition	70:14	32:7, 33:19, 47:12, 47:16
	additional	15:4, 30:7, 75:25, 96:4, 96:10, 96:20, 97:10	after
	address	43:5, 43:15	66:10, 80:14
	admonition	30:4, 31:18, 38:8, 39:7, 39:12, 52:9, 68:2, 81:22, 91:5	again
	adopt	31:10, 33:14, 52:21, 58:16	17:10, 19:19, 20:5, 23:1, 25:22, 48:16, 51:2, 59:1, 60:19, 66:13, 72:11, 80:3, 80:4, 81:2, 81:7, 85:8, 86:8, 92:20
	adopted	21:12, 21:17,	ago
			12:19, 45:17
			agree
			24:25, 33:23, 37:24, 56:8, 67:9, 67:12, 68:4, 82:5, 82:15, 82:18, 82:19, 82:22, 83:2, 83:6, 86:6, 92:7, 96:9, 96:19
			agreed
			20:16, 25:19, 68:24, 69:3, 82:25, 92:24
			agreeing
			67:13, 69:10
			agreement
			24:23, 25:5,
			al
			1:4, 1:11, 3:2, 3:14, 4:16, 4:25, 9:5, 9:6, 9:7, 9:8, 9:9, 10:1
			all
			9:14, 14:21, 15:18, 15:21, 20:2, 20:10, 23:24, 25:13, 26:5, 27:6, 30:3, 32:5, 32:13, 35:10, 36:6, 37:19, 38:1, 45:18, 50:23, 54:6, 56:8, 58:17, 62:20, 65:10, 67:6, 68:9, 69:9, 69:15, 71:14, 79:22, 81:18, 83:11, 83:25, 85:7, 90:3, 91:7, 96:11, 96:17, 96:24
			allow
			13:14, 13:17, 13:22
			allowed
			96:4
			along
			25:13, 27:6, 50:23, 67:7
			alora
			4:11, 11:23
			already
			29:11, 32:16,

<p>80:11 also 6:1, 10:4, 11:2, 11:23, 25:20, 35:8, 50:24, 66:21, 96:16 alter 65:16 altered 65:19 always 17:6, 59:23, 73:4, 74:7, 74:8, 74:21, 86:6, 88:5, 88:7, 90:24, 93:5, 93:11, 93:16 amanda 6:8, 10:24 amelia 5:12, 10:15, 98:3 amendment 56:12, 69:24 american 4:9 among 22:13, 50:7, 78:9 analytical 40:23, 54:25, 55:5 analyzing 40:25 ann 14:19, 15:14 announcement 52:14, 52:18 another 15:9, 22:5, 32:17, 35:5 answer 8:15, 13:17, 16:7, 16:9, 21:6, 22:4, 22:14, 24:2,</p>	<p>26:13, 28:24, 30:16, 31:2, 34:6, 35:23, 36:12, 39:1, 43:13, 44:8, 48:1, 48:21, 51:20, 52:25, 53:8, 53:11, 54:2, 54:3, 72:1, 72:13, 73:23, 77:23, 79:19, 80:11, 90:20 answered 29:10, 50:18, 50:21, 58:25, 73:2, 96:24 answering 72:14, 72:19, 90:21 anticipate 13:19 any 15:19, 16:4, 16:6, 16:7, 16:15, 16:25, 19:17, 21:15, 21:23, 22:3, 22:5, 22:10, 22:20, 23:17, 24:17, 25:10, 28:11, 29:6, 32:17, 33:17, 35:5, 35:14, 39:23, 40:2, 40:22, 40:23, 41:12, 41:13, 47:11, 47:15, 51:24, 54:2, 54:3, 54:7, 54:12, 61:21, 61:24, 62:11, 67:10, 67:16, 70:25, 74:3, 76:22, 77:2, 77:3, 77:7, 80:23, 82:7, 85:5, 86:21,</p>	<p>86:22, 90:8, 90:17, 93:12, 93:13, 94:5, 97:20, 101:19, 101:20 anybody 16:15, 71:23, 73:24, 74:3 anyone 14:7, 17:17, 25:10 anything 15:7, 18:22, 19:8, 48:15, 74:22 apart 60:20, 70:18, 85:24, 88:7, 91:18, 91:19, 93:1, 93:7 apologies 55:3 apparent 27:8 appear 42:20, 100:7 appearances 3:1, 4:1, 5:1 appearing 68:6 apportionment 56:1 appreciate 70:19, 74:11, 75:21 appropriate 36:6, 39:11 approve 71:13 approved 66:6 approving 70:25 approximately 96:10 april 45:23, 52:14, 52:17</p>	<p>area 85:21 arena 5:16 arguments 80:20, 80:21 around 35:8 arrangements 30:9 article 8:11, 27:21, 31:7, 32:22, 33:13, 38:12, 55:22, 55:23, 56:1, 56:14, 56:19, 57:2, 57:12, 58:9, 62:14, 63:2, 63:4, 63:6, 63:7, 63:11, 63:13, 63:14, 63:19, 64:22, 65:4, 65:22, 70:22, 71:1, 71:18, 72:25, 73:5, 73:12, 73:18, 74:23, 75:1, 76:12, 76:13, 76:19, 76:23, 78:16, 78:17, 82:21, 84:2, 84:5, 84:10, 84:16, 91:23, 91:25, 92:2 articulated 77:13 aside 85:4 asked 29:10, 36:4, 47:11, 50:18, 58:22, 73:2, 87:10, 96:24 asking 13:5, 28:2, 29:13, 29:14,</p>
--	---	---	---

Transcript of Governor Mike DeWine

Conducted on October 18, 2021

104

<p>29:19, 30:7, 42:20, 47:19, 48:15, 55:16, 57:20, 64:19, 65:1, 66:3, 79:16, 87:21 aspects 85:4 assemble 73:20, 74:1, 74:9 assembly 52:21, 57:7, 65:20 assess 98:11, 98:12 assist 40:24 assume 43:2, 43:3 assuming 28:5 athomas@acluohio 4:15 attached 100:8 attend 38:22, 39:10 attended 38:18, 38:23, 39:2, 39:15 attending 9:15 attention 17:23, 46:1, 56:19 attorney 4:33, 5:25, 9:19, 9:21, 14:23, 14:24, 20:13 attorney-client 16:8 attributable 96:25 auditor 5:23, 6:5, 11:5 august 20:20, 20:23,</p>	<p>20:24, 21:4, 38:15, 38:16, 40:18 available 32:14 ave 3:29, 3:39, 4:5, 5:7 aware 47:18, 49:23, 50:1, 52:17, 77:24, 78:2, 78:3 awareness 49:9</p> <hr/> <p style="text-align: center;">B</p> <hr/> <p>back 15:19, 25:21, 26:5, 59:2, 66:12, 68:11, 69:21, 75:18, 79:11, 84:7, 86:4, 86:14, 86:18, 89:16, 94:6, 98:11 backup 12:10 based 35:1, 86:8, 86:9 bates 42:16 bates-stamped 8:7, 8:8 bear 31:23 became 27:8, 88:12, 89:7, 89:8, 93:20 because 13:9, 22:2, 22:8, 35:3, 62:22, 67:12, 79:5, 82:23 been 12:5, 12:25,</p>	<p>15:4, 15:5, 18:13, 19:25, 20:8, 23:13, 23:22, 34:20, 35:8, 45:19, 66:23, 69:16, 71:7, 77:12, 81:9, 81:11, 82:24, 87:1, 87:15, 89:4, 89:16, 92:5 before 2:3, 12:24, 12:25, 13:15, 13:18, 17:14, 17:17, 20:20, 27:23, 31:13, 34:3, 37:13, 46:2, 68:6, 71:22, 72:6, 73:23, 77:15, 79:16, 80:20, 80:21, 80:22, 101:10 begin 17:25 beginning 2:2, 26:1, 31:20 begins 9:2, 46:18 behalf 9:18, 9:20, 9:22, 9:25, 10:3, 10:7, 10:10, 10:14, 10:17, 10:20, 11:3, 11:4, 11:8, 11:11, 11:15, 11:18, 11:20, 11:23, 76:8, 97:22, 97:24, 98:2 being 13:1, 18:16, 19:9, 27:7, 32:14, 35:17, 39:16, 47:10,</p>	<p>70:16, 82:16, 83:20, 92:10, 96:23, 101:6 belief 65:2, 68:18, 74:11, 74:14 believe 20:19, 20:20, 24:4, 33:3, 40:17, 41:25, 45:6, 46:25, 56:20, 59:2, 60:2, 65:21, 66:20, 78:9, 79:6, 79:20, 96:16, 98:7 believed 26:24 bender 3:7, 10:16, 83:17, 83:18, 84:7, 84:17, 84:20, 95:9, 95:15, 95:19 benefit 28:8, 65:15, 71:14 bennett 4:16, 10:7 best 13:16, 22:13, 24:2, 26:9, 26:24, 39:13, 50:21 better 25:20, 92:10 between 25:5, 25:15, 26:2, 40:7, 89:17, 94:7 beyond 89:13 bfunari@reedsmith 3:32 big 75:11 bipartisan 25:14, 37:22,</p>
---	---	---	--

Transcript of Governor Mike DeWine

Conducted on October 18, 2021

<p>67:19, 67:25, 69:11, 86:10 bit 13:12, 31:21, 33:1, 73:6, 75:5, 76:11 bob 5:3 both 25:18, 26:15, 67:11, 68:24, 69:3, 69:4, 70:15, 86:5, 87:9, 88:5, 88:19, 92:7, 93:17, 93:20, 94:24 bottom 42:4, 42:14, 42:18 boundaries 57:8 box 70:10 boxes 70:4, 70:11, 70:13 brad 3:27, 9:22, 12:18, 76:4, 79:8, 96:9 brady 3:7, 7:10, 10:16, 83:18, 91:9 branch 69:5 break 75:2, 75:6, 75:17, 79:25 breakout 91:2 brennan 4:24, 4:27, 9:24 bria 4:16 bridget 5:26, 5:31,</p>	<p>9:18, 9:20, 43:17, 64:5 brief 12:14, 13:2, 32:23, 33:5, 45:12, 46:19, 47:25, 56:5, 57:19, 73:7, 73:10, 75:3, 81:17 bring 93:2 broad 4:12, 5:28 broadway 4:29 brought 45:25 budget 54:7, 54:12, 54:14, 54:20, 54:24, 55:4, 55:17 budgets 19:6 bureau 21:8, 21:11, 21:16, 21:24, 22:5, 24:21 bureau's 52:14, 52:17 burling 3:5, 3:16, 10:17, 11:15, 11:18 business 44:15, 44:18, 44:22 buy 55:9</p> <hr/> <p style="text-align: center;">C</p> <hr/> <p>california 3:20, 101:3 call 16:4, 47:15, 48:3, 48:23, 49:1, 50:14,</p>	<p>50:17, 51:8, 90:25, 98:10 called 12:5, 41:16, 55:23, 56:1, 85:9 calling 68:5 calls 34:5, 63:22 came 40:10, 43:5, 47:15, 55:13, 60:17, 60:18, 69:5, 82:12, 85:13 can't 19:16, 23:12, 31:22, 40:15, 50:8, 53:10, 69:14, 75:9, 88:5, 97:3 candidate 92:21 cannot 18:3, 22:2, 53:17 capacity 15:13 care 35:19, 35:21 carey 4:4, 11:10 carolina 5:8 case 1:6, 44:20, 48:21, 51:6, 83:20, 97:1 cases 9:4, 12:24 cast 72:4, 72:6 casted 73:14 casting 72:23 caused 45:20</p>	<p>cautioned 31:20 caveat 16:9 caveats 91:7 census 18:9, 18:16, 18:24, 20:6, 20:11, 20:14, 20:17, 21:6, 21:8, 21:11, 21:16, 21:24, 22:5, 22:15, 23:21, 24:10, 24:21, 32:7, 32:15, 32:17, 33:20, 34:4, 35:5, 35:15, 48:2, 48:22, 49:7, 49:21, 51:1, 52:13, 52:17 center 4:24, 4:27, 9:24 central 101:3 certain 20:13, 20:23, 28:18, 29:20, 81:6 certainly 14:22, 15:2, 16:25, 17:6, 19:24, 21:6, 22:25, 23:10, 23:15, 23:23, 37:16, 39:20, 46:2, 49:9, 49:22, 50:1, 71:5, 73:24, 74:4, 74:21, 82:1, 84:11 certified 2:4, 101:4 certify 100:3, 101:5,</p>
---	--	---	---

<p>101:18 challenge 67:10, 69:13 challenging 68:23 chance 69:12, 92:10, 93:18, 94:2 change 34:12, 76:11 changes 34:12 characterization 39:9 check 70:3, 70:9, 70:13 checked 70:11 chester 3:39 chief 6:5, 6:8, 6:11, 10:21, 10:24 circle 79:11 cited 90:14 citizens 35:19, 35:21, 71:14 city 4:5 civil 4:9 clarification 10:5, 10:23, 11:22, 15:15, 41:1, 41:6, 46:4, 52:8, 54:11, 61:3, 63:17, 68:1, 76:17, 81:21, 91:4, 98:5 clarify 57:25, 59:6, 78:13, 83:1 clark 4:37, 10:12,</p>	<p>97:22 clear 12:9, 13:23, 37:21, 50:23, 62:23, 88:12, 88:22, 89:8, 90:4, 90:22, 93:20, 94:4, 94:11, 94:20, 94:24, 97:2 clearly 67:4, 90:5, 92:16 cleveland 3:40, 54:16 client 31:2, 97:18 climate 92:22 clock 36:2 close 53:23, 83:13, 89:3, 95:1 closer 25:2, 85:23 co-counsel 83:14 cognizant 71:24 collaborative 3:24, 4:25, 9:8, 9:23, 10:1 collected 43:18 colloquy 19:12, 20:4, 26:6, 26:20, 29:16, 30:13, 30:22, 31:17, 34:19, 35:25, 36:22, 39:6, 43:23, 49:24, 53:13, 55:24, 58:23, 66:2, 89:25, 91:13, 95:23, 97:16 columbus 4:6, 4:39,</p>	<p>5:18, 5:29 column 73:9 com 3:11, 3:22, 3:32, 4:31, 4:41, 5:10, 5:20, 43:6 come 15:19, 27:2, 34:16, 42:25, 49:7, 68:11, 86:1, 86:7, 88:6, 88:13, 88:17, 90:5, 93:3 coming 17:14, 17:17, 18:3, 23:22, 32:6, 67:11, 67:13 commencing 43:11 comment 46:7 commission 1:11, 4:34, 9:6, 9:7, 9:9, 10:13, 15:23, 17:24, 18:12, 18:21, 19:5, 19:8, 19:17, 21:1, 21:13, 21:18, 23:19, 24:15, 26:15, 27:16, 27:19, 28:16, 29:2, 29:8, 29:21, 31:10, 33:14, 33:25, 34:3, 34:8, 34:25, 39:9, 40:17, 40:19, 40:20, 41:5, 41:10, 41:13, 41:14, 41:18, 45:25, 46:8, 47:19, 48:10, 49:2,</p>	<p>49:12, 50:4, 51:13, 52:12, 52:21, 54:4, 54:9, 54:17, 54:22, 55:6, 55:9, 55:11, 55:16, 55:17, 57:6, 57:10, 58:7, 58:9, 58:10, 58:14, 59:7, 59:10, 59:13, 59:22, 60:9, 60:10, 60:14, 61:6, 61:8, 61:10, 61:12, 61:15, 61:20, 61:25, 62:10, 64:14, 66:4, 68:15, 76:15, 76:25, 77:4, 78:15, 80:9, 81:20, 81:23, 85:2, 92:15, 97:23 commission's 52:19 common 34:11, 90:12 communicate 43:10, 51:6, 54:2 communicated 51:4 communicating 44:22, 87:13 communication 16:8 communications 16:5, 47:1 complete 13:17 compliance 76:19, 78:16, 82:21 complied 73:17 complies 64:21, 65:4,</p>
--	---	--	---

<p>65:22 comply 63:18, 66:7, 71:25 compromise 26:11, 89:15, 93:2 compromised 40:7 computer 59:17, 85:2 concern 20:5, 49:6 concerned 32:5 concerns 67:21 conclude 95:8 concludes 98:7 conclusion 63:22, 66:9, 75:25, 91:24 conducted 1:21, 2:2 confidence 25:18, 92:8 confirm 95:17 connection 60:12, 61:25 conscious 73:17 consensus 68:17 consent 12:9 consider 23:8, 58:14, 71:12, 72:10, 72:22, 72:24, 84:4, 84:22 consideration 27:17, 28:23, 29:9, 61:5, 71:1 considered 67:22, 74:17,</p>	<p>81:20, 81:23, 84:2, 91:23, 91:24 consolidated 9:4 constantly 32:5 constituent 45:7 constitution 8:9, 8:10, 27:20, 28:6, 28:19, 31:6, 31:9, 31:11, 31:14, 31:25, 33:13, 35:11, 37:10, 37:11, 37:14, 37:15, 38:6, 38:12, 40:10, 55:21, 56:2, 56:9, 57:16, 62:13, 62:23, 63:2, 63:19, 64:10, 64:22, 65:5, 65:23, 66:7, 67:17, 69:22, 70:22, 71:2, 71:4, 71:10, 72:4, 72:9, 73:1, 73:13, 73:18, 74:19, 82:14, 84:8, 84:12 constitutional 5:27, 33:23, 54:18, 64:13, 67:5, 68:19, 69:24, 92:11, 92:16 constitutionality 68:15 consult 41:9 consulting 66:10 contained 21:10, 100:9</p>	<p>contemplate 72:3 contemplated 54:14, 54:20, 54:24, 55:4 content 79:17, 80:6 contents 79:12 context 64:18, 64:19 continue 44:17, 87:5, 89:13 contract 54:15 convene 19:22, 23:18, 33:24, 48:9, 49:1, 50:4, 51:12, 52:19 convened 19:9, 41:5, 41:14, 41:18, 46:8, 47:19, 49:13, 51:25 convener 33:22 convenience 44:16 convening 18:21, 21:1, 40:16, 41:17, 45:24, 52:7, 52:11, 53:4, 54:4 conversation 16:25, 60:23 conversational 13:21 conversations 16:21, 16:24, 17:3, 17:7, 17:19, 19:4, 19:14, 89:14, 90:8, 90:18 convey 53:7</p>	<p>conveyed 40:2 conviction 40:8, 86:9 coontz 5:26, 9:18, 9:20, 12:8, 16:2, 24:4, 26:16, 26:21, 27:24, 28:1, 28:7, 29:10, 30:23, 31:4, 31:15, 34:5, 35:23, 36:4, 36:10, 37:4, 39:4, 39:8, 43:12, 43:20, 43:22, 44:1, 44:6, 46:16, 48:11, 49:14, 50:18, 53:9, 53:14, 55:23, 56:11, 57:23, 58:20, 58:25, 63:4, 63:21, 64:3, 65:6, 66:19, 68:20, 71:16, 71:19, 72:16, 72:19, 73:2, 75:1, 75:8, 75:10, 79:15, 79:20, 79:25, 90:20, 95:6, 95:12, 95:21, 96:1, 96:21, 97:11, 97:14, 97:17, 97:20, 98:1, 98:6, 98:15, 98:17, 98:21, 98:23 coontz's 16:20 coontz@ohioattor- neygeneral 5:31 cornyn 42:19, 45:15</p>
--	--	--	---

<p>correct 15:20, 17:21, 20:14, 20:15, 20:18, 20:19, 20:21, 21:6, 27:15, 27:19, 29:3, 29:4, 29:5, 33:9, 33:11, 33:12, 34:1, 35:6, 35:10, 36:14, 38:14, 38:19, 39:2, 39:14, 47:1, 47:2, 48:16, 48:25, 49:13, 50:2, 50:5, 50:20, 51:10, 55:20, 56:6, 56:8, 56:12, 58:10, 59:10, 59:12, 59:22, 61:8, 61:9, 61:11, 61:13, 61:15, 66:17, 68:19, 70:23, 78:10, 80:19, 82:2, 82:4, 97:11, 101:16 corrected 100:9 corrections 100:6 could 15:2, 15:3, 20:9, 24:23, 26:11, 27:4, 27:8, 27:23, 32:22, 34:3, 34:8, 34:14, 34:18, 35:2, 41:24, 42:3, 43:15, 44:8, 46:10, 47:5, 47:21, 59:2, 59:14, 60:20, 63:1, 67:4, 67:7, 67:8,</p>	<p>68:4, 75:12, 78:10, 78:12, 82:6, 83:9, 84:9, 84:14, 85:21, 86:5, 87:5, 88:8, 88:13, 89:9, 90:5, 92:15, 94:2, 94:6, 94:10, 94:11, 95:20 couldn't 78:21 counsel 6:2, 6:8, 6:11, 9:16, 10:21, 10:25, 14:4, 14:5, 14:8, 14:21, 14:23, 16:5, 16:23, 17:1, 17:6, 17:8, 17:18, 17:22, 22:16, 28:1, 28:19, 29:15, 29:23, 29:25, 30:8, 30:19, 31:1, 31:2, 31:4, 31:11, 31:22, 32:4, 32:7, 33:6, 33:7, 33:19, 34:7, 35:7, 35:23, 36:18, 37:4, 37:9, 38:13, 38:22, 39:17, 39:21, 40:5, 42:6, 43:14, 44:8, 45:16, 46:9, 49:4, 53:19, 54:5, 55:19, 56:4, 56:16, 56:23, 57:1, 58:2, 58:20, 59:13, 59:23, 60:15, 62:11, 62:17, 63:9, 64:23,</p>	<p>65:7, 65:24, 66:10, 66:11, 68:8, 68:22, 71:3, 71:21, 72:18, 73:19, 74:13, 74:18, 74:24, 75:12, 75:24, 78:12, 79:15, 80:2, 80:20, 81:19, 90:20, 95:6, 95:11, 95:12, 96:9, 96:19, 101:18 counties 70:6 couple 19:21 court 1:1, 9:10, 12:1, 12:24, 30:9, 58:19, 64:24, 65:25, 67:10, 67:16, 68:24, 69:12, 95:14, 101:1 court's 96:2 courtesy 13:16, 97:10 courts 66:16, 66:22 covington 3:5, 3:16, 10:16, 11:14, 11:17, 11:20 criteria 66:21, 69:18, 69:21, 69:25, 70:1, 70:8, 70:20, 70:22 criteria's 70:21 crr 1:28, 2:5, 7:4, 8:4 csr 1:28, 7:4, 8:4,</p>	<p>101:4, 101:26 cuff 5:3 cupp 10:11, 62:5 current 56:9, 65:1 currently 52:10 <hr/> <p style="text-align: center;">D</p> <hr/> dan 47:16 daniel 6:2, 11:12, 46:24 danielle 3:28, 11:2 data 20:6, 20:11, 20:17, 21:6, 21:7, 21:8, 21:10, 21:15, 21:23, 22:5, 22:15, 24:11, 24:21, 32:8, 32:11, 32:17, 33:20, 34:4, 34:9, 34:22, 35:1, 35:2, 35:5, 35:13, 35:15, 36:16, 49:7, 49:21, 52:15 date 9:11, 18:2, 18:4, 19:21, 19:22, 20:13, 20:16, 20:20, 20:23, 21:9, 29:20, 29:24, 29:25, 31:14, 32:3, 32:4, 32:12, 41:10, 41:21, 98:14 dated 100:11, 101:23 dates 23:18, 49:6</p>
--	--	--	---

<p>dave 's 85:9, 85:12, 85:15, 90:14, 91:8 david 3:17, 4:4, 11:10, 11:14 dawson 14:18, 15:13, 47:9 day 16:13, 17:11, 24:13, 41:4, 71:5, 73:4, 74:7, 74:15, 74:20, 88:25, 89:2, 89:14, 100:11 days 25:9, 88:14, 89:10 dayton 39:20 dc 3:9, 4:21 dcarey@acluohio 4:7 ddenuy1@cov 3:22 deadline 28:11, 28:15, 28:22, 29:8, 31:9, 32:1, 33:18, 52:20, 89:1 deadlines 28:18, 49:6 deal 69:12, 91:20 dealing 30:1, 30:2, 44:14 decent 27:6 decided 26:8, 41:4, 65:25, 66:16, 66:22</p>	<p>decision 25:13, 41:8, 64:23, 66:15, 79:13, 80:9, 80:24 declaration 100:1 declining 97:9 deem 65:17 defendant 10:3, 76:8 defended 74:8 delay 13:13, 24:10, 29:18, 31:21, 48:2, 48:22 delayed 18:16 delegate 26:23 delegating 26:14 delegations 69:4 deliberately 74:16 deliberating 48:9 deliver 52:15 delivered 20:14, 20:17 democrat 24:24, 25:6, 25:16, 40:13, 94:17 democratic 60:25 democrats 25:19, 25:24, 27:1, 37:23, 40:7, 55:12, 60:18, 67:8, 68:3, 68:16, 69:10, 81:5,</p>	<p>85:17, 86:3 denuy1 3:17, 11:14 depended 20:10 depends 92:21 depicted 58:3, 58:5 deponent 101:14 depos 9:14, 12:2, 55:25 deposed 12:25, 13:1 deposition 1:18, 2:1, 9:3, 9:15, 12:10, 12:23, 13:4, 13:25, 14:6, 14:8, 15:8, 15:18, 16:1, 16:14, 16:22, 17:14, 30:21, 31:22, 96:3, 96:7, 96:13, 97:5, 98:8, 98:13, 98:25, 100:5, 100:7 depositions 97:2 deputy 6:2, 6:8, 10:24 described 61:17 describing 70:7 description 8:6 designees 39:11 desire 40:5, 40:6, 40:11, 86:9 determination 69:19, 73:17, 82:2, 82:13</p>	<p>determining 12:20 dewine 1:18, 2:1, 5:22, 7:2, 7:5, 8:2, 9:3, 9:21, 12:4, 41:25, 43:2, 46:12, 52:6, 52:10, 52:16, 62:21, 99:1, 100:3, 100:16 dewine's 44:4 dialogue 13:22 diane 5:15, 5:20, 10:14, 98:6 difference 86:1, 89:11, 92:19 different 14:21, 23:14, 25:8, 28:14, 34:9, 56:24, 62:22, 85:11 difficult 32:9 difficulties 96:12, 96:15, 96:25, 98:12 direct 53:2, 55:7, 56:18, 61:21 directed 61:25 directing 53:17, 54:1 direction 62:8, 101:13 directly 27:14 director 47:1, 47:24, 51:4 dirossi 60:5, 60:6,</p>
---	---	---	--

<p>60:12, 61:14, 61:21, 61:25, 62:8 disappointed 66:24, 67:3, 88:9, 95:3 disclose 44:19, 51:24, 53:3 disclosure 44:15 discuss 17:5, 17:16, 19:5, 76:12 discussed 14:2, 89:21 discussing 16:6, 50:3, 50:7, 76:13 discussion 15:17, 16:4, 18:23, 23:11, 23:12, 24:20, 41:3, 41:15, 41:16, 49:18, 50:22, 77:7, 88:2, 88:19, 88:20, 88:21, 89:18, 89:19, 90:23, 93:5 discussions 14:4, 14:12, 15:25, 16:12, 18:7, 18:8, 18:11, 18:13, 18:14, 19:17, 19:24, 19:25, 20:8, 20:25, 21:4, 22:17, 22:22, 22:23, 23:7, 23:10, 23:13, 23:16, 23:17, 23:21, 23:23, 24:7, 24:12, 24:18, 24:25, 25:3, 25:7, 25:8, 25:10, 34:10,</p>	<p>40:18, 40:21, 40:22, 41:12, 49:10, 49:11, 77:2, 85:7, 85:8, 86:3, 86:24, 86:25, 89:8, 89:17, 89:18, 90:2, 94:17 disk 9:2 district 5:16, 52:21, 57:8, 58:6, 101:1, 101:3 districts 57:9, 57:10 dividing 70:5, 70:6 document 28:5, 33:2, 41:24, 51:9, 78:5, 78:6, 78:13, 78:19, 79:5, 79:7, 79:16, 79:21, 80:22, 81:12, 82:23 documents 44:5, 78:25 doing 27:22, 35:12, 62:15, 70:7, 92:3 donahue 22:16, 39:21, 39:25, 40:1, 40:2, 42:19, 47:9 done 36:5, 37:13, 49:20, 59:23 down 32:25, 33:2, 34:15, 35:12, 42:3, 42:10, 45:9, 46:11, 46:14, 53:21,</p>	<p>53:23, 56:15, 73:6, 73:8, 84:9, 84:17, 86:5, 94:5, 101:12 download 56:4 draft 42:25, 57:11, 57:16, 58:7, 59:8, 77:9, 77:20 drafted 27:15, 58:11, 59:10, 59:25 drafting 60:13, 62:1, 76:22, 77:6 dramatically 67:17, 68:24 draw 61:10, 61:13, 71:11 drawer 19:7, 40:20, 40:21, 54:21 drawing 26:14, 40:4, 54:18, 55:9, 85:3, 85:5 dublin 4:38 due 23:24, 68:9, 96:17 duly 12:5, 101:7 during 41:20, 41:22, 81:25</p> <hr/> <p style="text-align: center;">E</p> <hr/> <p>each 16:20, 55:13, 57:8, 85:24, 86:6 earlier 19:15, 40:18,</p>	<p>48:7, 51:22, 80:17, 84:1, 84:8, 85:1, 85:22, 91:22 early 18:5, 18:7, 20:8, 24:19, 36:19, 45:23, 49:2, 49:11, 50:4, 72:23, 73:15, 76:15 easy 16:11 ebenstein 4:10, 11:8 effort 33:17 either 45:19, 62:7 ejclark@organleg- al 4:41 elaborate 36:8 election 81:24 elections 81:4, 82:11, 82:15 elias 4:17, 10:2, 10:8, 76:8 elicit 38:15 else 11:1, 11:25, 15:6, 25:11, 78:22 email 42:4, 42:14, 42:18, 42:25, 43:5, 43:7, 43:8, 43:9, 43:17, 44:4, 44:13, 45:1, 45:4, 45:15, 45:17, 46:17, 46:23, 48:13,</p>
--	--	--	--

Transcript of Governor Mike DeWine
 Conducted on October 18, 2021

<p>48:15, 48:18, 49:15, 50:12, 50:13, 51:3, 53:10, 53:16 emailed 46:24 emails 50:9 employed 60:12 enact 65:3 enacted 35:6, 40:4, 63:16, 63:18, 64:21, 65:3, 65:21, 76:18, 78:1, 78:15, 79:14, 80:10, 80:24, 85:6, 92:1 encouragement 94:9 end 26:1, 38:1, 82:16, 98:25 enough 35:9, 56:13, 94:9 entering 54:15 entirely 96:22 entirety 13:15 entitled 36:12 entity 54:16 equal 65:14, 71:14, 71:22, 72:7, 73:3 era 31:24 erik 4:37, 10:12, 97:22</p>	<p>errata 100:7 esq 3:6, 3:7, 3:17, 3:18, 3:27, 3:28, 3:38, 4:4, 4:10, 4:11, 4:18, 4:19, 4:28, 4:37, 5:6, 5:15, 5:26 essential 80:21 essentially 47:9 et 1:4, 1:11, 3:2, 3:14, 4:16, 4:25, 9:5, 9:6, 9:7, 9:8, 9:9, 10:1 evaluate 49:5 evaluating 48:3, 48:22, 49:1, 50:14, 50:16, 51:7, 51:11 evaluation 49:8 even 39:10, 48:7, 88:25, 91:3 events 16:17 ever 45:14, 51:23, 61:20, 62:8, 65:18 every 16:13, 17:10, 23:12, 24:13, 38:20, 71:5, 73:4, 74:6, 74:7, 74:15, 74:20 everybody 27:3 everyone 72:9</p>	<p>everything 34:13 exact 18:2, 18:3, 21:9, 29:25, 32:4, 32:12 exactly 27:11, 68:22, 81:10, 89:6 examination 7:1, 7:7, 12:16, 76:5, 83:16 examined 101:6 example 70:6 examples 19:13, 19:18, 19:19 excuse 9:19, 26:22, 35:11, 41:20, 84:23, 89:22, 95:11 exhaust 15:1 exhibit 8:7, 8:8, 8:9, 8:10, 8:11, 27:24, 28:1, 28:4, 42:1, 42:2, 42:15, 46:12, 46:13, 48:12, 52:3, 53:21, 62:15, 62:24, 62:25, 78:8, 78:11, 79:2, 83:12, 83:15, 97:6 exhibits 8:1, 28:3, 62:15, 63:3, 78:10, 79:9, 97:3, 97:5 expansive 44:12 expected 90:9, 90:18,</p>	<p>91:11 expeditiously 13:4 expert 59:24 explain 36:12, 59:14, 76:18, 78:15, 82:20, 84:14, 92:17 express 74:2, 74:6 expressed 67:20, 77:14, 92:4 expresses 27:11 expressly 72:3, 72:22 extent 16:4, 16:9, 23:6, 36:8, 39:4</p> <hr/> <p style="text-align: center;">F</p> <hr/> <p>faber 5:24 fact 18:16, 18:23, 20:12, 55:9, 70:17, 70:24, 91:18, 97:4 facts 17:5 failed 67:22 failure 24:20, 67:18, 67:19 fair 25:18, 45:23, 48:7, 56:13, 71:12, 82:17, 82:19 fairly 70:1 familiar 76:14, 76:20 far 60:20, 70:17,</p>
---	--	---	--

73:8, 91:18, 91:19, 92:25, 93:1, 93:7, 94:8 favor 72:5, 80:24 february 18:6 federal 81:24 feedback 39:24, 40:3, 86:23, 87:2, 87:7, 87:11, 87:14, 87:18, 93:25 feeling 83:8, 92:4 felt 25:17, 25:20, 25:25, 27:6, 27:12, 67:3, 67:6, 70:10, 76:24, 82:23, 85:20, 92:9 ferguson 6:8, 10:24 few 68:11 fifth 3:29 figure 83:7 file 55:23, 55:25 filed 20:12 final 21:25, 22:6, 35:6, 52:21, 88:19 find 52:3, 56:22, 75:6, 88:5 finish 26:7, 29:17, 57:23, 66:19, 67:2, 88:4, 96:1 finished 90:21, 95:21	firm 10:10, 10:12 first 13:5, 17:25, 18:8, 19:22, 36:15, 40:17, 43:16, 45:17, 49:1, 52:11, 52:19, 61:17, 69:6, 77:10, 77:20, 80:18, 83:12, 85:18 fits 67:17 five 75:8, 75:12, 75:20, 85:22, 85:24, 88:6, 96:10, 96:14, 96:20, 97:10 flash 74:18 flevenson@acluoh- io 3:41 flow 20:11 flr 5:28 focus 59:9 focused 20:9 folder 78:24 folks 12:21, 15:1, 47:9 follow 71:4, 71:9 following 13:3 follows 12:6 foregoing 100:5, 101:7, 101:16 formal 16:25, 17:4,	27:18 forth 69:22, 69:24, 77:11, 86:4, 89:16, 94:7, 101:11 forward 27:2, 27:3, 82:24, 94:22 forwards 47:7 foundation 3:37, 4:3, 64:6 four 15:11, 15:20, 25:22 francisco 3:20 freda 3:38, 10:19 front 53:24, 56:24, 58:15, 59:17, 60:8, 62:13, 62:16, 63:11, 81:3, 85:2 fulfill 80:16 full 44:14 fully 82:18 funari 3:27, 7:8, 9:22, 11:2, 12:12, 12:15, 12:17, 12:18, 16:19, 24:6, 26:19, 27:13, 27:20, 27:25, 28:3, 28:8, 29:13, 29:17, 31:1, 31:6, 31:19, 32:21, 32:24, 33:8, 36:1, 36:5, 36:13, 37:7, 38:4, 38:24,	39:13, 41:23, 42:3, 42:8, 42:13, 43:15, 43:21, 43:24, 44:2, 44:10, 45:9, 45:13, 46:10, 46:14, 46:17, 46:22, 47:5, 47:21, 48:14, 49:16, 50:19, 53:12, 53:20, 55:20, 55:25, 56:6, 56:13, 57:24, 58:17, 58:24, 59:1, 59:5, 62:12, 62:21, 63:6, 64:1, 64:4, 65:8, 66:25, 69:1, 71:17, 72:2, 72:20, 73:5, 73:8, 73:11, 75:2, 75:4, 75:14, 75:20, 75:23, 78:9, 79:1, 79:8, 95:24, 96:8, 96:9, 97:9, 97:12, 97:15, 97:19, 98:9, 98:16, 98:19 function 15:12, 40:14 funds 55:18 further 26:19, 101:18 <hr/> G <hr/> gabriel 6:15, 9:13 gap 95:1 gave 19:18, 37:15, 61:17, 62:8, 96:2
---	---	--	--

<p>gears 76:11</p> <p>general 4:33, 14:23, 20:13, 23:13, 23:20, 28:12, 52:21, 57:7, 65:19, 74:11, 74:14, 78:2, 78:3, 81:24, 82:11, 83:8, 88:1</p> <p>general's 5:25, 9:21</p> <p>generally 19:14</p> <p>getting 18:10, 26:25, 27:1, 32:8, 62:17, 67:23, 67:24, 70:16, 93:25</p> <p>give 13:2, 19:19, 19:21, 23:1, 25:17, 30:19, 32:24, 45:10, 56:3, 56:16, 69:14, 70:25, 86:11, 87:7, 96:9</p> <p>given 16:6, 81:2, 81:8, 86:23, 97:4</p> <p>gives 92:7</p> <p>go 16:17, 25:20, 25:21, 26:5, 42:11, 56:15, 56:20, 66:12, 71:8, 79:23, 86:14, 86:18, 88:24, 93:22, 94:6, 98:22</p> <p>goal 25:13, 25:23,</p>	<p>40:6, 40:12, 60:19, 67:23, 67:24, 68:3, 71:9, 92:9, 93:1</p> <p>goes 51:20, 51:22, 52:13</p> <p>going 12:19, 13:5, 13:19, 16:2, 20:17, 27:9, 27:22, 30:5, 32:9, 32:25, 36:10, 37:2, 37:25, 38:1, 38:24, 41:25, 42:15, 46:3, 46:12, 48:11, 54:3, 58:17, 58:21, 59:23, 65:24, 66:15, 68:11, 75:15, 75:23, 76:2, 79:10, 81:7, 84:20, 86:4, 88:13, 88:17, 88:23, 89:16, 90:5, 92:23, 93:21, 93:22, 94:25, 95:24, 96:8, 97:7, 97:12, 97:17, 98:9, 98:11, 98:19, 98:24</p> <p>goldrosen 3:18, 11:19</p> <p>gone 69:21, 74:3, 74:4, 88:25</p> <p>good 70:7, 76:9, 76:10, 83:18, 95:15</p> <p>gotten 88:15</p> <p>gov 5:31, 41:24, 46:10</p>	<p>gov_ 8:8</p> <p>gov_-5 8:7</p> <p>government 43:4, 65:14, 74:10</p> <p>government's 96:12</p> <p>governor 1:18, 2:1, 5:22, 6:3, 7:2, 7:5, 8:2, 9:3, 9:19, 9:20, 12:4, 12:18, 12:25, 14:1, 14:20, 15:14, 22:19, 22:23, 22:24, 23:2, 23:4, 23:24, 24:8, 24:12, 24:18, 28:6, 28:10, 30:6, 30:15, 30:24, 31:8, 31:20, 33:1, 34:23, 35:3, 37:8, 39:14, 42:4, 42:5, 43:25, 44:4, 46:6, 48:19, 49:14, 52:6, 52:10, 52:16, 52:18, 53:16, 53:22, 56:21, 59:6, 59:16, 63:8, 64:7, 64:8, 64:12, 66:4, 70:19, 72:15, 73:13, 74:3, 75:20, 76:9, 79:18, 79:20, 83:18, 84:1, 84:15, 84:22, 85:1, 86:15, 87:5, 88:10, 90:1, 91:21, 95:11, 95:13,</p>	<p>96:17, 96:19, 96:22, 96:24, 97:1, 97:12, 98:10, 98:19, 98:25, 100:3, 100:16</p> <p>governor's 6:14, 11:6, 11:12, 23:8, 23:9, 41:8, 43:17</p> <p>governors 68:7</p> <p>granted 65:18</p> <p>great 69:12, 75:13, 83:23</p> <p>greatly 67:19</p> <p>greg 5:10, 10:9, 97:24</p> <p>gregory 5:6</p> <p>grodhaus 6:11, 10:21</p> <p>ground 13:2</p> <p>group 4:17, 10:2, 10:8, 18:17, 76:8</p> <p>groups 13:7</p> <p>guarantee 92:20</p> <p>guess 34:14, 34:24, 44:21, 45:10, 46:17</p> <p>guys 91:18, 93:5, 93:6</p> <hr/> <p style="text-align: center;">H</p> <hr/> <p>hall 14:17, 15:13,</p>
---	--	--	---

Transcript of Governor Mike DeWine
 Conducted on October 18, 2021

<p>16:1, 47:8, 47:23, 50:9, 51:4, 52:23, 53:2, 53:6, 53:17, 54:1 hansi 46:24, 52:5 happen 26:3, 26:4, 27:9, 89:15, 90:6, 90:7, 93:21, 93:22 happened 16:16, 55:8, 88:16 happening 89:9 happens 67:15 hard 83:9 hear 13:8, 55:1, 83:21, 98:16 heard 12:18, 13:11, 39:24, 77:16, 77:18, 79:6, 80:20 hearing 38:10, 38:20 hearings 36:15, 36:19, 38:2, 38:5, 38:6, 38:15, 38:18, 39:3 held 36:14, 36:19, 51:21, 53:1, 92:11 help 64:6, 97:3 here 9:2, 10:7, 12:23, 31:21, 43:3, 51:14, 52:4, 71:9, 74:25, 78:8,</p>	<p>83:20, 90:4 hereby 100:3, 101:5 herein 100:9 hereto 100:8 hereunto 101:21 herman 6:14, 11:6 hey 91:18 hiring 19:6, 40:19, 40:21, 54:21 hit 94:10, 94:15 hoffman 39:24 hold 33:8, 57:17, 74:24, 96:13 honor 38:21, 39:2, 62:19, 63:8, 68:5, 68:6 hope 74:11, 89:5 hour 93:19 hours 37:3, 72:24, 73:15, 76:15, 95:8, 95:17, 96:2 house 5:3, 35:11, 39:19, 57:9, 74:5, 85:16, 98:3 houston 14:20 however 72:7 huffman 5:2, 10:10, 62:6</p>	<p>huge 32:8</p> <hr/> <p style="text-align: center;">I</p> <hr/> <p>ice 5:14 idea 22:18, 32:16, 34:14 identification 42:2, 46:13, 63:3, 83:15 identified 47:10, 70:21 identify 9:16 immunities 65:18 implemented 87:19 important 86:13 importantly 86:16 imposed 28:11, 28:15, 31:9 imposes 31:25 impossible 32:10 inaccurate 50:10 inappropriate 30:18 inc 3:37, 4:3 included 21:16 including 47:8, 48:8, 64:9 incorporated 21:16, 21:24 incorrect 50:10, 58:13, 97:6 indeed 83:22</p>	<p>independent 54:21, 69:8, 69:15 independently 84:4, 84:22 index 7:1, 8:1 indicate 82:8 indication 93:13 individuals 15:21, 16:21, 18:18, 49:15, 62:4 information 8:18, 18:9, 21:10, 21:23, 22:14, 23:22, 32:6, 32:14, 51:24, 53:3 ingrained 72:8, 73:24, 74:10 inherent 65:11 input 38:15, 39:23, 54:12, 85:5, 86:22 inputs 36:17 inquires 46:7 inquiries 48:21 inquiring 44:23, 45:22 inquiry 47:18 instead 25:21, 43:5 instituted 65:14 instruct 16:2, 16:6, 46:6, 51:23 instructed 8:15</p>
--	---	---	---

<p>instructing 48:20, 52:23</p> <p>interested 101:20</p> <p>internal 23:7, 23:9</p> <p>interrupt 30:14, 30:16, 95:6</p> <p>interrupting 37:4</p> <p>introduce 12:19, 28:16, 28:22, 29:9, 29:21</p> <p>introducing 28:12</p> <p>involved 21:19, 22:16, 22:20, 22:25, 23:5, 23:7, 23:15, 23:20, 47:10, 77:6, 85:8</p> <p>involvement 22:25</p> <p>issue 13:12</p> <p>issued 78:14, 80:8</p> <p>items 16:13, 17:11</p> <p>itself 28:25, 29:12, 31:11, 50:12, 58:10, 61:10, 61:12, 89:21, 92:2</p> <hr/> <p style="text-align: center;">J</p> <hr/> <p>january 18:5, 64:7</p> <p>jasrasaria 4:19, 10:4, 10:6</p> <p>job 64:12, 70:7</p> <p>john 14:20, 14:25</p>	<p>judges 68:6</p> <p>judgment 69:8</p> <p>juliana 3:18, 11:19</p> <p>julie 4:10, 11:8</p> <p>july 52:15</p> <p>jumps 83:5</p> <p>justice 4:24, 4:27, 9:25</p> <p> jyoti 4:19, 10:6</p> <hr/> <p style="text-align: center;">K</p> <hr/> <p>keenan 3:6, 11:17</p> <p>keep 32:25, 37:2, 62:23, 65:13, 68:5, 75:12, 79:10, 84:20, 94:10</p> <p>kept 75:20</p> <p>kind 13:21, 82:7, 87:11, 93:12</p> <p>klein 4:18, 7:9, 10:2, 76:4, 76:6, 76:7, 78:7, 78:14, 78:21, 79:11, 79:18, 79:22, 80:5, 81:15, 82:9, 83:11</p> <p>knew 18:2, 32:12, 32:13, 46:2, 49:5, 49:6, 49:20, 49:21, 50:23, 50:24, 51:1</p>	<p>knowledge 14:13, 16:16, 21:22, 21:23, 22:3, 22:8, 22:11, 22:18, 29:7, 32:20, 35:5, 44:14, 50:20, 55:7, 62:11</p> <p>knows 56:23</p> <hr/> <p style="text-align: center;">L</p> <hr/> <p>lack 32:6</p> <p>laid 37:11, 70:9</p> <p>language 59:7</p> <p>laptop 53:23</p> <p>larose 5:23, 12:13, 78:11, 78:20, 79:7, 79:9</p> <p>larose's 17:13, 17:16, 17:20</p> <p>last 17:20, 38:11, 46:14, 62:24, 74:23, 81:25, 93:19</p> <p>later 24:22, 98:14</p> <p>laurel 14:18, 15:13</p> <p>law 4:17, 4:23, 4:31, 4:36, 10:2, 10:8, 10:12, 28:15, 28:24, 29:11, 29:14, 44:12, 50:24, 76:8</p> <p>laws 64:9</p> <p>lawsuit 20:12</p>	<p>lawyer 43:24, 64:5, 64:19</p> <p>lawyers 12:22, 14:22</p> <p>lay 64:5</p> <p>lays 37:10</p> <p>leader 5:11, 41:16, 62:8, 88:20, 89:18, 89:23, 94:18, 98:3</p> <p>leaders 24:24, 25:5, 25:6, 25:16, 41:16, 67:8, 77:14, 82:25, 87:16, 88:2, 90:3, 90:9, 93:14, 94:18</p> <p>leading 25:9</p> <p>league 1:3, 3:2, 3:14, 3:35, 4:2, 4:8, 9:4, 9:6, 10:17, 10:20, 11:9, 11:11, 11:15, 11:18, 11:20, 11:24, 83:19</p> <p>leaning 94:19</p> <p>learn 77:10</p> <p>least 40:15, 45:25, 50:3, 80:20, 91:17, 93:6, 93:25, 94:1, 94:9</p> <p>lecture 30:24</p> <p>led 66:8</p> <p>leeanne 42:19</p>
--	---	--	--

Transcript of Governor Mike DeWine

Conducted on October 18, 2021

<p>legal 6:2, 6:8, 14:4, 14:5, 14:7, 14:21, 15:12, 16:6, 16:22, 17:6, 17:8, 17:18, 17:22, 22:16, 28:5, 38:22, 39:21, 63:22, 66:10 legislating 76:25 legislative 12:21, 24:24, 25:5, 25:6, 26:14, 60:13, 60:16, 61:1, 61:6, 61:7, 67:8, 68:16, 69:5, 77:14, 82:25, 93:14 legislators 40:13 legitimate 82:12 let's 12:15, 18:17, 38:5, 53:12, 53:21, 53:23, 56:14, 72:20, 72:21, 75:6 letter 42:21, 44:23, 45:3, 45:6, 45:14, 45:18, 45:19 level 34:15 levenson 3:38, 10:19 liberties 4:9 license 55:9, 55:18 licensing 19:7, 40:23, 54:25, 55:5 lieutenant 14:19, 15:14,</p>	<p>22:19, 22:22, 22:23, 23:2, 23:4, 24:8, 24:12, 24:18 life 95:4 light 48:2, 48:22 likelihood 45:18, 69:9, 69:16 likely 67:9 line 8:16, 8:19, 12:22 lines 58:6 link 45:14 list 15:1, 19:10 listed 78:24 listen 24:1 little 13:12, 26:19, 31:21, 33:1, 42:10, 73:6, 73:11, 75:5, 76:11 live 74:14, 74:20 llc 5:14, 11:3 llp 3:5, 3:16, 3:26, 4:36, 5:5 lo 46:24, 52:5 long 19:10, 35:9, 93:22 longer 37:3 look 15:2, 31:12,</p>	<p>31:13, 46:21, 50:6, 50:12, 69:15, 71:8, 71:21, 72:6, 78:5, 81:12, 81:18, 84:15, 86:23, 93:16 looked 14:4, 85:20 looking 45:19, 46:20, 57:1, 57:2, 66:23, 67:16, 82:11, 82:14, 84:8, 84:19, 93:9 looks 46:23, 52:23, 63:11 lot 12:21, 12:22, 16:22, 35:21, 85:23, 86:12, 92:8, 96:11, 96:16</p> <hr/> <p style="text-align: center;">M</p> <hr/> <p>madame 58:19 made 25:13, 27:10, 30:9, 32:17, 34:17, 35:6, 40:5, 41:7, 41:8, 47:18, 64:24, 66:13, 78:2, 100:6 majority 61:5 make 12:9, 16:11, 33:17, 40:3, 69:8, 73:16, 83:6, 88:16, 89:10, 89:15 makes 35:13 making 34:11, 82:1,</p>	<p>82:13, 83:23 manner 57:11, 58:8 many 19:25, 35:18, 37:19, 38:2, 38:6 map 19:7, 25:12, 25:14, 25:15, 25:18, 25:24, 25:25, 26:8, 26:14, 26:25, 27:1, 27:16, 27:18, 29:9, 32:10, 32:18, 32:19, 34:12, 34:17, 35:6, 35:7, 35:12, 35:14, 36:17, 37:22, 37:24, 39:16, 40:4, 40:7, 40:20, 40:21, 54:18, 54:21, 55:13, 55:15, 58:2, 58:3, 58:5, 59:20, 59:25, 60:9, 60:13, 60:18, 61:11, 61:17, 61:22, 62:1, 67:5, 67:7, 68:17, 69:2, 69:20, 70:25, 71:13, 72:5, 74:17, 84:3, 85:3, 85:5, 85:14, 85:17, 85:19, 86:11, 86:12, 86:22, 86:25, 87:1, 87:16, 90:10, 92:1, 92:6, 92:24, 92:25 map-drawing 40:24, 54:25, 55:5</p>
--	--	---	---

Transcript of Governor Mike DeWine

Conducted on October 18, 2021

117

<p>maps 21:20, 22:2, 22:6, 22:9, 26:1, 33:21, 34:9, 34:11, 34:21, 35:1, 40:25, 60:24, 61:2, 61:4, 62:9, 71:11, 85:11, 85:12, 87:9, 90:19, 91:11</p> <p>march 18:6, 47:3, 48:7, 48:19, 49:3, 49:12, 50:5, 51:3, 51:12</p> <p>margin 37:17</p> <p>mark 41:25, 46:12, 62:21, 82:7</p> <p>marked 8:6, 28:3, 28:4, 42:2, 46:13, 63:3, 79:2, 83:13, 83:15</p> <p>martin 6:15, 9:13</p> <p>matches 79:5</p> <p>matt 5:2, 22:16, 39:21</p> <p>matter 9:4, 34:25, 44:16, 93:21</p> <p>mattered 88:14</p> <p>matters 91:6</p> <p>maybe 16:11, 32:24, 80:3</p> <p>mcguire 5:6, 10:9,</p>	<p>97:24</p> <p>mcguire@nelsonmu- llins 5:10</p> <p>mean 49:25, 57:16, 58:2, 59:12, 81:10, 87:24, 91:17, 94:16</p> <p>meandering 96:18, 96:23</p> <p>means 57:20</p> <p>meant 61:19, 92:17</p> <p>mechanical 60:4, 61:13, 85:3, 85:4</p> <p>meet 33:17, 52:20</p> <p>meeting 19:23, 39:18, 40:17, 48:4, 48:23, 49:2, 50:14, 50:17, 51:8, 51:22, 51:24, 52:11, 52:19, 53:1, 53:4</p> <p>meetings 17:4, 24:20, 39:15, 93:20</p> <p>megan 3:6, 11:17</p> <p>member 29:1, 51:6, 59:22, 61:20, 64:14, 66:4, 68:14</p> <p>members 13:6, 14:10, 14:11, 14:12, 14:15, 18:11, 22:10, 22:19, 26:14, 39:9, 40:15, 40:19, 41:9, 41:13, 43:10, 47:8,</p>	<p>48:19, 48:20, 50:9, 50:16, 51:5, 51:23, 53:3, 53:7, 54:1, 60:14, 60:16, 61:1, 61:6, 61:7, 61:24, 68:17, 76:25, 77:4, 85:2</p> <p>memory 81:7</p> <p>menashe 5:15, 10:14, 98:1, 98:2</p> <p>menashe@icemiller 5:20</p> <p>mention 79:7</p> <p>mentioned 14:9, 15:11, 16:23, 18:18, 35:17</p> <p>message 47:7</p> <p>met 37:12, 66:21, 70:1</p> <p>metrics 37:19</p> <p>michael 6:11, 6:16, 10:21, 14:17, 15:13</p> <p>michael's 47:23</p> <p>might 14:13, 15:6, 36:16, 64:19, 91:2</p> <p>mike 1:18, 2:1, 7:2, 7:5, 8:2, 9:3, 9:20, 12:4, 43:2, 99:1, 100:3, 100:16</p> <p>mike@silverdolla- rbaseball 43:6, 43:18</p>	<p>miller 5:14</p> <p>mind 15:19, 72:23, 73:14, 74:18, 86:18</p> <p>minority 61:7, 62:7, 98:3</p> <p>minute 43:25, 95:18</p> <p>minutes 75:8, 75:12, 75:21, 96:10, 96:14, 96:20, 97:10</p> <p>mischaracterizes 26:16, 48:12, 68:20, 71:19</p> <p>misquote 81:14</p> <p>mission 3:19</p> <p>mkeenan@cov 3:11</p> <p>moment 33:10, 45:17, 56:3, 84:20, 93:19, 94:13, 94:24, 95:5</p> <p>moments 68:12</p> <p>monday 7:3, 8:3, 9:1</p> <p>money 91:6, 92:22</p> <p>monitor 9:12</p> <p>month 19:16</p> <p>moon 1:28, 2:4, 7:4, 8:4, 12:1, 101:4, 101:26</p> <p>more 15:3, 15:16, 39:18, 42:10, 59:24, 67:4,</p>
--	---	---	---

Transcript of Governor Mike DeWine
 Conducted on October 18, 2021

<p>67:9, 92:8, 92:16, 95:20 morning 17:14, 17:17, 60:24, 72:24, 73:15, 76:9, 76:10, 83:18, 96:12 morning's 13:4, 13:25 most 18:13, 82:25, 86:13, 86:16 move 13:18, 15:18, 24:3, 30:5, 30:6, 33:2, 33:10, 38:24, 58:17, 75:5, 88:23, 93:10, 93:11, 93:15, 94:22, 96:6, 98:15, 98:17 moving 20:10, 28:10, 38:25, 88:23 much 67:9, 91:6, 92:16, 92:21, 97:4 mullins 5:5, 10:9 multiple 16:13 mumbling 83:24 murry 6:2, 11:12 must 28:16, 29:8, 29:21 mute 76:3 myself 12:19, 76:3</p> <hr/> <p style="text-align: center;">N</p> <hr/> <p>name 10:6, 12:18,</p>	<p>15:9, 101:22 narrative 31:3, 68:10 nature 16:16, 93:10 necessary 65:17, 70:5 need 59:15, 71:8, 73:5, 78:23, 96:1 needed 37:12 needs 28:4, 32:1, 71:24, 79:21 negotiating 94:10 negotiations 93:12 neither 101:18 nelson 5:5, 10:9 never 26:23, 27:15, 37:13, 37:14, 58:10, 59:10, 86:5, 88:12, 88:13, 94:4, 94:7 new 4:13, 4:30, 97:2 next 36:20, 36:23, 73:9, 76:2, 88:25, 89:2, 89:14 night 27:7, 27:10, 27:12, 66:14, 67:20, 80:22, 88:11, 88:16, 89:6, 89:21, 92:5, 92:13, 94:11, 94:15 ninety-nine 57:9</p>	<p>non-lawyers 15:12 non-responsive 31:3, 38:25, 58:18, 58:22, 58:24, 96:18 nonlegal 14:10 nonpartisan 27:1 north 5:8 northern 101:3 note 83:12, 95:7, 96:21 noted 99:3, 100:7 notes 67:1, 101:17 nothing 18:22, 79:5, 97:2, 101:8 notice 43:4, 97:4 npr 46:21, 46:24, 47:18 number 9:2, 42:16, 47:8, 79:2, 86:5 numbers 34:15, 85:10, 85:13, 85:14, 90:13, 90:25, 91:8, 91:12, 91:15, 92:19, 94:5 numerous 17:11, 38:9 nw 3:8, 4:20 nyu 4:31</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>o'clock 89:7</p>	<p>o'donnell 14:19, 15:14 oath 64:9, 71:3 object 16:2, 36:10, 39:8, 48:11, 58:21 objected 43:25 objecting 44:1, 44:6 objection 24:4, 26:16, 29:10, 31:15, 34:5, 39:4, 43:12, 43:16, 49:14, 50:18, 53:9, 53:14, 63:22, 64:2, 65:6, 68:20, 71:16, 71:19, 72:16, 73:2 objectionable 48:17 obligation 46:5, 80:16 obligations 54:18, 64:15 obviously 32:20 occurred 16:18 october 1:19, 2:3, 7:3, 8:3, 9:1, 9:11, 100:6, 101:23 odds 67:15, 68:23 offer 13:17 offered 48:18, 71:13 office 5:25, 6:2, 6:12, 6:14, 9:21, 10:22, 10:25, 11:7,</p>
--	--	--	---

Transcript of Governor Mike DeWine

Conducted on October 18, 2021

119

<p>11:13, 17:25, 23:8, 23:9, 25:11, 27:15, 41:8, 42:16, 44:3, 46:7, 48:8, 48:25, 50:16, 71:3, 71:24, 73:25, 83:6, 89:20 office's 46:25 offices 5:27 official 44:18, 44:22 oh 63:14 ohio 1:1, 1:4, 1:10, 3:2, 3:14, 3:24, 3:35, 3:37, 3:40, 4:2, 4:3, 4:6, 4:8, 4:24, 4:33, 4:39, 5:18, 5:22, 5:23, 5:29, 6:5, 6:9, 6:11, 8:9, 8:10, 9:5, 9:7, 9:8, 9:9, 9:10, 9:19, 9:20, 9:21, 9:22, 9:25, 10:13, 10:19, 10:22, 11:4, 11:10, 11:12, 11:18, 11:21, 11:24, 12:9, 12:24, 27:16, 27:18, 27:21, 28:15, 31:7, 35:20, 35:21, 37:5, 37:6, 37:9, 37:13, 38:7, 38:12, 44:13, 54:15, 55:21, 56:1, 56:10, 62:22, 63:2, 63:19, 64:8,</p>	<p>64:10, 64:22, 64:24, 65:4, 65:22, 65:25, 66:7, 69:23, 71:2, 71:10, 71:15, 72:25, 73:13, 73:18, 82:3, 84:7 okay 13:2, 13:23, 13:24, 15:25, 17:2, 17:23, 18:17, 20:23, 23:17, 24:7, 29:1, 32:24, 39:23, 42:5, 42:8, 42:12, 42:14, 44:21, 45:3, 47:21, 49:11, 50:2, 51:2, 51:19, 53:6, 54:6, 55:20, 56:6, 56:25, 57:1, 57:4, 61:14, 62:18, 63:1, 63:14, 64:18, 64:25, 65:9, 67:1, 68:5, 72:20, 73:11, 74:16, 74:24, 75:5, 75:7, 76:22, 77:2, 77:10, 77:17, 77:24, 78:3, 80:17, 80:23, 82:10, 83:11, 83:25, 84:9, 84:19, 84:20, 85:1, 86:18, 87:3, 87:13, 87:18, 87:23, 88:3, 88:16, 90:15, 91:10, 91:16, 91:21, 95:2, 95:19, 97:19 once 13:9, 34:11,</p>	<p>86:25 one 22:4, 28:22, 32:17, 33:8, 34:9, 34:12, 35:5, 38:18, 39:3, 39:15, 39:18, 39:19, 39:20, 52:3, 52:5, 56:6, 60:24, 60:25, 61:5, 61:6, 81:3, 82:16, 84:20, 85:14, 85:17, 86:13, 88:22, 88:23, 90:4, 91:18, 91:19, 92:24, 94:6, 95:18, 95:20 ones 39:21 only 12:11, 39:3, 39:15, 41:15, 83:5, 85:22, 85:24, 88:6 operate 19:6, 19:18, 21:2 operating 90:12 opinion 66:3, 66:11 opportunity 30:8, 30:10, 30:19, 30:20, 36:9, 45:10, 56:17 order 52:19, 96:2 org 3:41, 4:7, 4:15 organ 4:36, 10:12 organization 9:8 organizing 3:24, 4:24,</p>	<p>9:23, 9:25 original 68:11, 86:19 other 13:6, 14:7, 17:3, 17:7, 18:11, 18:22, 24:10, 39:21, 40:15, 41:9, 48:20, 51:5, 54:16, 61:24, 75:24, 77:3, 90:2, 92:25 otherwise 51:21, 52:25 ought 91:20, 93:7 out 13:14, 13:22, 28:19, 28:22, 34:21, 37:10, 37:11, 70:9, 82:12, 82:13, 83:5, 83:7, 86:25, 90:3, 92:23 outcome 92:15, 101:20 outcomes 90:10, 90:18, 91:11 over 13:13, 75:24, 81:5, 83:14, 94:20 overriding 20:5 own 18:14, 26:8, 55:13, 61:10</p> <hr/> <p style="text-align: center;">P</p> <hr/> <p>pacific 2:2, 9:12 page 7:7, 8:6, 8:16, 8:19, 33:2, 46:15, 56:20,</p>
---	--	---	--

<p>73:9, 100:7 pages 8:7, 8:8 pandemic 74:4 papers 14:5 paragraph 48:1, 57:5, 57:18 park 4:5 parklake 5:7 part 15:22, 18:5, 23:8, 23:9, 34:12, 36:15, 38:3, 70:24, 73:3, 82:1, 82:13, 83:5, 83:10, 84:12, 85:8 particular 97:1 parties 9:14, 26:2, 26:10, 67:11, 67:13, 86:5, 89:17, 94:7 partisan 81:24, 90:10, 90:18, 91:11 partisanship 90:23, 91:1 party 23:11, 23:13, 101:19 pass 73:15 passed 37:18, 69:24, 80:14 past 44:17 pause 12:14, 32:23, 33:5, 45:12,</p>	<p>46:19, 47:25, 56:5, 57:19, 73:7, 73:10, 75:3, 81:17 pdf 78:24 penalty 100:1, 100:4 pending 12:24 pennsylvania 3:30 people 15:4, 15:5, 15:11, 15:16, 16:13, 17:10, 34:10, 37:16, 37:20, 37:21, 40:9, 40:10, 53:18, 65:11, 69:22, 71:10, 73:19, 74:6, 74:9, 82:3 people's 37:10, 73:25, 74:1 percent 13:20, 81:7, 81:8, 82:6, 82:7, 82:16, 83:4, 83:9 percentage 81:4 perception 86:17, 94:1 perhaps 78:21 period 24:16, 32:13, 81:6 perjury 100:1, 100:4 person 27:4, 59:21, 59:25, 60:3 personal 14:24, 21:22, 22:3, 22:8,</p>	<p>29:19, 32:20, 43:7, 43:8, 43:9, 43:17, 44:4, 44:13, 45:1 personally 39:10, 39:14, 41:12, 49:15, 64:20 perspective 22:24 petition 74:9 phrase 57:15 picketers 74:5 pietanza 6:16 pittsburgh 3:30 place 38:3, 66:14, 88:6, 93:3, 93:4, 101:11 plan 21:12, 21:17, 22:1, 28:12, 28:17, 28:23, 29:22, 31:10, 32:1, 33:14, 33:18, 38:7, 52:7, 52:10, 52:22, 57:8, 57:11, 57:16, 57:20, 58:8, 58:11, 58:14, 58:15, 58:16, 59:8, 59:11, 60:1, 63:18, 64:21, 65:3, 65:22, 66:21, 67:18, 67:19, 67:24, 67:25, 68:3, 68:15, 69:5, 69:7, 69:10, 69:11, 70:11, 73:16,</p>	<p>73:17, 78:1, 79:14, 80:10, 80:24 plan's 76:19, 78:15, 82:20 planet 9:14, 12:2, 55:25 planned 52:14 planning 17:25, 52:18 play 79:13, 80:9, 80:23 played 15:21 please 9:16, 12:3, 13:9, 15:9, 27:21, 31:6, 41:24, 42:3, 42:10, 44:11, 45:9, 46:10, 46:15, 47:22, 55:21, 56:14, 63:1, 67:2, 78:13, 84:15 pocket 28:6 podium 89:22 point 16:20, 28:7, 48:18, 49:19, 50:25, 51:1, 51:3, 80:12, 85:14, 85:17, 93:6, 95:8, 96:6 points 23:14, 25:9, 74:6, 78:2, 78:3 policy 47:24, 51:4 political 65:10, 70:5, 72:8, 92:22</p>
--	--	---	---

Transcript of Governor Mike DeWine

Conducted on October 18, 2021

121

<p>politics 35:9, 35:17, 92:21 population 83:8 portion 96:3, 96:6 position 30:23 positioned 22:13 positions 64:16 possess 22:11 possible 13:4, 17:3, 17:4, 17:7, 18:14, 25:25, 33:22, 34:2, 77:22 power 65:10 practical 34:25 practice 50:11 precisely 77:17 preferences 36:17, 82:3, 82:8 preparation 16:14, 16:21, 21:19, 21:25, 61:22 prepare 13:25, 14:3, 32:19, 33:20 prepared 14:5, 35:14 preparing 21:11 prescribed 57:12, 58:8 prescriptive 70:2 present 6:1, 16:5,</p>	<p>16:23, 26:8 presented 25:24, 25:25, 34:10, 60:10, 61:4, 61:17, 87:9, 87:17 president 5:2, 10:10, 18:15, 18:19, 19:4, 19:15, 20:25, 21:5, 62:3, 62:5, 88:22, 97:25 press 46:25, 48:21, 51:7, 51:15, 51:17 pressure 89:2 pretty 74:13 prior 19:8, 20:24, 21:4, 35:14, 38:15, 39:15, 40:16, 41:10, 84:3, 101:6 privileged 16:8 privileges 65:17 probably 13:20, 18:8, 24:13, 69:11, 87:10, 96:14 problem 18:9, 18:24, 23:21, 32:8, 32:14, 49:22, 51:1 proceed 15:8, 97:7 proceedings 101:7, 101:10, 101:19 process 22:20, 23:5, 23:6, 25:22,</p>	<p>32:6, 35:12, 40:3, 43:11, 47:11, 54:8, 70:24 produced 42:16, 43:19, 67:4 professional 97:10 proper 44:19 proposal 27:2, 27:3, 60:17 propose 27:18 proposed 27:16, 28:12, 28:23, 29:9, 29:21, 38:7, 39:16, 40:25, 57:7, 57:11, 57:16, 57:20, 58:8, 58:11, 59:8, 59:11, 60:4, 60:14, 60:24, 60:25, 62:10, 85:11 proposing 25:11 protection 65:15, 71:14, 71:22, 72:7, 73:3 provide 54:16, 85:5, 86:21, 86:22 provided 21:15, 21:23 provides 33:14 providing 87:14 provision 72:4 public 25:17, 28:12, 28:17, 28:23,</p>	<p>29:9, 36:14, 36:16, 36:18, 38:2, 38:5, 38:6, 38:9, 38:14, 38:15, 38:18, 38:20, 39:3, 39:15, 39:19, 39:23, 40:3, 44:12, 51:6, 53:8, 54:2, 57:7, 71:24, 73:25, 92:8 public's 86:16 publicly 77:15, 77:18 publish 41:24 published 28:5, 39:16 pull 27:4, 27:20, 31:6, 31:12, 40:12, 46:10, 55:22, 74:24, 78:8, 78:10, 79:6, 79:15, 81:16, 84:7 pulled 97:5, 97:6 pulling 31:8, 42:6, 63:9 purchase 55:18 purchasing 40:23, 55:5 purporting 76:16, 76:18, 78:15 purposes 12:8, 12:10 push 89:9 pushed 88:14 put 25:4, 26:11,</p>
---	---	--	---

<p>59:18, 76:2, 82:24, 94:5 putting 34:21</p> <hr/> <p style="text-align: center;">Q</p> <hr/> <p>qualifications 35:10 question 13:8, 13:9, 13:10, 13:11, 13:14, 13:22, 19:14, 21:3, 21:22, 22:14, 23:1, 23:3, 24:1, 24:2, 27:14, 28:13, 28:21, 30:24, 31:4, 31:5, 35:24, 36:1, 36:3, 36:4, 36:11, 36:20, 36:23, 42:20, 44:7, 44:9, 44:21, 45:20, 48:25, 50:15, 51:10, 51:21, 51:22, 52:1, 52:16, 52:25, 53:2, 53:8, 53:20, 53:22, 53:25, 58:25, 59:16, 61:2, 68:11, 69:6, 72:12, 72:14, 73:12, 74:23, 79:19, 80:4, 86:19, 87:6, 90:21, 91:22, 93:12, 95:7, 95:20, 97:13, 97:18 questioning 36:5, 75:23, 95:21, 97:8, 97:21 questions 8:15, 13:5,</p>	<p>13:20, 30:11, 30:16, 30:18, 31:2, 36:7, 36:25, 52:5, 54:3, 79:16, 87:10, 87:11, 96:5, 96:24, 97:23, 97:25, 98:2, 98:4 queue 27:25, 28:9 quite 30:6, 42:7, 50:15, 51:10, 53:25 quorum 12:20 quote 51:7</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>rachel 6:14, 11:6 raised 92:22 raleigh 5:8 ramble 31:3 range 82:16 rather 80:6 rationale 77:1, 77:11, 77:12, 77:14, 77:18, 80:23, 80:25, 81:1, 81:2, 81:8, 81:9, 81:11, 82:20, 82:22, 82:24 rationales 81:3 rationality 49:19 ray 60:2, 60:5,</p>	<p>60:6 rd 4:38 reach 60:21, 67:22, 67:23, 67:24, 67:25, 70:16, 89:4, 92:12, 93:7, 93:8 reached 68:17, 88:8, 92:11, 92:15 reaching 69:18 read 17:13, 33:1, 38:12, 42:4, 45:10, 47:24, 57:17, 59:2, 59:4, 63:7, 98:19, 100:4 reading 65:7, 65:10, 65:13 reads 57:6, 73:19 ready 42:9, 62:18, 81:15, 97:3, 97:5 real 34:7, 34:25, 35:1, 35:2 realize 88:17 really 32:10, 34:8, 70:9, 89:3 reason 67:6 reasons 66:8 recall 13:1, 15:9, 18:20, 18:22, 19:16, 29:25, 32:12, 39:18, 39:20, 41:3,</p>	<p>41:12, 41:15, 41:19, 41:21, 46:9, 47:20, 49:18, 77:6, 77:8, 77:17, 80:21, 81:3, 85:18, 87:8, 87:20, 90:11, 90:17 receipt 24:10, 34:3, 35:15 receive 45:14 received 21:11, 39:24, 42:21, 44:23, 45:21, 46:7, 77:22 reciprocate 13:16 recollection 16:17, 18:25, 29:6, 29:7, 53:5, 54:5, 54:7 reconvene 98:13 record 12:8, 13:10, 13:23, 44:3, 53:15, 59:4, 62:23, 75:15, 75:18, 79:10, 79:24, 80:1, 95:25, 96:8, 96:15, 96:23, 98:22, 98:24 recording 12:10 records 44:12 redirect 36:9 redistricting 1:10, 4:34, 9:5, 9:7, 10:13, 14:14, 15:7, 15:22, 17:24,</p>
---	---	--	--

Transcript of Governor Mike DeWine

Conducted on October 18, 2021

123

<p>18:1, 21:12, 21:17, 21:25, 22:7, 22:17, 22:20, 23:5, 23:6, 23:14, 24:14, 27:16, 27:19, 28:16, 29:1, 29:8, 29:21, 31:10, 33:24, 36:17, 40:16, 42:22, 43:11, 44:24, 45:25, 46:8, 47:11, 49:2, 50:4, 51:12, 52:11, 52:15, 54:4, 54:9, 55:10, 63:18, 64:14, 64:21, 65:3, 65:21, 73:16, 85:10, 85:13 reed 3:26, 9:23, 11:3 reference 48:18, 51:3, 52:13, 66:13, 82:5, 91:12 referenced 45:15, 45:17 referencing 56:23, 65:12, 91:17 referred 92:13 referring 45:3, 59:7, 67:1, 70:21, 94:14 reflect 13:10 reform 65:16 regard 14:5, 18:15, 18:23, 21:5, 22:17, 24:25,</p>	<p>49:7, 81:1, 92:1 regarding 16:7, 40:22, 43:10, 44:7, 54:3 registration 9:9 regular 50:11 reinforced 40:6, 40:8, 40:11, 40:12 rejected 87:22 related 12:24, 13:6, 54:8, 77:2, 101:19 relators 1:6, 3:3, 3:15, 3:24, 3:35, 4:2, 4:8, 4:16, 9:23, 10:3, 10:7, 10:18, 10:20, 11:3, 11:9, 11:11, 11:16, 75:24, 76:8, 95:22, 96:3 release 57:7 released 76:14 relevance 43:12, 44:7, 63:23, 65:6 relevant 82:15 remarks 76:1 remember 19:20, 87:24, 87:25 remote 3:1, 4:1, 5:1, 6:16, 9:3, 9:13, 31:22, 56:3, 78:12, 78:19, 78:23, 79:4,</p>	<p>79:23, 97:1 remotely 9:15, 96:13 repealed 65:19 repeat 55:1 rephrase 80:7 report 54:21, 61:14, 61:18 reported 1:27, 60:16, 61:16, 62:2 reporter 2:4, 10:5, 10:23, 11:22, 12:1, 12:3, 15:15, 30:4, 31:18, 38:8, 39:7, 39:12, 41:1, 41:6, 46:4, 52:8, 52:9, 54:11, 58:19, 61:3, 63:17, 68:1, 68:2, 76:17, 81:21, 81:22, 91:4, 91:5, 95:9, 95:10, 95:14, 98:5, 101:5 represent 9:17 representatives 57:9 represented 76:24, 81:6 representing 9:14, 10:13, 12:2, 14:23, 39:22, 44:2, 76:7, 83:19 republican 24:23, 25:5, 25:15, 26:15, 60:4, 60:13,</p>	<p>60:16, 61:5, 66:21, 67:8, 68:16, 70:11, 72:5, 76:25, 77:13, 82:24, 85:14, 86:25, 87:15, 87:16, 88:2, 90:3, 90:9, 93:14 republican-drawn 70:25 republicans 25:19, 25:24, 27:2, 37:23, 40:7, 40:13, 55:13, 60:25, 68:4, 69:10, 81:5, 85:16, 85:19, 86:4, 92:25, 94:23 request 44:18, 44:19, 46:20, 96:13, 97:9 requested 8:18, 31:22, 101:15 require 38:7 required 39:10, 71:11, 71:18, 78:16, 78:17 requirements 64:15, 72:25, 84:5, 84:23, 91:23, 91:25 requires 35:11 reserve 75:25, 98:9, 98:13 respect 16:1, 18:21, 19:3, 23:24, 36:15, 38:7, 53:4, 54:17, 61:21, 62:9,</p>
--	---	---	---

Transcript of Governor Mike DeWine

Conducted on October 18, 2021

<p>68:9, 73:12, 74:21, 96:17 respond 13:10, 13:15 respondent 4:33 respondents 1:13, 5:2, 5:11, 5:22, 10:15, 96:4, 97:8, 97:20, 97:21 response 43:21, 47:23, 68:10, 72:11 responses 30:17, 36:7, 47:12, 47:16, 96:16 responsibility 33:24, 64:13 responsive 30:17, 44:5, 59:3, 72:12 rest 52:24 resulted 85:16 results 81:25 returning 91:21 review 44:3, 56:17, 69:15, 101:14 reviewed 43:19 revisit 76:1 revoked 65:19 right 15:18, 20:2, 20:7, 26:5, 28:21, 30:12, 30:14, 30:15, 32:18, 32:21, 36:6, 37:20,</p>	<p>38:17, 46:17, 50:13, 52:3, 55:16, 56:20, 58:17, 59:19, 62:20, 63:1, 65:15, 69:14, 72:3, 73:11, 73:20, 74:1, 74:2, 74:7, 74:8, 75:4, 79:22, 80:13, 80:15, 81:18, 82:17, 83:11, 83:25, 86:17, 94:18, 98:10, 98:13 riley 5:5 rnr 1:28, 2:4 rodensky 4:28 role 15:21, 76:22, 79:13, 80:9, 80:23 roles 35:19 room 31:23 rooms 90:2 rpr 7:4, 8:4 rudensky 9:24 rudensky@brennan 4:31 ruled 30:9 rules 13:2 running 36:2, 85:12 runs 73:25</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>said 14:21, 23:25,</p>	<p>26:18, 50:24, 66:15, 66:21, 66:23, 67:3, 67:6, 68:22, 70:20, 71:8, 71:10, 76:18, 77:7, 77:25, 79:6, 79:20, 85:22, 92:14, 94:6, 101:10, 101:19 same 28:24, 58:7, 65:16, 73:8, 73:12, 73:23, 94:23 san 3:20 saw 34:9, 80:18 say 30:20, 30:21, 35:20, 35:22, 39:25, 45:23, 48:7, 49:5, 51:20, 69:14, 71:12, 78:21, 82:17, 82:19, 90:13, 90:23, 94:14 saying 42:21, 51:14, 67:11, 67:17 says 29:14, 43:2, 48:1, 50:13, 51:9, 51:17, 65:10 scarborough 5:5 schedule 75:10, 75:11 screen 56:22, 56:24 scroll 42:3, 42:10, 45:9, 45:10, 46:11, 46:14,</p>	<p>47:5, 47:21, 63:1, 73:6, 84:9, 84:17 scrolling 46:16 second 18:17, 33:8, 48:1, 57:5, 85:18 secretary 5:23, 6:9, 6:11, 10:22, 10:25, 17:13, 17:16, 46:25 section 5:27, 8:11, 32:22, 33:13, 56:19, 57:3, 57:6, 63:5, 63:7, 63:13, 63:14, 63:19, 64:22, 65:4, 65:22, 71:1, 71:8, 71:18, 71:22, 72:6, 72:25, 73:5, 73:13, 73:18, 74:19, 74:23, 75:1, 75:4, 75:6, 76:13, 76:19, 76:23, 77:3, 77:11, 77:21, 77:25, 78:16, 78:18, 80:18, 82:21, 84:2, 84:5, 84:18, 84:23, 84:24, 91:23, 91:25 see 24:23, 26:10, 26:11, 27:3, 42:5, 42:7, 42:23, 47:3, 47:13, 47:14, 47:17, 48:5, 48:16, 57:13, 60:20, 69:7,</p>
---	---	---	--

Transcript of Governor Mike DeWine

Conducted on October 18, 2021

125

<p>70:15, 79:21, 84:6, 92:14, 94:21 seeing 82:12 seek 85:21 seemed 12:20, 85:25, 86:7, 88:7 seems 67:15, 88:7 seen 80:22 selecting 41:10 senate 5:2, 18:15, 18:18, 19:4, 19:15, 20:25, 21:5, 57:10, 62:3, 62:5, 88:21 senator 5:11, 62:7, 88:19, 89:19, 89:24, 94:19, 98:3 send 79:8 senior 48:19, 50:10, 51:5, 52:24 sense 34:11, 34:17, 35:13, 61:16, 61:18, 83:7 sentence 58:7, 96:1 separate 62:14, 88:20, 88:21 september 25:3, 33:15, 33:18, 52:20, 72:24, 73:15, 76:15, 78:1 session 12:21</p>	<p>set 28:19, 28:22, 69:22, 69:24, 77:11, 101:11 setting 85:4 settlement 20:16 shall 33:14, 57:6, 57:11, 58:7, 59:7, 65:18 short 12:19 shorthand 2:4, 101:5, 101:12, 101:17 shot 26:25, 27:6 should 42:21, 48:2, 92:5 show 79:1 side 85:24, 86:6, 93:25, 94:6, 95:22 sides 68:24, 70:16, 88:12, 92:7, 93:17, 93:20 signature-plkal 101:24 signed 100:8 significant 37:17 simply 27:9, 50:15, 51:10, 53:25, 89:9 simultaneous 19:12, 20:4, 26:6, 26:20, 29:16, 30:13, 30:22, 31:17, 34:19, 35:25,</p>	<p>36:22, 39:6, 43:23, 49:24, 53:13, 55:24, 58:23, 66:2, 89:25, 91:13, 95:23, 97:16 since 95:18 single 17:11, 73:4, 74:20 sir 42:24, 57:14 sit 59:17, 85:2 sklein@elias 4:23 sloan 6:5, 11:4 slowly 30:5, 30:6 small 34:15 smith 3:26, 9:23, 11:3 software 19:8, 40:24, 54:25, 55:6, 55:10, 55:14, 55:18 some 13:2, 14:5, 15:21, 18:14, 19:18, 19:24, 23:15, 23:22, 23:23, 32:13, 50:25, 54:16, 55:14, 64:6, 69:25, 75:25, 77:13, 85:13, 87:1, 89:16, 93:4 somebody 11:1, 11:25, 45:21, 59:17 someone 59:24, 78:21,</p>	<p>93:9 something 45:20, 45:21, 46:3, 65:24, 67:14, 71:4, 71:23, 72:7, 74:16, 84:12, 95:24 sometime 19:15 sometimes 13:13, 90:6 sorry 26:4, 49:25, 52:1, 55:1, 55:2, 58:4, 60:8, 80:4, 82:18, 83:24, 87:5, 91:14, 95:10, 98:16 sound 20:21, 33:12 sounds 38:17, 68:13 spalding 6:5, 11:4 speak 14:7, 40:15, 64:1 speaker 5:3, 10:11, 18:15, 18:18, 19:4, 19:15, 20:25, 21:5, 29:18, 62:3, 62:5, 88:21, 97:25 speaking 18:20, 30:17, 95:10, 95:17 speaks 28:25, 29:11, 31:11, 50:12, 92:2 special 65:17 specific 24:14, 37:12,</p>
--	--	--	--

<p>49:18, 69:25, 74:13, 74:14, 74:19, 87:25, 88:1, 90:23, 91:11, 94:5, 94:13 specifically 19:3, 24:8, 27:21, 56:18, 57:5, 71:8, 87:8, 89:14, 91:12 speculate 53:17 speculating 35:3 speculation 34:5 speed 80:3 spelled 82:13 spencer 4:18, 10:2, 76:7, 78:10, 79:10 split 85:25, 92:18 spoke 37:16, 40:9 st 3:8, 3:19, 4:12, 4:20, 5:17, 5:28 staff 6:5, 14:10, 14:11, 14:13, 14:15, 15:5, 15:13, 15:17, 18:14, 20:1, 22:10, 22:13, 22:20, 22:24, 23:4, 40:24, 41:11, 43:10, 44:23, 46:6, 47:8, 47:10, 48:20, 50:3, 50:10, 50:16,</p>	<p>51:5, 51:11, 51:23, 52:24, 53:3, 53:7, 54:1 staffing 19:6 standard 2:3, 9:12, 68:14 start 18:17, 26:10, 34:8, 35:2, 35:12, 42:14, 42:15, 42:21, 44:24, 76:12, 79:16, 93:9 started 12:15, 34:3, 60:23 state 5:23, 6:6, 6:9, 8:9, 8:10, 9:17, 11:5, 12:9, 17:13, 21:7, 27:21, 39:19, 44:13, 44:14, 54:16, 56:10, 63:2, 64:8, 64:10, 64:13, 64:24, 66:5, 69:23, 81:24, 82:3, 95:24 state's 6:12, 10:22, 10:25 stated 29:11 statement 8:12, 15:20, 27:10, 50:2, 50:20, 51:11, 58:13, 66:13, 76:13, 76:14, 76:23, 77:3, 77:11, 77:21, 77:25, 78:14, 79:3, 79:12, 80:8, 80:19 statements 84:24</p>	<p>states 101:1 statewide 81:4, 81:24, 82:2, 82:8, 82:14, 83:6 statutes 28:20 staying 80:1 ste 3:19, 4:5, 4:29, 5:7, 5:17 stewart 3:28, 11:2 stick 72:20, 72:21 stop 33:4, 37:4 story 42:20 strike 38:24, 39:1, 41:3, 58:9, 58:18, 60:11, 69:3, 82:18, 91:20 structural 69:25 subdivisions 70:6 subject 42:19, 44:15 subscribed 101:21 suggested 88:24 suggestion 87:21, 87:22, 87:25, 88:1, 89:13 summer 41:21, 41:22 supervision 101:13 support 54:17 supposedly 85:15</p>	<p>supreme 1:1, 9:10, 12:24, 30:9, 64:24, 65:25, 67:16, 96:2 sure 14:9, 15:10, 15:16, 19:20, 23:20, 39:13, 41:11, 52:2, 55:3, 63:10, 76:2, 76:4, 79:11, 80:5, 80:18, 81:13, 83:23, 86:20, 86:24, 92:14, 94:16 survive 67:9 surviving 68:23, 69:12 suspect 69:17, 89:7 swear 12:3 sworn 12:6, 64:8, 95:18, 101:7 sykes 5:11, 5:12, 10:15, 41:16, 62:7, 62:8, 88:19, 88:20, 89:18, 89:19, 89:23, 89:24, 94:18, 94:19, 98:3 system 72:8</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p>table 89:22 take 12:23, 25:25, 37:2, 53:12, 53:21, 53:23, 60:19, 64:9,</p>
---	--	--	---

Transcript of Governor Mike DeWine
 Conducted on October 18, 2021

<p>71:3, 75:2, 75:6, 84:15 taken 17:20, 75:17, 100:5, 101:10, 101:11, 101:17 talk 37:8, 38:5, 53:10 talked 14:16, 14:17, 14:18, 14:19, 14:22, 14:24, 15:2, 15:3, 15:6, 16:14, 16:15, 17:10, 89:23 talking 33:6, 43:24, 48:9, 63:20, 63:21, 63:24, 73:21, 76:20, 91:10, 91:14, 93:16, 94:20 tammy 1:28, 2:3, 7:4, 8:4, 12:1, 39:13, 101:4, 101:26 team 14:22 technical 13:12, 59:24, 69:25, 96:11, 96:15, 96:25, 98:12 technician 6:16, 56:3, 78:12, 78:19, 78:23, 79:4, 79:23 technological 31:24 technology 31:21 tell 18:3, 23:12, 30:1, 33:12,</p>	<p>35:8, 50:8, 51:14, 51:17 telling 53:5, 53:6 tells 92:2 ten 25:20, 81:25 ten-year 25:14, 26:25, 37:22, 67:18, 67:24, 69:2, 86:11, 86:12, 92:6 tenth 3:8 term 49:4, 61:19 terms 19:6, 36:6 testified 12:6, 32:16, 40:11, 60:3, 60:6, 60:7, 60:8, 80:17, 84:1, 85:1 testify 101:8 testimony 17:16, 17:20, 26:17, 39:20, 40:8, 48:13, 61:18, 68:14, 68:21, 71:20, 85:23, 100:8 text 45:20 th 4:20, 5:28, 20:23, 20:24, 21:4, 25:2, 25:9, 27:8, 27:10, 38:16, 64:7, 64:8, 101:23 thank 41:23, 51:19, 54:6, 56:7,</p>	<p>62:12, 68:8, 68:10, 75:14, 75:22, 83:14, 83:20, 83:22, 83:23, 84:9, 98:4 thanks 76:4, 98:6 themselves 9:17, 50:8 thereafter 101:12 therefore 68:18 therein 101:11 thereof 101:20 thing 74:14, 80:5, 94:23 things 24:13, 34:9, 37:12, 38:1, 90:6, 91:7 think 12:12, 13:3, 14:16, 15:3, 15:6, 16:25, 26:9, 27:11, 28:4, 36:16, 40:9, 48:1, 50:12, 50:21, 55:20, 56:23, 60:23, 64:23, 69:9, 70:10, 71:23, 72:12, 77:5, 77:12, 77:15, 79:18, 81:6, 81:8, 81:13, 82:1, 82:3, 82:6, 82:11, 83:11, 83:13, 85:9, 87:18, 88:1, 90:12, 91:21, 92:18, 93:24, 95:10, 96:11,</p>	<p>96:13 thinking 94:14 third 52:16 thirty-three 57:10 thomas 4:11, 11:23 thought 45:24, 66:6, 68:23, 85:23, 85:24, 89:1, 90:4, 93:17, 93:18 threads 42:14 three 12:23, 23:25, 35:4, 37:3, 96:14 through 12:20, 13:3, 16:17, 19:10, 24:3, 32:6, 37:11, 40:9, 74:3, 74:4, 85:7, 85:12 tierney 46:24, 47:6, 47:7, 47:16, 52:24 tight 75:10 time 2:3, 9:11, 9:12, 18:10, 18:25, 23:14, 24:16, 24:17, 30:7, 32:13, 36:2, 38:11, 49:19, 60:9, 75:25, 77:13, 77:25, 81:6, 83:9, 89:6, 89:12, 89:17, 90:9, 94:3, 95:14, 96:4,</p>
---	--	--	--

<p>97:7, 97:23, 98:11, 99:3, 101:11 times 23:25, 35:4 timing 18:23, 20:9, 39:17, 48:3, 48:23, 50:3, 50:14, 50:17, 51:8 title 78:13, 78:23 titled 78:20, 79:7 today 9:13, 12:1, 75:11, 83:20 today's 9:11, 14:8, 98:7 together 25:4, 26:12, 27:5, 34:21, 37:24, 40:14, 59:20, 67:11, 67:13, 70:16, 73:20, 74:1, 74:9, 88:6, 88:13, 88:15, 88:18, 89:24, 90:5, 93:3, 94:18, 94:19 told 26:23, 35:4, 35:7, 72:17 tomorrow 88:25 took 38:3, 66:14, 79:25 top 73:9 townships 34:16 transcribed 101:12 transcript 17:14, 100:5,</p>	<p>101:14, 101:17 tried 83:1 troubled 67:19 true 51:18, 100:9, 101:16 truth 101:8, 101:9 try 25:14, 26:9, 26:11, 27:4, 34:16, 40:12, 51:2, 89:15 trying 15:3, 15:5, 24:22, 56:22, 60:21, 71:25, 77:5, 83:7, 92:5 turn 17:23, 32:22, 47:6, 62:14, 75:23, 83:14, 92:23 two 26:1, 52:6, 60:19, 60:24, 61:2, 61:4, 62:22, 67:7, 67:13, 79:9, 87:15, 87:16, 90:2, 94:17, 95:7, 95:17, 96:2 tying 83:8 type 67:10 typewriting 101:13</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>ultimately 21:12, 40:4, 60:1, 62:10, 64:23, 66:15, 92:1</p>	<p>under 78:16, 78:17, 90:12, 100:1, 100:4, 101:13 understand 13:8, 15:12, 21:21, 23:24, 26:13, 28:13, 52:1, 57:15, 58:1, 58:2, 64:4, 64:15, 64:25, 66:1, 68:13, 72:11, 90:11, 98:15, 98:17 understanding 29:14, 29:19, 60:15, 62:2, 64:20, 90:24, 92:20 understands 73:25, 74:1, 74:5 understood 13:11, 17:12, 91:2 unfortunately 93:23 union 4:9 united 101:1 university 54:15 unless 45:18, 70:4 unprofessional 96:22 unresponsive 96:23 until 27:7, 32:10, 34:8, 35:2, 56:11, 93:19, 93:24, 94:2, 94:10 uphold 64:9, 64:14</p>	<p>uploaded 78:24 use 43:9, 43:14, 44:7, 44:13, 44:16, 49:4, 55:6, 55:17, 69:18, 77:16, 85:9 using 20:23, 82:16</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p>vernon 5:11, 10:15 version 33:9, 33:10, 33:11, 55:21, 56:8, 56:9 versions 62:22 versus 81:5 video 9:3, 9:12, 9:15 videographer 6:15, 9:2, 9:13, 11:1, 11:25, 75:15, 75:18, 95:16, 98:22, 98:24 videotaped 1:18, 2:1 view 66:3, 74:6, 77:20, 93:6 viewpoint 74:2 villages 34:15 virtually 1:21, 2:2 voice 9:16 vote 37:10, 58:14, 58:15, 66:14, 69:16, 69:19,</p>
---	---	--	---

Transcript of Governor Mike DeWine

Conducted on October 18, 2021

<p>70:12, 72:4, 72:7, 72:23, 73:14, 79:13, 80:9, 80:14, 80:24 voted 37:6, 37:9, 37:17, 65:3, 67:4, 69:2, 69:6, 71:13, 77:25, 80:11, 82:23, 88:11 voters 1:3, 3:2, 3:14, 3:35, 4:2, 4:8, 9:5, 9:6, 10:17, 10:20, 11:9, 11:11, 11:15, 11:20, 11:24, 83:19 votes 88:7 voting 71:22, 74:17 vs 1:8, 9:5, 9:7, 9:9</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>wait 53:22 wall 94:10, 94:15 wang 46:24 wang's 52:5 want 17:23, 19:11, 28:8, 36:11, 46:21, 53:10, 57:25, 59:9, 75:7, 76:11, 79:23, 80:2, 81:14, 89:1, 90:7, 90:22, 93:8 wanted 37:21, 37:22,</p>	<p>37:23, 41:17, 54:6, 70:15 wants 36:8 washington 3:9, 4:21 wasting 36:2 way 22:4, 22:21, 25:4, 26:9, 26:24, 28:14, 32:5, 32:17, 32:18, 35:5, 35:6, 40:3, 40:5, 61:21, 85:7, 90:6, 101:20 we'll 15:9, 15:18, 15:19, 33:9, 33:10, 39:13, 56:14, 62:21, 62:23, 74:24, 75:2, 75:14, 79:10, 79:11, 96:6 we're 12:23, 30:1, 30:5, 37:2, 41:25, 46:12, 46:16, 54:2, 57:2, 73:20, 79:9, 79:25, 97:7, 98:9, 98:11, 98:24 we've 30:8, 37:13, 96:11, 98:12 week 17:21, 38:16 went 19:10, 67:17, 68:24, 89:2 weren't 60:20, 80:18, 91:10 west 5:17</p>	<p>whatever 28:24, 30:20 whenever 65:16 whereof 101:21 whether 21:23, 22:5, 22:15, 22:17, 25:11, 29:7, 29:20, 31:25, 54:14, 54:20, 54:24, 55:8, 64:20, 64:21, 65:2, 69:19, 71:13, 73:17, 77:7, 77:8, 84:2, 85:18, 91:22 whoever 62:15 whole 49:23, 61:15, 71:9, 82:20, 101:8 wholly 82:22 wife 14:9 willing 93:11, 93:14, 94:21 within 57:15 without 16:9, 17:7, 34:21, 35:12 witness 7:5, 12:3, 12:5, 12:7, 16:3, 16:7, 16:11, 24:4, 26:18, 26:22, 29:11, 29:15, 31:16, 33:6, 34:7, 37:5, 37:9, 42:6, 42:12, 43:14,</p>	<p>44:8, 46:20, 53:9, 53:19, 63:24, 64:5, 65:7, 66:20, 68:22, 71:21, 72:17, 72:19, 73:3, 75:9, 75:11, 75:22, 80:2, 81:18, 81:23, 84:11, 84:19, 90:22, 91:6, 95:18, 101:6, 101:21 witness's 29:13, 48:12 witnessed 96:11 women 1:3, 3:2, 3:14, 3:35, 4:2, 4:8, 9:5, 9:6, 10:17, 10:20, 11:9, 11:11, 11:15, 11:18, 11:20, 11:24, 83:19 won 81:5, 82:14, 83:6 word 26:23 work 15:22, 17:24, 24:14, 34:2, 34:7, 34:25, 35:2, 54:8, 55:10, 60:4, 61:13, 85:3 working 62:9 worth 96:14 wouldn't 71:7, 82:15, 90:13 wrapped 47:15 write 35:7, 50:9,</p>
---	---	--	---

Transcript of Governor Mike DeWine
 Conducted on October 18, 2021

<p>87:4 written 37:14, 37:15, 45:17, 48:24</p> <hr/> <p style="text-align: center;">X</p> <hr/> <p>x 101:15</p> <p>xi 8:11, 27:21, 31:7, 32:22, 33:13, 38:12, 55:22, 56:14, 56:19, 57:2, 63:4, 70:22, 76:13, 76:19, 78:16, 78:17, 82:21, 84:5, 84:10, 91:23, 91:25</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p>yeah 12:12, 16:11, 43:4, 43:20, 46:23, 50:1, 56:13, 56:14, 56:15, 57:25, 75:9, 83:3, 95:12, 95:15, 95:17</p> <p>year 15:23, 18:5, 19:1, 19:16, 40:19, 45:24, 86:14</p> <p>years 25:21, 25:22, 35:18, 81:25</p> <p>yes-no 36:1, 36:2, 36:7</p> <p>york 4:13, 4:30</p> <p>yourself 42:18, 48:8</p> <p>yurij 4:28, 9:24</p>	<hr/> <p style="text-align: center;">Z</p> <hr/> <p>zeiger 14:25</p> <p>zoom 13:13</p> <hr/> <p style="text-align: center;">.</p> <hr/> <p>.0908 4:40</p> <p>.2872 5:30</p> <p>.3124 3:31</p> <p>.3887 5:9</p> <p>.4509 4:22</p> <p>.6000 3:10, 3:21</p> <p>.6500 5:19</p> <p>.7866 4:14</p> <hr/> <p style="text-align: center;">0</p> <hr/> <p>00 89:7</p> <p>000534 8:7</p> <p>000638 8:8</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p>1 (c 32:22, 33:13, 56:19, 57:3, 57:6</p> <p>10 75:16, 89:7</p> <p>10004 4:13</p> <p>10271 4:30</p> <p>11 55:23, 56:1</p> <p>1108 4:5</p>	<p>1193 1:6, 9:6</p> <p>1198 1:8, 9:4</p> <p>12 7:8</p> <p>120 4:29</p> <p>1210 1:10, 9:8</p> <p>125 4:12</p> <p>13 4:20, 52:14</p> <p>13184 1:28, 2:4, 7:4, 8:4, 101:4, 101:26</p> <p>1330 4:38</p> <p>14 64:7</p> <p>15 20:20, 20:23, 20:24, 21:4, 25:2, 25:9, 27:8, 27:10, 75:19, 78:1</p> <p>15222 3:30</p> <p>16 5:28, 72:24, 73:15, 76:15, 78:1</p> <p>1750 4:29</p> <p>18 1:19, 2:3, 7:3, 8:3, 9:1, 9:11, 100:6</p> <p>19 101:23</p> <p>1c 33:1</p> <p>1st 33:15, 33:18</p> <hr/> <p style="text-align: center;">2</p> <hr/> <p>200 5:7</p>	<p>20001 3:9</p> <p>20005 4:21</p> <p>2012 47:3, 48:19, 51:4</p> <p>2019 64:7</p> <p>202.662 3:10</p> <p>202.968 4:22</p> <p>2020 52:14, 52:17</p> <p>2021 1:6, 1:8, 1:10, 1:19, 2:3, 7:3, 8:3, 9:1, 9:4, 9:6, 9:8, 9:11, 36:15, 48:8, 49:3, 49:12, 50:5, 51:12, 52:20, 76:16, 100:6, 100:11, 101:23</p> <p>203 4:5</p> <p>212.519 4:14</p> <p>225 3:29</p> <p>25 38:16</p> <p>250 5:17</p> <p>2533 3:20</p> <p>27612 5:8</p> <p>29 46:18</p> <hr/> <p style="text-align: center;">3</p> <hr/> <p>3-4 63:3</p> <p>30 5:28</p>
---	--	---	--

Transcript of Governor Mike DeWine
 Conducted on October 18, 2021

<p>31 52:15 34 1:20, 2:2, 9:1, 9:12</p> <hr/> <p style="text-align: center;">4</p>	<p>9:12 600 4:20 614.221 5:19 614.466 5:30 614.481 4:40 62 85:16, 91:19, 92:24 638 46:10 65 8:9, 8:10 6th 45:23</p> <hr/> <p style="text-align: center;">7</p>	<p>83 7:10, 8:11 850 3:8</p> <hr/> <p style="text-align: center;">9</p>	
<p>40 8:8 412.288 3:31 4140 5:7 415 3:19 415.591 3:21 42 8:7 43206 4:6 43215 4:39, 5:18, 5:29 44103 3:40 4506 3:39 46 8:8 48 98:25, 99:3 4956 3:9</p> <hr/> <p style="text-align: center;">5</p>	<p>70 64:8 700 4:20, 5:17 7509 5:18 76 7:9</p> <hr/> <p style="text-align: center;">8</p>		
<p>534 41:24, 42:17 535 42:17 5400 3:19 57 85:19, 91:19, 92:25</p> <hr/> <p style="text-align: center;">6</p>	<p>8 75:16, 75:19, 98:25, 99:3 8(2) (c) 79:3 8(c) (2) 8:11, 76:13, 76:23, 77:3, 77:11, 77:21, 77:25, 78:18, 79:12, 80:8, 80:18 81 82:6, 82:7, 82:16, 83:4, 83:9 82 81:7, 81:8</p>		
<p>6 1:20, 2:2, 9:1,</p>			

From: "Hall, Michael" <Michael.Hall@governor.ohio.gov>
To: "Eck, Joshua" <Josh.Eck@governor.ohio.gov>, "Henson, Clayton" <Clayton.Henson@development.ohio.gov>
Cc: "Cornyn, LeeAnne" <Leeanne.Cornyn@governor.ohio.gov>
Subject: FW:
Date: Tue, 06 Apr 2021 21:16:27 -0000
Importance: Normal



FYI

Michael Hall
Director of Policy
Ohio Governor Mike DeWine
michael.hall@governor.ohio.gov
w: (614) 629-8201
m: (937) 510-7017

-----Original Message-----

From: Cornyn, LeeAnne <Leeanne.Cornyn@governor.ohio.gov>
Sent: Tuesday, April 6, 2021 7:43 AM
To: Mike Dewine <Mike@silverdollarbaseball.com>; Donahue, Matthew <Matthew.Donahue@governor.ohio.gov>
Cc: Hall, Michael <Michael.Hall@governor.ohio.gov>
Subject: RE:

Governor,

The Constituent Services team is searching through the mail for your official copy. A link to the letter posted on their website is below:

https://f6e0c5a7-84af-4c92-8321-cdfb03bb14ff.filesusr.com/ugd/82d68a_566a2148256843eab10b570f3d8df051.pdf

Their recommendations include:

1. holding a June primary to make more time for redistricting;
2. send funding to House and Senate caucuses for planning;
3. create a public website on process, hearings, etc.;
4. finalize appointments to the commission;
5. better fund boards of elections to prepare for primary;
6. hold public meetings to get input, even before census data is received;
7. give Ohioans opportunity for public input through hearings; and
8. ensure opportunity for input after maps are drawn.

Let me know if you have any questions.

Best,

LeeAnne

-----Original Message-----

From: Mike Dewine <Mike@silverdollarbaseball.com>
Sent: Tuesday, April 6, 2021 6:30 AM
To: Donahue, Matthew <Matthew.Donahue@governor.ohio.gov>; Cornyn, LeeAnne <Leeanne.Cornyn@governor.ohio.gov>
Subject:

What is story on letter we received saying we should start on redistricting ..

Sent from my iPad

CAUTION: This is an external email and may not be safe. If the email looks suspicious, please do not click links or open attachments and forward the email to csc@ohio.gov <mailto:csc@ohio.gov> or click the Phish Alert Button if available.

From: "Hall, Michael" <Michael.Hall@governor.ohio.gov>

To: "Tierney, Daniel" <Dan.Tierney@governor.ohio.gov>, "Donahue, Matthew" <Matthew.Donahue@governor.ohio.gov>, "Dawson, Laurel" <Laurel.Dawson@governor.ohio.gov>, "McCarthy, Daniel" <Dan.McCarthy@governor.ohio.gov>, "Eck, Joshua" <Josh.Eck@governor.ohio.gov>

Subject: RE: From NPR's census reporter (Thursday, 3/11 deadline)

Date: Tue, 09 Mar 2021 17:40:47 -0000

Importance: Normal

You should check with Lydia. She would have been the person watching this in summer of 2020.

I think the answer should be that in light of the Census delay, we are evaluating the timing of when to call that meeting.

Don't answer the question of when we would have otherwise held the meeting.

Michael Hall

Director of Policy

Ohio Governor Mike DeWine

michael.hall@governor.ohio.gov

w: (614) 629-8201

m: (937) 510-7017

From: Tierney, Daniel <Dan.Tierney@governor.ohio.gov>

Sent: Tuesday, March 9, 2021 11:28 AM

To: Donahue, Matthew <Matthew.Donahue@governor.ohio.gov>; Dawson, Laurel <Laurel.Dawson@governor.ohio.gov>; Hall, Michael <Michael.Hall@governor.ohio.gov>; McCarthy, Daniel <Dan.McCarthy@governor.ohio.gov>; Eck, Joshua <Josh.Eck@governor.ohio.gov>

Subject: FW: From NPR's census reporter (Thursday, 3/11 deadline)

This came in as we wrapped our call. Any advised responses?

Dan Tierney

Press Secretary

Office of Ohio Governor Mike DeWine

Office number: 614-466-6242

Mobile number: 614-653-6676

Dan.Tierney@governor.ohio.gov

Confidentiality Notice: This message is intended for use only by the individual or entity to whom or which it is addressed and may contain information that is privileged, confidential and/or otherwise exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify me immediately by telephone.

From: Hansi Wang <HWang@npr.org>
Sent: Tuesday, March 9, 2021 11:10 AM
To: Tierney, Daniel <Dan.Tierney@governor.ohio.gov>
Subject: From NPR's census reporter (Thursday, 3/11 deadline)

Hi, Dan,

NPR's census reporter Hansi Lo Wang here.

I'm working on a radio report and web article about AG David Yost's lawsuit over the Census Bureau delaying the delivery of 2020 census redistricting data to the states.

Please let me know if any response to these three questions is available by this Thursday, March 11:

1. When does Governor DeWine currently plan on convening the first meeting of the Ohio redistricting commission?
2. Was Governor DeWine aware of the Census Bureau's April 13, 2020 announcement that it planned to deliver redistricting data by July 31? (Here's the link: <https://2020census.gov/en/news-events/press-releases/statement-covid-19-2020.html?linkId=100000011751624>)

3. If Gov. DeWine was aware of the Census Bureau's April 2020 announcement, when was the governor planning to convene the commission's first meeting in order to meet the Sept. 1, 2021 deadline for the commission to adopt a final general assembly district plan?

Thank you,

Hansi

Hansi Lo Wang (he/him)
National Correspondent
NPR

hwang@npr.org

cell: 202.329.1225

twitter: @hansilowang

signal: 917.397.2639

protonmail: hansilowang@protonmail.com

CAUTION: This is an external email and may not be safe. If the email looks suspicious, please do not click links or open attachments and forward the email to csc@ohio.gov or click the Phish Alert Button if available.

FRANK LAROSE
Ohio Secretary of State



Constitution of the State of Ohio

Exhibit #

Gov. Mike Dewine 03

10/15/21 - MP

exhibitstickr.com

DEPO_00296



REPEALED. County and township treasuries.

§5 (1851, rep. 1933)

(7) One person appointed by the legislative leader of the largest political party in the senate of which the president of the senate is not a member.

REPEALED. What officers may be removed.

§6 (1851, rep. 1933)

The legislative leaders in the senate and the house of representatives of each of the two largest political parties represented in the general assembly, acting jointly by political party, shall appoint a member of the commission to serve as a co-chairperson of the commission.

REPEALED. Local taxation.

§7 (1851, rep. 1933)

(B)(1) Unless otherwise specified in this article, a simple majority of the commission members shall be required for any action by the commission.

Article XI: Apportionment

Persons responsible for apportionment of state for members of General Assembly.

§1 (A) The Ohio redistricting commission shall be responsible for the redistricting of this state for the general assembly. The commission shall consist of the following seven members:

(2)(a) Except as otherwise provided in division (B)(2)(b) of this section, a majority vote of the members of the commission, including at least one member of the commission who is a member of each of the two largest political parties represented in the general assembly, shall be required to do any of the following:

- (1) The governor;
- (2) The auditor of state;
- (3) The secretary of state;
- (4) One person appointed by the speaker of the house of representatives;
- (5) One person appointed by the legislative leader of the largest political party in the house of representatives of which the speaker of the house of representatives is not a member;
- (6) One person appointed by the president of the senate; and

- (i) Adopt rules of the commission;
 - (ii) Hire staff for the commission;
 - (iii) Expend funds.
- (b) If the commission is unable to agree, by the vote required under division (B)(2)(a) of this section, on the manner in which funds should be expended, each co-chairperson of the commission shall have the authority to expend one-half of the funds that have been appropriated to the commission.
- (3) The affirmative vote of four members of the commission, including at least two members of the commission

who represent each of the two largest political parties represented in the general assembly shall be required to adopt any general assembly district plan. For the purpose of this division, a member of the commission shall be considered to represent a political party if the member was appointed to the commission by a member of that political party or if, in the case of the governor, the auditor of state, or the secretary of state, the member is a member of that political party.

(C) At the first meeting of the commission, which the governor shall convene only in a year ending in the numeral one, except as provided in Sections 8 and 9 of this article, the commission shall set a schedule for the adoption of procedural rules for the operation of the commission.

The commission shall release to the public a proposed general assembly district plan for the boundaries for each of the ninety-nine house of representatives districts and the thirty-three senate districts. The commission shall draft the proposed plan in the manner prescribed in this article. Before adopting, but after introducing, a proposed plan, the commission shall conduct a minimum of three public hearings across the state to present the proposed plan and shall seek public input regarding the proposed plan. All meetings of the commission shall be open to the public. Meetings shall be broadcast by electronic means of transmission using a medium readily accessible by the general public.

The commission shall adopt a final general assembly district plan not later than the first day of September of a

year ending in the numeral one. After the commission adopts a final plan, the commission shall promptly file the plan with the secretary of state. Upon filing with the secretary of state, the plan shall become effective.

Four weeks after the adoption of a general assembly district plan, the commission shall be automatically dissolved.

(D) The general assembly shall be responsible for making the appropriations it determines necessary in order for the commission to perform its duties under this article.

(1967, am. 2015)

Ratio of representation in house and senate.

§2 Each house of representatives district shall be entitled to a single representative in each general assembly. Each senate district shall be entitled to a single senator in each general assembly.

(1967, am. 2015)

Population of each House of Representatives district.

§3 (A) The whole population of the state, as determined by the federal decennial census or, if such is unavailable, such other basis as the general assembly may direct, shall be divided by the number "ninety-nine" and by the number "thirty-three" and the quotients shall be the ratio of representation in the house of representatives and in the senate, respectively, for ten years next succeeding such redistricting.

(B) A general assembly district plan shall comply with all of the requirements

of division (B) of this section.

(1) The population of each house of representatives district shall be substantially equal to the ratio of representation in the house of representatives, and the population of each senate district shall be substantially equal to the ratio of representation in the senate, as provided in division (A) of this section. In no event shall any district contain a population of less than ninety-five per cent nor more than one hundred five per cent of the applicable ratio of representation.

(2) Any general assembly district plan adopted by the commission shall comply with all applicable provisions of the constitutions of Ohio and the United States and of federal law.

(3) Every general assembly district shall be composed of contiguous territory, and the boundary of each district shall be a single nonintersecting continuous line.

(C) House of representatives districts shall be created and numbered in the following order of priority, to the extent that such order is consistent with the foregoing standards:

(1) Proceeding in succession from the largest to the smallest, each county containing population greater than one hundred five per cent of the ratio of representation in the house of representatives shall be divided into as many house of representatives districts as it has whole ratios of representation. Any fraction of the population in excess of a whole ratio shall be a part of only one adjoining house of representatives district.

(2) Each county containing population of not less than ninety-five per cent of the ratio of representation in the house of representatives nor more than one hundred five per cent of the ratio shall be designated a representative district.

(3) The remaining territory of the state shall be divided into representative districts by combining the areas of counties, municipal corporations, and townships. Where feasible, no county shall be split more than once.

(D)(1)(a) Except as otherwise provided in divisions (D)(1)(b) and (c) of this section, a county, municipal corporation, or township is considered to be split if any contiguous portion of its territory is not contained entirely within one district.

(b) If a municipal corporation or township has territory in more than one county, the contiguous portion of that municipal corporation or township that lies in each county shall be considered to be a separate municipal corporation or township for the purposes of this section.

(c) If a municipal corporation or township that is located in a county that contains a municipal corporation or township that has a population of more than one ratio of representation is split for the purpose of complying with division (E)(1)(a) or (b) of this section, each portion of that municipal corporation or township shall be considered to be a separate municipal corporation or township for the purposes of this section.

(2) Representative districts shall be drawn so as to split the smallest possible

number of municipal corporations and townships whose contiguous portions contain a population of more than fifty per cent, but less than one hundred per cent, of one ratio of representation.

(3) Where the requirements of divisions (B), (C), and (D) of this section cannot feasibly be attained by forming a representative district from whole municipal corporations and townships, not more than one municipal corporation or township may be split per representative district.

(E)(1) If it is not possible for the commission to comply with all of the requirements of divisions (B), (C), and (D) of this section in drawing a particular representative district, the commission shall take the first action listed below that makes it possible for the commission to draw that district:

(a) Notwithstanding division (D)(3) of this section, the commission shall create the district by splitting two municipal corporations or townships whose contiguous portions do not contain a population of more than fifty per cent, but less than one hundred per cent, of one ratio of representation.

(b) Notwithstanding division (D)(2) of this section, the commission shall create the district by splitting a municipal corporation or township whose contiguous portions contain a population of more than fifty per cent, but less than one hundred per cent, of one ratio of representation.

(c) Notwithstanding division (C)(2) of this section, the commission shall create the district by splitting, once, a single county that contains a population

of not less than ninety-five per cent of the ratio of representation, but not more than one hundred five per cent of the ratio of representation.

(d) Notwithstanding division (C)(1) of this section, the commission shall create the district by including in two districts portions of the territory that remains after a county that contains a population of more than one hundred five per cent of the ratio of representation has been divided into as many house of representatives districts as it has whole ratios of representation.

(2) If the commission takes an action under division (E)(1) of this section, the commission shall include in the general assembly district plan a statement explaining which action the commission took under that division and the reason the commission took that action.

(3) If the commission complies with divisions (E)(1) and (2) of this section in drawing a district, the commission shall not be considered to have violated division (C)(1), (C)(2), (D)(2), or (D)(3) of this section, as applicable, in drawing that district, for the purpose of an analysis under division (D) of Section 9 of this article.

(1967, am. 2015)

Population of each Senate district.

§4 (A) Senate districts shall be composed of three contiguous house of representatives districts.

(B)(1) A county having at least one whole senate ratio of representation shall have as many senate districts wholly within the boundaries of the

county as it has whole senate ratios of representation. Any fraction of the population in excess of a whole ratio shall be a part of only one adjoining senate district.

(2) Counties having less than one senate ratio of representation, but at least one house of representatives ratio of representation, shall be part of only one senate district.

(3) If it is not possible for the commission to draw representative districts that comply with all of the requirements of this article and that make it possible for the commission to comply with all of the requirements of divisions (B)(1) and (2) of this section, the commission shall draw senate districts so as to commit the fewest possible violations of those divisions. If the commission complies with this division in drawing senate districts, the commission shall not be considered to have violated division (B)(1) or (2) of this section, as applicable, in drawing those districts, for the purpose of an analysis under division (D) of Section 9 of this article.

(C) The number of whole ratios of representation for a county shall be determined by dividing the population of the county by the ratio of representation in the senate determined under division (A) of Section 3 of this article.

(D) Senate districts shall be numbered from one through thirty-three and as provided in Section 5 of this article.
(1967, am. 2015)

Representation for each house and senate district.

§5 At any time the boundaries of senate districts are changed in any general assembly district plan made pursuant to any provision of this article, a senator whose term will not expire within two years of the time the plan becomes effective shall represent, for the remainder of the term for which the senator was elected, the senate district that contains the largest portion of the population of the district from which the senator was elected, and the district shall be given the number of the district from which the senator was elected. If more than one senator whose term will not so expire would represent the same district by following the provisions of this section, the plan shall designate which senator shall represent the district and shall designate which district the other senator or senators shall represent for the balance of their term or terms.

(1967, am. 2015)

Creation of district boundaries; change at end of decennial period.

§6 The Ohio redistricting commission shall attempt to draw a general assembly district plan that meets all of the following standards:

(A) No general assembly district plan shall be drawn primarily to favor or disfavor a political party.

(B) The statewide proportion of districts whose voters, based on statewide state and federal partisan general election results during the last ten years, favor each political party shall correspond closely to the statewide preferences of the voters of Ohio.

(C) General assembly districts shall be compact.

Nothing in this section permits the commission to violate the district standards described in Section 2, 3, 4, 5, or 7 of this article.

(1967, am. 2015)

REPEALED. Provided additional senators for districts with a ratio of representation greater than one.

§6a

(1956, rep. 1967)

Boundary lines of House of Representatives districts.

§7 Notwithstanding the fact that boundaries of counties, municipal corporations, and townships within a district may be changed, district boundaries shall be created by using the boundaries of counties, municipal corporations, and townships as they exist at the time of the federal decennial census on which the redistricting is based, or, if unavailable, on such other basis as the general assembly has directed.

(1967, am. 2015)

Determination of number of House of Representatives districts within each county.

§8 (A)(1) If the Ohio redistricting commission fails to adopt a final general assembly district plan not later than the first day of September of a year ending in the numeral one, in accordance with Section 1 of this article, the commission shall introduce a proposed general assembly district plan by a simple majority vote of the

commission.

(2) After introducing a proposed general assembly district plan under division (A)(1) of this section, the commission shall hold a public hearing concerning the proposed plan, at which the public may offer testimony and at which the commission may adopt amendments to the proposed plan. Members of the commission should attend the hearing; however, only a quorum of the members of the commission is required to conduct the hearing.

(3) After the hearing described in division (A)(2) of this section is held, and not later than the fifteenth day of September of a year ending in the numeral one, the commission shall adopt a final general assembly district plan, either by the vote required to adopt a plan under division (B)(3) of Section 1 of this article or by a simple majority vote of the commission.

(B) If the commission adopts a final general assembly district plan in accordance with division (A)(3) of this section by the vote required to adopt a plan under division (B)(3) of Section 1 of this article, the plan shall take effect upon filing with the secretary of state and shall remain effective until the next year ending in the numeral one, except as provided in Section 9 of this article.

(C)(1)(a) Except as otherwise provided in division (C)(1)(b) of this section, if the commission adopts a final general assembly district plan in accordance with division (A)(3) of this section by a simple majority vote of the commission, and not by the vote required to adopt a plan under division (B)(3) of Section 1 of this article, the plan shall take

effect upon filing with the secretary of state and shall remain effective until two general elections for the house of representatives have occurred under the plan.

(b) If the commission adopts a final general assembly district plan in accordance with division (A)(3) of this section by a simple majority vote of the commission, and not by the vote required to adopt a plan under division (B) of Section 1 of this article, and that plan is adopted to replace a plan that ceased to be effective under division (C)(1)(a) of this section before a year ending in the numeral one, the plan adopted under this division shall take effect upon filing with the secretary of state and shall remain effective until a year ending in the numeral one, except as provided in Section 9 of this article.

(2) A final general assembly district plan adopted under division (C)(1)(a) or (b) of this section shall include a statement explaining what the commission determined to be the statewide preferences of the voters of Ohio and the manner in which the statewide proportion of districts in the plan whose voters, based on statewide state and federal partisan general election results during the last ten years, favor each political party corresponds closely to those preferences, as described in division (B) of Section 6 of this article. At the time the plan is adopted, a member of the commission who does not vote in favor of the plan may submit a declaration of the member's opinion concerning the statement included with the plan.

(D) After a general assembly district plan adopted under division (C)(1)(a)

of this section ceases to be effective, and not earlier than the first day of July of the year following the year in which the plan ceased to be effective, the commission shall be reconstituted as provided in Section 1 of this article, convene, and adopt a new general assembly district plan in accordance with this article, to be used until the next time for redistricting under this article. The commission shall draw the new general assembly district plan using the same population and county, municipal corporation, and township boundary data as were used to draw the previous plan adopted under division (C) of this section.

(1967, am. 2015)

When population of county is fraction of ratio of representation.

§9 (A) The supreme court of Ohio shall have exclusive, original jurisdiction in all cases arising under this article.

(B) In the event that any section of this constitution relating to redistricting, any general assembly district plan made by the Ohio redistricting commission, or any district is determined to be invalid by an unappealed final order of a court of competent jurisdiction then, notwithstanding any other provisions of this constitution, the commission shall be reconstituted as provided in Section 1 of this article, convene, and ascertain and determine a general assembly district plan in conformity with such provisions of this constitution as are then valid, including establishing terms of office and election of members of the general assembly from districts designated in the plan, to be used until the next time for redistricting under

this article in conformity with such provisions of this constitution as are then valid.

(C) Notwithstanding any provision of this constitution or any law regarding the residence of senators and representatives, a general assembly district plan made pursuant to this section shall allow thirty days for persons to change residence in order to be eligible for election.

(D)(1) No court shall order, in any circumstance, the implementation or enforcement of any general assembly district plan that has not been approved by the commission in the manner prescribed by this article.

(2) No court shall order the commission to adopt a particular general assembly district plan or to draw a particular district.

(3) If the supreme court of Ohio determines that a general assembly district plan adopted by the commission does not comply with the requirements of Section 2, 3, 4, 5, or 7 of this article, the available remedies shall be as follows:

(a) If the court finds that the plan contains one or more isolated violations of those requirements, the court shall order the commission to amend the plan to correct the violation.

(b) If the court finds that it is necessary to amend not fewer than six house of representatives districts to correct violations of those requirements, to amend not fewer than two senate districts to correct violations of those requirements, or both, the court shall

declare the plan invalid and shall order the commission to adopt a new general assembly district plan in accordance with this article.

(c) If, in considering a plan adopted under division (C) of Section 8 of this article, the court determines that both of the following are true, the court shall order the commission to adopt a new general assembly district plan in accordance with this article:

(i) The plan significantly violates those requirements in a manner that materially affects the ability of the plan to contain districts whose voters favor political parties in an overall proportion that corresponds closely to the statewide political party preferences of the voters of Ohio, as described in division (B) of Section 6 of this article.

(ii) The statewide proportion of districts in the plan whose voters, based on statewide state and federal partisan general election results during the last ten years, favor each political party does not correspond closely to the statewide preferences of the voters of Ohio.

(1967, am. 2015)

Severability provision.

§10 The various provisions of this article are intended to be severable, and the invalidity of one or more of such provisions shall not affect the validity of the remaining provisions.

(1967, am. 2015)

REPEALED. Senate districts.

§11

(1967, rep. 2015)

REPEALED. Change of district boundaries of senate districts.

§12 (1967, rep. 2015)

REPEALED. Jurisdiction of Supreme Court, effect of determination of unconstitutionality; apportionment.

§13 (1967, rep. 2015)

REPEALED. District boundaries until January 1, 1973.

§14 (1967, rep. 2015)

REPEALED. Severability provision.

§15 (1967, rep. 2015)

Article XII: Finance and Taxation

Poll taxes prohibited.

§1 No poll tax shall ever be levied in this state, or service required, which may be commuted in money or other thing of value.
(1851, am. 1912)

Limitation on tax rate; exemption.

§2 No property, taxed according to value, shall be so taxed in excess of one per cent of its true value in money for all state and local purposes, but laws may be passed authorizing additional taxes to be levied outside of such limitation, either when approved by at least a

majority of the electors of the taxing district voting on such proposition, or when provided for by the charter of a municipal corporation. Land and improvements thereon shall be taxed by uniform rule according to value, except that laws may be passed to reduce taxes by providing for a reduction in value of the homestead of permanently and totally disabled residents, residents sixty-five years of age and older, and residents sixty years of age or older who are surviving spouses of deceased residents who were sixty-five years of age or older or permanently and totally disabled and receiving a reduction in the value of their homestead at the time of death, provided the surviving spouse continues to reside in a qualifying homestead, and providing for income and other qualifications to obtain such reduction. Without limiting the general power, subject to the provisions of Article I of this constitution, to determine the subjects and methods of taxation or exemptions therefrom, general laws may be passed to exempt burying grounds, public school houses, houses used exclusively for public worship, institutions used exclusively for charitable purposes, and public property used exclusively for any public purpose, but all such laws shall be subject to alteration or repeal; and the value of all property so exempted shall, from time to time, be ascertained and published as may be directed by law.

(1851, am. 1906, 1912, 1918, 1929, 1933, 1970, 1974, 1990)



**Frank
LaRose**
Ohio Secretary of State

CONSTITUTION OF THE
STATE OF OHIO



DEPO_00306

Exhibit #

Gov. Mike Dewine 04

10/15/21 - MP

exhibitsticker.com

Preamble

We, the people of the State of Ohio, grateful to Almighty God for our freedom, to secure its blessings and promote our common welfare, do establish this Constitution.

Article I: Bill of Rights

Inalienable rights.

§1 All men are, by nature, free and independent, and have certain inalienable rights, among which are those of enjoying and defending life and liberty, acquiring, possessing, and protecting property, and seeking and obtaining happiness and safety.

(1851)

Right to alter, reform, or abolish government, and repeal special privileges.

§2 All political power is inherent in the people. Government is instituted for their equal protection and benefit, and they have the right to alter, reform, or abolish the same, whenever they may deem it necessary; and no special privileges or immunities shall ever be granted, that may not be altered, revoked, or repealed by the General Assembly.

(1851)

Right to assemble.

§3 The people have the right to assemble together, in a peaceable manner, to consult for the common good; to instruct their Representatives; and to petition the General Assembly for the redress of grievances.

(1851)

Bearing arms; standing armies; military power.

§4 The people have the right to bear arms for their defense and security; but standing armies, in time of peace, are dangerous to liberty, and shall not be kept up; and the military shall be in strict subordination to the civil power.

(1851)

Trial by jury.

§5 The right of trial by jury shall be inviolate, except that, in civil cases, laws may be passed to authorize the rendering of a verdict by the concurrence of not less than three-fourths of the jury.

(1851, am. 1912)

Slavery and involuntary servitude.

§6 There shall be no slavery in this State; nor involuntary servitude, unless for the punishment of crime.

(1851)

Rights of conscience; education; the necessity of religion and knowledge.

§7 All men have a natural and inalienable right to worship Almighty God according to the dictates of their own conscience. No person shall be compelled to attend, erect, or support any place of worship, or maintain any form of worship, against his consent; and no preference shall be given, by law, to any religious society; nor shall any interference with the rights of conscience be permitted. No religious test shall be required, as a qualification for office, nor shall any person be

incompetent to be a witness on account of his religious belief; but nothing herein shall be construed to dispense with oaths and affirmations. Religion, morality, and knowledge, however, being essential to good government, it shall be the duty of the General Assembly to pass suitable laws, to protect every religious denomination in the peaceable enjoyment of its own mode of public worship, and to encourage schools and the means of instruction.

(1851)

Writ of habeas corpus.

§8 The privilege of the writ of habeas corpus shall not be suspended, unless, in cases of rebellion or invasion, the public safety require it.

(1851)

Bail.

§9 All persons shall be bailable by sufficient sureties, except for a person who is charged with a capital offense where the proof is evident or the presumption great and except for a person who is charged with a felony where the proof is evident or the presumption great and who where the person poses a substantial risk of serious physical harm to any person or to the community. Where a person is charged with any offense for which the person may be incarcerated, the court may determine at any time the type, amount, and conditions of bail. Excessive bail shall not be required; nor excessive fines imposed; nor cruel and unusual punishments inflicted.

The General Assembly shall fix by law

standards to determine whether a person who is charged with a felony where the proof is evident or the presumption great poses a substantial risk of serious physical harm to any person or to the community. Procedures for establishing the amount and conditions of bail shall be established pursuant to Article IV, Section 5(b) of the Constitution of the State of Ohio.

(1851, am. 1997)

Trial for crimes; witness.

§10 Except in cases of impeachment, cases arising in the army and navy, or in the militia when in actual service in time of war or public danger, and cases involving offenses for which the penalty provided is less than imprisonment in the penitentiary, no person shall be held to answer for a capital, or otherwise infamous, crime, unless on presentment or indictment of a grand jury; and the number of persons necessary to constitute such grand jury and the number thereof necessary to concur in finding such indictment shall be determined by law. In any trial, in any court, the party accused shall be allowed to appear and defend in person and with counsel; to demand the nature and cause of the accusation against him, and to have a copy thereof; to meet witnesses face to face, and to have compulsory process to procure the attendance of witnesses in his behalf, and speedy public trial by an impartial jury of the county in which the offense is alleged to have been committed; but provision may be made by law for the taking of the deposition by the accused or by the state, to be used for or against the accused, of any witness whose attendance can not be

had at the trial, always securing to the accused means and the opportunity to be present in person and with counsel at the taking of such deposition, and to examine the witness face to face as fully and in the same manner as if in court. No person shall be compelled, in any criminal case, to be a witness against himself; but his failure to testify may be considered by the court and jury and may be the subject of comment by counsel. No person shall be twice put in jeopardy for the same offense.

(1851, am. 1912)

Rights of victims of crimes.

§10a (A) To secure for victims justice and due process throughout the criminal and juvenile justice systems, a victim shall have the following rights, which shall be protected in a manner no less vigorous than the rights afforded to the accused:

- (1) to be treated with fairness and respect for the victim's safety, dignity and privacy;
- (2) upon request, to reasonable and timely notice of all public proceedings involving the criminal offense or delinquent act against the victim, and to be present at all such proceedings;
- (3) to be heard in any public proceeding involving release, plea, sentencing, disposition, or parole, or in any public proceeding in which a right of the victim is implicated;
- (4) to reasonable protection from the accused or any person acting on behalf of the accused;
- (5) upon request, to reasonable notice

of any release or escape of the accused;

(6) except as authorized by section 10 of Article I of this constitution, to refuse an interview, deposition, or other discovery request made by the accused or any person acting on behalf of the accused;

(7) to full and timely restitution from the person who committed the criminal offense or delinquent act against the victim;

(8) to proceedings free from unreasonable delay and a prompt conclusion of the case;

(9) upon request, to confer with the attorney for the government; and

(10) to be informed, in writing, of all rights enumerated in this section.

(B) The victim, the attorney for the government upon request of the victim, or the victim's other lawful representative, in any proceeding involving the criminal offense or delinquent act against the victim or in which the victim's rights are implicated, may assert the rights enumerated in this section and any other right afforded to the victim by law. If the relief sought is denied, the victim or the victim's lawful representative may petition the court of appeals for the applicable district, which shall promptly consider and decide the petition.

(C) This section does not create any cause of action for damages or compensation against the state, any political subdivision of the state, any officer, employee, or agent of the state or of any political subdivision, or any officer of the court.

(D) As used in this section, “victim” means a person against whom the criminal offense or delinquent act is committed or who is directly and proximately harmed by the commission of the offense or act. The term “victim” does not include the accused or a person whom the court finds would not act in the best interests of a deceased, incompetent, minor, or incapacitated victim.

work corruption of blood, or forfeiture of estate.

(1851)

Quartering troops.

§13 No soldier shall, in time of peace, be quartered in any house, without the consent of the owner; nor, in time of war, except in the manner prescribed by law.

(1851)

(E) All provisions of this section shall be self-executing and severable, and shall supersede all conflicting state laws.

Search warrants and general warrants.

(F) This section shall take effect ninety days after the election at which it was approved.

(1994, am. 2017)

§14 The right of the people to be secure in their persons, houses, papers, and possessions, against unreasonable searches and seizures shall not be violated; and no warrant shall issue, but upon probable cause, supported by oath or affirmation, particularly describing the place to be searched, and the person and things to be seized.

(1851)

Freedom of speech; of the press; of libels.

§11 Every citizen may freely speak, write, and publish his sentiments on all subjects, being responsible for the abuse of the right; and no law shall be passed to restrain or abridge the liberty of speech, or of the press. In all criminal prosecutions for libel, the truth may be given in evidence to the jury, and if it shall appear to the jury, that the matter charged as libelous is true, and was published with good motives, and for justifiable ends, the party shall be acquitted.

(1851)

No imprisonment for debt.

§15 No person shall be imprisoned for debt in any civil action, on mesne or final process, unless in cases of fraud.

(1851)

Redress for injury; Due process.

Transportation, etc. for crime.

§12 No person shall be transported out of the state, for any offense committed within the same; and no conviction shall

§16 All courts shall be open, and every person, for an injury done him in his land, goods, person, or reputation, shall have remedy by due course of law, and shall have justice administered without denial or delay.

Suits may be brought against the state, in such courts and in such manner, as

may be provided by law.
(1851, am. 1912)

***Protect private property rights
in ground water, lakes and other
watercourses.***

No hereditary privileges.

§17 No hereditary emoluments, honors, or privileges, shall ever be granted or conferred by this State.
(1851)

§19b. (A) The protection of the rights of Ohio's property owners, the protection of Ohio's natural resources, and the maintenance of the stability of Ohio's economy require the recognition and protection of property interests in ground water, lakes, and watercourses.

Suspension of laws.

§18 No power of suspending laws shall ever be exercised, except by the General Assembly.
(1851)

(B) The preservation of private property interests recognized under divisions (C) and (D) of this section shall be held inviolate, but subservient to the public welfare as provided in Section 19 of Article I of the Constitution.

Eminent domain.

§19 Private property shall ever be held inviolate, but subservient to the public welfare. When taken in time of war or other public exigency, imperatively requiring its immediate seizure or for the purpose of making or repairing roads, which shall be open to the public, without charge, a compensation shall be made to the owner, in money; and in all other cases, where private property shall be taken for public use, a compensation therefor shall first be made in money, or first secured by a deposit of money; and such compensation shall be assessed by a jury, without deduction for benefits to any property of the owner.
(1851)

(C) A property owner has a property interest in the reasonable use of the ground water underlying the property owner's land.

(D) An owner of riparian land has a property interest in the reasonable use of the water in a lake or watercourse located on or flowing through the owner's riparian land.

(E) Ground water underlying privately owned land and nonnavigable waters located on or flowing through privately owned land shall not be held in trust by any governmental body. The state, and a political subdivision to the extent authorized by state law, may provide for the regulation of such waters. An owner of land voluntarily may convey to a governmental body the owner's property interest held in the ground water underlying the land or nonnavigable waters located on or flowing through the land.

Damages for wrongful death.

§19a The amount of damages recoverable by civil action in the courts for death caused by the wrongful act, neglect, or default of another, shall not be limited by law.
(1912)

(F) Nothing in this section affects the application of the public trust doctrine

as it applies to Lake Erie or the navigable waters of the state.

(G) Nothing in Section 1e of Article II, Section 36 of Article II, Article VIII, Section 1 of Article X, Section 3 of Article XVIII, or Section 7 of Article XVIII of the Constitution shall impair or limit the rights established in this section.

(2008)

Powers reserved to the people.

§20 This enumeration of rights shall not be construed to impair or deny others retained by the people; and all powers, not herein delegated, remain with the people.

(1851)

Preservation of the freedom to choose health care and health care coverage

§21 (A) No federal, state, or local law or rule shall compel, directly or indirectly, any person, employer, or health care provider to participate in a health care system.

(B) No federal, state, or local law or rule shall prohibit the purchase or sale of health care or health insurance.

(C) No federal, state, or local law or rule shall impose a penalty or fine for the sale or purchase of health care or health insurance.

(D) This section does not affect laws or rules in effect as of March 19, 2010; affect which services a health care provider or hospital is required to perform or provide; affect terms and

conditions of government employment; or affect any laws calculated to deter fraud or punish wrongdoing in the health care industry.

(E) As used in this Section,

(1) "Compel" includes the levying of penalties or fines.

(2) "Health care system" means any public or private entity or program whose function or purpose includes the management of, processing of, enrollment of individuals for, or payment for, in full or in part, health care services, health care data, or health care information for its participants.

(3) "Penalty or fine" means any civil or criminal penalty or fine, tax, salary or wage withholding or surcharge or any named fee established by law or rule by a government established, created, or controlled agency that is used to punish or discourage the exercise of rights protected under this section.

(2011)

Article II: Legislative

In whom power vested.

§1 The legislative power of the state shall be vested in a General Assembly consisting of a Senate and House of Representatives but the people reserve to themselves the power to propose to the General Assembly laws and amendments to the constitution, and to adopt or reject the same at the polls on a referendum vote as hereinafter provided. They also reserve the power to adopt or reject any law, section of any

Article XI, Section 8(C)(2) Statement



Pursuant to Article XI, Section 8(C)(2) of the Ohio Constitution, the Ohio Redistricting Commission issues the following statement:

The Commission determined that the statewide preferences of the voters of Ohio predominately favor Republican candidates.

The Commission considered statewide state and federal partisan general election results during the last ten years. There were sixteen such contests. When considering the results of each of those elections, the Commission determined that Republican candidates won thirteen out of sixteen of those elections resulting in a statewide proportion of voters favoring statewide Republican candidates of 81% and a statewide proportion of voters favoring statewide Democratic candidates of 19%. When considering the number of votes cast in each of those elections for Republican and Democratic candidates, the statewide proportion of voters favoring statewide Republican candidates is 54% and the statewide proportion of voters favoring statewide Democratic candidates is 46%. Thus, the statewide proportion of voters favoring statewide Republican candidates is between 54% and 81% and the statewide proportion of voters favoring statewide Democratic candidates is between 19% and 46%. The Commission obtained publicly available geographic data for statewide partisan elections in 2016, 2018, and 2020. Publicly available geographic data for those elections was not available for elections in 2012 and 2014. Using this data, the Commission adopted the final general assembly district plan, which contains 85 districts (64.4%) favoring Republican candidates and 47 districts (35.6%) favoring Democratic candidates out of a total of 132 districts. Accordingly, the statewide proportion of districts whose voters favor each political party corresponds closely to the statewide preferences of the voters of Ohio.

The final general assembly district plan adopted by the Commission complies with all of the mandatory requirements of Article XI, Sections 2, 3, 4, 5, and 7 of the Ohio Constitution. The Commission's attempt to meet the aspirational standards of Article XI, Section 6 of the Ohio Constitution did not result in any violation of the mandatory requirements of Article XI, Sections 2, 3, 4, 5, and 7 of the Ohio Constitution.

CERTIFICATE OF SERVICE

I, Freda J. Levenson, hereby certify that on October 22, 2021, I caused a true and correct copy of the following documents to be served by email upon the counsel listed below:

- 1. Stipulation of Evidence (Deposition Transcripts and Exhibits)**
- 2. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 1 of 7 (pages 1 - 314)**
- 3. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 2 of 7 (pages 315 - 451)**
- 4. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 3 of 7 (pages 452 - 832)**
- 5. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 4 of 7 (pages 833 - 983)**
- 6. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 5 of 7 (pages 984 - 1250)**
- 7. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 6 of 7 (pages 1251 - 1559)**
- 8. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 7 of 7 (pages 1560- 1892)**

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
Michael A. Walton (0092201)
Michael J. Hendershot (0081842)
30 E. Broad St.
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov
michael.walton@ohioago.gov
michael.hendershot@ohioago.gov

*Counsel for Respondents Governor Mike DeWine,
Secretary of State Frank LaRose, and
Auditor Keith Faber*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, OH 45202
Tel: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch (PHV 25460-2021)
Alyssa M. Riggings (PHV 25441-2021)
Greg McGuire (PHV 25483-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Ste. 200
Raleigh, NC 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggings@nelsonmullins.com
greg.mcguire@nelsonmullins.com
Tel: (919) 329-3812

Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp

John Gilligan (0024542)
Diane Menashe (0070305)
ICE MILLER LLP
250 West St., Ste., 700
Columbus, OH 43215
john.gilligan@icemiller.com
diane.menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

Erik J. Clark (0078732)

Ashley Merino (0096853)
ORGAN LAW LLP
1330 Dublin Rd.
Columbus, OH 43215
Tel: (614) 481-0900
Fax: (614) 481-0904

Counsel for Respondent Ohio Redistricting Commission

/s/ Freda J. Levenson

IN THE SUPREME COURT OF OHIO

LEAGUE OF WOMEN VOTERS
OF OHIO, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1193

BRIA BENNETT, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1198

THE OHIO ORGANIZING
COLLABORATIVE, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1210

STIPULATION OF EVIDENCE

(deposition transcript and exhibits)

Volume 2 of 7 (pages 00315 - 00451)

(counsel listing on next page)

Freda J. Levenson (0045916)
ACLU of Ohio Foundation, Inc.
4506 Chester Avenue
Cleveland, Ohio 44103
Tel: 614-586-1972 x 125
flevenson@acluohio.org

David J. Carey (0088787)
ACLU of Ohio Foundation, Inc.
1108 City Park Avenue, Suite 203
Columbus, OH 43206
(614) 586-1972 x2004
dcarey@acluohio.org

Alora Thomas*
Kelsey Miller*
Julie A. Ebenstein*
American Civil Liberties Union
125 Broad Street
New York, NY 10004
(212) 519-7866
athomas@aclu.org
jebenstein@aclu.org

Robert D. Fram (PHV 25414-2021)
Donald Brown*
Joshua González (PHV 25424-2021)
Juliana Goldrosen (PHV 25193-2021)
David Denuyl (PHV 25452-2021)
COVINGTON & BURLING LLP
Salesforce Tower
415 Mission Street, Suite 5400
San Francisco, CA 94105-2533
(415) 591 6000
rfram@cov.com

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
30 E. Broad Street
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov

*Counsel for Respondents
Governor Mike DeWine,
Secretary of State Frank LaRose, and
Auditor Keith Faber*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, Ohio 45202-3957
T: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch, III (PHV 25460-2021)
Alyssa M. Riggins (PHV 25441-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Suite 200
Raleigh, North Carolina 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggins@nelsonmullins.com
T: (919) 329-3812

*Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp*

James Smith*
Megan C. Keenan (PHV 25410-2021)
L. Brady Bender (PHV 25192-2021)
Alexander Thomson (PHV 25462-2021)
COVINGTON & BURLING LLP
One CityCenter
850 Tenth Street, NW
Washington, DC 20001-4956
(202) 662-6000
mkeenan@cov.com

Anupam Sharma (PHV 25418-2021)
James Hovard (PHV 25420-2021)
Yale Fu (PHV 25419-2021)
COVINGTON & BURLING LLP
3000 El Camino Real
5 Palo Alto Square, 10th Floor
Palo Alto, CA 94306-2112
(650) 632-4700
asharma@cov.com

Madison Arent*
COVINGTON & BURLING LLP
The New York Times Building
620 Eighth Avenue
New York, NY 10018-1405
(212) 841 1000
marent@cov.com

Counsel for Relators
League of Women Voters et al.
**Pro Hac Vice Motion Forthcoming*

Abha Khanna (PHV 2189-2021)
Ben Stafford (PHV 25433-2021)
ELIAS LAW GROUP
1700 Seventh Ave, Suite 2100
Seattle, WA 98101
akhanna@elias.law
bstafford@elias.law
T: (206) 656-0176
F: (206) 656-0180

John Gilligan (Ohio Bar No. 0024542)
Diane Menashe (Ohio Bar No. 0070305)
ICE MILLER LLP
250 West Street, Suite 700
Columbus, Ohio 43215
John.Gilligan@icemiller.com
Diane.Menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

DAVE YOST
OHIO ATTORNEY GENERAL
Erik J. Clark (Ohio Bar No. 0078732)
Ashley Merino (Ohio Bar No. 0096853)
ORGAN LAW LLP
1330 Dublin Road
Columbus, Ohio 43215
T: (614) 481-0900
F: (614) 481-0904
ejclark@organlegal.com
amerino@organlegal.com

Special Counsel to Ohio Attorney General
Dave Yost

Counsel for Respondent
Ohio Redistricting Commission

Aria C. Branch (PHV 25435-2021)
Jyoti Jasrasaria (PHV 25401-2021)
Spencer W. Klein (PHV 25432-2021)
ELIAS LAW GROUP
10 G St NE, Suite 600
Washington, DC 20002
abranche@elias.law
jjasrasaria@elias.law
sklein@elias.law
T: (202) 968-4490
F: (202) 968-4498

Donald J. McTigue* (Ohio Bar No. 0022849)
**Counsel of Record*
Derek S. Clinger (Ohio Bar No. 0092075)
McTIGUE & COLOMBO LLC
545 East Town Street
Columbus, OH 43215
dmctigue@electionlawgroup.com
dclinger@electionlawgroup.com
T: (614) 263-7000
F: (614) 368-6961

Counsel for Relators
Bria Bennett et al.

Peter M. Ellis (0070264)
Counsel of Record
M. Patrick Yingling (PHV 10145-2021)
REED SMITH LLP
10 South Wacker Drive, 40th Floor
Chicago, IL 60606
Tel: (312) 207-1000
Fax: (312) 207-6400
pellis@reedsmith.com
mpyingling@reedsmith.com

Brad A. Funari (PHV 3139-2021)
Danielle L. Stewart (0084086)
REED SMITH LLP
225 Fifth Avenue
Pittsburgh, PA 15222
Tel: 412-288-4583
Fax: 412-288-3063
bfunari@reedsmith.com
dstewart@reedsmith.com

Brian A. Sutherland (PHV 25406-2021)
REED SMITH LLP
101 Second Street, Suite 1800
San Francisco, CA 94105
Tel: (415) 543-8700
Fax: (415) 391-8269
bsutherland@reedsmith.com

Ben R. Fliegel (PHV 25411-2021)
REED SMITH LLP
355 South Grand Avenue, Suite 2900
Los Angeles, CA 90071
Tel: (213) 457-8000
Fax: (213) 457-8080
bfliegel@reedsmith.com

Alicia L. Bannon (PHV 25409-2021)
Yurij Rudensky (PHV 25422-2021)
Michael Li (PHV 25430-2021)*
Ethan Herenstein (PHV 25429-2021)
BRENNAN CENTER FOR JUSTICE
AT NYU SCHOOL OF LAW
120 Broadway, Suite 1750
New York, NY 10271
Tel: (646) 292-8310
Fax: (212) 463-7308
alicia.bannon@nyu.edu

Counsel for Relators
Ohio Organizing Collaborative et al.
**Pro Hac Vice Motion Forthcoming*

STIPULATION OF EVIDENCE
(deposition transcript and exhibits)
Volume 2 of 7 (pages 00315 - 00451)
Index of Documents

Date	Description	Page Number
10/18/2021	Transcript of deposition of Minority Leader Emilia Sykes	DEPO_00315-444
	Exhibits to E. Sykes deposition transcript	DEPO_00445-451



Planet Depos[®]
We Make It *Happen*[™]

Transcript of House Minority Leader Emilia Sykes

Date: October 18, 2021

Case: League of Women Voters of Ohio, et al. -v- Ohio Redistricting Comm., et al.

Planet Depos

Phone: 888.433.3767

Email: transcripts@planetdepos.com

www.planetdepos.com

1 IN THE SUPREME COURT OF OHIO

2

3 - - - - - x

4 LEAGUE OF WOMEN VOTERS :

5 OF OHIO, et al., :

6 Relators, :

7 v. : Case Nos. 2021-1193

8 OHIO REDISTRICTING : 2021-1198

9 COMMISSION, et al., : 2021-1210

10 Respondents. :

11 - - - - - x

12

13 Remote Videotaped Deposition of

14 HOUSE MINORITY LEADER EMILIA SYKES

15 Monday, October 18, 2021

16 1:03 P.M.

17

18

19

20

21

22 Job No.: 406207

23 Pages: 1 - 101

24 Reporter: DEBRA BOLLMAN FARFAN, RDR-RMR-CRR-CRC

25 CA CSR NO. 11648

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

2

1 Videoconference Deposition of HOUSE

2 MINORITY LEADER EMILIA SYKES, held remotely:

3

4

5 Witness Location:

6 REMOTE

7

8

9

10

11 Pursuant to notice, before Debra Bollman

12 Farfan, Registered Diplomate Reporter,

13 Registered Merit Reporter, Certified Realtime

14 Reporter, and Certified Shorthand Reporter No.

15 11648, in and for the State of California.

16

17

18

19

20

21

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A P P E A R A N C E S

ON BEHALF OF THE LEAGUE OF WOMEN VOTERS
OF OHIO, et al., RELATORS:

BY: MEGAN KEENAN, ESQUIRE

BRADY BENDER, ESQUIRE

Covington & Burling LLP

One CityCenter

850 Tenth Street, NW

Washington, DC 20001-4956

(202) 662-6000

Mkeenan@cov.com

ON BEHALF OF THE LEAGUE OF WOMEN VOTERS
OF OHIO, et al., RELATORS:

BY: FREDA LEVENSON, ESQUIRE

ACLU of Ohio Foundation, Inc.

4506 Chester Avenue

Cleveland, Ohio 44103

Flevenson@acluohio.org

- AND -

1 BY: DAVID CAREY, ESQUIRE
2 ACLU of Ohio Foundation, Inc.
3 1108 City Park Avenue, Suite 203
4 Columbus, OH 43206
5 Dcarey@acluohio.org
6

7 - AND -
8

9 BY: ALORA THOMAS, ESQUIRE
10 American Civil Liberties Union
11 125 Broad Street
12 New York, NY 10004
13 (212) 519-7866
14 Athomas@acluohio.org
15
16
17
18
19
20
21
22
23
24
25

1 A P P E A R A N C E S C O N T I N U E D
2 ON BEHALF OF RESPONDENTS OHIO GOVERNOR
3 DEWINE, OHIO SECRETARY OF STATE LAROSE, AND
4 OHIO AUDITOR FABER:

5 BY: BRIDGET COONTZ, ESQUIRE

6 JULIE PFEIFFER, ESQUIRE

7 MICHAEL L. WALTON, ESQUIRE

8 Constitutional Offices Section

9 30 E. Broad Street, 16th Floor

10 Columbus, Ohio 43215

11 Tel: 614-466-2872 | Fax: 614-728-7592

12 Bridget.Coontz@OhioAttorneyGeneral.gov

13 Julie.Pfeiffer@OhioAGO.gov

14
15 ON BEHALF OF RESPONDENT OHIO ATTORNEY
16 GENERAL ON OHIO REDISTRICTING COMMISSION:

17 BY: ERIK J. CLARK, ESQUIRE

18 ORGAN LAW LLP

19 1330 Dublin Rd.

20 Columbus, OH 43215

21 1.614.481.0908

22 Ejclark@organlegal.com

1 A P P E A R A N C E S C O N T I N U E D

2
3 ON BEHALF OF RESPONDENTS SENATE PRESIDENT
4 MATT HUFFMAN AND HOUSE SPEAKER BOB CUPP:

5 BY: JOHN E. BRANCH III, ESQUIRE

6 ALYSSA RIGGINS, Esquire

7 NELSON MULLINS RILEY & SCARBOROUGH LLP

8 GlenLake One

9 4140 Parklake Avenue Suite 200

10 Raleigh, NC 27612

11 1.919.329.3828

12 John.branch@nelsonmullins.com

13
14 ON BEHALF OF RESPONDENTS SENATOR VERNON
15 SYKES AND LEADER EMILIA SYKES:

16 BY: DIANE MENASHE, ESQUIRE

17 ICE MILLER, LLC

18 Arena District

19 250 West Street, Suite 700

20 Columbus, OH 43215-7509

21 Diane.menashe@icemiller.com

22 1-614-221-6500

1 A P P E A R A N C E S C O N T I N U E D

2
3 ON BEHALF OF BRIA BENNETT, et al.,

4 RELATORS:

5 BY: SPENCER KLEIN, ESQUIRE

6 ELIAS LAW GROUP

7 1700 Seventh Ave, Suite 2100

8 Seattle, WA 98101

9 T: 202-968-4509

10 Sklein@elias.law

11
12 ON BEHALF OF OHIO ORGANIZING COLLABORATIVE,

13 RELATORS:

14 BY: BENJAMIN FLIEGEL, ESQUIRE

15 SONALI SETH, ESQUIRE

16 REED SMITH, LLP

17 355 South Grand Avenue,

18 Suite 2900

19 Los Angeles, California 90071

20 1.213.457.8050

21 Bfliegel@reedsmith.com

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

8

1 ALSO PRESENT:

2 MIKE HENDERSHOT, Chief Deputy Solicitor
3 General, Ohio Attorney General's Office

4 MICHAEL GRODHAUS, Chief Counsel, Ohio
5 Secretary of State

6 SLOAN SPALDING, Chief of Staff, Ohio
7 Auditor of State

8 AMANDA FERGUSON, Deputy Chief Legal
9 Counsel at Ohio Secretary of State

10 KELSEY MILLER, ACLU

11 JAIMIE HENSLEY, The VideoTech

12 DREW HALTON, The Videographer

13

14

15

16

17

18

19

20

21

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

I N D E X

DEPONENT		PAGE
HOUSE MINORITY LEADER EMILIA SYKES		
EXAMINATION BY	MR. BRANCH	10
EXAMINATION BY	MR. CAREY	91

I N D E X O F E X H I B I T S

(Exhibits are attached to the transcript.)

	DESCRIPTION	PAGE
Exhibit 1	Bates ESykes_0007247-7250 Email sent by Ms. Herd	19
Exhibit 2	Bates ESykes_0010275, Email	25
Exhibit 3	Bates ESykes_10276, Spreadsheet	26
Exhibit 4	Bates ESykes_0007246 Email re meeting with Senator Brown Regarding state redistricting and caucus priorities	85

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

10

1	P R O C E E D I N G S	
2	* * * * *	
3	THE VIDEOGRAPHER: Here begins Tape	01:03:27
4	Number 1 in the videotaped deposition of House	01:03:28
5	Minority Leader Emilia Sykes in the matter of	01:03:33
6	League of Women Voters of Ohio, et al., versus	01:03:35
7	Ohio Redistricting Commission, et al., in the	01:03:39
8	Supreme Court of Ohio, Case Number 2021-1193.	01:03:44
9	Today's date is October 18th, 2021.	01:03:50
10	Time on the video monitor is 1:03 p.m. Eastern.	01:03:54
11	The videographer today is Drew Halton	01:03:58
12	representing Planet Depos. All participants	01:04:01
13	are attending remotely.	01:04:03
14	The court reporter is Debra Bollman,	01:04:05
15	representing Planet Depos.	01:04:07
16	Would the reporter please swear in the	01:04:08
17	witness.	01:04:10
18	Whereupon,	01:04:26
19	HOUSE MINORITY LEADER EMILIA SYKES	01:04:26
20	was called as a witness, was duly sworn,	01:04:26
21	and testified under penalty of perjury as	01:04:26
22	follows:	01:04:26
23	EXAMINATION	01:04:28
24	BY MR. BRANCH:	01:04:28
25	Q. Good morning, Leader Sykes. My name is	01:04:29

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

11

1	John Branch. I'm a lawyer with the law firm of	01:04:31
2	Nelson Mullins Riley & Scarborough. I'm here	01:04:34
3	representing Speaker Cupp and Senate President	01:04:38
4	Huffman in the three apportionment lawsuits	01:04:42
5	that are at issue today.	01:04:46
6	Do you understand that you're under oath	01:04:47
7	and sworn to tell the truth as though you were	01:04:48
8	testifying in court?	01:04:50
9	A. Yes.	01:04:51
10	Q. And have you testified in a deposition	01:04:52
11	before?	01:04:56
12	A. Yes.	01:04:57
13	Q. Okay. If there's a question that I ask	01:04:57
14	you that you don't understand, please let me	01:05:02
15	know, and I will rephrase the question.	01:05:04
16	And if you do answer questions, I will	01:05:09
17	assume that you have understood the question	01:05:11
18	that I've asked. Is that okay?	01:05:13
19	A. Yes.	01:05:14
20	Q. And if you need a break, all you have to	01:05:15
21	do is ask for one. But I would ask that you	01:05:19
22	finish answering any questions that have been	01:05:22
23	posed prior to taking the break.	01:05:25
24	Can you please state your full name for	01:05:27
25	the record.	01:05:30

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

12

1	A. Emilia Strong Sykes.	01:05:30
2	Q. And are you an elected official?	01:05:33
3	A. Yes.	01:05:35
4	Q. And for the record, can you indicate to	01:05:36
5	what offices you've been elected?	01:05:39
6	A. What office I've been elected ever or	01:05:41
7	today?	01:05:46
8	Q. That you're currently representing.	01:05:48
9	A. I am -- I have been elected as state	01:05:50
10	representative for Ohio's 34th House District	01:05:54
11	as well as the minority leader for the Ohio	01:05:57
12	House of Representatives.	01:06:00
13	Q. And were you also elected the leader of	01:06:02
14	the Ohio House Democratic Caucus?	01:06:04
15	A. I have been elected as the minority	01:06:06
16	leader of the Ohio House of Representatives.	01:06:11
17	Q. And is my understanding correct that you	01:06:14
18	are leader of the House Democratic Caucus,	01:06:17
19	though?	01:06:19
20	A. Yes.	01:06:20
21	Q. Okay. Thank you.	01:06:20
22	And you're a member of the Ohio	01:06:22
23	Redistricting Commission, right?	01:06:24
24	A. Yes.	01:06:25
25	Q. And what is your understanding of your	01:06:27

1	duties and responsibilities as a member of the	01:06:30
2	commission?	01:06:32
3	A. As a member of the Ohio Redistricting	01:06:32
4	Commission, my responsibility is to participate	01:06:37
5	in the Redistricting Commission hearings with	01:06:41
6	the end goal of producing a state legislative	01:06:45
7	map for the state of Ohio. That responsibility	01:06:49
8	lasts until the Redistricting Commission is	01:06:56
9	convened and all of our duties are completed.	01:06:58
10	In that role, we are to hear from the	01:07:03
11	public and the communities about what they	01:07:08
12	would like their maps to look like. We are to	01:07:10
13	vote on rules as a matter of the commission.	01:07:15
14	We are to produce maps for consideration of the	01:07:19
15	ten-year legislative districts.	01:07:25
16	Q. And when you -- in the process of the	01:07:35
17	production of maps, what are the factors that	01:07:36
18	as a commission member you're supposed to	01:07:42
19	consider?	01:07:43
20	A. Article XI of the Ohio Constitution.	01:07:43
21	Q. Okay. So in the process of producing	01:07:49
22	these maps, did the House Democratic Caucus	01:07:56
23	engage a consultant to assist it in preparation	01:08:02
24	and analyses of the maps?	01:08:06
25	A. Could you say that question again?	01:08:07

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

14

1	Q. Did the House Democratic Caucus engage a	01:08:11
2	consultant to assist it in preparing and	01:08:14
3	analyzing district General Assembly districting	01:08:17
4	maps?	01:08:22
5	A. So the House Democratic Caucus did	01:08:22
6	engage a consultant, and the purposes could	01:08:26
7	have been to prepare a map, but absolutely to	01:08:34
8	analyze a map.	01:08:36
9	Q. And who was the consultant that the	01:08:37
10	House Democratic Caucus engaged?	01:08:43
11	A. HaystaqDNA.	01:08:45
12	Q. And was Haystaq the only consultant to	01:08:47
13	the House Democratic Caucus engaged in	01:08:50
14	connection with the 2021 redistricting process?	01:08:53
15	A. What do you mean by "engaged"?	01:08:55
16	Q. Have a contract with or pay.	01:09:01
17	A. Yes, they are the only entity that we	01:09:02
18	have a contract with.	01:09:05
19	Q. Okay. And did the House Democratic	01:09:08
20	Caucus pay any other people or entity for	01:09:10
21	redistricting services in connection with the	01:09:14
22	2021 General Assembly maps?	01:09:15
23	A. No.	01:09:18
24	Q. Okay. Thank you. What were the	01:09:19
25	responsibilities of Haystaq in providing the	01:09:25

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

15

1	services that they did for the House Democratic	01:09:30
2	Caucus?	01:09:35
3	A. Their responsibilities were to take the	01:09:35
4	information from the Census Bureau that had	01:09:39
5	been analyzed by Ohio University to put it in a	01:09:42
6	format that we could understand the data in	01:09:46
7	terms of however population shift had occurred,	01:09:51
8	where the movements were, what the district	01:09:58
9	lines looked like.	01:10:00
10	Additionally, they helped to analyze	01:10:02
11	maps that had been submitted or had been	01:10:05
12	circulating so that we could understand what	01:10:11
13	decisions were made or attempt to understand	01:10:15
14	what decisions were made in the process.	01:10:17
15	They also helped us understand -- I	01:10:20
16	think I said this before, but population	01:10:24
17	differences, the deviation, where people moved,	01:10:26
18	where they didn't move, how that reflected the	01:10:29
19	current maps that were -- that we had been	01:10:34
20	elected from.	01:10:37
21	Q. Thank you. Now, Haystaq -- Haystaq	01:10:45
22	doesn't only provide redistricting services.	01:10:48
23	They also provide general political consulting	01:10:50
24	services, right?	01:10:54
25	A. I am not sure of all of the services	01:10:55

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

16

1	that Haystaq provides.	01:10:57
2	Q. All right. And they're based out of	01:10:59
3	Washington, D.C.?	01:11:02
4	A. I don't know that they are based out of	01:11:02
5	Washington, D.C.	01:11:08
6	Q. Do you have any reason to not believe	01:11:10
7	that they're based out of Washington, D.C.?	01:11:12
8	A. I guess I'm trying to understand what	01:11:13
9	your question is asking.	01:11:19
10	Q. Well, I was curious why the House	01:11:22
11	Democratic Caucus chose to engage a D.C.	01:11:27
12	consulting group to assist it with the Ohio	01:11:29
13	General Assembly redistricting process.	01:11:32
14	A. Understood. We decided to contract with	01:11:33
15	an organization that had experience in this	01:11:39
16	process that had worked with redistricting	01:11:43
17	commissions in the past and someone that could	01:11:46
18	help us understand what the process was.	01:11:48
19	And so they were -- they had the	01:11:52
20	experience and expertise and knowledge to allow	01:11:54
21	us to do so.	01:11:56
22	Q. And I will -- since you may not be aware	01:11:57
23	of it, I'll represent to you that Haystaq holds	01:12:06
24	itself out as a political consulting firm as	01:12:09
25	well as a firm that provides redistricting	01:12:12

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

17

1	services. Are you aware of whether Haystaq	01:12:14
2	generally advises clients on one side of the	01:12:18
3	political aisle or the other?	01:12:21
4	A. I understand that they tend to work with	01:12:23
5	Democrats.	01:12:30
6	Q. Okay. Who was your main point of	01:12:31
7	contact at Haystaq?	01:12:34
8	A. Ken Strat.	01:12:37
9	Q. And what -- is it Ken S-t-r-a-s-m-a?	01:12:40
10	A. I cannot tell you the absolute correct	01:12:45
11	spelling of the last name.	01:12:49
12	Q. Fair enough. Fair enough. What did Ken	01:12:50
13	do with Haystaq?	01:12:53
14	A. Ken, I believe, is either the president	01:12:54
15	or the CEO of Haystaq.	01:12:59
16	Q. Okay. Was Ken actually analyzing the	01:13:04
17	maps that you all considered or drawing any of	01:13:08
18	the maps that the House Democratic Caucus had	01:13:14
19	drawn?	01:13:17
20	A. I don't know what Ken did on a daily	01:13:17
21	basis.	01:13:23
22	Q. All right. Do you know who Anh Volmer	01:13:24
23	is?	01:13:27
24	A. Yes.	01:13:27
25	Q. And is she -- does she work with Haystaq	01:13:29

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

18

1	as well?	01:13:31
2	A. Yes.	01:13:32
3	Q. And do you know what she did with	01:13:33
4	Haystaq?	01:13:36
5	A. She works as one of their analysts.	01:13:36
6	Q. Okay. Other than Ms. Volmer,	01:13:40
7	Mr. Strasma, who else did you have contact with	01:13:46
8	at Haystaq?	01:13:49
9	A. You'll have to excuse me because I don't	01:13:49
10	know everyone's first and last name or their	01:13:54
11	correct spellings. But there is a gentleman	01:13:56
12	named Willie and a gentleman named Quentin.	01:13:59
13	Q. Anybody else?	01:14:05
14	A. Not that I can recall.	01:14:05
15	Q. Do you remember what Willie and Quentin	01:14:14
16	did for Haystaq?	01:14:16
17	A. Willie and Quentin worked with Anh.	01:14:18
18	Q. And did they do the analysis -- the same	01:14:23
19	type of analysis work that Anh did?	01:14:29
20	A. As far as I know, correct, yes.	01:14:34
21	Q. Okay. Do you recall how much the House	01:14:36
22	Democratic Caucus paid Haystaq?	01:14:39
23	A. Can you rephrase the question? I don't	01:14:40
24	seem -- sorry.	01:14:49
25	Q. No, go ahead, ma'am. I'm sorry.	01:14:50

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

19

1	A. I said, just excuse me. Can you	01:14:53
2	rephrase that?	01:14:55
3	Q. Yeah. Do you recall approximately how	01:14:55
4	much money that the House Democratic Caucus	01:14:58
5	paid Haystaq?	01:15:01
6	A. To date, I cannot recall accurately.	01:15:01
7	(Deposition Exhibit No. 1 was marked for	01:15:01
8	identification.)	01:15:17
9	Q. Yeah, let's do -- we're going to call up	01:15:17
10	a document that's Bates labeled	01:15:22
11	ESykes_0007247-7250.	01:15:32
12	(Discussion with Videotech held off the	01:15:43
13	written record.)	01:15:43
14	Okay. Ms. Sykes, you can take a moment	01:16:23
15	to review this document, which I will represent	01:16:29
16	to you was produced as part of the	01:16:31
17	approximately 12,000 pages of documents that we	01:16:33
18	received on Saturday night.	01:16:35
19	And, Leader Sykes, what does this appear	01:16:44
20	to be?	01:16:47
21	A. It appears to be an email.	01:16:47
22	Q. And who received the email?	01:16:49
23	A. Which email are you talking -- referring	01:16:52
24	to?	01:16:59
25	Q. I'm looking at the header at the top of	01:16:59

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

20

1	ESykes_7247.	01:17:01
2	A. And the question is again?	01:17:06
3	Q. Who received the email?	01:17:08
4	A. Kristen Rhee, Andy DiPalma.	01:17:09
5	Q. And I'm sorry, let me re-ask the	01:17:15
6	question. Who received the email? Did	01:17:18
7	Samantha Herd receive the email?	01:17:24
8	MS. MENASHE: Objection. Calls for	01:17:28
9	speculation.	01:17:29
10	MR. BRANCH: I apologize, I've got my	01:17:30
11	"from" and my "to" backwards. That's my fault.	01:17:32
12	Did Ms. Herd send this email?	01:17:36
13	MS. MENASHE: Objection. Calls for	01:17:39
14	speculation.	01:17:40
15	BY MR. BRANCH:	01:17:46
16	Q. I'll restate. Does this appear to be an	01:17:46
17	email that was sent by Ms. Herd?	01:17:48
18	A. Yes.	01:17:50
19	Q. And who is Ms. Herd?	01:17:55
20	A. She is the chief of staff for the House	01:17:56
21	Democratic Caucus.	01:18:00
22	Q. All right. And do you know whether her	01:18:00
23	email account was searched for documents	01:18:04
24	responsive to the subpoenas in the three	01:18:06
25	apportionment -- or the -- excuse me, the	01:18:08

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

21

1	discovery requests in the three apportionment	01:18:10
2	cases?	01:18:13
3	A. From my understanding, she participated	01:18:13
4	in the document request.	01:18:15
5	Q. Okay. And you see the first line here:	01:18:17
6	Please find attached our contract with Haystaq.	01:18:23
7	If you look at pages 7249 and 7250, what	01:18:26
8	do these appear to be?	01:18:34
9	A. It appears to be a correspondence from	01:18:37
10	HaystaqDNA.	01:18:48
11	Q. Is this the proposal that HaystaqDNA	01:18:50
12	sent to you for the services that they were	01:18:53
13	asking to provide?	01:18:56
14	A. I see the word "proposal."	01:18:58
15	Q. And do you recall receiving this	01:19:04
16	document?	01:19:06
17	A. I received -- I don't know if this was	01:19:06
18	the actual document. I assume that it could	01:19:20
19	be, but I apologize I didn't commit to memory	01:19:22
20	the email to answer, but I assume it is.	01:19:26
21	Q. All right. And the "Leader Sykes" at	01:19:29
22	the top of the "To" line refers to you,	01:19:31
23	correct?	01:19:34
24	A. Correct.	01:19:34
25	Q. And on page 7250, it lists the cost as,	01:19:36

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

22

1	quote: The total fee will be \$120,000. The	01:19:45
2	first month will be 50,000, month two to four	01:19:49
3	will be \$23,333.33 per month.	01:19:53
4	Do you see where the proposal says that?	01:19:58
5	A. Do I see where the proposal says what?	01:20:00
6	Q. Lists the costs that I just read out on	01:20:04
7	7250?	01:20:07
8	A. Oh, yes. Yes, thank you.	01:20:08
9	Q. And is that, in fact, what the House	01:20:09
10	Democratic Caucus paid to Haystaq?	01:20:12
11	A. My understanding is they have not	01:20:13
12	completed their activities with the House	01:20:19
13	Democratic Caucus.	01:20:24
14	Q. So has the House Democratic Caucus paid	01:20:25
15	Haystaq at least \$120,000?	01:20:28
16	A. Well, if I can adjust a little bit. The	01:20:30
17	Legislative Service Commission is actually the	01:20:37
18	entity that pays for these, and they would have	01:20:39
19	been approved by the task force on	01:20:44
20	redistricting and reapportionment demographic	01:20:48
21	research. Myself and Senator McColley signed	01:20:50
22	off on these.	01:20:52
23	So to answer your question, the total	01:20:53
24	proposal, this was their total proposal, and as	01:20:57
25	I said before, they have not completed all of	01:21:02

1 the work, so I would say that they would not 01:21:05
2 have received all of that. 01:21:07
3 Q. Okay. So it sounds like what you're 01:21:12
4 saying, just for clarity, is that they may not 01:21:14
5 have been paid all of the 120,000 to date, but 01:21:24
6 do you anticipate that they will complete their 01:21:28
7 services and be paid the full amount? 01:21:30
8 A. Barring anything out of the ordinary, 01:21:32
9 perhaps. 01:21:37
10 Q. All right. And is it -- do you recall 01:21:39
11 submitting a request to the task force that you 01:21:50
12 just mentioned seeking additional funds for 01:21:54
13 both the House Democratic Caucus and the Senate 01:21:59
14 Democratic Caucus to use in connection with 01:22:01
15 redistricting? 01:22:05
16 A. Can you restate? I'm not exactly sure 01:22:06
17 what you're asking. 01:22:11
18 Q. On or about August 10th, did the House 01:22:12
19 Democratic Caucus and the Senate Democratic 01:22:18
20 Caucus request an additional \$200,000 from the 01:22:22
21 legislative task force for the respective 01:22:25
22 caucuses to be used with their redistricting 01:22:28
23 work? 01:22:31
24 MS. MENASHE: Objection as to what the 01:22:33
25 Senate requested. 01:22:35

1	You can answer as to what the House	01:22:36
2	Democratic Caucus did.	01:22:39
3	THE WITNESS: I do recall making a	01:22:40
4	request. We've made multiple requests over	01:22:43
5	several years of that task force to help us	01:22:47
6	with the redistricting work. And I apologize,	01:22:51
7	I don't know exactly what that requested	01:22:54
8	because there were so many -- because we had a	01:22:58
9	lot of work to do.	01:23:00
10	BY MR. BRANCH:	01:23:01
11	Q. Well, let me ask it this way. Do you	01:23:02
12	recall the legislative task force denying any	01:23:04
13	requests by you for additional funds to be	01:23:07
14	spent on redistricting?	01:23:12
15	A. The legislative task force has never	01:23:16
16	met, so by operation I don't know how that	01:23:20
17	would have occurred.	01:23:22
18	Q. But they have approved requests for	01:23:23
19	additional funding, haven't they?	01:23:26
20	A. Correct. But we still have not met. So	01:23:28
21	I guess my question is I don't understand --	01:23:32
22	could you just rephrase the question so I can	01:23:36
23	answer it better?	01:23:38
24	Q. Can you name any instance at which the	01:23:41
25	legislative task force denied a request for	01:23:45

1	funding by you in connection with	01:23:48
2	redistricting?	01:23:50
3	A. The legislative task force as a whole	01:23:50
4	has not ever done so because we have not met.	01:23:56
5	Q. Okay. Let's see. Turning back to	01:24:01
6	Haystaq.	01:24:08
7	You mentioned earlier that one of the	01:24:11
8	services that Haystaq provided the House	01:24:13
9	Democratic Caucus was analysis of redistricting	01:24:16
10	plans; is that right?	01:24:19
11	A. Could you say that again, please.	01:24:20
12	Q. You had mentioned previous -- you	01:24:23
13	testified previously that one of the services	01:24:26
14	that Haystaq provided to the House Democratic	01:24:28
15	Caucus was the analysis of redistricting plans;	01:24:30
16	is that correct?	01:24:34
17	A. Correct.	01:24:34
18	(Deposition Exhibit Nos. 2 and 3 were	01:24:34
19	marked for identification.)	01:24:35
20	Q. All right. Let's call up ESykes_10275.	01:24:35
21	And we're going to mark this as Exhibit 2.	01:24:45
22	And I will represent to you, Leader	01:24:52
23	Sykes, this is a document that was produced to	01:24:57
24	us out of your discovery, Bates labeled	01:25:02
25	ESykes_0010275, and it's a spreadsheet.	01:25:06

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

26

1	This is the email that had the	01:25:28
2	spreadsheet attached, and ESykes_10276 is the	01:25:30
3	actual spreadsheet.	01:25:37
4	First, can you read ESykes_10275 and let	01:25:39
5	me know if you recognize what this is.	01:25:46
6	A. I do not recognize this.	01:25:55
7	Q. All right. Let's go back to the	01:25:57
8	previous email real quick. Still got a couple	01:26:01
9	questions about it. First of all, there is an	01:26:04
10	email here, Emilia Sykes@gmail.com. Is that	01:26:06
11	your email address?	01:26:10
12	A. Yes, it is. Emiliassykes@gmail.com.	01:26:11
13	Q. Thank you for the clarification. I	01:26:17
14	apologize. Emiliassykes@gmail.com.	01:26:19
15	Do you use your Gmail account to conduct	01:26:23
16	official business?	01:26:26
17	A. Not often.	01:26:26
18	Q. But do emails like this one occasionally	01:26:28
19	come to your Gmail account whereby official	01:26:34
20	business is sought to be conducted?	01:26:37
21	A. I don't know what you mean by "sought to	01:26:39
22	be conducted." But people who I work with have	01:26:44
23	my Gmail account, and emails end up there	01:26:48
24	sometimes.	01:26:51
25	Q. Okay. And in connection with the	01:26:51

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

27

1	discovery sought in the three apportionment	01:26:54
2	cases at hand, did you search your Gmail	01:26:58
3	account, emiliassykes@gmail.com, for any	01:27:01
4	responsive emails or documents?	01:27:05
5	A. Yes.	01:27:07
6	Q. Okay. And all responsive,	01:27:08
7	non-privileged documents that were contained in	01:27:11
8	that email account have been produced?	01:27:13
9	A. To the best of my ability.	01:27:15
10	Q. All right. And do you have any sort of	01:27:18
11	protection enabled on your Gmail account that	01:27:24
12	would prevent information or emails or	01:27:28
13	documents, which constitute public records,	01:27:31
14	from being deleted?	01:27:34
15	A. What's the question?	01:27:34
16	Q. So if official business happens to come	01:27:39
17	into your emiliassykes@gmail.com account, do	01:27:44
18	you have any system in place that would prevent	01:27:48
19	those documents from -- or those emails from	01:27:53
20	being deleted in a way that might not comply	01:27:56
21	with public records law?	01:27:59
22	A. I don't know.	01:28:00
23	Q. So you can't -- you're not aware of	01:28:05
24	any -- any policy or efforts that you have with	01:28:08
25	regard to your email account to prevent the	01:28:11

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

28

1	deletion of documents?	01:28:14
2	MS. MENASHE: Asked and answered. She	01:28:16
3	said she didn't know.	01:28:19
4	MR. BRANCH: All right.	01:28:20
5	BY MR. BRANCH:	01:28:21
6	Q. Let's move on to the spreadsheet, then.	01:28:21
7	Okay. This is the placeholder. The	01:28:41
8	spreadsheet was produced in native format.	01:28:43
9	Thank you.	01:28:50
10	Leader Sykes, are you able to -- I know	01:28:52
11	we put the exhibits in the chat. Are you able	01:29:03
12	to call up the spreadsheet and manipulate it to	01:29:04
13	where you can see whether you have seen this	01:29:07
14	document before?	01:29:09
15	A. I am working through that now.	01:29:09
16	Q. Thank you.	01:29:15
17	MS. MENASHE: You'll need to scroll it	01:29:24
18	on your end.	01:29:26
19	Counsel?	01:29:33
20	MR. BRANCH: I'm sorry. Do we need to	01:29:34
21	scroll it on our end?	01:29:35
22	MS. MENASHE: One second. Let me see --	01:29:37
23	No, we can't scroll the exhibit on our	01:29:43
24	end.	01:29:45
25	MS. RIGGINS: You can if you hit "Enable	01:29:46

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

29

1	Editing" at the top.	01:29:48
2	MS. MENASHE: Yeah, I hit that, and it's	01:29:50
3	not allowing me to do that. Do you see where	01:29:52
4	it's on the top right there where the cursor	01:29:58
5	is?	01:30:00
6	MS. RIGGINS: Did you click on the	01:30:01
7	exhibit in the chat, or are you relying on it	01:30:02
8	being shown on the screen?	01:30:05
9	MS. MENASHE: We're relying on it being	01:30:08
10	shown on the screen.	01:30:11
11	MS. RIGGINS: If you click the actual	01:30:12
12	document in the chat, which is what you have to	01:30:14
13	do with large files like this, because there's	01:30:16
14	no way to PDF them, then it will allow you to	01:30:18
15	scroll.	01:30:22
16	MS. MENASHE: Actually, then we need to	01:30:22
17	save it, and then we need to go through it?	01:30:24
18	MS. RIGGINS: You won't need to save it.	01:30:27
19	Once you click it open it, you should be able	01:30:28
20	to hit "Enable Editing."	01:30:34
21	BY MR. BRANCH:	01:30:58
22	Q. All right. Let me shorten what I was	01:30:59
23	going to do at this point. Leader Sykes, is	01:31:00
24	this spreadsheet the type of analysis that	01:31:03
25	HaystaqDNA would perform for the House	01:31:06

1	Democratic Caucus?	01:31:09
2	A. It is an example of analysis that could	01:31:09
3	be performed.	01:31:12
4	Q. Is this an example of the analysis that	01:31:17
5	Haystaq actually did perform for the House	01:31:20
6	Democratic Caucus?	01:31:23
7	A. Probably.	01:31:23
8	Q. Ma'am, you produced the document. Is	01:31:31
9	this from Haystaq? Do you know?	01:31:33
10	A. Can you pull the email back up so I can	01:31:35
11	double-check?	01:31:40
12	Q. All right. Let's go back to 10275.	01:31:43
13	Thank you.	01:31:52
14	All right, ma'am, are you comfortable	01:32:31
15	now that this is -- that the spreadsheet that	01:32:32
16	you just reviewed is an example of the analysis	01:32:34
17	that Haystaq performed for the House Democratic	01:32:38
18	Caucus?	01:32:39
19	A. It could be.	01:32:39
20	Q. So you don't know one way or another?	01:32:44
21	A. Well, I'm relying on you saying that it	01:32:47
22	is. But I apologize, I didn't commit to memory	01:32:54
23	every attachment I've ever received.	01:32:58
24	Q. Okay. But do you have any reason to	01:33:01
25	believe that this email was not sent to you?	01:33:03

1 A. No. 01:33:05

2 Q. And do you have any reason to believe 01:33:08

3 that the spreadsheet, which was produced by you 01:33:11

4 in discovery, is not the analysis from Haystaq? 01:33:14

5 A. An analysis from Haystaq? 01:33:18

6 Q. Fair enough, an analysis from Haystaq? 01:33:27

7 A. I'm confident this is an analysis from 01:33:29

8 Haystaq. 01:33:31

9 Q. All right. Do you have any reason to 01:33:33

10 believe that the analysis or information 01:33:35

11 contained in the spreadsheet is inaccurate? 01:33:36

12 A. Is inaccurate? Is that the question? 01:33:38

13 Q. Yes, ma'am. Do you have any reason to 01:33:43

14 believe that the analysis contained in the 01:33:45

15 spreadsheet marked ESykes_10276 is inaccurate? 01:33:48

16 A. No. 01:33:53

17 Q. Now, did HaystaqDNA actually draw 01:33:54

18 districting maps for the Ohio House Democratic 01:34:06

19 Caucus? 01:34:10

20 A. Haystaq worked with us in an exercise to 01:34:10

21 see what districts could look like given the 01:34:15

22 population shifts. 01:34:17

23 Q. Okay. Did they produce any district 01:34:21

24 maps for the House Democratic Caucus? 01:34:23

25 A. They produced a document after we went 01:34:26

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

32

1	through an exercise to show where populations	01:34:34
2	moved about over the last ten years.	01:34:36
3	Q. And what is this document that you	01:34:42
4	referred to in your answer?	01:34:44
5	A. I believe my answer referred to an	01:34:49
6	exercise where they showed us where populations	01:34:57
7	could shift or had shifted.	01:35:00
8	Q. And when was this exercise?	01:35:02
9	A. I can't recall the exact date.	01:35:04
10	Q. Was it before or after the August 31st,	01:35:10
11	2021?	01:35:14
12	A. Before.	01:35:17
13	Q. Okay. And did the document that you	01:35:19
14	referred to that Haystaq produced get produced	01:35:26
15	in discovery in this case?	01:35:31
16	A. The exercise that we performed? I don't	01:35:33
17	know.	01:35:38
18	Q. All right. Let's mark that.	01:35:39
19	So other than this document that was	01:35:47
20	generated prior to August 31st of 2021, did	01:35:50
21	HaystaqDNA prepare any districting maps of	01:35:55
22	the -- of the Ohio House?	01:36:01
23	A. Could you say that again?	01:36:03
24	Q. Other than the document you just	01:36:06
25	referred to in your answer that was prepared	01:36:08

1	prior to August 31st, did HaystaqDNA prepare	01:36:11
2	any districting maps for the Ohio House	01:36:16
3	Democratic Caucus?	01:36:22
4	A. They showed us what maps could look	01:36:22
5	like. They showed us what population shifts	01:36:24
6	could look like, yes.	01:36:27
7	Q. Okay. And did they show the population	01:36:29
8	shifts on maps?	01:36:36
9	A. It was in the Maptitude software.	01:36:38
10	Q. Okay. So would Haystaq provide	01:36:41
11	information to the House Democratic Caucus	01:36:44
12	which the Caucus would then load in a computer	01:36:46
13	and review on Maptitude?	01:36:50
14	A. I'm not a hundred percent sure, but I do	01:36:52
15	believe we looked at it through that software.	01:37:11
16	Q. Through Maptitude?	01:37:13
17	A. Correct.	01:37:14
18	Q. How many licenses for Maptitude did the	01:37:14
19	House Democratic Caucus have?	01:37:20
20	A. I know we have one for sure.	01:37:21
21	Q. All right. Did HaystaqDNA work at all	01:37:34
22	with any consultant engaged by the Senate?	01:37:38
23	A. Yes.	01:37:43
24	Q. Okay. And who was the consultant with	01:37:44
25	which Haystaq worked on behalf of the -- and I	01:37:49

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

34

1	want to be clear -- the Senate Democratic	01:37:53
2	Caucus?	01:37:56
3	A. Chris Glassburn.	01:37:56
4	Q. Okay. And did the -- did Haystaq	01:37:59
5	provide input on any of the maps or documents	01:38:07
6	that Mr. Glassburn prepared?	01:38:14
7	A. Did they provide input? Is that the	01:38:18
8	question?	01:38:21
9	Q. Yes, ma'am.	01:38:22
10	A. In terms of? What do you mean by	01:38:23
11	"input"?	01:38:28
12	Q. Well, I'll ask the question a different	01:38:29
13	way. There were a number of -- there were a	01:38:33
14	number of Sykes plans introduced at the	01:38:35
15	commission. And did Haystaq draw or prepare	01:38:38
16	the House part of any of the Sykes plans that	01:38:44
17	were introduced at the commission?	01:38:49
18	A. So the question is did they draw or	01:38:50
19	prepare?	01:38:56
20	Q. Yes, ma'am.	01:38:56
21	A. I don't know if I can answer that	01:38:57
22	question beyond saying I know they were in	01:39:05
23	communication with Chris Glassburn.	01:39:09
24	Q. All right. Did Mr. Glassburn draw the	01:39:16
25	House maps that were introduced as part of any	01:39:23

1	of the plans that were introduced by Senator	01:39:27
2	Sykes?	01:39:29
3	MS. MENASHE: Speculation. Objection.	01:39:30
4	BY MR. BRANCH:	01:39:36
5	Q. Are you aware of whether Mr. Glassburn	01:39:37
6	drew the House plans that were submitted to the	01:39:40
7	commission by Senator Sykes?	01:39:43
8	A. He may have participated in that.	01:39:44
9	Q. All right. But were the primary	01:39:50
10	drafters of the House plans that were submitted	01:39:52
11	by Senator Sykes the HaystaqDNA?	01:39:55
12	A. When you say "primary drafter," what	01:40:01
13	does -- what does that mean, exactly?	01:40:05
14	Q. Well, you have specified in your	01:40:07
15	interrogatory responses that no elected	01:40:09
16	official actually drew any of the lines for any	01:40:12
17	of the Sykes proposals.	01:40:15
18	What I'm trying to figure out is who	01:40:17
19	prepared the House maps that made up the	01:40:20
20	different Sykes proposals? And I'm asking if	01:40:24
21	you know whether those -- the House maps were	01:40:28
22	prepared by Haystaq or by Mr. Glassburn or by	01:40:32
23	both of them together?	01:40:36
24	A. Thank you for that clarification. And	01:40:37
25	which map -- again, which maps are you	01:40:42

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

36

1	referring to again? I apologize, it's a long	01:40:45
2	question.	01:40:48
3	Q. Let's start with the last map, the	01:40:49
4	September 15th Sykes plan. Do you know who	01:40:53
5	prepared the House map for the September 15th	01:40:58
6	Sykes plan?	01:41:02
7	A. I will answer your question like this.	01:41:02
8	I don't know if you've ever used that software.	01:41:07
9	I don't know how to use it. So when you say	01:41:11
10	who prepared or who did what, that's a little	01:41:13
11	bit difficult for me to answer because there	01:41:18
12	are so many technical elements, and some of	01:41:20
13	them I probably don't even know that exist.	01:41:22
14	I can say that they communicated with	01:41:25
15	one another, Haystaq team as well as the Senate	01:41:28
16	Democrats team, including Chris Glassburn. But	01:41:33
17	what specific technical part each one did, I	01:41:37
18	cannot tell you.	01:41:40
19	Q. Okay. Did the House Democratic Caucus	01:41:41
20	instruct -- give Mr. Glassburn any instructions	01:41:47
21	on how to draw the Ohio House districts?	01:41:52
22	A. The House Democratic Caucus, all 35 of	01:41:59
23	us?	01:42:02
24	Q. Or any one of you separately. Let me do	01:42:03
25	this. Strike that.	01:42:08

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

37

1	Did you or any of your staffers give	01:42:09
2	Mr. Glassburn any direction on how to draw a	01:42:12
3	House districting map for the Ohio General	01:42:15
4	Assembly?	01:42:17
5	A. I'm sure, probably.	01:42:17
6	Q. All right. And did you provide any	01:42:23
7	instructions to Haystaq on how to draw General	01:42:28
8	Assembly House district maps?	01:42:32
9	A. Yes.	01:42:33
10	Q. And do you recall what instructions you	01:42:36
11	provided to Haystaq to draw the maps?	01:42:38
12	A. I asked them to follow Article XI of the	01:42:40
13	Ohio Constitution.	01:42:45
14	Q. Okay. Did you give them any other	01:42:46
15	instructions besides asking them -- excuse	01:42:48
16	me -- directing them to follow Article XI of	01:42:53
17	the Ohio Constitution?	01:42:56
18	A. Probably.	01:42:57
19	Q. Do you recall what those instructions	01:43:02
20	were?	01:43:03
21	A. Oh, no, I couldn't tell you. Deadlines,	01:43:04
22	things like that.	01:43:10
23	Q. Anything -- do you recall anything else	01:43:11
24	besides instructing them to follow Article XI	01:43:13
25	of the Ohio Constitution in communicating	01:43:16

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

38

1	deadlines to them?	01:43:19
2	A. At the current moment, no.	01:43:26
3	Q. Okay. And has the House Democratic	01:43:28
4	Caucus been satisfied with the services that	01:43:43
5	HaystaqDNA has provided?	01:43:44
6	A. All 35 of us as members? You want me to	01:43:49
7	answer on behalf of all 35?	01:43:53
8	Q. Well, fair point.	01:43:55
9	Are you satisfied with the services	01:43:58
10	provided by HaystaqDNA?	01:44:00
11	A. Yes.	01:44:02
12	Q. Okay. Moving to the actual plans that	01:44:03
13	were proposed by the commission, who -- are you	01:44:10
14	aware of who prepared the districting map that	01:44:16
15	was introduced as the August 31st Sykes plan?	01:44:21
16	A. That was produced by the Ohio Democrats.	01:44:24
17	Q. And did HaystaqDNA have any role in	01:44:34
18	preparing the August 31st Sykes plan?	01:44:38
19	A. No.	01:44:40
20	Q. And did you provide any input into the	01:44:42
21	August 31st Sykes plan?	01:44:45
22	A. No.	01:44:47
23	Q. And did you -- did you -- well, no.	01:44:49
24	Strike that.	01:44:54
25	So you wouldn't know what instructions	01:44:55

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

39

1	were provided to the drafter of the August 31st	01:44:59
2	Sykes plan, right?	01:45:02
3	A. Could you say that again?	01:45:02
4	Q. You wouldn't know what instructions were	01:45:04
5	provided to the drafter of the August 31st	01:45:08
6	Sykes plan?	01:45:11
7	A. No, that was the Senate Democrats.	01:45:11
8	Q. All right. And did you join in the	01:45:13
9	August 31st Sykes plan?	01:45:15
10	A. No.	01:45:17
11	Q. All right. Is it your belief that the	01:45:18
12	August 31st Sykes plan complied with all the	01:45:22
13	requirements of Article XI of the Ohio	01:45:25
14	Constitution?	01:45:27
15	A. Say that again, please.	01:45:27
16	Q. Is it your belief that the August 31st	01:45:33
17	Sykes plan complied with all the requirements	01:45:36
18	of the Ohio Constitution?	01:45:39
19	MS. MENASHE: You know, I'm going to	01:45:41
20	object to you constantly referring to it as	01:45:42
21	"the Sykes plan." There is Vernon Sykes and	01:45:45
22	Emilia Sykes, and they come from different	01:45:48
23	caucuses.	01:45:50
24	So I think we should be more specific,	01:45:51
25	particularly given that there's three different	01:45:53

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

40

1	maps put forth. Well, there's really four, but	01:45:55
2	there's three that you seem to be focusing on.	01:45:58
3	So if we could specify the date of the	01:46:01
4	map with which you're asking about, I think	01:46:02
5	that would be helpful for the witness.	01:46:04
6	MR. BRANCH: Okay. And I apologize. I	01:46:06
7	thought I was saying the August 31st Sykes	01:46:08
8	plan. I will refer to this one, since she says	01:46:10
9	that -- she testified that she had no	01:46:13
10	involvement in it, as the August 31st Senator	01:46:15
11	Sykes plan.	01:46:17
12	MS. MENASHE: You can just call it the	01:46:19
13	map, the 8/31 map. I think that's probably the	01:46:22
14	most clear.	01:46:24
15	MR. BRANCH: Fair enough.	01:46:25
16	BY MR. BRANCH:	01:46:26
17	Q. Is it your belief that the 8/31 map	01:46:26
18	complied with all the requirements of the Ohio	01:46:29
19	Constitution?	01:46:31
20	A. From what I could tell.	01:46:31
21	Q. And are you aware of any ways in which	01:46:38
22	it violated -- are you aware of any ways in	01:46:41
23	which the 8/31 map violated the constitution?	01:46:44
24	A. In my understanding, I'm not aware.	01:46:47
25	Q. All right. Did you have any	01:46:53

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

41

1	conversations about the 8/31 map with other	01:46:55
2	commissioners?	01:46:58
3	A. Yes.	01:46:59
4	Q. Did you have any conversations about the	01:47:06
5	8/31 map with Senator Huffman?	01:47:08
6	A. Yes.	01:47:11
7	Q. Can you tell me about those	01:47:14
8	conversations?	01:47:18
9	A. It was during the Redistricting	01:47:19
10	Commission meeting on 8/31.	01:47:22
11	Q. And other than the conversation during	01:47:33
12	the August 31st Redistricting Commission	01:47:35
13	meeting, did you have any conversations with	01:47:38
14	Senator Huffman about the 8/31 map?	01:47:41
15	A. Not that I can recall.	01:47:44
16	Q. All right. What about Speaker Cupp?	01:47:52
17	Did you have any conversations with Speaker	01:47:55
18	Cupp about the 8/31 map outside of the	01:47:57
19	August 31st commission meeting?	01:48:01
20	A. Not that I can recall.	01:48:03
21	Q. Did you have any conversations with	01:48:05
22	Governor DeWine about the 8/31 map outside of	01:48:08
23	the August 31st commission meeting?	01:48:13
24	A. Not that I can recall.	01:48:15
25	Q. Did you have any conversations with	01:48:19

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

42

1	Auditor Faber about the 8/31 map outside of the	01:48:22
2	August 31st commission meeting?	01:48:25
3	A. Not that I can recall.	01:48:27
4	Q. And same question for Secretary LaRose.	01:48:29
5	Did you have any conversations with Secretary	01:48:32
6	LaRose about the 8/31 map outside of the	01:48:35
7	August 31st redistricting meeting -- commission	01:48:38
8	redistricting meeting?	01:48:40
9	A. Not that I can recall.	01:48:40
10	Q. All right. Now, there was another plan	01:48:46
11	introduced by Senator Sykes on, I believe,	01:48:48
12	September 1st; is that right?	01:48:52
13	A. I don't know.	01:48:54
14	Q. Do you recall whether a second General	01:49:00
15	Assembly redistricting plan was introduced by	01:49:03
16	Senator Sykes shortly after the August 31st	01:49:05
17	plan?	01:49:08
18	A. I recall the Senate Democrats making	01:49:09
19	adjustments to the August 31st map shortly	01:49:13
20	after August 31st when they first introduced	01:49:18
21	it.	01:49:22
22	Q. Okay. Do you recall what those -- what	01:49:22
23	the purpose of those adjustments were?	01:49:24
24	A. I recall them saying they needed to make	01:49:26
25	some adjustments to them.	01:49:34

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

43

1	Q. And who is "they"?	01:49:35
2	A. The Senate Democrats.	01:49:37
3	Q. Okay. So do you remember who with the	01:49:40
4	Senate Democrats told you that adjustments had	01:49:42
5	to be made to the August 31st plan?	01:49:46
6	A. It was in a press release.	01:49:49
7	Q. Other than reading that in a press	01:49:51
8	release, did anyone with the Senate Democrats	01:49:54
9	tell you that adjustments have to be made to	01:49:58
10	the August 31st plan?	01:50:00
11	A. I don't recall.	01:50:02
12	Q. Did you provide any input into the	01:50:03
13	September 1st plan that contained the	01:50:10
14	adjustments?	01:50:13
15	A. I did not participate in any	01:50:15
16	adjustments.	01:50:18
17	Q. Did you participate in any way in the	01:50:19
18	preparation of the September 1st plan?	01:50:23
19	A. I don't recall doing that.	01:50:26
20	Q. Okay. And are you aware of any	01:50:30
21	instructions that were given to the individuals	01:50:35
22	responsible with preparing the September 1st	01:50:39
23	plan?	01:50:41
24	A. Instructions from whom?	01:50:41
25	Q. Any instructions at all that were given	01:50:46

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

44

1	to the individuals responsible for drafting the	01:50:53
2	September 1st plan?	01:50:57
3	A. I don't know. I don't know what other	01:50:59
4	people said about instructions to the Senate	01:51:13
5	staffers.	01:51:16
6	Q. Okay. So were the Senate staffers	01:51:17
7	responsible for drafting the September 1st	01:51:21
8	plan?	01:51:23
9	A. I don't -- I don't know who does the	01:51:24
10	work for the Senate.	01:51:28
11	Q. Did you join into the September 1st	01:51:30
12	plan?	01:51:33
13	A. No.	01:51:33
14	Q. Okay. Do you believe that the	01:51:37
15	September 1st Sykes plan complied with the	01:51:41
16	Article XI of the Ohio Constitution?	01:51:47
17	A. Probably.	01:51:50
18	Q. Did you perform any analysis on whether	01:51:55
19	the September 1st plan was constitutional?	01:52:00
20	A. Did I personally? No.	01:52:04
21	Q. Did anyone on your behalf perform an	01:52:08
22	analysis as to the constitutionality of the	01:52:12
23	September 1st plan?	01:52:15
24	A. I don't know for sure.	01:52:15
25	Q. And can you recall whether anyone	01:52:21

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

45

1	performed an analysis as to the	01:52:24
2	constitutionality of the September 1st Sykes	01:52:30
3	plan?	01:52:32
4	A. I can't recall.	01:52:33
5	Q. All right. Did you have any	01:52:35
6	conversations about the September 1st plan with	01:52:40
7	the other commissioners?	01:52:43
8	A. I can't recall for sure, and I don't	01:52:44
9	want to give you a wrong answer.	01:53:06
10	Q. Well, let me ask you this: Do you	01:53:08
11	recall any specific conversations with Senator	01:53:10
12	Huffman about the September 1st plan?	01:53:12
13	A. We could have, but I don't know for	01:53:14
14	sure.	01:53:18
15	Q. All right. Same question as to Speaker	01:53:19
16	Cupp. Do you recall any conversations with	01:53:22
17	Speaker Cupp about the September 1st plan?	01:53:24
18	A. I can't recall for sure.	01:53:26
19	Q. Do you recall any conversations with	01:53:30
20	Governor DeWine, Auditor Faber, or Secretary	01:53:33
21	LaRose about the September 1st plan?	01:53:36
22	A. I cannot for sure.	01:53:38
23	Q. Okay. And if anybody was to analyze the	01:53:43
24	constitutionality of the September 1st plan for	01:53:52
25	you or for the House Democratic Caucus, that	01:53:56

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

46

1	would have been HaystaqDNA, right?	01:53:59
2	A. Correct.	01:54:01
3	Q. I believe the next plan that was	01:54:08
4	introduced by the commission was the	01:54:09
5	September 9th plan that was adopted for	01:54:12
6	consideration. So when was the first time you	01:54:14
7	saw the September 9th plan that was adopted as	01:54:20
8	the commission-proposed plan?	01:54:24
9	A. September 8th.	01:54:28
10	Q. When did you see it on September 8th?	01:54:29
11	A. In the evening, on September 8th.	01:54:31
12	Q. Where were you in the evening on	01:54:39
13	September 8th when you saw it?	01:54:41
14	A. Could you say that again?	01:54:42
15	Q. Where were you on the evening of	01:54:46
16	September 8th where you saw the map -- the	01:54:49
17	September 9th map for the first time?	01:54:54
18	A. In the State House, Senate side.	01:54:55
19	Q. Okay. And who was with you?	01:55:01
20	A. Who was in the room? Is that the	01:55:02
21	question?	01:55:05
22	Q. Well, who was in your immediate vicinity	01:55:06
23	when you saw the commission-proposed plan for	01:55:09
24	the first time on September 8th?	01:55:14
25	A. In my immediate vicinity? What does	01:55:15

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

47

1	that mean to you?	01:55:20
2	Q. Who was close to you? Who were you	01:55:24
3	talking to?	01:55:31
4	A. I believe the person closest to me was	01:55:32
5	Senate President Huffman.	01:55:34
6	Q. Okay. And what happened in that	01:55:35
7	conversation with Senate President Huffman?	01:55:38
8	A. He pro- -- showed us a few poster-sized	01:55:40
9	maps and discussed some elements of what he	01:55:47
10	thought -- of what they were going to discuss	01:55:55
11	the next day in terms of a map from him or the	01:55:57
12	Republicans. I'm not exactly sure who he at	01:56:02
13	the time said the map was coming from.	01:56:05
14	Q. All right. And when you say "us," who	01:56:07
15	else was there besides you and Senate President	01:56:10
16	Huffman?	01:56:13
17	A. In the vicinity or just in the room?	01:56:13
18	Q. In the vicinity.	01:56:15
19	A. I recall sitting on a row by myself, so	01:56:18
20	I don't -- I don't know what -- I want to be	01:56:26
21	precise here.	01:56:30
22	Q. Well, you just said -- you just	01:56:31
23	testified that Senate President Huffman "showed	01:56:33
24	us" the maps. Who did you mean by "us"?	01:56:35
25	A. There was -- so you want not the	01:56:37

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

48

1	vicinity, but who was all in the room; is that	01:56:41
2	correct?	01:56:43
3	Q. All right, yes.	01:56:45
4	A. Okay, great. Thank you. Samantha Herd,	01:56:46
5	Randall Routh, Sarah Cherry, Christine	01:56:52
6	Morrison, Vernon Sykes, another Senate staffer	01:56:58
7	who I cannot recall, Senate Republican staffer,	01:57:11
8	but I can't recall his name.	01:57:14
9	Q. Anybody else that you can recall?	01:57:23
10	A. If there were any other people, they	01:57:25
11	were sitting behind me.	01:57:30
12	Q. All right. Do you remember any other	01:57:31
13	specifics about the map that were communicated	01:57:35
14	by Senate President Huffman?	01:57:39
15	A. I recall him talking about northeast	01:57:42
16	Ohio being challenging because of the	01:57:48
17	population.	01:57:51
18	Q. And can you tell me to the best of your	01:57:54
19	recollection exactly what he said?	01:57:57
20	A. Exactly what he said, no, I cannot tell	01:57:59
21	you that.	01:58:02
22	Q. And can you provide any other detail	01:58:04
23	about what Senate President Huffman said about	01:58:07
24	the population of northeast Ohio other than	01:58:10
25	that it was challenging?	01:58:14

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

49

1	A. He referred to northeast Ohio with	01:58:15
2	counties that had rights. What that meant I	01:58:22
3	still could not tell you to this day. But some	01:58:27
4	counties were red, some counties were green,	01:58:29
5	and something about rights.	01:58:32
6	Q. All right. What else do you remember	01:58:34
7	about that conversation with Senate President	01:58:39
8	Huffman?	01:58:43
9	A. He mentioned that we should talk to Ray	01:58:43
10	DiRossi about more of the details.	01:58:48
11	Q. All right. Anything else that he said?	01:58:53
12	A. I'm sure, but I don't recall the entire	01:58:59
13	conversation.	01:59:13
14	Q. Okay. Fair enough.	01:59:13
15	Do you recall any questions that were	01:59:16
16	asked of Senate President Huffman by any of the	01:59:19
17	individuals listed by you that were in the	01:59:24
18	room?	01:59:26
19	A. No, I can't recall any.	01:59:27
20	Q. Okay. And then prior to the	01:59:35
21	commission's meeting on the September 9th, did	01:59:46
22	you have conversations with any other	01:59:50
23	commission members about the maps that Senate	01:59:54
24	President Huffman showed you?	01:59:57
25	A. Are you asking if I had a conversation	01:59:59

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

50

1	about maps that I had not seen yet?	02:00:08
2	Q. So you testified that Senator -- Senate	02:00:13
3	President Huffman showed you maps on	02:00:16
4	September 8th. The commission next met on	02:00:21
5	September 9th. I was asking if you had	02:00:24
6	conversations with any other commission member	02:00:26
7	about those maps prior to the commission's	02:00:29
8	meeting on September 9th.	02:00:32
9	A. Yes.	02:00:35
10	Q. And who did you talk to about those	02:00:36
11	map -- about the maps prior to the commission	02:00:39
12	meeting?	02:00:41
13	A. Senator Sykes.	02:00:43
14	Q. Okay. Did you have conversations with	02:00:44
15	any other commission member besides Senator	02:00:48
16	Sykes about the maps that were shown to you by	02:00:51
17	Senate President Huffman prior to the	02:00:54
18	September 9th meeting?	02:00:56
19	A. Not that I can recall.	02:00:57
20	Q. And do you remember the substance of the	02:01:01
21	conversation between you and Senator Sykes	02:01:05
22	about the September 9th plan?	02:01:08
23	A. I recall wanting to have more details.	02:01:11
24	Q. Gotcha. And did you ask HaystaqDNA to	02:01:19
25	perform an analysis of the commission-proposed	02:01:22

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

51

1	plan that was introduced on September 9th?	02:01:27
2	A. Yes.	02:01:32
3	Q. All right. And at the commission	02:01:34
4	meeting on September 9th, you voted against the	02:01:39
5	commission -- against the plan that was	02:01:42
6	introduced on September 9th as being the one	02:01:45
7	that was to be considered by the commission; is	02:01:48
8	that right?	02:01:52
9	A. Yes.	02:01:52
10	Q. Okay. And would it have been your	02:01:54
11	preference that the commission agree to use the	02:01:59
12	September 1st Sykes plan as its working plan,	02:02:02
13	as opposed to the September 9th plan that was	02:02:07
14	introduced?	02:02:10
15	A. No.	02:02:10
16	Q. Then what would have been your	02:02:11
17	preference as far as a plan that the commission	02:02:14
18	should have voted to consider?	02:02:19
19	A. It would have been my preference for the	02:02:22
20	commission as a whole to put forth a map to be	02:02:28
21	considered.	02:02:31
22	Q. All right. And when you say "the	02:02:38
23	commission as a whole to put forth a map to be	02:02:41
24	considered" -- strike that.	02:02:45
25	What did you do after the September 9th	02:02:47

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

52

1	commission meeting?	02:02:50
2	A. What did I do after the September 9th	02:02:51
3	commission meeting?	02:02:58
4	Q. Yes, ma'am.	02:03:00
5	A. I think I had lunch.	02:03:01
6	Q. Did you have travel plans after the	02:03:04
7	September 9th meeting?	02:03:07
8	A. Yes.	02:03:09
9	Q. And where did you travel to afterwards?	02:03:11
10	In general. I'm not looking at an address or	02:03:15
11	anything.	02:03:17
12	A. Sure. I spent the weekend in Tampa.	02:03:18
13	Q. Okay. Did you have conversations with	02:03:24
14	any commission members after September 9th	02:03:29
15	about the plan that was introduced on	02:03:34
16	September 9th?	02:03:37
17	A. Did I have any conversations with	02:03:40
18	commission members about the September 9th	02:03:43
19	plan?	02:03:45
20	Q. Yes, ma'am.	02:03:47
21	A. Yes.	02:03:48
22	Q. Okay. Can you relate to me any	02:03:48
23	conversations you had with Senate President	02:03:51
24	Huffman, other than the one you've already	02:03:54
25	described on September 8th?	02:03:55

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

53

1	A. Yes. I had a conversation with Senate	02:03:56
2	President Huffman, inquiring as to next steps	02:04:05
3	and some questions about how it met with	02:04:15
4	Section 6 of Article XI.	02:04:20
5	Q. All right. Do you remember	02:04:26
6	approximately when -- let me back up.	02:04:28
7	Was that in -- you mentioned a	02:04:32
8	conversation about next steps and a	02:04:35
9	conversation about Article XI, Section 6. Did	02:04:37
10	both of those happen in the same conversation,	02:04:39
11	or was that information exchanged in multiple	02:04:41
12	conversations?	02:04:46
13	A. I know for sure one conversation.	02:04:46
14	Q. All right. Can you tell me about the	02:04:51
15	one conversation you're referring to? When was	02:04:53
16	it; where was it?	02:04:58
17	A. It was in Senator Sykes' Senate office.	02:04:59
18	It was on or about September 14th or 15th.	02:05:05
19	Q. All right. Was this after you had	02:05:18
20	traveled to Tampa?	02:05:21
21	A. Correct.	02:05:23
22	Q. When did you get home?	02:05:24
23	A. Sunday. I don't recall the actual date,	02:05:27
24	but Sunday.	02:05:34
25	Q. All right. Can you relate to the best	02:05:36

1 of your ability what Senate President Huffman 02:05:43
2 said in the conversation in Senator Sykes' 02:05:46
3 office and if you and Senator Sykes or anybody 02:05:50
4 else that was participating in the conversation 02:05:52
5 had any response? 02:05:55
6 A. In the conversation, we discussed 02:05:56
7 Article VI [sic], primarily. And from what I 02:06:02
8 recall, Senate President Huffman said that 02:06:05
9 there were many ways to interpret it. 02:06:11
10 I disagreed. And I pointed to him 02:06:18
11 Senator Sykes, who was an original drafter, who 02:06:20
12 we had the benefit of asking what, in fact, 02:06:23
13 that meant to him as he was drafting that 02:06:26
14 language. 02:06:29
15 Q. Gotcha. And you said Article VI a 02:06:31
16 moment ago. I think you meant Article XI, 02:06:34
17 Section 6, right? 02:06:37
18 A. I meant Article XI, Section 6. 02:06:37
19 Q. Yeah. Just to clarify the record. 02:06:40
20 And did Senator Huffman -- Senate 02:06:43
21 President Huffman describe any of the many ways 02:06:45
22 to interpret it? 02:06:49
23 A. He discussed the conversation that many 02:06:50
24 of the advocates and people who had testified 02:06:59
25 being away, that where they looked at the 02:07:03

1	totals of vote counts over ten years of	02:07:07
2	elections for the statewide federal --	02:07:11
3	statewide and federal statewide elections being	02:07:14
4	at 55 percent, approximately 55 percent, for	02:07:17
5	Republicans and 45 percent for Democrats.	02:07:20
6	Q. And do you recall any other ways that he	02:07:25
7	described being able to interpret Article XI,	02:07:28
8	Section 6?	02:07:31
9	A. Not specifically.	02:07:31
10	Q. All right. And you had mentioned that I	02:07:36
11	believe your response was that you did not	02:07:42
12	believe that there was more than one way to	02:07:45
13	interpret Article XI, Section 6; is that right?	02:07:47
14	A. I responded that to our benefit we	02:07:50
15	didn't have to guess because we had an original	02:07:57
16	drafter in the room.	02:07:59
17	Q. Okay. All right. Do you recall	02:08:03
18	anything else that was said during that	02:08:10
19	conversation with Senate President Huffman?	02:08:12
20	A. I recall there being a discussion about	02:08:13
21	what was going to happen next. But there	02:08:17
22	wasn't a finite conclusion of what that would	02:08:26
23	be.	02:08:28
24	Q. Gotcha. And then do you recall anything	02:08:28
25	else that was said?	02:08:33

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

56

1	A. We exchanged pleasantries at the	02:08:34
2	beginning.	02:08:40
3	Q. Was that it? I'm just trying to make	02:08:42
4	sure I cover all my bases, ma'am.	02:08:48
5	A. I understand, and I want to answer you	02:08:50
6	accurately. From what I can recall, that's all	02:08:52
7	I can recall at the moment.	02:08:56
8	Q. Fair enough. Do you recall any other	02:08:57
9	conversations with Senator Huffman about the	02:08:59
10	commission-proposed plan?	02:09:01
11	A. No, I do not.	02:09:03
12	Q. All right. What about with Speaker	02:09:09
13	Cupp, do you recall any conversations with	02:09:11
14	Speaker Cupp about the commission-proposed	02:09:13
15	plan?	02:09:15
16	A. Yes.	02:09:15
17	Q. Can you tell me about those?	02:09:18
18	A. What would you like to know?	02:09:20
19	Q. The same details: when, where, who was	02:09:27
20	involved, and what was said?	02:09:29
21	A. Speaker Cupp and I had a phone call --	02:09:30
22	two phone calls, actually, before and after the	02:09:33
23	conversation I had with Senate President	02:09:40
24	Huffman.	02:09:42
25	Q. All right. Do you -- can you tell me	02:09:48

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

57

1	about -- well, who was on the phone call?	02:09:51
2	A. As far as I know, Senator -- excuse me,	02:09:53
3	Speaker Cupp and myself.	02:09:56
4	Q. Okay. And what was said during the	02:09:57
5	call?	02:10:01
6	A. We exchanged pleasantries, as normal,	02:10:01
7	discussed the timeline of what was happening.	02:10:08
8	We discussed whether it was -- well, I'll put	02:10:14
9	it this way. I asked the Speaker if it was	02:10:19
10	feasible that he, as the Speaker of the House,	02:10:23
11	would support a plan that would follow the	02:10:27
12	proportional representational -- proportional	02:10:33
13	representational language that was in Article	02:10:38
14	XI, Section 6.	02:10:41
15	Q. All right. And what else do you recall	02:10:46
16	about the conversation?	02:10:49
17	A. I recall us talking about sharing a goal	02:10:50
18	of a ten-year map and to continue figuring out	02:10:57
19	how we can get there.	02:11:01
20	Q. And anything else that you recall about	02:11:03
21	the conversation with Speaker Cupp?	02:11:09
22	A. Yes. I expressed to him some concern	02:11:11
23	about whether it was feasible for him as a	02:11:17
24	Speaker of the House to agree to a plan that	02:11:21
25	would, essentially, eliminate ten House	02:11:27

1	Republican members.	02:11:31
2	Q. And why was -- why was the number ten --	02:11:39
3	elimination of ten House Republican members	02:11:45
4	necessary?	02:11:49
5	A. It was an approximate to comply with	02:11:49
6	some of the testimony we had heard from some	02:11:57
7	political scientists and other individuals who	02:12:01
8	were using the 45/55 breakdown as what they	02:12:06
9	deemed as fair.	02:12:14
10	Q. Gotcha. And did the -- did the	02:12:16
11	requirement for the elimination of ten	02:12:25
12	Republican seats come from anywhere else	02:12:28
13	besides the places you just testified to?	02:12:31
14	A. No.	02:12:34
15	Q. Okay. Do you recall any other	02:12:40
16	conversations with Speaker Cupp about the	02:12:43
17	commission-proposed plan, other than the	02:12:47
18	telephone conversation you've just related?	02:12:51
19	A. I believe there was some communication	02:12:54
20	about it during the commission meetings.	02:13:06
21	Q. Okay. Other than during the meetings,	02:13:08
22	do you recall any conversations with Speaker	02:13:11
23	Cupp?	02:13:13
24	A. Not at this moment. No, I cannot	02:13:13
25	recall.	02:13:17

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

59

1	Q. Same question for Governor DeWine.	02:13:19
2	A. Yes, I had a conversation with Governor	02:13:22
3	DeWine.	02:13:25
4	Q. Do you recall when that was?	02:13:25
5	A. September 15th.	02:13:27
6	Q. And do you -- what was the substance of	02:13:40
7	the conversation?	02:13:42
8	A. The substance of the conversation was	02:13:42
9	whether or not there was a way we could get to	02:13:46
10	voting for a -- voting for that map, the	02:13:54
11	proposed Republican map. Or, as you've been	02:14:00
12	saying, the September 9th map.	02:14:05
13	Q. All right. And what -- so how did he	02:14:07
14	make this ask of you?	02:14:14
15	A. The governor made the -- he framed the	02:14:16
16	conversation in terms of it didn't seem as	02:14:24
17	though there was agreement on interpreting	02:14:29
18	Article XI, Section 6. So he requested if	02:14:31
19	there was a number of seats that, as Democrats,	02:14:37
20	we would be willing to vote for.	02:14:42
21	Q. And how did you respond to that ask?	02:14:44
22	A. From what I can recall was the goal was	02:14:46
23	to comply with the Constitution in being	02:14:52
24	mindful of Article XI, Section 6, and also	02:14:58
25	shared with him that there had been two	02:15:01

1 additional amended maps that showed how we 02:15:04
2 could compromise and get to a ten-year map that 02:15:09
3 perhaps all -- maybe not all, but at least we 02:15:14
4 could vote for a bipartisan map that we could 02:15:19
5 vote for for ten years. 02:15:23

6 Q. And when you say the "two amended maps," 02:15:24
7 what are the two amended maps you just referred 02:15:26
8 to? 02:15:28

9 A. There were maps submitted -- I don't 02:15:29
10 remember the exact dates -- but they were 02:15:32
11 amendments to the Republican maps that Senator 02:15:34
12 Sykes and I discussed and worked on with 02:15:39
13 members of the commission. 02:15:48

14 Q. And are these the plan -- the two Sykes 02:15:49
15 plans that were introduced, I believe, on 02:15:54
16 September 12th or 13th and then considered on 02:15:57
17 the 15th? 02:16:00

18 MS. MENASHE: Objection as to the 02:16:02
19 continued characterization of them as "Sykes 02:16:03
20 plan." She's never testified that that's what 02:16:06
21 they were called. And I guess it's best if you 02:16:08
22 want to just say the maps that the Dem Caucus 02:16:13
23 put forth. 02:16:16

24 MR. BRANCH: She just testified that she 02:16:17
25 and Senator Sykes put forth the two amendments 02:16:19

1 to the maps. I'm not trying to antagonize 02:16:23
2 anybody here. 02:16:29

3 MS. MENASHE: I understand. But, 02:16:30
4 Counsel, I think her answer included with input 02:16:31
5 from other commissioners. So clearly they 02:16:34
6 weren't just the Sykes maps. So that's my 02:16:36
7 point. 02:16:38

8 I think if we could just use the dates 02:16:39
9 of the maps for clarification of the record, 02:16:41
10 that would be easiest moving forward, I think. 02:16:42

11 MR. BRANCH: All right. 02:16:44

12 BY MR. BRANCH: 02:16:45

13 Q. So, Leader Sykes, were the two 02:16:46
14 amendments that you're referring to, are they 02:16:48
15 the ones that were offered, I believe one on 02:16:50
16 September 12th or 13, and then the other was 02:16:53
17 considered on the 15th? 02:16:55

18 A. What do you mean by "considered"? 02:16:57

19 Q. I'm not sure if the map that was off -- 02:17:01
20 that was from Senator Sykes and I believe 02:17:07
21 you -- on September 15th was actually ever put 02:17:12
22 forth via motion to the commission. 02:17:18

23 And so, but my understanding is it was 02:17:20
24 actually considered by the commission members. 02:17:22
25 Is that correct? 02:17:25

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

62

1	A. There, from my understanding, there	02:17:25
2	wasn't anything that the Democrats put forth	02:17:30
3	that the other commission members were willing	02:17:33
4	to meaningfully consider.	02:17:35
5	Q. What do you mean by "meaningfully	02:17:43
6	consider"?	02:17:45
7	A. I mean by "meaningfully consider" that	02:17:46
8	it could be adopted.	02:17:52
9	Q. Do you recall what the partisan	02:17:55
10	breakdown was of the September 15th plan that	02:18:00
11	the Democrats put forward for the House?	02:18:07
12	A. It was approximately 42 Democrat seats,	02:18:13
13	give or take, and then that would -- then that	02:18:20
14	minus 99 for the Republican. And I don't	02:18:26
15	recall at all the Senate number breakdown.	02:18:28
16	Q. Yeah, I'm just asking as to the House.	02:18:31
17	And did that partisan breakdown change at all	02:18:37
18	from the first map that was proposed by Senator	02:18:40
19	Sykes?	02:18:42
20	A. Yes.	02:18:42
21	Q. Okay. Do you recall how that partisan	02:18:44
22	breakdown changed?	02:18:49
23	A. When you say "how," can you be specific	02:18:51
24	of what you're looking for?	02:18:55
25	Q. How the partisan breakdown changed.	02:18:57

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

63

1	Okay. I'll ask the question a different	02:19:03
2	way.	02:19:05
3	How many -- you referred to the	02:19:05
4	September 15th plan as having 42 Democrat	02:19:07
5	seats. How many did the August 31st Sykes plan	02:19:10
6	have?	02:19:14
7	A. Oh, maybe 44 or 45.	02:19:15
8	Q. And what do you base that number off of?	02:19:26
9	A. You would have to ask the Senate	02:19:31
10	Democrats what they based that number off of.	02:19:33
11	Q. Okay. So that analysis came from the	02:19:36
12	Senate Democrats?	02:19:38
13	A. It was their map. The August 31st map	02:19:40
14	was their map.	02:19:46
15	Q. Okay. All right. Let's do this. We've	02:19:46
16	been going about an hour and 20 minutes. Let's	02:19:50
17	go off the record for about a five-minute	02:19:53
18	break, and then hopefully we can get through	02:19:56
19	the remainder of at least my portion of this as	02:19:59
20	quickly as we can. Will that work?	02:20:01
21	A. Yes.	02:20:03
22	MR. BRANCH: All right.	02:20:04
23	THE VIDEOGRAPHER: Off record, 2:20.	02:20:10
24	(Recess ensued from 2:20 p.m.	02:20:11
25	to 2:30 p.m.)	02:30:34

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

64

1	THE VIDEOGRAPHER: On record, 2:30.	02:30:35
2	BY MR. BRANCH:	02:30:43
3	Q. Thank you.	02:30:44
4	Leader Sykes, I just want to continue	02:30:45
5	following up with you with the questions about	02:30:49
6	the conversations that you had in regard to the	02:30:52
7	different plans that were considered.	02:30:55
8	I believe that there was a plan that was	02:30:59
9	submitted by Senator Sykes on September 13th.	02:31:02
10	Do you recall that?	02:31:06
11	A. Yes.	02:31:06
12	Q. Now, did you join in the introduction of	02:31:12
13	or proposal of that September 13th plan?	02:31:15
14	A. Yes.	02:31:18
15	Q. Okay. Do you recall how the	02:31:20
16	September 13th plan differed from the	02:31:26
17	September 1st plan?	02:31:28
18	A. In very specific detail, no, I do not.	02:31:32
19	Q. Do you recall any generalities about how	02:31:35
20	it differed, about how the September 13th plan	02:31:38
21	differed from the September 1st plan?	02:31:41
22	A. It was different in there was a	02:31:43
23	reduction of the number of Democratic seats.	02:31:47
24	Q. Do you recall how many Democratic seats	02:31:51
25	were reduced from the September 1st to the	02:31:56

1	September 13th plan?	02:31:58
2	A. Two -- approximately two, two to three.	02:32:00
3	Q. Do you recall how that number of	02:32:05
4	Democratic seats in the September 13th plan was	02:32:13
5	measured?	02:32:17
6	A. It was measured against the statewide	02:32:21
7	election from the previous ten years in some	02:32:26
8	capacity.	02:32:33
9	Q. Was it a ten-year election composite or	02:32:34
10	a election composite of statewide general	02:32:41
11	election results from 2016 to 2020?	02:32:47
12	A. I'm not exactly sure which one.	02:32:50
13	Q. Okay. And is that everything you can	02:32:53
14	recall about how the decrease in the number of	02:33:01
15	Democrat seats was calculated?	02:33:04
16	A. It was calculated in terms of -- can you	02:33:06
17	be more specific what you're asking?	02:33:13
18	Q. I'm trying to figure out how you	02:33:16
19	measured and came to the conclusion that the	02:33:18
20	September 13th plan contained two to three less	02:33:23
21	Democrat-leaning House seats than the	02:33:28
22	September 1st plan.	02:33:31
23	A. The best answer I can give is it was	02:33:32
24	compared against previous election data.	02:33:35
25	Q. All right. And is this a analysis that	02:33:37

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

66

1	HaystaqDNA performed for you?	02:33:40
2	A. I'm sure.	02:33:43
3	Q. And could this also have been an	02:33:49
4	analysis that Chris Glassburn performed?	02:33:51
5	A. He may have.	02:33:53
6	Q. Do you recall any conversations about	02:33:57
7	the September 13th plan with Senate President	02:34:01
8	Huffman?	02:34:06
9	A. During the commission meeting he made	02:34:06
10	some statements about it.	02:34:14
11	Q. Other than in the commission meeting, do	02:34:16
12	you recall any conversations with Senate	02:34:20
13	President Huffman about the September 13th	02:34:22
14	plan?	02:34:25
15	A. You said before the commission meeting?	02:34:26
16	Was that the question?	02:34:28
17	Q. Just any conversations at all with	02:34:29
18	Senator Huffman -- strike that.	02:34:31
19	Any conversations, other than during the	02:34:33
20	commission meetings, with Senate President	02:34:37
21	Huffman about the September 13th plan?	02:34:40
22	A. Maybe. I would assume that part of the	02:34:42
23	conversation we had on the 15th included	02:34:48
24	somewhat of a conversation about that plan.	02:34:52
25	Q. All right. And is the conversation you	02:34:56

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

67

1	just referred to on the 15th, is that something	02:35:02
2	you've related already?	02:35:05
3	A. Yes.	02:35:06
4	Q. Okay. And is there -- are there any	02:35:07
5	other details about that conversation that you	02:35:10
6	recall that you've not testified to already?	02:35:12
7	A. No. Not at the moment.	02:35:15
8	Q. Okay. Other than that conversation on	02:35:23
9	September 15th, do you recall any other	02:35:25
10	conversations with Senator Huffman, outside of	02:35:26
11	the hearings, about the September 13th plan?	02:35:30
12	A. No.	02:35:35
13	Q. Do you recall any conversations with	02:35:36
14	Speaker Cupp outside of the commission hearings	02:35:38
15	about the September 13th plan?	02:35:42
16	A. Yes.	02:35:44
17	Q. All right. Can you tell me about the	02:35:47
18	conversations?	02:35:50
19	A. It would be the same conversation I	02:35:51
20	shared previously on the same day.	02:35:54
21	Q. All right. Any other conversations that	02:35:57
22	you have not testified to?	02:36:00
23	A. Not that I can recall.	02:36:02
24	Q. All right. Same question with Governor	02:36:05
25	DeWine. Any conversations with the governor	02:36:09

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

68

1	about the September 13th plan, other than	02:36:11
2	the -- any conversations during the commission	02:36:17
3	meetings and any conversations you've already	02:36:19
4	testified about?	02:36:21
5	A. Not that I can recall.	02:36:23
6	Q. Same question with Auditor Faber and	02:36:25
7	Secretary LaRose. Were there any conversations	02:36:28
8	you had with either of them about the	02:36:31
9	September 13th plan that did not take place	02:36:35
10	during a commission meeting and about which you	02:36:37
11	have not testified already?	02:36:39
12	A. Yes, there were additional	02:36:41
13	conversations.	02:36:42
14	Q. All right. Can you talk about the	02:36:43
15	conversations with the auditor, please?	02:36:46
16	A. Yes. Auditor Faber and I discussed --	02:36:47
17	well, Auditor Faber and I participated in a	02:37:00
18	meeting where the September 13th plan was	02:37:04
19	presented to him. And the Senate staffers of	02:37:09
20	Chris Glassburn and Randall Routt discussed how	02:37:18
21	they drafted that map and walked through the	02:37:25
22	changes from the original commission plan.	02:37:32
23	So let me back up. The 13th map was an	02:37:36
24	amendment to the map that Senate President	02:37:41
25	Huffman introduced that the commission	02:37:44

1	ultimately adopted. And it was an amendment to	02:37:45
2	that map that we were having the conversation	02:37:50
3	together.	02:37:55
4	Q. Okay. I appreciate that. Do you recall	02:37:58
5	any specifics of the conversation that took	02:38:04
6	place?	02:38:06
7	A. There were -- Auditor Faber made some	02:38:09
8	suggestions about changes in northwest Ohio.	02:38:15
9	Auditor Faber wanted to look at what was the	02:38:21
10	challenge in northeast Ohio and figure out how	02:38:24
11	we could adjust that.	02:38:28
12	Then he later suggested that Secretary	02:38:31
13	of State LaRose would be the expert, since he	02:38:35
14	was from Summit County, for northeast Ohio and	02:38:38
15	suggested we talk to him about that.	02:38:42
16	Q. Any other -- I'm sorry. My apologies.	02:38:46
17	A. Any other suggestions? No.	02:38:56
18	Q. Do you recall anything else that was	02:38:58
19	said during the conversation with the auditor?	02:39:01
20	A. Yes.	02:39:04
21	Q. And what was that?	02:39:08
22	A. He wanted to -- we discussed the	02:39:09
23	Article XI, Section 6 and what constituted a	02:39:15
24	representational fairness. We talked about	02:39:23
25	what was competitiveness.	02:39:27

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

70

1	Q. Do you recall what Auditor Faber said	02:39:36
2	about how he interpreted Article XI, Section 6?	02:39:38
3	A. No, I don't recall.	02:39:44
4	Q. Do you recall what you told him?	02:39:50
5	A. I've generally stated that the 55/45	02:39:52
6	split is approximately where we have seen it.	02:40:03
7	Again, as I shared with you before, we have	02:40:10
8	political science attest to that, and many	02:40:14
9	people come before the commission meetings	02:40:16
10	sharing and identifying how you can -- how that	02:40:19
11	makes sense and how that number -- how those	02:40:24
12	numbers, excuse me, correlate with that	02:40:26
13	provision.	02:40:30
14	Q. All right. Do you remember anything	02:40:33
15	else that occurred during that conversation	02:40:35
16	with Auditor Faber?	02:40:39
17	A. Yes. I recall him expressing	02:40:40
18	frustration with the fact that he had -- did	02:40:42
19	not have access to map drawing software and	02:40:46
20	that there wasn't an opportunity for him to	02:40:51
21	work with Huffman and Cupp on their map drawing	02:40:57
22	processes.	02:41:01
23	Q. Gotcha. In contrast to Auditor Faber,	02:41:03
24	though, you did have access to map drawing	02:41:08
25	software, right?	02:41:10

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

71

1	A. Yes.	02:41:12
2	Q. And the House Democratic Caucus was	02:41:13
3	appropriated approximately \$325,000 to spend on	02:41:19
4	consultants for the redistricting process,	02:41:25
5	weren't they?	02:41:27
6	A. I don't know if that amount that you	02:41:28
7	gave is accurate. I would have to look at the	02:41:31
8	contract to see if that was correct.	02:41:34
9	Q. And do you have any reason to believe	02:41:36
10	that it's not accurate?	02:41:38
11	A. The reason being because I have not seen	02:41:40
12	the number in a while, and I don't want to	02:41:43
13	agree to something that you have said without	02:41:46
14	my being able to look at it myself and verify.	02:41:48
15	Q. Okay. Fair enough.	02:41:51
16	Any other conversation -- excuse me.	02:41:53
17	Were there any other aspects of the	02:41:56
18	conversation with Auditor Faber that you have	02:42:00
19	not described?	02:42:02
20	A. Yes. He expressed his gratitude for the	02:42:04
21	Senate and House Democrats being willing to	02:42:08
22	work with him in a way that had not been	02:42:11
23	afforded to him from the Republican members of	02:42:15
24	the commission.	02:42:19
25	Q. All right. And then any other --	02:42:21

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

72

1 anything else from the conversation? 02:42:27

2 A. Yes. We talked about some of the 02:42:28

3 feedback we heard in the Dayton meeting, which 02:42:36

4 was around individuals who lived in communities 02:42:43

5 in western Montgomery County not wanting to be 02:42:50

6 combined with Preble County, because they felt 02:42:56

7 like their voices were not being heard, and 02:43:01

8 that that configuration of including, I 02:43:05

9 believe, Trotwood with Preble County 02:43:08

10 disenfranchised them. And we discussed ways, 02:43:12

11 and if it were possible, to undo that. 02:43:16

12 Q. Gotcha. How did you respond to those 02:43:25

13 concerns? 02:43:27

14 A. I expressed those concerns to him. 02:43:27

15 Q. You expressed those concerns to him. 02:43:29

16 How did he respond to you then? 02:43:31

17 A. He seemed open to it. We had discussed 02:43:33

18 it during the Dayton meeting. There were some 02:43:36

19 conversation we had during the meeting where he 02:43:43

20 asked me what -- he asked me could I show him 02:43:45

21 what they were talking about, and I showed him 02:43:49

22 what they were talking about. 02:43:54

23 Q. Gotcha. Anything else in that 02:43:56

24 conversation with Auditor Faber that you've not 02:44:02

25 testified to? 02:44:04

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

73

1	A. Not that I can recall at the moment.	02:44:05
2	Q. Fair enough. And when did this	02:44:10
3	conversation occur? I'm not sure if I asked	02:44:12
4	you that in the beginning.	02:44:14
5	A. It was September 14th, after the	02:44:16
6	commission meeting, I believe.	02:44:26
7	Q. All right. Did you have any other	02:44:33
8	conversations with Auditor Faber about the	02:44:35
9	September 13th plan?	02:44:39
10	A. Probably.	02:44:40
11	Q. All right. Do you recall the specifics	02:44:52
12	of any other conversations?	02:44:54
13	A. Oh, I -- not really, no.	02:44:56
14	Q. Okay. What about conversations with	02:45:01
15	Secretary LaRose about the September 13th plan?	02:45:04
16	Do you recall any of those? And if so, can you	02:45:08
17	tell us about them?	02:45:10
18	A. Yes. What would you like to know about	02:45:11
19	them?	02:45:15
20	Q. When did they occur, and what were their	02:45:16
21	substance?	02:45:18
22	A. Shortly after the meeting with Auditor	02:45:22
23	Faber, also met with Secretary LaRose. He	02:45:24
24	talked some about the northeast Ohio issue	02:45:31
25	being that there is a lot of population there,	02:45:38

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

74

1	and trying to un -- not undo it, but unpack it	02:45:42
2	in a certain kind of way that makes it	02:45:48
3	reasonable and makes sense.	02:45:50
4	Q. What do you mean by try to unpack the	02:45:54
5	population of northeast Ohio in a way that is	02:45:58
6	reasonable and makes sense?	02:46:02
7	A. I mean that there's a lot of population	02:46:03
8	in the state in northeast Ohio. And ensuring	02:46:07
9	that every community is represented, some	02:46:12
10	things that you have to do is unpack, for	02:46:17
11	example, Black communities so that they get	02:46:19
12	adequate representation.	02:46:21
13	There has been a tendency in previous	02:46:23
14	maps to put all of the Black people you can	02:46:26
15	possibly find in one district, and that	02:46:29
16	eliminates our ability to have representation	02:46:34
17	that actually listens to us or that is as	02:46:39
18	thoughtful.	02:46:43
19	So we talked about unpacking	02:46:44
20	particularly Cuyahoga County and many of those	02:46:46
21	Cleveland areas in order to have more adequate	02:46:50
22	representation.	02:46:55
23	Q. Gotcha. And under your interpretation	02:46:57
24	of unpacking, would that include drawing	02:47:01
25	districts across county, municipality, or	02:47:05

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

75

1	township lines?	02:47:08
2	A. I don't think that's the definition of	02:47:10
3	unpacking.	02:47:15
4	Q. I was asking for your understanding of	02:47:16
5	unpacking and how you just used it in your	02:47:20
6	testimony.	02:47:24
7	A. Unpacking -- unpacking means drawing	02:47:25
8	lines that allow for there to be adequate	02:47:30
9	representation by in usually marginalized	02:47:34
10	populations, typically Black populations, so	02:47:39
11	that their voices are heard by their	02:47:41
12	representatives.	02:47:45
13	Q. And is that irrespective of traditional	02:47:47
14	geographic lines, including counties,	02:47:52
15	municipalities, or townships?	02:47:54
16	A. No, it's possible to do that under --	02:47:56
17	and maintain those things that you just	02:47:59
18	mentioned.	02:48:03
19	Q. Okay. Fair enough. All right. Let's	02:48:04
20	talk about September 15th and the -- I	02:48:07
21	understand that was a long day, but I still	02:48:14
22	would like to go through the exercise of who	02:48:17
23	you talked to about the plans that were	02:48:19
24	introduced on the 15th.	02:48:23
25	Is it correct that there were two	02:48:26

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

76

1 different plan amendments which were introduced 02:48:28
2 on the 15th, one from Senator Sykes and you, 02:48:31
3 Leader Sykes, and the other from the -- the 02:48:35
4 other was the plan that the commission 02:48:40
5 ultimately adopted? 02:48:41

6 A. There were two plans that were -- well, 02:48:42
7 the plan that was ultimately adopted, I 02:48:50
8 wouldn't necessarily say it was introduced 02:48:53
9 because we saw it minutes before it was voted 02:48:55
10 on. So it was produced, but not in the same 02:48:59
11 way as the plan that Senator Sykes and I 02:49:05
12 passed. 02:49:14

13 So we -- so I guess I'm saying we were 02:49:14
14 able to have conversations about them, since 02:49:16
15 that's what you asked. We didn't really 02:49:18
16 have -- we didn't have an opportunity to have 02:49:19
17 many conversations on the latter, than the 02:49:23
18 former. 02:49:24

19 Q. Do you recall when either you or Senator 02:49:26
20 Sykes or somebody on your behalf circulated the 02:49:30
21 proposal that the Democrat members of the 02:49:34
22 commission made on September 15th? 02:49:37

23 A. Do I recall what time? 02:49:38

24 Q. Yes, ma'am. 02:49:41

25 A. No. 02:49:42

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

77

1	Q. In other words, do you have any reason	02:49:43
2	to believe or would you have any reason to not	02:49:45
3	believe that it was around 5:45 p.m. when the	02:49:48
4	Democrats' proposal was circulated?	02:49:52
5	A. I believe that you are an honest man, so	02:49:54
6	I believe what you are saying.	02:50:02
7	Q. Okay. Well, I appreciate that. And I	02:50:03
8	will note that that is actually on the record.	02:50:04
9	So when -- you testified a moment ago	02:50:08
10	that you got the -- about when you got the	02:50:13
11	final plan. Do you recall about what time that	02:50:18
12	was?	02:50:21
13	A. It was late into the evening.	02:50:21
14	Q. Was that the first time you'd had a	02:50:26
15	chance to review any of the details of the plan	02:50:29
16	that was ultimately passed by the commission?	02:50:32
17	A. Say that again, please.	02:50:35
18	Q. Was that the first time that you had	02:50:39
19	been able to review the details of the plan	02:50:43
20	that was ultimately passed by the commission?	02:50:45
21	A. I imagine so.	02:50:47
22	Q. All right. Other than the conversations	02:50:55
23	during the commission meetings and the	02:51:01
24	conversations you've already testified to	02:51:04
25	today, did you have any additional	02:51:06

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

78

1	conversations with Senate President Huffman	02:51:08
2	about the -- either of the September 15th plans	02:51:13
3	that you can tell me about?	02:51:17
4	A. No.	02:51:20
5	Q. All right. Same question for Speaker	02:51:22
6	Cupp.	02:51:25
7	Do you recall any conversations with	02:51:25
8	Speaker Cupp about the September 15th -- either	02:51:27
9	the September 15th plans which you have not	02:51:30
10	testified to already or which were not taking	02:51:34
11	place inside the meetings?	02:51:37
12	A. I believe you're asking did I have	02:51:39
13	additional conversations with Speaker Cupp?	02:51:47
14	Q. Yes, ma'am.	02:51:51
15	A. About the maps?	02:51:51
16	Q. Yes, ma'am.	02:51:53
17	A. Not that I can recall.	02:51:54
18	Q. All right. Were there any additional	02:51:57
19	conversations that you had with Governor DeWine	02:51:59
20	about either of the September 15th maps about	02:52:01
21	which you have either not already testified or	02:52:04
22	which did not take place -- and which did not	02:52:08
23	take place in the commission meetings?	02:52:11
24	A. Yes.	02:52:13
25	Q. All right. Can you tell me about the	02:52:15

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

79

1	conversations with Governor DeWine, please?	02:52:17
2	A. Yes. I spoke to Governor DeWine later	02:52:20
3	in the evening on the 15th. He approached	02:52:28
4	Senator Sykes and I to see if it would be	02:52:33
5	possible to come up with a way forward that	02:52:38
6	would allow for there to be a ten-year map.	02:52:47
7	Q. And how did you respond to his overture	02:52:51
8	to you?	02:52:56
9	A. I was open to the conversation, and we	02:52:56
10	discussed it for, I don't know, a few moments.	02:53:01
11	Well, probably longer than a few moments.	02:53:09
12	Q. Well, do you recall what specifically	02:53:10
13	you told him in response to his ask?	02:53:16
14	A. His ask at the time was to delay voting	02:53:19
15	for the map.	02:53:26
16	Q. All right. And then how did you	02:53:33
17	respond?	02:53:35
18	A. I questioned why we would delay the	02:53:35
19	vote.	02:53:41
20	Q. And how did he respond to that?	02:53:47
21	A. I recall his response being to see if we	02:53:49
22	could continue talking.	02:53:55
23	Q. Gotcha. Were there any discussions with	02:53:56
24	Governor DeWine other than about delaying the	02:54:00
25	vote?	02:54:05

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

80

1	A. Yeah, I -- yes. I asked him if he had	02:54:05
2	an answer to a previous question which was	02:54:15
3	whether or not the Republican members of the	02:54:21
4	commission were willing to break ranks and vote	02:54:24
5	for a map that would be a ten-year map.	02:54:32
6	Q. What do you mean by -- what did you mean	02:54:36
7	by "break ranks"?	02:54:39
8	A. There was a suggestion -- well, more	02:54:41
9	than a suggestion -- from Auditor Faber and	02:54:48
10	Secretary LaRose that the only way to pass a	02:54:51
11	ten-year map was if it was seven -- was	02:54:55
12	unanimous. And I expressed that it was	02:54:58
13	possible to pass a bipartisan ten-year map	02:55:03
14	without a unanimous 7-0 vote.	02:55:07
15	And my question to Governor DeWine as	02:55:11
16	well as other members of the commission was	02:55:15
17	whether any of them would be willing to support	02:55:19
18	a map that all seven members didn't vote for if	02:55:22
19	that meant we got a ten-year map.	02:55:26
20	Q. And how do you recall him responding to	02:55:29
21	that?	02:55:32
22	A. I don't recall there being a response.	02:55:32
23	Q. All right.	02:55:37
24	A. But I think we saw what happened at the	02:55:38
25	end.	02:55:41

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

81

1	Q. Other than with respect to Governor	02:55:42
2	DeWine, other than the conversation about	02:55:46
3	delaying the vote and the breaking rank	02:55:48
4	conversation, did you discuss anything else	02:55:51
5	late on the 15th? And if so, can you tell us?	02:55:55
6	A. Yes. Governor DeWine asked if we would	02:55:59
7	still continue to talk to -- which I agreed	02:56:04
8	that I would be more than willing to continue	02:56:08
9	to figure out a path towards a ten-year map.	02:56:10
10	Q. All right. Anything else?	02:56:13
11	A. About my -- with my conversation with	02:56:14
12	Governor DeWine?	02:56:21
13	Q. Yes, ma'am.	02:56:22
14	A. He, I think, at that point went to talk	02:56:24
15	to the other commission members to share.	02:56:30
16	Q. And did you have any other conversations	02:56:32
17	with Governor DeWine that night?	02:56:34
18	A. No, not that I can recall.	02:56:38
19	Q. All right. What about conversations	02:56:41
20	with Auditor Faber about the September 15th	02:56:43
21	plans? Did you have any additional	02:56:47
22	conversations with him which you've not	02:56:52
23	testified about or which occurred during the	02:56:53
24	hearings?	02:56:56
25	A. Not that I can recall.	02:56:57

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

82

1	Q. All right. Same question with regard to	02:57:03
2	Secretary LaRose. Did you have any	02:57:05
3	conversation with Secretary LaRose about the	02:57:07
4	September 15th plans, other than those you've	02:57:10
5	testified to and those that took place in the	02:57:13
6	commission meetings?	02:57:18
7	A. Yes.	02:57:19
8	Q. Okay. Can you tell me about the	02:57:22
9	conversations, please?	02:57:24
10	A. Yes. After Governor DeWine left the	02:57:24
11	conversation, he -- well, I don't know where he	02:57:32
12	went, but ultimately I was approached to	02:57:36
13	discuss with Secretary LaRose and one of his	02:57:43
14	staffers, Merle Madrid, and one of Auditor	02:57:47
15	Faber's staffers and Senator Sykes to continue	02:57:52
16	talking about how we could get towards a	02:57:56
17	ten-year map.	02:58:00
18	Q. All right. Do you remember any	02:58:01
19	specifics of terms or proposals that either	02:58:04
20	Secretary LaRose discussed with you or you	02:58:11
21	discussed with Secretary LaRose?	02:58:14
22	A. Yes.	02:58:16
23	Q. Can you testify as to those?	02:58:16
24	A. Yes. Secretary LaRose in that meeting	02:58:19
25	suggested that we could continue to talk about	02:58:29

1 the maps and asked if we would table the voting 02:58:33
2 of the Huffman map to buy us more time. 02:58:42

3 Q. And other than a discussion of tabling 02:58:49
4 the Huffman -- a vote on the Huffman map, did 02:58:53
5 you talk about anything else with Secretary 02:58:56
6 LaRose in this conversation? 02:59:01

7 A. Yes. We talked about just voting the 02:59:01
8 map down altogether, since he and others on the 02:59:04
9 commission had expressed some concerns about 02:59:08
10 it, and that would effectively do the exact 02:59:11
11 same thing. 02:59:14

12 Q. Gotcha. Anything -- any other aspects 02:59:17
13 of that conversation that you haven't testified 02:59:26
14 to? 02:59:28

15 A. Yes. He, as in Secretary LaRose, 02:59:29
16 expressed concern about the process, how he had 02:59:35
17 been shut out, starting with not being able to 02:59:40
18 get access to the Republican map drawers or to 02:59:42
19 the information that the Republicans were using 02:59:47
20 to draw the maps, and was -- appeared to be 02:59:52
21 frustrated that we were at this point. 02:59:59

22 Q. All right. Would you have voted for a 03:00:15
23 General Assembly districting plan that included 03:00:26
24 less than 42 Democrat-leaning house seats? 03:00:32

25 A. I would have voted for a plan that 03:00:37

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

84

1	complied with Article XI, Section 6; and if it	03:00:40
2	did that, I would have voted for a plan that	03:00:46
3	did that.	03:00:48
4	Q. And do you believe that a General	03:00:49
5	Assembly districting plan that had 42 -- excuse	03:00:52
6	me, that had 41 or less Democrat-leaning House	03:00:56
7	districts would comply with Article XI,	03:00:59
8	Section 6 of the Constitution?	03:01:03
9	A. I would have to look at some analysis	03:01:04
10	before I could answer that question.	03:01:10
11	Q. Okay. How was it determined there was	03:01:14
12	an impasse in the negotiations over the plan?	03:01:18
13	A. In my opinion, is that what you're	03:01:21
14	asking? Or did somebody else say it?	03:01:33
15	Q. Strike that question. Let me ask you	03:01:35
16	this. You voted against the map that was	03:01:38
17	ultimately adopted by the commission. Do you	03:01:42
18	believe that, instead of the map it adopted,	03:01:46
19	the commission should have passed the	03:01:49
20	September 15th plan circulated by you and	03:01:51
21	Senator Sykes?	03:01:53
22	A. I think the plan that Senator Sykes and	03:01:54
23	I submitted was more in line Article XI,	03:02:00
24	Section 6 than the plan that was ultimately	03:02:07
25	adopted.	03:02:11

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

85

1	Q. Okay. Let's do this. Let's --	03:02:12
2	MS. MENASHE: Can we have a time check	03:02:21
3	from the court reporter, please?	03:02:22
4	(Discussion held off the written	03:02:22
5	record.)	03:02:22
6	(Deposition Exhibit No. 4 was marked for	03:02:22
7	identification.)	03:02:23
8	MR. BRANCH: Let's call up	03:02:23
9	ESykes_0007246.	03:02:38
10	BY MR. BRANCH:	03:03:21
11	Q. Representative Sykes -- or, excuse me,	03:03:22
12	Leader Sykes, do you recognize this email?	03:03:24
13	A. I have not seen this email before.	03:03:25
14	Q. Okay. The email obviously references a	03:03:48
15	requested meeting between you and Senator Brown	03:03:51
16	to discuss redistricting. Did that meeting	03:03:53
17	between you and Senator Brown actually occur?	03:03:57
18	A. No.	03:04:00
19	Q. Okay. Is it scheduled to occur?	03:04:02
20	A. No.	03:04:05
21	Q. Okay. So you have not met with Senator	03:04:06
22	Brown regarding the state redistricting and	03:04:10
23	caucus priorities?	03:04:12
24	A. No.	03:04:14
25	Q. Have you had a phone call with Senator	03:04:15

1	Brown regarding state redistricting and caucus	03:04:18
2	priorities?	03:04:20
3	A. No.	03:04:20
4	Q. And when was the last time you talked	03:04:22
5	with Senator Brown?	03:04:24
6	A. Several months ago.	03:04:25
7	Q. Okay. Fair enough.	03:04:28
8	Leader Sykes, there were a number of	03:04:34
9	documents produced in your production that	03:04:37
10	reference an organization called All On The	03:04:40
11	Line. Is that a group that you received	03:04:45
12	training and guidance from through the	03:04:48
13	redistricting process?	03:04:50
14	A. Guidance and training through -- what --	03:04:51
15	what would you say is through the redistricting	03:04:58
16	process? What's the timeframe?	03:05:00
17	Q. Let's say over the last two years.	03:05:03
18	A. Yes.	03:05:05
19	Q. All right. And isn't All On The Line	03:05:06
20	affiliated with the National Democratic	03:05:11
21	Redistricting Committee?	03:05:14
22	A. From my understanding, yes.	03:05:15
23	Q. All right. Were you coordinating your	03:05:17
24	redistricting strategy with All On The Line?	03:05:20
25	A. I don't believe so. What do you mean by	03:05:24

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

87

1	"coordinating"?	03:05:30
2	Q. Did they provide input and guidance as	03:05:31
3	to the decisions you made on determining how to	03:05:35
4	evaluate and react to redistricting maps that	03:05:39
5	were proposed as part of the redistricting	03:05:46
6	process?	03:05:49
7	A. No, we didn't need them to do that.	03:05:49
8	Q. All right. Were you coordinating your	03:05:53
9	redistricting strategy with the Ohio Democratic	03:06:00
10	party?	03:06:02
11	A. What do you mean by "coordinating"?	03:06:02
12	Q. Did they provide guidance to you as far	03:06:09
13	as decisions you made with respect to the	03:06:12
14	redistricting process?	03:06:15
15	A. No.	03:06:16
16	Q. Did they assist in placing people in	03:06:16
17	commission meetings to provide testimony?	03:06:23
18	A. I don't know what they did.	03:06:25
19	MR. BRANCH: Let's do this. I want to	03:06:27
20	go off the record for maybe 90 seconds and	03:06:37
21	hopefully end in the next two minutes,	03:06:38
22	considering I'm about out of time anyways.	03:06:40
23	Everybody okay?	03:06:42
24	MS. MENASHE: We just took a break.	03:06:44
25	Let's keep going.	03:06:46

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

88

1	MR. BRANCH: I have four minutes left.	03:06:47
2	I need to get my thoughts organized, and then	03:06:49
3	I'm going to finish it.	03:06:51
4	So, like I said, I'm not going to leave	03:06:52
5	my chair, I'm going to go off the record for	03:06:54
6	90 seconds and then finish up.	03:06:56
7	THE VIDEOGRAPHER: Off record, 3:06.	03:06:59
8	(Recess ensued from 3:07 p.m.	03:07:01
9	to 3:07 p.m.)	03:07:50
10	THE VIDEOGRAPHER: On record, 3:07.	03:07:50
11	BY MR. BRANCH:	03:07:57
12	Q. Thank you for your patience, Leader	03:07:57
13	Sykes. Last question I think I have is did you	03:07:59
14	introduce any redistricting maps for	03:08:01
15	consideration by the Ohio Redistricting	03:08:03
16	Commission?	03:08:06
17	A. I worked with Senator Sykes to introduce	03:08:06
18	the two amendments, which essentially are maps.	03:08:15
19	Q. Okay. And did you provide the	03:08:19
20	information that led to the House part of the	03:08:22
21	amendments to the September 9th maps that you	03:08:29
22	just referenced?	03:08:33
23	A. By provided information, what exactly	03:08:33
24	does that mean?	03:08:40
25	Q. Well, you've mentioned before that the	03:08:42

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

89

1	Senate has some responsibilities and the House	03:08:45
2	has other responsibilities. And given that	03:08:47
3	you're the Ohio House Democratic Caucus leader,	03:08:49
4	was your contribution to the -- to plans the	03:08:54
5	preparation of the House -- the amendments to	03:09:01
6	the House plan for both the September 13th and	03:09:07
7	September 15th proposals?	03:09:10
8	A. Can you try that one more time? I	03:09:12
9	apologize. I'm not sure what you're asking.	03:09:16
10	Q. Did you -- I'll put it this way. Did	03:09:19
11	you approve the House -- the amendments to the	03:09:24
12	House plan in both the September 13th and	03:09:29
13	September 15th proposals from you and Senator	03:09:32
14	Sykes?	03:09:37
15	A. Did I approve the House version of that	03:09:39
16	plan?	03:09:42
17	Q. Yes. The House part of that plan.	03:09:43
18	A. The House part, yes.	03:09:46
19	Q. All right. And was the House part of	03:09:51
20	the two referenced amendments prepared by you	03:09:54
21	or your consultants or prepared by the Senate	03:09:58
22	Democrats and their consultants?	03:10:03
23	A. Both.	03:10:05
24	Q. Okay. So HaystaqDNA and the Senate	03:10:07
25	Democrats' consultant worked together on the	03:10:14

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

90

1	two amendments that you've just referenced?	03:10:18
2	A. Yes. But I'll also say previously,	03:10:21
3	because it's very technical, what that means, I	03:10:26
4	don't know if I can give you the best answer to	03:10:33
5	that question.	03:10:35
6	Q. Right. To the best of your -- I'd just	03:10:36
7	like to know how it worked, to the best of your	03:10:40
8	ability.	03:10:42
9	A. Which part?	03:10:42
10	Q. Who was in charge of providing the	03:10:43
11	information that led to the two amendments, to	03:10:49
12	the September 13th amendment and the	03:10:55
13	September 15th amendment?	03:10:58
14	A. Well, from the beginning, the Census	03:11:00
15	Bureau. And then that information was then	03:11:03
16	given to Ohio University, and then Ohio	03:11:05
17	University was able to prepare that in legacy	03:11:08
18	format. And then they were able to upload that	03:11:13
19	for every member of the public to access, and	03:11:16
20	that is the information that was used.	03:11:19
21	Q. Leader Sykes, I'm talking about the	03:11:21
22	actual draw -- the decision on where the lines	03:11:23
23	should be drawn contained in the September 13th	03:11:26
24	and September 15th plans for the Ohio House.	03:11:30
25	Who was the decision-maker on where	03:11:36

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

91

1 those lines were placed? 03:11:37

2 A. So, again, I would say the lines were 03:11:39

3 placed following Article XI of the 03:11:46

4 Constitution. That dictates a lot of the 03:11:49

5 decision-making. And otherwise it would have 03:11:54

6 been in consultation with Senate Dems, House 03:11:59

7 Dems, in ensuring that the decisions that were 03:12:04

8 made were in compliance with what we were 03:12:07

9 required to do under the constitution. 03:12:10

10 Q. Okay. So your testimony is that the 03:12:16

11 Senate Dems and the House Dems cooperatively 03:12:18

12 decided on the makeup of the September 13th and 03:12:22

13 the September 15th plans? 03:12:26

14 A. In effect. 03:12:27

15 Q. Okay. I don't have any more questions. 03:12:32

16 MR. BRANCH: Thank you very much, ma'am. 03:12:36

17 THE WITNESS: Thank you. It was a 03:12:42

18 pleasure. 03:12:43

19 MR. CAREY: All right. 03:12:46

20 03:12:48

21 EXAMINATION 03:12:49

22 BY MR. CAREY: 03:12:49

23 Q. Leader Sykes, my name is David Carey. 03:12:50

24 I'm an attorney with the ACLU of Ohio. We 03:12:52

25 represent the League of Women Voters of Ohio, 03:12:52

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

92

1	the A. Philip Randolph Institute, and several	03:12:58
2	individuals in this lawsuit.	03:13:00
3	I would like to take a five-minute break	03:13:05
4	before I get started with questions, though, if	03:13:07
5	that's all right with you.	03:13:09
6	A. Yes, that is okay with me.	03:13:09
7	Q. I'm hopeful we can eliminate some	03:13:11
8	redundancy and make this whole thing a bit	03:13:13
9	quicker.	03:13:16
10	THE VIDEOGRAPHER: Off record 3:13.	03:13:16
11	(Recess ensued from 3:13 p.m. to	03:13:19
12	3:21 p.m.)	03:21:23
13	THE VIDEOGRAPHER: On record, 3:21.	03:21:29
14	BY MR. CAREY:	03:21:31
15	Q. Leader Sykes, thank you for being here.	03:21:32
16	I just have a few questions, and I'm	03:21:34
17	hopeful we can be done quickly. Could you	03:21:36
18	describe your position on partisan	03:21:40
19	gerrymandering, generally?	03:21:42
20	A. Generally, I think partisan	03:21:49
21	gerrymandering makes it difficult for citizens	03:21:51
22	to have their voices heard. It's something	03:21:54
23	that I see pretty regularly as the leader of	03:21:58
24	the Ohio House where so often people from the	03:22:01
25	public are asking their government to do	03:22:08

1	something for them and it just does not happen.	03:22:10
2	So partisan gerrymandering is harmful to	03:22:15
3	our democracy, and it is harmful to the people	03:22:19
4	of our state and our country, quite frankly.	03:22:22
5	Q. Would you say that's an important issue	03:22:25
6	for you?	03:22:27
7	A. It should be an important issue for	03:22:27
8	most.	03:22:34
9	Q. What is your position generally on	03:22:39
10	transparency and the redistricting process?	03:22:41
11	A. Generally, I believe transparency allows	03:22:44
12	for the public to engage thoughtfully in what	03:22:47
13	is happening.	03:22:51
14	From my understanding, this process has	03:22:56
15	not been particularly open to the public, and	03:22:58
16	it leaves much to be desired as to the	03:23:03
17	outcomes.	03:23:07
18	Q. Could you explain what you mean when you	03:23:08
19	say "this process has not been particularly	03:23:13
20	open to the public"?	03:23:16
21	A. I was speaking of the redistricting	03:23:17
22	process, generally.	03:23:23
23	Q. Understood. As House Minority Leader,	03:23:27
24	you appointed yourself to the Redistricting	03:23:33
25	Commission; is that right?	03:23:36

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

94

1	A. Yes.	03:23:36
2	Q. Why did you choose to take on that	03:23:38
3	responsibility for yourself?	03:23:40
4	A. Because the Constitution allowed for the	03:23:42
5	legislative leaders to appoint someone. There	03:23:47
6	are very minimal restrictions. The Senate	03:23:54
7	president and the Speaker of the House, as	03:23:58
8	legislative leaders, also indicated they would	03:24:01
9	be appointing themselves.	03:24:04
10	I thought I was, and continue to believe	03:24:07
11	that I am, capable and equipped and educated on	03:24:10
12	the process and the constitutional language to	03:24:15
13	be an adequate advocate on behalf of the people	03:24:24
14	who wrote the amendment and drafted the	03:24:30
15	amendment to ensure that Article XI was	03:24:32
16	actually followed and adhered to in the way	03:24:36
17	that it was intended to.	03:24:39
18	Q. Let's back up in time a little bit	03:24:45
19	before your appointment. Do you recall sending	03:24:47
20	a letter, alongside Minority Leader Yuko, to	03:24:49
21	Governor DeWine in June of 2021 about the	03:24:55
22	Redistricting Commission?	03:24:58
23	A. Yes.	03:24:58
24	Q. To the best of your recollection, what	03:25:02
25	was the purpose of that letter?	03:25:04

1 A. The purpose of the letter was to 03:25:05
2 encourage the governor to reconvene -- or to 03:25:10
3 convene the Redistricting Commission. We 03:25:14
4 knew -- we had known since January the census 03:25:17
5 data would be delayed. 03:25:21

6 And Leader Yuko and I believed that, in 03:25:23
7 order to mitigate the problems that we would 03:25:27
8 have in some managerial and administrative 03:25:33
9 issues with the commission, the sooner we got 03:25:36
10 together to figure out some of the issues, 03:25:39
11 including the rules, including how you define 03:25:42
12 Article VI [sic], including distribution of 03:25:49
13 funds, could all be figured out prior to 03:25:50
14 getting the census data so that we didn't have 03:25:54
15 to spend as much time figuring that out when we 03:25:56
16 finally received that information. 03:25:59

17 Q. Did Governor DeWine respond to your 03:26:03
18 letter? 03:26:06

19 A. No. 03:26:06

20 Q. Did any other commissioners comment on 03:26:07
21 your letter? 03:26:15

22 A. Not that I can recall. 03:26:16

23 Q. To your knowledge, has the commission 03:26:34
24 scheduled meetings for Congressional 03:26:36
25 redistricting? 03:26:38

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

96

1	A. No.	03:26:38
2	Q. Have you been privy to any discussion	03:26:39
3	about scheduling those meetings?	03:26:42
4	A. No.	03:26:43
5	Q. Do you expect to continue to serve as a	03:26:45
6	commissioner during Congressional	03:26:48
7	redistricting?	03:26:50
8	A. Could you repeat that?	03:26:50
9	MS. MENASHE: David, you're cutting out	03:26:53
10	in the beginning of your question.	03:26:55
11	MR. CAREY: Got it, thank you.	03:26:57
12	BY MR. CAREY:	03:26:59
13	Q. Do you expect to continue to serve as a	03:26:59
14	commissioner during the Congressional	03:27:01
15	redistricting process?	03:27:03
16	A. Yes.	03:27:03
17	Q. Earlier you testified that it would have	03:27:05
18	been your preference for the commission as a	03:27:17
19	whole to put forth a map for consideration; is	03:27:20
20	that right?	03:27:25
21	A. Yes, that is correct.	03:27:25
22	Q. Would you say that the commission	03:27:26
23	ultimately took the approach that you	03:27:30
24	preferred?	03:27:33
25	A. No.	03:27:33

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

97

1 Q. In your opinion, why did that not 03:27:38
2 happen? 03:27:39

3 A. I posed the question during a meeting as 03:27:39
4 to, multiple times, why the members of the 03:27:47
5 commission did not want to follow that 03:27:52
6 provision in Article XI. And I believe the 03:27:54
7 response was something to the effect that 03:27:58
8 they -- they, as in the Republicans, were 03:28:04
9 working on something and they would show it to 03:28:07
10 us when it was ready. 03:28:10

11 Q. Was it your understanding that they were 03:28:12
12 unwilling to jointly work on a map? 03:28:16

13 A. That was the impression that I received. 03:28:19

14 Q. How was it ultimately determined, in 03:28:33
15 your view, that there was an impasse on 03:28:44
16 September 15th? 03:28:48

17 A. I would say when I spoke with -- after I 03:28:53
18 spoke with Huffman -- not Huffman, excuse me, 03:29:02
19 after I spoke with LaRose, Faber, and DeWine, 03:29:05
20 not all at the same time, and they did not want 03:29:08
21 to break ranks with the Republicans, I didn't 03:29:13
22 understand how we would get to a ten-year map. 03:29:21
23 And no one from the Republican side offered a 03:29:27
24 suggestion as to how we would get there. 03:29:30

25 Q. You said earlier that you believed it 03:29:45

1	was possible to reach a ten-year map without a	03:29:50
2	unanimous vote; is that correct?	03:29:54
3	A. Yes.	03:29:55
4	Q. Could you explain what configuration of	03:29:56
5	votes you anticipated to reach a ten-year map	03:29:58
6	without a unanimous vote?	03:30:03
7	A. Yes. The Article XI requires that at	03:30:06
8	least two members of the minority party vote	03:30:11
9	for a map in order to get ten years. So it	03:30:16
10	could have been two Republicans, two Democrats,	03:30:19
11	it could have been two Democrats three	03:30:24
12	Republicans, and then two Democrats and four	03:30:26
13	Republicans. Does that math add up? Yes.	03:30:29
14	Q. I'm going to pause for a minute just to	03:30:54
15	go through my notes and make sure I'm not	03:30:59
16	missing something.	03:31:01
17	What ultimately would you say was the	03:31:26
18	specific reason that the commission was unable	03:31:29
19	to reach agreement on a ten-year map?	03:31:32
20	A. Could you say that one more time,	03:31:35
21	please.	03:31:41
22	Q. What ultimately would you say was the	03:31:42
23	specific reason that the commission was unable	03:31:44
24	to reach agreement on a ten-year map?	03:31:48
25	A. I don't know if there was one specific	03:31:50

1	reason.	03:31:55
2	Q. Could you describe generally why you	03:32:00
3	believe the commission was unable to reach	03:32:04
4	agreement on a ten-year map?	03:32:06
5	A. Yes. One, I think there was a very	03:32:07
6	consistent and strong desire for there to be a	03:32:17
7	7-0 map, but particularly that the Republicans	03:32:24
8	all vote together.	03:32:29
9	And the second reason would be because	03:32:34
10	the provision in Article XI, Section 6 was not	03:32:38
11	agreed upon by the commissioners, and the way	03:32:50
12	by which we were to apply that to the maps that	03:32:59
13	were being considered was a moving target.	03:33:02
14	Q. I don't believe I have any more	03:33:08
15	questions.	03:33:42
16	Yes, that's it. Thank you.	03:33:46
17	A. Thank you.	03:33:48
18	MS. COONTZ: Nothing on behalf of the	03:34:06
19	Ohio Attorney General's office; I should say	03:34:09
20	the statewide elected officials, Governor	03:34:11
21	DeWine, Auditor Faber, and Secretary of State	03:34:13
22	LaRose.	03:34:15
23	THE VIDEOGRAPHER: If there's nothing	03:34:25
24	else, we'll conclude. Time is 3:34.	03:34:26
25	This concludes today's deposition of	03:34:29

Transcript of House Minority Leader Emilia Sykes
Conducted on October 18, 2021

100

1	House Minority Leader Emilia Sykes.	03:34:31
2	We're off the record.	03:34:34
3	(Deposition concluded at 3:35 p.m., 100)	03:35:14
4		04:07:11
5		
6		
7		
8		
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25


Reporter's Certificate

)
State of California)
)

I, Debra Bollman Farfan, Registered Diplomate Reporter and CSR No. 11648, in and for the State of California, do hereby certify:

That prior to being examined, the witness named in the foregoing deposition was by me duly sworn to testify to the truth, the whole truth, and nothing but the truth; That said deposition was taken down by me in shorthand at the time and place therein named and thereafter reduced to typewriting under my direction, and the same is a true, correct, and complete transcript of said proceedings;

I further certify that I am not interested in the event of the action. Witness my hand this 19th day of October, 2021.



Debra Bollman Farfan, CA CSR No. 11648
RDR, RMR, CRR, CRC

Transcript of House Minority Leader Emilia Sykes
 Conducted on October 18, 2021

A			
ability	94:16	53:19, 56:22,	already
27:9, 54:1,	add	73:5, 73:22,	52:24, 67:2,
74:16, 90:8	98:13	82:10, 97:17,	67:6, 68:3,
able	additional	97:19	68:11, 77:24,
28:10, 28:11,	23:12, 23:20,	afterwards	78:10, 78:21
29:19, 55:7,	24:13, 24:19,	52:9	also
71:14, 76:14,	60:1, 68:12,	again	8:1, 12:13,
77:19, 83:17,	77:25, 78:13,	13:25, 20:2,	15:15, 15:23,
90:17, 90:18	78:18, 81:21	25:11, 32:23,	59:24, 66:3,
absolute	additionally	35:25, 36:1,	73:23, 90:2,
17:10	15:10	39:3, 39:15,	94:8
absolutely	address	46:14, 70:7,	altogether
14:7	26:11, 52:10	77:17, 91:2	83:8
access	adequate	against	alyssa
70:19, 70:24,	74:12, 74:21,	51:4, 51:5,	6:6
83:18, 90:19	75:8, 94:13	65:6, 65:24,	amanda
account	adhered	84:16	8:8
20:23, 26:15,	94:16	ago	amended
26:19, 26:23,	adjust	54:16, 77:9,	60:1, 60:6,
27:3, 27:8,	22:16, 69:11	86:6	60:7
27:11, 27:17,	adjustments	agree	amendment
27:25	42:19, 42:23,	51:11, 57:24,	68:24, 69:1,
accurate	42:25, 43:4,	71:13	90:12, 90:13,
71:7, 71:10	43:9, 43:14,	agreed	94:14, 94:15
accurately	43:16	81:7, 99:11	amendments
19:6, 56:6	administrative	agreement	60:11, 60:25,
aclu	95:8	59:17, 98:19,	61:14, 76:1,
3:19, 4:2,	adopted	98:24, 99:4	88:18, 88:21,
8:10, 91:24	46:5, 46:7,	ahead	89:5, 89:11,
across	62:8, 69:1,	18:25	89:20, 90:1,
74:25	76:5, 76:7,	aisle	90:11
action	84:17, 84:18,	17:3	american
101:19	84:25	al	4:10
activities	advises	1:5, 1:9, 3:3,	amount
22:12	17:2	3:17, 7:3, 10:6,	23:7, 71:6
actual	advocate	10:7	analyses
21:18, 26:3,	94:13	allow	13:24
29:11, 38:12,	advocates	16:20, 29:14,	analysis
53:23, 90:22	54:24	75:8, 79:6	18:18, 18:19,
actually	affiliated	allowed	25:9, 25:15,
17:16, 22:17,	86:20	94:4	29:24, 30:2,
29:16, 30:5,	afforded	allowing	30:4, 30:16,
31:17, 35:16,	71:23	29:3	31:4, 31:5,
56:22, 61:21,	after	allows	31:6, 31:7,
61:24, 74:17,	31:25, 32:10,	93:11	31:10, 31:14,
77:8, 85:17,	42:16, 42:20,	alongside	44:18, 44:22,
	51:25, 52:2,	94:20	45:1, 50:25,
	52:6, 52:14,	alora	63:11, 65:25,
		4:9	

<p>66:4, 84:9 analysts 18:5 analyze 14:8, 15:10, 45:23 analyzed 15:5 analyzing 14:3, 17:16 andy 20:4 angeles 7:19 anh 17:22, 18:17, 18:19 another 30:20, 36:15, 42:10, 48:6 answer 11:16, 21:20, 22:23, 24:1, 24:23, 32:4, 32:5, 32:25, 34:21, 36:7, 36:11, 38:7, 45:9, 56:5, 61:4, 65:23, 80:2, 84:10, 90:4 answered 28:2 answering 11:22 antagonize 61:1 anticipate 23:6 anticipated 98:5 anybody 18:13, 45:23, 48:9, 54:3, 61:2 anyone 43:8, 44:21, 44:25 anything 23:8, 37:23,</p>	<p>49:11, 52:11, 55:18, 55:24, 57:20, 62:2, 69:18, 70:14, 72:1, 72:23, 81:4, 81:10, 83:5, 83:12 anyways 87:22 anywhere 58:12 apologies 69:16 apologize 20:10, 21:19, 24:6, 26:14, 30:22, 36:1, 40:6, 89:9 appear 19:19, 20:16, 21:8 appeared 83:20 appears 19:21, 21:9 apply 99:12 appoint 94:5 appointed 93:24 appointing 94:9 appointment 94:19 apportionment 11:4, 20:25, 21:1, 27:1 appreciate 69:4, 77:7 approach 96:23 approached 79:3, 82:12 appropriated 71:3 approve 89:11, 89:15</p>	<p>approved 22:19, 24:18 approximate 58:5 approximately 19:3, 19:17, 53:6, 55:4, 62:12, 65:2, 70:6, 71:3 areas 74:21 arena 6:18 around 72:4, 77:3 article 13:20, 37:12, 37:16, 37:24, 39:13, 44:16, 53:4, 53:9, 54:7, 54:15, 54:16, 54:18, 55:7, 55:13, 57:13, 59:18, 59:24, 69:23, 70:2, 84:1, 84:7, 84:23, 91:3, 94:15, 95:12, 97:6, 98:7, 99:10 asked 11:18, 28:2, 37:12, 49:16, 57:9, 72:20, 73:3, 76:15, 80:1, 81:6, 83:1 asking 16:9, 21:13, 23:17, 35:20, 37:15, 40:4, 49:25, 50:5, 54:12, 62:16, 65:17, 75:4, 78:12, 84:14, 89:9, 92:25 aspects 71:17, 83:12 assembly 14:3, 14:22,</p>	<p>16:13, 37:4, 37:8, 42:15, 83:23, 84:5 assist 13:23, 14:2, 16:12, 87:16 assume 11:17, 21:18, 21:20, 66:22 athomas@acluohio 4:14 attached 9:11, 21:6, 26:2 attachment 30:23 attempt 15:13 attending 10:13 attest 70:8 attorney 5:15, 8:3, 91:24, 99:19 auditor 5:4, 8:7, 42:1, 45:20, 68:6, 68:15, 68:16, 68:17, 69:7, 69:9, 69:19, 70:1, 70:16, 70:23, 71:18, 72:24, 73:8, 73:22, 80:9, 81:20, 82:14, 99:21 august 23:18, 32:10, 32:20, 33:1, 38:15, 38:18, 38:21, 39:1, 39:5, 39:9, 39:12, 39:16, 40:7, 40:10, 41:12, 41:19, 41:23, 42:2, 42:7, 42:16,</p>
---	---	---	---

<p>42:19, 42:20, 43:5, 43:10, 63:5, 63:13 ave 7:7 avenue 3:20, 4:3, 6:9, 7:17 aware 16:22, 17:1, 27:23, 35:5, 38:14, 40:21, 40:22, 40:24, 43:20 away 54:25</p> <hr/> <p style="text-align: center;">B</p> <hr/> <p>back 25:5, 26:7, 30:10, 30:12, 53:6, 68:23, 94:18 backwards 20:11 barring 23:8 base 63:8 based 16:2, 16:4, 16:7, 63:10 bases 56:4 basis 17:21 bates 9:13, 9:15, 9:16, 9:18, 19:10, 25:24 because 18:9, 24:8, 25:4, 29:13, 36:11, 48:16, 55:15, 71:11, 72:6, 76:9, 90:3, 94:4, 99:9 been 11:22, 12:5,</p>	<p>12:6, 12:9, 12:15, 14:7, 15:5, 15:11, 15:19, 22:19, 23:5, 27:8, 38:4, 46:1, 51:10, 51:16, 51:19, 59:11, 59:25, 63:16, 66:3, 71:22, 74:13, 77:19, 83:17, 91:6, 93:15, 93:19, 96:2, 96:18, 98:10, 98:11 before 2:11, 11:11, 15:16, 22:25, 28:14, 32:10, 32:12, 56:22, 66:15, 70:7, 70:9, 76:9, 84:10, 85:13, 88:25, 92:4, 94:19 beginning 56:2, 73:4, 90:14, 96:10 begins 10:3 behalf 3:2, 3:16, 5:2, 5:15, 6:3, 6:14, 7:3, 7:12, 33:25, 38:7, 44:21, 76:20, 94:13, 99:18 behind 48:11 being 27:14, 27:20, 29:8, 29:9, 48:16, 51:6, 54:25, 55:3, 55:7, 55:20, 59:23, 71:11, 71:14, 71:21, 72:7, 73:25,</p>	<p>79:21, 80:22, 83:17, 92:15, 99:13, 101:10 belief 39:11, 39:16, 40:17 believe 16:6, 17:14, 30:25, 31:2, 31:10, 31:14, 32:5, 33:15, 42:11, 44:14, 46:3, 47:4, 55:11, 55:12, 58:19, 60:15, 61:15, 61:20, 64:8, 71:9, 72:9, 73:6, 77:2, 77:3, 77:5, 77:6, 78:12, 84:4, 84:18, 86:25, 93:11, 94:10, 97:6, 99:3, 99:14 believed 95:6, 97:25 bender 3:5 benefit 54:12, 55:14 benjamin 7:14 bennett 7:3 besides 37:15, 37:24, 47:15, 50:15, 58:13 best 27:9, 48:18, 53:25, 60:21, 65:23, 90:4, 90:6, 90:7, 94:24 better 24:23 between 50:21, 85:15,</p>	<p>85:17 beyond 34:22 bfliegel@reedsmi- th 7:21 bipartisan 60:4, 80:13 bit 22:16, 36:11, 92:8, 94:18 black 74:11, 74:14, 75:10 bob 6:4 bollman 1:24, 2:11, 10:14, 101:7, 101:24 both 23:13, 35:23, 53:10, 89:6, 89:12, 89:23 brady 3:5 branch 6:5, 9:6, 10:24, 11:1, 20:10, 20:15, 24:10, 28:4, 28:5, 28:20, 29:21, 35:4, 40:6, 40:15, 40:16, 60:24, 61:11, 61:12, 63:22, 64:2, 85:8, 85:10, 87:19, 88:1, 88:11, 91:16 branch@nelsonmul- lins 6:12 break 11:20, 11:23, 63:18, 80:4, 80:7, 87:24, 92:3, 97:21</p>
--	---	---	--

<p>breakdown 58:8, 62:10, 62:15, 62:17, 62:22, 62:25</p> <p>breaking 81:3</p> <p>bria 7:3</p> <p>bridget 5:5, 5:12</p> <p>broad 4:11, 5:9</p> <p>brown 9:19, 85:15, 85:17, 85:22, 86:1, 86:5</p> <p>bureau 15:4, 90:15</p> <p>burling 3:6</p> <p>business 26:16, 26:20, 27:16</p> <p>buy 83:2</p> <hr/> <p style="text-align: center;">C</p> <hr/> <p>ca 1:25, 101:24</p> <p>calculated 65:15, 65:16</p> <p>california 2:15, 7:19, 101:4, 101:9</p> <p>call 19:9, 25:20, 28:12, 40:12, 56:21, 57:1, 57:5, 85:8, 85:25</p> <p>called 10:20, 60:21, 86:10</p> <p>calls 20:8, 20:13, 56:22</p> <p>came 63:11, 65:19</p>	<p>can't 27:23, 28:23, 32:9, 45:4, 45:8, 45:18, 48:8, 49:19</p> <p>cannot 17:10, 19:6, 36:18, 45:22, 48:7, 48:20, 58:24</p> <p>capable 94:11</p> <p>capacity 65:8</p> <p>carey 4:1, 9:7, 91:19, 91:22, 91:23, 92:14, 96:11, 96:12</p> <p>case 1:7, 10:8, 32:15</p> <p>cases 21:2, 27:2</p> <p>caucus 9:21, 12:14, 12:18, 13:22, 14:1, 14:5, 14:10, 14:13, 14:20, 15:2, 16:11, 17:18, 18:22, 19:4, 20:21, 22:10, 22:13, 22:14, 23:13, 23:14, 23:19, 23:20, 24:2, 25:9, 25:15, 30:1, 30:6, 30:18, 31:19, 31:24, 33:3, 33:11, 33:12, 33:19, 34:2, 36:19, 36:22, 38:4, 45:25, 60:22, 71:2, 85:23, 86:1, 89:3</p> <p>caucuses 23:22, 39:23</p>	<p>census 15:4, 90:14, 95:4, 95:14</p> <p>ceo 17:15</p> <p>certain 74:2</p> <p>certificate 101:1</p> <p>certified 2:13, 2:14</p> <p>certify 101:9, 101:18</p> <p>chair 88:5</p> <p>challenge 69:10</p> <p>challenging 48:16, 48:25</p> <p>chance 77:15</p> <p>change 62:17</p> <p>changed 62:22, 62:25</p> <p>changes 68:22, 69:8</p> <p>characterization 60:19</p> <p>charge 90:10</p> <p>chat 28:11, 29:7, 29:12</p> <p>check 85:2</p> <p>cherry 48:5</p> <p>chester 3:20</p> <p>chief 8:2, 8:4, 8:6, 8:8, 20:20</p> <p>choose 94:2</p> <p>chose 16:11</p> <p>chris 34:3, 34:23,</p>	<p>36:16, 66:4, 68:20</p> <p>christine 48:5</p> <p>circulated 76:20, 77:4, 84:20</p> <p>circulating 15:12</p> <p>citizens 92:21</p> <p>city 4:3</p> <p>citycenter 3:7</p> <p>civil 4:10</p> <p>clarification 26:13, 35:24, 61:9</p> <p>clarify 54:19</p> <p>clarity 23:4</p> <p>clark 5:17</p> <p>clear 34:1, 40:14</p> <p>clearly 61:5</p> <p>cleveland 3:21, 74:21</p> <p>click 29:6, 29:11, 29:19</p> <p>clients 17:2</p> <p>close 47:2</p> <p>closest 47:4</p> <p>collaborative 7:12</p> <p>columbus 4:4, 5:10, 5:20, 6:20</p> <p>com 3:11, 5:22,</p>
--	--	---	--

Transcript of House Minority Leader Emilia Sykes
 Conducted on October 18, 2021

<p>6:12, 6:21, 7:21, 26:10, 26:12, 26:14, 27:3, 27:17 combined 72:6 come 26:19, 27:16, 39:22, 58:12, 70:9, 79:5 comfortable 30:14 coming 47:13 comment 95:20 commission 1:9, 5:16, 10:7, 12:23, 13:2, 13:4, 13:5, 13:8, 13:13, 13:18, 22:17, 34:15, 34:17, 35:7, 38:13, 41:10, 41:12, 41:19, 41:23, 42:2, 42:7, 46:4, 49:23, 50:4, 50:6, 50:11, 50:15, 51:3, 51:5, 51:7, 51:11, 51:17, 51:20, 51:23, 52:1, 52:3, 52:14, 52:18, 58:20, 60:13, 61:22, 61:24, 62:3, 66:9, 66:11, 66:15, 66:20, 67:14, 68:2, 68:10, 68:22, 68:25, 70:9, 71:24, 73:6, 76:4, 76:22, 77:16, 77:20, 77:23, 78:23, 80:4,</p>	<p>80:16, 81:15, 82:6, 83:9, 84:17, 84:19, 87:17, 88:16, 93:25, 94:22, 95:3, 95:9, 95:23, 96:18, 96:22, 97:5, 98:18, 98:23, 99:3 commission's 49:21, 50:7 commission-propo- sed 46:8, 46:23, 50:25, 56:10, 56:14, 58:17 commissioner 96:6, 96:14 commissioners 41:2, 45:7, 61:5, 95:20, 99:11 commissions 16:17 commit 21:19, 30:22 committee 86:21 communicated 36:14, 48:13 communicating 37:25 communication 34:23, 58:19 communities 13:11, 72:4, 74:11 community 74:9 compared 65:24 competitiveness 69:25 complete 23:6, 101:16 completed 13:9, 22:12,</p>	<p>22:25 compliance 91:8 complied 39:12, 39:17, 40:18, 44:15, 84:1 comply 27:20, 58:5, 59:23, 84:7 composite 65:9, 65:10 compromise 60:2 computer 33:12 concern 57:22, 83:16 concerns 72:13, 72:14, 72:15, 83:9 conclude 99:24 concluded 100:3 concludes 99:25 conclusion 55:22, 65:19 conduct 26:15 conducted 26:20, 26:22 confident 31:7 configuration 72:8, 98:4 congressional 95:24, 96:6, 96:14 connection 14:14, 14:21, 23:14, 25:1, 26:25 consider 13:19, 51:18, 62:4, 62:6, 62:7 consideration 13:14, 46:6,</p>	<p>88:15, 96:19 considered 17:17, 51:7, 51:21, 51:24, 60:16, 61:17, 61:18, 61:24, 64:7, 99:13 considering 87:22 consistent 99:6 constantly 39:20 constitute 27:13 constituted 69:23 constitution 13:20, 37:13, 37:17, 37:25, 39:14, 39:18, 40:19, 40:23, 44:16, 59:23, 84:8, 91:4, 91:9, 94:4 constitutional 5:8, 44:19, 94:12 constitutionality 44:22, 45:2, 45:24 consultant 13:23, 14:2, 14:6, 14:9, 14:12, 33:22, 33:24, 89:25 consultants 71:4, 89:21, 89:22 consultation 91:6 consulting 15:23, 16:12, 16:24 contact 17:7, 18:7 contained 27:7, 31:11,</p>
--	---	---	--

<p>31:14, 43:13, 65:20, 90:23 continue 57:18, 64:4, 79:22, 81:7, 81:8, 82:15, 82:25, 94:10, 96:5, 96:13 continued 60:19 contract 14:16, 14:18, 16:14, 21:6, 71:8 contrast 70:23 contribution 89:4 convene 95:3 convened 13:9 conversation 41:11, 47:7, 49:7, 49:13, 49:25, 50:21, 53:1, 53:8, 53:9, 53:10, 53:13, 53:15, 54:2, 54:4, 54:6, 54:23, 55:19, 56:23, 57:16, 57:21, 58:18, 59:2, 59:7, 59:8, 59:16, 66:23, 66:24, 66:25, 67:5, 67:8, 67:19, 69:2, 69:5, 69:19, 70:15, 71:16, 71:18, 72:1, 72:19, 72:24, 73:3, 79:9, 81:2, 81:4, 81:11, 82:3, 82:11, 83:6, 83:13</p>	<p>conversations 41:1, 41:4, 41:8, 41:13, 41:17, 41:21, 41:25, 42:5, 45:6, 45:11, 45:16, 45:19, 49:22, 50:6, 50:14, 52:13, 52:17, 52:23, 53:12, 56:9, 56:13, 58:16, 58:22, 64:6, 66:6, 66:12, 66:17, 66:19, 67:10, 67:13, 67:18, 67:21, 67:25, 68:2, 68:3, 68:7, 68:13, 68:15, 73:8, 73:12, 73:14, 76:14, 76:17, 77:22, 77:24, 78:1, 78:7, 78:13, 78:19, 79:1, 81:16, 81:19, 81:22, 82:9 coontz 5:5, 99:18 coontz@ohioattor- neygeneral 5:12 cooperatively 91:11 coordinating 86:23, 87:1, 87:8, 87:11 correct 12:17, 17:10, 18:11, 18:20, 21:23, 21:24, 24:20, 25:16, 25:17, 33:17, 46:2, 48:2, 53:21, 61:25, 71:8, 75:25, 96:21, 98:2,</p>	<p>101:16 correlate 70:12 correspondence 21:9 cost 21:25 costs 22:6 could 13:25, 14:6, 15:6, 15:12, 16:17, 21:18, 24:22, 25:11, 30:2, 30:19, 31:21, 32:7, 32:23, 33:4, 33:6, 39:3, 40:3, 40:20, 45:13, 46:14, 49:3, 59:9, 60:2, 60:4, 61:8, 62:8, 66:3, 69:11, 72:20, 79:22, 82:16, 82:25, 84:10, 92:17, 93:18, 95:13, 96:8, 98:4, 98:10, 98:11, 98:20, 99:2 couldn't 37:21 counsel 8:4, 8:9, 28:19, 61:4 counties 49:2, 49:4, 75:14 country 93:4 counts 55:1 county 69:14, 72:5, 72:6, 72:9, 74:20, 74:25 couple 26:8</p>	<p>court 1:1, 10:8, 10:14, 11:8, 85:3 cover 56:4 covington 3:6 crc 101:25 crr 101:25 csr 1:25, 101:8, 101:24 cupp 6:4, 11:3, 41:16, 41:18, 45:16, 45:17, 56:13, 56:14, 56:21, 57:3, 57:21, 58:16, 58:23, 67:14, 70:21, 78:6, 78:8, 78:13 curious 16:10 current 15:19, 38:2 currently 12:8 cursor 29:4 cutting 96:9 cuyahoga 74:20</p> <hr/> <p style="text-align: center;">D</p> <hr/> <p>daily 17:20 data 15:6, 65:24, 95:5, 95:14 date 10:9, 19:6, 23:5, 32:9, 40:3, 53:23</p>
---	--	--	---

Transcript of House Minority Leader Emilia Sykes
 Conducted on October 18, 2021

<p>dates 60:10, 61:8</p> <p>david 4:1, 91:23, 96:9</p> <p>day 47:11, 49:3, 67:20, 75:21, 101:19</p> <p>dayton 72:3, 72:18</p> <p>dc 3:9</p> <p>dcarey@acluohio 4:5</p> <p>deadlines 37:21, 38:1</p> <p>debra 1:24, 2:11, 10:14, 101:7, 101:24</p> <p>decided 16:14, 91:12</p> <p>decision 90:22</p> <p>decision-maker 90:25</p> <p>decision-making 91:5</p> <p>decisions 15:13, 15:14, 87:3, 87:13, 91:7</p> <p>decrease 65:14</p> <p>deemed 58:9</p> <p>define 95:11</p> <p>definition 75:2</p> <p>delay 79:14, 79:18</p> <p>delayed 95:5</p> <p>delaying 79:24, 81:3</p> <p>deleted 27:14, 27:20</p>	<p>deletion 28:1</p> <p>dem 60:22</p> <p>democracy 93:3</p> <p>democrat 62:12, 63:4, 65:15, 76:21</p> <p>democrat-leaning 65:21, 83:24, 84:6</p> <p>democratic 12:14, 12:18, 13:22, 14:1, 14:5, 14:10, 14:13, 14:19, 15:1, 16:11, 17:18, 18:22, 19:4, 20:21, 22:10, 22:13, 22:14, 23:13, 23:14, 23:19, 24:2, 25:9, 25:14, 30:1, 30:6, 30:17, 31:18, 31:24, 33:3, 33:11, 33:19, 34:1, 36:19, 36:22, 38:3, 45:25, 64:23, 64:24, 65:4, 71:2, 86:20, 87:9, 89:3</p> <p>democrats 17:5, 36:16, 38:16, 39:7, 42:18, 43:2, 43:4, 43:8, 55:5, 59:19, 62:2, 62:11, 63:10, 63:12, 71:21, 77:4, 89:22, 89:25, 98:10, 98:11, 98:12</p> <p>demographic 22:20</p>	<p>dems 91:6, 91:7, 91:11</p> <p>denied 24:25</p> <p>denying 24:12</p> <p>deponent 9:3</p> <p>depos 10:12, 10:15</p> <p>deposition 1:13, 2:1, 10:4, 11:10, 19:7, 25:18, 85:6, 99:25, 100:3, 101:11, 101:13</p> <p>deputy 8:2, 8:8</p> <p>describe 54:21, 92:18, 99:2</p> <p>described 52:25, 55:7, 71:19</p> <p>description 9:12</p> <p>desire 99:6</p> <p>desired 93:16</p> <p>detail 48:22, 64:18</p> <p>details 49:10, 50:23, 56:19, 67:5, 77:15, 77:19</p> <p>determined 84:11, 97:14</p> <p>determining 87:3</p> <p>deviation 15:17</p> <p>dewine 5:3, 41:22, 45:20, 59:1, 59:3, 67:25,</p>	<p>78:19, 79:1, 79:2, 79:24, 80:15, 81:2, 81:6, 81:12, 81:17, 82:10, 94:21, 95:17, 97:19, 99:21</p> <p>diane 6:16, 6:21</p> <p>dictates 91:4</p> <p>differed 64:16, 64:20, 64:21</p> <p>differences 15:17</p> <p>different 34:12, 35:20, 39:22, 39:25, 63:1, 64:7, 64:22, 76:1</p> <p>difficult 36:11, 92:21</p> <p>dipalma 20:4</p> <p>diplomat 2:12, 101:7</p> <p>directing 37:16</p> <p>direction 37:2, 101:15</p> <p>dirossi 49:10</p> <p>disagreed 54:10</p> <p>discovery 21:1, 25:24, 27:1, 31:4, 32:15</p> <p>discuss 47:10, 81:4, 82:13, 85:16</p> <p>discussed 47:9, 54:6, 54:23, 57:7, 57:8, 60:12, 68:16, 68:20, 69:22, 72:10,</p>
---	---	--	--

Transcript of House Minority Leader Emilia Sykes
 Conducted on October 18, 2021

72:17, 79:10, 82:20, 82:21 discussion 19:12, 55:20, 83:3, 85:4, 96:2 discussions 79:23 disenfranchised 72:10 distribution 95:12 district 6:18, 12:10, 14:3, 15:8, 31:23, 37:8, 74:15 districting 14:3, 31:18, 32:21, 33:2, 37:3, 38:14, 83:23, 84:5 districts 13:15, 31:21, 36:21, 74:25, 84:7 document 19:10, 19:15, 21:4, 21:16, 21:18, 25:23, 28:14, 29:12, 30:8, 31:25, 32:3, 32:13, 32:19, 32:24 documents 19:17, 20:23, 27:4, 27:7, 27:13, 27:19, 28:1, 34:5, 86:9 doing 43:19 done 25:4, 92:17 double-check 30:11 down 83:8, 101:13 drafted 68:21, 94:14	drafter 35:12, 39:1, 39:5, 54:11, 55:16 drafters 35:10 drafting 44:1, 44:7, 54:13 draw 31:17, 34:15, 34:18, 34:24, 36:21, 37:2, 37:7, 37:11, 83:20, 90:22 drawers 83:18 drawing 17:17, 70:19, 70:21, 70:24, 74:24, 75:7 drawn 17:19, 90:23 drew 8:12, 10:11, 35:6, 35:16 dublin 5:19 duly 10:20, 101:11 during 41:9, 41:11, 55:18, 57:4, 58:20, 58:21, 66:9, 66:19, 68:2, 68:10, 69:19, 70:15, 72:18, 72:19, 77:23, 81:23, 96:6, 96:14, 97:3 duties 13:1, 13:9	97:25 easiest 61:10 eastern 10:10 editing 29:1, 29:20 educated 94:11 effect 91:14, 97:7 effectively 83:10 efforts 27:24 either 17:14, 68:8, 76:19, 78:2, 78:8, 78:20, 78:21, 82:19 ejclark@organleg- al 5:22 elected 12:2, 12:5, 12:6, 12:9, 12:13, 12:15, 15:20, 35:15, 99:20 election 65:7, 65:9, 65:10, 65:11, 65:24 elections 55:2, 55:3 elements 36:12, 47:9 elias 7:6 eliminate 57:25, 92:7 eliminates 74:16 elimination 58:3, 58:11 else 18:7, 18:13, 37:23, 47:15,	48:9, 49:6, 49:11, 54:4, 55:18, 55:25, 57:15, 57:20, 58:12, 69:18, 70:15, 72:1, 72:23, 81:4, 81:10, 83:5, 84:14, 99:24 email 9:14, 9:15, 9:18, 19:21, 19:22, 19:23, 20:3, 20:6, 20:7, 20:12, 20:17, 20:23, 21:20, 26:1, 26:8, 26:10, 26:11, 27:8, 27:25, 30:10, 30:25, 85:12, 85:13, 85:14 emails 26:18, 26:23, 27:4, 27:12, 27:19 emilia 1:14, 2:2, 6:15, 9:4, 10:5, 10:19, 12:1, 26:10, 39:22, 100:1 emiliassykes@gma- il 26:12, 26:14, 27:3, 27:17 enable 28:25, 29:20 enabled 27:11 encourage 95:2 end 13:6, 26:23, 28:18, 28:21, 28:24, 80:25, 87:21 engage 13:23, 14:1,
--	--	--	---

Transcript of House Minority Leader Emilia Sykes
 Conducted on October 18, 2021

<p>14:6, 16:11, 93:12 engaged 14:10, 14:13, 14:15, 33:22 enough 17:12, 31:6, 40:15, 49:14, 56:8, 71:15, 73:2, 75:19, 86:7 ensued 63:24, 88:8, 92:11 ensure 94:15 ensuring 74:8, 91:7 entire 49:12 entity 14:17, 14:20, 22:18 equipped 94:11 erik 5:17 esquire 3:4, 3:5, 3:18, 4:1, 4:9, 5:5, 5:6, 5:7, 5:17, 6:5, 6:6, 6:16, 7:5, 7:14, 7:15 essentially 57:25, 88:18 esykes 9:15, 9:16, 9:18, 20:1, 25:20, 25:25, 26:2, 26:4, 31:15, 85:9 esykes_ 9:13, 19:11 et 1:5, 1:9, 3:3, 3:17, 7:3, 10:6, 10:7 evaluate 87:4</p>	<p>even 36:13 evening 46:11, 46:12, 46:15, 77:13, 79:3 event 101:19 ever 12:6, 25:4, 30:23, 36:8, 61:21 every 30:23, 74:9, 90:19 everybody 87:23 everyone's 18:10 everything 65:13 exact 32:9, 60:10, 83:10 exactly 23:16, 24:7, 35:13, 47:12, 48:19, 48:20, 65:12, 88:23 examination 9:6, 9:7, 10:23, 91:21 examined 101:10 example 30:2, 30:4, 30:16, 74:11 exchanged 53:11, 56:1, 57:6 excuse 18:9, 19:1, 20:25, 37:15, 57:2, 70:12, 71:16, 84:5, 85:11, 97:18 exercise 31:20, 32:1,</p>	<p>32:6, 32:8, 32:16, 75:22 exhibit 9:13, 9:15, 9:16, 9:18, 19:7, 25:18, 25:21, 28:23, 29:7, 85:6 exhibits 9:11, 28:11 exist 36:13 expect 96:5, 96:13 experience 16:15, 16:20 expert 69:13 expertise 16:20 explain 93:18, 98:4 expressed 57:22, 71:20, 72:14, 72:15, 80:12, 83:9, 83:16 expressing 70:17</p> <hr/> <p style="text-align: center;">F</p> <hr/> <p>faber 5:4, 42:1, 45:20, 68:6, 68:16, 68:17, 69:7, 69:9, 70:1, 70:16, 70:23, 71:18, 72:24, 73:8, 73:23, 80:9, 81:20, 97:19, 99:21 faber's 82:15 fact 22:9, 54:12, 70:18 factors 13:17</p>	<p>fair 17:12, 31:6, 38:8, 40:15, 49:14, 56:8, 58:9, 71:15, 73:2, 75:19, 86:7 fairness 69:24 far 18:20, 51:17, 57:2, 87:12 farfan 1:24, 2:12, 101:7, 101:24 fault 20:11 fax 5:11 feasible 57:10, 57:23 federal 55:2, 55:3 fee 22:1 feedback 72:3 felt 72:6 ferguson 8:8 few 47:8, 79:10, 79:11, 92:16 figure 35:18, 65:18, 69:10, 81:9, 95:10 figured 95:13 figuring 57:18, 95:15 files 29:13 final 77:11 finally 95:16</p>
---	--	---	---

Transcript of House Minority Leader Emilia Sykes
 Conducted on October 18, 2021

<p>find 21:6, 74:15</p> <p>finish 11:22, 88:3, 88:6</p> <p>finite 55:22</p> <p>firm 11:1, 16:24, 16:25</p> <p>first 18:10, 21:5, 22:2, 26:4, 26:9, 42:20, 46:6, 46:17, 46:24, 62:18, 77:14, 77:18</p> <p>five-minute 63:17, 92:3</p> <p>flevenson@acluoh- io 3:22</p> <p>fliegel 7:14</p> <p>floor 5:9</p> <p>focusing 40:2</p> <p>follow 37:12, 37:16, 37:24, 57:11, 97:5</p> <p>followed 94:16</p> <p>following 64:5, 91:3</p> <p>follows 10:22</p> <p>force 22:19, 23:11, 23:21, 24:5, 24:12, 24:15, 24:25, 25:3</p> <p>foregoing 101:11</p> <p>format 15:6, 28:8, 90:18</p>	<p>former 76:18</p> <p>forth 40:1, 51:20, 51:23, 60:23, 60:25, 61:22, 62:2, 96:19</p> <p>forward 61:10, 62:11, 79:5</p> <p>foundation 3:19, 4:2</p> <p>four 22:2, 40:1, 88:1, 98:12</p> <p>framed 59:15</p> <p>frankly 93:4</p> <p>freda 3:18</p> <p>frustrated 83:21</p> <p>frustration 70:18</p> <p>full 11:24, 23:7</p> <p>funding 24:19, 25:1</p> <p>funds 23:12, 24:13, 95:13</p> <p>further 101:18</p> <hr/> <p style="text-align: center;">G</p> <hr/> <p>gave 71:7</p> <p>general 5:16, 8:3, 14:3, 14:22, 15:23, 16:13, 37:3, 37:7, 42:14, 52:10, 65:10, 83:23, 84:4</p> <p>general's 99:19</p>	<p>generalities 64:19</p> <p>generally 17:2, 70:5, 92:19, 92:20, 93:9, 93:11, 93:22, 99:2</p> <p>general's 8:3</p> <p>generated 32:20</p> <p>gentleman 18:11, 18:12</p> <p>geographic 75:14</p> <p>gerrymandering 92:19, 92:21, 93:2</p> <p>getting 95:14</p> <p>give 36:20, 37:1, 37:14, 45:9, 62:13, 65:23, 90:4</p> <p>given 31:21, 39:25, 43:21, 43:25, 89:2, 90:16</p> <p>glassburn 34:3, 34:6, 34:23, 34:24, 35:5, 35:22, 36:16, 36:20, 37:2, 66:4, 68:20</p> <p>glenlake 6:8</p> <p>gmail 26:15, 26:19, 26:23, 27:2, 27:11</p> <p>go 18:25, 26:7, 29:17, 30:12, 63:17, 75:22, 87:20, 88:5, 98:15</p>	<p>goal 13:6, 57:17, 59:22</p> <p>going 19:9, 25:21, 29:23, 39:19, 47:10, 55:21, 63:16, 87:25, 88:3, 88:4, 88:5, 98:14</p> <p>good 10:25</p> <p>gotcha 50:24, 54:15, 55:24, 58:10, 70:23, 72:12, 72:23, 74:23, 79:23, 83:12</p> <p>gov 5:12, 5:13</p> <p>government 92:25</p> <p>governor 5:2, 41:22, 45:20, 59:1, 59:2, 59:15, 67:24, 67:25, 78:19, 79:1, 79:2, 79:24, 80:15, 81:1, 81:6, 81:12, 81:17, 82:10, 94:21, 95:2, 95:17, 99:20</p> <p>grand 7:17</p> <p>gratitude 71:20</p> <p>great 48:4</p> <p>green 49:4</p> <p>grodhaus 8:4</p> <p>group 7:6, 16:12, 86:11</p> <p>guess 16:8, 24:21,</p>
--	---	---	---

Transcript of House Minority Leader Emilia Sykes

Conducted on October 18, 2021

112

<p>55:15, 60:21, 76:13 guidance 86:12, 86:14, 87:2, 87:12</p> <hr/> <p style="text-align: center;">H</p> <hr/> <p>halton 8:12, 10:11 hand 27:2, 101:19 happen 53:10, 55:21, 93:1, 97:2 happened 47:6, 80:24 happening 57:7, 93:13 happens 27:16 harmful 93:2, 93:3 haystaq 14:12, 14:25, 15:21, 16:1, 16:23, 17:1, 17:7, 17:13, 17:15, 17:25, 18:4, 18:8, 18:16, 18:22, 19:5, 21:6, 22:10, 22:15, 25:6, 25:8, 25:14, 30:5, 30:9, 30:17, 31:4, 31:5, 31:6, 31:8, 31:20, 32:14, 33:10, 33:25, 34:4, 34:15, 35:22, 36:15, 37:7, 37:11 haystaqdna 14:11, 21:10, 21:11, 29:25, 31:17, 32:21, 33:1, 33:21, 35:11, 38:5,</p>	<p>38:10, 38:17, 46:1, 50:24, 66:1, 89:24 header 19:25 hear 13:10 heard 58:6, 72:3, 72:7, 75:11, 92:22 hearings 13:5, 67:11, 67:14, 81:24 held 2:2, 19:12, 85:4 help 16:18, 24:5 helped 15:10, 15:15 helpful 40:5 hendershot 8:2 hensley 8:11 herd 9:14, 20:7, 20:12, 20:17, 20:19, 48:4 here 10:3, 11:2, 21:5, 26:10, 47:21, 61:2, 92:15 hereby 101:9 hit 28:25, 29:2, 29:20 holds 16:23 home 53:22 honest 77:5 hopeful 92:7, 92:17</p>	<p>hopefully 63:18, 87:21 hour 63:16 house 1:14, 2:1, 6:4, 9:4, 10:4, 10:19, 12:10, 12:12, 12:14, 12:16, 12:18, 13:22, 14:1, 14:5, 14:10, 14:13, 14:19, 15:1, 16:10, 17:18, 18:21, 19:4, 20:20, 22:9, 22:12, 22:14, 23:13, 23:18, 24:1, 25:8, 25:14, 29:25, 30:5, 30:17, 31:18, 31:24, 32:22, 33:2, 33:11, 33:19, 34:16, 34:25, 35:6, 35:10, 35:19, 35:21, 36:5, 36:19, 36:21, 36:22, 37:3, 37:8, 38:3, 45:25, 46:18, 57:10, 57:24, 57:25, 58:3, 62:11, 62:16, 65:21, 71:2, 71:21, 83:24, 84:6, 88:20, 89:1, 89:3, 89:5, 89:6, 89:11, 89:12, 89:15, 89:17, 89:18, 89:19, 90:24, 91:6, 91:11, 92:24, 93:23, 94:7, 100:1 however 15:7</p>	<p>huffman 6:4, 11:4, 41:5, 41:14, 45:12, 47:5, 47:7, 47:16, 47:23, 48:14, 48:23, 49:8, 49:16, 49:24, 50:3, 50:17, 52:24, 53:2, 54:1, 54:8, 54:20, 54:21, 55:19, 56:9, 56:24, 66:8, 66:13, 66:18, 66:21, 67:10, 68:25, 70:21, 78:1, 83:2, 83:4, 97:18 hundred 33:14</p> <hr/> <p style="text-align: center;">I</p> <hr/> <p>ice 6:17 identification 19:8, 25:19, 85:7 identifying 70:10 iii 6:5 imagine 77:21 immediate 46:22, 46:25 impasse 84:12, 97:15 important 93:5, 93:7 impression 97:13 inaccurate 31:11, 31:12, 31:15 inc 3:19, 4:2 include 74:24</p>
--	--	---	---

<p>included 61:4, 66:23, 83:23 including 36:16, 72:8, 75:14, 95:11, 95:12 indicate 12:4 indicated 94:8 individuals 43:21, 44:1, 49:17, 58:7, 72:4, 92:2 information 15:4, 27:12, 31:10, 33:11, 53:11, 83:19, 88:20, 88:23, 90:11, 90:15, 90:20, 95:16 input 34:5, 34:7, 34:11, 38:20, 43:12, 61:4, 87:2 inquiring 53:2 inside 78:11 instance 24:24 instead 84:18 institute 92:1 instruct 36:20 instructing 37:24 instructions 36:20, 37:7, 37:10, 37:15, 37:19, 38:25, 39:4, 43:21, 43:24, 43:25, 44:4</p>	<p>intended 94:17 interested 101:18 interpret 54:9, 54:22, 55:7, 55:13 interpretation 74:23 interpreted 70:2 interpreting 59:17 interrogatory 35:15 introduce 88:14, 88:17 introduced 34:14, 34:17, 34:25, 35:1, 38:15, 42:11, 42:15, 42:20, 46:4, 51:1, 51:6, 51:14, 52:15, 60:15, 68:25, 75:24, 76:1, 76:8 introduction 64:12 involved 56:20 involvement 40:10 irrespective 75:13 issue 11:5, 73:24, 93:5, 93:7 issues 95:9, 95:10 itself 16:24</p> <hr/> <p style="text-align: center;">J</p> <hr/> <p>jaimie 8:11 january 95:4</p>	<p>job 1:22 john 6:5, 6:12, 11:1 join 39:8, 44:11, 64:12 jointly 97:12 julie 5:6, 5:13 june 94:21</p> <hr/> <p style="text-align: center;">K</p> <hr/> <p>keenan 3:4 keep 87:25 kelsey 8:10 ken 17:8, 17:9, 17:12, 17:14, 17:16, 17:20 kind 74:2 klein 7:5 knew 95:4 know 11:15, 16:4, 17:20, 17:22, 18:3, 18:10, 18:20, 20:22, 21:17, 24:7, 24:16, 26:5, 26:21, 27:22, 28:3, 28:10, 30:9, 30:20, 32:17, 33:20, 34:21, 34:22, 35:21, 36:4, 36:8, 36:9, 36:13, 38:25, 39:4, 39:19, 42:13, 44:3,</p>	<p>44:9, 44:24, 45:13, 47:20, 53:13, 56:18, 57:2, 71:6, 73:18, 79:10, 82:11, 87:18, 90:4, 90:7, 98:25 knowledge 16:20, 95:23 known 95:4 kristen 20:4</p> <hr/> <p style="text-align: center;">L</p> <hr/> <p>labeled 19:10, 25:24 language 54:14, 57:13, 94:12 large 29:13 larose 5:3, 42:4, 42:6, 45:21, 68:7, 69:13, 73:15, 73:23, 80:10, 82:2, 82:3, 82:13, 82:20, 82:21, 82:24, 83:6, 83:15, 97:19, 99:22 last 17:11, 18:10, 32:2, 36:3, 86:4, 86:17, 88:13 lasts 13:8 late 77:13, 81:5 later 69:12, 79:2 latter 76:17 law 5:18, 7:6,</p>
---	---	---	---

<p>7:10, 11:1, 27:21 lawsuit 92:2 lawsuits 11:4 lawyer 11:1 leader 1:14, 2:2, 6:15, 9:4, 10:5, 10:19, 10:25, 12:11, 12:13, 12:16, 12:18, 19:19, 21:21, 25:22, 28:10, 29:23, 61:13, 64:4, 76:3, 85:12, 86:8, 88:12, 89:3, 90:21, 91:23, 92:15, 92:23, 93:23, 94:20, 95:6, 100:1 leaders 94:5, 94:8 league 1:4, 3:2, 3:16, 10:6, 91:25 least 22:15, 60:3, 63:19, 98:8 leave 88:4 leaves 93:16 led 88:20, 90:11 left 82:10, 88:1 legacy 90:17 legal 8:8 legislative 13:6, 13:15, 22:17, 23:21, 24:12, 24:15,</p>	<p>24:25, 25:3, 94:5, 94:8 less 65:20, 83:24, 84:6 let's 19:9, 25:5, 25:20, 26:7, 28:6, 30:12, 32:18, 36:3, 63:15, 63:16, 75:19, 85:1, 85:8, 86:17, 87:19, 87:25, 94:18 letter 94:20, 94:25, 95:1, 95:18, 95:21 levenson 3:18 liberties 4:10 licenses 33:18 line 21:5, 21:22, 84:23, 86:11, 86:19, 86:24 lines 15:9, 35:16, 75:1, 75:8, 75:14, 90:22, 91:1, 91:2 listed 49:17 listens 74:17 lists 21:25, 22:6 little 22:16, 36:10, 94:18 lived 72:4 llc 6:17 llp 3:6, 5:18, 6:7,</p>	<p>7:16 load 33:12 location 2:5 long 36:1, 75:21 longer 79:11 look 13:12, 21:7, 31:21, 33:4, 33:6, 69:9, 71:7, 71:14, 84:9 looked 15:9, 33:15, 54:25 looking 19:25, 52:10, 62:24 los 7:19 lot 24:9, 73:25, 74:7, 91:4 lunch 52:5</p> <hr/> <p style="text-align: center;">M</p> <hr/> <p>ma'am 18:25, 30:8, 30:14, 31:13, 34:9, 34:20, 52:4, 52:20, 56:4, 76:24, 78:14, 78:16, 81:13, 91:16 made 15:13, 15:14, 24:4, 35:19, 43:5, 43:9, 59:15, 66:9, 69:7, 76:22, 87:3, 87:13, 91:8 madrid 82:14</p>	<p>main 17:6 maintain 75:17 make 42:24, 56:3, 59:14, 92:8, 98:15 makes 70:11, 74:2, 74:3, 74:6, 92:21 makeup 91:12 making 24:3, 42:18 man 77:5 managerial 95:8 manipulate 28:12 many 24:8, 33:18, 36:12, 54:9, 54:21, 54:23, 63:3, 63:5, 64:24, 70:8, 74:20, 76:17 map 13:7, 14:7, 14:8, 35:25, 36:3, 36:5, 37:3, 38:14, 40:4, 40:13, 40:17, 40:23, 41:1, 41:5, 41:14, 41:18, 41:22, 42:1, 42:6, 42:19, 46:16, 46:17, 47:11, 47:13, 48:13, 50:11, 51:20, 51:23, 57:18, 59:10, 59:11, 59:12, 60:2, 60:4, 61:19, 62:18,</p>
---	---	--	--

Transcript of House Minority Leader Emilia Sykes

Conducted on October 18, 2021

115

<p>63:13, 63:14, 68:21, 68:23, 68:24, 69:2, 70:19, 70:21, 70:24, 79:6, 79:15, 80:5, 80:11, 80:13, 80:18, 80:19, 81:9, 82:17, 83:2, 83:4, 83:8, 83:18, 84:16, 84:18, 96:19, 97:12, 97:22, 98:1, 98:5, 98:9, 98:19, 98:24, 99:4, 99:7</p> <p>maps 13:12, 13:14, 13:17, 13:22, 13:24, 14:4, 14:22, 15:11, 15:19, 17:17, 17:18, 31:18, 31:24, 32:21, 33:2, 33:4, 33:8, 34:5, 34:25, 35:19, 35:21, 35:25, 37:8, 37:11, 40:1, 47:9, 47:24, 49:23, 50:1, 50:3, 50:7, 50:11, 50:16, 60:1, 60:6, 60:7, 60:9, 60:11, 60:22, 61:1, 61:6, 61:9, 74:14, 78:15, 78:20, 83:1, 83:20, 87:4, 88:14, 88:18, 88:21, 99:12</p> <p>maptitude 33:9, 33:13, 33:16, 33:18</p> <p>marginalized 75:9</p>	<p>mark 25:21, 32:18</p> <p>marked 19:7, 25:19, 31:15, 85:6</p> <p>math 98:13</p> <p>matt 6:4</p> <p>matter 10:5, 13:13</p> <p>maybe 60:3, 63:7, 66:22, 87:20</p> <p>mccolley 22:21</p> <p>mean 14:15, 26:21, 34:10, 35:13, 47:1, 47:24, 61:18, 62:5, 62:7, 74:4, 74:7, 80:6, 86:25, 87:11, 88:24, 93:18</p> <p>meaningfully 62:4, 62:5, 62:7</p> <p>means 75:7, 90:3</p> <p>meant 49:2, 54:13, 54:16, 54:18, 80:19</p> <p>measured 65:5, 65:6, 65:19</p> <p>meeting 9:19, 41:10, 41:13, 41:19, 41:23, 42:2, 42:7, 42:8, 49:21, 50:8, 50:12, 50:18, 51:4, 52:1, 52:3, 52:7, 66:9, 66:11, 66:15, 68:10,</p>	<p>68:18, 72:3, 72:18, 72:19, 73:6, 73:22, 82:24, 85:15, 85:16, 97:3</p> <p>meetings 58:20, 58:21, 66:20, 68:3, 70:9, 77:23, 78:11, 78:23, 82:6, 87:17, 95:24, 96:3</p> <p>megan 3:4</p> <p>member 12:22, 13:1, 13:3, 13:18, 50:6, 50:15, 90:19</p> <p>members 38:6, 49:23, 52:14, 52:18, 58:1, 58:3, 60:13, 61:24, 62:3, 71:23, 76:21, 80:3, 80:16, 80:18, 81:15, 97:4, 98:8</p> <p>memory 21:19, 30:22</p> <p>menashe 6:16, 20:8, 20:13, 23:24, 28:2, 28:17, 28:22, 29:2, 29:9, 29:16, 35:3, 39:19, 40:12, 60:18, 61:3, 85:2, 87:24, 96:9</p> <p>menashe@icemiller 6:21</p> <p>mentioned 23:12, 25:7, 25:12, 49:9, 53:7, 55:10, 75:18, 88:25</p>	<p>merit 2:13</p> <p>merle 82:14</p> <p>met 24:16, 24:20, 25:4, 50:4, 53:3, 73:23, 85:21</p> <p>michael 5:7, 8:4</p> <p>might 27:20</p> <p>mike 8:2</p> <p>miller 6:17, 8:10</p> <p>mindful 59:24</p> <p>minimal 94:6</p> <p>minority 1:14, 2:2, 9:4, 10:5, 10:19, 12:11, 12:15, 93:23, 94:20, 98:8, 100:1</p> <p>minus 62:14</p> <p>minute 98:14</p> <p>minutes 63:16, 76:9, 87:21, 88:1</p> <p>missing 98:16</p> <p>mitigate 95:7</p> <p>mkeenan@cov 3:11</p> <p>moment 19:14, 38:2, 54:16, 56:7, 58:24, 67:7, 73:1, 77:9</p> <p>moments 79:10, 79:11</p> <p>monday 1:15</p>
---	---	--	---

Transcript of House Minority Leader Emilia Sykes

Conducted on October 18, 2021

116

<p>money 19:4 monitor 10:10 montgomery 72:5 month 22:2, 22:3 months 86:6 more 39:24, 49:10, 50:23, 55:12, 65:17, 74:21, 80:8, 81:8, 83:2, 84:23, 89:8, 91:15, 98:20, 99:14 morning 10:25 morrison 48:6 most 40:14, 93:8 motion 61:22 move 15:18, 28:6 moved 15:17, 32:2 movements 15:8 moving 38:12, 61:10, 99:13 much 18:21, 19:4, 91:16, 93:16, 95:15 mullins 6:7, 11:2 multiple 24:4, 53:11, 97:4 municipalities 75:15 municipality 74:25</p>	<p>myself 22:21, 47:19, 57:3, 71:14</p> <hr/> <p style="text-align: center;">N</p> <hr/> <p>name 10:25, 11:24, 17:11, 18:10, 24:24, 48:8, 91:23 named 18:12, 101:11, 101:14 national 86:20 native 28:8 nc 6:10 necessarily 76:8 necessary 58:4 need 11:20, 28:17, 28:20, 29:16, 29:17, 29:18, 87:7, 88:2 needed 42:24 negotiations 84:12 nelson 6:7, 11:2 never 24:15, 60:20 new 4:12 next 46:3, 47:11, 50:4, 53:2, 53:8, 55:21, 87:21 night 19:18, 81:17 non-privileged 27:7 normal 57:6</p>	<p>northeast 48:15, 48:24, 49:1, 69:10, 69:14, 73:24, 74:5, 74:8 northwest 69:8 nos 1:7, 25:18 note 77:8 notes 98:15 nothing 99:18, 99:23, 101:12 notice 2:11 number 10:4, 10:8, 34:13, 34:14, 58:2, 59:19, 62:15, 63:8, 63:10, 64:23, 65:3, 65:14, 70:11, 71:12, 86:8 numbers 70:12 nw 3:8 ny 4:12</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>oath 11:6 object 39:20 objection 20:8, 20:13, 23:24, 35:3, 60:18 obviously 85:14 occasionally 26:18 occur 73:3, 73:20,</p>	<p>85:17, 85:19 occurred 15:7, 24:17, 70:15, 81:23 october 1:15, 10:9, 101:20 offered 61:15, 97:23 office 8:3, 12:6, 53:17, 54:3, 99:19 offices 5:8, 12:5 official 12:2, 26:16, 26:19, 27:16, 35:16 officials 99:20 often 26:17, 92:24 oh 4:4, 5:20, 6:20, 22:8, 37:21, 63:7, 73:13 ohio 1:1, 1:5, 1:8, 3:3, 3:17, 3:19, 3:21, 4:2, 5:2, 5:3, 5:4, 5:10, 5:15, 5:16, 7:12, 8:3, 8:4, 8:6, 8:9, 10:6, 10:7, 10:8, 12:11, 12:14, 12:16, 12:22, 13:3, 13:7, 13:20, 15:5, 16:12, 31:18, 32:22, 33:2, 36:21, 37:3, 37:13, 37:17, 37:25, 38:16, 39:13, 39:18, 40:18, 44:16,</p>
---	--	--	---

Transcript of House Minority Leader Emilia Sykes

Conducted on October 18, 2021

117

<p>48:16, 48:24, 49:1, 69:8, 69:10, 69:14, 73:24, 74:5, 74:8, 87:9, 88:15, 89:3, 90:16, 90:24, 91:24, 91:25, 92:24, 99:19 ohio's 12:10 okay 11:13, 11:18, 12:21, 13:21, 14:19, 14:24, 17:6, 17:16, 18:6, 18:21, 19:14, 21:5, 23:3, 25:5, 26:25, 27:6, 28:7, 30:24, 31:23, 32:13, 33:7, 33:10, 33:24, 34:4, 36:19, 37:14, 38:3, 38:12, 40:6, 42:22, 43:3, 43:20, 44:6, 44:14, 45:23, 46:19, 47:6, 48:4, 49:14, 49:20, 50:14, 51:10, 52:13, 52:22, 55:17, 57:4, 58:15, 58:21, 62:21, 63:1, 63:11, 63:15, 64:15, 65:13, 67:4, 67:8, 69:4, 71:15, 73:14, 75:19, 77:7, 82:8, 84:11, 85:1, 85:14, 85:19, 85:21, 86:7, 87:23, 88:19, 89:24, 91:10,</p>	<p>91:15, 92:6 once 29:19 one 3:7, 6:8, 11:21, 17:2, 18:5, 25:7, 25:13, 26:18, 28:22, 30:20, 33:20, 36:15, 36:17, 36:24, 40:8, 51:6, 52:24, 53:13, 53:15, 55:12, 61:15, 65:12, 74:15, 76:2, 82:13, 82:14, 89:8, 97:23, 98:20, 98:25, 99:5 ones 61:15 only 14:12, 14:17, 15:22, 80:10 open 29:19, 72:17, 79:9, 93:15, 93:20 operation 24:16 opinion 84:13, 97:1 opportunity 70:20, 76:16 opposed 51:13 order 74:21, 95:7, 98:9 ordinary 23:8 org 3:22, 4:5, 4:14 organ 5:18 organization 16:15, 86:10</p>	<p>organized 88:2 organizing 7:12 original 54:11, 55:15, 68:22 other 14:20, 17:3, 18:6, 32:19, 32:24, 37:14, 41:1, 41:11, 43:7, 44:3, 45:7, 48:10, 48:12, 48:22, 48:24, 49:22, 50:6, 50:15, 52:24, 55:6, 56:8, 58:7, 58:15, 58:17, 58:21, 61:5, 61:16, 62:3, 66:11, 66:19, 67:5, 67:8, 67:9, 67:21, 68:1, 69:16, 69:17, 71:16, 71:17, 71:25, 73:7, 73:12, 76:3, 76:4, 77:1, 77:22, 79:24, 80:16, 81:1, 81:2, 81:15, 81:16, 82:4, 83:3, 83:12, 89:2, 95:20 others 83:8 otherwise 91:5 out 16:2, 16:4, 16:7, 16:24, 22:6, 23:8, 25:24, 35:18, 57:18, 65:18, 69:10, 81:9,</p>	<p>83:17, 87:22, 95:10, 95:13, 95:15, 96:9 outcomes 93:17 outside 41:18, 41:22, 42:1, 42:6, 67:10, 67:14 over 24:4, 32:2, 55:1, 84:12, 86:17 overture 79:7</p> <hr/> <p style="text-align: center;">P</p> <hr/> <p>page 9:3, 9:12, 21:25 pages 1:23, 19:17, 21:7 paid 18:22, 19:5, 22:10, 22:14, 23:5, 23:7 park 4:3 parklake 6:9 part 19:16, 34:16, 34:25, 36:17, 66:22, 87:5, 88:20, 89:17, 89:18, 89:19, 90:9 participants 10:12 participate 13:4, 43:15, 43:17 participated 21:3, 35:8, 68:17 participating 54:4</p>
---	--	---	---

<p>particularly 39:25, 74:20, 93:15, 93:19, 99:7</p> <p>partisan 62:9, 62:17, 62:21, 62:25, 92:18, 92:20, 93:2</p> <p>party 87:10, 98:8</p> <p>pass 80:10, 80:13</p> <p>passed 76:12, 77:16, 77:20, 84:19</p> <p>past 16:17</p> <p>path 81:9</p> <p>patience 88:12</p> <p>pause 98:14</p> <p>pay 14:16, 14:20</p> <p>pays 22:18</p> <p>pdf 29:14</p> <p>penalty 10:21</p> <p>people 14:20, 15:17, 26:22, 44:4, 48:10, 54:24, 70:9, 74:14, 87:16, 92:24, 93:3, 94:13</p> <p>percent 33:14, 55:4, 55:5</p> <p>perform 29:25, 30:5, 44:18, 44:21, 50:25</p> <p>performed 30:3, 30:17,</p>	<p>32:16, 45:1, 66:1, 66:4</p> <p>perhaps 23:9, 60:3</p> <p>perjury 10:21</p> <p>person 47:4</p> <p>personally 44:20</p> <p>pfeiffer 5:6</p> <p>pfeiffer@ohioago 5:13</p> <p>philip 92:1</p> <p>phone 56:21, 56:22, 57:1, 85:25</p> <p>place 27:18, 68:9, 69:6, 78:11, 78:22, 78:23, 82:5, 101:14</p> <p>placed 91:1, 91:3</p> <p>placeholder 28:7</p> <p>places 58:13</p> <p>placing 87:16</p> <p>plan 36:4, 36:6, 38:15, 38:18, 38:21, 39:2, 39:6, 39:9, 39:12, 39:17, 39:21, 40:8, 40:11, 42:10, 42:15, 42:17, 43:5, 43:10, 43:13, 43:18, 43:23, 44:2, 44:8, 44:12, 44:15, 44:19, 44:23, 45:3, 45:6, 45:12,</p>	<p>45:17, 45:21, 45:24, 46:3, 46:5, 46:7, 46:8, 46:23, 50:22, 51:1, 51:5, 51:12, 51:13, 51:17, 52:15, 52:19, 56:10, 56:15, 57:11, 57:24, 58:17, 60:14, 60:20, 62:10, 63:4, 63:5, 64:8, 64:13, 64:16, 64:17, 64:20, 64:21, 65:1, 65:4, 65:20, 65:22, 66:7, 66:14, 66:21, 66:24, 67:11, 67:15, 68:1, 68:9, 68:18, 68:22, 73:9, 73:15, 76:1, 76:4, 76:7, 76:11, 77:11, 77:15, 77:19, 83:23, 83:25, 84:2, 84:5, 84:12, 84:20, 84:22, 84:24, 89:6, 89:12, 89:16, 89:17</p> <p>planet 10:12, 10:15</p> <p>plans 25:10, 25:15, 34:14, 34:16, 35:1, 35:6, 35:10, 38:12, 52:6, 60:15, 64:7, 75:23, 76:6, 78:2, 78:9, 81:21, 82:4, 89:4, 90:24, 91:13</p> <p>pleasantries 56:1, 57:6</p>	<p>please 10:16, 11:14, 11:24, 21:6, 25:11, 39:15, 68:15, 77:17, 79:1, 82:9, 85:3, 98:21</p> <p>pleasure 91:18</p> <p>point 17:6, 29:23, 38:8, 61:7, 81:14, 83:21</p> <p>pointed 54:10</p> <p>policy 27:24</p> <p>political 15:23, 16:24, 17:3, 58:7, 70:8</p> <p>population 15:7, 15:16, 31:22, 33:5, 33:7, 48:17, 48:24, 73:25, 74:5, 74:7</p> <p>populations 32:1, 32:6, 75:10</p> <p>portion 63:19</p> <p>posed 11:23, 97:3</p> <p>position 92:18, 93:9</p> <p>possible 72:11, 75:16, 79:5, 80:13, 98:1</p> <p>possibly 74:15</p> <p>poster-sized 47:8</p> <p>preble 72:6, 72:9</p> <p>precise 47:21</p> <p>preference 51:11, 51:17,</p>
---	--	---	---

<p>51:19, 96:18 preferred 96:24 preparation 13:23, 43:18, 89:5 prepare 14:7, 32:21, 33:1, 34:15, 34:19, 90:17 prepared 32:25, 34:6, 35:19, 35:22, 36:5, 36:10, 38:14, 89:20, 89:21 preparing 14:2, 38:18, 43:22 present 8:1 presented 68:19 president 6:3, 11:3, 17:14, 47:5, 47:7, 47:15, 47:23, 48:14, 48:23, 49:7, 49:16, 49:24, 50:3, 50:17, 52:23, 53:2, 54:1, 54:8, 54:21, 55:19, 56:23, 66:7, 66:13, 66:20, 68:24, 78:1, 94:7 press 43:6, 43:7 pretty 92:23 prevent 27:12, 27:18, 27:25 previous 25:12, 26:8, 65:7, 65:24,</p>	<p>74:13, 80:2 previously 25:13, 67:20, 90:2 primarily 54:7 primary 35:9, 35:12 prior 11:23, 32:20, 33:1, 49:20, 50:7, 50:11, 50:17, 95:13, 101:10 priorities 9:21, 85:23, 86:2 privy 96:2 pro 47:8 probably 30:7, 36:13, 37:5, 37:18, 40:13, 44:17, 73:10, 79:11 problems 95:7 proceedings 101:17 process 13:16, 13:21, 14:14, 15:14, 16:13, 16:16, 16:18, 71:4, 83:16, 86:13, 86:16, 87:6, 87:14, 93:10, 93:14, 93:19, 93:22, 94:12, 96:15 processes 70:22 produce 13:14, 31:23 produced 19:16, 25:23, 27:8, 28:8,</p>	<p>30:8, 31:3, 31:25, 32:14, 38:16, 76:10, 86:9 producing 13:6, 13:21 production 13:17, 86:9 proportional 57:12 proposal 21:11, 21:14, 22:4, 22:5, 22:24, 64:13, 76:21, 77:4 proposals 35:17, 35:20, 82:19, 89:7, 89:13 proposed 38:13, 59:11, 62:18, 87:5 protection 27:11 provide 15:22, 15:23, 21:13, 33:10, 34:5, 34:7, 37:6, 38:20, 43:12, 48:22, 87:2, 87:12, 87:17, 88:19 provided 25:8, 25:14, 37:11, 38:5, 38:10, 39:1, 39:5, 88:23 provides 16:1, 16:25 providing 14:25, 90:10 provision 70:13, 97:6, 99:10 public 13:11, 27:13, 27:21, 90:19, 92:25, 93:12,</p>	<p>93:15, 93:20 pull 30:10 purpose 42:23, 94:25, 95:1 purposes 14:6 pursuant 2:11 put 15:5, 28:11, 40:1, 51:20, 51:23, 57:8, 60:23, 60:25, 61:21, 62:2, 62:11, 74:14, 89:10, 96:19</p> <hr/> <p style="text-align: center;">Q</p> <hr/> <p>quentin 18:12, 18:15, 18:17 question 11:13, 11:15, 11:17, 13:25, 16:9, 18:23, 20:2, 20:6, 22:23, 24:21, 24:22, 27:15, 31:12, 34:8, 34:12, 34:18, 34:22, 36:2, 36:7, 42:4, 45:15, 46:21, 59:1, 63:1, 66:16, 67:24, 68:6, 78:5, 80:2, 80:15, 82:1, 84:10, 84:15, 88:13, 90:5, 96:10, 97:3 questioned 79:18 questions 11:16, 11:22, 26:9, 49:15,</p>
--	---	--	--

Transcript of House Minority Leader Emilia Sykes

Conducted on October 18, 2021

120

<p>53:3, 64:5, 91:15, 92:4, 92:16, 99:15 quick 26:8 quicker 92:9 quickly 63:20, 92:17 quite 93:4 quote 22:1</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>raleigh 6:10 randall 48:5, 68:20 randolph 92:1 rank 81:3 ranks 80:4, 80:7, 97:21 ray 49:9 rd 5:19 rdr 101:25 rdr-rmr-crr-crc 1:24 re-ask 20:5 reach 98:1, 98:5, 98:19, 98:24, 99:3 react 87:4 read 22:6, 26:4 reading 43:7 ready 97:10</p>	<p>real 26:8 really 40:1, 73:13, 76:15 realtime 2:13 reapportionment 22:20 reason 16:6, 30:24, 31:2, 31:9, 31:13, 71:9, 71:11, 77:1, 77:2, 98:18, 98:23, 99:1, 99:9 reasonable 74:3, 74:6 recall 18:14, 18:21, 19:3, 19:6, 21:15, 23:10, 24:3, 24:12, 32:9, 37:10, 37:19, 37:23, 41:15, 41:20, 41:24, 42:3, 42:9, 42:14, 42:18, 42:22, 42:24, 43:11, 43:19, 44:25, 45:4, 45:8, 45:11, 45:16, 45:18, 45:19, 47:19, 48:7, 48:8, 48:9, 48:15, 49:12, 49:15, 49:19, 50:19, 50:23, 53:23, 54:8, 55:6, 55:17, 55:20, 55:24, 56:6, 56:7, 56:8, 56:13, 57:15, 57:17, 57:20, 58:15, 58:22, 58:25,</p>	<p>59:4, 59:22, 62:9, 62:15, 62:21, 64:10, 64:15, 64:19, 64:24, 65:3, 65:14, 66:6, 66:12, 67:6, 67:9, 67:13, 67:23, 68:5, 69:4, 69:18, 70:1, 70:3, 70:4, 70:17, 73:1, 73:11, 73:16, 76:19, 76:23, 77:11, 78:7, 78:17, 79:12, 79:21, 80:20, 80:22, 81:18, 81:25, 94:19, 95:22 receive 20:7 received 19:18, 19:22, 20:3, 20:6, 21:17, 23:2, 30:23, 86:11, 95:16, 97:13 receiving 21:15 recess 63:24, 88:8, 92:11 recognize 26:5, 26:6, 85:12 recollection 48:19, 94:24 reconvene 95:2 record 11:25, 12:4, 19:13, 54:19, 61:9, 63:17, 63:23, 64:1, 77:8, 85:5, 87:20, 88:5, 88:7, 88:10,</p>	<p>92:10, 92:13, 100:2 records 27:13, 27:21 red 49:4 redistricting 1:8, 5:16, 9:20, 10:7, 12:23, 13:3, 13:5, 13:8, 14:14, 14:21, 15:22, 16:13, 16:16, 16:25, 22:20, 23:15, 23:22, 24:6, 24:14, 25:2, 25:9, 25:15, 41:9, 41:12, 42:7, 42:8, 42:15, 71:4, 85:16, 85:22, 86:1, 86:13, 86:15, 86:21, 86:24, 87:4, 87:5, 87:9, 87:14, 88:14, 88:15, 93:10, 93:21, 93:24, 94:22, 95:3, 95:25, 96:7, 96:15 reduced 64:25, 101:15 reduction 64:23 redundancy 92:8 reed 7:16 refer 40:8 reference 86:10 referenced 88:22, 89:20, 90:1 references 85:14</p>
---	---	---	--

Transcript of House Minority Leader Emilia Sykes
 Conducted on October 18, 2021

<p>referred 32:4, 32:5, 32:14, 32:25, 49:1, 60:7, 63:3, 67:1 referring 19:23, 36:1, 39:20, 53:15, 61:14 refers 21:22 reflected 15:18 regard 27:25, 64:6, 82:1 regarding 9:20, 85:22, 86:1 registered 2:12, 2:13, 101:7 regularly 92:23 relate 52:22, 53:25 related 58:18, 67:2 relators 1:6, 3:3, 3:17, 7:4, 7:13 release 43:6, 43:8 relying 29:7, 29:9, 30:21 remainder 63:19 remember 18:15, 43:3, 48:12, 49:6, 50:20, 53:5, 60:10, 70:14, 82:18 remote 1:13, 2:6 remotely 2:2, 10:13</p>	<p>repeat 96:8 rephrase 11:15, 18:23, 19:2, 24:22 reporter 1:24, 2:12, 2:13, 2:14, 10:14, 10:16, 85:3, 101:8 reporter's 101:1 represent 16:23, 19:15, 25:22, 91:25 representation 74:12, 74:16, 74:22, 75:9 representational 57:12, 57:13, 69:24 representative 12:10, 85:11 representatives 12:12, 12:16, 75:12 represented 74:9 representing 10:12, 10:15, 11:3, 12:8 republican 48:7, 58:1, 58:3, 58:12, 59:11, 60:11, 62:14, 71:23, 80:3, 83:18, 97:23 republicans 47:12, 55:5, 83:19, 97:8, 97:21, 98:10, 98:12, 98:13, 99:7 request 21:4, 23:11, 23:20, 24:4, 24:25</p>	<p>requested 23:25, 24:7, 59:18, 85:15 requests 21:1, 24:4, 24:13, 24:18 required 91:9 requirement 58:11 requirements 39:13, 39:17, 40:18 requires 98:7 research 22:21 respect 81:1, 87:13 respective 23:21 respond 59:21, 72:12, 72:16, 79:7, 79:17, 79:20, 95:17 responded 55:14 respondent 5:15 respondents 1:10, 5:2, 6:3, 6:14 responding 80:20 response 54:5, 55:11, 79:13, 79:21, 80:22, 97:7 responses 35:15 responsibilities 13:1, 14:25, 15:3, 89:1, 89:2 responsibility 13:4, 13:7, 94:3 responsible 43:22, 44:1,</p>	<p>44:7 responsive 20:24, 27:4, 27:6 restate 20:16, 23:16 restrictions 94:6 results 65:11 review 19:15, 33:13, 77:15, 77:19 reviewed 30:16 rhee 20:4 riggins 6:6, 28:25, 29:6, 29:11, 29:18 right 12:23, 15:24, 16:2, 17:22, 20:22, 21:21, 23:10, 25:10, 25:20, 26:7, 27:10, 28:4, 29:4, 29:22, 30:12, 30:14, 31:9, 32:18, 33:21, 34:24, 35:9, 37:6, 39:2, 39:8, 39:11, 40:25, 41:16, 42:10, 42:12, 45:5, 45:15, 46:1, 47:14, 48:3, 48:12, 49:6, 49:11, 51:3, 51:8, 51:22, 53:5, 53:14, 53:19, 53:25, 54:17, 55:10, 55:13, 55:17, 56:12, 56:25, 57:15, 59:13,</p>
---	--	---	---

<p>61:11, 63:15, 63:22, 65:25, 66:25, 67:17, 67:21, 67:24, 68:14, 70:14, 70:25, 71:25, 73:7, 73:11, 75:19, 77:22, 78:5, 78:18, 78:25, 79:16, 80:23, 81:10, 81:19, 82:1, 82:18, 83:22, 86:19, 86:23, 87:8, 89:19, 90:6, 91:19, 92:5, 93:25, 96:20 rights 49:2, 49:5 riley 6:7, 11:2 rnr 101:25 role 13:10, 38:17 room 46:20, 47:17, 48:1, 49:18, 55:16 routt 48:5, 68:20 row 47:19 rules 13:13, 95:11</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>s-t-r-a-s-m-a 17:9 said 15:16, 19:1, 22:25, 28:3, 44:4, 47:13, 47:22, 48:19, 48:20, 48:23, 49:11, 54:2, 54:8, 54:15,</p>	<p>55:18, 55:25, 56:20, 57:4, 66:15, 69:19, 70:1, 71:13, 88:4, 97:25, 101:13, 101:17 samantha 20:7, 48:4 same 18:18, 42:4, 45:15, 53:10, 56:19, 59:1, 67:19, 67:20, 67:24, 68:6, 76:10, 78:5, 82:1, 83:11, 97:20, 101:16 sarah 48:5 satisfied 38:4, 38:9 saturday 19:18 save 29:17, 29:18 saw 46:7, 46:13, 46:16, 46:23, 76:9, 80:24 say 13:25, 23:1, 25:11, 32:23, 35:12, 36:9, 36:14, 39:3, 39:15, 46:14, 47:14, 51:22, 60:6, 60:22, 62:23, 76:8, 77:17, 84:14, 86:15, 86:17, 90:2, 91:2, 93:5, 93:19, 96:22, 97:17, 98:17, 98:20, 98:22, 99:19 saying 23:4, 30:21, 34:22, 40:7,</p>	<p>42:24, 59:12, 76:13, 77:6 says 22:4, 22:5, 40:8 scarborough 6:7, 11:2 scheduled 85:19, 95:24 scheduling 96:3 science 70:8 scientists 58:7 screen 29:8, 29:10 scroll 28:17, 28:21, 28:23, 29:15 search 27:2 searched 20:23 seats 58:12, 59:19, 62:12, 63:5, 64:23, 64:24, 65:4, 65:15, 65:21, 83:24 seattle 7:8 second 28:22, 42:14, 99:9 seconds 87:20, 88:6 secretary 5:3, 8:5, 8:9, 42:4, 42:5, 45:20, 68:7, 69:12, 73:15, 73:23, 80:10, 82:2, 82:3, 82:13, 82:20, 82:21, 82:24, 83:5, 83:15, 99:21</p>	<p>section 5:8, 53:4, 53:9, 54:17, 54:18, 55:8, 55:13, 57:14, 59:18, 59:24, 69:23, 70:2, 84:1, 84:8, 84:24, 99:10 see 21:5, 21:14, 22:4, 22:5, 25:5, 28:13, 28:22, 29:3, 31:21, 46:10, 71:8, 79:4, 79:21, 92:23 seeking 23:12 seem 18:24, 40:2, 59:16 seemed 72:17 seen 28:13, 50:1, 70:6, 71:11, 85:13 senate 6:3, 11:3, 23:13, 23:19, 23:25, 33:22, 34:1, 36:15, 39:7, 42:18, 43:2, 43:4, 43:8, 44:4, 44:6, 44:10, 46:18, 47:5, 47:7, 47:15, 47:23, 48:6, 48:7, 48:14, 48:23, 49:7, 49:16, 49:23, 50:2, 50:17, 52:23, 53:1, 53:17, 54:1, 54:8, 54:20, 55:19, 56:23,</p>
--	---	---	--

<p>62:15, 63:9, 63:12, 66:7, 66:12, 66:20, 68:19, 68:24, 71:21, 78:1, 89:1, 89:21, 89:24, 91:6, 91:11, 94:6 senator 6:14, 9:19, 22:21, 35:1, 35:7, 35:11, 40:10, 41:5, 41:14, 42:11, 42:16, 45:11, 50:2, 50:13, 50:15, 50:21, 53:17, 54:2, 54:3, 54:11, 54:20, 56:9, 57:2, 60:11, 60:25, 61:20, 62:18, 64:9, 66:18, 67:10, 76:2, 76:11, 76:19, 79:4, 82:15, 84:21, 84:22, 85:15, 85:17, 85:21, 85:25, 86:5, 88:17, 89:13 send 20:12 sending 94:19 sense 70:11, 74:3, 74:6 sent 9:14, 20:17, 21:12, 30:25 separately 36:24 september 36:4, 36:5, 42:12, 43:13, 43:18, 43:22, 44:2, 44:7,</p>	<p>44:11, 44:15, 44:19, 44:23, 45:2, 45:6, 45:12, 45:17, 45:21, 45:24, 46:5, 46:7, 46:9, 46:10, 46:11, 46:13, 46:16, 46:17, 46:24, 49:21, 50:4, 50:5, 50:8, 50:18, 50:22, 51:1, 51:4, 51:6, 51:12, 51:13, 51:25, 52:2, 52:7, 52:14, 52:16, 52:18, 52:25, 53:18, 59:5, 59:12, 60:16, 61:16, 61:21, 62:10, 63:4, 64:9, 64:13, 64:16, 64:17, 64:20, 64:21, 64:25, 65:1, 65:4, 65:20, 65:22, 66:7, 66:13, 66:21, 67:9, 67:11, 67:15, 68:1, 68:9, 68:18, 73:5, 73:9, 73:15, 75:20, 76:22, 78:2, 78:8, 78:9, 78:20, 81:20, 82:4, 84:20, 88:21, 89:6, 89:7, 89:12, 89:13, 90:12, 90:13, 90:23, 90:24, 91:12, 91:13, 97:16 serve 96:5, 96:13 service 22:17</p>	<p>services 14:21, 15:1, 15:22, 15:24, 15:25, 17:1, 21:12, 23:7, 25:8, 25:13, 38:4, 38:9 seth 7:15 seven 80:11, 80:18 seventh 7:7 several 24:5, 86:6, 92:1 share 81:15 shared 59:25, 67:20, 70:7 sharing 57:17, 70:10 shift 15:7, 32:7 shifted 32:7 shifts 31:22, 33:5, 33:8 shorten 29:22 shorthand 2:14, 101:14 shortly 42:16, 42:19, 73:22 should 29:19, 39:24, 49:9, 51:18, 84:19, 90:23, 93:7, 99:19 show 32:1, 33:7, 72:20, 97:9 showed 32:6, 33:4, 33:5, 47:8,</p>	<p>47:23, 49:24, 50:3, 60:1, 72:21 shown 29:8, 29:10, 50:16 shut 83:17 sic 54:7, 95:12 side 17:2, 46:18, 97:23 signature-mig2k 101:22 signed 22:21 since 16:22, 40:8, 69:13, 76:14, 83:8, 95:4 sitting 47:19, 48:11 sklein@elias 7:10 sloan 8:6 smith 7:16 software 33:9, 33:15, 36:8, 70:19, 70:25 solicitor 8:2 some 36:12, 42:25, 47:9, 49:3, 49:4, 53:3, 57:22, 58:6, 58:19, 65:7, 66:10, 69:7, 72:2, 72:18, 73:24, 74:9, 83:9, 84:9, 89:1, 92:7, 95:8, 95:10 somebody 76:20, 84:14</p>
--	--	--	--

Transcript of House Minority Leader Emilia Sykes

Conducted on October 18, 2021

<p>someone 16:17, 94:5</p> <p>something 49:5, 67:1, 71:13, 92:22, 93:1, 97:7, 97:9, 98:16</p> <p>sometimes 26:24</p> <p>somewhat 66:24</p> <p>sonali 7:15</p> <p>sooner 95:9</p> <p>sorry 18:24, 18:25, 20:5, 28:20, 69:16</p> <p>sort 27:10</p> <p>sought 26:20, 26:21, 27:1</p> <p>sounds 23:3</p> <p>south 7:17</p> <p>spalding 8:6</p> <p>speaker 6:4, 11:3, 41:16, 41:17, 45:15, 45:17, 56:12, 56:14, 56:21, 57:3, 57:9, 57:10, 57:21, 57:24, 58:16, 58:22, 67:14, 78:5, 78:8, 78:13, 94:7</p> <p>speaking 93:21</p> <p>specific 36:17, 39:24, 45:11, 62:23, 64:18, 65:17,</p>	<p>98:18, 98:23, 98:25</p> <p>specifically 55:9, 79:12</p> <p>specifics 48:13, 69:5, 73:11, 82:19</p> <p>specified 35:14</p> <p>specify 40:3</p> <p>speculation 20:9, 20:14, 35:3</p> <p>spelling 17:11</p> <p>spellings 18:11</p> <p>spencer 7:5</p> <p>spend 71:3, 95:15</p> <p>spent 24:14, 52:12</p> <p>split 70:6</p> <p>spoke 79:2, 97:17, 97:18, 97:19</p> <p>spreadsheet 9:17, 25:25, 26:2, 26:3, 28:6, 28:8, 28:12, 29:24, 30:15, 31:3, 31:11, 31:15</p> <p>st 32:10, 32:20, 33:1, 38:15, 38:18, 38:21, 39:1, 39:5, 39:9, 39:12, 39:16, 40:7, 40:10, 41:12, 41:19, 41:23, 42:2, 42:7, 42:16, 42:19, 42:20, 43:5,</p>	<p>43:10, 63:5, 63:13</p> <p>staff 8:6, 20:20</p> <p>staffer 48:6, 48:7</p> <p>staffers 37:1, 44:5, 44:6, 68:19, 82:14, 82:15</p> <p>start 36:3</p> <p>started 92:4</p> <p>starting 83:17</p> <p>state 2:15, 5:3, 8:5, 8:7, 8:9, 9:20, 11:24, 12:9, 13:6, 13:7, 46:18, 69:13, 74:8, 85:22, 86:1, 93:4, 99:21, 101:4, 101:8</p> <p>stated 70:5</p> <p>statements 66:10</p> <p>statewide 55:2, 55:3, 65:6, 65:10, 99:20</p> <p>steps 53:2, 53:8</p> <p>still 24:20, 26:8, 49:3, 75:21, 81:7</p> <p>strasma 18:7</p> <p>strat 17:8</p> <p>strategy 86:24, 87:9</p> <p>street 3:8, 4:11, 5:9,</p>	<p>6:19</p> <p>strike 36:25, 38:24, 51:24, 66:18, 84:15</p> <p>strong 12:1, 99:6</p> <p>submitted 15:11, 35:6, 35:10, 60:9, 64:9, 84:23</p> <p>submitting 23:11</p> <p>subpoenas 20:24</p> <p>substance 50:20, 59:6, 59:8, 73:21</p> <p>suggested 69:12, 69:15, 82:25</p> <p>suggestion 80:8, 80:9, 97:24</p> <p>suggestions 69:8, 69:17</p> <p>suite 4:3, 6:9, 6:19, 7:7, 7:18</p> <p>summit 69:14</p> <p>sunday 53:23, 53:24</p> <p>support 57:11, 80:17</p> <p>supposed 13:18</p> <p>supreme 1:1, 10:8</p> <p>sure 15:25, 23:16, 33:14, 33:20, 37:5, 44:24, 45:8, 45:14, 45:18, 45:22, 47:12, 49:12, 52:12, 53:13, 56:4, 61:19,</p>
--	---	---	--

Transcript of House Minority Leader Emilia Sykes

Conducted on October 18, 2021

125

65:12, 66:2, 73:3, 89:9, 98:15 swear 10:16 sworn 10:20, 11:7, 101:11 sykes 1:14, 2:2, 6:15, 9:4, 10:5, 10:19, 10:25, 12:1, 19:14, 19:19, 21:21, 25:23, 28:10, 29:23, 34:14, 34:16, 35:2, 35:7, 35:11, 35:17, 35:20, 36:4, 36:6, 38:15, 38:18, 38:21, 39:2, 39:6, 39:9, 39:12, 39:17, 39:21, 39:22, 40:7, 40:11, 42:11, 42:16, 44:15, 45:2, 48:6, 50:13, 50:16, 50:21, 51:12, 53:17, 54:2, 54:3, 54:11, 60:12, 60:14, 60:19, 60:25, 61:6, 61:13, 61:20, 62:19, 63:5, 64:4, 64:9, 76:2, 76:3, 76:11, 76:20, 79:4, 82:15, 84:21, 84:22, 85:11, 85:12, 86:8, 88:13, 88:17, 89:14, 90:21, 91:23, 92:15, 100:1 sykes@gmail 26:10	system 27:18 <hr/> T <hr/> t 7:9 table 83:1 tabling 83:3 take 15:3, 19:14, 62:13, 68:9, 78:22, 78:23, 92:3, 94:2 taken 101:13 taking 11:23, 78:10 talk 49:9, 50:10, 68:14, 69:15, 75:20, 81:7, 81:14, 82:25, 83:5 talked 69:24, 72:2, 73:24, 74:19, 75:23, 83:7, 86:4 talking 19:23, 47:3, 48:15, 57:17, 72:21, 72:22, 79:22, 82:16, 90:21 tampa 52:12, 53:20 tape 10:3 target 99:13 task 22:19, 23:11, 23:21, 24:5, 24:12, 24:15, 24:25, 25:3 team 36:15, 36:16	technical 36:12, 36:17, 90:3 tel 5:11 telephone 58:18 tell 11:7, 17:10, 36:18, 37:21, 40:20, 41:7, 43:9, 48:18, 48:20, 49:3, 53:14, 56:17, 56:25, 67:17, 73:17, 78:3, 78:25, 81:5, 82:8 ten 32:2, 55:1, 57:25, 58:2, 58:3, 58:11, 60:5, 65:7, 98:9 ten-year 13:15, 57:18, 60:2, 65:9, 79:6, 80:5, 80:11, 80:13, 80:19, 81:9, 82:17, 97:22, 98:1, 98:5, 98:19, 98:24, 99:4 tend 17:4 tendency 74:13 tenth 3:8 terms 15:7, 34:10, 47:11, 59:16, 65:16, 82:19 testified 10:21, 11:10, 25:13, 40:9, 47:23, 50:2, 54:24, 58:13,	60:20, 60:24, 67:6, 67:22, 68:4, 68:11, 72:25, 77:9, 77:24, 78:10, 78:21, 81:23, 82:5, 83:13, 96:17 testify 82:23, 101:12 testifying 11:8 testimony 58:6, 75:6, 87:17, 91:10 th 5:9, 10:9, 12:10, 23:18, 36:4, 36:5, 53:18, 59:5, 60:16, 60:17, 61:16, 61:17, 61:21, 62:10, 63:4, 64:9, 64:13, 64:16, 64:20, 65:1, 65:4, 65:20, 66:7, 66:13, 66:21, 66:23, 67:1, 67:9, 67:11, 67:15, 68:1, 68:9, 68:18, 68:23, 73:5, 73:9, 73:15, 75:20, 75:24, 76:2, 76:22, 78:2, 78:8, 78:9, 78:20, 79:3, 81:5, 81:20, 82:4, 84:20, 89:6, 89:7, 89:12, 89:13, 90:12, 90:13, 90:23, 90:24, 91:12, 91:13, 97:16, 101:19 thank 12:21, 14:24,
--	--	--	--

Transcript of House Minority Leader Emilia Sykes

Conducted on October 18, 2021

<p>15:21, 22:8, 26:13, 28:9, 28:16, 30:13, 35:24, 48:4, 64:3, 88:12, 91:16, 91:17, 92:15, 96:11, 99:16, 99:17 themselves 94:9 thereafter 101:15 therein 101:14 thing 83:11, 92:8 things 37:22, 74:10, 75:17 think 15:16, 39:24, 40:4, 40:13, 52:5, 54:16, 61:4, 61:8, 61:10, 75:2, 80:24, 81:14, 84:22, 88:13, 92:20, 99:5 thomas 4:9 thought 40:7, 47:10, 94:10 thoughtful 74:18 thoughtfully 93:12 thoughts 88:2 three 11:4, 20:24, 21:1, 27:1, 39:25, 40:2, 65:2, 65:20, 98:11 through 28:15, 29:17, 32:1, 33:15,</p>	<p>33:16, 63:18, 68:21, 75:22, 86:12, 86:14, 86:15, 98:15 time 10:10, 46:6, 46:17, 46:24, 47:13, 76:23, 77:11, 77:14, 77:18, 79:14, 83:2, 85:2, 86:4, 87:22, 89:8, 94:18, 95:15, 97:20, 98:20, 99:24, 101:14 timeframe 86:16 timeline 57:7 times 97:4 today 10:11, 11:5, 12:7, 77:25 today's 10:9, 99:25 together 35:23, 69:3, 89:25, 95:10, 99:8 told 43:4, 70:4, 79:13 took 69:5, 82:5, 87:24, 96:23 top 19:25, 21:22, 29:1, 29:4 total 22:1, 22:23, 22:24 totals 55:1 towards 81:9, 82:16 township 75:1</p>	<p>townships 75:15 traditional 75:13 training 86:12, 86:14 transcript 9:11, 101:17 transparency 93:10, 93:11 travel 52:6, 52:9 traveled 53:20 trotwood 72:9 true 101:16 truth 11:7, 101:12, 101:13 try 74:4, 89:8 trying 16:8, 35:18, 56:3, 61:1, 65:18, 74:1 turning 25:5 two 22:2, 56:22, 59:25, 60:6, 60:7, 60:14, 60:25, 61:13, 65:2, 65:20, 75:25, 76:6, 86:17, 87:21, 88:18, 89:20, 90:1, 90:11, 98:8, 98:10, 98:11, 98:12 type 18:19, 29:24 typewriting 101:15 typically 75:10</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>ultimately 69:1, 76:5,</p>	<p>76:7, 77:16, 77:20, 82:12, 84:17, 84:24, 96:23, 97:14, 98:17, 98:22 un 74:1 unable 98:18, 98:23, 99:3 unanimous 80:12, 80:14, 98:2, 98:6 under 10:21, 11:6, 74:23, 75:16, 91:9, 101:15 understand 11:6, 11:14, 15:6, 15:12, 15:13, 15:15, 16:8, 16:18, 17:4, 24:21, 56:5, 61:3, 75:21, 97:22 understanding 12:17, 12:25, 21:3, 22:11, 40:24, 61:23, 62:1, 75:4, 86:22, 93:14, 97:11 understood 11:17, 16:14, 93:23 undo 72:11, 74:1 union 4:10 university 15:5, 90:16, 90:17 unpack 74:1, 74:4, 74:10 unpacking 74:19, 74:24, 75:3, 75:5, 75:7</p>
---	--	---	---

Transcript of House Minority Leader Emilia Sykes
 Conducted on October 18, 2021

<p>until 13:8</p> <p>unwilling 97:12</p> <p>upload 90:18</p> <p>use 23:14, 26:15, 36:9, 51:11, 61:8</p> <p>using 58:8, 83:19</p> <p>usually 75:9</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p>verify 71:14</p> <p>vernon 6:14, 39:21, 48:6</p> <p>version 89:15</p> <p>versus 10:6</p> <p>vi 54:7, 54:15, 95:12</p> <p>via 61:22</p> <p>vicinity 46:22, 46:25, 47:17, 47:18, 48:1</p> <p>video 10:10</p> <p>videoconference 2:1</p> <p>videographer 8:12, 10:3, 10:11, 63:23, 64:1, 88:7, 88:10, 92:10, 92:13, 99:23</p> <p>videotaped 1:13, 10:4</p> <p>videotech 8:11, 19:12</p>	<p>view 97:15</p> <p>violated 40:22, 40:23</p> <p>voices 72:7, 75:11, 92:22</p> <p>volmer 17:22, 18:6</p> <p>vote 13:13, 55:1, 59:20, 60:4, 60:5, 79:19, 79:25, 80:4, 80:14, 80:18, 81:3, 83:4, 98:2, 98:6, 98:8, 99:8</p> <p>voted 51:4, 51:18, 76:9, 83:22, 83:25, 84:2, 84:16</p> <p>voters 1:4, 3:2, 3:16, 10:6, 91:25</p> <p>votes 98:5</p> <p>voting 59:10, 79:14, 83:1, 83:7</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>wa 7:8</p> <p>walked 68:21</p> <p>walton 5:7</p> <p>want 34:1, 38:6, 45:9, 47:20, 47:25, 56:5, 60:22, 64:4, 71:12, 87:19, 97:5, 97:20</p> <p>wanted 69:9, 69:22</p>	<p>wanting 50:23, 72:5</p> <p>washington 3:9, 16:3, 16:5, 16:7</p> <p>way 24:11, 27:20, 29:14, 30:20, 34:13, 43:17, 55:12, 57:9, 59:9, 63:2, 71:22, 74:2, 74:5, 76:11, 79:5, 80:10, 89:10, 94:16, 99:11</p> <p>ways 40:21, 40:22, 54:9, 54:21, 55:6, 72:10</p> <p>we'll 99:24</p> <p>we're 19:9, 25:21, 29:9, 100:2</p> <p>we've 24:4, 63:15</p> <p>weekend 52:12</p> <p>went 31:25, 81:14, 82:12</p> <p>weren't 61:6, 71:5</p> <p>west 6:19</p> <p>western 72:5</p> <p>whereby 26:19</p> <p>whereupon 10:18</p> <p>whether 17:1, 20:22, 28:13, 35:5, 35:21, 42:14, 44:18, 44:25, 57:8, 57:23,</p>	<p>59:9, 80:3, 80:17</p> <p>whole 25:3, 51:20, 51:23, 92:8, 96:19, 101:12</p> <p>willie 18:12, 18:15, 18:17</p> <p>willing 59:20, 62:3, 71:21, 80:4, 80:17, 81:8</p> <p>without 71:13, 80:14, 98:1, 98:6</p> <p>witness 2:5, 10:17, 10:20, 24:3, 40:5, 91:17, 101:10, 101:19</p> <p>women 1:4, 3:2, 3:16, 10:6, 91:25</p> <p>word 21:14</p> <p>words 77:1</p> <p>work 17:4, 17:25, 18:19, 23:1, 23:23, 24:6, 24:9, 26:22, 33:21, 44:10, 63:20, 70:21, 71:22, 97:12</p> <p>worked 16:16, 18:17, 31:20, 33:25, 60:12, 88:17, 89:25, 90:7</p> <p>working 28:15, 51:12, 97:9</p> <p>works 18:5</p> <p>wouldn't 38:25, 39:4,</p>
--	--	---	--

Transcript of House Minority Leader Emilia Sykes
 Conducted on October 18, 2021

76:8 written 19:13, 85:4 wrong 45:9 wrote 94:14	\$325,000 71:3 <hr/> .0908 5:21 .329 6:11 .3828 6:11 .457 7:20 .481 5:21 .8050 7:20 <hr/> 0 0007246 9:18, 85:9 0007247 9:13, 19:11 0010275 9:15, 25:25 03 1:16, 10:10 06 88:7 07 88:8, 88:9, 88:10 <hr/> 1 1:16, 10:10 1-- 6:22 1.213 7:20 1.614 5:21 1.919 6:11 10 9:6, 23:18 100 100:3 10004 4:12	101 1:23 10275 25:20, 26:4, 30:12 10276 9:16, 26:2, 31:15 1108 4:3 11648 1:25, 2:15, 101:8, 101:24 1193 1:7, 10:8 1198 1:8 12 60:16, 61:16 12,000 19:17 120,000 23:5 1210 1:9 125 4:11 13 60:16, 61:16, 64:9, 64:13, 64:16, 64:20, 65:1, 65:4, 65:20, 66:7, 66:13, 66:21, 67:11, 67:15, 68:1, 68:9, 68:18, 68:23, 73:9, 73:15, 89:6, 89:12, 90:12, 90:23, 91:12, 92:10, 92:11 1330 5:19 14 53:18, 73:5 15 36:4, 36:5,	53:18, 59:5, 60:17, 61:17, 61:21, 62:10, 63:4, 66:23, 67:1, 67:9, 75:20, 75:24, 76:2, 76:22, 78:2, 78:8, 78:9, 78:20, 79:3, 81:5, 81:20, 82:4, 84:20, 89:7, 89:13, 90:13, 90:24, 91:13, 97:16 16 5:9 1700 7:7 18 1:15, 10:9 19 9:13, 101:19 1st 42:12, 43:13, 43:18, 43:22, 44:2, 44:7, 44:11, 44:15, 44:19, 44:23, 45:2, 45:6, 45:12, 45:17, 45:21, 45:24, 51:12, 64:17, 64:21, 64:25, 65:22 <hr/> 2 2 63:23, 63:24, 63:25, 64:1 20 63:16, 63:23, 63:24 200 6:9 20001 3:9 2016 65:11
<hr/> X xi 13:20, 37:12, 37:16, 37:24, 39:13, 44:16, 53:4, 53:9, 54:16, 54:18, 55:7, 55:13, 57:14, 59:18, 59:24, 69:23, 70:2, 84:1, 84:7, 84:23, 91:3, 94:15, 97:6, 98:7, 99:10	<hr/> 0 0007246 9:18, 85:9 0007247 9:13, 19:11 0010275 9:15, 25:25 03 1:16, 10:10 06 88:7 07 88:8, 88:9, 88:10 <hr/> 1 1:16, 10:10 1-- 6:22 1.213 7:20 1.614 5:21 1.919 6:11 10 9:6, 23:18 100 100:3 10004 4:12	<hr/> 19 9:13, 101:19 1st 42:12, 43:13, 43:18, 43:22, 44:2, 44:7, 44:11, 44:15, 44:19, 44:23, 45:2, 45:6, 45:12, 45:17, 45:21, 45:24, 51:12, 64:17, 64:21, 64:25, 65:22 <hr/> 2 2 63:23, 63:24, 63:25, 64:1 20 63:16, 63:23, 63:24 200 6:9 20001 3:9 2016 65:11	
<hr/> Y yeah 19:3, 19:9, 29:2, 54:19, 62:16, 80:1 years 24:5, 32:2, 55:1, 60:5, 65:7, 86:17, 98:9 york 4:12 yourself 93:24, 94:3 yuko 94:20, 95:6	<hr/> 1 1:16, 10:10 1-- 6:22 1.213 7:20 1.614 5:21 1.919 6:11 10 9:6, 23:18 100 100:3 10004 4:12	<hr/> 2 2 63:23, 63:24, 63:25, 64:1 20 63:16, 63:23, 63:24 200 6:9 20001 3:9 2016 65:11	
<hr/> \$ \$120,000 22:1, 22:15 \$200,000 23:20 \$23,333.33 22:3	<hr/> 1 1:16, 10:10 1-- 6:22 1.213 7:20 1.614 5:21 1.919 6:11 10 9:6, 23:18 100 100:3 10004 4:12	<hr/> 2 2 63:23, 63:24, 63:25, 64:1 20 63:16, 63:23, 63:24 200 6:9 20001 3:9 2016 65:11	

Transcript of House Minority Leader Emilia Sykes

Conducted on October 18, 2021

<p>202 3:10, 7:9 2020 65:11 2021 1:7, 1:8, 1:9, 1:15, 10:8, 10:9, 14:14, 14:22, 32:11, 32:20, 94:21, 101:20 203 4:3 21 92:12, 92:13 2100 7:7 212 4:13 221 6:22 25 9:15 250 6:19 26 9:16 27612 6:10 2872 5:11 2900 7:18</p> <hr/> <p style="text-align: center;">3</p>	<p>39:1, 39:5, 39:9, 39:12, 39:16, 40:7, 40:10, 40:13, 40:17, 40:23, 41:1, 41:5, 41:10, 41:12, 41:14, 41:18, 41:19, 41:22, 41:23, 42:1, 42:2, 42:6, 42:7, 42:16, 42:19, 42:20, 43:5, 43:10, 63:5, 63:13 34 12:10, 99:24 35 36:22, 38:6, 38:7, 100:3 355 7:17</p> <hr/> <p style="text-align: center;">4</p>	<p>466 5:11 4956 3:9</p> <hr/> <p style="text-align: center;">5</p> <hr/> <p>5 77:3 50,000 22:2 519 4:13 55 55:4, 58:8, 70:5</p> <hr/> <p style="text-align: center;">6</p> <hr/> <p>6 55:13, 84:1 6000 3:10 614 5:11, 6:22 6500 6:22 662 3:10</p> <hr/> <p style="text-align: center;">7</p>	<hr/> <p style="text-align: center;">8</p> <hr/> <p>85 9:18 850 3:8 8th 46:9, 46:10, 46:11, 46:13, 46:16, 46:24, 50:4, 52:25</p> <hr/> <p style="text-align: center;">9</p> <hr/> <p>90 87:20, 88:6 90071 7:19 91 9:7 968 7:9 98101 7:8 99 62:14 9th 46:5, 46:7, 46:17, 49:21, 50:5, 50:8, 50:18, 50:22, 51:1, 51:4, 51:6, 51:13, 51:25, 52:2, 52:7, 52:14, 52:16, 52:18, 59:12, 88:21</p>
<p>3 88:7, 88:8, 88:9, 88:10, 92:10, 92:11, 92:12, 92:13, 99:24, 100:3 30 5:9, 63:25, 64:1 31 32:10, 32:20, 33:1, 38:15, 38:18, 38:21,</p>	<p>406207 1:22 41 84:6 4140 6:9 42 62:12, 63:4, 83:24, 84:5 43206 4:4 43215 5:10, 5:20, 6:20 44 63:7 44103 3:21 45 55:5, 58:8, 63:7, 70:5, 77:3 4506 3:20 4509 7:9</p>	<p>7-0 80:14, 99:7 700 6:19 7247 20:1 7249 21:7 7250 9:13, 19:11, 21:7, 21:25, 22:7 728 5:11 7509 6:20 7592 5:11 7866 4:13</p>	

Date: Fri, 20 Aug 2021 12:17:00 AM -0400
Sent: Fri, 20 Aug 2021 12:17:32 AM -0400
Subject: RE: Invoice and Purchase Letter: Consulting
From: Herd, Samantha
To: Kristin Rhee <Kristin.Rhee@lsc.ohio.gov>; DiPalma, Andy <Andy.DiPalma@ohiohouse.gov>;
CC: Wendy Zhan <Wendy.Zhan@lsc.ohio.gov>;
Attachments: OH House Democratic Caucus redistricting proposal - revised.pdf

Please find attached our contract with Haystaq. Thanks.

From: Kristin Rhee <Kristin.Rhee@lsc.ohio.gov>
Sent: Tuesday, August 17, 2021 4:22 PM
To: Herd, Samantha <Samantha.Herd@ohiohouse.gov>; DiPalma, Andy <Andy.DiPalma@ohiohouse.gov>
Cc: Wendy Zhan <Wendy.Zhan@lsc.ohio.gov>
Subject: RE: Invoice and Purchase Letter: Consulting

Hi again – Samantha and Andy, do you guys have any sort of contract with HaystaqDNA? As I'm getting the paperwork together, I notice that it seems to be for professional services/consulting and, usually, those come with contracts. If that's not what HaystaqDNA is for, then please disregard this email.
Thank you!

KRISTIN RHEE, Fiscal Officer
Legislative Service Commission
614/466-3278 (p)
614/995-4965 (f)
Kristin.Rhee@lsc.ohio.gov

From: Herd, Samantha <Samantha.Herd@ohiohouse.gov>
Sent: Monday, August 16, 2021 10:17 AM
To: Kristin Rhee <Kristin.Rhee@lsc.ohio.gov>; DiPalma, Andy <Andy.DiPalma@ohiohouse.gov>
Cc: Wendy Zhan <Wendy.Zhan@lsc.ohio.gov>
Subject: RE: Invoice and Purchase Letter: Consulting

Thanks Kristin, yes please email Andrew, I've let him know you will be contacting him.

From: Kristin Rhee <Kristin.Rhee@lsc.ohio.gov>
Sent: Monday, August 16, 2021 10:13 AM
To: Herd, Samantha <Samantha.Herd@ohiohouse.gov>; DiPalma, Andy <Andy.DiPalma@ohiohouse.gov>
Cc: Wendy Zhan <Wendy.Zhan@lsc.ohio.gov>
Subject: RE: Invoice and Purchase Letter: Consulting

Good Morning Samantha and Andy – I went into OAKS to find HaystaqDNA as a vendor and they are not in the system. Because of this, I can't process the invoice that you sent over.
If it's okay with you, I'm going to email Andrew (the email address on the invoice) and send him the information needed to get them entered into OAKS.
Sorry about that but sometimes vendors haven't been used yet by the State so they aren't vendors yet in the state accounting system. I will CC you all on my email to Andrew.
-Kristin

KRISTIN RHEE, Fiscal Officer
Legislative Service Commission
614/466-3278 (p)
614/995-4965 (f)
Kristin.Rhee@lsc.ohio.gov



DEPO_00445

ESYKES_0007247

CONFIDENTIAL

From: Wendy Zhan <Wendy.Zhan@lsc.ohio.gov>
Sent: Friday, August 13, 2021 1:01 PM
To: Herd, Samantha <Samantha.Herd@ohiohouse.gov>; DiPalma, Andy <Andy.DiPalma@ohiohouse.gov>
Cc: Kristin Rhee <Kristin.Rhee@lsc.ohio.gov>
Subject: FW: Invoice and Purchase Letter: Consulting

We'll process this the first thing on Monday. Thanks!

From: Herd, Samantha <Samantha.Herd@ohiohouse.gov>
Sent: Friday, August 13, 2021 12:36 PM
To: Wendy Zhan <Wendy.Zhan@lsc.ohio.gov>
Cc: DiPalma, Andy <Andy.DiPalma@ohiohouse.gov>
Subject: Invoice and Purchase Letter: Consulting

Good afternoon Wendy,

Please find the attached signed letter and invoice for redistricting consulting services. Please let me know if you have any questions.

Thanks,

Samantha L. Herd
Chief of Staff, Minority Caucus
Ohio House of Representatives
Office: (614) 466-2185
Cell: (614) 301-7229

HAYSTAQ DNA

TO: Leader Sykes and Samantha Herd
FR: Ken Strasma, Andrew Drechsler
HaystaqDNA
RE: Redistricting support for the OH House Democratic Caucus
DT: 8/9/2021

Background

Again, it was great talking to you this weekend and we would welcome the opportunity to assist with your redistricting efforts. There are a wide range of services with which we can assist; below is an outline of what we would propose based on our conversation. As discussed, the scope has been updated based on our conversation

Proposal

Haystaq will:

- Work with the legislature's mapping software vendors to load new Census geography and data into the mapping program.
- Validate population totals in the mapping software against totals directly from the Census.
- Load election data provided by client that would be used to help determine how competitive proposed districts would be.
- House any external data acquired by the client, and work to convert the data as needed for use with the mapping programs. This may include past election results, voterfile IDs, neighborhood or community boundaries, homes of legislators and potential candidates, and any other data that the client would like to use in drawing and analyzing plans.
- Work with the Caucus leadership and their designees to understand goals and priorities for legislative and congressional districts. This may include a broad range of input from more general things like prioritization of various different criteria to local items such as keeping a certain neighborhood or community of interest in a specific district.
- Draw plans based on the goals and criteria provided by the client.
- Provide analysis of plans drawn by the client.
- Provide analysis of other plans including those proposed by public interest groups, other legislative leaders, individual legislators or members of the public. This analysis would include various measures of compactness, counts of split geography, and other metrics.
- Prepare presentations walking through the plan analysis in a way that is digestible to reporters, legislators and interested members of the public.

- Provide racial block voting analysis in order to assess the ability of minority populations to elect their candidates of choice. While we are not lawyers, we would work with your counsel as to implementation.
- Provide population and voting pattern projections to analyze the likely future impact of plans.

Costs

The total fee will be \$120,000, the first month will be \$50,000, month two to four will be \$23,333.33 per month. Extended as needed.

Redistricting software licenses would be billed to the client at cost. Two licenses would be used by Haystaq for this project which are estimated to be \$15,000 plus tax.

Other direct costs, including travel, printing and postage would be billed to the client at cost. No expenses in excess of \$500 per month would be incurred without the advance authorization of the client.

Scope

Haystaq staff will be available for up to 30 hours per week for work on the services described above, in addition to any other data analysis and strategic consulting needed by the client. If travel is required for in-person meetings, ½ of travel time and time onsite would count toward the 30 hour a week cap.

Any additional reporting and/or presentations or continued services, beyond those services outlined in above will be charged at our standard hourly consulting rates. We will notify you if we go above and beyond the monthly retainer and would need your approval before charging an hourly rate. Client is not responsible for payment of additional service fees for services which it did not pre-approve. The standard rates are as follows:

<u>Title</u>	<u>Rates</u>
President/CEO	\$375
Vice President	\$300
Senior Analyst	\$200
Junior Analyst	\$150

Timeline

August 2021 through November 2021 or through passage of final plans, whichever is later. The consulting agreement can be extended on a month to month basis as needed by the client for litigation support and any other services needed after completion of the official legislative redistricting process.

Date: Thu, 16 Sep 2021 9:47:02 AM -0400
Sent: Thu, 16 Sep 2021 9:43:49 AM -0400
Subject: HD and SD Final Commission Map Links and Data
From: Anh Volmer <anh@haystaqdna.com>
To: Samantha Herd <samherd@gmail.com>; Herd, Samantha <Samantha.Herd@ohiohouse.gov>;
CC: emiliassykes@gmail.com; Ken Strasma <ken@haystaqdna.com>; Willie Desmond <willie@haystaqdna.com>;
Attachments: DemPerc_AAVAP_DEM_091521.xlsx

Sam-

Per your request, I did not delete any of the extra sheets. I will leave that to you to decide what you would like to keep or throw away. Let me know if you need anything else.

-Anh

House Districts:

<https://davesredistricting.org/join/10e980ae-36ad-410a-b82d-20e924526ccb>

Senate Districts:

<https://davesredistricting.org/join/598957a9-15da-4a3e-82cb-4859d623ef78>

--

Anh Volmer
Data Analyst
Haystaq DNA
918-557-0768
anh@haystaqdna.com



DEPO_00449

ESYKES_0010275

CONFIDENTIAL

EXHIBIT 3

DOCUMENT SUBMITTED NATIVELY ON HARD MEDIA

Date: Wed, 13 Oct 2021 11:11:32 AM -0400
Sent: Wed, 13 Oct 2021 11:11:26 AM -0400
Subject: Follow up: Scheduling Request
From: Holley, Mycheala (Brown) <Mycheala_Holley@brown.senate.gov >
To: Spain, Mindy <Mindy.Spain@ohiohouse.gov >;
CC: Rep34 <Rep34@ohiohouse.gov >; Baron, Diana (Brown) <Diana_Baron@brown.senate.gov >;

Good morning Mindy,

I spoke with Leader Sykes this morning and she requested a meeting with Senator Brown to discuss State Redistricting and Caucus priorities.

I have included Diana Baron, Senator Brown's scheduler, to help organize this meeting.

Thank you both. Please let me know if you need anything.

Sincerely,

Mycheala Holley

Regional Representative

Office of U.S. Senator Sherrod Brown

801 W. Superior Ave., Suite 1400

Cleveland, Ohio 44113

Ph: 216-385-4464

Fx: 216-522-2239



Exhibit #

Sykes 04

10/18/21 - JLH

exhibitsicker.com

DEPO_00451

ESYKES_0007246

CONFIDENTIAL

CERTIFICATE OF SERVICE

I, Freda J. Levenson, hereby certify that on October 22, 2021, I caused a true and correct copy of the following documents to be served by email upon the counsel listed below:

- 1. Stipulation of Evidence (Deposition Transcripts and Exhibits)**
- 2. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 1 of 7 (pages 1 - 314)**
- 3. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 2 of 7 (pages 315 - 451)**
- 4. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 3 of 7 (pages 452 - 832)**
- 5. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 4 of 7 (pages 833 - 983)**
- 6. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 5 of 7 (pages 984 - 1250)**
- 7. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 6 of 7 (pages 1251 - 1559)**
- 8. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 7 of 7 (pages 1560- 1892)**

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
Michael A. Walton (0092201)
Michael J. Hendershot (0081842)
30 E. Broad St.
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov
michael.walton@ohioago.gov
michael.hendershot@ohioago.gov

*Counsel for Respondents Governor Mike DeWine,
Secretary of State Frank LaRose, and
Auditor Keith Faber*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, OH 45202
Tel: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch (PHV 25460-2021)
Alyssa M. Riggings (PHV 25441-2021)
Greg McGuire (PHV 25483-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Ste. 200
Raleigh, NC 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggings@nelsonmullins.com
greg.mcguire@nelsonmullins.com
Tel: (919) 329-3812

Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp

John Gilligan (0024542)
Diane Menashe (0070305)
ICE MILLER LLP
250 West St., Ste., 700
Columbus, OH 43215
john.gilligan@icemiller.com
diane.menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

Erik J. Clark (0078732)

Ashley Merino (0096853)
ORGAN LAW LLP
1330 Dublin Rd.
Columbus, OH 43215
Tel: (614) 481-0900
Fax: (614) 481-0904

Counsel for Respondent Ohio Redistricting Commission

/s/ Freda J. Levenson

IN THE SUPREME COURT OF OHIO

LEAGUE OF WOMEN VOTERS
OF OHIO, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1193

BRIA BENNETT, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1198

THE OHIO ORGANIZING
COLLABORATIVE, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1210

STIPULATION OF EVIDENCE

(deposition transcript and exhibits)

Volume 3 of 7 (pages 00452 - 00832)

(counsel listing on next page)

Freda J. Levenson (0045916)
ACLU of Ohio Foundation, Inc.
4506 Chester Avenue
Cleveland, Ohio 44103
Tel: 614-586-1972 x 125
flevenson@acluohio.org

David J. Carey (0088787)
ACLU of Ohio Foundation, Inc.
1108 City Park Avenue, Suite 203
Columbus, OH 43206
(614) 586-1972 x2004
dcarey@acluohio.org

Alora Thomas*
Kelsey Miller*
Julie A. Ebenstein*
American Civil Liberties Union
125 Broad Street
New York, NY 10004
(212) 519-7866
athomas@aclu.org
jebenstein@aclu.org

Robert D. Fram (PHV 25414-2021)
Donald Brown*
Joshua González (PHV 25424-2021)
Juliana Goldrosen (PHV 25193-2021)
David Denuyl (PHV 25452-2021)
COVINGTON & BURLING LLP
Salesforce Tower
415 Mission Street, Suite 5400
San Francisco, CA 94105-2533
(415) 591 6000
rfram@cov.com

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
30 E. Broad Street
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov

*Counsel for Respondents
Governor Mike DeWine,
Secretary of State Frank LaRose, and
Auditor Keith Faber*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, Ohio 45202-3957
T: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch, III (PHV 25460-2021)
Alyssa M. Riggins (PHV 25441-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Suite 200
Raleigh, North Carolina 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggins@nelsonmullins.com
T: (919) 329-3812

*Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp*

James Smith*
Megan C. Keenan (PHV 25410-2021)
L. Brady Bender (PHV 25192-2021)
Alexander Thomson (PHV 25462-2021)
COVINGTON & BURLING LLP
One CityCenter
850 Tenth Street, NW
Washington, DC 20001-4956
(202) 662-6000
mkeenan@cov.com

Anupam Sharma (PHV 25418-2021)
James Hovard (PHV 25420-2021)
Yale Fu (PHV 25419-2021)
COVINGTON & BURLING LLP
3000 El Camino Real
5 Palo Alto Square, 10th Floor
Palo Alto, CA 94306-2112
(650) 632-4700
asharma@cov.com

Madison Arent*
COVINGTON & BURLING LLP
The New York Times Building
620 Eighth Avenue
New York, NY 10018-1405
(212) 841 1000
marent@cov.com

Counsel for Relators
League of Women Voters et al.
**Pro Hac Vice Motion Forthcoming*

Abha Khanna (PHV 2189-2021)
Ben Stafford (PHV 25433-2021)
ELIAS LAW GROUP
1700 Seventh Ave, Suite 2100
Seattle, WA 98101
akhanna@elias.law
bstafford@elias.law
T: (206) 656-0176
F: (206) 656-0180

John Gilligan (Ohio Bar No. 0024542)
Diane Menashe (Ohio Bar No. 0070305)
ICE MILLER LLP
250 West Street, Suite 700
Columbus, Ohio 43215
John.Gilligan@icemiller.com
Diane.Menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

DAVE YOST
OHIO ATTORNEY GENERAL
Erik J. Clark (Ohio Bar No. 0078732)
Ashley Merino (Ohio Bar No. 0096853)
ORGAN LAW LLP
1330 Dublin Road
Columbus, Ohio 43215
T: (614) 481-0900
F: (614) 481-0904
ejclark@organlegal.com
amerino@organlegal.com

Special Counsel to Ohio Attorney General
Dave Yost

Counsel for Respondent
Ohio Redistricting Commission

Aria C. Branch (PHV 25435-2021)
Jyoti Jasrasaria (PHV 25401-2021)
Spencer W. Klein (PHV 25432-2021)
ELIAS LAW GROUP
10 G St NE, Suite 600
Washington, DC 20002
abranh@elias.law
jjasrasaria@elias.law
sklein@elias.law
T: (202) 968-4490
F: (202) 968-4498

Donald J. McTigue* (Ohio Bar No. 0022849)
**Counsel of Record*
Derek S. Clinger (Ohio Bar No. 0092075)
McTIGUE & COLOMBO LLC
545 East Town Street
Columbus, OH 43215
dmctigue@electionlawgroup.com
dclinger@electionlawgroup.com
T: (614) 263-7000
F: (614) 368-6961

Counsel for Relators
Bria Bennett et al.

Peter M. Ellis (0070264)
Counsel of Record
M. Patrick Yingling (PHV 10145-2021)
REED SMITH LLP
10 South Wacker Drive, 40th Floor
Chicago, IL 60606
Tel: (312) 207-1000
Fax: (312) 207-6400
pellis@reedsmith.com
mpyingling@reedsmith.com

Brad A. Funari (PHV 3139-2021)
Danielle L. Stewart (0084086)
REED SMITH LLP
225 Fifth Avenue
Pittsburgh, PA 15222
Tel: 412-288-4583
Fax: 412-288-3063
bfunari@reedsmith.com
dstewart@reedsmith.com

Brian A. Sutherland (PHV 25406-2021)
REED SMITH LLP
101 Second Street, Suite 1800
San Francisco, CA 94105
Tel: (415) 543-8700
Fax: (415) 391-8269
bsutherland@reedsmith.com

Ben R. Fliegel (PHV 25411-2021)
REED SMITH LLP
355 South Grand Avenue, Suite 2900
Los Angeles, CA 90071
Tel: (213) 457-8000
Fax: (213) 457-8080
bfliegel@reedsmith.com

Alicia L. Bannon (PHV 25409-2021)
Yurij Rudensky (PHV 25422-2021)
Michael Li (PHV 25430-2021)*
Ethan Herenstein (PHV 25429-2021)
BRENNAN CENTER FOR JUSTICE
AT NYU SCHOOL OF LAW
120 Broadway, Suite 1750
New York, NY 10271
Tel: (646) 292-8310
Fax: (212) 463-7308
alicia.bannon@nyu.edu

Counsel for Relators
Ohio Organizing Collaborative et al.
**Pro Hac Vice Motion Forthcoming*

STIPULATION OF EVIDENCE
(deposition transcript and exhibits)
Volume 3 of 7 (pages 00452 - 00832)
Index of Documents

Date	Description	Page Number
10/19/2021	Transcript of deposition of Ray DiRossi	DEPO_00452-714
	Exhibits to DiRossi deposition transcript	DEPO_00715-832



Planet Depos[®]
We Make It *Happen*[™]

Transcript of Ray DiRossi

Date: October 19, 2021

Case: League of Women Voters of Ohio, et al. -v- Ohio Redistricting Comm., et al.

Planet Depos

Phone: 888.433.3767

Email: transcripts@planetdepos.com

www.planetdepos.com

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SUPREME COURT OF OHIO

LEAGUE OF WOMEN VOTERS OF)
OHIO, et al.,)
Relators,) Case No.: 2021-1193
vs.) 2021-1198
OHIO REDISTRICTING) 2021-1210
COMMISSION, et al.,)
Respondents.)
_____)

VIDEOTAPED DEPOSITION OF RAY DIROSSI

October 19, 2021

7:05 a.m.

Conducted Virtually

REPORTED BY:

Tammy Moon, CSR No. 13184, RMR, CRR

Transcript of Ray DiRossi
Conducted on October 19, 2021

1 Videotaped Deposition of RAY DIROSSI, Conducted
2 Virtually, beginning at 7:05 a.m. Pacific Standard
3 Time, on October 19, 2021, before TAMMY MOON,
4 Certified Shorthand Reporter No. 13184, RMR, CRR.

5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Transcript of Ray DiRossi
Conducted on October 19, 2021

1 REMOTE APPEARANCES:

2 FOR THE LEAGUE OF WOMEN VOTERS OF OHIO, et al.,

3 RELATORS:

4 COVINGTON & BURLING LLP
5 BY: MEGAN KEENAN, ESQ.
6 850 Tenth St., NW
7 Washington, DC 20001-4956
8 202.662.6000
9 Mkeenan@cov.com

10 FOR THE LEAGUE OF WOMEN VOTERS OF OHIO, et al.,
11 RELATORS:

12 COVINGTON & BURLING LLP
13 BY: JULIANA GOLDROSEN, ESQ.
14 BY: ROBERT FRAM, ESQ.
15 BY: DAVID STANTON, ESQ.
16 BY: YALE FU, ESQ.
17 415 Mission St., Ste 5400
18 San Francisco, California 94105-2533
19 415.591.6000
20 Rfram@cov.com

21 FOR OHIO ORGANIZING COLLABORATIVE, RELATORS:

22 REED SMITH, LLP
23 BY: BRAD A. FUNARI, ESQ.
24 225 Fifth Ave.
25 Pittsburgh, Pennsylvania 15222
412.288.3124
Bfunari@reedsmith.com

FOR OHIO LEAGUE OF WOMEN VOTERS, RELATORS:

ACLU OF OHIO FOUNDATION, INC.
BY: FREDA LEVENSON, ESQ.
4506 Chester Ave.
Cleveland, Ohio 44103
Flevenson@acluohio.org

Transcript of Ray DiRossi
Conducted on October 19, 2021

4

1 REMOTE APPEARANCES:

2 FOR OHIO LEAGUE OF WOMEN VOTERS, RELATORS:

3 ACLU of Ohio Foundation, Inc.

4 BY: DAVID CAREY, ESQ.
1108 City Park Ave, Ste 203
Columbus, Ohio 43206
5 Dcarey@acluohio.org

6 FOR OHIO LEAGUE OF WOMEN VOTERS, RELATORS:

7 AMERICAN CIVIL LIBERTIES UNION

8 BY: ALORA THOMAS, ESQ.
125 Broad St.
New York, New York 10004
9 212.519.7866
Athomas@acluohio.org

10
11 FOR BRIA BENNETT, et al., RELATORS:

12 ELIAS LAW GROUP

13 BY: SPENCER KLEIN, ESQ.
BY: RAISA CRAMER, ESQ.
700 13th St NW #600
14 Washington, DC 20005
202.968.4509
15 Sklein@elias.law

16 FOR BRENNAN CENTER FOR JUSTICE OHIO ORGANIZING
COLLABORATIVE, et al.:

17 BRENNAN CENTER FOR JUSTICE

18 BY: ALICIA BANNON, ESQ.
120 Broadway, Ste 1750
19 New York, New York 10271

20
21 FOR RESPONDENT OHIO ATTORNEY GENERAL ON OHIO
REDISTRICTING COMMISSION:

22 ORGAN LAW LLP

23 BY: ERIK J. CLARK, ESQ.
1330 Dublin Rd.
24 Columbus, Ohio 43215
614.481.0908
25 Ejclark@organlegal.com

Transcript of Ray DiRossi
Conducted on October 19, 2021

1 REMOTE APPEARANCES:

2 FOR RESPONDENTS SENATE PRESIDENT MATT HUFFMAN AND
3 HOUSE SPEAKER BOB CUFF:

4 NELSON MULLINS RILEY & SCARBOROUGH LLP

5 BY: PHILLIP STRACH, ESQ.

6 BY: ALYSSA RIGGINS, ESQ.

7 BY: JOHN BRANCH, ESQ.

8 4140 Parklake Ave, Ste 200

9 Raleigh, North Carolina 27612

10 919.329.3887

11

12 FOR RESPONDENTS SENATOR VERNON SYKES AND LEADER
13 AMELIA SYKES:

14 ICE MILLER, LLC

15 BY: DIANE MENASHE, ESQ.

16 Arena District

17 250 West St., Ste 700

18 Columbus, Ohio 43215-7509

19 614.221.6500

20 Diane.menashe@icemiller.com

21

22 FOR RESPONDENTS OHIO GOVERNOR DEWINE, OHIO SECRETARY
23 OF STATE LAROSE, AND OHIO AUDITOR FABER:

24 ATTORNEY GENERAL'S OFFICE

25 BY: BRIDGET COONTZ, ESQ.

BY: JULIE PFEIFFER, ESQ.

BY: MICHAEL WALTON, ESQ.

Constitutional Offices Section

30 E. Broad St., 16th Flr

Columbus, Ohio 43215

614.466.2872

Bridget.Coontz@OhioAttorneyGeneral.gov

26

27 ALSO PRESENT: BRENDAN CASE, VIDEOGRAPHER

28 MICHAEL PIETANZA, THE REMOTE TECHNICIAN

29

30

31

Transcript of Ray DiRossi
Conducted on October 19, 2021

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

INDEX TO EXAMINATION

RAY DIROSSI

Tuesday, October 19, 2021

Tammy Moon CSR No. 13184, RPR, CRR

WITNESS: RAY DIROSSI

EXAMINATION	PAGE
MR. FRAM	10
MR. KLEIN	148
MR. FUNARI	167
MS. MENASHE	201

Transcript of Ray DiRossi
Conducted on October 19, 2021

7

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

INDEX TO EXHIBITS

RAY DIROSSI

Tuesday, October 19, 2021

Tammy Moon CSR No. 13184, RPR, CRR

MARKED	DESCRIPTION	PAGE
Exhibit 1	2021 Ten-year look back	83
Exhibit 2	Article XI, Section 8(C) (2) Statement	95
Exhibit 3	Bates-stamped pages SOS_001461-1524	112
Exhibit 4	Map: Hamilton County area districts	114
Exhibit 5	Map: Montgomery County	122
Exhibit 6	Ohio Redistricting Commission hearing 9/9/2021	133
Exhibit 7	Article XI, Section 6: Additional district standards	151
Exhibit 8	Ohio Redistricting Commission hearing transcript 9.15.2021	195

Transcript of Ray DiRossi
Conducted on October 19, 2021

1 QUESTIONS INSTRUCTED NOT TO ANSWER

2 PAGE LINE

3 109 18

4 171 19

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

Transcript of Ray DiRossi
Conducted on October 19, 2021

1 Tuesday, October 19, 2021, 7:05 a.m. PST
2 ---o0o---

3 THE VIDEOGRAPHER: Here begins the video 07:04:41
4 deposition of Ray DiRossi in the matter of the 07:04:42
5 League of Women Voters of Ohio, et al., vs. Ohio 07:04:45
6 Redistricting Commission, et al., in the Supreme 07:04:50
7 Court of Ohio, Case Numbers 2021-19 -- 1193 and 07:04:51
8 2021-1198 and 2021-1210. 07:05:02

9 Today's date is Tuesday, October 19, 2021. 07:05:07
10 The time on the monitor is 7:05 a.m. Pacific time. 07:05:11
11 Your videographer of the day is Brendan Case 07:05:14
12 representing Planet Depos. This video deposition is 07:05:18
13 taking place remotely via Zoom video teleconference. 07:05:20

14 Would counsel present please identify 07:05:23
15 themselves and state whom they represent. 07:05:26

16 MR. FRAM: Robert Fram, Covington & 07:05:29
17 Burling, for the League of Women Voters, Relators. 07:05:33

18 MR. FUNARI: Brad Funari on behalf of the 07:05:45
19 Ohio Organizing Collaborative, et al., with Reed 07:05:49
20 Smith. And this is Case Number 2021-1210. 07:05:53

21 MR. KLEIN: Spencer Klein, Elias Law Group, 07:06:01
22 on behalf of the Bennett relators. 07:06:05

23 MR. CLARK: Eric Clark on behalf of the 07:06:08
24 Ohio Redistricting Commission. 07:06:10

25 MR. STRACH: Phil Strach, Nelson Mullins, 07:06:14

Transcript of Ray DiRossi
Conducted on October 19, 2021

10

1	on behalf of Respondents Cupp and Huffman.	07:06:17
2	MS. MENASHE: Diane Menashe on behalf of	07:06:22
3	Respondents Senator Sykes and Leader Amelia Sykes.	07:06:24
4	THE VIDEOGRAPHER: If no one else will be	07:06:42
5	introducing themselves, the court reporter today is	07:06:43
6	Tammy Moon representing Planet Depos.	07:06:46
7	Will the reporter please swear in the	07:06:47
8	witness.	07:06:49
9	RAY DIROSSI,	
10	called as a witness, having been duly	
11	sworn, testified as follows:	07:06:58
12	THE WITNESS: I do.	07:06:58
13	EXAMINATION	07:07:05
14	MR. FRAM:	07:07:05
15	Q. Good morning, Mr. DiRossi.	07:07:06
16	A. Good morning.	07:07:10
17	Q. Hi. This is Robert Fram from Covington for	07:07:10
18	the League of Women Voters, Relators.	07:07:14
19	And I just want to ask you to please state	07:07:16
20	your full name for the record.	07:07:20
21	A. Raymond Edward DiRossi.	07:07:20
22	Q. Thank you.	07:07:24
23	Any reason you can't give full and truthful	07:07:26
24	testimony today?	07:07:29
25	A. No.	07:07:30

Transcript of Ray DiRossi
Conducted on October 19, 2021

11

1	Q. I know you've been deposed before. We met	07:07:31
2	before trial. So if you know how this works, we'll	07:07:36
3	just say a couple of the basics just to refresh.	07:07:39
4	And that is, I'm going to ask my question	07:07:42
5	and ask you please let me finish the question before	07:07:46
6	answering. And I'm going to do my best not to	07:07:50
7	interrupt you when you're providing your answer so	07:07:52
8	we have a nice clean record of the questions and the	07:07:55
9	answers.	07:07:57
10	Do you understand that?	07:07:58
11	A. I do.	07:07:58
12	Q. Great. And there may be objections from	07:08:01
13	time to time from your counsel. Hopefully not too	07:08:06
14	many. But if there are, it's just an objection.	07:08:09
15	The way it works is you should go ahead and provide	07:08:12
16	an answer unless your counsel instructs you not to	07:08:15
17	answer.	07:08:19
18	Do you understand that?	07:08:20
19	A. I do.	07:08:21
20	Q. Great. I'd like to ask you: What -- what	07:08:22
21	did you do to prepare for this deposition?	07:08:29
22	A. Upon receiving -- or being notified that a	07:08:35
23	subpoena had been received by my wife, I talked to	07:08:40
24	my attorneys about what I needed to do to be -- to	07:08:45
25	respond.	07:08:51

1 And I searched all of the available 07:08:51
2 computers and other emails and so forth that I had 07:08:54
3 at my -- that were in my possession and, you know, 07:09:00
4 to turn over everything that I could that was 07:09:02
5 responsive. 07:09:05

6 Q. Did that include -- was Maptitude -- the 07:09:05
7 software Maptitude on one of the computers you 07:09:14
8 looked at? 07:09:19

9 A. It was. 07:09:19

10 Q. And did you provide any files -- Maptitude 07:09:21
11 files over to your counsel? 07:09:24

12 A. I -- I believe the -- the final maps that 07:09:26
13 were adopted by the redistricting commission, I 07:09:36
14 believe, were -- were provided. 07:09:39

15 Q. Did you have any other Maptitude files, 07:09:41
16 other than the final maps, on your computer? 07:09:47

17 A. I -- sir, I gave to the attorneys 07:09:48
18 everything that -- and turned over everything that 07:09:54
19 they told me to turn over. 07:09:55

20 Q. But I asked did you recall whether you 07:09:57
21 provided any Maptitude files, other than the final 07:09:59
22 maps? 07:10:02

23 A. I think I had some questions about what was 07:10:02
24 responsive. And so when I had questions about 07:10:06
25 things like that, I consulted with my attorneys 07:10:09

1 about what would be responsive. 07:10:11

2 Q. Right. And after consulting -- I'm not 07:10:13

3 asking you to tell me what the conversations with 07:10:15

4 your lawyers were, but just asking what you did. 07:10:17

5 After that was over, do you remember 07:10:21

6 providing them any Maptitude files other than the 07:10:22

7 final map? 07:10:26

8 A. Not that I recall sitting here today, no. 07:10:27

9 Q. On your computer -- let me back up for a 07:10:31

10 minute. 07:10:38

11 When you're talking about your computer, 07:10:39

12 you're talking about your -- your laptop or 07:10:40

13 something that sits in an office? What -- what 07:10:42

14 computer are we talking about you were looking at? 07:10:44

15 A. I -- I looked at a number of devices that I 07:10:46

16 had, both personal, my state equipment. The 07:10:49

17 computers that were purchased specifically for the 07:10:53

18 redistricting task and email accounts, both state 07:10:56

19 and private. 07:11:01

20 So every -- I looked at all those. 07:11:02

21 Q. Okay. And which computer -- or computers 07:11:04

22 was the Maptitude software on? 07:11:08

23 A. It was on a PC computer. 07:11:11

24 Q. Okay. And where was that located? 07:11:15

25 A. That was in the redistricting office. 07:11:18

Transcript of Ray DiRossi
Conducted on October 19, 2021

14

1	Q. Okay. And do you use that, say, computer	07:11:20
2	with -- when you were drawing maps? Is that the one	07:11:27
3	that has the Maptitude on it?	07:11:29
4	A. Yeah, that was -- that was the one that had	07:11:32
5	the Maptitude software on it.	07:11:35
6	Q. And just so I understand, when you have	07:11:37
7	Maptitude -- we talked about this last time you	07:11:44
8	testified. When you're using Maptitude, so you can	07:11:47
9	get different kinds of information, can appear in a	07:11:53
10	pop-up window up next to a district you've drawn.	07:11:56
11	Isn't that right?	07:11:59
12	A. You could -- I think you could customize	07:12:00
13	layouts however you would choose to.	07:12:03
14	Q. Right. And -- and you drew these maps.	07:12:06
15	Did you have such a pop-up window which you'd	07:12:09
16	customize some information?	07:12:12
17	A. What do you mean by a "pop-up window"? I'm	07:12:14
18	a little confused by that.	07:12:17
19	Q. You know, you know how Maptitude works.	07:12:17
20	You can see the district and then you can get	07:12:20
21	information -- can appear in a window or a pop-up or	07:12:22
22	whatever you want to call it, next to that district.	07:12:26
23	Isn't that right?	07:12:29
24	A. I mean, it wasn't a pop-up window, but	07:12:30
25	there was a -- there was a -- there was another	07:12:34

1 window that displayed district information. 07:12:35

2 Q. Okay. Would you prefer if I called it a 07:12:39

3 "display window" rather than a "pop-up window"? 07:12:43

4 A. Sure. 07:12:47

5 Q. Okay. We'll call it the "display window." 07:12:47

6 Did you have a display window next to a 07:12:51

7 district when you were drawing a map? 07:12:54

8 A. Yes. There -- there was always a display 07:12:55

9 window that showed the district numbers and so 07:12:57

10 forth. 07:13:00

11 Q. Right. And part of that display window, 07:13:01

12 would that include the -- some information about 07:13:05

13 voting history in the district that you have drawn? 07:13:08

14 A. I don't understand what you mean by "voting 07:13:13

15 history." 07:13:19

16 Q. Any information about how many voters in 07:13:19

17 that district had voted republican versus how many 07:13:23

18 voted democrat? 07:13:26

19 A. I -- can you -- can you state that again? 07:13:28

20 Sorry. 07:13:31

21 Q. Sure. Is there any information, in that 07:13:32

22 display window, about how many voters in that 07:13:34

23 district that you had just drawn had voted 07:13:38

24 republican and how many voted democrat? 07:13:41

25 A. I -- I don't recall that information being 07:13:43

1 in the -- in the display window. 07:13:45

2 Q. Was there any of that information in 07:13:46

3 Maptitude at all? 07:13:51

4 A. Was there any information in Maptitude? 07:13:53

5 Q. About -- about how many voters had voted 07:13:56

6 democrat versus how many voted republican. 07:13:59

7 A. I mean, the display window is primarily 07:14:01

8 district numbers, population, deviations from 07:14:05

9 population. The things -- those were the things 07:14:07

10 that I was really focused on. 07:14:09

11 Q. Okay. But was there any information -- 07:14:13

12 this is primarily about that, but was there also 07:14:15

13 information about -- any -- any information about 07:14:19

14 how people had voted republican or democrat? 07:14:21

15 A. There -- there -- there was information 07:14:24

16 later -- later in the process that the -- this -- 07:14:27

17 this was a -- a long saga of getting this to work 07:14:32

18 properly and it took a lot of time. 07:14:35

19 So, eventually, we did have information 07:14:37

20 that was displaying some of the leanings of 07:14:40

21 districts. 07:14:43

22 Q. Okay. And then when you say "leanings," 07:14:44

23 you meant how many people had voted republican and 07:14:48

24 versus -- and how many had voted democrat? Is that 07:14:50

25 what you mean? 07:14:52

Transcript of Ray DiRossi
Conducted on October 19, 2021

17

1	A.	Yeah. I'm getting caught up with your "how	07:14:52
2		many people." I don't -- I don't understand the	07:14:55
3		data to be the number of people, but --	07:14:57
4	Q.	Okay. The number of voters --	07:14:59
5	A.	-- that's why I'm getting caught up on your	07:15:00
6		question.	07:15:03
7	Q.	Fair enough.	07:15:03
8		Number of vote -- number -- did you have	07:15:04
9		any information about the number of democrat votes	07:15:05
10		and number of republican votes in the district?	07:15:08
11	A.	Again, the number of votes -- the number of	07:15:11
12		votes, I don't think, was ever displayed.	07:15:13
13	Q.	How about the percentage of votes; the	07:15:16
14		percentage republican votes and the percentage of	07:15:19
15		democrat votes?	07:15:22
16	A.	I do think there was -- there was some	07:15:22
17		percentages that showed republican leanings or	07:15:25
18		democratic leanings.	07:15:30
19	Q.	Okay. And that would appear in a display	07:15:30
20		window or how would that appear?	07:15:34
21	A.	Yes.	07:15:36
22	Q.	Display window?	07:15:36
23	A.	Again, along with everything else I talked	07:15:37
24		about, the district numbers, the populations, the	07:15:40
25		deviations, the ideal population targets.	07:15:42

1 Everything else set is constitutionally required. 07:15:45

2 Q. So just so I got it. I appreciate all the 07:15:49

3 other information is there also. There's more than 07:15:51

4 one thing in the display window. 07:15:53

5 But I just want to focus on this percentage 07:15:55

6 republican and percentage democrat votes in a 07:16:00

7 district as you're drawing the district. 07:16:03

8 Now, if you change the district lines, 07:16:05

9 would those percentages change? 07:16:07

10 A. Yes. 07:16:09

11 Q. Okay. And -- well, I appreciate your 07:16:10

12 clarifying that. 07:16:17

13 Now, is that information some of the -- in 07:16:18

14 any of the files you provided to counsel, were those 07:16:22

15 displayed -- 07:16:25

16 (Reporter clarification.) 07:16:31

17 Q. Were any of the districts, with display 07:16:31

18 windows, that had the republican/democrat 07:16:34

19 percentages, was any of that in the materials you 07:16:38

20 provided to counsel? 07:16:42

21 A. I -- I don't think I can speak to that. 07:16:46

22 I -- I'm not an expert on Maptitude and its -- and 07:16:48

23 how it exports files and what or what would not be 07:16:52

24 included. 07:16:57

25 Q. So you -- did you provide the full file to 07:16:57

1 counsel, whether you're not sure whether it was 07:17:00
2 exported or not? Is that the -- that's what you're 07:17:02
3 saying? 07:17:04
4 A. We had prepared block -- what are known as 07:17:05
5 block assignment files for the districts and some 07:17:10
6 other information for the districts that were 07:17:12
7 adopted by the redistricting commission. 07:17:15
8 Q. All right. 07:17:17
9 A. That's what I'm referring to. 07:17:17
10 Q. Okay. You -- 07:17:20
11 A. Could I ask a question just logistics? 07:17:31
12 Q. Sure.
13 A. Apologies. I've never -- I know you've 07:17:34
14 said we've done this before, but I've never done 07:17:37
15 this by video. Am I supposed to be looking at this 07:17:39
16 camera or this camera or speaking into -- what's the 07:17:41
17 -- 07:17:44
18 MR. STRACH: Look at this one.
19 THE WITNESS: This one here? 07:17:44
20 MR. STRACH: Yeah. 07:17:45
21 MR. FRAM: Yeah. 07:17:47
22 THE WITNESS: Okay. Thank you. 07:17:47
23 MR. FRAM: Not a problem. Any questions 07:17:49
24 like that, feel free to ask away. 07:17:51
25 Q. And while we're on the questions of remote 07:17:53

1	video, I just -- we're clear for the record that,	07:18:01
2	just like in a normal deposition, I know your	07:18:04
3	counsel won't be suggesting answers to you and you	07:18:07
4	won't be asking. But if anybody provides you with	07:18:11
5	any information in a text or email or chat or	07:18:14
6	anything about how to respond to a question, I'd ask	07:18:19
7	that you please tell us that you got such a text or	07:18:24
8	video -- or text or any other information?	07:18:27
9	A. Okay.	07:18:30
10	Q. Well, thank you.	07:18:30
11	Let me go through this quickly because	07:18:43
12	we've done it before. But just say a little bit	07:18:46
13	about your background.	07:18:50
14	You went -- is it fair to say you went to	07:18:53
15	Firestone High School in Akron. Is that right?	07:18:53
16	A. I did. I did, yes.	07:18:56
17	Q. Okay. And then you went --	07:18:57
18	A. Falcons.	07:19:00
19	Q. There you go.	07:19:00
20	And you're from Akron. Is that right?	07:19:04
21	A. Yes. I was born and raised there, yes.	07:19:07
22	Q. Okay. And then after that you went to Ohio	07:19:10
23	State. Is that right?	07:19:12
24	A. Correct.	07:19:14
25	Q. Okay. And you got a degree in finance and	07:19:14

1 marketing. Is that right? 07:19:19

2 A. That is correct. 07:19:20

3 Q. Okay. And graduated in 1994. Is that 07:19:21

4 right? 07:19:25

5 A. Yes. 07:19:25

6 Q. Okay. And -- since graduating from Ohio 07:19:26

7 State, when asked -- let's just walk through the 07:19:44

8 jobs you had. 07:19:47

9 What was your first job after getting out 07:19:48

10 of Ohio State? 07:19:51

11 A. Well, I was -- I was employed with the Ohio 07:19:52

12 Senate while I was attending classes at the Ohio 07:19:56

13 State University. 07:20:01

14 Q. Okay. And then after -- and after that -- 07:20:01

15 after you graduated, what was your first job? 07:20:05

16 A. My first job, I believe -- I recall -- it 07:20:09

17 was a few years ago -- I came back to the Ohio 07:20:15

18 Senate and was employed by the Ohio Senate in '95. 07:20:21

19 Q. All right. 07:20:26

20 (Reporter clarification.) 07:20:32

21 Q. When you were an aide -- were you an aid to 07:20:33

22 the senator -- when you an aide to a state senator 07:20:37

23 from the Dayton area? 07:20:39

24 A. At -- at some point a little bit later, 07:20:41

25 yes, I -- I was. 07:20:43

Transcript of Ray DiRossi
Conducted on October 19, 2021

22

1	Q.	Okay. And do you recall who that senator	07:20:45
2		was?	07:20:47
3	A.	Sure.	07:20:47
4	Q.	And who was that, please?	07:20:49
5	A.	It was Senator Chuck Horn from Kettering.	07:20:51
6	Q.	And Mr. Horn was -- was a republican. Is	07:20:57
7		that right?	07:21:02
8	A.	Yes.	07:21:02
9	Q.	Okay. And did you also work for the	07:21:04
10		republican caucus -- republican caucus staff in the	07:21:11
11		senate for tax and economic policy?	07:21:18
12	A.	A little bit later, yes, I did.	07:21:20
13	Q.	And deputy finance director for the	07:21:24
14		republican caucus and the house of representatives.	07:21:28
15		Is that right?	07:21:34
16	A.	No.	07:21:34
17	Q.	No, you were not deputy finance director?	07:21:36
18		Okay.	07:21:38
19		Were you finance director?	07:21:39
20	A.	Yes.	07:21:41
21	Q.	Okay.	07:21:42
22	A.	You demoted me.	07:21:44
23	Q.	I'm so sorry. I apologize for that. And	07:21:46
24		then that's all on the house. At some point, did	07:21:51
25		you go work for the republican caucus on the senate	07:21:56

Transcript of Ray DiRossi
Conducted on October 19, 2021

23

1	side?	07:22:00
2	A. Yes.	07:22:00
3	Q. Around 2015. Is that right?	07:22:01
4	A. Yes.	07:22:02
5	Q. Okay. Now, in 2008, I think the democrats	07:22:03
6	took control of the general assembly. Is that	07:22:15
7	right?	07:22:18
8	A. I guess I wouldn't say that.	07:22:18
9	Q. Okay. Did they control either of the	07:22:25
10	houses in 2008?	07:22:27
11	A. I don't think in 2008. I think the general	07:22:29
12	assembly was still controlled by the republicans in	07:22:35
13	the house and senate.	07:22:39
14	Q. At some point, did the democrats get	07:22:40
15	control of either house while you were working	07:22:43
16	there?	07:22:45
17	A. In -- yes.	07:22:45
18	Q. Do you recall about when that was?	07:22:49
19	A. 2009.	07:22:51
20	Q. 2009. Now, what did you do in 2009 when	07:22:55
21	the democrats took control of the house?	07:23:00
22	A. I left the house.	07:23:01
23	Q. Okay. And -- okay. And what did you do	07:23:02
24	then?	07:23:12
25	A. I started my own business and also was	07:23:12

Transcript of Ray DiRossi
Conducted on October 19, 2021

24

1	appointed by a former senate president to a	07:23:18
2	position -- a boarding commission position with the	07:23:25
3	Ohio Department of Transportation.	07:23:27
4	Q. Okay. Now, your business, did that involve	07:23:30
5	fundraising for republicans?	07:23:37
6	A. Yes.	07:23:40
7	Q. And the board of transportation job, you	07:23:48
8	were appointed that job by Bill Har- -- Senate	07:23:53
9	President Bill Harris. Is that right?	07:23:58
10	A. That is correct.	07:24:00
11	Q. And Mr. Harris is a republican also. Is	07:24:00
12	that right?	07:24:03
13	A. Yes.	07:24:03
14	Q. Now, what are your current responsibilities	07:24:04
15	at your job today?	07:24:19
16	A. I am the finance director in the Ohio	07:24:21
17	senate, so budget and finance and tax policy.	07:24:26
18	Q. When did you start on that job?	07:24:29
19	A. 2015.	07:24:31
20	Q. Okay. And who pays your salary?	07:24:34
21	A. The taxpayers.	07:24:40
22	Q. Okay. But any particular congressional	07:24:44
23	unit organization office is responsible for	07:24:50
24	authorizing that?	07:24:53
25	A. I believe the checks are issued by the	07:24:54

Transcript of Ray DiRossi
Conducted on October 19, 2021

25

1 state treasurer's office. 07:25:06
2 (Reporter clarification.) 07:25:08
3 Q. And who do you report to? 07:25:09
4 A. The chief of staff of the Ohio senate. 07:25:11
5 Q. Okay. And is that -- what's that person's 07:25:14
6 name, please? 07:25:20
7 A. John Barron. 07:25:21
8 Q. To whom does Mr. Barron report, please? 07:25:25
9 A. I -- the president of the senate. 07:25:31
10 Q. That would be Mr. Huffman. Is that right? 07:25:34
11 A. Yes. 07:25:37
12 Q. Okay. Now, one of your job duties over the 07:25:37
13 past years was working on drawing the map -- 07:25:48
14 district map for the general assembly. Is that 07:25:51
15 right? 07:25:56
16 A. Well, it certainly hasn't been over the 07:25:56
17 past years because, as you know, we didn't get our 07:25:58
18 census data until just a couple months ago. So it 07:26:05
19 was -- 07:26:07
20 Q. Okay. When did you start? 07:26:07
21 A. Start doing what? 07:26:09
22 Q. Working on the map for the general 07:26:10
23 assembly. 07:26:12
24 A. That would have been sometime after the 07:26:13
25 census data was received in August. 07:26:19

Transcript of Ray DiRossi
Conducted on October 19, 2021

26

1 Q. So sometime -- do you recall -- was the 07:26:20
2 census data received around August 12. Is that 07:26:22
3 right? 07:26:26
4 A. That sounds about right. I think -- the 07:26:26
5 number 134 days late is stuck in my head. 07:26:28
6 Q. Okay. So you started -- did you do any 07:26:32
7 work on -- related to preparing to draw those maps 07:26:35
8 before August 12? 07:26:38
9 A. What do you mean by "work"? I mean, we 07:26:39
10 didn't have the census data, so -- 07:26:46
11 Q. Did you look at any information that would 07:26:48
12 be useful for drawing the maps before August 12? 07:26:51
13 A. Well, obviously, if you know anything about 07:26:54
14 our state budget, I was preoccupied with our binding 07:26:58
15 operating budget until it was signed by the governor 07:27:02
16 and put in place on June 30th. So I was -- that was 07:27:06
17 my main focus as my job duties up and through 07:27:09
18 June 30th. 07:27:12
19 Q. Appreciate that was your main focus. 07:27:12
20 Were you in touch with anyone, say, at Ohio 07:27:17
21 University about information particularly useful for 07:27:20
22 drawing the maps? 07:27:22
23 A. I mean, I don't recall specific 07:27:23
24 interactions, but I'm sure I touched base with just 07:27:28
25 trying to understand how they were preparing for the 07:27:31

Transcript of Ray DiRossi
Conducted on October 19, 2021

27

1	census bureau's late arrival of the census data.	07:27:35
2	Q. By the way, who asked you to work on	07:27:37
3	drawing the maps?	07:27:41
4	A. Well, are you talking in general, or are	07:27:42
5	you talking about a specific time? I'm confused by	07:27:49
6	your question.	07:27:51
7	Q. On this year's exercise, drawing the map	07:27:52
8	for the general assembly, who asked you to work on	07:27:56
9	that project?	07:28:01
10	A. In conversations with the president and the	07:28:02
11	chief of staff, that's how that came about.	07:28:04
12	Q. Okay. Do you recall when that conversation	07:28:07
13	took place?	07:28:11
14	A. I don't.	07:28:12
15	Q. Was it -- I take it, it was before	07:28:12
16	August 12, though. Is that right?	07:28:17
17	A. Yes, it was before the census data was	07:28:18
18	received.	07:28:24
19	Q. Okay. Was it back as early as February,	07:28:25
20	say, of 2021?	07:28:30
21	A. I -- I don't recall. I don't recall the	07:28:32
22	specific timeline of that conversation or	07:28:38
23	conversations.	07:28:40
24	Q. Okay. Do you recall if that conversation	07:28:41
25	was in person, or was it on the phone, or do you	07:28:46

Transcript of Ray DiRossi
Conducted on October 19, 2021

28

1	recall where -- how it happened?	07:28:49
2	A. I -- I don't recall the specifics of it.	07:28:50
3	Our offices are all pretty close, so --	07:28:55
4	Q. Was anybody --	07:28:58
5	(Simultaneous colloquy.)	07:29:00
6	Q. Was anybody -- this is all senate side.	07:29:01
7	Was anybody from the house side in that	07:29:04
8	conversation?	07:29:06
9	A. I -- I don't recall the specifics of that	07:29:06
10	conversation.	07:29:10
11	Q. Okay. As you proceeded with your work on	07:29:11
12	drawing the maps -- and we can talk about after	07:29:23
13	August 12 -- did you -- to whom did you report about	07:29:26
14	how the work was going?	07:29:29
15	A. I would report it to the president of the	07:29:31
16	senate.	07:29:36
17	Q. Okay. And did you report with -- well, how	07:29:36
18	did you report? Was it by phone, or was it by	07:29:44
19	email, or give them a draft? Tell me how the	07:29:47
20	reporting went.	07:29:50
21	A. Well, when I say "reporting," I just mean	07:29:52
22	verbal updates of what was happening and what I was	07:29:55
23	seeing. But there was no formal report.	07:29:58
24	Q. Okay. Did you ever send them an email	07:30:03
25	about it?	07:30:05

Transcript of Ray DiRossi
Conducted on October 19, 2021

29

1	A.	I -- none that I recall specifically	07:30:06
2		sitting here today.	07:30:12
3	Q.	Did he ever come take a look at the maps or	07:30:12
4		drawings as you were drawing them on your computer?	07:30:18
5	A.	So are we still pre- -- I'm trying to	07:30:20
6		understand your timeline. Are we still --	07:30:25
7	Q.	After August 12.	07:30:27
8		(Simultaneous colloquy.)	07:30:29
9	A.	I'm sorry.	07:30:31
10	Q.	I apologize for jumping in.	07:30:32
11		After August 12, as you were drawing the	07:30:35
12		maps, did Senate President Huffman ever come over	07:30:39
13		and take a look at your computer to see how the	07:30:44
14		districts were going?	07:30:47
15	A.	Yeah. I -- after August 12th, I know the	07:30:47
16		president was extremely busy with other legislative	07:30:51
17		duties, so I would -- as I felt that I needed to	07:30:55
18		interact with him, I would seek him out, either in	07:30:58
19		person or in any other way, to give him updates on	07:31:00
20		what I was seeing and working on.	07:31:05
21	Q.	Okay. And would he take a look at your	07:31:07
22		computer screen as part of your updates?	07:31:09
23	A.	Yes.	07:31:12
24	Q.	Okay.	07:31:14
25	A.	As well as conversations and other -- other	07:31:15

1 ways. 07:31:19

2 Q. Right. I just -- the computer, as you sit 07:31:20

3 right now -- 07:31:26

4 (Reporter clarification.) 07:31:30

5 Q. You said you were over working -- the 07:31:30

6 computer you said you looked at was in the office. 07:31:32

7 When you were drawing the maps, were you drawing 07:31:35

8 them at the office, or were you in a hotel room? 07:31:37

9 A. The computer was in my office. And I also 07:31:40

10 had a number of meetings in the state house about 07:31:46

11 redistricting in general. Never in a hotel room. 07:31:49

12 Q. So you didn't rent a room over at the 07:31:53

13 Marriott -- Courtyard by Marriott? 07:31:56

14 A. So that I could sleep when I was about to 07:31:59

15 fall asleep, yes. 07:32:02

16 Q. But you didn't set it up as a workroom? 07:32:04

17 A. Absolutely not. 07:32:07

18 Q. Okay. Now, you were working on that 07:32:08

19 computer in the office. 07:32:23

20 Were you -- was anybody else working with 07:32:26

21 you as you were drawing the maps? 07:32:28

22 A. There were -- there were two workstations 07:32:30

23 that were set up. They were side by side. And 07:32:36

24 there was a gentleman Blake from the house who was 07:32:38

25 doing the same thing and, you know, working with the 07:32:42

1 speaker, reporting to the speaker. 07:32:44

2 Q. That would be Blake Springhetti. Is that 07:32:46

3 right? 07:32:51

4 A. Yes. 07:32:51

5 Q. Okay. And did you work on -- did you both 07:32:53

6 work on house district maps or -- how did you divide 07:32:57

7 it up? 07:33:00

8 A. Well, there was no specific division, but 07:33:01

9 we would both work on whatever needed work on. But 07:33:05

10 obviously, at the end of the day, he was the one 07:33:08

11 responsible for going back to the speaker and 07:33:10

12 briefing him and getting his feedback, and I was the 07:33:13

13 one responsible going to the senate president and 07:33:16

14 briefing him and getting his feedback. 07:33:18

15 Q. Right. But you had to work on some house 07:33:20

16 districts, didn't you, because you created the 07:33:22

17 senate districts combining of the house districts. 07:33:25

18 Isn't that right? 07:33:30

19 A. We would both work on whatever needed to be 07:33:30

20 worked on. So we both would have worked on house 07:33:33

21 districts, and we both would have worked on senate 07:33:36

22 districts. 07:33:39

23 Q. Okay. Now, you both had the -- the 07:33:39

24 percentage of republican and democrat votes in the 07:33:48

25 display window on your computer screens. Is that 07:33:52

1	right?	07:33:57
2	A. I can't speak to how his computer was set	07:33:57
3	up. Mine was set up with, as I said, all the	07:34:02
4	district numbers, the populations, the deviations,	07:34:05
5	the target populations, and any other data, as we've	07:34:08
6	talked about.	07:34:14
7	Q. And the other data that -- we talked about	07:34:14
8	the other data did include the republican and	07:34:18
9	democratic vote percentage in the district as you	07:34:20
10	had drawn it, correct?	07:34:22
11	A. Yeah. I think there's a lot of information	07:34:24
12	that led up to that moment.	07:34:28
13	So in answering your question, I know there	07:34:29
14	were a lot of conversations that I wasn't	07:34:32
15	specifically part of, but I was later told that	07:34:34
16	members of the senate democratic caucus, the chiefs	07:34:38
17	of staff for several of the caucuses -- at least	07:34:43
18	three of the caucuses were working together to try	07:34:47
19	to come up with some type of agreed-to publicly	07:34:49
20	available data source that could be used for not	07:34:52
21	only the computers that I had, but computers that	07:34:55
22	the senate democrats or maybe the house democrats,	07:34:59
23	if they chose to participate, would have access to.	07:35:03
24	Q. Thank you.	07:35:05
25	I want to --	07:35:06

1 A. That's what I'm referring to. 07:35:07

2 Q. Sure. Thank you. 07:35:08

3 I do want to talk about the source of the 07:35:09
4 information in just a little bit, but right now, I'm 07:35:11
5 just focused on what you could actually see -- just 07:35:13
6 sitting at your computer, what you could see on that 07:35:17
7 display window. 07:35:20

8 And you already said part of what you could 07:35:21
9 see was the democrat/republican percentage in the 07:35:22
10 district as you've drawn it. 07:35:25

11 Was that available right from the start 07:35:27
12 when you started drawing, or is that something that 07:35:29
13 became available a little later in the work? 07:35:31

14 A. Yeah. No, I appreciate the question. 07:35:34

15 That was a -- this whole issue of data was 07:35:37
16 a work in progress, and it was a very challenging 07:35:41
17 thing from the get-go when the census data was 07:35:45
18 released. 07:35:47

19 There was very little information that was 07:35:48
20 available early on, and it wasn't until, I think, 07:35:50
21 these conversations with the senate democratic 07:35:53
22 caucus and the other two republican caucuses yielded 07:35:57
23 some kind of joint data or read-to publicly 07:36:02
24 available data sources. 07:36:05

25 Then it took time to get that on the 07:36:06

1 computers and get that up and operational. 07:36:09

2 Q. And do you recall around when that took 07:36:10

3 place? Was that before September 1 or after 07:36:12

4 September 1? 07:36:15

5 A. I refer to a couple different things. Can 07:36:16

6 you specify which one you're referring to. 07:36:21

7 Q. Sure. I'll talk about the display window 07:36:25

8 again. You got the display window. Like you said, 07:36:27

9 there was a lot of data in it. And like you said, 07:36:31

10 some of the data was republican and democrat vote 07:36:33

11 percentages. 07:36:37

12 My question is, at what -- about when did 07:36:37

13 the republican/democratic vote percentages start 07:36:42

14 showing up in the display window? Was it after 07:36:44

15 September 1 or before September 1? 07:36:47

16 A. Well, I think we have to go back a little 07:36:48

17 bit, I mean, to kind of walk through this. The 07:36:52

18 census data came out on whatever day the census data 07:36:56

19 came out. But I'm -- I assume you're aware that 07:36:59

20 data, the PL data, then had to go off to our 07:37:03

21 bipartisan contracted consultant, Ohio University. 07:37:08

22 And they had access to it for a couple of days, and 07:37:11

23 they were producing what we called the CURD, which 07:37:17

24 is the Common Unified Redistricting Database. 07:37:19

25 And that was then provided back to -- well, 07:37:23

1 actually, I think it was made available to the 07:37:25
2 entire -- entire public. Not just the citizens of 07:37:27
3 the state, but anybody who had access to the 07:37:31
4 internet. 07:37:34

5 That information only had 2020 data in it 07:37:35
6 and 2020 geography in it. And so once that 07:37:42
7 happened, I think that's when those conversations 07:37:45
8 were starting to be had among the three caucuses 07:37:48
9 about what publicly available information might be 07:37:53
10 available to supplement the work that I thought all 07:37:56
11 caucuses were doing. 07:37:59

12 Q. Okay. So you get the -- let's see if I got 07:38:00
13 the sequence right. 07:38:06

14 You get the census data. Then Ohio 07:38:07
15 University takes a look at it. They give you some 07:38:10
16 information about elections, but they only give you 07:38:12
17 2020. Is that right? 07:38:15

18 A. Sitting here right now, that's my 07:38:16
19 recollection, that only 2020 was in the Common 07:38:19
20 Unified Redistricting Database. 07:38:25

21 Q. And then you have further conversations to 07:38:25
22 get more election data. Is that right? 07:38:28

23 A. Well, just to be clear, I did not have 07:38:34
24 those conversations. The -- I -- I am -- was led to 07:38:36
25 believe or I seem to remember that those 07:38:37

1 conversations were happening at a different level. 07:38:40

2 Q. And who led -- who led you to believe that, 07:38:44

3 which person? 07:38:52

4 A. I think the legal counsels for the various 07:38:52

5 caucuses and the chiefs of staff for the various 07:38:55

6 caucuses and even potentially the attorneys for the 07:38:58

7 various caucuses were engaged in trying to come to 07:39:00

8 some agreement on publicly available data. 07:39:03

9 Q. And who -- who -- anyone talk to you about 07:39:06

10 all of that? 07:39:10

11 A. It -- it was happening so fast after the 07:39:11

12 census data came out and the CURD data came back 07:39:15

13 from OU, I -- I don't recall the specifics of -- I 07:39:19

14 just have this recollection that we were waiting on 07:39:22

15 the caucuses to agree to some publicly available 07:39:25

16 data source that everybody could use and everybody 07:39:30

17 would have it so that going forward we could do 07:39:31

18 comparisons that were apples to apples. 07:39:35

19 Q. Sure. And at some point, did you get 07:39:37

20 election data beyond just 2020? 07:39:39

21 A. Yes. 07:39:41

22 Q. Okay. And do you recall about when that 07:39:42

23 happened? 07:39:49

24 A. I don't recall a specific date sitting here 07:39:49

25 today. 07:39:52

1 Q. Well, not a specific date. Was it -- 07:39:52
2 ballpark. Was it before September -- was it the 07:39:55
3 month of September or the month of August? 07:39:57
4 A. I think it was near the end of August. I 07:39:59
5 think the conversations must have proven fruitful 07:40:01
6 and there was some agreement of additional years of 07:40:04
7 data that everybody could use. 07:40:08
8 I -- I -- I seem to remember something with 07:40:11
9 Dave's redistricting being able to provide some type 07:40:14
10 of Ohio geography for some additional years that 07:40:18
11 everybody was in agreement could be used. 07:40:20
12 Q. Did you get that data from any consultant 07:40:23
13 or -- well, let's talk. 07:40:27
14 What was the -- what was the source of 07:40:29
15 election data? You said Dave's might have been one. 07:40:29
16 What else? 07:40:32
17 A. I -- I don't -- since I wasn't involved in 07:40:33
18 those conversations, I can't -- I can't say for 07:40:36
19 absolute certainty. That's my recollection sitting 07:40:39
20 here. 07:40:41
21 Q. Okay. Your recollection is that it was 07:40:41
22 Dave's. Is that right? 07:40:46
23 A. For '18 and '16 data, yes. That's my 07:40:47
24 recollection. 07:40:50
25 Q. What about data for any other election, do 07:40:50

1 you have any recollection? 07:40:54

2 A. I -- I think Dave's redistricting was only 07:40:54

3 -- I -- I think Dave's redistricting and the 07:41:00

4 conversations with the other caucuses was only 07:41:03

5 fruitful for '16 and '18. 07:41:06

6 Q. Did you get any data for 2012 or 2014? 07:41:07

7 A. Not from any publicly available sources, 07:41:11

8 no. 07:41:16

9 Q. Did you get it from 2012 or 2014 from any 07:41:16

10 source, publicly or not? 07:41:20

11 A. I think -- I think later in the process, 07:41:21

12 now probably getting into September or close to 07:41:25

13 September, there was some -- some data for would -- 07:41:28

14 I guess it would have been '12 and '14. 07:41:35

15 Q. And do you -- do you know what the source 07:41:37

16 is for that data? 07:41:38

17 MR. STRACH: Objection as to the -- Rob, 07:41:40

18 what do you mean by "data"? 07:41:42

19 MR. FRAM: Well, he just said he got some 07:41:44

20 data from the 2012 and 2014 elections at some point 07:41:46

21 in September. 07:41:51

22 Thank you for helping me be more precise on 07:41:51

23 that one. 07:41:54

24 Q. So for that 2012 and 2014 data that you got 07:41:55

25 sometime in September, do you recall where it came 07:41:59

1 from? 07:42:02

2 A. I don't. 07:42:02

3 Q. Okay. But at some point you have it. Let 07:42:09

4 me ask you a question what you did with the data 07:42:13

5 that you got. 07:42:15

6 First, I'll start with the Ohio University 07:42:16

7 data. 07:42:20

8 Could that be loaded into a Maptitude so it 07:42:22

9 can be -- so that information could appear in -- in 07:42:25

10 a display window? 07:42:29

11 A. Again, I -- I am not a data -- yes. The 07:42:31

12 current data, using that word loosely, can be 07:42:36

13 incorporated into Maptitude as it was. But I don't 07:42:42

14 have the technical expertise or knowledge to know 07:42:47

15 how that happened or how that happens. 07:42:50

16 Q. Sure. I'm not asking you for that. I'm 07:42:52

17 just asking whether you know, however they got it 07:42:54

18 done, whatever computer wizardry took place, that 07:42:57

19 somehow or another that Ohio University current data 07:43:02

20 did wind up in Maptitude. Is that right? 07:43:07

21 A. Yes. 07:43:10

22 Q. Okay. And the same thing -- 07:43:10

23 (Simultaneous colloquy.) 07:43:12

24 A. Yeah. The current data -- I'm sorry. The 07:43:12

25 current data being the geography, the population of 07:43:13

1 the counties, the population of all of our units of 07:43:18
2 geography in the state, municipal corporations or 07:43:21
3 townships and all the other units of geography as 07:43:24
4 well. Yes, that data. 07:43:29

5 And then I think 2020 election results. 07:43:29

6 Q. Right. And the -- and by the way, we 07:43:34
7 talked about Dave's and we're being formal there. 07:43:37
8 We might as well state it for the record. What is 07:43:40
9 Dave's? 07:43:44

10 A. I mean, I -- I can't answer that for sure. 07:43:44
11 It's an -- it's a website. 07:43:47

12 Q. It's a website that has information -- 07:43:49
13 election information. Is that right? 07:43:53

14 A. I did not use Dave's Redistricting. I 07:43:55
15 can't speak to that. 07:44:01

16 Q. Yeah. The -- let me put it this way. The 07:44:02
17 Dave's -- the election data that you think came from 07:44:04
18 Dave's, that also found its way, one way or the 07:44:06
19 other, into Maptitude. Is that right? 07:44:09

20 A. That -- that is my understanding, that the 07:44:10
21 publicly available data for '18 and '16, after an 07:44:16
22 agreement among the three caucuses, was able to be 07:44:22
23 incorporated into people's machines, yes. 07:44:26

24 Q. So now we've got election data for '16, '18 07:44:31
25 and '20 in Maptitude. Is that right, at some point 07:44:34

Transcript of Ray DiRossi
Conducted on October 19, 2021

41

1	in September?	07:44:38
2	A. I -- again, I'm not sure on the time lines.	07:44:38
3	But at some point, you said, yes.	07:44:44
4	Q. At some point in September, sir. I'm not	07:44:48
5	asking for a specific date. Just wanted to know	07:44:50
6	that -- whether it happened or not?	07:44:52
7	A. Sitting here, I'm not sure if it was late	07:44:53
8	August or if it was early September.	07:44:56
9	Q. Okay.	07:44:57
10	A. That -- that was a very -- a very busy	07:44:57
11	time, as you can imagine.	07:44:59
12	Q. Sure. And -- and you said, at some point,	07:45:00
13	additional information, nonpublic election	07:45:07
14	information was provided to you. Is that right, for	07:45:10
15	2012 and 2014?	07:45:13
16	A. At some point.	07:45:15
17	Q. Okay. And that information was also	07:45:18
18	included in Maptitude. Is that right, at some	07:45:22
19	point?	07:45:27
20	A. At -- at -- some point. Again, much later.	07:45:28
21	Yes. We're getting close to -- to, you know, the	07:45:30
22	first week of -- first week of September now.	07:45:34
23	Q. Sure. So sometime before, say,	07:45:36
24	September 9. Is that right?	07:45:38
25	A. I don't know. It was -- it was -- it might	07:45:39

1 have been right around then. Maybe a few days 07:45:46
2 before. 07:45:48

3 Q. Okay. And just so I understand how it 07:45:48
4 looks on the display window, did you see all the 07:45:51
5 different election results or was there some kind of 07:45:55
6 a composite average that appeared in the display 07:45:58
7 window for these election results? 07:46:03

8 A. Can you -- can you elaborate on what you 07:46:07
9 mean by "composite"? 07:46:11

10 Q. Sure. You said you had 2020 election, then 07:46:12
11 you got 2016 and 2018, and then you got 2012 and 07:46:15
12 2014. I'm just trying to understand what the -- 07:46:19
13 just physically what it looks like, what this window 07:46:22
14 looks like. 07:46:24

15 Are you seeing all these elections and the 07:46:24
16 percentages for all of them or are they all rolled 07:46:26
17 up into one kind of an average? 07:46:29

18 A. Well, again, at various stages in the time 07:46:34
19 that I think we've just discussed, we didn't 07:46:36
20 necessarily have many of these. So, obviously, 07:46:39
21 there was no composite rolled up into one. 07:46:44

22 And then, you know, in addition to all of 07:46:46
23 these time lines, one of my frustrations not being a 07:46:48
24 data -- a data, you know, expert, just because it's 07:46:53
25 been received as a file of some type, it doesn't 07:46:56

1 mean it's operational on a computer. That took 07:46:59
2 time. 07:47:02

3 So the -- the amount of time and effort it 07:47:03
4 took to put into the software and make it actually 07:47:05
5 work took a lot of time as well. So -- so that's -- 07:47:08
6 I'm just giving you that background for these dates 07:47:14
7 that I'm talking about. 07:47:18

8 Some of these dates, I'm referring to the 07:47:18
9 dates the data might have been received, but doesn't 07:47:21
10 mean that it was necessarily operational for a 07:47:24
11 while. 07:47:26

12 Q. Sure. I appreciate that. 07:47:26

13 Once it's operational, I'm just trying to 07:47:28
14 understand what it looks like. That's all I'm
15 trying to get a picture of here.

16 So in the very beginning, you've just got 07:47:35
17 one election, says "2020," and there's no reason for 07:47:36
18 a composite. 07:47:38

19 Then after a little bit of time, we're 07:47:39
20 getting close to the end of August, maybe beginning 07:47:41
21 of September. You've got 2016 and 2018 election 07:47:44
22 data, as well as 2020, if I understand. Is that 07:47:49
23 right? 07:47:53

24 A. I'm sorry. Could you repeat that? 07:47:53

25 Q. I said by 2016 -- by sometime in early 07:47:56

1 September, you've got election data for 2016, 07:48:00
2 2018 -- 07:48:05
3 (Reporter clarification.) 07:48:13
4 Q. By sometime in early September, you had 07:48:14
5 election data for 2020, 2018, and 2016. Isn't that 07:48:17
6 right? 07:48:26
7 A. Can you say those years again, please. I'm 07:48:26
8 sorry. 07:48:30
9 Q. Sure. 2020, 2018, 2016. 07:48:30
10 A. So when you say those years, what I think 07:48:38
11 of is that -- that is the data set, the election 07:48:40
12 results and the corresponding geography that was 07:48:44
13 agreed to with the -- the other members that -- the 07:48:49
14 senate democrat caucus. 07:48:52
15 Q. Sure. 07:48:56
16 A. That -- is that what you are referring to? 07:48:57
17 Q. Yes, sir. 07:48:58
18 A. Okay. And your question is? 07:48:59
19 Q. That you had all three of those years in 07:49:01
20 the election data and you had it by early September. 07:49:05
21 Is that right? 07:49:09
22 A. I believe so, yes. 07:49:09
23 Q. Okay. And now my question is: When you 07:49:14
24 had all three elections, how did that appear in the 07:49:18
25 display window? 07:49:26

1 Did you see separate lines for each 07:49:26
2 election or was it any kind of composite average in 07:49:28
3 the display window? 07:49:32

4 A. I -- I would have had it set up for -- 07:49:33
5 those years that you just asked about, would have 07:49:37
6 displayed as one number. 07:49:40

7 Q. One number. Okay. 07:49:41

8 And you create that number just by a simple 07:49:44
9 average of the election -- of the data for each of 07:49:47
10 the three years? Or do you recall how do you set 07:49:50
11 that number up? 07:49:52

12 A. Well, that's getting into something that -- 07:49:53
13 I didn't do those calculations. So I -- I can't 07:49:55
14 speak to how that was done. I know it was done to 07:49:58
15 try to mimic what the senate democrat map, when they 07:50:01
16 put their map out and they used that same data set, 07:50:06
17 they were displaying it as one number. And so we 07:50:10
18 were trying to mimic that internally. Or at 07:50:13
19 least -- at least I was. 07:50:16

20 Q. Got it. Do you know who did the -- who set 07:50:16
21 up that data calculation in Maptitude? Was there a 07:50:19
22 technical person who worked with you? 07:50:23

23 A. I had access to data consultants that I 07:50:26
24 could ask when I was over my head on a technical or 07:50:31
25 a data issue. 07:50:35

1 Q. Sure. Were those technical consultants -- 07:50:36
2 do they work with the Ohio legislature, or were they 07:50:41
3 outside consultants? Were they employees or outside 07:50:45
4 consultants? 07:50:49

5 A. They did not work for the Ohio legislature. 07:50:51
6 Well, let me -- let me say I don't know. Because I 07:50:55
7 don't know how they were paid, and I don't know what 07:50:57
8 -- there was a lot of money that was being approved 07:50:58
9 on a bipartisan basis to fund the operations of both 07:51:00
10 the majority and minority efforts. 07:51:04

11 And I guess I should retract that. 07:51:08

12 I don't know how they were paid, and I 07:51:10
13 don't know if that money -- I don't know how that -- 07:51:13

14 Q. Sure. 07:51:18

15 A. I don't know how the composition for them 07:51:18
16 would -- worked. 07:51:20

17 Q. Could you please just identify for us who 07:51:21
18 those consultants were. 07:51:25

19 MR. STRACH: Rob, this is Phil. 07:51:26

20 I'm going to object. I'm going to allow 07:51:29
21 Ray to identify who they were, but I'm going to 07:51:31
22 instruct him not to answer any questions about any 07:51:34
23 specific tasks they were given because they are 07:51:39
24 consulting experts. So I just want to note that for 07:51:43
25 the record. 07:51:47

Transcript of Ray DiRossi
Conducted on October 19, 2021

47

1	MR. FRAM: Sure. Let's get the foundation	07:51:47
2	as to who they were, and we can take it -- if	07:51:49
3	there's anything more to be asked about that or not.	07:51:52
4	Q. Who were these consultants?	07:51:54
5	A. My data consultant was Clark Benson, and my	07:51:59
6	technical consultant from Aptitude was John Morgan.	07:52:13
7	Q. Now, I'm not going to ask you about	07:52:14
8	conversations you had with Mr. Benson or Mr. Morgan.	07:52:19
9	I do want to ask you, though, about any factual	07:52:23
10	information that he provided to you.	07:52:25
11	Did Mr. Benson provide you with any	07:52:27
12	election data?	07:52:30
13	A. Can you repeat that question. I'm sorry.	07:52:32
14	Q. Did Mr. Benson provide you with any	07:52:39
15	election data?	07:52:42
16	A. I'm trying to recall. I -- as I said, the	07:52:43
17	areas of the data and the areas of the technical	07:52:58
18	operations of Maptitudes are beyond me. And so I'm	07:53:02
19	trying to think -- think and try to answer your	07:53:06
20	question.	07:53:11
21	Q. I don't want to interrupt your thinking.	07:53:11
22	Tell me if you're still thinking.	07:53:26
23	A. No, I -- I'm sorry. I thought you -- I	07:53:28
24	thought the feed cut out there for a second,	07:53:30
25	Mr. Fram. I'm sorry.	07:53:32

1	Q.	No. I just --	07:53:33
2	A.	Could you repeat the question?	07:53:34
3	Q.	Sure.	07:53:35
4		I just asked if Mr. Benson gave you any	07:53:36
5		election data.	07:53:40
6	A.	I believe that the consultants, once there	07:53:42
7		was agreements on data that could be used in	07:53:49
8		Maptitude, were working to provide us that data. So	07:53:51
9		if that included election data, the appropriate	07:53:54
10		agreed-to publicly available geography or something	07:53:57
11		else, that it would have been in there.	07:54:00
12	Q.	Did Mr. Benson provide you with election	07:54:02
13		data for 2012 and/or 2014?	07:54:06
14	A.	I guess I would have the same answer	07:54:08
15		regardless of the year.	07:54:11
16	Q.	Well, you said he provided -- so he did	07:54:12
17		provide you with some election data. Is that right?	07:54:17
18	A.	Again, election -- help me understand	07:54:19
19		"election data."	07:54:25
20		He provided me databases that made	07:54:26
21		Maptitude work. Beyond -- and I don't have the	07:54:30
22		comprehension to know if that is your definition of	07:54:33
23		"election data" or what it was.	07:54:36
24	Q.	Okay. You said at some point somebody gave	07:54:37
25		you some nonpublic information about the election	07:54:40

1 data for 2012 and 2014, correct? 07:54:43

2 MR. STRACH: Objection as to "election 07:54:48

3 data." 07:54:50

4 MR. FRAM: Okay. Fair enough. 07:54:50

5 Q. At some point, somebody gave you nonpublic 07:54:53

6 information about the democrat and republican vote 07:54:58

7 percentage in the 2012 and 2014 elections, correct? 07:55:01

8 A. I think after the '16 and '18 data had been 07:55:09

9 secured with the conversations with the minority 07:55:12

10 caucus, there was still an ongoing effort to try to 07:55:15

11 find publicly available data for '12 and '14. And I 07:55:19

12 -- I think at some point, there was some nonpublic 07:55:23

13 available data from '12 and '14 that was found. 07:55:28

14 It would have been provided to me through 07:55:36

15 this -- my consultants, and -- but it was ultimately 07:55:38

16 not used because it wasn't the agreed to or the -- 07:55:44

17 it wasn't the apples to apples that we had with '16, 07:55:47

18 '18, and '20 data. 07:55:50

19 Q. So if I understand correctly, data's 07:55:51

20 provided to you by Mr. Benson and Mr. Morgan 07:55:57

21 regarding democrat and republican vote percentage 07:56:00

22 for 2012 and 2014. Is that right? 07:56:05

23 A. Eventually, yes. Late in the process. 07:56:06

24 Q. Okay. And later in the process -- within 07:56:13

25 the first week of September or so? Do you recall 07:56:19

1 when? 07:56:22

2 A. Give or take. It was -- it was probably no 07:56:22

3 more than a few days before -- my recollection 07:56:27

4 sitting here today is that it was probably no more 07:56:31

5 than a few days before the -- the initial map was 07:56:33

6 offered on September 9th. 07:56:37

7 Q. Okay. And you said it wasn't used; it was 07:56:39

8 not loaded into Maptitude. 07:56:43

9 What do you mean, it wasn't used? If you 07:56:46

10 could please explain. 07:56:48

11 A. Well, at that point -- when we had offered 07:56:49

12 a map on September 9th -- or President Huffman had 07:56:53

13 offered a map before the redistricting commission 07:56:57

14 and the senate democrats had offered a map, you 07:57:00

15 know, five or six days before that, we got into a 07:57:05

16 lot of comparisons, and the negotiations were 07:57:09

17 happening. And while we had access to that data, 07:57:12

18 the common data between those plans was the '16, 07:57:16

19 '18, and '20 data. 07:57:22

20 Q. All right. But did you have -- 07:57:23

21 (Reporter clarification.) 07:57:36

22 Q. Did you have put into Maptitude at any time 07:57:36

23 the 2012 and 2014 election data showing republican 07:57:45

24 and democrat vote percentages? 07:57:52

25 A. And by -- again, the '12 and '14 data was 07:57:56

1 in two pieces, right? It was the geography from '12 07:58:00
2 and '14, and then it was also the election results. 07:58:05
3 The election results were very -- very commonly 07:58:08
4 available from public sources. But the geography 07:58:10
5 was always in question. 07:58:13
6 So is your question a -- time specific? 07:58:15
7 I'm sorry if you asked it. Or did you say at any 07:58:17
8 time? I'm sorry. 07:58:20
9 Q. Fair enough. 07:58:21
10 I said, at any time, did you have 2012 and 07:58:22
11 2014 election results data loaded into Maptitude? 07:58:28
12 A. Yes. Late, very late. 07:58:36
13 Q. "Very late" meaning close to September 9? 07:58:40
14 A. Yes. 07:58:42
15 Q. Okay. So as of September 9 -- let's take 07:58:45
16 it right there -- if you -- in your display window 07:58:49
17 in Maptitude, you see an average of the election 07:58:54
18 results data showing republican and democrat vote 07:59:04
19 percentages, right, by September 9? 07:59:08
20 A. I think, as I said before, as of 07:59:14
21 September 9th when we offered -- the redistricting 07:59:17
22 commission offered the first map and the senate 07:59:20
23 democratic caucus had offered a map, the only 07:59:25
24 agreed-to data was the '16, '18, and '20 data. And 07:59:28
25 so that was the focus for comparison for all the 07:59:33

1 negotiations that followed. Other -- other 07:59:37
2 information was available, but the focus was on '16, 07:59:40
3 '18, and '20. 07:59:46

4 Q. I appreciate that. 07:59:46

5 I'm just asking whether or not, as of 07:59:48
6 September 9, on your computer, when you turned on 07:59:50
7 Maptitude, you looked at the district -- you looked 07:59:53
8 at the display window for the district, whether the 07:59:58
9 election results average you saw included the 08:00:03
10 election results for 2012 and 2014? 08:00:07

11 A. I -- I can't recall if I had that in my 08:00:12
12 display window. I -- being a budget director, I 08:00:15
13 like to just focus on my spreadsheets on what I was 08:00:19
14 focused on. And I don't recall at that point if I 08:00:22
15 took that data away in the display window or if it 08:00:24
16 stayed. 08:00:27

17 Q. I'm sorry. Or if it stayed -- it stayed 08:00:28
18 where? 08:00:31

19 A. Well, as we've discussed, it was -- it was 08:00:32
20 in the computer, but you could customize the display 08:00:33
21 window to focus on what you wanted; the population, 08:00:38
22 the qualities, the deviations, and the district 08:00:41
23 numbers and so forth. 08:00:43

24 The '16, '18, and '20 data was almost 08:00:44
25 always on my display window, but the other pieces 08:00:48

1 were either on or off, depending on whether or not 08:00:54
2 they were being used or considered. 08:00:57
3 Q. Okay. And you say "on or off." They could 08:00:59
4 sometimes appear in a display window and sometimes 08:01:03
5 not? Is that what you're saying? 08:01:05
6 A. Again, I think users have the ability to 08:01:06
7 customize the display windows. 08:01:11
8 Q. I'm just asking what you did. 08:01:13
9 Did you sometimes it on and sometimes have 08:01:15
10 it off -- sometimes have the 2012 and 2014 data was 08:01:17
11 on, and sometimes it was off? 08:01:21
12 A. Yeah. I think you've asked me that. I 08:01:22
13 mean, I -- at some point, I had access to it, and I 08:01:28
14 used it. But then going forward after the 9th when 08:01:31
15 we had the two maps and the negotiations were 08:01:35
16 happening, we were using common agreed-to data, for 08:01:38
17 lack of the appropriate term, and that was not 12 08:01:45
18 and -- included '12 and '14. And so I don't recall 08:01:49
19 whether or not I left it in the window or I took it 08:01:52
20 off to just focus on what was important. 08:01:56
21 Q. Understood. 08:01:59
22 Did you say -- did you have separate 08:02:00
23 spreadsheets that reflected all the election data 08:02:05
24 for the different years, separate and apart from 08:02:11
25 Maptitude? 08:02:14

1	A. Did you ask if I created? I didn't hear	08:02:15
2	the first part. You got a little crackly.	08:02:21
3	Q. Fair question. Before, I asked if you	08:02:23
4	wrote any spreadsheets.	08:02:26
5	Did you have any spreadsheets that just	08:02:28
6	showed the election data results for these years;	08:02:31
7	2012, '14, '16, '18, '20? Did you have any	08:02:35
8	spreadsheets?	08:02:39
9	A. The -- all of this information -- the	08:02:40
10	Common Unified Redistricting Database, population	08:02:49
11	amounts for counties, for subdivision, for all units	08:02:51
12	of political geography -- political subdivision	08:02:54
13	geography, the geography files for Maptitude, the	08:02:58
14	election results, all came in very different	08:03:02
15	formats.	08:03:06
16	Some were spreadsheets, but they're not the	08:03:07
17	spreadsheets that you and I would necessarily think	08:03:10
18	of, like a one-page spreadsheet showing some	08:03:13
19	information. They would have been spreadsheets that	08:03:15
20	were 2-, 300 pages or text files that were just	08:03:18
21	data.	08:03:24
22	And so all of that information that was	08:03:25
23	being sent from the consultants as they were	08:03:26
24	providing it would have been in various forms. Some	08:03:31
25	of them would have been Microsoft Excel files, but I	08:03:35

1 would hesitate to call them spreadsheets in there. 08:03:39

2 Q. Okay. So -- and do you have those -- those 08:03:43

3 files, whether they were Excel files or other forms 08:03:50

4 of data, do you have them saved on your computer? 08:03:53

5 A. That's a technical question. 08:03:57

6 Once they were integrated into Maptitude, I 08:04:04

7 don't know if the underlying files remain or they 08:04:07

8 just get added to some big database. I don't know. 08:04:10

9 Q. Okay. So if I understand correctly, you 08:04:12

10 did integrate all this election data into Maptitude, 08:04:15

11 but at some point, you might not have used 2012 and 08:04:18

12 2014 in your display window. Is that right? 08:04:23

13 A. It's possible. I don't -- I don't recall 08:04:25

14 specifically what was. 08:04:28

15 Q. Well, I just want to be clear for the 08:04:31

16 record. 08:04:34

17 I thought you said at some point you had 08:04:35

18 the 2012 and 2014 on the display window, and at some 08:04:36

19 point -- 08:04:40

20 (Reporter clarification.) 08:04:46

21 Q. Sure. At some point -- I'll say it again. 08:04:46

22 That -- I think you said that, at some 08:04:50

23 point, you had 2012 and 2014 election results as 08:04:53

24 part of the composite average of election results 08:04:58

25 that you would see in a display window in Maptitude. 08:05:02

1 And, at some point, you took that information out of 08:05:05
2 that display window average. Is that right? 08:05:09

3 A. Yeah. Yeah. I don't -- I don't want to 08:05:12
4 keep restating what I've said because I don't want 08:05:16
5 to say something different than what I said because 08:05:20
6 I don't want to -- I don't want you to -- I mean, 08:05:23
7 I -- I think I've already answered that. 08:05:28

8 At some point I had it. It had some 08:05:30
9 problems. It wasn't publicly available. It didn't 08:05:33
10 --we -- we -- I found some geography errors in it 08:05:35
11 that I couldn't explain. And, at some point, I 08:05:38
12 stopped using it and focused on the '16, '18, and 08:05:41
13 '20 data. 08:05:45

14 Q. I understand. Okay. Thank you. Thank you 08:05:45
15 for that. 08:05:49

16 I think you said that Speaker Huffman would 08:05:49
17 sometimes come over and look at your computer screen 08:05:59
18 as part of your updating him. Is that right? I'm 08:06:02
19 sorry. Senate President Huffman. 08:06:07

20 A. Yes. So my -- my office in the state house 08:06:08
21 is -- I share a wall with President Huffman. So I 08:06:11
22 met with him in his office, in my office through 08:06:15
23 this process, and other offices in the state house 08:06:18
24 as well. But on occasion, when his calendar would 08:06:22
25 allow, he would come over to the redistricting 08:06:25

1	office.	08:06:28
2	Q. Okay. And he would look at the district	08:06:28
3	maps on the computer screen. Is that right?	08:06:31
4	A. If I -- if I -- if I thought there was an	08:06:34
5	issue or a problem of which there were several, yes,	08:06:37
6	I -- I would show him my computer screen.	08:06:41
7	Q. And -- and that screen would have the	08:06:46
8	district map on it. Is that right?	08:06:49
9	A. Yes. The graphic -- the graphical display	08:06:50
10	of the -- of the districts.	08:06:55
11	Q. And that would also have the display window	08:06:56
12	on it. Is that right?	08:06:58
13	A. Well, he -- the way I had it set up there	08:06:59
14	were two different monitors. One was dedicated	08:07:04
15	solely to the graphics and the other one was the	08:07:06
16	display window. He would -- he would always sit in	08:07:10
17	front of the graphic -- the graphic window.	08:07:12
18	Q. But he could -- he could see the display	08:07:14
19	window. Is that right?	08:07:16
20	A. I don't know what he could see. I -- I	08:07:17
21	wanted him to look at the graphics. What he looked	08:07:20
22	at, I don't know.	08:07:23
23	Q. I understand that's what you wanted him to	08:07:24
24	look at. But from where he was, was anything	08:07:26
25	blocking his view of the display -- of the monitor	08:07:28

1 with the display window on it? 08:07:32

2 A. Well, me. I was sitting -- I was sitting 08:07:34

3 between him and it, so I -- 08:07:36

4 Q. So he -- you don't know if he could see the 08:07:38

5 display window. Is that right? 08:07:40

6 A. I -- I -- I can't speak to what he could 08:07:42

7 see or couldn't see. 08:07:44

8 Q. Well, let me ask you: Did you ever talk to 08:07:44

9 him about any of the information that was in the 08:07:46

10 display window? 08:07:47

11 A. Yeah. Specifically, the population 08:07:47

12 deviations and that we had some significant problems 08:07:52

13 with the creation of districts. And I very often 08:07:55

14 would talk to him about those population problems we 08:07:58

15 were having, especially in northeast Ohio and 08:08:02

16 elsewhere throughout the state. 08:08:04

17 Q. Did you ever talk to him about any of the 08:08:05

18 election data in the display window? 08:08:07

19 A. I don't recall. 08:08:10

20 Q. Did you ever talk to him about how a 08:08:14

21 district might have a republican leaning or democrat 08:08:18

22 leaning? 08:08:22

23 A. You know, I -- now that you've asked the 08:08:22

24 second question, let me -- let me say, early on, I 08:08:25

25 know the focus was on following the constitutional 08:08:28

1 guidelines and producing a map that followed all of 08:08:30
2 the requirements of the constitution. 08:08:35

3 Afterwards, when there was a democrat map 08:08:36
4 from the senate democrats and a map from the 08:08:41
5 redistricting commission on September 9th, there 08:08:44
6 would have been conversations, as he was going 08:08:46
7 through the negotiations with whoever he was 08:08:50
8 negotiating with, about republican leaning and 08:08:52
9 democrat-leaning districts and trying to make 08:08:56
10 districts more democrat leaning. 08:08:58

11 Q. Okay. And you say this conversation you 08:09:00
12 had -- you had these conversation with Senate 08:09:05
13 President Huffman. Was anybody else in that room 08:09:08
14 during those conversations? 08:09:11

15 A. Not -- not that I recall. 08:09:11

16 Q. Okay. And what do you recall that was said 08:09:13
17 in those conversations? 08:09:23

18 A. Well, I recall early on me talking to him 08:09:25
19 about some areas of the state where I felt 08:09:32
20 constructing districts that followed the 08:09:36
21 constitution was very difficult based on the 08:09:38
22 population data. 08:09:40

23 And so a lot of our early conversations 08:09:41
24 were on following the rules of the construction of 08:09:44
25 house and senate districts. There was also a lot of 08:09:49

1 conversations that once some of the solutions that I 08:09:53
2 was finding to follow the constitution was going to 08:09:56
3 have significant negative impacts on republican 08:09:59
4 state senators. 08:10:04

5 And so I would have been talking to him 08:10:07
6 about which republican members were going to have to 08:10:08
7 be paired together and why we would potentially be 08:10:11
8 doing that in order to reduce splitting of counties 08:10:14
9 in other jurisdictions. 08:10:19

10 So those were garden variety early -- early 08:10:21
11 conversations. 08:10:24

12 Q. What about later conversations? 08:10:24

13 A. Well, as I said, once the -- he was engaged 08:10:27
14 in the negotiations. There was a lot of 08:10:30
15 conversations about how to get to a ten-year map and 08:10:34
16 what was being requested by the minority caucuses 08:10:38
17 and what was being requested by other members of the 08:10:42
18 redistricting commission. 08:10:45

19 Q. Okay. And what do you recall about that -- 08:10:46
20 those conversations? 08:10:48

21 A. I -- I recall that he was talking about 08:10:49
22 what republican-leaning districts would need to be 08:10:56
23 made democrat-leaning districts. And some of the 08:10:59
24 suggestions that he was hearing from his 08:11:02
25 conversation that I was not part of. 08:11:04

1 Q. Which -- do you recall what -- any 08:11:06
2 districts in particular being discussed? 08:11:09

3 A. I -- with President Huffman, I remember the 08:11:12
4 6th Senate District being a point of conversation. 08:11:18
5 And I remember the 24th Senate District being a 08:11:22
6 point of conversation. And the 27th Senate District 08:11:26
7 being discussed in the later stage. 08:11:28

8 In the early stages, I remember the 22nd 08:11:32
9 and 26th, the 32nd and -- 08:11:35

10 (Reporter clarification.) 08:11:48

11 A. I remember conversations about the 22nd and 08:11:59
12 26th District, the 18th and the 32nd and the 27th. 08:12:02

13 Q. Okay.

14 A. In the early stages. 08:12:10

15 Q. Okay. Let's -- going through the early 08:12:12
16 stage set that you've identified, was there any 08:12:18
17 discussion about the democrat or republican leaning 08:12:21
18 of those districts when you're talking about those 08:12:24
19 districts in the early stage conversations? 08:12:26

20 A. I do remember a conversation about the 08:12:30
21 27th, which was significant because of the 08:12:35
22 footprint that I felt we needed to implement in 08:12:41
23 northeast Ohio to follow the construction rules of 08:12:43
24 the Ohio Constitution. 08:12:46

25 The 27th District was being significantly 08:12:47

1 reduced in its republican leaning and I wanted him 08:12:50
2 to be aware of that. 08:12:54

3 Q. And do you recall what it -- what -- what 08:12:56
4 did he say? 08:12:58

5 A. He said if that's what we have to do to 08:12:59
6 follow the rules of the constitution then we're 08:13:03
7 doing it. 08:13:04

8 Q. Okay. Do you recall about any -- would any 08:13:05
9 of the other of these districts in the early set 08:13:09
10 that you mentioned, 22, 26, 32 and 18, were the 08:13:13
11 democrat or republican leanings of those districts 08:13:19
12 discussed? 08:13:22

13 A. I do remember in the -- the 18th District 08:13:23
14 and the 32nd District where we, again, in northeast 08:13:25
15 Ohio, which was a considerable focus of my time, 08:13:29
16 trying to make sure we followed all the rules of the 08:13:33
17 districts and the constitutional requirements, that 08:13:36
18 we were going to have to pair two republican members 08:13:39
19 of the senate together and basically draw one out 08:13:41
20 of -- out of their district and assign them pursuant 08:13:45
21 to the Ohio Constitution to a district they did not 08:13:50
22 live in. 08:13:52

23 And that that district would become a -- 08:13:53
24 a -- less of a republican-leaning district and 08:13:56
25 really kind of become a competitive district. 08:13:59

1 Q. Got it. 08:14:01

2 Let's talk about District 6, 24, and 27, 08:14:04

3 the later conversations. 08:14:07

4 A. Sure.

5 Q. Now, these later conversations, is that 08:14:09

6 when negotiations were happening with the democrats? 08:14:11

7 Is that right? 08:14:13

8 A. I wasn't part of those, but I -- I 08:14:14

9 generally would say that after the redistricting 08:14:16

10 commission adopted a map for consideration on 08:14:19

11 September 9th, it seemed that those conversations 08:14:22

12 really kicked in in earnest. 08:14:25

13 Q. Right. And they -- and some of those 08:14:27

14 conversations, did they concern Districts 6, 24, 27. 08:14:29

15 Is that right? 08:14:33

16 A. I wasn't part of those conversations, but I 08:14:36

17 do know that the president had inquired about 08:14:41

18 turning republican-leaning districts into 08:14:44

19 democrat-leaning districts or democrat-leaning 08:14:47

20 districts into even more democrat-leaning districts 08:14:50

21 in one case. 08:14:53

22 Q. Okay. And which districts did you -- do 08:14:54

23 you recall any specific districts where he talked 08:14:56

24 about taking a republican-leaning district and 08:15:00

25 making it a democratic-leaning district? 08:15:02

1 A. The 6th Senate District in Montgomery
2 County absolutely fits that description. It was
3 made from a pretty significant republican-leaning
4 district to a democratic-leaning district. 08:15:07
5 (Reporter clarification.) 08:15:33
6 Q. I guess my question is -- 08:15:33
7 A. You asked about -- you asked about the 6th
8 Senate District, if I recall. 08:15:35
9 Q. We were talking about the 6th Senate
10 District and you were saying -- I was asking what
11 you recall about any conversation about the leaning
12 of that district and whether they should be changed
13 or not. 08:15:38
14 A. Yeah. Well, there were a few things going
15 on. There was a lot of testimony at some of the
16 hearings about the construction of the house and
17 senate districts in Montgomery County. 08:15:40
18 And in addition that was one -- one place
19 where the president had asked me to look at making
20 the 6th District, significantly changing both its
21 geography, as well as making it a pretty -- pretty
22 solid republican-leaning district to a
23 democrat-leaning district. And so that was that
24 conversation. 08:15:45
25 Q. Okay. And what about the 24th? 08:15:48

1 A. So the 24th District in the initial map was 08:16:24
2 a very -- it was a competitive district, but it was 08:16:29
3 a -- it was a slight democrat-leaning district. But 08:16:31
4 I had been -- it was being relayed to me that the 08:16:35
5 negotiations wanted it to be even more of a 08:16:41
6 democrat-leaning district. 08:16:44

7 So in the final map that was produced, that 08:16:45
8 district became much more democrat leaning than it 08:16:49
9 was in the September 9th map. 08:16:53

10 Q. Okay. And the 27th District, what do you 08:16:54
11 recall about that one? 08:16:58

12 A. So, again, that's one that kind of spills 08:16:58
13 over between the early conversations pre-September 08:17:01
14 9th and post September 9th. 08:17:05

15 In the preconversations, that district was 08:17:07
16 made to be a much more -- or a much less 08:17:10
17 republican-leaning district just because we had to 08:17:13
18 -- in order to follow the rules of the constitution 08:17:17
19 and implement this northeast Ohio solution of 08:17:20
20 geography, that district was definitely trending 08:17:24
21 more towards a democrat-leaning district. 08:17:29

22 And then in the September -- the final map, 08:17:34
23 to achieve the requested negotiation of making the 08:17:40
24 24th District overwhelmingly democrat leaning, the 08:17:44
25 27th got marginally more republican leaning in order 08:17:49

1 to achieve the change in Cuyahoga County. 08:17:53

2 Q. Okay. Now, were there any other districts 08:17:59

3 you recall which had been republican leaning in, 08:18:02

4 say, the September 9 map -- and there was 08:18:08

5 conversations about them after September 9 and they 08:18:11

6 say republican leaning when you got to the final 08:18:14

7 map? 08:18:19

8 A. Can you say that again, Mr. Fram? 08:18:19

9 Q. Sure. So you've got a September 9 map, if 08:18:21

10 I got that right. And you knew some of the 08:18:23

11 different partisan leanings of the districts for 08:18:26

12 that -- in that map. 08:18:31

13 Then, if I understand, there were 08:18:34

14 conversations about the leanings between September 9 08:18:36

15 and, say, September 15. 08:18:42

16 And my question is: During those 08:18:46

17 conversations, do you recall any districts which 08:18:48

18 were republican leaning in the September 9 map and 08:18:54

19 in the end stayed republican leaning in the final 08:19:00

20 map? 08:19:05

21 A. Well, there's 99 house districts and 33 08:19:10

22 senate districts. So the ones that I'm describing 08:19:16

23 that were part of the negotiations that were being 08:19:19

24 made to be democrat leaning, the other ones, I -- I 08:19:21

25 think there started to be some consensus on -- or 08:19:26

1 many of them, not all but many -- where the -- the 08:19:29
2 various maps that were being traded back and forth, 08:19:33
3 where some of the September 9th districts that we 08:19:35
4 had put forward, the commission put forward, were 08:19:41
5 incorporated into some of the final maps that the 08:19:45
6 democratic caucus put forward. 08:19:52

7 Q. But I guess my -- okay. My question is: 08:19:53
8 Do you recall any of the districts, on the 08:19:58
9 September 9 map, the republican meeting, that by the 08:20:00
10 time being discussed -- being discussed, that stayed 08:20:05
11 republican leaning in its final map? 08:20:11

12 A. Yeah. I guess I -- I don't -- I just don't 08:20:16
13 understand the question. I mean, ones -- the ones 08:20:18
14 that I discussed, the 24th, the 6th, the 27th, and 08:20:20
15 then a host -- a small handful of them -- or handful 08:20:25
16 of them from the house map as well that you haven't 08:20:29
17 asked about, those were the ones that were the focus 08:20:31
18 of that round of negotiations. 08:20:34

19 Q. Okay. 08:20:37

20 A. So the other ones were largely unchanged. 08:20:37

21 Q. In that run of negotiations, do you recall 08:20:40
22 there being any suggestion by anybody that a 08:20:44
23 republican-leaning district should be made less 08:20:51
24 republican leaning, but in the end, no change was 08:20:54
25 made in the state republican leaning? 08:20:57

1 A. Again, with -- I was not part of the 08:21:01
2 negotiation, so I was hearing these from 08:21:06
3 President Huffman based on what he was hearing. 08:21:09
4 So I'm struggling to think of a district 08:21:13
5 that matches this very specific fact pattern that 08:21:15
6 you're asking about. 08:21:18
7 Q. Did President Huffman ever tell you that 08:21:19
8 the -- a proposal had been made to make a certain 08:21:22
9 republican-leaning district less republican? 08:21:28
10 A. Well, he would -- he would have -- maybe 08:21:31
11 not him personally, but I would have provided a -- 08:21:37
12 been provided a block assignment file of the 08:21:40
13 democrat map. So I could see it. 08:21:43
14 Again, that took time. It sounds very 08:21:47
15 simplistic, but that's how the information was being 08:21:51
16 conveyed, and then also with conversations with him. 08:21:54
17 Q. Okay. Do you recall seeing any -- any 08:21:58
18 districts in the democrat map that would have made a 08:22:03
19 republican-leaning district less republican? Start 08:22:08
20 with that. 08:22:13
21 A. I'm sure there were. I was focused on the 08:22:14
22 ones that I was talking to the president about that 08:22:22
23 we were actively working to try to turn into 08:22:25
24 democrat-leaning maps, to send that proposal back to 08:22:27
25 them so that they could digest it and send a 08:22:31

1 proposal back to us. 08:22:34

2 Q. What I'm trying to find out is whether you 08:22:35
3 considered any democratic proposal to make a 08:22:39
4 district less republican that you did not include in 08:22:42
5 a proposal back to the democrats; you left it alone 08:22:47
6 as republican. 08:22:53

7 A. I cannot recall a specific example of that 08:22:55
8 in the house or senate maps, sitting here. But we 08:22:58
9 were focused on the limited time that we had between 08:23:02
10 September 9th and September 15th on, you know, 08:23:08
11 making the districts to send back a -- to give 08:23:09
12 President Huffman a -- from my standpoint, and I 08:23:13
13 know Blake would have been doing the same thing with 08:23:17
14 Speaker Cupp outside of me -- so that they could 08:23:20
15 send back something to the other members of the 08:23:23
16 redistricting commission for their consideration so 08:23:27
17 they could digest it and send it back. 08:23:29

18 But I don't recall a specific district that 08:23:31
19 meets that fact pattern, sitting here. 08:23:33

20 Q. Putting aside -- thank you. 08:23:35

21 Putting aside your recollection of a 08:23:36
22 specific district, I take it there were democratic 08:23:39
23 proposals to make some of the republican-leaning 08:23:42
24 districts less republican that you did not accept. 08:23:47
25 Is that right? 08:23:50

1 A. The things that I remember about the map 08:23:50
2 were that it paired -- paired republican incumbents 08:23:55
3 together. It seemed to be challenged with the way 08:24:02
4 that they were applying section 5 to their 08:24:06
5 districts. And it also had some negative 08:24:09
6 consequences to some of their own incumbent members 08:24:11
7 that I think were probably unintentional by them. 08:24:15

8 But my focus was on the limited time 08:24:19
9 available on the districts that we've spoke about, 08:24:22
10 and that was turning those handful of house and 08:24:24
11 handful of senate districts from republican-leaning 08:24:27
12 districts to democrat-leaning districts so that we 08:24:31
13 could send that back to them and the negotiations 08:24:35
14 could continue among the redistricting commission 08:24:37
15 members. 08:24:40

16 Q. Is it fair to say that other than the ones 08:24:40
17 that you sent back for negotiation, there were other 08:24:43
18 districts where the democrats had proposed certain 08:24:47
19 republican-leaning districts be made less 08:24:52
20 republican. Is that right? 08:24:55

21 A. I cannot recall those districts by number 08:24:56
22 like I can the five, six, or seven that I 08:25:00
23 articulated earlier by number. 08:25:03

24 Q. I'm not asking --

25 A. Those are the ones I was focused on. I 08:25:06

1 don't know. 08:25:09

2 Q. I'm not asking you to name a list of 08:25:09

3 numbers. I'm just saying -- let me back up a 08:25:11

4 second. 08:25:13

5 You didn't accept the entire democratic 08:25:13

6 proposal, right? 08:25:15

7 A. We -- after -- we picked out districts 08:25:17

8 where we could work on to make them democrat-leaning 08:25:24

9 districts. We incorporated that into the 08:25:27

10 September 9th map and then sent that back as a -- 08:25:30

11 through the proper channels of my president and the 08:25:32

12 speaker the -- that as a proposal. I don't know 08:25:35

13 what more I can tell you on that. 08:25:39

14 Q. Sure. But that list does not include the 08:25:40

15 entire democrat proposal, right? 08:25:43

16 A. Like I said, we looked at their proposal, 08:25:46

17 took the -- the districts that we -- through in 08:25:50

18 talking to my president and the house districts 08:25:55

19 that, you know, I was hearing about from Blake's 08:25:57

20 conversations with the speaker could be incorporated 08:25:59

21 into a proposal from them back. And we were focused 08:26:03

22 on those. 08:26:07

23 Q. Thank you. 08:26:08

24 A. As I said, I did notice that there were 08:26:08

25 some other, I thought, unintentional negative 08:26:12

1 implications to incumbent democrat senators and 08:26:14
2 pairing of additional republican senators above and 08:26:20
3 beyond the five or six republican senators that had 08:26:23
4 been paired in the September 9th map. 08:26:27

5 But those are the things that I remember, 08:26:29
6 not what the rest of the map looked like, other than 08:26:30
7 they were splitting some additional counties that we 08:26:34
8 had figured out a way not to split. 08:26:39

9 Q. Okay. You mentioned your conversations 08:26:41
10 with Senate President Huffman and with Blake on the 08:27:32
11 house side. 08:27:38

12 Did you have any direct conversations with 08:27:41
13 Speaker Cupp yourself during this revision process? 08:27:43

14 A. I can think of one occasion very late in 08:27:49
15 the process, that I can recall sitting here. 08:27:53

16 Q. And what do you recall about that one? 08:27:56

17 A. I recall it being very late. In fact, it 08:27:58
18 might have been the day of September 15th. 08:28:03

19 And I remember that -- my recollection -- 08:28:09
20 my takeaway was that he was still actively engaged 08:28:11
21 in -- President Huffman was still actively engaged 08:28:16
22 in negotiations. And he had a list of a couple 08:28:18
23 things that were still being requested of him by 08:28:24
24 whoever he was negotiating with. 08:28:28

25 And he was asking Blake and I for our 08:28:30

Transcript of Ray DiRossi
Conducted on October 19, 2021

73

1 thoughts on whether or not those could be achieved 08:28:33
2 in the final hours before the map needed to be 08:28:36
3 approved. 08:28:39

4 Q. Do you recall the districts? 08:28:39

5 A. I don't recall the district numbers. I -- 08:28:41
6 I don't recall the district numbers. 08:28:45

7 Q. Do you recall the region of the state? 08:28:47

8 A. I remember in Franklin County, there was a 08:28:50
9 -- there was some request about two of the house 08:28:53
10 districts in Franklin County about trying to change 08:28:55
11 the geography so that the two incumbents would 08:28:59
12 switch districts. I remember that being a 08:29:02
13 significant request where it seemed to be that that 08:29:06
14 was a significant focus of the -- whoever he was 08:29:10
15 negotiating with. 08:29:15

16 Q. Do you recall, was there a conclusion in 08:29:16
17 the conversation as to what to do? 08:29:20

18 A. Was there a conclusion on -- I mean, I 08:29:23
19 think -- I think that the takeaway was, you guys, 08:29:31
20 Blake, Ray, you guys, you know, try to work on that 08:29:35
21 and see if it works. We're going to go and continue 08:29:39
22 having other conversations about trying to get to a 08:29:41
23 ten-year map. 08:29:44

24 Q. Do you recall any sticking points in the 08:29:45
25 negotiations with democrats that you heard about 08:29:50

Transcript of Ray DiRossi
Conducted on October 19, 2021

74

1 from either Senate President Huffman or 08:29:53
2 Speaker Cupp? 08:30:07
3 (Reporter clarification.) 08:30:09
4 A. Not having been -- not having been part of 08:30:10
5 any of those conversations and not knowing what 08:30:13
6 would be a sticking point, I can't answer. 08:30:17
7 Q. Well, do you remember there being -- let me 08:30:19
8 break it down. 08:30:23
9 Did President Huffman ever tell you, the 08:30:25
10 democrats are asking you for a certain change, but I 08:30:27
11 don't think we can do that? 08:30:31
12 A. No, I don't recall that. 08:30:38
13 Q. Do you recall him ever saying, the 08:30:40
14 democrats are asking for a certain change, and 08:30:43
15 you're telling him you don't think you can do that? 08:30:45
16 A. I don't recall -- I don't recall that 08:30:49
17 conversation with President Huffman. 08:30:58
18 Q. Okay. Do you recall him ever saying, the 08:31:00
19 democrats are asking for a certain change, and then 08:31:05
20 you provided election results information to him 08:31:08
21 after he told you about that democrat proposal? 08:31:10
22 A. No. The -- no. I don't recall that. I 08:31:14
23 remember the takeaway being, in his conversations, 08:31:17
24 that they were close and that they wanted to have 08:31:22
25 some additional democrat-leaning districts in the 08:31:25

1 house and the senate map, and they felt they were 08:31:29
2 close. And, you know -- but the time was -- these 08:31:32
3 are conversations that are happening in the final 08:31:36
4 days, and time was running out. 08:31:39

5 Q. You say they were close. 08:31:40

6 Were you ever told why no agreement was 08:31:42
7 reached? Were you ever told? 08:31:45

8 A. I don't recall a specific conversation like 08:31:47
9 that other than that there weren't enough 08:31:53
10 democrat-leaning districts, I guess. 08:31:59

11 Q. Do you have an understanding of how many 08:32:01
12 democratic-leaning districts were being asked for 08:32:06
13 that were not being provided by the republicans? 08:32:08

14 A. Yeah, I get -- I get caught up on this -- I 08:32:13
15 know it's easy to say, well, the computer spits out 08:32:15
16 a number of 48 or 49 or 51, and so it's that. But I 08:32:22
17 mean, it's -- it is so difficult to categorize a 08:32:27
18 district and who is going to win an outcome of an 08:32:30
19 election over the next ten years based on some 08:32:34
20 number on a computer screen that's focused on the 08:32:37
21 last six years of data. 08:32:41

22 But I remember him saying he thought they 08:32:44
23 were close. They were continuing to talk. A lot of 08:32:46
24 conversations were happening. But I don't recall 08:32:49
25 the specific instances of how close they were. I 08:32:52

1 don't recall. 08:32:57

2 Q. Do you recall if they were ten seats apart 08:32:57

3 in the house or five seats apart? Any -- just a 08:33:02

4 ballpark? 08:33:06

5 A. I think it was single digits, but I don't 08:33:06

6 recall the number, sitting here. 08:33:12

7 Q. Okay. And you say everything was an 08:33:13

8 apples-to-apples basis. Understanding there's a 08:33:16

9 question about predicting the future, but apples to 08:33:19

10 apples, people were assessing whether it was 08:33:21

11 democrat or republican-leaning district based upon, 08:33:24

12 like you say, the 2020, 2018, and 2016 data. Is 08:33:27

13 that right? 08:33:31

14 A. That was the assessment, although I always 08:33:31

15 joke that using that methodology, there were seats 08:33:35

16 that would score as republican-leaning districts 08:33:38

17 that democrats occupied, and there were seats that 08:33:42

18 were -- you know, would be called democrat-leaning 08:33:48

19 seats that republicans occupied, and I remember 08:33:49

20 commenting how I thought that was just ironic. 08:33:52

21 Q. Right. Appreciate the irony. It does 08:33:55

22 happen. 08:33:58

23 But the -- in the conversations, the 08:33:59

24 common -- the common data set everyone was looking 08:34:01

25 at was 2016, 2018, and 2018 [sic] elections. That's 08:34:05

1	right?	08:34:10
2	A. From where I was seeing it, yes. When we	08:34:10
3	were getting maps during the negotiations or where	08:34:13
4	maps were being made available to me from the other	08:34:15
5	negotiations, it seemed that '16, '18, and '20 was	08:34:18
6	the -- the scoring that everybody was using.	08:34:22
7	Q. Okay. Did you ever have any communications	08:34:27
8	with Auditor Faber about the districts maps you were	08:34:46
9	drawing?	08:34:50
10	A. Very limited interaction with Auditor	08:34:51
11	Faber, but some.	08:34:56
12	Q. What do you recall about those?	08:34:57
13	A. Did you say interactions, or did I,	08:34:59
14	Mr. Fram?	08:35:06
15	Q. I asked about interactions. You said	08:35:07
16	limited. So I guessed what they were.	08:35:10
17	A. Yeah. There was one instance where I	08:35:13
18	physically met with the auditor before the map was	08:35:15
19	rolled out on September 9.	08:35:23
20	Q. And do you recall how many days before the	08:35:26
21	September 9 interaction?	08:35:29
22	A. Well, two things. I think it was in early	08:35:35
23	September, somewhere around the 3rd or 4th of	08:35:38
24	September. And it -- it wasn't to preview the maps.	08:35:40
25	It was more of just conversation about some of the	08:35:47

Transcript of Ray DiRossi
Conducted on October 19, 2021

78

1	struggles we were having to produce the map, which	08:35:49
2	ultimately was produced on the 9th.	08:35:53
3	Q. Did any questions about election results or	08:35:55
4	apportionment of democrat/republican shares of	08:36:02
5	districts come up in the conversation with Auditor	08:36:06
6	Faber?	08:36:10
7	A. I -- not that I recall.	08:36:10
8	Q. Okay. And so no other -- that was the only	08:36:13
9	interaction you had with Auditor Faber. Is that	08:36:20
10	right?	08:36:23
11	A. That was -- that was the only meeting that	08:36:23
12	I had with him, to my recollection.	08:36:27
13	Q. What about text messages or emails?	08:36:28
14	A. Yeah. I do recall one -- one text message	08:36:32
15	exchange very, very late in the process. Maybe even	08:36:36
16	a couple of days before the September 15th deadline.	08:36:41
17	Q. And what do you recall about that?	08:36:45
18	A. My recollection is that he was just asking	08:36:46
19	for the population of -- the populations of a couple	08:36:51
20	of counties and whether or not a couple of counties	08:36:56
21	in central Ohio could actually be paired together	08:36:59
22	and still meet the constitutional requirements.	08:37:02
23	Q. What about Secretary of State LaRose? Did	08:37:05
24	you ever have any interactions with him?	08:37:09
25	A. Sorry. You crackled for a second --	08:37:11

Transcript of Ray DiRossi
Conducted on October 19, 2021

79

1 Q. Secretary of State LaRose. Secretary of 08:37:13
2 State LaRose, did you have any interactions with 08:37:16
3 him? 08:37:19
4 A. Again, there was one meeting that comes to 08:37:19
5 memory that was probably -- I think one meeting -- 08:37:22
6 one meeting, that I can recall, sitting here. 08:37:29
7 Q. When was that? 08:37:31
8 A. September 7th, 8th. Somewhere in there. 08:37:33
9 Q. And what do you recall about what was said 08:37:40
10 in that meeting? 08:37:43
11 A. I -- I remember the secretary encouraging 08:37:43
12 the president and the speaker to find a consensus 08:37:52
13 ten-year map. He had -- he had some questions about 08:37:57
14 some of the constitutional challenges that I was 08:38:01
15 articulating to him that -- some geography issues 08:38:03
16 and the northeast Ohio issue. 08:38:09
17 Q. Okay. So in that meeting, the secretary 08:38:11
18 was there, President Huffman is there, Speaker Cupp 08:38:13
19 is there, you were there. Anybody else in the room? 08:38:17
20 A. Speaker -- just for -- for being as 08:38:19
21 accurate as I can, the speaker came late. He -- I 08:38:23
22 think he had a -- well, I don't know. He had 08:38:27
23 something else that was happening in the house. He 08:38:29
24 showed up at the very end of the meeting. 08:38:32
25 Q. Okay. And so -- and who else was in the 08:38:37

1 room? 08:38:39

2 A. I remember specifically the president, 08:38:41

3 Secretary LaRose, myself. I -- Speaker Cupp and 08:38:45

4 Blake came, like I said, very late. And there 08:38:53

5 were -- there were two staff for the secretary of 08:38:58

6 state that were present and I -- I can't remember 08:39:00

7 their names right now. 08:39:03

8 Q. Okay. And -- 08:39:04

9 A. That's -- that's everybody I can remember. 08:39:09

10 The chief of staff for the senate, John Barron, was 08:39:13

11 there. 08:39:17

12 Q. Okay. And you say there were some 08:39:17

13 discussion about what it would take to reach an 08:39:20

14 agreement on a ten-year map. Is that right? 08:39:23

15 A. No. I think I said that Secretary LaRose 08:39:26

16 just asked about how are the negotiations going to 08:39:30

17 get to a ten-year map. And I remember the president 08:39:34

18 saying they're ongoing, but, you know, time is -- 08:39:37

19 time is ticking away. And they were still actively 08:39:41

20 negotiating, or having conversations about 08:39:45

21 negotiations. 08:39:47

22 Q. Did they mention any issues in the 08:39:48

23 negotiations? 08:39:53

24 A. Not that I recall, no. Again, at this 08:39:53

25 point, as I had mentioned, Mr. Fram, we had not 08:39:56

1 rolled out our map at the commission hearing. And 08:39:59
2 that's -- that's really when I kind of think things 08:40:03
3 really kind of kicked off. 08:40:05

4 But I'm sure there were plenty of 08:40:06
5 conversations happening beforehand, but I wasn't 08:40:08
6 party to them. 08:40:10

7 Q. So, I'm sorry. Was -- this conversation 08:40:11
8 was before September 9 when the first -- when the -- 08:40:13
9 when your map was rolled out. Is that right? 08:40:15

10 A. Yes. 08:40:17

11 Q. Okay. What about Governor DeWine? Did you 08:40:20
12 have any interactions with him during the map 08:40:26
13 drawing process? 08:40:30

14 A. I remember one in-person meeting with the 08:40:30
15 governor and the lieutenant governor. 08:40:33

16 Q. What do you recall about that meeting? 08:40:35

17 A. I -- I remember, again, the conversations I 08:40:37
18 was articulating to them, the challenges that I was 08:40:42
19 seeing in the map and that Blake was seeing in the 08:40:45
20 house map as well and -- you know, house and senate 08:40:50
21 maps, challenges that we were seeing. 08:40:54

22 Talked a lot about northeast Ohio and the 08:40:57
23 constitutional challenges there to come up with 08:41:01
24 districts that would follow all of the provisions of 08:41:05
25 the constitution. 08:41:08

1 Recall that the lieutenant governor was a 08:41:09
2 member of the apportionment board in the previous 08:41:13
3 decade when nobody could find a constitutional 08:41:16
4 solution in northeast Ohio. 08:41:20

5 And so I think he was very cognizant of 08:41:22
6 that fact. And when I told him that there were 08:41:26
7 significant challenges again in northeast Ohio, 08:41:28
8 there were a lot of conversations about that. 08:41:31

9 And I recall telling him that we were most 08:41:34
10 likely going to roll out a map that would implement 08:41:37
11 the only solution that I could find and that it 08:41:43
12 would -- it would necessitate pairing a number of 08:41:45
13 republican members together. 08:41:49

14 And I remember him saying, very similar to 08:41:50
15 President Huffman, if that's what we have to do to 08:41:52
16 follow the constitution, then that's what we have to 08:41:54
17 do. 08:41:57

18 Q. Okay. 08:41:57

19 MR. FRAM: I'd like to ask the technician 08:42:03
20 to please pull up tab 12. We can mark it as an 08:42:05
21 exhibit. 08:42:15

22 THE REMOTE TECHNICIAN: Would you like me 08:42:18
23 to mark this as Exhibit 1? 08:42:18

24 MR. FRAM: Please. 08:42:21

25 THE REMOTE TECHNICIAN: Stand by. 08:42:22

1	(Exhibit 1 was marked for identification.)	08:42:38
2	MR. FRAM:	08:42:38
3	Q. Mr. DiRossi, is that -- can you see	08:42:40
4	Exhibit 1 up on your screen there?	08:42:42
5	A. I see it, yes.	08:42:44
6	Q. Have you ever seen this document before?	08:42:45
7	A. Yes.	08:42:50
8	Q. Okay. Did you have anything to do with	08:42:50
9	creating this document?	08:42:53
10	A. Yes.	08:42:54
11	Q. Okay. Do you recall about when you created	08:42:55
12	it?	08:42:59
13	A. I don't.	08:43:01
14	Q. Was it in August or September or before?	08:43:03
15	A. I -- I don't recall. I think it probably	08:43:07
16	was earlier. Much earlier than that.	08:43:13
17	Q. Okay. So before -- before August, you	08:43:15
18	think?	08:43:20
19	A. I don't recall specifically, but that's --	08:43:20
20	that sounds about right.	08:43:26
21	Q. Okay. Do you recall if it was, like, back	08:43:26
22	in the spring?	08:43:29
23	A. No. It -- this would have been something	08:43:33
24	that I think I created shortly after the budget was	08:43:35
25	put in place, June 30th.	08:43:38

1 Q. Okay. So -- 08:43:39

2 A. But I can't -- I can't speak specifically 08:43:42

3 to the date. I -- 08:43:44

4 Q. Okay. Do you recall why you put it 08:43:46

5 together? 08:43:48

6 A. I was just -- as I was turning my attention 08:43:48

7 from the state operating budget to the redistricting 08:43:56

8 effort, I was reading the constitution and I was 08:43:59

9 just trying to, for my own benefit, you know, 08:44:03

10 think -- think through what -- what some of the 08:44:07

11 things in the constitution could -- could look like 08:44:10

12 as numbers. 08:44:16

13 Q. All right. And the thing in the 08:44:17

14 constitution, we're talking, of course, about 08:44:19

15 Article XI. Would this be relevant to Article XI in 08:44:22

16 Section 6(B). Is that right? 08:44:29

17 A. I don't know the specific section. 08:44:30

18 Q. Well, you're looking here at statewide 08:44:37

19 elections over the preceding decade or so. Is that 08:44:40

20 right? 08:44:49

21 A. Yes. 08:44:49

22 Q. Okay. So whatever provision in the Ohio 08:44:50

23 Constitution was talking about statewide elections 08:44:53

24 over the past ten years, that would be the one that 08:44:55

25 you had in mind when you put this together. Is that 08:44:58

1 right? 08:45:00

2 A. Well, this was just me putting on paper 08:45:00

3 what I -- what I was seeing in the constitution. 08:45:03

4 Q. Right. But I was just saying -- and I'm 08:45:08

5 trying to get to the part of the constitution this 08:45:09

6 relates to. Did it relate to a part of the 08:45:11

7 constitution that talks about statewide elections 08:45:13

8 over the past ten years? 08:45:16

9 A. Yeah. I mean, it -- it -- I just don't 08:45:17

10 know it by 6(B) or whatever you referenced it as. 08:45:19

11 Q. Sure. And I'm not going to hold you to 08:45:22

12 quoting citations. I just want to know which -- 08:45:26

13 which part of the constitution you were talking 08:45:28

14 about. 08:45:30

15 Let me ask you a question here about this. 08:45:30

16 I notice you've got data filled in for 08:45:34

17 statewide elections for 2020 and 2018 and 2014. And 08:45:37

18 you've got one for -- you've got the presidential 08:45:53

19 2012. 08:45:58

20 But you did not include data -- although 08:45:59

21 you listed it, you did not include data for the 2010 08:46:00

22 election. Do I have that right? 08:46:04

23 A. Correct. 08:46:07

24 Q. Do you recall why you did or didn't include 08:46:07

25 the data for the 2010 elections? 08:46:10

1 A. Well, again, this, you know, is data -- you 08:46:12
2 know, these are just election results from the 08:46:15
3 secretary of state's website. These are just the 08:46:20
4 election results from those particular elections. 08:46:23
5 Q. Right. And you want -- so what you did to 08:46:26
6 create this is you went to the secretary of state 08:46:29
7 website and you filled in the data. Is that right? 08:46:33
8 A. I filled in the election results, yes. 08:46:34
9 Q. Right. Election results. 08:46:36
10 But you did not fill them in for 2010. Is 08:46:38
11 that right? 08:46:42
12 A. It appears not. 08:46:42
13 Q. Do you recall why not? 08:46:43
14 A. I -- I don't recall if I got called away to 08:46:44
15 some other duty or if -- I don't -- I don't recall 08:46:50
16 why. 08:46:52
17 Q. Okay. Did anybody ever tell you which 08:46:52
18 elections you should or should not include in your 08:46:56
19 analysis? 08:46:58
20 A. No. 08:46:59
21 Q. Okay. Did you ever share this document, 08:47:00
22 Exhibit 1, with anybody? 08:47:04
23 A. What do you mean by "share"? 08:47:05
24 Q. Did you ever send a copy to somebody? 08:47:12
25 A. I produced this document, under public 08:47:16

Transcript of Ray DiRossi
Conducted on October 19, 2021

87

1	records request, numerous times. And I also shared	08:47:22
2	it with my attorneys in response to the subpoena for	08:47:25
3	documents.	08:47:30
4	Q. Did you ever give it to any -- did you ever	08:47:30
5	share this document with President Huffman?	08:47:33
6	A. Not that I recall.	08:47:37
7	Q. Did you ever share it with Blake	08:47:39
8	Springhetti?	08:47:48
9	A. Blake Springhetti?	08:47:49
10	Q. Springhetti. I apologize. Springhetti.	08:47:51
11	A. I don't recall if I did or not.	08:47:53
12	Q. Did you ever provide it to any member of	08:47:56
13	the redistricting commission?	08:47:58
14	A. Sorry. I couldn't -- I couldn't -- you	08:47:58
15	broke up.	08:48:01
16	Q. Did you ever provide it to any member of	08:48:01
17	the redistricting commission?	08:48:04
18	A. Not that I can recall. I don't think so.	08:48:05
19	Q. Okay. Did you ever -- other than providing	08:48:08
20	it to your counsel in response to public records	08:48:14
21	requests, did you ever provide a copy of this	08:48:17
22	document to anyone else?	08:48:21
23	A. Not that I can recall sitting here, no.	08:48:25
24	Q. Okay. Did you ever use this document for	08:48:29
25	any purpose, in terms of creating any other	08:48:32

1 document? 08:48:36

2 A. Yeah. This -- so maybe a little 08:48:37

3 explanation. This -- this is a document that I 08:48:40

4 think I created shortly after the budget, as I was 08:48:42

5 starting to look forward, even before census data 08:48:46

6 had been received. 08:48:49

7 Once we got into the process, the value of 08:48:52

8 this document to me was -- was really nothing 08:48:55

9 because this -- this section of the constitution was 08:49:00

10 something that I was not involved in determining, 08:49:02

11 interpreting or doing anything like that with. So 08:49:08

12 this document, while I still had it, was -- was not 08:49:13

13 really of use to me in the process. 08:49:14

14 Q. All right. By the way, the numbers at the 08:49:17

15 bottom of the document in yellow, those are just the 08:49:20

16 averages. Is that right? From all the statewide 08:49:22

17 elections to where it says, "Total votes" at the 08:49:26

18 bottom. Is that right? 08:49:29

19 A. Yeah. There are -- and I think I produced 08:49:30

20 two copies of this document. One that has two -- 08:49:36

21 two highlights at the bottom. 08:49:41

22 So I -- I don't know if you're specifically 08:49:42

23 choosing this one or -- or the other one is -- 08:49:45

24 (Simultaneous colloquy.) 08:49:52

25 Q. You've got one row -- and I'm looking at 08:49:52

1 the stuff in the yellow. One number is raw numbers 08:49:55
2 and the other is percentages. Is that right? 08:49:58
3 A. One row -- 08:50:01
4 Q. It says, "Total Votes," very bottom. 08:50:02
5 A. Oh, yeah. Okay. 08:50:05
6 Q. Do you see that? 08:50:08
7 A. Hold on one second. 08:50:10
8 (Brief pause.) 08:50:18
9 A. Do I have the -- do I have the ability to 08:50:18
10 zoom in on this at all? 08:50:19
11 Q. Do you have trouble seeing it? You can 08:50:21
12 make it bigger there. 08:50:22
13 A. Thank you. 08:50:22
14 Q. There you go. 08:50:23
15 A. I appreciate that. 08:50:24
16 Okay. Go ahead. I'm sorry. 08:50:27
17 Q. So you've got one row is total votes. 08:50:27
18 Do you see that row? 08:50:31
19 A. I do see that row. 08:50:31
20 Q. And that just totals up all the elections 08:50:33
21 you have data for above. Is that right? 08:50:37
22 A. It should, yes. 08:50:40
23 Q. And the percentage are under that. Okay. 08:50:41
24 And you calculated those percentage using 08:50:44
25 Excel or a calculator or something? 08:50:46

Transcript of Ray DiRossi
Conducted on October 19, 2021

90

1 A. You know, this looks like a Word document, 08:50:49
2 not an Excel sheet, so I probably would have done 08:50:52
3 those on a separate calculator. So hopefully, 08:50:55
4 they're accurate. 08:50:58
5 Q. Okay. So you calculated that the 08:50:58
6 democratic percentages for those elections was 08:51:01
7 45.9 percent. Is that right? 08:51:07
8 A. 45.9? 08:51:08
9 Q. That's correct. 08:51:14
10 A. Did you say -- oh, 45.9. I thought you 08:51:16
11 said 54.92. Sorry. 08:51:19
12 Q. 45 -- 08:51:21
13 A. I see that number. 08:51:22
14 Q. 45.9. That's right? 08:51:23
15 A. That's the number on the page, yes. 08:51:25
16 Q. And republicans 54.1. Is that right? 08:51:28
17 A. I see that as well. 08:51:32
18 Q. And you calculated those percentages? 08:51:33
19 A. Yes, I would have done that 08:51:35
20 hand-calculation if this is not a spreadsheet. 08:51:40
21 Q. Okay. Okay. All right. Well, thank you 08:51:43
22 for that. 08:51:48
23 Do you have -- so did you ever update this 08:51:53
24 spreadsheet after you first calculated it, or you 08:51:55
25 just did it once and that was it? 08:51:58

1 A. I think at some point in the second one -- 08:52:00
2 sorry. I keep trying to scroll it. 08:52:04
3 Can you scroll up to the top of the 08:52:06
4 document, whoever is in control of documents? Thank 08:52:09
5 you, to whoever that is. 08:52:12
6 Yeah, there's a second version of this that 08:52:15
7 I'm pretty sure was produced. 08:52:17
8 Q. Do you recall when that was? 08:52:19
9 A. It was produced a couple weeks ago. 08:52:21
10 Q. Do you recall when you created the second 08:52:27
11 version? 08:52:29
12 A. Oh, sorry. I do not. No. The second 08:52:32
13 version is just highlighting the second column in 08:52:37
14 green and yellow, as the first column is. So it 08:52:40
15 probably was done shortly thereafter the first one. 08:52:45
16 Q. Did you share the second document with 08:52:48
17 anybody? 08:52:50
18 A. No, not to my recollection. 08:52:51
19 Q. Okay. Do you recall why you created the 08:52:55
20 second document? 08:52:57
21 A. I'm sorry. You were crackly. 08:52:59
22 Q. Did you recall why you created the second 08:53:01
23 document? 08:53:05
24 A. Well, the second -- the second document is 08:53:05
25 the first document, just with shadings of additional 08:53:12

1 cells or -- or columns and rows. 08:53:15

2 Q. But the -- the numbers didn't change. Is 08:53:17

3 that right? 08:53:20

4 A. I don't believe so, no. 08:53:20

5 Q. Okay. 08:53:23

6 A. I did it because I was bored after the 08:53:26

7 budget because we had no census data and there was 08:53:28

8 nothing to do to get ready. And so I was just kind 08:53:31

9 of trying to preoccupy my time. 08:53:36

10 Q. Okay. Now, if I've got it right, you've 08:53:38

11 got 16 elections for which you provided data. Is 08:53:42

12 that right? You can count them up if you want. 08:53:48

13 A. Again, you keep saying "data." It's just 08:53:51

14 the election results from the races. 08:53:53

15 Q. Fair. Let me restate the question. 08:53:56

16 You had 16 elections for which you provide 08:53:58

17 election results. Is that right? 08:54:01

18 A. It appears to be, yes, 16. 08:54:02

19 Q. If I'm reading this right, you've got the 08:54:04

20 democrats won three of them. Is that right? 08:54:08

21 A. That's what it shows. 08:54:11

22 Q. And the republicans won 13 of them. Is 08:54:12

23 that right? 08:54:15

24 A. Yes. 08:54:15

25 Q. And the percentage, therefore, the 08:54:16

1 republicans won was 81 percent of the elections, if 08:54:19
2 you just add up winners and losers of the elections. 08:54:26
3 Is that right? 08:54:29
4 A. That's 3/16ths, yes. 08:54:30
5 Q. Did you create -- other than this document 08:54:33
6 and the subsequent version with the shading, did you 08:54:51
7 create any other spreadsheets, Word documents, 08:54:53
8 tables adding up the democrat and republican results 08:54:58
9 in statewide election over the past ten years? 08:55:03
10 A. Not that I recall. 08:55:05
11 MR. FRAM: Phil, we've been going a couple 08:55:24
12 of hours now. We can -- I forget how you all -- are 08:55:26
13 doing breaks or not, if you're charging the breaks 08:55:31
14 against the time, what is the overall time for the 08:55:33
15 day, if I recall correctly, just not the time limits 08:55:36
16 that are -- 08:55:37
17 Do you want to take a break now? Is it an 08:55:37
18 okay time to do it? Or do you want to not take it? 08:55:40
19 It's up to the witness and up to you all. 08:55:43
20 MR. STRACH: I don't think we want to take 08:55:46
21 a lunch break until closer to 1:00 or so. And if 08:55:50
22 you want to take a short five-minute break now, 08:55:55
23 that's fine. But, you know, with the understanding 08:55:58
24 being that, you know, we stop today at 5:30. 08:56:01
25 MR. FRAM: Right. That's fine. 08:56:04

Transcript of Ray DiRossi
Conducted on October 19, 2021

94

1	Why don't we take a five-minute now. It	08:56:06
2	might -- I don't know if that edges us a little bit	08:56:11
3	past 1:00. It's already noon, I guess, your time.	08:56:14
4	MR. STRACH: Right.	08:56:17
5	MR. FRAM: If you've got a hard stop at	08:56:18
6	1:00, I guess that would be worth knowing. If	08:56:20
7	there's any flexibility on that, if we take a little	08:56:23
8	break now and then do a little lunch break. I think	08:56:26
9	you said, what, 30 minutes on lunch?	08:56:34
10	MR. STRACH: We're flexible on the 1:00	08:56:34
11	o'clock. It doesn't have to be right at 1:00.	08:56:36
12	MR. FRAM: I appreciate that.	08:56:37
13	Let's take a five-minute now and then come	08:56:38
14	on back.	08:56:42
15	THE VIDEOGRAPHER: Please stand by.	08:56:44
16	The time is 8:56 a.m. We're going off the	08:56:46
17	record.	08:56:50
18	(Break taken.)	09:12:57
19	THE VIDEOGRAPHER: The time is now	09:16:37
20	9:16 a.m. We are now back on the record.	09:16:39
21	MR. FRAM:	09:16:41
22	Q. Why don't we put up on the screen tab 16,	09:16:44
23	the commission 8(C)(2) statement.	09:16:55
24	THE REMOTE TECHNICIAN: Stand by.	09:17:01
25	(Brief pause.)	09:17:37

Transcript of Ray DiRossi
Conducted on October 19, 2021

95

1	MR. FRAM:	09:17:37
2	Q. Mr. DiRossi, can you see that document --	09:17:39
3	MR. FRAM: I guess we'll mark that as	09:17:41
4	Exhibit 2.	09:17:43
5	(Exhibit 2 was marked for identification.)	
6	THE WITNESS: Yes.	09:17:49
7	MR. FRAM:	09:17:49
8	Q. Have you ever seen it before?	09:17:49
9	A. Is it just this one page, or is it --	09:17:53
10	Q. Let's go all the way down to the bottom. I	09:18:01
11	think it may go right over the top of the second	09:18:04
12	page --	09:18:07
13	A. Okay. Thank you.	09:18:07
14	Q. -- is what I printed out.	09:18:09
15	A. Okay. Thank you. Yes.	09:18:13
16	Q. So you have seen it before.	09:18:14
17	Do you recall when you first saw this	09:18:17
18	document?	09:18:21
19	A. Probably September 17th after the vote.	09:18:22
20	Q. After the vote.	09:18:30
21	You didn't see it before the vote?	09:18:31
22	A. I don't believe I ever saw it before the	09:18:32
23	vote.	09:18:34
24	Q. Did you ever have discussions about the	09:18:35
25	document before the vote?	09:18:40

Transcript of Ray DiRossi
Conducted on October 19, 2021

96

1 A. The only discussion I remember about this 09:18:46
2 was that it was not something that I was -- needed 09:18:48
3 to worry about. It wasn't my job to do it. And it 09:18:50
4 was being done by the commission. 09:18:56

5 Q. And do you recall who you had a 09:18:57
6 conversation with? 09:19:00

7 A. I don't recall how that was -- I don't 09:19:01
8 recall the specific of who said that. I just 09:19:05
9 remember asking if something needed to be done and 09:19:07
10 was told that the commission was taking care of it. 09:19:11

11 Q. Okay. Do you recall providing -- were you 09:19:13
12 asked to provide any figures that could be used for 09:19:18
13 this document? 09:19:25

14 A. I do not recall that, no. 09:19:26

15 Q. Do you recall ever being asked to provide 09:19:27
16 for a calculation of the percentage of statewide 09:19:31
17 elections won by republicans? 09:19:35

18 A. I don't, no. 09:19:37

19 Q. Okay. Do you recall -- looking at the 09:19:40
20 document, you'll see there's a reference to 09:19:45
21 republican candidates having a statewide share of 09:19:49
22 54 percent. 09:19:57

23 Do you see that? 09:19:57

24 A. Is that at the -- are you referring to the 09:20:00
25 bottom of what's on the screen, the very bottom 09:20:02

1 line? 09:20:06

2 Q. That's right. 09:20:06

3 A. I see it in the document. 09:20:08

4 Q. Right. Do you recall -- we just saw back 09:20:10

5 on Exhibit 1, you had a calculation of that -- of 09:20:14

6 the voters favoring statewide republican candidates. 09:20:22

7 Do you recall that? 09:20:27

8 A. I do. 09:20:27

9 Q. And why don't you take a look at Exhibit 1, 09:20:27

10 if you'd like, to see the percentage. That was the 09:20:34

11 one shaded in yellow, I believe, that you had it at 09:20:36

12 50 -- I think it was 54.1 percent. 09:20:38

13 Do you recall that? 09:20:42

14 A. I don't recall the numbers from the first 09:20:42

15 exhibit specifically. 09:20:46

16 MR. FRAM: Why don't we take a look at it, 09:20:48

17 Exhibit 1, please. Go down to the bottom to the 09:20:51

18 yellow shaded material. 09:20:56

19 Q. Do you see there, 54.1 percent? 09:20:58

20 A. I see that, but again, recall there's a 09:21:01

21 second document of this where the shaded are 54.92 09:21:05

22 and 45.08. 09:21:10

23 Q. Okay. So you have two different 09:21:13

24 calculations, one at 54 -- one about 54 and one 09:21:16

25 about 55 percent. Is that right? 09:21:20

1	A. Correct.	09:21:22
2	Q. Okay. And do you recall why you had a	09:21:23
3	difference in the two calculations?	09:21:31
4	A. Why is there a difference? Is that the	09:21:33
5	question?	09:21:35
6	Q. You said it differently. One was about	09:21:35
7	54.1, and the other one was about 54.9.	09:21:38
8	Do you recall how -- what drove the	09:21:43
9	difference?	09:21:44
10	A. Math.	09:21:45
11	Q. Was there --	09:21:47
12	A. Yeah. One is a percentage of votes, and	09:21:48
13	the other is a percentage of percentages.	09:21:51
14	Q. Percentage of percentages.	09:21:53
15	So -- but the percentage of vote was	09:21:57
16	54.1 percent. Is that right?	09:22:00
17	A. The first column is 54.1. 45.9 was my	09:22:02
18	hand-calculation, I believe, yes.	09:22:11
19	Q. Okay. So just looking at that column for a	09:22:13
20	minute, comparing that --	09:22:19
21	MR. FRAM: We can go back to Exhibit 2.	09:22:20
22	Okay. So we've got there -- pick up Exhibit 2,	09:22:22
23	please. Put it on the screen.	09:22:29
24	Q. Now, you see there is statewide republican	09:22:31
25	candidates proportion of the voters is 54 percent.	09:22:35

1 Do you see that there? 09:22:41

2 A. I see that, the last line of the screen, 09:22:42
3 yes. 09:22:45

4 Q. Do you know who made that calculation, if 09:22:45
5 it wasn't you? 09:22:48

6 A. I don't. 09:22:49

7 Q. And so -- and you never -- did you ever 09:22:50
8 provide your 54 percent calculation to anybody, in 09:22:57
9 conversation or otherwise? 09:23:02

10 A. Not that I recall. 09:23:03

11 Q. Okay. 09:23:04

12 (Brief pause.)

13 MR. FRAM: Going down a little further in 09:23:19
14 the document if you could, please, Exhibit 1. I'm 09:23:21
15 sorry. Exhibit 2. I apologize. Exhibit 2. 09:23:30
16 Further down. 09:23:32

17 Q. The -- you see where it says that the 09:23:46
18 commission adopt -- "the commission adopted the 09:23:49
19 final general assembly district plan, which contains
20 85 districts (64.4 percent) favoring republican 09:23:56
21 candidates." 09:24:02

22 Do you see that? 09:24:03

23 A. Sorry. Can you say what numbers you were 09:24:14
24 speaking about again. 85 -- 09:24:16

25 Q. It says -- yeah. It says, "the commission 09:24:19

1 adopted the final general assembly district plan, 09:24:23
2 which contains 85 districts (64.4 percent) favoring 09:24:27
3 republican candidates and 47 districts (35.6 09:24:34
4 percent) favoring democratic candidates out of a 09:24:39
5 total of 132 districts." 09:24:43
6 Do you see that? 09:24:46
7 A. I'm sorry. Did you say, do I see that? 09:24:47
8 Q. My question is simply, do you see it? 09:24:54
9 A. Yes. I'm sorry. You cut out for a very 09:24:58
10 quick second. 09:25:01
11 Q. No problem. You do see it. Okay. 09:25:02
12 A. I do see it. 09:25:04
13 Q. My question is, did you ever provide 09:25:05
14 that -- did you ever do a calculation of the 09:25:06
15 percentage of districts favoring republican 09:25:09
16 candidates in the final plan? 09:25:14
17 A. Probably as the negotiations were going 09:25:16
18 back and forth, there was some calculations like 09:25:22
19 that. 09:25:26
20 Q. Did you ever communicate your calculations 09:25:26
21 to anyone? 09:25:31
22 A. I don't recall specifically, but if I did, 09:25:31
23 it would have been to Senator Huffman. 09:25:37
24 Q. Okay. And did you ever communicate to 09:25:39
25 Senator Huffman the percentage of the -- let me back 09:25:46

1 up. Let me rephrase. 09:25:54

2 Did you ever communicate to Senator Huffman 09:25:55

3 the proportion of voters favoring statewide 09:25:57

4 republican candidates over the previous ten years? 09:26:01

5 A. During the negotiations that he was engaged 09:26:04

6 in, I'm sure there were a lot of information that 09:26:11

7 were -- was shared. I don't recall a specific 09:26:14

8 instance where that was asked, though. 09:26:18

9 Q. Whether it was asked or not, do you recall 09:26:20

10 ever providing that information? 09:26:23

11 A. Well, if it was asked, I would have 09:26:23

12 provided it, but I don't recall the asking or the 09:26:28

13 providing of it. 09:26:31

14 Q. Okay. So you had -- you had calculated the 09:26:32

15 republican percentage of elections that were won and 09:26:38

16 81 percent previously in Exhibit 1. Isn't that 09:26:44

17 right? 09:26:48

18 A. Well, I mean, the previous -- can you say 09:26:48

19 that again. Did you say 81 percent -- 09:26:58

20 (Simultaneous colloquy.) 09:27:00

21 Q. You had calculated that 13 out of 16 09:27:00

22 elections were won by republicans. Is that right? 09:27:03

23 A. Well, I listed 16 races, and I noted that 09:27:06

24 13 had been won by republicans to help, you know, do 09:27:10

25 the calculations. 09:27:14

Transcript of Ray DiRossi
Conducted on October 19, 2021

102

1 Q. And you would agree with me that 13 of 16 09:27:15
2 is 81 percent. Is that right? 09:27:17
3 A. That's what the math says, yes. 09:27:19
4 Q. And did you ever convey to anybody that 09:27:21
5 fact that the republicans had won 13 out of 16 09:27:25
6 elections or 81 percent in the last ten-year 09:27:30
7 statewide elections? 09:27:33
8 A. I remember -- no. I remember hearing that 09:27:35
9 from President Huffman, I think, at the hearing -- 09:27:37
10 one of the hearings I was watching. 09:27:41
11 Q. Okay. Did you ever hear about that number 09:27:43
12 from anybody else other than President Huffman? 09:27:47
13 A. Yeah. I -- I don't recall a specific 09:27:50
14 conversation of that. Again, this whole area, even 09:27:56
15 though I put that document together after the 09:28:01
16 budget, was something that was not in my purview and 09:28:03
17 not in my to-do area. And so I did not focus on 09:28:06
18 that a lot, this -- this document. I'm not even 09:28:11
19 sure I produced this document. 09:28:16
20 Q. Okay. And did you ever talk to anybody 09:28:18
21 about the republican statewide vote share being 09:28:24
22 54 percent of the elections over the past ten years? 09:28:28
23 A. 54 -- I -- I do recall some conversations 09:28:40
24 about the information that we received -- not to 09:28:48
25 backtrack and rehash, but the information that we 09:28:53

1 received, the geography that the senate democratic 09:28:57
2 caucus provided. I remember the '16, '18, and '20 09:29:03
3 calculation, talking about what that would look 09:29:09
4 like -- look like on a statewide basis. But I can't 09:29:11
5 recall if it's 54 or some variation of that. 09:29:13

6 Q. You see in the next sentence, it says, "The 09:29:19
7 commission obtained publicly available geographic 09:29:24
8 data for statewide partisan elections in 2016, 2018, 09:29:27
9 and 2020." 09:29:31

10 Do you see that? 09:29:34

11 A. I do see that, yeah. 09:29:35

12 Q. Do you recall talking to anybody about how 09:29:37
13 the publicly available geographic data for statewide 09:29:40
14 partisan elections was limited to the election of 09:29:49
15 2016, 2018, and 2020? 09:29:53

16 A. I remember conversations -- being told that 09:29:56
17 the conversations with the senate democrats were 09:30:03
18 fruitful and that there was going to be some type of 09:30:07
19 geographic data that was going to be provided for 09:30:10
20 '16 and '18, because I think we already had '20. I 09:30:14
21 do -- I do recall that. 09:30:23

22 Q. And who told you that? 09:30:24

23 A. I think that was the chief of staff of the 09:30:25
24 senate who had -- who had mentioned that in passing 09:30:28
25 when I asked about how it was going. 09:30:30

1 Q. To determine -- let me ask you the next 09:30:33
2 question, another sentence. 09:30:47
3 It says -- looking at that sentence, it 09:30:48
4 says, "the commission adopted the final general 09:30:51
5 assembly district plan, which contains 85 districts 09:30:54
6 (64.4 percent) favoring republican candidates." 09:30:59
7 Do you see that? 09:31:06
8 A. No, I don't. Where -- I'm looking. Where 09:31:07
9 -- 09:31:10
10 Q. "The commission adopted the final general 09:31:11
11 assembly district plan..." 09:31:15
12 A. Yeah. Please -- yeah. Okay. Now I see 09:31:17
13 it. Thank you for paginating. Yes. 09:31:21
14 Q. Okay. There you got it. 09:31:24
15 Now, my question is, did you ever 09:31:25
16 communicate to anybody that the final plan adopted 09:31:29
17 by the commission had 85 districts, 64.4 percent, 09:31:35
18 favoring republicans? 09:31:45
19 A. I don't -- I don't recall that specific 09:31:47
20 conversation, but it's possible. It would -- it 09:31:57
21 would have needed to originate from, I assume, a 09:32:00
22 computer. 09:32:03
23 Q. Right. It would have been information you 09:32:03
24 would have had on Maptitude. Isn't that right? 09:32:05
25 A. Possibly. I don't recall that specific 09:32:08

1 conversation happening. But -- 09:32:11

2 Q. Right. But putting aside a conversation 09:32:13

3 happening, you would have had that information on 09:32:15

4 Maptitude. Is that right? 09:32:17

5 A. Let me -- let me read it and make sure. 09:32:18

6 Yeah, using the '16 and '18 and '20 09:32:38

7 geography and the '16 and '18 and '20 results, yes, 09:32:41

8 that would have been available on the computer. 09:32:45

9 Q. Right. So in other words, you had the 09:32:47

10 information for each district, whether it favored 09:32:48

11 republicans or democrats, on your computer, right? 09:32:51

12 A. Well, with the caveats of, you know, what 09:32:54

13 variations of a number actually favor a candidate, 09:32:58

14 yeah. There was -- what numbers were 09:33:01

15 republican-leaning and which were democrat-leaning, 09:33:04

16 yes. 09:33:07

17 Q. Right. And so to come up with an overall 09:33:07

18 map solution, you would take -- you would put all 09:33:11

19 the district, and then you'd add them up, right? 09:33:14

20 A. Yes. 09:33:19

21 Q. And you had that information on Maptitude, 09:33:20

22 and Blake had that information on Maptitude, right? 09:33:27

23 A. Yes. 09:33:31

24 Q. Did anybody else have that information, to 09:33:34

25 your knowledge? 09:33:39

1 A. Well, I can't speak for everybody else. 09:33:39
2 But whoever had the final map, the block assignment 09:33:44
3 file, and whoever had this publicly available data 09:33:46
4 could have recreated it. 09:33:50
5 Q. Right. But in terms of people who actually 09:33:51
6 had it from Maptitude, it would be you and Blake. 09:33:55
7 Is that right? 09:33:58
8 A. Well, I mean, anybody who had Maptitude and 09:33:58
9 had the current data and had the publicly available 09:34:04
10 geography and the block assignment files of the 09:34:08
11 adopted map would have had this. 09:34:11
12 Q. Okay. Now, in terms of who had Maptitude, 09:34:12
13 you had two -- I believe you got two licenses from 09:34:15
14 Maptitude. Isn't that right? 09:34:18
15 A. That is true. 09:34:19
16 Q. And you used one of them. Is that right? 09:34:20
17 A. Correct. 09:34:24
18 Q. And who used the second one? 09:34:25
19 A. Blake did. 09:34:28
20 Q. Okay. So it's just the two -- as far as 09:34:29
21 you know, two people have licenses from Maptitude. 09:34:31
22 Isn't that right? 09:34:34
23 A. Between Blake and I, I'm aware of two 09:34:35
24 people that have licenses from Maptitude, but I know 09:34:40
25 the Senate democrats, I think, were using Maptitude, 09:34:43

Transcript of Ray DiRossi
Conducted on October 19, 2021

107

1 and plenty of other people were probably using 09:34:47
2 Maptitude. 09:34:49
3 Q. Right. But on the republican side, people 09:34:49
4 involved in drawing the maps was just you and Mr. -- 09:34:53
5 and Blake. Isn't that right? 09:34:55
6 A. His name is Blake, yes. 09:34:56
7 Q. Okay. All right. But you do -- do you 09:34:59
8 have any recollection of providing the 09:35:05
9 64.4 percent -- 09:35:08
10 (Reporter clarification.) 09:35:21
11 Q. Did you provide a 64.4 percent calculation 09:35:21
12 of the districts favoring republicans -- did you 09:35:25
13 provide that to anyone at any time? 09:35:29
14 A. I don't recall that specific conversation. 09:35:33
15 I don't recall that. 09:35:38
16 Q. Do you recall providing any calculation of 09:35:39
17 the total number of districts favoring republicans 09:35:43
18 to anyone at any time? 09:35:46
19 A. Yeah, I think -- as I said before, during 09:35:48
20 the negotiations, I think that was something that 09:35:53
21 the democrat members were asking for more districts 09:35:59
22 to be more democrat leaning. And so I'm sure I was 09:36:03
23 asked where the maps and the proposals were from 09:36:09
24 them and us. 09:36:14
25 Q. And who would have asked you? 09:36:14

Transcript of Ray DiRossi
Conducted on October 19, 2021

108

1 A. Well, my -- my principal contact was 09:36:16
2 President Huffman. 09:36:19

3 Q. Okay. And did you provide 09:36:20
4 President Huffman with the calculation of the total 09:36:23
5 number of districts favoring republicans in the map? 09:36:28

6 A. During the negotiations, it would seem very 09:36:32
7 likely. On the final one, I can't recall that 09:36:35
8 specific conversation. 09:36:39

9 Q. You said -- in terms of other elections, 09:36:39
10 2012 and 2014, I believe you said the data came from 09:37:12
11 Mr. Benson. Is that right? 09:37:16

12 A. Well, again, the election results were 09:37:18
13 available either through the CURD or through the 09:37:23
14 secretary of state's office. The geography is what 09:37:27
15 was very sought after, and that was the point of a 09:37:34
16 lot of focus. And then marrying the two in a way 09:37:38
17 that could be used in Maptitude. 09:37:43

18 Q. And that information -- the geography and 09:37:46
19 then marrying the geography election results for -- 09:37:49
20 (Internet connection interrupted.)

21 THE WITNESS: You're a little crackly, but 09:38:03
22 I -- I -- can you just repeat that instead of me 09:38:07
23 guessing what you said? I'm sorry.

24 MR. FRAM: Let me try it again. Hold on a 09:38:10
25 second. Let me try something. No. I think that's 09:38:11

1 right. 09:38:26

2 Q. The -- so Mr. Benson provided you with 09:38:26

3 information that would marry the geography with the 09:38:28

4 election results. Is that right? 09:38:32

5 A. Once the geography was provided from Dave's 09:38:37

6 Redistricting to the Senate democrats to the 09:38:42

7 republican chiefs of staff, that was then given, I 09:38:46

8 assume, to our data consultant so that he could then 09:38:51

9 marry that with the other publicly available 09:38:55

10 election results. 09:39:01

11 So if I just restated what you asked, 09:39:02

12 apologies, but that's -- 09:39:04

13 Q. That -- that was helpful. 09:39:05

14 And then he provided that back to you, that 09:39:06

15 combination of the information? 09:39:09

16 A. Yes, that's how I -- that's how I would 09:39:11

17 have got it. 09:39:18

18 Q. Okay. Who suggested to you to work with 09:39:21

19 Mr. Benson? 09:39:23

20 MR. STRACH: Objection. Compound. 09:39:25

21 Rob, that would be privileged. I'm going 09:39:28

22 to ask him not to answer that. 09:39:30

23 MR. FRAM: Okay. 09:39:33

24 Q. Do you recall when you started 09:39:34

25 communicating with Mr. Benson? 09:39:35

Transcript of Ray DiRossi
Conducted on October 19, 2021

110

1 A. I -- I don't recall. I mean, I don't 09:39:37
2 recall when I started. 09:39:46
3 Q. Would it have been in August? 09:39:48
4 A. It very well could have been because that's 09:39:54
5 when the census data finally arrived, in mid-August. 09:39:56
6 Q. Okay. I noticed when you calculated the -- 09:40:00
7 when you calculated the statewide election results, 09:40:29
8 you included 2012 and 2014. But that -- as you say, 09:40:35
9 you didn't have the common data set with everybody 09:40:41
10 for the individual districts except for 2016, '18, 09:40:47
11 and '20, if I've got that right. Is that right? 09:40:51
12 A. Close. Somewhat. 09:40:54
13 Q. Please clarify. 09:40:59
14 A. Well, it has nothing to do with the 09:41:01
15 districts that were being drawn by anybody in the 09:41:04
16 state of Ohio, the redistricting commission or 09:41:06
17 anybody else. It had to do with the geography and 09:41:10
18 the election results and the geography that existed 09:41:14
19 at the time those elections happened. 09:41:17
20 Q. Right. And -- but you said in two 09:41:19
21 different sets of data -- two different data sets, 09:41:22
22 depending on the question. If the question was, was 09:41:25
23 the statewide election results, if you looked all 09:41:29
24 the way back, including 2012 and 2014. But if you 09:41:32
25 looked at particular geographies, you were only 09:41:36

Transcript of Ray DiRossi
Conducted on October 19, 2021

111

1 going to look at 2016, '18, and '20. Is that right? 09:41:38

2 A. Those were the ones that everybody seemed 09:41:41

3 to be coalescing around. The further back we went, 09:41:45

4 the further unreliable the data seemed to -- seemed 09:41:49

5 to get. 09:41:51

6 Q. Did you have any conversations with anybody 09:41:52

7 about the fact that you had these two different 09:41:54

8 data -- two different sets of elections you were 09:41:56

9 looking at, two different questions? 09:41:59

10 A. Did I have conversations with anybody? 09:42:03

11 Q. Anybody. 09:42:05

12 A. I'm sure Blake and I would have talked 09:42:06

13 about it. 09:42:09

14 Q. What do you recall those conversations? 09:42:10

15 A. I laugh because it probably would have been 09:42:15

16 like, "What's going on with the data?" It would 09:42:18

17 have been something along those lines. 09:42:23

18 Because, again, that was -- that was all 09:42:27

19 happening outside of us. We were just the end 09:42:28

20 recipients of what was being obtained through 09:42:31

21 publicly available things. And that -- you know, it 09:42:38

22 wasn't anything that we were doing. 09:42:40

23 Q. What -- do you recall him commenting in any 09:42:41

24 way about what was going on with the data? 09:42:46

25 A. I -- I remember telling him had that -- 09:42:48

1 that it was a very messy thing this time through and 09:42:50
2 that the data issues were major stumbling blocks 09:42:54
3 this time, unlike previous times. Which is obvious 09:42:57
4 since, you know, it came so late. It was 09:43:02
5 exacerbating everything. 09:43:05
6 MR. FRAM: I'd like to ask the technician 09:43:26
7 to please put up on the screen tab 21, which is 09:43:28
8 titled, "A Description of the Final General Assembly 09:43:35
9 District Plan As Adopted By the Ohio Redistricting
10 Commission." 09:43:49
11 THE REMOTE TECHNICIAN: Would you like to 09:43:49
12 mark this as Exhibit 3? 09:43:50
13 MR. FRAM: Yes, please. 09:43:52
14 (Exhibit 3 was marked for identification.) 09:44:11
15 Q. Mr. DiRossi, can you see that up on your 09:44:11
16 screen? 09:44:14
17 A. I see the cover page. 09:44:14
18 Q. Yeah, it's the first page. Bates Number 09:44:17
19 SOS_001461, the cover page. 09:44:20
20 You might want to -- I want to -- just to 09:44:26
21 ask you about -- more about the document, first few 09:44:30
22 pages of the document. 09:44:34
23 Why don't we scroll through the first three 09:44:35
24 pages, if we could, just to make sure you've seen 09:44:37
25 this before. 09:44:40

1 (Simultaneous colloquy.)

2 MR. FRAM: Actually, the first five pages. 09:44:45

3 There you go. Let's stop right there and 09:44:57

4 take a look if you could, please. 09:45:00

5 And why don't we go to the next one. 09:45:01

6 (Brief pause.) 09:45:04

7 Q. Do you see that? Okay. I just want to 09:45:04

8 ask -- you can -- you can go up through the rest if 09:45:07

9 you'd like. But do you recall seeing this document 09:45:11

10 before? 09:45:12

11 A. Yes. It looks familiar. 09:45:13

12 Q. Okay. And is this, in fact, the final 09:45:15

13 adopted map for the general assembly? 09:45:18

14 A. Yes. 09:45:26

15 Q. Okay. 09:45:26

16 A. So I'm looking at the senate map right now. 09:45:28

17 Q. Senate -- 09:45:31

18 MR. FRAM: We can look up at the -- go to 09:45:32

19 the top of that document for a second there if we 09:45:33

20 could, please, the very top of that page. Top of 09:45:36

21 that page, please. 09:45:39

22 This is the adopted senate seats, senate 09:45:43

23 districts. 09:45:47

24 And then if you go to the previous 09:45:47

25 document -- previous page, which says, "Adopted 09:45:49

1 house districts." Do you see that? 09:45:52

2 A. I do. 09:45:53

3 Q. All right. And so what I would like to do 09:45:54

4 is show you some -- we've created sort of a blowup 09:46:05

5 of certain portions of the same document just for 09:46:08

6 viewing purposes so it's easier to see. Because 09:46:11

7 some of these districts are small on the page. So 09:46:14

8 I'm going to show you if we could put up tab 25, 09:46:17

9 please. Hamilton County House District. 09:46:21

10 This will be Exhibit 4, I guess. 09:46:32

11 (Exhibit 4 was marked for identification.) 09:46:59

12 Q. Mr. DiRossi, do you see that Exhibit 4, the 09:46:59

13 Hamilton County area districts? Do you see that? 09:47:04

14 A. I do. 09:47:06

15 Q. Okay. Now, Hamilton County had seven whole 09:47:09

16 house districts. Is that right? 09:47:14

17 A. That sounds right, yes. 09:47:15

18 Q. Those would be Districts 24 through 30. Is 09:47:17

19 that right? 09:47:22

20 A. Yes, seven. 09:47:22

21 Q. Yeah. Okay. Now, I just -- starting in 09:47:26

22 some of the districts -- District 24, do you see 09:47:31

23 that down there, sort of the middle of the -- of 09:47:36

24 the -- of the document? 09:47:40

25 A. I do. 09:47:40

Transcript of Ray DiRossi
Conducted on October 19, 2021

115

1 Q. District 24, that -- that district tends to 09:47:41
2 favor democratic candidates, right? 09:47:47
3 A. It would be helpful if I had access to 09:47:50
4 my -- to my computer to know that, but... 09:47:54
5 Q. Well, 24 is -- Cincinnati is 24. Isn't 09:48:01
6 that right? 09:48:05
7 A. If you -- yeah. I don't know if you could 09:48:05
8 scroll ahead. In this same document, there is a 09:48:08
9 description of District 24. It would help me -- 09:48:10
10 Q. Sure.
11 A. -- understand the geography if it's -- 09:48:15
12 Q. There definitely is. 09:48:16
13 MR. FRAM: If we go to Bates Number 09:48:18
14 SOS_001466, please. 09:48:23
15 THE REMOTE TECHNICIAN: Is that a page 09:48:44
16 number or a tab? 09:48:45
17 MR. FRAM: Sure. It's a Bates number. 09:48:46
18 It's a Bates number. That's the Bates number.
19 Bates Number is SOS_001466. 09:48:48
20 THE REMOTE TECHNICIAN: Give me one moment, 09:48:51
21 please. 09:48:53
22 MR. FRAM: Sure. 09:48:53
23 (Brief pause.) 09:49:11
24 MR. FRAM: We're going to look for District 09:49:11
25 24. 09:49:15

1 THE REMOTE TECHNICIAN: All right. 09:49:15
2 MR. FRAM: It's down a little ways. 09:49:17
3 (Brief pause.) 09:49:41
4 MR. FRAM: 09:49:41
5 Q. Now, you see where -- there you go. 09:49:42
6 District 24. Do you see that, Mr. DiRossi? 09:49:44
7 A. I do. Thank you. 09:49:47
8 Q. Do you see "Hamilton County (part)," and it 09:49:47
9 says, "Cincinnati (part)"? Do you see that? 09:49:52
10 A. I do. 09:49:55
11 Q. Okay. Does it refresh your recollection 09:49:55
12 that District 24 includes Cincinnati? 09:49:57
13 A. Yes. 09:50:00
14 Q. Okay. Does it refresh your recollection 09:50:00
15 that District 24 is a democratic-leaning district? 09:50:02
16 A. Well, I would say based on the '16, '18, 09:50:07
17 and '20 geography, that's -- that's how it would 09:50:11
18 score, yes. 09:50:13
19 Q. Okay. All right. 09:50:13
20 A. Whether it is or not, I'll leave that to 09:50:14
21 somebody else. 09:50:16
22 Q. Okay. Fair enough. Let's -- in answer to 09:50:17
23 my question in terms of how it scores under those 09:50:19
24 elections, thank you for clarifying that. 09:50:22
25 If we can go back up to the -- if we can go 09:50:24

1 back and take a look at tab 25 for a minute. 09:50:32
2 Exhibit -- I guess Exhibit 4, is it? The -- that 09:50:37
3 blowup. Just -- there you go. 09:50:40
4 If we go to District 25, do you have a 09:50:44
5 recollection of the depth of the partisan leaning 09:50:47
6 for those -- for that district under the 2016, '18, 09:50:51
7 and '20 scoring? 09:50:56
8 A. I mean, I would guess that it is similar, 09:50:57
9 but I -- but I -- I can't say for sure. But my 09:51:03
10 guess is it's similar to the 24th. 09:51:07
11 Q. And you know for sure you'd have to check 09:51:08
12 your -- your -- your Maptitude files. Isn't that 09:51:11
13 right? 09:51:13
14 A. Yes. 09:51:13
15 Q. Okay. And same thing about District 26, 09:51:14
16 also leans democrat under that scoring? 09:51:24
17 A. I can't say for sure, but I would -- I 09:51:27
18 would think it would score along those lines. 09:51:32
19 Q. Okay. And District 30 also? 09:51:35
20 A. I -- 09:51:40
21 (Simultaneous colloquy.) 09:51:47
22 Q. Would it lean republican? 09:51:47
23 (Reporter clarification.) 09:52:00
24 A. I would -- I guess I would think so, but 09:52:00
25 I -- I would obviously, again, check to -- to verify 09:52:02

1 before definitively saying. 09:52:05

2 Q. Okay. And so looking at these districts 09:52:06

3 here, is it your sense that Districts 27, 29, and 30 09:52:11

4 would lean republican? I'll say it again. 27, 29, 09:52:17

5 and 30. 09:52:21

6 A. I -- I would check. I don't -- I -- I 09:52:23

7 would grant 29 and 30, but I don't know about 27. 09:52:29

8 And -- yeah. I'd have to check. 09:52:33

9 Q. Okay. When you say "check," you mean check 09:52:42

10 in with -- check on Maptitude? 09:52:45

11 A. Yes. 09:52:47

12 Q. Okay. 09:52:48

13 MR. FRAM: Counsel, if I could just ask. 09:52:55

14 Are those -- the Maptitude files the witness keeps 09:52:57

15 referring to, have they been produced in this -- in 09:53:00

16 response to our document request? 09:53:03

17 MR. STRACH: Yeah. We -- we -- Rob, we -- 09:53:04

18 I can't remember which files we produced, but we 09:53:07

19 saved them in our interrogatory answers that we 09:53:10

20 produced. 09:53:13

21 Exported Maptitude -- Maptitude files for 09:53:15

22 at least the enacted plan, maybe the September 9th 09:53:16

23 plan, too, from both Ray and Blake. 09:53:20

24 MR. FRAM: Okay. And did those -- but did 09:53:27

25 they say for the -- for the enacted plan, did they 09:53:29

Transcript of Ray DiRossi
Conducted on October 19, 2021

119

1 include the information that appeared once it was 09:53:32
2 described as in the display windows? 09:53:35
3 MR. STRACH: It's whatever comes in a 09:53:39
4 Maptitude file. I really have no idea, Rob. 09:53:41
5 MR. FRAM: Okay. Okay. Okay. I 09:53:44
6 appreciate that. 09:53:45
7 Q. Now, we discussed what your general 09:53:51
8 understanding was with the partisan leaning of these 09:53:53
9 districts in Hamilton County. 09:53:55
10 Did you ever discuss the partisan leanings 09:53:58
11 of the districts in Hamilton County with anyone at 09:54:01
12 any time? 09:54:05
13 MR. STRACH: Rob, if you could clarify for 09:54:05
14 the house or for the senate. 09:54:07
15 MR. FRAM: We're talking -- we're -- right. 09:54:08
16 Thank you. 09:54:09
17 Q. We're talking about the house districts 09:54:10
18 here is what we're talking about. Did you ever talk 09:54:12
19 with -- with anybody at any time? 09:54:14
20 A. Blake and I work side by side on -- on all 09:54:16
21 projects. So I -- I would imagine Blake and I would 09:54:22
22 have discussed that at some point. 09:54:24
23 Q. Okay. Did you talk with anybody else other 09:54:26
24 than Blake? 09:54:28
25 A. Not -- not that I specifically recall. 09:54:29

Transcript of Ray DiRossi
Conducted on October 19, 2021

120

1 Q. Okay. Did you communicate with him in any 09:54:35
2 way -- well, let me back up. 09:54:41
3 Do you recall Speaker Huffman ever coming 09:54:42
4 and looking at the districts in Hamilton County with 09:54:45
5 you on your computer screen and looking at that 09:54:49
6 display window? 09:54:52
7 A. When you -- can you clarify? You said 09:54:54
8 "Speaker Huffman" again. Did you mean -- 09:54:57
9 (Simultaneous colloquy.) 09:54:59
10 Q. I apologize. 09:54:59
11 A. No problem. 09:55:01
12 (Simultaneous colloquy.) 09:55:02
13 Q. I keep making that mistake. President 09:55:02
14 Huffman. 09:55:04
15 Did he ever come over and look at your 09:55:07
16 computer screen and the display window as regards to 09:55:10
17 any of the districts in Hamilton County? 09:55:12
18 A. Not that I recall. Not the house 09:55:14
19 districts, nor the senate districts, that I recall. 09:55:20
20 Q. Do you recall anybody coming over, other 09:55:24
21 than you, Mr. Springhetti, looking at the house 09:55:26
22 districts in Hamilton County on the computer screen? 09:55:32
23 A. Can you say that again, Mr. Fram. 09:55:37
24 Q. Do you recall anybody coming on over and 09:55:43
25 looking at your computer screen -- looking at the 09:55:44

1 house districts in Hamilton County? 09:55:48

2 A. With me -- I don't recall that. I would 09:55:55

3 have at some point shown President Huffman the 09:56:00

4 senate districts in Hamilton County, but they were 09:56:06

5 pretty straightforward. And so I don't think we 09:56:08

6 would have spent a lot of time looking at the senate 09:56:11

7 districts in Hamilton County. There was a little 09:56:14

8 issue in Butler and Warren, but not Hamilton. 09:56:15

9 Q. What was the issue in Butler and Warren? 09:56:20

10 A. So the population ratios, as they changed 09:56:24

11 with the updated census data -- I don't know if you 09:56:28

12 can picture the Butler County and Warren County 09:56:31

13 house and senate districts from the previous decade 09:56:36

14 in your head, but there is one wholly contained 09:56:40

15 house district in Warren County, and then there is 09:56:43

16 another house district that takes the northern two 09:56:46

17 wards roughly of Middleton in Butler County to form 09:56:50

18 the required construction of house and then senate 09:56:55

19 districts. 09:56:57

20 And with the new census data, that 09:56:57

21 obviously I said we got very late, the ratios of 09:57:00

22 Warren County changed from being roughly 09:57:05

23 1.97 percent of the house ratio to 2.03 percent. 09:57:09

24 And so that pairing was not constitutional 09:57:13

25 anymore. And it caused the districts down there in 09:57:15

Transcript of Ray DiRossi
Conducted on October 19, 2021

122

1 southwest Ohio, specifically Butler and Warren 09:57:19
2 counties, to be drawn into dif- -- different way 09:57:24
3 with Preble County and Butler County being the ones 09:57:27
4 that were joined in the house and senate districts. 09:57:35
5 So that was that issue. We focused on that 09:57:37
6 because it was a seemingly small change in numbers, 09:57:39
7 but it had a big impact on the map. And that's one 09:57:43
8 of the things that I was focused on. 09:57:46
9 MR. FRAM: Got it. Let me ask you a 09:57:48
10 question about a different county and ask you a 09:57:52
11 question about -- let's see here -- Montgomery 09:57:57
12 County. 09:58:06
13 If we could put tab 26 up and mark that as 09:58:06
14 Exhibit 5, I guess. 09:58:12
15 (Exhibit 5 was marked for identification.) 09:58:39
16 Q. Do you see that, Exhibit 5 up on the screen 09:58:39
17 that shows the districts in and around Montgomery 09:58:42
18 County? Do you see that? 09:58:48
19 A. I see an image of house districts in 09:58:48
20 Montgomery County. It doesn't say Exhibit 5, but 09:58:52
21 I'll take your word for it. 09:58:54
22 MR. FRAM: Right. If we can make sure that 09:58:56
23 gets marked as -- 09:58:57
24 THE WITNESS: Oh, there you go. Thank you. 09:58:59
25 MR. FRAM: Thank you. All right. 09:59:00

1 Q. Now, Montgomery County itself -- I take it 09:59:12
2 there are four house districts that are in 09:59:17
3 Montgomery County, and then there's one district 09:59:19
4 that overlaps into the neighboring counties, I guess 09:59:21
5 that is Preble and Butler. Is that right? 09:59:25
6 A. Yes, in a house map, correct. 09:59:28
7 Q. House map. Okay. 09:59:30
8 So the house districts are -- what is it -- 09:59:31
9 35, 36, 37, 38 -- is that right -- are in -- are in 09:59:37
10 Montgomery County, and then 39 is sort of the 09:59:45
11 crossover that goes over into Preble and Butler. Is 09:59:47
12 that right? 09:59:52
13 A. Yes. 09:59:52
14 Q. And just going through the districts a 09:59:53
15 little bit at a time. The -- looking at 38, is that 09:59:58
16 a democrat-leaning county under the 2016, 2018, and 10:00:06
17 2020 election data? 10:00:11
18 A. Again, I'd want to verify that, but I would 10:00:13
19 think so, yes. 10:00:18
20 Q. Right. And why would you think that? 10:00:21
21 A. I remember looking at that district later 10:00:24
22 in the negotiations when District 36 was made from 10:00:30
23 being a republican-leaning district to a 10:00:36
24 democrat-leaning district and -- during those 10:00:39
25 negotiations. And so I remember looking at 38 as 10:00:42

1 well. 10:00:44

2 Q. Okay. And District 35, we'll take a look 10:00:45

3 at that. District 35, I take it that's a 10:00:52

4 republican-leaning district, isn't it? 10:01:00

5 A. Again, same provisions, I'd want to check. 10:01:02

6 But since we took a lot of time and effort to unify 10:01:06

7 Dayton mostly into two house districts and unify 10:01:12

8 Dayton mostly in one senate district and make that 10:01:16

9 Dayton district the district that stayed inside 10:01:20

10 Montgomery County were wholly contained, as I call 10:01:24

11 it, I would think that 35, when I checked, would be 10:01:27

12 a very marginal republican-leaning district. 10:01:33

13 Q. What about 37? Which way would that lean? 10:01:38

14 A. Again, same caveats. I would check. But I 10:01:43

15 would think that after we took steps to make 36 a 10:01:47

16 strong republican-leaning district to a 10:01:52

17 democrat-leaning district, I would think 37 would be 10:01:55

18 a republican-leaning district. 10:01:59

19 Q. Okay. What about 39? 10:02:00

20 A. Again, with every district, same things. 10:02:03

21 I'd want to check to verify. I think -- having 10:02:10

22 worked and spent a lot of time in Montgomery County 10:02:13

23 because that was a point of negotiations, that was a 10:02:17

24 point of a lot of public testimony at the regional 10:02:19

25 hearings and the redistricting committee hearings, I 10:02:22

1 know that area pretty well, and I think that would 10:02:26
2 generally be a republican-leaning district. 10:02:29

3 Q. Okay. Now, did you have any -- you said it 10:02:35
4 was a point of conversation and negotiations. 10:02:37

5 What do you recall about those 10:02:40
6 conversations? 10:02:43

7 A. I remember the president saying to me that 10:02:44
8 the 6th Senate District, which is the senate 10:02:46
9 district that is comprised of three of the house 10:02:50
10 districts you had me looking at, we needed to make 10:02:52
11 that a democrat-leaning district. And so that's 10:02:55
12 what I recall about Montgomery County. 10:03:00

13 Also, as I said before, making sure that 10:03:02
14 Dayton was in the senate district that remained in 10:03:05
15 Montgomery County or wholly contained. That was 10:03:09
16 something I was being told was a point of 10:03:12
17 discussion, a point of contention at the negotiating 10:03:16
18 table, if there ever was a negotiating table, per 10:03:19
19 se. 10:03:22

20 Also, the fact that Dayton should be in -- 10:03:22
21 try to be in as few house districts and as few 10:03:25
22 senate districts as possible was also a point of 10:03:29
23 request from the democrat members of the 10:03:31
24 redistricting commission. 10:03:35

25 Q. Did you ever have a conversation with 10:03:36

1 anybody about any of these districts, that they 10:03:41
2 should stay republican leaning? 10:03:45
3 A. Can you say that again? I'm sorry. During 10:03:48
4 the negotiations -- 10:03:53
5 Q. At any time, did you have a conversation 10:03:53
6 with anybody that any of these districts should stay 10:03:56
7 in republican land? 10:04:00
8 A. Well, I -- I am sure and it's very possible 10:04:05
9 that I spoke to Senator Antani, who obviously would 10:04:07
10 not have been a fan of his district being made from 10:04:13
11 a republican-leaning district to a democrat-leaning 10:04:16
12 district. So it's very possible, in fact, probably 10:04:20
13 probable that I would have had a conversation with 10:04:23
14 him at some point about why he did not like that. 10:04:25
15 Q. Did you have a conversation with anybody 10:04:28
16 about a district that remained republican and that 10:04:30
17 should remain republican? 10:04:33
18 A. I don't think I follow. 10:04:34
19 Q. You said you had a conversation with 10:04:39
20 Senator Antani about taking a republican-leaning 10:04:42
21 district and making it democratic. Now I'm asking 10:04:46
22 it the other way around. 10:04:48
23 Did you have a conversation with anybody 10:04:51
24 about a district that was republican leaning and 10:04:52
25 conversation it should remain republican leaning, 10:04:56

Transcript of Ray DiRossi
Conducted on October 19, 2021

127

1 and then it did remain republican leaning? 10:04:58

2 A. I don't recall -- you mean with the office 10:05:01

3 holder of the district in question or -- 10:05:07

4 (Simultaneous colloquy.) 10:05:10

5 Q. No. No. With anybody. 10:05:10

6 A. And you are specifically asking about 10:05:12

7 Montgomery County? 10:05:18

8 Q. Any districts in Montgomery County. 10:05:18

9 A. Any districts. Thank you for the 10:05:21

10 clarification. 10:05:23

11 I'm trying to remember. I mean, I only 10:05:24

12 have one senator that represents the wholly 10:05:26

13 contained district in Montgomery County. 10:05:30

14 Q. We've got the house districts up here on 10:05:36

15 the map. 10:05:39

16 A. Understood. 10:05:40

17 Q. Did you ever have any conversations with 10:05:40

18 anybody about any of the house districts remaining 10:05:42

19 republican? 10:05:46

20 A. It's possible in the September 9th map, 10:05:46

21 because obviously, in the September 9th map, those 10:05:55

22 negotiations hadn't happened yet. And so the 10:05:59

23 changes I just described happened afterwards. So 10:06:04

24 none that I can recall -- that I can articulate here 10:06:09

25 for you today. 10:06:12

1 Q. Okay. Putting aside Montgomery County. 10:06:13
2 Just statewide, did you have a conversation with 10:06:17
3 anybody -- anybody at any time about 10:06:19
4 republican-leaning districts that were republican 10:06:25
5 leaning and they thought that they should stay 10:06:27
6 republican leaning? 10:06:30
7 A. Well, I already mentioned I'm sure that -- 10:06:31
8 it's very possible, if not probable, that I talked 10:06:40
9 to Senator Antani about the very fact pattern you 10:06:44
10 just asked about. Of course, we didn't do that, to 10:06:50
11 which I'm sure he's very upset. 10:06:52
12 No additional ones that I can think of or 10:06:55
13 articulate for you right now. 10:07:01
14 Q. I'm not talking about conversations 10:07:02
15 necessarily with the office holder, okay. Just 10:07:03
16 about with anybody saying, we got a certain district 10:07:07
17 that's republican leaning, let's keep it that way? 10:07:10
18 A. Yeah. I -- well, like I said, I talked to 10:07:15
19 Blake daily, and we would have talked about 10:07:22
20 districts in Montgomery County, house districts and 10:07:24
21 senate districts. But that's kind of going the 10:07:28
22 other way. That was when we were being instructed 10:07:30
23 to make them democrat leaning. So beyond that, I 10:07:32
24 don't think I have a -- I can articulate a specific 10:07:38
25 conversation for you. 10:07:40

1 Q. So let's -- let me see if I understand 10:07:40
2 correctly.

3 On the September 9 map, you had budget 10:07:44
4 districts which were republican leaning. Later, 10:07:48
5 there were -- and then there were negotiations about 10:07:50
6 suggestion making some of them democrat leaning. 10:07:55

7 Do I have that right? 10:08:00

8 A. I wasn't part of those negotiations, but it 10:08:00
9 was relayed to me that in Montgomery County, there 10:08:04
10 was specific things that -- again, I say the 10:08:07
11 democratic caucuses, but I understood it to be the
12 senate democrats were the ones negotiating. But I 10:08:10
13 -- 10:08:14

14 Those negotiations were being relayed to me 10:08:14
15 from President Huffman that we needed to make the 10:08:17
16 6th Senate District a democrat-leaning district and 10:08:22
17 the 36th House District a democrat-leaning district. 10:08:25
18 But that would have come to me through Blake, I 10:08:31
19 assume, from the speaker. 10:08:33

20 Q. Okay. But just so I understand, there were 10:08:34
21 a couple -- a couple of districts were identified 10:08:36
22 for possible change, but the others were not. Is 10:08:38
23 that right? There's not all the districts that were 10:08:43
24 identified for a change? 10:08:45

25 A. I -- in the Senate, it's a lot easier 10:08:46

1 because there's only two, right? And the democrats 10:08:49
2 -- the senate democrats were asking that the 10:08:52
3 district that was wholly contained to be inside -- 10:08:56
4 include Dayton. The democrats were asking that 10:09:00
5 Dayton be in a district that was wholly contained in 10:09:03
6 Montgomery County. So there was only the 5th and 10:09:07
7 6th Senate District. 10:09:11

8 On the house side, there's obviously -- as 10:09:12
9 you said, there's four and a half districts in 10:09:17
10 Montgomery County. I -- I -- I'm pretty sure, from 10:09:19
11 talking to Blake, that 36 was identified. If we 10:09:21
12 could have made multiple ones, I'm sure that would 10:09:23
13 have been something we would have worked on, but I 10:09:28
14 don't think that we thought that was possible. 10:09:31

15 Q. So you did it for -- one of them was you 10:09:32
16 tried to shift it over to the democrat leaning, but 10:09:35
17 you did not make a similar change, if I understand 10:09:37
18 correctly, for the others. Is that right? 10:09:40

19 A. Well, it's not that we tried on the 36th 10:09:42
20 District. I'm pretty sure we tried and succeeded. 10:09:46

21 And, again, that was just to have something 10:09:49
22 so that the principals, my principal, President 10:09:50
23 Huffman, could back to -- I keep saying negotiate 10:09:54
24 table, but the negotiations -- and have -- continue 10:09:58
25 to have more conversations. 10:10:01

1 And, you know, then we could see another 10:10:02
2 proposal from the other side. 10:10:05

3 Q. But you did it for 36, I take it. You 10:10:06
4 tried -- as you said, tried and succeeded. But you 10:10:10
5 did not either try or succeed for the other 10:10:13
6 districts. Isn't that right? 10:10:16

7 A. Well, we tried and succeeded in the 36 in 10:10:17
8 the house. We tried and succeeded for the 6th in 10:10:20
9 the senate. And for Montgomery County changes, 10:10:24
10 those were that round of changes that we sent back 10:10:26
11 -- well, I shouldn't say we sent back -- that we 10:10:30
12 then gave to our principals and that they could go 10:10:31
13 back and have conversations about. 10:10:35

14 So there were two districts where we 10:10:36
15 succeeded. 10:10:38

16 Q. Right. And so there was neither an attempt 10:10:39
17 or a success in changing the partisan leaning of 10:10:42
18 Districts 35, 38, 37, or 39 in the house. Isn't 10:10:47
19 that right? 10:10:53

20 A. No. I mean, look, there's only so many 10:10:53
21 people in Montgomery County and they vote how they 10:10:59
22 vote. That's -- you know, that's up to them. And 10:11:02
23 when you score them, it's going to be whatever the 10:11:04
24 scoring is going to be. 10:11:07

25 In order to turn the 36th District from a 10:11:09

1 strong republican-leaning district to a 10:11:12
2 democrat-leaning district required geography changes 10:11:15
3 and the displacement of a number of 10:11:19
4 republican-leaning voters. Those voters had to go 10:11:23
5 into some districts. 10:11:26

6 So in that first attempt, one in the house, 10:11:28
7 one in the senate, we were successful in moving 10:11:30
8 those to the democrat-leaning column. 10:11:33

9 But as a by-product of that, surrounding 10:11:35
10 districts, you know, probably were going the other 10:11:38
11 way. 10:11:41

12 So, yes, we were successful in those two in 10:11:43
13 that round. Happy to do other rounds as other 10:11:47
14 rounds came back. But those were the ones that we 10:11:49
15 were tasked with looking at in -- in 10:11:52
16 Montgomery County. 10:11:54

17 (Reporter admonition.) 10:12:09

18 Q. I appreciate that. That's -- that's 10:12:09
19 helpful. We're well past the 1:00 o'clock time. I 10:12:14
20 know Phil said he could flex a little on it, but I 10:12:22
21 don't want to abuse the courtesy. 10:12:25

22 Do you want to -- Phil, do you want to take 10:12:27
23 your half hour now? 10:12:27

24 MR. STRACH: Yeah, let's -- let's do that 10:12:28
25 and come back at 1:45. 10:12:30

Transcript of Ray DiRossi
Conducted on October 19, 2021

133

1 MR. FRAM: See you then. 10:12:32

2 THE VIDEOGRAPHER: Time is 10:12 a.m. We 10:12:34

3 are going off the record. 10:12:36

4 We are off the record. 10:12:38

5 (Lunch break taken.)

6 THE VIDEOGRAPHER: The time is 10:47 a.m. 10:47:10

7 We're now back on the record. 10:47:12

8 MR. FRAM: Yeah. It's 10:47 Pacific time, 10:47:19

9 I guess. 10:47:21

10 Technician, if you could please put up tab 10:47:27

11 15 up on the screen. 10:47:30

12 THE REMOTE TECHNICIAN: Stand by. 10:47:35

13 MR. FRAM: Just for the record, this is 10:47:37

14 going to be a transcript of the September 9 hearing. 10:47:38

15 THE REMOTE TECHNICIAN: Would you like to 10:47:57

16 mark this as Exhibit 6? 10:47:58

17 (Brief pause.) 10:48:01

18 THE REMOTE TECHNICIAN: Counsel, would you 10:48:01

19 like to mark this as Exhibit 6? 10:48:02

20 MR. FRAM: Yes, please. 10:48:04

21 (Exhibit 6 was marked for identification.) 10:48:21

22 MR. FRAM: Okay. If we could please turn 10:48:21

23 to -- let's see -- the fourth page. Let's come down 10:48:22

24 to the fifth page, the bottom of the page where it 10:48:36

25 says, "State Senator Vernon Sykes at [00:19:42]." 10:48:38

Transcript of Ray DiRossi
Conducted on October 19, 2021

134

1 (Brief pause.) 10:49:05

2 MR. FRAM: Let's see. You may have gone 10:49:05

3 past it, please. There you go. 10:49:07

4 Q. Do you see that? Okay. Mr. DiRossi, do 10:49:11

5 you see Exhibit 6 up on your screen? 10:49:15

6 A. Yes. 10:49:18

7 Q. Okay. And you recall on the September 9 10:49:20

8 hearing you made a presentation regarding the 10:49:23

9 proposed map at the time. Do you recall that? 10:49:26

10 A. I do remember testifying, yes. 10:49:29

11 Q. And following that, do you recall 10:49:32

12 Senator Sykes asked you a question? 10:49:37

13 And I'm just focusing in on, this is a 10:49:38

14 question he asked right after your -- after your -- 10:49:41

15 after our presentation. Do you see that question? 10:49:44

16 He's putting -- that's on the -- for the record, 10:49:48

17 it's on the -- I believe it's on the fifth and the 10:49:53

18 sixth page. 10:49:56

19 The question is on the fifth page and then 10:49:57

20 your answer -- goes over to the fifth page and your 10:49:59

21 answer is on the sixth page. 10:50:04

22 A. Okay. 10:50:10

23 Q. Okay. And do you see here where he thanked 10:50:11

24 you for your presentation, and then he asks -- he 10:50:17

25 says, "I like to know," and you didn't mention this 10:50:20

1 in your presentation, how you satisfy the new 10:50:26
2 requirement in Section 6(B) of the Constitution that 10:50:30
3 deals with the statewide proportion of districts 10:50:34
4 whose voters based on statewide and federal partisan 10:50:37
5 general election results during the past ten years 10:50:43
6 favor each political party shall correspond closely 10:50:47
7 to the statewide preferences of voters of Ohio." 10:50:52

8 Do you see that? 10:50:59

9 A. I see the text, yes. 10:50:59

10 Q. And then he asks further down in -- when 10:51:01
11 he's asking his question, "And so I'm just wondering 10:51:04
12 how you address this issue." 10:51:08

13 Do you see that? 10:51:11

14 A. Okay. At the very end of it, yes, I see 10:51:14
15 it. 10:51:18

16 Q. And then you see your answer that follows 10:51:18
17 then at 00:21:35? And where you say, at the end of 10:51:22
18 your answer, "That analysis is ongoing, it's not 10:51:28
19 complete as of today, and it is ongoing." 10:51:31

20 Do you see that? 10:51:36

21 A. I do. 10:51:37

22 Q. Okay. What were you doing as part of that 10:51:39
23 ongoing analysis? 10:51:41

24 A. Well, as I mentioned in our earlier 10:51:45
25 conversations, the -- getting the data, getting the 10:51:48

1 election results, getting the geography put together 10:51:54
2 in a computer that was in a useful, meaningful, 10:51:59
3 useful way for us was very challenging. It -- well, 10:52:03
4 I'll speak for myself. It was extremely challenging 10:52:06
5 and time consuming and frustrating. 10:52:10

6 So at this point when I'm testifying, we 10:52:12
7 were still trying to get that data, get it into the 10:52:17
8 computers. It may have been in the computers, but 10:52:20
9 maybe not fully functional. And so that's what I 10:52:22
10 was trying to articulate in my answer, that our 10:52:25
11 analysis was not complete and that it was still 10:52:28
12 ongoing. 10:52:31

13 Q. Okay. And at some point, did you complete 10:52:32
14 your analysis? 10:52:35

15 A. You know, it was a -- it was an evolving -- 10:52:35
16 an evolving process getting that data, making it 10:52:48
17 functional, finding new problems with it and getting 10:52:52
18 that corrected and making it work. 10:52:55

19 After the September 9th -- I'm sorry. I 10:52:59
20 just have a bunch of messages from people on the 10:53:03
21 thing popping up on my screen. 10:53:06

22 MR. FRAM: Okay. Can we please, people, 10:53:08
23 maybe don't give the witness messages in the middle 10:53:10
24 of his testimony? 10:53:12

25 THE WITNESS: It looks like they were chat 10:53:17

Transcript of Ray DiRossi
Conducted on October 19, 2021

137

1 messages to some chat group. 10:53:19

2 MR. FRAM: Okay.

3 THE WITNESS: Can you -- can we back up? 10:53:22

4 Can you restate the question -- 10:53:23

5 (Simultaneous colloquy.) 07:29:00

6 MR. FRAM:

7 Q. You said the analysis was ongoing. You 10:53:25

8 explained some of the challenges. And my question 10:53:28

9 to you is, did you ever complete the analysis? 10:53:30

10 A. Yeah, okay. Thank you for that reminder. 10:53:33

11 So as I mentioned I think earlier in our 10:53:35

12 conversations, the -- I don't want to say the world 10:53:38

13 changed. But after we presented that map on 10:53:42

14 September 9th is when all of these negotiations 10:53:45

15 seemed to, in my opinion, start. And things were 10:53:48

16 happening and evolving very fast. 10:53:51

17 And so I don't know if we ever completed 10:53:53

18 the analysis. But, you know, we maybe moved on to 10:53:56

19 new analyses that were -- analyses that were being 10:53:59

20 done to help -- help the negotiations progress. 10:54:06

21 Q. Do you know if anyone ever completed an 10:54:09

22 analysis to determine compliance with Section 6(B) 10:54:12

23 of the constitution, Article XI? 10:54:18

24 MR. STRACH: Objection. Objection. Go 10:54:21

25 ahead. 10:54:24

Transcript of Ray DiRossi
Conducted on October 19, 2021

138

1 THE WITNESS: Well, I can't speak for 10:54:24
2 everyone. I -- I mean, I -- like I said, I think we 10:54:25
3 talked about length I -- you know, as the 10:54:30
4 negotiations went on, there was a lot of 10:54:32
5 conversations and training of block assignment 10:54:35
6 files, i.e. maps, trying to get at a ten-year plan 10:54:38
7 that a majority of the redistricting commission 10:54:42
8 could support. And that quickly became the focus in 10:54:46
9 those last six days, five-and-a-half days. 10:54:49

10 MR. FRAM: 10:54:52

11 Q. Okay. Again -- so my question to you, 10:54:54
12 again, is, I take it you never completed the 10:54:56
13 analysis. Is that right? 10:55:01

14 A. Yeah. I -- I guess what I'm referring to 10:55:03
15 is the election data that I'm referring to here on 10:55:11
16 September 9th was evolving. And so it would -- that 10:55:14
17 was a different set of data after we got more 10:55:21
18 geography from publicly available sources or were 10:55:24
19 able to get it into the computers and make it work. 10:55:28

20 So the -- any analysis that I would have 10:55:31
21 done would have been then directed -- my efforts 10:55:35
22 were directed to support President Huffman in his 10:55:37
23 negotiations to try to get to a ten-year map. 10:55:41

24 Q. Okay. Did you ever complete an analysis to 10:55:44
25 determine whether or not the map complied with 10:55:48

1 Section B -- sorry -- Section 6(B) of Article XI, as 10:55:56
2 asked in Senator Sykes' question? 10:56:04
3 MR. STRACH: Objection. 10:56:08
4 Go ahead. 10:56:09
5 THE WITNESS: I was focused on providing a 10:56:10
6 map that followed all of the requirements of the 10:56:19
7 constitution dealing with the construction of senate 10:56:22
8 districts and house districts, making sure that we 10:56:26
9 didn't make any dumb or sloppy mistakes and 10:56:29
10 providing that information as timely as I could to 10:56:33
11 President Huffman so that he could carry on the 10:56:36
12 negotiations for a ten-year map. 10:56:39
13 Inherent in that would have been any -- any 10:56:43
14 information about, as we've talked about the 10:56:46
15 republican or democrat leaning of districts. 10:56:50
16 If you -- if that's an analysis, then, I 10:56:53
17 guess that your answer. And if that's not an 10:56:56
18 analysis, I guess that's my best answer. 10:56:58
19 MR. FRAM: 10:57:00
20 Q. I guess my question is: If that was your 10:57:01
21 analysis, did you ever complete it? 10:57:04
22 MR. STRACH: Objection. 10:57:07
23 MR. FRAM: 10:57:08
24 Q. If it's ongoing. I'm trying to understand 10:57:09
25 if you ever -- if it ever got completed? 10:57:11

Transcript of Ray DiRossi
Conducted on October 19, 2021

140

1 A. I did not produce any type of report or 10:57:14
2 analysis that way. I guess what I'm trying to 10:57:18
3 convey to you is that we were focused on the 10:57:21
4 negotiations at hand that were evolving minute to 10:57:24
5 minute, hour to hour, day to day in the short time 10:57:27
6 we had left. 10:57:30

7 And trying to provide, for me, 10:57:31
8 President Huffman with any information that he 10:57:34
9 needed in his negotiations or conversations with the 10:57:39
10 other members of the commission. 10:57:41

11 Q. Okay. So it was not a comprehensive review 10:57:42
12 of the map as a whole, but it was rather responding 10:57:47
13 to specific questions about particular districts in 10:57:51
14 the negotiations. Do I understand you correctly? 10:57:55

15 A. No. We were always focused on the entire 10:57:57
16 map. So any -- that was one of the things that -- 10:58:01
17 that -- I don't want to say it was frustrating, but 10:58:04
18 anytime that we were making changes to geography, 10:58:06
19 whether it's Montgomery County like we talked about, 10:58:09
20 northeast Ohio or any other districts, there were a 10:58:12
21 number of things that needed to be done. 10:58:15

22 Some of which, I guess, you could call 10:58:18
23 analyses to make sure that the map complied with the 10:58:21
24 continuity requirements, the population 10:58:23
25 requirements. You know, they didn't -- we didn't 10:58:26

1 split extra counties. We weren't splitting 10:58:29
2 unnecessarily the wards of major cities. We weren't 10:58:31
3 splitting any protected political subdivisions as 10:58:35
4 outlined in other provisions of the constitution. 10:58:39

5 So all of that was all happening 10:58:41
6 simultaneously anytime we were reviewing a democrat 10:58:43
7 proposal or making one of our own. 10:58:47

8 Q. So you say you never provided a written 10:58:50
9 report regarding compliance with Section 6(B) of 10:58:53
10 Article XI. Is that right? 10:58:58

11 A. I don't recall doing so, no. 10:58:59

12 Q. And how did you convey information relative 10:59:01
13 to the election results analysis that you said was 10:59:09
14 ongoing? What form? If it was not in a written 10:59:12
15 report, how did you convey it? 10:59:16

16 A. I mean, a lot of that was done verbally -- 10:59:18

17 Q. Okay. 10:59:22

18 A. -- personal conversations between myself 10:59:23
19 and President Huffman. 10:59:25

20 Q. I understand. 10:59:26

21 Was any of it done in any visual way; for 10:59:28
22 example, using your Maptitude screen? 10:59:33

23 A. I don't recall, between September 9th and 10:59:37
24 September 15th when we were in the -- they were in 10:59:42
25 the negotiations, if I showed the screen to the 10:59:46

Transcript of Ray DiRossi
Conducted on October 19, 2021

142

1 president, although I can recall one time when I was 10:59:50
2 with him in the office. 10:59:54

3 But I don't -- I don't recall specifically 10:59:59
4 showing him any type of analysis that you're 11:00:02
5 referring to. It was more about, these are the 11:00:06
6 things that -- I'll say the democratic members of 11:00:09
7 the redistricting commission were asking to be 11:00:14
8 considered and what were we going to do to do that 11:00:17
9 or suggest alternatives. That was the focus. 11:00:20

10 Q. When -- you testified when 11:00:24
11 President Huffman did see a screen -- you testified 11:00:27
12 he did -- I take it that was done before 11:00:29
13 September 9? 11:00:31

14 A. I am sure throughout the process I showed 11:00:32
15 -- in fact I know I showed Senator Huffman the 11:00:38
16 graphics on the screen. I don't recall specifically 11:00:41
17 what was before September 9th and what was after 11:00:47
18 September 9th. 11:00:49

19 Q. Okay. Thank you. I appreciate that. 11:00:50

20 And in the conversations with Senator 11:00:52
21 Huffman regarding the negotiations, other than the 11:00:58
22 items which you've already testified, do you recall 11:01:05
23 any other conversations that concerned the partisan 11:01:08
24 leaning of any district? 11:01:11

25 A. I recall him asking our status on, you 11:01:13

1 know, receiving data, both the geography and 11:01:23
2 election results, and getting them into the computer 11:01:28
3 system. 11:01:30
4 And I recall expressing frustration to him 11:01:32
5 that it was a -- I called it, it's not a light 11:01:35
6 switch. It takes time. So I do recall 11:01:38
7 conversations -- me expressing frustration to him 11:01:41
8 about how long that was taking. 11:01:45
9 Q. And that -- 11:01:46
10 A. -- taking. 11:01:48
11 Q. Those conversations were towards the end of 11:01:48
12 August, very, very beginning of September. Is that 11:01:51
13 right? 11:01:53
14 A. Yeah. The end of August through -- through 11:01:53
15 September 15th. 11:02:00
16 Q. So there were still frustrations about not 11:02:00
17 getting good election data all the way up to 11:02:04
18 September 15, or were those conversation really up 11:02:07
19 to September 9? 11:02:09
20 A. Well, as I mentioned before, at one -- at 11:02:10
21 some point, we received the '16, '18, and '20 data, 11:02:18
22 but that took time to have that be received and have 11:02:22
23 it in a usable way that the computers would work 11:02:27
24 with it. So that was one set of frustrations. 11:02:32
25 There were just a number of frustrations 11:02:34

1 throughout the process about data. Not necessarily 11:02:39
2 about election results. Not necessarily about 11:02:41
3 geography. But just about how the computers were 11:02:44
4 working and how we were able to turn projects 11:02:47
5 around. 11:02:51

6 Q. Okay. Let me see if I can break it down a 11:02:52
7 little bit. 11:02:54

8 So prior to September 9 -- let me look at 11:02:55
9 it another way. 11:03:02

10 As of September 9, I take it the election 11:03:04
11 results stayed, and the geography data -- at least 11:03:07
12 as to 2016, '18, and 2020 elections, that was fully 11:03:11
13 baked. Is that right? 11:03:19

14 A. Could you restate the question. 11:03:19

15 Q. As of September 9, was the election results 11:03:21
16 data and the geography data as regarding the 11:03:24
17 elections for 2016, 2018, and 2020 -- was that fully 11:03:29
18 baked? 11:03:37

19 MR. STRACH: Objection. 11:03:38

20 MR. FRAM: I can clarify. 11:03:40

21 Q. Was it -- had it been conveyed and 11:03:41
22 formatted in a manner that was usable by the 11:03:46
23 Maptitude software map in your computer? 11:03:49

24 A. I would say -- I would say the '16, '18, 11:03:51
25 and '20 information was after September 9th, the 11:03:56

Transcript of Ray DiRossi
Conducted on October 19, 2021

145

1 focal point for what was using. I would say some of 11:04:04
2 the frustrations that I was experiencing with its 11:04:07
3 functionality were ongoing through the process. 11:04:10
4 Q. But my question is, was -- you were able to 11:04:14
5 use, in Maptitude, the 2016, 2018, and 2020 election 11:04:18
6 data as of September 9. Is that right? 11:04:26
7 A. I don't specifically recall. And as we 11:04:32
8 continue to talk about it and various pieces of it 11:04:36
9 here today, I'm starting to doubt the -- it's 11:04:40
10 becoming less clear when what data was available, 11:04:46
11 when it was useful, when it was operational for all 11:04:50
12 of these different data sets. 11:04:56
13 Q. So you're not sure, as you sit here now, 11:04:58
14 that there was a usable data set of election data 11:05:00
15 even as late as September 15. Is that right? 11:05:03
16 A. No, I didn't say September 15th. No. 11:05:05
17 Q. So as of -- by September 15, I take it, 11:05:09
18 there was a usable set of election data for the 11:05:15
19 2016, 2018, and 2020 elections. Is that right? 11:05:21
20 A. I'm trying to restate what I think I've 11:05:23
21 already stated before previously, and that is, the 11:05:26
22 '16, '18, and '20 data was some of the -- other than 11:05:29
23 the '20 geography and '20 election results, the '16, 11:05:37
24 '18, and '20 pieces were available through the 11:05:41
25 conversations with the democratic caucuses earlier 11:05:45

1 in the process. 11:05:49

2 Once those conversations were fruitful and 11:05:50

3 the data was given to us and made available to us in 11:05:53

4 a usable form and it was integrated in the 11:05:57

5 computers, that was happening around early 11:06:00

6 September. 11:06:05

7 But it doesn't mean -- as I've tried to 11:06:06

8 articulate, and maybe I've done a poor job 11:06:09

9 mentioning it. There were continuing problems with 11:06:11

10 the data where the data wasn't lining up at all 11:06:14

11 levels of geography. And it was received by us, 11:06:18

12 usable by us, but that's why I'm saying there was 11:06:24

13 continuing frustration throughout the process that 11:06:27

14 was really never fully resolved. But I'm not 11:06:30

15 suggesting it wasn't -- the '16, '18, and '20 sets 11:06:32

16 of geography and election results weren't usable. 11:06:36

17 Q. So they were usable? 11:06:41

18 A. I'm trying to -- yes. They were usable, 11:06:42

19 but there was ongoing -- the layers weren't 11:06:46

20 necessarily matching up, and that was a cause for 11:06:51

21 frustration that I've tried to articulate. 11:06:54

22 Q. Okay. But they were usable to the point 11:06:58

23 where you could see the results of election -- 11:06:59

24 strike that. 11:07:05

25 It was usable to the point where you could 11:07:06

1 see the partisan leaning of a district in the 11:07:09
2 display window in Maptitude when you looked at a 11:07:14
3 district. Is that right? 11:07:19

4 A. Yes. I could see it generating numbers. I 11:07:23
5 mean, I'm not speaking to its authenticity or 11:07:26
6 accuracy, but yes, I could see numbers. 11:07:28

7 Q. Okay. And so when you said to 11:07:30
8 Senator Sykes that your analysis was ongoing, was 11:07:39
9 not complete as of today, September 9, and it's 11:07:44
10 ongoing -- when you said that, in fact, it remained 11:07:47
11 ongoing right up through September 15, or not? 11:07:50

12 A. Well, as I think I said before, if not a 11:07:52
13 couple times, on September 9th, everything seemed to 11:08:02
14 change. You know, we were five and a half days away 11:08:06
15 from the deadline. 11:08:09

16 There was renewed conversations about 11:08:10
17 negotiations, getting a ten-year map, the exchanging 11:08:12
18 of proposals started in earnest. There were maps to 11:08:15
19 receive and analyze. There were maps to propose and 11:08:19
20 send. 11:08:23

21 And so that process of doing that analysis 11:08:24
22 that I spoke of on the 9th kind of evolved. 11:08:26

23 Q. It was displaced by a focus on responding 11:08:34
24 to issues in the negotiation. Is that right? 11:08:38

25 MR. STRACH: Objection. 11:08:41

Transcript of Ray DiRossi
Conducted on October 19, 2021

148

1 THE WITNESS: I had limited time, so I was 11:08:44
2 focused on providing President Huffman with the 11:08:47
3 information for him to carry out negotiations. 11:08:51
4 MR. FRAM: Thank you. All right. 11:08:53
5 I have no further questions at this time. Only 11:08:57
6 to turn it over to the other relators who may have some 11:09:00
7 questions of their own, counsel for the other relators. 11:09:05
8 MR. KLEIN: Spencer Klein, Elias Law Group, 11:09:16
9 for the Bennett Relators. 11:09:21
10 I do have a few questions, but I can also 11:09:24
11 wait if one of the other co-counsel also have 11:09:26
12 questions as well. 11:09:29
13 (Brief pause.)
14 MR. FUNARI: Go ahead, Spencer. This is 11:09:35
15 Brad. 11:09:36
16 MR. KLEIN: All right. Thanks, Brad.
17 EXAMINATION 11:09:37
18 MR. KLEIN: 11:09:37
19 Q. Hello, Mr. DiRossi. How are you? 11:09:38
20 A. Doing great. Thank you, Spencer. 11:09:41
21 MR. KLEIN: Why don't we pull back up 11:09:44
22 Exhibit 1. I believe that should be a ten-year look 11:09:45
23 back. 11:09:50
24 Q. So Mr. DiRossi, when we were discussing 11:09:59
25 this earlier, was it your testimony -- and feel free 11:10:02

Transcript of Ray DiRossi
Conducted on October 19, 2021

149

1 to correct me if I'm wrong here -- that after 11:10:07
2 negotiations got going over the maps in early 11:10:11
3 September, that you stopped looking at this. Is 11:10:14
4 that right? 11:10:19
5 A. Can you clarify -- are you saying stopped 11:10:19
6 looking at this document? 11:10:24
7 Q. Yes, correct. You stopped consulting this 11:10:26
8 document -- actually, strike that. 11:10:29
9 You stopped consulting this data that you 11:10:31
10 compiled in this document generally. 11:10:38
11 MR. STRACH: Objection. 11:10:40
12 MR. KLEIN: Basis? 11:10:51
13 MR. STRACH: It's a confusing and weird 11:10:52
14 question. 11:10:54
15 MR. KLEIN: Okay. I can rephrase it. 11:10:54
16 Q. So what I'm asking is -- well, let's 11:10:56
17 actually bring it back to the initial question, 11:10:58
18 which was, at that time, as negotiations got going 11:11:00
19 in early September, is it correct that you stopped 11:11:03
20 looking at this document? 11:11:06
21 A. I mean, when I -- when I created it, you 11:11:06
22 know, post-budget, before census data is when I 11:11:17
23 think I created it, I didn't know if it would be 11:11:20
24 useful to me, but this -- I -- yes. When 11:11:23
25 negotiations were going, I don't recall looking at 11:11:27

1 this document. That was -- I had much more 11:11:30
2 important things to do. 11:11:34

3 Q. Okay. Now, was it also your testimony 11:11:37
4 earlier that you did not consult this document 11:11:44
5 because -- and I'm quoting verbatim here from the 11:11:50
6 transcript -- "this section of the constitution was 11:11:53
7 not something I was responsible for determining, 11:11:55
8 interpreting, or doing anything like that with"? 11:11:58

9 A. If that's what I said before, yes, that's 11:12:04
10 right. 11:12:06

11 Q. Okay. So when you're talking about that 11:12:06
12 section of the constitution, were you -- were you 11:12:09
13 referring to Article XI, Section 6? And we can also 11:12:15
14 pull that up if you need it. 11:12:18

15 MR. STRACH: Objection. The record will 11:12:24
16 speak for itself. 11:12:25

17 But you can answer that if you can. 11:12:27

18 THE WITNESS: Yeah. I said I was -- I was 11:12:32
19 focused on providing President Huffman any 11:12:34
20 information he needed to go through negotiations and 11:12:37
21 hopefully get to a ten-year -- ten-year conclusion, 11:12:41
22 ten-year map. That was my focus in those final five 11:12:44
23 and a half days-ish, six days. 11:12:47

24 MR. KLEIN: Okay. So why don't we pull up 11:12:50
25 tab 19, I believe, Article XI, Section 6 it should 11:12:52

1 be. 11:13:08

2 THE REMOTE TECHNICIAN: Would you like to 11:13:08

3 mark this as the next exhibit? 11:13:09

4 MR. KLEIN: Yes. 11:13:12

5 (Brief pause.) 11:13:16

6 (Exhibit 7 was marked for identification.) 11:13:23

7 MR. KLEIN: 11:13:23

8 Q. All right. Our -- so first, Mr. DiRossi, 11:13:23

9 are you familiar with the constitutional provision 11:13:26

10 that's contained within this document? 11:13:28

11 MR. STRACH: Objection. 11:13:32

12 THE WITNESS: Yes. Did you say am I 11:13:34

13 familiar with it? 11:13:36

14 MR. KLEIN: 11:13:38

15 Q. Yes. 11:13:39

16 A. Well, I know it exists. 11:13:40

17 Q. Okay. And at the time you began your work 11:13:43

18 on the maps, were you aware of what's set forth in 11:13:52

19 this constitutional provision in front of you? 11:13:55

20 A. I mean, I see the words, but I don't know 11:13:57

21 how to interpret them. I was very glad when this 11:14:00

22 ended up not being something that I was being tasked 11:14:06

23 with. 11:14:08

24 So I see the words, but I don't know how to 11:14:08

25 interpret these provisions. 11:14:13

1 Q. Okay. And Mr. DiRossi, when you say this 11:14:18
2 was not something that you were tasked with, what do 11:14:21
3 you mean precisely by that? 11:14:24

4 A. Like I said, we had five or six days after 11:14:26
5 the September 9th meeting, and there were a whole 11:14:29
6 host of things that needed to be done every time a 11:14:30
7 map was received from the democrat members of the 11:14:36
8 redistricting commission to -- ultimately to me or 11:14:39
9 to Blake. 11:14:42

10 Or the other way, making sure that the 11:14:45
11 districts complied with all of the other very 11:14:47
12 obvious provisions of the constitution, like 11:14:50
13 population equality, contiguity, the construction 11:14:53
14 requirements of house and senate districts, Section 11:14:57
15 5, the assignment of senators. 11:15:02

16 And the simple mechanics of trying to 11:15:05
17 receive files, import them into Maptitude, make the 11:15:09
18 software work correctly, and export files to send 11:15:12
19 back through President Huffman to the negotiations. 11:15:15

20 That was a monumental task. That was my 11:15:19
21 singular -- well, I shouldn't say singular focus, 11:15:25
22 but that was my main focus in those final less than 11:15:26
23 a week we had to try to get to a ten-year map. 11:15:30

24 Q. Okay. Okay. So going back before 11:15:39
25 September 9th in stages of the map-making process 11:15:40

1 from when the census data came out to when you 11:15:43
2 presented the map on September 9, was this also not 11:15:46
3 something you were tasked with in determining 11:15:50
4 whether the map complies with Article XI, Section 6? 11:15:54

5 MR. STRACH: Objection. 11:15:59

6 THE WITNESS: Early on -- again, remember, 11:16:04
7 we didn't even have computers set up and 11:16:07
8 operational. We didn't have census data that we had 11:16:09
9 received from the census bureau to Ohio University 11:16:12
10 back to us, you know, trying to get it in the 11:16:15
11 computer. 11:16:19

12 In those early days, I know everybody was 11:16:20
13 of the mindset of, like, hey, you got the census 11:16:23
14 data yesterday, where are the maps. But internally, 11:16:26
15 there was a tremendous amount of time and effort 11:16:28
16 that was going into just getting up and running and 11:16:30
17 getting operational and getting functional. 11:16:33

18 That was what was happening early on. So I 11:16:35
19 wasn't focused on this or not focused on this. I 11:16:40
20 was focused on all those logistical things early on. 11:16:43

21 MR. KLEIN: 11:16:49

22 Q. What do you mean by "those logistical 11:16:49
23 things"? 11:16:51

24 A. The functionality of the computers; making 11:16:52
25 sure that the software worked with the computers; 11:16:57

1 making sure that the census data -- I mean, the 11:17:00
2 population data was working in the computer system; 11:17:04
3 making sure that the geography at each layer of 11:17:08
4 geography, that blocks aggregated to precincts; that 11:17:12
5 precincts aggregated to wards; that wards aggregated 11:17:17
6 to political subdivisions; that political 11:17:22
7 subdivisions aggregated to counties; making sure the 11:17:26
8 populations were right. 11:17:28

9 All of that was happening early on, and 11:17:29
10 that was the early focus before we even -- you have 11:17:31
11 to walk before you can run. And that was all -- 11:17:35
12 that's just a sampling of the things we were trying 11:17:37
13 to do to get ready to walk. 11:17:39

14 Q. Okay. And around what point were all of 11:17:43
15 those logistical matters up and running? 11:17:46

16 A. I don't recall. Some of them would have 11:17:48
17 gotten worked out, you know, sometime in August. 11:17:51
18 And, obviously, then come September, we were, you 11:17:59
19 know, preparing something for September 9th, 11:18:02
20 ultimately. But various things that I just 11:18:07
21 described were worked out in August and -- through 11:18:11
22 the month of August. 11:18:14

23 Q. Okay. So what I'm trying to figure out is, 11:18:15
24 as you're preparing the map leading up to the 11:18:19
25 presentation on September 9, was whether the map 11:18:23

1 reflected the standards in Article XI, Section 6 -- 11:18:27
2 was that a consideration in your mind? 11:18:30

3 A. I was much more focused about, as I refer 11:18:34
4 to, in northeast Ohio, there being a specific 11:18:38
5 geography problem that had plagued the state for a 11:18:42
6 number of decades. I was very focused on that 11:18:44
7 because early on, I could not find a mathematical 11:18:47
8 solution to it. 11:18:50

9 I was focused on a couple other areas of 11:18:51
10 the state where I thought there were changes that 11:18:55
11 were going to cause some disruption. I think I 11:19:00
12 spoke about one -- a simple one in Warren and Butler 11:19:02
13 Counties earlier. But those were the early -- the 11:19:13
14 early issues that I was focused on. 11:19:15

15 And then making sure that all the districts 11:19:17
16 were contiguous, had the right populations, and 11:19:19
17 had -- adhered to all the other mandatory 11:19:22
18 requirements of the constitution. 11:19:24

19 Q. All right. So is it a fair 11:19:25
20 characterization to say that the matter of 11:19:28
21 Article XI, Section 6 was just not at the top of 11:19:30
22 your -- this was not at the top of your -- of your 11:19:33
23 priority list in drawing this map presented on 11:19:37
24 September 9? 11:19:43

25 MR. STRACH: Objection. 11:19:43

1	Go ahead.	11:19:45
2	THE WITNESS: My goal and what I viewed my	11:19:45
3	role was -- in those early days was putting forward	11:19:48
4	a map for the president of the senate to consider	11:19:50
5	presenting to the redistricting commission that did	11:19:54
6	not have any constitutional construction errors or	11:19:57
7	problems in it and that found solutions to be a	11:20:03
8	constitutional map.	11:20:07
9	MR. KLEIN:	11:20:10
10	Q. Right. As -- and so what I'd like to know	11:20:11
11	is, in your view, in drawing these maps, would a map	11:20:14
12	that does not reflect the standards in Article XI,	11:20:21
13	Section 6 be a map that has, by your	11:19:31
14	characterization, constitutional errors?	11:20:47
15	MR. STRACH: Objection. Calls for a legal	11:20:51
16	conclusion.	
17	(Reporter clarification.)	11:20:51
18	MR. STRACH: Same objection.	11:20:51
19	Spencer, your voice is kind of trailing off	11:20:53
20	at the end of sentences.	11:20:55
21	MR. KLEIN: I'm sorry about that. I'll try	11:20:57
22	to speak up a bit more.	11:20:59
23	MR. STRACH: Go ahead, Ray.	11:21:01
24	THE WITNESS: I'm sorry, Mr. Klein. Can	11:21:03
25	you repeat that.	11:21:06

1 MR. KLEIN: Sure thing. 11:21:07
2 Could we actually have that read back.
3 (Record read.) 11:21:42
4 MR. KLEIN: 11:21:42
5 Q. What I'd like to know is that -- just 11:21:53
6 moving back a little bit, you had said that your 11:21:57
7 goal was to give a map to the senate president that 11:21:59
8 did not have constitutional construction errors. 11:22:04
9 What I'm asking is, if a map -- was whether 11:22:07
10 a map that does not reflect the standards set forth 11:22:11
11 in Article XI, Section 6, is that a map that has 11:22:15
12 these, by your characterization, constitutional 11:22:20
13 construction errors? 11:22:22
14 MR. STRACH: Objection. Calls for a legal 11:22:23
15 conclusion.
16 Go ahead, Ray. 11:22:26
17 THE WITNESS: I mean I'm not sure I know 11:22:26
18 how to answer that. I feel the map -- the map 11:22:30
19 complies with all the provisions of the 11:22:33
20 constitution, but Section 6(B), I think you referred 11:22:35
21 to it as, was for President Huffman and others to 11:22:41
22 focus on. 11:22:46
23 MR. KLEIN: 11:22:48
24 Q. Right. So it is your understanding that -- 11:22:49
25 so -- sorry. Strike that. 11:22:56

1 It is your understanding that it was not 11:22:57
2 your responsibility to focus on Article XI, 11:23:01
3 Section 6; that was for Senate President Huffman and 11:23:05
4 the other commissioners, correct? 11:23:09
5 A. It was not my responsibility. 11:23:13
6 Q. Okay. Thank you. Just a moment. 11:23:15
7 Did you ever have conversations with any of 11:23:19
8 the commissioners concerning Article XI, Section 6? 11:23:34
9 A. I am thinking through. 11:23:38
10 (Brief pause.) 11:23:57
11 A. The only one I generally recall was 11:23:57
12 Senator Huffman, and him saying that that was not my 11:24:02
13 responsi- -- that was not my focus; that I should 11:24:07
14 focus on following the construction rules of the 11:24:09
15 constitution for producing a fair and neutral map 11:24:11
16 that complied with all those construction 11:24:16
17 requirements. 11:24:19
18 Q. And Mr. DiRossi, do you recall when that 11:24:19
19 conversation occurred? 11:24:24
20 A. I don't. I do not. 11:24:26
21 Q. Was it prior to September 9th? 11:24:30
22 A. I can't recall. Those six days were a 11:24:36
23 whirlwind of everything. 11:24:43
24 Q. Okay. 11:24:46
25 A. And even before that time was amazingly 11:24:46

1 chaotic. 11:24:54

2 Q. Was this at some point in September that 11:24:54

3 you had this conversation? 11:24:57

4 A. I hesitate to say yes. And then sometime 11:24:57

5 later, remember, it was August 30th. I don't recall 11:25:04

6 when the conversation was. 11:25:07

7 Q. Was it after the census data came out? 11:25:08

8 A. I'm sorry. You kind of garbled there after 11:25:13

9 you said "was it after." 11:25:17

10 Q. Sorry. This may be an issue with my mic. 11:25:18

11 Let me just make sure that Zoom has this all right. 11:25:22

12 My apologies. 11:25:25

13 A. No problem. 11:25:26

14 Q. All right. Did this conversation occur 11:25:28

15 following the release of the census data? 11:25:33

16 A. I don't recall specifically. That -- that 11:25:36

17 sounds a little more realistic, but I cannot recall. 11:25:49

18 Q. Okay. Do you recall anything about the 11:25:54

19 context for this conversation? 11:25:57

20 A. I don't. Yeah, the only thing I remember 11:26:00

21 is that President Huffman said he had his own -- his 11:26:12

22 ideas, and he was -- he was the one negotiating with 11:26:15

23 the other members of the commission, and keep 11:26:19

24 drawing maps that were compliant with the other 11:26:23

25 provisions of the constitution. 11:26:25

1 Q. Okay. All right. Changing gears a bit. 11:26:26
2 You've testified earlier on that you 11:26:39
3 received feedback on the maps from incumbent 11:26:42
4 legisla- -- from -- from incumbent legislators. Is 11:26:49
5 that right? 11:26:58
6 A. Well, I would say the ones that were 11:26:58
7 negatively impacted certainly made their concerns 11:27:04
8 and displeasure known. 11:27:08
9 Q. Okay. So what legislators -- and this is 11:27:13
10 whether positive or negative feedback. But which -- 11:27:17
11 sorry. I'll actually have that struck. Sorry about 11:27:20
12 that. 11:27:23
13 Which legislators did you receive feedback 11:27:23
14 from on the maps? 11:27:28
15 A. I'll start with Senator Antani was very 11:27:30
16 displeased and not happy about his district being 11:27:37
17 made to be a democrat-leaning district. 11:27:41
18 Senator Roegner was unhappy that her 11:27:45
19 district was made from being a very 11:27:48
20 republican-leaning district to a marginal 11:27:53
21 republican-leaning district. 11:27:56
22 Senator Romanchuk was very unhappy, as was 11:27:58
23 his wife, that he was being drawn into the district 11:28:03
24 of another republican and common state senator, and 11:28:06
25 he made his -- very politely, but made his 11:28:11

1 displeasure known. 11:28:15

2 And those are the ones that I had direct 11:28:16

3 interaction with. I had heard that others were 11:28:21

4 upset because their districts were negatively 11:28:23

5 impacted, in their view. But those were the ones 11:28:27

6 that I had direct interaction with. 11:28:30

7 Q. Okay. And did you receive any feedback 11:28:32

8 from -- from legislators prior to September 9? 11:28:38

9 A. I mean, I was talking to President Huffman, 11:28:47

10 who was an incumbent senator, so I would put -- I 11:28:56

11 would check that box. 11:29:00

12 I'm trying to recall if, before a map was 11:29:01

13 ruled out, other than the senators that I've 11:29:04

14 articulated who were being told that their districts 11:29:08

15 were going to be -- they were going to be drawn out 11:29:11

16 of their districts, drawn into another district. Or 11:29:12

17 in the case of Antani, that didn't happen until the 11:29:16

18 negotiations were progressing. I'm trying to 11:29:20

19 remember if there were any other incumbent senators 11:29:22

20 that I had heard from. 11:29:25

21 Q. Take your time. 11:29:34

22 A. Yeah. Can you -- can you ask -- Mr. Klein, 11:29:35

23 can you ask that question again and see if it helps 11:29:38

24 me? 11:29:41

25 Q. Sure. Absolutely. So aside from Senate 11:29:41

Transcript of Ray DiRossi
Conducted on October 19, 2021

162

1 President Huffman -- 11:29:47

2 A. Okay. Thank you.

3 Q. -- did you receive feedback on the maps, 11:29:48

4 from any incumbent legislators, prior to 11:29:51

5 September 9th? 11:29:56

6 A. And I'm struggling with "prior to 11:29:56

7 September 9th," because there -- there are a few -- 11:29:58

8 a few others that I would say, but I couldn't say 11:30:01

9 for sure that they were before or after 11:30:02

10 September 9th. 11:30:06

11 Q. All right. Well, so then let's speak 11:30:06

12 generally before or after. Which legislators did 11:30:09

13 you receive feedback from, aside from the ones we've 11:30:15

14 already canvassed, aside from Senate 11:30:32

15 President Huffman? 11:30:34

16 (Reporter clarification.) 11:30:39

17 A. Form state senator and now current member 11:30:39

18 of the house, Tom Patton. I -- I can't remember if 11:30:42

19 he called me or -- yeah, I think he called me -- and 11:30:48

20 he was not happy with the map that was -- I guess 11:30:55

21 that -- I'm guessing now that that would have been 11:30:59

22 after the 9th because he was not happy with the map, 11:31:03

23 that he felt that was a negative thing for him. So 11:31:05

24 that would be one additional one. 11:31:11

25 As you can see, there's a theme here of all 11:31:13

1 of the negativity, nobody ever called to say good 11:31:15
2 things. It was all not good things. 11:31:18

3 Any other members that I heard from 11:31:21
4 directly. I'm trying -- I'm trying to be thorough, 11:31:30
5 but I -- those are the ones that I recall. Those 11:31:32
6 are the ones that I recall, you know, on the -- on 11:31:34
7 this call with you right now. 11:31:37

8 Q. Okay. And were there any instances where 11:31:39
9 that feedback was ultimately incorporated into the 11:31:42
10 map approved on September 15th or 16th? 11:31:46

11 A. Well, Senator Antani's district sure went a 11:31:50
12 very different way than he would have wanted. 11:31:59

13 Senator Roegner's district stayed a 11:32:02
14 marginal republican-leaning district. There are no
15 changes to the 32nd district or the 18th district -- 11:32:19

16 (Reporter admonition.) 11:32:29

17 Q. Were there any instances where the feedback 11:32:29
18 provided by incumbent legislators was ultimately 11:32:33
19 incorporated into plan that was ultimately approved? 11:32:38

20 A. Yeah. So I'm speaking of the senate 11:32:42
21 districts of which I'm much more familiar, 11:32:47
22 obviously. And I think I was saying -- now here I'm 11:32:50
23 trying to restate what I was saying a second ago. 11:32:54

24 I think Senator Roegner's district stayed a 11:32:57
25 marginal republican-leaning district so I don't 11:33:02

Transcript of Ray DiRossi
Conducted on October 19, 2021

164

1 think there was any -- there were changes to the 11:33:05
2 27th Senate District. But they were being done as 11:33:14
3 the opposites of the changes that we were doing to 11:33:19
4 the 24th in Cuyahoga County. 11:33:21

5 So I'm trying -- I'm trying to get back to 11:33:25
6 your premise, were there any conversations that led 11:33:28
7 to changes between the 9th and the 15th. 11:33:30

8 Q. Uh-huh.

9 A. Yeah. I mean, the -- none come to mind. I 11:33:36
10 mean, the -- the general focus, from the 9th to the 11:33:43
11 15th, was focused on making republican-leaning 11:33:46
12 districts democrat-leaning districts both in the 11:33:51
13 house and Senate. 11:33:54

14 And so I am struggling to think of any 11:33:55
15 examples of where we were getting feedback from 11:33:58
16 legislators where we were making -- oh. I just 11:34:02
17 thought of one. Thank you. 11:34:07

18 During the testimony in Cleveland, 11:34:08
19 Stephanie Howse, a current legislator in the house 11:34:14
20 testified about the -- excuse me -- the geography in 11:34:19
21 Cuyahoga County with some of the house districts and 11:34:23
22 the senate districts. 11:34:27

23 And she was displeased that, in her 11:34:28
24 opinion, some traditional districts that were on the 11:34:32
25 east side, primarily of Cleveland, were now having a 11:34:35

1 portion of their districts on the west side of 11:34:40
2 Cleveland. 11:34:42

3 And so that was something that would have 11:34:43
4 been mentioned to me by someone as, "You guys should 11:34:47
5 go back and listen to her testimony again that was 11:34:51
6 made at one of the hearings." 11:34:53

7 And if that's something in our nine -- you 11:34:55
8 know, I guess it's -- it was the final plan. But, 11:34:59
9 obviously, there were plans going back and forth 11:35:01
10 between 9/9 and 9/15. If there are changes that we 11:35:04
11 can make, that would make that along the lines of 11:35:07
12 what she was talking about, let's try to do that. 11:35:10

13 And, obviously, I -- I hadn't talked to her 11:35:13
14 about that, but we did make changes to the geography 11:35:17
15 to try to make some of the house districts and 11:35:20
16 senate districts more traditional east side 11:35:23
17 districts than there was in the 9/9 map. 11:35:26

18 So, I guess, there's -- that's -- that's 11:35:29
19 one thing that meets your fact pattern for your 11:35:30
20 question. I can't recall any others. There may 11:35:35
21 have been more, but I cannot recall them. It's a 11:35:37
22 very jumbled mess of whirlwind of activity during 11:35:39
23 those days. 11:35:44

24 Q. Okay. And moving the timetable back for 11:35:44
25 prior to September 9th, before the map was actually 11:35:51

1 presented to the commission, were there any 11:35:53
2 instances where there was feedback from incumbent 11:35:57
3 legislators and that feedback was incorporated into 11:36:01
4 the map? 11:36:04

5 A. I'm thinking through the geography in my 11:36:10
6 head. Apologies during the -- see if anything jumps 11:36:32
7 out at me. 11:36:35

8 None -- none come to -- none come to mind 11:36:47
9 right now. I -- I -- I can think of a few people 11:36:48
10 that asked for things that didn't do. But you -- 11:36:54
11 you specifically said that we did do. I can't think 11:36:57
12 of any. 11:36:58

13 Q. All right.

14 A. Sitting here right now at least. 11:36:59

15 Q. All right. 11:37:00

16 MR. KLEIN: I was wondering if we might
17 take a quick break, if that's okay. 11:37:21

18 MR. STRACH: Sure. How long? 11:37:22

19 MR. KLEIN: Let's say five minutes. 11:37:24

20 MR. STRACH: Okay. Sounds good. 11:37:26

21 MR. KLEIN: Thanks. 11:37:28

22 THE VIDEOGRAPHER: Please stand by. Time
23 is 11:37 a.m. We are going off the record. 11:37:30

24 (Break taken.) 11:42:43

25 THE VIDEOGRAPHER: Time is 11:42 a.m. 11:42:43

1 We're now back on the record. 11:42:45

2 MR. KLEIN: So that's all for me. I'll 11:42:46

3 turn it over to any other counsel who has questions. 11:42:49

4 MR. FUNARI: Thank you. Thank you, 11:42:54

5 Spencer. 11:42:56

6 EXAMINATION

7 MR. FUNARI:

8 Q. Mr. DiRossi, can you hear me okay? 11:42:57

9 A. Yes. 11:43:00

10 Q. Okay. Good to -- good to meet you. My 11:43:02

11 name is Brad Funari and I am counsel to the relators 11:43:04

12 in the Ohio organizing coalition matter. And I have 11:43:08

13 a few questions. I'm not going to retread through 11:43:12

14 ground that was already covered by Mr. Klein, but I 11:43:17

15 do have some follow ups related to some of your 11:43:20

16 testimony that you -- you gave in response to their 11:43:23

17 questions. 11:43:25

18 The first is something that you mentioned 11:43:28

19 both in response to questions from Mr. Fram and also 11:43:30

20 from Mr. Klein. It was testimony to the effect that 11:43:33

21 senator -- or Senate President Huffman kept telling 11:43:37

22 you to keep drawing the maps that complied with 11:43:40

23 requirements of the constitution. 11:43:44

24 Do you remember testifying to that effect? 11:43:46

25 MR. STRACH: Objection. I'm not quite sure 11:43:49

Transcript of Ray DiRossi
Conducted on October 19, 2021

168

1 that's exactly what -- the words he used, but -- 11:43:51
2 MR. FUNARI: Sure. Understood. 11:43:54
3 Understood. I'm paraphrasing. I don't have the 11:43:55
4 transcript in front of me. 11:43:57
5 Q. Would you agree with me, Mr. DiRossi, that 11:44:00
6 you have testified, in essence, that senator 11:44:06
7 president -- Senate President Huffman kept telling 11:44:10
8 you to keep drawing maps that comply with the 11:44:13
9 requirements of the Ohio Constitution? 11:44:14
10 A. Can -- unrelated, can we turn the volume up 11:44:17
11 on that? You're a little softer. You're a little 11:44:20
12 bit softer than -- I think I heard the question. 11:44:30
13 I'm sure I did, but just maybe -- I don't know if we 11:44:31
14 have to make that louder or if you could make it
15 louder.
16 Q. My computer is as loud as it will go. So 11:44:35
17 do you think you can raise your -- 11:44:38
18 A. I don't know how to use this. 11:44:39
19 MR. STRACH: Yeah. Just if you can get 11:44:46
20 closer to the mic, Brad, that might help. 11:44:47
21 MR. FUNARI: Okay.
22 Q. You heard the question?
23 A. I think I -- no, you don't need to repeat
24 it. I heard your question, yeah. 11:44:50
25 I mean, I don't know if I said keep -- I 11:44:53

Transcript of Ray DiRossi
Conducted on October 19, 2021

169

1 don't know the phraseology I used, but, yes, he -- 11:44:55
2 he -- he wanted me to keep following the provisions 11:44:57
3 of the constitution. 11:45:02

4 Q. Did he specify for you which requirements 11:45:05
5 or which sections of the Ohio Constitution he wanted 11:45:08
6 you to keep following? 11:45:12

7 A. Now, I think -- I think it happened because 11:45:15
8 I -- I made a comment to him about some of the other 11:45:18
9 maps that were publicly circulating that I thought 11:45:20
10 had significant constitutional defects in them. 11:45:23

11 And he just said, "Keep -- keep making sure 11:45:28
12 we follow the constitutional provisions." 11:45:31

13 Q. So though he didn't specify for you which 11:45:33
14 constitutional provisions, which constitutional 11:45:38
15 provisions did you reach a conclusion he was asking 11:45:41
16 you to keep following as you drew the maps? 11:45:46

17 A. Again, I'm not a legal folk -- person. 11:45:50
18 But, you know, generally the ones that -- where I 11:45:54
19 was commenting on the ones that dealt with the 11:45:57
20 construction of house districts. 11:45:58

21 So the very basic ones. Population 11:46:00
22 equality, continuity, the formation of whole ratios 11:46:02
23 of representation and how many districts a house or 11:46:06
24 senate district got inside a county that had a 11:46:10
25 sufficient population to have more than one whole 11:46:13

1 ratio of representation. 11:46:15

2 Oh, sorry. Going too fast. 11:46:21

3 The -- I know the Section V, the numbering 11:46:22

4 of senate districts was an issue that came up after 11:46:27

5 one of the redistricting commission hearings. And 11:46:30

6 so I know I had commented on Section V to him. 11:46:35

7 And so those -- those -- those are the ones 11:46:40

8 that generally I understood he said make -- you 11:46:42

9 make -- you make sure that we follow all of those. 11:46:45

10 Q. And those are all contained in Article XI 11:46:48

11 of the Ohio Constitution that you're referring to? 11:46:53

12 A. I believe so, yes, Article XI. Correct. 11:46:55

13 Q. As you were drafting the maps and revising 11:46:58

14 the maps, did you take into consideration any of the 11:47:01

15 constitutional requirements set forth in Article I 11:47:06

16 of the Ohio Constitution? 11:47:09

17 A. I do not have a copy of the constitution 11:47:11

18 handy, so I have no idea what -- what those are from 11:47:17

19 just saying "Section I." 11:47:17

20 But I was -- I was focused on Article XI. 11:47:23

21 And if there are any issues that I felt that I 11:47:25

22 didn't understand, of which there were several, I 11:47:30

23 consulted legal -- legal counsel for advice on 11:47:32

24 those. 11:47:34

25 Q. Okay. So understanding that you don't have 11:47:35

Transcript of Ray DiRossi
Conducted on October 19, 2021

171

1 a working understanding of Article I of the Ohio 11:47:38
2 Constitution, you would need to refer to the 11:47:44
3 constitution if you were tasked with ensuring the 11:47:46
4 maps you were drawing complied with the 11:47:53
5 requirements, if any, contained in Article I, 11:47:55
6 correct? 11:48:00

7 MR. STRACH: Objection. Go ahead. 11:48:00

8 THE WITNESS: Yeah. I'm confused by that 11:48:02
9 question. I was going to say -- 11:48:04

10 MR. FUNARI:

11 Q. Do you -- let me ask it a different way. 11:48:07

12 During your map drawing process -- during 11:48:09
13 your map drawing process, whenever you began to -- 11:48:13
14 whenever the final vote to adopt the plan of was 11:48:14
15 early morning of September 16th, did you ever refer 11:48:19
16 to Article I of the Ohio Constitution? 11:48:23

17 A. I don't -- I don't recall using Article I 11:48:26
18 or referring to Article I. 11:48:35

19 Q. Do you recall ever referring to or asking 11:48:37
20 any questions of legal counsel with respect to 11:48:43
21 Article I of the Ohio Constitution? 11:48:48

22 And that's the question, but let me caution 11:48:52
23 you. 11:48:54

24 I'm just asking you whether or not you had 11:48:54
25 such conversations. I don't want to know the 11:48:57

Transcript of Ray DiRossi
Conducted on October 19, 2021

172

1 substance of those conversations. 11:48:59

2 MR. STRACH: Yeah. I -- I think I'm going 11:49:01

3 to ask him not to answer that, Brad. I think that 11:49:02

4 that's -- the subject of legal advice would, itself, 11:49:08

5 be protected, I believe. 11:49:11

6 MR. FUNARI: So your objection, Phil, so 11:49:13

7 that I understand it, I'm asking whether he sought 11:49:15

8 any legal advice regarding Article I of the 11:49:20

9 constitution. 11:49:23

10 And your position is, whether or not he 11:49:23

11 sought the advice -- not asking about the content of 11:49:26

12 any such advice -- but the mere fact that he sought 11:49:29

13 it, you are going to direct the witness not to 11:49:32

14 answer? 11:49:37

15 MR. STRACH: Correct. I think that asking 11:49:37

16 him the substance of -- of what he sought, i.e., 11:49:38

17 about Article I, is itself protected. 11:49:42

18 MR. FUNARI: 11:49:48

19 Q. At any point, do you -- during the map 11:49:48

20 drawing process, did you have any discussions with 11:49:51

21 Senate President Huffman specific to any 11:49:56

22 requirements set forth in Article I of the Ohio 11:50:00

23 Constitution? 11:50:05

24 A. None that I recall. 11:50:05

25 Q. What about any other members of the 11:50:07

1 commission? Did you discuss with any of them any 11:50:13
2 provision of Article I of the Ohio Constitution with 11:50:15
3 respect to the work of the redistricting commission? 11:50:19
4 A. Again, none -- none that I recall. 11:50:21
5 Q. I want to spend some time talking about 11:50:29
6 those other members of the commission. 11:50:32
7 A. Sure. Sure. 11:50:35
8 Q. So the same question is going to apply to 11:50:35
9 each of the individuals, but I'm going to go through 11:50:40
10 them in turn. 11:50:43
11 What, if any, input did Governor DeWine 11:50:44
12 have into the map drawing process that you went 11:50:49
13 through and described at length earlier this 11:50:55
14 morning? 11:51:00
15 A. So, as I had mentioned before, the meeting 11:51:01
16 that I recall with Governor DeWine and Lieutenant 11:51:06
17 Governor Houston focused -- a significant portion of 11:51:11
18 that time was focused on northeast Ohio and the 11:51:14
19 constitutional mathematical impossibilities that 11:51:17
20 had, you know, befelled us in previous decades. 11:51:22
21 The -- the -- the only thing that I 11:51:27
22 remember Governor DeWine mentioning to me, in 11:51:29
23 response to something that I mentioned to him, I 11:51:33
24 told him that we were taking great time and effort 11:51:36
25 to reduce the number of split counties that they 11:51:40

Transcript of Ray DiRossi
Conducted on October 19, 2021

174

1 would see in the house and Senate maps. And that we 11:51:44
2 were spending and going to spend a good amount of 11:51:50
3 time in trying to reduce those splits. 11:51:53

4 And I remember him commenting that that was 11:51:57
5 good. Trying to keep counties together was a 11:51:59
6 very -- a very good thing. 11:52:03

7 Other than that, I have no additional 11:52:04
8 comments to add about things that he opined on at 11:52:07
9 that meeting. 11:52:11

10 Q. So other than him responding to your 11:52:12
11 comment about trying to limit the number of split 11:52:16
12 counties, you had no conversations wherein Governor 11:52:19
13 DeWine provided you any input into what he wanted to 11:52:24
14 see in the maps that you had drawn. Is that 11:52:31
15 correct? 11:52:32

16 A. Well, I think it was inherent in that 11:52:32
17 meeting. I told him that I and Blake were 11:52:37
18 endeavoring to follow all of the construction 11:52:41
19 requirements of districts, whether it was the 11:52:44
20 population inequalities, the northeast Ohio issue. 11:52:47

21 I told them there were likely some 11:52:51
22 instances where, in order to follow those rules, we 11:52:53
23 were going to have to pair republican members 11:52:56
24 together and that there might be some republican 11:52:58
25 members who were very unhappy about that. 11:53:02

Transcript of Ray DiRossi
Conducted on October 19, 2021

175

1 So I'm just saying, I think I was proactive 11:53:05
2 in saying those things, and I'm sure he was in 11:53:10
3 agreement with those, that those were good things to 11:53:13
4 do, or else he would have corrected me on them. 11:53:17

5 So --

6 The only additional thing that he mentioned 11:53:20
7 to me, as I've articulated, was reducing splits, 11:53:22
8 both in the house map and in the senate map, which 11:53:25
9 we were very successful in doing, by the way, was 11:53:29
10 the only other thing above and beyond the things I 11:53:31
11 offered to him that we were already doing. 11:53:35

12 Q. Okay. I appreciate that thought. I 11:53:37
13 understand that you were telling him a lot of 11:53:40
14 things. 11:53:42

15 One of the, I think, instructions that Rob 11:53:43
16 gave or should have given at the beginning of the 11:53:44
17 deposition was, we don't want you to speculate. So 11:53:46
18 inherent in your response was speculation in terms 11:53:50
19 of what the governor might have been thinking and 11:53:53
20 how he might have been processing the information 11:53:55
21 that you were giving him. I don't want you to 11:54:00
22 speculate. 11:54:03

23 What I want you to answer is the question 11:54:04
24 of whether Governor DeWine actually provided you and 11:54:06
25 your team with any input from his mouth to you with 11:54:15

1 -- in terms of what he wanted to see in the maps. 11:54:18

2 A. I thought I answered the question. I mean, 11:54:23

3 other than the reduction in the splits to counties, 11:54:27

4 that -- that's what I recall from that meeting. 11:54:31

5 Q. Did he raise the reduction in splits in 11:54:33

6 counties, or did you and he agreed with it? 11:54:38

7 A. I -- that's a good question. I don't 11:54:43

8 recall if he mentioned it or if it was in response 11:54:45

9 to what I said. I don't specifically recall. 11:54:48

10 That's a good question. Thank you. 11:54:50

11 Q. Okay. Have you had any discussions with 11:54:52

12 anyone with respect to Governor DeWine's deposition 11:54:56

13 testimony in this case? 11:55:00

14 A. I'm not even sure, sitting here, whether 11:55:01

15 he's done it or not. I think he has. But other 11:55:07

16 than it's happened, I don't recall any, no. 11:55:13

17 Q. Okay. So the same question I have for the 11:55:14

18 other members of the commission. We'll start with 11:55:18

19 Secretary of State LaRose. 11:55:21

20 Did he provide you with any input in terms 11:55:25

21 of what he wanted in the maps? 11:55:27

22 A. I think I -- as I said before, he wanted a 11:55:33

23 -- he wanted a ten-year map. A lot of his questions 11:55:42

24 were -- maybe not to me, but to President Huffman 11:55:45

25 about how the negotiations were going to be done to 11:55:48

1 try to get there. That's my -- that's my big 11:55:52

2 takeaway from the one meeting I had with him. 11:55:57

3 Q. So he was focused more on process, right, 11:56:02

4 how the negotiations would unfold with his goal 11:56:05

5 being a ten-year map rather than a four-year map. 11:56:09

6 That's what you recall discussions about? 11:56:13

7 A. Yeah. And taking the advice from you not 11:56:14

8 to speculate, I went through a lot of the same 11:56:16

9 things that I spoke to Governor DeWine and 11:56:19

10 Lieutenant Governor Houston about, and that was, you 11:56:22

11 know, what we were seeing, challenges and so forth, 11:56:24

12 and what we might have to do with republican members 11:56:28

13 being paired together. 11:56:30

14 The one thing that he articulated back, 11:56:31

15 whether it was to me or to President Huffman, was, 11:56:34

16 you know, focusing on a ten-year map. That's what I 11:56:38

17 recall. 11:56:41

18 Q. Thank you. Let's move on to auditor of 11:56:41

19 state Faber. 11:56:44

20 Did he provide you with any input with 11:56:47

21 regard to what he wished would be seen or reflected 11:56:52

22 in the map-making process that you were a part of? 11:56:55

23 A. So again, not to repeat what I said, but it 11:57:00

24 was a very similar meeting to these we just talked 11:57:04

25 about where I would have articulated the challenges 11:57:07

1 we were seeing and the things that we wanted to 11:57:09
2 achieve, reducing splits to eliminating split 11:57:11
3 jurisdictions, et cetera. 11:57:15

4 There -- there was one geography-related 11:57:17
5 issue in northwest Ohio that he was seemingly 11:57:21
6 hinting at at the meeting. But at the meeting, he 11:57:26
7 did not really elaborate on what that was at the 11:57:31
8 meeting. 11:57:33

9 Q. Did you reach a conclusion or did you have 11:57:34
10 an understanding of what he was trying to convey? 11:57:37

11 A. Much later in the process. I think I 11:57:41
12 achieved an understanding of it, but it was never 11:57:47
13 crystal clear. 11:57:50

14 Q. What -- what was that understanding of the 11:57:51
15 issue? 11:57:53

16 A. Well, he's a former state senator, and he 11:57:53
17 used to represent the 12th Senate District. And he 11:57:57
18 was talking about the geography, specifically on how 11:58:01
19 the 12th Senate District and the other district in 11:58:06
20 northwest Ohio would ultimately be drawn in the 11:58:11
21 house and senate districts. 11:58:15

22 Q. And did he give you any specific input in 11:58:17
23 terms of what he wanted to see with respect to those 11:58:20
24 districts in northwest Ohio? 11:58:24

25 A. He did not, no. 11:58:27

Transcript of Ray DiRossi
Conducted on October 19, 2021

179

1 Q. Did members of his staff? 11:58:28

2 A. Yeah. There was a conversation with a 11:58:30

3 member of his staff subsequently. 11:58:33

4 Q. And could you tell me about the substance 11:58:35

5 of that conversation. 11:58:38

6 A. It was along the same lines. The geography 11:58:39

7 -- this was after the 9/9 map had rolled out, and he 11:58:45

8 now, I guess, had had a chance to see it and analyze 11:58:50

9 it. 11:58:53

10 And I had a conversation with one of his 11:58:54

11 staff about changing the geography in the 12th 11:58:57

12 Senate District and the 1st Senate District along 11:59:01

13 the lines of a more historical -- what the district 11:59:04

14 looked like when he represented it. I'm guessing. 11:59:06

15 Q. And was the 12th senatorial district more 11:59:10

16 heavily republican or democrat? 11:59:17

17 A. I'd give you the same caveats I gave to 11:59:19

18 Mr. Klein. I would want to look and verify. 11:59:25

19 But my gut reaction is that the 12th Senate 11:59:27

20 District is a republican-leaning senate district. 11:59:31

21 Q. What about the 1st? 11:59:34

22 A. Same caveats. But I think it's a 11:59:35

23 republican-leaning senate district. 11:59:38

24 Q. As of -- from September 9th moving forward, 11:59:42

25 you had this conversation with his staffer. 11:59:46

Transcript of Ray DiRossi
Conducted on October 19, 2021

180

1	Who was the staffer, by the way?	11:59:49
2	A. You know, I -- I am almost absolutely sure	11:59:51
3	that it was Alex Bilchak.	12:00:02
4	Q. Okay. So you have this conversation with	12:00:04
5	Mr. Bilchak sometime after the 9th.	12:00:06
6	The map that was ultimately enacted, did	12:00:08
7	any changes -- were there any changes made to either	12:00:11
8	the 12th or the 1st senatorial district?	12:00:17
9	A. There were, but not along the lines as	12:00:21
10	we've been discussing. The change that I now	12:00:24
11	understand that the auditor wanted was not made.	12:00:28
12	Q. What was it that you -- what did he want	12:00:32
13	made -- was your understanding of what he wanted the	12:00:36
14	change to be?	12:00:38
15	A. I'm sorry, Mr. Funari. Can you repeat the	12:00:39
16	question?	12:00:41
17	Q. What was your understanding -- what was	12:00:42
18	your understanding of the change that he wanted to	12:00:43
19	be made?	12:00:46
20	A. My understanding of the change was that he	12:00:47
21	wanted the geography of the 12th Senate District to	12:00:51
22	be more historic to what it was maybe when he	12:00:54
23	represented it.	12:00:57
24	Q. And was that a more republican-leaning	12:00:58
25	district when he represented it?	12:01:04

Transcript of Ray DiRossi
Conducted on October 19, 2021

181

1 A. Compared to -- 12:01:05

2 Q. What was ultimately proposed and enacted. 12:01:08

3 A. I don't know. I don't know if it changed 12:01:12
4 up, down, or didn't change. I don't know. 12:01:15

5 Q. What was the change that was made to the 12:01:17
6 district between the map that was proposed on the 12:01:20
7 9th and that map that was adopted on the 16th? 12:01:24

8 A. I could tell you specifically if you could 12:01:27
9 put up a map of northwest Ohio and the adopted 9/15 12:01:29
10 map. If not, I can generally say it, but I would be 12:01:34
11 less definitive. 12:01:38

12 Q. In the interest of time, why don't you just 12:01:39
13 generally give me your understanding of what that 12:01:42
14 change was. 12:01:45

15 A. Okay. With the caveat that I don't want to 12:01:45
16 say a county that's wrong and have that be a 12:01:48
17 problem. 12:01:51

18 But there were two house districts in the 12:01:51
19 1st Senate District in northwest Ohio around 12:01:54
20 Williams County, Defiance County, Henry County, 12:01:58
21 Paulding County where the geography changed between 12:02:03
22 the 9/9 and 9/15 maps. 12:02:06

23 And that was a change in northwest Ohio, 12:02:07
24 but it was not what Auditor Faber was interested in, 12:02:12
25 to the best of my understanding. 12:02:15

1 Q. So I understand that there was some 12:02:17
2 negotiations occurring -- and I apologize. My phone 12:02:25
3 is ringing in the background. 12:02:29

4 But there was some negotiations happening 12:02:31
5 between, your testimony was, senate President 12:02:36
6 Huffman and those on the democrat leadership over 12:02:41
7 the map that was proposed on the 9th? 12:02:44

8 My question for you is, did -- either 12:02:47
9 directly or indirectly through staff, did Senator 12:02:53
10 Vernon Sykes provide you with any input in terms of 12:02:58
11 what -- you directly -- any input into the maps? 12:03:02

12 A. Directly? 12:03:08

13 Q. Yes. 12:03:10

14 A. I do not recall any -- any direction from 12:03:12
15 Senator Sykes to me directly during that process. 12:03:19

16 Q. Okay. What about indirectly? 12:03:22

17 A. I don't recall any -- I mean, I guess 12:03:23
18 that's what your definition of "indirect" is. But I 12:03:26
19 don't recall any interactions with Senator Sykes 12:03:30
20 other than me testifying and he sharing the 9/9 12:03:33
21 redistricting committee hearing itself where he did 12:03:38
22 ask me questions, and I did answer them. 12:03:41

23 Q. Okay. An example of what I mean by 12:03:43

24 "indirectly" would be your boss, Senate 12:03:47

25 President Huffman, coming back to you and saying, I 12:03:51

1 just met with Senator Sykes, and he wants us to look 12:03:55
2 at these counties for these reasons. 12:03:58
3 A. Okay. Thank you for that clarification. 12:03:59
4 You know, I understood that, whether it was 12:04:02
5 Senator Yuko or Senator Sykes -- I never really got 12:04:07
6 the impression that there were house democrats 12:04:12
7 involved in it. But President Huffman was bringing 12:04:16
8 back ideas from someone. I guess I assumed it was 12:04:19
9 Yuko and/or Sykes. 12:04:23
10 So if that -- if that meets your definition 12:04:24
11 of "indirectly," I guess that would be an example of 12:04:28
12 that. Thank you for clarifying. 12:04:32
13 Q. Sure. Just so the record is clear, you had 12:04:33
14 no direct interaction with Senator Sykes with 12:04:37
15 respect to his input into the map that you were 12:04:42
16 drawing? 12:04:47
17 A. Can you say that again? 12:04:47
18 Q. Sure. Just so the record is clear, where 12:04:48
19 you were talking about direct and indirect. I want 12:04:50
20 to just make it clear for the record that you, 12:04:53
21 personally, did not have any direct interaction with 12:04:56
22 Senator Sykes with respect to anything he wanted to 12:05:00
23 see on the map that you were drawing? 12:05:04
24 A. You switched back between indirect and 12:05:05
25 direct. You're asking about direct? 12:05:09

Transcript of Ray DiRossi
Conducted on October 19, 2021

184

1	Q. Yes. That's why I want to clarify because	12:05:10
2	we -- we went back and forth.	12:05:13
3	A. Okay. Thank you.	12:05:15
4	I do not -- I do not recall any direct	12:05:16
5	interactions with Senator Sykes, other than the	12:05:17
6	testimony on 9/9.	12:05:20
7	Q. Okay. What about House Minority Leader	12:05:21
8	Amelia Sykes, did she provide any input into what	12:05:24
9	she wanted to see in the map that you were drawing,	12:05:28
10	directly?	12:05:31
11	A. That's a -- that's a little more	12:05:33
12	complicated for me to answer because -- but if	12:05:34
13	you're asking from her, Minority Leader Sykes to me	12:05:37
14	directly --	12:05:41
15	Q. Yes.	
16	A. -- no.	12:05:43
17	But I -- I would assume, if there was any	12:05:45
18	direct or indirect communication from her, it was	12:05:47
19	going through the speaker and ultimately to Blake	12:05:50
20	and then to myself.	12:05:52
21	Q. Okay. Do you know if any of that happened	12:05:53
22	or is that speculation?	12:05:59
23	A. I -- I can't -- I don't know. Not a	12:06:00
24	question --	12:06:04
25	(Simultaneous colloquy.)	12:06:04

Transcript of Ray DiRossi
Conducted on October 19, 2021

185

1 Q. Do you know if any of that actually 12:06:04
2 happened, whether -- 12:06:06

3 A. I -- I never -- I don't know -- I cannot -- 12:06:07
4 I'm not going to speculate as to how engaged 12:06:09
5 Minority Leaders Sykes was in that, what I call 12:06:13
6 negotiations. 12:06:17

7 Q. Okay. Let's move on. 12:06:17

8 A. I did -- Mr. -- Mr. Funari, just -- 12:06:20
9 sorry -- to be -- to be complete. 12:06:23

10 Q. Yeah.

11 A. I did, after the 9/9 redistricting 12:06:24
12 committee hearing, have a very quick, what I call 12:06:28
13 hallway conversation, with Minority Leader Sykes. 12:06:32

14 I was introduced to her by her -- I don't 12:06:35
15 know if it's chief of staff or one of her -- one of 12:06:38
16 staff members who I've known for decades. And he 12:06:41
17 just asked if I had ever actually been introduced to 12:06:45
18 her, since we were both from Akron, and he made the 12:06:49
19 introduction. That was on 9/9 right after the 12:06:52
20 testimony. 12:06:55

21 So, I guess, to the extent that is direct. 12:06:56
22 It had nothing to do with redistricting. It was 12:07:00
23 just, "Hello. How are you?" But it was a direct 12:07:02
24 contact so I just wanted to be -- 12:07:04

25 Q. See, you're -- you're getting a hang of 12:07:04

Transcript of Ray DiRossi
Conducted on October 19, 2021

186

1 this. That was going to be my next question, did 12:07:08
2 you talk about anything of substance? 12:07:10
3 A. I saved you a question. You owe me one. 12:07:11
4 Q. I assume the answer is, "no," right, that 12:07:14
5 you didn't talk -- 12:07:16
6 A. What's the question? I'm sorry. 12:07:16
7 Q. You didn't -- you didn't talk with Minority 12:07:17
8 Leader Sykes about anything of substance related to 12:07:20
9 the redistricting process? 12:07:22
10 A. No. It was -- it was all exchanging of 12:07:24
11 pleasantries and that we were both born in Akron -- 12:07:26
12 or from Akron. 12:07:29
13 Q. All right. You mentioned some discussions 12:07:30
14 that you had with, I think, at least one incumbent 12:07:34
15 legislator about the map drawing process. 12:07:38
16 Did you have any conversations with anyone, 12:07:43
17 who wasn't a member of the commission or an 12:07:45
18 incumbent legislator, about what he or she wanted to 12:07:50
19 see in the map? 12:07:55
20 A. Well, that's a lot of potential different 12:07:57
21 people. I -- can you -- can you be more specific, 12:08:01
22 maybe, for me? 12:08:04
23 Q. Sure. Were there any representatives from 12:08:06
24 special interest groups, for example, that you met 12:08:11
25 with, or that Senator President Huffman met with 12:08:15

Transcript of Ray DiRossi
Conducted on October 19, 2021

187

1 that conveyed to you their desire to see certain 12:08:25
2 things in the map? 12:08:27
3 A. Hm. Trying to -- so you're outside of 12:08:28
4 legislators is what you're -- 12:08:37
5 Q. No, I didn't -- yes. Outside of elected 12:08:39
6 officers, I will say. 12:08:44
7 A. I'm trying to remember any specific -- 12:08:46
8 specific things. The only thing that I recall 12:09:02
9 sitting here that might meet your fact pattern is, 12:09:06
10 like, after the 9/9 maps had rolled out, I did 12:09:09
11 receive a text message from somebody with the -- I 12:09:12
12 think, the Ohio Right to Life association asking why 12:09:17
13 some of the republican members were being -- 12:09:24
14 districts were being made to be democrat-leaning 12:09:29
15 districts or more democratic. I didn't -- didn't 12:09:33
16 respond. 12:09:36
17 That's the only thing I remember. 12:09:38
18 MR. FUNARI: Phil, do you know if that text 12:09:41
19 message was produced? 12:09:42
20 THE WITNESS: No, I don't -- especially, 12:09:46
21 I -- I mean, I just -- I saw it, I read it, I 12:09:47
22 immediately got rid of it. It wasn't of any value 12:09:50
23 to me. That's my practice not to keep text 12:09:54
24 messages. 12:09:56
25 Q. Well, I'd ask that you go back -- not right 12:09:56

1 now, but when we're off the record -- and search for 12:09:59
2 that text message. And if you have it, you could 12:10:02
3 turn it over to your lawyer. If not, I'll follow up 12:10:04
4 with your lawyer. 12:10:07

5 MR. STRACH: Yeah. Brad, he's already 12:10:10
6 searched all -- he's already searched his text 12:10:12
7 messages for anything that was responsive or 12:10:14
8 whatever, which would have included that had it been 12:10:20
9 there. But he didn't have anything. 12:10:22

10 MR. FUNARI: Okay. Thank you for that. 12:10:25

11 Q. Other than a representative from the Ohio 12:10:27
12 Right to Life association, do you recall the input 12:10:30
13 of any other outside individuals, non-office 12:10:32
14 individuals or special interest groups, trade 12:10:38
15 associations, business executives, by way of 12:10:42
16 example, contacting you directly, or indirectly, 12:10:44
17 about what they wanted to see in the map? 12:10:50

18 A. No. I don't -- I can't think of any other 12:10:53
19 instances, that I can recall, where anybody -- I 12:11:01
20 mean, it would have been like, "Hey. How you doing? 12:11:07
21 When's the process end," type stuff. 12:11:09

22 But as far as, "Here's what we want to 12:11:11
23 see," which is your question, I don't recall any 12:11:14
24 other interactions. 12:11:16

25 Q. Did you personally attend any of the public 12:11:20

1 hearings that occurred prior to the introduction of 12:11:26
2 the map on 9/9? I believe they may have occurred 12:11:31
3 beginning the week of August 25 or so. 12:11:36
4 A. I did not. 12:11:39
5 Q. Did you receive any type of report or 12:11:40
6 transcript from those meetings? 12:11:44
7 A. I did not. I tried to and I did listen to 12:11:46
8 as many of them as I could with available -- within 12:11:53
9 the available time I had. 12:11:56
10 Q. Okay. How many -- approximately, how many 12:11:57
11 did you listen to? 12:12:02
12 A. Well, I -- I can't remember if there were 12:12:05
13 ten or 11, but I tried to listen to as much of them 12:12:07
14 as I could. So I would imagine that I listened to 12:12:10
15 part of, at least, a number of them. The majority 12:12:13
16 of them. 12:12:18
17 Q. Did any of the public comments make their 12:12:19
18 way into your map drawing process? 12:12:23
19 A. Yes. 12:12:26
20 Q. Okay. What specifically, from the public, 12:12:27
21 in those meetings that you heard and the reportings 12:12:32
22 made their way into your map drawing process? 12:12:36
23 A. Well, there was a wide range of testimony 12:12:39
24 at -- you know, I think there were two, three, four 12:12:43
25 hours, maybe even more for some of them. And there 12:12:47

Transcript of Ray DiRossi
Conducted on October 19, 2021

190

1 were at least ten of them that I think I can think 12:12:50
2 of. 12:12:53

3 There was a lot of testimony, maybe at the 12:12:53
4 hearing in Dayton, about the construction of the 12:12:56
5 districts in Montgomery County. And as I think I 12:12:59
6 talked with Mr. Fram or Mr. Klein, I think some of 12:13:04
7 those suggestions found their way into the final 12:13:09
8 maps. 12:13:12

9 I think I also, in previous conversation 12:13:13
10 with some of the other folks on the Zoom call here, 12:13:16
11 talked about testimony at the Cleveland hearing from 12:13:20
12 former -- or current -- apologies -- State 12:13:23
13 Representative Howse. And her concern was some of 12:13:29
14 the geography of the house and senate districts in 12:13:31
15 Cuyahoga County, those were -- you know, we tried to 12:13:36
16 incorporate changes in the final map to address 12:13:42
17 those issues. 12:13:44

18 There was some testimony early on, maybe 12:13:44
19 some of the first testimony at the first hearing, 12:13:48
20 about trying to make the 24th Senate District, which 12:13:49
21 currently starts in Bay Village on the west side and 12:13:54
22 wraps all the way around to more or less Mayfield 12:13:58
23 Heights on the eastern end, a more compact district. 12:14:01

24 And, obviously, I think anybody who would 12:14:05
25 look at the final maps would -- would agree that the 12:14:07

1 24th District, as adopted by and enacted by the 12:14:09
2 redistricting commission is a much more compact 12:14:13
3 traditional west side district. 12:14:15

4 There -- there were -- there were some 12:14:20
5 others. Those are the two, three, or four that 12:14:21
6 immediately jump out to me. I mean, there's 12:14:23
7 probably 30 hours of testimony. There's a lot of 12:14:25
8 testimony there about things that were not drawing 12:14:27
9 districts that follow school district boundaries. 12:14:33
10 Drawing districts in other ways that people wanted 12:14:36
11 them to follow to make sure where they lived and 12:14:39
12 where they worked were in the same district. 12:14:41

13 And I'm sure, as -- as you know from 12:14:44
14 reading the constitution, there are some very 12:14:46
15 specific construction requirements. 12:14:48

16 But those are the things that I would say 12:14:49
17 we heard the public give testimony on and we tried 12:14:52
18 to incorporate those in the -- in the maps. 12:14:55

19 Q. And just so the record is clear, those -- 12:14:57
20 that testimony you're referring to was all 12:15:01
21 pre-September 9th, correct, before you introduced 12:15:04
22 the map? 12:15:08

23 A. Well, I guess the answer to that is "yes" 12:15:09
24 and "no" -- or "no" and "yes," whatever -- 12:15:18

25 Q. My question was -- my question was, what, 12:15:20

1 if any, public comment you heard, prior to 12:15:25
2 introducing a map, made its way into the map drawing 12:15:28
3 process for the map that was introduced on 12:15:32
4 September 9? 12:15:35

5 I understand there were three -- three 12:15:35
6 public hearings after September 9th. I'm going to 12:15:38
7 ask you about those next. 12:15:40

8 A. So not to try to -- I know you're trying to 12:15:42
9 separate them, not to try to put them together. But 12:15:46
10 it's -- I'm trying to recall, in my mind, the 12:15:48
11 regional hearings versus the hearings that were held 12:15:51
12 after the map was introduced. And some of the -- 12:15:53
13 and when certain testimony was offered and when they 12:15:56
14 were incorporated. 12:15:59

15 I -- I -- I guess I would stick with my 12:16:01
16 statement that what -- the items that I articulated 12:16:03
17 were in the final map, as far as which ones of the 12:16:06
18 -- what regional hearings before the 9th or what 12:16:11
19 happened or commission hearings after the 9th, I'm a 12:16:14
20 little less clear on, but... 12:16:18

21 Q. Understood. Did the commission -- 12:16:19

22 A. I'm sure -- I'm sure there are other 12:16:23
23 examples, but those are the ones that I can recall 12:16:24
24 sitting here today. 12:16:26

25 Q. Did the commission itself ever prepare a 12:16:27

1 map? 12:16:32

2 A. Well, I -- the commission voted to propose 12:16:34

3 a map that was then publicly available for comment. 12:16:40

4 So you can -- I guess you can count that as -- as 12:16:46

5 their map. 12:16:49

6 Q. Okay. I guess I -- I meant it more 12:16:50

7 literally as used in the constitution. The 12:16:52

8 constitution provides that the commission shall draw 12:16:56

9 a map or shall prepare a map is, I believe, the 12:17:00

10 language in the constitution. 12:17:03

11 To your knowledge, did the commission 12:17:06

12 prepare a map? 12:17:07

13 MR. STRACH: Objection. Calls for a legal 12:17:11

14 conclusion. 12:17:16

15 THE WITNESS: Yeah. I -- I don't know what 12:17:16

16 the -- if you're referring to the seven individual 12:17:19

17 members, if -- what they did together outside of me, 12:17:20

18 I don't know.

19 MR. FUNARI: 12:17:26

20 Q. Do you know whether they hired an 12:17:26

21 independent map drawer to construct a map? 12:17:28

22 A. Mr. Funari, the first part of your question 12:17:33

23 was garbled. Can you ask that again? I'm sorry. 12:17:36

24 Q. Do you know whether the commission hired an 12:17:38

25 independent map drawer to prepare a map? 12:17:42

Transcript of Ray DiRossi
Conducted on October 19, 2021

194

1	A. I -- I can't speak to whether the	12:17:45
2	commission as a body did. I know that -- or it's my	12:17:50
3	understanding is that the house democrats and the	12:17:54
4	Senate democrats used outside consults to prepare	12:17:58
5	their map, if that answers your question.	12:18:02
6	Q. So you don't know whether the commission	12:18:07
7	itself hired an independent map drawer?	12:18:09
8	A. I -- yeah. I -- I can't speak to the seven	12:18:13
9	members, what they did.	12:18:17
10	Q. Did the commission have any of its own	12:18:19
11	staffers?	12:18:23
12	A. Can I make sure I understood? Did the	12:18:28
13	commission have any of its own staffers?	12:18:30
14	Q. Staff. Did the -- did the commission have	12:18:32
15	any of its own staff? Or was the staff comprised of	12:18:35
16	the staff with individual members?	12:18:39
17	A. That's a great question. I don't know the	12:18:40
18	answer to that. At the redistricting committee	12:18:43
19	hearings, at the regional hearings, and at the	12:18:45
20	redistricting committee hearings, there were staff	12:18:48
21	from many of the caucuses. I don't know if they	12:18:52
22	were acting as staff for the commission or	12:18:55
23	individual members. I don't know.	12:18:57
24	MR. FUNARI: I'm not sure if the	12:19:27
25	September 15th transcript is in the folder that	12:19:30

1 Planet Depos has, but I have a copy of it, the 12:19:36
2 transcript. And I'm going to share screen. And 12:19:40
3 I'll get that to Planet Depos to mark as our next 12:19:43
4 exhibit, which is, I think -- what would that be? 12:19:49
5 Ms. Court Reporter, is that Exhibit 7 or 8? 12:19:53
6 THE REMOTE TECHNICIAN: That would be 12:19:57
7 Exhibit 8. 12:19:59
8 (Exhibit 8 was marked for identification.) 12:20:11
9 MR. FUNARI: 12:20:11
10 Q. Do you see this, Mr. DiRossi? 12:20:11
11 A. I see something on the screen, yes. 12:20:14
12 Q. I'll represent to you that this is the 12:20:16
13 transcript from the September 15th hearing of the 12:20:18
14 Ohio Redistricting Commission, when it convened in 12:20:23
15 the morning of September 15th available at this 12:20:27
16 public hyperlink. I'm not going to ask you to read 12:20:31
17 the entire testimony. 12:20:36
18 I will ask, were you present at this 12:20:38
19 meeting? 12:20:40
20 A. I was not. 12:20:41
21 Q. Have you read the transcript from this 12:20:48
22 meeting? 12:20:50
23 A. I have not. 12:20:51
24 Q. I'm going to draw your attention right here 12:20:51
25 to this statement by Senate President Huffman at 12:20:57

1 approximately three minutes into the meeting -- into 12:21:03
2 the hearing. And it's highlighted -- this 12:21:08
3 highlighting is my highlighting -- the part of his 12:21:13
4 comments that I'm going to ask you about. But I 12:21:15
5 want to give you the opportunity to read the entire 12:21:18
6 paragraph before I do, if you would like. 12:21:20
7 A. Okay. Thank you. I'll do that now. 12:21:24
8 Q. And you let me know when I need to scroll. 12:21:26
9 A. Can you -- is it possible for you to move 12:21:32
10 the language on my screen to the left? The Zoom 12:21:36
11 window is -- it looks like it's over some of the -- 12:21:40
12 (Simultaneous colloquy.) 12:21:54
13 MR. FUNARI: You have exceeded my 12:22:01
14 technological -- 12:22:03
15 THE WITNESS: You and I both. Okay. I 12:22:07
16 think it might be okay, because it looks like 12:22:09
17 there's no words -- I'm just looking at the words up
18 on the other screen to see if this is covering
19 anything.
20 (Brief pause.) 12:23:20
21 THE WITNESS: I'm to the bottom of what I 12:23:20
22 see on the screen. 12:23:22
23 MR. FUNARI: I'm not going to ask you 12:23:25
24 anything down here, but I'm happy to give you the 12:23:26
25 opportunity to read that. 12:23:30

1 (Brief pause.) 12:23:46

2 THE WITNESS: Okay. Thank you. 12:23:46

3 MR. FUNARI: 12:23:48

4 Q. I'm not going to ask you anything about the 12:23:48

5 substantive changes. 12:23:52

6 I've highlighted an excerpt from his -- his 12:23:53

7 opening comment, Senate President Huffman's opening 12:23:57

8 comments. 12:24:02

9 He says, "I should say initially that we've 12:24:02

10 made a number of technical changes. This is, of 12:24:05

11 course, a big job with a lot of data so that 12:24:07

12 naturally these things happen. But there are a 12:24:10

13 number of technical changes, these fix misassigned 12:24:12

14 census blocks, and the block assignment files. And 12:24:16

15 really those changes, for the most part, had no 12:24:19

16 impact on -- I think that's a typo -- on 12:24:21

17 population." 12:24:25

18 Did I read that excerpt correctly? 12:24:26

19 A. That's what's highlighted, yes. You got 12:24:29

20 it. 12:24:33

21 Q. Okay. What were these technical changes 12:24:33

22 that were made to the map from the time it was 12:24:36

23 introduced on September 9th and this date when this 12:24:42

24 hearing convened on September 15th, if you know? 12:24:48

25 A. Yeah. So not to -- appreciate the 12:24:51

1 question. Not to kind of rehash what I've said 12:24:55
2 before, but I shared with Mr. Fram especially some 12:24:58
3 of my frustrations that data was an ongoing issue. 12:25:04
4 And again, when I say "data," I'm referring to the 12:25:10
5 geography files that came to us from the census 12:25:14
6 through the CURD. 12:25:20

7 We continued to have some instances where, 12:25:22
8 if you were trying to assign a precinct award, a 12:25:26
9 political subdivision, a census block, that those 12:25:34
10 units of geography weren't completely nested in each 12:25:37
11 other. 12:25:42

12 And we -- after the map was introduced on 12:25:43
13 the 9th, we continued to actively try to find if any 12:25:46
14 of those had happened in there and to clean them up. 12:25:52

15 And what he generally is referring to here, 12:25:56
16 I would assume, is that we had found a number of 12:25:59
17 those pieces of geography that block assignment file 12:26:04
18 was mis-assigning to incorrect districts. And so we 12:26:10
19 were making the changes to make sure that that was 12:26:13
20 not the case. 12:26:15

21 Q. Okay. Let me make sure I understand that. 12:26:23

22 So why did you have to make those changes 12:26:27
23 between the 9th and the 15th? 12:26:28

24 My understanding from your earlier 12:26:30
25 testimony in response to Mr. Fram was those 12:26:33

1 technical problems that you encountered were all 12:26:35
2 during the initial map-drawing phase pre-September 12:26:38
3 9th. I now understand, like you said, that 12:26:41
4 continued to the 15th. 12:26:44

5 So why did you have to make those changes 12:26:45
6 between the 9th and 15th? 12:26:47

7 A. Well, I guess what I'm saying is, the map 12:26:53
8 that was introduced on the 9th had a number of these 12:26:54
9 technical changes that had to be made. And the -- I 12:26:58
10 guess the adopting of the amendment on the 15th was 12:27:01
11 the next time that the commission actually took a 12:27:05
12 vote to amend the 9/9 plan. 12:27:08

13 Q. It goes on to say, "And really those 12:27:14
14 changes, for the most part, had no impact on 12:27:16
15 population." 12:27:20

16 Do you agree with that statement, that 12:27:21
17 these changes that are referred to as technical 12:27:24
18 changes had no impact on population within the 12:27:27
19 districts? 12:27:30

20 A. I -- you know what, I would clarify it the 12:27:31
21 exact same way he did, if this transcript is 12:27:38
22 accurate. For the most part, that's absolutely 12:27:42
23 true. 12:27:44

24 Q. So what were some of the impacts it had? 12:27:44

25 A. Well, these -- for instance -- I cannot 12:27:48

1 think of a specific one, but if you -- I'll just use 12:27:51
2 Franklin County because that was kind of the poster 12:27:57
3 child for the most challenging geography in the 12:27:59
4 state. 12:28:03

5 If you -- if there was a district that you 12:28:03
6 were constructing and you were trying to assign an 12:28:07
7 additional precinct to it, it wouldn't -- the 12:28:11
8 precinct wouldn't necessarily assign all of the 12:28:15
9 blocks that comprise a precinct. So you might try 12:28:18
10 to assign one precinct and hope to be getting 100 12:28:22
11 blocks, but only get 99 of the blocks. And then you 12:28:27
12 think, okay, well, it worked perfectly. 12:28:31

13 But then when you go back and do analysis 12:28:35
14 or run reports against the districts to make sure 12:28:38
15 that they are contiguous, to make sure that all the 12:28:41
16 block assignments are right, to make sure all the 12:28:44
17 noncontinuous portions and continuous portions of 12:28:46
18 districts are in the correct districts, you could 12:28:49
19 find some of those. 12:28:52

20 And those are what he's referring to here, 12:28:54
21 because Blake and I were able to find a good handful 12:28:55
22 of those that we wanted to fix and make -- and make 12:28:58
23 correct. 12:29:00

24 Q. Do you recall what those handful of block 12:29:01
25 assignment errors, we'll call them, were? 12:29:06

1 A. Oh, boy. I don't recall any of those 12:29:11
2 technical ones that didn't have population assigned 12:29:16
3 to them or had very, very minor population. I can't 12:29:19
4 think of an example off the top of my head. 12:29:22

5 MR. FUNARI: Okay. I believe those are all 12:29:44
6 the questions that I have for you. Give me one 12:29:45
7 second, though, to review my notes. 12:29:48

8 (Brief pause.)

9 MR. FUNARI: Mr. DiRossi, I believe those 12:30:10
10 are all of the questions I have for you. 12:30:11

11 And I have to figure out how to put this 12:30:13
12 down and see your face again. There we go. All 12:30:15
13 right. 12:30:21

14 I'm going to turn you over to any of the 12:30:21
15 other lawyers who might have questions. Thank you 12:30:23
16 for your time. 12:30:25

17 THE WITNESS: Thank you, Mr. Funari. 12:30:29

18 MS. MENASHE: On behalf of the respondents
19 Senator Sykes and Leader Amelia Sykes. Just a 12:30:57
20 couple questions for you. 12:30:57

21 EXAMINATION

22 MS. MENASHE:

23 Q. At any point before 9/9, did you ever reach 12:30:59
24 out to co-chair of the commission Senator Vernon 12:31:01
25 Sykes and ask to meet with him about what he would 12:31:08

1 like to see in the map as a co-chair? 12:31:10

2 A. What was the date that you referenced? 12:31:14

3 Q. Before 9/9. 12:31:19

4 A. Before 9/9. 12:31:21

5 I -- it was not my role to reach out to 12:31:22

6 them. That was -- that was for President Huffman to 12:31:25

7 have that direct line of communication with Leader 12:31:29

8 Yuko and/or Dr. -- I said Dr. -- Senator Sykes. 12:31:33

9 That was -- that was not my role. Those 12:31:36

10 conversations were for the president. 12:31:38

11 Q. And was it not your role because you didn't 12:31:39

12 see yourself as drafting a commission map? 12:31:43

13 MR. STRACH: Objection. 12:31:49

14 THE WITNESS: It's not my role because 12:31:53

15 he -- Senator Huffman is a senator. Senator Yuko is 12:31:55

16 a senator. Sensor Sykes is a senator. And I am a 12:31:59

17 staff person. 12:32:03

18 MS. MENASHE: 12:32:05

19 Q. So the map that you drafted and put forth 12:32:05

20 on 9/9, how do you name that map? Whose map is 12:32:08

21 that? Who did that belong to? 12:32:15

22 MR. STRACH: Objection. Objection. 12:32:16

23 Answer if you can. 12:32:18

24 THE WITNESS: I mean, it was a -- it was a 12:32:19

25 map adopted by a majority vote of the commission. 12:32:22

Transcript of Ray DiRossi
Conducted on October 19, 2021

203

1	MS. MENASHE:	12:32:27
2	Q. But before it was adopted, whose map was	12:32:27
3	it?	12:32:31
4	MR. STRACH: Objection.	12:32:32
5	THE WITNESS: I didn't name the maps. I	12:32:34
6	don't know.	
7	MS. MENASHE:	12:32:37
8	Q. So, then, before 9/9 did you ever	12:32:37
9	proactively reach out to commission member Leader	12:32:41
10	Amelia Sykes and ask her for her input in any map?	12:32:45
11	A. Again, even farther from my role. That	12:32:49
12	would have been the speaker of the house's role, and	12:32:55
13	to a lesser extent, Blake Springhetti's role, and	12:32:58
14	certainly not mine.	12:33:04
15	Q. And then after 9/9 when the map that you	12:33:05
16	had put forth was adopted, did you ever, after that	12:33:08
17	point in time, reach out to co-chair Senator Sykes	12:33:12
18	and ask him for any input that he would have in the	12:33:16
19	adopted map?	12:33:19
20	A. Again, not my role. My understanding was	12:33:21
21	all of those communications were happening with the	12:33:24
22	president and directly with Leader Yuko and/or	12:33:26
23	Leader Sykes -- or Senator Sykes. My apologies.	12:33:31
24	Q. And so, then, the same question about after	12:33:35
25	the map was adopted on 9/9, whether you reached out	12:33:38

Transcript of Ray DiRossi
Conducted on October 19, 2021

204

1	personally or not to commission member Leader Sykes	12:33:41
2	and asked about any input that she might have.	12:33:46
3	A. Any input that was come from Leader Sykes	12:33:51
4	in the house or Senator Sykes in the senate or	12:33:55
5	Minority Leader Yuko in the senate was coming	12:34:00
6	through the president to me or through the speaker	12:34:03
7	to Blake. And it was not my role to reach out to	12:34:05
8	them, nor did they ever reach out to me to offer any	12:34:09
9	input.	12:34:12
10	Q. When you say that it was coming through to	12:34:13
11	you from the speaker and the president, how do you	12:34:19
12	know that it wasn't firsthand?	12:34:24
13	MR. STRACH: Objection.	12:34:26
14	THE WITNESS: Well, I was speaking to	12:34:28
15	President Huffman directly, and he was relaying to	12:34:31
16	me things that he thought we needed to do to achieve	12:34:36
17	a ten-year map.	12:34:39
18	And also, I was being provided block	12:34:41
19	assignment files that I was being told were from the	12:34:44
20	senate democrats or from Chris Glassburn or from	12:34:47
21	Randall Rouse or mostly people on the senate side.	12:34:53
22	That was their latest proposal. So with that, I	12:34:56
23	made the assumption that that was originating with	12:35:00
24	the democrat redistricting committee members.	12:35:02
25	MS. MENASHE:	12:35:06

1 Q. When you just said you were provided those 12:35:06
2 types of files or information, what -- before 9/9 or 12:35:08
3 after 9/9 were you told that that information was 12:35:14
4 coming from the democrat side? 12:35:16

5 A. I'm a little less certain of before 9/9, 12:35:18
6 because before 9/9, the commission had not put out a 12:35:27
7 first map, as you know. So before that, I'm a 12:35:30
8 little less clear. 12:35:35

9 But afterwards, it was pretty -- pretty 12:35:36
10 obvious to me that the president, on behalf of the 12:35:39
11 senate, was in active negotiations with the 12:35:43
12 democrats. And that's my understanding of where 12:35:46
13 that information was coming from. 12:35:49

14 Q. And so to the best of your recollection, 12:35:51
15 you believe after 9/9, you were receiving files, 12:35:55
16 information, et cetera, that was coming from the 12:36:01
17 Dems but through the president or the speaker and 12:36:05
18 then to you? 12:36:09

19 A. Well, I would have got information either 12:36:10
20 verbal from the president or block assignment files 12:36:14
21 from a number of sources. But yes, ultimately, to 12:36:17
22 the best recollect- -- or the best of my knowledge, 12:36:22
23 it was coming from the democrat members of the 12:36:24
24 redistricting commission. Much more Senator Sykes 12:36:28
25 than Leader Sykes. 12:36:33

1 Q. And those block assignment files, how were 12:36:34
2 they delivered to you, in what form? 12:36:37
3 A. Flash drives. 12:36:42
4 Q. Flash drives. 12:36:42
5 And how would you be delivered a flash 12:36:44
6 drive? Who would do that? Who was that person that 12:36:46
7 would deliver that to you or -- 12:36:49
8 (Simultaneous colloquy.) 12:36:52
9 A. I don't recall if it was the president or 12:36:53
10 the senate or if I got it from -- Blake got it from 12:36:55
11 the speaker or I got it from one of the other senate 12:36:58
12 staff. I don't recall who physically handed me a 12:37:02
13 flash drive or emailed me a file. I don't recall. 12:37:06
14 Q. And if you recall, during this time frame, 12:37:10
15 so after 9/9, how many flash drives do you think you 12:37:14
16 were delivered that you believed were from the dem 12:37:19
17 side? 12:37:23
18 A. That is seemingly a simple question, but 12:37:24
19 I'm trying to recall the flurry of exchanges of 12:37:34
20 information that happened. I'm trying to remember 12:37:38
21 if the initial map that the senate democrats -- 12:37:44
22 Senator Sykes proposed to the redistricting 12:37:51
23 commission before 9/9 actually made its way to me as 12:37:53
24 a flash drive or an email. That could have been 12:37:59
25 one. 12:38:01

1 After 9/9, there was definitely one that 12:38:01
2 came back from them. And there might have been one 12:38:04
3 last one as late as September 15th, but I don't know 12:38:11
4 if that was actually an electronic file or more just 12:38:14
5 a list of requested changes. 12:38:20

6 Apologies if that's not the answer -- the 12:38:27
7 complete answer. But that's my recollection of the 12:38:30
8 file transfers. 12:38:33

9 Q. No, sure, that's helpful. 12:38:34

10 And in terms of those things that you just 12:38:37
11 listed, the flash drive that might have contained 12:38:39
12 the 8/31 map and then maybe another flash drive 12:38:43
13 after 9/9 and then maybe even something on 9/15 12:38:47
14 which was listing the requested changes, was that 12:38:51
15 information provided to your counsel through the 12:38:54
16 discovery process? 12:38:58

17 A. Can you say -- was it provided by my 12:38:58
18 counsel? 12:39:07

19 Q. No, to your counsel. 12:39:07

20 A. I don't recall. I believe the -- I believe 12:39:08
21 the 9/9 and 9/16 maps were the ones that were 12:39:15
22 provided. 12:39:21

23 Q. No, I mean the communications or the files 12:39:21
24 that were coming, in your opinion, from the Dems. 12:39:28
25 Once they were in your position, through the 12:39:32

Transcript of Ray DiRossi
Conducted on October 19, 2021

208

1 discovery process in this case, did you give those 12:39:34
2 to your counsel? 12:39:36
3 A. I don't believe so, no. I gave to my 12:39:38
4 counsel what I was told to turn over for the 12:39:46
5 subpoena documents. 12:39:50
6 MS. MENASHE: Thank you. Nothing further. 12:39:57
7 THE WITNESS: Thank you, Diane. 12:40:01
8 MR. STRACH: Thanks, Diane. 12:40:01
9 We're not going to have any questions. 12:40:02
10 Is the AG's office on? Are you all going 12:40:06
11 to have any questions? 12:40:08
12 MR. WALTON: This is Mike Walton with the
13 AG's office on behalf of the three statewides.
14 No questions. 12:40:14
15 MR. STRACH: No questions from us. 12:40:15
16 So Rob Fram, does that mean we're done? 12:40:17
17 Sorry. I'm forgetting about Erik Clark. I'm 12:40:23
18 getting everybody -- too many lawyers involved. 12:40:26
19 Erik, do you have any questions? 12:40:28
20 MR. CLARK: I have no questions at this 12:40:30
21 time. Thanks. 12:40:32
22 MR. STRACH: So now I guess we're wrapped 12:40:32
23 up. 12:40:34
24 THE VIDEOGRAPHER: Please stand by. 12:40:36
25 The time is 12:40 p.m. We're going off the 12:40:38

Transcript of Ray DiRossi
Conducted on October 19, 2021

209

1 record. This completes today's deposition.

12:40:42

2 MR. STRACH: I'm going to -- whatever Rob
3 Fram says he wants, I'm going to get the same.

12:41:01

12:41:03

4

5 (TIME NOTED: 12:41 p.m.)

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 DECLARATION UNDER PENALTY OF PERJURY

2
3 I, RAY DIROSSI, do hereby certify under
4 penalty of perjury that I have read the foregoing
5 transcript of my deposition taken on
6 October 19, 2021; that I have made such corrections
7 as appear noted on the Deposition Errata Page,
8 attached hereto, signed by me; that my testimony as
9 contained herein, as corrected, is true and
10 accurate.

11
12 Dated this day of 2021 at

13 ,

14
15
16
17 RAY DIROSSI

Transcript of Ray DiRossi
Conducted on October 19, 2021

1 UNITED STATES DISTRICT COURT)
2 THE CENTRAL DISTRICT OF NORTHERN CALIFORNIA)

3 I, TAMMY MOON, CSR No. 13184, Certified
4 Shorthand Reporter, do hereby certify:

5 That prior to being examined, the witness
6 in the foregoing proceedings was by me duly sworn to
7 testify to the truth, the whole truth, and nothing
8 but the truth;

9 That said proceedings were taken before me
10 at the time and place therein set forth and were
11 taken down by me in shorthand and thereafter
12 transcribed into typewriting under my direction and
13 supervision;

14 That a review of the transcript by the
15 deponent (was/was not x) requested;

16 That the foregoing is a true and correct
17 transcript of my shorthand notes so taken.

18 I further certify that I am neither counsel
19 for, nor related to, any party to said proceedings,
20 nor in any way interested in the outcome thereof.

21 In witness whereof, I have hereunto
22 subscribed my name.

23 Dated: 20th of October, 2021

24 

25 Tammy Moon, CSR No. 13184

Transcript of Ray DiRossi
Conducted on October 19, 2021

A			
ability	activity	203:25	39:11, 41:2,
53:6, 89:9	165:22	adopting	41:20, 42:18,
able	actually	199:10	44:7, 48:18,
37:9, 40:22,	33:5, 35:1,	advice	50:25, 53:6,
138:19, 144:4,	43:4, 78:21,	170:23, 172:4,	55:21, 62:14,
145:4, 200:21	105:13, 106:5,	172:8, 172:11,	65:12, 66:8,
above	113:2, 149:8,	172:12, 177:7	68:1, 68:14,
72:2, 89:21,	149:17, 157:2,	after	79:4, 80:24,
175:10	160:11, 165:25,	13:2, 13:5,	81:17, 82:7,
absolute	175:24, 185:1,	20:22, 21:9,	86:1, 92:13,
37:19	185:17, 199:11,	21:14, 21:15,	97:20, 99:24,
absolutely	206:23, 207:4	25:24, 28:12,	101:19, 102:14,
30:17, 64:2,	add	29:7, 29:11,	108:12, 108:24,
161:25, 180:2,	93:2, 105:19,	29:15, 34:3,	111:18, 117:25,
199:22	174:8	34:14, 36:11,	118:4, 120:8,
abuse	added	40:21, 43:19,	120:23, 123:18,
132:21	55:8	49:8, 53:14,	124:5, 124:14,
accept	adding	63:9, 66:5,	124:20, 126:3,
69:24, 71:5	93:8	71:7, 74:21,	129:10, 130:21,
access	addition	83:24, 88:4,	138:11, 138:12,
32:23, 34:22,	42:22, 64:18	90:24, 92:6,	153:6, 161:23,
35:3, 45:23,	additional	95:19, 95:20,	165:5, 169:17,
50:17, 53:13,	7:17, 37:6,	102:15, 108:15,	173:4, 177:23,
115:3	37:10, 41:13,	124:15, 134:14,	183:17, 193:23,
accounts	72:2, 72:7,	134:15, 136:19,	198:4, 201:12,
13:18	74:25, 91:25,	137:13, 138:17,	203:11, 203:20
accuracy	128:12, 162:24,	142:17, 144:25,	against
147:6	174:7, 175:6,	149:1, 152:4,	93:14, 200:14
accurate	200:7	159:7, 159:8,	aggregated
79:21, 90:4,	address	159:9, 162:9,	154:4, 154:5,
199:22, 210:10	135:12, 190:16	162:12, 162:22,	154:7
achieve	adhered	170:4, 179:7,	ago
65:23, 66:1,	155:17	180:5, 185:11,	21:17, 25:18,
178:2, 204:16	admonition	185:19, 187:10,	91:9, 163:23
achieved	132:17, 163:16	192:6, 192:12,	agree
73:1, 178:12	adopt	192:19, 198:12,	36:15, 102:1,
aclu	99:18, 171:14	203:15, 203:16,	168:5, 190:25,
3:33, 4:3	adopted	203:24, 205:3,	199:16
acting	12:13, 19:7,	205:15, 206:15,	agreed
194:22	63:10, 99:18,	207:1, 207:13	44:13, 49:16,
active	100:1, 104:4,	afterwards	176:6
205:11	104:10, 104:16,	59:3, 127:23,	agreed-to
actively	106:11, 112:9,	205:9	32:19, 48:10,
68:23, 72:20,	113:13, 113:22,	ag's	51:24, 53:16
72:21, 80:19,	113:25, 181:7,	208:10, 208:13	agreement
198:13	181:9, 191:1,	again	36:8, 37:6,
	202:25, 203:2,	15:19, 17:11,	37:11, 40:22,
	203:16, 203:19,	17:23, 34:8,	75:6, 80:14,

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>175:3 agreements 48:7 ahead 11:15, 89:16, 115:8, 137:25, 139:4, 148:14, 156:1, 156:23, 157:16, 171:7 aid 21:21 aide 21:21, 21:22 akron 20:15, 20:20, 185:18, 186:11, 186:12 al 1:3, 1:10, 3:2, 3:11, 4:16, 4:25, 9:5, 9:6, 9:19 alex 180:3 alicia 4:28 all 12:1, 13:20, 16:3, 18:2, 19:8, 21:19, 22:24, 28:3, 28:6, 32:3, 35:10, 36:10, 40:1, 40:3, 42:4, 42:15, 42:16, 42:22, 43:14, 44:19, 44:24, 50:20, 51:25, 53:23, 54:9, 54:11, 54:14, 54:22, 55:10, 59:1, 62:16, 67:1, 81:24, 84:13, 88:14, 88:16, 89:10, 89:20, 90:21, 93:12, 93:19, 95:10,</p>	<p>105:18, 107:7, 110:23, 111:18, 114:3, 116:1, 116:19, 119:20, 122:25, 129:23, 137:14, 139:6, 141:5, 143:17, 145:11, 146:10, 148:4, 148:16, 151:8, 152:11, 153:20, 154:9, 154:11, 154:14, 155:15, 155:17, 155:19, 157:19, 158:16, 159:11, 159:14, 160:1, 162:11, 162:25, 163:2, 166:13, 166:15, 167:2, 170:9, 170:10, 174:18, 186:10, 186:13, 188:6, 190:22, 191:20, 199:1, 200:8, 200:15, 200:16, 201:5, 201:10, 201:12, 203:21, 208:10 allow 46:20, 56:25 almost 52:24, 180:2 alone 69:5 along 17:23, 111:17, 117:18, 165:11, 179:6, 179:12, 180:9 alora 4:10 already 33:8, 56:7, 94:3, 103:20, 128:7, 142:22, 145:21, 162:14, 167:14, 175:11, 188:5, 188:6</p>	<p>also 5:37, 16:12, 18:3, 22:9, 23:25, 24:11, 30:9, 40:18, 41:17, 51:2, 57:11, 59:25, 68:16, 70:5, 87:1, 117:16, 117:19, 125:13, 125:20, 125:22, 148:10, 148:11, 150:3, 150:13, 153:2, 167:19, 190:9, 204:18 alternatives 142:9 although 76:14, 85:20, 142:1 always 15:8, 51:5, 52:25, 57:16, 76:14, 140:15 alyssa 5:7 amazingly 158:25 amelia 5:14, 10:3, 184:8, 201:19, 203:10 amend 199:12 amendment 199:10 american 4:9 among 35:8, 40:22, 70:14 amount 43:3, 153:15, 174:2 amounts 54:11 analyses 137:19, 140:23</p>	<p>analysis 86:19, 135:18, 135:23, 136:11, 136:14, 137:7, 137:9, 137:18, 137:22, 138:13, 138:20, 138:24, 139:16, 139:18, 139:21, 140:2, 141:13, 142:4, 147:8, 147:21, 200:13 analyze 147:19, 179:8 another 14:25, 39:19, 104:2, 121:16, 131:1, 144:9, 160:24, 161:16, 207:12 answer 8:1, 11:7, 11:16, 11:17, 40:10, 46:22, 47:19, 48:14, 74:6, 109:22, 116:22, 134:20, 134:21, 135:16, 135:18, 136:10, 139:17, 139:18, 150:17, 157:18, 172:3, 172:14, 175:23, 182:22, 184:12, 186:4, 191:23, 194:18, 202:23, 207:6, 207:7 answered 56:7, 176:2 answering 11:6, 32:13 answers 11:9, 20:3, 118:19, 194:5 antani 126:9, 126:20, 128:9, 160:15, 161:17</p>
--	---	---	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>antani's 163:11 anybody 20:4, 28:4, 28:6, 28:7, 30:20, 35:3, 59:13, 67:22, 79:19, 86:17, 86:22, 91:17, 99:8, 102:4, 102:12, 102:20, 103:12, 104:16, 105:24, 106:8, 110:15, 110:17, 111:6, 111:10, 111:11, 119:19, 119:23, 120:20, 120:24, 126:1, 126:6, 126:15, 126:23, 127:5, 127:18, 128:3, 128:16, 188:19, 190:24 anymore 121:25 anyone 26:20, 36:9, 87:22, 100:21, 107:13, 107:18, 119:11, 137:21, 176:12, 186:16 anything 20:6, 26:13, 47:3, 57:24, 83:8, 88:11, 111:22, 150:8, 159:18, 166:6, 183:22, 186:2, 186:8, 188:7, 188:9, 196:19, 196:24, 197:4 anytime 140:18, 141:6 apart 53:24, 76:2, 76:3 apologies 19:13, 109:12,</p>	<p>159:12, 166:6, 190:12, 203:23, 207:6 apologize 22:23, 29:10, 87:10, 99:15, 120:10, 182:2 appear 14:9, 14:21, 17:19, 17:20, 39:9, 44:24, 53:4, 210:7 appearances 3:1, 4:1, 5:1 appeared 42:6, 119:1 appears 86:12, 92:18 apples 36:18, 49:17, 76:9, 76:10 apples-to-apples 76:8 apply 173:8 applying 70:4 appointed 24:1, 24:8 apportionment 78:4, 82:2 appreciate 18:2, 18:11, 26:19, 33:14, 43:12, 52:4, 76:21, 89:15, 94:12, 119:6, 132:18, 142:19, 175:12, 197:25 appropriate 48:9, 53:17 approved 46:8, 73:3, 163:10, 163:19 approximately 189:10, 196:1 aptitude 47:6</p>	<p>area 7:12, 21:23, 102:14, 102:17, 114:13, 125:1 areas 47:17, 59:19, 155:9 arena 5:18 around 23:3, 26:2, 34:2, 42:1, 77:23, 111:3, 122:17, 126:22, 144:5, 146:5, 154:14, 181:19, 190:22 arrival 27:1 arrived 110:5 article 7:8, 7:17, 84:15, 137:23, 139:1, 141:10, 150:13, 150:25, 153:4, 155:1, 155:21, 156:12, 157:11, 158:2, 158:8, 170:10, 170:12, 170:15, 170:20, 171:1, 171:5, 171:16, 171:17, 171:18, 171:21, 172:8, 172:17, 172:22, 173:2 articulate 127:24, 128:13, 128:24, 136:10, 146:8, 146:21 articulated 70:23, 161:14, 175:7, 177:14, 177:25, 192:16 articulating 79:15, 81:18 aside 69:20, 69:21,</p>	<p>105:2, 128:1, 161:25, 162:13, 162:14 asked 12:20, 21:7, 27:2, 27:8, 45:5, 47:3, 48:4, 51:7, 53:12, 54:3, 58:23, 64:7, 64:19, 67:17, 75:12, 77:15, 80:16, 96:12, 96:15, 101:8, 101:9, 101:11, 103:25, 107:23, 107:25, 109:11, 128:10, 134:12, 134:14, 139:2, 166:10, 185:17, 204:2 asking 13:3, 13:4, 20:4, 39:16, 39:17, 41:5, 52:5, 53:8, 64:10, 68:6, 70:24, 71:2, 72:25, 74:10, 74:14, 74:19, 78:18, 96:9, 101:12, 107:21, 126:21, 127:6, 130:2, 130:4, 135:11, 142:7, 142:25, 149:16, 157:9, 169:15, 171:19, 171:24, 172:7, 172:11, 172:15, 183:25, 184:13, 187:12 asks 134:24, 135:10 asleep 30:15 assembly 23:6, 23:12, 25:14, 25:23,</p>
--	--	---	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>27:8, 99:19, 100:1, 104:5, 104:11, 112:8, 113:13 assessing 76:10 assessment 76:14 assign 62:20, 198:8, 200:6, 200:8, 200:10 assigned 201:2 assignment 19:5, 68:12, 106:2, 106:10, 138:5, 152:15, 197:14, 198:17, 200:25, 204:19, 205:20, 206:1 assignments 200:16 association 187:12, 188:12 associations 188:15 assume 34:19, 104:21, 109:8, 129:19, 184:17, 186:4, 198:16 assumed 183:8 assumption 204:23 athomas@acluohio 4:14 attached 210:8 attempt 131:16, 132:6 attend 188:25 attending 21:12 attention 84:6, 195:24</p>	<p>attorney 4:32, 5:27 attorneys 11:24, 12:17, 12:25, 36:6, 87:2 auditor 5:25, 77:8, 77:10, 77:18, 78:5, 78:9, 177:18, 180:11, 181:24 august 25:25, 26:2, 26:8, 26:12, 27:16, 28:13, 29:7, 29:11, 29:15, 37:3, 37:4, 41:8, 43:20, 83:14, 83:17, 110:3, 143:12, 143:14, 154:17, 154:21, 154:22, 159:5, 189:3 authenticity 147:5 authorizing 24:24 available 12:1, 32:20, 33:11, 33:13, 33:20, 33:24, 35:1, 35:9, 35:10, 36:8, 36:15, 38:7, 40:21, 48:10, 49:11, 49:13, 51:4, 52:2, 56:9, 70:9, 77:4, 103:7, 103:13, 105:8, 106:3, 106:9, 108:13, 109:9, 111:21, 138:18, 145:10, 145:24, 146:3, 189:8, 189:9, 193:3,</p>	<p>195:15 ave 3:27, 3:35, 4:5, 5:9 average 42:6, 42:17, 45:2, 45:9, 51:17, 52:9, 55:24, 56:2 averages 88:16 award 198:8 aware 34:19, 62:2, 106:23, 151:18 away 19:24, 52:15, 80:19, 86:14, 147:14</p> <hr/> <p style="text-align: center;">B</p> <hr/> <p>back 7:7, 13:9, 21:17, 27:19, 31:11, 34:16, 34:25, 36:12, 67:2, 68:24, 69:1, 69:5, 69:11, 69:15, 69:17, 70:13, 70:17, 71:3, 71:10, 71:21, 83:21, 94:14, 94:20, 97:4, 98:21, 100:18, 100:25, 109:14, 110:24, 111:3, 116:25, 117:1, 120:2, 130:23, 131:10, 131:11, 131:13, 132:14, 132:25, 133:7, 137:3, 148:21, 148:23, 149:17, 152:19, 152:24, 153:10, 157:2, 157:6, 164:5,</p>	<p>165:5, 165:9, 165:24, 167:1, 177:14, 182:25, 183:8, 183:24, 184:2, 187:25, 200:13, 207:2 background 20:13, 43:6, 182:3 backtrack 102:25 baked 144:13, 144:18 ballpark 37:2, 76:4 bannon 4:28 barron 25:7, 25:8, 80:10 base 26:24 based 59:21, 68:3, 75:19, 76:11, 116:16, 135:4 basic 169:21 basically 62:19 basics 11:3 basis 46:9, 76:8, 103:4, 149:12 bates 112:18, 115:13, 115:17, 115:18, 115:19 bates-stamped 7:10 bay 190:21 became 33:13, 65:8, 138:8 because 20:11, 25:17,</p>
--	--	---	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>31:16, 42:24, 46:6, 46:23, 49:16, 56:4, 56:5, 61:21, 65:17, 88:9, 92:6, 92:7, 103:20, 110:4, 111:15, 111:18, 114:6, 122:6, 124:23, 127:21, 130:1, 150:5, 155:7, 161:4, 162:7, 162:22, 169:7, 184:1, 184:12, 196:16, 200:2, 200:21, 202:11, 202:14, 205:6 become 62:23, 62:25 becoming 145:10 been 10:10, 11:1, 11:23, 25:16, 25:24, 37:15, 38:14, 42:1, 42:25, 43:9, 48:11, 49:8, 49:14, 54:19, 54:24, 54:25, 59:6, 60:5, 65:4, 66:3, 68:8, 68:12, 69:13, 72:4, 72:18, 74:4, 83:23, 88:6, 93:11, 100:23, 101:24, 104:23, 105:8, 110:3, 110:4, 111:15, 111:17, 118:15, 126:10, 130:13, 136:8, 138:21, 139:13, 144:21, 162:21, 165:4, 165:21, 175:19, 175:20, 180:10,</p>	<p>185:17, 188:8, 188:20, 203:12, 206:24, 207:2 befelled 173:20 before 2:3, 11:1, 11:2, 11:5, 19:14, 20:12, 26:8, 26:12, 27:15, 27:17, 34:3, 34:15, 37:2, 41:23, 42:2, 50:3, 50:5, 50:13, 50:15, 51:20, 54:3, 73:2, 77:18, 77:20, 78:16, 81:8, 83:6, 83:14, 83:17, 88:5, 95:8, 95:16, 95:21, 95:22, 95:25, 107:19, 112:25, 113:10, 118:1, 125:13, 142:12, 142:17, 143:20, 145:21, 147:12, 149:22, 150:9, 152:24, 154:10, 154:11, 158:25, 161:12, 162:9, 162:12, 165:25, 173:15, 176:22, 191:21, 192:18, 196:6, 198:2, 201:23, 202:3, 202:4, 203:2, 203:8, 205:2, 205:5, 205:6, 205:7, 206:23, 211:10 beforehand 81:5 began 151:17, 171:13 beginning 2:2, 43:16,</p>	<p>43:20, 143:12, 175:16, 189:3 begins 9:3 behalf 9:18, 9:22, 9:23, 10:1, 10:2, 201:18, 205:10, 208:13 being 11:22, 15:25, 37:9, 39:25, 40:7, 42:23, 46:8, 52:12, 53:2, 54:23, 60:16, 60:17, 61:2, 61:4, 61:5, 61:7, 61:25, 65:4, 66:23, 67:2, 67:10, 67:22, 68:15, 72:17, 72:23, 73:12, 74:7, 74:23, 75:12, 75:13, 77:4, 79:20, 93:24, 96:4, 96:15, 102:21, 103:16, 110:15, 111:20, 121:22, 122:3, 123:23, 125:16, 126:10, 128:22, 129:14, 137:19, 151:22, 155:4, 160:16, 160:19, 160:23, 161:14, 164:2, 177:5, 177:13, 187:13, 187:14, 204:18, 204:19, 211:6 believe 12:12, 12:14, 21:16, 24:25, 35:25, 36:2, 44:22, 48:6, 92:4, 95:22, 97:11, 98:18,</p>	<p>106:13, 108:10, 134:17, 148:22, 150:25, 170:12, 172:5, 189:2, 193:9, 201:5, 201:9, 205:15, 207:20, 208:3 believed 206:16 belong 202:21 benefit 84:9 bennett 4:16, 9:22, 148:9 benson 47:5, 47:8, 47:11, 47:14, 48:4, 48:12, 49:20, 108:11, 109:2, 109:19, 109:25 best 11:6, 139:18, 181:25, 205:14, 205:22 between 50:18, 58:3, 65:13, 66:14, 69:9, 106:23, 141:18, 141:23, 164:7, 165:10, 181:6, 181:21, 182:5, 183:24, 198:23, 199:6 beyond 36:20, 47:18, 48:21, 72:3, 128:23, 175:10 bfunari@reedsmith 3:30 big 55:8, 122:7, 177:1, 197:11 bigger 89:12 bilchak 180:3, 180:5</p>
--	---	--	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>bill 24:8, 24:9 binding 26:14 bipartisan 34:21, 46:9 bit 20:12, 21:24, 22:12, 33:4, 34:17, 43:19, 94:2, 123:15, 144:7, 156:22, 157:6, 160:1, 168:12 blake 30:24, 31:2, 69:13, 72:10, 72:25, 73:20, 80:4, 81:19, 87:7, 87:9, 105:22, 106:6, 106:19, 106:23, 107:5, 107:6, 111:12, 118:23, 119:20, 119:21, 119:24, 128:19, 129:18, 130:11, 152:9, 174:17, 184:19, 200:21, 203:13, 204:7, 206:10 blake's 71:19 block 19:4, 19:5, 68:12, 106:2, 106:10, 138:5, 197:14, 198:9, 198:17, 200:16, 200:24, 204:18, 205:20, 206:1 blocking 57:25 blocks 112:2, 154:4, 197:14, 200:9, 200:11 blowup 114:4, 117:3</p>	<p>board 24:7, 82:2 boarding 24:2 bob 5:3 body 194:2 bored 92:6 born 20:21, 186:11 boss 182:24 both 13:16, 13:18, 31:5, 31:9, 31:19, 31:20, 31:21, 31:23, 46:9, 64:20, 118:23, 143:1, 164:12, 167:19, 175:8, 185:18, 186:11, 196:15 bottom 88:15, 88:18, 88:21, 89:4, 95:10, 96:25, 97:17, 133:24, 196:21 boundaries 191:9 box 161:11 boy 201:1 brad 3:26, 9:18, 148:15, 148:16, 167:11, 168:20, 172:3, 188:5 branch 5:8 break 74:8, 93:17, 93:21, 93:22, 94:8, 94:18, 133:5, 144:6,</p>	<p>166:17, 166:24 breaks 93:13 brendan 5:37, 9:11 brennan 4:24, 4:27 bria 4:16 bridget 5:28, 5:35 brief 89:8, 94:25, 99:12, 113:6, 115:23, 116:3, 133:17, 134:1, 148:13, 151:5, 158:10, 196:20, 197:1, 201:8 briefing 31:12, 31:14 bring 149:17 bringing 183:7 broad 4:11, 5:32 broadway 4:29 broke 87:15 budget 24:17, 26:14, 26:15, 52:12, 83:24, 84:7, 88:4, 92:7, 102:16, 129:3 bunch 136:20 bureau 153:9 bureau's 27:1 curling 3:4, 3:14, 9:17 business 23:25, 24:4, 188:15</p>	<p>busy 29:16, 41:10 butler 121:8, 121:9, 121:12, 121:17, 122:1, 122:3, 123:5, 123:11, 155:12 by-product 132:9</p> <hr/> <p style="text-align: center;">C</p> <hr/> <p>calculated 89:24, 90:5, 90:18, 90:24, 101:14, 101:21, 110:6, 110:7 calculation 45:21, 96:16, 97:5, 99:4, 99:8, 100:14, 103:3, 107:11, 107:16, 108:4 calculations 45:13, 97:24, 98:3, 100:18, 100:20, 101:25 calculator 89:25, 90:3 calendar 56:24 california 3:20, 211:3 call 14:22, 15:5, 55:1, 124:10, 140:22, 163:7, 185:5, 185:12, 190:10, 200:25 called 10:10, 15:2, 34:23, 76:18, 86:14, 143:5, 162:19, 163:1 calls 156:15, 157:14, 193:13 came 21:17, 27:11,</p>
--	--	---	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>34:18, 34:19, 36:12, 38:25, 40:17, 54:14, 79:21, 80:4, 108:10, 112:4, 132:14, 153:1, 159:7, 170:4, 198:5, 207:2 camera 19:16 can't 10:23, 32:2, 37:18, 40:10, 40:15, 45:13, 52:11, 58:6, 74:6, 80:6, 84:2, 103:4, 106:1, 108:7, 117:9, 117:17, 118:18, 138:1, 158:22, 162:18, 165:20, 166:11, 184:23, 188:18, 189:12, 194:1, 194:8, 201:3 candidate 105:13 candidates 96:21, 97:6, 98:25, 99:21, 100:3, 100:4, 100:16, 101:4, 104:6, 115:2 cannot 69:7, 70:21, 159:17, 165:21, 185:3, 199:25 canvassed 162:14 care 96:10 carey 4:4 carolina 5:10 carry 139:11, 148:3 case 1:5, 5:37, 9:7,</p>	<p>9:11, 9:20, 63:21, 161:17, 176:13, 198:20, 208:1 categorize 75:17 caucus 22:10, 22:14, 22:25, 32:16, 33:22, 44:14, 49:10, 51:23, 67:6, 103:2 caucuses 32:17, 32:18, 33:22, 35:8, 35:11, 36:5, 36:6, 36:7, 36:15, 38:4, 40:22, 60:16, 129:11, 145:25, 194:21 caught 17:1, 17:5, 75:14 cause 146:20, 155:11 caused 121:25 caution 171:22 caveat 181:15 caveats 105:12, 124:14, 179:17, 179:22 cells 92:1 census 25:18, 25:25, 26:2, 26:10, 27:1, 27:17, 33:17, 34:18, 35:14, 36:12, 88:5, 92:7, 110:5, 121:11, 121:20, 149:22, 153:1, 153:8, 153:9, 153:13,</p>	<p>154:1, 159:7, 159:15, 197:14, 198:5, 198:9 center 4:24, 4:27 central 78:21, 211:3 certain 68:8, 70:18, 74:10, 74:14, 74:19, 114:5, 128:16, 187:1, 192:13, 205:5 certainly 25:16, 160:7, 203:14 certainty 37:19 certified 2:4, 211:4 certify 210:3, 211:5, 211:19 cetera 178:3, 205:16 challenged 70:3 challenges 79:14, 81:18, 81:21, 81:23, 82:7, 137:8, 177:11, 177:25 challenging 33:16, 136:3, 136:4, 200:3 chance 179:8 change 18:8, 18:9, 66:1, 67:24, 73:10, 74:10, 74:14, 74:19, 92:2, 122:6, 129:22, 129:24, 130:17, 147:14, 180:10, 180:14, 180:18, 180:20, 181:4, 181:5,</p>	<p>181:14, 181:23 changed 64:12, 121:10, 121:22, 137:13, 181:3, 181:21 changes 127:23, 131:9, 131:10, 132:2, 140:18, 155:10, 163:15, 164:1, 164:3, 164:7, 165:10, 165:14, 180:7, 190:16, 197:5, 197:10, 197:13, 197:15, 197:21, 198:19, 198:22, 199:5, 199:9, 199:14, 199:17, 199:18, 207:5, 207:14 changing 64:20, 131:17, 160:1, 179:11 channels 71:11 chaotic 159:1 characterization 155:20, 156:14, 157:12 charging 93:13 chat 20:5, 136:25, 137:1 check 117:11, 117:25, 118:6, 118:8, 118:9, 118:10, 124:5, 124:14, 124:21, 161:11 checked 124:11 checks 24:25 chester 3:35 chief 25:4, 27:11,</p>
---	--	--	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>80:10, 103:23, 185:15 chiefs 32:16, 36:5, 109:7 child 200:3 choose 14:13 choosing 88:23 chose 32:23 chris 204:20 chuck 22:5 cincinnati 115:5, 116:9, 116:12 circulating 169:9 citations 85:12 cities 141:2 citizens 35:2 city 4:5 civil 4:9 clarification 18:16, 21:20, 25:2, 30:4, 44:3, 50:21, 55:20, 61:10, 64:5, 74:3, 107:10, 117:23, 127:10, 156:17, 162:16, 183:3 clarify 110:13, 119:13, 120:7, 144:20, 149:5, 184:1, 199:20 clarifying 18:12, 116:24,</p>	<p>183:12 clark 4:36, 9:23, 47:5, 208:17, 208:20 classes 21:12 clean 11:8, 198:14 clear 20:1, 35:23, 55:15, 145:10, 178:13, 183:13, 183:18, 183:20, 191:19, 192:20, 205:8 cleveland 3:36, 164:18, 164:25, 165:2, 190:11 close 28:3, 38:12, 41:21, 43:20, 51:13, 74:24, 75:2, 75:5, 75:23, 75:25, 110:12 closely 135:6 closer 93:21, 168:20 co-chair 201:24, 202:1, 203:17 co-counsel 148:11 coalescing 111:3 coalition 167:12 cognizant 82:5 collaborative 3:24, 4:25, 9:19 colloquy 28:5, 29:8, 39:23, 88:24,</p>	<p>101:20, 113:1, 117:21, 120:9, 120:12, 127:4, 137:5, 184:25, 196:12, 206:8 columbus 4:6, 4:38, 5:20, 5:33 column 91:13, 91:14, 98:17, 98:19, 132:8 columns 92:1 com 3:9, 3:22, 3:30, 4:40, 5:22 combination 109:15 combining 31:17 come 29:3, 29:12, 32:19, 36:7, 56:17, 56:25, 78:5, 81:23, 94:13, 105:17, 120:15, 129:18, 132:25, 133:23, 154:18, 164:9, 166:8, 204:3 comes 79:4, 119:3 coming 120:3, 120:20, 120:24, 182:25, 204:5, 204:10, 205:4, 205:13, 205:16, 205:23, 207:24 comment 169:8, 174:11, 192:1, 193:3, 197:7 commented 170:6 commenting 76:20, 111:23,</p>	<p>169:19, 174:4 comments 174:8, 189:17, 196:4, 197:8 commission 1:10, 4:33, 7:15, 7:19, 9:6, 9:24, 12:13, 19:7, 24:2, 50:13, 51:22, 59:5, 60:18, 63:10, 67:4, 69:16, 70:14, 81:1, 87:13, 87:17, 94:23, 96:4, 96:10, 99:18, 99:25, 103:7, 104:4, 104:10, 104:17, 110:16, 112:10, 125:24, 138:7, 140:10, 142:7, 152:8, 156:5, 159:23, 166:1, 170:5, 173:1, 173:3, 173:6, 176:18, 186:17, 191:2, 192:19, 192:21, 192:25, 193:2, 193:8, 193:11, 193:24, 194:2, 194:6, 194:10, 194:13, 194:14, 194:22, 195:14, 199:11, 201:24, 202:12, 202:25, 203:9, 204:1, 205:6, 205:24, 206:23 commissioners 158:4, 158:8 committee 124:25, 182:21, 185:12, 194:18, 194:20, 204:24 common 34:24, 35:19, 50:18, 53:16,</p>
---	--	--	---

Transcript of Ray DiRossi
Conducted on October 19, 2021

<p>54:10, 76:24, 110:9, 160:24 commonly 51:3 communicate 100:20, 100:24, 101:2, 104:16, 120:1 communicating 109:25 communication 184:18, 202:7 communications 77:7, 203:21, 207:23 compact 190:23, 191:2 compared 181:1 comparing 98:20 comparison 51:25 comparisons 36:18, 50:16 competitive 62:25, 65:2 compiled 149:10 complete 135:19, 136:11, 136:13, 137:9, 138:24, 139:21, 147:9, 185:9, 207:7 completed 137:17, 137:21, 138:12, 139:25 completely 198:10 completes 209:1 compliance 137:22, 141:9 compliant 159:24 complicated 184:12</p>	<p>complied 138:25, 140:23, 152:11, 158:16, 167:22, 171:4 complies 153:4, 157:19 comply 168:8 composite 42:6, 42:9, 42:21, 43:18, 45:2, 55:24 composition 46:15 compound 109:20 comprehension 48:22 comprehensive 140:11 comprise 200:9 comprised 125:9, 194:15 computer 12:16, 13:9, 13:11, 13:14, 13:21, 13:23, 14:1, 29:4, 29:13, 29:22, 30:2, 30:6, 30:9, 30:19, 31:25, 32:2, 33:6, 39:18, 43:1, 52:6, 52:20, 55:4, 56:17, 57:3, 57:6, 75:15, 75:20, 104:22, 105:8, 105:11, 115:4, 120:5, 120:16, 120:22, 120:25, 136:2, 143:2, 144:23, 153:11, 154:2, 168:16 computers 12:2, 12:7,</p>	<p>13:17, 13:21, 32:21, 34:1, 136:8, 138:19, 143:23, 144:3, 146:5, 153:7, 153:24, 153:25 concern 63:14, 190:13 concerned 142:23 concerning 158:8 concerns 160:7 conclusion 73:16, 73:18, 150:21, 156:16, 157:15, 169:15, 178:9, 193:14 conducted 1:20, 2:1 confused 14:18, 27:5, 171:8 confusing 149:13 congressional 24:22 connection 108:20 consensus 66:25, 79:12 consequences 70:6 consider 156:4 considerable 62:15 consideration 63:10, 69:16, 155:2, 170:14 considered 53:2, 69:3, 142:8 constitution 59:2, 59:21, 60:2, 61:24, 62:6, 62:21,</p>	<p>65:18, 81:25, 82:16, 84:8, 84:11, 84:14, 84:23, 85:3, 85:5, 85:7, 85:13, 88:9, 135:2, 137:23, 139:7, 141:4, 150:6, 150:12, 152:12, 155:18, 157:20, 158:15, 159:25, 167:23, 168:9, 169:3, 169:5, 170:11, 170:16, 170:17, 171:2, 171:3, 171:16, 171:21, 172:9, 172:23, 173:2, 191:14, 193:7, 193:8, 193:10 constitutional 5:31, 58:25, 62:17, 78:22, 79:14, 81:23, 82:3, 121:24, 151:9, 151:19, 156:6, 156:8, 156:14, 157:8, 157:12, 169:10, 169:12, 169:14, 170:15, 173:19 constitutionally 18:1 construct 193:21 constructing 59:20, 200:6 construction 59:24, 61:23, 64:16, 121:18, 139:7, 152:13, 156:6, 157:8, 157:13, 158:14, 158:16, 169:20, 174:18, 190:4, 191:15 consult 150:4</p>
--	---	--	--

Transcript of Ray DiRossi
Conducted on October 19, 2021

<p>consultant 34:21, 37:12, 47:5, 47:6, 109:8 consultants 45:23, 46:1, 46:3, 46:4, 46:18, 47:4, 48:6, 49:15, 54:23 consulted 12:25, 170:23 consulting 13:2, 46:24, 149:7, 149:9 consults 194:4 consuming 136:5 contact 108:1, 185:24 contacting 188:16 contained 121:14, 124:10, 125:15, 127:13, 130:3, 130:5, 151:10, 170:10, 171:5, 207:11, 210:9 contains 99:19, 100:2, 104:5 content 172:11 contention 125:17 context 159:19 contiguity 152:13 contiguous 155:16, 200:15 continue 70:14, 73:21, 130:24, 145:8 continued 198:7, 198:13,</p>	<p>199:4 continuing 75:23, 146:9, 146:13 continuity 140:24, 169:22 continuous 200:17 contracted 34:21 control 23:6, 23:9, 23:15, 23:21, 91:4 controlled 23:12 convened 195:14, 197:24 conversation 27:12, 27:22, 27:24, 28:8, 28:10, 59:11, 59:12, 60:25, 61:4, 61:6, 61:20, 64:11, 64:24, 73:17, 74:17, 75:8, 77:25, 78:5, 81:7, 96:6, 99:9, 102:14, 104:20, 105:1, 105:2, 107:14, 108:8, 125:4, 125:25, 126:5, 126:13, 126:15, 126:19, 126:23, 126:25, 128:2, 128:25, 143:18, 158:19, 159:3, 159:6, 159:14, 159:19, 179:2, 179:5, 179:10, 179:25, 180:4, 185:13, 190:9 conversations 13:3, 27:10, 27:23, 29:25, 32:14, 33:21,</p>	<p>35:7, 35:21, 35:24, 36:1, 37:5, 37:18, 38:4, 47:8, 49:9, 59:6, 59:14, 59:17, 59:23, 60:1, 60:11, 60:12, 60:15, 60:20, 61:11, 61:19, 63:3, 63:5, 63:11, 63:14, 63:16, 65:13, 66:5, 66:14, 66:17, 68:16, 71:20, 72:9, 72:12, 73:22, 74:5, 74:23, 75:3, 75:24, 76:23, 80:20, 81:5, 81:17, 82:8, 102:23, 103:16, 103:17, 111:6, 111:10, 111:14, 125:6, 127:17, 128:14, 130:25, 131:13, 135:25, 137:12, 138:5, 140:9, 141:18, 142:20, 142:23, 143:7, 143:11, 145:25, 146:2, 147:16, 158:7, 164:6, 171:25, 172:1, 174:12, 186:16, 202:10 convey 102:4, 140:3, 141:12, 141:15, 178:10 conveyed 68:16, 144:21, 187:1 coontz 5:28 coontz@ohioattor- neygeneral 5:35</p>	<p>copies 88:20 copy 86:24, 87:21, 170:17, 195:1 corporations 40:2 correct 20:24, 21:2, 24:10, 32:10, 49:1, 49:7, 85:23, 90:9, 98:1, 106:17, 123:6, 149:1, 149:7, 149:19, 158:4, 170:12, 171:6, 172:15, 174:15, 191:21, 200:18, 200:23, 211:17 corrected 136:18, 175:4, 210:9 corrections 210:6 correctly 49:19, 55:9, 93:15, 129:2, 130:18, 140:14, 152:18, 197:18 correspond 135:6 corresponding 44:12 could 12:4, 14:12, 19:11, 30:14, 32:20, 33:5, 33:6, 33:8, 36:16, 36:17, 37:7, 37:11, 39:8, 39:9, 43:24, 45:24, 46:17, 48:2, 48:7, 50:10, 52:20, 53:3, 57:18, 57:20, 58:4, 58:6,</p>
---	--	---	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>68:13, 68:25, 69:14, 69:17, 70:13, 70:14, 71:8, 71:20, 73:1, 78:21, 82:3, 82:11, 84:11, 96:12, 99:14, 106:4, 108:17, 109:8, 110:4, 112:24, 113:4, 113:20, 114:8, 115:7, 118:13, 119:13, 122:13, 130:12, 130:23, 131:1, 131:12, 132:20, 133:10, 133:22, 138:8, 139:10, 139:11, 140:22, 144:14, 146:23, 146:25, 147:4, 147:6, 155:7, 157:2, 168:14, 179:4, 181:8, 188:2, 189:8, 189:14, 200:18, 206:24 couldn't 56:11, 58:7, 87:14, 162:8 counsel 9:14, 11:13, 11:16, 12:11, 18:14, 18:20, 19:1, 20:3, 87:20, 118:13, 133:18, 148:7, 167:3, 167:11, 170:23, 171:20, 207:15, 207:18, 207:19, 208:2, 208:4, 211:19 counsels 36:4 count 92:12, 193:4 counties 40:1, 54:11,</p>	<p>60:8, 72:7, 78:20, 122:2, 123:4, 141:1, 154:7, 155:13, 173:25, 174:5, 174:12, 176:3, 176:6, 183:2 county 7:12, 7:14, 64:2, 64:17, 66:1, 73:8, 73:10, 114:9, 114:13, 114:15, 116:8, 119:9, 119:11, 120:4, 120:17, 120:22, 121:1, 121:4, 121:7, 121:12, 121:15, 121:17, 121:22, 122:3, 122:10, 122:12, 122:18, 122:20, 123:1, 123:3, 123:10, 123:16, 124:10, 124:22, 125:12, 125:15, 127:7, 127:8, 127:13, 128:1, 128:20, 129:9, 130:6, 130:10, 131:9, 131:21, 132:16, 140:19, 164:4, 164:21, 169:24, 181:16, 181:20, 181:21, 190:5, 190:15, 200:2 couple 11:3, 25:18, 34:5, 34:22, 72:22, 78:16, 78:19, 78:20, 91:9, 93:11, 129:21, 147:13, 155:9, 201:20 course 84:14, 128:10, 197:11</p>	<p>court 1:1, 9:7, 10:5, 195:5, 211:1 courtesy 132:21 courtyard 30:13 cover 112:17, 112:19 covered 167:14 covering 196:18 covington 3:4, 3:14, 9:16, 10:17 crackled 78:25 crackly 54:2, 91:21, 108:21 cramer 4:19 create 45:8, 86:6, 93:5, 93:7 created 31:16, 54:1, 83:11, 83:24, 88:4, 91:10, 91:19, 91:22, 114:4, 149:21, 149:23 creating 83:9, 87:25 creation 58:13 crossover 123:11 crr 1:28, 2:4, 6:4, 7:4 crystal 178:13 csr 1:28, 6:4, 7:4, 211:4, 211:26 cuff 5:3</p>	<p>cupp 10:1, 69:14, 72:13, 74:2, 79:18, 80:3 curd 34:23, 36:12, 108:13, 198:6 current 24:14, 39:12, 39:19, 39:24, 39:25, 106:9, 162:17, 164:19, 190:12 currently 190:21 customize 14:12, 14:16, 52:20, 53:7 cut 47:24, 100:9 cuyahoga 66:1, 164:4, 164:21, 190:15</p> <hr/> <p style="text-align: center;">D</p> <hr/> <p>daily 128:19 data's 49:19 database 34:24, 35:20, 54:10, 55:8 databases 48:20 date 9:9, 36:24, 37:1, 41:5, 84:3, 197:23, 202:2 dated 210:12, 211:24 dates 43:6, 43:8, 43:9 dave's 37:9, 37:15, 37:22, 38:2, 38:3, 40:7,</p>
--	--	---	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>40:9, 40:14, 40:17, 40:18, 109:5 david 3:17, 4:4 day 9:11, 31:10, 34:18, 72:18, 93:15, 140:5, 210:12 days 26:5, 34:22, 42:1, 50:3, 50:5, 50:15, 75:4, 77:20, 78:16, 138:9, 147:14, 150:23, 152:4, 153:12, 156:3, 158:22, 165:23 days-ish 150:23 dayton 21:23, 124:7, 124:8, 124:9, 125:14, 125:20, 130:4, 130:5, 190:4 dc 3:7, 4:21 dcarey@acluohio 4:7 deadline 78:16, 147:15 dealing 139:7 deals 135:3 dealt 169:19 decade 82:3, 84:19, 121:13 decades 155:6, 173:20, 185:16 declaration 210:1</p>	<p>dedicated 57:14 defects 169:10 defiance 181:20 definitely 65:20, 115:12, 207:1 definition 48:22, 182:18, 183:10 definitive 181:11 definitively 118:1 degree 20:25 deliver 206:7 delivered 206:2, 206:5, 206:16 dem 206:16 democrat 15:18, 15:24, 16:6, 16:14, 16:24, 17:9, 17:15, 18:6, 18:18, 31:24, 33:9, 34:10, 44:14, 45:15, 49:6, 49:21, 50:24, 51:18, 58:21, 59:3, 59:10, 61:17, 62:11, 65:8, 65:24, 66:24, 68:13, 68:18, 71:15, 72:1, 74:21, 76:11, 78:4, 93:8, 107:21, 107:22, 117:16, 125:23, 128:23, 129:6, 130:16, 139:15, 141:6, 152:7,</p>	<p>179:16, 182:6, 204:24, 205:4, 205:23 democrat-leaning 59:9, 60:23, 63:19, 63:20, 64:23, 65:3, 65:6, 65:21, 68:24, 70:12, 71:8, 74:25, 75:10, 76:18, 105:15, 123:16, 123:24, 124:17, 125:11, 126:11, 129:16, 129:17, 132:2, 132:8, 160:17, 164:12, 187:14 democratic 17:18, 32:9, 32:16, 33:21, 34:13, 51:23, 67:6, 69:3, 69:22, 71:5, 90:6, 100:4, 103:1, 115:2, 126:21, 129:11, 142:6, 145:25, 187:15 democratic-leani- ng 63:25, 64:4, 75:12, 116:15 democrats 23:5, 23:14, 23:21, 32:22, 50:14, 59:4, 63:6, 69:5, 70:18, 73:25, 74:10, 74:14, 74:19, 76:17, 92:20, 103:17, 105:11, 106:25, 109:6, 129:12, 130:1, 130:2, 130:4, 183:6, 194:3, 194:4, 204:20, 205:12,</p>	<p>206:21 demoted 22:22 dems 205:17, 207:24 department 24:3 depending 53:1, 110:22 deponent 211:16 depos 9:12, 10:6, 195:1, 195:3 deposed 11:1 deposition 1:17, 2:1, 9:4, 9:12, 11:21, 20:2, 175:17, 176:12, 209:1, 210:5, 210:7 depth 117:5 deputy 22:13, 22:17 described 119:2, 127:23, 154:21, 173:13 describing 66:22 description 7:6, 64:2, 112:8, 115:9 desire 187:1 determine 104:1, 137:22, 138:25 determining 88:10, 150:7, 153:3 deviations 16:8, 17:25, 32:4, 52:22, 58:12 devices 13:15</p>
--	---	--	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>dewine 5:24, 81:11, 173:11, 173:16, 173:22, 174:13, 175:24, 177:9 dewine's 176:12 diane 5:17, 5:22, 10:2, 208:7, 208:8 dif 122:2 difference 98:3, 98:4, 98:9 different 14:9, 34:5, 36:1, 42:5, 53:24, 54:14, 56:5, 57:14, 66:11, 97:23, 110:21, 111:7, 111:8, 111:9, 122:2, 122:10, 138:17, 145:12, 163:12, 171:11, 186:20 differently 98:6 difficult 59:21, 75:17 digest 68:25, 69:17 digits 76:5 direct 72:12, 161:2, 161:6, 172:13, 183:14, 183:19, 183:21, 183:25, 184:4, 184:18, 185:21, 185:23, 202:7 directed 138:21, 138:22 direction 182:14, 211:13</p>	<p>directly 163:4, 182:9, 182:11, 182:12, 182:15, 184:10, 184:14, 188:16, 203:22, 204:15 director 22:13, 22:17, 22:19, 24:16, 52:12 dirossi 1:17, 2:1, 6:2, 6:5, 7:2, 9:4, 10:9, 10:15, 10:21, 83:3, 95:2, 112:15, 114:12, 116:6, 134:4, 148:19, 148:24, 151:8, 152:1, 158:18, 167:8, 168:5, 195:10, 201:9, 210:3, 210:17 discovery 207:16, 208:1 discuss 119:10, 173:1 discussed 42:19, 52:19, 61:2, 61:7, 62:12, 67:10, 67:14, 119:7, 119:22 discussing 148:24, 180:10 discussion 61:17, 80:13, 96:1, 125:17 discussions 95:24, 172:20, 176:11, 177:6, 186:13 displaced 147:23 displacement 132:3 display 15:3, 15:5,</p>	<p>15:6, 15:8, 15:11, 15:22, 16:1, 16:7, 17:19, 17:22, 18:4, 18:17, 31:25, 33:7, 34:7, 34:8, 34:14, 39:10, 42:4, 42:6, 44:25, 45:3, 51:16, 52:8, 52:12, 52:15, 52:20, 52:25, 53:4, 53:7, 55:12, 55:18, 55:25, 56:2, 57:9, 57:11, 57:16, 57:18, 57:25, 58:1, 58:5, 58:10, 58:18, 119:2, 120:6, 120:16, 147:2 displayed 15:1, 17:12, 18:15, 45:6 displaying 16:20, 45:17 displeased 160:16, 164:23 displeasure 160:8, 161:1 disruption 155:11 divide 31:6 division 31:8 document 83:6, 83:9, 86:21, 86:25, 87:5, 87:22, 87:24, 88:1, 88:3, 88:8, 88:12, 88:15, 88:20, 90:1, 91:4, 91:16, 91:20, 91:23,</p>	<p>91:24, 91:25, 93:5, 95:2, 95:18, 95:25, 96:13, 96:20, 97:3, 97:21, 99:14, 102:15, 102:18, 102:19, 112:21, 112:22, 113:9, 113:19, 113:25, 114:5, 114:24, 115:8, 118:16, 149:6, 149:8, 149:10, 149:20, 150:1, 150:4, 151:10 documents 87:3, 91:4, 93:7, 208:5 doing 25:21, 30:25, 35:11, 60:8, 62:7, 69:13, 88:11, 93:13, 111:22, 135:22, 141:11, 147:21, 148:20, 150:8, 164:3, 175:9, 175:11, 188:20 done 19:14, 20:12, 39:18, 45:14, 90:2, 90:19, 91:15, 96:4, 96:9, 137:20, 138:21, 140:21, 141:16, 141:21, 142:12, 146:8, 152:6, 164:2, 176:15, 176:25, 208:16 doubt 145:9 down 74:8, 95:10, 97:17, 99:13, 99:16, 114:23, 116:2, 121:25, 133:23, 135:10,</p>
---	--	---	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>144:6, 181:4, 196:24, 201:12, 211:12 dr 202:8 draft 28:19 drafted 202:19 drafting 170:13, 202:12 draw 26:7, 62:19, 193:8, 195:24 drawer 193:21, 193:25, 194:7 drawing 14:2, 15:7, 18:7, 25:13, 26:12, 26:22, 27:3, 27:7, 28:12, 29:4, 29:11, 30:7, 30:21, 33:12, 77:9, 81:13, 107:4, 155:23, 156:11, 159:24, 167:22, 168:8, 171:4, 171:12, 171:13, 172:20, 173:12, 183:16, 183:23, 184:9, 186:15, 189:18, 189:22, 191:8, 191:10, 192:2 drawings 29:4 drawn 14:10, 15:13, 15:23, 32:10, 33:10, 110:15, 122:2, 160:23, 161:15, 161:16, 174:14, 178:20 drew 14:14, 169:16 drive 206:6, 206:13,</p>	<p>206:24, 207:11, 207:12 drives 206:3, 206:4, 206:15 drove 98:8 dublin 4:37 duly 10:10, 211:7 dumb 139:9 during 59:14, 66:16, 72:13, 77:3, 81:12, 101:5, 107:19, 108:6, 123:24, 126:3, 135:5, 164:18, 165:22, 166:6, 171:12, 172:19, 182:15, 199:2, 206:14 duties 25:12, 26:17, 29:17 duty 86:15</p> <hr/> <p style="text-align: center;">E</p> <hr/> <p>each 45:1, 45:9, 105:10, 135:6, 154:3, 173:9, 198:10 earlier 70:23, 83:16, 135:24, 137:11, 145:25, 148:25, 150:4, 155:13, 160:2, 173:13, 198:24 early 27:19, 33:20, 41:8, 43:25, 44:4, 44:20, 58:24, 59:18,</p>	<p>59:23, 60:10, 61:8, 61:14, 61:15, 61:19, 62:9, 65:13, 77:22, 146:5, 149:2, 149:19, 153:6, 153:12, 153:18, 153:20, 154:9, 154:10, 155:7, 155:13, 155:14, 156:3, 171:15, 190:18 earnest 63:12, 147:18 easier 114:6, 129:25 east 164:25, 165:16 eastern 190:23 easy 75:15 economic 22:11 edges 94:2 edward 10:21 effect 167:20, 167:24 effort 43:3, 49:10, 84:8, 124:6, 153:15, 173:24 efforts 46:10, 138:21 either 23:9, 23:15, 29:18, 53:1, 74:1, 108:13, 131:5, 180:7, 182:8, 205:19 ejclark@organleg- al 4:40 elaborate 42:8, 178:7 elected 187:5</p>	<p>election 35:22, 36:20, 37:15, 37:25, 40:5, 40:13, 40:17, 40:24, 41:13, 42:5, 42:7, 42:10, 43:17, 43:21, 44:1, 44:5, 44:11, 44:20, 45:2, 45:9, 47:12, 47:15, 48:5, 48:9, 48:12, 48:17, 48:18, 48:19, 48:23, 48:25, 49:2, 50:23, 51:2, 51:3, 51:11, 51:17, 52:9, 52:10, 53:23, 54:6, 54:14, 55:10, 55:23, 55:24, 58:18, 74:20, 75:19, 78:3, 85:22, 86:2, 86:4, 86:8, 86:9, 92:14, 92:17, 93:9, 103:14, 108:12, 108:19, 109:4, 109:10, 110:7, 110:18, 110:23, 123:17, 135:5, 136:1, 138:15, 141:13, 143:2, 143:17, 144:2, 144:10, 144:15, 145:5, 145:14, 145:18, 145:23, 146:16, 146:23 elections 35:16, 38:20, 42:15, 44:24, 49:7, 76:25, 84:19, 84:23, 85:7, 85:17, 85:25, 86:4,</p>
---	---	--	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>86:18, 88:17, 89:20, 90:6, 92:11, 92:16, 93:1, 93:2, 96:17, 101:15, 101:22, 102:6, 102:7, 102:22, 103:8, 103:14, 108:9, 110:19, 111:8, 116:24, 144:12, 144:17, 145:19 electronic 207:4 elias 4:17, 9:21, 148:8 eliminating 178:2 else 10:4, 17:23, 18:1, 30:20, 37:16, 48:11, 59:13, 79:19, 79:23, 79:25, 87:22, 102:12, 105:24, 106:1, 110:17, 116:21, 119:23, 175:4 elsewhere 58:16 email 13:18, 20:5, 28:19, 28:24, 206:24 emailed 206:13 emails 12:2, 78:13 employed 21:11, 21:18 employees 46:3 enacted 118:22, 118:25, 180:6, 181:2, 191:1 encountered 199:1</p>	<p>encouraging 79:11 end 31:10, 37:4, 43:20, 66:19, 67:24, 79:24, 111:19, 135:14, 135:17, 143:11, 143:14, 156:20, 188:21, 190:23 endeavoring 174:18 ended 151:22 engaged 36:7, 60:13, 72:20, 72:21, 101:5, 185:4 enough 17:7, 49:4, 51:9, 75:9, 116:22 ensuring 171:3 entire 35:2, 71:5, 71:15, 140:15, 195:17, 196:5 equality 152:13, 169:22 equipment 13:16 eric 9:23 erik 4:36, 208:17, 208:19 errata 210:7 errors 56:10, 156:6, 156:14, 157:8, 157:13, 200:25 especially 58:15, 187:20, 198:2 esq 3:5, 3:15,</p>	<p>3:16, 3:17, 3:18, 3:26, 3:34, 4:4, 4:10, 4:18, 4:19, 4:28, 4:36, 5:6, 5:7, 5:8, 5:17, 5:28, 5:29, 5:30 essence 168:6 et 1:3, 1:10, 3:2, 3:11, 4:16, 4:25, 9:5, 9:6, 9:19, 178:3, 205:16 even 36:6, 63:20, 65:5, 78:15, 88:5, 102:14, 102:18, 145:15, 153:7, 154:10, 158:25, 176:14, 189:25, 203:11, 207:13 eventually 16:19, 49:23 ever 17:12, 28:24, 29:3, 29:12, 58:8, 58:17, 58:20, 68:7, 74:9, 74:13, 74:18, 75:6, 75:7, 77:7, 78:24, 83:6, 86:17, 86:21, 86:24, 87:4, 87:7, 87:12, 87:16, 87:19, 87:21, 87:24, 90:23, 95:8, 95:22, 95:24, 96:15, 99:7, 100:13, 100:14, 100:20, 100:24, 101:2, 101:10, 102:4, 102:11, 102:20, 104:15,</p>	<p>119:10, 119:18, 120:3, 120:15, 125:18, 125:25, 127:17, 137:9, 137:17, 137:21, 138:24, 139:21, 139:25, 158:7, 163:1, 171:15, 171:19, 185:17, 192:25, 201:23, 203:8, 203:16, 204:8 every 13:20, 124:20, 152:6 everybody 36:16, 37:7, 37:11, 77:6, 80:9, 106:1, 110:9, 111:2, 153:12, 208:18 everyone 76:24, 138:2 everything 12:4, 12:18, 17:23, 18:1, 76:7, 112:5, 147:13, 158:23 evolved 147:22 evolving 136:15, 136:16, 137:16, 138:16, 140:4 exacerbating 112:5 exact 199:21 exactly 168:1 examination 6:1, 6:7, 10:13, 148:17, 167:6, 201:21 examined 211:6 example 69:7, 141:22,</p>
---	---	--	--

Transcript of Ray DiRossi
Conducted on October 19, 2021

<p>182:23, 183:11, 186:24, 188:16, 201:4 examples 164:15, 192:23 exceeded 196:13 excel 54:25, 55:3, 89:25, 90:2 except 110:10 excerpt 197:6, 197:18 exchange 78:15 exchanges 206:19 exchanging 147:17, 186:10 excuse 164:20 executives 188:15 exercise 27:7 exhibit 7:7, 7:8, 7:10, 7:12, 7:14, 7:15, 7:17, 7:19, 82:21, 82:23, 83:1, 83:4, 86:22, 95:4, 95:5, 97:5, 97:9, 97:15, 97:17, 98:21, 98:22, 99:14, 99:15, 101:16, 112:12, 112:14, 114:10, 114:11, 114:12, 117:2, 122:14, 122:15, 122:16, 122:20, 133:16, 133:19, 133:21, 134:5, 148:22, 151:3, 151:6, 195:4, 195:5,</p>	<p>195:7, 195:8 exhibits 7:1 existed 110:18 exists 151:16 experiencing 145:2 expert 18:22, 42:24 expertise 39:14 experts 46:24 explain 50:10, 56:11 explained 137:8 explanation 88:3 export 152:18 exported 19:2, 118:21 exports 18:23 expressing 143:4, 143:7 extent 185:21, 203:13 extra 141:1 extremely 29:16, 136:4</p> <hr/> <p style="text-align: center;">F</p> <hr/> <p>faber 5:25, 77:8, 77:11, 78:6, 78:9, 177:19, 181:24 face 201:12 fact 68:5, 69:19, 72:17, 82:6, 102:5, 111:7,</p>	<p>113:12, 125:20, 126:12, 128:9, 142:15, 147:10, 165:19, 172:12, 187:9 factual 47:9 fair 17:7, 20:14, 49:4, 51:9, 54:3, 70:16, 92:15, 116:22, 155:19, 158:15 falcons 20:18 fall 30:15 familiar 113:11, 151:9, 151:13, 163:21 fan 126:10 far 106:20, 188:22, 192:17 farther 203:11 fast 36:11, 137:16, 170:2 favor 105:13, 115:2, 135:6 favored 105:10 favoring 97:6, 99:20, 100:2, 100:4, 100:15, 101:3, 104:6, 104:18, 107:12, 107:17, 108:5 february 27:19 federal 135:4 feed 47:24</p>	<p>feedback 31:12, 31:14, 160:3, 160:10, 160:13, 161:7, 162:3, 162:13, 163:9, 163:17, 164:15, 166:2, 166:3 feel 19:24, 148:25, 157:18 felt 29:17, 59:19, 61:22, 75:1, 162:23, 170:21 few 21:17, 42:1, 50:3, 50:5, 64:14, 112:21, 125:21, 148:10, 162:7, 162:8, 166:9, 167:13 fifth 3:27, 133:24, 134:17, 134:19, 134:20 figure 154:23, 201:11 figured 72:8 figures 96:12 file 18:25, 42:25, 68:12, 106:3, 119:4, 198:17, 206:13, 207:4, 207:8 files 12:10, 12:11, 12:15, 12:21, 13:6, 18:14, 18:23, 19:5, 54:13, 54:20, 54:25, 55:3, 55:7, 106:10, 117:12, 118:14, 118:18, 118:21,</p>
--	---	---	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>138:6, 152:17, 152:18, 197:14, 198:5, 204:19, 205:2, 205:15, 205:20, 206:1, 207:23 fill 86:10 filled 85:16, 86:7, 86:8 final 12:12, 12:16, 12:21, 13:7, 65:7, 65:22, 66:6, 66:19, 67:5, 67:11, 73:2, 75:3, 99:19, 100:1, 100:16, 104:4, 104:10, 104:16, 106:2, 108:7, 112:8, 113:12, 150:22, 152:22, 165:8, 171:14, 190:7, 190:16, 190:25, 192:17 finally 110:5 finance 20:25, 22:13, 22:17, 22:19, 24:16, 24:17 find 49:11, 69:2, 79:12, 82:3, 82:11, 155:7, 198:13, 200:19, 200:21 finding 60:2, 136:17 fine 93:23, 93:25 finish 11:5 firestone 20:15 first 21:9, 21:15,</p>	<p>21:16, 39:6, 41:22, 49:25, 51:22, 54:2, 81:8, 90:24, 91:14, 91:15, 91:25, 95:17, 97:14, 98:17, 112:18, 112:21, 112:23, 113:2, 132:6, 151:8, 167:18, 190:19, 193:22, 205:7 firsthand 204:12 fits 64:2 five 50:15, 70:22, 72:3, 76:3, 113:2, 147:14, 150:22, 152:4, 166:19 five-and-a-half 138:9 five-minute 93:22, 94:1, 94:13 fix 197:13, 200:22 flash 206:3, 206:4, 206:5, 206:13, 206:15, 206:24, 207:11, 207:12 flevenson@acluoh- io 3:37 flex 132:20 flexibility 94:7 flexible 94:10 flr 5:32 flurry 206:19 focal 145:1</p>	<p>focus 18:5, 26:17, 26:19, 51:25, 52:2, 52:13, 52:21, 53:20, 58:25, 62:15, 67:17, 70:8, 73:14, 102:17, 108:16, 138:8, 142:9, 147:23, 150:22, 152:21, 152:22, 154:10, 157:22, 158:2, 158:13, 158:14, 164:10 focused 16:10, 33:5, 52:14, 56:12, 68:21, 69:9, 70:25, 71:21, 75:20, 122:5, 122:8, 139:5, 140:3, 140:15, 148:2, 150:19, 153:19, 153:20, 155:3, 155:6, 155:9, 155:14, 164:11, 170:20, 173:17, 173:18, 177:3 focusing 134:13, 177:16 folder 194:25 folk 169:17 folks 190:10 follow 60:2, 61:23, 62:6, 65:18, 81:24, 82:16, 126:18, 167:15, 169:12, 170:9, 174:18, 174:22, 188:3, 191:9, 191:11 followed 52:1, 59:1,</p>	<p>59:20, 62:16, 139:6 following 58:25, 59:24, 134:11, 158:14, 159:15, 169:2, 169:6, 169:16 follows 10:11, 135:16 footprint 61:22 foregoing 210:4, 211:7, 211:17 forget 93:12 forgetting 208:17 form 121:17, 141:14, 146:4, 162:17, 206:2 formal 28:23, 40:7 formation 169:22 formats 54:15 formatted 144:22 former 24:1, 178:16, 190:12 forms 54:24, 55:3 forth 12:2, 15:10, 52:23, 67:2, 100:18, 151:18, 157:10, 165:9, 170:15, 172:22, 177:11, 184:2, 202:19, 203:16, 211:11 forward 36:17, 53:14, 67:4, 67:6, 88:5, 156:3,</p>
--	---	--	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>179:24 found 40:18, 49:13, 56:10, 156:7, 190:7, 198:16 foundation 3:33, 4:3, 47:1 four 123:2, 130:9, 189:24, 191:5 four-year 177:5 fourth 133:23 fram 3:16, 6:8, 9:16, 10:14, 10:17, 19:21, 19:23, 38:19, 47:1, 47:25, 49:4, 66:8, 77:14, 80:25, 82:19, 82:24, 83:2, 93:11, 93:25, 94:5, 94:12, 94:21, 95:1, 95:3, 95:7, 97:16, 98:21, 99:13, 108:24, 109:23, 112:6, 112:13, 113:2, 113:18, 115:13, 115:17, 115:22, 115:24, 116:2, 116:4, 118:13, 118:24, 119:5, 119:15, 120:23, 122:9, 122:22, 122:25, 133:1, 133:8, 133:13, 133:20, 133:22, 134:2, 136:22, 137:2, 137:6, 138:10, 139:19, 139:23, 144:20, 148:4, 167:19, 190:6, 198:2, 198:25,</p>	<p>208:16, 209:3 frame 206:14 francisco 3:20 franklin 73:8, 73:10, 200:2 freda 3:34 free 19:24, 148:25 front 57:17, 151:19, 168:4 fruitful 37:5, 38:5, 103:18, 146:2 frustrating 136:5, 140:17 frustration 143:4, 143:7, 146:13, 146:21 frustrations 42:23, 143:16, 143:24, 143:25, 145:2, 198:3 fu 3:18 full 10:20, 10:23, 18:25 fully 136:9, 144:12, 144:17, 146:14 funari 3:26, 6:10, 9:18, 148:14, 167:4, 167:7, 167:11, 168:2, 168:21, 171:10, 172:6, 172:18, 180:15, 185:8, 187:18, 188:10, 193:19, 193:22, 194:24, 195:9, 196:13, 196:23, 197:3, 201:5,</p>	<p>201:9, 201:17 functional 136:9, 136:17, 153:17 functionality 145:3, 153:24 fund 46:9 fundraising 24:5 further 35:21, 99:13, 99:16, 111:3, 111:4, 135:10, 148:5, 208:6, 211:19 future 76:9</p> <hr/> <p style="text-align: center;">G</p> <hr/> <p>garbled 159:8, 193:23 garden 60:10 gave 12:17, 48:4, 48:24, 49:5, 131:12, 167:16, 175:16, 179:17, 208:3 gears 160:1 general 4:32, 23:6, 23:11, 25:14, 25:22, 27:4, 27:8, 30:11, 99:19, 100:1, 104:4, 104:10, 112:8, 113:13, 119:7, 135:5, 164:10 general's 5:27 generally 63:9, 125:2, 149:10, 158:11, 162:12, 169:18,</p>	<p>170:8, 181:10, 181:13, 198:15 generating 147:4 gentleman 30:24 geographic 103:7, 103:13, 103:19 geographies 110:25 geography 35:6, 37:10, 39:25, 40:2, 40:3, 44:12, 48:10, 51:1, 51:4, 54:12, 54:13, 56:10, 64:21, 65:20, 73:11, 79:15, 103:1, 105:7, 106:10, 108:14, 108:18, 108:19, 109:3, 109:5, 110:17, 110:18, 115:11, 116:17, 132:2, 136:1, 138:18, 140:18, 143:1, 144:3, 144:11, 144:16, 145:23, 146:11, 146:16, 154:3, 154:4, 155:5, 164:20, 165:14, 166:5, 178:18, 179:6, 179:11, 180:21, 181:21, 190:14, 198:5, 198:10, 198:17, 200:3 geography-related 178:4 get-go 33:17 getting 16:17, 17:1, 17:5, 21:9, 31:12, 31:14,</p>
---	---	---	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>38:12, 41:21, 43:20, 45:12, 77:3, 135:25, 136:1, 136:16, 136:17, 143:2, 143:17, 147:17, 153:16, 153:17, 164:15, 185:25, 200:10, 208:18</p> <p>give</p> <p>10:23, 28:19, 29:19, 35:15, 35:16, 50:2, 69:11, 87:4, 115:20, 136:23, 157:7, 178:22, 179:17, 181:13, 191:17, 196:5, 196:24, 201:6, 208:1</p> <p>given</p> <p>46:23, 109:7, 146:3, 175:16</p> <p>giving</p> <p>43:6, 175:21</p> <p>glad</p> <p>151:21</p> <p>glassburn</p> <p>204:20</p> <p>go</p> <p>11:15, 20:11, 20:19, 22:25, 34:16, 34:20, 73:21, 89:14, 89:16, 95:10, 95:11, 97:17, 98:21, 113:3, 113:5, 113:8, 113:18, 113:24, 115:13, 116:5, 116:25, 117:3, 117:4, 122:24, 131:12, 132:4, 134:3, 137:24, 139:4, 148:14, 150:20, 156:1, 156:23, 157:16, 165:5, 168:16,</p>	<p>171:7, 173:9, 187:25, 200:13, 201:12</p> <p>goal</p> <p>156:2, 157:7, 177:4</p> <p>goes</p> <p>123:11, 134:20, 199:13</p> <p>going</p> <p>11:4, 11:6, 28:14, 29:14, 31:11, 31:13, 36:17, 46:20, 46:21, 47:7, 53:14, 59:6, 60:2, 60:6, 61:15, 62:18, 64:14, 73:21, 75:18, 80:16, 82:10, 85:11, 93:11, 94:16, 99:13, 100:17, 103:18, 103:19, 103:25, 109:21, 111:1, 111:16, 111:24, 114:8, 115:24, 123:14, 128:21, 131:23, 131:24, 132:10, 133:3, 133:14, 142:8, 149:2, 149:18, 149:25, 152:24, 153:16, 155:11, 161:15, 165:9, 166:23, 167:13, 170:2, 171:9, 172:2, 172:13, 173:8, 173:9, 174:2, 174:23, 176:25, 184:19, 185:4, 186:1, 192:6, 195:2, 195:16, 195:24, 196:4, 196:23, 197:4, 201:14, 208:9, 208:10, 208:25,</p>	<p>209:2, 209:3</p> <p>goldrosen</p> <p>3:15</p> <p>gone</p> <p>134:2</p> <p>good</p> <p>10:15, 10:16, 143:17, 163:1, 163:2, 166:20, 167:10, 174:2, 174:5, 174:6, 175:3, 176:7, 176:10, 200:21</p> <p>gotten</p> <p>154:17</p> <p>gov</p> <p>5:35</p> <p>governor</p> <p>5:24, 26:15, 81:11, 81:15, 82:1, 173:11, 173:16, 173:17, 173:22, 174:12, 175:19, 175:24, 176:12, 177:9, 177:10</p> <p>graduated</p> <p>21:3, 21:15</p> <p>graduating</p> <p>21:6</p> <p>grant</p> <p>118:7</p> <p>graphic</p> <p>57:9, 57:17</p> <p>graphical</p> <p>57:9</p> <p>graphics</p> <p>57:15, 57:21, 142:16</p> <p>great</p> <p>11:12, 11:20, 148:20, 173:24, 194:17</p> <p>green</p> <p>91:14</p> <p>ground</p> <p>167:14</p> <p>group</p> <p>4:17, 9:21,</p>	<p>137:1, 148:8</p> <p>groups</p> <p>186:24, 188:14</p> <p>guess</p> <p>23:8, 38:14, 46:11, 48:14, 64:6, 67:7, 67:12, 75:10, 94:3, 94:6, 95:3, 114:10, 117:2, 117:8, 117:10, 117:24, 122:14, 123:4, 133:9, 138:14, 139:17, 139:18, 139:20, 140:2, 140:22, 162:20, 165:8, 165:18, 179:8, 182:17, 183:8, 183:11, 185:21, 191:23, 192:15, 193:4, 193:6, 199:7, 199:10, 208:22</p> <p>guessed</p> <p>77:16</p> <p>guessing</p> <p>108:23, 162:21, 179:14</p> <p>guidelines</p> <p>59:1</p> <p>gut</p> <p>179:19</p> <p>guys</p> <p>73:19, 73:20, 165:4</p> <hr/> <p style="text-align: center;">H</p> <hr/> <p>half</p> <p>130:9, 132:23, 147:14, 150:23</p> <p>hallway</p> <p>185:13</p> <p>hamilton</p> <p>7:12, 114:9, 114:13, 114:15, 116:8, 119:9, 119:11, 120:4,</p>
--	--	---	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>120:17, 120:22, 121:1, 121:4, 121:7, 121:8 hand 140:4 hand-calculation 90:20, 98:18 handed 206:12 handful 67:15, 70:10, 70:11, 200:21, 200:24 handy 170:18 hang 185:25 happen 76:22, 161:17, 197:12 happened 28:1, 35:7, 36:23, 39:15, 41:6, 110:19, 127:22, 127:23, 169:7, 176:16, 184:21, 185:2, 192:19, 198:14, 206:20 happening 28:22, 36:1, 36:11, 50:17, 53:16, 63:6, 75:3, 75:24, 79:23, 81:5, 105:1, 105:3, 111:19, 137:16, 141:5, 146:5, 153:18, 154:9, 182:4, 203:21 happens 39:15 happy 132:13, 160:16, 162:20, 162:22, 196:24 har 24:8</p>	<p>hard 94:5 harris 24:9, 24:11 head 26:5, 45:24, 121:14, 166:6, 201:4 hear 54:1, 102:11, 167:8 heard 73:25, 161:3, 161:20, 163:3, 168:12, 168:22, 168:24, 189:21, 191:17, 192:1 hearing 7:16, 7:20, 60:24, 68:2, 68:3, 71:19, 81:1, 102:8, 102:9, 133:14, 134:8, 182:21, 185:12, 190:4, 190:11, 190:19, 195:13, 196:2, 197:24 hearings 64:16, 102:10, 124:25, 165:6, 170:5, 189:1, 192:6, 192:11, 192:18, 192:19, 194:19, 194:20 heavily 179:16 heights 190:23 held 192:11 hello 148:19, 185:23 help 48:18, 101:24, 115:9, 137:20, 168:20 helpful 109:13, 115:3,</p>	<p>132:19, 207:9 helping 38:22 helps 161:23 henry 181:20 here 9:3, 13:8, 19:19, 29:2, 35:18, 36:24, 37:20, 41:7, 43:15, 50:4, 69:8, 69:19, 72:15, 76:6, 79:6, 84:18, 85:15, 87:23, 118:3, 119:18, 122:11, 127:14, 127:24, 134:23, 138:15, 145:9, 145:13, 149:1, 150:5, 162:25, 163:22, 166:14, 176:14, 187:9, 190:10, 192:24, 195:24, 196:24, 198:15, 200:20 here's 188:22 hereby 210:3, 211:5 herein 210:9 hereto 210:8 hereunto 211:22 hesitate 55:1, 159:4 hey 153:13, 188:20 hi 10:17 high 20:15 highlighted 196:2, 197:6,</p>	<p>197:19 highlighting 91:13, 196:3 highlights 88:21 hinting 178:6 hired 193:20, 193:24, 194:7 historic 180:22 historical 179:13 history 15:13, 15:15 hm 187:3 hold 85:11, 89:7, 108:24 holder 127:3, 128:15 hope 200:10 hopefully 11:13, 90:3, 150:21 horn 22:5, 22:6 host 67:15, 152:6 hotel 30:8, 30:11 hour 132:23, 140:5 hours 73:2, 93:12, 189:25, 191:7 house 5:3, 22:14, 22:24, 23:13, 23:15, 23:21, 23:22, 28:7, 30:10, 30:24, 31:6, 31:15, 31:17, 31:20, 32:22, 56:20,</p>
--	--	---	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>56:23, 59:25, 64:16, 66:21, 67:16, 69:8, 70:10, 71:18, 72:11, 73:9, 75:1, 76:3, 79:23, 81:20, 114:1, 114:9, 114:16, 119:14, 119:17, 120:18, 120:21, 121:1, 121:13, 121:15, 121:16, 121:18, 121:23, 122:4, 122:19, 123:2, 123:6, 123:7, 123:8, 124:7, 125:9, 125:21, 127:14, 127:18, 128:20, 129:17, 130:8, 131:8, 131:18, 132:6, 139:8, 152:14, 162:18, 164:13, 164:19, 164:21, 165:15, 169:20, 169:23, 174:1, 175:8, 178:21, 181:18, 183:6, 184:7, 190:14, 194:3, 204:4</p> <p>house's 203:12</p> <p>houses 23:10</p> <p>houston 173:17, 177:10</p> <p>however 14:13, 39:17</p> <p>howse 164:19, 190:13</p> <p>huffman 5:2, 10:1, 25:10, 29:12, 50:12, 56:16, 56:19, 56:21, 59:13, 61:3, 68:3, 68:7,</p>	<p>69:12, 72:10, 72:21, 74:1, 74:9, 74:17, 79:18, 82:15, 87:5, 100:23, 100:25, 101:2, 102:9, 102:12, 108:2, 108:4, 120:3, 120:8, 120:14, 121:3, 129:15, 130:23, 138:22, 139:11, 140:8, 141:19, 142:11, 142:15, 142:21, 148:2, 150:19, 152:19, 157:21, 158:3, 158:12, 159:21, 161:9, 162:1, 162:15, 167:21, 168:7, 172:21, 176:24, 177:15, 182:6, 182:25, 183:7, 186:25, 195:25, 202:6, 202:15, 204:15</p> <p>huffman's 197:7</p> <p>hyperlink 195:16</p> <hr/> <p style="text-align: center;">I</p> <hr/> <p>ice 5:16</p> <p>idea 119:4, 170:18</p> <p>ideal 17:25</p> <p>ideas 159:22, 183:8</p> <p>identification 83:1, 95:5, 112:14, 114:11, 122:15, 133:21, 151:6, 195:8</p> <p>identified 61:16, 129:21, 129:24, 130:11</p>	<p>identify 9:14, 46:17, 46:21</p> <p>image 122:19</p> <p>imagine 41:11, 119:21, 189:14</p> <p>immediately 187:22, 191:6</p> <p>impact 122:7, 197:16, 199:14, 199:18</p> <p>impacted 160:7, 161:5</p> <p>impacts 60:3, 199:24</p> <p>implement 61:22, 65:19, 82:10</p> <p>implications 72:1</p> <p>import 152:17</p> <p>important 53:20, 150:2</p> <p>impossibilities 173:19</p> <p>impression 183:6</p> <p>in-person 81:14</p> <p>inc 3:33, 4:3</p> <p>include 12:6, 15:12, 32:8, 69:4, 71:14, 85:20, 85:21, 85:24, 86:18, 119:1, 130:4</p> <p>included 18:24, 41:18, 48:9, 52:9, 53:18, 110:8, 188:8</p> <p>includes 116:12</p>	<p>including 110:24</p> <p>incorporate 190:16, 191:18</p> <p>incorporated 39:13, 40:23, 67:5, 71:9, 71:20, 163:9, 163:19, 166:3, 192:14</p> <p>incorrect 198:18</p> <p>incumbent 70:6, 72:1, 160:3, 160:4, 161:10, 161:19, 162:4, 163:18, 166:2, 186:14, 186:18</p> <p>incumbents 70:2, 73:11</p> <p>independent 193:21, 193:25, 194:7</p> <p>index 6:1, 7:1</p> <p>indirect 182:18, 183:19, 183:24, 184:18</p> <p>indirectly 182:9, 182:16, 182:24, 183:11, 188:16</p> <p>individual 110:10, 193:16, 194:16, 194:23</p> <p>individuals 173:9, 188:13, 188:14</p> <p>inequalities 174:20</p> <p>information 14:9, 14:16, 14:21, 15:1, 15:12, 15:16, 15:21, 15:25, 16:2, 16:4, 16:11, 16:13,</p>
---	--	---	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>16:15, 16:19, 17:9, 18:3, 18:13, 19:6, 20:5, 20:8, 26:11, 26:21, 32:11, 33:4, 33:19, 35:5, 35:9, 35:16, 39:9, 40:12, 40:13, 41:13, 41:14, 41:17, 47:10, 48:25, 49:6, 52:2, 54:9, 54:19, 54:22, 56:1, 58:9, 68:15, 74:20, 101:6, 101:10, 102:24, 102:25, 104:23, 105:3, 105:10, 105:21, 105:22, 105:24, 108:18, 109:3, 109:15, 119:1, 139:10, 139:14, 140:8, 141:12, 144:25, 148:3, 150:20, 175:20, 205:2, 205:3, 205:13, 205:16, 205:19, 206:20, 207:15 inherent 139:13, 174:16, 175:18 initial 50:5, 65:1, 149:17, 199:2, 206:21 initially 197:9 input 173:11, 174:13, 175:25, 176:20, 177:20, 178:22, 182:10, 182:11, 183:15, 184:8, 188:12, 203:10, 203:18, 204:2,</p>	<p>204:3, 204:9 inquired 63:17 inside 124:9, 130:3, 169:24 instance 77:17, 101:8, 199:25 instances 75:25, 163:8, 163:17, 166:2, 174:22, 188:19, 198:7 instead 108:22 instruct 46:22 instructed 8:1, 128:22 instructions 175:15 instructs 11:16 integrate 55:10 integrated 55:6, 146:4 interact 29:18 interaction 77:10, 77:21, 78:9, 161:3, 161:6, 183:14, 183:21 interactions 26:24, 77:13, 77:15, 78:24, 79:2, 81:12, 182:19, 184:5, 188:24 interest 181:12, 186:24, 188:14 interested 181:24, 211:21 internally 45:18, 153:14</p>	<p>internet 35:4, 108:20 interpret 151:21, 151:25 interpreting 88:11, 150:8 interrogatory 118:19 interrupt 11:7, 47:21 interrupted 108:20 introduced 185:14, 185:17, 191:21, 192:3, 192:12, 197:23, 198:12, 199:8 introducing 10:5, 192:2 introduction 185:19, 189:1 involve 24:4 involved 37:17, 88:10, 107:4, 183:7, 208:18 ironic 76:20 irony 76:21 issue 33:15, 45:25, 57:5, 79:16, 121:8, 121:9, 122:5, 135:12, 159:10, 170:4, 174:20, 178:5, 178:15, 198:3 issued 24:25 issues 79:15, 80:22, 112:2, 147:24, 155:14, 170:21, 190:17 items 142:22, 192:16</p>	<p>itself 123:1, 150:16, 172:4, 172:17, 182:21, 192:25, 194:7</p> <hr/> <p style="text-align: center;">J</p> <hr/> <p>job 21:9, 21:15, 21:16, 24:7, 24:8, 24:15, 24:18, 25:12, 26:17, 96:3, 146:8, 197:11 jobs 21:8 john 5:8, 25:7, 47:6, 80:10 joined 122:4 joint 33:23 joke 76:15 juliana 3:15 julie 5:29 jumbled 165:22 jump 191:6 jumping 29:10 jumps 166:6 june 26:16, 26:18, 83:25 jurisdictions 60:9, 178:3 justice 4:24, 4:27</p> <hr/> <p style="text-align: center;">K</p> <hr/> <p>keenan 3:5</p>
---	--	---	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>keep 56:4, 91:2, 92:13, 120:13, 128:17, 130:23, 159:23, 167:22, 168:8, 168:25, 169:2, 169:6, 169:11, 169:16, 174:5, 187:23</p> <p>keeps 118:14</p> <p>kept 167:21, 168:7</p> <p>kettering 22:5</p> <p>kicked 63:12, 81:3</p> <p>kind 33:23, 34:17, 42:5, 42:17, 45:2, 62:25, 65:12, 81:2, 81:3, 92:8, 128:21, 147:22, 156:19, 159:8, 198:1, 200:2</p> <p>kinds 14:9</p> <p>klein 4:18, 6:9, 9:21, 148:8, 148:16, 148:18, 148:21, 149:12, 149:15, 150:24, 151:4, 151:7, 151:14, 153:21, 156:9, 156:21, 156:24, 157:1, 157:4, 157:23, 161:22, 166:16, 166:19, 166:21, 167:2, 167:14, 167:20, 179:18, 190:6</p> <p>knew 66:10</p> <p>knowing 74:5, 94:6</p>	<p>knowledge 39:14, 105:25, 193:11, 205:22</p> <p>known 19:4, 160:8, 161:1, 185:16</p> <hr/> <p style="text-align: center;">L</p> <hr/> <p>lack 53:17</p> <p>land 126:7</p> <p>language 193:10, 196:10</p> <p>laptop 13:12</p> <p>largely 67:20</p> <p>larose 5:25, 78:23, 79:1, 79:2, 80:3, 80:15, 176:19</p> <p>last 14:7, 75:21, 99:2, 102:6, 138:9, 207:3</p> <p>late 26:5, 27:1, 41:7, 49:23, 51:12, 51:13, 72:14, 72:17, 78:15, 79:21, 80:4, 112:4, 121:21, 145:15, 207:3</p> <p>later 16:16, 21:24, 22:12, 32:15, 33:13, 38:11, 41:20, 49:24, 60:12, 61:7, 63:3, 63:5, 123:21, 129:4, 159:5, 178:11</p> <p>latest 204:22</p> <p>laugh 111:15</p>	<p>law 4:17, 4:23, 4:35, 9:21, 148:8</p> <p>lawyer 188:3, 188:4</p> <p>lawyers 13:4, 201:15, 208:18</p> <p>layer 154:3</p> <p>layers 146:19</p> <p>layouts 14:13</p> <p>leader 5:13, 10:3, 184:7, 184:13, 185:13, 186:8, 201:19, 202:7, 203:9, 203:22, 203:23, 204:1, 204:3, 204:5, 205:25</p> <p>leaders 185:5</p> <p>leadership 182:6</p> <p>leading 154:24</p> <p>league 1:2, 3:2, 3:11, 3:32, 4:2, 4:8, 9:5, 9:17, 10:18</p> <p>lean 117:22, 118:4, 124:13</p> <p>leaning 58:21, 58:22, 59:8, 59:10, 61:17, 62:1, 64:11, 65:8, 65:24, 65:25, 66:3, 66:6, 66:18, 66:19, 66:24, 67:11, 67:24, 67:25, 107:22, 117:5,</p>	<p>119:8, 126:2, 126:24, 126:25, 127:1, 128:5, 128:6, 128:17, 128:23, 129:4, 129:6, 130:16, 131:17, 139:15, 142:24, 147:1</p> <p>leanings 16:20, 16:22, 17:17, 17:18, 62:11, 66:11, 66:14, 119:10</p> <p>leans 117:16</p> <p>least 32:17, 45:19, 118:22, 144:11, 166:14, 186:14, 189:15, 190:1</p> <p>leave 116:20</p> <p>led 32:12, 35:24, 36:2, 164:6</p> <p>left 23:22, 53:19, 69:5, 140:6, 196:10</p> <p>legal 36:4, 156:15, 157:14, 169:17, 170:23, 171:20, 172:4, 172:8, 193:13</p> <p>legisla 160:4</p> <p>legislative 29:16</p> <p>legislator 164:19, 186:15, 186:18</p> <p>legislators 160:4, 160:9, 160:13, 161:8, 162:4, 162:12, 163:18, 164:16, 166:3, 187:4</p>
---	---	---	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>legislature 46:2, 46:5 length 138:3, 173:13 less 62:24, 65:16, 67:23, 68:9, 68:19, 69:4, 69:24, 70:19, 145:10, 152:22, 181:11, 190:22, 192:20, 205:5, 205:8 lesser 203:13 let's 21:7, 35:12, 37:13, 47:1, 51:15, 61:15, 63:2, 94:13, 95:10, 113:3, 116:22, 122:11, 128:17, 129:1, 132:24, 133:23, 134:2, 149:16, 162:11, 165:12, 166:19, 177:18, 185:7 level 36:1 levels 146:11 levenson 3:34 liberties 4:9 licenses 106:13, 106:21, 106:24 lieutenant 81:15, 82:1, 173:16, 177:10 life 187:12, 188:12 light 143:5 likely 82:10, 108:7,</p>	<p>174:21 limit 174:11 limited 69:9, 70:8, 77:10, 77:16, 103:14, 148:1 limits 93:15 line 8:2, 97:1, 99:2, 202:7 lines 18:8, 41:2, 42:23, 45:1, 111:17, 117:18, 165:11, 179:6, 179:13, 180:9 lining 146:10 list 71:2, 71:14, 72:22, 155:23, 207:5 listed 85:21, 101:23, 207:11 listen 165:5, 189:7, 189:11, 189:13 listened 189:14 listing 207:14 literally 193:7 little 14:18, 20:12, 21:24, 22:12, 33:4, 33:13, 33:19, 34:16, 43:19, 54:2, 88:2, 94:2, 94:7, 94:8, 99:13, 108:21, 116:2, 121:7, 123:15, 132:20, 144:7, 157:6,</p>	<p>159:17, 168:11, 184:11, 192:20, 205:5, 205:8 live 62:22 lived 191:11 llc 5:16 llp 3:4, 3:14, 3:25, 4:35, 5:5 loaded 39:8, 50:8, 51:11 located 13:24 logistical 153:20, 153:22, 154:15 logistics 19:11 long 16:17, 143:8, 166:18 look 7:7, 19:18, 26:11, 29:3, 29:13, 29:21, 35:15, 56:17, 57:2, 57:21, 57:24, 64:19, 84:11, 88:5, 97:9, 97:16, 103:3, 103:4, 111:1, 113:4, 113:18, 115:24, 117:1, 120:15, 124:2, 131:20, 144:8, 148:22, 179:18, 183:1, 190:25 looked 12:8, 13:15, 13:20, 30:6, 52:7, 57:21, 71:16, 72:6, 110:23, 110:25,</p>	<p>147:2, 179:14 looking 13:14, 19:15, 76:24, 84:18, 88:25, 96:19, 98:19, 104:3, 104:8, 111:9, 113:16, 118:2, 120:4, 120:5, 120:21, 120:25, 121:6, 123:15, 123:21, 123:25, 125:10, 132:15, 149:3, 149:6, 149:20, 149:25, 196:17 looks 42:4, 42:13, 42:14, 43:14, 90:1, 113:11, 136:25, 196:11, 196:16 loosely 39:12 losers 93:2 lot 16:18, 32:11, 32:14, 34:9, 43:5, 46:8, 50:16, 59:23, 59:25, 60:14, 64:15, 75:23, 81:22, 82:8, 101:6, 102:18, 108:16, 121:6, 124:6, 124:22, 124:24, 129:25, 138:4, 141:16, 175:13, 176:23, 177:8, 186:20, 190:3, 191:7, 197:11 loud 168:16 louder 168:14, 168:15 lunch 93:21, 94:8,</p>
---	--	---	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>94:9, 133:5</p> <hr/> <p style="text-align: center;">M</p> <hr/> <p>machines 40:23</p> <p>made 35:1, 48:20, 60:23, 64:3, 65:16, 66:24, 67:23, 67:25, 68:8, 68:18, 70:19, 77:4, 99:4, 123:22, 126:10, 130:12, 134:8, 146:3, 160:7, 160:17, 160:19, 160:25, 165:6, 169:8, 180:7, 180:11, 180:13, 180:19, 181:5, 185:18, 187:14, 189:22, 192:2, 197:10, 197:22, 199:9, 204:23, 206:23, 210:6</p> <p>main 26:17, 26:19, 152:22</p> <p>major 112:2, 141:2</p> <p>majority 46:10, 138:7, 189:15, 202:25</p> <p>make 43:4, 59:9, 62:16, 68:8, 69:3, 69:23, 71:8, 89:12, 105:5, 112:24, 122:22, 124:8, 124:15, 125:10, 128:23, 129:15, 130:17, 138:19, 139:9, 140:23, 152:17, 159:11, 165:11, 165:14, 165:15, 168:14,</p>	<p>170:8, 170:9, 183:20, 189:17, 190:20, 191:11, 194:12, 198:19, 198:21, 198:22, 199:5, 200:14, 200:15, 200:16, 200:22</p> <p>making 63:25, 64:19, 64:21, 65:23, 69:11, 120:13, 125:13, 126:21, 129:6, 136:16, 136:18, 139:8, 140:18, 141:7, 152:10, 153:24, 154:1, 154:3, 154:7, 155:15, 164:11, 164:16, 169:11, 198:19</p> <p>mandatory 155:17</p> <p>manner 144:22</p> <p>many 11:14, 15:16, 15:17, 15:22, 15:24, 16:5, 16:6, 16:23, 16:24, 17:2, 42:20, 67:1, 75:11, 77:20, 131:20, 169:23, 189:8, 189:10, 194:21, 206:15, 208:18</p> <p>map-drawing 199:2</p> <p>map-making 152:25, 177:22</p> <p>maps 12:12, 12:16, 12:22, 14:2, 14:14, 26:7, 26:12, 26:22, 27:3, 28:12, 29:3, 29:12,</p>	<p>30:7, 30:21, 31:6, 53:15, 57:3, 67:2, 67:5, 68:24, 69:8, 77:3, 77:4, 77:8, 77:24, 81:21, 107:4, 107:23, 138:6, 147:18, 147:19, 149:2, 151:18, 153:14, 156:11, 159:24, 160:3, 160:14, 162:3, 167:22, 168:8, 169:9, 169:16, 170:13, 170:14, 171:4, 174:1, 174:14, 176:1, 176:21, 181:22, 182:11, 187:10, 190:8, 190:25, 191:18, 203:5, 207:21</p> <p>maptitude 12:6, 12:7, 12:10, 12:15, 12:21, 13:6, 13:22, 14:3, 14:5, 14:7, 14:8, 14:19, 16:3, 16:4, 18:22, 39:8, 39:13, 39:20, 40:19, 40:25, 41:18, 45:21, 48:8, 48:21, 50:8, 50:22, 51:11, 51:17, 52:7, 53:25, 54:13, 55:6, 55:10, 55:25, 104:24, 105:4, 105:21, 105:22, 106:6, 106:8, 106:12, 106:14, 106:21, 106:24, 106:25, 107:2, 108:17, 117:12,</p>	<p>118:10, 118:14, 118:21, 119:4, 141:22, 144:23, 145:5, 147:2, 152:17</p> <p>maptitudes 47:18</p> <p>marginal 124:12, 160:20, 163:14, 163:25</p> <p>marginally 65:25</p> <p>mark 82:20, 82:23, 95:3, 112:12, 122:13, 133:16, 133:19, 151:3, 195:3</p> <p>marked 7:6, 83:1, 95:5, 112:14, 114:11, 122:15, 122:23, 133:21, 151:6, 195:8</p> <p>marketing 21:1</p> <p>marriott 30:13</p> <p>marry 109:3, 109:9</p> <p>marrying 108:16, 108:19</p> <p>matches 68:5</p> <p>matching 146:20</p> <p>material 97:18</p> <p>materials 18:19</p> <p>math 98:10, 102:3</p> <p>mathematical 155:7, 173:19</p> <p>matt 5:2</p> <p>matter 9:4, 155:20,</p>
--	--	--	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>167:12 matters 154:15 maybe 32:22, 42:1, 43:20, 68:10, 78:15, 88:2, 118:22, 136:9, 136:23, 137:18, 146:8, 168:13, 176:24, 180:22, 186:22, 189:25, 190:3, 190:18, 207:12, 207:13 mayfield 190:22 mean 14:17, 14:24, 15:14, 16:7, 16:25, 26:9, 26:23, 28:21, 34:17, 38:18, 40:10, 42:9, 43:1, 43:10, 50:9, 53:13, 56:6, 67:13, 73:18, 75:17, 85:9, 86:23, 101:18, 106:8, 110:1, 117:8, 118:9, 120:8, 127:2, 127:11, 131:20, 138:2, 141:16, 146:7, 147:5, 149:21, 151:20, 152:3, 153:22, 154:1, 157:17, 161:9, 164:9, 164:10, 168:25, 176:2, 182:17, 182:23, 187:21, 188:20, 191:6, 202:24, 207:23, 208:16 meaning 51:13 meaningful 136:2</p>	<p>meant 16:23, 193:6 mechanics 152:16 meet 78:22, 167:10, 187:9, 201:25 meeting 67:9, 78:11, 79:4, 79:5, 79:6, 79:10, 79:17, 79:24, 81:14, 81:16, 152:5, 173:15, 174:9, 174:17, 176:4, 177:2, 177:24, 178:6, 178:8, 195:19, 195:22, 196:1 meetings 30:10, 189:6, 189:21 meets 69:19, 165:19, 183:10 megan 3:5 member 82:2, 87:12, 87:16, 162:17, 179:3, 186:17, 203:9, 204:1 members 32:16, 44:13, 60:6, 60:17, 62:18, 69:15, 70:6, 70:15, 82:13, 107:21, 125:23, 140:10, 142:6, 152:7, 159:23, 163:3, 172:25, 173:6, 174:23, 174:25, 176:18, 177:12, 179:1, 185:16, 187:13, 193:17, 194:9, 194:16, 194:23, 204:24,</p>	<p>205:23 memory 79:5 menashe 5:17, 6:11, 10:2, 201:18, 201:22, 202:18, 203:1, 203:7, 204:25, 208:6 menashe@icemiller 5:22 mention 80:22, 134:25 mentioned 62:10, 72:9, 80:25, 103:24, 128:7, 135:24, 137:11, 143:20, 165:4, 167:18, 173:15, 173:23, 175:6, 176:8, 186:13 mentioning 146:9, 173:22 mere 172:12 mess 165:22 message 78:14, 187:11, 187:19, 188:2 messages 78:13, 136:20, 136:23, 137:1, 187:24, 188:7 messy 112:1 met 11:1, 56:22, 77:18, 183:1, 186:24, 186:25 methodology 76:15 mic 159:10, 168:20 michael 5:30, 5:38 microsoft 54:25</p>	<p>mid-august 110:5 middle 114:23, 136:23 middleton 121:17 might 35:9, 37:15, 40:8, 41:25, 43:9, 55:11, 58:21, 72:18, 94:2, 112:20, 166:16, 168:20, 174:24, 175:19, 175:20, 177:12, 187:9, 196:16, 200:9, 201:15, 204:2, 207:2, 207:11 mike 208:12 miller 5:16 mimic 45:15, 45:18 mind 84:25, 155:2, 164:9, 166:8, 192:10 mindset 153:13 mine 32:3, 203:14 minor 201:3 minority 46:10, 49:9, 60:16, 184:7, 184:13, 185:5, 185:13, 186:7, 204:5 minute 13:10, 98:20, 117:1, 140:4, 140:5 minutes 94:9, 166:19, 196:1</p>
--	--	--	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>mis-assigning 198:18 misassigned 197:13 mission 3:19 mistake 120:13 mistakes 139:9 mkeenana@cov 3:9 mode 171:14 moment 32:12, 115:20, 158:6 money 46:8, 46:13 monitor 9:10, 57:25 monitors 57:14 montgomery 7:14, 64:1, 64:17, 122:11, 122:17, 122:20, 123:1, 123:3, 123:10, 124:10, 124:22, 125:12, 125:15, 127:7, 127:8, 127:13, 128:1, 128:20, 129:9, 130:6, 130:10, 131:9, 131:21, 132:16, 140:19, 190:5 month 37:3, 154:22 months 25:18 monumental 152:20 moon 1:28, 2:3, 6:4, 7:4, 10:6, 211:4, 211:26 more 18:3, 35:22,</p>	<p>38:22, 47:3, 50:3, 50:4, 59:10, 63:20, 65:5, 65:8, 65:16, 65:21, 65:25, 71:13, 77:25, 107:21, 107:22, 112:21, 130:25, 138:17, 142:5, 150:1, 155:3, 156:22, 159:17, 163:21, 165:16, 165:21, 169:25, 177:3, 179:13, 179:15, 180:22, 180:24, 184:11, 186:21, 187:15, 189:25, 190:22, 190:23, 191:2, 193:6, 205:24, 207:4 morgan 47:6, 47:8, 49:20 morning 10:15, 10:16, 171:15, 173:14, 195:15 most 82:9, 197:15, 199:14, 199:22, 200:3 mostly 124:7, 124:8, 204:21 mouth 175:25 move 177:18, 185:7, 196:9 moved 137:18 moving 132:7, 157:6, 165:24, 179:24 much 41:20, 65:8, 65:16, 83:16,</p>	<p>150:1, 155:3, 163:21, 178:11, 189:13, 191:2, 205:24 mullins 5:5, 9:25 multiple 130:12 municipal 40:2 must 37:5 myself 80:3, 136:4, 141:18, 184:20 <hr/> <p style="text-align: center;">N</p> <hr/> name 10:20, 25:6, 71:2, 107:6, 167:11, 202:20, 203:5, 211:23 names 80:7 naturally 197:12 nd 61:8, 61:9, 61:11, 61:12, 62:14, 163:15 near 37:4 necessarily 42:20, 43:10, 54:17, 128:15, 144:1, 144:2, 146:20, 200:8 necessitate 82:12 need 60:22, 150:14, 168:23, 171:2, 196:8 needed 11:24, 29:17, 31:9, 31:19, 61:22, 73:2, 96:2, 96:9,</p>	<p>104:21, 125:10, 129:15, 140:9, 140:21, 150:20, 152:6, 204:16 negative 60:3, 70:5, 71:25, 160:10, 162:23 negatively 160:7, 161:4 negativity 163:1 negotiate 130:23 negotiating 59:8, 72:24, 73:15, 80:20, 125:17, 125:18, 129:12, 159:22 negotiation 65:23, 68:2, 70:17, 147:24 negotiations 50:16, 52:1, 53:15, 59:7, 60:14, 63:6, 65:5, 66:23, 67:18, 67:21, 70:13, 72:22, 73:25, 77:3, 77:5, 80:16, 80:21, 80:23, 100:17, 101:5, 107:20, 108:6, 123:22, 123:25, 124:23, 125:4, 126:4, 127:22, 129:5, 129:8, 129:14, 130:24, 137:14, 137:20, 138:4, 138:23, 139:12, 140:4, 140:9, 140:14, 141:25, 142:21, 147:17, 148:3, 149:2, 149:18, 149:25, 150:20, 152:19, 161:18,</p>
--	---	--	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>176:25, 177:4, 182:2, 182:4, 185:6, 205:11 neighboring 123:4 neither 131:16, 211:19 nelson 5:5, 9:25 nested 198:10 neutral 158:15 never 19:13, 19:14, 30:11, 99:7, 138:12, 141:8, 146:14, 178:12, 183:5, 185:3 new 4:12, 4:30, 121:20, 135:1, 136:17, 137:19 next 14:10, 14:22, 15:6, 75:19, 103:6, 104:1, 113:5, 151:3, 186:1, 192:7, 195:3, 199:11 nice 11:8 nine 165:7 nobody 82:3, 163:1 non-office 188:13 noncontinuous 200:17 none 29:1, 127:24, 164:9, 166:8, 172:24, 173:4 nonpublic 41:13, 48:25, 49:5, 49:12 noon 94:3</p>	<p>normal 20:2 north 5:10 northeast 58:15, 61:23, 62:14, 65:19, 79:16, 81:22, 82:4, 82:7, 140:20, 155:4, 173:18, 174:20 northern 121:16, 211:3 northwest 178:5, 178:20, 178:24, 181:9, 181:19, 181:23 note 46:24 noted 101:23, 209:5, 210:7 notes 201:7, 211:18 nothing 88:8, 92:8, 110:14, 185:22, 208:6, 211:8 notice 71:24, 85:16 noticed 110:6 notified 11:22 number 9:20, 13:15, 17:3, 17:4, 17:8, 17:9, 17:10, 17:11, 26:5, 30:10, 45:6, 45:7, 45:8, 45:11, 45:17, 70:21, 70:23, 75:16, 75:20, 76:6, 82:12, 89:1, 90:13, 90:15, 102:11, 105:13,</p>	<p>107:17, 108:5, 112:18, 115:13, 115:16, 115:17, 115:18, 115:19, 132:3, 140:21, 143:25, 155:6, 173:25, 174:11, 189:15, 197:10, 197:13, 198:16, 199:8, 205:21 numbering 170:3 numbers 9:7, 15:9, 16:8, 17:24, 32:4, 52:23, 71:3, 73:5, 73:6, 84:12, 88:14, 89:1, 92:2, 97:14, 99:23, 105:14, 122:6, 147:4, 147:6 numerous 87:1 nw 3:6, 4:20</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>o'clock 94:11, 132:19 object 46:20 objection 11:14, 38:17, 49:2, 109:20, 137:24, 139:3, 139:22, 144:19, 147:25, 149:11, 150:15, 151:11, 153:5, 155:25, 156:15, 156:18, 157:14, 167:25, 171:7, 172:6, 193:13, 202:13, 202:22, 203:4, 204:13 objections 11:12</p>	<p>obtained 103:7, 111:20 obvious 112:3, 152:12, 205:10 obviously 26:13, 31:10, 42:20, 117:25, 121:21, 126:9, 127:21, 130:8, 154:18, 163:22, 165:9, 165:13, 190:24 occasion 56:24, 72:14 occupied 76:17, 76:19 occur 159:14 occurred 158:19, 189:1, 189:2 occurring 182:2 october 1:18, 2:3, 6:3, 7:3, 9:1, 9:9, 210:6, 211:24 offer 204:8 offered 50:6, 50:11, 50:13, 50:14, 51:21, 51:22, 51:23, 175:11, 192:13 office 5:27, 13:13, 13:25, 24:23, 25:1, 30:6, 30:8, 30:9, 30:19, 56:20, 56:22, 57:1, 108:14, 127:2, 128:15, 142:2, 208:10, 208:13 officers 187:6</p>
---	---	---	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>offices 5:31, 28:3, 56:23 often 58:13 oh 89:5, 90:10, 91:12, 122:24, 164:16, 170:2, 201:1 ohio 1:1, 1:3, 1:9, 3:2, 3:11, 3:24, 3:32, 3:33, 3:36, 4:2, 4:3, 4:6, 4:8, 4:24, 4:32, 4:38, 5:20, 5:24, 5:25, 5:33, 7:15, 7:19, 9:5, 9:7, 9:19, 9:24, 20:22, 21:6, 21:10, 21:11, 21:12, 21:17, 21:18, 24:3, 24:16, 25:4, 26:20, 34:21, 35:14, 37:10, 39:6, 39:19, 46:2, 46:5, 58:15, 61:23, 61:24, 62:15, 62:21, 65:19, 78:21, 79:16, 81:22, 82:4, 82:7, 84:22, 110:16, 112:9, 122:1, 135:7, 140:20, 153:9, 155:4, 167:12, 168:9, 169:5, 170:11, 170:16, 171:1, 171:16, 171:21, 172:22, 173:2, 173:18, 174:20, 178:5, 178:20, 178:24, 181:9, 181:19,</p>	<p>181:23, 187:12, 188:11, 195:14 once 35:6, 43:13, 48:6, 55:6, 60:1, 60:13, 88:7, 90:25, 109:5, 119:1, 146:2, 207:25 one 10:4, 12:7, 14:2, 14:4, 18:4, 19:18, 19:19, 25:12, 31:10, 31:13, 34:6, 37:15, 38:23, 40:18, 42:17, 42:21, 42:23, 43:17, 45:6, 45:7, 45:17, 57:14, 57:15, 62:19, 63:21, 64:18, 65:11, 65:12, 72:14, 72:16, 77:17, 78:14, 79:4, 79:5, 79:6, 81:14, 84:24, 85:18, 88:20, 88:23, 88:25, 89:1, 89:3, 89:7, 89:17, 91:1, 91:15, 95:9, 97:11, 97:24, 98:6, 98:7, 98:12, 102:10, 106:16, 106:18, 108:7, 113:5, 115:20, 121:14, 122:7, 123:3, 124:8, 127:12, 130:15, 132:6, 132:7, 140:16, 141:7, 142:1, 143:20, 143:24, 148:11, 155:12, 158:11, 159:22,</p>	<p>162:24, 164:17, 165:6, 165:19, 169:25, 170:5, 175:15, 177:2, 177:14, 178:4, 179:10, 185:15, 186:3, 186:14, 200:1, 200:10, 201:6, 206:11, 206:25, 207:1, 207:2, 207:3 one-page 54:18 ones 66:22, 66:24, 67:13, 67:17, 67:20, 68:22, 70:16, 70:25, 111:2, 122:3, 128:12, 129:12, 130:12, 132:14, 160:6, 161:2, 161:5, 162:13, 163:5, 163:6, 169:18, 169:19, 169:21, 170:7, 192:17, 192:23, 201:2, 207:21 ongoing 49:10, 80:18, 135:18, 135:19, 135:23, 136:12, 137:7, 139:24, 141:14, 145:3, 146:19, 147:8, 147:10, 147:11, 198:3 only 32:21, 35:5, 35:16, 35:19, 38:2, 38:4, 51:23, 78:8, 78:11, 82:11, 96:1, 110:25, 127:11, 130:1, 130:6, 131:20, 148:5, 158:11, 159:20, 173:21,</p>	<p>175:6, 175:10, 187:8, 187:17, 200:11 opening 197:7 operating 26:15, 84:7 operational 34:1, 43:1, 43:10, 43:13, 145:11, 153:8, 153:17 operations 46:9, 47:18 opined 174:8 opinion 137:15, 164:24, 207:24 opportunity 196:5, 196:25 opposites 164:3 order 60:8, 65:18, 65:25, 131:25, 174:22 org 3:37, 4:7, 4:14 organ 4:35 organization 24:23 organizing 3:24, 4:24, 9:19, 167:12 originate 104:21 originating 204:23 others 129:22, 130:18, 157:21, 161:3, 162:8, 165:20, 191:5 otherwise 99:9 ou 36:13</p>
---	--	---	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>out 21:9, 29:18, 34:18, 34:19, 36:12, 45:16, 47:24, 56:1, 62:19, 62:20, 69:2, 71:7, 72:8, 75:4, 75:15, 77:19, 81:1, 81:9, 82:10, 95:14, 100:4, 100:9, 101:21, 102:5, 148:3, 153:1, 154:17, 154:21, 154:23, 159:7, 161:13, 161:15, 166:7, 179:7, 187:10, 191:6, 201:11, 201:24, 202:5, 203:9, 203:17, 203:25, 204:7, 204:8, 205:6 outcome 75:18, 211:21 outlined 141:4 outside 46:3, 69:14, 111:19, 187:3, 187:5, 188:13, 193:17, 194:4 over 12:4, 12:11, 12:18, 12:19, 13:5, 25:12, 25:16, 29:12, 30:5, 30:12, 45:24, 56:17, 56:25, 65:13, 75:19, 84:19, 84:24, 85:8, 93:9, 95:11, 101:4, 102:22, 120:15, 120:20, 120:24, 123:11, 130:16, 134:20,</p>	<p>148:6, 149:2, 167:3, 182:6, 188:3, 196:11, 201:14, 208:4 overall 93:14, 105:17 overlaps 123:4 overwhelmingly 65:24 owe 186:3 own 23:25, 70:6, 84:9, 141:7, 148:7, 159:21, 194:10, 194:13, 194:15 <hr/> <p style="text-align: center;">P</p> <hr/> pacific 2:2, 9:10, 133:8 page 6:7, 7:6, 8:2, 90:15, 95:9, 95:12, 112:17, 112:18, 112:19, 113:20, 113:21, 113:25, 114:7, 115:15, 133:23, 133:24, 134:18, 134:19, 134:20, 134:21, 210:7 pages 7:10, 54:20, 112:22, 112:24, 113:2 paginating 104:13 paid 46:7, 46:12 pair 62:18, 174:23 paired 60:7, 70:2, 72:4, 78:21, 177:13</p>	<p>pairing 72:2, 82:12, 121:24 paper 85:2 paragraph 196:6 paraphrasing 168:3 park 4:5 parklake 5:9 part 15:11, 29:22, 32:15, 33:8, 54:2, 55:24, 56:18, 60:25, 63:8, 63:16, 66:23, 68:1, 74:4, 85:5, 85:6, 85:13, 116:8, 116:9, 129:8, 135:22, 177:22, 189:15, 193:22, 196:3, 197:15, 199:14, 199:22 participate 32:23 particular 24:22, 61:2, 86:4, 110:25, 140:13 particularly 26:21 partisan 66:11, 103:8, 103:14, 117:5, 119:8, 119:10, 131:17, 135:4, 142:23, 147:1 party 81:6, 135:6, 211:20 passing 103:24 past 25:13, 25:17,</p>	<p>84:24, 85:8, 93:9, 94:3, 102:22, 132:19, 134:3, 135:5 pattern 68:5, 69:19, 128:9, 165:19, 187:9 patton 162:18 paulding 181:21 pause 89:8, 94:25, 99:12, 113:6, 115:23, 116:3, 133:17, 134:1, 148:13, 151:5, 158:10, 196:20, 197:1, 201:8 pays 24:20 pc 13:23 penalty 210:1, 210:4 pennsylvania 3:28 people 16:14, 16:23, 17:2, 17:3, 76:10, 106:5, 106:21, 106:24, 107:1, 107:3, 131:21, 136:20, 136:22, 166:9, 186:21, 191:10, 204:21 people's 40:23 percent 90:7, 93:1, 96:22, 97:12, 97:19, 97:25, 98:16, 98:25, 99:8, 99:20, 100:2, 100:4, 101:16, 101:19,</p>
--	--	---	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>102:2, 102:6, 102:22, 104:6, 104:17, 107:9, 107:11, 121:23 percentage 17:13, 17:14, 18:5, 18:6, 31:24, 32:9, 33:9, 49:7, 49:21, 89:23, 89:24, 92:25, 96:16, 97:10, 98:12, 98:13, 98:14, 98:15, 100:15, 100:25, 101:15 percentages 17:17, 18:9, 18:19, 34:11, 34:13, 42:16, 50:24, 51:19, 89:2, 90:6, 90:18, 98:13, 98:14 perfectly 200:12 perjury 210:1, 210:4 person 27:25, 29:19, 36:3, 45:22, 169:17, 202:17, 206:6 person's 25:5 personal 13:16, 141:18 personally 68:11, 183:21, 188:25, 204:1 pfeiffer 5:29 phase 199:2 phil 9:25, 46:19, 93:11, 132:20, 132:22, 172:6,</p>	<p>187:18 phillip 5:6 phone 27:25, 28:18, 182:2 phraseology 169:1 physically 42:13, 77:18, 206:12 pick 98:22 picked 71:7 picture 43:15, 121:12 pieces 51:1, 52:25, 145:8, 145:24, 198:17 pietanza 5:38 pittsburgh 3:28 pl 34:20 place 9:13, 26:16, 27:13, 34:3, 39:18, 64:18, 83:25, 211:11 plagued 155:5 plan 99:19, 100:1, 100:16, 104:5, 104:11, 104:16, 112:9, 118:22, 118:23, 118:25, 138:6, 163:19, 165:8, 171:14, 199:12 planet 9:12, 10:6, 195:1, 195:3 plans 50:18, 165:9</p>	<p>pleasantries 186:11 please 9:14, 10:7, 10:19, 11:5, 20:7, 22:4, 25:6, 25:8, 44:7, 46:17, 50:10, 82:20, 82:24, 94:15, 97:17, 98:23, 99:14, 104:12, 110:13, 112:7, 112:13, 113:4, 113:20, 113:21, 114:9, 115:14, 115:21, 133:10, 133:20, 133:22, 134:3, 136:22, 166:22, 208:24 plenty 81:4, 107:1 point 21:24, 22:24, 23:14, 36:19, 38:20, 39:3, 40:25, 41:3, 41:4, 41:12, 41:16, 41:19, 41:20, 48:24, 49:5, 49:12, 50:11, 52:14, 53:13, 55:11, 55:17, 55:19, 55:21, 55:23, 56:1, 56:8, 56:11, 61:4, 61:6, 74:6, 80:25, 91:1, 108:15, 119:22, 121:3, 124:23, 124:24, 125:4, 125:16, 125:17, 125:22, 126:14, 136:6, 136:13, 143:21, 145:1, 146:22, 146:25, 154:14, 159:2,</p>	<p>172:19, 201:23, 203:17 points 73:24 policy 22:11, 24:17 politely 160:25 political 54:12, 135:6, 141:3, 154:6, 198:9 poor 146:8 pop-up 14:10, 14:15, 14:17, 14:21, 14:24, 15:3 popping 136:21 population 16:8, 16:9, 17:25, 39:25, 40:1, 52:21, 54:10, 58:11, 58:14, 59:22, 78:19, 121:10, 140:24, 152:13, 154:2, 169:21, 169:25, 174:20, 197:17, 199:15, 199:18, 201:2, 201:3 populations 17:24, 32:4, 32:5, 78:19, 154:8, 155:16 portion 165:1, 173:17 portions 114:5, 200:17 position 24:2, 172:10, 207:25 positive 160:10 possession 12:3</p>
--	---	--	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>possible 55:13, 104:20, 125:22, 126:8, 126:12, 127:20, 128:8, 129:22, 130:14, 196:9</p> <p>possibly 104:25</p> <p>post 65:14</p> <p>post-budget 149:22</p> <p>poster 200:2</p> <p>potential 186:20</p> <p>potentially 36:6, 60:7</p> <p>practice 187:23</p> <p>pre 29:5</p> <p>pre-september 65:13, 191:21, 199:2</p> <p>preble 122:3, 123:5, 123:11</p> <p>preceding 84:19</p> <p>precinct 198:8, 200:7, 200:8, 200:9, 200:10</p> <p>precincts 154:4, 154:5</p> <p>precise 38:22</p> <p>precisely 152:3</p> <p>preconversations 65:15</p> <p>predicting 76:9</p> <p>prefer 15:2</p> <p>preferences 135:7</p>	<p>premise 164:6</p> <p>preoccupied 26:14</p> <p>preoccupy 92:9</p> <p>prepare 11:21, 192:25, 193:9, 193:12, 193:25, 194:4</p> <p>prepared 19:4</p> <p>preparing 26:7, 26:25, 154:19, 154:24</p> <p>present 5:37, 9:14, 80:6, 195:18</p> <p>presentation 134:8, 134:15, 134:24, 135:1, 154:25</p> <p>presented 137:13, 153:2, 155:23, 166:1</p> <p>presenting 156:5</p> <p>president 5:2, 24:1, 24:9, 25:9, 27:10, 28:15, 29:12, 29:16, 31:13, 50:12, 56:19, 56:21, 59:13, 61:3, 63:17, 64:19, 68:3, 68:7, 68:22, 69:12, 71:11, 71:18, 72:10, 72:21, 74:1, 74:9, 74:17, 79:12, 79:18, 80:2, 80:17, 82:15, 87:5, 102:9, 102:12, 108:2, 108:4, 120:13, 121:3, 125:7,</p>	<p>129:15, 130:22, 138:22, 139:11, 140:8, 141:19, 142:1, 142:11, 148:2, 150:19, 152:19, 156:4, 157:7, 157:21, 158:3, 159:21, 161:9, 162:1, 162:15, 167:21, 168:7, 172:21, 176:24, 177:15, 182:5, 182:25, 183:7, 186:25, 195:25, 197:7, 202:6, 202:10, 203:22, 204:6, 204:11, 204:15, 205:10, 205:17, 205:20, 206:9</p> <p>presidential 85:18</p> <p>pretty 28:3, 64:3, 64:21, 91:7, 121:5, 125:1, 130:10, 130:20, 205:9</p> <p>preview 77:24</p> <p>previous 82:2, 101:4, 101:18, 112:3, 113:24, 113:25, 121:13, 173:20, 190:9</p> <p>previously 101:16, 145:21</p> <p>primarily 16:7, 16:12, 164:25</p> <p>principal 108:1, 130:22</p> <p>principals 130:22, 131:12</p> <p>printed 95:14</p> <p>prior 144:8, 158:21,</p>	<p>161:8, 162:4, 162:6, 165:25, 189:1, 192:1, 211:6</p> <p>priority 155:23</p> <p>private 13:19</p> <p>privileged 109:21</p> <p>proactive 175:1</p> <p>proactively 203:9</p> <p>probable 126:13, 128:8</p> <p>probably 38:12, 50:2, 50:4, 70:7, 79:5, 83:15, 90:2, 91:15, 95:19, 100:17, 107:1, 111:15, 126:12, 132:10, 191:7</p> <p>problem 19:23, 57:5, 100:11, 120:11, 155:5, 159:13, 181:17</p> <p>problems 56:9, 58:12, 58:14, 136:17, 146:9, 156:7, 199:1</p> <p>proceeded 28:11</p> <p>proceedings 211:7, 211:10, 211:20</p> <p>process 16:16, 38:11, 49:23, 49:24, 56:23, 72:13, 72:15, 78:15, 81:13, 88:7, 88:13, 136:16, 142:14, 144:1,</p>
--	--	---	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>145:3, 146:1, 146:13, 147:21, 152:25, 171:12, 171:13, 172:20, 173:12, 177:3, 177:22, 178:11, 182:15, 186:9, 186:15, 188:21, 189:18, 189:22, 192:3, 207:16, 208:1 processing 175:20 produce 78:1, 140:1 produced 65:7, 78:2, 86:25, 88:19, 91:7, 91:9, 102:19, 118:15, 118:18, 118:20, 187:19 producing 34:23, 59:1, 158:15 progress 33:16, 137:20 progressing 161:18 project 27:9 projects 119:21, 144:4 proper 71:11 properly 16:18 proportion 98:25, 101:3, 135:3 proposal 68:8, 68:24, 69:1, 69:3, 69:5, 71:6, 71:12, 71:15, 71:16, 71:21, 74:21, 131:2, 141:7, 204:22</p>	<p>proposals 69:23, 107:23, 147:18 propose 147:19, 193:2 proposed 70:18, 134:9, 181:2, 181:6, 182:7, 206:22 protected 141:3, 172:5, 172:17 proven 37:5 provide 11:15, 12:10, 18:25, 37:9, 47:11, 47:14, 48:8, 48:12, 48:17, 87:12, 87:16, 87:21, 92:16, 96:12, 96:15, 99:8, 100:13, 107:11, 107:13, 108:3, 140:7, 176:20, 177:20, 182:10, 184:8 provided 12:14, 12:21, 18:14, 18:20, 34:25, 41:14, 47:10, 48:16, 48:20, 49:14, 49:20, 68:11, 68:12, 74:20, 75:13, 92:11, 101:12, 103:2, 103:19, 109:2, 109:5, 109:14, 141:8, 163:18, 174:13, 175:24, 204:18, 205:1, 207:15, 207:17, 207:22 provides 20:4, 193:8 providing 11:7, 13:6,</p>	<p>54:24, 87:19, 96:11, 101:10, 101:13, 107:8, 107:16, 139:5, 139:10, 148:2, 150:19 provision 84:22, 151:9, 151:19, 173:2 provisions 81:24, 124:5, 141:4, 151:25, 152:12, 157:19, 159:25, 169:2, 169:12, 169:14, 169:15 pst 9:1 public 35:2, 51:4, 86:25, 87:20, 124:24, 188:25, 189:17, 189:20, 191:17, 192:1, 192:6, 195:16 publicly 32:19, 33:23, 35:9, 36:8, 36:15, 38:7, 38:10, 40:21, 48:10, 49:11, 56:9, 103:7, 103:13, 106:3, 106:9, 109:9, 111:21, 138:18, 169:9, 193:3 pull 82:20, 148:21, 150:14, 150:24 purchased 13:17 purpose 87:25 purposes 114:6 pursuant 62:20 purview 102:16</p>	<p>put 26:16, 40:16, 43:4, 45:16, 50:22, 67:4, 67:6, 83:25, 84:4, 84:25, 94:22, 98:23, 102:15, 105:18, 112:7, 114:8, 122:13, 133:10, 136:1, 161:10, 181:9, 192:9, 201:11, 202:19, 203:16, 205:6 putting 69:20, 69:21, 85:2, 105:2, 128:1, 134:16, 156:3</p> <hr/> <p style="text-align: center;">Q</p> <hr/> <p>qualities 52:22 question 11:4, 11:5, 17:6, 19:11, 20:6, 27:6, 32:13, 33:14, 34:12, 39:4, 44:18, 44:23, 47:13, 47:20, 48:2, 51:5, 51:6, 54:3, 55:5, 58:24, 64:6, 66:16, 67:7, 67:13, 76:9, 85:15, 92:15, 98:5, 100:8, 100:13, 104:2, 104:15, 110:22, 116:23, 122:10, 122:11, 127:3, 134:12, 134:14, 134:15, 134:19, 135:11, 137:4, 137:8, 138:11, 139:2, 139:20, 144:14,</p>
---	--	---	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>145:4, 149:14, 149:17, 161:23, 165:20, 168:12, 168:22, 168:24, 171:9, 171:22, 173:8, 175:23, 176:2, 176:7, 176:10, 176:17, 180:16, 182:8, 184:24, 186:1, 186:3, 186:6, 188:23, 191:25, 193:22, 194:5, 194:17, 198:1, 203:24, 206:18</p> <p>questions 8:1, 11:8, 12:23, 12:24, 19:23, 19:25, 46:22, 78:3, 79:13, 111:9, 140:13, 148:5, 148:7, 148:10, 148:12, 167:3, 167:13, 167:17, 167:19, 171:20, 176:23, 182:22, 201:6, 201:10, 201:15, 201:20, 208:9, 208:11, 208:14, 208:15, 208:19, 208:20</p> <p>quick 100:10, 166:17, 185:12</p> <p>quickly 20:11, 138:8</p> <p>quite 167:25</p> <p>quoting 85:12, 150:5</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>races 92:14, 101:23</p> <p>raisa 4:19</p> <p>raise 168:17, 176:5</p>	<p>raised 20:21</p> <p>raleigh 5:10</p> <p>randall 204:21</p> <p>range 189:23</p> <p>rather 15:3, 140:12, 177:5</p> <p>ratio 121:23, 170:1</p> <p>ratios 121:10, 121:21, 169:22</p> <p>raw 89:1</p> <p>ray 1:17, 2:1, 6:2, 6:5, 7:2, 9:4, 10:9, 46:21, 73:20, 118:23, 156:23, 157:16, 210:3, 210:17</p> <p>raymond 10:21</p> <p>rd 4:37</p> <p>reach 80:13, 169:15, 178:9, 201:23, 202:5, 203:9, 203:17, 204:7, 204:8</p> <p>reached 75:7, 203:25</p> <p>reaction 179:19</p> <p>read 105:5, 157:2, 157:3, 187:21, 195:16, 195:21, 196:5, 196:25, 197:18, 210:4</p> <p>read-to 33:23</p> <p>reading 84:8, 92:19,</p>	<p>191:14</p> <p>ready 92:8, 154:13</p> <p>realistic 159:17</p> <p>really 16:10, 62:25, 63:12, 81:2, 81:3, 88:8, 88:13, 119:4, 143:18, 146:14, 178:7, 183:5, 197:15, 199:13</p> <p>reason 10:23, 43:17</p> <p>reasons 183:2</p> <p>receive 147:19, 152:17, 160:13, 161:7, 162:3, 162:13, 187:11, 189:5</p> <p>received 11:23, 25:25, 26:2, 27:18, 42:25, 43:9, 88:6, 102:24, 103:1, 143:21, 143:22, 146:11, 152:7, 153:9, 160:3</p> <p>receiving 11:22, 143:1, 205:15</p> <p>recipients 111:20</p> <p>recollec 205:22</p> <p>recollection 35:19, 36:14, 37:19, 37:21, 37:24, 38:1, 50:3, 69:21, 72:19, 78:12, 78:18, 91:18, 107:8, 116:11, 116:14, 117:5, 205:14, 207:7</p>	<p>record 10:20, 11:8, 20:1, 40:8, 46:25, 55:16, 94:17, 94:20, 133:3, 133:4, 133:7, 133:13, 134:16, 150:15, 157:3, 166:23, 167:1, 183:13, 183:18, 183:20, 188:1, 191:19, 209:1</p> <p>records 87:1, 87:20</p> <p>recreated 106:4</p> <p>redistricting 1:9, 4:33, 7:15, 7:19, 9:6, 9:24, 12:13, 13:18, 13:25, 19:7, 30:11, 34:24, 35:20, 37:9, 38:2, 38:3, 40:14, 50:13, 51:21, 54:10, 56:25, 59:5, 60:18, 63:9, 69:16, 70:14, 84:7, 87:13, 87:17, 109:6, 110:16, 112:9, 124:25, 125:24, 138:7, 142:7, 152:8, 156:5, 170:5, 173:3, 182:21, 185:11, 185:22, 186:9, 191:2, 194:18, 194:20, 195:14, 204:24, 205:24, 206:22</p> <p>reduce 60:8, 173:25, 174:3</p> <p>reduced 62:1</p>
---	--	--	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>reducing 175:7, 178:2 reduction 176:3, 176:5 reed 3:25, 9:19 refer 34:5, 155:3, 171:2, 171:15 reference 96:20 referenced 85:10, 202:2 referred 157:20, 199:17 referring 19:9, 33:1, 34:6, 43:8, 44:16, 96:24, 118:15, 138:14, 138:15, 142:5, 150:13, 170:11, 171:18, 171:19, 191:20, 193:16, 198:4, 198:15, 200:20 reflect 156:12, 157:10 reflected 53:23, 155:1, 177:21 refresh 11:3, 116:11, 116:14 regard 177:21 regarding 49:21, 134:8, 141:9, 142:21, 144:16, 172:8 regardless 48:15 regards 120:16 region 73:7 regional 124:24, 192:11,</p>	<p>192:18, 194:19 rehash 102:25, 198:1 relate 85:6 related 26:7, 167:15, 186:8, 211:20 relates 85:6 relative 141:12 relators 1:5, 3:3, 3:12, 3:24, 3:32, 4:2, 4:8, 4:16, 9:17, 9:22, 10:18, 148:6, 148:7, 148:9, 167:11 relayed 65:4, 129:9, 129:14 relaying 204:15 release 159:15 released 33:18 relevant 84:15 remain 55:7, 126:17, 126:25, 127:1 remained 125:14, 126:16, 147:10 remaining 127:18 remember 13:5, 35:25, 37:8, 61:3, 61:5, 61:8, 61:11, 61:20, 62:13, 70:1, 72:5, 72:19, 73:8, 73:12, 74:7, 74:23, 75:22, 76:19,</p>	<p>79:11, 80:2, 80:6, 80:9, 80:17, 81:14, 81:17, 82:14, 96:1, 96:9, 102:8, 103:2, 103:16, 111:25, 118:18, 123:21, 123:25, 125:7, 127:11, 134:10, 153:6, 159:5, 159:20, 161:19, 162:18, 167:24, 173:22, 174:4, 187:7, 187:17, 189:12, 206:20 reminder 137:10 remote 3:1, 4:1, 5:1, 5:38, 19:25, 82:22, 82:25, 94:24, 112:11, 115:15, 115:20, 116:1, 133:12, 133:15, 133:18, 151:2, 195:6 remotely 9:13 renewed 147:16 rent 30:12 repeat 43:24, 47:13, 48:2, 108:22, 156:25, 168:23, 177:23, 180:15 rephrase 101:1, 149:15 report 25:3, 25:8, 28:13, 28:15, 28:17, 28:18, 28:23, 140:1, 141:9, 141:15, 189:5 reported 1:27</p>	<p>reporter 2:4, 10:5, 10:7, 18:16, 21:20, 25:2, 30:4, 44:3, 50:21, 55:20, 61:10, 64:5, 74:3, 107:10, 117:23, 132:17, 156:17, 162:16, 163:16, 195:5, 211:5 reporting 28:20, 28:21, 31:1 reportings 189:21 reports 200:14 represent 9:15, 178:17, 195:12 representation 169:23, 170:1 representative 188:11, 190:13 representatives 22:14, 186:23 represented 179:14, 180:23, 180:25 representing 9:12, 10:6 represents 127:12 republican 15:17, 15:24, 16:6, 16:14, 16:23, 17:10, 17:14, 17:17, 18:6, 18:18, 22:6, 22:10, 22:14, 22:25, 24:11, 31:24, 32:8, 33:9, 33:22, 34:10, 34:13, 49:6, 49:21, 50:23,</p>
--	--	---	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>51:18, 58:21, 59:8, 60:3, 60:6, 61:17, 62:1, 62:11, 62:18, 65:25, 66:3, 66:6, 66:18, 66:19, 67:9, 67:11, 67:24, 67:25, 68:9, 68:19, 69:4, 69:6, 69:24, 70:2, 70:20, 72:2, 72:3, 78:4, 82:13, 93:8, 96:21, 97:6, 98:24, 99:20, 100:3, 100:15, 101:4, 101:15, 102:21, 104:6, 107:3, 109:7, 117:22, 118:4, 126:2, 126:7, 126:16, 126:17, 126:24, 126:25, 127:1, 127:19, 128:4, 128:6, 128:17, 129:4, 139:15, 160:24, 174:23, 174:24, 177:12, 179:16, 187:13 republican-leaning 60:22, 62:24, 63:18, 63:24, 64:3, 64:22, 65:17, 67:23, 68:9, 68:19, 69:23, 70:11, 70:19, 76:11, 76:16, 105:15, 123:23, 124:4, 124:12, 124:16, 124:18, 125:2, 126:11, 126:20, 128:4, 132:1, 132:4, 160:20,</p>	<p>160:21, 163:14, 163:25, 164:11, 179:20, 179:23, 180:24 republicans 23:12, 24:5, 75:13, 76:19, 90:16, 92:22, 93:1, 96:17, 101:22, 101:24, 102:5, 104:18, 105:11, 107:12, 107:17, 108:5 request 73:9, 73:13, 87:1, 118:16, 125:23 requested 60:16, 60:17, 65:23, 72:23, 207:5, 207:14, 211:16 requests 87:21 required 18:1, 121:18, 132:2 requirement 135:2 requirements 59:2, 62:17, 78:22, 139:6, 140:24, 140:25, 152:14, 155:18, 158:17, 167:23, 168:9, 169:4, 170:15, 171:5, 172:22, 174:19, 191:15 resolved 146:14 respect 171:20, 173:3, 176:12, 178:23, 183:15, 183:22 respond 11:25, 20:6, 187:16</p>	<p>respondent 4:32 respondents 1:12, 5:2, 5:13, 5:24, 10:1, 10:3, 201:18 responding 140:12, 147:23, 174:10 response 87:2, 87:20, 118:16, 167:16, 167:19, 173:23, 175:18, 176:8, 198:25 responsi 158:13 responsibilities 24:14 responsibility 158:2, 158:5 responsible 24:23, 31:11, 31:13, 150:7 responsive 12:5, 12:24, 13:1, 188:7 rest 72:6, 113:8 restate 92:15, 137:4, 144:14, 145:20, 163:23 restated 109:11 restating 56:4 results 40:5, 42:5, 42:7, 44:12, 51:2, 51:3, 51:11, 51:18, 52:9, 52:10, 54:6, 54:14, 55:23, 55:24, 74:20, 78:3, 86:2, 86:4,</p>	<p>86:8, 86:9, 92:14, 92:17, 93:8, 105:7, 108:12, 108:19, 109:4, 109:10, 110:7, 110:18, 110:23, 135:5, 136:1, 141:13, 143:2, 144:2, 144:11, 144:15, 145:23, 146:16, 146:23 retract 46:11 retread 167:13 review 140:11, 201:7, 211:15 reviewing 141:6 revising 170:13 revision 72:13 rfram@cov 3:22 rid 187:22 riggins 5:7 riley 5:5 ringing 182:3 rmr 1:28, 2:4 rob 38:17, 46:19, 109:21, 118:17, 119:4, 119:13, 175:15, 208:16, 209:2 robert 3:16, 9:16, 10:17 roegner 160:18</p>
---	---	--	--

Transcript of Ray DiRossi
Conducted on October 19, 2021

<p>roegner's 163:13, 163:24</p> <p>role 156:3, 202:5, 202:9, 202:11, 202:14, 203:11, 203:12, 203:13, 203:20, 204:7</p> <p>roll 82:10</p> <p>rolled 42:16, 42:21, 77:19, 81:1, 81:9, 179:7, 187:10</p> <p>romanchuk 160:22</p> <p>room 30:8, 30:11, 30:12, 59:13, 79:19, 80:1</p> <p>roughly 121:17, 121:22</p> <p>round 67:18, 131:10, 132:13</p> <p>rounds 132:13, 132:14</p> <p>rouse 204:21</p> <p>row 88:25, 89:3, 89:17, 89:18, 89:19</p> <p>rows 92:1</p> <p>rpr 6:4, 7:4</p> <p>ruled 161:13</p> <p>rules 59:24, 61:23, 62:6, 62:16, 65:18, 158:14, 174:22</p> <p>run 67:21, 154:11, 200:14</p>	<p>running 75:4, 153:16, 154:15</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>saga 16:17</p> <p>said 19:14, 30:5, 30:6, 32:3, 33:8, 34:8, 34:9, 37:15, 38:19, 41:3, 41:12, 42:10, 43:25, 47:16, 48:16, 48:24, 50:7, 51:10, 51:20, 55:17, 55:22, 56:4, 56:5, 56:16, 59:16, 60:13, 62:5, 71:16, 71:24, 77:15, 79:9, 80:4, 80:15, 90:11, 94:9, 96:8, 98:6, 107:19, 108:9, 108:10, 108:23, 110:20, 120:7, 121:21, 125:3, 125:13, 126:19, 128:18, 130:9, 131:4, 132:20, 137:7, 138:2, 141:13, 147:7, 147:10, 147:12, 150:9, 150:18, 152:4, 157:6, 159:9, 159:21, 166:11, 168:25, 169:11, 170:8, 176:9, 176:22, 177:23, 198:1, 199:3, 202:8, 205:1, 211:10, 211:20</p> <p>salary 24:20</p>	<p>same 30:25, 39:22, 45:16, 48:14, 69:13, 114:5, 115:8, 117:15, 124:5, 124:14, 124:20, 156:18, 173:8, 176:17, 177:8, 179:6, 179:17, 179:22, 191:12, 199:21, 203:24, 209:3</p> <p>sampling 154:12</p> <p>san 3:20</p> <p>satisfy 135:1</p> <p>saved 55:4, 118:19, 186:3</p> <p>saw 52:9, 95:17, 95:22, 97:4, 187:21</p> <p>say 11:3, 14:1, 16:22, 20:12, 20:14, 23:8, 26:20, 27:20, 28:21, 37:18, 41:23, 44:7, 44:10, 46:6, 51:7, 53:3, 53:22, 55:21, 56:5, 58:24, 59:11, 62:4, 63:9, 66:4, 66:6, 66:8, 66:15, 70:16, 75:5, 75:15, 76:7, 76:12, 77:13, 80:12, 90:10, 99:23, 100:7, 101:18, 101:19, 110:8, 116:16, 117:9, 117:17, 118:4,</p>	<p>118:9, 118:25, 120:23, 122:20, 126:3, 129:10, 131:11, 135:17, 137:12, 140:17, 141:8, 142:6, 144:24, 145:1, 145:16, 151:12, 152:1, 152:21, 155:20, 159:4, 160:6, 162:8, 163:1, 166:19, 171:9, 181:10, 181:16, 183:17, 187:6, 191:16, 197:9, 198:4, 199:13, 204:10, 207:17</p> <p>saying 19:3, 53:5, 64:10, 71:3, 74:13, 74:18, 75:22, 80:18, 82:14, 85:4, 92:13, 118:1, 125:7, 128:16, 130:23, 146:12, 149:5, 158:12, 163:22, 163:23, 170:19, 175:1, 175:2, 182:25, 199:7</p> <p>says 43:17, 88:17, 89:4, 99:17, 99:25, 102:3, 103:6, 104:3, 104:4, 113:25, 116:9, 133:25, 134:25, 197:9, 209:3</p> <p>scarborough 5:5</p> <p>school 20:15, 191:9</p> <p>score 76:16, 116:18, 117:18, 131:23</p>
--	---	--	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>scores 116:23 scoring 77:6, 117:7, 117:16, 131:24 screen 29:22, 56:17, 57:3, 57:6, 57:7, 75:20, 83:4, 94:22, 96:25, 98:23, 99:2, 112:7, 112:16, 120:5, 120:16, 120:22, 120:25, 122:16, 133:11, 134:5, 136:21, 141:22, 141:25, 142:11, 142:16, 195:2, 195:11, 196:10, 196:18, 196:22 screens 31:25 scroll 91:2, 91:3, 112:23, 115:8, 196:8 se 125:19 search 188:1 searched 12:1, 188:6 seats 76:2, 76:3, 76:15, 76:17, 76:19, 113:22 second 47:24, 58:24, 71:4, 78:25, 89:7, 91:1, 91:6, 91:10, 91:12, 91:13, 91:16, 91:20, 91:22, 91:24, 95:11, 97:21, 100:10, 106:18, 108:25, 113:19,</p>	<p>163:23, 201:7 secretary 5:24, 78:23, 79:1, 79:11, 79:17, 80:3, 80:5, 80:15, 86:3, 86:6, 108:14, 176:19 section 5:31, 7:8, 7:17, 70:4, 84:16, 84:17, 88:9, 135:2, 137:22, 139:1, 141:9, 150:6, 150:12, 150:13, 150:25, 152:14, 153:4, 155:1, 155:21, 156:13, 157:11, 157:20, 158:3, 158:8, 170:3, 170:6, 170:19 sections 169:5 secured 49:9 seeing 28:23, 29:20, 42:15, 68:17, 77:2, 81:19, 81:21, 85:3, 89:11, 113:9, 177:11, 178:1 seek 29:18 seem 35:25, 37:8, 108:6 seemed 63:11, 70:3, 73:13, 77:5, 111:2, 111:4, 137:15, 147:13 seemingly 122:6, 178:5, 206:18 seen 83:6, 95:8,</p>	<p>95:16, 112:24, 177:21 senator 5:13, 10:3, 21:22, 22:1, 22:5, 100:23, 100:25, 101:2, 126:9, 126:20, 127:12, 128:9, 133:25, 134:12, 139:2, 142:15, 142:20, 147:8, 158:12, 160:15, 160:18, 160:22, 160:24, 161:10, 162:17, 163:11, 163:13, 163:24, 167:21, 168:6, 178:16, 182:9, 182:15, 182:19, 183:1, 183:5, 183:14, 183:22, 184:5, 186:25, 201:19, 201:24, 202:8, 202:15, 202:16, 203:17, 203:23, 204:4, 205:24, 206:22 senatorial 179:15, 180:8 senators 60:4, 72:1, 72:2, 72:3, 152:15, 161:13, 161:19 send 28:24, 68:24, 68:25, 69:11, 69:15, 69:17, 70:13, 86:24, 147:20, 152:18 sense 118:3 sensor 202:16 sent 54:23, 70:17, 71:10, 131:10,</p>	<p>131:11 sentence 103:6, 104:2, 104:3 sentences 156:20 separate 45:1, 53:22, 53:24, 90:3, 192:9 sequence 35:13 set 18:1, 30:16, 30:23, 32:2, 32:3, 44:11, 45:4, 45:10, 45:16, 45:20, 57:13, 61:16, 62:9, 76:24, 110:9, 138:17, 143:24, 145:14, 145:18, 151:18, 153:7, 157:10, 170:15, 172:22, 211:11 sets 110:21, 111:8, 145:12, 146:15 seven 70:22, 114:15, 114:20, 193:16, 194:8 several 32:17, 57:5, 170:22 shaded 97:11, 97:18, 97:21 shading 93:6 shadings 91:25 shall 135:6, 193:8, 193:9 share 56:21, 86:21,</p>
--	---	---	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>86:23, 87:5, 87:7, 91:16, 96:21, 102:21, 195:2 shared 87:1, 101:7, 198:2 shares 78:4 sharing 182:20 sheet 90:2 shift 130:16 short 93:22, 140:5 shorthand 2:4, 211:5, 211:12, 211:18 shortly 83:24, 88:4, 91:15 should 11:15, 46:11, 64:12, 67:23, 86:18, 89:22, 125:20, 126:2, 126:6, 126:17, 126:25, 128:5, 148:22, 150:25, 158:13, 165:4, 175:16, 197:9 shouldn't 131:11, 152:21 show 57:6, 114:4, 114:8 showed 15:9, 17:17, 54:6, 79:24, 141:25, 142:14, 142:15 showing 34:14, 50:23, 51:18, 54:18, 142:4 shown 121:3</p>	<p>shows 92:21, 122:17 sic 76:25 side 23:1, 28:6, 28:7, 30:23, 72:11, 107:3, 119:20, 130:8, 164:25, 165:1, 165:16, 190:21, 191:3, 204:21, 205:4, 206:17 signature-5tmlq 211:25 signed 26:15, 210:8 significant 58:12, 60:3, 64:3, 73:13, 73:14, 82:7, 169:10, 173:17 significantly 61:21, 61:25, 64:20 similar 82:14, 117:8, 117:10, 130:17, 177:24 simple 45:8, 152:16, 155:12, 206:18 simplistic 68:15 simply 100:8 simultaneous 28:5, 29:8, 39:23, 88:24, 101:20, 113:1, 117:21, 120:9, 120:12, 127:4, 137:5, 184:25, 196:12, 206:8 simultaneously 141:6 since 21:6, 37:17,</p>	<p>112:4, 124:6, 185:18 single 76:5 singular 152:21 sir 12:17, 41:4, 44:17 sit 30:2, 57:16, 145:13 sits 13:13 sitting 13:8, 29:2, 33:6, 35:18, 36:24, 37:19, 41:7, 50:4, 58:2, 69:8, 69:19, 72:15, 76:6, 79:6, 87:23, 166:14, 176:14, 187:9, 192:24 six 50:15, 70:22, 72:3, 75:21, 138:9, 150:23, 152:4, 158:22 sixth 134:18, 134:21 size 131:2 sklein@elias 4:23 sleep 30:14 slight 65:3 sloppy 139:9 small 67:15, 114:7, 122:6 smith 3:25, 9:20 softer 168:11, 168:12</p>	<p>software 12:7, 13:22, 14:5, 43:4, 144:23, 152:18, 153:25 solely 57:15 solid 64:22 solution 65:19, 82:4, 82:11, 105:18, 155:8 solutions 60:1, 156:7 somebody 48:24, 49:5, 86:24, 116:21, 187:11 somehow 39:19 someone 165:4, 183:8 something 13:13, 33:12, 37:8, 45:12, 48:10, 56:5, 69:15, 79:23, 83:23, 88:10, 89:25, 96:2, 96:9, 102:16, 107:20, 108:25, 111:17, 125:16, 130:13, 130:21, 150:7, 151:22, 152:2, 153:3, 154:19, 165:3, 165:7, 167:18, 173:23, 195:11, 207:13 sometime 25:24, 26:1, 38:25, 41:23, 43:25, 44:4, 154:17, 159:4, 180:5 sometimes 53:4, 53:9,</p>
---	---	---	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>53:10, 53:11, 56:17 somewhat 110:12 somewhere 77:23, 79:8 sorry 15:20, 22:23, 29:9, 39:24, 43:24, 44:8, 47:13, 47:23, 47:25, 51:7, 51:8, 52:17, 56:19, 78:25, 81:7, 87:14, 89:16, 90:11, 91:2, 91:12, 91:21, 99:15, 99:23, 100:7, 100:9, 108:23, 126:3, 136:19, 139:1, 156:21, 156:24, 157:25, 159:8, 159:10, 160:11, 170:2, 180:15, 185:9, 186:6, 193:23, 208:17 sort 114:4, 114:23, 123:10 sos 112:19, 115:14, 115:19 sos_ 7:11 sought 108:15, 172:7, 172:11, 172:12, 172:16 sounds 26:4, 68:14, 83:20, 114:17, 159:17, 166:20 source 32:20, 33:3, 36:16, 37:14, 38:10, 38:15</p>	<p>sources 33:24, 38:7, 51:4, 138:18, 205:21 southwest 122:1 speak 18:21, 32:2, 40:15, 45:14, 58:6, 84:2, 106:1, 136:4, 138:1, 150:16, 156:22, 162:11, 194:1, 194:8 speaker 5:3, 31:1, 31:11, 56:16, 69:14, 71:12, 71:20, 72:13, 74:2, 79:12, 79:18, 79:20, 79:21, 80:3, 120:3, 120:8, 129:19, 184:19, 203:12, 204:6, 204:11, 205:17, 206:11 speaking 19:16, 99:24, 147:5, 163:20, 204:14 special 186:24, 188:14 specific 26:23, 27:5, 27:22, 31:8, 36:24, 37:1, 41:5, 46:23, 51:6, 63:23, 68:5, 69:7, 69:18, 69:22, 75:8, 75:25, 84:17, 96:8, 101:7, 102:13, 104:19, 104:25, 107:14, 108:8, 128:24, 129:10, 140:13, 155:4,</p>	<p>172:21, 178:22, 186:21, 187:7, 187:8, 191:15, 200:1 specifically 13:17, 29:1, 32:15, 55:14, 58:11, 80:2, 83:19, 84:2, 88:22, 97:15, 100:22, 119:25, 122:1, 127:6, 142:3, 142:16, 145:7, 159:16, 166:11, 176:9, 178:18, 181:8, 189:20 specifics 28:2, 28:9, 36:13 specify 34:6, 169:4, 169:13 speculate 175:17, 175:22, 177:8, 185:4 speculation 175:18, 184:22 spencer 4:18, 9:21, 148:8, 148:14, 148:20, 156:19, 167:5 spend 173:5, 174:2 spending 174:2 spent 121:6, 124:22 spills 65:12 spits 75:15 split 72:8, 141:1, 173:25, 174:11, 178:2 splits 174:3, 175:7,</p>	<p>176:3, 176:5, 178:2 splitting 60:8, 72:7, 141:1, 141:3 spoke 70:9, 126:9, 147:22, 155:12, 177:9 spreadsheet 54:18, 90:20, 90:24 spreadsheets 52:13, 53:23, 54:4, 54:5, 54:8, 54:16, 54:17, 54:19, 55:1, 93:7 spring 83:22 springhetti 31:2, 87:8, 87:9, 87:10, 120:21 springhetti's 203:13 st 3:6, 3:19, 4:11, 4:20, 5:19, 5:32 staff 22:10, 25:4, 27:11, 32:17, 36:5, 80:5, 80:10, 103:23, 109:7, 179:1, 179:3, 179:11, 182:9, 185:15, 185:16, 194:14, 194:15, 194:16, 194:20, 194:22, 202:17, 206:12 staffer 179:25, 180:1 staffers 194:11, 194:13 stage 61:7, 61:16,</p>
--	---	--	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>61:19 stages 42:18, 61:8, 61:14, 152:25 stand 82:25, 94:15, 94:24, 133:12, 166:22, 208:24 standard 2:2 standards 7:18, 155:1, 156:12, 157:10 standpoint 69:12 stanton 3:17 start 24:18, 25:20, 25:21, 33:11, 34:13, 39:6, 68:19, 137:15, 160:15, 176:18 started 23:25, 26:6, 33:12, 66:25, 109:24, 110:2, 147:18 starting 35:8, 88:5, 114:21, 145:9 starts 190:21 state 5:25, 9:15, 10:19, 13:16, 13:18, 15:19, 20:23, 21:7, 21:10, 21:13, 21:22, 25:1, 26:14, 30:10, 35:3, 40:2, 40:8, 56:20, 56:23, 58:16, 59:19, 60:4, 67:25, 73:7, 78:23, 79:1, 79:2, 80:6,</p>	<p>84:7, 86:6, 110:16, 133:25, 155:5, 155:10, 160:24, 162:17, 176:19, 177:19, 178:16, 190:12, 200:4 state's 86:3, 108:14 stated 145:21 statement 7:9, 94:23, 192:16, 195:25, 199:16 states 211:1 statewide 84:18, 84:23, 85:7, 85:17, 88:16, 93:9, 96:16, 96:21, 97:6, 98:24, 101:3, 102:7, 102:21, 103:4, 103:8, 103:13, 110:7, 110:23, 128:2, 135:3, 135:4, 135:7 statewides 208:13 status 142:25 stay 126:2, 126:6, 128:5 stayed 52:16, 52:17, 66:19, 67:10, 124:9, 144:11, 163:13, 163:24 ste 3:19, 4:5, 4:29, 5:9, 5:19 stephanie 164:19 steps 124:15</p>	<p>stick 192:15 sticking 73:24, 74:6 still 23:12, 29:5, 29:6, 47:22, 49:10, 72:20, 72:21, 72:23, 78:22, 80:19, 88:12, 136:7, 136:11, 143:16 stop 93:24, 94:5, 113:3 stopped 56:12, 149:3, 149:5, 149:7, 149:9, 149:19 strach 5:6, 9:25, 19:18, 19:20, 38:17, 46:19, 49:2, 93:20, 94:4, 94:10, 109:20, 118:17, 119:3, 119:13, 132:24, 137:24, 139:3, 139:22, 144:19, 147:25, 149:11, 149:13, 150:15, 151:11, 153:5, 155:25, 156:15, 156:18, 156:23, 157:14, 166:18, 166:20, 167:25, 168:19, 171:7, 172:2, 172:15, 188:5, 193:13, 202:13, 202:22, 203:4, 204:13, 208:8, 208:15, 208:22, 209:2 straightforward 121:5 strike 146:24, 149:8,</p>	<p>157:25 strong 124:16, 132:1 struck 160:11 struggles 78:1 struggling 68:4, 162:6, 164:14 stuck 26:5 stuff 89:1, 188:21 stumbling 112:2 subdivision 54:11, 54:12, 198:9 subdivisions 141:3, 154:6, 154:7 subject 172:4 subpoena 11:23, 87:2, 208:5 subscribed 211:23 subsequent 93:6 subsequently 179:3 substance 172:1, 172:16, 179:4, 186:2, 186:8 substantive 197:5 succeed 131:5 succeeded 130:20, 131:4, 131:7, 131:8, 131:15 success 131:17 successful 132:7, 132:12,</p>
--	---	--	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

175:9 sufficient 169:25 suggest 142:9 suggested 109:18 suggesting 20:3, 146:15 suggestion 67:22, 129:6 suggestions 60:24, 190:7 supervision 211:14 supplement 35:10 support 138:8, 138:22 supposed 19:15 supreme 1:1, 9:6 sure 15:4, 15:21, 19:1, 19:12, 22:3, 26:24, 33:2, 34:7, 36:19, 39:16, 40:10, 41:2, 41:7, 41:12, 41:23, 42:10, 43:12, 44:9, 44:15, 46:1, 46:14, 47:1, 48:3, 55:21, 62:16, 63:4, 66:9, 68:21, 71:14, 81:4, 85:11, 91:7, 101:6, 102:19, 105:5, 107:22, 111:12, 112:24, 115:10, 115:17, 115:22, 117:9, 117:11, 117:17, 122:22, 125:13, 126:8, 128:7,	128:11, 130:10, 130:12, 130:20, 139:8, 140:23, 142:14, 145:13, 152:10, 153:25, 154:1, 154:3, 154:7, 155:15, 157:1, 157:17, 159:11, 161:25, 162:9, 163:11, 166:18, 167:25, 168:2, 168:13, 169:11, 170:9, 173:7, 175:2, 176:14, 180:2, 183:13, 183:18, 186:23, 191:11, 191:13, 192:22, 194:12, 194:24, 198:19, 198:21, 200:14, 200:15, 200:16, 207:9 surrounding 132:9 swear 10:7 switch 73:12, 143:6 switched 183:24 sworn 10:11, 211:7 sykes 5:13, 5:14, 10:3, 133:25, 134:12, 139:2, 147:8, 182:10, 182:15, 182:19, 183:1, 183:5, 183:9, 183:14, 183:22, 184:5, 184:8, 184:13, 185:5, 185:13, 186:8, 201:19, 201:25, 202:8, 202:16, 203:10, 203:17, 203:23, 204:1, 204:3,	204:4, 205:24, 205:25, 206:22 system 143:3, 154:2 <hr/> T <hr/> tab 82:20, 94:22, 112:7, 114:8, 115:16, 117:1, 122:13, 133:10, 150:25 table 125:18, 130:24 tables 93:8 take 27:15, 29:3, 29:13, 29:21, 47:2, 50:2, 51:15, 69:22, 80:13, 93:17, 93:18, 93:20, 93:22, 94:1, 94:7, 94:13, 97:9, 97:16, 105:18, 113:4, 117:1, 122:21, 123:1, 124:2, 124:3, 131:3, 132:22, 138:12, 142:12, 144:10, 145:17, 161:21, 166:17, 170:14 takeaway 72:20, 73:19, 74:23, 177:2 taken 94:18, 133:5, 166:24, 210:5, 211:10, 211:12, 211:18 takes 35:15, 121:16, 143:6 taking 9:13, 63:24, 96:10, 126:20,	143:8, 143:10, 173:24, 177:7 talk 28:12, 33:3, 34:7, 36:9, 37:13, 58:8, 58:14, 58:17, 58:20, 63:2, 75:23, 102:20, 119:18, 119:23, 145:8, 186:2, 186:5, 186:7 talked 11:23, 14:7, 17:23, 32:6, 32:7, 40:7, 63:23, 81:22, 111:12, 128:8, 128:18, 128:19, 138:3, 139:14, 140:19, 165:13, 177:24, 190:6, 190:11 talking 13:11, 13:12, 13:14, 27:4, 27:5, 43:7, 59:18, 60:5, 60:21, 61:18, 64:9, 68:22, 71:18, 84:14, 84:23, 85:13, 103:3, 103:12, 119:15, 119:17, 119:18, 128:14, 130:11, 150:11, 161:9, 165:12, 173:5, 178:18, 183:19 talks 85:7 tammy 1:28, 2:3, 6:4, 7:4, 10:6, 211:4, 211:26 target 32:5 targets 17:25
---	---	--	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>task 13:18, 152:20 tasked 132:15, 151:22, 152:2, 153:3, 171:3 tasks 46:23 tax 22:11, 24:17 taxpayers 24:21 team 175:25 technical 39:14, 45:22, 45:24, 46:1, 47:6, 47:17, 55:5, 197:10, 197:13, 197:21, 199:1, 199:9, 199:17, 201:2 technician 5:38, 82:19, 82:22, 82:25, 94:24, 112:6, 112:11, 115:15, 115:20, 116:1, 133:10, 133:12, 133:15, 133:18, 151:2, 195:6 technological 196:14 teleconference 9:13 tell 13:3, 20:7, 28:19, 47:22, 68:7, 71:13, 74:9, 86:17, 179:4, 181:8 telling 74:15, 82:9, 111:25, 167:21, 168:7, 175:13 ten 75:19, 76:2, 84:24, 85:8,</p>	<p>93:9, 101:4, 102:22, 135:5, 189:13, 190:1 ten-year 7:7, 60:15, 73:23, 79:13, 80:14, 80:17, 102:6, 138:6, 138:23, 139:12, 147:17, 148:22, 150:21, 150:22, 152:23, 176:23, 177:5, 177:16, 204:17 tends 115:1 tenth 3:6 term 53:17 terms 87:25, 106:5, 106:12, 108:9, 116:23, 175:18, 176:1, 176:20, 178:23, 182:10, 207:10 testified 10:11, 14:8, 142:10, 142:11, 142:22, 160:2, 164:20, 168:6 testify 211:8 testifying 134:10, 136:6, 167:24, 182:20 testimony 10:24, 64:15, 124:24, 136:24, 148:25, 150:3, 164:18, 165:5, 167:16, 167:20, 176:13, 182:5, 184:6, 185:20, 189:23, 190:3, 190:11, 190:18, 190:19, 191:7,</p>	<p>191:8, 191:17, 191:20, 192:13, 195:17, 198:25, 210:8 text 20:5, 20:7, 20:8, 54:20, 78:13, 78:14, 135:9, 187:11, 187:18, 187:23, 188:2, 188:6 th 4:20, 5:32, 26:16, 26:18, 29:15, 61:5, 61:6, 61:9, 61:12, 61:21, 61:25, 62:13, 64:25, 65:1, 65:10, 65:24, 65:25, 67:14, 69:10, 72:18, 78:16, 83:25, 95:19, 117:10, 129:17, 130:19, 131:25, 141:24, 143:15, 145:16, 159:5, 163:10, 163:15, 164:2, 164:4, 164:7, 164:11, 171:15, 178:17, 178:19, 179:11, 179:15, 179:19, 180:8, 180:21, 181:7, 190:20, 191:1, 194:25, 195:13, 195:15, 197:24, 198:23, 199:4, 199:6, 199:10, 207:3, 211:24 thank 10:22, 19:22, 20:10, 32:24, 33:2, 38:22, 56:14, 69:20, 71:23, 89:13, 90:21, 91:4,</p>	<p>95:13, 95:15, 104:13, 116:7, 116:24, 119:16, 122:24, 122:25, 127:9, 137:10, 142:19, 148:4, 148:20, 158:6, 162:2, 164:17, 167:4, 176:10, 177:18, 183:3, 183:12, 184:3, 188:10, 196:7, 197:2, 201:15, 201:17, 208:6, 208:7 thanked 134:23 thanks 148:16, 166:21, 208:8, 208:21 theme 162:25 themselves 9:15, 10:5 thereafter 91:15, 211:12 therefore 92:25 therein 211:11 thereof 211:21 thing 18:4, 30:25, 33:17, 39:22, 69:13, 84:13, 112:1, 117:15, 136:21, 157:1, 159:20, 162:23, 165:19, 173:21, 174:6, 175:6, 175:10, 177:14, 187:8, 187:17 things 12:25, 16:9, 34:5, 64:14, 70:1, 72:5, 72:23, 77:22,</p>
---	--	--	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>81:2, 84:11, 111:21, 122:8, 124:20, 129:10, 137:15, 140:16, 140:21, 142:6, 150:2, 152:6, 153:20, 153:23, 154:12, 154:20, 163:2, 166:10, 174:8, 175:2, 175:3, 175:10, 175:14, 177:9, 178:1, 187:2, 187:8, 191:8, 191:16, 197:12, 204:16, 207:10 thinking 47:21, 47:22, 158:9, 166:5, 175:19 thomas 4:10 thorough 163:4 thought 35:10, 47:23, 47:24, 55:17, 57:4, 71:25, 75:22, 76:20, 90:10, 128:5, 130:14, 155:10, 164:17, 169:9, 175:12, 176:2, 204:16 thoughts 73:1 three 32:18, 35:8, 40:22, 44:19, 44:24, 45:10, 92:20, 112:23, 125:9, 189:24, 191:5, 192:5, 196:1, 208:13 through 20:11, 21:7, 26:17, 34:17, 49:14, 56:22,</p>	<p>59:7, 61:15, 71:11, 71:17, 84:10, 108:13, 111:20, 112:1, 112:23, 113:8, 114:18, 123:14, 129:18, 143:14, 145:3, 145:24, 147:11, 150:20, 152:19, 154:21, 158:9, 166:5, 167:13, 173:9, 173:13, 177:8, 182:9, 184:19, 198:6, 204:6, 204:10, 205:17, 207:15, 207:25 throughout 58:16, 142:14, 144:1, 146:13 ths 93:4 ticking 80:19 time 2:3, 9:10, 11:13, 14:7, 16:18, 27:5, 33:25, 41:2, 41:11, 42:18, 42:23, 43:2, 43:3, 43:5, 43:19, 50:22, 51:6, 51:8, 51:10, 62:15, 67:10, 68:14, 69:9, 70:8, 75:2, 75:4, 80:18, 80:19, 92:9, 93:14, 93:15, 93:18, 94:3, 94:16, 94:19, 107:13, 107:18, 110:19, 112:1, 112:3, 119:12, 119:19, 121:6, 123:15, 124:6, 124:22,</p>	<p>126:5, 128:3, 132:19, 133:2, 133:6, 133:8, 134:9, 136:5, 140:5, 142:1, 143:6, 143:22, 148:1, 148:5, 149:18, 151:17, 152:6, 153:15, 158:25, 161:21, 166:22, 166:25, 173:5, 173:18, 173:24, 174:3, 181:12, 189:9, 197:22, 199:11, 201:16, 203:17, 206:14, 208:21, 208:25, 209:5, 211:11 timeline 27:22, 29:6 timely 139:10 times 87:1, 112:3, 147:13 timetable 165:24 titled 112:8 to-do 102:17 today 10:5, 10:24, 13:8, 24:15, 29:2, 36:25, 50:4, 93:24, 127:25, 135:19, 145:9, 147:9, 192:24 today's 9:9, 209:1 together 32:18, 60:7, 62:19, 70:3, 78:21, 82:13, 84:5, 84:25, 102:15, 136:1,</p>	<p>174:5, 174:24, 177:13, 192:9, 193:17 told 12:19, 32:15, 74:21, 75:6, 75:7, 82:6, 96:10, 103:16, 103:22, 125:16, 161:14, 173:24, 174:17, 174:21, 204:19, 205:3, 208:4 tom 162:18 took 16:18, 23:6, 23:21, 27:13, 33:25, 34:2, 39:18, 43:1, 43:4, 43:5, 52:15, 53:19, 56:1, 68:14, 71:17, 124:6, 124:15, 143:22, 199:11 top 91:3, 95:11, 113:19, 113:20, 155:21, 155:22, 201:4 total 88:17, 89:4, 89:17, 100:5, 107:17, 108:4 totals 89:20 touch 26:20 touched 26:24 towards 65:21, 143:11 townships 40:3 trade 188:14 traded 67:2</p>
--	--	---	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>traditional 164:24, 165:16, 191:3 trailing 156:19 training 138:5 transcribed 211:13 transcript 7:20, 133:14, 150:6, 168:4, 189:6, 194:25, 195:2, 195:13, 195:21, 199:21, 210:5, 211:15, 211:18 transfers 207:8 transportation 24:3, 24:7 treasurer's 25:1 tremendous 153:15 trending 65:20 trial 11:2 tried 130:16, 130:19, 130:20, 131:4, 131:7, 131:8, 146:7, 146:21, 189:7, 189:13, 190:15, 191:17 trouble 89:11 true 106:15, 199:23, 210:9, 211:17 truth 211:8, 211:9 truthful 10:23 try 32:18, 45:15, 47:19, 49:10,</p>	<p>68:23, 73:20, 108:24, 108:25, 125:21, 131:5, 138:23, 152:23, 156:21, 165:12, 165:15, 177:1, 192:8, 192:9, 198:13, 200:9 trying 26:25, 29:5, 36:7, 42:12, 43:13, 43:15, 45:18, 47:16, 47:19, 59:9, 62:16, 69:2, 73:10, 73:22, 84:9, 85:5, 91:2, 92:9, 127:11, 136:7, 136:10, 138:6, 139:24, 140:2, 140:7, 145:20, 146:18, 152:16, 153:10, 154:12, 154:23, 161:12, 161:18, 163:4, 163:23, 164:5, 174:3, 174:5, 174:11, 178:10, 187:3, 187:7, 190:20, 192:8, 192:10, 198:8, 200:6, 206:19, 206:20 tuesday 6:3, 7:3, 9:1, 9:9 turn 12:4, 12:19, 68:23, 131:25, 133:22, 144:4, 148:6, 167:3, 168:10, 173:10, 188:3, 201:14, 208:4 turned 12:18, 52:6 turning 63:18, 70:10,</p>	<p>84:6 two 30:22, 33:22, 51:1, 53:15, 57:14, 62:18, 73:9, 73:11, 77:22, 80:5, 88:20, 88:21, 97:23, 98:3, 106:13, 106:20, 106:21, 106:23, 108:16, 110:20, 110:21, 111:7, 111:8, 111:9, 121:16, 124:7, 130:1, 131:14, 132:12, 181:18, 189:24, 191:5 type 32:19, 37:9, 42:25, 103:18, 140:1, 142:4, 188:21, 189:5 types 205:2 typewriting 211:13 typo 197:16</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>uh-huh 164:8 ultimately 49:15, 78:2, 152:8, 154:20, 163:9, 163:18, 163:19, 178:20, 180:6, 181:2, 184:19, 205:21 unchanged 67:20 under 86:25, 89:23, 116:23, 117:6, 117:16, 123:16, 210:1, 210:3, 211:13</p>	<p>underlying 55:7 understand 11:10, 11:18, 14:6, 15:14, 17:2, 26:25, 29:6, 42:3, 42:12, 43:14, 43:22, 48:18, 49:19, 55:9, 56:14, 57:23, 66:13, 67:13, 115:11, 129:1, 129:20, 130:17, 139:24, 140:14, 141:20, 170:22, 172:7, 175:13, 180:11, 182:1, 192:5, 198:21, 199:3 understanding 40:20, 75:11, 76:8, 93:23, 119:8, 157:24, 158:1, 170:25, 171:1, 178:10, 178:12, 178:14, 180:13, 180:17, 180:18, 180:20, 181:13, 181:25, 194:3, 198:24, 203:20, 205:12 understood 53:21, 127:16, 129:11, 168:2, 168:3, 170:8, 183:4, 192:21, 194:12 unfold 177:4 unhappy 160:18, 160:22, 174:25 unified 34:24, 35:20, 54:10 unify 124:6, 124:7</p>
---	---	--	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>unintentional 70:7, 71:25 union 4:9 unit 24:23 united 211:1 units 40:1, 40:3, 54:11, 198:10 university 21:13, 26:21, 34:21, 35:15, 39:6, 39:19, 153:9 unless 11:16 unlike 112:3 unnecessarily 141:2 unrelated 168:10 unreliable 111:4 until 25:18, 26:15, 33:20, 93:21, 161:17 update 90:23 updated 121:11 updates 28:22, 29:19, 29:22 updating 56:18 ups 167:15 upset 128:11, 161:4 usable 143:23, 144:22, 145:14, 145:18, 146:4, 146:12, 146:16, 146:17,</p>	<p>146:18, 146:22, 146:25 use 14:1, 36:16, 37:7, 40:14, 87:24, 88:13, 145:5, 168:18, 200:1 useful 26:12, 26:21, 136:2, 136:3, 145:11, 149:24 users 53:6 using 14:8, 39:12, 53:16, 56:12, 76:15, 77:6, 89:24, 105:6, 106:25, 107:1, 141:22, 145:1, 171:17</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p>value 88:7, 187:22 variation 103:5 variations 105:13 variety 60:10 various 36:4, 36:5, 36:7, 42:18, 54:24, 67:2, 145:8, 154:20 verbal 28:22, 205:20 verbally 141:16 verbatim 150:5 verify 117:25, 123:18, 124:21, 179:18 vernon 5:13, 133:25,</p>	<p>182:10, 201:24 version 91:6, 91:11, 91:13, 93:6 versus 15:17, 16:6, 16:24, 192:11 via 9:13 video 9:3, 9:12, 9:13, 19:15, 20:1, 20:8 videographer 5:37, 9:3, 9:11, 10:4, 94:15, 94:19, 133:2, 133:6, 166:22, 166:25, 208:24 videotaped 1:17, 2:1 view 57:25, 156:11, 161:5 viewed 156:2 viewing 114:6 village 190:21 virtually 1:20, 2:2 visual 141:21 voice 156:19 volume 168:10 vote 17:8, 32:9, 34:10, 34:13, 49:6, 49:21, 50:24, 51:18, 95:19, 95:20, 95:21, 95:23, 95:25, 98:15, 102:21, 131:21,</p>	<p>131:22, 199:12, 202:25 voted 15:17, 15:18, 15:23, 15:24, 16:5, 16:6, 16:14, 16:23, 16:24, 193:2 voters 1:2, 3:2, 3:11, 3:32, 4:2, 4:8, 9:5, 9:17, 10:18, 15:16, 15:22, 16:5, 17:4, 97:6, 98:25, 101:3, 132:4, 135:4, 135:7 votes 17:9, 17:10, 17:11, 17:12, 17:13, 17:14, 17:15, 18:6, 31:24, 88:17, 89:4, 89:17, 98:12 voting 15:13, 15:14 vs 1:7, 9:5</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>wait 148:11 waiting 36:14 walk 21:7, 34:17, 154:11, 154:13 wall 56:21 walton 5:30, 208:12 want 10:19, 14:22, 18:5, 32:25, 33:3, 46:24, 47:9, 47:21,</p>
--	---	--	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>55:15, 56:3, 56:4, 56:6, 85:12, 86:5, 92:12, 93:17, 93:18, 93:20, 93:22, 112:20, 113:7, 123:18, 124:5, 124:21, 132:21, 132:22, 137:12, 140:17, 171:25, 173:5, 175:17, 175:21, 175:23, 179:18, 180:12, 181:15, 183:19, 184:1, 188:22, 196:5 wanted 41:5, 52:21, 57:21, 57:23, 62:1, 65:5, 74:24, 163:12, 169:2, 169:5, 174:13, 176:1, 176:21, 176:22, 176:23, 178:1, 178:23, 180:11, 180:13, 180:18, 180:21, 183:22, 184:9, 185:24, 186:18, 188:17, 191:10, 200:22 wants 183:1, 209:3 wards 121:17, 141:2, 154:5 warren 121:8, 121:9, 121:12, 121:15, 121:22, 122:1, 155:12 washington 3:7, 4:21 watching 102:10 way 11:15, 27:2, 29:19, 40:6,</p>	<p>40:16, 40:18, 57:13, 70:3, 72:8, 88:14, 95:10, 108:16, 110:24, 111:24, 120:2, 122:2, 124:13, 126:22, 128:17, 128:22, 132:11, 136:3, 140:2, 141:21, 143:17, 143:23, 144:9, 152:10, 163:12, 171:11, 175:9, 180:1, 188:15, 189:18, 189:22, 190:7, 190:22, 192:2, 199:21, 206:23, 211:21 ways 30:1, 116:2, 191:10 we'll 11:2, 15:5, 95:3, 124:2, 176:18, 200:25 we're 19:25, 20:1, 40:7, 41:21, 43:19, 62:6, 73:21, 84:14, 94:10, 94:16, 115:24, 119:15, 119:17, 119:18, 132:19, 133:7, 167:1, 188:1, 208:9, 208:16, 208:22, 208:25 we've 19:14, 20:12, 32:5, 40:24, 42:19, 52:19, 70:9, 93:11, 98:22, 114:4, 127:14, 139:14, 162:13, 180:10, 197:9 website 40:11, 40:12,</p>	<p>86:3, 86:7 week 41:22, 49:25, 152:23, 189:3 weeks 91:9 weird 149:13 went 20:14, 20:17, 20:22, 28:20, 86:6, 111:3, 138:4, 163:11, 173:12, 177:8, 184:2 weren't 75:9, 141:1, 141:2, 146:16, 146:19, 198:10 west 5:19, 165:1, 190:21, 191:3 whatever 14:22, 31:9, 31:19, 34:18, 39:18, 84:22, 85:10, 119:3, 131:23, 188:8, 191:24, 209:2 when's 188:21 whenever 171:13, 171:14 wherein 174:12 whereof 211:22 whether 12:20, 19:1, 39:17, 41:6, 52:5, 52:8, 53:1, 53:19, 55:3, 64:12, 69:2, 73:1, 76:10, 78:20, 101:9, 105:10, 116:20, 138:25, 140:19, 153:4,</p>	<p>154:25, 157:9, 160:10, 171:24, 172:7, 172:10, 174:19, 175:24, 176:14, 177:15, 183:4, 185:2, 193:20, 193:24, 194:1, 194:6, 203:25 whirlwind 158:23, 165:22 whoever 59:7, 72:24, 73:14, 91:4, 91:5, 106:2, 106:3 whole 33:15, 102:14, 114:15, 140:12, 152:5, 169:22, 169:25, 211:8 wholly 121:14, 124:10, 125:15, 127:12, 130:3, 130:5 wide 189:23 wife 11:23, 160:23 williams 181:20 win 75:18 wind 39:20 window 14:10, 14:15, 14:17, 14:21, 14:24, 15:1, 15:3, 15:5, 15:6, 15:9, 15:11, 15:22, 16:1, 16:7, 17:20, 17:22, 18:4, 31:25, 33:7, 34:7, 34:8, 34:14, 39:10, 42:4,</p>
--	---	---	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>42:7, 42:13, 44:25, 45:3, 51:16, 52:8, 52:12, 52:15, 52:21, 52:25, 53:4, 53:19, 55:12, 55:18, 55:25, 56:2, 57:11, 57:16, 57:17, 57:19, 58:1, 58:5, 58:10, 58:18, 120:6, 120:16, 147:2, 196:11 windows 18:18, 53:7, 119:2 winners 93:2 wished 177:21 within 49:24, 151:10, 189:8, 199:18 witness 6:5, 10:8, 10:10, 10:12, 19:19, 19:22, 93:19, 95:6, 108:21, 118:14, 122:24, 136:23, 136:25, 137:3, 138:1, 139:5, 148:1, 150:18, 151:12, 153:6, 156:2, 156:24, 157:17, 171:8, 172:13, 187:20, 193:15, 196:15, 196:21, 197:2, 201:17, 202:14, 202:24, 203:5, 204:14, 208:7, 211:6, 211:22 wizardry 39:18 women 1:2, 3:2, 3:11,</p>	<p>3:32, 4:2, 4:8, 9:5, 9:17, 10:18 won 92:20, 92:22, 93:1, 96:17, 101:15, 101:22, 101:24, 102:5 wondering 135:11, 166:16 word 39:12, 90:1, 93:7, 122:21 words 105:9, 151:20, 151:24, 168:1, 196:17 work 16:17, 22:9, 22:25, 26:7, 26:9, 27:2, 27:8, 28:11, 28:14, 31:5, 31:6, 31:9, 31:15, 31:19, 33:13, 33:16, 35:10, 43:5, 46:2, 46:5, 48:21, 71:8, 73:20, 109:18, 119:20, 136:18, 138:19, 143:23, 151:17, 152:18, 173:3 worked 31:20, 31:21, 45:22, 46:16, 124:22, 130:13, 153:25, 154:17, 154:21, 191:12, 200:12 working 23:15, 25:13, 25:22, 29:20, 30:5, 30:18, 30:20, 30:25, 32:18, 48:8, 68:23, 144:4, 154:2, 171:1</p>	<p>workroom 30:16 works 11:2, 11:15, 14:19, 73:21 workstations 30:22 world 137:12 worry 96:3 worth 94:6 wouldn't 23:8, 200:7, 200:8 wrapped 208:22 wraps 190:22 written 141:8, 141:14 wrong 149:1, 181:16 wrote 54:4</p> <hr/> <p style="text-align: center;">X</p> <hr/> <p>x 211:16 xi 7:8, 7:17, 84:15, 137:23, 139:1, 141:10, 150:13, 150:25, 153:4, 155:1, 155:21, 156:12, 157:11, 158:2, 158:8, 170:10, 170:12, 170:20</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p>yale 3:18 yeah 14:4, 17:1, 19:20, 19:21, 29:15, 32:11,</p>	<p>33:14, 39:24, 40:16, 53:12, 56:3, 58:11, 64:14, 67:12, 75:14, 77:17, 78:14, 85:9, 88:2, 88:19, 89:5, 91:6, 98:12, 99:25, 102:13, 103:11, 104:12, 105:6, 105:14, 107:19, 112:18, 114:21, 115:7, 118:8, 118:17, 128:18, 132:24, 133:8, 137:10, 138:14, 143:14, 150:18, 159:20, 161:22, 162:19, 163:20, 164:9, 168:19, 168:24, 171:8, 172:2, 177:7, 179:2, 185:10, 188:5, 193:15, 194:8, 197:25 year 48:15 year's 27:7 years 21:17, 25:13, 25:17, 37:6, 37:10, 44:7, 44:10, 44:19, 45:5, 45:10, 53:24, 54:6, 75:19, 75:21, 84:24, 85:8, 93:9, 101:4, 102:22, 135:5 yellow 88:15, 89:1, 91:14, 97:11, 97:18 yesterday 153:14 yielded 33:22</p>
---	--	--	---

Transcript of Ray DiRossi
 Conducted on October 19, 2021

<p>york 4:12, 4:30</p> <p>yourself 72:13, 202:12</p> <p>yuko 183:5, 183:9, 202:8, 202:15, 203:22, 204:5</p> <hr/> <p style="text-align: center;">Z</p> <hr/> <p>zoom 9:13, 89:10, 159:11, 190:10, 196:10</p> <hr/> <p>.0908 4:39</p> <p>.2021 7:20</p> <p>.2872 5:34</p> <p>.3124 3:29</p> <p>.3887 5:11</p> <p>.4509 4:22</p> <p>.6000 3:8, 3:21</p> <p>.6500 5:21</p> <p>.7866 4:13</p> <hr/> <p style="text-align: center;">0</p> <hr/> <p>00 93:21, 94:3, 94:6, 94:10, 94:11, 132:19, 133:25, 135:17</p> <p>001461 7:11, 112:19</p> <p>001466 115:14, 115:19</p> <p>05 1:19, 2:2, 9:1, 9:10</p>	<hr/> <p style="text-align: center;">1</p> <hr/> <p>1 93:21, 94:3, 94:6, 94:10, 94:11, 132:19, 132:25</p> <p>1.97 121:23</p> <p>10 6:8, 133:2, 133:6, 133:8</p> <p>100 200:10</p> <p>10004 4:12</p> <p>10271 4:30</p> <p>109 8:3</p> <p>11 166:23, 166:25, 189:13</p> <p>1108 4:5</p> <p>112 7:10</p> <p>114 7:12</p> <p>1193 1:5, 9:7</p> <p>1198 1:7, 9:8</p> <p>12 26:2, 26:8, 26:12, 27:16, 28:13, 29:7, 29:11, 29:15, 38:14, 49:11, 49:13, 50:25, 51:1, 53:17, 53:18, 82:20, 133:2, 178:17, 178:19, 179:11, 179:15, 179:19, 180:8, 180:21, 208:25, 209:5</p> <p>120 4:29</p>	<p>1210 1:9, 9:8, 9:20</p> <p>122 7:14</p> <p>125 4:11</p> <p>13 4:20, 9:7, 92:22, 101:21, 101:24, 102:1, 102:5</p> <p>13184 1:28, 2:4, 6:4, 7:4, 211:4, 211:26</p> <p>132 100:5</p> <p>133 7:15</p> <p>1330 4:37</p> <p>134 26:5</p> <p>14 38:14, 49:11, 49:13, 50:25, 51:2, 53:18, 54:7</p> <p>148 6:9</p> <p>15 66:15, 69:10, 72:18, 78:16, 133:11, 141:24, 143:15, 143:18, 145:15, 145:16, 145:17, 147:11, 163:10, 164:7, 164:11, 165:10, 181:9, 181:22, 194:25, 195:13, 195:15, 197:24, 198:23, 199:4, 199:6, 199:10, 207:3, 207:13</p> <p>151 7:17</p> <p>15222 3:28</p>	<p>1524 7:11</p> <p>16 5:32, 37:23, 38:5, 40:21, 40:24, 49:8, 49:17, 50:18, 51:24, 52:2, 52:24, 54:7, 56:12, 77:5, 92:11, 92:16, 92:18, 93:4, 94:20, 94:22, 101:21, 101:23, 102:1, 102:5, 103:2, 103:20, 105:6, 105:7, 116:16, 143:21, 144:24, 145:22, 145:23, 146:15, 163:10, 171:15, 181:7, 207:21</p> <p>167 6:10</p> <p>17 95:19</p> <p>171 8:4</p> <p>1750 4:29</p> <p>18 8:3, 37:23, 38:5, 40:21, 40:24, 49:8, 49:18, 50:19, 51:24, 52:3, 52:24, 54:7, 56:12, 61:12, 62:10, 62:13, 77:5, 103:2, 103:20, 105:6, 105:7, 110:10, 111:1, 116:16, 117:6, 143:21, 144:12, 144:24, 145:22, 145:24, 146:15, 163:15</p> <p>19 1:18, 2:3, 6:3,</p>
--	---	--	--

Transcript of Ray DiRossi
 Conducted on October 19, 2021

7:3, 8:4, 9:1, 9:7, 9:9, 133:25, 150:25, 210:6 195 7:19 1994 21:3 1st 179:12, 179:21, 180:8, 181:19 <hr style="width: 50%; margin: 5px auto;"/> <p style="text-align: center;">2</p> <hr style="width: 50%; margin: 5px auto;"/> 2 54:20 2.03 121:23 20 40:25, 49:18, 50:19, 51:24, 52:3, 52:24, 54:7, 56:13, 77:5, 103:2, 103:20, 105:6, 105:7, 110:11, 111:1, 116:17, 117:7, 143:21, 144:25, 145:22, 145:23, 145:24, 146:15, 211:24 200 5:9 20001 3:7 20005 4:21 2008 23:5, 23:10, 23:11 2009 23:19, 23:20 201 6:11 2010 85:21, 85:25, 86:10 2012 38:6, 38:9,	38:20, 38:24, 41:15, 42:11, 48:13, 49:1, 49:7, 49:22, 50:23, 51:10, 52:10, 53:10, 54:7, 55:11, 55:18, 55:23, 85:19, 108:10, 110:8, 110:24 2014 38:6, 38:9, 38:20, 38:24, 41:15, 42:12, 48:13, 49:1, 49:7, 49:22, 50:23, 51:11, 52:10, 53:10, 55:12, 55:18, 55:23, 85:17, 108:10, 110:8, 110:24 2015 23:3, 24:19 2016 42:11, 43:21, 43:25, 44:1, 44:5, 44:9, 76:12, 76:25, 103:8, 103:15, 110:10, 111:1, 117:6, 123:16, 144:12, 144:17, 145:5, 145:19 2018 42:11, 43:21, 44:2, 44:5, 44:9, 76:12, 76:25, 85:17, 103:8, 103:15, 123:16, 144:17, 145:5, 145:19 202.662 3:8 202.968 4:22 2020 35:5, 35:6,	35:17, 35:19, 36:20, 40:5, 42:10, 43:17, 43:22, 44:5, 44:9, 76:12, 85:17, 103:9, 103:15, 123:17, 144:12, 144:17, 145:5, 145:19 2021 1:5, 1:7, 1:9, 1:18, 2:3, 6:3, 7:3, 7:7, 9:1, 9:7, 9:8, 9:9, 9:20, 27:20, 210:6, 210:12, 211:24 203 4:5 21 112:7, 135:17, 211:24 212.519 4:13 22 61:8, 61:11, 62:10 225 3:27 24 61:5, 63:2, 63:14, 64:25, 65:1, 65:24, 67:14, 114:18, 114:22, 115:1, 115:5, 115:9, 115:25, 116:6, 116:12, 116:15, 117:10, 164:4, 190:20, 191:1 25 114:8, 117:1, 117:4, 189:3 250 5:19 2533 3:20 26 61:9, 61:12,	62:10, 117:15, 122:13 27 61:6, 61:12, 61:21, 61:25, 63:2, 63:14, 65:10, 65:25, 67:14, 118:3, 118:4, 118:7, 164:2 27612 5:10 29 118:3, 118:4, 118:7 <hr style="width: 50%; margin: 5px auto;"/> <p style="text-align: center;">3</p> <hr style="width: 50%; margin: 5px auto;"/> 30 5:32, 26:16, 26:18, 83:25, 93:24, 94:9, 114:18, 117:19, 118:3, 118:5, 118:7, 159:5, 191:7 300 54:20 31 207:12 32 61:9, 61:12, 62:10, 62:14, 163:15 33 66:21 35 123:9, 124:2, 124:3, 124:11, 131:18, 135:17 35.6 100:3 36 123:9, 123:22, 124:15, 129:17, 130:11, 130:19, 131:3, 131:7, 131:25 37 123:9, 124:13,
---	---	--	--

Transcript of Ray DiRossi
Conducted on October 19, 2021

<p>124:17, 131:18, 166:23 38 123:9, 123:15, 123:25, 131:18 39 123:10, 124:19, 131:18 3rd 77:23</p> <hr style="width: 50%; margin-left: 0;"/> <p style="text-align: center;">4</p> <hr style="width: 50%; margin-left: 0;"/> <p>40 208:25 41 209:5 412.288 3:29 4140 5:9 415 3:19 415.591 3:21 42 133:25, 166:25 43206 4:6 43215 4:38, 5:20, 5:33 44103 3:36 45 90:12, 132:25 45.08 97:22 45.9 90:7, 90:8, 90:10, 90:14, 98:17 4506 3:35 47 100:3, 133:6, 133:8 48 75:16</p>	<p>49 75:16 4956 3:7 4th 77:23</p> <hr style="width: 50%; margin-left: 0;"/> <p style="text-align: center;">5</p> <hr style="width: 50%; margin-left: 0;"/> <p>5 93:24 50 97:12 51 75:16 54 96:22, 97:24, 98:25, 99:8, 102:22, 102:23, 103:5 54.1 90:16, 97:12, 97:19, 98:7, 98:16, 98:17 54.9 98:7 54.92 90:11, 97:21 5400 3:19 55 97:25 56 94:16 5th 130:6</p> <hr style="width: 50%; margin-left: 0;"/> <p style="text-align: center;">6</p> <hr style="width: 50%; margin-left: 0;"/> <p>6 7:17, 158:3 6(b) 84:16, 85:10, 135:2, 137:22, 139:1, 141:9, 157:20 600 4:20 614.221 5:21</p>	<p>614.466 5:34 614.481 4:39 64.4 99:20, 100:2, 104:6, 104:17, 107:9, 107:11 6th 61:4, 64:1, 64:7, 64:9, 64:20, 67:14, 125:8, 129:16, 130:7, 131:8</p> <hr style="width: 50%; margin-left: 0;"/> <p style="text-align: center;">7</p> <hr style="width: 50%; margin-left: 0;"/> <p>7 1:19, 2:2, 9:1, 9:10 700 4:20, 5:19 7509 5:20 7th 79:8</p> <hr style="width: 50%; margin-left: 0;"/> <p style="text-align: center;">8</p> <hr style="width: 50%; margin-left: 0;"/> <p>8 94:16 8(c) (2) 7:8, 94:23 81 93:1, 101:16, 101:19, 102:2, 102:6 83 7:7 85 99:20, 99:24, 100:2, 104:5, 104:17 850 3:6 8th 79:8</p> <hr style="width: 50%; margin-left: 0;"/> <p style="text-align: center;">9</p> <hr style="width: 50%; margin-left: 0;"/> <p>9 94:20</p>	<p>9.15 7:20 9/9/2021 7:16 919.329 5:11 94105 3:20 95 7:8, 21:18 99 66:21, 200:11 9th 50:6, 50:12, 51:21, 53:14, 59:5, 63:11, 65:9, 65:14, 67:3, 69:10, 71:10, 72:4, 78:2, 118:22, 127:20, 127:21, 136:19, 137:14, 138:16, 141:23, 142:17, 142:18, 144:25, 147:13, 147:22, 152:5, 152:25, 154:19, 158:21, 162:5, 162:7, 162:10, 162:22, 164:7, 164:10, 165:25, 179:24, 180:5, 181:7, 182:7, 191:21, 192:6, 192:18, 192:19, 197:23, 198:13, 198:23, 199:3, 199:6, 199:8</p>
---	---	--	---

2021 10-year look back	Candidate	Democrat	Republican	Candidate	%	%
2020 Presidential	Biden	2,679,165	3,154,834	Trump	45.9%	54.1%
2016 Presidential	Clinton	2,394,164	2,841,005	Trump	45.7%	54.3%
2012 Presidential	Romney	2,827,709	2,661,439	Obama	51.5%	48.5%
2018 US Senate	Brown	2,355,923	2,053,963	Renacci	53.4%	46.6%
2016 US Senate	Strickland	1,996,908	3,118,567	Portman	39.0%	61.0%
2012 US Senate	Brown	2,762,766	2,435,744	Mandel	53.1%	46.9%
2010 US Senate	Fisher			Portman		
2018 Governor	Cordray	2,067,847	2,231,917	DeWine	48.1%	51.9%
2018 Auditor	Space	2,006,204	2,152,769	Faber	48.2%	51.8%
2018 SOS	Clyde	2,049,944	2,210,356	LaRose	48.1%	51.9%
2018 Treasurer	Richardson	2,022,016	2,304,444	Sprague	46.7%	53.3%
2018 Attorney General	Dettelbach	2,084,593	2,272,440	Yost	47.8%	52.2%
2014 Governor	Fitzgerald	1,009,359	1,944,848	Kasich	34.2%	65.8%
2014 Auditor	Carney	1,149,305	1,711,927	Yost	40.2%	59.8%
2014 SOS	Turner	1,074,475	1,811,020	Husted	37.2%	62.8%
2014 Treasurer	Pillich	1,323,325	1,724,060	Mandel	43.4%	56.6%
2014 Attorney General	Pepper	1,178,426	1,882,048	DeWine	38.5%	61.5%
2010 Governor	Strickland			Kasich		
2010 Auditor	Pepper			Yost		
2010 SOS	O'Shaughnessy			Husted		
2010 Treasurer	Boyce			Mandel		
2010 Attorney General	Cordray			Dewine		
Total Votes		30,982,129	36,511,381		721%	879%
		45.90%	54.10%		45.08%	54.92%



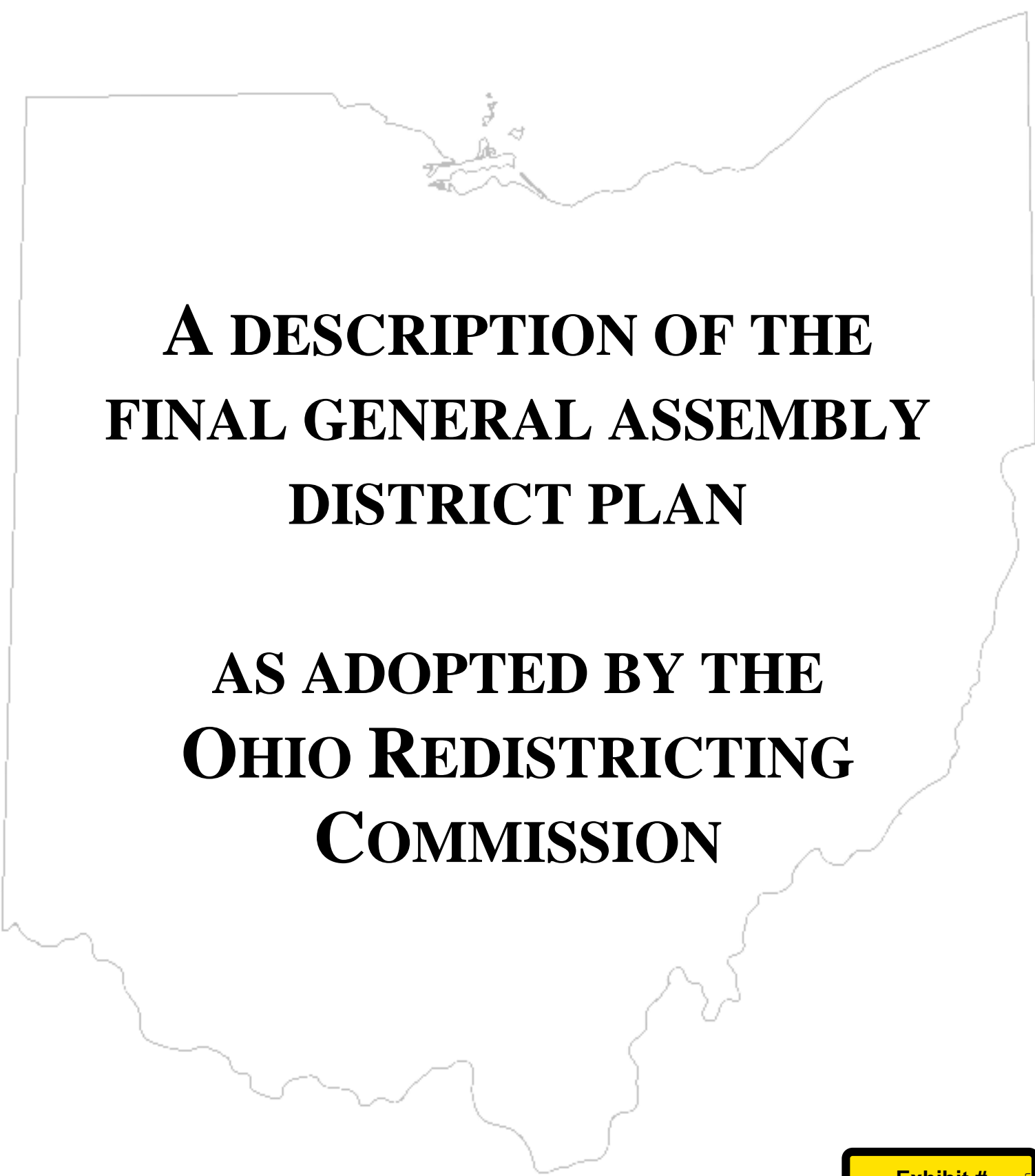
Article XI, Section 8(C)(2) Statement

Pursuant to Article XI, Section 8(C)(2) of the Ohio Constitution, the Ohio Redistricting Commission issues the following statement:

The Commission determined that the statewide preferences of the voters of Ohio predominately favor Republican candidates.

The Commission considered statewide state and federal partisan general election results during the last ten years. There were sixteen such contests. When considering the results of each of those elections, the Commission determined that Republican candidates won thirteen out of sixteen of those elections resulting in a statewide proportion of voters favoring statewide Republican candidates of 81% and a statewide proportion of voters favoring statewide Democratic candidates of 19%. When considering the number of votes cast in each of those elections for Republican and Democratic candidates, the statewide proportion of voters favoring statewide Republican candidates is 54% and the statewide proportion of voters favoring statewide Democratic candidates is 46%. Thus, the statewide proportion of voters favoring statewide Republican candidates is between 54% and 81% and the statewide proportion of voters favoring statewide Democratic candidates is between 19% and 46%. The Commission obtained publicly available geographic data for statewide partisan elections in 2016, 2018, and 2020. Publicly available geographic data for those elections was not available for elections in 2012 and 2014. Using this data, the Commission adopted the final general assembly district plan, which contains 85 districts (64.4%) favoring Republican candidates and 47 districts (35.6%) favoring Democratic candidates out of a total of 132 districts. Accordingly, the statewide proportion of districts whose voters favor each political party corresponds closely to the statewide preferences of the voters of Ohio.

The final general assembly district plan adopted by the Commission complies with all of the mandatory requirements of Article XI, Sections 2, 3, 4, 5, and 7 of the Ohio Constitution. The Commission's attempt to meet the aspirational standards of Article XI, Section 6 of the Ohio Constitution did not result in any violation of the mandatory requirements of Article XI, Sections 2, 3, 4, 5, and 7 of the Ohio Constitution.



**A DESCRIPTION OF THE
FINAL GENERAL ASSEMBLY
DISTRICT PLAN**

**AS ADOPTED BY THE
OHIO REDISTRICTING
COMMISSION**

Exhibit #

DiRossi 03

10/19/21 - MP

exhibitsticker.com

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

(this page intentionally left blank)

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHIO REDISTRICTING COMMISSION**

Table of Contents

- I. Ohio House Districts (Image)
- II. Ohio Senate Districts (Image)
- III. Descriptions of Ohio House Districts
- IV. Descriptions of Ohio Senate Districts
- V. Statistical Information for Ohio House Districts
- VI. Statistical Information for Ohio Senate Districts

A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION

Adopted Ohio House Districts



Adopted Ohio Senate Districts



**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHIO REDISTRICTING COMMISSION**

According to the 2020 U.S. Census, the population of Ohio was 11,799,448. Pursuant to Section 7, Article XI of the Ohio Constitution, all geographic references in this document (including counties, municipal corporations, and townships) are to Ohio's geography as it existed on the date of the 2020 census.

If any geographic area of the state is not specifically named herein, please consult the Block Assignment File (BAF) adopted by the Ohio Redistricting Commission.

DESCRIPTIONS OF OHIO HOUSE DISTRICTS

HOUSE DISTRICT 1

FRANKLIN COUNTY (part)

Bexley

Columbus (part)

Wards 1, 2, 3, 4, 5, 8, 9, 27, 28, 35, 47, 55

Ward 7 (part)

Precincts A, B, C, D

Ward 29 (part)

Precinct A

Ward 31 (part)

Precincts A, C, E

Ward 32 (part)

Precincts A, B, D

Ward 37 (part)

Precincts A, B

Ward 38 (part)

Precinct B

Franklin Township (part)

Precinct D (part)

Note: Includes the noncontiguous portion circumscribed by Columbus

Ward 37 Precinct B

HOUSE DISTRICT 2

FRANKLIN COUNTY (part)

Brice

Columbus (part)

Wards 34, 44, 48, 50, 51, 68, 84

Ward 45 (part)

Precincts A, B, C, D, F, H, K, M, N, O

Ward 46 (part)

Precincts A, B, C, D, H, I, J, K, L

Ward 85 (part)

Precinct A, B, E

Hamilton Township (part)

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Note: Includes the noncontiguous portion circumscribed by Columbus Ward 50
Jefferson Township (part)
Precinct H (part)
Note: Includes westernmost noncontiguous portion that borders Columbus
Ward 46 Precinct B and Columbus Ward 46 Precinct C
Note: Includes noncontiguous portion in southern part of Columbus Ward
46 Precinct H but north of Reynoldsburg Ward 2 Precinct G that also
touches Columbus Ward 84 Precinct D
Madison Township (part)
Precinct C (part)
Note: Includes the noncontiguous portion circumscribed by Columbus
Ward 85 Precinct A
Note: Includes the northernmost noncontiguous portion that borders
Columbus Ward 85 Precinct B
Precinct D (part)
Note: Includes the northernmost noncontiguous portion
Truro Township (part)
Precinct B
Precinct A (part)
Note: Includes westernmost noncontiguous portions circumscribed by
Columbus Ward 84
Whitehall

HOUSE DISTRICT 3

FRANKLIN COUNTY (part)

Columbus (part)
Wards 6, 12, 13, 14, 17, 23, 24, 25, 26, 42, 56, 83
Ward 7 (part)
Precinct E
Clinton Township (part)
Precinct B
Precinct A (part)
Note: Excludes noncontiguous portion circumscribed by Columbus Ward
22 Precinct D
Note: Excludes noncontiguous portion that borders both Columbus Ward
22 Precinct E and Columbus Ward 42 Precinct A
Note: Excludes noncontiguous portion that border Columbus Ward 22
Precinct D and Columbus Ward 43 Precinct A
Note: Excludes noncontiguous portion that border Columbus Ward 22
Precinct E and Columbus Ward 43 Precinct B
Mifflin Township (part)
Precincts A, B

HOUSE DISTRICT 4

FRANKLIN COUNTY (part)

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Blendon Township (part)

Precincts A, E, F

Precinct B (part)

Note: Excludes noncontiguous portion circumscribed by Columbus Ward

82 Precinct L

Precinct C (part)

Note: Excludes all noncontiguous portions except for the portion that shares a border with Precinct F

Precinct D (part)

Note: Excludes the noncontiguous portions circumscribed by Columbus

Columbus (part)

Ward 46 (part)

Precincts E, F, G, M

Ward 82 (part)

Precincts E, F, I, J, N

Gahanna

Jefferson Township (part)

Precincts A, B, C, D, E, F, G, I, J

Precinct H (part)

Note: Excludes westernmost noncontiguous portion that borders

Columbus Ward 46 Precinct B and Columbus Ward 46 Precinct C

Note: Excludes noncontiguous portion in southern part of Columbus Ward 46 Precinct H but north of Reynoldsburg Ward 2 Precinct G that also touches Columbus Ward 84 Precinct D

Note: Excludes the noncontiguous portions that border Reynoldsburg Ward 2 Precincts A and G

Note: Excludes the three noncontiguous portions that border Reynoldsburg Ward 2 Precinct G that are not otherwise noted above

New Albany (part)

Note: Excludes the noncontiguous portion circumscribed by Columbus Ward 82

Precinct H

Plain Township (part)

Precinct B

Precinct A (part)

Note: Excludes noncontiguous portions circumscribed by Columbus Ward 73

Note: Excludes noncontiguous portions circumscribed by Columbus Ward 82 notwithstanding the note below

Note: Includes the two noncontiguous portions circumscribed by or that border Columbus Ward 82 Precinct I

Sharon Township (part)

Precinct A (part)

Note: Excludes noncontiguous portions that border or are circumscribed by Columbus Ward 71 Precinct A or Columbus Ward 71 Precinct B or Columbus Ward 72 Precinct F

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Note: Excludes the noncontiguous portions circumscribed by Columbus Ward 61

Note: Excludes the noncontiguous portion that borders Columbus Ward 54 Precinct C and Columbus Ward 30 Precinct A

Westerville

HOUSE DISTRICT 5

FRANKLIN COUNTY (part)

Canal Winchester

Columbus (part)

Ward 49, 86

Ward 29 (part)

Precincts B, C, D

Ward 37 (part)

Precinct C (part)

Note: Excludes census blocks: 390490083802063

390490083802064

390490083802065

390490083802072

390490083802073

390490083802074

390490083802075

Ward 45 (part)

Precincts E, G, I, J, L

Ward 85 (part)

Precincts C, D

Franklin Township (part)

Precinct D (part)

Note: Includes the noncontiguous portions circumscribed by Columbus Ward 37 Precinct C

Note: Includes the noncontiguous portions that border Columbus Ward 37 Precinct C and Columbus Ward 37 Precinct B

Groveport

Hamilton Township (part)

Note: Excludes the noncontiguous portion circumscribed by Columbus Ward 50

Jackson Township (part)

Precinct A (part)

Note: Includes the noncontiguous portion circumscribed by Columbus Ward 37 Precinct C

Jefferson Township (part)

Precinct H (part)

Note: Includes the noncontiguous portions that border Reynoldsburg Ward 2 Precincts A and G

Note: Includes the three noncontiguous portions that border Reynoldsburg Ward 2 Precinct G but do not border Columbus Ward 84 Precinct D

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Lithopolis

Lockbourne

Madison Township (part)

Precinct A, B, E, F, G, H

Precinct C (part)

Note: Excludes the noncontiguous portion circumscribed by Columbus Ward 85 Precinct A

Note: Excludes the northernmost noncontiguous portion that borders Columbus Ward 85 Precinct B

Precinct D (part)

Note: Excludes the northernmost noncontiguous portion

Obetz

Reynoldsburg

Truro Township (part)

Precinct A (part)

Note: Excludes westernmost noncontiguous portions circumscribed by Columbus Ward 84

HOUSE DISTRICT 6

FRANKLIN COUNTY (part)

Columbus (part)

Wards 11, 36, 57, 58, 67

Ward 31 (part)

Precincts B, D

Ward 32 (part)

Precinct C

Ward 37 (part)

Precincts D, E

Ward 38 (part)

Precincts A, C

Ward 78 (part)

Precincts B, C, D, E, F, G, H, I

Franklin Township (part)

Precincts A, B, E, F

Precinct C (part)

Note: Excludes noncontiguous portion circumscribed by Columbus Ward 10 Precinct B

Note: Excludes noncontiguous portion circumscribed by Columbus Ward 10 Precinct D

Note: Excludes noncontiguous portions circumscribed by Columbus Ward 77 Precinct A

Precinct D (part)

Note: Excludes the noncontiguous portions circumscribed by Columbus Ward 37 Precinct C

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Note: Excludes the noncontiguous portions that border Columbus Ward 37 Precinct B and Columbus Ward 37 Precinct C

Note: Excludes the noncontiguous portion circumscribed by Columbus Ward 37 Precinct B

Jackson Township (part)

Precinct A (part)

Note: Includes noncontiguous portions circumscribed by Columbus Ward 58 Precinct J

Note: Includes noncontiguous portions that borders both Columbus Ward 37 Precinct E and Columbus Ward 58 Precinct H

Note: Includes noncontiguous portion that borders both Columbus Ward 58 Precinct J and Franklin Township Precinct A but does not border Columbus Ward 79 Precinct B

Prarie Township (part)

Precincts D, F, G, H, I, J

Precinct C (part)

Note: Includes the noncontiguous portions circumscribed by all Precincts of Columbus Ward 78 except Precinct A.

Note: Includes the noncontiguous portion that shares a border with Columbus Ward 78 Precinct A and Columbus Ward 78 Precinct F

Note: Includes the noncontiguous portion that shares a border with Precinct F and Precinct G

Note: Includes the noncontiguous portion that borders Columbus Ward 78 Precinct A and Columbus Ward 78 Precinct G

Precinct E (part)

Note: Includes the noncontiguous portion circumscribed by Columbus Ward 78 Precinct H

Precinct K (part)

Note: Includes the noncontiguous portion bordering Columbus Ward 67 Precinct B

Valleyview

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 7

FRANKLIN COUNTY (part)

Clinton Township (part)

Precinct C

Precinct A (part)

Note: Includes noncontiguous portion that borders Columbus Ward 22
Precinct D and Columbus Ward 43 Precinct A

Note: Includes noncontiguous portion that borders Columbus Ward 22
Precinct E and Columbus Ward 43 Precinct B

Columbus (part)

Wards 10, 15, 16, 18, 19, 20, 33, 39, 40, 41, 43, 70

Ward 77 (part)

Precincts A, B, C

Franklin Township (part)

Precinct C (part)

Note: Includes noncontiguous portion circumscribed by Columbus Ward
10 Precinct B

Note: Includes noncontiguous portion circumscribed by Columbus Ward
10 Precinct D

Note: Includes noncontiguous portions circumscribed by Columbus Ward
77 Precinct A

Grandview Heights

Marble Cliff

Norwich Township (part)

Precinct A (part)

Note: Includes noncontiguous portion circumscribed by Columbus Ward
77 Precinct A

Note: Includes noncontiguous portions that border both Columbus Ward
77 Precinct A and Franklin Township Precinct C

Note: Includes noncontiguous portion that borders both Columbus Ward
77 Precinct B and Columbus Ward 10 Precinct D

Perry Township (part)

Precinct C (part)

Note: Includes the southernmost noncontiguous portion that borders
Columbus Ward 77 Precinct C

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 8

FRANKLIN COUNTY (part)

Clinton Township (part)

Precinct A (part)

Note: Includes noncontiguous portion circumscribed by Columbus Ward 22 Precinct D

Note: Includes noncontiguous portion that borders both Columbus Ward 22 Precinct E and Columbus Ward 42 Precinct A

Columbus (part)

Wards 21, 22, 59, 63, 65, 71, 72, 74, 80

Ward 60 (part)

Precincts A, C

Perry Township (part)

Precinct A, D

Precinct B (part)

Note: Excludes noncontiguous portions circumscribed by Columbus Ward 60 Precinct E

Note: Excludes noncontiguous portions circumscribed by Columbus Ward 60 Precinct G

Note: Excludes southernmost noncontiguous portion that borders both Columbus Ward 60 Precinct A and Columbus Ward 60 Precinct C

Note: Excludes noncontiguous portion that borders Columbus Ward 60 Precinct F

Note: Excludes the noncontiguous portion that borders both Columbus Ward 60 Precinct G and Worthington Ward 1 Precinct C

Precinct C (part)

Note: Excludes the noncontiguous portions circumscribed by Columbus Ward 60

Note: Excludes the noncontiguous portion that borders Columbus Ward 64 Precinct B and Columbus Ward 64 Precinct E and Columbus Ward 64 Precinct F

Note: Excludes the noncontiguous portion that borders Columbus Ward 64 Precinct A and Columbus Ward 64 Precinct B

Note: Excludes the southernmost noncontiguous portion that borders Columbus Ward 77 Precinct C

Riverlea

Sharon Township (part)

Precinct B

Precinct A (part)

Note: Includes noncontiguous portions that border or are circumscribed by Columbus Ward 71 Precinct A or Columbus Ward 71 Precinct B or Columbus Ward 72 Precinct F

Worthington

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 9

FRANKLIN COUNTY (part)

Blendon Township (part)

Precinct B (part)

Note: Includes noncontiguous portion circumscribed by Columbus Ward 82 Precinct L

Precinct C (part)

Note: Includes all noncontiguous portions except for the portion that shares a border with Precinct F

Precinct D (part)

Note: Includes the noncontiguous portions circumscribed by Columbus

Columbus (part)

Wards 30, 52, 53, 54, 61, 62, 66, 73, 81

Ward 82 (part)

Precincts A, B, C, D, G, H, K, L, M, O

Minerva Park

New Albany (part)

Note: Includes the noncontiguous portion circumscribed by Columbus Ward 82 Precinct H

Plain Township (part)

Precinct A (part)

Note: Includes the noncontiguous portions circumscribed by Columbus Ward 73

Note: Includes the noncontiguous portions circumscribed by Columbus Ward 82

Note: the above note does not apply to noncontiguous portions that are circumscribed by or border Columbus Ward 82 Precinct I

Sharon Township (part)

Precinct A (part)

Note: Includes the noncontiguous portions circumscribed by Columbus Ward 61

Note: Includes the noncontiguous portion that borders Columbus Ward 54 Precinct C and Columbus Ward 30 Precinct A

HOUSE DISTRICT 10

FRANKLIN COUNTY (part)

Brown Township

Columbus (part)

Wards 75, 76, 79, 87

Ward 37 (part)

Precinct C (part)

Note: Includes census blocks: 390490083802063
390490083802064
390490083802065
390490083802072

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

390490083802073
390490083802074
390490083802075

Ward 77 (part)
 Precincts D, E
Ward 78 (part)
 Precinct A

Grove City
Harrisburg

Jackson Township (part)
 Precincts B, C, D
 Precinct A (part)

 Note: Excludes noncontiguous portions circumscribed by Columbus Ward 58 Precinct J

 Note: Excludes noncontiguous portions that share a border with both Columbus Ward 58 Precinct H and Columbus Ward 37 Precinct E

 Note: Excludes noncontiguous portion that shares a border with both Columbus Ward 58 Precinct J and Franklin Township Precinct A but does not border Columbus Ward 79 Precinct B

Norwich Township (part)
 Precinct D
 Precinct A (part)

 Note: Excludes noncontiguous portion circumscribed by Columbus Ward 77 Precinct A

 Note: Excludes noncontiguous portions that border both Columbus Ward 77 Precinct A and Franklin Township Precinct C

 Note: Excludes noncontiguous portion that borders both Columbus Ward 77 Precinct B and Columbus Ward 10 Precinct D

 Note: Excludes noncontiguous portion circumscribed by Hilliard

 Note: Excludes noncontiguous portion that borders both Brown Township Precinct B and Hilliard Ward 4 Precinct B

 Note: Excludes 2 noncontiguous portions North of Hilliard Ward 1 Precinct G

Pleasant Township

Prarie Township (part)
 Precincts A, B, L, M
 Precinct C (part)

 Note: Excludes the noncontiguous portions circumscribed by all Precincts of Columbus Ward 78 except Precinct A.

 Note: Excludes the noncontiguous portion that shares a border with Columbus Ward 78 Precinct A and Columbus Ward 78 Precinct F

 Note: Excludes the noncontiguous portion that shares a border with Precinct F and Precinct G

 Note: Excludes the noncontiguous portion that borders Columbus Ward 78 Precinct A and Columbus Ward 78 Precinct G

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Precinct E (part)

Note: Excludes the noncontiguous portion circumscribed by Columbus Ward 78 Precinct H

Precinct K (part)

Note: Excludes the noncontiguous portion bordering Columbus Ward 67 Precinct B

Urbancrest

HOUSE DISTRICT 11

FRANKLIN COUNTY (part)

Brown Township (part)

Note: Includes noncontiguous portion circumscribed by Hilliard

Columbus (part)

Ward 64

Ward 60 (part)

Precincts B, D, E, F, G

Ward 69 (part)

Precincts B, C, D, E, F, G, H, J, N

Ward 77 (part)

Precinct F

Hilliard

Norwich Township (part)

Precincts B, C

Precinct A (part)

Note: Includes noncontiguous portions circumscribed by Hilliard

Note: Includes noncontiguous portion that borders both Brown Township Precinct B and Hilliard Ward 4 Precinct B

Note: Includes 2 noncontiguous portions North of Hilliard Ward 1

Precinct G

Perry Township (part)

Precinct B (part)

Note: Includes noncontiguous portions circumscribed by Columbus Ward 60 Precinct E

Note: Includes noncontiguous portions circumscribed by Columbus Ward 60 Precinct G

Note: Includes the southernmost noncontiguous portion that borders both Columbus Ward 60 Precinct A and Columbus Ward 60 Precinct C

Note: Includes noncontiguous portion that borders Columbus Ward 60 Precinct F

Note: Includes the noncontiguous portion that borders both Columbus Ward 60 Precinct G and Worthington Ward 1 Precinct C

Precinct C (part)

Note: Includes the noncontiguous portions circumscribed by Columbus Ward 60

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Note: Includes the noncontiguous portion that borders Columbus Ward 64 Precinct B and Columbus Ward 64 Precinct E and Columbus Ward 64 Precinct F

Note: Includes the noncontiguous portion that borders Columbus Ward 64 Precinct A and Columbus Ward 64 Precinct B

Upper Arlington

Washington Township (part)

Note: Includes noncontiguous portion circumscribed by Columbus Ward 69 Precinct J

Note: Includes noncontiguous portion that borders Hilliard Ward 2 Precinct E and Columbus Ward 69 Precinct N

HOUSE DISTRICT 12

UNION COUNTY

FRANKLIN COUNTY (part)

Columbus (part)

Ward 69 (part)

Precincts A, I, K, L, M

Dublin

Washington Township (part)

Note: Excludes noncontiguous portion circumscribed by Columbus Ward 69 Precinct J

Note: Excludes noncontiguous portion that borders Hilliard Ward 2 Precinct E and Columbus Ward 69 Precinct N

HOUSE DISTRICT 13

CUYAHOGA COUNTY (part)

Cleveland (part)

Wards 13, 14

Ward 11 (part)

Precincts B, C, D, E, F, G, H, I, J, K, L, M, N, O, P

Precinct A (part)

Note: Includes census blocks: 390351964002022

390351964002023

390351964002024

390351964002025

390351964003002

390351964003003

390351964003005

390351964003008

Ward 12 (part)

Precinct A

Lakewood

Linndale

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 14

CUYAHOGA COUNTY (part)

Berea

Brook Park

Cleveland (part)

Wards 16, 17

Ward 11 (part)

Precinct A (part)

Note: Includes census blocks: 390351964002026

390351964002027

390351964003001

390351964003004

390351964003006

390351964003007

Middleburg Heights

Olmsted Falls

Olmsted Township

HOUSE DISTRICT 15

CUYAHOGA COUNTY (part)

Brooklyn

Parma

Parma Heights

Seven Hills

HOUSE DISTRICT 16

CUYAHOGA COUNTY (part)

Bay Village

Fairview Park

North Olmsted

Rocky River

Westlake

HOUSE DISTRICT 17

CUYAHOGA COUNTY (part)

Brecksville

Broadview Heights

Brooklyn Heights

Cuyahoga Heights

Independence

Newburgh Heights

North Royalton

Strongsville

Valley View

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 18

CUYAHOGA COUNTY (part)

 Cleveland (part)

 Wards 2, 4, 5, 6

 Ward 1 (part)

 Precincts A, B, C, D, E, F, G, H, I, J, K, L, M, O, R, S, T

 Ward 9 (part)

 Precincts L, P, R

 Precinct H (part)

 Note: Includes census block 390351183012007

 Precinct I (part)

 Note: Includes census blocks: 390351183013012
 390351183013014
 390351183013015
 390351183013016
 390351183013017
 390351183013018

 Precinct K (part)

 Note: Includes census blocks: 390351991001005
 390351991001007
 390351991001008
 390351991001009
 390351991001011
 390351991001012
 390351991001013
 390351991001014
 390351991002009
 390351991002010
 390351991002012
 390351991002013
 390351991002014
 390351991002015
 390351991002016
 390351991002017
 390351991002018
 390351991002019

 Ward 12 (part)

 Note: Excludes Precinct A

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 19

CUYAHOGA COUNTY (part)

- Euclid
- Gates Mills
- Highland Heights
- Lyndhurst
- Mayfield
- Richmond Heights
- South Euclid
- University Heights

HOUSE DISTRICT 20

CUYAHOGA COUNTY (part)

- Bratenahl
- Cleveland (part)
 - Wards 3, 7, 8, 10, 15
 - Ward 9 (part)
 - Precincts A, B, C, D, E, F, G, J, M, N, O, Q, S, T, U, V, W, X
 - Precinct H (part)
 - Note: Includes all census blocks except: 390351183012007
 - Precinct I (part)
 - Note: Includes census blocks: 390351183013000
 - 390351183013001
 - 390351183013002
 - 390351183013003
 - 390351183013013
 - Precinct K (part)
 - Note: Includes census blocks: 390351991001003
 - 390351991001004
 - 390351991002006
 - 390351991002007
 - 390351991002008
 - 390351991002011

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 21

CUYAHOGA COUNTY (part)

- Beachwood
- Cleveland (part)
 - Ward 1 (part)
 - Precincts N, P, Q
- Cleveland Heights
- East Cleveland
- Highland Hills
- North Randall
- Shaker Heights
- Warrensville Heights
- Woodmere

HOUSE DISTRICT 22

CUYAHOGA COUNTY (part)

- Bedford
- Bedford Heights
- Garfield Heights
- Hunting Valley
- Maple Heights
- Mayfield Heights
- Moreland Hills
- Orange
- Pepper Pike
- Solon (part)
 - Precincts 2A, 2B, 5A, 5B, 7A, 7B
- Walton Hills

HOUSE DISTRICT 23

CUYAHOGA COUNTY (part)

- Bentleyville
- Chagrin Falls
- Chagrin Falls Township
- Glenwillow
- Oakwood
- Solon (part)
 - Precincts 1A, 1B, 3A, 3B, 4A, 4B, 4C, 6A, 6B

GEAUGA COUNTY (part)

- Auburn Township
- Bainbridge Township
- Burton
- Burton Township

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Chester Township
Hunting Valley
Newbury Township
Russell Township
South Russell
Troy Township

SUMMIT COUNTY (part)

Boston Heights
Macedonia
Northfield Center Township
Reminderville
Twinsburg
Twinsburg Township

HOUSE DISTRICT 24

HAMILTON COUNTY (part)

Cincinnati (part)
Wards 6, 8, 10, 11, 16, 17, 18, 19, 20, 21, 22, 25, 26

HOUSE DISTRICT 25

HAMILTON COUNTY (part)

Cincinnati (part)
Wards 7, 14, 15, 23, 24
Columbia Township (part)
Precinct C
Note: Includes noncontiguous portion that borders Norwood Precinct 4C
Elmwood Place
Golf Manor
Lincoln Heights
Mount Healthy
North College Hill
Springfield Township (part)
Precincts E, I, K, L
Wyoming

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 26

HAMILTON COUNTY (part)
 Cincinnati (part)
 Wards 1, 2, 3, 4, 5, 9, 12, 13
 Columbia Township (part)
 Precincts D, E
 Norwood
 St. Bernard

HOUSE DISTRICT 27

HAMILTON COUNTY (part)
 Anderson Township
 Columbia Township (part)
 Precincts A, B, F, G, H, L
 Fairfax
 Loveland
 Madeira
 Marimont
 Milford
 Newtown
 Silverton
 Sycamore Township (part)
 Precincts C, E, F, G, H, K, L, M, N
 Symmes Township
 Terrace Park
 The Village of Indian Hill

HOUSE DISTRICT 28

HAMILTON COUNTY (part)
 Amberly
 Arlington Heights
 Blue Ash
 Deer Park
 Ewendale
 Glendale
 Lockland
 Montgomery
 Reading
 Sharonville
 Springdale
 Springfield Township (part)
 Precincts A, B, C, F, G, H, J, M, N, O, P, Q, R, S, U, V, W, X, Y, Z, BB
 Sycamore Township (part)
 Precincts A, B, D, I, J
 Woodlawn

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 29

HAMILTON COUNTY (part)

- Colerain Township
- Crosby Township
- Fairfield
- Forest Park
- Greenhills
- Harrison
- Harrison Township
- Springfield Township (part)
 - Precincts D, T, AA
- Whitewater Township

HOUSE DISTRICT 30

HAMILTON COUNTY (part)

- Addyston
- Cheviot
- Cleves
- Delhi Township
- Green Township
- Miami Township
- North Bend

HOUSE DISTRICT 31

SUMMIT COUNTY (part)

- Barberton
- Bath Township (part)
 - Precincts A, B, C, E, F, G
 - Precinct D (part)

Note: Excludes southernmost noncontiguous portion

- Boston Township
- Clinton
- Copley Township
- Coventry Township (part)

Note: Includes noncontiguous portion of Precinct E that borders Barberton
Ward 1 Precinct C

- Hudson
- New Franklin
- Northfield
- Norton
- Peninsula
- Richfield
- Richfield Township
- Sagamore Hills Township

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHIO REDISTRICTING COMMISSION**

HOUSE DISTRICT 32

SUMMIT COUNTY (part)

 Akron (part)

 Wards 3, 4, 9

 Ward 6 (part)

 Precincts A, E, F, G, H, J, K, L, M

Coventry Township (part)

 Note: Excludes noncontiguous portions circumscribed by Akron

 Note: Excludes noncontiguous portion of Precinct E that borders Barberton Ward

 1 Precinct C

Green

Lakemore

Springfield Township

HOUSE DISTRICT 33

SUMMIT COUNTY (part)

 Akron (part)

 Wards 1, 2, 5, 7, 10

 Ward 6 (part)

 Precincts B, C, D, I

Coventry Township (part)

 Note: Includes noncontiguous portions circumscribed by Akron

Mogadore

Tallmadge

HOUSE DISTRICT 34

SUMMIT COUNTY (part)

 Akron (part)

 Ward 8

Bath Township (part)

 Precinct H

 Precinct D (part)

 Note: Includes southernmost noncontiguous portion

Cuyahoga Falls

Fairlawn

Munroe Falls

Silver Lake

Stow

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 35

MONTGOMERY COUNTY (part)

Butler Township

Clay Township

Clayton Township

Dayton (part)

 Ward 3 (part)

 Note: Includes the noncontiguous northernmost portion bordering Vandalia

Englewood

Harrison Township

Huber Heights

Phillipsburg

Riverside (part)

 Note: Includes the northernmost portions bordering Huber Heights

Union

Vandalia

Verona

Wayne

HOUSE DISTRICT 36

MONTGOMERY COUNTY (part)

Dayton (part)

 Wards 8, 9, 10, 14, 20

 Ward 11 (part)

 Precincts A, C, D

 Ward 19 (part)

 Precincts B, D

Jefferson Township (part)

 Note: Includes the noncontiguous portions circumscribed by Dayton

 Note: Includes the easternmost noncontiguous portions that border Moraine

Kettering

Moraine

Oakwood

HOUSE DISTRICT 37

MONTGOMERY COUNTY (part)

Carlisle

Centerville

Farmersville

German Township

Germantown

Jackson Township

Miami Township (part)

 Precincts A, B, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Precinct C (part)

Note: Includes the noncontiguous portions that border Precinct J

Miamisburg

Springboro

Washington Township

HOUSE DISTRICT 38

MONTGOMERY COUNTY (part)

Dayton (part)

Wards 1, 2, 4, 5, 6, 7, 12, 13, 15, 16, 17, 18, 21, 22, 23

Ward 3 (part)

Note: Excludes the noncontiguous northernmost portion bordering
Vandalia

Ward 11 (part)

Precinct B

Ward 19 (part)

Precincts A, C

Riverside (part)

Note: Excludes the northernmost portions bordering Huber Heights

Trotwood (part)

Note: Includes the noncontiguous portions circumscribed by Dayton

HOUSE DISTRICT 39

PREBLE COUNTY

BUTLER COUNTY (part)

Jacksonburg

Madison Township (part)

Note: Includes the noncontiguous portions circumscribed by Trenton

Milford Township

Seven Mile

St. Clair Township (part)

Note: Includes the noncontiguous portion circumscribed by Trenton

Trenton

Wayne Township

MONTGOMERY COUNTY (part)

Brookville

Jefferson Township (part)

Note: Excludes the noncontiguous portions circumscribed by Dayton

Note: Excludes the easternmost noncontiguous portions that border Moraine

Miami Township (part)

Precinct C (part)

Note: Excludes the noncontiguous portions that border Precinct J

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

New Lebanon
Perry Township
Trotwood (part)

Note: Excludes the noncontiguous portions circumscribed by Dayton
West Carrollton

HOUSE DISTRICT 40

LUCAS COUNTY (part)

Harbor View
Holland
Jerusalem Township
Maumee
Oregon
Springfield Township
Toledo (part)
 Ward 3
 Ward 1 (part)
 Precincts A, C, D, F, G, H, I, J
 Ward 16 (part)
 Precincts E, G, H
 Ward 18 (part)
 Precincts B, D, E
 Ward 23 (part)
 Precincts B, C, D, F, G, I, J, L
Washington Township

HOUSE DISTRICT 41

LUCAS COUNTY (part)

Toledo (part)
 Wards 2, 4, 8, 9, 10, 11, 12, 13, 17, 19, 20
 Ward 1 (part)
 Precincts B, E
 Ward 18 (part)
 Precincts A, C, F

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 42

LUCAS COUNTY (part)

Ottawa Hills

Sylvania Township (part)

Note: Includes noncontiguous portion circumscribed by Toledo Ward 23

Toledo (part)

Wards 5, 6, 7, 14, 15, 21, 22, 24

Ward 16 (part)

Precincts A, B, C, D, F, I, J

Ward 23 (part)

Precincts A, E, H, K

HOUSE DISTRICT 43

HANCOCK COUNTY (part)

Allen Township (part)

Note: Excludes the noncontiguous portion north of Liberty North and south of the northern border of Findlay Ward 7 Precinct A

Arcadia

Cass Township

Fostoria

McComb

Pleasant Township

Portage Township

Van Buren

Washington Township

LUCAS COUNTY (part)

Berkey

Harding Township

Monclova

Providence Township

Richfield Township

Spencer Township

Swanton

Swanton Township

Sylvania

Sylvania Township (part)

Note: Excludes noncontiguous portion circumscribed by Toledo Ward 23

Waterville

Waterville Township

Whitehouse

WOOD COUNTY (part)

Custar

Grand Rapids

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Grand Rapids Township
Haskins
Hoytville
Jackson Township
Liberty Township
Middleton Township (part)
 Note: Excludes noncontiguous portions circumscribed by Perrysburg
Milton Center
Milton Township
Plain Township (part)
 Note: Excludes the noncontiguous portions surrounded by Bowling Green
 Note: Excludes the noncontiguous portions that border both Bowling Green and
 Center Township
Tontogany
Washington Township
Weston
Weston Township

HOUSE DISTRICT 44

BUTLER COUNTY (part)

College Corner
Fairfield Township (part)
 Precincts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 15, 16, 17, 18, 19
Hamilton
Hanover Township
Millville
Oxford
Oxford Township
Reily Township
Ross Township (part)
 Note: Includes the noncontiguous portion circumscribed by Hamilton
St. Clair Township (part)
 Note: Includes the southernmost noncontiguous portion that borders Ross
 Township Precinct 4
 Note: Includes the noncontiguous portion circumscribed by Hamilton

HOUSE DISTRICT 45

BUTLER COUNTY (part)

Fairfield
Fairfield Township (part)
 Precinct 14
Morgan Township
Ross Township (part)
 Note: Excludes the noncontiguous portion circumscribed by Hamilton
Sharonville
West Chester Township

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 46

BUTLER COUNTY (part)

Lemon Township

Liberty Township

Madison Township (part)

Note: Excludes the noncontiguous portions circumscribed by Trenton

Middletown

Monroe

New Miami

St. Clair Township (part)

Note: Excludes the southernmost noncontiguous portion that borders Ross Township Precinct 4

Note: Excludes the noncontiguous portion circumscribed by Trenton

Note: Excludes the noncontiguous portion circumscribed by Hamilton

HOUSE DISTRICT 47

STARK COUNTY (part)

Canal Fulton

Canton Township (part)

Precincts 2, 4, 5, 7

Precinct 1 (part)

Note: Excludes noncontiguous portions circumscribed by Canton

Precinct 6 (part)

Note: Excludes noncontiguous portion circumscribed by Canton

Note: Excludes northernmost noncontiguous portion bordering Plain Township Precinct 23

East Canton

Jackson Township (part)

Note: Includes the noncontiguous portions circumscribed by Massillon

Lawrence Township

Louisville

Magnolia

Massillon

Minerva

Nimishillen Township (part)

Precinct 5

Precinct 1 (part)

Note: Includes noncontiguous portions circumscribed by Louisville

Precinct 2 (part)

Note: Includes noncontiguous portions circumscribed by Louisville

Osnaburg Township (part)

Note: Excludes noncontiguous portion circumscribed by Canton

Paris Township

Perry Township (part)

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Note: Excludes the two noncontiguous portions of Precinct 4 that border
Tuscarawas Township
Sandy Township
Tuscarawas Township (part)
Precinct 1
Precinct 2 (part)
Note: Includes noncontiguous portions circumscribed by Massillon
Washington Township (part)
Note: Excludes noncontiguous portion circumscribed by Alliance
Waynesburg

HOUSE DISTRICT 48

STARK COUNTY (part)

Alliance
Hartville
Lake Township
Lexington Township
Marlboro Township
Nimishillen Township (part)
Precincts 3, 4, 6, 7
Precinct 1 (part)
Note: Excludes noncontiguous portions circumscribed by Louisville
Precinct 2 (part)
Note: Excludes noncontiguous portions circumscribed by Louisville
North Canton
Plain Township (part)
Precincts 3, 5, 8, 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, 22, 24, 25, 26, 27, 28
Precinct 2 (part)
Note: Includes the noncontiguous portions that border North Canton
Precinct 4B or 4C
Precinct 4 (part)
Note: Excludes the noncontiguous portions circumscribed by Canton
Precinct 6 (part)
Note: Excludes the noncontiguous portion circumscribed by Canton
Precinct 12 (part)
Note: Excludes the noncontiguous portion circumscribed by Canton
Precinct 23 (part)
Note: Excludes the noncontiguous portions circumscribed by Canton
Note: Excludes the noncontiguous portions that border Nimishillen
Precinct 1
Washington Township (part)
Note: Includes noncontiguous portion circumscribed by Alliance

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHIO REDISTRICTING COMMISSION**

HOUSE DISTRICT 49

STARK COUNTY (part)

Canton

Canton Township (part)

Precinct 1 (part)

Note: Includes noncontiguous portions circumscribed by Canton

Precinct 3

Precinct 6 (part)

Note: Includes noncontiguous portion circumscribed by Canton

Note: Includes northernmost noncontiguous portion bordering Plain
Township Precinct 23

Hills and Dales

Jackson Township (part)

Note: Excludes the noncontiguous portions circumscribed by Massillon

Meyers Lake

Osnaburg Township (part)

Note: Includes noncontiguous portion circumscribed by Canton

Plain Township (part)

Precincts 1, 7, 13, 21

Precinct 2 (part)

Note: Excludes the noncontiguous portions that border North Canton
Precinct 4B or 4C

Precinct 4 (part)

Note: Includes the noncontiguous portions circumscribed by Canton

Precinct 6 (part)

Note: Includes the noncontiguous portion circumscribed by Canton

Precinct 12 (part)

Note: Includes the noncontiguous portion circumscribed by Canton

Precinct 23 (part)

Note: Includes the noncontiguous portions circumscribed by Canton

Note: Includes the noncontiguous portions that border Nimishillen

Precinct 1

HOUSE DISTRICT 50

TUSCARAWAS COUNTY

STARK COUNTY (part)

Beach City

Bethlehem Township

Brewster

East Sparta

Navarre

Perry Township (part)

Note: Includes the two noncontiguous portions of Precinct 4 that border
Tuscarawas Township

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Pike Township
Sugar Creek Township
Tuscarawas Township (part)
 Precincts 3, 4
 Precinct 2 (part)
 Note: Excludes noncontiguous portions circumscribed by Massillon
Wilmot

HOUSE DISTRICT 51

LORAIN COUNTY (part)
 Carlisle Township (part)
 Note: Includes noncontiguous portions circumscribed by Elyria
 Eaton Township (part)
 Note: Includes noncontiguous portion circumscribed by Elyria
 Elyria
 Elyria Township
 Lorain
 Sheffield Township

HOUSE DISTRICT 52

LORAIN COUNTY (part)
 Avon
 Avon Lake
 Carlisle Township (part)
 Note: Excludes noncontiguous portions circumscribed by Elyria
 Columbia Township
 Eaton Township (part)
 Note: Excludes noncontiguous portion circumscribed by Elyria
 Grafton (part)
 Note: Excludes noncontiguous portion circumscribed by Grafton Township
 Precinct 1
 North Ridgeville
 Sheffield
 Sheffield Lake

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 53

HURON COUNTY

LORAIN COUNTY (part)

Amherst

Amherst Township

Brighton Township

Brownhelm Township

Camden Township

Grafton (part)

Note: Includes the noncontiguous portion circumscribed by Grafton Township

Precinct 1

Grafton Township

Henrietta Township

Huntington Township

Kipton

LaGrange

LaGrange Township

New Russia Township

Oberlin

Penfield Township

Pittsfield Township

Rochester

Rochester Township

South Amherst

Vermillion

Wellington

Wellington Township

HOUSE DISTRICT 54

WARREN COUNTY (part)

Deerfield Township

Lebanon

Mason

Monroe

South Lebanon

Turtlecreek Township

Union Township

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 55

WARREN COUNTY (part)

Blanchester
Butlerville
Carlisle
Clear Creek Township
Corwin
Franklin
Franklin Township
Hamilton Township
Harlan Township
Harveysburg
Loveland
Maineville
Massie Township
Middletown
Morrow
Pleasant Plain
Salem Township
Springboro
Washington Township
Wayne Township
Waynesville

HOUSE DISTRICT 56

LAKE COUNTY (part)

Eastlake
Lakeline
Mentor
Mentor-on-the-Lake
Timberlake
Waite Hill
Wickliffe
Willoughby
Willowick

HOUSE DISTRICT 57

ASHTABULA COUNTY (part)

Austinburg Township
Geneva
Geneva-on-the-Lake
Geneva Township
Harpersfield Township
Morgan Township
Rock Creek

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

LAKE COUNTY (part)

- Concord Township
- Fairport Harbor
- Grand River
- Kirtland
- Kirtland Hills
- Leroy Township
- Madison
- Madison Township
- North Perry
- Painesville
- Painesville Township
- Perry
- Perry Township
- Willoughby Hills

HOUSE DISTRICT 58

MAHONING COUNTY (part)

- Austintown Township
- Campbell
- Coitsville Township
- Lowellville
- Struthers
- Youngstown

HOUSE DISTRICT 59

COLUMBIANA COUNTY (part)

- Butler Township
- Knox Township
- Minerva
- West Township

MAHONING COUNTY (part)

- Alliance
- Beaver Township
- Beloit
- Berlin Township
- Boardman
- Canfield
- Canfield Township
- Craig Beach
- Ellsworth Township
- Fairfield

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Goshen Township
Green Township
Jackson Township
Milton Township
New Middletown
Perry
Poland
Poland Township
Sebring
Smith Township
Springfield Township
Washingtonville

HOUSE DISTRICT 60

DELAWARE COUNTY (part)

Ashley
Berlin Township
Brown Township
Concord Township
Delaware
Delaware Township
Dublin
Kingston Township
Liberty Township
Marlboro Township
Ostrander
Oxford Township
Powell
Radnor Township
Shawnee Hills
Scioto Township
Thompson Township
Troy Township

HOUSE DISTRICT 61

DELAWARE COUNTY (part)

Berkshire Township
Columbus
Galena
Genoa Township
Harlem Township
Orange Township
Porter Township
Sunbury
Trenton Township
Westerville

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

MORROW COUNTY (part)
Bennington Township
Cardington
Cardington Township
Fulton
Harmony Township
Lincoln Township
Marengo
Peru Township
Westfield Township

HOUSE DISTRICT 62

CLERMONT COUNTY (part)
Goshen Township
Loveland
Miami Township
Milford
Owensville
Stonelick Township
Union Township

HOUSE DISTRICT 63

BROWN COUNTY (part)
Clark Township
Fayetteville
Georgetown
Green Township
Hamersville
Higginsport
Lewis Township
Mount Orab
Perry Township
Pike Township
Pleasant Township
Scott Township
Sterling Township

CLERMONT COUNTY (part)
Batavia
Batavia Township
Bethel
Chilo
Felicity
Franklin Township

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Jackson Township
Monroe Township
Moscow
Neville
New Richmond
Ohio Township
Pierce Township
Tate Township
Washington Township
Wayne Township
Williamsburg
Williamsburg Township

HOUSE DISTRICT 64

TRUMBULL COUNTY (part)

Girard
Howland Township
Hubbard
Hubbard Township
Liberty Township
McDonald
Niles
Vienna Township
Warren
Warren Township (part)

Note: Includes noncontiguous portions circumscribed by the City of Warren

Weathersfield Township
Youngstown

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 65

PORTAGE COUNTY (part)

Atwater Township
Charlestown Township
Deerfield Township
Edinburg Township
Freedom Township
Garrettsville
Hiram
Hiram Township
Mantua
Mantua Township
Nelson Township
Palmyra Township
Paris Township
Shalersville Township
Windham
Windham Township

TRUMBULL COUNTY (part)

Bazetta Township
Bloomfield Township
Braceville Township
Bristol Township
Brookfield Township
Champion Township
Courtland
Farmington Township
Fowler Township
Greene Township
Gustavus Township
Hartford Township
Johnston Township
Kinsman Township
Lordstown
Mecca Township
Mesopotamia Township
Newton Falls
Newton Township
Orangeville
Southington Township
Vernon Township
Warren Township (part)

Note: Excludes noncontiguous portions circumscribed by the City of Warren

West Farmington
Yankee Lake

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 66

MEDINA COUNTY (part)

Canaan
Chippewa Lake
Gloria Glens Park
Granger Township
Guilford Township
Harrisville Township
Hinckley Township
Lafayette Township
Lodi
Medina
Medina Township
Montville Township
Rittman
Seville
Sharon Township
Wadsworth
Wadsworth Township
Westfield Center
Westfield Township
York Township (part)

Note: Includes the easternmost noncontiguous portion of Precinct A

Note: Includes the noncontiguous portion touching the northern boundary of Lafayette Township Precinct D

Note: Includes noncontiguous portions circumscribed by Medina

HOUSE DISTRICT 67

ASHLAND COUNTY

MEDINA COUNTY (part)

Brunswick
Brunswick Hills Township
Chatham Township
Homer Township
Litchfield Township
Liverpool Township
Spencer
Spencer Township
York Township (part)

Note: Excludes the easternmost noncontiguous portion of Precinct A

Note: Excludes the noncontiguous portion touching the northern boundary of Lafayette Township Precinct D

Note: Excludes noncontiguous portions circumscribed by Medina

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 68

LICKING COUNTY (part)

Alexandria

Bennington Township

Burlington Township

Granville

Granville Township

Harrison Township (part)

Note: Includes the noncontiguous portion circumscribed by Pataskala

Hartford (Croton)

Hartford Township

Heath

Jersey Township

Johnstown

Liberty Township

Madison Township (part)

Note: Includes noncontiguous portion circumscribed by Newark

McKean Township

Monroe Township

New Albany

Newark

Newark Township

Newton Township

Pataskala (part)

Note: Excludes the south-westernmost noncontiguous portion of Pataskala

Precinct 1B

St. Albans Township

St. Louisville

HOUSE DISTRICT 69

COSHOCTON COUNTY

HOLMES COUNTY (part)

Baltic

Clark Township

Glenmont

Killbuck

Killbuck Township

Mechanic Township

Richland Township

Walnut Creek Township

LICKING COUNTY (part)

Bowling Green Township

Buckeye Lake

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Eden Township
Etna Township
Fallsbury
Franklin Township
Gratiot
Hanover
Hanover Township
Harrison Township (part)
 Note: Excludes the noncontiguous portion circumscribed by Pataskala
Hebron
Hopewell Township
Kirkersville
Licking Township
Madison Township (part)
 Note: Excludes noncontiguous portion circumscribed by Newark
Mary Ann Township
Pataskala (part)
 Note: Includes the south-westernmost noncontiguous portion of Pataskala
 Precinct 1B
Perry Township
Reynoldsburg
Union Township
Utica
Washington Township

HOUSE DISTRICT 70

GREENE COUNTY (part)

Bath Township
Beavercreek
Beavercreek Township
Bellbrook
Caesarscreek Township
Centerville
Dayton
Fairborn
Kettering
Spring Valley
Spring Valley Township
Sugarcreek Township
Wright Patterson AFB

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 71

MADISON COUNTY

CLARK COUNTY (part)

- Clifton
- Enon
- Green Township
- Harmony Township
- Mad River Township
- Madison Township
- South Charleston
- South Vienna

GREENE COUNTY (part)

- Bowersville
- Cedarville
- Cedarville Township
- Clifton
- Jamestown
- Jefferson Township
- Miami Township
- New Jasper Township
- Ross Township
- Silvercreek Township
- Xenia
- Xenia Township
- Yellow Springs

HOUSE DISTRICT 72

PORTAGE COUNTY (part)

- Aurora
- Brimfield Township
- Franklin Township
- Kent
- Mogadore
- Randolph Township
- Ravenna
- Ravenna Township
- Rootstown
- Streetsboro
- Suffield Township
- Sugar Bush Knolls
- Tallmadge

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 73

FAIRFIELD COUNTY (part)

Baltimore

Buckeye Lake

Canal Winchester (part)

Note: Excludes the southernmost noncontiguous portion

Carroll

Columbus

Greenfield Township

Lancaster

Liberty Township

Pickerington

Pleasant Township

Pleasantville

Millersport

Reynoldsburg

Thurston

Violet Township (part)

Note: Excludes the southernmost noncontiguous portion of Precinct D that touches the Franklin County border

Walnut Township

HOUSE DISTRICT 74

HOCKING COUNTY

PICKAWAY COUNTY

FAIRFIELD COUNTY (part)

Amanda

Amanda Township

Berne Township

Bloom Township

Bremen

Canal Winchester (part)

Note: Includes the southernmost noncontiguous portion

Clearcreek Township

Hocking Township

Lithopolis

Madison Township

Richland Township

Rush Creek Township

Rushville

Stoutsville

Sugar Grove

Tarlton

Violet Township (part)

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Note: Includes the southernmost noncontiguous portion of Precinct D that touches
the Franklin County border
West Rushville

HOUSE DISTRICT 75

CLARK COUNTY (part)

Bethel Township
Catawba
Donnelsville
German Township
Moorefield Township
New Carlisle
North Hampton
Pike Township
Pleasant Township
Springfield
Springfield Township
Tremont City

HOUSE DISTRICT 76

WOOD COUNTY (part)

Bairdstown
Bloom Township
Bloomdale
Bowling Green
Bradner
Center Township
Cygnet
Fostoria
Freedom Township
Henry Township
Jerry City
Lake Township
Luckey
Middleton Township (part)

Note: Includes noncontiguous portions circumscribed by Perrysburg

Millbury
Montgomery Township
North Baltimore
Northwood
Pemberville
Perry Township
Perrysburg
Perrysburg Township

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Plain Township (part)

Note: Includes the noncontiguous portions surrounded by Bowling Green

Note: Includes the noncontiguous portions that border both Bowling Green and
Center Township

Portage

Portage Township

Risingsun

Rossford

Troy Township

Walbridge

Wayne

Webster Township

West Millgrove

HOUSE DISTRICT 77

RICHLAND COUNTY

HOUSE DISTRICT 78

WAYNE COUNTY

HOUSE DISTRICT 79

CARROLL COUNTY

COLUMBIANA COUNTY (part)

Center Township

Columbiana

East Liverpool

East Palestine

Elkrun Township

Fairfield Township

Franklin Township

Hanover Township

Hanoverton

Leetonia

Lisbon

Liverpool Township

Madison Township

Middleton Township

New Waterford

Perry Township

Rogers

Salem

Salem Township

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Salineville
St. Clair Township
Summitville
Unity Township
Washington Township
Washingtonville
Wayne Township
Wellsville
Yellow Creek Township

HOUSE DISTRICT 80

MIAMI COUNTY

DARKE COUNTY (part)

Arcanum
Butler Township
Castine
Franklin Township
Gordon
Harrison Township
Hollansburg
Ithaca
Liberty Township
Monroe Township
Neave Township
New Madison
Palestine
Pitsburg
Twin Township
Van Buren Township
Wayne Lakes

HOUSE DISTRICT 81

FULTON COUNTY

HENRY COUNTY

WILLIAMS COUNTY

DEFIANCE COUNTY (part)

Adams Township
Farmer Township
Milford Township
Ney
Tiffin Township
Washington Township

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 82

MERCER COUNTY
PAULDING COUNTY
VAN WERT COUNTY

DEFIANCE COUNTY (part)

- Defiance
- Defiance Township
- Delaware Township
- Hicksville
- Hicksville Township
- Highland Township
- Mark Township
- Noble Township
- Richland Township
- Sherwood

HOUSE DISTRICT 83

PUTNUM COUNTY

HANCOCK COUNTY (part)

Allen Township (part)

Note: Includes the noncontiguous portion north of Liberty North and south of the northern border of Findlay Ward 7 Precinct A

- Amanda Township
- Arlington
- Benton Ridge
- Big Lick Township
- Blanchard Township
- Bluffton
- Delaware Township
- Eagle Township
- Findlay
- Jackson Township
- Jenera
- Liberty Township
- Madison Township
- Marion Township
- Mount Blanchard
- Mount Cory
- Orange Township
- Rawson
- Union Township
- Van Buren Township
- Vanlue

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

WYANDOT COUNTY (part)

Carey
Crane Township
Crawford Township
Jackson Township
Kirby
Mifflin Township
Richland Township
Ridge Township
Salem Township
Upper Sandusky
Wharton

HOUSE DISTRICT 84

SHELBY COUNTY

AUGLAIZE COUNTY (part)

Clay Township
Duchouquet Township (part)
 Note: Includes the noncontiguous portions circumscribed by Wapakoneta
 Note: Includes the noncontiguous portion of Precinct E that borders Wapakoneta
 Precinct 3A and Wapakoneta Precinct 3B
 Note: Includes the noncontiguous portion of Precinct W that borders both
 Wapakoneta Precinct 1A and Wapakoneta Precinct 4B
 Note: Includes the noncontiguous portion of Precinct W that borders both
 Wapakoneta Precinct 4B and Wapakoneta Precinct 3A
German Township
Jackson Township
Minster
New Bremen
New Knoxville
Noble Township (part)
 Note: Includes the two noncontiguous portions south of the northern border of St.
 Marys Precinct 4A
Pusheta Township
St. Marys
St. Marys Township
Wapakoneta (part)
 Note: Excludes the noncontiguous piece of Precinct 2B that is along the western
 border of Duchouquet Township Precinct E
Washington Township

DARKE COUNTY (part)

Adams Township

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Allen Township
Ansonia
Bradford
Brown Township
Burkettsville
Gettysburg
Greenville
Greenville Township
Jackson Township
Mississinawa Township
New Weston
North Star
Osgood
Patterson Township
Richland Township
Rossburg
Union City
Versailles
Wabash Township
Washington Township
Wayne Township
York Township
Yorkshire

HOUSE DISTRICT 85
CHAMPAIGN COUNTY
HARDIN COUNTY
LOGAN COUNTY

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 86

ALLEN COUNTY

AUGLAIZE COUNTY (part)

Buckland

Cridersville

Duchouquet Township (part)

Note: Excludes the noncontiguous portions circumscribed by Wapakoneta

Note: Excludes the noncontiguous portion of Precinct E that borders Wapakoneta
Precinct 3A and Wapakoneta Precinct 3B

Note: Excludes the noncontiguous portion of Precinct W that borders both
Wapakoneta Precinct 1A and Wapakoneta Precinct 4B

Note: Excludes the noncontiguous portion of Precinct W that borders both
Wapakoneta Precinct 4B and Wapakoneta Precinct 3A

Goshen Township

Logan Township

Moulton Township

Noble Township (part)

Note: Excludes the two noncontiguous portions south of the northern border of St.

Marys Precinct 4A

Salem Township

Union Township

Wapakoneta (part)

Note: Only includes the noncontiguous piece of Precinct 2B that is along the
western border of Duchouquet Township Precinct E

Wayne Township

Waynesfield

HOUSE DISTRICT 87

CRAWFORD COUNTY

MARION COUNTY

WYANDOT COUNTY (part)

Antrim Township

Eden Township

Harpster

Marseilles

Marseilles Township

Nevada

Pitt Township

Sycamore

Sycamore Township

Tymochtee Township

A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION

HOUSE DISTRICT 88

SANDUSKY COUNTY
SENECA COUNTY

HOUSE DISTRICT 89

ERIE COUNTY
OTTAWA COUNTY

HOUSE DISTRICT 90

ADAMS COUNTY
SCIOTO COUNTY

BROWN COUNTY (part)

Aberdeen
Byrd Township
Eagle Township
Franklin Township
Huntington Township
Jackson Township
Jefferson Township
Ripley
Russellville
Sardinia
Union Township
Washington Township

HOUSE DISTRICT 91

CLINTON COUNTY
FAYETTE COUNTY
HIGHLAND COUNTY

HOUSE DISTRICT 92

GALLIA COUNTY
ROSS COUNTY
VINTON COUNTY

HOUSE DISTRICT 93

JACKSON COUNTY
LAWRENCE COUNTY
PIKE COUNTY

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 94

ATHENS COUNTY

MEIGS COUNTY

MORGAN COUNTY

WASHINGTON COUNTY (Part)

Barlow Township

Belpre

Belpre Township

Decatur Township

Dunham Township

Fairfield Township

Palmer Township

Warren Township

Wesley Township

HOUSE DISTRICT 95

GUERNSEY COUNTY

HARRISON COUNTY

NOBLE COUNTY

BELMONT COUNTY (part)

Fairview

Flushing

Flushing Township

Holloway

Kirkwood Township

Morristown

Richland Township

St. Clairsville

Union Township

Wheeling Township

WASHINGTON COUNTY (part)

Adams Township

Aurelius Township

Beverly

Fearing Township

Grandview Township

Independence Township

Lawrence Township

Liberty Township

Lowell

Lower Salem

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Ludlow Township
Macksburg
Marietta
Marietta Township
Matamoras
Muskingum Township
Newport Township
Salem Township
Waterford Township
Watertown Township

HOUSE DISTRICT 96

JEFFERSON COUNTY

MONROE COUNTY

BELMONT COUNTY (part)

Barnesville
Bellaire
Belmont
Bethesda
Bridgeport
Brookside
Colerain Township
Goshen Township
Martins Ferry
Mead Township
Pease Township
Powhatan Point
Pultney Township
Shadyside
Smith Township
Somerset Township
Warren Township
Washington Township
Wayne Township
Wilson
York Township
Yorkville

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 97

MUSKINGUM COUNTY
PERRY COUNTY

HOUSE DISTRICT 98

KNOX COUNTY

HOLMES COUNTY (part)

- Berlin Township
- Hardy Township
- Holmesville
- Knox Township
- Loudonville
- Millersburg
- Monroe Township
- Nashville
- Paint Township
- Prairie Township
- Ripley Township
- Salt Creek Township
- Washington Township

MORROW COUNTY (Part)

- Canaan Township
- Chester Township
- Chesterville
- Congress Township
- Edison
- Franklin Township
- Galion
- Gilead Township
- Mount Gilead
- North Bloomfield Township
- Perry Township
- South Bloomfield Township
- Sparta
- Troy Township
- Washington Township

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

HOUSE DISTRICT 99

ASHTABULA COUNTY (part)

Andover
Andover Township
Ashtabula
Ashtabula Township
Cherry Valley Township
Colebrook Township
Conneaut
Denmark Township
Dorset Township
Hartsgrove
Jefferson
Jefferson Township
Kingsville Township
Lenox Township
Monroe Township
New Lyme Township
North Kingsville
Orwell
Orwell Township
Pierpont Township
Plymouth Township
Richmond Township
Roaming Shores
Rome Township
Saybrook Township
Sheffield Township
Trumbull Township
Wayne Township
Williamsfield Township
Windsor Township

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

GEAUGA COUNTY (part)

Aquilla

Chardon

Chardon Township

Claridon Township

Hambden Township

Huntsburg Township

Middlefield

Middlefield Township

Montville Township

Munson Township

Parkman Township

Thompson Township

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Ohio's 33 Senate districts are comprised of the following Ohio House districts.

Senate District 1:	House Districts 81, 82, 83	
Senate District 2:	House Districts 43, 76, 89	
Senate District 3:	House Districts 4, 5, 6	
Senate District 4:	House Districts 44, 45, 46	
Senate District 5:	House Districts 35, 39, 80	
Senate District 6:	House Districts 36, 37, 38	
Senate District 7:	House Districts 27, 54, 55	
Senate District 8:	House Districts 28, 29, 30	
Senate District 9:	House Districts 24, 25, 26	
Senate District 10:	House Districts 70, 71, 75	
Senate District 11:	House Districts 40, 41, 42	
Senate District 12:	House Districts 84, 85, 86	
Senate District 13:	House Districts 51, 52, 53	
Senate District 14:	House Districts 62, 63, 90	
Senate District 15:	House Districts 1, 2, 3	
Senate District 16:	House Districts 10, 11, 12	
Senate District 17:	House Districts 91, 92, 93	
Senate District 18:	House Districts 56, 57, 99	Assigned to Senator Cirino
Senate District 19:	House Districts 60, 61, 98	
Senate District 20:	House Districts 73, 74, 97	
Senate District 21:	House Districts 19, 21, 22	
Senate District 22:	House Districts 66, 67, 78	Assigned to Senator Romanchuk
Senate District 23:	House Districts 13, 18, 20	
Senate District 24:	House Districts 14, 15, 16	Assigned to Senator Dolan
Senate District 25:	House Districts 7, 8, 9	
Senate District 26:	House Districts 77, 87, 88	Assigned to Senator Reineke
Senate District 27:	House Districts 17, 23, 31	
Senate District 28:	House Districts 32, 33, 34	
Senate District 29:	House Districts 47, 48, 49	
Senate District 30:	House Districts 94, 95, 96	
Senate District 31:	House Districts 50, 68, 69	
Senate District 32:	House Districts 64, 65, 72	Assigned to Senator O'Brien
Senate District 33:	House Districts 58, 59, 79	

All of the above assignments of Senators are made pursuant to Section 5, Article XI of the Ohio Constitution.

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Statistical Information – Ohio House Districts

House District	Population	Deviation
1	115,498	-3.09%
2	117,559	-1.37%
3	114,104	-4.26%
4	114,500	-3.93%
5	116,735	-2.06%
6	115,517	-3.08%
7	115,170	-3.37%
8	115,189	-3.35%
9	120,997	1.52%
10	113,326	-4.92%
11	114,236	-4.15%
12	113,760	-4.55%
13	124,554	4.50%
14	125,064	4.93%
15	125,088	4.95%
16	121,879	2.26%
17	124,819	4.73%
18	123,226	3.39%
19	124,679	4.61%
20	125,098	4.96%
21	122,023	2.38%
22	124,633	4.57%
23	122,775	3.01%
24	123,469	3.59%
25	123,568	3.68%
26	124,802	4.71%
27	116,286	-2.43%
28	114,050	-4.31%
29	114,653	-3.80%
30	113,811	-4.51%
31	124,467	4.43%
32	122,679	2.93%
33	123,791	3.86%
34	121,807	2.20%
35	121,171	1.67%

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

36	114,991	-3.52%
37	125,125	4.98%
38	122,075	2.42%
39	116,366	-2.37%
40	113,280	-4.96%
41	113,996	-4.35%
42	115,350	-3.22%
43	115,804	-2.84%
44	123,473	3.60%
45	123,472	3.60%
46	121,992	2.35%
47	115,745	-2.89%
48	113,975	-4.37%
49	124,555	4.50%
50	113,841	-4.48%
51	125,115	4.97%
52	124,642	4.58%
53	121,772	2.17%
54	121,704	2.11%
55	120,633	1.21%
56	124,454	4.42%
57	124,671	4.60%
58	116,292	-2.43%
59	123,105	3.29%
60	113,964	-4.38%
61	113,860	-4.47%
62	124,425	4.40%
63	113,544	-4.73%
64	124,731	4.65%
65	117,025	-1.81%
66	116,342	-2.39%
67	118,575	-0.51%
68	115,385	-3.19%
69	114,369	-4.04%
70	116,643	-2.13%
71	115,026	-3.49%
72	122,012	2.37%
73	123,971	4.01%
74	121,539	1.97%

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

75	116,122	-2.57%
76	116,323	-2.40%
77	124,936	4.82%
78	116,894	-1.92%
79	117,815	-1.15%
80	124,211	4.22%
81	113,487	-4.78%
82	122,541	2.81%
83	113,996	-4.35%
84	118,816	-0.31%
85	115,560	-3.04%
86	114,486	-3.94%
87	113,433	-4.83%
88	113,965	-4.38%
89	115,986	-2.68%
90	115,793	-2.85%
91	114,286	-4.11%
92	119,113	-0.06%
93	117,981	-1.01%
94	122,131	2.47%
95	124,027	4.06%
96	124,223	4.23%
97	121,818	2.21%
98	113,571	-4.71%
99	125,112	4.97%

**A DESCRIPTION OF THE FINAL GENERAL ASSEMBLY DISTRICT PLAN
AS ADOPTED BY THE OHO REDISTRICTING COMMISSION**

Statistical Information – Ohio Senate Districts

Senate District	Population	Deviation
1	350,024	-2.11%
2	348,113	-2.64%
3	346,752	-3.02%
4	368,937	3.18%
5	361,748	1.17%
6	362,191	1.30%
7	358,623	0.30%
8	342,514	-4.21%
9	371,839	3.99%
10	347,791	-2.73%
11	342,626	-4.18%
12	348,862	-2.43%
13	371,529	3.91%
14	353,762	-1.06%
15	347,161	-2.91%
16	341,322	-4.54%
17	351,380	-1.73%
18	374,237	4.66%
19	341,395	-4.52%
20	367,328	2.73%
21	371,335	3.85%
22	351,811	-1.61%
23	372,878	4.28%
24	372,031	4.05%
25	351,356	-1.73%
26	352,334	-1.46%
27	372,061	4.06%
28	368,277	3.00%
29	354,275	-0.92%
30	370,381	3.59%
31	343,595	-3.91%
32	363,768	1.74%
33	357,212	-0.10%

Exhibit #

DiRossi 04

10/19/21 - MP

exhibitsticker.com

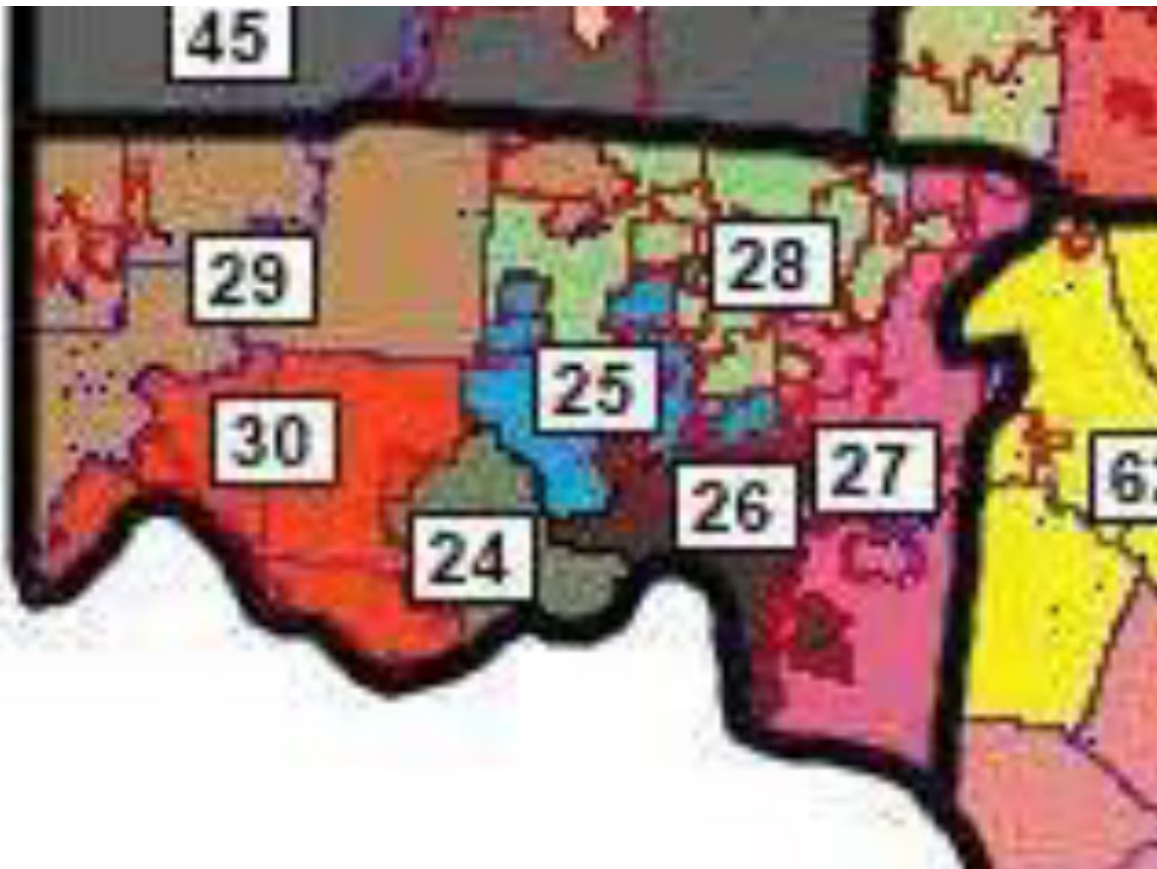
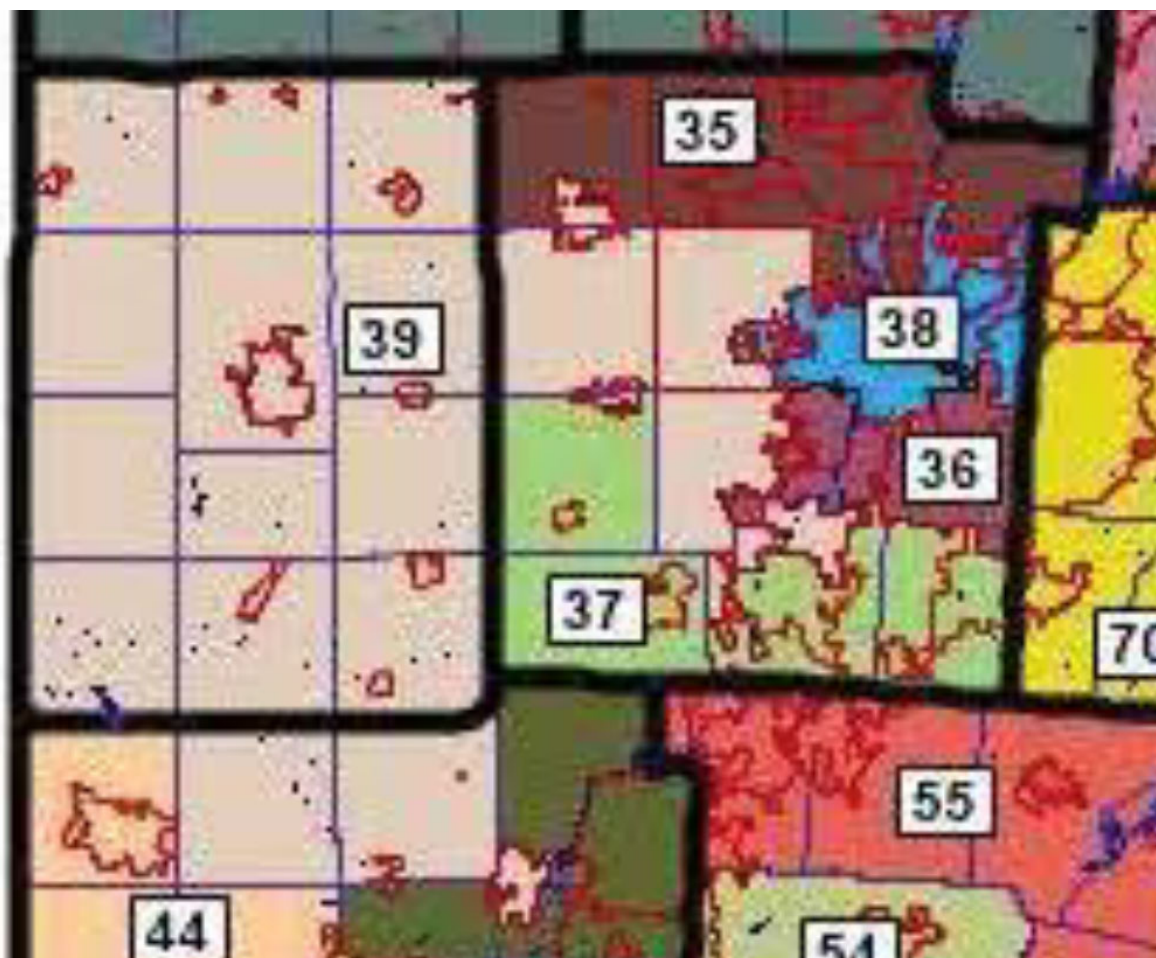


Exhibit #

DiRossi 05

10/19/21 - MP

exhibitsticker.com



Ohio Redistricting Commission - 9-9-2021 - part 1

<https://www.ohiochannel.org/video/ohio-redistricting-commission-9-9-2021-1000am>

State Senator Vernon Sykes [00:00:00] Ohio Redistricting Commission. Will the staff please call the roll.

Staff [00:00:06] Co-chair Speaker Cupp.

House Speaker Bob Cupp [00:00:08] Present.

Staff [00:00:10] Co-chair Senator Sykes.

State Senator Vernon Sykes [00:00:12] Present.

Staff [00:00:16] Governor DeWine.

Governor Mike DeWine [00:00:16] Here.

Staff [00:00:16] Auditor Faber.

Auditor Keith Faber [00:00:16] Present.

Staff [00:00:17] President Huffman.

Senate President Matt Huffman [00:00:18] Here.

Staff [00:00:19] Secretary LaRose.

Secretary of State Frank LaRose [00:00:20] Here.

Staff [00:00:22] Leader Sykes.

State Representative Emilia Sykes [00:00:22] Here.

State Senator Vernon Sykes [00:00:25] With the quorum present, we will meet as a full commission. At this time, the commission will hear public testimony from sponsors of submitted plans and from members of the public on those plans, in accordance with the commission rules in the - in Article 11 of the Ohio Constitution. Under the rules, the sponsor of a complete statewide General Assembly plan may present their plan to the redistricting commission for up to 10 minutes. We will not be taking testimony on incomplete plans or congressional maps. A member of the public may testify on a redistricting plan before the commission for up to five minutes. Should the commission itself vote to introduce a plan at the hearing or a subsequent hearing commission, the commission will hold three additional public hearings around the state on separate days on the introduced plan. We will now begin with our first witness here today. Please state and spell your name for the record.

Senate President Matt Huffman [00:01:32] I'm sorry, go ahead.

State Senator Vernon Sykes [00:01:32] And also, please indicate that if you're testifying as a sponsor of a plan or a member of the public on which you're talking about a particular plan.



Senate President Matt Huffman [00:01:42] Mr. Co-chair.

State Senator Vernon Sykes [00:01:43] Yes.

Senate President Matt Huffman [00:01:44] I would, pursuant to rule 10 of the commission, I would like to present to the commission a proposed General Assembly district plan for all 99 seats of the Ohio House of Representatives and all 33 seats of the Ohio Senate. And for the commission's benefit, I've asked Messrs. Ray DiRossi and Blake Springhetti to present the substance of the proposed plan. And they're here today to do that. And for the record, Mr. DiRossi serves as a caucus staff to the Senate Majority Caucus. Mr. Springhetti serves as the caucus staff for the House Majority Caucus.

State Senator Vernon Sykes [00:02:22] Thank you. At this time, we are ready for the presentation.

Ray DiRossi [00:03:23] Good morning.

State Senator Vernon Sykes [00:03:24] Good morning,

Ray DiRossi [00:03:26] I am Ray DiRossi. And as was mentioned, I'm the caucus staff for the Senate Majority Caucus and my colleague Blake Springhetti, caucus staff for the Ohio House Majority Caucus. Co-chairs and distinguished members of the redistricting commission, it's great to be with you today. Spelling of names: Ray R-A-Y, DiRossi D-I capital R-O-S-S-I, Blake Springhetti B-L-A-K-E, Springhetti S-P-R-I-N-G-H-E-T-T-I.

State Senator Vernon Sykes [00:03:56] Thank you.

Ray DiRossi [00:04:01] Is that, on the volume, is that-

State Senator Vernon Sykes [00:04:03] Yes, that's good, we can hear you now.

Ray DiRossi [00:04:04] Better.

State Senator Vernon Sykes [00:04:04] Thanks a lot.

Ray DiRossi [00:04:05] Thank you. We are pleased to present for your consideration a proposed General Assembly districting plan for 2022 through 2032. This is the culmination of a drastically expedited process, significantly delayed by the lack of timely census data. The receipt of the census data, 134 days after the federally required April 1st delivery date made this process more challenging than usual. Having previously been through this process, I want to personally thank all of the citizens of the state who took time to testify at the regional hearings and all those who took time to submit thoughtful plans. Blake and I know the time and commitment it takes to produce a complete plan, and I know my counterpart in the Senate Democratic caucus, Randall Routt, would also acknowledge this. Ohio's population from the 2010 census was 11,536,504. Ohio's population under the 2020 census is 11,799,448. This represents an increase of 262,000/263,000, or about 2.28%. And while that percentage growth over 10 years might appear small, the growth or loss of population in our state's 88 counties is varied and certainly not evenly distributed across the state. Of the state's 33 current Senate districts, 13 are outside the allowable five percent population deviation. In the House, 46 districts are currently either overpopulated or underpopulated. This simple fact, of either being underpopulated or

overpopulated, will require modification simply because we do no longer comply with the population requirements of the Ohio Constitution. Population shifts are also demonstrated by the change in county populations, for example, under the 2010 census, the population of Cuyahoga County dropped by roughly 114,000 persons. Under the 2020 census, Cuyahoga's population only dropped by about 15,000 persons. Franklin County has continued its growth trend, as has Delaware and Warren counties. Also noteworthy is that Hamilton County grew by over 28,000 people this decade. Generally, the Appalachian region experienced population loss over the decade. An interesting fact for your consideration, if you start in the northeast corner of the state in Ashtabula County and listed each county along the eastern and southern border of the state that lost population, you would end up counting 15 counties in a row that lost population. And not until you reach Clermont County, one county shy of Hamilton County in Cincinnati, would you find a county with a positive growth rate, over the last 10 years. Blake and I want to share some observations with you about the geography of the state, while most of Ohio's 88 counties are relatively square or rectangular, the physical boundaries of Ohio cities, villages and townships are far from pristine. While some townships, mainly in the rural counties of the state, are still square-like, the boundaries of our cities and incorporated areas can take on very odd shapes. And we do have some examples to show and they are included in the packet that was provided to you. And so we'll have those on the screen and also in the packet. So the point I want to make here, and we'll go through these pretty quickly, is that the the geography and the irregular geography of political subdivisions or jurisdictions in the state can lead to districts that take on irregular shapes, especially if one of these jurisdictions with an odd shape is on the outer boundary of a district that is proposed. So the first example on this on the screen is in Stark County - we have three political subdivisions, three cities, Canton, Massillon and Canal Fulton. And you can see that they are far from regular shaped or square shaped like some of our townships and other cities that take on more general shapes. They also have, you could call them tails, but they're sewer, sewer systems and canal systems that are part of the political subdivisions themselves. And so when we're drawing districts, those boundaries have to be maintained or else you are splitting the jurisdiction, something that we are striving not to do. The next example is in Licking County. So what we have on the screen here is the collection of three cities put together. This is Granville, Heath and Newark. And we've just shown you the map of just the geography of the state. But now we're going to add the county subdivisions lines, the township lines and also the city lines. And you can see that that shape is actually the perfect outline of those three cities. So we do have one more example, but again, the point we're making here is that the geography of the state is challenging and the geography of the state takes on irregular shapes itself. Here in Franklin County, where the geography is the most challenging for anybody who has looked at a map. What we are showing in green are the political subdivisions that are not Columbus, Ohio. And there are a number of them, and you can see that they completely circumscribe or encircle, Columbus does, those jurisdictions. And then we have the city of Columbus, which is shown in pink, and you can see it protrudes north into Delaware County. It also protrudes east. And I don't believe it has penetrated the southern border yet, but due to annexation policies, that may not be far off. But you can see this geography presents us with significant challenges in drawing districts and trying to maintain the boundaries of political subdivisions and having them take on irregular shapes. This is a map of the townships of Franklin County, so now we've removed all of the cities and municipal corporations in Franklin County and now you're looking at the remnants of townships. And as you can see, a number of township, Franklin Township, Mifflin Township, Prairie Township, other townships are, somewhat appear shattered into a number of pieces. I think by last count, Franklin Township was in over twenty five pieces, noncontiguous distinct pieces. So this also presents significant challenges when drawing a

district down to the level of detail that the Constitution requires. Thank you, Blake, very helpful. County splits. So redistricting this year is occurring for the first time under the historic amendments to our state constitution approved by the voters in 2015. These amendments provide very prescriptive, detailed but neutral rules for drawing state House and Senate districts. The plan that we are presenting today fully complies with the requirements imposed by the state constitution. We want to highlight a few of those requirements for you. The Constitution requires us to start with the largest counties in the state and proceed to the smallest counties of the state, with population greater than 1.05% of one House district ratio of representation. The constitutional limits determine how counties can be divided depending on their population. I want to take a few minutes and discuss northeast Ohio and I will apologize in advance for the brief recap of history, but I feel this history is important for your consideration of plans before you. Northeast Ohio, this this area of the state has been very challenging to the apportionment boards of decades past. And the specific issue in northeast Ohio is the significantly high concentration of counties that contain enough population to be more than one house district. In fact, 10 counties that stretch from Lorain all the way to the Mahoning Valley create two rings of counties that have additional House district and Senate district requirements. These 10 counties surround Geauga and Ashtabula counties and pin them between Pennsylvania and Lake Erie. This collection of counties is also home to almost 33 percent of Ohio's residents. So we are not dealing with small populations in that quadrant of the state. This mathematical challenge has confronted apportionment boards of previous decades. The 1991 Apportionment Board had no geographic or mathematical solution that was possible to create House districts and Senate districts. There was no mathematical or geographic way to fully comply with the requirements of the Constitution. In 2001, this problem recurred, but a solution was found and implemented by splitting at least one township in northeast Ohio, I believe it was in Trumbull County. In the 2011 map, the current maps that we are operating under, this problem arose again. And like 1991, no constitutional solution was ever found or presented to the Apportionment Board. Which brings us to 2021, which brings us to today. With some additional constitutional requirements under the new constitutional provisions that were imposed on us for creation of House and Senate district, this makes northeast Ohio very difficult, but not impossible. There is a solution this decade. The solution that we are proposing following all of the rules of the Constitution is the pairing of Cuyahoga and Summit counties. Now, those words were pretty easy for me to say, but implementing those proved to be very difficult because combining the populations of Cuyahoga and Summit county, we ended up having to create 15 House districts. And all of those 15 House districts had to be roughly four percent heavy on their population targets. And anybody who is played around or worked on a map knows that coming up with a few districts that naturally, without splitting subdivisions, are that heavy, is difficult. Having 15 of them all together inside two counties is extremely difficult. In addition, the Constitution contains specific language addressing the splitting of counties. The current map, the 2011 House map, splits 39 counties, while the Senate map splits 19. So of those 39 and 19 splits, many are actually required because of various Ohio constitutional provisions, because various Ohio counties contain too much population to avoid being split. The same is true for counties being whole Senate districts. In fact, of the thirty nine current House splits, twenty one are required by the Constitution. On the Senate side, of the 19 split counties that I mentioned, eight are required by the Constitution. It's an important point for the commission to understand that half of the county divisions in the current maps are required by the Constitution. A similar dynamic occurs in the current decade with similar amounts of required splits. We are happy to report that the plan being proposed today significantly reduces the number of split counties. In the proposed House map, we have reduced the number of divided counties from 35- 39 to 35. Well, spoiler alert, I let the number out too early. It is very important to note that 22 of these 35 splits are

required by Article 11, Section 3(C)(1). The county splits not required by that section only number 13 compared to 18 such divisions in the previous House map. Thus, our proposed House map should contain a total of 5 less divided counties than the number divided in the current map. However, because Wood County grew and is now too large to be a single district as it was in the last decade, the net reduction is only 4. Similar reductions can be found in the proposed Senate map that we are displaying. The 2011 Senate map split 19 counties. The Senate map proposed today only splits 13, or 6 less than the 2011 Senate map, a significant reduction. Together the proposal before you reduces this county splits into two plans, the House and the Senate map, respectively, by 10. Splitting cities, villages and townships. The reforms adopted in the Constitution also address what constitutes a split of a city, a village or a township. The Constitution now clarifies that cities, villages or townships are considered split only when a contiguous portion is divided into separate districts. Additionally, a city is not considered split where portions of the city are located in different counties and are placed in different districts. I live in Dublin, Ohio, and Dublin, Ohio is in three different counties. And so that's very applicable there. And I think there are numerous examples of that all over the state of Ohio. Based upon these constitutional clarifications and looking at the 2011 house map, backwards or retrospectively, there are 14 cities or townships in this state that were split. Now, six of them should be obvious to all of us, Columbus, Cleveland, Cincinnati, Toledo, Dayton and Akron. These six cities were, and continue to be, too large to be contained in a single district and therefore must be split according to the Constitution. In addition to those six cities, a total of eight other cities or townships were divided in the 2011 house map. Those included Cuyahoga Falls in Summit County, Massillon and Plain Township in Stark County, North Ridgeville in Lorain, Austintown Township in the Mahoning Valley in Mahoning County, Middletown in Butler, and Mentor in Lake County, and also Brunswick in Medina. We are happy to report that none of these eight governmental units are split in the map that we are proposing. They are all whole and all of the splits have been washed away. In fact, aside from the largest six counties that I mentioned previously, our plan only splits one city and one township. And let me tell you why that is. As I previously mentioned, to implement our Northeast Ohio solution, the remainder of Cuyahoga County, the remainder of Summit County must be paired with the remainder of Geauga County. And if anybody here is familiar with that geography that I just described, all three of those counties meet at one noncontiguous or point contiguous point. The city of Solon was selected to be split in House District 23 to accomplish this constitutional footprint to make the districts contiguous. The only other split jurisdiction in the entire proposal, again noting the big six cities that I previously previously mentioned, is Jackson Township in Stark County. And that is done to ensure that the three House districts are contiguous and meet the population requirements of the Constitution. And again, if you recall, we showed a graphic of some of the challenging geography in Stark County. We had endeavored not to split any jurisdiction, but we felt that it was necessary to conform to the Constitution and follow those guidelines. I want to thank the co-chairs for your time. I know I probably went a little long, but Blake and I are happy to answer any questions that you might have. And thank you for your consideration.

State Senator Vernon Sykes [00:19:42] Thank you, Mr. DiRossi. I'd like to just notify the commission that we did allow him to go over the commission plan and so we did not interrupt the presentation. One question that I have is you mentioned the historic amendments of the Constitution that put in different new requirements. I'd like to know, and you didn't mention this in your presentation, how you satisfy the new requirement in Section 6(B) of the Constitution that deals with the statewide proportion of districts whose voters based on statewide and federal partisan general election results during the last 10 years favor each political party shall correspond closely to the statewide preferences of the voters of Ohio. That is really significant, of course a new provision that you might know

about, as well. It relates to the issue of fairness because within the guidelines you can satisfy compactness, you can satisfy contiguous districts or not splitting districts, and still gerrymander a district to favor a political party. [Applause] So the issue here is whether or not you comply with all of the provisions of the Constitution. This one is special. It has in a special section, compactness is not identified or how it is not enumerated, how you calculate that. But this concept of representational fairness is. And so I'm just wondering how you address that issue.

Ray DiRossi [00:21:35] Co-Chairs and distinguished members. I mean, our our maps, our proposal that we have before you, fully complies with the constitutional requirements. We are conducting an analysis of the election data contemplated by the Constitution. That analysis is ongoing, is not complete as of today, and it is ongoing.

State Senator Vernon Sykes [00:21:57] Incomplete analysis. OK, fair, fair. Any other questions? Yes, Leader Sykes.

State Representative Emilia Sykes [00:22:05] Thank you. To the co-chairs and to Mr. Springhetti and Mr. DiRossi, thank you for the work that you put together, so you could present to us to today. Excuse me. My question is specific to how this current map complies with any provisions of the Voting Rights Act and what provisions of the Voting Rights Act did you consider in constructing this map that you presented or these maps that you presented today?

Ray DiRossi [00:22:33] Co-chairs, Leader Sykes, thank you for the question. We did not use demographic data or racial data in the production of our maps.

State Representative Emilia Sykes [00:22:44] Follow up?

State Senator Vernon Sykes [00:22:44] Yes, please.

State Representative Emilia Sykes [00:22:45] Thank you for answering the question. So are there any provisions of the Voting Rights Act in which you considered while you drew the or why you drew these maps before us today?

Ray DiRossi [00:22:59] I guess I would, co-chairs, I guess I would stand on my previous statement, we did not use racial data or demographic data for the maps, but we feel that the map complies with all the provisions of the Ohio Constitution.

State Representative Emilia Sykes [00:23:14] Follow up?

State Senator Vernon Sykes [00:23:14] Yeah.

State Representative Emilia Sykes [00:23:14] Thank you, I appreciate your answer and I certainly appreciate the brevity of it. Can you explain why you didn't consider any parts of the Voting Rights Act in your consideration of these maps before us today?

Ray DiRossi [00:23:28] Well, I said we didn't consider racial data or demographic data in our maps, but we were directed not to use that data by the legislative leaders and so we did not use it.

State Senator Vernon Sykes [00:23:42] Yeah, go ahead.

State Representative Emilia Sykes [00:23:44] So I would count myself as a legislative leader, and I don't think that I shared that information with you and I - this is not an ambush. This is simply a question. The Voting Rights Act is certainly a part of our election and electoral fabric. And so really just trying to get a better idea of how we are, or not, in compliance with that with these maps. So hopefully we can have some deeper conversations about that. But again, thank you for your responses.

Ray DiRossi [00:24:13] Thank you.

State Senator Vernon Sykes [00:24:14] And just another note, follow up to the Leader Sykes, we just can't leave it to chance. It's prescribed in the Constitution that we comply with it. So you have to have some evidence, has to be intentional or deliberate, some evidence that you comply with the requirements of the Constitution. And by not having that, we just consider your presentation somewhat incomplete. But you said, you indicated is ongoing. Any other questions? Thank you for your presentation.

Ray DiRossi [00:24:50] Thank you.

State Senator Vernon Sykes [00:24:59] The next witness we have is Anastasia Birosh. The next witness will be Gerald Barna. Gerald Barna. The next person to testify would be Susan Jolli. Susan Jolli. Melissa Sull.

Sull [00:26:29] Good morning, Commission. My name is Melissa Sull from Gahanna, Ohio. I vote in Ohio.

State Senator Vernon Sykes [00:26:35] Can you spell your name, please?

Sull [00:26:37] Yep. M-E-L-I-S-S-A Sull S-U-L-L.

State Senator Vernon Sykes [00:26:42] Thank you.

Sull [00:26:45] So I vote in House District 19, Ohio Senate District 3 and Congressional District 12. I testified to this commission on August 27th in Mansfield about our Gahanna Jefferson School District, which is broken into three Ohio House districts. The public has just now only seen a map from this commission this morning. I suffer less than equal representation because of gerrymandering. Today's opportunity for public comment on the proposed map is limited, late and scheduled on short notice in the middle of a weekday. It's troubling that our elected officials are making it increasingly difficult for citizens to participate in the political process. It appears that this commission's majority members have decided to rush through a four year solution rather than work in good faith with the minority party. I suppose the cheating out in the open is a slight improvement over the secretive cheating used in 2011 to create our current district maps. Ohioans have voted repeatedly and in great majorities to have both a voice and fairness in the redistricting process. It appears we will get very little of either. Citizen action through petition is clearly the only way to gain the attention of Ohio's majority party. They have proven deaf to any call for fair, ethical and constitutional behavior on this topic from Ohio voters and the courts. I will be both surprised and appreciative if this commission grants me the equal of representation to which I'm entitled by law. Thank you for your time. [Applause]

State Senator Vernon Sykes [00:28:34] Are there any questions of Ms. Sull? We'd like to ask the audience to please not clap or we in a different form, it's being- This is being live

streamed and for courtesy of everyone, if you would refrain from that, please. Thank you. The next person to testify will be Tommie Radd.

Radd [00:29:23] Good morning, members of the commission. My name is Dr. Tommie Radd. I vote in Ohio Senate District 3, House District 19 and Congressional District 3. I testified on August the 27th in Mansfield and submitted that testimony. The reason I'm here is to voice my appreciation to the minority party for submitting a map before September 1. My disappointment is that the majority party commission members did not submit a map for review, at a minimum. The commission was responsible to work jointly to meet the September 1 timeline. That didn't happen despite hours of testimony and Ohio hearings requesting your diligence to create fair maps, followed the constitutionally required timeline and work fairly as a team. The commission had access to the basic data and could have done the basic groundwork and then plug in the census data to modify the maps per the constitutional requirements. The governor chose to do nothing until the last minute and now the majority members on the commission are just as unresponsive. When I contacted your offices to voice my concern that no hearings were set or a joint map submitted, I was informed to contact someone else on the commission. That is not acceptable. Each commission member is constitutionally responsible for the Ohio redistricting process, maps and end results. Everyone on this commission is accountable for the way they conduct themselves and work transparently with the process. That hasn't happened. The detrimental impact that partisan gerrymandering of our Ohio House, Senate and congressional districts has on our community and state was well documented in the statewide hearings from August that 23rd through August the 27th, 2021. Ohioans voted in record numbers to have Ohio Constitutional Amendments added in 2015 and 2018 to address these inequities. Ohioans expect representative fairness in the new districts and the calculation of those districts to be done fairly and transparently. Gerrymandering is cheating. Drawing maps without transparency is deception. A group of people who need to resort to those tactics must not believe they can win the vote by their ideas and policies to benefit the majority of Ohioans. To gerrymander to create and maintain a supermajority in the House, Senate and congressional representation is wrong. That is the reason the citizens of Ohio stepped up to fix this problem and hold you accountable. The Ohioans voted for you to fix this unfairness and stand for all people now. This redistricting commission has a responsibility to draw fair maps per the letter and the spirit of our Ohio constitutional amendments as demanded by the voters. We expect you to follow the constitutional requirements, hold public hearings to review the maps prior to approval, and to integrate public input into the maps prior to implementation. As a lifelong educator, I taught my students that cheating was not allowed and they needed to follow the rules to the letter and the spirit of the assignment, to be team players when working with the group. So far, you haven't passed that basic requirement we expect of elementary through doctoral students. It's overdue that you do your jobs and know you will be graded on the process and maps you create. The voters stand ready to give you a grade. Thank you for the opportunity to speak today. I appreciate your time and your attention. Have a wonderful day. Thank you for your help.

State Senator Vernon Sykes [00:33:40] Dr. Radd, if I may ask a question.

Radd [00:33:43] Yes.

State Senator Vernon Sykes [00:33:44] Please speak of a fairness. How do- you know this is something that we're trying to get to, this is something we've been charged to do?

Radd [00:33:50] Yes.

State Senator Vernon Sykes [00:33:51] And we'd like to fulfill that commitment. How do you see fairness, what do you mean when you say fair?

Radd [00:33:57] When I see fair, I know that the vote in the last decade has a proportional fairness of what portion of the population voted for Republicans and for Democrats. And that those factors need to be sent into the maps that we project and that we approve. And I'm disappointed that we saw a map this morning, they were obviously ready with AV equipment and printouts, that were not submitted online for us to even give feedback, as did the minority maps. But we're expecting that the voting rights, that minority rights, that the percentages of Democrats and Republicans voting across the state be represented fairly. And that means we have a 45 to 55 percent voting record as it stands right now, in spite of the gerrymandering, which I believe it could be different if it hadn't been gerrymandered. And that's what the voters are expecting and that's what we're watching for and waiting for. I hope that addresses your question.

State Senator Vernon Sykes [00:35:11] Yes it does, thank you. Any other questions?
Secretary LaRose.

Secretary of State Frank LaRose [00:35:16] Doctor, thank you for your testimony.

Radd [00:35:18] You bet.

Secretary of State Frank LaRose [00:35:19] I'm sure that you're aware that the census data was 134 days late.

Radd [00:35:23] Yes, I was. And that wasn't anybody's fault.

Secretary of State Frank LaRose [00:35:27] Well, I would argue that it was the Census Bureau's fault.

Radd [00:35:29] Well.

Secretary of State Frank LaRose [00:35:30] Let me finish my question. The Census Bureau put us at a great disadvantage by being nearly five months late. And we're not the only state that's operating at that disadvantage. Our friends in that state up north just announced yesterday that their redistricting commission is going to be months delayed before they are able to draw their maps or get their maps drawn and passed by the public. The process can't really begin until those census data are received by the various map drawers. My question for you is this, though. I heard a lot of testimony over the week of public testimony that we got that people want us to take our time to collaborate, to work on this. I've heard a lot of outrage over the last few days about missing a September 1st deadline. My argument would be that if we take the time to collaborate and work together, the deadlines are less important than getting the work done right. Would you agree with that?

Radd [00:36:26] It depends, Secretary. My concern is that the basic criteria established in our constitutional amendments has been well established. We had a minority map submitted that we could all discuss and debate on August the 31st. The maps that we saw this morning, if people had been diligent, could have also been made available then. So then the census data could be then established and plugged in to that. But to say we're

going to postpone and not have some kind of conversation within the timeline, we don't see is really acceptable.

Secretary of State Frank LaRose [00:37:13] OK, thank you, ma'am.

Radd [00:37:15] You're welcome. Thank you for the question.

State Senator Vernon Sykes [00:37:17] Are there any additional questions? Dr. Radd, thank you very much.

Radd [00:37:23] Thank you so much for your time and your questions and again for your hard work. We're having big expectations for something that will be acceptable to our Constitution. Thank you.

State Senator Vernon Sykes [00:37:38] The next witness is Debra Sanders, Debra Saunders.

Saunders [00:37:48] Good morning, I'm Debra Saunders. Debra D-E-B-R-A, Saunders S-A-U-N-D-E-R-S, and I am here speaking as a member of the public. I live here in the Columbus area in Dublin, and my Ohio legislative districts are 16 and 21. I provided personal testimony at the Dayton hearing on August 24th. And I also attended the commission meeting here in the state House last Tuesday on August 31st, I will have to say I came away from that meeting pretty disappointed, and it instilled in me a sense of uncertainty if you, the members of the commission, are listening to us. The 70 percent plus Ohioans who have stated clearly to you, our elected officials, that we want and expect fair redistricting by ending gerrymandering while being informed as to how this will be achieved by this commission. First, I commend the Ohio Senate Democratic Caucus in presenting mapping at last week's meeting to demonstrate that it could be accomplished, to be used at least as a working draft for discussion and debate. And it showed a real effort and willingness to present a substantive plan for discussion and debate, for further mapping submissions. And I think it provided a catalyst for next steps and it appears it did compel further mapping submissions, as we saw here today. I feel the September 2nd updated map additions by the Senate Democrats demonstrates a much greater representation of my district within the rogue carve out that position on the street that I live on. It's only a roadway, a Route 33 Riverside Drive. It has no, any, it has no residents on it. It is in a different district than I am in. And it obviously was a conduit to grab residences that are north of where I live. I see the maps. I was sitting in front of the the display this morning and I see the maps that were submitted today by the GOP retains that same carve out. And one might say, with a convenient argument, that it keeps the subdivisions together as required by the Constitution. But, you know, we, the voters of Ohio now expect to see the officially presented maps coming from this commission, not just the Democrat or Republican created maps. Redistricting maps that we, the public can review and then provide comment. Additionally, we want this entire process to be transparent. The short notice for hearings and commission meetings do not provide a confidence that transparency is happening. We expect the commission to provide us how you will get to fair redistricting in a constructive nonpartisan manner with a complete schedule for the introduction of official maps and dates for public hearings, for comment on those maps. Very soon, as the September 15th deadline is looming. Thank you.

State Senator Vernon Sykes [00:41:15] Thank you. Any questions of the witness? Thank you very much. The next witness is Paul Helbly. Paul Helbly. Anastasia Birosh.

Birosh [00:41:57] Sorry, I want to thank you, first of all, for hearing my testimony. I drove down from well, yeah, down, this is down, from Brunswick and I was just kind of like flying down the highway.

State Senator Vernon Sykes [00:42:18] Can you pronounce your name and spell it, please, for the record?

Birosh [00:42:20] Oh, yeah, I'm so sorry.

State Senator Vernon Sykes [00:42:21] Oh no.

Birosh [00:42:23] I'm Anastasia Birosh. And the last name is pronounced like the alcoholic drink beer and OshKosh B'gosh jeans. So it's not spelled that way, but it's pronounced that way. So to the Ohio Redistricting Commission members and co-chairs Senator Vernon Sykes and Ohio House Speaker Robert Cupp, I'm pleased to see members in attendance today. I'm thrilled beyond belief. Thank you for allowing me to submit written and verbal testimony to the Ohio Redistricting Commission. My name is Anastasia Birosh and I currently vote in Ohio House District 70, Ohio Senate District 22 and Ohio Congressional District 16. Brunswick is currently divided between two Ohio House districts, 69 and 70, and two congressional districts, 7 and 16. It's time that Brunswick being one Ohio House district and one congressional district. I testified before this commission on August twenty seventh in Akron and I'm back because I care greatly about having competitive, competitive, I can spell it out if it would assist you all, competitive Ohio Senate and Ohio House districts. I acknowledge that my white privilege affords me the opportunity to travel to and attend these hearings occurring in the late morning and announce at the last possible minute. I'm grateful that on its website, the Ohio Redistricting Commission has a public input tab that when clicked displays a list of all maps submitted to the commission. I'd like to draw the commission's attention to Ohio Senate and Ohio House maps proposed by Jeff Wise and I will hand these out to you. I printed up seven of them last night. Some appreciative of the. OK, so I like to draw your attention to those maps proposed by Jeff Wise. He's a Ph.D. engineer by day and a concerned citizen by night. He's come up with proposed maps that even I, an ordinary citizen with no technical expertise in analytical computations or anything else of that nature, can understand, very helpful to me. He was even responsive, though hurried, when I called him late last night with a few questions, just after this meeting was announced. It was easier to speak with him than it was to speak with my own representative. What he did with his proposal was no small feat, considering the gerrymandered districts drawn up behind closed doors in 2011. In his comments and explanation of the quantitative analysis methodology, he clearly explains how Senate incumbency complicates fixing these gerrymandered districts. He calls them creatively drawn. I'll call them what they are: gerrymandered. And due to this and other factors, tradeoffs and compromise will be necessary in drawing these final competitive maps. In the end, though, his concern, as mine, is more, is drawing more equitable and competitive maps than we were presented with in 2011. I appreciate your time. I thank you for hearing my testimony. If you have any questions, I believe he said he's going to be here at two o'clock. So if either of the technical nature, ask him. If there are of the ordinary citizen nature, go ahead. Do you have any questions?

State Senator Vernon Sykes [00:47:22] Do you have any citizen questions?

Birosh [00:47:26] Nada?

State Senator Vernon Sykes [00:47:27] Thank you very much.

Birosh [00:47:28] OK.

State Senator Vernon Sykes [00:47:32] Susan Cavanaugh. Bailey Kulp. Sierra Dobbs Brown.

Saunders [00:48:07] Hello, my name is Sierra Dobbs-Brown, that's spelled S-I-E-R-R-A my last name is D, as in dog, O-B, as in boy, B, as in boy, S hyphen Brown, like the color. Chair Cupp, Chair Sykes and members of the Ohio Redistricting Commission, as I mentioned, my name is Sarah Brown and I've lived in Columbus, Ohio, for nearly 26 years, my entire life. I am testifying today in support of the maps that were proposed by the Ohio Citizens Redistricting Commission. Currently, I live in Clintonville. I live near a Whit's Frozen Custard. I live near a Luckey's Market. I live near more antique shops than anyone needs. And I also live near the Wetstone Park of Roses. This is somewhere I go often, this is somewhere I can walk to, this is somewhere I see as a pillar of my community. Yet this is somewhere that is not in my district. I'm represented by Senator Andrew Brenner in a district that picks up a small chunk of my more progressive community and sprawls all the way up to Mansfield, Ohio, where there are folks with very different priorities and needs than in Clintonville. Aside from being someone who can't seem to leave this wonderful state, I'm also the Central Ohio Regional Field Manager at Planned Parenthood Advocates of Ohio. We have been in these halls countless times, year after year to speak to members of this legislative body, about the 30 attacks we have seen on reproductive freedom since 2011, only to see this body vote in opposition to the wants and needs of Ohioans time and time again. And I'm here again today on behalf of Planned Parenthood Advocates of Ohio and the hundreds of thousands of supporters that we represent. Ohioans overwhelmingly support access to abortion. But when our district lines were drawn to keep one party securely in power, Ohioans lost. We lost the fair and equitable representation from our elected officials that we are promised as the foundation of a successful democracy. And since 2011, Ohio has lost half of the abortion providers in our state. This loss is directly related to the onslaught of attacks abortion providers have been under at the whim of this legislature. All people, regardless of our race, gender, socioeconomic status or zip code, deserve to be able to make the best decisions for our health care. Yet when district maps were drawn that dilute our vote, anti-abortion extremism that is out of touch with what Ohioans want and need only went further. Young people, black folks, other communities of color and queer people are all disproportionately impacted by laws that chip away at our access to abortion. And when we look at the racial and partisan gerrymandering that happened in 2011, these are also the communities that were intentionally cracked apart or patched together to take away their power. I stand before this commission today to state clearly that Ohioans want and need access to abortion. But because Ohio politicians have been picking their voters for the last decade, these needs have not been reflected by this elected body. I hope that as you move forward in the process of redistricting, Ohioans will receive the fair representation we deserve, which is at least 44 Democratic seats in the House and 14 Democratic seats in the Senate. And in turn, we will have a legislature that is proudly fighting to ensure each person can access the health care they need, including and especially access to abortion and all reproductive health care. I thank you for your time and I welcome any questions you may have.

State Senator Vernon Sykes [00:52:13] Any questions? Thank you very much. Mark Erhardt.

Erhardt [00:52:31] Good morning, thank you for allowing me to speak today. My name is Mark Erhardt, that is spelled M-A-R-K, lastname Erhart E-R-H-A-R-D-T. I live in the

Columbia Tuscola neighborhood in Cincinnati. I drove up this morning. I am in the Ohio House 27th, the Ohio Senate 7th and the U.S. Congressional 2nd. I did provide written testimony to the Cincinnati hearing in August. I would want to thank first the Ohio Senate Democratic plan that was available for the public to review. It was very helpful for me to be able to see that and see many, I think, positive changes to the way the current districts are drawn. I would have to admit I was a little bit disappointed this morning in the presentation that I heard. It seemed to focus a lot on certain technical aspects of the changes, but other aspects of the changes, such as the proportional party representation we're not addressing and not yet been studied, and also seemed to miss a bit on the spirit of what the voters of this state have asked for. And so in that respect, I will have to obviously take a detailed look at those. From what I could see, it appears that some of the current issues in my own representation maybe have not been addressed. But again, I'll have to look at that in more detail. I do want to say one thing, and I do agree here with Secretary LaRose on this, I personally believe that, you know, missing a deadline by a day or two in order to allow for public review and input of the process, and particularly bipartisan work on this commission, would be greatly appreciated and wanted by the voters of this state. And if the deadline is missed by a day or two here and there, I think many of us would understand that because what we're really looking for here are the right outcomes and fair outcomes. And as I said, a better process maybe than we've had in the past. Thank you for your time. Any questions?

State Senator Vernon Sykes [00:54:55] Any questions? Seeing none, thank you very much.

Erhardt [00:55:00] Alright, thank you.

State Senator Vernon Sykes [00:55:01] Next witness is Jen Miller.

Miller [00:55:13] Good morning, co-chairs, morning, commission members. It's my honor to be here. I'm the Executive Director of the League of Women Voters of Ohio. I'm sorry to have not gotten your testimony in advance. 24 hours is hard on the general public. It's also hard on folks like us who have full schedules. I'm not here really to talk in great technical details, but I do have a lot of questions. The first thing I just want to mention is that the League of Women Voters of Ohio members love our state. They come from all corners of the state. In fact, we have members in all 16 congressional districts. They love our Democratic Republic. That's why they spend hours and hours and hours registering voters, doing candidate forums, doing everything they can to ensure that our system works. That's why we got out our clipboards in 2015 and 2018, and that is why we worked so hard on those negotiations. And to get those passed at the ballot, I hope that you are seeing the support for ending partisan gerrymandering. I do ask for forgiveness about the applause. I know we don't do that usually in Statehouse hearings. But for those of you that weren't at all of them, I just want to say a few things. The Toledo hearing room had to be moved to a larger space and it was still packed. Cleveland's main and overflow rooms were packed. The Akron hearing went- they had to double or triple the number of seats that came in. And it went over a lot of time, causing the Mansfield hearing to start late. If you were in the Mansfield hearing, you might not have realized that not only was it standing room only, but there were people sitting on the floor. Indeed, nine of the 10 rooms were packed, maybe even more than any of us expected, and overwhelmingly asking for transparency and fairness and a plan moving forward. I hope, I want to bring that up because they're here and they're going to continue to be here. And so I think the more time you can give them, you know for attending hearings, the more information you can give them on the process, I think the less frustrated they'll be. I think that you'll see not only higher quantity, which

maybe some don't want, but a higher quantity of participation, but also quality of participation where they can actually be better prepared. Again, I'm not here to talk about my own technical definitions right now, but I do have questions. And the first is, will we be hearing from political scientists, mapping experts, legal experts? Can we allow virtual testimony just for those experts? You know, there's a lot of questions that need to be defined. And I think part of the frustration, Secretary, is that some of these should have been defined. This commission should have been convened before the data came out so that we could talk about some of these technical questions. But representational fairness, how are we defining that and counting that as Ohio, not just the commission, but all of us? The Voting Rights Act absolutely needs to be considered in this case, in these maps. And in the congressional, I understand we're not talking about congressional, but I will just say that we argued in federal court and won in front of a bipartisan panel that the VRA was wrongfully interpreted last time in the congressional map and caused more vote dilution in minority communities in northeast Ohio than needed for Democratic Party voters. So are we going to be talking about the Voting Rights Act and how that should be applied? Section 5 was brought up by a commissioner last time. That's not a rule that is about how to draw a map, it's about what happens when maps are drawn. Inevitably, there's going to be some incumbents that have pieces of their district in more than one district, their former district, into more than one future district. It's not about a constitutional requirement for drawing maps. It's about how you assign those incumbents once the maps are drawn and agreed upon. Equal population. I'm hearing once again, just like ten years ago, there some argument about how that should really be defined. When are we going to grapple with these issues as a state in a thoughtful, deliberative manner? Will we be bringing in experts to discuss the different pieces so that you as a commission could maybe have the same common understanding of these legal questions? That's one of my questions. The next is and maybe it's on and maybe it's already happened so far, but when will we get the shape files of the proposed Republican maps? When will we get the rest of the analysis? Absolutely, we should have the analysis on what they think in terms of the Voting Rights Act. Absolutely. We should have the analysis on, you know, basically the predictive analysis of how we think the seats will go and if that will be representation the way fair. Those are mostly my questions. And I would say I would prefer not to have a 2:00 p.m. hearing today so that we have time to review the Republican map with some more details. But if that's how you're going to move forward, I understand it. So with that, I'm happy to take questions. And I thank you for your time.

State Senator Vernon Sykes [01:00:51] Any questions? Secretary LaRose.

Secretary of State Frank LaRose [01:00:56] Thank you Co-Chair. Thank you so much for your testimony, would you agree that the outcome is more important than the schedule? That taking the time to get it done right and continuing to strive toward a ten year map is more important than the deadlines? And I recognize the deadlines are important. But this is a judgment call between two different competing and both important things.

Miller [01:01:21] Thank you, Co-Chairs. Thank you, Secretary LaRose. I do. Here's the problem, though, is last week we were a day before a deadline and there wasn't even agreement among this commission. How many maps we're going to you know, how the commission would decide which map to present to the public. We didn't have any idea when these public hearings would be. Again, we hadn't decided what kinds of other issues the commission needed to discuss. So it is hard to just say, OK, we've missed deadlines and that's inevitable when, quite frankly, this commission should have been convened earlier. We should have been doing this work already. And if you were going to make the deadline as the commission, that at least the public understood what the process would be

and how we were really moving forward, those rules were thin. And I think there's still a lack of clarity, potentially even among all of you, but it's definitely among us in the public. And so it doesn't really pass the smell test a little bit. It would be one thing to say, yep, it's going to be late. But but if we started this in July or August, you know, early, well, I should say June or July at least. And we were trying to grapple with these things and we were trying to figure out how to move it forward. Or the day before, yep, we're going to miss it. But this is the process moving forward. It's hard, I think, from the outside to feel trust in this process because of the lack of clarity, because of the lack of preparation. And so I can't just, so I'm with you to an extent.

State Senator Vernon Sykes [01:03:09] Thank you. And also, you know, thank you for your questions, I'm sorry we're not in the position to answer. Let me assure you that the issues of virtual testimony of experts have been discussed between the co-chairs, and representational fairness, how you calculate that, that's been discussed. There has to be, this is a bipartisan process to a certain extent, and there has to be agreement. There has been no agreement on it thus far. Thank you for raising the issue. We'll continue to grapple with those.

Miller [01:03:41] Thank you, Co-Chair. Both Co-Chairs. I'll just say, but we should be grappling with these together. That's what should be happening here, we should be having hearings where we are grappling with these definitions together and we are, you know, no one has actually- Secretary, I'm sorry, Senator Sykes, you have asked for some input on representational fairness, but we should be having experts come in together to talk to all of us.

State Senator Vernon Sykes [01:04:13] Right. Yes?

Auditor Keith Faber [01:04:14] Senator Sykes, Co-Chair, to the witness, you've used the term representational fairness a number of times. I recall very distinctly when this constitutional provision was drafted that that term was never included in the Constitution. So what section of the Constitution are you defining with regard to legislative redistricting that uses the term representational fairness? Are you implying the representational fairness means the number of congressional or looking back over the elections of the last 10 years? Is that what you're substituting the term representational fairness for? Or can you give me a better definition?

Miller [01:04:48] Thank you, Co-Chairs. Thank you, Auditor Faber. Actually, what I'm saying is we need to be having a conversation about how we're defining it. And it is in the Constitution. I'm sorry, I don't have it in front of me, but representational fairness is in the Constitution. I think we need to decide how we measure that. So I could excuse myself and get the or maybe Colin could get it for me. But it is in the Constitution. Yes. Article six.

Auditor Keith Faber [01:05:15] I believe the term representational fairness is not in there with regard to legislative redistricting.

Miller [01:05:22] OK, well, again, Article six, that's what it's capturing, this idea of as we use predictive analysis, past vote in electoral information, that partisan indexing, how the seats we think will go versus how versus the general voting results. And so, again, this is my point exactly is-

Auditor Keith Faber [01:05:53] Which is, Mr. Chairman, which is why I ask the question.

Miller [01:05:54] Yeah.

Auditor Keith Faber [01:05:55] Because we keep hearing these terms bandered about. I think people put different meanings to different things. And that's why I ask the question, because you use a term that I think specifically to legislative redistricting is not in there. Maybe I'm wrong. I'm pretty sure it's not, but-

Miller [01:06:09] Thank you.

State Senator Vernon Sykes [01:06:12] Additional clarification, I was involved also in the negotiation for the inclusion of this concept, and it was clear that we did not want to leave it undefined, the concept or deal with the terms. As I have indicated before, compactness is not defined or how you calculate it. So instead of just using the term phrase representational fairness, we actually spelled it out how it is calculated. So it would be clear for everyone from now on, for what we're talking about.

Miller [01:06:48] Thank you, Co-Chair, and actually thank you, Auditor Faber. I think you're actually making my point. The point actually is that Section 6 A and B are defined, but there's still a lot to be decided in terms of how we really implement that language. Right? There's decisions along the way. So, for example, federal, you know, statewide and federal parties in general election results during the last 10 years. I'm not actually sure, I would argue that what you provided is not exactly that. We should have been having conversations about that piece alone, how the data is used, how the data is cleaned, what data we use to look at these past results over the ten years. That matters. What the term shall correspond closely to the statewide preferences, what do we mean by correspond closely?

Auditor Keith Faber [01:07:45] I agree.

Miller [01:07:46] So this is, that was my first point, was that I wish that we had been talking about this in months ago. And this is my point now is when are we going to have experts, not Jen Miller, but political scientists and legal experts coming and helping us decide together how this is upheld?

Auditor Keith Faber [01:08:07] So, Mr. Chairman, which was exactly my point. And so you, I think we're making the same point. The term has not been defined. It is somewhat nebulous because you can read this differently ways. But it very clearly says you can't draw a district primarily to favor or disfavor a political party, and that in many cases is at odds with trying to draw a certain number of Democrat or a certain number of Republican districts. And so that's where the next provision and this is why when we debate what these things mean, the next provision, provision C, says the district shall be compact. That's not a discretionary term. Compact is, I agree, not specifically defined, but at least those are things that are, in concept, if done, will be drawing districts based on geography and communities of interest and not splitting political subdivisions, which the rules require, which aren't discretionary. When you get to this aspirational section here, I think that's where we need to have a lot more discussion as of how it applies across the maps. And so specifically, now that we're at the point of discussing various maps, because we do have maps and I appreciate it would be nice if this had been done six months ago, four months ago, three months ago, where some of us started having conversations. But at the end, my question is this. To get to the landing field that we're talking about on the 15th and I'd like to see us hit the 15th, we got a lot of things to do between now and then. I'd really like to see bipartisan discussions going on because I want a 10 year map. And so as we go down

that route and we plan to have more hearings, it's helpful if we have specific discussions about maps and where we're going to land, if we're going to land this plane by the 15th. And land it in a way that leads us to a better bipartisan map. So that's my point on some of these things as to what we're talking about. We heard a lot of discussions during our tour around Ohio, and I'm curious to see how those all fit in. And I've done an analysis of all the maps. And so when we go through those, those are going to be things that we want to see and have input as people provide input. But I would just ask future testimony from everybody, and I know your organization has helped deliver and present a lot of testimony. I mean, you certainly have been very active about getting people to share their thoughts and views. I would just encourage us to have specific thoughts and views about whether it's map A, map B, map C, as to how those maps can better meet the concept of making sure that people are represented by somebody - to some extent because you really can't do it 100 percent, you're always going to have somebody that's represented by somebody who doesn't share their extent unless you have 100 percent of people ever agreeing in a district. But that's, I think, our overall goal that all of us have said that's where we want to land the plane. So thank you.

Miller [01:11:05] Thank you, Auditor Faber and Co-Chairs. I'll just say even that Section C. like how we measure compactness, there's different measurements for that, too. So I think it's worth the conversation. 24 hours in advance is not enough time to get experts in to help think about this. Which is why I'm saying could we even have a hearing specifically where we are inviting some technical folks? Can I work with you to help think about some technical folks who might even disagree on how some of these things should be applied or defined, but 24 hours in advance isn't enough time to do that. So that is part of my request.

State Senator Vernon Sykes [01:11:45] Thank you very much, any additional questions or comments? Thank you so much.

Miller [01:11:49] Thank you.

State Senator Vernon Sykes [01:11:52] Ryan Goodman. Mindy Hedges.

Hedges [01:12:27] My name is Mindy Hedges, and it's sort of Mindy M-I-N-D-Y and Hedges like a bush or shrub, H-E-D-G-E-S. Co-chairs, Senator Sykes and House Speaker Cupp, and members of the Ohio Redistricting Commission, my name is Mindy Hedges from Radnor, Ohio. I'm in House District 67, Senate District 19 and Congressional District 12. Thank you for hearing my previous testimony last week when I told you about how our founding fathers and past presidents spoke vehemently against gerrymandering. And also about my rural area, and I'm sort of a fish out of water. But I also spoke about reminding you about my area. It's in a very wealthy county, but our rural area is still without much internet access, water or sewage, renewable energy resources, garbage, health care facilities or transportation, because our House, Senate and - our Ohio House and Senate Representatives know they don't have to care about any of their rural voters. They have their campaign signed, sealed and delivered by a gerrymandered vote. But about this process you've been going through to ensure a fair mapping procedure. I normally don't like to begin any discussion with the negative, but I'm disappointed with how this process has progressed to this point. I'm concerned, therefore, with the process in general, almost less than 24 hours to call this meeting with testimony? On what? There was no map. And then only four hours to ask us for testimony again? With no map? It has made me and many others wonder whether this will be a fair mapping assessment and completion or whether it will be reduced to backroom antics and more gerrymandered, unfair, embarrassing and undemocratic districts. But you see, the voters do have the upper hand.

Don't ever forget that over 70 percent of Ohioans voted to redistrict and we were close to bringing this to a ballot vote. We can and will do this again. Ohioans were sick of being laughed at by the entire country because their district quacked or slithered. They were sick of being ignored by their representative. They were sick of their needs not being met by someone who had no clue even where their Ohio town was on a map. In fact, when I had an initial look at what the map was shown to us today, when you took Westerville out of Delaware County and put it in Monroe County, that makes absolutely no sense. Westerville is a city, a vibrant city, and you took it and put it in a rural county. Makes absolutely no sense whatsoever. And of course, you took what was a vibrant Democratic part of Delaware County and put it totally in a Republican county. Of course, that was done, partisan. So it makes no sense. But I'm more than this negativity, I'm normally an optimistic, not a pest- an optimist, not a pessimist. I believe you will do the right thing for your state, your communities, your friends and your families. Your actions to date have not been driven by a democracy in action. This is not the kind of government you want to hand down to your children or grandchildren. This is not what we were handed down by our grandparents. Let's be real. This appears to be more fascist than it is democratic. Make the right choice and start by really discussing this with your neighbors on both sides of the aisle. And listen to the hundreds who testified over the past 10 sessions. We did this because we want our Ohio back. We want it to prosper, not shrink in wealth. We wanted it to grow, not diminish. We wanted it to prosper, not shrink in wealth. We wanted it to increase in resources for our children and grandchildren so they can prosper. Our younger generation is leaving Ohio because of the politics. Let's help it grow again. Thank you for your time and consideration of my request. Do you have any questions?

State Senator Vernon Sykes [01:17:23] Are there any questions? Thank you very much.

Hedges [01:17:28] Thank you.

Auditor Keith Faber [01:17:33] Chair? I do have a question. To the Chairs.

State Senator Vernon Sykes [01:17:33] Auditor Faber?

Auditor Keith Faber [01:17:35] My understanding is, is we've heard a lot of this is to the chairs.

Hedges [01:17:39] Okay, thank you.

Auditor Keith Faber [01:17:41] My understanding, based on the conversations that my staff have had, is that we do anticipate having other hearings between now on the 15th. Specifically, I think we're trying to do at least three public hearings after a maps introduced or adopted by this commission. So I know a lot of people apparently were confused that there was this was going to count as one of those three public hearings. My understanding from the leadership is that that is not the intent of the Chairs. And I think that might help alleviate some of the concerns, including the concerns I just heard from this nice lady who just testified, that other testimony is going to be available in other hearings to talk about the maps. If I'm mistaken, please correct me. But I think just to clarify that.

State Senator Vernon Sykes [01:18:22] Auditor, you are correct that we do have, and its schedule will be finalized this afternoon and distributed this afternoon.

Auditor Keith Faber [01:18:33] So we are anticipated, just to make sure I'm clear, the witnesses are clear, we are anticipating hearings at some point between tomorrow and

Tuesday or Wednesday that will include at least three other public hearings around Ohio and whatever maps we go forward on.

State Senator Vernon Sykes [01:18:51] Yes, And we understand that the time is still constrained because we have the September 15th deadline, but we do intend to comply with the rules with three additional hearings around the state to review a proposed map by the commission.

Auditor Keith Faber [01:19:11] Thank you.

State Senator Vernon Sykes [01:19:16] Diane Meeves. Carrie Coisman.

Coisman [01:19:43] I'm too tall for this podium. Okay. Hello, commissioners, my name is Carrie C-A-R-R-I-E, Coisman C-O-I-S-M-A-N, and I'm the Ohio Digital Organizer for All On The Line, a grassroots advocacy organization that's working to end gerrymandering. I'm here today testifying on behalf of myself, but also on behalf of all of our volunteers and activists who could not attend today due to the timing of today's hearings and the short notice of when today's hearing would be happening. I'm going to speak on three things today. Firstly, the process and how it has impacted Ohioans, the fact that representational fairness is, in fact listed as a requirement in the Constitution and how I define that representational fairness, and number three, why we deserve both a fair process that is upheld by the Constitution and a fair map that also follows the Constitution. Firstly, on the process, I'm grateful to be able to do this work full time. I'm not a parent, a family caregiver. I am fully vaccinated and I'm not immunocompromised, making it safe for me to be here in this body today. And I live only ten minutes away from Cap Square in Clintonville. All of these factors make my presence and testimony here today possible. But the way that these hearings have been conducted excludes the voices of thousands of Ohioans. Over the last six months I, my organization and numerous partner groups have trained thousands of Ohioans, myself alone, 4,000, about this new redistricting process and how they can engage with this body. I spent hours, and I truly mean hours, every week talking with Ohioans who feel like their government and elected officials do not serve them as constituents, but rather serve special interest groups and elected officials own self-interest. Every day I get calls, texts, emails and social media messages from people from around the state asking the following questions. Why is this process not fair and transparent, when Ohioans overwhelmingly supported the reform measures that promised that our process would be different? Those reform measures were voted on in 2015 and 2018. We voted for this process to be different, but where are the maps? Why is this commission keeping Ohioans in the dark? Why are all the meetings being scheduled at the 11th hour? Why does all of this feel similarly to a broken process like in 2011? Are members of this commission going to gerrymander my community again? Will my neighborhood be cracked apart? Will my urban neighborhood like mine be pulled into a sprawling, rural district? And lastly, and most devastatingly, will my vote count for the next decade? And All On The Line volunteer and proud union member, Erika White, said this at your hearing in Toledo, "Gerrymandering further distance representatives from accountability at the ballot box. But there is hope: gerrymandering is fixable. Citizens across Ohio are fired up about fair maps for redistricting. This could be the political moment to solve these problems and get Ohio back on track for fair representation. Let's fix this today and stop this train on democracy and together try to strengthen the pillars of our democracy." Erika could not be here today because of work obligations and because the commission, again, has failed to live up to the promise of a fair and transparent process by not allowing virtual testimony options in the midst of this pandemic. However, her, excuse me, her words ring true, and I thought it was important to bring them to you

today. Excuse me. Gerrymandering is political cheating, but it is solvable, and that is your duty as members of this commission. Hiding behind excuses of the census delay is no longer valid when this commission has received dozens of maps from Ohioans and organizations who are able to produce maps in a timely manner using the same data set which you all have access to, with staff, I may add. My second piece that I want to talk on is representational fairness, and to answer Auditor Faber's earlier question about representational fairness and how it is cited in the Constitution, Article 6. The Constitution says "No General Assembly district plan shall be drawn primarily to favor or disfavor a political party. The statewide proportion of districts where voters based on state and federal parties in general election results during the last 10 years favor each political party shall correspond closely to the preferences of the voters of Ohio." I grant the auditor that it does not say representational fairness, but as someone who did not go to law school, I even can understand that that is what this article is saying. Ohioans have voted across the decade in a split of 45 percent Democratic and 55 percent Republican. That is an average across the last decade. At first glance, it appears that the map that was just presented today by the majority party actually further reduces adequate representation of Ohioans. If we have any hope of maintaining the promise of our democracy, Ohioans deserve a map that reflects the true partisan makeup of this state, which means our future maps must include at least forty four Democratic House seats and at least 14 Democratic Senate seats. We deserve maps that keep our communities together as much as possible, and especially our major metropolitan communities and Ohio's communities of color, which I was devastated, was not taken into account when the GOP drew their map today or presented their map today. This will ensure that all Ohioans have a pathway to political representation. And I am again disappointed that this commission has failed to provide a map for Ohioans to review until days until our final deadline. And finally, why we deserve both a fair process and a fair map. Missing a deadline is, in fact, a big deal. It is important. These deadlines are constitutional requirements, not just soft suggestions. But keeping their map in the can as long as they did, the Ohio GOP has denied Ohioans a real opportunity to review the maps and to give public input. We are seeing this map just six days before our final deadline. That is not what Ohioans voted for in the reform measures. We are not picking between a fair process and a fair map. We voted for both, not one or the other. It is, frankly, a declaration of duty and an insult to the Constitution that we are being asked by the commission if we would prefer a fair process or a fair map. That answer was made clear in 2015 and in 2018. We are done with backroom deals, lack of preparation and excuses because the majority party is so secure in their power, due to the partisan gerrymandering of the last decade. We are seeing a troubling repeat of strategies that were deployed in 2011 to dilute the political power of Ohioans. This is a sham and an insult to democracy. This process did not have to be rushed. We are running up against the final deadline. This is made obvious again by the fact that maps have been submitted by Ohioans and good government groups in the Ohio Senate Democrats. I hope that when all the hearings are done and you're prepared to adopt a final plan, this commission will have done its due diligence in ensuring that Ohioans voices are heard and fairly not represented, not just the ones that this body picks for yourselves, your friends and your colleagues in the Ohio General Assembly. Thank you. Any questions?

State Senator Vernon Sykes [01:27:25] Are there any questions? Thank you very much. Ann Shroyer.

Shroyer [01:27:41] Excuse me. My name is Ann Shroyer, thank you, commission members, for the opportunity to speak today. My first name is Ann A-N-N, last name Shroyer S-H-R-O-Y-E-R, excellent pronunciation again. Just shout out to Governor DeWine's UT Rocket mask today, I appreciate that as a graduate from there. So as I said,

I live in, my name is Ann Shroyer, I live in Westerville, Ohio, in the 68th state legislative district and the 19th State Senate district. As I pointed out in Lima, my city of forty one thousand is cut into two state representative districts and two state Senate districts, even though we are only 12.7 miles. And the new maps are dividing us again or moving us completely out of the counties that we live in.

Audience [01:28:27] Mask off.

Shroyer [01:28:27] No, I'm leaving mine on, thank you, though. So these unfairly drawn lines leave voters with no real representation, and we demand a fair and transparent end to this, as many have said. The importance of fairly drawn districts cannot be overstated. When district lines are drawn to give extreme advantage to one party or the other, then the true constituents of that legislator are the large donors and lobbyists who can donate and bribe with enough money to bend the ear and get the attention of elected officials. For one example of how this lack of representation affects us, my county, Delaware County, has the highest covid vaccination rate in the state of Ohio. Yet we are represented by a state senator who has been railing against vaccines and masks the entire pandemic. And by the new map that was presented today, Delaware County will be included in the state Senate district with Holmes County, or part of Holmes County because they have such a huge population they have to be split, apparently. And Holmes County has the lowest vaccination rate in this state of Ohio. So just that's just one characteristic that would seemingly not put us in the same district. The state government is beset by a massive bribery scandal, and yet almost the entire state legislature was reelected because gerrymandered districts guarantee their seats are safe, thanks to the district lines that we currently have. And I'll finish with most of the remarks that I said in Lima two weeks ago when I had the opportunity to speak. The lack of true representation, thanks to unfairly drawn districts, can be seen thus. 90 percent of Ohioans, including 87 percent of gun owners in Ohio, approve of universal background checks, and yet this gerrymandered state legislature has made no movement on passing it because the majority have donors in the gun lobby. Columbus has over one hundred and forty two homicides so far this year, again on their way to setting a record, most of them by firearm, and many guns are purchased with no background check at the perpetual gun show on the east side. But the gerrymandered legislature continues to do nothing to pass background checks. Even after Dayton. The legislature did pass the Stand Your Ground, kill at will bill last Christmas at the height of covid death in states. The priority was to protect shooters. The only proponent testimony given at that hearing was from a gun lobbying group, not from an actual voter. The gun lobby groups pay a lot of money directly and through independent expenditures to our lawmakers and get their bills passed, while mothers mourn their dead children. Mothers are shot and killed with their infant children by domestic abusers. That happened less than three miles from my house. And Aisha's Law never made it out of committee in the Senate last year. A mother mourns her daughter, who died by fun suicide less than an hour after purchasing the gun, despite attempts by families to keep her safe, because an extreme risk protection order cannot get passed in this gerrymandered state. We have an entire family shot and killed in a murder suicide in Avon Lake two days ago, less than two miles from my son's grandparents house. An entire family gone by gunfire and maybe Aisha's law or a ERPO could have saved that mother, those children and even the shooter and gotten him help. But yet, because those bills, because ERPO and Aisha's Law do not have a well financed lobbying group to get lawmakers attention, they do not, excuse me, those bills die in committee. Maybe if more mothers had a huge budget for donating to campaigns, we would save, we could save lives with common sense legislation that the majority of Ohioans want. Or maybe fair districts would give mothers a voice in the Statehouse. Mothers will continue to show up and we demand that we have

fair districts to elect lawmakers motivated by their voters. We demand there is a transparent and fair process with well publicized hearings, so I don't have to repeat myself because I didn't have time to realign my testimony. Gerrymandering is killing Ohioans literally, and the new GOP map will continue this tradition. Thank you very much for the opportunity to speak.

State Senator Vernon Sykes [01:32:22] Thank you, are there any questions?

Shroyer [01:32:26] Thank you.

State Senator Vernon Sykes [01:32:29] Zahra Smith. Charles Spencer. Ralph Turek. Andrea Yagoda.

Yagoda [01:33:16] Co-Chairs, member of the commission, thank you for affording me the opportunity to speak today. I did address the members that were present in Mansfield about how gerrymandering directly affected me as an individual. I'm sure I'm not alone when I say this is not the map making process I envisioned when I worked so hard to pass the constitutional amendment and I voted for it. I envisioned a commission working together to review maps that were submitted, discuss them in earnest, and then work together to draft a proposed commission map. So far, what I'm seeing is reminiscent of 2011. No bipartisan discussion, but a back room map drawing process. So it appears to me that all the town halls and these hearings today are merely window dressing to give the impression that the map making process has changed. And Secretary LaRose, I'm not giving you legal advice here, but I understand that other states that ran against deadlines went to their Supreme Court, which ours I think has exclusive jurisdiction, and they asked for an extension. Although I can honestly say after seeing the map today where the Republicans pick and choose which parts of the Constitution they were going to follow in drafting their maps makes me believe that no matter how many more months you had or how many more weeks you had, there wouldn't be a bipartisan commission working together to draft maps. I envisioned a website with a portal whereby Ohioans could not only submit maps, but where other Ohioans could review them and have input. What I found was a hastily constructed website where maps submitted are not labeled. So you have to download, you can't just open the map, you have to download each and every map. And then I have to go look on my hard drive to see, I have to remember the name of the map, then I have to search for it and then I have to open it. Then there is no place for me to comment on that map. It would have been a lot easier if you just posted the maps on Facebook and everyone could have commented on them and this commission could have seen all the public input for all of those maps. Right now what you have to do is keep a list and then maybe put it in your testimony somewhere to comment on each map. That is not a transparent process with input from Ohioans everywhere that don't have to show up at a meeting to testify. They don't have to draft testimony. They could just comment on the map. Even the witness slip is not fillable, so you have to download the witness slip, you have to print to help the witness slip, and then you either have to scan the witness slip, take a photograph of the witness slip. If you're like me and you have a flip phone, you don't take a photograph of that. So if you don't have a scanner, you can't even get your witness slip to this commission. And rule 10 specifically says that in order for me to testify about a map, I must submit and notify you that I plan to testify, in order for me to be able to do so. Why a easy fillable witness list was not included on your website can only show me that you really don't want to hear from us. Why would you make it so difficult? Honestly, as one average person with average knowledge of computer, I really got tired of trying to open the maps and downloading them and I just gave up on the effort and I'm sure that I am not alone. Mr. Faber, you, someone from your office indicated that you had reviewed all of the

maps submitted and I commend you if in fact you did that. But my question is, is even if you did do it, what input did you have that went into either the Democratic submitted map or the Republican map that we saw today? I'm willing to bet that you didn't have any input in that map after reviewing the citizens maps that were submitted by Ohioans. I'm sorry, but I didn't have a chance to write my testimony, but this whole process has been really disheartening for someone who spent days at the Fair District's office reviewing petitions to make sure that they were accurate, scanning petitions, putting data in so we could keep track, for someone who went on street corners on the weekends, went to fairs, stood on street corners, went to farm markets. I got over 3000 signatures on petitions. And it's disheartening to see nothing's changed. I don't see anything that has changed. The failure to submit timely maps, the failure to request an extension from the Supreme Court. You could have moved the primaries and requested that. And I think some of the Democrats had even requested that you, that the Republicans request that, and they took no action. Governor, you failed us by failing to convene this committee back in March or April. [Applause] So a lot of this process could have been done. That was a complete failure. I'm sorry, everyone on this commission knew who was going to be appointed to sit here. You could have, you could have sped this process up. We could have spent this time, instead of doing town halls, talking to the League of Women Voters to define what you needed to do in these maps. I'm sorry. There are no excuses. We are tired. You are not going to silence me for the next 10 years. I have had enough. Ohioans have had enough. We did not vote for this. We all, we all worked hoping that you would act in good faith and do what the voters want you to do. This is not what we voted for. This is not the process. This is not acting in good faith. This is not a meaningful process. This is just a charade to make it look like something's changed. I hope, I hope and pray to God, that you prove me wrong in the next few days. But really, I don't go to bed tonight thinking that that's going to be the case. Thank you for giving me the opportunity to speak. I'd be glad to answer any questions. I will try to get something in writing to you, but I have a life too. And when you give me 24 hours notice, I have to decide whether I want to spend my time writing something or spend my time coming to a hearing. Does anyone have any questions?

State Senator Vernon Sykes [01:40:16] Any questions?

Yagoda [01:40:17] Thank you.

State Senator Vernon Sykes [01:40:18] Thank you. Oh, excuse me, there is a question. Leader Sykes?

State Representative Emilia Sykes [01:40:24] Thank you, to the Co-Chairs, and thank you for your testimony and I appreciate your passion and sharing exactly how you felt with us. It is deserved, for sure. Moving forward, what could this commission do to help satisfy your concerns about what has not happened and what should be happening, to make you feel like your work was not done in vain? And the voters in both 2015 and 2018 who requested a new way and new process would feel like they are being respected in their wishes are being granted?

Yagoda [01:41:05] Well, first, I don't think we get to pick and choose which constitutional amendments. I had hoped, I think it would have been great if we could have been on the Ohio Channel, even if we couldn't appear and we could see you folks discussing maps. Pull up, I don't know, a lady just brought a map in that was submitted. If I could see this committee say, oh, you know what? We've got a map from John Doe. Let's discuss what's in that map. Let's discuss the pros and cons. There should have never been a Democrat map and a Republican map. Because you know what I see when I see that? And I don't

mean to insult anybody on the commission, but what I see is, I see this majority saying, you know what, we don't really give a damn what the minority says. This is the map. We have the majority and this is what we're doing. I think what would have been, people would have had more faith if we didn't be talking Republican maps and Democrat maps. But really, this commission, I think you had indicated at one of the hearings, it's probably the last one, when are we going to work together on a map. And when a map is produced and it doesn't and the person comes in here today and says, we didn't even consider, you know, representational fairness or how Ohioans voted in the last ten years. That does not give me any faith whatsoever in this system. So I think what we need to see is we need to see this body that we, we, created through a constitutional amendment, we need to see you publicly speaking together on what your objections are to the maps, how you're going to change the maps, not just bring us something and say this is our map. We need to see the bipartisanship, we need to see the discussions of this commission. We need the transparency which we're not seeing now. We're just seeing, we're not seeing anything. We're just seeing this charade that you bring us here really so we can vent. That's what I see. You just bring in here so we can vent. No offense, I can make you listen, but I can yell out in this mic and get your attention and make you listen, but I can't make you hear anything that we're saying. And I think that we don't believe you are hearing anything. We called your office, Governor DeWine, and we begged you to convene this committee. If you had done so, we'd be a lot further along in this process. And now it just, it seems like you're just spinning wheels. So I think we need to see you. You want to say we're going to be bipartisan? Secretary LaRose, you say you want that? Why aren't we seeing it? Why aren't we seeing this commission work together in a bipartisan manner? I don't know if that answers your question, but thank you.

State Senator Vernon Sykes [01:43:59] Thank you. Any additional questions? Thank you. Sha'tisha Young.

Young [01:44:14] Hello. One second here. I apologize for my voice being shaky, public speaking makes me really nervous, but I'm here anyways because I think it's important that you all hear from me. So my name is Sha'tisha Young. That's spelled S-H-A apostrophe T-I-S-H-A, Young Y-O-U-N-G. I am from Xenia, Ohio, and I am here today because I was around 15 the last time the maps were drawn. And since then I have watched time and time again as my fellow Ohioans have suffered under a series of maps that were drawn behind closed doors and with a sense of secrecy that we should not be seeing in modern day politics. More often than not, it seems, my colleagues, friends, family and I find ourselves at the Statehouse protesting for our basic rights while a group of people who could never truly represent me, even if they wanted to, and they clearly don't, continue to legislate based on their own personal beliefs and the wants of those who line their pockets. In 2019 in Dayton, Ohio, I stood in a crowd of mourners and listened as Governor Mike DeWine and other elected officials promised to do something about the gun violence we had just seen tear apart a community and by extension, our entire state. Earlier this year, I watched in horror again as DeWine and his fellow Republicans signed a Stand Your Ground bill into law, despite the wishes of experts and advocates within our community, effectively endangering the black and brown people of this state. Our elected officials are meant to represent the people and are meant to advocate for the betterment of all Ohioans. Clearly, this is not what has been happening at the state in recent years. Since our maps were last drawn, the GOP have won around 55 percent of the statewide vote, as others have said today, but have managed to walk away with supermajorities in both state legislative chambers. They hold an alarming 75 percent of Ohio Senate seats. That's not fair or reasonable. At the start of this process, I had incredibly high hopes that you would honor your commitment to bringing fair maps to Ohioans. But after seeing you

all skip meeting after meeting and miss deadline after deadline only to present yet another set of hearings held during the work day, when the people you need to be hearing from the most are working to provide for their families. And it's become abundantly clear to me that this is not the case. Ohioans are not going to suffer through another 10 years of gerrymandered maps that value the votes of some over others. We are watching and we are awaiting. Thank you for your time today and I can answer any questions.

State Senator Vernon Sykes [01:46:51] Thank you. Are there any questions?

Young [01:46:52] Thank you for your time.

State Senator Vernon Sykes [01:46:55] Thank you very much. Is there anyone else that would like to testify this morning? Please come forward. We don't have a witness slip for you, but when you finish if you could complete one, that would be great.

Ahern [01:47:19] Sure, yeah, I appreciate that. I didn't want to walk in front of everyone to fill out the slip. My name is Mike Ahern. I live in Blacklick, Ohio. I'm in House District 20, in the Senate District 3. And I do have written testimony that I'll submit online.

State Senator Vernon Sykes [01:47:38] Thank you.

Ahern [01:47:40] I did submit testimony down in Rio Grande. There was representation of voters down there and I came prepared today to talk a little bit about the map that had been submitted by the Democrats at the previous hearing. I saw the presentation this morning, and I'm going to submit this hard copy and let you consider it. It is comments on the map and proportionality, compactness, all that. But I guess I'll just make two highlight points to try to shorten things up here a little bit today. The first is, and this is related to my prior testimony, I just want to highlight to the commission members that were not down in Rio Grande. And I really appreciate Co-Chair Sykes traveling from northwest Ohio to southeast Ohio. You are part of a larger process, as you all know. Ohio elections are run in a nonpartisan fashion, they're run by Democrats and they're run by Republicans. And during the time that people are doing that work, they set aside their party, they do their best to do their job in a nonpartisan fashion so that we have free and fair elections, in Ohio, okay? This past November, there were people that suited up because they knew that they were going to be exposed to people with COVID-19. People that felt so strongly about their ability to vote, that they came to the polling locations sick so that they could vote. And there were people like these folks in this picture, I'm going to give these to you so each of you can look at them, keep them in mind, that processed their vote at a risk to their health. So I'd like you to keep that in mind as you're considering these maps. Nonpartisanship should be a driver in this process because it's a driver in the entire rest of the process. Set aside your political parties. And create districts that are fair, that are competitive, that represent the will of the voters because the voters are the source of power, you're the representatives and I appreciate the service that you all provide. But please listen to all these people from all corners of the state. That are demanding representational fairness through districts that are drawn fairly. Win your elections based on the strength of your arguments, not based on cheating through gerrymandered districts. Second item that I'd like to highlight, I just want to make sure I heard this correctly, when the staff for the Republican Party presented the map this morning, there was a question about consideration of the Voting Rights Act, whether that was included as part of the analysis of drawing up their maps. Did I hear correctly that they were told or requested by some leadership, either in the Statehouse or even on this commission, to not consider that information? Wouldn't that be a bedrock item? To include as consideration in drawing

maps rather than focusing on geography and township lines. I hope I didn't hear that correctly. Thank you.

State Senator Vernon Sykes [01:51:46] Thank you. Any questions? Thank you very much.

Ahern [01:51:51] Thank you.

State Senator Vernon Sykes [01:51:52] Is there anyone else who wants to testify? Come forward, please.

Dyke [01:52:12] Hi, some of you, well probably only two or three of you, will recognize me from the Cleveland hearings because that's all that bothered to show up that was on this commission. My name is Susanne S-U-S-A-N-N-E, Dyke D-Y-K-E. I am from Cleveland Heights. I drove here from Cleveland and as I mentioned in my testimony in Cleveland, I gathered signatures for fair districts. I am an activist and advocate and I am going to hold all of your feet to the fire, especially the majority party to get these maps the way we thought that they would be created. I did not prepare testimony until I came here because of the lasy minute nature of this meeting. I am here, though, to represent teachers who need to be at their jobs today. People, doctors, nurses, because we are in the middle of a pandemic. Some of you seem to have forgotten that. People who are at work, people who can't drive, people who are in a high risk category and can't take the chance to be in this room because you who are not wearing masks, don't care enough about your constituents to protect them from disease. People who have appointments they can't cancel without penalty or charge, people who are waiting for the appliance repair person to show up because they've been waiting for two months for their dishwasher to be repaired during the pandemic. People who can't find last minute day care. And I'm here for all of those thousands of volunteers and Ohioans who wanted to see a change, which we are not seeing here today. And by the way, I wanted to just acknowledge Andrea Yagoda. Her testimony was so powerful. I don't think I could follow that up, but thank you. But anyway, like I said, I can't comment on the maps because I was driving from Cleveland when they were presented. But I will comment on the process and I have a number of questions. And in probably ninety nine percent of the case, I am addressing the majority party. And I would like you to listen. This commission, the majority party on this commission, is unprepared to do these maps. You are not doing what your voters who voted for you want you to do. You are not serving the public. You're not acting in good faith. I'm still still still livid that Speaker Cupp could only bother to be at two meetings, that's 20 percent. That's usually a failing grade, anything under five, which is almost all of you on this commission. That's a failing grade. Either you don't care about this process or you're definitely, I can't imagine why that you'd even be taking this process, that you are even taking this process seriously. Very frustrated by that. As Andrea mentioned, your website, your own offices can't find things that your people within your office have posted. I called yesterday to ask a question about Attorney Blessing. No one could find it on the website, but she had posted information on the website that led us to be confused about the purpose of this meeting today. Sloppy, rude and disrespectful to the public who you work for, I have to remind you that, and pay your salary. You all work for me, whether I am in your district or not. We got different answers yesterday from every single legislative office about what these meetings were about - your own offices didn't know. And Senator Huffman, your office seemed to have the best knowledge, but is that, why is that? Is that because you are running the show here, not the co-chairs? Well, it sure feels that way. You are being disrespectful to those who have fought for decades, years, months to stop you all from cheating. You act indignant about not being able to meet deadlines, but unpaid regular citizens are doing a

better job than you are, and there is no indication that the delays are resulting in a better map and it surely has not resulted in a better process. You have had the time, you have squandered. Every single majority member on this commission, you have squandered your opportunity. You are doing the bare minimum and not in the spirit of what voters voted for, and this meeting is a prime example. You're still cheating, it's just not in a hotel room, maybe it's in the Statehouse. How can you expect, people like, oh, why you are so angry, how can you expect us to trust this process? You or this process? Anyway, so here's my questions. Why did you wait so long to get started? There have been funds available since 2019 to start this process. That, the census wasn't even a problem back then, okay? You could have started, but you didn't. Why? My guess is because you intended to not actually follow, to follow the bare minimum of the rules. Why would the Dem Co-Chair or anyone else in this room be in the dark about the maps you showed this morning? Was it, why was it a secret, who is drawing your maps? You knew who it was, why couldn't you release that to the public? I don't understand. This is very confusing. Why wouldn't you, I am assuming that many of the, at least the minority party on the commission, had no idea who was drawing your maps. Why is that? Are you guys not working together? I'm confused. This is a commission. You guys are supposed to be working together. Why not? When will you take responsibility and work together instead of making excuses? I've been calling your offices since March along with some friends of mine, and every single time there was an excuse. Oh, the census data. Oh, the budget. You didn't have to say this, but yeah, you were also conspiring to to create anti voter legislation. All right. You focus on everything but what was the most important thing that you could do in the net for the next 10 years. You blew it off. And I'm disgusted as a citizen of the state. The recent hearings showed that the public demands fair maps. Are you all working across the aisle to make sure that that happens? Are you? Based on what we're seeing, you're not, and again, a failure on this commission. Why is anyone in charge who failed to attend the hearings, the 10 hearings that you had across Ohio? And sent their B team on a regular basis, their J.V. You have once again disrespected - why are you even on this commission? You're not fulfilling your duty to show up to a meeting with Ohioans unless it's in your own hometown. And then I'd like to know is why does it appear that Senator Hoffman is running the show when there are bipartisan Co-Chairs? And why do the bipartisan Co-Chairs not seem to be talking to each other? And I rest that on you, Speaker Cupp, to reach out and do more than sit next to your counterpart and your colleague. I say that if you didn't bother to show up to any meetings like you, Senator, Governor DeWine or anyone else on this committee who showed up to less, commission who showed up to less than five, you don't deserve to be, to keep your office, number one. And number two, I think you really need to step aside and let someone else do a better job than you can. Finally, my last statement is all of this just leads me to believe that the majority party is still cheating and just not in a hotel room, that's all. Any questions?

State Senator Vernon Sykes [02:01:43] Any questions of the members? Thank you very much. Is there anyone else that would like to testify? Is there anyone else who would like to testify? Come forward. State your name and spell it, please.

Reese [02:02:14] Good afternoon. My name is Deidra Reese, that spelled D-E-I-D-R-A, last name R-E-E-S-E, and I'm here representing the Ohio Unity Coalition regarding the Ohio redistricting process. It is our belief that democracy is a fundamental cornerstone of America, that we are still a nation seeking to be a more perfect union. We were built on solid ideals of freedom, liberty and the concept of true representation. Ohio voters spoke loudly when they passed not one but two constitutional amendments, changing the way district lines are drawn for legislative and congressional district maps. While no process is perfect, the new process offers a great improvement over past processes for drawing

district lines by two major elements: keeping communities together and requiring bipartisan support of maps. The Ohio Coalition on Black Civic Participation, or the Ohio Unity Coalition, engages in black civic participation in elections with the goal of electing candidates who will best represent their interests. However, if politicians are able to select their voters through gerrymandered districts based on partisan criteria, it undercuts the true purpose of our voting process. We are aware that we will lose one congressional seat due to the 2020 census, and we're particularly sensitive to the lack of representation of people of color in our legislative bodies. Currently, there is only one majority minority district in Ohio, and I guess we're using this term minority opportunity districts. And there are only two districts represented by people of color, though one of them is vacant right now, in the United States Congress. In the Ohio General Assembly there are 20 districts represented by minority members. That representation is twelve and a half percent and fifteen percent, respectively. According to the 2020 census, the Ohio minority population in total, including African-American, Hispanic, Asian, Pacific Islander and Native Americans, is 24 percent. While that current minority representation of the populist population is underrepresented in the General Assembly by six percent, and nine percent in the Congress, this is an opportunity to consider districts that reflect the true population of the people who live in the districts, as well as the issues and concerns that bind them together by their experiences. I was sitting at home watching this presentation on the phone and I was greatly disappointed. And that's a very weak word really, for what I was feeling when I heard the presentation by the Senate Republican caucus, that they did not even consider racial data when drawing the lines. I feel invisible, I feel as if I don't matter. I feel as if other people of color don't matter at all as they were presenting their map. And I just I raced down here, you probably saw me rushing in the room. That's why I'm out of breath, because I need to come here and stand before you and tell you that I feel invisible, that numbers say I'm underrepresented. But I feel very, very disgusted by the fact that someone was told not to use that data in drawing those lines. And I'm certain I'm expressing that for other people of color. When you're in this process right now, it's disgusting. It's absolutely disgusting and demeaning that someone would say, don't even consider me when you're drawing lines to represent me and other people who look like me. Race, ethnicity, economic status and educational attainment are often factors that are similar enough to require a voice that will represent a unique and needed view in the halls of government. The Voting Rights Act, and indeed several SCOTUS decisions, say that you can allow consideration of race as a criterion, along with other issues of common interests. In a season of significant racial and economic disconnect and division, it is imperative that there be voices to raise concern and voice concerns of a significant portion of the citizens of this state. It is my sincere hope that as this commission conducts its work, that there is consideration for at least one majority minority congressional district in our state and consideration of that representation for our legislative districts as well. There have been very spirited discussions of issues that have centered on sensitive historical and current racial dynamics that require a voice in policy debate and discussion, but more importantly, decision making. As this body deliberates the redistricting in our state, please do not adopt a colorblind approach that ignores the complex experiences that are at times are unique to the racial diversity in our state and should be represented in our halls of government. The new system affords you the structure to meet this request, and I hope that you will provide that fair opportunity. Because until we are colorblind in outcomes, some of some of which are still tied to class, race and geography, our diversity should be embraced so that we can all benefit from our differences and learn what we share in common. As we talk about representational fairness, partisan fairness cannot be the only person considered. Communities of color also deserve representational fairness that has been grossly lacking in our political discourse. While I'm keenly aware that the concept of minority opportunity districts and maps that I have seen thus far, opportunity does not

often translate from potential to reality. I ask that this body be deliberate in its action to assure the ability for communities of color to truly impact and influence the outcome of elections and more importantly, those who will ultimately represent them in the Congress and state legislature. Those current levels of underrepresentation of six percent in the General Assembly and nine percent in Congress are out of step with our diversifying population. I implore you to take this opportunity using the Supreme Court approved policy to use racial data as one of your criteria to consider as you draw the new maps. I hope this information is not new to you as this testimony was submitted to this body in written form for the Zanesville hearing. In closing, I would like to thank you for the opportunity to share this testimony and wish you much success in this tight time frame to create a fair and equitable districts that gain bipartisan support. Thank you very much for the opportunity to stand before you today, and I hope I can answer any questions.

State Senator Vernon Sykes [02:09:41] Are there any questions to the presenter? Seeing none, thank you very much.

Reese [02:09:46] Thank you.

State Senator Vernon Sykes [02:09:48] Is there, are there any others that- yes, come forward. Are there any others after this person speaks? Okay.

Halaiko [02:09:59] Co-Chairs and members of the commission, thank you for this opportunity to testify, I'm sorry I did not turn in written testimony. I will have some and I will fill out a slip. I just have a couple of questions.

State Senator Vernon Sykes [02:10:16] Can you state your name, please?

Halaiko [02:10:18] Yes, my name is Mike M-I-K-E. Last name is Halaiko, H-A-L-A-I-K-O. Officially, my first name is John. I did get to testify at Zanesville and I was quite honored to do that. I saw one member of this commission at every public hearing. And I want to thank you, Co-Chair Sykes for being there. I just have, I want to go back to the beginning of the meeting. And with all due respect, one of the statements that we hear is that the census data was late. And I would like to ask, Secretary LaRose, why was that census data late? Anybody? Co-Chairs, anyone?

State Senator Vernon Sykes [02:11:22] Secretary.

Secretary of State Frank LaRose [02:11:22] Co-chair, I get I accept that the Census Bureau's explanation for why it was late had something to do with the pandemic, but the fact remains that it was egregiously late, by orders of magnitude.

Halaiko [02:11:37] OK, thank you. You know, there was great excitement in the meetings, the public hearings. I came here on August 31st. And I have to tell you, quite frankly, it's a little depressing to see. That, you know, the people of Ohio have spoken. What is it going to take? This is a bipartisan commission. And I listen to Senators Emilia Sykes ask this question, what is the timeline? What, you know, asked a simple question, how are we moving forward? And I don't know if we have an answer to that yet. That was how many days ago, how many days we have left to the second constitutional date? I just want to ask one more question, okay? It's a bipartisan commission. Outside of August 6th, August 31st, and this date, how many bipartisan meetings have you had? Anyone? Well, thank you for this opportunity. No questions?

State Senator Vernon Sykes [02:13:10] Are there any questions? Seeing none, thank you very much.

Halaiko [02:13:16] Are there any answers to my questions?

State Senator Vernon Sykes [02:13:20] We'll continue to work on it.

Halaiko [02:13:21] Thank you.

State Senator Vernon Sykes [02:13:25] Are there any comments to be made by any of the members of the commission? Seeing no other witness to be present here today, no further business to be brought before the commission. The commission is adjourned.

Article XI, Section 6 | Additional district standards

Ohio Constitution / Article XI General Assembly Redistricting



Effective: 2021

The Ohio redistricting commission shall attempt to draw a general assembly district plan that meets all of the following standards:

(A) No general assembly district plan shall be drawn primarily to favor or disfavor a political party.

(B) The statewide proportion of districts whose voters, based on statewide state and federal partisan general election results during the last ten years, favor each political party shall correspond closely to the statewide preferences of the voters of Ohio.

(C) General assembly districts shall be compact.

Nothing in this section permits the commission to violate the district standards described in Section 2, 3, 4, 5, or 7 of this article.

Ohio Redistricting Commission - 9-15-2021

<https://www.ohiochannel.org/video/ohio-redistricting-commission-9-15-2021>

Exhibit #

DiRossi 08

10/19/21 - MP

exhibitsticker.com

Co-chair Speaker Robert Cupp [00:00:00] Call to order this meeting of the Ohio Redistricting Commission. I ask the staff to please call the roll.

Clerk [00:00:08] Co-chair, Speaker Cupp (present), co-chair Senator Sykes (present), Governor DeWine (here), Auditor Faber (here), President Huffman (here), Secretary LaRose (here) Leader Sykes (here).

Co-chair Speaker Robert Cupp [00:00:22] We have a quorum and we'll proceed as a full commission. I think let's... We have some minutes that we maybe have not approved yet. There's minutes from the meetings of August the 31st, September 9th at 10 a.m. and September 9th at 2:00 p.m. They are before you. Is there a motion to accept the minutes as presented?

Senate President Matt Huffman [00:00:46] So moved.

Co-chair Speaker Robert Cupp [00:00:46] Is there any objection? Seeing and hearing none, the minutes of the previous meetings stand as accepted. Senator Huffman, for a motion.

Senate President Matt Huffman [00:01:01] Thank you Mr. Co-chair Cupp. At this time, I move that the commission stand in recess.

Co-chair Speaker Robert Cupp [00:01:08] Until...?

Co-chair Speaker Robert Cupp [00:01:09] Pardon me?

Senate President Matt Huffman [00:01:10] Until 3:00 p.m., I believe.

Co-chair Speaker Robert Cupp [00:01:14] It's so moved. The commission will be in recess until 3:00 p.m.

House Minority Leader Emilia Sykes [00:01:20] Mr. Co-chair?

Co-chair Speaker Robert Cupp [00:01:22] Leader Sykes.

House Minority Leader Emilia Sykes [00:01:23] Thank you. Thank you. Mr. Chair, if we could just... Obviously we have people who are anxious to understand what is happening next. So for the benefit of those who are here and perhaps watching, could we have a bit of a discussion of what the recess will entail and for what purpose are we recessing?

Co-chair Speaker Robert Cupp [00:01:42] We will be recessing so that we can continue some consultations that are going on, some work that is being done on the map for the finalization that needs to be done, as well as any changes that might be considered in the interim. Is there any objection to the motion to recess? Hearing none, the commission is recess till three o'clock.

Co-chair Speaker Robert Cupp [00:02:17] Pursuant to the recess, the meeting of the Ohio Redistricting Commission will come back to order. A little leftover business from this morning. And at this time, I would entertain a motion to accept any remaining written

testimony from the regional hearings on the introduced plan to be part of the record of the September 14th hearing. Do I have a motion for that?

Co-chair Senator Vernon Sykes [00:02:41] So moved.

Co-chair Speaker Robert Cupp [00:02:43] Is there a second?

Senate President Matt Huffman [00:02:45] Second.

Co-chair Speaker Robert Cupp [00:02:45] Second, is there any objection? Seeing none, the written testimony is accepted as part of the record. At this time, I will ask what is the will of the commission with regard to the introduced state redistricting plan?

Senate President Matt Huffman [00:03:00] Mr. Co-chair?

Co-chair Speaker Robert Cupp [00:03:02] Chair recognizes Senator Huffman.

Senate President Matt Huffman [00:03:03] Thank you, Mr. Co-Chair. I'd like to present to the commission an amendment to the introduced proposed General Assembly district plan for its consideration. Thank you, Speaker. The commission, as we know, introduced a proposed General Assembly district plan last week. And since that time, we've been actively talking with all of the commissioners, all the... Folks serving up here, including, of course, our Democratic colleagues. In response to those conversations. We've made a number of changes based on, really, a variety of suggestions and feedback. And of course, that feedback includes the several public hearings that we've had, the submitted testimony and, you know, other, other public input that we have had. Additionally, this amendment itself was presented to the seven commissioners last evening, along with the appropriate computer files and other items that could be reviewed. I, this amendment, moves to the introduced plan much closer to what our Democratic colleagues had sought in their amendment, which was presented and explained by Mr. Glassburn in Cleveland last week. So I want to talk a little bit about the amendment itself. I should say initially that we've made a number of technical changes. This is, of course, a big job with a lot of data so that naturally these things happen. But there are a number of technical changes, these fix misassigned census blocks, and the block assignment files. And really those changes, for the most part, had no impact on on population. These were simply bits and pieces that that had to be cleaned up. However, there were a number of substantive changes that were made that did reconfigure the geography of the introduced plan, the plan that was introduced by the commission last week in a way that did change demographics in other parts of various districts. The first part, I would say, is that this plan reduces the this amendment, reduces the number of Republican seats collectively in both houses by six. And of course, these are House, according to the the indexes that were developed, I think that both sides were using. So the... And again, takes this much closer to the Democratic plan that was presented where this amendment will have 62 Republican seats in the Democratic amendment, had 57 Republican seats. So, so fairly close really. And then in the Senate, the numbers are 23 and 20. So, again, this, this amendment is much closer to the Democratic amendment than the original proposed plan. A couple of other comments. And I do want to compliment Mr. Glassbern... burg... burn. I apologize, I keep getting that name wrong. He did an excellent job in Cleveland explaining their plan. And there were a variety of maps that were submitted in a variety of ways, either through the website or in...and many of those maps were not constitutional. As was pointed out the other night, the winning map and the Fair Districts competition had 10 to 15 constitutional violations and about 50 or so other local splits that that weren't necessary. And so those

are all things, I think, that that need to be taken into account. The... Many of the... And actually, I should say this, the last proposed Democratic map, although I think took care of many of the things that were originally issues when first submitted, including numbering and a number of of constitutional problems. There were still some constitutional problems, especially related to the contiguity of at least one of the districts that I know, know of. So I would say that, you know, I think it's important that this commission vote on a map that is constitutional. This is the only map.... So, you know, and with this amendment, will continue to be the only map that is, is constitutional that's been submitted to the plan. We have about 37 minutes, according to my watch, too, for this commission to act according to the Constitution. And these are things that, you know, I think many of us who've been here a while often act... In a...We have to act late at night, whether it's a budget on June 30th or other deadlines. So I'm sure we'd all rather be someplace else right now. But in this case, this is something, a task that we have to complete, according to the Ohio Constitution that all of us swore to uphold. That has to be done. So pursuant to the comments that I've made regarding the amendment and by the way, the amendment has been downloaded on the website for some time now. Of course, this is an amendment that has been circulating among all the commissioners since yesterday afternoon. So based on those comments, Mr. Co-chairs, and pursuant to Article 11 of the Ohio Constitution, I move for the commission to amend the introduced proposed General Assembly district plan with the amendment that I just explained.

Co-chair Speaker Robert Cupp [00:09:18] Is there a second to the motion on the amendment? I'll second the motion, it's been moved in second and that the motion to amend the commission plan be adopted. Is there discussion. Hearing no discussion...

Co-chair Senator Vernon Sykes [00:09:40] Mr. Speaker. At this point, in looking at the different proposals that have been introduced over the course of the last couple of weeks, we appreciate the offer, the amendment that make, the adjustment that the amendment makes, but far falls far below what's considered to be fair. And for that reason, I object to it and do not support the amendment.

Co-chair Speaker Robert Cupp [00:10:19] Is there further discussion. The staff will call the roll, please.

Clerk [00:10:29] Co-Chair Senator Sykes.

Co-chair Senator Vernon Sykes [00:10:30] No.

Clerk [00:10:30] Co-Chair, Speaker Cupp.

Clerk [00:10:35] Yes.

Clerk [00:10:35] Governor DeWine.

Governor Mike DeWine [00:10:39] Yes.

Clerk [00:10:39] Auditor Faber.

Auditor of State Keith Faber [00:10:39] Yes.

Clerk [00:10:40] President Huffman.

Senate President Matt Huffman [00:10:40] Yes.

Clerk [00:10:42] Secretary LaRose.

Secretary of State Frank LaRose [00:10:43] Yes.

Clerk [00:10:43] Leader Sykes.

House Minority Leader Emilia Sykes [00:10:43] No

Co-chair Speaker Robert Cupp [00:10:50] Five votes to two, if I was right. The motion to amend has been adopted. Is there further motions?

Senate President Matt Huffman [00:11:00] Mr. Chairman?

Co-chair Speaker Robert Cupp [00:11:02] Chair recognizes Senator Huffman.

Senate President Matt Huffman [00:11:03] Thank you very much, Mr. Chairman. Pursuant to Article 11 of the Ohio Constitution, I move for the commission to adopt the introduced proposed General Assembly district plan as amended as the final General Assembly district plan.

House Minority Leader Emilia Sykes [00:11:16] Objection.

Co-chair Speaker Robert Cupp [00:11:16] Is there a second to the motion? I'll second the motion. There's been an objection. Discussion? Any discussion? Chair recognizes Leader Sykes.

House Minority Leader Emilia Sykes [00:11:30] Thank you, Mr. Co-Chair and members of the committee. And I know it is late and we are on a time crunch, but if you could indulge me a bit so I can share my thoughts about this plan, this map and why I will be voting no this evening.

Co-chair Speaker Robert Cupp [00:11:57] Commissioner may proceed.

House Minority Leader Emilia Sykes [00:11:59] Thank you. Thank you, Mr. Chair. People ask me pretty regularly, why do I wear white all of the time. And and if you indulge, it'll all make sense and all come together. I often wear white, especially in moments of importance. To honor the women of the suffrage movement who fought so hard for the right to vote. Women who, through no fault of their own except to be born as a female did not receive equal access to speaking up and about the government, to the government on behalf of themselves and their families. As the only woman on this commission, I take my responsibility incredibly, incredibly seriously. And beyond just what this vote may mean for a 10 year map I bring with me those women who suffered for generations for the right to speak up so that someone like me could have the audacity to stand up and speak out on a commission that is made of six men and one woman. I recognize that the men in the majority, in the majority party on this commission have never had ancestors or the experience of having to fight for their access to basic human rights that others enjoyed just simply because they were born. And to have before us today a map that summarily and arrogantly eliminates the ability for women like me, the women of the past, to engage in a process and have their votes heard is not only offensive, it is plain wrong. I think of the women of the suffrage movement. And we just celebrated a hundred years of white

women having the right to vote and people like Mary Church Terrell or Ida B. Wells and Sojourner Truth, who fought so that women like me, who look like me, could have the nerve to say the things that I say in rooms just like this when people tell me I don't belong here. I call it offensive and plain wrong to move forward this map after we heard hundreds of people come before us. Hours of testimony in cities across this great state. And to put forth something that so arrogantly flies in the face of what people, our voters, asked us to do not once but twice, through a citizen-led initiative that forced the hand of the legislature to ensure that people had the right to vote to... And not only that, they have that right that they feel that it is counted and they can make a difference in their government. I have often talked about my faith and I continue to have the faith of a mustard seed. And that faith does not live within men and including the men on this commission. And I'm reminded, and I was continuously reminded through the many hearings that I sat through a Proverbs 29:2 that says, "when the righteous are in authority, the people rejoice. But when the wicked beareth rule, the people mourn." The people of Ohio have been mourning. They have been in mourning. And it is because they have not been able to access their government and the way in which they deserve. We may no longer be in the 1920s where women or some women or even just 1963 when black people didn't have their full enfranchisement, but every day I am faced with the opportunity, and really the privilege, to push back and to stand up and be proud of where I am and not to ever disrespect the people who got me here. There is in no way that I can, in good conscience vote for this map, and I urge every single member of this commission to join me in voting no. This is not simply a matter of Republican versus Democrat, male versus women, Younger versus older, millennial, boomers. This is about the human right to access and participate in our government. The Democrats on this commission made it very clear that the maps that we saw yesterday were a nonstarter, that we would not be supporting them. And any suggestion that we should be voting for them or that they are closer is a patently false statement. And to make the suggestion that perhaps we should vote for this because it may get us closer is just wrong. I am not going to be fooled and neither will the people of this state. They have invested too much time and energy in this process, and they deserve better than what this map is. It is very clear that in drawing this map, because it was stated that no one considered the Voting Rights Act. An act that allowed me, someone like me, to even be able to be in this position. To allow someone like Co-Chair Sykes to be a co-chair of a constitutionally mandated commission. But I know the people who have never had to fight for their rights cannot appreciate what it means when people who have not had rights, beg for them. Things that they should have already had. These people who came and spent hours of testimony did not deserve to beg us to do right. It is just wrong. This map, we can talk about constitutionality, but I think all of us, especially those who have graduated from law school, know we don't have the ability to determine anything to be constitutional or not. That will be left up to the courts. But I do know one thing that is very clear. That there is a section in the Constitution that requires us to draw maps that follow the proportional results of elections over the last 10 years, and this map falls short of that. And we can argue all day about the legislative intent, but I don't have to do that because I can talk to my co-chair who was a part of writing this, and he will share with you that the proportionality or representational fairness is what he meant and that is why it's in the Constitution. Period. And you can ask him yourself if anyone else has any questions. And so as I conclude, I just want to say, and make another appeal to my colleagues on this commission. This is a vote that should be an easy no. It's an easy vote for me. I will not lose not a second of sleep over voting no on this, because at some point when the government refuses to listen to the people who elected us and direct us, there are consequences. And I am always going to stand on the side of the people who brought me here, whether it's those suffragettes, those civil rights fighters, the people of House District 34, the birthplace of champions. They got me here. And I am proud to vote no on their

behalf, because I know they deserve better than this, and I would hope every member on this commission feels the same way about their constituencies, whether it is a district or it is this state. And you join me in voting no. Thank you, Mr. Chair.

Co-chair Speaker Robert Cupp [00:22:03] Further discussion? Chair recognizes co-chair Sykes.

Co-chair Senator Vernon Sykes [00:22:09] Co-Chair and members of the commission and people of The State of Ohio. I have very, very heavy heart tonight. I have been advocating for fair districts since the 80s, when I first came on as a member of the Ohio House of Representatives. And I've worked really hard to formulate the provisions of the Constitution that the citizens adopted. And I'm so disappointed at this particular time that we're at this juncture. That now it's almost 12:00 on September the 15th in 2021, and we come to this juncture, I was hopeful, hopeful that the people in place at that particular time when we were contemplating this would have the will to promote fairness. I was hopeful that we could take an adjustment, make an adjustment in the apportionment board, expand it, make sure we have minority representation on it, adequate. Was hopeful that they would have the courage and the insight to promote fairness. And we put guardrails in it. One of the very distinctive factors of the constitutional provision in 2015 was we added a provision that dealt with fairness. Before we were just looking at technical compliance. Issues like compactness or the number of splits. But it's been proven with the map that's been presented for you today. That you can comply with the technical compliance, but still gerrymander districts as much as you like. And so it was the wisdom of the constitutional provision to put in place a different concept of representational fairness, and that concept was considered to be somewhat vague at the time, and so we wanted to make sure it was understood. So instead of putting the words representational fairness in, we actually define the concept, described it so it would be clearly understood what the intentions were. And this was the guardrail, because in Section 6(A) it says you can't favor or disfavor a party. And then in (B), it describes how we make sure that that doesn't take place. Because we're going to look at the voting preferences expressed by the people and the vote, in elections over a 10 year period. And we take all of the partisan elections, we're not going to be selective, we're going to take all of them. We do it over a 10 year span so we don't have problems with outliers, so it's kind of an average. We asked scholars to come forward to analyze it, to read the Constitution and then say, how would you interpret this? And they came one at a time. And every one of them came up with the, basically, the same quotient. Basically the same percentages, proportions. And that's considered to be fairness. And I can't stand up here and support anything but fairness. You know, I'm just astounded by the arrogance of the super majority having such a callous disregard for the people of this state. You know, I went I went to every one of the hearings. I presided over most of them. And I listened to every testimony. The people came and they pleaded with us. Some of them scolded us and others cried. Because they wanted us, they were trying to appeal, make an appeal, to our sense of good judgment. And they waited in hearings that were four, five and six hours long to present their written testimony. And as they spoke and they went over the time limit, they kept speaking. And as I tried to even gavel them down, they kept speaking. I asked them not to applaud and they kept clapping anyway. They have spoken, we, hundreds of them from all over the state. 15 regional hearings in 15 different locations, and they all, they all, want fairness. And when we campaigned, Senator Huffman, we campaigned, we campaigned on the slogan for the, our campaign committee statewide, we raised money and campaigned. Fair districts was the name of the committee. Fair districts. Not technically complying districts, but fair districts. And I can't, as bad as I would...I would love for us to have a 10 year plan. A fair plan. There's no way that I would slap the people in the face that promote fair districts. And put them in a

smooth... Put them in the misfortune that we've been suffering for decades, for another 10 years. And I ask this committee, please listen to the constituents this time.

Co-chair Speaker Robert Cupp [00:30:04] Further discussion on the motion? Chair recognizes Secretary LaRose.

Secretary of State Frank LaRose [00:30:11] Thank you, co-chair. Though our votes are different, I share the deep disappointment that co-chair Sykes just expressed. I'm no stranger to trying valiantly for a worthwhile cause. But I don't like to fail. I'm no stranger to striving hard and spending myself for a mission that matters. My mission has been clear. Bipartisan compromise that yields a 10 year map. I believed all along that it was possible. I even told a couple of you that our state motto is, With God, all things are possible. That was my guiding north arrow over the last couple weeks. With God, all things are possible. We've fallen short. Not enough members of this commission wanted to come along with that effort. I'm casting my yes vote with great unease. I fear, I fear we're going to be back in this room very soon. This map has many shortcomings, but they pale in comparison to the shortcomings of this process. It didn't have to be this way. It didn't have to be this way. Some of us worked in good faith, in a bipartisan way, to try to get a compromise. There are members of this committee who I do not believe worked in good faith to try to reach that compromise, but here we are. When we are back here, whenever that is, I know for sure, I believe October 1st we'll be back to back here with a new mission, drawing congressional districts for the state of Ohio. And when we are, this process will be different. It is not going to work this way next time. I'm casting a yes vote today. But I wish it didn't have to be this way,

Co-chair Speaker Robert Cupp [00:32:17] Further discussion on the motion? Governor DeWine.

Governor Mike DeWine [00:32:22] Thank you, Mr. Chairman. I am deeply disappointed at where we are tonight. I'm very, very sorry that we are where we are. I know, I know, this committee could have produced a more clearly constitutional bill. That's not the bill that we have in front of us. I have felt throughout this process that there was a compromise to be had. That the bill could be improved, become much more clearly constitutional, that we could produce a bill that all seven members, a map that all seven members, of this committee could vote for and that we would have a 10 year map. I was wrong. I felt even today, as late as early this evening, that there was still a deal to be had. And the parties could get together. And I thought if that could not occur tonight, that it could occur tomorrow or the next day, and that it was possible. The parties are not that far apart. I won't go into the details, but they're not. They think they are, but they're not. Tonight, it has become clear to me that there is not going to be a compromise. There can't be a coming together. I talked to the Republican legislative leaders. I talked to the Democrat legislative leaders separately. And it's clear in talking to both sides that there's not going to be an agreement. And that we could go tomorrow or the next day or the next day, and it simply was not going to occur. I have respect, deep respect, for all members of this committee, but I'm saddened by the fact that it was clear in talking to them that there was not going to be any real ability and so that tomorrow we would be exactly where we are today and the next day and the next day. So along with the secretary of state, I will vote to send this matter forward. But it will not be the end of it. We know that this matter will be in court. I'm not judging the bill one way or another. That's up for, up to a court to do. What I do, what I am sure in my heart is that this committee could have come up with a bill that was much more clearly, clearly, constitutional. I'm sorry we did not do that.

Co-chair Speaker Robert Cupp [00:36:10] Further discussion? Chair recognizes Auditor Faber.

Auditor of State Keith Faber [00:36:14] Thank you, Mr. Chairman, and a question to the sponsors, do we have a statement pursuant to 8(C)(2) to prepared to explain the proportionality issues?

Co-chair Speaker Robert Cupp [00:36:26] Mr. Chairman?

Co-chair Speaker Robert Cupp [00:36:27] Go ahead.

Co-chair Speaker Robert Cupp [00:36:27] Yeah, yeah, yeah. In fact, there is. That's not appropriate to present that until after the vote is taken, which I could present it now, but it's only presented in the case of a four year map, which I think we're going to have, but formally we have to have the vote first.

Auditor of State Keith Faber [00:36:45] Mr. Chairman, the reason I ask is, is that I think that that discussion may help at least, certainly, have a discussion as to at least, some folks' belief as to whether this map complies, or how it complies with Section 6. And so I don't know if that's helpful or we can wait to have that discussion. But I'm just... I'm at your discretion.

Co-chair Speaker Robert Cupp [00:37:13] I'm not sure if it's to my discretion or the co-chairs discretion, but would you like me to distribute the statement now, Auditor Faber? Is that what you're asking?

Auditor of State Keith Faber [00:37:22] I guess my short answer is yes, you know, it's not required until after that, but it certainly would help the proportionality explanation.

Co-chair Speaker Robert Cupp [00:37:38] At the request of Auditor Faber, if we could distribute the statement, that conditionally would be offered. Anybody need a minute here or?

Auditor of State Keith Faber [00:38:30] While we're doing that, Mr. Chair?

Co-chair Speaker Robert Cupp [00:38:33] Do you need to you need a minute? OK.

Auditor of State Keith Faber [00:38:36] No I have a question... Or a statement.

Co-chair Speaker Robert Cupp [00:38:38] Chair recognizes Auditor Faber.

Auditor of State Keith Faber [00:38:40] Thank you. This has been an interesting process. To say it has gone like I anticipated is probably not just an overstatement, but but frankly, a great disappointment. This process has been an example of, from a management perspective, of what needs to be improved going forward for future redistricting commissions. And candidly, I anticipate offering some suggestions on rule changes and things to better involve the non-legislative members in the process earlier and to give resources equally so we can have the ability to draw other maps. Having said that, I think it's important that everybody understand some truisms that we heard some of the witnesses testify to in the redistricting process. First, that Ohioans tend to live around people that think and vote like them. And that's why the compactness provisions in the Constitution are very important. And the no splitting provisions are very important because

we heard a lot of people testify that they didn't want to necessarily be drawn into districts that put them in places that didn't think like them, or to be represented by somebody who doesn't share their values. Now, we're in a representative form of government, and that always means that you're always going to have somebody representing you that you don't agree with in some ways. Heck, most of us who are legislators will say we don't always agree with ourselves. So it's tough to have 100 percent agreement. So we don't expect perfect alignment, but that's why we elect people, and why majorities in the district get the say. The problem with looking at other factors, when you have such a organization in Ohio, as we do with urban and suburban and rural areas, means that it's very difficult to draw districts that have some divine competitiveness ratio. One of the versions of the maps and I'm going to talk about the maps before I get to the process, one of the versions of the maps submitted by one of the legislative caucuses at one point almost had no competitive districts. And so most all of the races would have been determined in primaries, we heard over and over and over just how many people had concerns with that as to its potential to lead to extremism. So I did a quick count on this map based on information that we got a little earlier off of... and because we don't have access to the high tech programs, we were stuck using Dave's Redistricting, which seems to be an OK tool. But the reality is, is I counted the competitive districts. And we've had different debates about what competitive means between all the participants here. And so I use two different metrics. The one Dave's uses is 10 points, 45 to 55. I think a better, tighter competitive number is 48-52. It's real tough for somebody to win a 55, or to lose a 55 district. And it's real tough for somebody to win a 45 district. But candidates matter. We have examples. Frankly, I think one of the members on this panel won a district that wasn't much above 45 and everybody said you could win. I remember being one of those people who said he could. He did. And I'm proud of him as my colleague. So you can win those districts, candidates, matters, campaigns matters and and those issues matters. So in this map that's presented, if I've got the right set of numbers, we've got 23 districts that are competitive. 12 of which happened to fall in the Democrat side, an 11 fall on the Republican side. If you're striving for a competitive map, that's pretty darn good with the number of tight districts that you have to draw that are going to be the sure things in the Republican strong areas and the Democrats strong areas of the state. So that means, depending on what happens, elections and candidates and issues and districts, you've got 23 districts in this map that could flop one way or another. That's not bad. Going through the rest of the map, there are things in it that I don't like. My colleagues have heard me repeatedly talk about why I think you need to keep communities that have a long track record of being represented together, together. My home community isn't such a community in this map, it's not tied to the state senator, including the now speaker, I think you represented this district some 20 plus years ago, with the counties that it's with. The moral of the story is, we all don't get everything we want, despite our efforts. So when you draw a map, sometimes you have to allocate disappointment. I will tell you, there's some disappointment, in my view, as the way some of the counties are split in northwest Ohio. That's just the way the cookie crumbles, some would say. But the reality is, compared to some of the other maps we've had a choice to go with, this map isn't that bad. It's not that good either. There are things in this map that given a perfect world, I would change. We tried to make some of those suggested changes, but that brings me now to the process. I spent a lot of time trying to figure out how to get to a seven person, 10 year map. We did that in good faith. After 24, 25 years as a mediator, I always said, you never stop negotiating until it's clear you're done. I still believe today, that if we had more time, putting the parties in a room in a way they could candidly talk without fear of lawsuits and without fear of showing their hand, we'd have got a better map. But I do agree that as of where we sit today, in the time frame and everything else that we see, this is as good as it's going to get today. I don't like that. I'm disappointed profoundly that we do not have a 10 year map, that we do not have a

seven-person vote. I can tell you that the Governor and Secretary LaRose and I spent hours trying to find compromise. I wish we'd found it. With that, because I believe votes are binary things, I don't have another choice to vote yes or no on. I don't have the ability, because of the resource allocation, to make amendments here or there that would have made a difference without causing more problems one way or another and potentially violating the Constitution. Because there is this provision that you can't unnecessarily split cities or townships and we don't even have good census blocks in Dave's Redistricting to do that. And I have to give a shout out to the Democrat staffers that helped educate me on some of that. Frankly, I wasn't aware of that. And their time and their work with us in good faith. I think at times, I think they worked good with us, was helpful to me and helpful to me to understand this. With that, I'm going to vote yes on this map. I'm going to vote yes with some apprehension and I'm going to vote yes in reliance on the representation that I've gotten from various legal counsel that these provisions fully meet with the constitutional parameters and the people who have had the ability to make those assessments, that this map meets all those standards because we have not had the ability to look at those things. Having said that, what I do get to see from Dave's, it does appear to do that. I just would encourage us to look at the process. To continue to talk to each other and find opportunities for compromise and if we have to go about this again, whether it's in four years or four weeks. I urge us to remember that when we negotiate, we shouldn't be negotiating from positions, we should be negotiating on shared interests, and if we do that, I think we'll have a better product. Thank you, Mr. Chair.

Co-chair Speaker Robert Cupp [00:46:47] The question is, shall the motion be agreed to, the staff will call the roll.

Clerk [00:46:52] Co-chair, Senator Sykes.

Co-chair Senator Vernon Sykes [00:46:53] No.

Clerk [00:46:54] Co-chair. Speaker Cupp.

Co-chair Speaker Robert Cupp [00:46:55] Yes.

Clerk [00:46:56] Governor DeWine.

Governor Mike DeWine [00:47:00] Yes.

Clerk [00:47:00] Auditor Faber.

Auditor of State Keith Faber [00:47:00] Yes.

Clerk [00:47:02] President Huffman.

Senate President Matt Huffman [00:47:02] Yes.

Clerk [00:47:02] Secretary LaRose.

Secretary of State Frank LaRose [00:47:04] Yes.

Clerk [00:47:04] Leader Sykes

House Minority Leader Emilia Sykes [00:47:12] No.

Co-chair Speaker Robert Cupp [00:47:12] Five votes in favor, two votes opposed. According to the constitutional provision, the map has not been adopted as a seven year plan, but has been adopted as a four year plan. Chair recognizes Senator Huffman.

Senate President Matt Huffman [00:47:28] Thank you, Mr. Co-chairman. Pursuant to Article 11 of the Ohio Constitution, I move for the commission to adopt the statement that has been distributed to the members of the commission, that was the statement that was distributed by, at the request of Auditor Faber.

Co-chair Speaker Robert Cupp [00:47:47] I'll second the motion. It's been seconded. And the chair recognizes Secretary LaRose.

Secretary of State Frank LaRose [00:47:57] Having just been presented with this and none of us like to vote on something that we just got, but I understand the time crunch that we're under here, I'm going to ask for some explanations on some things. This Section 8(C)(2) statement explains the rationale that the people that drew this map used to reach what they considered the proportionality requirements. That's my understanding. It seems like they're sort of using two different factors. One is the raw number of races won of statewide, state and federal, and then the other is the number of votes and sort of mixing those two standards together instead of picking one. President Huffman, could you explain the rationale, since I assume it was your staff that drafted up this statement?

Senate President Matt Huffman [00:48:46] Yeah, I first thing I would say is, I don't I don't think that there's a requirement in the Constitution that there be one standard chosen over another. There is no formula in the Constitution, percentages of votes or percentages of of races won, etc. This is simply a statement, again, pursuant to the Constitution in only, and only to be submitted in where there is a four year map. And I think it might be helpful just to read, if I could, that portion of the Constitution. All right. So that's... Final General Assembly district plan adopted under, and this is the four year provision, shall include a statement explaining what the commission determined to be the statewide preferences of the voters of Ohio and the manner in which the statewide proportion of districts in the plan whose voters based on statewide, state and federal partisan general election results during the last ten years, favor each political party, corresponds closely to those preferences as described in Division B of Section 6 of this article. At the time the plan is adopted, a member of the commission who does not vote in favor of the plan may submit a declaration of members' opinion concerning the statement included with the plan. So Leader Sykes or Senator Sykes could do that, as those who voted no, if there's a separate plan. So this this is really nothing more than that. It's a statement of things that were considered and tried to include all of the relevant information that which, of course, includes many of the things that have been discussed here, including the percentages of votes. So we tried to, in this, in this case, to try to make it clear, just use basic factual information that I think's available to the public and everyone else.

Secretary of State Frank LaRose [00:50:59] Another question.

Co-chair Speaker Robert Cupp [00:51:01] Follow up?

Secretary of State Frank LaRose [00:51:02] Mr. President, I would guess that. This rationale was reached and guided the map making process, it would have to. I, for one, have been asking for the rationale for days. Is there a reason why that wasn't shared with us until now?

Co-chair Speaker Robert Cupp [00:51:25] Chair recognizes Senator Huffman.

Senate President Matt Huffman [00:51:27] Yeah, can you repeat the question, Secretary LaRose?

Secretary of State Frank LaRose [00:51:30] Yeah, Mr. President. So I've been trying to understand, as we've been talking to members of your staff and you yourself, how you believe that you're reaching the representational fairness or proportionality requirement in Section 6. And so I've been asking, how do you calculate those numbers? What do you consider that proportionality? I have not gotten an answer until tonight, but I would assume that this has been guiding the mapmaking process for a long time. Was there a reason for not, sort of, sharing this sooner to sort of guide the conversations as we've been having them?

Senate President Matt Huffman [00:52:06] Sure.

Co-chair Speaker Robert Cupp [00:52:06] Chair recognizes Senator Huffman.

Senate President Matt Huffman [00:52:08] Yeah, this this statement was prepared probably in the last five or six hours. I think it was sent over to your office probably about four or five hours ago. And the, so these are facts that are well known, that are discoverable on the public website. I think we've been talking about these percentages, all of it. And so this is just simply a recapitulation of all of those in a simple statement that the Constitution requires. So, some of these things are, you know, some folks discard some of those, or think some are more important. And, you know, the simple fact is that that, you know, there are a lot of opinions about what that portion of the Constitution means, for example, when the word results is used. Does that mean, a, adding together of all the votes and all those races over the last 10 years? Well, I suppose it could mean that. Does it mean the results of the elections that are described therein, 13 out of the last 16 of those races won by Republicans? And so we're simply listing all of that is those are things that are considered. Now, I can tell you, you know, if you if you ask my personal opinion, I can tell you that a lot of this doesn't have a lot to do with why people win races. We know that Stephanie Kunze just won in a district that was a 40 percent index. We know that, I think it's Representative Troy, Dan Troy in Lake County? He just won in a 53 percent Republican district. So this is a, is a big discussion point among a lot of folks about what is exactly these things may be. But the the best thing we can do is put out all of the facts for everyone and anyone can make whatever conclusions they want to make about that.

Secretary of State Frank LaRose [00:54:11] Thank you. I appreciate that. Yeah, there has been a lot of discussion about what is, what do the words in Section 6 mean? I've mulled over what does "shall attempt" mean for, for example. And I think that going forward in the future, it would be nice to have this conversation in advance and try to come to a commission agreement on what the, what these factors are going to be so it can guide the rest of our negotiations. That's all. Thank you, Mr. President.

Senate President Matt Huffman [00:54:38] Mr. Co-Chair.

Co-chair Speaker Robert Cupp [00:54:38] Yes.

Senate President Matt Huffman [00:54:38] And if I could just respond to that, one of the. One of the designs of this going back to 2014 was that the census data is received on April

1st. And the the map work that needs to be done usually takes, in this case, it took only 10 days, but typically takes a couple of months. And the map makers can begin in mid-June to make this determination. They would have about two and a half months to negotiate, OK? Because that would take them till September, until September 1st to have this negotiation. Well, as we know, we didn't get the information until mid-August and really in a usable form until about the last week in August. And that began the process on both sides. As we know, there's money allocated and consultants and mapmakers hired by both sides. And no map was produced at least until August 31st. Now, I will tell you that the Senate Democrats map, although a map, was had several constitutional problems in it and that was solved a week later, about the same time that the Republican map was presented. So folks have done an extraordinary amount of work on both sides. My staff, and I'm sure it's the same for the Senate Democrats staff. My staff's worked 16 to 18 hours a day for 25 straight days working on this. So it's been an extraordinary task just to get this part. And I've said this, I've said this a number of times. It bears repeating now, that last April when I came to many folks and said, let's get a 30 day extension so we'll have time to do the negotiation that we wanted to do, that the governor's talked about, that you have talked about. For whatever reason, folks said that was a bad idea. We don't want more time. And now here we sit with a process that many are criticizing because not enough time was taken or given. So I appreciate that. But I also hope that's also something we can take into account. There may be another pandemic the next time we do this, and perhaps we need to be more flexible on the ability or what we have in the Constitution and these timelines.

Co-chair Speaker Robert Cupp [00:57:06] Further discussion? Chair recognizes Co-chair Sykes.

Co-chair Senator Vernon Sykes [00:57:12] Mr. Co-chair. I just want to make it clear that this is just the opinion of the majority on this particular issue. So by no way am I agreeing to any of this, but I would accept it as your opinion.

Senate President Matt Huffman [00:57:31] I appreciate that. If I could co-chair Cupp.

Co-chair Speaker Robert Cupp [00:57:34] ok.

Senate President Matt Huffman [00:57:34] I appreciate that. And as mentioned in the Constitution provision, I just read, those members, those members who vote no may submit a declaration of the, of that member's opinion, senators, Senator Sykes and Leader Sykes. So certainly that's appropriate if there's an alternate opinion that you wish to submit.

Co-chair Senator Vernon Sykes [00:57:58] So we do have that.

Senate President Matt Huffman [00:58:01] Very good.

Co-chair Speaker Robert Cupp [00:58:03] Further discussion?

House Minority Leader Emilia Sykes [00:58:05] Yes, I do have a question. As such... Co-Chair Sykes did mention that we have a minority report to offer as well. Procedurally, as we had not discussed how this will move forward, at what point in this evening before we adjourn, would you like this minority report to be put forth?

Co-chair Speaker Robert Cupp [00:58:36] Committee will stand at ease for a moment while we consider that and consult with the parliamentarian.

Co-chair Speaker Robert Cupp [00:58:44] Statement is available now if you just want to distribute it, that will be included with the record.

House Minority Leader Emilia Sykes [00:58:50] Thank you very much, Mr. Chairman. I would like to speak of the minority report, if I may.

Co-chair Speaker Robert Cupp [00:58:56] Yes, the chair recognizes Leader Sykes.

House Minority Leader Emilia Sykes [00:58:58] Thank you, Mr. Chair. And I'm going to read it in its entirety because I do believe it is important. And pursuant to Article 11, Section 8 of the Ohio Constitution, the Ohio Redistricting Commission and I do put forth this minority report on behalf of Senator Vernon Sykes, co-chair and myself, House Minority Leader Emilia Strong Sykes, commissioner. It reads, "The state legislative district plan adopted by the Republican members of the Ohio Redistricting Commission egregiously violates the anti gerrymandering provisions of the Ohio Constitution. These anti-gerrymandering provisions were enshrined in the Ohio Constitution just six years ago for state legislative districts by the overwhelming majority of Ohio voters. Gerrymandering is defined by the Merriam-Webster Dictionary as the practice of dividing or arranging a territorial unit into election districts in a way that gives one political party an unfair advantage in elections. Simply put, gerrymandering is partisan unfairness. The Ohio Constitution requires partisan fairness. Article 11 of the Ohio Constitution is clear in its provisions that dictate the drawing of our state legislative maps. It requires that the maps respect the existing boundaries of counties, townships and municipal, municipalities. It also requires that the maps reflect a statewide political preferences of Ohio voters over the previous decade of partisan statewide elections. Unfortunately, the maps adopted by the commission's Republican majority today do neither. Voters never intended for Republicans to draw themselves another 10 years of gerrymandered districts and give themselves another decade of unchecked power. Article 11, Section 6 of the Ohio Constitution contains two new elements not met by the Republican drawn district maps. Part A and Part B of Section 6 are important guardrails, not aspirational goals, which ensure that the main purpose of the reform effort in 2015 is met by the commission's majority. Districts must be drawn to meet the requirements of the Constitution, taking into account compactness and contiguousness, including the fairness concept demanded by voters that is enshrined and enforced and subsections A and B of Section 6. Subsection A of Section 6 states that quote, "no General Assembly district plan shall be drawn primarily to favor or disfavor a political party." end quote. In contrast, the maps adopted today go to absurd lengths to create a Republican monopoly on legislative power that they have not earned at the ballot box. Subsection B of Section 6 also states that quote, "the statewide proportion of districts whose voters based on a state and federal partisan general election results during the last 10 years favor each political party shall correspond closely with the statewide preferences of voters of Ohio." end quote. The district maps adopted by Republicans today in no way reflect the statewide preferences of voters in Ohio and do not closely correspond to the statewide election results of the last 10 years. Subsections A and B cannot be read separately. Subsection B is important because it creates the litmus test for what constitutes primarily favoring or disfavoring a political party. No reasonable person would interpret the maps adopted by the commission today as reflecting the will of Ohioans and not primarily favoring one party over another as required in Section 6, subsection A and B. In Ohio, over the past decade, the Republican Party won 54 percent of the statewide partisan general election votes, while Democrats won 46 percent. And please see Appendix A that is attached to this statement. The calculations were presented to the commission. And extensive, extensive witness testimony, as well as by researchers

at Ohio University as part of the contract between the Legislative Task Force on Redistricting, Reapportionment and Demographic Research, of which I am the co-chair, and OU to produce the Ohio Common Unified Redistricting Database. The election results are not in dispute. They are publicly available on the Ohio Secretary of State's website. One does not need to be an expert to know that the statewide... Does not need to be an expert to know the statewide partisan election results. Hundreds of Ohioans were able to draw maps in the constitutionally appropriate time frame. Legislative maps would closely correspond with the statewide voter preferences if they yielded close to 45 House districts that would likely be won by Democratic candidates, 54 House districts that would likely be won by Republican candidates, 15 Senate districts that would likely be won by Democratic candidates and 18 Senate districts that would likely be won by Republican candidates. The Republicans on the commission, in a naked attempt to maintain a gerrymandered, unearned supermajority, drew and adopted districts that would likely yield 34 Democratic House districts, 65 Republican House districts, 8 Democratic Senate districts and 25 Republican Senate districts. The Senate district numbers and the maps approved today are even worse than under the current maps approved in 2011, which were so egregiously gerrymandered that they inspired voters to go to the polls twice to put fairness and equity in our redistricting process via constitutional amendments. In the interest of fairness, bipartisanship and the realities of geography, demography and politics, the Democratic members of the Ohio Redistricting Commission produced maps that followed the constitutional demands of proper district drawing, including Article 11, Section 6 and B, which were ignored by Republicans. These three maps, respectively, produce 14 likely Democratic Senate seats and 44 likely Democratic House seats, 13 likely Democratic Senate seats and 42 likely Democratic House seats, and 13 likely Democratic Senate seats and 42 likely Democratic House seats. These correspond closely to the ratio of proportionality that the Ohio Constitution prescribes in Article 11, Section 6. The Democratic members of the commission and their staff work tirelessly to incorporate Republican feedback into the mapmaking process, while also drawing maps that adhere to the requirements of the Ohio Constitution in Article 11, Section 6. The Democratic members of the commission produced three separate map plans that did not disproportionately favor either party, that did, that did represent the will of voters, demonstrated over the previous decade of statewide partisan elections and met the criteria of limiting splits of communities. Throughout the process, Republicans appear to follow a playbook of delay and deflection. They used as much time as possible for deadlines, skipped deadlines, and then offered unconstitutional map plans and unacceptable ultimatums to Democratic members of the legislature and the commission. Their actions included a last minute attempt this spring to change the Constitution, to give themselves control of the process, delaying the convening of the commission until early August, dragging their feet on approving the commission rules, blaming the census delay for not convening commission the commission before August 6, purposely missing the September 1st constitutional deadline for releasing a plan, holding hearings and adopting a plan and feigning interest in a compromise before the September 15th deadline by only offering gerrymandered maps. And please see Appendix B for a June 11th letter signed by myself and leader Kenny Yuko requesting that the Ohio Redistricting Commission be convened by the Governor in a most timely manner so that we could've avoided many of the things that we just heard in the Republican response and over several weeks of this testimony. Republicans did not demonstrate fully good faith participation in the process. Democratic solutions went unheeded while Republicans, made only token changes to their maps that appeared to be designed to protect their incumbents. This culminated again in heavily gerrymandered maps and their second offering sent to Democratic commission members and staff late on September 14th, the night before the constitutional deadline. Their latest maps have produced 9 likely Democratic Senate districts and a single additional 50/50

tossup Republican leaning Senate district. The remaining 23 Senate districts were clearly drawn to favor the Republican Party. It would produce 32 likely Democratic House districts and 5 tossup Democratic leaning House seats. This plan, like the first plan put forward by Republican map draws, does not reflect the statewide political preferences of Ohio voters because it creates a higher proportion of Republican districts than the proportion of votes they earn in Ohio. The GOP adopted map lays out an absurd description of how it allegedly meets the requirements of Section 6(B). The voters of Ohio do not favor Republicans in a range of 54 percent to 81 percent. We, the two members of the minority party, could not in good conscience violate the voter's real, but as expressed by the redistricting reforms approved in 2015 and 2018. Nor could we ignore the Ohio Constitution's clear language that legislative district maps must correspond closely to the statewide preferences of voters, as measured by the statewide partisan general election results over the past 10 years. The plan adopted by the majority violates that requirement. In fact, the Republican members did not demonstrate any attempt to meet the requirements. Until just a few moments ago, we had no idea how they decided to calculate or figure out proportional representation. For these reasons, we are voting against the maps of the majority of the commission is choosing to adopt. Thank you, Mr. Chairman.

Co-chair Speaker Robert Cupp [01:08:43] I need to back up for a moment. There was a motion to adopt the rationale offered by Senator Huffman and we didn't actually take a vote on that. So at this time is there further discussion, Senator Faber. I'm sorry Auditor Faber.

Auditor of State Keith Faber [01:09:07] I just made to make sure I heard Faber, that's all I need to hear. [laughter] Mr. Chairman, as I went through this and I know some of you will remember that a number of us were in the trenches at a similar hour working on the constitutional amendment that led to this. And I remember sitting there during the time actually going back and manually counting who won the last all the statewide and federal seats over the last decade. And putting that number together, I guess we didn't anticipate what exactly those words said and how they could be interpreted or we could have been clear. But I do recall having the conversation about whether it's percentage of vote or percentage of who won the races. And the great debate at the time was, do we go back in into the prior time period? Or do we go just into the time period of the decade? And so I think in that capacity, putting both of those terms in here is fair and certainly represents the intent of at least one side of the drafters at the time to talk about races won. And so with that, I can support this statement.

Co-chair Speaker Robert Cupp [01:10:16] Further discussion? OK. Staff will call the roll, please.

Co-chair Senator Vernon Sykes [01:10:28] If I may.

Co-chair Speaker Robert Cupp [01:10:32] Co-chair Sykes.

Co-chair Senator Vernon Sykes [01:10:33] Since, we're not voting to agree with this, just to allow it to officially go into the record, then I think it should go both statements without objection.

Senate President Matt Huffman [01:10:46] Yeah, Mr. Co-Chair, the first. I think the statement that leader Sykes read is does go into the record and that certainly would be without objection by me. So, yes.

Co-chair Speaker Robert Cupp [01:11:07] Let me consult the parliamentarian. Committee will be at ease.

Co-chair Speaker Robert Cupp [01:11:09] Which is the Constitution. It is an act of the commission and that would require a roll-call vote. So we will proceed with the roll-call vote on the statement to go with the four-year plan after which we can accept for filing, with the records, the Minority Report.

Co-chair Senator Vernon Sykes [01:11:38] Yes, Mr. Chairman, if I may?

Co-chair Speaker Robert Cupp [01:11:41] Yes.

Co-chair Senator Vernon Sykes [01:11:42] Just be clear that this is simply to accept the report.

Co-chair Speaker Robert Cupp [01:11:45] Alright. Staff will call the roll, please,

Clerk [01:11:51] Co-chair Senator Sykes.

Co-chair Senator Vernon Sykes [01:11:52] Yes.

Clerk [01:11:52] Co-chair, Speaker Cupp.

Co-chair Speaker Robert Cupp [01:11:54] Yes.

Clerk [01:11:54] Governor DeWine.

Governor Mike DeWine [01:11:56] Yes.

Clerk [01:11:58] Auditor Faber.

Auditor of State Keith Faber [01:11:58] Yes.

Clerk [01:11:58] President Huffman.

Senate President Matt Huffman [01:12:00] Yes.

Clerk [01:12:01] Secretary LaRose.

Secretary of State Frank LaRose [01:12:02] Yes.

Clerk [01:12:03] Speaker... Or, Leader Sykes, please excuse me.

House Minority Leader Emilia Sykes [01:12:07] I like the first one, but yes [laughter]

Co-chair Speaker Robert Cupp [01:12:13] The statement has been adopted unanimously and at this time, is there a motion to accept for filing the minority report?

Co-chair Senator Vernon Sykes [01:12:27] So moved.

Co-chair Speaker Robert Cupp [01:12:29] Is that without objection or?

Co-chair Senator Vernon Sykes [01:12:33] I think that would be done without objection.

Co-chair Speaker Robert Cupp [01:12:34] That one can?

Co-chair Senator Vernon Sykes [01:12:35] Yes sir.

Co-chair Speaker Robert Cupp [01:12:35] Is there any objection to the Minority Report? Hearing none, it will be admitted to the record of the proceedings. Was there any further business to come before the commission this evening? If not, the commission stands adjourned.

CERTIFICATE OF SERVICE

I, Freda J. Levenson, hereby certify that on October 22, 2021, I caused a true and correct copy of the following documents to be served by email upon the counsel listed below:

- 1. Stipulation of Evidence (Deposition Transcripts and Exhibits)**
- 2. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 1 of 7 (pages 1 - 314)**
- 3. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 2 of 7 (pages 315 - 451)**
- 4. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 3 of 7 (pages 452 - 832)**
- 5. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 4 of 7 (pages 833 - 983)**
- 6. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 5 of 7 (pages 984 - 1250)**
- 7. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 6 of 7 (pages 1251 - 1559)**
- 8. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 7 of 7 (pages 1560- 1892)**

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
Michael A. Walton (0092201)
Michael J. Hendershot (0081842)
30 E. Broad St.
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov
michael.walton@ohioago.gov
michael.hendershot@ohioago.gov

*Counsel for Respondents Governor Mike DeWine,
Secretary of State Frank LaRose, and
Auditor Keith Faber*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, OH 45202
Tel: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch (PHV 25460-2021)
Alyssa M. Riggings (PHV 25441-2021)
Greg McGuire (PHV 25483-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Ste. 200
Raleigh, NC 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggings@nelsonmullins.com
greg.mcguire@nelsonmullins.com
Tel: (919) 329-3812

Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp

John Gilligan (0024542)
Diane Menashe (0070305)
ICE MILLER LLP
250 West St., Ste., 700
Columbus, OH 43215
john.gilligan@icemiller.com
diane.menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

Erik J. Clark (0078732)

Ashley Merino (0096853)
ORGAN LAW LLP
1330 Dublin Rd.
Columbus, OH 43215
Tel: (614) 481-0900
Fax: (614) 481-0904

Counsel for Respondent Ohio Redistricting Commission

/s/ Freda J. Levenson

IN THE SUPREME COURT OF OHIO

LEAGUE OF WOMEN VOTERS
OF OHIO, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1193

BRIA BENNETT, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1198

THE OHIO ORGANIZING
COLLABORATIVE, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1210

STIPULATION OF EVIDENCE

(deposition transcript and exhibits)

Volume 4 of 7 (pages 00833 - 00983)

(counsel listing on next page)

Freda J. Levenson (0045916)
ACLU of Ohio Foundation, Inc.
4506 Chester Avenue
Cleveland, Ohio 44103
Tel: 614-586-1972 x 125
flevenson@acluohio.org

David J. Carey (0088787)
ACLU of Ohio Foundation, Inc.
1108 City Park Avenue, Suite 203
Columbus, OH 43206
(614) 586-1972 x2004
dcarey@acluohio.org

Alora Thomas*
Kelsey Miller*
Julie A. Ebenstein*
American Civil Liberties Union
125 Broad Street
New York, NY 10004
(212) 519-7866
athomas@aclu.org
jebenstein@aclu.org

Robert D. Fram (PHV 25414-2021)
Donald Brown*
Joshua González (PHV 25424-2021)
Juliana Goldrosen (PHV 25193-2021)
David Denuyl (PHV 25452-2021)
COVINGTON & BURLING LLP
Salesforce Tower
415 Mission Street, Suite 5400
San Francisco, CA 94105-2533
(415) 591 6000
rfram@cov.com

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
30 E. Broad Street
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov

*Counsel for Respondents
Governor Mike DeWine,
Secretary of State Frank LaRose, and
Auditor Keith Faber*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, Ohio 45202-3957
T: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch, III (PHV 25460-2021)
Alyssa M. Riggins (PHV 25441-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Suite 200
Raleigh, North Carolina 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggins@nelsonmullins.com
T: (919) 329-3812

*Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp*

James Smith*
Megan C. Keenan (PHV 25410-2021)
L. Brady Bender (PHV 25192-2021)
Alexander Thomson (PHV 25462-2021)
COVINGTON & BURLING LLP
One CityCenter
850 Tenth Street, NW
Washington, DC 20001-4956
(202) 662-6000
mkeen@cov.com

Anupam Sharma (PHV 25418-2021)
James Hovard (PHV 25420-2021)
Yale Fu (PHV 25419-2021)
COVINGTON & BURLING LLP
3000 El Camino Real
5 Palo Alto Square, 10th Floor
Palo Alto, CA 94306-2112
(650) 632-4700
asharma@cov.com

Madison Arent*
COVINGTON & BURLING LLP
The New York Times Building
620 Eighth Avenue
New York, NY 10018-1405
(212) 841 1000
marent@cov.com

Counsel for Relators
League of Women Voters et al.
**Pro Hac Vice Motion Forthcoming*

Abha Khanna (PHV 2189-2021)
Ben Stafford (PHV 25433-2021)
ELIAS LAW GROUP
1700 Seventh Ave, Suite 2100
Seattle, WA 98101
akhanna@elias.law
bstafford@elias.law
T: (206) 656-0176
F: (206) 656-0180

John Gilligan (Ohio Bar No. 0024542)
Diane Menashe (Ohio Bar No. 0070305)
ICE MILLER LLP
250 West Street, Suite 700
Columbus, Ohio 43215
John.Gilligan@icemiller.com
Diane.Menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

DAVE YOST
OHIO ATTORNEY GENERAL
Erik J. Clark (Ohio Bar No. 0078732)
Ashley Merino (Ohio Bar No. 0096853)
ORGAN LAW LLP
1330 Dublin Road
Columbus, Ohio 43215
T: (614) 481-0900
F: (614) 481-0904
ejclark@organlegal.com
amerino@organlegal.com

Special Counsel to Ohio Attorney General
Dave Yost

Counsel for Respondent
Ohio Redistricting Commission

Aria C. Branch (PHV 25435-2021)
Jyoti Jasrasaria (PHV 25401-2021)
Spencer W. Klein (PHV 25432-2021)
ELIAS LAW GROUP
10 G St NE, Suite 600
Washington, DC 20002
abbranch@elias.law
jjasrasaria@elias.law
sklein@elias.law
T: (202) 968-4490
F: (202) 968-4498

Donald J. McTigue* (Ohio Bar No. 0022849)
**Counsel of Record*
Derek S. Clinger (Ohio Bar No. 0092075)
McTIGUE & COLOMBO LLC
545 East Town Street
Columbus, OH 43215
dmctigue@electionlawgroup.com
dclinger@electionlawgroup.com
T: (614) 263-7000
F: (614) 368-6961

Counsel for Relators
Bria Bennett et al.

Peter M. Ellis (0070264)
Counsel of Record
M. Patrick Yingling (PHV 10145-2021)
REED SMITH LLP
10 South Wacker Drive, 40th Floor
Chicago, IL 60606
Tel: (312) 207-1000
Fax: (312) 207-6400
pellis@reedsmith.com
mpyingling@reedsmith.com

Brad A. Funari (PHV 3139-2021)
Danielle L. Stewart (0084086)
REED SMITH LLP
225 Fifth Avenue
Pittsburgh, PA 15222
Tel: 412-288-4583
Fax: 412-288-3063
bfunari@reedsmith.com
dstewart@reedsmith.com

Brian A. Sutherland (PHV 25406-2021)
REED SMITH LLP
101 Second Street, Suite 1800
San Francisco, CA 94105
Tel: (415) 543-8700
Fax: (415) 391-8269
bsutherland@reedsmith.com

Ben R. Fliegel (PHV 25411-2021)
REED SMITH LLP
355 South Grand Avenue, Suite 2900
Los Angeles, CA 90071
Tel: (213) 457-8000
Fax: (213) 457-8080
bfliegel@reedsmith.com

Alicia L. Bannon (PHV 25409-2021)
Yurij Rudensky (PHV 25422-2021)
Michael Li (PHV 25430-2021)*
Ethan Herenstein (PHV 25429-2021)
BRENNAN CENTER FOR JUSTICE
AT NYU SCHOOL OF LAW
120 Broadway, Suite 1750
New York, NY 10271
Tel: (646) 292-8310
Fax: (212) 463-7308
alicia.bannon@nyu.edu

Counsel for Relators
Ohio Organizing Collaborative et al.
**Pro Hac Vice Motion Forthcoming*

STIPULATION OF EVIDENCE
(deposition transcript and exhibits)
Volume 4 of 7 (pages 00833 - 00983)
Index of Documents

Date	Description	Page Number
10/19/2021	Transcript of deposition of Senator Vernon Sykes	DEPO_00833-977
	Exhibits to V. Sykes deposition transcript	DEPO_00978-983



Planet Depos[®]
We Make It *Happen*[™]

Transcript of Senator Vernon Sykes

Date: October 19, 2021

Case: League of Women Voters of Ohio, et al. -v- Ohio Redistricting Comm., et al.

Planet Depos

Phone: 888.433.3767

Email: transcripts@planetdepos.com

www.planetdepos.com

1 IN THE SUPREME COURT OF OHIO

2
3 LEAGUE OF WOMEN VOTERS

4 OF OHIO, et al.,

5 Relators,

6 vs.

Case No. 2021-1193

7 2021-1198

8 2021-1210

9 OHIO REDISTRICTING COMMISSION, et al.,

10 Respondents.

11 _____
12
13
14 Remote Videotaped Deposition of

15 SENATOR VERNON SYKES

16 Tuesday, October 19, 2021

17 6:02 p.m.

18
19 Job No. 406563

20 Pages 1 - 110

21 Before Renee J. Ogden, CSR-3455, RPR.
22
23
24
25

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

2

1 Videoconference Deposition of
2 Senator Vernon Sykes, held remotely pursuant to
3 notice, before Renee J. Ogden, Certified Shorthand
4 Reporter, Registered Professional Reporter,
5 CSR-3455.

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1 A P P E A R A N C E S

2
3 ON BEHALF OF BRIA BENNETT, ET AL., RELATORS:

4 BY: JYOTI JASRASARIA, ESQUIRE

5 ELIAS LAW GROUP

6 10 G Street NE

7 Suite 600

8 Washington, D.C. 20002

9 JJasrasaria@elias.law

10
11 ON BEHALF OF OHIO ORGANIZING COLLABORATIVE, RELATORS:

12 BY: BENJAMIN FLIEGEL, ESQUIRE

13 REED SMITH, LLP

14 355 South Grand Avenue

15 Suite 2900

16 Los Angeles, California 90071

17 bfliegel@reedsmith.com

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

4

1 ON BEHALF OF OHIO LEAGUE OF WOMEN VOTERS, RELATORS:

2 BY: FREDA LEVENSON, ESQUIRE

3 ACLU OF OHIO FOUNDATION, INC.

4 4506 Chester Avenue

5 Cleveland, Ohio 44103

6 Flevenson@acluohio.org

7
8 - and -

9
10 BY: DAVID CAREY, ESQUIRE

11 ACLU OF OHIO FOUNDATION, INC.

12 1108 City Park Avenue

13 Suite 203

14 Columbus, Ohio 43206

15 Dcarey@acluohio.org

16
17 - and -

18
19
20
21
22
23
24
25

1 BY: ALORA THOMAS, ESQUIRE
2 AMERICAN CIVIL LIBERTIES UNION
3 125 Broad Street
4 New York, New York 10004
5 Athomas@acluohio.org
6

7 ON BEHALF OF RESPONDENTS OHIO GOVERNOR DEWINE, OHIO
8 SECRETARY OF STATE LAROSE, AND OHIO AUDITOR FABER:

9 BY: JULIE PFEIFFER, ESQUIRE
10 BRIDGET COONTZ, ESQUIRE
11 State of Ohio
12 Constitutional Offices Section
13 30 East Broad Street
14 16th Floor
15 Columbus, Ohio 43215
16 Julie.Pfeiffer@OhioAGO.gov
17 Bridget.coontz@ohioattorneygeneral.gov
18
19
20
21
22
23
24
25

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

6

1 ON BEHALF OF RESPONDENT OHIO ATTORNEY GENERAL ON OHIO
2 REDISTRICTING COMMISSION:

3 BY: ERIK J. CLARK, ESQUIRE
4 ORGAN LAW LLP
5 1330 Dublin Road
6 Columbus, Ohio 43215
7 Ejclark@organlegal.com
8

9 ON BEHALF OF RESPONDENTS SENATE PRESIDENT MATT HUFFMAN
10 AND HOUSE SPEAKER BOB CUPP:

11 BY: JOHN E. BRANCH III
12 ALYSSA RIGGINS
13 NELSON MULLINS RILEY & SCARBOROUGH LLP
14 GlenLake One
15 4140 Parklake Avenue
16 Suite 200
17 Raleigh, North Carolina 27612
18 John.branch@nelsonmullins.com
19 Alyssa.riggins@nelsonmullins.com
20
21
22
23
24
25

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

7

1 ON BEHALF OF RESPONDENTS SENATOR VERNON SYKES AND
2 LEADER AMELIA SYKES:

3 BY: DIANE MENASHE, ESQUIRE
4 ICE MILLER, LLC
5 Arena District
6 250 West Street
7 Suite 700
8 Columbus, Ohio 43215-7509
9 Diane.menashe@icemiller.com

10
11
12 ALSO PRESENT:

13 Harry Black

14 Michael Walton

15 Nate Riveness - Planet Depos Technician

16 Daniel Long - Video Technician
17
18
19
20
21
22
23
24
25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

TABLE OF CONTENTS

WITNESS	PAGE
SENATOR VERNON SYKES	
EXAMINATION	11
BY MR. BRANCH	
EXAMINATION	69
BY MR. CLARK	
EXAMINATION	73
BY MS. LEVENSON	

INDEX TO EXHIBITS

EXHIBIT	PAGE
(Exhibits attached to transcript.)	
DEPOSITION EXHIBIT 1	16
Notes	
DEPOSITION EXHIBIT 2	23
VSYKES 0013942-13943	
DEPOSITION EXHIBIT 3	77
Fair Districts for Ohio	
DEPOSITION EXHIBIT 4	83
Photo	

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

1 Tuesday, October 19, 2021

2 6:02 p.m.

3

4 PLANET DEPOS TECH: Thank you to
5 everyone for attending this proceeding remotely,
6 which we anticipate will run smoothly. Please
7 remember to speak slowly and do your best not to
8 talk over one another.

11:19:16

9 Please be aware that we are recording
10 the proceeding for backup. Any off-the-record
11 discussion should be had away from the computer.
12 Please remember to mute your mic for those
13 conversations.

14 Please have your video enabled to help
15 the reporter identify who is speaking. If you are
16 unable to connect with video and are connecting by
17 phone, please identify yourself each time.

18 Apologies in advance for any
19 technical-related interruptions. Thank you.

06:01:46

20 VIDEO TECHNICIAN: Here begins the
21 remote video deposition of Senator Vernon Sykes in
22 the matter of League of Women Voters of Ohio, et
23 al., vs. Ohio Redistricting Comm., et al., in the
24 Superior Court of Ohio, case number 2021-1193.

06:01:46

25 Today's date is October 19th, 2021. The

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

10

1 time on the video monitor is 6:02 p.m.

2 Remote videographer today is Danny Long,
3 representing Planet Depos. All parties of this
4 video deposition are attending remotely.

5 Will counsel please voice-identify
6 themselves and state whom they represent. 06:02:43

7 MR. BRANCH: John Branch and Alyssa 06:02:43
8 Riggins for Speaker Cupp and President Huffman. 06:02:45

9 MS. MENASHE: Diane Menashe here on 06:02:50
10 behalf of the respondent, Senator Vernon Sykes. 06:02:52

11 MS. LEVENSON: Freda Levenson for 06:02:55
12 Relators League of Women Voters. 06:03:01

13 MR. CAREY: David Carey, also for 06:03:03
14 Relators League of Women Voters. 06:03:03

15 MS. COONTZ: This is Bridget Coontz on 06:03:05
16 behalf of Governor DeWine, Secretary of State 06:03:05

17 LaRose, and Auditor Faber. 06:03:12

18 MR. CLARK: Erik Clark on behalf of the 06:03:14
19 Ohio Redistricting Commission. 06:03:19

20 MS. JASRASARIA: Jyoti Jasrasaria on 06:03:19
21 behalf of Bennett Relators. 06:03:19

22 VIDEO TECHNICIAN: Okay. The court 06:03:26
23 reporter today is Renee Ogden, representing Planet
24 Depos. Would the reporter please swear in the
25 witness.

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

11

1	SENATOR VERNON SYKES,	
2	was thereupon called as a witness herein, and after	
3	having first been duly sworn or affirmed to testify	
4	to the truth, the whole truth and nothing but the	
5	truth, was examined and testified as follows:	06:03:45
6	EXAMINATION	06:03:45
7	BY MR. BRANCH:	06:03:45
8	Q. Good evening, Senator Sykes. Again, my name is	06:03:47
9	John Branch. I'm a lawyer with Nelson Mullins and	06:03:47
10	I represent Speaker Cupp and President Huffman in	06:03:53
11	the three apportionment cases that are at issue	06:03:54
12	today.	06:03:57
13	Have you ever testified at a deposition	06:03:58
14	before?	06:04:00
15	A. Not that I recall.	06:04:00
16	Q. All right. Do you understand that you are under	06:04:02
17	oath and sworn to tell the truth as though you were	06:04:06
18	testifying in open court?	06:04:08
19	A. Yes.	06:04:09
20	Q. If there is a question that I ask that you don't	06:04:11
21	understand, please let me know, and I will rephrase	06:04:20
22	it. But if you answer a question that I pose, I	06:04:24
23	will assume that you will have understood it.	06:04:27
24	Also, please make sure you give verbal	06:04:30
25	answers in lieu of nodding, just so that there is	06:04:31

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

12

1	an accurate record of your response to the	06:04:33
2	questions.	06:04:36
3	Is that -- any issues with that?	06:04:36
4	A. No.	06:04:39
5	Q. All right. If you need a break, just ask for one.	06:04:40
6	All I would ask is that you answer a question that	06:04:43
7	has already been posed prior to taking the break.	06:04:47
8	Can you state your full name for the	06:04:51
9	record.	06:04:53
10	A. Vernon Lee Sykes.	06:04:53
11	Q. And are you an elected official, sir?	06:04:57
12	A. Yes.	06:05:00
13	Q. And to what office are you -- have you most	06:05:00
14	recently been elected?	06:05:05
15	A. The Ohio Senate.	06:05:06
16	Q. And what district do you represent?	06:05:08
17	A. The 28th District.	06:05:11
18	Q. And are you a member of the Ohio Redistricting	06:05:14
19	Commission?	06:05:19
20	A. Yes.	06:05:19
21	Q. And who appointed you to the Ohio Redistricting	06:05:20
22	Commission?	06:05:22
23	A. Senator Kenny Yuko.	06:05:22
24	Q. What is your understanding of your duties and	06:05:29
25	responsibilities as a member of the commission?	06:05:31

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

13

1	A. First of all, to -- the responsibility of drawing	06:05:38
2	districts, 99 for the House and 33 for the Senate,	06:05:42
3	to attempt to correspond closely to voter	06:05:46
4	preferences. It's a fairness issue.	06:05:50
5	Make sure that the districts do not	06:05:56
6	favor or disfavor a political party.	06:05:59
7	To participate in voting and debates.	06:06:01
8	And particularly, as co-chair, to	06:06:05
9	designate the staff to maintain minutes -- notice	06:06:08
10	and the calls of minutes of meetings; to designate	06:06:14
11	staff when that's needed; to preside over meetings;	06:06:18
12	and to expend funds; and to offer maps that will	06:06:22
13	meet all the Constitutional requirements, including	06:06:28
14	the deadlines, the technical aspects, and the	06:06:31
15	fairness issue.	06:06:36
16	Q. And, Senator, let me ask you a question. Are you	06:06:40
17	reading something from your computer screen or some	06:06:43
18	notes you have in front of you?	06:06:45
19	A. I have some notes.	06:06:47
20	Q. All right. And can you identify what those notes	06:06:48
21	are?	06:06:50
22	A. Two pages of notes in preparation for this.	06:06:56
23	Q. All right. And what did you do to prepare for	06:07:01
24	today's deposition?	06:07:08
25	A. I talked with legal counsel that's been assigned.	06:07:09

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

14

1	I talked with our counsel in-house,	06:07:22
2	which would include Scott Stockman and Kristin	06:07:28
3	Rothey.	06:07:38
4	I talked with Sarah Cherry, legal	06:07:38
5	counsel in the House Democratic Caucus.	06:07:45
6	George Boas with the Senate policy	06:07:50
7	staff; and Mike Rowe.	06:08:00
8	I got input also from Randall Routt and	06:08:02
9	Chris Glassburn.	06:08:05
10	Q. All right. And I don't want to know about any of	06:08:11
11	the conversations you had with your lawyer. You	06:08:17
12	mentioned Mr. Scott Stockman; is that right?	06:08:22
13	A. Yes.	06:08:25
14	Q. And who does Mr. Stockman represent?	06:08:27
15	A. He is our legal counsel for the Senate Democratic	06:08:33
16	Caucus.	06:08:39
17	Q. Is he representing you for purposes of any of the	06:08:39
18	three apportionment cases?	06:08:42
19	A. No, he is not.	06:08:44
20	Q. What about Kristin Rothey -- and I probably have	06:08:44
21	that wrong. I apologize. Does she represent you	06:08:48
22	for purposes of the apportionment cases?	06:08:56
23	A. No, she does not.	06:08:59
24	Q. What about Ms. Cherry? Does she represent you for	06:09:00
25	purposes of the apportionment cases?	06:09:02

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

15

1	A. No, she does not.	06:09:05
2	Q. All right. Did you speak to each of the	06:09:06
3	individuals you listed in your answer a moment ago	06:09:11
4	today about your deposition?	06:09:14
5	A. No.	06:09:16
6	Q. When was the last time you spoke with Scott	06:09:22
7	Stockman?	06:09:30
8	A. I spoke with him today.	06:09:30
9	Q. All right --	06:09:40
10	PLANET DEPOS TECHNICIAN: Sorry. This	06:09:40
11	is the tech. I don't mean to interrupt.	06:09:42
12	Apologies. Apparently the real time is not	06:09:45
13	working.	06:09:46
14	MR. BRANCH: Let's -- given the time	06:09:46
15	limit, can we please go off the record while we	06:09:48
16	address the technical issue?	06:09:48
17	VIDEO TECHNICIAN: Off the record at	06:09:48
18	6:10.	06:09:48
19	(Off the record at 6:10 p.m.)	06:09:48
20	(Back on the record at 6:12 p.m.)	06:11:55
21	VIDEO TECHNICIAN: We're now back on	06:11:55
22	record. The time on the video monitor is 6:12 p.m.	06:12:02
23	MR. BRANCH: Thank you very much.	06:12:02
24	BY MR. BRANCH:	06:12:08
25	Q. Senator Sykes, what I would like to do is -- given	06:12:08

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

16

1 that you brought notes to the actual deposition 06:12:18
2 itself, I would like go ahead and mark that as 06:12:20
3 Exhibit 1 to the deposition, and I would like you 06:12:25
4 to begin reading the content of the notes into the 06:12:27
5 record, please. 06:12:32

6 MARKED FOR IDENTIFICATION: 06:12:32
7 DEPOSITION EXHIBIT 1 06:12:34
8 Notes 06:12:34
9 6:12 p.m. 06:12:43

10 A. Okay. 06:12:43

11 BY MR. BRANCH: 06:12:44

12 Q. And you said that it was approximately two pages 06:12:44
13 worth of notes? 06:12:45

14 A. Yes. 06:12:47

15 Q. All right. 06:12:47

16 A. First part; and it says: 06:12:52

17 "Gerrymander. It's a definition that I 06:12:57
18 like to use. In analyzing voter history, you will 06:13:00
19 notice that voters are predisposed to support 06:13:04
20 political parties. This information allows you to 06:13:08
21 construct districts by putting voters together in a 06:13:13
22 configuration to maximize your political interest 06:13:15
23 to favor or disfavor a political party. 06:13:19

24 "Similar to putting pieces of a puzzle 06:13:23
25 together, the smaller the pieces, the more 06:13:27

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

17

1	inventive you can be in packing or cracking	06:13:30
2	like-minded folks. [As read]"	06:13:34
3	Next section deals with just some dates,	06:13:37
4	some dates for when plans were introduced to the	06:13:42
5	commission. And 8/31, that's the plan introduced	06:13:48
6	that had 14 Senate seats and Democratic seats and	06:13:52
7	44 House Democratic seats.	06:13:59
8	There is also, in September the 1st, a	06:14:04
9	map with the same proportions.	06:14:10
10	In September the 9th, there was a map	06:14:17
11	with proportions of 8 and 31.	06:14:21
12	September the 13th, a map with	06:14:28
13	proportions 13 and 42.	06:14:31
14	And September the 15th, a map with	06:14:35
15	proportions of 9 and 35.	06:14:38
16	Next section deals with why I voted	06:14:44
17	against the map.	06:14:48
18	One, it violates Constitutional -- the	06:14:49
19	Constitution in that -- particularly, the	06:14:54
20	representation of fairness components.	06:14:56
21	Two, it excluded -- I was excluded from	06:14:58
22	the map drawing process.	06:15:01
23	Three, it failed to adhere to the	06:15:03
24	deadlines that were prescribed in the Constitution.	06:15:07
25	Four, it did not hold the requisite	06:15:11

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

18

1	meetings that it was supposed to hold.	06:15:15
2	Next, it did not adequately explain how	06:15:20
3	the maps were proposed to conform with the	06:15:24
4	Constitution, particularly the technical aspects of	06:15:28
5	it and the fairness aspects of it.	06:15:30
6	Next, it did not attempt to comply with	06:15:32
7	the representational fairness issue.	06:15:35
8	Next section deals with duties. That's	06:15:42
9	the 99 -- draw a map, 99 House and 33 Senate	06:15:44
10	districts. Attempt to correspond closely to voter	06:15:53
11	preferences. Does not favor or disfavor a	06:15:56
12	political party. Participate in voting and	06:16:03
13	debates. And as co-chair, designate staff to	06:16:07
14	maintain minutes. Call -- the notice and the	06:16:10
15	calling of meetings. Designate staff. Preside	06:16:14
16	over meetings. Expending funds. And offer maps	06:16:17
17	that meet all the Constitutional requirements.	06:16:22
18	Data. People that -- and organizations	06:16:26
19	I got data from: Ohio University; Randall Routt;	06:16:31
20	Michael Rowe; George Boas; Project Govern; Chris	06:16:38
21	Glassburn; Traevon Leak; All On The Line; Heather	06:16:45
22	Blessing; Ohio Legislative Service Commission; Ohio	06:16:51
23	Citizens' Redistricting Commission; House and	06:16:56
24	Senate Democratic Caucus members.	06:16:59
25	Q. Senator Sykes, I apologize for interrupting. Can	06:17:02

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

19

1	you please go back through that list? You were	06:17:05
2	going a little fast for me to take notes.	06:17:07
3	A. Okay. Ohio University --	06:17:11
4	Q. Yes, sir.	06:17:11
5	A. -- Randall Routt; Michael Rowe; George Boas;	06:17:17
6	Project Govern; Chris Glassburn; Traevon Leak.	06:17:31
7	Q. I think you're muted, sir.	06:18:02
8	A. Sorry about that.	06:18:07
9	Q. That's all right. The last -- the last I heard was	06:18:08
10	Traevon Leak.	06:18:11
11	A. All On The Line.	06:18:13
12	Q. All right.	06:18:16
13	A. Heather Blessing; Ohio Legislative Service	06:18:17
14	Commission; Ohio Citizens' Redistricting	06:18:29
15	Commission; House and Senate Democratic Caucus	06:18:34
16	members.	06:18:39
17	Next section deals with drafting input	06:18:43
18	for amended map.	06:18:50
19	Randall Routt; Mike Rowe; George Boas;	06:18:52
20	Auditor of State Keith Faber; Secretary of State	06:19:01
21	Frank LaRose; Project Govern; and Chris Glassburn.	06:19:07
22	I put some other names that I wanted to	06:19:24
23	remember on here: David Horn; Shawn Busken; Eric	06:19:26
24	Holder.	06:19:58
25	I made a note for myself: Frank LaRose	06:20:00

1	pledge.	06:20:03
2	Another note of people's interest in	06:20:19
3	education and environment; and the arrogance of the	06:20:27
4	super majority, callous disregard for those	06:20:32
5	people -- persons with less, people who are	06:20:37
6	marginalized.	06:20:44
7	Q. All right. Are there any other notes on the two	06:20:55
8	pages that you have in front of you that you	06:20:59
9	haven't described in your testimony?	06:21:01
10	A. "Co-chairs and staff interaction" is a note to	06:21:02
11	myself.	06:21:11
12	Q. Anything else?	06:21:17
13	A. "Sykes amendment. DiRossi map. Trumbull County	06:21:18
14	fix."	06:21:28
15	Q. All right. Anything else on there that you haven't	06:21:42
16	testified to?	06:21:45
17	A. I don't believe so.	06:21:45
18	Q. And we will -- we're asking for a copy of that --	06:21:47
19	verbatim copy of those notes to be produced to us	06:21:48
20	after the deposition.	06:21:53
21	All right. Well, I appreciate you going	06:21:57
22	through that exercise and describing for me -- I	06:21:58
23	got a couple of questions about the notes.	06:22:02
24	You had a category of names, and you	06:22:04
25	said, "Drafting input for the amended map." What	06:22:08

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

21

1 date did the amended map that you referred to in 06:22:13
2 that category get submitted to the commission? 06:22:20
3 A. I believe that date was 9/13. 06:22:26
4 Q. All right. Let's see. So going to -- for some of 06:22:30
5 the individuals that you have listed here -- 06:22:49
6 actually, back up. 06:22:52
7 One name or entity that I did not hear 06:22:53
8 from you is a group called "HaystaqDNA." Have you 06:22:56
9 heard of that entity or group before? 06:23:06
10 A. I don't recall ever hearing that before. 06:23:09
11 Q. All right. Who did the Senate Democratic Caucus 06:23:11
12 contract with to provide redistricting services in 06:23:25
13 connection with the 2021 redistricting of the 06:23:30
14 General Assembly? 06:23:33
15 MS. MENASHE: Objection as to 06:23:33
16 speculation; but if he knows, he can answer. 06:23:34
17 A. Chris Glassburn. 06:23:40
18 BY MR. BRANCH: 06:23:42
19 Q. And did -- are you aware of whether the 06:23:44
20 relationship was with Mr. Glassburn individually or 06:23:48
21 with his business? 06:23:51
22 A. I'm assuming it's with both. 06:24:00
23 Q. And is Project Govern his business? 06:24:01
24 A. That is his business. 06:24:09
25 Q. And does he provide redistricting services through 06:24:10

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

22

1	Project Govern?	06:24:14
2	A. I believe so.	06:24:15
3	Q. And does that include actually composing the lines	06:24:16
4	of state legislative districts for purposes of	06:24:24
5	redistricting?	06:24:32
6	A. Yes.	06:24:32
7	Q. Did he actually perform those services for you and	06:24:33
8	the Senate Democratic Caucus?	06:24:36
9	A. Yes.	06:24:39
10	Q. Are you aware of -- are you aware of whether in	06:24:39
11	your document production any contract with	06:24:47
12	Mr. Glassburn or Project Govern was produced?	06:24:54
13	A. The staff worked on all of the documentation. I	06:25:01
14	assume that that was one of the documents that they	06:25:03
15	produced.	06:25:05
16	Q. Are you aware of how many documents you produced to	06:25:06
17	us?	06:25:11
18	A. I heard it was in the thousands, but I don't recall	06:25:12
19	the exact number.	06:25:15
20	Q. I will represent to you that it was more than	06:25:17
21	31,000 pages of documents that we got yesterday	06:25:21
22	afternoon. So...	06:25:24
23	How much was the Senate Democratic	06:25:29
24	Caucus allocated from the Legislative Task Force on	06:25:33
25	Redistricting, Reapportionment, and Demographic	06:25:33

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

23

1	Research to spend on redistricting efforts?	06:25:44
2	A. I don't recall the total amount. I believe it was	06:25:44
3	over \$100,000.	06:25:48
4	Q. Got you.	06:25:51
5	MS. MENASHE: Let's go ahead and mark	06:25:52
6	as -- I believe this would be Exhibit 2 -- VSYKES	06:26:02
7	0013942 and -13943.	06:26:05
8	MARKED FOR IDENTIFICATION:	06:26:05
9	DEPOSITION EXHIBIT 2	06:26:05
10	VSYKES 0013942-13943	06:26:05
11	6:26 p.m.	06:26:05
12	MR. BRANCH: Like we did in	06:26:14
13	Leader Sykes' deposition, the link to the documents	06:26:16
14	is going to be shared in the chat.	06:26:18
15	MS. MENASHE: Is it a single click?	06:26:42
16	MR. BRANCH: That's a double click.	06:26:44
17	MS. MENASHE: It makes me save it then.	06:26:45
18	MR. BRANCH: It makes you save it?	06:26:49
19	MS. MENASHE: Yep.	06:26:52
20	MS. RIGGINS: When I double-click, it	06:26:56
21	opens.	06:27:01
22	MR. BRANCH: Okay. Well, I don't know	06:27:01
23	what to tell you, but when I double-click, it makes	06:27:01
24	me save it.	06:27:10
25	MS. RIGGINS: Ms. Court Reporter, as we	06:27:10

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

24

1	did yesterday, can you please open and display the	06:27:14
2	exhibit?	06:27:16
3	PLANET DEPOS TECHNICIAN: Yes. One	06:27:18
4	moment, please.	06:27:20
5	MR. BRANCH: Thank you.	06:27:20
6	When I click on it, it says, "This file	06:27:28
7	does not exist. File path errors." Is anyone else	06:27:30
8	able to open it?	06:27:34
9	MS. MENASHE: Okay. Then can we go off	06:27:42
10	the record so that someone from Planet Depos can	06:27:44
11	provide respondents with the ability to do their	06:27:47
12	exhibits in a timely fashion, as was given the	06:27:49
13	opportunity to relators? This is why we tried to	06:27:52
14	use our own system, so that we could have these	06:27:55
15	issues resolved. But it was important to relators	06:27:59
16	that this be used. So --	06:28:03
17	MR. BRANCH: Let's go off the record,	06:28:09
18	please, so we can figure this out.	06:28:10
19	VIDEO TECHNICIAN: Off the record,	06:28:12
20	6:28 p.m.	06:28:15
21	(Off the record at 6:28 p.m.)	06:28:17
22	(Back on the record at 6:30 p.m.)	06:30:02
23	VIDEO TECHNICIAN: Now back on the	06:30:07
24	record. The time on the video monitor is 6:30 p.m.	06:30:09
25	MR. BRANCH: Thank you. Can we display	06:30:12

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

25

1 the Exhibit 2 -- the first page, please? 06:30:14

2 BY MR. BRANCH: 06:30:19

3 Q. All right. Senator Sykes, I will represent to you 06:30:20

4 that this is a document that you produced to us in 06:30:22

5 discovery. And it has VSYKES_0013942 and -13943 as 06:30:24

6 the Bates numbers for it. 06:30:31

7 Can you read the document and identify 06:30:35

8 for me what you believe it is? 06:30:37

9 A. "Wendy, see the supplemental allocation signed by 06:30:45

10 Senator McColley and Leader Sykes today. 06:30:49

11 "Let us know if you have any questions." 06:30:52

12 Looks like a cover for some documents. 06:30:54

13 Q. All right. Let's look at the -- let's go to the 06:30:57

14 second page. All right. 06:31:13

15 And, Senator Sykes, I'd like to direct 06:31:16

16 you to the paragraph under "Allocation of Funds." 06:31:18

17 Can you read the two paragraphs under "Allocation 06:31:23

18 of Funds" and let me know whether this refreshes 06:31:28

19 your recollection about the amount of money that 06:31:31

20 was allocated to the Democratic Caucus for 06:31:32

21 redistricting purposes? 06:31:36

22 MS. MENASHE: I'm not sure a foundation 06:31:50

23 has been laid that he has ever seen this before, 06:31:52

24 and it wasn't addressed to him; nor did you ask, 06:31:55

25 "Would it help to refresh your recollection if I 06:31:58

1	showed you anything?"	06:31:59
2	But with that said, if my client	06:32:00
3	remembers the amount that was allocated, he can	06:32:04
4	answer.	06:32:06
5	A. I was not involved in this transaction. I was not	06:32:13
6	involved at all. The commission had not been put	06:32:16
7	in place, and it wasn't even determined who the	06:32:19
8	commissioners were going to be at that particular	06:32:22
9	time. So this is prior to my involvement with the	06:32:25
10	commission.	06:32:30
11	BY MR. BRANCH:	06:32:35
12	Q. Were you involved with the Senate Democratic Caucus	06:32:35
13	as of August 11, 2021?	06:32:39
14	A. Yes. I have been a member, yes. I was a member of	06:32:45
15	the Democratic Caucus.	06:32:49
16	Q. All right. And have you seen this -- the August	06:32:52
17	11th Legislative Task Force memo that is in front	06:32:58
18	of you today before?	06:33:05
19	A. I don't believe that I have. It could have come	06:33:14
20	into my inbox; but it doesn't necessarily mean that	06:33:16
21	I paid particular attention to it.	06:33:19
22	Q. Do you have any reason to believe that any	06:33:21
23	information contained in this memo is not accurate?	06:33:27
24	A. No, I do not.	06:33:29
25	Q. All right. And the memo provides that the --	06:33:30

1 quote: 06:33:30

2 "The Democratic legislative caucuses in 06:33:36

3 the House and the Senate are jointly allocated an 06:33:39

4 additional \$200,000 to purchase, lease or rent 06:33:41

5 hardware, software, physical space and/or supplies 06:33:44

6 and contract for technical and legal services 06:33:48

7 related to the 2021 redistricting process of this 06:33:50

8 state. [As read]" 06:33:54

9 Do you see where I read from, just under 06:33:55

10 "Allocation of Funds"? 06:33:57

11 A. Yes. 06:33:58

12 Q. Are you aware of whether the Senate Democratic 06:34:00

13 Caucus received any of the \$200,000 referenced in 06:34:06

14 this paragraph? 06:34:09

15 A. I believe so, yes. 06:34:10

16 Q. Do you have any belief as to how much of the 06:34:13

17 \$200,000 the Senate Democratic Caucus received? 06:34:19

18 A. As I stated before, I thought it was \$100,000. And 06:34:24

19 it looks like that's consistent with this letter, 06:34:27

20 because there's jointly allocated an additional 06:34:29

21 \$200,000 to the caucuses. 06:34:34

22 So the caucus -- the House caucus and 06:34:37

23 the Senate caucus would get 200,000. So each 06:34:39

24 caucus, the House and the Senate Democrats, would 06:34:44

25 receive 100,000. 06:34:50

1 Q. I guess the question I have got here is, the way 06:34:51
2 that this first sentence reads is it describes the 06:34:54
3 \$200,000 as, quote, "an additional \$200,000." 06:34:56
4 Are you aware of whether the Senate 06:35:02
5 Democratic Caucus and the House Democratic Caucus 06:35:06
6 had been allotted any money prior to this 06:35:11
7 allocation of the additional \$200,000? 06:35:18
8 A. I believe some amount, but I'm not sure what that 06:35:21
9 amount was or when it was -- may have been funded. 06:35:23
10 Q. Okay. Fair enough. 06:35:28
11 How do you know Chris Glassburn? 06:35:33
12 A. Chris Glassburn was a staff member in the House 06:35:49
13 when I was a member of the Ohio House of 06:35:55
14 Representatives over a decade ago. 06:35:58
15 Q. Did you work on redistricting a decade ago while 06:36:04
16 Mr. Glassburn was in the House? 06:36:08
17 A. I was on one of the committees, so I participated. 06:36:12
18 [Simultaneous speaking.] 06:36:12
19 BY MR. BRANCH: 06:36:20
20 Q. And I apologize. I didn't mean to talk over you. 06:36:20
21 Did Mr. Glassburn assist you in your 06:36:24
22 participation in the redistricting process? 06:36:27
23 A. Well, you know, it's difficult to say that he 06:36:28
24 assisted me because I wasn't involved in drawing 06:36:36
25 it, drawing the maps. I was just on the committee 06:36:39

1 listening to testimony, and he was involved with 06:36:42
2 the map drawing process. 06:36:47
3 Q. Okay. I appreciate that. That answers what I was 06:36:55
4 asking. 06:36:58
5 Did you consider -- did you or the 06:36:58
6 Senate Democratic Caucus consider engaging anyone 06:36:59
7 other than Mr. Glassburn to assist you with the 06:37:03
8 2021 redistricting efforts? 06:37:07
9 A. I'm not sure, because I wasn't involved in that. 06:37:09
10 That was the leader of the caucus that made the 06:37:15
11 decision of who to contract with and what the 06:37:19
12 contract would involve. 06:37:21
13 Q. And was that prior to when the leader selected you 06:37:23
14 as the minority party Senator who was the member of 06:37:32
15 the redistricting commission? 06:37:38
16 A. I believe so, but that can be verified. 06:37:40
17 Q. All right. Do you have any idea about when 06:37:45
18 Mr. Glassburn and Project Govern started performing 06:37:52
19 work for the Senate Democratic Caucus related to 06:37:55
20 the 2021 redistricting efforts? 06:37:57
21 A. I believe it was sometime in mid-August. 06:38:03
22 Q. Got you. 06:38:05
23 Did -- who were the primary people that 06:38:06
24 worked with Mr. Glassburn? 06:38:13
25 A. We have an additional staff person that's on our 06:38:15

1 staff, Randall Routt, who is a technical staff 06:38:25
2 person; and he was also involved in drawing maps 06:38:28
3 ten years ago. And so he and Chris Glassburn 06:38:32
4 worked as a team to produce our maps. 06:38:41
5 Q. Got you. Where would Mr. Routt and Mr. Glassburn 06:38:43
6 go to work on the maps? 06:38:53
7 A. Software was purchased, and they were given access 06:39:02
8 to the software and license. Randall Routt had a 06:39:06
9 computer in his Senate policy office, where he 06:39:20
10 would have access to the software. And I believe 06:39:23
11 Chris Glassburn had the software put on a computer 06:39:25
12 of his own. And I don't know where he conducted 06:39:28
13 it. 06:39:39
14 Q. That's fair enough. 06:39:39
15 And the software you're referring to, is 06:39:44
16 that the Maptitude program, to the best of your 06:39:47
17 knowledge? 06:39:51
18 A. I have heard that phrase before, so maybe that's 06:39:51
19 it. 06:39:54
20 Q. And are you aware of whether Mr. Routt's computer 06:39:59
21 has any sort of log-in or password protection to 06:40:04
22 ensure that he is the only person that has access 06:40:07
23 to what's on there? 06:40:10
24 A. Yes. Double-protected from the standpoint of all 06:40:17
25 of our computers -- that's the Senate employees and 06:40:21

1 members -- have password protection on access to 06:40:25
2 their computers. But also with this particular 06:40:29
3 software, you have to have sign-on information for 06:40:32
4 it too, as well. And so there's double protection. 06:40:35
5 Q. All right. That's helpful. 06:40:39
6 And did Mr. Routt -- did you instruct 06:40:43
7 Mr. Routt to make his computer and email available 06:40:53
8 for review as part of the discovery that's been 06:40:56
9 conducted in this case? 06:41:00
10 A. I did not. He does not work for me, and I can't 06:41:00
11 give him orders or direction. And staff were 06:41:04
12 involved with making sure that we complied with the 06:41:12
13 request. 06:41:15
14 Q. Excuse me. Who does he report to? 06:41:15
15 A. The chief of staff, Mike Rowe. 06:41:20
16 Q. And is that the chief of staff for the Senate 06:41:29
17 Democratic Caucus? 06:41:35
18 A. Yes. 06:41:35
19 Q. And so you're not aware of whether Mr. Routt has 06:41:35
20 searched or allowed his computer and emails to be 06:41:42
21 searched for responsive documents in this case? 06:41:47
22 A. I believe he has. I know the staff had indicated 06:41:48
23 that they were working really hard, all of them, to 06:41:56
24 produce all of those 31,000 documents. And I'm 06:41:58
25 sure he was involved with that. I have no reason 06:42:04

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

32

1	to believe that he did not participate.	06:42:06
2	Q. Got you. All right.	06:42:14
3	Would members of the Senate Democratic	06:42:25
4	Caucus go into Mr. Routt's office and review the	06:42:31
5	maps that he was working on?	06:42:35
6	A. Yes.	06:42:38
7	Q. All right. So am I correct that you submitted maps	06:42:38
8	to the commission or its members on August 31,	06:42:49
9	September 1, September 13, and September 15th?	06:42:55
10	A. Yes.	06:43:06
11	Q. And did anybody compose the lines on those maps	06:43:07
12	other than Mr. Routt and Mr. Glassburn?	06:43:22
13	A. No. We took -- no.	06:43:23
14	Q. You said earlier you have never heard of the firm	06:43:26
15	HaystaqDNA. So I take it you are not aware of any	06:43:35
16	role that HaystaqDNA played with regard to the	06:43:39
17	preparation of any of the maps that I just listed?	06:43:46
18	A. That's correct.	06:43:51
19	Q. All right. Who provided guidance to Mr. Glassburn	06:43:51
20	and Mr. Routt on what the maps were supposed to	06:43:59
21	look like?	06:44:03
22	MS. MENASHE: Objection, calls for	06:44:03
23	speculation.	06:44:05
24	He can answer as to whether he provided.	06:44:05
25	Senator, go ahead. Did you provide?	06:44:07

1 A. Well, my understanding is part of his contract, 06:44:13
2 Chris Glassburn, is that he is the expert. 06:44:19
3 And so one of the key things that we 06:44:22
4 wanted to do is to make sure that we comply with 06:44:25
5 the Constitution. And so we asked him to construct 06:44:27
6 maps that complied with the Constitution. And he 06:44:43
7 then produced maps to do that. 06:44:52
8 BY MR. BRANCH: 06:44:54
9 Q. And is it your understanding that each of the maps 06:44:57
10 that Mr. Glassburn produced did, in fact, comply 06:45:01
11 with the Constitution? 06:45:04
12 A. No. I didn't say that. He was directed to do 06:45:05
13 that. But in the process of producing maps, there 06:45:11
14 were mistakes made; there were misjudgments made. 06:45:20
15 But I believe he did attempt, in all cases, to 06:45:28
16 produce maps that were Constitutional. 06:45:30
17 Q. Got you. 06:45:33
18 Well, let me ask you this: You 06:45:36
19 mentioned that sometimes mistakes and misjudgments 06:45:38
20 were made. Can you tell me about any mistakes or 06:45:42
21 misjudgments that were made with regard to 06:45:48
22 preparation of the August 31st map that was 06:45:51
23 submitted to the commission? 06:45:53
24 A. The assignment of numbers on the map, district 06:46:01
25 numbers, was not done in the appropriate manner. 06:46:10

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

34

1 And the map on the 31st was put together as a 06:46:15
2 starting place for us to work from and to try to 06:46:22
3 keep us on schedule. 06:46:28
4 Q. All right. Were there any other mistakes or 06:46:37
5 misjudgments that you're aware of that were made in 06:46:41
6 the August 31 plan? 06:46:46
7 A. There was an adjustment that was made later to a 06:46:48
8 district in the Cincinnati area, and there was a 06:46:55
9 change in the map that was made in Trumbull County. 06:47:03
10 Q. All right. And were there any other mistakes or 06:47:14
11 misjudgments in the August 31st map -- 06:47:23
12 A. Not that I'm aware of. 06:47:28
13 Q. All right. And I believe I saw a press release 06:47:29
14 from your office that described the September 1st 06:47:32
15 map as a technical correction to the August 31st 06:47:34
16 map. Do you recall that? 06:47:38
17 A. Yes. 06:47:41
18 Q. Was the purpose of the September 1st map that you 06:47:41
19 submitted to the redistricting commission to 06:47:48
20 correct the mistakes and misjudgments you have just 06:47:53
21 listed that were in the August 31st map? 06:47:57
22 A. It was to make the correction for the number 06:47:58
23 assignments. 06:48:05
24 Q. All right. But it didn't -- it didn't fix the 06:48:08
25 issue with regard to the Cincinnati area or 06:48:12

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

35

1	Trumbull County?	06:48:14
2	A. I'm not sure. I don't recall exactly when the	06:48:15
3	Cincinnati -- it did not fix the Trumbull County	06:48:24
4	area issue. The Cincinnati may have been included	06:48:27
5	in the September 1st.	06:48:35
6	Q. Okay. Were there -- with the exception of the	06:48:37
7	Trumbull County issue and the Cincinnati area issue	06:48:44
8	that may or may not have been in there, were there	06:48:47
9	any other mistakes or misjudgments that were	06:48:51
10	contained in the September 1st map?	06:48:54
11	A. Not that I'm aware of.	06:49:05
12	Q. All right. What about the September 13th map?	06:49:05
13	Were there any mistakes or misjudgments in the	06:49:11
14	September 13th map?	06:49:18
15	A. The Trumbull County issue was addressed in that	06:49:19
16	map.	06:49:23
17	Q. Okay. So that's no longer an issue.	06:49:23
18	Were there any other mistakes or	06:49:28
19	misjudgments that existed in the September 13th	06:49:30
20	map?	06:49:34
21	A. Not that I'm aware of.	06:49:35
22	Q. All right. What about the September 15th map? Did	06:49:37
23	the Trumbull County issue get fixed in the	06:49:44
24	September 15th map?	06:49:49
25	A. It was fixed, yes.	06:49:50

1	Q. All right. Were there any other -- I'm sorry. I	06:49:55
2	didn't mean to interrupt. I apologize. I thought	06:50:00
3	you were trying to speak.	06:50:05
4	A. No. Go ahead. I'm sorry.	06:50:06
5	Q. Were there any other mistakes or misjudgments that	06:50:07
6	existed in the September 15 map?	06:50:12
7	A. Not that I'm aware of.	06:50:19
8	Q. Okay. I apologize if I'm retreading over some	06:50:22
9	ground. But other than the instructions to	06:50:35
10	Mr. Glassburn and Mr. Routt about following the	06:50:46
11	Ohio Constitution, what instructions were given to	06:50:50
12	them on how to draw the August 31st map -- and that	06:50:55
13	you are aware of?	06:51:00
14	A. I'm not aware of it.	06:51:16
15	Q. You were not aware of any instructions given to	06:51:17
16	Mr. Glassburn or Mr. Routt with regard to the	06:51:20
17	August 31st map, other than to follow the	06:51:22
18	Constitution?	06:51:24
19	A. Yeah. And that -- "the Constitution" would mean	06:51:29
20	making sure that you follow the technical	06:51:35
21	requirements as well as you do the best to attempt	06:51:37
22	to also comply with the fairness guidelines. So	06:51:41
23	that was the basic instruction.	06:51:49
24	Q. Gotcha.	06:51:55
25	And can you describe for me your	06:51:56

1 understanding of the distinction between the 06:51:58
2 technical requirements of Article XI of the Ohio 06:52:02
3 Constitution and the fairness requirements of 06:52:06
4 Article XI of the Ohio Constitution? 06:52:09
5 A. They are requirements, technical, that deal with 06:52:11
6 how you draw maps. Compactness is an issue. The 06:52:22
7 number of splits is important, to try to keep 06:52:31
8 communities of interest together, to keep units of 06:52:36
9 government together. And so those kinds of 06:52:43
10 requirements we consider more technical. 06:52:47
11 The fairness requirement deals with the 06:52:49
12 attempt you must make to comply with the voter 06:52:51
13 preferences that have been expressed over the last 06:52:58
14 ten years. 06:53:01
15 Q. Gotcha. 06:53:04
16 And do you describe the -- let me back 06:53:05
17 up. 06:53:09
18 And I would imagine that you consider 06:53:10
19 the substantial -- the requirement that districts' 06:53:13
20 populations be substantially equal as a technical 06:53:18
21 requirement as well? 06:53:20
22 A. Yes. 06:53:21
23 Q. And do you under- -- strike that. 06:53:21
24 Do you believe that those technical 06:53:26
25 requirements are technical because they are more 06:53:29

1 formulaic in their application in the redistricting 06:53:32
2 process? 06:53:39
3 A. I don't understand the question, because there is 06:53:39
4 also a formula for the fairness provision. 06:53:50
5 Q. Then -- and my question is really trying to 06:54:00
6 understand the distinction between -- you have 06:54:01
7 described contiguous territory, the equal 06:54:05
8 population requirements, the -- keeping, you know, 06:54:11
9 counties whole and municipalities whole as a 06:54:14
10 technical requirement, as compared to the fairness 06:54:18
11 requirement in the Constitution. So I'm trying to 06:54:22
12 understand why you place those in the different 06:54:24
13 categories. 06:54:26
14 A. Well, we could just eliminate the concept of 06:54:29
15 technical and just call them what they are so we 06:54:32
16 won't be confused. 06:54:38
17 Q. As part of Mr. Glassburn's responsibility for 06:54:40
18 drafting the redistricting maps for you and the 06:54:44
19 Senate Democratic Caucus, was he responsible for 06:54:53
20 making sure that each of the maps complied with the 06:54:54
21 equal population requirement of the Constitution? 06:54:58
22 A. Yes. 06:55:00
23 Q. And was Mr. Routt also responsible for that? 06:55:01
24 A. Yes. 06:55:05
25 Q. Were Mr. Glassburn and Mr. Routt responsible for 06:55:06

1	ensuring that each district was composed of	06:55:14
2	contiguous territory?	06:55:17
3	A. Yes.	06:55:19
4	Q. And that's for each of the maps that you proposed?	06:55:19
5	A. Yes.	06:55:22
6	Q. And Mr. Glassburn and Mr. Routt were responsible	06:55:23
7	for ensuring that the maps that you proposed	06:55:30
8	complied with the Constitution's requirements with	06:55:33
9	regard to county splits?	06:55:35
10	A. Yes.	06:55:38
11	Q. And Mr. Routt and Mr. Glassburn were responsible	06:55:38
12	for ensuring that the maps that you proposed	06:55:41
13	complied with the Constitution's requirements with	06:55:44
14	regard to the splits of municipalities and	06:55:47
15	townships, right?	06:55:51
16	A. Yes.	06:55:52
17	Q. Are you aware of any instructions at all given to	06:55:52
18	Mr. Glassburn or Mr. Routt with respect to equal	06:55:59
19	population, contiguous territory, or splitting	06:56:04
20	counties or municipalities, other than just, "Go	06:56:08
21	and follow the Constitution"?	06:56:12
22	A. No.	06:56:22
23	Q. Okay.	06:56:22
24	A. No, not at all.	06:56:23
25	Q. In the preparation of the August 31st map, were you	06:56:23

1 aware of any district-specific issues that came up 06:56:32
2 in the preparation of the map? 06:56:34
3 A. The map drawer was instructed to meet with each of 06:56:54
4 the members of our caucus to get input from them; 06:56:58
5 to give them information; and share with them the 06:57:06
6 new data from the census and how that would affect 06:57:08
7 what we're doing; and to get their input. I didn't 06:57:16
8 sit in on those meetings, so I don't really know to 06:57:22
9 what extent they talked about whatever. 06:57:30
10 Q. Is it your understanding that both Mr. Glassburn 06:57:31
11 and Mr. Routt sat in on the meetings with the 06:57:35
12 members of the caucus? Or was it just one of them? 06:57:38
13 Do you know? 06:57:45
14 A. I believe that, whenever possible, it was both of 06:57:45
15 them. 06:57:50
16 Q. Fair enough. 06:57:50
17 Other than meet with each member of the 06:57:57
18 caucus to get their input into the August 31st map, 06:58:00
19 what other preparation or research are you aware of 06:58:06
20 Mr. Routt or Mr. Glassburn doing? 06:58:11
21 A. I'm not aware of any; but I assume that they are 06:58:15
22 professionals, and that they would have access to 06:58:30
23 information that I just wouldn't be aware of or 06:58:33
24 knowledgeable about at all. 06:58:37
25 Q. And that's why you hire experts, right? 06:58:37

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

41

1 A. Yeah. Absolutely. 06:58:41

2 Q. All right. Are you aware of anybody outside of the 06:58:41

3 Senate Democratic Caucus who gave direction to 06:58:48

4 Mr. Glassburn or Mr. Routh -- strike that, because 06:58:51

5 that's not clear. 06:58:54

6 Are you aware of anybody outside of the 06:58:54

7 Senate Democratic Caucus or their staff who gave 06:58:56

8 guidance to Mr. Glassburn or Mr. Routh on how to 06:58:59

9 compose the lines in any of the maps that they drew 06:59:04

10 for you? 06:59:07

11 A. I'm not aware. Mr. Glassburn was instructed not to 06:59:08

12 talk to -- not to be involved with other people. 06:59:22

13 Q. And who do you mean by "other people"? 06:59:31

14 A. Any other person. 06:59:41

15 Q. So he was -- I want to make sure I'm understanding 06:59:42

16 this right. Who instructed Mr. Glassburn not to 06:59:46

17 talk with any other person? 06:59:54

18 A. It was a caucus decision to not involve other 06:59:55

19 parties in that map. We are talking about the map 07:00:05

20 on August the 31st; and that map, that -- we did 07:00:11

21 that, basically, in-house. 07:00:15

22 Q. And by "other parties," does that specifically 07:00:19

23 include the Ohio House Democratic Caucus? 07:00:24

24 A. Glad you asked that. Because Chris Glassburn asked 07:00:30

25 me -- he had been approached by House members to 07:00:36

1 give input or ask him questions, and what was he to 07:00:39
2 do when they approach him? And my instruction to 07:00:44
3 him was that he is to have no contact with them 07:00:48
4 about -- or communications with them about the 07:00:51
5 maps. 07:00:56
6 Q. And did your instruction to Mr. Glassburn to not 07:00:56
7 communicate with members of the Ohio House 07:01:05
8 Democratic Caucus about the redistricting maps 07:01:08
9 continue to be in effect through September 16, 07:01:11
10 2021? 07:01:15
11 MS. MENASHE: Counsel, I believe you are 07:01:21
12 misstating. He said that that was the 07:01:22
13 communication about the 8/31 map, singular. 07:01:25
14 MR. BRANCH: I may have misheard him. 07:01:29
15 BY MR. BRANCH: 07:01:35
16 Q. Senator Sykes, can you just clarify whether the 07:01:35
17 instruction applied only to the 8/31 map, or if you 07:01:37
18 instructed him not to communicate with the House 07:01:40
19 members for all of the maps? 07:01:42
20 A. It was just the 8/31. 07:01:44
21 Q. Okay. Are you aware of whether Mr. Glassburn had 07:01:45
22 communications with the House Democratic Caucus 07:01:58
23 about the 9/1 map, the September 1st map? 07:02:01
24 A. That was such a quick turnaround, I'm not sure if 07:02:10
25 he had time to; but I don't know. I don't know if 07:02:14

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

43

1	he did or not.	07:02:19
2	Q. Did Mr. Glassburn work with the members of the Ohio	07:02:20
3	House Democratic Caucus or their expert to analyze	07:02:31
4	the September 9th map that was introduced?	07:02:35
5	A. I'm not sure about that.	07:02:39
6	Q. You don't have a belief as to whether or not	07:02:40
7	Mr. Glassburn was working with the House Democratic	07:02:46
8	Caucus' expert to look at the -- or analyze the	07:02:52
9	September 9th map?	07:02:57
10	A. I'm not sure.	07:02:59
11	Q. All right. Do you know whether Mr. Glassburn	07:02:59
12	worked with the House Democratic Caucus in	07:03:04
13	developing the district lines for the	07:03:07
14	September 13th map?	07:03:12
15	A. I believe there was communication. I don't know to	07:03:13
16	what extent the information was exchanged or used.	07:03:21
17	Q. All right. And are you aware of what the subject	07:03:24
18	of the communication between Mr. Glassburn and the	07:03:29
19	House Democratic Caucus or their agents was?	07:03:33
20	A. No.	07:03:35
21	Q. All right. Do you know whether Mr. Glassburn did	07:03:37
22	any work or communicated with the House Democratic	07:03:46
23	Caucus or their agents in regard to the	07:03:48
24	September 14th map that was proposed by the -- I	07:03:50
25	believe, the Republican members of the commission?	07:03:54

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

44

1	A. At that point, we were open and communicating with	07:04:00
2	a lot of different folks, yes. I don't think there	07:04:01
3	was any issue about communicating and exchanging	07:04:04
4	information.	07:04:15
5	Q. Okay. And in reference to the September 14th map,	07:04:15
6	you said, "At that point, we were open and	07:04:20
7	communicating with a lot of different folks..."	07:04:22
8	Who else besides the House Democratic	07:04:25
9	Caucus and the Senate Democratic Caucus did you	07:04:29
10	have conversations with about the September 14th	07:04:32
11	map?	07:04:38
12	A. I think we just read through a list of the folks	07:04:38
13	that...	07:04:51
14	Q. All right. And for the record, you are referring	07:05:04
15	to notes that you brought and read into the record	07:05:06
16	earlier?	07:05:10
17	A. Yes.	07:05:10
18	Q. All right.	07:05:11
19	MS. MENASHE: Counsel, could I pause and	07:05:13
20	just clarify? When you are saying "9/14," which	07:05:15
21	map are you referring to? I'm not sure your date	07:05:21
22	is correct. And then I just want to make sure that	07:05:24
23	my client's answers are responsive to your	07:05:26
24	question.	07:05:28
25	MR. BRANCH: It was the map introduced	07:05:29

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

45

1 by Senator Huffman. In my understanding, there was 07:05:31
2 one that was introduced by him in response to the 07:05:36
3 September 13th map, late on September 14th. 07:05:40
4 MS. MENASHE: Okay. 07:05:52
5 MR. BRANCH: I mean, let me do this. 07:05:52
6 BY MR. BRANCH: 07:05:55
7 Q. Senator Sykes, did you see a map from the 07:05:56
8 Republican members of the commission in response to 07:06:03
9 your September 13th map? 07:06:05
10 A. Did I see them with it? No. No, I don't believe I 07:06:07
11 did. 07:06:07
12 Q. Was a counterproposal made to you in response to 07:06:20
13 the September 13th proposal that you made to the 07:06:24
14 commission? 07:06:26
15 A. Not that I recall. 07:06:26
16 Q. So was the September 13th map introduced by you to 07:06:34
17 the commission the last map that was considered by 07:06:53
18 any of the members of the commission? 07:06:56
19 A. Well, I have to say that I'm not clear on how to 07:06:59
20 respond. I believe on the 9/13, we submitted a map 07:07:35
21 that amended the majority map, the commission map 07:07:42
22 that had been presented. 07:07:49
23 Q. Yes, sir. 07:07:51
24 Then what happened? 07:08:03
25 A. There may have been another map maybe; but I'm not 07:08:04

1	clear on it.	07:08:33
2	Q. Okay. So as you are testifying today, you are not	07:08:34
3	clear as to whether there was a map -- a response	07:08:41
4	by the Republican members of the commission to your	07:08:49
5	September 13th map?	07:08:56
6	A. Yeah, that's correct.	07:08:59
7	Q. All right. Well, can you do this for me: After	07:09:05
8	you introduced your September 13th map to the	07:09:09
9	commission, can you describe for me any	07:09:13
10	negotiations you had with the various Republican	07:09:17
11	members of the commission to try and reach a	07:09:22
12	compromise ten-year map? I'd be happy if you start	07:09:25
13	with when you introduced the September 13th map,	07:09:33
14	and then, to the best of your recollection, just	07:09:36
15	tell me what negotiations you had until the adopted	07:09:37
16	map ended up getting passed.	07:09:42
17	A. We had ongoing communications with Auditor Faber	07:09:54
18	and Secretary of State LaRose.	07:10:01
19	We also had our staffs to work -- all of	07:10:13
20	our staffs to work -- we delegated the authority to	07:10:17
21	them to try to come together to put together a	07:10:20
22	compromise to recommend to us. So the staff did	07:10:24
23	work over a weekend to try to come up with a	07:10:34
24	recommendation, but they could not. They did not.	07:10:43
25	And all of the staffs did not participate at the	07:10:57

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

47

1	same level.	07:11:04
2	Q. So -- and just to unpack this a little bit. When	07:11:05
3	you instructed your staff to work with the staff	07:11:09
4	members of the other commissioners, was that prior	07:11:11
5	to or after the introduction of the September 13th	07:11:15
6	plan?	07:11:21
7	A. I don't recall.	07:11:30
8	Q. All right. And you said you had all of our staffs	07:11:31
9	work on trying to put together a compromise. Did	07:11:35
10	that include every member of the commission?	07:11:40
11	A. Yes. They were all invited to participate, yes.	07:11:41
12	Q. All right. And you said a moment ago that some	07:11:44
13	members' staffs participated at different levels	07:11:50
14	than others. Can you describe for me what you mean	07:11:53
15	by that?	07:11:56
16	A. The Senate majority staff map drawer and the House	07:12:06
17	staff person did not participate as much as the	07:12:11
18	others.	07:12:18
19	Q. What do you mean by they didn't "participate as	07:12:18
20	much"?	07:12:24
21	A. They did not attend very many of the meetings.	07:12:24
22	Q. Do you have any recollection of approximately how	07:12:28
23	many meetings they did attend and how many meetings	07:12:31
24	they missed?	07:12:34
25	A. No.	07:12:34

1 Q. I mean, are we talking about them attending three 07:12:35
2 meetings and missing ten? Or attending 10 meetings 07:12:38
3 and missing 30? I'm trying to get an idea of the 07:12:42
4 scope of this. 07:12:45

5 A. My understanding is they missed most of the 07:12:45
6 meetings. 07:12:50

7 Q. Okay. But not all? 07:12:50

8 A. But not all. 07:12:54

9 Q. Okay. What did your staff report to you that 07:12:54
10 happened in those meetings, to the best of your 07:13:08
11 recollection? 07:13:10

12 MS. MENASHE: Objection as to "staff." 07:13:10
13 If you want to ask specifically as to the person, 07:13:16
14 then I will determine whether there is an objection 07:13:19
15 with respect to privilege. 07:13:21

16 But go ahead. 07:13:22

17 MR. BRANCH: Well, the witness used the 07:13:24
18 term "staff." I'm using his language. 07:13:25

19 BY MR. BRANCH: 07:13:25

20 Q. I will clarify my question with, I'm not -- I'm not 07:13:27
21 asking any questions about attorneys giving you 07:13:31
22 legal advice, Senator Sykes. I don't ever want to 07:13:35
23 go there. 07:13:39

24 But what I would like to know is, you 07:13:40
25 have said "staff." You delegated authority to your 07:13:42

1 staff. Staff for -- all of our staffs met together 07:13:45
2 and then reported back to you. And I'm just asking 07:13:50
3 what the substance of the reports back to you were, 07:13:55
4 with the caveat that I'm not asking you to tell me 07:13:59
5 anything that your lawyers told you. 07:14:03

6 A. One of the problems we're dealing with in trying to 07:14:10
7 come up with a collaboration under agreement, a 07:14:17
8 bipartisan agreement, of the seven members of the 07:14:22
9 commission, two of them are legislative leaders in 07:14:25
10 the majority. And their colleagues, the other 07:14:36
11 Republican members, statewide officeholders, 07:14:42
12 basically, seemingly had some type of an agreement 07:14:49
13 that the three statewide would not take a position 07:14:52
14 contrary to the other two majority legislative 07:15:05
15 members. 07:15:08

16 And do the whole process was really led 07:15:13
17 by the Republican leaders, which became fairly 07:15:15
18 problematic because they would have to agree to 07:15:22
19 plans that, if they were fair, then the ones that 07:15:30
20 were -- that are in current existence would 07:15:34
21 possibly cause them to lose some members of their 07:15:38
22 caucus. 07:15:43

23 And so they were reluctant to 07:15:46
24 participate, comply, or draft plans in a 07:15:51
25 collaborative way, and their staffs represented 07:15:57

1 that. They did not participate as much. 07:16:01

2 The three statewide -- the staffs of the 07:16:05

3 three statewide participated wholeheartedly with 07:16:08

4 suggestions and ideas; and so did Auditor Faber and 07:16:12

5 Secretary of State LaRose themselves sit down with 07:16:24

6 us and go through maps and make suggestions and 07:16:28

7 recommendations; but not the Speaker of the House, 07:16:31

8 nor President of Senate. 07:16:37

9 And so that's the kind of report that we 07:16:40

10 received. 07:16:41

11 Q. So you said the -- Auditor Faber -- you said the 07:16:44

12 auditor and the secretary of state participated in 07:16:52

13 the negotiations -- excuse me, in the staff-level 07:16:55

14 meetings and sat down with you-all. What was the 07:16:57

15 level of participation of Governor DeWine? 07:17:00

16 A. Governor DeWine's staff. We're talking about staff 07:17:09

17 participation. Governor DeWine's staff 07:17:12

18 participated, yes, absolutely. 07:17:16

19 Q. Okay. And then at what point -- do you recall 07:17:17

20 approximately when your staff came to the 07:17:22

21 conclusion that they were unable to put together a 07:17:26

22 compromise to recommend to you? 07:17:31

23 A. After that weekend. It was a Friday, Saturday, 07:17:33

24 Sunday. After that weekend, when they weren't able 07:17:37

25 to make much progress. 07:17:43

1 Q. Okay. And then after -- after it was reported to 07:17:46
2 you that they weren't able to make progress -- 07:17:54
3 well, strike that. 07:17:58

4 Do you recall whether there were any 07:18:00
5 specific issues that the staff identified that they 07:18:06
6 weren't able to make progress on? 07:18:09

7 A. Representational fairness issues. 07:18:11

8 Q. And -- 07:18:17

9 A. The proportion of districts that were Democrats or 07:18:24
10 Republicans. The proportions. 07:18:32

11 Q. Gotcha. 07:18:33

12 And was that the primary issue that you 07:18:34
13 believe was holding up a compromise that might have 07:18:36
14 resulted in a ten-year redistricting plan for Ohio? 07:18:40

15 A. That is the issue. That's what fair districts is 07:18:44
16 all about. That's what we campaigned on. That's 07:18:55
17 what the whole change in the Constitution was 07:18:57
18 about, to have fair districts. 07:18:59

19 And the litmus test and the evaluation 07:19:01
20 of fair districts happens to be that 07:19:03
21 representational fairness concept. 07:19:08

22 Q. Gotcha. 07:19:12

23 And my question was just: Is it your 07:19:12
24 belief that the primary or perhaps only impediment 07:19:14
25 to the members of the commission reaching a 07:19:20

1 compromise on a ten-year map was agreement on the 07:19:25
2 partisan makeup of the redistricting map? 07:19:33
3 A. That was the major concern, yes. 07:19:36
4 Q. Okay. So after the -- after that weekend, when 07:19:45
5 staff reported back to you that they were unable to 07:19:50
6 put together a compromise, do you recall what the 07:19:54
7 next step you took was in the redistricting 07:20:01
8 process? 07:20:06
9 A. No, I don't. 07:20:07
10 Q. All right. Do you recall any negotiations with any 07:20:08
11 Republican members of the commission after the 07:20:16
12 staff negotiations that occurred during the 07:20:19
13 weekend? 07:20:22
14 MS. MENASHE: You could clarify the 07:20:26
15 question. That the Senator participated in? Is 07:20:27
16 that the question? 07:20:33
17 MR. BRANCH: Yes, ma'am. 07:20:35
18 BY MR. BRANCH: 07:20:37
19 Q. Do you recall any negotiations in which you 07:20:37
20 participated with the other Republican members of 07:20:39
21 the commission that took place after the staff 07:20:41
22 discussion's impasse, as you previously testified? 07:20:44
23 A. We reached out to all of the members to get -- to 07:20:52
24 try to come to an agreement, and we didn't get any 07:20:58
25 responses from, again, the speaker of the House or 07:21:04

1 the president of the Senate. 07:21:12

2 Q. All right. When you said -- when you say you 07:21:16

3 "reached out to all of the members," how did you do 07:21:20

4 that? 07:21:23

5 A. Either called or tried to work through their staffs 07:21:24

6 to make appointments or call them. 07:21:30

7 Q. And were you able to successfully connect with the 07:21:38

8 governor, the auditor, and the secretary of state? 07:21:41

9 A. We connected with the auditor, and he did meet with 07:21:50

10 us and staff and made some suggestions and 07:21:53

11 recommendations for changes. 07:21:55

12 The secretary of state, we did as well. 07:21:57

13 The governor indicated to us that he had 07:21:59

14 delegated this to the lieutenant governor, Husted, 07:22:05

15 and that we should talk with him because he had 07:22:15

16 been a past secretary of state. 07:22:19

17 And so we did have some conversations 07:22:20

18 with Husted. I did personally have conversations 07:22:23

19 with him on the phone. And he was encouraging us 07:22:25

20 to continue to work to try to come up with a 07:22:32

21 compromise, but not any specific ideas or plan or 07:22:33

22 strategy to do it. 07:22:40

23 Q. And do you remember about when the conversation 07:22:41

24 with the lieutenant governor took place? 07:22:50

25 A. No. 07:22:53

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

54

1	Q. But it was after the staff meeting over the weekend	07:22:54
2	that you previously testified to?	07:23:00
3	A. I believe. I believe.	07:23:01
4	Q. Do you believe --	07:23:03
5	A. I would also make sure it's clear that I -- that we	07:23:05
6	have had some conversations. I just can't recall	07:23:10
7	exactly what -- to what extent, with the speaker of	07:23:13
8	the House and the president of the Senate. But	07:23:18
9	they were not forthcoming with any kind of	07:23:22
10	suggestions or input to make any changes.	07:23:27
11	Q. Okay. And just to make sure I'm understanding that	07:23:32
12	right, you are saying that you did have	07:23:35
13	conversations with the speaker and with the	07:23:38
14	president of the Senate, but --	07:23:43
15	A. And/or their staff.	07:23:46
16	Q. And/or their staff. But you didn't feel like they	07:23:47
17	were productive.	07:23:53
18	Do you remember any of the specifics of	07:23:55
19	those conversations, besides what you just	07:23:57
20	testified to?	07:24:02
21	A. Senator Huffman was anxious on the final day to get	07:24:06
22	any kind of suggestions or recommendations that we	07:24:16
23	want to make because he was trying to prepare his	07:24:21
24	final map that they were going to offer that	07:24:25
25	evening. And so I had several telephone	07:24:30

1 conversations with him, giving him updates on where 07:24:33
2 we were, working with the other members, LaRose and 07:24:39
3 Faber in particular, to try to incorporate some of 07:24:42
4 their ideas. 07:24:48
5 Q. And do you remember making any asks to Senate 07:24:54
6 President Huffman in those calls on the final day 07:25:03
7 to -- that he changed the plans that he had 07:25:05
8 proposed? 07:25:14
9 A. He indicated that he would like to see what we 07:25:15
10 were -- what map we would come up with. And we had 07:25:18
11 a process with this map drawing, is that we tried 07:25:26
12 to make public, as much as possible, the process. 07:25:35
13 So we used the website of the commission to present 07:25:43
14 our position, our amendments, or our maps that we 07:25:48
15 want considered. 07:25:54
16 So we didn't have to talk about a lot of 07:26:00
17 the details about what we wanted. We had the offer 07:26:05
18 on the table. It was on the website. 07:26:11
19 Q. Okay. So -- and again, I'm trying to make sure I'm 07:26:13
20 understanding this right. You had phone calls with 07:26:15
21 Senator Huffman on the final day. You testified 07:26:18
22 that he was anxious; that he was -- I believe -- 07:26:22
23 and please correct me if I'm wrong -- that 07:26:25
24 Senator Huffman was trying to find out what your 07:26:28
25 position was with regard to any negotiation moves 07:26:31

1 on your final map? 07:26:37

2 A. Any changes -- 07:26:40

3 Q. Any changes. 07:26:41

4 A. -- that we wanted him to consider, yes. 07:26:42

5 Q. And your response to him was, we're just going to 07:26:47

6 upload our final map, and you can see the changes 07:26:51

7 there? 07:26:54

8 A. No. We -- we were working -- our map drawers -- 07:26:54

9 with any changes, when any changes are made, we are 07:27:03

10 trying to be careful to comply with all of the 07:27:06

11 requirements. And so when a suggestion is made, 07:27:08

12 they go through a process to evaluate everything to 07:27:11

13 make sure that it's -- so it took time before we 07:27:22

14 could commit to sharing any of that information 07:27:24

15 with anyone else, to make sure that it was pretty 07:27:30

16 much accurate. 07:27:34

17 Q. Gotcha. 07:27:34

18 And do you recall when you posted -- or 07:27:35

19 your staff posted the final map to the 07:27:41

20 redistricting website? 07:27:47

21 A. I don't recall exactly when that final map was. 07:27:49

22 Q. Was it -- do you think it was late on the final 07:28:02

23 day? 07:28:05

24 A. Yeah. I think it may have been. 07:28:06

25 Q. All right. Do you recall what the differences were 07:28:10

1 between the final map that you uploaded to the 07:28:16
2 redistricting website and the September 13th map 07:28:28
3 that you had proposed? 07:28:30
4 A. We made changes that were suggested by the 07:28:32
5 secretary of state and the state auditor. 07:28:37
6 Q. All right. 07:28:42
7 A. We -- it was an amendment also to their previous 07:28:46
8 map. So we tried to incorporate as much -- we 07:28:51
9 started from their map and made changes so that we 07:28:57
10 could incorporate as much of what they had designed 07:29:00
11 as possible. 07:29:06
12 Q. But with regard to the differences between the 07:29:06
13 September 13th map and the September 15th map, both 07:29:14
14 of which you proposed, other than making changes 07:29:17
15 that were suggested by the secretary of state and 07:29:20
16 the state auditor, did you make any additional 07:29:22
17 changes? 07:29:29
18 A. I don't believe so. None that would affect the 07:29:33
19 representational fairness proportions. 07:29:39
20 Q. Gotcha. 07:29:42
21 So the representational fairness 07:29:43
22 proportions stayed the same from the map you 07:29:46
23 proposed on September 13th through the map that you 07:29:50
24 proposed on the 15th, right? 07:29:54
25 A. Yes. 07:30:00

1 Q. And that was that -- both the September 13th and 07:30:00
2 the September 15th maps had partisan-leaning 07:30:02
3 districts of 13 Democratic districts in the Senate 07:30:13
4 and 42 Democratic districts in the House; is that 07:30:15
5 right? 07:30:21
6 A. Yes. 07:30:21
7 Q. Why didn't -- if the September 15th map was an 07:30:21
8 effort to compromise, why didn't the September 15th 07:30:28
9 map change the number of Democrat-leaning seats 07:30:35
10 from the number of Democrat-leaning seats in the 07:30:41
11 September 13th map? 07:30:46
12 A. It wouldn't have been Constitutional. 07:30:46
13 Q. Why is that? 07:30:59
14 A. Because you have to attempt to comply with the 07:31:00
15 Constitution. You have to attempt to come up with 07:31:02
16 that proportion of the preferences of the voters 07:31:08
17 that's been expressed over the last ten years. 07:31:12
18 And so we could -- the way that you show 07:31:22
19 you attempt to do it is you try to do it; but if 07:31:24
20 something prevents you from it, you were not able 07:31:28
21 to. But we were able to present maps -- produce 07:31:32
22 maps that complied as close as we could get to the 07:31:36
23 preferences of the voters and still comply with all 07:31:46
24 of the other restrictions and requirements. 07:31:50
25 Q. Gotcha. 07:31:52

1	So is it your belief as a member of the	07:31:54
2	redirecting commission that a map that contains a	07:31:57
3	partisan breakdown of 12 Democrat-leaning Senate	07:32:04
4	seats would violate Article XI, Section 6 of the	07:32:14
5	Ohio Constitution?	07:32:21
6	A. Yes.	07:32:22
7	Q. Is it your belief as a member of the redistricting	07:32:23
8	commission that a redistricting map that contained	07:32:25
9	41 Democrat-leaning House seats would likewise	07:32:29
10	violate Article XI, Section 6?	07:32:34
11	A. Yes.	07:32:39
12	Q. How do you draw the distinction between 12 and 13	07:32:39
13	Democrat-leaning Senate seats, one being violative	07:32:50
14	of the Constitution and the other not?	07:32:54
15	A. Because you have got the requirement that you	07:32:58
16	should comply with -- or shall comply with the	07:33:03
17	preferences of the voters, unless there is some	07:33:09
18	reason, some other violation that you have to	07:33:15
19	consider. And there is no violation or any other	07:33:20
20	impediment that would prevent you from complying	07:33:23
21	with the voters' preferences.	07:33:27
22	Q. Okay. But my question was: Why is 12	07:33:34
23	Democrat-leaning seats unconstitutional, but 13	07:33:42
24	Democrat-leaning seats not unconstitutional?	07:33:47
25	A. Because the 13 complies, and the 12 does not.	07:33:49

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

60

1	Q. And what is it about 13 Senate seats that makes it	07:33:57
2	compliant with the Constitution?	07:34:06
3	A. Because it's closer to the preferences of the	07:34:08
4	voters, the 54/46 percent breakdown. It's closest	07:34:13
5	to that.	07:34:20
6	Q. Okay. How do you measure just how close a	07:34:20
7	districting plan has to come to, for example, the	07:34:37
8	54/46 number that you just cited?	07:34:40
9	A. You do that by trying to get there. And if nothing	07:34:43
10	prevents you, if no other requirements prevent you	07:34:56
11	from getting there, then you have to -- you	07:35:01
12	shall -- it says "shall." You shall comply.	07:35:03
13	Q. I think that the Constitution says "shall	07:35:06
14	correspond closely," right?	07:35:16
15	A. Yes.	07:35:18
16	Q. Does the phrase "correspond closely" indicate that	07:35:18
17	a judgment call has to be made as to whether a	07:35:27
18	districting plan corresponds with the statewide	07:35:32
19	preferences of the voters of Ohio?	07:35:36
20	A. Yes. And I made -- I explained my judgment call.	07:35:40
21	Q. All right. And can you list all of the facts on	07:35:46
22	which you based your judgment call that 12	07:35:50
23	Democrat-leaning Senate seats violates Article XI,	07:36:02
24	Section 6 of the Ohio Constitution, but 13	07:36:08
25	Democrat-leaning seats do not violate Article XI,	07:36:10

1 Section 6 of the Ohio Constitution? 07:36:16

2 A. I don't know how to say it any clearer. If you can 07:36:17

3 do it, then -- if it's possible to be done, and you 07:36:33

4 attempt to do it, then you will accomplish it. But 07:36:35

5 if it's possible to be done and you don't attempt 07:36:39

6 to do it, then, of course, you won't. 07:36:41

7 Q. And what do you mean by "possible to be done"? 07:36:51

8 A. An example is in Trumbull County. The reason we 07:36:54

9 made that change in Trumbull County is because it 07:37:05

10 was a violation of the Constitution. It split 07:37:09

11 Trumbull County into two different Senate 07:37:15

12 districts. That's -- we considered a violation -- 07:37:18

13 would be considered a violation of the 07:37:21

14 Constitution. 07:37:23

15 So by making that correction, we were no 07:37:24

16 longer able to then be as -- closer to that 07:37:27

17 voter -- the voter preferences. And so we had to 07:37:35

18 make a change and reduce the number of districts 07:37:43

19 that leaned Democrat. 07:37:46

20 Q. Gotcha. 07:37:48

21 So I guess this goes back to the 07:37:49

22 technical requirements that you were talking about 07:37:54

23 earlier. The -- so if I'm understanding what you 07:37:56

24 are saying correctly, it's if a map can comply with 07:38:01

25 the technical requirements, it then has to -- the 07:38:09

1 map drawers have to put their -- make their best 07:38:15
2 efforts to comply with the partisan -- the 54/46 07:38:23
3 partisan split that you-all cited in your minority 07:38:27
4 report. Is that a correct understanding? 07:38:31
5 A. I think you consider those at the same -- 07:38:35
6 simultaneously. I don't think it's just one or the 07:38:38
7 other. We could easily say comply with the voter 07:38:42
8 preferences and then see if you also comply with 07:38:47
9 the other technical requirements of the 07:38:51
10 Constitution. So I think it's really done 07:38:55
11 simultaneously. 07:39:00
12 Q. As a member of the commission, do you believe that 07:39:00
13 compliance with Article XI, Section 6 of the Ohio 07:39:07
14 Constitution is grounds for violating the 07:39:11
15 requirement that districts have substantially equal 07:39:13
16 population? 07:39:16
17 A. Say that again. 07:39:20
18 Q. Do you believe that compliance with Article XI, 07:39:21
19 Section 6 would be a basis for violating the 07:39:30
20 Constitution's requirement for substantially equal 07:39:35
21 population of districts? 07:39:38
22 A. No. 07:39:39
23 Q. Do you believe that complying with Article XI, 07:39:40
24 Section 6 would be a basis for drawing districts 07:39:48
25 that weren't contiguous? 07:39:50

1 A. No. 07:39:53

2 Q. Do you believe that compliance with Article XI, 07:39:53

3 Section 6 is a basis for violating the 07:40:00

4 Constitution's requirements with regard to county, 07:40:03

5 municipality, or township splitting? 07:40:05

6 A. No. 07:40:06

7 Q. So is it fair to say that the redistricting plans, 07:40:08

8 in order to be Constitutional, must comply with the 07:40:18

9 technical requirements first? 07:40:23

10 A. I'd say "simultaneously"; but you could say 07:40:25

11 "first." 07:40:31

12 Q. Okay. Fair enough. 07:40:39

13 You had testified earlier that you 07:40:42

14 received data from a number of different sources. 07:40:45

15 We're starting -- 07:40:51

16 A. Let me -- I do want to make a clarification. 07:40:52

17 Q. Yes, sir. 07:40:56

18 A. Just complying with the technical -- what we call, 07:40:56

19 quote-unquote, the technical requirements does not 07:41:05

20 address the issue of fairness. And this whole 07:41:11

21 concept, the whole reason we -- in part -- we are 07:41:15

22 taking part in this process is to promote fairness. 07:41:20

23 So within the compliance of all of the 07:41:24

24 other technical requirements, you still can 07:41:30

25 gerrymander districts almost as much as you like in 07:41:35

1 favor or disfavor of a political party. 07:41:37

2 The first map that the majority produced 07:41:42

3 was a map that provided fewer Democratic leaning 07:41:49

4 districts than what we have in existence now; and 07:41:57

5 it complied with all of the Constitutional 07:42:00

6 technical requirements, but did not comply with the 07:42:04

7 fairness component, which is, again, as I 07:42:08

8 indicated, the most significant part. 07:42:11

9 Q. I appreciate the clarification. 07:42:14

10 But I do want to run through some 07:42:29

11 questions about the data that you used. I would 07:42:31

12 like you just to identify in summary fashion who 07:42:33

13 some of these people are and what data you received 07:42:35

14 from them. 07:42:38

15 Who is Traevon Leak? 07:42:38

16 A. Traevon Leak is my senior aide. 07:42:46

17 Q. All right. Can you describe who All On The Line 07:42:49

18 is? 07:42:56

19 A. All On The Line is a nonprofit organization put 07:42:57

20 together to look at maps, get census input, and 07:43:05

21 make recommendations to the commission on maps for 07:43:12

22 this -- during this process. 07:43:18

23 Q. So you believe All On The Line's purpose during 07:43:19

24 this process was to assist you in submitting maps 07:43:31

25 to the commission? 07:43:34

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

65

1	A. Not to assist me, no. To make suggestions and	07:43:34
2	recommendations to the commission.	07:43:42
3	Q. Gotcha.	07:43:49
4	And you referred to them as a nonprofit	07:43:49
5	group. They're affiliated, though, with the	07:43:51
6	National Democratic Redistricting Committee, right?	07:43:55
7	A. I assume so, yes.	07:44:00
8	Q. Do you have any reason to believe that that's not	07:44:01
9	accurate?	07:44:05
10	A. No.	07:44:05
11	Q. And that's the group that's run by former Attorney	07:44:06
12	General Eric Holder?	07:44:09
13	A. I believe so, yes.	07:44:10
14	Q. Have you ever spoken with Eric Holder?	07:44:12
15	A. Have I spoken with Eric Holder? Yes.	07:44:15
16	Q. When was the last time you talked to Attorney	07:44:25
17	General Holder?	07:44:30
18	A. I believe it was sometime after we had the maps	07:44:30
19	for -- we had voted on the maps for the State House	07:44:39
20	districts, and there was a Zoom meeting with the	07:44:47
21	Ohio Legislative Black Caucus in which he	07:44:50
22	participated in and I participated in. So --	07:44:59
23	Q. I didn't mean to interrupt. I apologize.	07:45:06
24	A. Basically, it's an update.	07:45:10
25	Q. And did you have any conversations directly with	07:45:13

1 Attorney General Holder about what had transpired 07:45:17
2 in redistricting in Ohio? 07:45:20
3 A. They were giving us updates and information about 07:45:32
4 all of it, the Congressional districts as well as 07:45:35
5 the state legislative districts. 07:45:39
6 Q. So were they providing, like, strategy and guidance 07:45:42
7 on how to implement redistricting in Ohio? 07:45:46
8 A. Yes. 07:45:59
9 Q. And prior to that Zoom -- and did you have any 07:46:00
10 one-on-one conversations with Attorney General 07:46:05
11 Holder? I apologize if I'm asking this again. 07:46:08
12 A. He was on the line. He made comments, and I made 07:46:21
13 comments. 07:46:24
14 Q. All right. And was this is one-on-one 07:46:24
15 conversation? Or in front of the entire 07:46:25
16 Legislative Black Caucus? Or something different? 07:46:31
17 A. Yes. Yes. It was with the -- all of the caucus 07:46:32
18 was listening and viewing the meeting. 07:46:40
19 Q. Fair enough. 07:46:46
20 Prior to the meeting between Attorney 07:46:46
21 General Holder and the Legislative Black Caucus, 07:46:48
22 did you have any other conversations with Attorney 07:46:51
23 General Holder? 07:46:54
24 A. Not that I recall, no. 07:46:54
25 Q. So that was the first time you recall speaking with 07:46:57

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

67

1	him?	07:47:00
2	A. As I recall, in a few years, yes.	07:47:00
3	Q. Okay. Who did you communicate with on behalf of	07:47:05
4	All On The Line?	07:47:18
5	A. A person named Katy Shanahan. Again, those were	07:47:19
6	meetings, Zoom meetings with the Legislative Black	07:47:34
7	Caucus.	07:47:45
8	Q. How often would you have Zoom meetings with All On	07:47:45
9	The Line or Ms. Shanahan?	07:47:49
10	A. I would say maybe every week or so.	07:48:01
11	Q. How far back would these weekly meetings occur?	07:48:04
12	A. I'm not sure.	07:48:17
13	Q. Are they still occurring on a weekly basis now?	07:48:18
14	A. Not as frequently, yes.	07:48:33
15	Q. Do you have another meeting with All On The Line	07:48:34
16	scheduled at any point in the next months?	07:48:41
17	A. Not that I know of.	07:48:43
18	Q. All right. When was the last meeting with All On	07:48:45
19	The Line you had?	07:48:48
20	A. I think it was about two weeks ago.	07:48:49
21	Q. All right. And do you recall when the first time	07:49:03
22	you met with someone from All On The Line was?	07:49:07
23	A. No. No.	07:49:12
24	Q. Do you have any idea if it was two months ago? A	07:49:12
25	year ago? Two years ago? Any idea?	07:49:17

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

68

1	A. Several months ago.	07:49:24
2	Q. Several months ago?	07:49:29
3	A. Yes.	07:49:30
4	Q. Okay.	07:49:31
5	MS. MENASHE: There was a trailing	07:49:45
6	comment that I want to make sure was on the record,	07:49:47
7	which is that the meetings were with the Black	07:49:50
8	Caucus.	07:49:57
9	BY MR. BRANCH:	07:49:58
10	Q. Who is Heather Blessing?	07:49:58
11	A. She is a staff person on the majority House caucus.	07:50:01
12	I think she may be legal counsel.	07:50:09
13	Q. And you listed -- this was under the "data"	07:50:13
14	category. Did you receive data from the majority	07:50:18
15	caucus?	07:50:21
16	A. Data from the majority caucus. I don't recall.	07:50:21
17	No.	07:50:36
18	MR. BRANCH: Let's do this. Let's go	07:50:39
19	off the record for about five minutes, and I will	07:50:40
20	hopefully wrap up relatively quickly.	07:50:44
21	VIDEO TECHNICIAN: Off the record. The	07:50:49
22	time on the video monitor is 7:51 p.m.	07:50:52
23	(Off the record at 7:51 p.m.)	07:51:00
24	(Back on the record at 7:57 p.m.)	07:57:22
25	VIDEO TECHNICIAN: We're now back on the	07:57:24

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

69

1	record. The time on the video monitor is 7:57 p.m.	07:57:30
2	This begins Disk No. 2.	07:57:36
3	BY MR. BRANCH:	07:57:36
4	Q. All right. Thank you, Senator Vernon Sykes. I	07:57:38
5	appreciate your time today. I have no further	07:57:42
6	questions.	07:57:44
7	MR. CLARK: This is Erik Clark on behalf	07:57:52
8	of the commission. I just have a couple questions,	07:57:54
9	if I may.	07:57:56
10	MS. MENASHE: Erik, can you speak up?	07:57:57
11	MR. CLARK: Sure. Can you hear me now?	07:58:01
12	MS. MENASHE: A little bit better. We	07:58:03
13	can turn it up. Give us a second.	07:58:04
14	MR. CLARK: Let me try one thing real	07:58:06
15	quick. I just switched my microphone. Does that	07:58:09
16	help at all?	
17	MS. MENASHE: We can hear you now.	
18	Thank you, Erik.	
19	MR. CLARK: Okay. Thanks.	
20	EXAMINATION	
21	BY MR. CLARK:	
22	Q. Good evening, Senator. The time is short, so I	07:58:22
23	hope you won't take as any disrespect me just	07:58:25
24	getting to my questions that I have and letting	07:58:27
25	everybody get home for the evening.	07:58:30

1 You were asked, quote, "Do you believe 07:58:34
2 that those technical requirements are technical 07:58:38
3 because they are more formulaic in their 07:58:42
4 application in the redistricting process?" 07:58:45
5 And you responded, "I don't understand 07:58:49
6 your question, because there is also a formula for 07:58:51
7 the fairness provision." 07:58:55
8 Do you recall that testimony, Senator? 07:58:57
9 A. Yes. 07:59:01
10 Q. And I assume you mean the fairness provision in 07:59:01
11 Article XI, Section 6 of the Ohio Constitution? 07:59:09
12 A. Yes. 07:59:14
13 Q. Thank you, Senator. 07:59:14
14 What exactly, in your view, is the 07:59:16
15 formula that measures compliance with Article XI, 07:59:17
16 Section 6? 07:59:25
17 A. I think take over the last ten years, the preceding 07:59:25
18 ten years, the statewide office -- the statewide 07:59:27
19 elections that are partisan; and you count all of 07:59:36
20 the votes cast for the Republican candidates in 07:59:39
21 those elections, and you count all of the votes 07:59:45
22 cast for the Democratic candidates; and you come up 07:59:49
23 with a percentage, a ratio. And that is the 07:59:56
24 express wishes of the voters over the last ten 08:00:05
25 years, dealing with statewide elections. 08:00:08

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

71

1	Q. And is that the entirety of the formula that you	08:00:14
2	would use to measure compliance with Article XI,	08:00:16
3	Section 6?	08:00:21
4	A. Yes.	08:00:21
5	Q. And so to the extent a new plan did not match the	08:00:25
6	measurement you just identified, it would violate	08:00:29
7	compliance with Article XI, Section 6, in your	08:00:35
8	view?	08:00:35
9	A. Unless you were prevented from doing it by having	08:00:38
10	to comply with other requirements.	08:00:45
11	Q. And if the new plan complied with all of the other	08:00:54
12	requirements and did not come as close as possible	08:00:59
13	to the measurements you just identified, it would,	08:01:05
14	per se, be unconstitutional under Article XI,	08:01:10
15	Section 6, in your view; is that correct?	08:01:17
16	A. Yes.	08:01:19
17	Q. Now Article XI, Section 6 states that "The Ohio	08:01:19
18	redistricting commission shall attempt to draw a	08:01:25
19	General Assembly district plan that meets all of	08:01:29
20	the following standards:" And then it lists	08:01:33
21	standards, including proportionality, as you have	08:01:35
22	talked about now.	08:01:39
23	Is that a fair summary of Article XI,	08:01:43
24	Section 6?	08:01:47
25	A. Yes.	08:01:47

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

72

1	Q. How does your formula account for the requirement	08:01:47
2	that the "redistricting commission shall attempt"	08:01:55
3	to do the things set forth in Article XI,	08:01:58
4	Section 6?	08:02:02
5	A. That you will do it unless you are prevented from	08:02:02
6	doing it -- accomplishing that because of some	08:02:14
7	other requirement.	08:02:15
8	Q. But the way you would measure "attempt" is by	08:02:16
9	measuring whether or not the final plan came as	08:02:20
10	close as possible to the proportionality	08:02:26
11	measurements you identified; and if it came	08:02:31
12	anything less than as close as possible to those	08:02:37
13	measurements, then, by definition, the	08:02:41
14	redistricting commission did not attempt to draw	08:02:45
15	those lines. Is my understanding of your	08:02:48
16	interpretation correct?	08:02:52
17	A. Yes.	08:02:53
18	MR. CLARK: Thank you very much,	08:02:59
19	Senator. That's all the questions I have.	08:03:01
20	MS. COONTZ: This is Bridget Coontz. I	08:03:01
21	have nothing on behalf of the statewide elected	08:03:09
22	officials.	08:03:10
23	MS. LEVENSON: This is Freda Levenson.	08:03:12
24	I believe that the relators are next, unless there	08:03:16
25	is any respondent still in line to ask questions.	08:03:19

1	Thank you very much.	08:03:34
2	EXAMINATION	08:03:35
3	BY MS. LEVENSON:	08:03:36
4	Q. Senator Sykes, I'm Freda Levenson from the ACLU of	08:03:38
5	Ohio. I'm representing Respondent League of Women	08:03:42
6	Voters and others. I want to thank you very much	08:03:45
7	for making yourself available so late in the	08:03:47
8	evening to accommodate the other depositions in	08:03:50
9	these cases that took place earlier today. I'm	08:03:52
10	going to try to go as quickly as I can in	08:03:56
11	recognition of the late hour.	08:03:59
12	First of all, I'd like to ask you some	08:04:03
13	questions about HJR12, which is the bill you	08:04:06
14	co-sponsored with Senate President Huffman -- then	08:04:09
15	he was Representative Huffman -- in late 2014 when	08:04:13
16	you were a member of the Ohio House.	08:04:19
17	As passed by the OGA, basically, what	08:04:21
18	was the purpose of that bill?	08:04:24
19	A. To place a provision on the ballot that would amend	08:04:25
20	the Constitution to prescribe procedures and	08:04:36
21	criteria where maps could be drawn for House and	08:04:42
22	Senate districts in a fair process.	08:04:48
23	Q. "In a fair process" or for any particular result?	08:04:51
24	A. For a fair process.	08:04:56
25	Q. The bill contains a number of very detailed	08:05:03

1 non-splitting rules. What's the purpose of those 08:05:07
2 rules? 08:05:10

3 A. The way gerrymandering takes place, basically, you 08:05:14
4 identify preferences of voters or voter behavior, 08:05:19
5 and you piece -- piece the puzzle together, so to 08:05:25
6 speak, by putting like voters together or 08:05:32
7 separating like voters in a way to gerrymander 08:05:35
8 districts in your favor. 08:05:41

9 I want to make sure I understand your 08:05:42
10 question. Can you repeat it and make sure I'm 08:05:44
11 addressing it correctly? 08:05:46

12 Q. Yes. You spoke about fairness as the basic purpose 08:05:48
13 of the bill, but the bill also includes a number of 08:05:52
14 very detailed, technical non-splitting rules. And 08:05:55
15 I was wondering what their purpose is in the bill. 08:05:59

16 A. The purpose is that those rules limit the way you 08:06:02
17 can gerrymander. It put limitations on how you can 08:06:11
18 gerrymander, so you are not able to gerrymander as 08:06:17
19 much. It doesn't prevent the gerrymandering, but 08:06:20
20 it's one way of trying to alleviate it or minimize 08:06:25
21 gerrymandering. 08:06:29

22 So for instance, splits of counties. We 08:06:31
23 try to keep counties whole as much as possible. By 08:06:36
24 splitting them, you can divide part of the county 08:06:42
25 up and put in a different district than the other 08:06:46

1 part of the county. The smaller the pieces, the 08:06:49
2 more splits you have, the more ability you have to 08:06:52
3 put together the puzzle to configure districts in a 08:06:57
4 gerrymandering way, to favor or disfavor a 08:07:04
5 political party. 08:07:07
6 Q. To what extent did the bill also contain guardrails 08:07:09
7 that would prevent merely the use of non-splitting 08:07:13
8 rules to produce a fair process? 08:07:18
9 A. They should be contiguous. That concept is there. 08:07:20
10 As well, the number of voters in, or residents 08:07:31
11 within a district should be equal between the 08:07:42
12 districts. Those kinds of issues were included. 08:07:46
13 Q. Was any purpose of the bill aimed to prevent 08:07:48
14 gerrymandering? 08:07:53
15 A. I don't know if you can totally prevent 08:07:58
16 gerrymandering; to place limitations on it. But to 08:08:01
17 promote fairness so that you can, in fact, have 08:08:06
18 districts that represent the preferences of the 08:08:11
19 people. 08:08:14
20 Q. Four respondents in this lawsuit were members of 08:08:14
21 the General Assembly at the time the bill was 08:08:23
22 passed. I wonder which of the four, if you recall, 08:08:25
23 supported the bill. Obviously you and 08:08:30
24 Senator Huffman did, because you were cosponsors. 08:08:37
25 But what about Frank LaRose and what about Keith 08:08:39

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

76

1	Faber?	08:08:42
2	First Frank LaRose. He was in the Ohio	08:08:42
3	Senate at the time. Did he support the bill?	08:08:47
4	A. I'm not sure, but I would bet he did.	08:08:49
5	Q. What about Keith Faber?	08:08:52
6	A. Yes.	08:08:59
7	Q. "Yes," you are sure; or "yes," he did?	08:09:00
8	A. Yes, he did.	08:09:02
9	Q. Thank you.	08:09:03
10	Turning to the campaign that followed,	08:09:07
11	to pass that legislatively-referred Constitutional	08:09:12
12	amendment as Ballot Issue 1 in the November 2015	08:09:17
13	election, what role did you have in that campaign?	08:09:22
14	A. I was co-chair of the campaign.	08:09:24
15	Q. Who was the other co-chair?	08:09:26
16	A. Matt Huffman.	08:09:29
17	Q. What was Fair Districts for Ohio?	08:09:32
18	A. It was a campaign committee for the ballot	08:09:40
19	initiative; and that's the committee that we	08:09:46
20	co-chaired the campaign.	08:09:52
21	Q. You and Senator Huffman co-chaired Fair Districts	08:09:53
22	for Ohio.	08:10:00
23	A. Yes.	08:10:02
24	Q. How did the name of that campaign committee, Fair	08:10:02
25	Districts for Ohio, come about?	08:10:05

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

77

1 A. It was the growing momentum in the community over 08:10:05
2 the years to -- the concept of fairness was 08:10:12
3 extremely important. Not to have equal, but to 08:10:20
4 have fair, which meant that it should be reflective 08:10:22
5 of the preferences of the voters, as opposed to 08:10:26
6 gerrymandered in some other proportion. 08:10:32
7 Q. Thank you. 08:10:32
8 MS. LEVENSON: I would like to ask the 08:10:37
9 technician to please display and mark as Exhibit 1 08:10:39
10 the document labeled Fair Districts for Ohio. 08:10:42
11 MR. BRANCH: I think we're on Exhibit 3. 08:10:50
12 MS. LEVENSON: Exhibit 3. I'm so sorry. 08:10:53
13 PLANET DEPOS TECHNICIAN: One moment, 08:11:07
14 please. 08:11:10
15 MARKED FOR IDENTIFICATION: 08:11:10
16 DEPOSITION EXHIBIT 3 08:11:18
17 Fair Districts for Ohio 08:10:45
18 8:11 p.m. 08:11:30
19 PLANET DEPOS TECHNICIAN: Sorry. It's 08:11:30
20 corrupted as I try to open it. I'm going to 08:11:32
21 redownload again. Sorry for the delay. 08:11:39
22 And that was Fair Districts for Ohio? 08:12:02
23 MS. LEVENSON: Yes, please. 08:12:06
24 PLANET DEPOS TECHNICIAN: It's showing 08:13:08
25 as a zero-kilobytes file when I download it. So 08:13:09

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

78

1 that and the majority report, I'm unable to bring 08:13:27
2 up from the files uploaded to the ShareFile. 08:13:29
3 MS. MENASHE: We can stop the time while 08:13:47
4 you're working through this issue. 08:13:52
5 MS. LEVENSON: Thank you. Off the 08:13:54
6 record. 08:13:55
7 VIDEO TECHNICIAN: Off the record at 08:13:57
8 8:14 p.m. 08:14:00
9 (Off the record at 8:14 p.m.) 08:14:01
10 (Back on the record at 8:19 p.m.) 08:19:22
11 VIDEO TECHNICIAN: We're now back on the 08:19:24
12 record. The time on the video monitor is 8:19 p.m. 08:19:30
13 MS. LEVENSON: Thank you. 08:19:42
14 BY MS. LEVENSON: 08:19:42
15 Q. Senator Sykes, are you back? 08:19:48
16 A. Yes, I'm back. 08:19:48
17 Q. Thank you. I apologize for the delay. 08:19:48
18 Would you kindly look at this document 08:19:48
19 that's been displayed as Exhibit 3, titled Fair 08:19:48
20 Districts for Ohio. Can you identify what this 08:19:53
21 document is? 08:19:55
22 A. Looks like the website from our campaign when we 08:19:55
23 put it together to communicate to the public about 08:19:59
24 what the issue was all about. 08:20:05
25 Q. If you could take a closer look at it. It's 08:20:06

1 actually a document. It's not a screen. 08:20:14

2 MS. LEVENSON: Could the technician 08:20:20

3 please scroll it up and down so that the Senator 08:20:23

4 can, please, see what it actually is? It's 08:20:26

5 probably hard to tell. 08:20:28

6 BY MS. LEVENSON: 08:20:41

7 Q. So this is a document. It's a piece of paper. 08:20:42

8 It's a picture of a paper. So can you identify 08:20:48

9 what it is? 08:20:48

10 A. It's a one-pager that just describes what the issue 08:20:48

11 was all about, the ballot initiative, how we got 08:20:53

12 there, the legislative -- with overwhelming support 08:20:58

13 to put it on the ballot, and then what it would 08:21:03

14 mean once it was adopted. 08:21:06

15 Q. Thank you. 08:21:09

16 Have you seen this before? 08:21:10

17 A. Yes. 08:21:11

18 Q. Do you know who wrote it? 08:21:16

19 A. I don't recall. 08:21:22

20 Q. Would it have been written in connection with the 08:21:29

21 campaign, by someone affiliated with the campaign? 08:21:32

22 A. Most likely. 08:21:35

23 Q. And approximately when? 08:21:36

24 A. Sometime in 2015. 08:21:37

25 Q. I'm looking at the bottom line. 08:21:44

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

80

1 MS. LEVENSON: And if the technician 08:21:47
2 could please scroll down to the bottom. 08:21:48
3 BY MS. LEVENSON: 08:21:52
4 Q. It says "Paid for by Fair Districts for Ohio." Is 08:21:52
5 that accurate, to your knowledge, Senator? 08:22:00
6 A. Yes. 08:22:02
7 Q. What use was made of this flyer? 08:22:03
8 A. To disseminate information when we met with groups 08:22:04
9 and organizations. It was kind of a dog and pony 08:22:10
10 show. He and I, Senator Huffman and myself, we 08:22:14
11 would go around and meet with League of Women Voter 08:22:19
12 groups and community action groups and all types of 08:22:21
13 organizations all over the state. And this is a 08:22:29
14 flyer or leaflet we used to communicate what our 08:22:31
15 purpose was. 08:22:34
16 Q. Thank you. 08:22:34
17 Looking now at the content of the flyer 08:22:36
18 itself. First, under the rubric "Fairness," which 08:22:39
19 is -- it's at the top, actually, of the view that 08:22:43
20 we have here. Reading the bullet points under that 08:22:45
21 rubric, the first says, "Protects against 08:22:50
22 gerrymandering by prohibiting any district from 08:22:53
23 primarily favoring one political party." Is that 08:22:57
24 an accurate statement of what the ballot measure 08:23:02
25 was to do? 08:23:04

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

81

1	A. Yes, absolutely.	08:23:04
2	Q. Reading on, the next bullet point says, "Requires	08:23:05
3	districts to closely follow the statewide	08:23:10
4	preferences of the voters." Is that also an	08:23:12
5	accurate statement of what the ballot issue was	08:23:14
6	advertised to do?	08:23:17
7	A. Yes.	08:23:18
8	Q. And the next rubric, "Accountable." It says there,	08:23:18
9	"Creates a process for the Ohio Supreme Court to	08:23:25
10	order the commission to redraw the map if the plan	08:23:28
11	favours one political party." Is that an accurate	08:23:32
12	statement of what the ballot issue was said to do?	08:23:37
13	A. Yes, absolutely.	08:23:43
14	Q. It sounds like you were saying that Senator Huffman	08:23:44
15	would have participated in distributing this flyer.	08:23:51
16	So is it fair to say that he saw the flyer?	08:23:56
17	A. Yes.	08:23:58
18	Q. Did he ever dispute these characterizations of the	08:24:03
19	Constitutional amendment, to your knowledge?	08:24:07
20	A. Not that I'm aware of.	08:24:09
21	Q. During the campaign, did you ever hear anyone	08:24:09
22	dispute these characterizations of what the	08:24:12
23	Constitutional amendment would do?	08:24:16
24	A. No, I did not.	08:24:17
25	Q. Were these same points -- the bullet points that I	08:24:18

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

82

1	just read, were they conveyed in other campaign	08:24:25
2	messaging of Fair Districts for Ohio?	08:24:32
3	A. Yes.	08:24:34
4	Q. What would you say was the theme of your campaign?	08:24:35
5	A. Fair districts.	08:24:39
6	Q. To the extent the campaign messaged about the	08:24:41
7	ballot issues various regulations that govern	08:24:47
8	splits of counties and municipalities and	08:24:50
9	townships, did the campaign message about those	08:24:55
10	things?	08:25:01
11	A. When we -- when we were at meetings and in public	08:25:02
12	places, and we made speeches about it, we would	08:25:10
13	include comments like that in our speech.	08:25:14
14	Q. What was the most important theme of the speeches?	08:25:22
15	A. We wanted to make sure that the voters are picking	08:25:27
16	the politicians as opposed to politicians picking	08:25:41
17	the voters. And it was very important in that we	08:25:43
18	were opposed to gerrymandering districts in	08:25:57
19	favor -- or to favor or disfavor a political party.	08:26:00
20	But the litmus test of making sure that we comply	08:26:04
21	with that was the requirement that the districts	08:26:07
22	are -- closely follow the statewide preferences.	08:26:09
23	That's why those two bullets are together on	08:26:23
24	"Fairness."	08:26:26
25	Q. Thank you, Senator.	08:26:26

1 MS. LEVENSON: I would like the 08:26:31
2 technician now to display Exhibit, I guess, 4. 08:26:32
3 It's the file that is titled "photo." 08:26:34
4 Thank you. 08:26:34
5 MARKED FOR IDENTIFICATION: 08:26:34
6 DEPOSITION EXHIBIT 4 08:26:37
7 Photo 08:26:37
8 8:26 p.m. 08:26:37
9 BY MS. LEVENSON: 08:26:37
10 Q. Senator, what does this photo depict? 08:26:50
11 A. That's the -- Senator Huffman and myself standing 08:26:54
12 at some type of presentation dealing with Fair 08:27:00
13 Districts of Ohio. It may have been a press 08:27:03
14 conference. It looks like it's somewhere in the 08:27:06
15 State House. 08:27:10
16 Q. Do you have any reason to question the authenticity 08:27:16
17 of this photo? 08:27:20
18 A. No way. No way. 08:27:21
19 Q. Can you read -- 08:27:23
20 A. I look a little younger. 08:27:24
21 Q. So it would have been 2015? 08:27:30
22 A. Yes. 08:27:32
23 Q. Can you read aloud the sign that is in front of 08:27:33
24 Senator Huffman's podium? 08:27:40
25 A. Fair Districts for Ohio. 08:27:40

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

84

1 Q. You've mentioned Senator Huffman's role in the 08:27:42
2 campaign. Which other commission members, if any, 08:27:49
3 had roles in the campaign to pass Ballot Issue 1? 08:27:53
4 A. I'm not sure if any others had any role. 08:27:58
5 Q. I'd like to read you a statement that was 08:28:06
6 attributed to you in the transcript of the 08:28:08
7 September 15th redirecting commission meeting. And 08:28:11
8 we can leave the photo up for this and then take it 08:28:17
9 down. 08:28:20
10 You said, about 22 minutes into the 08:28:20
11 meeting, "And when we campaigned, Senator Huffman, 08:28:23
12 we campaigned -- we campaigned on the slogan for 08:28:27
13 the -- our campaign committee statewide. We raised 08:28:30
14 money and campaigned. Fair Districts was the name 08:28:34
15 of the committee. Fair Districts. Not 08:28:37
16 'technically complying districts,' but 'Fair 08:28:39
17 Districts.' [As read]" 08:28:43
18 Could you please explain how you and 08:28:44
19 Senator Huffman did not campaign for "technically 08:28:48
20 complying districts," but for fair districts? 08:28:51
21 A. Well, the whole momentum at the time was to make 08:28:54
22 sure that we had districts that represented the 08:29:02
23 preferences of the people. And so fair districts 08:29:06
24 was just something different than just complying. 08:29:11
25 So what we had in the existing 08:29:14

1 Constitution allowed -- it was just technical 08:29:17
2 requirements, and they allowed gerrymandering to a 08:29:21
3 great extent. And so we wanted to amend the 08:29:29
4 Constitution to disallow gerrymandering -- and to 08:29:32
5 the extent we wanted to make sure it complied with 08:29:43
6 the wishes of the people. 08:29:47
7 So fair districts was the main theme and 08:29:48
8 purpose and reason for the change. 08:29:50
9 Q. What was the new component to the Constitution that 08:29:52
10 would make districts fair? 08:29:56
11 A. The representational fairness provision that -- and 08:29:57
12 it was a debate. It was a new concept. And we 08:30:04
13 wanted to use the term "representational fairness"; 08:30:09
14 but it was debated as to how that might be defined. 08:30:14
15 And so we decided to just put the definition in and 08:30:19
16 leave it at that so it would be clear what we meant 08:30:24
17 by it and not to give a term that may be confusing. 08:30:31
18 Q. And where does this definition appear in the 08:30:34
19 Constitution? 08:30:38
20 A. In Article XI, Section 6(A) -- 6(B), excuse me. 08:30:39
21 (B), for sure. 08:31:08
22 Q. Thank you. 08:31:08
23 MS. LEVENSON: We can take down the 08:31:08
24 exhibit now. Thank you very much. 08:31:08
25 Turning now to the Ohio redistricting 08:31:08

1 commission, when did it become clear to you, 08:31:10
2 Senator, that the commission was not going to make 08:31:12
3 that September 1st deadline to produce a plan? 08:31:15
4 A. It became clear to me the night of the vote. Up 08:31:21
5 until that time, I was hopeful. We were being 08:31:31
6 approached by the governor, the auditor, the 08:31:34
7 secretary of state. I was still hopeful that we 08:31:39
8 could make -- 08:31:42
9 Q. Sorry to interrupt you. I'm so sorry. I think you 08:31:43
10 might have misheard the question. Because -- and 08:31:47
11 I'm interested in what you are saying, and we'll 08:31:49
12 get to that. 08:31:51
13 But I'd really like to ask you when it 08:31:53
14 became clear that you were not going to make the 08:31:55
15 September 1st deadline to produce all that. 08:31:59
16 Thank you. I'm sorry. 08:32:06
17 A. When we ended up introducing our map. We 08:32:07
18 introduced our map on the 31st. We were open up 08:32:12
19 until that point to try to embrace any 08:32:19
20 collaboration that we could get from any of the 08:32:23
21 other members; but we could not. And so that's why 08:32:26
22 we moved forward with it, to at least demonstrate 08:32:30
23 that a map could be produced in a timely manner, 08:32:34
24 and that we were willing to offer up our 08:32:39
25 suggestions and offer others -- to offer their 08:32:43

1	suggestions.	08:32:47
2	Q. How did it become clear to you that you would need	08:32:48
3	to introduce the first map prior to December 1st	08:32:50
4	[sic]?	08:32:56
5	A. We were on a very short time fuse because of the	08:32:56
6	census data. And we had map drawers on staff -- a	08:33:09
7	map drawer on staff, Randall Routt. And we had	08:33:14
8	Chris Glassburn, whom we had worked -- I had worked	08:33:18
9	with before in the redistricting process ten years	08:33:22
10	ago and also in drafting -- input and drafting the	08:33:27
11	amendment to the Constitution. And they were	08:33:32
12	knowledgeable and prepared to produce a map.	08:33:37
13	And so we thought that someone should	08:33:47
14	produce a map to demonstrate that it could be done	08:33:49
15	and also demonstrate our willingness to try to work	08:33:52
16	with -- and we wanted to disclose it. We posted it	08:33:54
17	on the website so that everyone could see it. It	08:33:59
18	was evaluated and so forth, but we wanted everybody	08:34:04
19	to see where we stood on this particular issue.	08:34:07
20	MS. LEVENSON: I need to clarify	08:34:15
21	something. On line 85/17, for the record, I said	08:34:17
22	"December 1st." I meant to say "September 1st."	08:34:19
23	And I think that the Senator answered as if I said	08:34:22
24	"September 1st." But I should make that	08:34:24
25	correction.	08:34:26

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

88

1	BY MS. LEVENSON:	08:34:26
2	Q. How did you attempt to move things forward with the	08:34:31
3	other commission members to try to make the	08:34:35
4	September 1st deadline?	08:34:38
5	A. Well, I -- in a somewhat unique position as the	08:34:40
6	co-chair. And as co-chair, we had the	08:34:48
7	responsibility of identifying staff to help us in	08:34:51
8	this process. So the staff worked for us directly,	08:34:57
9	and the majority and the minority staffs were	08:35:00
10	assigned to work with us to deal with the website	08:35:07
11	and other kinds of issues: meeting notice,	08:35:09
12	scheduling, hearings, and so forth.	08:35:12
13	And so we had -- I had constant contact	08:35:15
14	with our staff on a daily basis, and they had	08:35:18
15	contact with all of the other staffs. And we were	08:35:21
16	constantly promoting the idea that we have got a	08:35:25
17	map; we have ideas; we want to work with you. So	08:35:29
18	we had an open door all along the way, in	08:35:37
19	negotiation of the rules or determining what the	08:35:40
20	website was going to include. It was -- we were	08:35:45
21	always collaborating with the staff to the members	08:35:51
22	to move this forward.	08:35:58
23	Q. Later on, when the process was over and you issued	08:36:03
24	the minority report pursuant to Article XI,	08:36:07
25	Section 8(C), you stated in the report that the	08:36:11

1 Republican commissioners purposely missed the 08:36:16
2 September 1st deadline for releasing a plan. Why 08:36:21
3 did you say they purposely missed it? 08:36:24
4 A. Because we felt that they had -- they're still in 08:36:33
5 the majority, and they had more resources, 08:36:37
6 staffing -- and more than we even knew. And so 08:36:43
7 they had the ability to move forward. But they 08:36:52
8 never showed any interest, any indication that they 08:36:54
9 wanted to collaborate with us, or to work out -- or 08:36:57
10 even to offer a map. They just wanted time to go 08:37:00
11 by, so they're going to the next phase. 08:37:05
12 Q. Now, I'm not asking you to speculate, but I would 08:37:09
13 like to ask you why, if you know, would they 08:37:14
14 purposely cause it to be missed? 08:37:16
15 A. I think it was not -- it would be -- up until that 08:37:31
16 point, it was supposed to -- we were supposed to 08:37:36
17 work together for a ten-year map. And so any 08:37:43
18 efforts up to that point should have been trying to 08:37:46
19 promote bipartisan compromise. And I don't believe 08:37:51
20 that they were interested in any kind of compromise 08:37:58
21 with Democrats. I don't believe it. So they 08:38:03
22 wanted that time to pass so no longer do we have to 08:38:07
23 even talk about a ten-year plan. 08:38:11
24 It can still be instituted, but they -- 08:38:14
25 simply only requirement is now that they have just 08:38:19

1 a few hearings at the end of the process. And the 08:38:23
2 leader, Matt Huffman, had already indicated in 08:38:28
3 previous communications that he didn't want to 08:38:34
4 submit a map until, you know, later in September. 08:38:38
5 So it was in compliance with that. 08:38:41
6 Q. Thank you. 08:38:43
7 You also said in that minority report 08:38:49
8 that the Republican commissioners, quote, "used as 08:38:52
9 much time as possible before deadlines." What were 08:38:57
10 you referring to? 08:38:59
11 A. Everything was delayed until the last minute. As 08:39:00
12 co-chair, I had the responsibility of calling 08:39:08
13 meetings, scheduling meetings; but that's in 08:39:15
14 conjunction with the other chair. So it's a 08:39:18
15 bipartisan process. And so we had to have 08:39:25
16 agreement before we could do anything. So all I 08:39:27
17 could do is make a request to the other co-chair -- 08:39:30
18 to make a request to do something. And as long as 08:39:33
19 he refused to, we could not move forward. So it's 08:39:38
20 problematic. 08:39:42
21 Q. Let's turn now to the last meeting of the 08:39:43
22 commission on September 15th. When the commission 08:39:51
23 met that day, it immediately went into recess, 08:39:55
24 which, at that point, was supposed to be until 08:39:58
25 3:00 p.m. 08:40:01

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

91

1	First of all, did you know that that	08:40:02
2	meeting would be immediately recessed?	08:40:04
3	A. I did not know. No, I did not know.	08:40:07
4	Q. Why did the meeting not reconvene until 8:00 p.m.?	08:40:15
5	A. I believe they were still putting together their	08:40:19
6	final map. And again, it's a lot of technical	08:40:26
7	requirements to try to make sure that the map	08:40:34
8	complies with the Constitution. And I think the	08:40:38
9	map drawers were just busy trying to put it	08:40:42
10	together, and it was taking longer and longer for	08:40:45
11	them -- longer than they had anticipated to put	08:40:48
12	that final map together.	08:40:54
13	Q. When you say "they had" and the map drawers, you	08:40:56
14	are referring to the Republican commissioners?	08:41:05
15	A. Yes. The majority, yes.	08:41:08
16	Q. What did you do during that long recess?	08:41:09
17	A. We were working with the auditor and the secretary	08:41:11
18	of state, trying to get their input; and trying to	08:41:25
19	assure them that we are open to their input; trying	08:41:29
20	to go find out whether or not we could come up with	08:41:37
21	some type of an agreement that we could all agree	08:41:41
22	with.	08:41:47
23	And I did have several telephone	08:41:47
24	conversations with Senator Huffman about what our	08:41:49
25	final map might be or include. And I was trying to	08:41:54

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

92

1 give him updates on the progress of that because we 08:41:58
2 were trying to incorporate Secretary of State 08:42:01
3 LaRose as well as the state auditor's suggestions 08:42:07
4 and recommendations. 08:42:12
5 Q. To make sure I understand, you said you were having 08:42:13
6 conversations with Auditor Faber, with Secretary 08:42:17
7 LaRose, and with Senator Huffman -- 08:42:21
8 A. Yes. 08:42:23
9 [Simultaneous speaking.] 08:42:25
10 Q. -- on recess? 08:42:25
11 And you were working on your maps, and 08:42:27
12 the Republicans were also working on their map; is 08:42:29
13 that correct? 08:42:35
14 A. Yes. 08:42:35
15 Q. Can you describe the discussions that you had with 08:42:35
16 Auditor Faber? 08:42:41
17 A. He mostly worked with our map drawers. But he had 08:42:41
18 suggestions of the configuration of districts in 08:42:54
19 mostly rural areas that did not affect the 08:43:04
20 proportional breakdown between Democrat-leaning and 08:43:06
21 Republican-leaning districts. But he had some 08:43:10
22 preferences on some issue that he wanted to be 08:43:16
23 addressed. And the same with Secretary of State 08:43:18
24 LaRose. And we were considering those and 08:43:22
25 incorporating as many of those as we could to 08:43:27

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

93

1	indicate to them that we're open to their	08:43:31
2	suggestions.	08:43:34
3	Q. Were they both concerned with the same districts,	08:43:35
4	or were they concerned with different districts?	08:43:40
5	A. They had different districts. Some of them were	08:43:43
6	the same, but some of them were different.	08:43:48
7	Q. Did you accept all of their suggestions?	08:43:50
8	A. I would say most of their suggestions we did	08:43:59
9	accept.	08:44:02
10	Q. Did any of the exceptions change the partisan	08:44:08
11	breakdown of the map?	08:44:12
12	A. No, it did not.	08:44:14
13	Q. Do you know the reason that they asked for those	08:44:15
14	particular changes?	08:44:21
15	A. I believe they were trying to show that they are	08:44:22
16	reasonable commissioners, and I believe that	08:44:28
17	through the hearing process, when you're traveling	08:44:35
18	around the state, that they heard -- they received	08:44:40
19	certain input from presenters, and they	08:44:42
20	incorporated some of the suggestions that we	08:44:46
21	received from the public into recommendations to	08:44:51
22	us.	08:44:59
23	Q. So is it fair to say that these were perhaps	08:44:59
24	improvements to the map responsive to public	08:45:01
25	criticism, but not improvements that repaired the	08:45:05

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

94

1	partisan leanings of the plan?	08:45:11
2	A. You are correct.	08:45:21
3	Q. Did Senator Huffman make any particular requests or	08:45:21
4	suggestions to you during that period when you were	08:45:29
5	in recess on September 15th?	08:45:31
6	A. No, not that I recall. His only request, you know,	08:45:35
7	what are your -- what would our suggestions or	08:45:41
8	recommendations -- our final suggestions or	08:45:46
9	recommendations, what would they be? He just	08:45:47
10	wanted to know, so he said that they could	08:45:49
11	consider.	08:45:52
12	Q. Did either Auditor Faber or Secretary LaRose ask	08:45:56
13	you for suggestions for the Republican map?	08:45:59
14	A. We did make the amendment -- the amendment on the	08:46:05
15	13th. We did amend their map so that we could	08:46:12
16	include their basic -- particularly, their basic	08:46:19
17	configurations in rural areas.	08:46:25
18	Q. And do I understand correctly that Senator Huffman	08:46:31
19	asked you for some additional input into the	08:46:35
20	Republican map?	08:46:42
21	A. I don't recall him, you know, asking me for	08:46:43
22	anything in particular, specific. He just wanted	08:46:47
23	to know what it is that you want. Let me know what	08:46:51
24	your last offer is -- and so we can, you know, do	08:46:55
25	our map.	08:46:58

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

95

1	It was similar in legislation. Let me	08:46:59
2	know what you want, and then I will let you know	08:47:03
3	what we're going to do.	08:47:07
4	Q. So on September 15th, what edits did you or	08:47:08
5	Representative Sykes request to the Republican map?	08:47:15
6	A. The main thing that we made change was the	08:47:25
7	proportionality, fairness component. We changed it	08:47:28
8	so it would comply with the Constitution.	08:47:31
9	We made the Trumbull County change split	08:47:36
10	to where Trumbull County was all in one Senate	08:47:39
11	district as opposed to being in two Senate	08:47:44
12	districts.	08:47:46
13	Q. I'm sorry to interrupt, but I think that I was	08:47:46
14	misunderstood.	08:47:50
15	I was asking -- or maybe I'm	08:47:51
16	misunderstanding your answer.	08:47:52
17	I was asking what edits either you or	08:47:53
18	Representative Sykes asked the Republicans to make	08:47:59
19	to their map, if any.	08:48:01
20	A. We offered up -- each of our suggestions or	08:48:05
21	recommendations offered up through the website --	08:48:12
22	through maps that we presented to the commission	08:48:14
23	through the website. So if they ever wanted to	08:48:17
24	know -- and we reiterated over and over to them	08:48:22
25	where we stand. This is where we stood, and please	08:48:31

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

96

1 make any suggestions or recommendations so we could 08:48:35
2 consider it. 08:48:39
3 Q. I see. 08:48:39
4 Did you feel that evening or that night, 08:48:41
5 on the 15th, that you were ever close to reaching 08:48:45
6 an agreement on a plan? 08:48:49
7 A. There was a glimmer of hope when the governor 08:48:53
8 wanted a meeting -- private meeting with Leader 08:49:09
9 Sykes and myself and when Secretary of State LaRose 08:49:13
10 wanted to have a meeting. And they were indicating 08:49:16
11 they thought we were close. They were just making 08:49:18
12 those comments, implying that they were talking to 08:49:22
13 both sides and that they figured that we're within 08:49:26
14 striking distance. And they wanted more time. 08:49:33
15 They wanted us to take more time to try to work 08:49:36
16 something out. 08:49:39
17 Q. Do you recall approximately what time that was? 08:49:43
18 A. Evening. Evening. It was during the evening, 08:49:46
19 right before the vote. 08:49:54
20 Q. Okay. You came back into session around 8:00 p.m. 08:49:56
21 So it was sometime before 8:00 p.m.? 08:50:01
22 A. We talked to the governor before then and after. 08:50:03
23 Q. And what occurred at that meeting with the 08:50:09
24 governor? 08:50:17
25 A. The first meeting with the governor, the governor, 08:50:22

1 one of the things he asked was would we -- I think 08:50:27
2 it was 40/12. Would we be willing to accept that 08:50:31
3 for a ten-year plan? And we indicated we wouldn't. 08:50:39
4 But we also asked a question, would -- you know, 08:50:46
5 first, were they offering that. And he said, no, 08:50:48
6 he was just trying to get a feeler out for both 08:50:54
7 sides. 08:50:57

8 So we didn't want to, you know, 08:50:58
9 negotiate against ourselves. And I wanted to 08:50:59
10 know -- find out in particular, were they even 08:51:05
11 interested in trying to come our way. And he 08:51:10
12 didn't give any indication that they were 08:51:14
13 interested. He was just trying to feel us up. 08:51:16

14 Q. Did you have any similar questions from Faber, 08:51:21
15 LaRose, or Huffman, like a theoretical offer? 08:51:27

16 A. No. We didn't talk much with Faber that evening, 08:51:36
17 but LaRose, we had a couple meetings with him. And 08:51:41
18 he wanted us to support them on time, taking time, 08:51:51
19 to move it to the next day. 08:51:57

20 Q. What was your position as to taking more time, to 08:52:02
21 take another day? 08:52:08

22 A. The question was all centered around whether or not 08:52:09
23 there was any flexibility on the representational 08:52:12
24 fairness issue. Again, that was most important, 08:52:17
25 and it didn't seem to be any flexibility at all on 08:52:19

1 that. And so the things that they could offer 08:52:23
2 would be immaterial compared to the 08:52:29
3 representational fairness issue. 08:52:35
4 And I was particularly miffed by 08:52:41
5 Secretary of State LaRose because he admitted that 08:52:41
6 the plan that they submitted was not fair; but he 08:52:41
7 said unless we -- unless they, the majority, would 08:52:41
8 agree on a fair map, he was going to have to vote 08:52:41
9 with them. And at that point, I just saw it was no 08:53:20
10 reason to try to continue it because they were not 08:53:21
11 coming our way at all. 08:53:28
12 Q. Do you recall specifically what the secretary said 08:53:30
13 about the map not being fair? 08:53:32
14 A. Not specifically; just that, you know, to 08:53:33
15 paraphrase the map, he understands the map is not 08:53:41
16 fair. It can be a lot better. You know, he would 08:53:46
17 hate to have to vote for it, but he is not going to 08:53:52
18 go against his colleagues. So... 08:53:55
19 Q. When he said that to you, who else were you with? 08:54:02
20 A. Peter Sykes. 08:54:05
21 Q. So how did the impasse come about that the map 08:54:12
22 ended up being a four-year map? 08:54:31
23 A. Once it was clear that we were not going to be able 08:54:33
24 to come up with a ten-year map, the majority 08:54:39
25 introduced another map that had, I think, a 08:54:45

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

99

1	breakdown of maybe 10 Senate districts and 37 House	08:54:56
2	Democratic Caucus districts that leaned Democratic.	08:55:07
3	And that was the map that they ended up voting for	08:55:09
4	five to two.	08:55:13
5	Q. At what point in time did you know that an impasse	08:55:17
6	had been reached?	08:55:18
7	A. I didn't know until they introduced their map.	08:55:20
8	Q. So when the commission reconvened at 8:00 p.m., you	08:55:27
9	still held out hope that there could be further	08:55:32
10	discussion towards compromise?	08:55:36
11	A. Yes. We had discussions. Those discussions that I	08:55:37
12	told you -- just mentioned were conducted after	08:55:40
13	that -- we had gone back in session at 8:00 and	08:55:48
14	taken a recess.	08:55:53
15	Q. So when the commission reconvened, President	08:55:55
16	Huffman introduced an amendment to the plan. Were	08:56:06
17	you aware that he was going to do that?	08:56:12
18	A. I was not aware. I assumed that he was because he	08:56:13
19	was working on something; so I assumed that he	08:56:20
20	would. And I didn't think that they would actually	08:56:23
21	vote on the plan that they had presented so far in	08:56:30
22	as a four-year map. I think it was just too	08:56:33
23	egregious.	08:56:39
24	Q. In what way was that amendment egregious?	08:56:47
25	A. I was indicating that that first map was too	08:56:53

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

100

1 egregious, not the amendment. 08:56:56

2 Q. What, if any, changes did that amendment make to 08:56:59

3 the previous plan? 08:57:05

4 A. It changed the representational fairness ratios. 08:57:06

5 It was an improvement, I believe, with one district 08:57:14

6 for the Senate -- Democrat's Senate map. And I 08:57:19

7 believe it was two or three for the House 08:57:27

8 Democrats. 08:57:37

9 Q. Did those changes cause the map to correspond 08:57:38

10 closely to the statewide partisan preferences of 08:57:42

11 Ohio voters? 08:57:46

12 A. No. 08:57:47

13 Q. Was that map drawn to primarily favor the 08:57:47

14 Republican party? 08:57:54

15 A. Absolutely. 08:57:56

16 Q. So to what extent did those amendments fix the 08:57:56

17 Section 6 problems with the map? 08:58:04

18 A. They didn't fix it at all. 08:58:06

19 Q. And that introduced amendment was the map that was 08:58:09

20 subsequently voted on by the commission; is that 08:58:17

21 correct? 08:58:19

22 A. Yes. 08:58:19

23 Q. So specifically, how did that amended map, the map 08:58:19

24 that was enacted, violate the Constitution? 08:58:23

25 A. It did not correspond to the preferences of the 08:58:31

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

101

1	voters expressed in their vote over the last ten	08:58:34
2	years for -- in partisan, statewide elections.	08:58:39
3	Q. Would you say that it had a tendency to favor --	08:58:55
4	primarily favor one political party over the other?	08:58:59
5	A. Absolutely. It favored the Republican party.	08:59:02
6	Q. You said that evening, on the 15th, that it was	08:59:05
7	proven by the map that you can comply with	08:59:10
8	technical compliance but still gerrymander	08:59:14
9	districts as much as you like. Specifically, what	08:59:17
10	did you mean by that?	08:59:21
11	A. The maps that they presented, the first map and the	08:59:21
12	second map, the final map, complied with the	08:59:28
13	technical requirements of the Constitution.	08:59:33
14	However, they gerrymandered those districts in	08:59:38
15	favor of the Republican party, and they nowhere	08:59:42
16	near came close to complying with Section 6(B).	08:59:45
17	Q. What about 6(A)?	08:59:55
18	A. Or 6(A).	08:59:58
19	Q. Was it ever your hope that the commission would	08:59:59
20	pass a ten-year map?	09:00:03
21	A. I was very hopeful. I had worked on this since the	09:00:04
22	'80s -- on fair districts for Ohio since the '80s,	09:00:15
23	and I was very hopeful, particularly to get passage	09:00:22
24	of the Constitutional provisions with about 72 and	09:00:27
25	75 percent of the votes cast in favor of it. That	09:00:31

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

102

1 was a bipartisan effort and bipartisan legislature 09:00:37
2 and bipartisan campaign and winning every -- every 09:00:41
3 county in the state. I thought that it was a 09:00:46
4 groundswell there and a mandate that we should 09:00:50
5 comply with. 09:00:56
6 Q. Would it be possible to pass a ten-year map without 09:00:57
7 all seven members voting in favor of it? 09:01:04
8 A. Yes. Simply need four of them; but two of them 09:01:06
9 would have to be of the minority party. 09:01:14
10 Q. What efforts did you make to try to pass a ten-year 09:01:16
11 map? 09:01:24
12 A. Well, we -- again, as co-chair, the staff was 09:01:24
13 always working with -- our staff was always working 09:01:33
14 with the majority staff, trying to organize and 09:01:39
15 promote collaboration, cooperation, and 09:01:44
16 bipartisanship; but in most cases, it just was not 09:01:52
17 well-received. 09:01:54
18 Q. You said in your answer to the complaint that was 09:02:05
19 recently filed, in several places in the complaint, 09:02:07
20 that the plan was designed to preserve the 09:02:13
21 Republican super majority in the General Assembly. 09:02:16
22 How do you know that it was designed to do that? 09:02:23
23 A. I guess I don't understand the first part of your 09:02:26
24 question. What was designed...? 09:02:29
25 Q. You said in your answer to the complaint that the 09:02:29

1 plan was -- that was enacted was designed to 09:02:33
2 preserve the Republican super majority in the Ohio 09:02:38
3 General Assembly. What I'm asking you is how do 09:02:41
4 you know it was designed to do that? 09:02:45
5 A. I think it is a fault in the design -- fault in the 09:02:46
6 design to allow partisans still to make the 09:02:56
7 decision and to have an odd number on the 09:02:59
8 commission so the majority party would always have 09:03:04
9 the ability to go ahead and produce a four-year 09:03:09
10 map. And so it was kind of faulty in that the 09:03:14
11 design did not prevent that from taking place. 09:03:19
12 Q. Let me clarify my question. You said that the 09:03:24
13 plan, the maps themselves, were designed to 09:03:31
14 preserve the Republican super majority. How do you 09:03:37
15 know the maps were designed to do that? 09:03:43
16 A. We had, again -- you know, the litmus going back to 09:03:44
17 the -- was the representational fairness quotient. 09:03:58
18 And you would need to comply with that. We weren't 09:04:02
19 trying to promote equal proportion districts, but 09:04:10
20 one that reflects the wishes of the voters, the 09:04:16
21 preferences of the voters. 09:04:21
22 And so if you go beyond that, then we 09:04:25
23 considered it to be gerrymandering in favor of a 09:04:28
24 political party. We had to have some type of 09:04:32
25 standard to evaluate when you are not in compliance 09:04:42

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

104

1	or when you are, in fact, favoring or disfavoring a	09:04:44
2	political party.	09:04:48
3	Q. So you're saying the litmus test tells you how the	09:04:59
4	map was designed?	09:05:05
5	A. Yes.	09:05:05
6	Q. Do you believe the commission process was	09:05:06
7	transparent?	09:05:14
8	A. No. No, I don't.	09:05:15
9	Q. Why not?	09:05:23
10	A. Because, still -- much of the negotiations were	09:05:24
11	still behind the scenes. Much of the	09:05:29
12	conversation -- even the last night before the	09:05:34
13	vote, 8:00 going into session and go into recess,	09:05:36
14	and then different members of the caucus would go	09:05:40
15	into the back room and have conversations about the	09:05:44
16	map in the process, that would affect the outcome.	09:05:48
17	But it wasn't a majority of the members, so it was	09:05:53
18	allowable by law, but it was not a transparent	09:06:00
19	process.	09:06:03
20	Q. You stated at commission meetings and also in your	09:06:04
21	answer to the complaint that you and	09:06:09
22	Representative Sykes were cut out of the process.	09:06:12
23	In addition to the things you have already	09:06:16
24	described, is there anything else that makes you	09:06:19
25	say that you were cut out of the process?	09:06:22

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

105

1 A. Particularly, as co-chair, I was not able to 09:06:23
2 collaborate on making a lot of decisions because I 09:06:38
3 did not have the cooperation of the other co-chair. 09:06:43
4 And I just found out things that -- like we had ten 09:06:48
5 hearings held in different cities around the state 09:06:52
6 in a week's time. It was intense. The hearings 09:06:56
7 were three, four, five, six hours long. And I 09:07:00
8 found out that the -- that two of the members, 09:07:04
9 including the other co-chair, would not be present 09:07:08
10 at six of the meetings, the first six. So it means 09:07:13
11 I had to chair those hearings. You know, I didn't 09:07:17
12 mind chairing them, but I did -- we couldn't make 09:07:23
13 any other decisions like passing of the rules 09:07:29
14 because the members weren't there in person so we 09:07:33
15 could adopt the rules. 09:07:41
16 So, you know, we couldn't make decisions 09:07:43
17 about the website, on whether or not we should have 09:07:44
18 software that would enable people to actually draw 09:07:47
19 maps from our site. They had to find some other 09:07:52
20 mechanisms to do that. 09:07:57
21 So I didn't feel that it was a 09:08:02
22 partnership as I think it was intended to be to 09:08:04
23 allow us to work together and collaborate together 09:08:06
24 to make the determinations of how we move forward. 09:08:08
25 Q. I think you will be happy to hear I have just a 09:08:12

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

106

1 very few questions remaining. And I thank you 09:08:21
2 again for your time so late at night. 09:08:28
3 I'd like to talk to you briefly about 09:08:30
4 the majority report, the Article XI, 09:08:32
5 Section 8(C)(2) statement. Did you have any input 09:08:39
6 on it at all? 09:08:43
7 A. No, not at all. 09:08:44
8 Q. Do you have any idea when it was drafted? 09:08:47
9 A. I have no idea. 09:08:49
10 Q. Do you know who drafted it? 09:08:52
11 A. I believe it was Senator Huffman and/or his staff 09:08:55
12 assistants, but I'm not sure. 09:09:01
13 Q. Do you have any knowledge about who had input on 09:09:03
14 it? 09:09:10
15 A. No, I do not. 09:09:10
16 Q. When did you first lay eyes on it? 09:09:11
17 A. That evening when it was presented. 09:09:15
18 Q. When it was presented in the commission hearing? 09:09:16
19 A. Yes. 09:09:20
20 Q. Did you ever discuss that report, at any point -- I 09:09:21
21 guess later, because you'd never discussed it 09:09:30
22 before. Did you discuss it at any point later with 09:09:33
23 any Republican commission member? 09:09:36
24 A. I don't recall. I don't recall. 09:09:38
25 Q. I'd like to ask you about the minority report, just 09:09:44

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

107

1 a couple statements in it. It states that the 09:09:57
2 Republican members of the commission feigned 09:10:01
3 interest in a compromise. Could you please explain 09:10:07
4 how they feigned interest in a compromise? 09:10:10
5 A. I think they gave some inferences initially, at the 09:10:20
6 end, that they were open to trying to compromise; 09:10:26
7 but I think it just faded away at the end. It was 09:10:32
8 not serious. 09:10:35
9 Q. You also said in the minority report that the 09:10:36
10 Republicans made token changes that appeared 09:10:47
11 designed to protect their incumbents. What were 09:10:53
12 these token changes that they made? 09:10:56
13 A. I don't recall the exact -- what they may have 09:10:59
14 been. I don't recall. 09:11:15
15 Q. Why do you say that the changes appeared designed 09:11:16
16 to protect their incumbents? 09:11:21
17 A. Because they promote a partisan proportion that is 09:11:23
18 then greater than the representational fairness 09:11:33
19 quotient. 09:11:36
20 MS. LEVENSON: I'd like to ask for about 09:11:41
21 a three-minute break and go off the record just 09:11:44
22 briefly. 09:11:46
23 VIDEO TECHNICIAN: We're now going off 09:11:51
24 the record. Time on the video monitor is 9:12 p.m. 09:11:54
25 (Off the record at 9:12 p.m.) 09:12:09

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

108

1	(Back on the record at 9:13 p.m.)	09:13:10
2	VIDEO TECHNICIAN: We are now back on	09:13:11
3	the record. The time on the video monitor is	09:13:13
4	9:13 p.m.	09:13:22
5	MS. LEVENSON: I just want to conclude	09:13:24
6	by thanking the Senator for his time, for another	09:13:25
7	late night. I know that late nights are something	09:13:28
8	that he just does. And thank you for doing this	09:13:32
9	one. I really appreciate it.	09:13:34
10	And that concludes questioning for	09:13:37
11	League of Women Voters.	09:13:40
12	VIDEO TECHNICIAN: We are now going off	09:13:46
13	the record. This ends Disk No. 2 in the videotaped	09:13:50
14	deposition of Senator Vernon Sykes. The time on	09:13:53
15	the video monitor is 9:14 p.m.	09:13:53
16	MS. MENASHE: I think we need to make	09:14:01
17	sure there's no other questions from the relators	09:14:03
18	with the remaining time. I don't know if anyone	09:14:06
19	else is on. I just want to make sure we have	09:14:08
20	covered that. Erik's gone. We're good on the	09:14:10
21	relators? Freda, are you the only one on?	09:14:10
22	MR. CAREY: I'm on as well; but no other	09:14:24
23	questions. Freda asked all the questions that we	09:14:24
24	had. Thank you.	09:14:24
25	MS. JASRASARIA: Yes. And this is Jyoti	09:14:24

Transcript of Senator Vernon Sykes
Conducted on October 19, 2021

1 for the Bennett relators. No further questions on
2 our end either.

09:14:28

09:14:28

3 MR. BRANCH: Okay. Then great. All
4 right. Good night, everyone.

09:14:29

09:14:30

5 (The deposition was concluded at 9:14
6 p.m. Signature of the witness was not requested by
7 counsel for the respective parties hereto.)

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

CERTIFICATE OF NOTARY

STATE OF MICHIGAN)
) SS
COUNTY OF WAYNE)

I, RENEE J. OGDEN, certify that this deposition was taken before me on the date hereinbefore set forth; that the foregoing questions and answers were recorded by me stenographically and reduced to computer transcription; that this is a true, full and correct transcript of my stenographic notes so taken; and that I am not related to, nor of counsel to, either party nor interested in the event of this cause.



RENEE J. OGDEN, CSR-3455
Notary Public,
Wayne County, Michigan

My Commission expires: June 21, 2025

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

A			
ability	accept	adhere	28:15, 30:3,
24:11, 75:2,	93:7, 93:9,	17:23	47:12, 67:20,
89:7, 103:9	97:2	adjustment	67:24, 67:25,
able	access	34:7	68:1, 68:2,
24:8, 50:24,	30:7, 30:10,	admitted	87:10
51:2, 51:6,	30:22, 31:1,	98:5	agree
53:7, 58:20,	40:22	adopt	49:18, 91:21,
58:21, 61:16,	accommodate	105:15	98:8
74:18, 98:23,	73:8	adopted	agreement
105:1	accomplish	46:15, 79:14	49:7, 49:8,
about	61:4	advance	49:12, 52:1,
14:10, 14:20,	accomplishing	9:18	52:24, 90:16,
14:24, 15:4,	72:6	advertised	91:21, 96:6
19:8, 20:23,	account	81:6	ahead
25:19, 29:17,	72:1	advice	16:2, 23:5,
33:20, 35:12,	accountable	48:22	32:25, 36:4,
35:22, 36:10,	81:8	affect	48:16, 103:9
40:9, 40:24,	accurate	40:6, 57:18,	aide
41:19, 42:4,	12:1, 26:23,	92:19, 104:16	64:16
42:8, 42:13,	56:16, 65:9,	affiliated	aimed
42:23, 43:5,	80:5, 80:24,	65:5, 79:21	75:13
44:3, 44:10,	81:5, 81:11	affirmed	al
48:1, 48:21,	aclu	11:3	1:4, 1:9, 3:3,
50:16, 51:16,	4:3, 4:11, 73:4	after	9:23
51:18, 53:23,	action	11:2, 20:20,	alleviate
55:16, 55:17,	80:12	46:7, 47:5,	74:20
60:1, 61:22,	actual	50:23, 50:24,	allocated
64:11, 66:1,	16:1	51:1, 52:4,	22:24, 25:20,
66:3, 67:20,	actually	52:11, 52:21,	26:3, 27:3,
68:19, 71:22,	21:6, 22:3,	54:1, 65:18,	27:20
73:13, 74:12,	22:7, 79:1,	96:22, 99:12	allocation
75:25, 76:5,	79:4, 80:19,	afternoon	25:9, 25:16,
76:25, 78:23,	99:20, 105:18	22:22	25:17, 27:10,
78:24, 79:11,	addition	again	28:7
82:6, 82:9,	104:23	11:8, 52:25,	allotted
82:12, 84:10,	additional	55:19, 62:17,	28:6
89:23, 91:24,	27:4, 27:20,	64:7, 66:11,	allow
98:13, 98:21,	28:3, 28:7,	67:5, 77:21,	103:6, 105:23
101:17, 101:24,	29:25, 57:16,	91:6, 97:24,	allowable
104:15, 105:17,	94:19	102:12, 103:16,	104:18
106:3, 106:13,	address	106:2	allowed
106:25, 107:20	15:16, 63:20	against	31:20, 85:1,
absolutely	addressed	17:17, 80:21,	85:2
41:1, 50:18,	25:24, 35:15,	97:9, 98:18	allows
81:1, 81:13,	92:23	agents	16:20
100:15, 101:5	addressing	43:19, 43:23	almost
	74:11	ago	63:25
	adequately	15:3, 28:14,	along
	18:2		88:18

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>alora 5:1 aloud 83:23 already 12:7, 90:2, 104:23 also 7:12, 10:13, 11:24, 14:8, 17:8, 30:2, 31:2, 36:22, 38:4, 38:23, 46:19, 54:5, 57:7, 62:8, 70:6, 74:13, 75:6, 81:4, 87:10, 87:15, 90:7, 92:12, 97:4, 104:20, 107:9 always 88:21, 102:13, 103:8 alyssa 6:12, 6:19, 10:7 amelia 7:2 amend 73:19, 85:3, 94:15 amended 19:18, 20:25, 21:1, 45:21, 100:23 amendment 20:13, 57:7, 76:12, 81:19, 81:23, 87:11, 94:14, 99:16, 99:24, 100:1, 100:2, 100:19 amendments 55:14, 100:16 american 5:2 amount 23:2, 25:19,</p>	<p>26:3, 28:8, 28:9 analyze 43:3, 43:8 analyzing 16:18 angeles 3:16 another 9:8, 20:2, 45:25, 67:15, 97:21, 98:25, 108:6 answer 11:22, 12:6, 15:3, 21:16, 26:4, 32:24, 95:16, 102:18, 102:25, 104:21 answered 87:23 answers 11:25, 29:3, 44:23, 110:9 anticipate 9:6 anticipated 91:11 anxious 54:21, 55:22 any 9:10, 9:18, 12:3, 14:10, 14:17, 20:7, 22:11, 25:11, 26:22, 27:13, 27:16, 28:6, 29:17, 30:21, 32:15, 32:17, 33:20, 34:4, 34:10, 35:9, 35:13, 35:18, 36:1, 36:5, 36:15, 39:17, 40:1, 40:21, 41:9, 41:14, 41:17, 43:22, 44:3, 45:18, 46:9, 47:22,</p>	<p>48:21, 51:4, 52:10, 52:19, 52:24, 53:21, 54:9, 54:10, 54:18, 54:22, 55:5, 55:25, 56:2, 56:3, 56:9, 56:14, 57:16, 59:19, 61:2, 65:8, 65:25, 66:9, 66:22, 67:16, 67:24, 67:25, 69:23, 72:25, 73:23, 75:13, 80:22, 83:16, 84:2, 84:4, 86:19, 86:20, 89:8, 89:17, 89:20, 93:10, 94:3, 95:19, 96:1, 97:12, 97:14, 97:23, 97:25, 100:2, 105:13, 106:5, 106:8, 106:13, 106:20, 106:22, 106:23 anybody 32:11, 41:2, 41:6 anyone 24:7, 29:6, 56:15, 81:21, 108:18 anything 20:12, 20:15, 26:1, 49:5, 72:12, 90:16, 94:22, 104:24 apologies 9:18, 15:12 apologize 14:21, 18:25, 28:20, 36:2, 36:8, 65:23, 66:11, 78:17 apparently 15:12</p>	<p>appear 85:18 appeared 107:10, 107:15 application 38:1, 70:4 applied 42:17 appointed 12:21 appointments 53:6 apportionment 11:11, 14:18, 14:22, 14:25 appreciate 20:21, 29:3, 64:9, 69:5, 108:9 approach 42:2 approached 41:25, 86:6 appropriate 33:25 approximately 16:12, 47:22, 50:20, 79:23, 96:17 area 34:8, 34:25, 35:4, 35:7 areas 92:19, 94:17 arena 7:5 around 80:11, 93:18, 96:20, 97:22, 105:5 arrogance 20:3 article 37:2, 37:4, 59:4, 59:10, 60:23, 60:25, 62:13, 62:18, 62:23, 63:2,</p>
---	---	--	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>70:11, 70:15, 71:2, 71:7, 71:14, 71:17, 71:23, 72:3, 85:20, 88:24, 106:4 asked 33:5, 41:24, 70:1, 93:13, 94:19, 95:18, 97:1, 97:4, 108:23 asking 20:18, 29:4, 48:21, 49:2, 49:4, 66:11, 89:12, 94:21, 95:15, 95:17, 103:3 asks 55:5 aspects 13:14, 18:4, 18:5 assembly 21:14, 71:19, 75:21, 102:21, 103:3 assigned 13:25, 88:10 assignment 33:24 assignments 34:23 assist 28:21, 29:7, 64:24, 65:1 assistants 106:12 assisted 28:24 assume 11:23, 22:14, 40:21, 65:7, 70:10 assumed 99:18, 99:19 assuming 21:22</p>	<p>assure 91:19 athomas@acluohio 5:5 attached 8:15 attempt 13:3, 18:6, 18:10, 33:15, 36:21, 37:12, 58:14, 58:15, 58:19, 61:4, 61:5, 71:18, 72:2, 72:8, 72:14, 88:2 attend 47:21, 47:23 attending 9:5, 10:4, 48:1, 48:2 attention 26:21 attorney 6:1, 65:11, 65:16, 66:1, 66:10, 66:20, 66:22 attorneys 48:21 attributed 84:6 auditor 5:8, 10:17, 19:20, 46:17, 50:4, 50:11, 50:12, 53:8, 53:9, 57:5, 57:16, 86:6, 91:17, 92:6, 92:16, 94:12 auditor's 92:3 august 26:13, 26:16, 32:8, 33:22, 34:6, 34:11, 34:15, 34:21, 36:12, 36:17,</p>	<p>39:25, 40:18, 41:20 authenticity 83:16 authority 46:20, 48:25 available 31:7, 73:7 avenue 3:14, 4:4, 4:12, 6:15 aware 9:9, 21:19, 22:10, 22:16, 27:12, 28:4, 30:20, 31:19, 32:15, 34:5, 34:12, 35:11, 35:21, 36:7, 36:13, 36:14, 36:15, 39:17, 40:1, 40:19, 40:21, 40:23, 41:2, 41:6, 41:11, 42:21, 43:17, 81:20, 99:17, 99:18 away 9:11, 107:7</p> <hr/> <p style="text-align: center;">B</p> <hr/> <p>b 85:21 back 15:20, 15:21, 19:1, 21:6, 24:22, 24:23, 37:16, 49:2, 49:3, 52:5, 61:21, 67:11, 68:24, 68:25, 78:10, 78:11, 78:15, 78:16, 96:20, 99:13, 103:16, 104:15, 108:1, 108:2 backup 9:10</p>	<p>ballot 73:19, 76:12, 76:18, 79:11, 79:13, 80:24, 81:5, 81:12, 82:7, 84:3 based 60:22 basic 36:23, 74:12, 94:16 basically 41:21, 49:12, 65:24, 73:17, 74:3 basis 62:19, 62:24, 63:3, 67:13, 88:14 bates 25:6 became 49:17, 86:4, 86:14 because 27:20, 28:24, 29:9, 37:25, 38:3, 41:4, 41:24, 49:18, 53:15, 54:23, 58:14, 59:15, 59:25, 60:3, 61:9, 70:3, 70:6, 72:6, 75:24, 86:10, 87:5, 89:4, 92:1, 98:5, 98:10, 99:18, 104:10, 105:2, 105:14, 106:21, 107:17 become 86:1, 87:2 been 11:3, 12:7, 12:14, 13:25, 25:23, 26:6, 26:14, 28:6,</p>
--	---	---	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>28:9, 31:8, 35:4, 35:8, 37:13, 41:25, 45:22, 45:25, 53:16, 56:24, 58:12, 58:17, 78:19, 79:20, 83:13, 83:21, 89:18, 99:6, 107:14 before 1:21, 2:3, 11:14, 21:9, 21:10, 25:23, 26:18, 27:18, 30:18, 56:13, 79:16, 87:9, 90:9, 90:16, 96:19, 96:21, 96:22, 104:12, 106:22, 110:7 begin 16:4 begins 9:20, 69:2 behalf 3:3, 3:11, 4:1, 5:7, 6:1, 6:9, 7:1, 10:10, 10:16, 10:18, 10:21, 67:3, 69:7, 72:21 behavior 74:4 behind 104:11 being 59:13, 86:5, 95:11, 98:13, 98:22 belief 27:16, 43:6, 51:24, 59:1, 59:7 believe 20:17, 21:3, 22:2, 23:2, 23:6, 25:8,</p>	<p>26:19, 26:22, 27:15, 28:8, 29:16, 29:21, 30:10, 31:22, 32:1, 33:15, 34:13, 37:24, 40:14, 42:11, 43:15, 43:25, 45:10, 45:20, 51:13, 54:3, 54:4, 55:22, 57:18, 62:12, 62:18, 62:23, 63:2, 64:23, 65:8, 65:13, 65:18, 70:1, 72:24, 89:19, 89:21, 91:5, 93:15, 93:16, 100:5, 100:7, 104:6, 106:11 benjamin 3:12 bennett 3:3, 10:21, 109:1 besides 44:8, 54:19 best 9:7, 30:16, 36:21, 46:14, 48:10, 62:1 bet 76:4 better 69:12, 98:16 between 37:1, 38:6, 43:18, 57:1, 57:12, 59:12, 66:20, 75:11, 92:20 beyond 103:22 bfliegel@reedsmi- th 3:17 bill 73:13, 73:18,</p>	<p>73:25, 74:13, 74:15, 75:6, 75:13, 75:21, 75:23, 76:3 bipartisan 49:8, 89:19, 90:15, 102:1, 102:2 bipartisanship 102:16 bit 47:2, 69:12 black 7:13, 65:21, 66:16, 66:21, 67:6, 68:7 blessing 18:22, 19:13, 68:10 boas 14:6, 18:20, 19:5, 19:19 bob 6:10 both 21:22, 40:10, 40:14, 57:13, 58:1, 93:3, 96:13, 97:6 bottom 79:25, 80:2 branch 6:11, 8:6, 10:7, 11:7, 11:9, 15:14, 15:23, 15:24, 16:11, 21:18, 23:12, 23:16, 23:18, 23:22, 24:5, 24:17, 24:25, 25:2, 26:11, 28:19, 33:8, 42:14, 42:15, 44:25, 45:5, 45:6, 48:17, 48:19, 52:17, 52:18, 68:9, 68:18,</p>	<p>69:3, 77:11, 109:3 branch@nelsonmul- lins 6:18 break 12:5, 12:7, 107:21 breakdown 59:3, 60:4, 92:20, 93:11, 99:1 bria 3:3 bridget 5:10, 5:17, 10:15, 72:20 briefly 106:3, 107:22 bring 78:1 broad 5:3, 5:13 brought 16:1, 44:15 bullet 80:20, 81:2, 81:25 bullets 82:23 business 21:21, 21:23, 21:24 busken 19:23 busy 91:9</p> <hr/> <p style="text-align: center;">C</p> <hr/> <p>california 3:16 call 18:14, 38:15, 53:6, 60:17, 60:20, 60:22, 63:18 called 11:2, 21:8,</p>
--	---	---	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>53:5 calling 18:15, 90:12 callous 20:4 calls 13:10, 32:22, 55:6, 55:20 came 40:1, 50:20, 72:9, 72:11, 96:20, 101:16 campaign 76:10, 76:13, 76:14, 76:18, 76:20, 76:24, 78:22, 79:21, 81:21, 82:1, 82:4, 82:6, 82:9, 84:2, 84:3, 84:13, 84:19, 102:2 campaigned 51:16, 84:11, 84:12, 84:14 can't 31:10, 54:6 candidates 70:20, 70:22 careful 56:10 carey 4:10, 10:13, 108:22 carolina 6:17 case 1:6, 9:24, 31:9, 31:21 cases 11:11, 14:18, 14:22, 14:25, 33:15, 73:9, 102:16 cast 70:20, 70:22, 101:25 categories 38:13</p>	<p>category 20:24, 21:2, 68:14 caucus 14:5, 14:16, 18:24, 19:15, 21:11, 22:8, 22:24, 25:20, 26:12, 26:15, 27:13, 27:17, 27:22, 27:23, 27:24, 28:5, 29:6, 29:10, 29:19, 31:17, 32:4, 38:19, 40:4, 40:12, 40:18, 41:3, 41:7, 41:18, 41:23, 42:8, 42:22, 43:3, 43:8, 43:12, 43:19, 43:23, 44:9, 49:22, 65:21, 66:16, 66:17, 66:21, 67:7, 68:8, 68:11, 68:15, 68:16, 99:2, 104:14 caucuses 27:2, 27:21 cause 49:21, 89:14, 100:9, 110:15 caveat 49:4 census 40:6, 64:20, 87:6 centered 97:22 certain 93:19 certificate 110:1 certified 2:3 certify 110:6</p>	<p>chair 90:14, 105:11 chairing 105:12 change 34:9, 51:17, 58:9, 61:9, 61:18, 85:8, 93:10, 95:6, 95:9 changed 55:7, 95:7, 100:4 changes 53:11, 54:10, 56:2, 56:3, 56:6, 56:9, 57:4, 57:9, 57:14, 57:17, 93:14, 100:2, 100:9, 107:10, 107:12, 107:15 characterizations 81:18, 81:22 chat 23:14 cherry 14:4, 14:24 chester 4:4 chief 31:15, 31:16 chris 14:9, 18:20, 19:6, 19:21, 21:17, 28:11, 28:12, 30:3, 30:11, 33:2, 41:24, 87:8 cincinnati 34:8, 34:25, 35:3, 35:4, 35:7 cited 60:8, 62:3 cities 105:5 citizens 18:23, 19:14</p>	<p>city 4:12 civil 5:2 clarification 63:16, 64:9 clarify 42:16, 44:20, 48:20, 52:14, 87:20, 103:12 clark 6:3, 8:8, 10:18, 69:7, 69:11, 69:14, 69:19, 69:21, 72:18 clear 41:5, 45:19, 46:1, 46:3, 54:5, 85:16, 86:1, 86:4, 86:14, 87:2, 98:23 clearer 61:2 cleveland 4:5 click 23:15, 23:16, 24:6 client 26:2 client's 44:23 close 58:22, 60:6, 71:12, 72:10, 72:12, 96:5, 96:11, 101:16 closely 13:3, 18:10, 60:14, 60:16, 81:3, 82:22, 100:10 closer 60:3, 61:16, 78:25 closest 60:4</p>
--	---	--	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>co-chair 13:8, 18:13, 76:14, 76:15, 88:6, 90:12, 90:17, 102:12, 105:1, 105:3, 105:9 co-chaired 76:20, 76:21 co-chairs 20:10 co-sponsored 73:14 collaborate 89:9, 105:2, 105:23 collaborating 88:21 collaboration 49:7, 86:20, 102:15 collaborative 3:11, 49:25 colleagues 49:10, 98:18 columbus 4:14, 5:15, 6:6, 7:8 com 3:17, 6:7, 6:18, 6:19, 7:9 come 26:19, 46:21, 46:23, 49:7, 52:24, 53:20, 55:10, 58:15, 60:7, 70:22, 71:12, 76:25, 91:20, 97:11, 98:21, 98:24 coming 98:11 comm 9:23 comment 68:6 comments 66:12, 66:13,</p>	<p>82:13, 96:12 commission 1:9, 6:2, 10:19, 12:19, 12:22, 12:25, 17:5, 18:22, 18:23, 19:14, 19:15, 21:2, 26:6, 26:10, 29:15, 32:8, 33:23, 34:19, 43:25, 45:8, 45:14, 45:17, 45:18, 45:21, 46:4, 46:9, 46:11, 47:10, 49:9, 51:25, 52:11, 52:21, 55:13, 59:2, 59:8, 62:12, 64:21, 64:25, 65:2, 69:8, 71:18, 72:2, 72:14, 81:10, 84:2, 84:7, 86:1, 86:2, 88:3, 90:22, 95:22, 99:8, 99:15, 100:20, 101:19, 103:8, 104:6, 104:20, 106:18, 106:23, 107:2, 110:24 commissioners 26:8, 47:4, 89:1, 90:8, 91:14, 93:16 commit 56:14 committee 28:25, 65:6, 76:18, 76:19, 76:24, 84:13, 84:15 committees 28:17 communicate 42:7, 42:18,</p>	<p>67:3, 78:23, 80:14 communicated 43:22 communicating 44:1, 44:3, 44:7 communication 42:13, 43:15, 43:18 communications 42:4, 42:22, 46:17, 90:3 communities 37:8 community 77:1, 80:12 compactness 37:6 compared 38:10, 98:2 complaint 102:18, 102:19, 102:25, 104:21 compliance 62:13, 62:18, 63:2, 63:23, 70:15, 71:2, 71:7, 90:5, 101:8, 103:25 compliant 60:2 complied 31:12, 33:6, 38:20, 39:8, 39:13, 58:22, 64:5, 71:11, 85:5, 101:12 complies 59:25, 91:8 comply 18:6, 33:4, 33:10, 36:22, 37:12, 49:24, 56:10, 58:14, 58:23, 59:16, 60:12, 61:24, 62:2, 62:7,</p>	<p>62:8, 63:8, 64:6, 71:10, 82:20, 95:8, 101:7, 102:5, 103:18 complying 59:20, 62:23, 63:18, 84:16, 84:20, 84:24, 101:16 component 64:7, 85:9, 95:7 components 17:20 compose 32:11, 41:9 composed 39:1 composing 22:3 compromise 46:12, 46:22, 47:9, 50:22, 51:13, 52:1, 52:6, 53:21, 58:8, 89:19, 89:20, 99:10, 107:3, 107:4, 107:6 computer 9:11, 13:17, 30:9, 30:11, 30:20, 31:7, 31:20, 110:10 computers 30:25, 31:2 concept 38:14, 51:21, 63:21, 75:9, 77:2, 85:12 concern 52:3 concerned 93:3, 93:4 conclude 108:5 concluded 109:5</p>
--	--	---	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>concludes 108:10</p> <p>conclusion 50:21</p> <p>conducted 30:12, 31:9, 99:12</p> <p>conference 83:14</p> <p>configuration 16:22, 92:18</p> <p>configurations 94:17</p> <p>configure 75:3</p> <p>conform 18:3</p> <p>confused 38:16</p> <p>confusing 85:17</p> <p>congressional 66:4</p> <p>conjunction 90:14</p> <p>connect 9:16, 53:7</p> <p>connected 53:9</p> <p>connecting 9:16</p> <p>connection 21:13, 79:20</p> <p>consider 29:5, 29:6, 37:10, 37:18, 56:4, 59:19, 62:5, 94:11, 96:2</p> <p>considered 45:17, 55:15, 61:12, 61:13, 103:23</p> <p>considering 92:24</p> <p>consistent 27:19</p> <p>constant 88:13</p>	<p>constantly 88:16</p> <p>constitution 17:19, 17:24, 18:4, 33:5, 33:6, 33:11, 36:11, 36:18, 36:19, 37:3, 37:4, 38:11, 38:21, 39:21, 51:17, 58:15, 59:5, 59:14, 60:2, 60:13, 60:24, 61:1, 61:10, 61:14, 62:10, 62:14, 70:11, 73:20, 85:1, 85:4, 85:9, 85:19, 87:11, 91:8, 95:8, 100:24, 101:13</p> <p>constitution's 39:8, 39:13, 62:20, 63:4</p> <p>constitutional 5:12, 13:13, 17:18, 18:17, 33:16, 58:12, 63:8, 64:5, 76:11, 81:19, 81:23, 101:24</p> <p>construct 16:21, 33:5</p> <p>contact 42:3, 88:13, 88:15</p> <p>contain 75:6</p> <p>contained 26:23, 35:10, 59:8</p> <p>contains 59:2, 73:25</p> <p>content 16:4, 80:17</p> <p>contents 8:1</p>	<p>contiguous 38:7, 39:2, 39:19, 62:25, 75:9</p> <p>continue 42:9, 53:20, 98:10</p> <p>contract 21:12, 22:11, 27:6, 29:11, 29:12, 33:1</p> <p>contrary 49:14</p> <p>conversation 53:23, 66:15, 104:12</p> <p>conversations 9:13, 14:11, 44:10, 53:17, 53:18, 54:6, 54:13, 54:19, 55:1, 65:25, 66:10, 66:22, 91:24, 92:6, 104:15</p> <p>conveyed 82:1</p> <p>coontz 5:10, 10:15, 72:20</p> <p>coontz@ohioattor- neygeneral 5:17</p> <p>cooperation 102:15, 105:3</p> <p>copy 20:18, 20:19</p> <p>correct 32:7, 32:18, 34:20, 44:22, 46:6, 55:23, 62:4, 71:15, 72:16, 92:13, 94:2, 100:21, 110:12</p> <p>correction 34:15, 34:22, 61:15, 87:25</p>	<p>correctly 61:24, 74:11, 94:18</p> <p>correspond 13:3, 18:10, 60:14, 60:16, 100:9, 100:25</p> <p>corresponds 60:18</p> <p>corrupted 77:20</p> <p>cosponsors 75:24</p> <p>could 24:14, 26:19, 38:14, 44:19, 46:24, 52:14, 56:14, 57:10, 58:18, 58:22, 62:7, 63:10, 73:21, 78:25, 79:2, 80:2, 84:18, 86:8, 86:20, 86:21, 86:23, 87:14, 87:17, 90:16, 90:17, 90:19, 91:20, 91:21, 92:25, 94:10, 94:15, 96:1, 98:1, 99:9, 105:15, 107:3</p> <p>couldn't 105:12, 105:16</p> <p>counsel 10:5, 13:25, 14:1, 14:5, 14:15, 42:11, 44:19, 68:12, 109:7, 110:13</p> <p>count 70:19, 70:21</p> <p>counterproposal 45:12</p> <p>counties 38:9, 39:20, 74:22, 74:23, 82:8</p>
---	---	---	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>county 20:13, 34:9, 35:1, 35:3, 35:7, 35:15, 35:23, 39:9, 61:8, 61:9, 61:11, 63:4, 74:24, 75:1, 95:9, 95:10, 102:3, 110:4, 110:23 couple 20:23, 69:8, 97:17, 107:1 course 61:6 court 1:1, 9:24, 10:22, 11:18, 23:25, 81:9 cover 25:12 covered 108:20 cracking 17:1 creates 81:9 criteria 73:21 criticism 93:25 csr 1:21, 2:5, 110:21 cupp 6:10, 10:8, 11:10 current 49:20 cut 104:22, 104:25</p> <hr/> <p style="text-align: center;">D</p> <hr/> <p>daily 88:14 daniel 7:16</p>	<p>danny 10:2 data 18:18, 18:19, 40:6, 63:14, 64:11, 64:13, 68:13, 68:14, 68:16, 87:6 date 9:25, 21:1, 21:3, 44:21, 110:7 dates 17:3, 17:4 david 4:10, 10:13, 19:23 day 54:21, 55:6, 55:21, 56:23, 90:23, 97:19, 97:21 dcarey@acluohio 4:15 deadline 86:3, 86:15, 88:4, 89:2 deadlines 13:14, 17:24, 90:9 deal 37:5, 88:10 dealing 49:6, 70:25, 83:12 deals 17:3, 17:16, 18:8, 19:17, 37:11 debate 85:12 debated 85:14 debates 13:7, 18:13 decade 28:14, 28:15 december 87:3, 87:22</p>	<p>decided 85:15 decision 29:11, 41:18, 103:7 decisions 105:2, 105:13, 105:16 defined 85:14 definition 16:17, 72:13, 85:15, 85:18 delay 77:21, 78:17 delayed 90:11 delegated 46:20, 48:25, 53:14 democrat 61:19 democrat's 100:6 democrat-leaning 58:9, 58:10, 59:3, 59:9, 59:13, 59:23, 59:24, 60:23, 60:25, 92:20 democratic 14:5, 14:15, 17:6, 17:7, 18:24, 19:15, 21:11, 22:8, 22:23, 25:20, 26:12, 26:15, 27:2, 27:12, 27:17, 28:5, 29:6, 29:19, 31:17, 32:3, 38:19, 41:3, 41:7, 41:23, 42:8, 42:22, 43:3, 43:7, 43:12, 43:19, 43:22, 44:8, 44:9, 58:3,</p>	<p>58:4, 64:3, 65:6, 70:22, 99:2 democrats 27:24, 51:9, 89:21, 100:8 demographic 22:25 demonstrate 86:22, 87:14, 87:15 depict 83:10 depos 7:15, 9:4, 10:3, 10:24, 15:10, 24:3, 24:10, 77:13, 77:19, 77:24 deposition 1:14, 2:1, 8:17, 8:19, 8:21, 8:23, 9:21, 10:4, 11:13, 13:24, 15:4, 16:1, 16:3, 16:7, 20:20, 23:9, 23:13, 77:16, 83:6, 108:14, 109:5, 110:7 depositions 73:8 describe 36:25, 37:16, 46:9, 47:14, 64:17, 92:15 described 20:9, 34:14, 38:7, 104:24 describes 28:2, 79:10 describing 20:22 design 103:5, 103:6, 103:11 designate 13:9, 13:10,</p>
--	--	---	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

18:13, 18:15 designed 57:10, 102:20, 102:22, 102:24, 103:1, 103:4, 103:13, 103:15, 104:4, 107:11, 107:15 detailed 73:25, 74:14 details 55:17 determinations 105:24 determine 48:14 determined 26:7 determining 88:19 developing 43:13 dewine 5:7, 10:16, 50:15 dewine's 50:16, 50:17 diane 7:3, 7:9, 10:9 differences 56:25, 57:12 different 38:12, 44:2, 44:7, 47:13, 61:11, 63:14, 66:16, 74:25, 84:24, 93:4, 93:5, 93:6, 104:14, 105:5 difficult 28:23 direct 25:15 directed 33:12 direction 31:11, 41:3 directly 65:25, 88:8	dirossi 20:13 disallow 85:4 disclose 87:16 discovery 25:5, 31:8 discuss 106:20, 106:22 discussed 106:21 discussion 9:11, 99:10 discussion's 52:22 discussions 92:15, 99:11 disfavor 13:6, 16:23, 18:11, 64:1, 75:4, 82:19 disfavoring 104:1 disk 69:2, 108:13 display 24:1, 24:25, 77:9, 83:2 displayed 78:19 dispute 81:18, 81:22 disregard 20:4 disrespect 69:23 disseminate 80:8 distance 96:14 distinction 37:1, 38:6, 59:12 distributing 81:15 district 7:5, 12:16,	12:17, 33:24, 34:8, 39:1, 43:13, 71:19, 74:25, 75:11, 80:22, 95:11, 100:5 district-specific 40:1 districting 60:7, 60:18 districts 8:22, 13:2, 13:5, 16:21, 18:10, 22:4, 37:19, 51:9, 51:15, 51:18, 51:20, 58:3, 58:4, 61:12, 61:18, 62:15, 62:21, 62:24, 63:25, 64:4, 65:20, 66:4, 66:5, 73:22, 74:8, 75:3, 75:12, 75:18, 76:17, 76:21, 76:25, 77:10, 77:17, 77:22, 78:20, 80:4, 81:3, 82:2, 82:5, 82:18, 82:21, 83:13, 83:25, 84:14, 84:15, 84:16, 84:17, 84:20, 84:22, 84:23, 85:7, 85:10, 92:18, 92:21, 93:3, 93:4, 93:5, 95:12, 99:1, 99:2, 101:9, 101:14, 101:22, 103:19 divide 74:24 document 22:11, 25:4, 25:7, 77:10,	78:18, 78:21, 79:1, 79:7 documentation 22:13 documents 22:14, 22:16, 22:21, 23:13, 25:12, 31:21, 31:24 dog 80:9 doing 40:7, 40:20, 71:9, 72:6, 108:8 done 33:25, 61:3, 61:5, 61:7, 62:10, 87:14 door 88:18 double 23:16, 31:4 double-click 23:20, 23:23 double-protected 30:24 down 50:5, 50:14, 79:3, 80:2, 84:9, 85:23 download 77:25 draft 49:24 drafted 106:8, 106:10 drafting 19:17, 20:25, 38:18, 87:10 draw 18:9, 36:12, 37:6, 59:12, 71:18, 72:14, 105:18 drawer 40:3, 47:16, 87:7
--	---	--	---

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>drawers 56:8, 62:1, 87:6, 91:9, 91:13, 92:17 drawing 13:1, 17:22, 28:24, 28:25, 29:2, 30:2, 55:11, 62:24 drawn 73:21, 100:13 drew 41:9 dublin 6:5 duly 11:3 during 52:12, 64:22, 64:23, 81:21, 91:16, 94:4, 96:18 duties 12:24, 18:8</p> <hr/> <p style="text-align: center;">E</p> <hr/> <p>each 9:17, 15:2, 27:23, 33:9, 38:20, 39:1, 39:4, 40:3, 40:17, 95:20 earlier 32:14, 44:16, 61:23, 63:13, 73:9 easily 62:7 east 5:13 edits 95:4, 95:17 education 20:3 effect 42:9 effort 58:8, 102:1</p>	<p>efforts 23:1, 29:8, 29:20, 62:2, 89:18, 102:10 egregious 99:23, 99:24, 100:1 either 53:5, 94:12, 95:17, 109:2, 110:14 ejclark@organleg- al 6:7 elected 12:11, 12:14, 72:21 election 76:13 elections 70:19, 70:21, 70:25, 101:2 elias 3:5 eliminate 38:14 else 20:12, 20:15, 24:7, 44:8, 56:15, 98:19, 104:24, 108:19 email 31:7 emails 31:20 embrace 86:19 employees 30:25 enable 105:18 enabled 9:14 enacted 100:24, 103:1 encouraging 53:19 end 90:1, 107:6,</p>	<p>107:7, 109:2 ended 46:16, 86:17, 98:22, 99:3 ends 108:13 engaging 29:6 enough 28:10, 30:14, 40:16, 63:12, 66:19 ensure 30:22 ensuring 39:1, 39:7, 39:12 entire 66:15 entirety 71:1 entity 21:7, 21:9 environment 20:3 equal 37:20, 38:7, 38:21, 39:18, 62:15, 62:20, 75:11, 77:3, 103:19 eric 19:23, 65:12, 65:14, 65:15 erik 6:3, 10:18, 69:7, 69:10, 69:18 erik's 108:20 errors 24:7 esquire 3:4, 3:12, 4:2, 4:10, 5:1, 5:9, 5:10, 6:3, 7:3 et 1:4, 1:9, 3:3,</p>	<p>9:22, 9:23 evaluate 56:12, 103:25 evaluated 87:18 evaluation 51:19 even 26:7, 89:6, 89:10, 89:23, 97:10, 104:12 evening 11:8, 54:25, 69:22, 69:25, 73:8, 96:4, 96:18, 97:16, 101:6, 106:17 event 110:14 ever 11:13, 21:10, 25:23, 48:22, 65:14, 81:18, 81:21, 95:23, 96:5, 101:19, 106:20 every 47:10, 67:10, 102:2 everybody 69:25, 87:18 everyone 9:5, 87:17, 109:4 everything 56:12, 90:11 exact 22:19, 107:13 exactly 35:2, 54:7, 56:21, 70:14 examination 8:5, 8:7, 8:9, 11:6, 69:20, 73:2 examined 11:5 example 60:7, 61:8</p>
---	--	--	---

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>exception 35:6 exceptions 93:10 exchanged 43:16 exchanging 44:3 excluded 17:21 excuse 31:14, 50:13, 85:20 exercise 20:22 exhibit 8:14, 8:17, 8:19, 8:21, 8:23, 16:3, 16:7, 23:6, 23:9, 24:2, 25:1, 77:9, 77:11, 77:12, 77:16, 78:19, 83:2, 83:6, 85:24 exhibits 8:13, 8:15, 24:12 exist 24:7 existed 35:19, 36:6 existence 49:20, 64:4 existing 84:25 expend 13:12 expending 18:16 expert 33:2, 43:3, 43:8 experts 40:25 expires 110:24</p>	<p>explain 18:2, 84:18, 107:3 explained 60:20 express 70:24 expressed 37:13, 58:17, 101:1 extent 40:9, 43:16, 54:7, 71:5, 75:6, 82:6, 85:3, 85:5, 100:16 extremely 77:3 eyes 106:16</p> <hr/> <p style="text-align: center;">F</p> <hr/> <p>faber 5:8, 10:17, 19:20, 46:17, 50:4, 50:11, 55:3, 76:1, 76:5, 92:6, 92:16, 94:12, 97:14, 97:16 fact 33:10, 75:17, 104:1 facts 60:21 faded 107:7 failed 17:23 fair 8:22, 28:10, 30:14, 40:16, 49:19, 51:15, 51:18, 51:20, 63:7, 63:12, 66:19, 71:23, 73:22, 73:23, 73:24, 75:8,</p>	<p>76:17, 76:21, 76:24, 77:4, 77:10, 77:17, 77:22, 78:19, 80:4, 81:16, 82:2, 82:5, 83:12, 83:25, 84:14, 84:15, 84:16, 84:20, 84:23, 85:7, 85:10, 93:23, 98:6, 98:8, 98:13, 98:16, 101:22 fairly 49:17 fairness 13:4, 13:15, 17:20, 18:5, 18:7, 36:22, 37:3, 37:11, 38:4, 38:10, 51:7, 51:21, 57:19, 57:21, 63:20, 63:22, 64:7, 70:7, 70:10, 74:12, 75:17, 77:2, 80:18, 82:24, 85:11, 95:7, 97:24, 98:3, 100:4, 103:17, 107:18 fairness" 85:13 far 67:11, 99:21 fashion 24:12, 64:12 fast 19:2 fault 103:5 faulty 103:10 favor 13:6, 16:23, 18:11, 64:1,</p>	<p>74:8, 75:4, 82:19, 100:13, 101:3, 101:4, 101:15, 101:25, 102:7, 103:23 favored 101:5 favoring 80:23, 104:1 favors 81:11 feel 54:16, 96:4, 97:13, 105:21 feeler 97:6 feigned 107:2, 107:4 felt 89:4 few 67:2, 90:1, 106:1 fewer 64:3 figure 24:18 figured 96:13 file 24:6, 24:7, 77:25, 83:3 filed 102:19 files 78:2 final 54:21, 54:24, 55:6, 55:21, 56:1, 56:6, 56:19, 56:21, 56:22, 57:1, 72:9, 91:6, 91:12, 91:25, 94:8, 101:12 find 55:24, 91:20, 97:10, 105:19</p>
---	---	---	---

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>firm 32:14 first 11:3, 13:1, 16:16, 25:1, 28:2, 63:9, 63:11, 64:2, 66:25, 67:21, 73:12, 76:2, 80:18, 80:21, 87:3, 91:1, 96:25, 97:5, 99:25, 101:11, 102:23, 105:10, 106:16 five 68:19, 99:4, 105:7 fix 20:14, 34:24, 35:3, 100:16, 100:18 fixed 35:23, 35:25 flevenson@acluoh- io 4:6 flexibility 97:23, 97:25 fliegel 3:12 floor 5:14 flyer 80:7, 80:14, 80:17, 81:15, 81:16 folks 17:2, 44:2, 44:7, 44:12 follow 36:17, 36:20, 39:21, 81:3, 82:22 followed 76:10 following 36:10, 71:20</p>	<p>follows 11:5 force 22:24, 26:17 foregoing 110:8 former 65:11 formula 38:4, 70:6, 70:15, 71:1, 72:1 formulaic 38:1, 70:3 forth 72:3, 87:18, 88:12, 110:8 forthcoming 54:9 forward 86:22, 88:2, 88:22, 89:7, 90:19, 105:24 found 105:4, 105:8 foundation 4:3, 4:11, 25:22 four 17:25, 75:20, 75:22, 102:8, 105:7 four-year 98:22, 99:22, 103:9 frank 19:21, 19:25, 75:25, 76:2 freda 4:2, 10:11, 72:23, 73:4, 108:21, 108:23 frequently 67:14 friday 50:23 front 13:18, 20:8,</p>	<p>26:17, 66:15, 83:23 full 12:8, 110:11 funded 28:9 funds 13:12, 18:16, 25:16, 25:18, 27:10 further 69:5, 99:9, 109:1 fuse 87:5</p> <hr/> <p style="text-align: center;">G</p> <hr/> <p>gave 41:3, 41:7, 107:5 general 6:1, 21:14, 65:12, 65:17, 66:1, 66:10, 66:21, 66:23, 71:19, 75:21, 102:21, 103:3 george 14:6, 18:20, 19:5, 19:19 gerrymander 16:17, 63:25, 74:7, 74:17, 74:18, 101:8 gerrymandered 77:6, 101:14 gerrymandering 74:3, 74:19, 74:21, 75:4, 75:14, 75:16, 80:22, 82:18, 85:2, 85:4, 103:23 getting 46:16, 60:11, 69:24 give 11:24, 31:11,</p>	<p>40:5, 42:1, 69:13, 85:17, 92:1, 97:12 given 15:14, 15:25, 24:12, 30:7, 36:11, 36:15, 39:17 giving 48:21, 55:1, 66:3 glad 41:24 glassburn 14:9, 18:21, 19:6, 19:21, 21:17, 21:20, 22:12, 28:11, 28:12, 28:16, 28:21, 29:7, 29:18, 29:24, 30:3, 30:5, 30:11, 32:12, 32:19, 33:2, 33:10, 36:10, 36:16, 38:25, 39:6, 39:11, 39:18, 40:10, 40:20, 41:4, 41:8, 41:11, 41:16, 41:24, 42:6, 42:21, 43:2, 43:7, 43:11, 43:18, 43:21, 87:8 glassburn's 38:17 glenlake 6:14 glimmer 96:7 go 15:15, 16:2, 19:1, 23:5, 24:9, 24:17, 25:13, 30:6, 32:4, 32:25, 36:4, 39:20,</p>
--	--	--	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>48:16, 48:23, 50:6, 56:12, 68:18, 73:10, 80:11, 89:10, 91:20, 98:18, 103:9, 103:22, 104:13, 104:14, 107:21 goes 61:21 going 19:2, 20:21, 21:4, 23:14, 26:8, 54:24, 56:5, 73:10, 77:20, 86:2, 86:14, 88:20, 89:11, 95:3, 98:8, 98:17, 98:23, 99:17, 103:16, 104:13, 107:23, 108:12 gone 99:13, 108:20 good 11:8, 69:22, 108:20, 109:4 gotcha 36:24, 37:15, 51:11, 51:22, 56:17, 57:20, 58:25, 61:20, 65:3 gov 5:16, 5:17 govern 18:20, 19:6, 19:21, 21:23, 22:1, 22:12, 29:18, 82:7 government 37:9 governor 5:7, 10:16, 50:15, 50:16, 50:17, 53:8, 53:13, 53:14, 53:24, 86:6,</p>	<p>96:7, 96:22, 96:24, 96:25 grand 3:14 great 85:3, 109:3 greater 107:18 ground 36:9 grounds 62:14 groundswell 102:4 group 3:5, 21:8, 21:9, 65:5, 65:11 groups 80:8, 80:12 growing 77:1 guardrails 75:6 guess 28:1, 61:21, 83:2, 102:23, 106:21 guidance 32:19, 41:8, 66:6 guidelines 36:22</p> <hr/> <p style="text-align: center;">H</p> <hr/> <p>happened 45:24, 48:10 happens 51:20 happy 46:12, 105:25 hard 31:23, 79:5 hardware 27:5 harry 7:13 hate 98:17</p>	<p>haystaqdna 21:8, 32:15, 32:16 hear 21:7, 69:11, 69:17, 81:21, 105:25 heard 19:9, 21:9, 22:18, 30:18, 32:14, 93:18 hearing 21:10, 93:17, 106:18 hearings 88:12, 90:1, 105:5, 105:6, 105:11 heather 18:21, 19:13, 68:10 held 2:2, 99:9, 105:5 help 9:14, 25:25, 69:16, 88:7 helpful 31:5 here 9:20, 10:9, 19:23, 21:5, 28:1, 80:20 herein 11:2 hereinbefore 110:8 hereto 109:7 hire 40:25 history 16:18 hjr 73:13 hold 17:25, 18:1 holder 19:24, 65:12,</p>	<p>65:14, 65:15, 65:17, 66:1, 66:11, 66:21, 66:23 holding 51:13 home 69:25 hope 69:23, 96:7, 99:9, 101:19 hopeful 86:5, 86:7, 101:21, 101:23 hopefully 68:20 horn 19:23 hour 73:11 hours 105:7 house 6:10, 13:2, 14:5, 17:7, 18:9, 18:23, 19:15, 27:3, 27:22, 27:24, 28:5, 28:12, 28:13, 28:16, 41:23, 41:25, 42:7, 42:18, 42:22, 43:3, 43:7, 43:12, 43:19, 43:22, 44:8, 47:16, 50:7, 52:25, 54:8, 58:4, 59:9, 65:19, 68:11, 73:16, 73:21, 83:15, 99:1, 100:7 however 101:14 huffman 6:9, 10:8, 11:10, 45:1, 54:21, 55:6,</p>
--	--	--	---

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>55:21, 55:24, 73:14, 73:15, 75:24, 76:16, 76:21, 80:10, 81:14, 83:11, 84:11, 84:19, 90:2, 91:24, 92:7, 94:3, 94:18, 97:15, 99:16, 106:11 huffman's 83:24, 84:1 husted 53:14, 53:18</p> <hr/> <p style="text-align: center;">I</p> <p>ice 7:4 idea 29:17, 48:3, 67:24, 67:25, 88:16, 106:8, 106:9 ideas 50:4, 53:21, 55:4, 88:17 identification 16:6, 23:8, 77:15, 83:5 identified 51:5, 71:6, 71:13, 72:11 identify 9:15, 9:17, 13:20, 25:7, 64:12, 74:4, 78:20, 79:8 identifying 88:7 iii 6:11 imagine 37:18 immaterial 98:2 immediately 90:23, 91:2 impasse 52:22, 98:21,</p>	<p>99:5 impediment 51:24, 59:20 implement 66:7 implying 96:12 important 24:15, 37:7, 77:3, 82:14, 82:17, 97:24 improvement 100:5 improvements 93:24, 93:25 in-house 14:1, 41:21 inbox 26:20 inc 4:3, 4:11 include 14:2, 22:3, 41:23, 47:10, 82:13, 88:20, 91:25, 94:16 included 35:4, 75:12 includes 74:13 including 13:13, 71:21, 105:9 incorporate 55:3, 57:8, 57:10, 92:2 incorporated 93:20 incorporating 92:25 incumbents 107:11, 107:16 index 8:13 indicate 60:16, 93:1 indicated 31:22, 53:13,</p>	<p>55:9, 64:8, 90:2, 97:3 indicating 96:10, 99:25 indication 89:8, 97:12 individually 21:20 individuals 15:3, 21:5 inferences 107:5 information 16:20, 26:23, 31:3, 40:5, 40:23, 43:16, 44:4, 56:14, 66:3, 80:8 initially 107:5 initiative 76:19, 79:11 input 14:8, 19:17, 20:25, 40:4, 40:7, 40:18, 42:1, 54:10, 64:20, 87:10, 91:18, 91:19, 93:19, 94:19, 106:5, 106:13 instance 74:22 instituted 89:24 instruct 31:6 instructed 40:3, 41:11, 41:16, 42:18, 47:3 instruction 36:23, 42:2, 42:6, 42:17 instructions 36:9, 36:11, 36:15, 39:17 intended 105:22</p>	<p>intense 105:6 interaction 20:10 interest 16:22, 20:2, 37:8, 89:8, 107:3, 107:4 interested 86:11, 89:20, 97:11, 97:13, 110:14 interpretation 72:16 interrupt 15:11, 36:2, 65:23, 86:9, 95:13 interrupting 18:25 interruptions 9:19 introduce 87:3 introduced 17:4, 17:5, 43:4, 44:25, 45:2, 45:16, 46:8, 46:13, 86:18, 98:25, 99:7, 99:16, 100:19 introducing 86:17 introduction 47:5 inventive 17:1 invited 47:11 involve 29:12, 41:18 involved 26:5, 26:6, 26:12, 28:24, 29:1, 29:9, 30:2, 31:12, 31:25, 41:12</p>
--	--	--	---

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>involvement 26:9 issue 11:11, 13:4, 13:15, 15:16, 18:7, 34:25, 35:4, 35:7, 35:15, 35:17, 35:23, 37:6, 44:3, 51:12, 51:15, 63:20, 76:12, 78:4, 78:24, 79:10, 81:5, 81:12, 84:3, 87:19, 92:22, 97:24, 98:3 issued 88:23 issues 12:3, 24:15, 40:1, 51:5, 51:7, 75:12, 82:7, 88:11 itself 16:2, 80:18</p> <hr/> <p style="text-align: center;">J</p> <p>jasrasaria 3:4, 10:20, 108:25 jjasrasaria@elias 3:9 job 1:19 john 6:11, 6:18, 10:7, 11:9 jointly 27:3, 27:20 judgment 60:17, 60:20, 60:22 julie 5:9, 5:16 june 110:24 jyoti 3:4, 10:20,</p>	<p>108:25</p> <hr/> <p style="text-align: center;">K</p> <hr/> <p>katy 67:5 keep 34:3, 37:7, 37:8, 74:23 keeping 38:8 keith 19:20, 75:25, 76:5 kenny 12:23 key 33:3 kind 50:9, 54:9, 54:22, 80:9, 89:20, 103:10 kindly 78:18 kinds 37:9, 75:12, 88:11 knew 89:6 know 11:21, 14:10, 23:22, 25:11, 25:18, 28:11, 28:23, 30:12, 31:22, 38:8, 40:8, 40:13, 42:25, 43:11, 43:15, 43:21, 48:24, 61:2, 67:17, 75:15, 79:18, 89:13, 90:4, 91:1, 91:3, 93:13, 94:6, 94:10, 94:21, 94:23, 94:24, 95:2, 95:24, 97:4, 97:8, 97:10, 98:14, 98:16,</p>	<p>99:5, 99:7, 102:22, 103:4, 103:15, 103:16, 105:11, 105:16, 106:10, 108:7, 108:18 knowledge 30:17, 80:5, 81:19, 106:13 knowledgeable 40:24, 87:12 knows 21:16 kristin 14:2, 14:20</p> <hr/> <p style="text-align: center;">L</p> <hr/> <p>labeled 77:10 laid 25:23 language 48:18 larose 5:8, 10:17, 19:21, 19:25, 46:18, 50:5, 55:2, 75:25, 76:2, 92:3, 92:7, 92:24, 94:12, 96:9, 97:15, 97:17, 98:5 last 15:6, 19:9, 37:13, 45:17, 58:17, 65:16, 67:18, 70:17, 70:24, 90:11, 90:21, 94:24, 101:1, 104:12 late 45:3, 56:22, 73:7, 73:11, 73:15, 106:2, 108:7 later 34:7, 88:23,</p>	<p>90:4, 106:21, 106:22 law 3:5, 3:9, 6:4, 104:18 lawsuit 75:20 lawyer 11:9, 14:11 lawyers 49:5 lay 106:16 leader 7:2, 23:13, 25:10, 29:10, 29:13, 90:2, 96:8 leaders 49:9, 49:17 leaflet 80:14 league 1:3, 4:1, 9:22, 10:12, 10:14, 73:5, 80:11, 108:11 leak 18:21, 19:6, 19:10, 64:15, 64:16 leaned 61:19, 99:2 leaning 64:3 leanings 94:1 lease 27:4 least 86:22 leave 84:8, 85:16 led 49:16 lee 12:10 legal 13:25, 14:4,</p>
---	--	--	---

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>14:15, 27:6, 48:22, 68:12 legislation 95:1 legislative 18:22, 19:13, 22:4, 22:24, 26:17, 27:2, 49:9, 49:14, 65:21, 66:5, 66:16, 66:21, 67:6, 79:12 legislatively-re- ferred 76:11 legislature 102:1 less 20:5, 72:12 let's 15:14, 21:4, 23:5, 24:17, 25:13, 68:18, 90:21 letter 27:19 letting 69:24 level 47:1, 50:15 levels 47:13 levenson 4:2, 8:10, 10:11, 72:23, 73:3, 73:4, 77:8, 77:12, 77:23, 78:5, 78:13, 78:14, 79:2, 79:6, 80:1, 80:3, 83:1, 83:9, 85:23, 87:20, 88:1, 107:20, 108:5 liberties 5:2 license 30:8</p>	<p>lieu 11:25 lieutenant 53:14, 53:24 like-minded 17:2 likely 79:22 likewise 59:9 limit 15:15, 74:16 limitations 74:17, 75:16 line 18:21, 19:11, 64:17, 64:19, 66:12, 67:4, 67:9, 67:15, 67:19, 67:22, 72:25, 79:25, 87:21 line's 64:23 lines 22:3, 32:11, 41:9, 43:13, 72:15 link 23:13 list 19:1, 44:12, 60:21 listed 15:3, 21:5, 32:17, 34:21, 68:13 listening 29:1, 66:18 lists 71:20 litmus 51:19, 82:20, 103:16, 104:3 little 19:2, 47:2, 69:12, 83:20 llc 7:4</p>	<p>llp 3:13, 6:4, 6:13 log-in 30:21 long 7:16, 10:2, 90:18, 91:16, 105:7 longer 35:17, 61:16, 89:22, 91:10, 91:11 look 25:13, 32:21, 43:8, 64:20, 78:18, 78:25, 83:20 looking 79:25, 80:17 looks 25:12, 27:19, 78:22, 83:14 los 3:16 lose 49:21 lot 44:2, 44:7, 55:16, 91:6, 98:16, 105:2</p> <hr/> <p style="text-align: center;">M</p> <hr/> <p>ma'am 52:17 made 19:25, 29:10, 33:14, 33:20, 33:21, 34:5, 34:7, 34:9, 45:12, 45:13, 53:10, 56:9, 56:11, 57:4, 57:9, 60:17, 60:20, 61:9, 66:12, 80:7, 82:12, 95:6, 95:9, 107:10, 107:12</p>	<p>main 85:7, 95:6 maintain 13:9, 18:14 major 52:3 majority 20:4, 45:21, 47:16, 49:10, 49:14, 64:2, 68:11, 68:14, 68:16, 78:1, 88:9, 89:5, 91:15, 98:7, 98:24, 102:14, 102:21, 103:2, 103:8, 103:14, 104:17, 106:4 make 11:24, 13:5, 31:7, 33:4, 34:22, 37:12, 41:15, 44:22, 50:6, 50:25, 51:2, 51:6, 53:6, 54:5, 54:10, 54:11, 54:23, 55:12, 55:19, 56:13, 56:15, 57:16, 61:18, 62:1, 63:16, 64:21, 65:1, 68:6, 74:9, 74:10, 82:15, 84:21, 85:5, 85:10, 86:2, 86:8, 86:14, 87:24, 88:3, 90:17, 90:18, 91:7, 92:5, 94:3, 94:14, 95:18, 96:1, 100:2, 102:10, 103:6, 105:12, 105:16, 105:24, 108:16, 108:19 makes 23:17, 23:18,</p>
--	--	---	---

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

23:23, 60:1, 104:24 makeup 52:2 making 31:12, 36:20, 38:20, 55:5, 57:14, 61:15, 73:7, 82:20, 96:11, 105:2 mandate 102:4 manner 33:25, 86:23 many 22:16, 47:21, 47:23, 92:25 maps 13:12, 18:3, 18:16, 28:25, 30:2, 30:4, 30:6, 32:5, 32:7, 32:11, 32:17, 32:20, 33:6, 33:7, 33:9, 33:13, 33:16, 37:6, 38:18, 38:20, 39:4, 39:7, 39:12, 41:9, 42:5, 42:8, 42:19, 50:6, 55:14, 58:2, 58:21, 58:22, 64:20, 64:21, 64:24, 65:18, 65:19, 73:21, 92:11, 95:22, 101:11, 103:13, 103:15, 105:19 maptitude 30:16 marginalized 20:6 mark 16:2, 23:5, 77:9 marked 16:6, 23:8,	77:15, 83:5 match 71:5 matt 6:9, 76:16, 90:2 matter 9:22 maximize 16:22 maybe 30:18, 45:25, 67:10, 95:15, 99:1 mccolley 25:10 mean 15:11, 26:20, 28:20, 36:2, 36:19, 41:13, 45:5, 47:14, 47:19, 48:1, 61:7, 65:23, 70:10, 79:14, 101:10 means 105:10 meant 77:4, 85:16, 87:22 measure 60:6, 71:2, 72:8, 80:24 measurement 71:6 measurements 71:13, 72:11, 72:13 measures 70:15 measuring 72:9 mechanisms 105:20 meet 13:13, 18:17, 40:3, 40:17, 53:9, 80:11	meeting 54:1, 65:20, 66:18, 66:20, 67:15, 67:18, 84:7, 84:11, 88:11, 90:21, 91:2, 91:4, 96:8, 96:10, 96:23, 96:25 meetings 13:10, 13:11, 18:1, 18:15, 18:16, 40:8, 40:11, 47:21, 47:23, 48:2, 48:6, 48:10, 50:14, 67:6, 67:8, 67:11, 68:7, 82:11, 90:13, 97:17, 104:20, 105:10 meets 71:19 member 12:18, 12:25, 26:14, 28:12, 28:13, 29:14, 40:17, 47:10, 59:1, 59:7, 62:12, 73:16, 106:23 members 18:24, 19:16, 31:1, 32:3, 32:8, 40:4, 40:12, 41:25, 42:7, 42:19, 43:2, 43:25, 45:8, 45:18, 46:4, 46:11, 47:4, 47:13, 49:8, 49:11, 49:15, 49:21, 51:25, 52:11, 52:20, 52:23, 53:3, 55:2, 75:20, 84:2, 86:21, 88:3,	88:21, 102:7, 104:14, 104:17, 105:8, 105:14, 107:2 memo 26:17, 26:23, 26:25 menashe 7:3, 10:9, 21:15, 23:5, 23:15, 23:17, 23:19, 24:9, 25:22, 32:22, 42:11, 44:19, 45:4, 48:12, 52:14, 68:5, 69:10, 69:12, 69:17, 78:3, 108:16 menashe@icemiller 7:9 mentioned 14:12, 33:19, 84:1, 99:12 merely 75:7 message 82:9 messaged 82:6 messaging 82:2 met 49:1, 67:22, 80:8, 90:23 mic 9:12 michael 7:14, 18:20, 19:5 michigan 110:2, 110:23 microphone 69:15 mid-august 29:21 miffed 98:4
---	--	--	---

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>might 51:13, 85:14, 86:10, 91:25 mike 14:7, 19:19, 31:15 miller 7:4 mind 105:12 minimize 74:20 minority 29:14, 62:3, 88:9, 88:24, 90:7, 102:9, 106:25, 107:9 minute 90:11 minutes 13:9, 13:10, 18:14, 68:19, 84:10 misheard 42:14, 86:10 misjudgments 33:14, 33:19, 33:21, 34:5, 34:11, 34:20, 35:9, 35:13, 35:19, 36:5 missed 47:24, 48:5, 89:1, 89:3, 89:14 missing 48:2, 48:3 misstating 42:12 mistakes 33:14, 33:19, 33:20, 34:4, 34:10, 34:20, 35:9, 35:13, 35:18, 36:5 misunderstanding 95:16 misunderstood 95:14</p>	<p>moment 15:3, 24:4, 47:12, 77:13 momentum 77:1, 84:21 money 25:19, 28:6, 84:14 monitor 10:1, 15:22, 24:24, 68:22, 69:1, 78:12, 107:24, 108:3, 108:15 months 67:16, 67:24, 68:1, 68:2 more 16:25, 22:20, 37:10, 37:25, 70:3, 75:2, 89:5, 89:6, 96:14, 96:15, 97:20 most 12:13, 48:5, 64:8, 79:22, 82:14, 93:8, 97:24, 102:16 mostly 92:17, 92:19 move 88:2, 88:22, 89:7, 90:19, 97:19, 105:24 moved 86:22 moves 55:25 much 15:23, 22:23, 27:16, 47:17, 47:20, 50:1, 50:25, 55:12, 56:16, 57:8, 57:10, 63:25, 72:18, 73:1, 73:6, 74:19,</p>	<p>74:23, 85:24, 90:9, 97:16, 101:9, 104:10, 104:11 mullins 6:13, 11:9 municipalities 38:9, 39:14, 39:20, 82:8 municipality 63:5 must 37:12, 63:8 mute 9:12 muted 19:7 myself 19:25, 20:11, 80:10, 83:11, 96:9</p> <hr/> <p style="text-align: center;">N</p> <hr/> <p>name 11:8, 12:8, 21:7, 76:24, 84:14 named 67:5 names 19:22, 20:24 nate 7:15 national 65:6 ne 3:6 near 101:16 necessarily 26:20 need 12:5, 87:2, 87:20, 102:8, 103:18, 108:16 needed 13:11 negotiate 97:9</p>	<p>negotiation 55:25, 88:19 negotiations 46:10, 46:15, 50:13, 52:10, 52:12, 52:19, 104:10 nelson 6:13, 11:9 never 32:14, 89:8, 106:21 new 5:4, 40:6, 71:5, 71:11, 85:9, 85:12 next 17:3, 17:16, 18:2, 18:6, 18:8, 19:17, 52:7, 67:16, 72:24, 81:2, 81:8, 89:11, 97:19 night 86:4, 96:4, 104:12, 106:2, 108:7, 109:4 nights 108:7 nodding 11:25 non-splitting 74:1, 74:14, 75:7 none 57:18 nonprofit 64:19, 65:4 north 6:17 notary 110:1, 110:22 note 19:25, 20:2, 20:10 notes 8:18, 13:18,</p>
--	--	---	---

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>13:19, 13:20, 13:22, 16:1, 16:4, 16:8, 16:13, 19:2, 20:7, 20:19, 20:23, 44:15, 110:12 nothing 11:4, 60:9, 72:21 notice 2:3, 13:9, 16:19, 18:14, 88:11 november 76:12 nowhere 101:15 number 9:24, 22:19, 34:22, 37:7, 58:9, 58:10, 60:8, 61:18, 63:14, 73:25, 74:13, 75:10, 103:7 numbers 25:6, 33:24, 33:25</p> <hr/> <p style="text-align: center;">O</p> <p>oath 11:17 objection 21:15, 32:22, 48:12, 48:14 obviously 75:23 occur 67:11 occurred 52:12, 96:23 occurring 67:13 october 1:16, 9:1, 9:25 odd 103:7</p>	<p>off-the-record 9:10 offer 13:12, 18:16, 54:24, 55:17, 86:24, 86:25, 89:10, 94:24, 97:15, 98:1 offered 95:20, 95:21 offering 97:5 office 12:13, 30:9, 32:4, 34:14, 70:18 officeholders 49:11 offices 5:12 official 12:11 officials 72:22 often 67:8 oga 73:17 ogden 1:21, 2:3, 10:23, 110:6, 110:21 ohio 1:1, 1:4, 1:9, 3:11, 4:1, 4:3, 4:5, 4:11, 4:14, 5:7, 5:8, 5:11, 5:15, 6:1, 6:6, 7:8, 8:22, 9:22, 9:23, 9:24, 10:19, 12:15, 12:18, 12:21, 18:19, 18:22, 19:3, 19:13, 19:14, 28:13, 36:11, 37:2, 37:4, 41:23, 42:7, 43:2,</p>	<p>51:14, 59:5, 60:19, 60:24, 61:1, 62:13, 65:21, 66:2, 66:7, 70:11, 71:17, 73:5, 73:16, 76:2, 76:17, 76:22, 76:25, 77:10, 77:17, 77:22, 78:20, 80:4, 81:9, 82:2, 83:13, 83:25, 85:25, 100:11, 101:22, 103:2 okay 10:22, 16:10, 19:3, 23:22, 24:9, 28:10, 29:3, 35:6, 35:17, 36:8, 39:23, 42:21, 44:5, 45:4, 46:2, 48:7, 48:9, 50:19, 51:1, 52:4, 54:11, 55:19, 59:22, 60:6, 63:12, 67:3, 68:4, 69:19, 96:20, 109:3 once 79:14, 98:23 one 6:14, 9:8, 12:5, 17:18, 21:7, 22:14, 24:3, 28:17, 33:3, 40:12, 45:2, 49:6, 59:13, 62:6, 69:14, 74:20, 77:13, 80:23, 81:11, 95:10, 97:1, 100:5, 101:4, 103:20, 108:9, 108:21 one-on-one 66:10, 66:14</p>	<p>one-pager 79:10 ones 49:19 ongoing 46:17 only 30:22, 42:17, 51:24, 89:25, 94:6, 108:21 open 11:18, 24:1, 24:8, 44:1, 44:6, 77:20, 86:18, 88:18, 91:19, 93:1, 107:6 opens 23:21 opportunity 24:13 opposed 77:5, 82:16, 82:18, 95:11 order 63:8, 81:10 orders 31:11 org 4:6, 4:15, 5:5 organ 6:4 organization 64:19 organizations 18:18, 80:9, 80:13 organize 102:14 organizing 3:11 other 19:22, 20:7, 29:7, 32:12, 34:4, 34:10, 35:9, 35:18, 36:1, 36:5, 36:9, 36:17,</p>
---	--	---	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>39:20, 40:17, 40:19, 41:12, 41:13, 41:14, 41:17, 41:18, 41:22, 47:4, 49:10, 49:14, 52:20, 55:2, 57:14, 58:24, 59:14, 59:18, 59:19, 60:10, 62:7, 62:9, 63:24, 66:22, 71:10, 71:11, 72:7, 73:8, 74:25, 76:15, 77:6, 82:1, 84:2, 86:21, 88:3, 88:11, 88:15, 90:14, 90:17, 101:4, 105:3, 105:9, 105:13, 105:19, 108:17, 108:22 others 47:14, 47:18, 73:6, 84:4, 86:25 ourselves 97:9 out 24:18, 52:23, 53:3, 55:24, 89:9, 91:20, 96:16, 97:6, 97:10, 99:9, 104:22, 104:25, 105:4, 105:8 outcome 104:16 outside 41:2, 41:6 over 9:8, 13:11, 18:16, 23:3, 28:14, 28:20, 36:8, 37:13, 46:23, 54:1, 58:17, 70:17,</p>	<p>70:24, 77:1, 80:13, 88:23, 95:24, 101:1, 101:4 overwhelming 79:12 own 24:14, 30:12 <hr/> <p style="text-align: center;">P</p> <hr/> packing 17:1 page 8:3, 8:14, 25:1, 25:14 pages 1:20, 13:22, 16:12, 20:8, 22:21 paid 26:21, 80:4 paper 79:7, 79:8 paragraph 25:16, 27:14 paragraphs 25:17 paraphrase 98:15 park 4:12 parklake 6:15 part 16:16, 31:8, 33:1, 38:17, 63:21, 63:22, 64:8, 74:24, 75:1, 102:23 participate 13:7, 18:12, 32:1, 46:25, 47:11, 47:17, 47:19, 49:24, 50:1 participated 28:17, 47:13, 50:3, 50:12,</p>	<p>50:18, 52:15, 52:20, 65:22, 81:15 participation 28:22, 50:15, 50:17 particular 26:8, 26:21, 31:2, 55:3, 73:23, 87:19, 93:14, 94:3, 94:22, 97:10 particularly 13:8, 17:19, 18:4, 94:16, 98:4, 101:23, 105:1 parties 10:3, 16:20, 41:19, 41:22, 109:7 partisan 52:2, 59:3, 62:2, 62:3, 70:19, 93:10, 94:1, 100:10, 101:2, 107:17 partisan-leaning 58:2 partisans 103:6 partnership 105:22 party 13:6, 16:23, 18:12, 29:14, 64:1, 75:5, 80:23, 81:11, 82:19, 100:14, 101:4, 101:5, 101:15, 102:9, 103:8, 103:24, 104:2, 110:14 pass 76:11, 84:3, 89:22, 101:20, 102:6, 102:10 passage 101:23</p>	<p>passed 46:16, 73:17, 75:22 passing 105:13 password 30:21, 31:1 past 53:16 path 24:7 pause 44:19 people 18:18, 20:5, 29:23, 41:12, 41:13, 64:13, 75:19, 84:23, 85:6, 105:18 people's 20:2 percent 60:4, 101:25 percentage 70:23 perform 22:7 performing 29:18 perhaps 51:24, 93:23 period 94:4 person 29:25, 30:2, 30:22, 41:14, 41:17, 47:17, 48:13, 67:5, 68:11, 105:14 personally 53:18 persons 20:5 peter 98:20 pfeiffer 5:9 pfeiffer@ohioago 5:16</p>
---	---	---	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>phase 89:11</p> <p>phone 9:17, 53:19, 55:20</p> <p>photo 8:24, 83:3, 83:7, 83:10, 83:17, 84:8</p> <p>phrase 30:18, 60:16</p> <p>physical 27:5</p> <p>picking 82:15, 82:16</p> <p>picture 79:8</p> <p>piece 74:5, 79:7</p> <p>pieces 16:24, 16:25, 75:1</p> <p>place 26:7, 34:2, 38:12, 52:21, 53:24, 73:9, 73:19, 74:3, 75:16, 103:11</p> <p>places 82:12, 102:19</p> <p>plan 17:5, 34:6, 47:6, 51:14, 53:21, 60:7, 60:18, 71:5, 71:11, 71:19, 72:9, 81:10, 86:3, 89:2, 89:23, 94:1, 96:6, 97:3, 98:6, 99:16, 99:21, 100:3, 102:20, 103:1, 103:13</p> <p>planet 7:15, 9:4, 10:3, 10:23, 15:10, 24:3,</p>	<p>24:10, 77:13, 77:19, 77:24</p> <p>plans 17:4, 49:19, 49:24, 55:7, 63:7</p> <p>played 32:16</p> <p>please 9:6, 9:9, 9:12, 9:14, 9:17, 10:5, 10:24, 11:21, 11:24, 15:15, 16:5, 19:1, 24:1, 24:4, 24:18, 25:1, 55:23, 77:9, 77:14, 77:23, 79:3, 79:4, 80:2, 84:18, 95:25, 107:3</p> <p>pledge 20:1</p> <p>podium 83:24</p> <p>point 44:1, 44:6, 50:19, 67:16, 81:2, 86:19, 89:16, 89:18, 90:24, 98:9, 99:5, 106:20, 106:22</p> <p>points 80:20, 81:25</p> <p>policy 14:6, 30:9</p> <p>political 13:6, 16:20, 16:22, 16:23, 18:12, 64:1, 75:5, 80:23, 81:11, 82:19, 101:4, 103:24, 104:2</p> <p>politicians 82:16</p>	<p>pony 80:9</p> <p>population 38:8, 38:21, 39:19, 62:16, 62:21</p> <p>populations 37:20</p> <p>pose 11:22</p> <p>posed 12:7</p> <p>position 49:13, 55:14, 55:25, 88:5, 97:20</p> <p>possible 40:14, 55:12, 57:11, 61:3, 61:5, 61:7, 71:12, 72:10, 72:12, 74:23, 90:9, 102:6</p> <p>possibly 49:21</p> <p>posted 56:18, 56:19, 87:16</p> <p>preceding 70:17</p> <p>predisposed 16:19</p> <p>preferences 13:4, 18:11, 37:13, 58:16, 58:23, 59:17, 59:21, 60:3, 60:19, 61:17, 62:8, 74:4, 75:18, 77:5, 81:4, 82:22, 84:23, 92:22, 100:10, 100:25, 103:21</p> <p>preparation 13:22, 32:17, 33:22, 39:25, 40:2, 40:19</p>	<p>prepare 13:23, 54:23</p> <p>prepared 87:12</p> <p>prescribe 73:20</p> <p>prescribed 17:24</p> <p>present 7:12, 55:13, 58:21, 105:9</p> <p>presentation 83:12</p> <p>presented 45:22, 95:22, 99:21, 101:11, 106:17, 106:18</p> <p>presenters 93:19</p> <p>preserve 102:20, 103:2, 103:14</p> <p>preside 13:11, 18:15</p> <p>president 6:9, 10:8, 11:10, 50:8, 53:1, 54:8, 54:14, 55:6, 73:14, 99:15</p> <p>press 34:13, 83:13</p> <p>pretty 56:15</p> <p>prevent 59:20, 60:10, 74:19, 75:7, 75:13, 75:15, 103:11</p> <p>prevented 71:9, 72:5</p> <p>prevents 58:20, 60:10</p> <p>previous 57:7, 90:3, 100:3</p> <p>previously 52:22, 54:2</p>
--	--	--	---

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>primarily 80:23, 100:13, 101:4 primary 29:23, 51:12, 51:24 prior 12:7, 26:9, 28:6, 29:13, 47:4, 66:9, 66:20, 87:3 private 96:8 privilege 48:15 probably 14:20, 79:5 problematic 49:18, 90:20 problems 49:6, 100:17 procedures 73:20 proceeding 9:5, 9:10 process 17:22, 27:7, 28:22, 29:2, 33:13, 38:2, 49:16, 52:8, 55:11, 55:12, 56:12, 63:22, 64:22, 64:24, 70:4, 73:22, 73:23, 73:24, 75:8, 81:9, 87:9, 88:8, 88:23, 90:1, 90:15, 93:17, 104:6, 104:16, 104:19, 104:22, 104:25 produce 30:4, 31:24, 33:16, 58:21, 75:8, 86:3, 86:15, 87:12, 87:14, 103:9</p>	<p>produced 20:19, 22:12, 22:15, 22:16, 25:4, 33:7, 33:10, 64:2, 86:23 producing 33:13 production 22:11 productive 54:17 professional 2:4 professionals 40:22 program 30:16 progress 50:25, 51:2, 51:6, 92:1 prohibiting 80:22 project 18:20, 19:6, 19:21, 21:23, 22:1, 22:12, 29:18 promote 63:22, 75:17, 89:19, 102:15, 103:19, 107:17 promoting 88:16 proportion 51:9, 58:16, 77:6, 103:19, 107:17 proportional 92:20 proportionality 71:21, 72:10, 95:7 proportions 17:9, 17:11, 17:13, 17:15, 51:10, 57:19, 57:22</p>	<p>proposal 45:13 proposed 18:3, 39:4, 39:7, 39:12, 43:24, 55:8, 57:3, 57:14, 57:23, 57:24 protect 107:11, 107:16 protection 30:21, 31:1, 31:4 protects 80:21 proven 101:7 provide 21:12, 21:25, 24:11, 32:25 provided 32:19, 32:24, 64:3 provides 26:25 providing 66:6 provision 38:4, 70:7, 70:10, 73:19, 85:11 provisions 101:24 public 55:12, 78:23, 82:11, 93:21, 93:24, 110:22 purchase 27:4 purchased 30:7 purpose 34:18, 64:23, 73:18, 74:1, 74:12, 74:15, 74:16, 75:13, 80:15, 85:8 purposely 89:1, 89:3,</p>	<p>89:14 purposes 14:17, 14:22, 14:25, 22:4, 25:21 pursuant 2:2, 88:24 put 19:22, 26:6, 30:11, 34:1, 46:21, 47:9, 50:21, 52:6, 62:1, 64:19, 74:17, 74:25, 75:3, 78:23, 79:13, 85:15, 91:9, 91:11 putting 16:21, 16:24, 74:6, 91:5 puzzle 16:24, 74:5, 75:3</p> <hr/> <p style="text-align: center;">Q</p> <hr/> <p>question 11:20, 11:22, 12:6, 13:16, 28:1, 38:3, 38:5, 44:24, 48:20, 51:23, 52:15, 52:16, 59:22, 70:6, 74:10, 83:16, 86:10, 97:4, 97:22, 102:24, 103:12 questioning 108:10 questions 12:2, 20:23, 25:11, 42:1, 48:21, 64:11, 69:6, 69:8, 69:24, 72:19, 72:25, 73:13, 97:14, 106:1, 108:17, 108:23,</p>
--	---	---	---

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

109:1, 110:9 quick 42:24, 69:15 quickly 68:20, 73:10 quote 27:1, 28:3, 70:1, 90:8 quote-unquote 63:19 quotient 103:17, 107:19 <hr/> <p style="text-align: center;">R</p> <hr/> raised 84:13 raleigh 6:17 randall 14:8, 18:19, 19:5, 19:19, 30:1, 30:8, 87:7 ratio 70:23 ratios 100:4 reach 46:11 reached 52:23, 53:3, 99:6 reaching 51:25, 96:5 read 17:2, 25:7, 25:17, 27:8, 27:9, 44:12, 44:15, 82:1, 83:19, 83:23, 84:5, 84:17 reading 13:17, 16:4, 80:20, 81:2 reads 28:2 real 15:12, 69:14 really 31:23, 38:5,	40:8, 49:16, 62:10, 86:13, 108:9 reapportionment 22:25 reason 26:22, 31:25, 59:18, 61:8, 63:21, 65:8, 83:16, 85:8, 93:13, 98:10 reasonable 93:16 recall 11:15, 21:10, 22:18, 23:2, 34:16, 35:2, 45:15, 47:7, 50:19, 51:4, 52:6, 52:10, 52:19, 54:6, 56:18, 56:21, 56:25, 66:24, 66:25, 67:2, 67:21, 68:16, 70:8, 75:22, 79:19, 94:6, 94:21, 96:17, 98:12, 106:24, 107:13, 107:14 receive 27:25, 68:14 received 27:13, 27:17, 50:10, 63:14, 64:13, 93:18, 93:21 recently 12:14, 102:19 recess 90:23, 91:16, 92:10, 94:5, 99:14, 104:13 recessed 91:2 recognition 73:11 recollection 25:19, 25:25,	46:14, 47:22, 48:11 recommend 46:22, 50:22 recommendation 46:24 recommendations 50:7, 53:11, 54:22, 64:21, 65:2, 92:4, 93:21, 94:8, 94:9, 95:21, 96:1 reconvene 91:4 reconvened 99:8, 99:15 record 12:1, 12:9, 15:15, 15:17, 15:19, 15:20, 15:22, 16:5, 24:10, 24:17, 24:19, 24:21, 24:22, 24:24, 44:14, 44:15, 68:6, 68:19, 68:21, 68:23, 68:24, 69:1, 78:6, 78:7, 78:9, 78:10, 78:12, 87:21, 107:21, 107:24, 107:25, 108:1, 108:3, 108:13 recorded 110:9 recording 9:9 redirecting 59:2, 84:7 redistricting 1:9, 6:2, 9:23, 10:19, 12:18, 12:21, 18:23, 19:14, 21:12, 21:13, 21:25, 22:5, 22:25,	23:1, 25:21, 27:7, 28:15, 28:22, 29:8, 29:15, 29:20, 34:19, 38:1, 38:18, 42:8, 51:14, 52:2, 52:7, 56:20, 57:2, 59:7, 59:8, 63:7, 65:6, 66:2, 66:7, 70:4, 71:18, 72:2, 72:14, 85:25, 87:9 redownload 77:21 redraw 81:10 reduce 61:18 reduced 110:10 reed 3:13 reference 44:5 referenced 27:13 referred 21:1, 65:4 referring 30:15, 44:14, 44:21, 90:10, 91:14 reflective 77:4 reflects 103:20 refresh 25:25 refreshes 25:18 refused 90:19 regard 32:16, 33:21, 34:25, 36:16,
--	---	---	---

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>39:9, 39:14, 43:23, 55:25, 57:12, 63:4 registered 2:4 regulations 82:7 reiterated 95:24 related 27:7, 29:19, 110:13 relationship 21:20 relatively 68:20 relators 1:5, 3:3, 3:11, 4:1, 10:12, 10:14, 10:21, 24:13, 24:15, 72:24, 108:17, 108:21, 109:1 release 34:13 releasing 89:2 reluctant 49:23 remaining 106:1, 108:18 remember 9:7, 9:12, 19:23, 53:23, 54:18, 55:5 remembers 26:3 remote 1:14, 9:21, 10:2 remotely 2:2, 9:5, 10:4 renee 1:21, 2:3, 10:23, 110:6, 110:21 rent 27:4</p>	<p>repaired 93:25 repeat 74:10 rephrase 11:21 report 31:14, 48:9, 50:9, 62:4, 78:1, 88:24, 88:25, 90:7, 106:4, 106:20, 106:25, 107:9 reported 49:2, 51:1, 52:5 reporter 2:4, 9:15, 10:23, 10:24, 23:25 reports 49:3 represent 10:6, 11:10, 12:16, 14:14, 14:21, 14:24, 22:20, 25:3, 75:18 representation 17:20 representational 18:7, 51:7, 51:21, 57:19, 57:21, 85:11, 85:13, 97:23, 98:3, 100:4, 103:17, 107:18 representative 73:15, 95:5, 95:18, 104:22 representatives 28:14 represented 49:25, 84:22 representing 10:3, 10:23, 14:17, 73:5 republican 43:25, 45:8,</p>	<p>46:4, 46:10, 49:11, 49:17, 52:11, 52:20, 70:20, 89:1, 90:8, 91:14, 94:13, 94:20, 95:5, 100:14, 101:5, 101:15, 102:21, 103:2, 103:14, 106:23, 107:2 republican-leani- ng 92:21 republicans 51:10, 92:12, 95:18, 107:10 request 31:13, 90:17, 90:18, 94:6, 95:5 requested 109:6 requests 94:3 requirement 37:11, 37:19, 37:21, 38:10, 38:11, 38:21, 59:15, 62:15, 62:20, 72:1, 72:7, 82:21, 89:25 requirements 13:13, 18:17, 36:21, 37:2, 37:3, 37:5, 37:10, 37:25, 38:8, 39:8, 39:13, 56:11, 58:24, 60:10, 61:22, 61:25, 62:9, 63:4, 63:9, 63:19, 63:24, 64:6, 70:2, 71:10, 71:12, 85:2, 91:7, 101:13</p>	<p>requires 81:2 requisite 17:25 research 23:1, 40:19 residents 75:10 resolved 24:15 resources 89:5 respect 39:18, 48:15 respective 109:7 respond 45:20 responded 70:5 respondent 6:1, 10:10, 72:25, 73:5 respondents 1:10, 5:7, 6:9, 7:1, 24:11, 75:20 response 12:1, 45:2, 45:8, 45:12, 46:3, 56:5 responses 52:25 responsibilities 12:25 responsibility 13:1, 38:17, 88:7, 90:12 responsible 38:19, 38:23, 38:25, 39:6, 39:11 responsive 31:21, 44:23, 93:24 restrictions 58:24 result 73:23</p>
--	---	---	---

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>resulted 51:14</p> <p>retreading 36:8</p> <p>review 31:8, 32:4</p> <p>riggins 6:12, 10:8, 23:20, 23:25</p> <p>riggins@nelsonmu- llins 6:19</p> <p>right 11:16, 12:5, 13:20, 13:23, 14:10, 14:12, 15:2, 15:9, 16:15, 19:9, 19:12, 20:7, 20:15, 20:21, 21:4, 21:11, 25:3, 25:13, 25:14, 26:16, 26:25, 29:17, 31:5, 32:2, 32:7, 32:19, 34:4, 34:10, 34:13, 34:24, 35:12, 35:22, 36:1, 39:15, 40:25, 41:2, 41:16, 43:11, 43:17, 43:21, 44:14, 44:18, 46:7, 47:8, 47:12, 52:10, 53:2, 54:12, 55:20, 56:25, 57:6, 57:24, 58:5, 60:14, 60:21, 64:17, 65:6, 66:14, 67:18, 67:21, 69:4, 96:19, 109:4</p> <p>riley 6:13</p> <p>riveness 7:15</p>	<p>road 6:5</p> <p>role 32:16, 76:13, 84:1, 84:4</p> <p>roles 84:3</p> <p>room 104:15</p> <p>rothey 14:3, 14:20</p> <p>routt 14:8, 18:19, 19:5, 19:19, 30:1, 30:5, 30:8, 31:6, 31:7, 31:19, 32:12, 32:20, 36:10, 36:16, 38:23, 38:25, 39:6, 39:11, 39:18, 40:11, 40:20, 41:4, 41:8, 87:7</p> <p>routt's 30:20, 32:4</p> <p>rowe 14:7, 18:20, 19:5, 19:19, 31:15</p> <p>rpr 1:21</p> <p>rubric 80:18, 80:21, 81:8</p> <p>rules 74:1, 74:2, 74:14, 74:16, 75:8, 88:19, 105:13, 105:15</p> <p>run 9:6, 64:10, 65:11</p> <p>rural 92:19, 94:17</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>s 101:22</p>	<p>said 16:12, 20:25, 26:2, 32:14, 42:12, 44:6, 47:8, 47:12, 48:25, 50:11, 53:2, 81:12, 84:10, 87:21, 87:23, 90:7, 92:5, 94:10, 97:5, 98:7, 98:12, 98:19, 101:6, 102:18, 102:25, 103:12, 107:9</p> <p>same 17:9, 47:1, 57:22, 62:5, 81:25, 92:23, 93:3, 93:6</p> <p>sarah 14:4</p> <p>sat 40:11, 50:14</p> <p>saturday 50:23</p> <p>save 23:17, 23:18, 23:24</p> <p>saw 34:13, 81:16, 98:9</p> <p>say 28:23, 33:12, 45:19, 53:2, 61:2, 62:7, 62:17, 63:7, 63:10, 67:10, 81:16, 82:4, 87:22, 89:3, 91:13, 93:8, 93:23, 101:3, 104:25, 107:15</p> <p>saying 44:20, 54:12, 61:24, 81:14, 86:11, 104:3</p> <p>says 16:16, 24:6,</p>	<p>60:12, 60:13, 80:4, 80:21, 81:2, 81:8</p> <p>scarborough 6:13</p> <p>scenes 104:11</p> <p>schedule 34:3</p> <p>scheduled 67:16</p> <p>scheduling 88:12, 90:13</p> <p>scope 48:4</p> <p>scott 14:2, 14:12, 15:6</p> <p>screen 13:17, 79:1</p> <p>scroll 79:3, 80:2</p> <p>se 71:14</p> <p>searched 31:20, 31:21</p> <p>seats 17:6, 17:7, 58:9, 58:10, 59:4, 59:9, 59:13, 59:23, 59:24, 60:1, 60:23, 60:25</p> <p>second 25:14, 69:13, 101:12</p> <p>secretary 5:8, 10:16, 19:20, 46:18, 50:5, 50:12, 53:8, 53:12, 53:16, 57:5, 57:15, 86:7, 91:17, 92:2, 92:6, 92:23, 94:12, 96:9, 98:5, 98:12</p> <p>section 5:12, 17:3,</p>
---	--	---	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>17:16, 18:8, 19:17, 59:4, 59:10, 60:24, 61:1, 62:13, 62:19, 62:24, 63:3, 70:11, 70:16, 71:3, 71:7, 71:15, 71:17, 71:24, 72:4, 85:20, 88:25, 100:17, 101:16, 106:5 see 21:4, 25:9, 27:9, 45:7, 45:10, 55:9, 56:6, 62:8, 79:4, 87:17, 87:19, 96:3 seem 97:25 seemingly 49:12 seen 25:23, 26:16, 79:16 selected 29:13 senate 6:9, 12:15, 13:2, 14:6, 14:15, 17:6, 18:9, 18:24, 19:15, 21:11, 22:8, 22:23, 26:12, 27:3, 27:12, 27:17, 27:23, 27:24, 28:4, 29:6, 29:19, 30:9, 30:25, 31:16, 32:3, 38:19, 41:3, 41:7, 44:9, 47:16, 50:8, 53:1, 54:8, 54:14, 55:5, 58:3, 59:3, 59:13,</p>	<p>60:1, 60:23, 61:11, 73:14, 73:22, 76:3, 95:10, 95:11, 99:1, 100:6 senator 1:15, 2:2, 7:1, 8:4, 9:21, 10:10, 11:1, 11:8, 12:23, 13:16, 15:25, 18:25, 25:3, 25:10, 25:15, 29:14, 32:25, 42:16, 45:1, 45:7, 48:22, 52:15, 54:21, 55:21, 55:24, 69:4, 69:22, 70:8, 70:13, 72:19, 73:4, 75:24, 76:21, 78:15, 79:3, 80:5, 80:10, 81:14, 82:25, 83:10, 83:11, 83:24, 84:1, 84:11, 84:19, 86:2, 87:23, 91:24, 92:7, 94:3, 94:18, 106:11, 108:6, 108:14 senior 64:16 sentence 28:2 separating 74:7 september 17:8, 17:10, 17:12, 17:14, 32:9, 34:14, 34:18, 35:5, 35:10, 35:12, 35:14, 35:19, 35:22, 35:24, 36:6, 42:9,</p>	<p>42:23, 43:4, 43:9, 43:14, 43:24, 44:5, 44:10, 45:3, 45:9, 45:13, 45:16, 46:5, 46:8, 46:13, 47:5, 57:2, 57:13, 57:23, 58:1, 58:2, 58:7, 58:8, 58:11, 84:7, 86:3, 86:15, 87:22, 87:24, 88:4, 89:2, 90:4, 90:22, 94:5, 95:4 serious 107:8 service 18:22, 19:13 services 21:12, 21:25, 22:7, 27:6 session 96:20, 99:13, 104:13 set 72:3, 110:8 seven 49:8, 102:7 several 54:25, 68:1, 68:2, 91:23, 102:19 shall 59:16, 60:12, 60:13, 71:18, 72:2 shanahan 67:5, 67:9 share 40:5 shared 23:14 sharefile 78:2 sharing 56:14</p>	<p>shawn 19:23 short 69:22, 87:5 shorthand 2:3 should 9:11, 53:15, 59:16, 75:9, 75:11, 77:4, 87:13, 87:24, 89:18, 102:4, 105:17 show 58:18, 80:10, 93:15 showed 26:1, 89:8 showing 77:24 sic 87:4 sides 96:13, 97:7 sign 83:23 sign-on 31:3 signature 109:6 signature-bi6ds 110:17 signed 25:9 significant 64:8 similar 16:24, 95:1, 97:14 simply 89:25, 102:8 simultaneous 28:18, 92:9 simultaneously 62:6, 62:11 simultaneously" 63:10 since 101:21, 101:22</p>
--	---	---	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>single 23:15</p> <p>singular 42:13</p> <p>sir 12:11, 19:4, 19:7, 45:23, 63:17</p> <p>sit 40:8, 50:5</p> <p>site 105:19</p> <p>six 105:7, 105:10</p> <p>slogan 84:12</p> <p>slowly 9:7</p> <p>smaller 16:25, 75:1</p> <p>smith 3:13</p> <p>smoothly 9:6</p> <p>software 27:5, 30:7, 30:8, 30:10, 30:11, 30:15, 31:3, 105:18</p> <p>some 13:17, 13:19, 17:3, 17:4, 19:22, 21:4, 25:12, 28:8, 36:8, 47:12, 49:12, 49:21, 53:10, 53:17, 54:6, 55:3, 59:17, 59:18, 64:10, 64:13, 72:6, 73:12, 77:6, 83:12, 91:21, 92:21, 92:22, 93:5, 93:6, 93:20, 94:19, 103:24, 105:19, 107:5</p> <p>someone 24:10, 67:22,</p>	<p>79:21, 87:13</p> <p>something 13:17, 58:20, 66:16, 84:24, 87:21, 90:18, 96:16, 99:19, 108:7</p> <p>sometime 29:21, 65:18, 79:24, 96:21</p> <p>sometimes 33:19</p> <p>somewhat 88:5</p> <p>somewhere 83:14</p> <p>sorry 15:10, 19:8, 36:1, 36:4, 77:12, 77:19, 77:21, 86:9, 86:16, 95:13</p> <p>sort 30:21</p> <p>sounds 81:14</p> <p>sources 63:14</p> <p>south 3:14</p> <p>space 27:5</p> <p>speak 9:7, 15:2, 36:3, 69:10, 74:6</p> <p>speaker 6:10, 10:8, 11:10, 50:7, 52:25, 54:7, 54:13</p> <p>speaking 9:15, 28:18, 66:25, 92:9</p> <p>specific 51:5, 53:21, 94:22</p> <p>specifically 41:22, 48:13,</p>	<p>98:12, 98:14, 100:23, 101:9</p> <p>specifics 54:18</p> <p>speculate 89:12</p> <p>speculation 21:16, 32:23</p> <p>speech 82:13</p> <p>speeches 82:12, 82:14</p> <p>spend 23:1</p> <p>split 61:10, 62:3, 95:9</p> <p>splits 37:7, 39:9, 39:14, 74:22, 75:2, 82:8</p> <p>splitting 39:19, 63:5, 74:24</p> <p>spoke 15:6, 15:8, 74:12</p> <p>spoken 65:14, 65:15</p> <p>ss 110:3</p> <p>st 33:22, 34:1, 34:11, 34:15, 34:21, 36:12, 36:17, 39:25, 40:18, 41:20, 86:18</p> <p>staff 13:9, 13:11, 14:7, 18:13, 18:15, 20:10, 22:13, 28:12, 29:25, 30:1, 31:11, 31:15, 31:16, 31:22, 41:7, 46:22, 47:3, 47:16,</p>	<p>47:17, 48:9, 48:12, 48:18, 48:25, 49:1, 50:16, 50:17, 50:20, 51:5, 52:5, 52:12, 52:21, 53:10, 54:1, 54:15, 54:16, 56:19, 68:11, 87:6, 87:7, 88:7, 88:8, 88:14, 88:21, 102:12, 102:13, 102:14, 106:11</p> <p>staff-level 50:13</p> <p>staffing 89:6</p> <p>staffs 46:19, 46:20, 46:25, 47:8, 47:13, 49:1, 49:25, 50:2, 53:5, 88:9, 88:15</p> <p>stand 95:25</p> <p>standard 103:25</p> <p>standards 71:21</p> <p>standards: 71:20</p> <p>standing 83:11</p> <p>standpoint 30:24</p> <p>start 46:12</p> <p>started 29:18, 57:9</p> <p>starting 34:2, 63:15</p> <p>state 5:8, 5:11, 10:6, 10:16, 12:8, 19:20,</p>
--	--	--	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

22:4, 27:8, 46:18, 50:5, 50:12, 53:8, 53:12, 53:16, 57:5, 57:15, 57:16, 65:19, 66:5, 80:13, 83:15, 86:7, 91:18, 92:2, 92:3, 92:23, 93:18, 96:9, 98:5, 102:3, 105:5, 110:2 stated 27:18, 88:25, 104:20 statement 80:24, 81:5, 81:12, 84:5, 106:5 statements 107:1 states 71:17, 107:1 statewide 49:11, 49:13, 50:2, 50:3, 60:18, 70:18, 70:25, 72:21, 81:3, 82:22, 84:13, 100:10, 101:2 stayed 57:22 stenographic 110:12 stenographically 110:10 step 52:7 still 58:23, 63:24, 67:13, 72:25, 86:7, 89:4, 89:24, 91:5, 99:9, 101:8, 103:6, 104:10, 104:11	stockman 14:2, 14:12, 14:14, 15:7 stood 87:19, 95:25 stop 78:3 strategy 53:22, 66:6 street 3:6, 5:3, 5:13, 7:6 strike 37:23, 41:4, 51:3 striking 96:14 subject 43:17 submit 90:4 submitted 21:2, 32:7, 33:23, 34:19, 45:20, 98:6 submitting 64:24 subsequently 100:20 substance 49:3 substantial 37:19 substantially 37:20, 62:15, 62:20 successfully 53:7 suggested 57:4, 57:15 suggestion 56:11 suggestions 50:4, 50:6, 53:10, 54:10, 54:22, 65:1, 86:25, 87:1, 92:3, 92:18,	93:2, 93:7, 93:8, 93:20, 94:4, 94:7, 94:8, 94:13, 95:20, 96:1 suite 3:7, 3:15, 4:13, 6:16, 7:7 summary 64:12, 71:23 sunday 50:24 super 20:4, 102:21, 103:2, 103:14 superior 9:24 supplemental 25:9 supplies 27:5 support 16:19, 76:3, 79:12, 97:18 supported 75:23 supposed 18:1, 32:20, 89:16, 90:24 supreme 1:1, 81:9 sure 11:24, 13:5, 25:22, 28:8, 29:9, 31:12, 31:25, 33:4, 35:2, 36:20, 38:20, 41:15, 42:24, 43:5, 43:10, 44:21, 44:22, 54:5, 54:11, 55:19, 56:13, 56:15, 67:12, 68:6, 69:11, 74:9, 74:10, 76:4, 76:7, 82:15, 82:20, 84:4,	84:22, 85:5, 85:21, 91:7, 92:5, 106:12, 108:17, 108:19 swear 10:24 switched 69:15 sworn 11:3, 11:17 sykes 1:15, 2:2, 7:1, 7:2, 8:4, 9:21, 10:10, 11:1, 11:8, 12:10, 15:25, 18:25, 20:13, 23:13, 25:3, 25:10, 25:15, 42:16, 45:7, 48:22, 69:4, 73:4, 78:15, 95:5, 95:18, 96:9, 98:20, 104:22, 108:14 system 24:14 <hr/> <p style="text-align: center;">T</p> <hr/> table 8:1, 55:18 take 19:2, 32:15, 49:13, 69:23, 70:17, 78:25, 84:8, 85:23, 96:15, 97:21 taken 99:14, 110:7, 110:13 takes 74:3 taking 12:7, 63:22, 91:10, 97:18, 97:20, 103:11 talk 9:8, 28:20,
--	--	---	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>41:12, 41:17, 53:15, 55:16, 89:23, 97:16, 106:3 talked 13:25, 14:1, 14:4, 40:9, 65:16, 71:22, 96:22 talking 41:19, 48:1, 50:16, 61:22, 96:12 task 22:24, 26:17 team 30:4 tech 9:4, 15:11 technical 13:14, 15:16, 18:4, 27:6, 30:1, 34:15, 36:20, 37:2, 37:5, 37:10, 37:20, 37:24, 37:25, 38:10, 38:15, 61:22, 61:25, 62:9, 63:9, 63:18, 63:19, 63:24, 64:6, 70:2, 74:14, 85:1, 91:6, 101:8, 101:13 technical-related 9:19 technically 84:16, 84:19 technician 7:15, 7:16, 9:20, 10:22, 15:10, 15:17, 15:21, 24:3, 24:19, 24:23, 68:21, 68:25, 77:9, 77:13, 77:19, 77:24,</p>	<p>78:7, 78:11, 79:2, 80:1, 83:2, 107:23, 108:2, 108:12 telephone 54:25, 91:23 tell 11:17, 23:23, 33:20, 46:15, 49:4, 79:5 tells 104:3 ten 30:3, 37:14, 48:2, 58:17, 70:17, 70:18, 70:24, 87:9, 101:1, 105:4 ten-year 46:12, 51:14, 52:1, 89:17, 89:23, 97:3, 98:24, 101:20, 102:6, 102:10 tendency 101:3 term 48:18, 85:13, 85:17 territory 38:7, 39:2, 39:19 test 51:19, 82:20, 104:3 testified 11:5, 11:13, 20:16, 52:22, 54:2, 54:20, 55:21, 63:13 testify 11:3 testifying 11:18, 46:2 testimony 20:9, 29:1, 70:8 th 5:14, 9:25,</p>	<p>12:17, 17:12, 17:14, 26:17, 32:9, 35:12, 35:14, 35:19, 35:22, 35:24, 43:14, 43:24, 44:5, 44:10, 45:3, 45:9, 45:13, 45:16, 46:5, 46:8, 46:13, 47:5, 57:2, 57:13, 57:23, 57:24, 58:1, 58:2, 58:7, 58:8, 58:11, 84:7, 90:22, 94:5, 94:15, 95:4, 96:5, 101:6 thank 9:4, 9:19, 15:23, 24:5, 24:25, 69:4, 69:18, 70:13, 72:18, 73:1, 73:6, 76:9, 77:7, 78:5, 78:13, 78:17, 79:15, 80:16, 82:25, 83:4, 85:22, 85:24, 86:16, 90:6, 106:1, 108:8, 108:24 thanking 108:6 thanks 69:19 theme 82:4, 82:14, 85:7 themselves 10:6, 50:5, 103:13 theoretical 97:15 thereupon 11:2</p>	<p>thing 69:14, 95:6 things 33:3, 72:3, 82:10, 88:2, 97:1, 98:1, 104:23, 105:4 think 19:7, 44:2, 44:12, 56:22, 56:24, 60:13, 62:5, 62:6, 62:10, 67:20, 68:12, 70:17, 77:11, 86:9, 87:23, 89:15, 91:8, 95:13, 97:1, 98:25, 99:20, 99:22, 103:5, 105:22, 105:25, 107:5, 107:7, 108:16 thomas 5:1 thought 27:18, 36:2, 87:13, 96:11, 102:3 thousands 22:18 three 11:11, 14:18, 17:23, 48:1, 49:13, 50:2, 50:3, 100:7, 105:7 three-minute 107:21 through 19:1, 20:22, 21:25, 42:9, 44:12, 50:6, 53:5, 56:12, 57:23, 64:10, 78:4, 93:17, 95:21, 95:22, 95:23 time 9:17, 10:1,</p>
---	--	---	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>15:6, 15:12, 15:14, 15:22, 24:24, 26:9, 42:25, 56:13, 65:16, 66:25, 67:21, 68:22, 69:1, 69:5, 69:22, 75:21, 76:3, 78:3, 78:12, 84:21, 86:5, 87:5, 89:10, 89:22, 90:9, 96:14, 96:15, 96:17, 97:18, 97:20, 99:5, 105:6, 106:2, 107:24, 108:3, 108:6, 108:14, 108:18 timely 24:12, 86:23 titled 78:19, 83:3 today 10:2, 10:23, 11:12, 15:4, 15:8, 25:10, 26:18, 46:2, 69:5, 73:9 today's 9:25, 13:24 together 16:21, 16:25, 34:1, 37:8, 37:9, 46:21, 47:9, 49:1, 50:21, 52:6, 64:20, 74:5, 74:6, 75:3, 78:23, 82:23, 89:17, 91:5, 91:10, 91:12, 105:23 token 107:10, 107:12 told 49:5, 99:12 took 32:13, 52:7,</p>	<p>52:21, 53:24, 56:13, 73:9 top 80:19 total 23:2 totally 75:15 towards 99:10 township 63:5 townships 39:15, 82:9 traevon 18:21, 19:6, 19:10, 64:15, 64:16 trailing 68:5 transaction 26:5 transcript 8:15, 84:6, 110:12 transcription 110:11 transparent 104:7, 104:18 transpired 66:1 traveling 93:17 tried 24:13, 53:5, 55:11, 57:8 true 110:11 trumbull 20:13, 34:9, 35:1, 35:3, 35:7, 35:15, 35:23, 61:8, 61:9, 61:11, 95:9, 95:10 truth 11:4, 11:5, 11:17</p>	<p>try 34:2, 37:7, 46:11, 46:21, 46:23, 52:24, 53:20, 55:3, 58:19, 69:14, 73:10, 74:23, 77:20, 86:19, 87:15, 88:3, 91:7, 96:15, 98:10, 102:10 trying 36:3, 38:5, 38:11, 47:9, 48:3, 49:6, 54:23, 55:19, 55:24, 56:10, 60:9, 74:20, 89:18, 91:9, 91:18, 91:19, 91:25, 92:2, 93:15, 97:6, 97:11, 97:13, 102:14, 103:19, 107:6 tuesday 1:16, 9:1 turn 69:13, 90:21 turnaround 42:24 turning 76:10, 85:25 two 13:22, 16:12, 17:21, 20:7, 25:17, 49:9, 49:14, 61:11, 67:20, 67:24, 67:25, 82:23, 95:11, 99:4, 100:7, 102:8, 105:8 type 49:12, 83:12, 91:21, 103:24 types 80:12</p>	<p style="text-align: center;">U</p> <hr/> <p>unable 9:16, 50:21, 52:5, 78:1 unconstitutional 59:23, 59:24, 71:14 under 11:16, 25:16, 25:17, 27:9, 37:23, 49:7, 68:13, 71:14, 80:18, 80:20 understand 11:16, 11:21, 38:3, 38:6, 38:12, 70:5, 74:9, 92:5, 94:18, 102:23 understanding 12:24, 33:1, 33:9, 37:1, 40:10, 41:15, 45:1, 48:5, 54:11, 55:20, 61:23, 62:4, 72:15 understands 98:15 understood 11:23 union 5:2 unique 88:5 units 37:8 university 18:19, 19:3 unless 59:17, 71:9, 72:5, 72:24, 98:7 unpack 47:2 until 46:15, 86:5,</p>
--	---	---	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>86:19, 89:15, 90:4, 90:11, 90:24, 91:4, 99:7 update 65:24 updates 55:1, 66:3, 92:1 upload 56:6 uploaded 57:1, 78:2 use 16:18, 24:14, 71:2, 75:7, 80:7, 85:13 using 48:18</p>	<p style="text-align: center;">V</p>	<p>various 46:10, 82:7 verbal 11:24 verbatim 20:19 verified 29:16 vernon 1:15, 2:2, 7:1, 8:4, 9:21, 10:10, 11:1, 12:10, 69:4, 108:14 video 7:16, 9:14, 9:16, 9:20, 9:21, 10:1, 10:4, 10:22, 15:17, 15:21, 15:22, 24:19, 24:23, 24:24, 68:21, 68:22, 68:25, 69:1, 78:7, 78:11, 78:12, 107:23, 107:24, 108:2, 108:3, 108:12, 108:15 videoconference 2:1 videographer 10:2 videotaped 1:14, 108:13 view 70:14, 71:8, 71:15, 80:19 viewing 66:18 violate 59:4, 59:10, 60:25, 71:6, 100:24 violates 17:18, 60:23 violating 62:14, 62:19, 63:3 violation 59:18, 59:19, 61:10, 61:12, 61:13 violative 59:13 voice-identify 10:5 vote 86:4, 96:19, 98:8, 98:17, 99:21, 101:1, 104:13 voted 17:16, 65:19, 100:20 voter 13:3, 16:18, 18:10, 37:12, 61:17, 62:7, 74:4, 80:11 voters 1:3, 4:1, 9:22, 10:12, 10:14, 16:19, 16:21, 58:16, 58:23,</p>	<p>59:17, 59:21, 60:4, 60:19, 70:24, 73:6, 74:4, 74:6, 74:7, 75:10, 77:5, 81:4, 82:15, 82:17, 100:11, 101:1, 103:20, 103:21, 108:11 votes 70:20, 70:21, 101:25 voting 13:7, 18:12, 99:3, 102:7 vs 1:6, 9:23 vsykes 8:20, 23:6, 23:10, 25:5</p>	<p style="text-align: center;">W</p>	<p>walton 7:14 want 14:10, 41:15, 44:22, 48:13, 48:22, 54:23, 55:15, 63:16, 64:10, 68:6, 73:6, 74:9, 88:17, 90:3, 94:23, 95:2, 97:8, 108:5, 108:19 wanted 19:22, 33:4, 55:17, 56:4, 82:15, 85:3, 85:5, 85:13, 87:16, 87:18, 89:9, 89:10, 89:22, 92:22, 94:10, 94:22, 95:23, 96:8, 96:10, 96:14, 96:15, 97:9, 97:18 washington 3:8 way 28:1, 49:25, 58:18, 72:8, 74:3, 74:7, 74:16, 74:20, 75:4, 83:18, 88:18, 97:11, 98:11, 99:24 wayne 110:4, 110:23 we'll 86:11 we're 15:21, 20:18, 40:7, 49:6, 50:16, 56:5, 63:15, 68:25, 77:11, 78:11, 93:1, 95:3, 96:13, 107:23, 108:20 website 55:13, 55:18, 56:20, 57:2, 78:22, 87:17, 88:10, 88:20, 95:21, 95:23, 105:17 week 67:10 week's 105:6 weekend 46:23, 50:23, 50:24, 52:4, 52:13, 54:1 weekly 67:11, 67:13 weeks 67:20 well-received 102:17 wendy 25:9 went 90:23</p>
---	---	---	--	---	--

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>weren't 50:24, 51:2, 51:6, 62:25, 103:18, 105:14 west 7:6 whatever 40:9 whenever 40:14 whether 21:19, 22:10, 25:18, 27:12, 28:4, 30:20, 31:19, 32:24, 42:16, 42:21, 43:6, 43:11, 43:21, 46:3, 48:14, 51:4, 60:17, 72:9, 91:20, 97:22, 105:17 whole 11:4, 38:9, 49:16, 51:17, 63:20, 63:21, 74:23, 84:21 wholeheartedly 50:3 willing 86:24, 97:2 willingness 87:15 winning 102:2 wishes 70:24, 85:6, 103:20 within 63:23, 75:11, 96:13 without 102:6 witness 8:3, 10:25, 11:2, 48:17, 109:6 women 1:3, 4:1, 9:22,</p>	<p>10:12, 10:14, 73:5, 80:11, 108:11 wonder 75:22 wondering 74:15 work 28:15, 29:19, 30:6, 31:10, 34:2, 43:2, 43:22, 46:19, 46:20, 46:23, 47:3, 47:9, 53:5, 53:20, 87:15, 88:10, 88:17, 89:9, 89:17, 96:15, 105:23 worked 22:13, 29:24, 30:4, 43:12, 87:8, 88:8, 92:17, 101:21 working 15:13, 31:23, 32:5, 43:7, 55:2, 56:8, 78:4, 91:17, 92:11, 92:12, 99:19, 102:13 worth 16:13 wouldn't 40:23, 58:12, 97:3 wrap 68:20 written 79:20 wrong 14:21, 55:23 wrote 79:18</p> <hr/> <p style="text-align: center;">X</p> <hr/> <p>xi 37:2, 37:4,</p>	<p>59:4, 59:10, 60:23, 60:25, 62:13, 62:18, 62:23, 63:2, 70:11, 70:15, 71:2, 71:7, 71:14, 71:17, 71:23, 72:3, 85:20, 88:24, 106:4</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p>yeah 36:19, 41:1, 46:6, 56:24 year 67:25 years 30:3, 37:14, 58:17, 67:2, 67:25, 70:17, 70:18, 70:25, 77:2, 87:9, 101:2 yep 23:19 yesterday 22:21, 24:1 york 5:4 you-all 50:14, 62:3 younger 83:20 yourself 9:17, 73:7 yuko 12:23</p> <hr/> <p style="text-align: center;">Z</p> <hr/> <p>zero-kilobytes 77:25 zoom 65:20, 66:9, 67:6, 67:8</p> <hr/> <p style="text-align: center;">\$</p> <hr/> <p>\$100,000 23:3, 27:18</p>	<p>\$200,000 27:4, 27:13, 27:17, 27:21, 28:3, 28:7</p> <hr/> <p style="text-align: center;">0</p> <hr/> <p>00 90:25, 91:4, 96:20, 96:21, 99:8, 99:13, 104:13 0013942 8:20, 23:7, 23:10, 25:5 02 1:17, 9:2, 10:1</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p>10 3:6, 15:18, 15:19, 48:2, 99:1 100,000 27:25 10004 5:4 11 8:5, 26:13, 26:17, 77:18 110 1:20 1108 4:12 1193 1:6, 9:24 1198 1:7 12 15:20, 15:22, 16:9, 59:3, 59:12, 59:22, 59:25, 60:22, 73:13, 97:2, 107:24, 107:25 1210 1:8 125 5:3</p>
--	---	--	---

Transcript of Senator Vernon Sykes
 Conducted on October 19, 2021

<p>13 17:12, 17:13, 21:3, 32:9, 35:12, 35:14, 35:19, 43:14, 45:3, 45:9, 45:13, 45:16, 45:20, 46:5, 46:8, 46:13, 47:5, 57:2, 57:13, 57:23, 58:1, 58:3, 58:11, 59:12, 59:23, 59:25, 60:1, 60:24, 94:15, 108:1, 108:4 1330 6:5 13943 8:20, 23:7, 23:10, 25:5 14 17:6, 43:24, 44:5, 44:10, 44:20, 45:3, 78:8, 78:9, 108:15, 109:5 15 17:14, 32:9, 35:22, 35:24, 36:6, 57:13, 57:24, 58:2, 58:7, 58:8, 84:7, 90:22, 94:5, 95:4, 96:5, 101:6 16 5:14, 8:17, 42:9 17 87:21 19 1:16, 9:1, 9:25, 78:10, 78:12 1st 17:8, 34:14,</p>	<p>34:18, 35:5, 35:10, 42:23, 86:3, 86:15, 87:3, 87:22, 87:24, 88:4, 89:2 <hr/> 2 <hr/> 200 6:16 200,000 27:23 20002 3:8 2014 73:15 2015 76:12, 79:24, 83:21 2021 1:6, 1:7, 1:8, 1:16, 9:1, 9:24, 9:25, 21:13, 26:13, 27:7, 29:8, 29:20, 42:10 2025 110:24 203 4:13 21 110:24 22 84:10 23 8:19 250 7:6 26 23:11, 83:8 27612 6:17 28 12:17, 24:20, 24:21 2900 3:15 <hr/> 3 <hr/> 3 90:25</p>	<p>30 5:13, 24:22, 24:24, 48:3 31 17:5, 17:11, 32:8, 33:22, 34:1, 34:6, 34:11, 34:15, 34:21, 36:12, 36:17, 39:25, 40:18, 41:20, 42:13, 42:17, 42:20, 86:18 31,000 22:21, 31:24 33 13:2, 18:9 3455 1:21, 2:5, 110:21 35 17:15 355 3:14 37 99:1 <hr/> 4 <hr/> 40 97:2 406563 1:19 41 59:9 4140 6:15 42 17:13, 58:4 43206 4:14 43215 5:15, 6:6, 7:8 44 17:7 44103 4:5 4506 4:4</p>	<p>46 60:4, 60:8, 62:2 <hr/> 5 <hr/> 51 68:22, 68:23 54 60:4, 60:8, 62:2 57 68:24, 69:1 <hr/> 6 <hr/> 6 1:17, 9:2, 10:1, 15:18, 15:19, 15:20, 15:22, 16:9, 23:11, 24:20, 24:21, 24:22, 24:24 6(a) 85:20, 101:17, 101:18 6(b) 85:20, 101:16 600 3:7 69 8:7 <hr/> 7 <hr/> 7 68:22, 68:23, 68:24, 69:1 700 7:7 72 101:24 73 8:9 75 101:25 7509 7:8 77 8:21</p>
---	--	--	--

8	
8 77:18, 78:8, 78:9, 78:10, 78:12, 83:8, 91:4, 96:20, 96:21, 99:8, 99:13, 104:13	
8 (c) 88:25	
8 (c) (2) 106:5	
80 101:22	
83 8:23	
85 87:21	
9	
9 44:20, 107:24, 107:25, 108:1, 108:4, 108:15, 109:5	
90071 3:16	
99 13:2, 18:9	
9th 17:10, 43:4, 43:9	

*Co-Chair & Staff
Interactions*

Gerrymandering

In analyzing voter history, you'll notice that voters are predisposed to support political parties. This information allows you to construct districts by putting voters together in a configuration to maximize your political interest, to favor or disfavor a political party.

Similar to putting pieces of a puzzle together. The smaller the pieces the more inventive you can be in packing or cracking like-minded voters.

8/31 14/44

9/1 14/44

9/9 ~~8/31~~

9/13 13/42 (Sykes-Sykes amended DiRossi map/Trumbull County fix)

9/15 ~~10/35~~ (current maps 10/37)

Why I voted against map

- Violates constitution (representational fairness)
- Excluded from map drawing process *(staff-delegation)*
- Failed to adhere to deadlines
- Did not hold requisite meetings *Commission map*
- Did not adequately explain how proposed map conformed with technical and fairness *illogical account for*
- did not attempt to comply with representational fairness *Democ/Rep*

Duties

- Draw 99 House and 33 Senate districts
- Attempt to correspond closely to voter preference
- Does not favor or disfavor a political party
- Participate in voting and debates
- As Co-Chair:
- Designate staff to maintain minutes

- Notice and calling meetings
- Designate staff
- Preside over meetings
- Expending funds
- Offer maps that meet all constitutional requirements (deadlines, technical and fairness)

Data From

Ohio University
 Randal Routt
 Mike Rowe
 George Boas
 Project Govern
 Chris Glassburn
 Traevon Leak
 All on the Line
 Heather Blessing
 Ohio Legislative Services Commission
 Ohio Citizens Redistricting Commission
 House and Senate Democratic Caucus members

Drafting Input for amended map

Randall Routt
 Mike Rowe
 George Boas
 Auditor of State, Keith Faber
 Secretary of State, Frank LaRose
 Project Govern
 Christ Glassburn

David Horn

Shawn Busken

Eric Holder

"LaRose Pledge"

Peoples Interest
 Education
 Environment

Arrogance of Super Majority
 Allow Disregard for ~~People~~
 for those with Less
 People Interest Marginalized

Date: Thu, 12 Aug 2021 10:21:14 AM -0400
Sent: Thu, 12 Aug 2021 10:21:13 AM -0400
Subject: Supplemental Allocation of Funds - 8.11.2021
From: Boas, George
To: Routt, Randall <Randall.Routt@ohiosenate.gov>;
Attachments: Allocation of Funds - 8.11.21.pdf



From: Strigari, Frank <Frank.Strigari@ohiosenate.gov >
Sent: Wednesday, August 11, 2021 5:08 PM
To: Wendy Zhan <Wendy.Zhan@lsc.ohio.gov >
Cc: Herd, Samantha <Samantha.Herd@ohiohouse.gov >
Subject: Supplemental Allocation of Funds - 8.11.2021

Wendy,

See the supplemental allocation signed by Senator McColley and Leader Sykes today.

Let us know if you have any questions.

Frank

FRANK M. STRIGARI
Chief Legal Counsel
Ohio Senate
Statehouse, 1 Capitol Square
Columbus, Ohio 43215
(614) 995-4868
Frank.Strigari@ohiosenate.gov

CONFIDENTIALITY NOTICE: This message is intended for use only by the individual or entity to whom or which it is addressed and may contain information that is privileged, confidential and/or otherwise exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify me immediately by telephone. Thank you.

The Ohio Senate
Senator Rob McColley
Co-Chair



The Ohio House of Representatives
Minority Leader, Emilia Sykes
Co-Chair

LEGISLATIVE TASK FORCE ON REDISTRICTING, REAPPORTIONMENT
& DEMOGRAPHIC RESEARCH
ALLOCATIONS OF FUNDS
August 11, 2021

Pursuant to ORC 103.51(A), the Co-Chairs of the Legislative Task Force on Redistricting, Reapportionment, and Demographic Research ("Task Force") "may enter into any agreements on behalf of the task force and perform any acts that may be necessary or proper for the task force to carry out its powers and duties under this section." As the Co-Chairs of the Task Force, we hereby authorize and direct the allocation of Task Force funds as follows:

Allocation of Funds

The democrat legislative caucuses in the House and the Senate are jointly allocated an additional \$200,000 to purchase, lease or rent hardware, software, physical space and/or supplies, and contract for technical and legal services directly related to the 2021 redistricting processes of this state. This authority is limited to only those expenses incurred after April 23, 2021, but no later than January 1, 2022. The two caucuses may choose to split this additional \$200,000 allotment.

The \$150,000 allocation on April 23, 2021 to the republican legislative caucuses in the House and the Senate remains unchanged.

No such funds shall be used to pay for any legal services rendered for litigation related to the 2021 redistricting processes of this state. Further, any tangible goods purchased with these funds shall remain the property of the State of Ohio and in the possession of the caucus making the purchase.

Payment of Expenses

Any expense incurred by a caucus pursuant to this Allocation of Funds must be submitted for approval, along with supporting documentation of the expense, to the respective Task Force Co-Chair who is of the same political party as the caucus submitting the expense. The director of the Legislative Service Commission shall facilitate payment of any allowable expense approved by the Task Force Co-Chair to whom the expense was submitted.

The payment of any other expenses not covered in this Allocation of Funds requires documentation of the expense and approval of both Task Force Co-Chairs.

Handwritten signature of Rob McColley in black ink.

Rob McColley
State Senator, District 1
Co-Chair

Handwritten signature of Emilia Sykes in black ink.

Emilia Sykes
Minority Leader, Ohio House of Representatives
Co-Chair



www.fairdistrictsforohio.com



Who We Are

Fair Districts for Ohio is a bipartisan coalition seeking to improve the process of drawing state legislative districts in Ohio. Co-Chairmen Matt Huffman and Vernon Sykes began building the coalition after a near unanimous vote by state lawmakers from both parties to place a constitutional amendment before the voters of Ohio to reform the process of drawing districts. With overwhelming support from both Republican and Democratic lawmakers, the issue will appear on the ballot this November giving Ohioans the opportunity to ensure state legislative districts are fair for everyone.

About The Issue

The first major overhaul to Ohio's process of drawing state legislative districts in over 40 years, this measure brings reforms to several key areas:

Bipartisan

- ✓ Creates a new seven-member bipartisan panel called the "Ohio Redistricting Commission."
- ✓ The commission must have at least two members from the minority party.
- ✓ Requires the commission to be co-chaired by two members, one chosen by each party.
- ✓ Requires at least two votes from each party in order to approve a district plan, otherwise a temporary plan is put in place and the commission must reconvene to redraw it.

Transparent

- ✓ Requires all commission meetings be open to the public and broadcast by electronic means of transmission using a medium readily accessible by the general public.
- ✓ The commission must hold a minimum of three public hearings.
- ✓ Before voting on a district plan, the commission is required to present the proposal to the public and to seek public input.
- ✓ Requires the commission to submit a statement to the public explaining their process.

Fairness

- ✓ Protects against gerrymandering by prohibiting any district from primarily favoring one political party.
- ✓ Requires districts to closely follow the statewide preferences of the voters.

Accountable

- ✓ Creates a process for the Ohio Supreme court to order the commission to redraw the map if the plan favors one political party.

Protects Communities

- ✓ Keeps our communities together by requiring a district plan to split as few counties, municipal corporations, and townships as possible.



CERTIFICATE OF SERVICE

I, Freda J. Levenson, hereby certify that on October 22, 2021, I caused a true and correct copy of the following documents to be served by email upon the counsel listed below:

- 1. Stipulation of Evidence (Deposition Transcripts and Exhibits)**
- 2. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 1 of 7 (pages 1 - 314)**
- 3. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 2 of 7 (pages 315 - 451)**
- 4. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 3 of 7 (pages 452 - 832)**
- 5. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 4 of 7 (pages 833 - 983)**
- 6. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 5 of 7 (pages 984 - 1250)**
- 7. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 6 of 7 (pages 1251 - 1559)**
- 8. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 7 of 7 (pages 1560- 1892)**

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
Michael A. Walton (0092201)
Michael J. Hendershot (0081842)
30 E. Broad St.
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov
michael.walton@ohioago.gov
michael.hendershot@ohioago.gov

*Counsel for Respondents Governor Mike DeWine,
Secretary of State Frank LaRose, and
Auditor Keith Faber*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, OH 45202
Tel: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch (PHV 25460-2021)
Alyssa M. Riggings (PHV 25441-2021)
Greg McGuire (PHV 25483-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Ste. 200
Raleigh, NC 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggings@nelsonmullins.com
greg.mcguire@nelsonmullins.com
Tel: (919) 329-3812

Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp

John Gilligan (0024542)
Diane Menashe (0070305)
ICE MILLER LLP
250 West St., Ste., 700
Columbus, OH 43215
john.gilligan@icemiller.com
diane.menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

Erik J. Clark (0078732)

Ashley Merino (0096853)
ORGAN LAW LLP
1330 Dublin Rd.
Columbus, OH 43215
Tel: (614) 481-0900
Fax: (614) 481-0904

Counsel for Respondent Ohio Redistricting Commission

/s/ Freda J. Levenson

IN THE SUPREME COURT OF OHIO

LEAGUE OF WOMEN VOTERS
OF OHIO, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1193

BRIA BENNETT, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1198

THE OHIO ORGANIZING
COLLABORATIVE, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1210

STIPULATION OF EVIDENCE

(deposition transcript and exhibits)

Volume 5 of 7 (pages 00984 - 01250)

(counsel listing on next page)

Freda J. Levenson (0045916)
ACLU of Ohio Foundation, Inc.
4506 Chester Avenue
Cleveland, Ohio 44103
Tel: 614-586-1972 x 125
flevenson@acluohio.org

David J. Carey (0088787)
ACLU of Ohio Foundation, Inc.
1108 City Park Avenue, Suite 203
Columbus, OH 43206
(614) 586-1972 x2004
dcarey@acluohio.org

Alora Thomas*
Kelsey Miller*
Julie A. Ebenstein*
American Civil Liberties Union
125 Broad Street
New York, NY 10004
(212) 519-7866
athomas@aclu.org
jebenstein@aclu.org

Robert D. Fram (PHV 25414-2021)
Donald Brown*
Joshua González (PHV 25424-2021)
Juliana Goldrosen (PHV 25193-2021)
David Denuyl (PHV 25452-2021)
COVINGTON & BURLING LLP
Salesforce Tower
415 Mission Street, Suite 5400
San Francisco, CA 94105-2533
(415) 591 6000
rfram@cov.com

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
30 E. Broad Street
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov

*Counsel for Respondents
Governor Mike DeWine,
Secretary of State Frank LaRose, and
Auditor Keith Faber*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, Ohio 45202-3957
T: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch, III (PHV 25460-2021)
Alyssa M. Riggins (PHV 25441-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Suite 200
Raleigh, North Carolina 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggins@nelsonmullins.com
T: (919) 329-3812

*Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp*

James Smith*
Megan C. Keenan (PHV 25410-2021)
L. Brady Bender (PHV 25192-2021)
Alexander Thomson (PHV 25462-2021)
COVINGTON & BURLING LLP
One CityCenter
850 Tenth Street, NW
Washington, DC 20001-4956
(202) 662-6000
mkeenana@cov.com

Anupam Sharma (PHV 25418-2021)
James Hovard (PHV 25420-2021)
Yale Fu (PHV 25419-2021)
COVINGTON & BURLING LLP
3000 El Camino Real
5 Palo Alto Square, 10th Floor
Palo Alto, CA 94306-2112
(650) 632-4700
asharma@cov.com

Madison Arent*
COVINGTON & BURLING LLP
The New York Times Building
620 Eighth Avenue
New York, NY 10018-1405
(212) 841 1000
marent@cov.com

Counsel for Relators
League of Women Voters et al.
**Pro Hac Vice Motion Forthcoming*

Abha Khanna (PHV 2189-2021)
Ben Stafford (PHV 25433-2021)
ELIAS LAW GROUP
1700 Seventh Ave, Suite 2100
Seattle, WA 98101
akhanna@elias.law
bstafford@elias.law
T: (206) 656-0176
F: (206) 656-0180

John Gilligan (Ohio Bar No. 0024542)
Diane Menashe (Ohio Bar No. 0070305)
ICE MILLER LLP
250 West Street, Suite 700
Columbus, Ohio 43215
John.Gilligan@icemiller.com
Diane.Menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

DAVE YOST
OHIO ATTORNEY GENERAL
Erik J. Clark (Ohio Bar No. 0078732)
Ashley Merino (Ohio Bar No. 0096853)
ORGAN LAW LLP
1330 Dublin Road
Columbus, Ohio 43215
T: (614) 481-0900
F: (614) 481-0904
ejclark@organlegal.com
amerino@organlegal.com

Special Counsel to Ohio Attorney General
Dave Yost

Counsel for Respondent
Ohio Redistricting Commission

Aria C. Branch (PHV 25435-2021)
Jyoti Jasrasaria (PHV 25401-2021)
Spencer W. Klein (PHV 25432-2021)
ELIAS LAW GROUP
10 G St NE, Suite 600
Washington, DC 20002
abranh@elias.law
jjasrasaria@elias.law
sklein@elias.law
T: (202) 968-4490
F: (202) 968-4498

Donald J. McTigue* (Ohio Bar No. 0022849)
**Counsel of Record*
Derek S. Clinger (Ohio Bar No. 0092075)
McTIGUE & COLOMBO LLC
545 East Town Street
Columbus, OH 43215
dmctigue@electionlawgroup.com
dclinger@electionlawgroup.com
T: (614) 263-7000
F: (614) 368-6961

Counsel for Relators
Bria Bennett et al.

Peter M. Ellis (0070264)
Counsel of Record
M. Patrick Yingling (PHV 10145-2021)
REED SMITH LLP
10 South Wacker Drive, 40th Floor
Chicago, IL 60606
Tel: (312) 207-1000
Fax: (312) 207-6400
pellis@reedsmith.com
mpyingling@reedsmith.com

Brad A. Funari (PHV 3139-2021)
Danielle L. Stewart (0084086)
REED SMITH LLP
225 Fifth Avenue
Pittsburgh, PA 15222
Tel: 412-288-4583
Fax: 412-288-3063
bfunari@reedsmith.com
dstewart@reedsmith.com

Brian A. Sutherland (PHV 25406-2021)
REED SMITH LLP
101 Second Street, Suite 1800
San Francisco, CA 94105
Tel: (415) 543-8700
Fax: (415) 391-8269
bsutherland@reedsmith.com

Ben R. Fliegel (PHV 25411-2021)
REED SMITH LLP
355 South Grand Avenue, Suite 2900
Los Angeles, CA 90071
Tel: (213) 457-8000
Fax: (213) 457-8080
bfliegel@reedsmith.com

Alicia L. Bannon (PHV 25409-2021)
Yurij Rudensky (PHV 25422-2021)
Michael Li (PHV 25430-2021)*
Ethan Herenstein (PHV 25429-2021)
BRENNAN CENTER FOR JUSTICE
AT NYU SCHOOL OF LAW
120 Broadway, Suite 1750
New York, NY 10271
Tel: (646) 292-8310
Fax: (212) 463-7308
alicia.bannon@nyu.edu

Counsel for Relators
Ohio Organizing Collaborative et al.
**Pro Hac Vice Motion Forthcoming*

STIPULATION OF EVIDENCE
(deposition transcript and exhibits)
Volume 5 of 7 (pages 00984 - 01250)
Index of Documents

Date	Description	Page Number
10/20/2021	Transcript of deposition of Auditor of State Keith Faber	DEPO_00984-1164
	Exhibits to Faber deposition transcript	DEPO_01165-1250



Planet Depos[®]
We Make It *Happen*[™]

Transcript of Auditor Keith Faber

Date: October 20, 2021

Case: League of Women Voters of Ohio, et al. -v- Ohio Redistricting Comm., et al.

Planet Depos

Phone: 888.433.3767

Email: transcripts@planetdepos.com

www.planetdepos.com

1 IN THE SUPREME COURT OF OHIO

2

3 - - - - - x

4 LEAGUE OF WOMEN VOTERS :

5 OF OHIO, et al., :

6 Relators, :

7 v. : Case Nos. 2021-1193

8 OHIO REDISTRICTING : 2021-1198

9 COMMISSION, et al., : 2021-1210

10 Respondents. :

11 - - - - - x

12

13 Remote Videotaped Deposition of

14 AUDITOR KEITH FABER

15 Wednesday, October 20, 2021

16 3:04 p.m.

17

18

19

20

21

22 Job No.: 406207

23 Pages: 1 - 140

24 Reporter: DEBRA BOLLMAN FARFAN, RDR-RMR-CRR-CRC

25 CA CSR NO. 11648

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

2

1 Videoconference Deposition of AUDITOR KEITH

2 FABER, held remotely:

3

4

5 Witness Location:

6 REMOTE

7

8

9

10

11 Pursuant to notice, before Debra Bollman

12 Farfan, Registered Diplomate Reporter,

13 Registered Merit Reporter, Certified Realtime

14 Reporter, and Certified Shorthand Reporter No.

15 11648, in and for the State of California.

16

17

18

19

20

21

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A P P E A R A N C E S

ON BEHALF OF THE LEAGUE OF WOMEN VOTERS OF
OHIO, et al., RELATORS:

BY: JULIANA GOLDROSEN, ESQUIRE

BRADY BENDER, ESQUIRE

DAVID DENUYL, ESQUIRE

DAVID STANTON, ESQUIRE

Covington & Burling LLP

Salesforce Tower

415 Mission Street

Suite 5400

San Francisco, CA 94105-2533

1.415.591.7066

Jgoldrosen@cov.com

ON BEHALF OF THE LEAGUE OF WOMEN VOTERS
OF OHIO, et al., RELATORS:

BY: DAVID CAREY, ESQUIRE

ACLU of Ohio Foundation, Inc.

1108 City Park Avenue, Suite 203

Columbus, OH 43206

Dcarey@acluohio.org

- AND -

1 A P P E A R A N C E S C O N T I N U E D

2
3 O N B E H A L F O F T H E L E A G U E O F W O M E N V O T E R S
4 O F O H I O , e t a l . , R E L A T O R S :

5 B Y : A L O R A T H O M A S , E S Q U I R E

6 A m e r i c a n C i v i l L i b e r t i e s U n i o n

7 1 2 5 B r o a d S t r e e t

8 N e w Y o r k , N Y 1 0 0 0 4

9 (2 1 2) 5 1 9 - 7 8 6 6

10 A t h o m a s @ a c l u o h i o . o r g

11
12
13 O N B E H A L F O F B R I A B E N N E T T , e t a l . ,
14 R E L A T O R S :

15 B Y : J Y O T I J A S R A S A R I A , E S Q U I R E

16 E L I A S L A W G R O U P

17 1 7 0 0 S e v e n t h A v e , S u i t e 2 1 0 0

18 S e a t t l e , W A 9 8 1 0 1

19 J j a s r a s a r i a @ e l i a s . l a w

20 2 0 2 - 9 6 8 - 4 5 5 2

1 A P P E A R A N C E S C O N T I N U E D

2
3 ON BEHALF OF OHIO ORGANIZING COLLABORATIVE,
4 RELATORS:

5 BY: BRAD A. FUNARI, ESQUIRE
6 REED SMITH, LLP
7 Reed Smith Centre
8 225 Fifth Avenue
9 Pittsburgh, Pennsylvania 15222
10 1.412.288.3124
11 Bfunari@reedsmith.com

12
13 ON BEHALF OF OHIO ORGANIZING COLLABORATIVE,
14 ET AL.:

15 BY: ETHAN HERENSTEIN, ESQUIRE
16 BRENNAN CENTER FOR JUSTICE
17 120 Broadway, Suite 1750
18 New York, NY 10271
19 Herensteine@brennan.law.nyu.edu

1 A P P E A R A N C E S C O N T I N U E D

2
3 O N B E H A L F O F R E S P O N D E N T O H I O R E D I S T R I C T I N G
4 C O M M I S S I O N :

5 B Y : A S H L E Y M E R I N O , E S Q U I R E

6 O R G A N L A W L L P

7 1 3 3 0 D u b l i n R d .

8 C o l u m b u s , O H 4 3 2 1 5

9 A m e r i n o @ o r g a n l e g a l . c o m

10 6 1 4 . 4 8 1 . 0 9 0 7

11
12
13 O N B E H A L F O F R E S P O N D E N T S S E N A T E P R E S I D E N T
14 M A T T H U F F M A N A N D H O U S E S P E A K E R B O B C U P P :

15 B Y : G R E G O R Y P . M C G U I R E , E S Q U I R E

16 N E L S O N M U L L I N S R I L E Y & S C A R B O R O U G H L L P

17 G l e n L a k e O n e

18 4 1 4 0 P a r k l a k e A v e n u e S u i t e 2 0 0

19 R a l e i g h , N C 2 7 6 1 2

20 1 . 9 1 9 . 3 2 9 . 3 8 8 7

21 G r e g . m c g u i r e @ n e l s o n m u l l i n s . c o m

1 A P P E A R A N C E S C O N T I N U E D

2
3 ON BEHALF OF RESPONDENTS SENATOR VERNON
4 SYKES AND LEADER EMILIA SYKES:

5 BY: JOHN P. GILLIGAN, ESQUIRE

6 ICE MILLER, LLC

7 Arena District

8 250 West Street, Suite 700

9 Columbus, OH 43215-7509

10 John.gilligan@icemiller.com

11 1.614-462-2221

12
13 ON BEHALF OF RESPONDENTS OHIO GOVERNOR
14 DEWINE, OHIO SECRETARY OF STATE LAROSE, AND
15 OHIO AUDITOR FABER:

16 BY: JULIE PFEIFFER, ESQUIRE

17 Constitutional Offices Section

18 30 E. Broad Street, 16th Floor

19 Columbus, Ohio 43215

20 Tel: 614-466-2872 | Fax: 614-728-7592

21 Julie.Pfeiffer@OhioAGO.gov

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

ALSO PRESENT:

MICHAEL GRODHAUS, Chief Counsel, Ohio

Secretary of State

SLOAN SPALDING, Chief of Staff, Ohio

Auditor of State

Daniel Long, The VideoTech

Derek Stanley, The Videographer

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

I N D E X

DEPONENT		PAGE
AUDITOR KEITH FABER		
EXAMINATION BY	MS. GOLDROSEN	10
EXAMINATION BY	MS. JASRASARIA	85
EXAMINATION BY	MR. FUNARI	94
EXAMINATION BY	MR. GILLIGAN	117

I N D E X O F E X H I B I T S

(Exhibits are attached to the transcript.)

	DESCRIPTION	PAGE
EXHIBIT 1	AOS_578 THROUGH 595, TEXT MESSAGES	52
EXHIBIT 2	AOS_000204 THROUGH 211, POPULATION THRESHOLD DOCUMENT AND ANALYSES	74
EXHIBIT 3	AOS_000255 THROUGH 271	76
EXHIBIT 4	CONSTITUTION OF THE STATE OF OHIO, SPECIFICALLY SECTION 1 (C)	112

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

10

1	P R O C E E D I N G S	
2	* * * * *	
3	THE VIDEOGRAPHER: This begins the video	03:03:50
4	recorded deposition of Ohio Auditor Keith Faber	03:03:51
5	in the matter of League of Women Voters of	03:03:54
6	Ohio, et al., versus Ohio Redistricting	03:03:57
7	Commission, et al., in the Supreme Court of	03:04:00
8	Ohio, Case Number 2021-1193.	03:04:02
9	Today's date is Wednesday, October 20th,	03:04:07
10	2021. The time is 3:04 p.m.	03:04:11
11	The videographer for today is Derek	03:04:14
12	Stanley, representing Planet Depos.	03:04:16
13	This video deposition is taking place	03:04:18
14	remotely via Zoom videoconference.	03:04:20
15	The court reporter today is Debra	03:04:23
16	Bollman, representing Planet Depos. Would the	03:04:24
17	reporter please swear in the witness.	03:04:27
18	Whereupon,	03:04:44
19	AUDITOR KEITH FABER	03:04:44
20	was called as a witness, was duly sworn	03:04:44
21	and testified under penalty of perjury as	03:04:44
22	follows:	03:04:44
23	EXAMINATION	03:04:45
24	BY MS. GOLDROSEN:	03:04:45
25	Q. Thank you. Good morning, Auditor. My	03:04:45

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

11

1	name is Juliana Goldrosen. I'm with	03:04:48
2	Covington & Burling, and I represent the League	03:04:52
3	of Women Voters of Ohio relators.	03:04:54
4	Could you please state your full name	03:04:58
5	for the record.	03:05:00
6	A. Keith Faber.	03:05:00
7	Q. Great. Have you been deposed before,	03:05:01
8	Auditor Faber?	03:05:03
9	A. Yes.	03:05:04
10	Q. How many times?	03:05:05
11	A. Two or three.	03:05:05
12	Q. Okay. And what was the most recent time	03:05:09
13	you've been deposed?	03:05:13
14	A. Probably a few years ago, involving	03:05:14
15	redistricting, actually.	03:05:20
16	Q. Okay. So you probably remember most of	03:05:22
17	the rules, and I know you're an attorney	03:05:25
18	yourself. But so you know, during the	03:05:27
19	deposition I will ask you questions; my	03:05:30
20	questions and your answers will be recorded by	03:05:33
21	our court reporter, Ms. Debra Bollman.	03:05:35
22	I ask that you answer the questions	03:05:38
23	orally because Ms. Bollman can't pick up if	03:05:40
24	you're nodding your head or shaking your head.	03:05:42
25	Will you agree to do that?	03:05:45

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

12

1	A. Not a problem.	03:05:46
2	Q. Great. And occasionally I may ask a	03:05:47
3	question you do not understand or we have a	03:05:50
4	Zoom glitch or something happens. If you can't	03:05:52
5	understand me, please let me know, and I can	03:05:55
6	repeat my question or rephrase it accordingly.	03:05:57
7	Will you agree to do that?	03:05:59
8	A. Sure.	03:06:01
9	Q. Great. And, again, particularly because	03:06:02
10	we're in this remote world of depositions, if	03:06:06
11	you could please try to wait until I complete	03:06:09
12	my questions to begin your answer, that best	03:06:11
13	helps Ms. Bollman be able to get the record	03:06:14
14	correctly. Will you agree to do that?	03:06:16
15	A. Sure.	03:06:17
16	Q. Great. And if at any time you need a	03:06:18
17	break, please let me know. I just ask that you	03:06:23
18	let me finish my question, and answer before	03:06:25
19	asking for a break. Will you agree to do that?	03:06:29
20	A. Sure.	03:06:30
21	Q. Great.	03:06:31
22	A. If I don't, remind me.	03:06:32
23	Q. Do you understand that you're under oath	03:06:34
24	today and you are to answer questions	03:06:36
25	truthfully and to the best of your knowledge?	03:06:39

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

13

1	A. That's what the oath means.	03:06:41
2	Q. Is there any reason why you cannot give	03:06:42
3	full and complete testimony today?	03:06:45
4	A. None that I'm aware.	03:06:47
5	Q. Great. So I want to start by asking you	03:06:50
6	about the map that President Huffman proposed	03:06:53
7	at the Ohio Redistricting Commission meeting on	03:06:56
8	September 9th. Do you recall that map?	03:07:00
9	A. Which date were you asking?	03:07:01
10	Q. September 9th?	03:07:05
11	A. So that was the first Huffman map? Yes.	03:07:06
12	Q. Okay. Did you have any role in drafting	03:07:09
13	that map?	03:07:13
14	A. No.	03:07:13
15	Q. Okay. Do you know who it was that	03:07:13
16	drafted the map that President Huffman	03:07:17
17	introduced on the 9th?	03:07:20
18	A. To the best of my knowledge, it would	03:07:23
19	have been Ray DiRossi and whoever the gentleman	03:07:25
20	was that was from the House that was working	03:07:29
21	with him.	03:07:30
22	But essentially I would surmise and say	03:07:31
23	it was the legislative leaders and/or their	03:07:34
24	staff.	03:07:36
25	Q. Okay. And just to clarify, did you	03:07:36

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

14

1	provide any guidance to those who drafted the	03:07:40
2	map introduced by President Huffman on	03:07:44
3	September 9th?	03:07:47
4	A. Not at that point.	03:07:47
5	Q. Okay. And when did you first see that	03:07:48
6	map that was introduced on the 9th?	03:07:53
7	A. It may have been the day or so before	03:07:56
8	when they showed it to all of the commission	03:08:01
9	members. I think they showed it individually	03:08:03
10	to myself -- I might have been with LaRose, but	03:08:06
11	I think it was individual, and I think they	03:08:15
12	showed the Governor separately.	03:08:18
13	And I know they showed it to Vern and	03:08:20
14	Leader Sykes, at least I believe they did, but	03:08:23
15	we weren't with them when they did that.	03:08:27
16	Q. Okay.	03:08:28
17	A. It might have been the day before -- a	03:08:29
18	day or two before.	03:08:31
19	Q. Okay. Thank you. And when you say	03:08:33
20	"they showed it," who exactly showed the map to	03:08:36
21	you?	03:08:38
22	A. My recollection is that it was either	03:08:38
23	Speaker Cupp or Leader -- or President Huffman	03:08:44
24	and/or Mr. DiRossi. And I'm forgetting the	03:08:50
25	gentleman from the House who took DiRossi's	03:08:54

1	role over there. I want to say it was	03:08:57
2	Springhetti, but I'm probably saying his name	03:08:59
3	wrong.	03:09:02
4	Q. Okay. Were you in an office when they	03:09:02
5	showed you the map?	03:09:06
6	A. The maps I believe we saw for the first	03:09:07
7	time in the Majority conference room in the	03:09:13
8	Senate.	03:09:15
9	Q. Okay. And how did they present it to	03:09:16
10	you?	03:09:20
11	A. They showed us up on a big board what	03:09:20
12	the map was. And we didn't get a copy of it,	03:09:24
13	and we were showed to look at the map.	03:09:32
14	I was, frankly, asking for copies and	03:09:35
15	never got a copy of it until the next day. Or	03:09:37
16	maybe a copy was sent over to me later, six,	03:09:39
17	eight hours later, maybe.	03:09:43
18	But we didn't get a copy of it.	03:09:44
19	Q. So at the time that they presented the	03:09:48
20	map to you initially, you didn't get a copy of	03:09:50
21	it, even though you requested one?	03:09:53
22	A. That's my recollection.	03:09:54
23	Q. And did you ask any questions about the	03:09:56
24	map at this time?	03:10:01
25	A. I'm sure I did.	03:10:02

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

16

1 Q. Do you recall any questions you asked? 03:10:03

2 A. I don't offhand. Again, we wanted to -- 03:10:06

3 we did not have the map drawing software, and 03:10:12

4 so we -- and I say "we." I guess I could say 03:10:16

5 "I," but I think LaRose was in the same boat as 03:10:20

6 I was, if he was with me -- I don't remember 03:10:24

7 whether he was with me in that meeting or 03:10:26

8 not -- were concerned that the maps meet the 03:10:30

9 constitutional tests, and we didn't have a way 03:10:32

10 to check that offhand. 03:10:35

11 And so we were asking questions about 03:10:37

12 that, particularly in central Ohio, maybe 03:10:39

13 around Dayton. I had concerns in northwest 03:10:43

14 Ohio because it was making some swaps that I 03:10:46

15 didn't think -- I didn't understand why they 03:10:50

16 were being done. They clearly weren't done for 03:10:53

17 partisan reasons. They had to be done for some 03:10:55

18 other reason. 03:10:58

19 Q. Okay. I want to take that one at a 03:10:58

20 time. So you said you had some concerns or you 03:11:02

21 may have been asking questions about central 03:11:04

22 Ohio, maybe around Dayton. Could you explain 03:11:06

23 what you meant by that? 03:11:09

24 A. You asked me what questions I might have 03:11:09

25 asked. Those are the type of questions I would 03:11:14

1	have asked.	03:11:15
2	Q. Do you recall what concerns you had	03:11:16
3	about that area of the map?	03:11:20
4	A. Not specifically. In Dayton I know at	03:11:21
5	one point or another, whether it was evident	03:11:29
6	there, we were concerned about minority in the	03:11:32
7	Trotwood and Dayton area, trying to get	03:11:34
8	Trotwood into a minority-influenced district.	03:11:36
9	At that time it may have been different.	03:11:39
10	It might have been whether the Dayton Senate	03:11:41
11	district, whether it went inside or outside	03:11:44
12	Montgomery County.	03:11:47
13	Around Columbus the question was do you	03:11:49
14	go -- how do you split? Do you draw it so you	03:11:51
15	get an extra House district in around Franklin	03:11:56
16	County, and do you split going south like the	03:11:59
17	Democrat map had proposed, or do you split	03:12:01
18	going north that the Republican map ultimately	03:12:04
19	proposed.	03:12:07
20	Q. Okay. And do you recall the concerns	03:12:09
21	you had about the -- I believe you said the	03:12:11
22	northwest part of the state?	03:12:14
23	A. Yeah, the northwest part of the state	03:12:15
24	was an area that I had represented for the	03:12:17
25	better part of 20 years. I wanted to make	03:12:19

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

18

1 sure -- and, again, that's not a 03:12:22
2 Republican/Democrat area, it's going to be a 03:12:25
3 pretty solid Republican area no matter how you 03:12:26
4 do it. 03:12:29

5 They were making splits, particularly 03:12:30
6 with the 12th Senate district -- 1st Senate 03:12:31
7 district, moving counties in and out, in ways 03:12:34
8 that were allocating what were going to be open 03:12:36
9 seats. 03:12:38

10 And I didn't understand why they were 03:12:38
11 making the decisions and breaking communities 03:12:40
12 that had been represented by the same person 03:12:41
13 for as long as four years. And so I was trying 03:12:44
14 to ask questions. 03:12:46

15 There was another proposal at one point 03:12:48
16 putting a State House district that I used to 03:12:51
17 represent all the way up into Defiance and 03:12:55
18 Henry County, and asking -- trying to figure 03:12:59
19 out why you would make that district not be 03:13:02
20 compact. 03:13:04

21 Q. Okay. So in -- so far we've discussed 03:13:04
22 potential concerns with the Dayton area of the 03:13:11
23 map and the northwest area of the map. Do you 03:13:14
24 recall raising any other concerns with -- I 03:13:16
25 don't know if it was President Huffman or 03:13:20

1	Speaker Cupp?	03:13:22
2	A. I don't remember who was in that	03:13:23
3	meeting. But it was either one or the other.	03:13:24
4	I think it was probably Matt Huffman, it was	03:13:26
5	probably Ray DiRossi, and the gentleman from	03:13:28
6	the House.	03:13:30
7	I asked questions about -- it looked	03:13:31
8	like they were making significant changes in	03:13:33
9	northeast Ohio, particularly putting members	03:13:35
10	together on the Senate side. It looked like	03:13:41
11	they were making changes in the	03:13:44
12	Mansfield/Medina area, and I had heard some of	03:13:47
13	those concerns from members, and then some of	03:13:50
14	the things around Akron.	03:13:54
15	I don't know whether we raised or	03:13:55
16	discussed them in that meeting or not. I	03:13:57
17	recall at one point Matt Huffman walked through	03:13:59
18	all of his members that were not going to be	03:14:02
19	happy with the proposed maps as a way to say	03:14:04
20	we're allocating disappointment. Trying to be	03:14:07
21	fair.	03:14:11
22	Q. Okay. So in addition to that last	03:14:12
23	concern, do you recall raising any other	03:14:17
24	concerns with President Huffman?	03:14:20
25	A. There might have been some discussion	03:14:21

1	about Hamilton County. But I don't recall.	03:14:23
2	I'm just thinking generally what we would have	03:14:26
3	talked about in an early unveiling.	03:14:29
4	Again, one, this is the first time we	03:14:31
5	would have seen the maps; and candidly, we	03:14:34
6	tried to understand it more than figure out the	03:14:39
7	lines, trying to figure out why decisions were	03:14:42
8	being made in the way that they were making.	03:14:45
9	And somebody explained, particularly in	03:14:47
10	the Cleveland area, that that was the only way	03:14:50
11	they thought they could get a constitutional	03:14:52
12	map, was to make those decisions.	03:14:54
13	We had heard prior that they had had	03:14:57
14	some concerns about the Vern Sykes map that was	03:15:00
15	introduced earlier, with regard to it being	03:15:04
16	unconstitutional around Cleveland, northeast	03:15:06
17	Ohio.	03:15:09
18	Q. Okay. And so someone had explained that	03:15:10
19	they had chosen a different approach in	03:15:13
20	Cleveland in response to those concerns	03:15:19
21	about --	03:15:22
22	A. I think that's accurate. I would say,	03:15:22
23	again, when you talk about Cleveland, I mean	03:15:24
24	northeast Ohio, stemming from the Pennsylvania	03:15:26
25	border, probably as far over as Lorain, and I	03:15:29

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

21

1	think that probably comes down farther into	03:15:34
2	maybe Wayne County, depending on how you	03:15:36
3	allocate.	03:15:40
4	It's like pushing on a balloon. Anybody	03:15:41
5	who has drawn out a map knows, you push on a	03:15:45
6	balloon, it pops out one area, and you might	03:15:47
7	pop out some place there. So all of those	03:15:50
8	dynamics were causing some issues.	03:15:52
9	They had produced -- well, go ahead,	03:15:54
10	I'll let you ask the questions.	03:15:56
11	Q. Thank you. Do you recall asking or	03:15:58
12	discussing anything about the expected partisan	03:16:06
13	outcomes of the map?	03:16:08
14	A. No.	03:16:09
15	Q. Okay. Did you have any other	03:16:10
16	discussions with President Huffman or Speaker	03:16:16
17	Cupp about this map prior to its introduction	03:16:20
18	at the September 9th commission meeting?	03:16:25
19	A. About this map? No, because we didn't	03:16:27
20	see the map until this date.	03:16:30
21	Q. Okay. And, again, you said this may	03:16:32
22	have been a day or two before the September 9th	03:16:35
23	commission meeting?	03:16:38
24	A. I believe that's accurate.	03:16:38
25	Q. Were there any discussions with	03:16:41

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

22

1	President Huffman or Speaker Cupp after this	03:16:44
2	presentation but before the introduction at the	03:16:48
3	September 9th meeting?	03:16:52
4	A. I don't recall.	03:16:53
5	Q. Okay. So now I want to discuss what	03:17:02
6	happened between the September 9th meeting and	03:17:08
7	the meeting on the 15th.	03:17:10
8	So as we just discussed, President	03:17:15
9	Huffman officially introduced his map at the	03:17:18
10	September 9th meeting, correct?	03:17:20
11	A. That's accurate.	03:17:22
12	Q. And --	03:17:23
13	A. That was the meeting in the Senate	03:17:25
14	Finance Committee room, I think. I don't know	03:17:29
15	the dates offhand, but I'm presuming that was	03:17:30
16	the meeting in the Senate Finance Committee	03:17:32
17	room where we voted to accept that as the	03:17:34
18	commission's map.	03:17:36
19	Q. Okay. And after that official	03:17:36
20	commission meeting, did you discuss that	03:17:40
21	September 9th map with anyone else on the	03:17:43
22	commission?	03:17:46
23	A. Oh, I'm sure we did.	03:17:46
24	Q. Okay. So I'll start with do you recall	03:17:51
25	any discussions with President Huffman after	03:17:56

1	his introduction of that map on September 9th?	03:17:59
2	A. I do recall a number of conversations	03:18:03
3	with President Huffman. I don't recall	03:18:07
4	specifically when the dates were or what they	03:18:09
5	were.	03:18:11
6	But I had conversations with all of the	03:18:12
7	Redistricting Commission members because I was	03:18:15
8	trying to bring unity in trying to get a	03:18:16
9	ten-year map.	03:18:19
10	And as a mediator for nearly 25 years, I	03:18:20
11	had conversations to see -- to try to get to	03:18:22
12	find what parties' interests were. That was	03:18:26
13	the starting point.	03:18:28
14	So I had a -- to say I had conversations	03:18:29
15	with every member of the commission between	03:18:32
16	that and the final vote is probably an	03:18:34
17	understatement.	03:18:37
18	Q. Okay. I understand that there was	03:18:37
19	likely many conversations. I'm just trying to	03:18:42
20	start walking through what happened between	03:18:45
21	September 9th and September 15th.	03:18:48
22	And I understand you may not know the	03:18:51
23	exact date or the sequence of events, but just	03:18:53
24	trying to get a general understanding of what	03:18:55
25	happened.	03:18:58

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

24

1	So starting with President Huffman, do	03:18:59
2	you recall any conversations you had between	03:19:06
3	September 9th and September 15th?	03:19:10
4	A. Well, let me back up and tell you this	03:19:12
5	generically, because I don't know that I could	03:19:13
6	tell you specific conversations as to what was	03:19:16
7	said in each meeting and every date.	03:19:18
8	But right after we had this meeting, I	03:19:20
9	strongly suggested that our staffs get	03:19:22
10	together -- because we have the Sunshine rule	03:19:26
11	issue, we couldn't all be in the room and talk	03:19:28
12	about it -- that our staffs get together to	03:19:30
13	identify where the issues were between each one	03:19:33
14	of the respective parties to identify whether	03:19:36
15	we were going to be able to land at a 7-0 map	03:19:39
16	and to get bipartisan support.	03:19:42
17	Because, candidly, I think the	03:19:44
18	Constitution incentivizes us and encourages us	03:19:46
19	to try and get bipartisan maps.	03:19:49
20	And so I suggested originally that we	03:19:51
21	all get together and start this process	03:19:54
22	immediately.	03:19:57
23	I recall that there was some issue with	03:19:58
24	the Sykes, with Vern and Emilia, that led them	03:20:00
25	to be unavailable for a period of time.	03:20:04

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

25

1	And so at that I suggested, well, our	03:20:08
2	staffs are all available. We could all be	03:20:11
3	available by phone. We can have conversations;	03:20:13
4	we just can't put any more than three of us in	03:20:16
5	the same room at the same time. And candidly,	03:20:18
6	we need to get to where interests were.	03:20:22
7	We've got the commission map starting	03:20:25
8	point, and let's figure out where the	03:20:27
9	amendments need to be to figure out a solution	03:20:29
10	for that unity.	03:20:31
11	So I know I suggested that, and I know	03:20:34
12	there was initially a little bit of reluctance	03:20:36
13	to doing that. Ultimately, I believe that	03:20:40
14	happened. We designated staff members that met	03:20:43
15	over the weekend, and I know I got reports back	03:20:46
16	from my staff, I'm sure they got reports back	03:20:48
17	from their staff to try to identify where the	03:20:51
18	communities of interest were.	03:20:54
19	From that, I thought there was really	03:20:56
20	good progress, particularly in the central	03:20:58
21	Ohio, the Dayton and Cincinnati areas, and they	03:21:01
22	were working through some of their issues in	03:21:03
23	northeast Ohio.	03:21:05
24	At some point we started in-person	03:21:06
25	meetings when the Sykes came back.	03:21:11

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

26

1 And so I know I had a conversation -- 03:21:15
2 and to go back and answer your specific 03:21:20
3 question -- with President Huffman a number of 03:21:22
4 times. 03:21:24

5 At one time I know I had a specific 03:21:25
6 conversation with President Huffman with regard 03:21:28
7 to northwest Ohio. And I asked him, Matt, is 03:21:29
8 there a reason that these changes were made in 03:21:33
9 northwest Ohio? I can't see a reason, unless 03:21:35
10 I'm missing something, on the map drawing side 03:21:38
11 of it. And so it has to be some preference. 03:21:40
12 And who is driving that preference? What is 03:21:46
13 this? 03:21:48

14 And the response from President Huffman 03:21:49
15 was that wasn't his. It was in the House. It 03:21:52
16 was Cupp. 03:21:56

17 So I had a similar conversation with 03:21:57
18 Cupp, and he said, It isn't me. I didn't have 03:21:59
19 any input in that. I don't know why that's 03:22:01
20 done. 03:22:04

21 So I never got an answer as to why those 03:22:04
22 decisions were made in that area. 03:22:06

23 We had conversations with both 03:22:07
24 Mr. President and Speaker to try to figure out 03:22:11
25 where their interests were and where we could 03:22:13

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

27

1	land the plane in a way that would take a 7-0	03:22:16
2	map.	03:22:20
3	I had individual conversations with them	03:22:20
4	privately. I had conversations with Secretary	03:22:22
5	LaRose and those members at different times.	03:22:25
6	And usually always had a staff person with us.	03:22:28
7	Again, the dates, the times, I can't	03:22:32
8	tell you the specifics.	03:22:34
9	Q. Okay. So to back up a bit, you stated	03:22:35
10	that you had strongly suggested at a meeting	03:22:39
11	that you get together and see what could be	03:22:45
12	done to get to a 7-0 map.	03:22:47
13	Which meeting are you referring to in	03:22:49
14	that statement?	03:22:51
15	A. I believe that would have been the 9th	03:22:51
16	meeting.	03:22:54
17	Q. Okay.	03:22:54
18	A. It was the meeting in the Senate Finance	03:22:55
19	room, and I believe I said it on the record.	03:22:57
20	If I didn't say on the record, it was	03:22:59
21	right after we adjourned to certainly Vern and	03:23:00
22	Emilia and/or the other leaders in the room,	03:23:07
23	and ultimately, that's what happened.	03:23:09
24	Q. Okay. And I believe you said that you	03:23:11
25	directed staff to meet to discuss reaching a	03:23:15

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

28

1	compromise on a 7-0 map; is that correct?	03:23:20
2	A. Certainly I directed my staff. I asked	03:23:23
3	all of us to have our staffs meet, and the	03:23:26
4	other members asked their staffs to meet. And	03:23:28
5	ultimately the staff met.	03:23:30
6	I believe it met -- I'm going to say the	03:23:31
7	wrong location, but I believe it was over in	03:23:34
8	the Senate Democrats conference room. None of	03:23:38
9	the members participated, but all of our staff	03:23:42
10	did. And I know they met a number of times	03:23:44
11	that weekend.	03:23:49
12	Q. Who from your staff did you direct to	03:23:50
13	attend these meetings?	03:23:52
14	A. My deputy chief of staff for external	03:23:53
15	affairs, Alex Bilchak, was my senior person.	03:23:57
16	He is an Air Force officer and was going to	03:24:01
17	California for deployment.	03:24:04
18	And so he went to his deployment, so our	03:24:05
19	leg director, Emily Kaylor, was the person who	03:24:11
20	participated. We may have had one other person	03:24:14
21	from our staff in those meetings, but Emily was	03:24:16
22	our lead person in those meetings.	03:24:19
23	Q. And did you direct your staff to convey	03:24:26
24	a particular message when they met with staff	03:24:29
25	for other commissioners?	03:24:32

1	A. My staff were all about getting a 7-0	03:24:33
2	map. And so we wanted to find where the	03:24:38
3	parties' interests were, not the positions.	03:24:41
4	Look, it was very obvious to us at the	03:24:44
5	very beginning of this process that parties	03:24:46
6	were very concerned about litigation. Some	03:24:49
7	people were afraid of it, and some people	03:24:52
8	almost welcomed it. And so it appeared that	03:24:54
9	people were hesitant of putting their actual	03:24:57
10	positions out there and to commit.	03:25:00
11	I still believed at that point that we	03:25:05
12	were going to get a 7-0 map, that we were going	03:25:07
13	to find compromise.	03:25:09
14	And so my staff were instructed, pretty	03:25:11
15	straightforward, try and find the answers. Try	03:25:13
16	and see what you guys can get agreement on, and	03:25:16
17	start with the maps that are introduced and	03:25:20
18	figure out where we have areas to work and find	03:25:22
19	out what the interests are.	03:25:24
20	Is there -- I'll give you one that I	03:25:27
21	heard from -- and I have to say, the Democrat	03:25:30
22	staff worked with us closely on some of the	03:25:33
23	times where we were trying to find information.	03:25:35
24	I never had access to the Republican	03:25:38
25	legislative staff. You know, we tried to have	03:25:40

1 access. I had some conversations, I think, 03:25:44
2 over text with Mr. DiRossi, but I don't think I 03:25:46
3 ever talked to him on the phone. 03:25:48

4 But the short answer is we tried -- we 03:25:50
5 were trying to find compromise to try to get 03:25:56
6 agreement. And it was the goal to try and 03:25:59
7 figure out where those agreement points could 03:26:01
8 land. 03:26:03

9 As I kept telling people, we wanted to 03:26:04
10 land these aircrafts on the aircraft carrier 03:26:06
11 without them falling into the sea, and I 03:26:09
12 thought it was very doable. 03:26:11

13 Q. And did your staff report back to you 03:26:13
14 about how these discussions were going? 03:26:16

15 A. Yes. 03:26:18

16 Q. What did they say when they reported 03:26:22
17 back to you? 03:26:24

18 A. I don't remember the specifics, but 03:26:24
19 Emily called me everytime they met -- and they 03:26:26
20 would meet, and they'd take a break, and then 03:26:29
21 they'd meet again -- and just give me a summary 03:26:32
22 of what she was hearing. 03:26:34

23 I think the initial meetings were 03:26:36
24 really, I don't want to say terse, but not 03:26:38
25 helpful between particularly the Democrat 03:26:41

1	legislative leaders and the Republican	03:26:43
2	legislative leaders. She didn't think they	03:26:44
3	were making progress.	03:26:47
4	My summary of that was the irresistible	03:26:47
5	force was meeting the immovable object and that	03:26:50
6	they were almost talking past each other and	03:26:53
7	that they were afraid. Again, this as a	03:26:55
8	mediator, but they were afraid to really	03:26:58
9	identify where their interests were. They were	03:27:00
10	stuck on positions.	03:27:02
11	And ultimately, I think the parties	03:27:07
12	started negotiating a little better. They	03:27:09
13	started having some discussions. But in the	03:27:11
14	end, the reports I was getting back was that	03:27:13
15	the meetings weren't nearly as fruitful as we'd	03:27:17
16	hoped they would be.	03:27:21
17	Q. And did Alex or Emily report back that	03:27:22
18	Mr. Ray DiRossi was in attendance at these	03:27:26
19	meetings?	03:27:29
20	A. Alex didn't report back anything. He	03:27:29
21	was in California on deployment with the Air	03:27:33
22	Force.	03:27:36
23	Q. Okay.	03:27:36
24	A. Emily would have reported back. And I	03:27:36
25	honestly don't remember that answer as to	03:27:38

1 whether DiRossi was there or not. 03:27:40

2 I think it was Frank Strigari, Senate 03:27:42

3 legal counsel, was there on behalf of the 03:27:46

4 Senate. I think they sent lawyers; the 03:27:48

5 legislative leaders sent lawyers. I don't know 03:27:50

6 who the Democratic leaders sent. 03:27:53

7 I know LaRose -- Secretary LaRose -- I 03:27:54

8 don't want to be disrespectful to my fellow 03:27:58

9 elected officeholders. But I think he sent his 03:28:00

10 chief lawyer and his chief of staff or one of 03:28:04

11 his people. And I think the Governor's chief 03:28:06

12 lawyer, who was in all the redistricting 03:28:10

13 hearings, was the person there. 03:28:12

14 But I wasn't there, so I'm going off my 03:28:14

15 memory of what was related back to me. 03:28:16

16 Q. Thank you. I appreciate that 03:28:19

17 clarification. 03:28:21

18 And do you recall hearing the name Blake 03:28:22

19 Springhetti? 03:28:27

20 A. I think that was the House guy that 03:28:28

21 was -- I don't want to say arm-in-arm with Ray 03:28:30

22 DiRossi, but I think he was the House map 03:28:33

23 drawer, House Republican map drawer. 03:28:36

24 Q. And just to clarify for the record, do 03:28:38

25 you recall hearing any reports of 03:28:40

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

33

1	Mr. Springhetti being at these meetings between	03:28:42
2	staff?	03:28:44
3	A. I do not recall that.	03:28:44
4	Q. And do you recall Ms. Kaylor -- that's	03:28:50
5	her name, correct?	03:28:56
6	A. Yes, it is.	03:28:57
7	Q. Thank you. Do you recall Ms. Kaylor	03:28:58
8	reporting about any discussions of the expected	03:29:01
9	partisan outcomes of the maps?	03:29:04
10	A. No. Again, to some extent that would be	03:29:05
11	positional, not interests. And, I mean,	03:29:11
12	obviously Republicans wanted more seats. At	03:29:17
13	the time our instructions, I think Secretary	03:29:24
14	LaRose and my instructions to our staff, was to	03:29:27
15	figure out where the safe seats have to be	03:29:29
16	based on the geography and where people live,	03:29:31
17	and draw as many competitive seats as possible.	03:29:34
18	Again, I don't think they were actually	03:29:37
19	drawing maps. I think they were talking about	03:29:38
20	hypotheticals.	03:29:40
21	So I think there were certainly numbers	03:29:41
22	bandied back, you know, whether it was 57/43 --	03:29:43
23	or what's -- no, 57/42 -- the numbers have to	03:29:48
24	balance -- in the House and 20-something in the	03:29:51
25	Senate.	03:29:55

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

34

1	And the Senate guys were talking about	03:29:56
2	different numbers that were on the maps that	03:29:59
3	they produced.	03:30:00
4	I'm sure there were numbers and ratios	03:30:02
5	being talked about, but I don't know -- I	03:30:03
6	didn't get into that nuance because, candidly,	03:30:07
7	that wasn't our focus. Our focus was figuring	03:30:10
8	out how we could get agreement.	03:30:13
9	Q. Okay. So you also said that between the	03:30:14
10	9th and 15th, in addition to these meetings	03:30:21
11	between staff, you also had meetings or	03:30:25
12	conversations with commission members	03:30:28
13	themselves; is that correct?	03:30:30
14	A. That is correct.	03:30:32
15	Q. And just to clarify for the record, you	03:30:33
16	don't -- do you remember the particulars of any	03:30:37
17	of those conversations?	03:30:40
18	A. That's a pretty general question. The	03:30:40
19	short answer is yes. I remember from each one	03:30:46
20	of the conversations over time some of the	03:30:49
21	specifics. If you want to ask me about	03:30:53
22	different conversations.	03:30:55
23	After the weekend, when the members were	03:30:58
24	all back, the members switched from staff	03:31:00
25	meetings -- there might have been some staff	03:31:02

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

35

1	meetings still. I'm not sure of that. But	03:31:04
2	we -- I don't want to say we did shuttle	03:31:07
3	diplomacy.	03:31:09
4	One of the things I did right at the	03:31:11
5	very beginning, and Secretary LaRose ultimately	03:31:12
6	joined me, was when Vern Sykes introduced his	03:31:14
7	map, I asked to meet with him and his staff at	03:31:18
8	a computer to understand how he arrived at his	03:31:24
9	map.	03:31:27
10	He and his staff were very gracious.	03:31:29
11	They went through it. They explained to me	03:31:32
12	some of the concerns. At one point we talked	03:31:33
13	about why some of the allied submitted maps	03:31:36
14	weren't valid or wouldn't be workable.	03:31:42
15	To use their terms, they were	03:31:45
16	unconstitutional because the Dave's	03:31:46
17	Redistricting didn't adequately consider the	03:31:50
18	proper census blocks, and they wouldn't work.	03:31:51
19	So, long story short, they were helpful	03:31:55
20	in going through maps. And I wanted to	03:31:59
21	understand why they made the decisions they	03:32:02
22	made in certain areas in drawing maps, to try	03:32:04
23	and understand their interests. They were very	03:32:07
24	helpful to do that.	03:32:09
25	I asked to do the same thing with	03:32:10

1 Huffman and Cupp and was told that wasn't going 03:32:12
2 to happen. 03:32:16
3 So then we started having conversations 03:32:17
4 in different ways with certainly the Speaker 03:32:22
5 and the President. And, again, this was early 03:32:24
6 on, up to the last day or two before the final 03:32:31
7 vote. 03:32:35
8 We also had meetings with Leader Sykes 03:32:35
9 and her dad, a number of times the majority -- 03:32:38
10 I'm sorry, the minority conference room with 03:32:45
11 their map drawers, and drew maps and talked 03:32:48
12 about those maps. And I had input as to what 03:32:50
13 they were trying to achieve and gave them some 03:32:54
14 of our input. 03:32:55
15 So those were the natures of the 03:32:57
16 conversations we had. 03:33:00
17 Q. Okay. And I just want to clarify. You 03:33:01
18 said: "I asked to do the same thing with 03:33:07
19 Huffman and Cupp and was told that wasn't going 03:33:14
20 to happen." 03:33:17
21 Do you recall stating that just now? 03:33:18
22 A. I do. 03:33:19
23 Q. Just to clarify for the record, what is 03:33:20
24 "the same thing" that you were referring to? 03:33:22
25 What were you asking of President Huffman? 03:33:23

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

37

1	A. We wanted to sit down with their map	03:33:25
2	drawers at their computers and go through the	03:33:28
3	maps.	03:33:30
4	Q. Okay.	03:33:30
5	A. We were never given access.	03:33:32
6	Q. Access to the map drawers?	03:33:35
7	A. Correct.	03:33:37
8	Q. And to the best of your knowledge, those	03:33:38
9	map drawers were Mr. Ray DiRossi and	03:33:41
10	Mr. Springhetti?	03:33:46
11	A. Correct.	03:33:46
12	And I want to make sure we're clear on	03:33:49
13	what I mean by not given access. I would see	03:33:51
14	Ray, and I could talk to him, but I couldn't	03:33:53
15	talk to him at a computer and go through. To	03:33:57
16	this day I'm not exactly sure -- Secretary	03:34:00
17	LaRose was running, and I think he thought that	03:34:05
18	where the Republicans were drawing their maps.	03:34:09
19	But the Democrats leaders welcomed us	03:34:12
20	into their map drawing sanction -- or sanctum	03:34:14
21	and let us go through the programs. Because,	03:34:17
22	remember, we didn't have any of that.	03:34:20
23	The Republicans never gave us that	03:34:21
24	access.	03:34:23
25	Q. And to clarify there, you're not exactly	03:34:24

1 sure where they were actually drawing these 03:34:26
2 maps? 03:34:28
3 A. And by "Republicans," I mean Republican 03:34:28
4 leaders. 03:34:31
5 Q. Okay. 03:34:31
6 A. Look, the only thing I know is Secretary 03:34:32
7 LaRose was out for a jog, and he came -- he 03:34:34
8 thought he saw them all come out of the BWC 03:34:38
9 building. So he presumed that they were 03:34:41
10 drawing maps at the BWC building. 03:34:42
11 Q. And I think you've been talking about 03:34:45
12 map drawing software. Could you just clarify 03:34:47
13 what you mean by that? 03:34:49
14 A. Certainly everybody had Dave's 03:34:50
15 Redistricting, which we were told was not a 03:34:55
16 very good product to do the kind of detail we 03:34:56
17 needed to do because it lacked some of the 03:34:59
18 proper data. 03:35:01
19 There are other map drawing programs. 03:35:02
20 If you told me the names, I could probably say, 03:35:05
21 Yeah, I think that's it, or not. But I'm not 03:35:08
22 an expert in this. 03:35:10
23 We never had the software that would 03:35:11
24 allow us to draw maps or verify that maps met 03:35:13
25 the constitutional tests. 03:35:18

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

39

1	Q. Okay. And -- let's see.	03:35:19
2	So to clarify the timeline, I think	03:35:30
3	you've told me that the weekend of, I believe,	03:35:33
4	September 11th and 12th was when staff for the	03:35:36
5	commission generally met. And then is it	03:35:40
6	correct that that Monday commission members	03:35:43
7	returned and started discussing more directly?	03:35:48
8	A. I think that's generally correct. If	03:35:51
9	the meeting was on a Thursday -- I don't know	03:35:54
10	what day the 9th was on. If it was on a	03:35:56
11	Thursday, I believe on Friday they had their	03:35:59
12	first couple of meetings. Then they met a	03:36:02
13	couple of times on Saturday, and I think they	03:36:05
14	met on Sunday. They may have met on Monday, I	03:36:07
15	don't know.	03:36:10
16	But at some point those meetings stopped	03:36:10
17	and other meetings started. And at some point	03:36:14
18	we were invited, and I don't remember how it	03:36:18
19	came up, but Secretary LaRose and I were	03:36:21
20	invited to come to the map drawers' location in	03:36:23
21	the Democrat office location, where we sat down	03:36:27
22	and started to try and draw amendments to the	03:36:31
23	map and tried to draw a map that would meet the	03:36:34
24	expectations.	03:36:38
25	I recall specifically that either Emilia	03:36:40

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

40

1	or Vern were in the room. We were very	03:36:43
2	cautious not to have more than three of us.	03:36:45
3	And, again, I was trying to get what their	03:36:48
4	interests were.	03:36:49
5	So I spent a lot of time on northwest	03:36:50
6	Ohio -- Dayton, Cincinnati -- and central Ohio.	03:36:52
7	LaRose -- I left the room, and both of those	03:36:55
8	two came in, because they're all from Akron,	03:36:58
9	and they drove around Summit County and	03:37:00
10	northeast Ohio. Not an area where I know.	03:37:02
11	What we were trying to do is put	03:37:05
12	communities of interest together. Okay? I can	03:37:08
13	tell you where the communities of interests are	03:37:10
14	in those other areas I know. I don't know the	03:37:11
15	communities of interests and the lines in	03:37:14
16	northeast Ohio as well as Secretary LaRose.	03:37:16
17	And, again, we're trying to figure out	03:37:18
18	things. Based on the testimony that we heard,	03:37:21
19	I sat through eight of the ten redistricting	03:37:24
20	hearings, and we heard testimony over hours.	03:37:26
21	We were trying to identify the issues that we	03:37:29
22	could solve.	03:37:32
23	You know, one of the things in	03:37:34
24	Cincinnati -- I'll just give you one instance.	03:37:35
25	Apparently there is a community down there	03:37:37

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

41

1	called Columbia Tusculum, and we heard a lot of	03:37:39
2	testimony that Columbia Tusculum had been	03:37:43
3	represented by somebody who didn't share	03:37:45
4	apparently the community's values, and they	03:37:47
5	wanted to be drawn in with the city of	03:37:49
6	Cincinnati.	03:37:50
7	So we tried to do that. I don't	03:37:51
8	remember whether we were successful, but that	03:37:53
9	was one of the things we tried to do.	03:37:56
10	Q. And you said that you tried to sit down	03:37:58
11	to identify things to resolve. And just to	03:38:01
12	clarify, by "you" you mean you, Secretary	03:38:04
13	LaRose, and Senator Sykes and Minority Leader	03:38:08
14	Sykes?	03:38:13
15	A. At different times. Never all in the	03:38:13
16	room together.	03:38:16
17	Q. Right. And that's because of the	03:38:16
18	Sunshine law, correct?	03:38:19
19	A. We never wanted to have a majority of	03:38:20
20	the commission in one place.	03:38:23
21	And, again, I don't want to say this	03:38:24
22	was -- I hate to use this term "fact-finding,"	03:38:26
23	but it was issue identification, to try to	03:38:29
24	identify where -- in order for us to have a	03:38:33
25	ten-year map, we were going to need both Sykes'	03:38:36

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

42

1 votes, and I wanted to hear what their concerns 03:38:38
2 are. And as I always use as a mediator, I 03:38:40
3 wanted to know what would get them to yes. 03:38:43
4 And ultimately, you know, some of the 03:38:45
5 things that we were going for, they weren't 03:38:48
6 happy with. 03:38:51
7 I'll use one example, competitive 03:38:51
8 districts. Secretary LaRose and I had an idea 03:38:54
9 if we drew more competitive districts based on 03:38:58
10 the testimony we'd heard -- you know, we heard 03:39:01
11 a lot of people say they wanted competitive 03:39:03
12 districts -- that we thought maybe we could -- 03:39:05
13 we could get people closer to yes. 03:39:10
14 And ultimately that wasn't something 03:39:13
15 that the Democrat map drawers or the Democrat 03:39:14
16 leaders were interested in. 03:39:17
17 If you look at their initial map, one of 03:39:19
18 the maps that they introduced, I think, had 03:39:21
19 zero competitive state Senate seats. All the 03:39:24
20 state Senate seats would have essentially been 03:39:27
21 determined in a primary. 03:39:30
22 So, again, we had different interests 03:39:31
23 and different positions. We were trying to 03:39:33
24 figure out where we could land the plane. 03:39:35
25 Q. And in those direct conversations with 03:39:38

1	Senator Sykes and Minority Leader Sykes, do you	03:39:42
2	recall discussing expected partisan outcomes of	03:39:45
3	the maps?	03:39:47
4	A. Again, I think they were shooting for	03:39:47
5	57, 58. And the Republicans were shooting at	03:39:53
6	different numbers.	03:39:57
7	I don't recall a specific -- I think we	03:40:01
8	were talking around circles as to what the	03:40:03
9	proportionality meant. You know, there were	03:40:05
10	different answers, and everybody agreed that	03:40:09
11	there were some vagaries as to exactly how you	03:40:12
12	could draw that.	03:40:15
13	What we were focusing on was, one, the	03:40:17
14	constitutional tests and the constitutional	03:40:20
15	provisions, you know, compactness, communities,	03:40:22
16	trying to figure -- keeping cities, townships,	03:40:27
17	counties together, minimal splits.	03:40:29
18	And then where you could, put	03:40:32
19	communities of interest together. I would call	03:40:33
20	more the aspirational type things, looking at	03:40:35
21	minority influence where you could.	03:40:38
22	Those were things that I thought were	03:40:42
23	all valid interests that we were trying to work	03:40:44
24	through.	03:40:46
25	And we had a -- I don't want to say we	03:40:47

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

44

1	drew a decent -- we had a start at what I	03:40:50
2	thought could have been a compromise map.	03:40:53
3	At the end -- you asked about numbers.	03:40:55
4	At the end, when negotiations broke down and it	03:40:59
5	was clear that we weren't going to get a	03:41:04
6	bipartisan map, I believe it was Leader Sykes	03:41:08
7	that made a comment that there was never going	03:41:12
8	to be a map that her and Bob Cupp could both	03:41:13
9	vote for. I was shocked by that.	03:41:16
10	And so, you know, I think that probably	03:41:18
11	came down to more about representational	03:41:21
12	numbers than it did about, you know, moving	03:41:24
13	minority communities together and not keeping	03:41:29
14	counties split.	03:41:33
15	Q. And so we've discussed a lot about	03:41:36
16	conversations you've had with Senator Sykes and	03:41:40
17	Leader Sykes. Do you recall the specifics of	03:41:43
18	any conversations with President Huffman that	03:41:47
19	we haven't already discussed between	03:41:52
20	September 9th and September 15th?	03:41:55
21	A. As I mentioned, I'm sure I had a number	03:41:56
22	of conversations with Matt Huffman and with Bob	03:41:58
23	Cupp. I recall in one with President Huffman,	03:42:01
24	a discussion that he was willing to make	03:42:07
25	compromise.	03:42:09

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

45

1	Somebody made a conversation, and I	03:42:12
2	don't remember who it was, that -- I don't	03:42:15
3	remember whether it was Matt or a staff member	03:42:19
4	or even maybe one of the Sykes -- that they	03:42:22
5	thought Matt Huffman was more eager to get a	03:42:25
6	map than Bob Cupp.	03:42:29
7	But, again, I don't remember the nuances	03:42:32
8	of that conversation. I know when we talked	03:42:35
9	about -- I've mediated cases with Matt Huffman	03:42:38
10	as one of the participants on a number of	03:42:41
11	occasions. As lawyers, I kind of know Matt's	03:42:43
12	style.	03:42:46
13	And at one point I kind of said, "Matt,	03:42:46
14	where are the consensus points here?"	03:42:49
15	And he indicated that he had compromises	03:42:51
16	to give.	03:42:53
17	And I said, "Matt, let's put them on the	03:42:55
18	table. Let's get to where you need to be."	03:42:58
19	At one point with the Sykeses, on the	03:43:00
20	last day, I remember this specifically, that	03:43:02
21	the leaders on the Republican side had put in	03:43:05
22	their map, which ultimately became -- if it	03:43:12
23	wasn't the final map, it was darn final --	03:43:14
24	close to being the final map. They had sent	03:43:16
25	that out to everybody as their position, their	03:43:17

1	latest move.	03:43:19
2	And we were sitting down with Vern	03:43:20
3	and/or Emilia, and I don't remember which one	03:43:21
4	was in the room. And I focused -- tried to get	03:43:23
5	them to focus. They were very mad about the	03:43:26
6	maps. They did not like what those suggestions	03:43:28
7	were.	03:43:31
8	And they wanted us to just continue to	03:43:31
9	draw a brand-new map from the start with them	03:43:33
10	and ignore Huffman and Cupp.	03:43:35
11	And I said, "That's not going to happen.	03:43:36
12	You know, we're here to get a 7-0 map."	03:43:39
13	And I said, "What you need to do is	03:43:41
14	reply to the Huffman-Cupp latest proposal,	03:43:42
15	identify the areas you want fixed. Use their	03:43:46
16	map as a starting point. Give them suggestions	03:43:49
17	as to what you need fixed to get you to yes.	03:43:51
18	And if it means you just submit amendments that	03:43:54
19	get your map in place of their map, do that.	03:43:57
20	At least we've got negotiations starting."	03:44:00
21	That didn't happen.	03:44:02
22	And so going back to your question about	03:44:04
23	my conversations with Huffman, at some point	03:44:06
24	I'm sure I had a conversation with Matt where	03:44:09
25	he told me this was his last, best, final map,	03:44:12

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

47

1	and I was pretty disappointed by that.	03:44:16
2	Q. Okay. To clarify, you were disappointed	03:44:18
3	by his statement that this was his last, best,	03:44:26
4	final map?	03:44:30
5	A. Yes. And I was disappointed that Leader	03:44:31
6	Sykes and Vern Sykes weren't going to give a	03:44:37
7	response to that map so that we had someplace	03:44:39
8	to continue to negotiate.	03:44:42
9	Q. Do you recall that Leader Sykes and	03:44:43
10	Senator Sykes had earlier offered a	03:44:50
11	counterproposal to President Huffman's map?	03:44:53
12	A. They offered a counterproposal right	03:44:56
13	after we stopped negotiating, or some point in	03:45:03
14	there. I might be off by a day. Again, this	03:45:08
15	all blends together, and you're asking me to go	03:45:11
16	back in time.	03:45:12
17	And their counterproposal was	03:45:13
18	essentially -- yes, I recall that they had a	03:45:14
19	counterproposal. I think it was a	03:45:19
20	counterproposal before the final Huffman map.	03:45:21
21	Q. Okay.	03:45:24
22	A. Okay.	03:45:24
23	Q. And earlier you stated that you recalled	03:45:25
24	that President Huffman had discussed potential	03:45:37
25	consensus points or compromise points; is that	03:45:42

1	correct?	03:45:46
2	A. Correct.	03:45:46
3	Q. Do you recall what those consensus	03:45:46
4	points were?	03:45:49
5	A. I don't know that he gave me all of	03:45:49
6	them, but he certainly indicated, as I always	03:45:53
7	tell everybody in mediation or when you're	03:45:56
8	trying to negotiate, you need to compromise.	03:45:59
9	You need to find where you can make a	03:46:01
10	compromise and give.	03:46:05
11	And I know one of them was in Dayton. I	03:46:08
12	think most of his compromises were actually	03:46:10
13	reflected in the final map that they put	03:46:12
14	forward. One of them was in Dayton. I don't	03:46:16
15	remember whether one was in Cincinnati or not.	03:46:22
16	There may have been something around Columbus,	03:46:24
17	and there may have been something in northeast	03:46:26
18	Ohio. But I don't recall. I don't recall the	03:46:28
19	specifics.	03:46:31
20	Again, I'll be -- I don't recall me	03:46:32
21	focusing on any specific area. In general, I	03:46:37
22	was trying to figure out where they thought	03:46:42
23	areas were important.	03:46:44
24	Again, the only area, if I had to pick	03:46:46
25	one, that was important to me was in northwest	03:46:48

1	Ohio. And we got zero compromise in that area,	03:46:51
2	and I never even found out why we didn't, so...	03:46:53
3	Q. And by the "area," do you mean the	03:46:57
4	geographic area?	03:47:00
5	A. Correct. And areas of maps. Issues in	03:47:00
6	the maps. When you're talking about maps, by	03:47:04
7	the very nature, you're talking about lines of	03:47:06
8	geographical areas.	03:47:09
9	Q. Were you focused on any specific	03:47:10
10	provisions of Article XI of the Constitution?	03:47:12
11	A. We were focusing on a lot of provisions	03:47:17
12	in Article XI. Like the restrictions found	03:47:21
13	in -- and I may get these sections wrong, but	03:47:24
14	II, III, IV, V, and VII, which -- and to some	03:47:27
15	extent VI.	03:47:29
16	We certainly were trying to draw maps	03:47:30
17	that had a -- had a decent -- a fairer --	03:47:33
18	"fair" is an ambiguous term, but had a split of	03:47:39
19	members.	03:47:42
20	Q. Okay. Are there any discussions you	03:47:47
21	recall with any commission members between	03:47:51
22	September 9th and 15th that we haven't already	03:47:54
23	discussed so far?	03:47:56
24	A. Because I've been talking about them in	03:47:57
25	a continuum, I've probably discussed all of	03:48:03

1 them. 03:48:05

2 In concept, there might have been 03:48:06

3 individual conversations where -- trying to get 03:48:08

4 people to negotiate. But, again, we were doing 03:48:11

5 shuttle diplomacy. 03:48:13

6 Q. Okay. And if you recall any while we 03:48:15

7 continue talking, please let me know, any 03:48:18

8 specifics. I understand that some of the 03:48:20

9 timeline may bleed together. 03:48:22

10 A. Yeah, it's real tough to say, hey, we 03:48:24

11 talked about a lot, what else haven't we -- I 03:48:27

12 mean, that's an impossible question to answer. 03:48:29

13 Q. Okay. 03:48:31

14 MS. GOLDROSEN: Daniel, could you pull 03:48:32

15 up Tab 4, please, and we'll mark this as 03:48:39

16 Exhibit 1. 03:48:42

17 (Deposition Exhibit No. 1 was marked for 03:48:43

18 identification.) 03:49:34

19 MS. PFEIFFER: I'm handing him my laptop 03:49:34

20 that has the exhibit on it. 03:49:36

21 MS. GOLDROSEN: Okay. 03:49:37

22 MS. PFEIFFER: So he can read it. 03:49:39

23 BY MS. GOLDROSEN: 03:49:40

24 Q. Thank you. Auditor Faber, could you 03:49:40

25 just confirm for the record that you can read 03:49:42

1 the document clearly? 03:49:44

2 A. I see a document marked Exhibit 1. 03:49:44

3 Q. Okay. And, Daniel, can we zoom in a 03:49:48

4 little bit on the document. 03:49:54

5 Okay. Have you seen these before, 03:49:56

6 Auditor Faber? 03:50:03

7 A. I have. 03:50:03

8 Q. Okay. What are these? 03:50:05

9 A. These appear to be text messages that 03:50:06

10 were texts that were sent to me or from me. 03:50:09

11 Q. Okay. Is it your texts that are on the 03:50:12

12 right-hand side of these messages? And if 03:50:16

13 you -- 03:50:21

14 A. I presume that my texts are going to be 03:50:21

15 the ones in the bubbles. 03:50:24

16 Q. In the blue bubbles? 03:50:26

17 A. I think that's right. 03:50:28

18 Q. And, Daniel, could you just kind of 03:50:30

19 scroll down through the document so he could 03:50:33

20 see the rest of the pages. Great. 03:50:35

21 Just want to confirm that these are 03:50:45

22 still your messages. 03:50:51

23 A. Yeah, these appear to be the text 03:50:55

24 messages that we produced in discovery. 03:50:57

25 Q. Okay. 03:51:00

1	A. Which, based on our review, were all the	03:51:01
2	text messages that would have been discoverable	03:51:03
3	or part of the redistricting issues.	03:51:06
4	Q. Okay. And I think there's one	03:51:09
5	without -- and generally, your texts are on the	03:51:15
6	right-hand side and in blue -- the blue bubble,	03:51:18
7	correct?	03:51:21
8	A. I think that's right, yeah.	03:51:21
9	Again, we just printed them by taking a	03:51:24
10	snapshot of the phone. And we could not figure	03:51:27
11	out a good way to get them off other than doing	03:51:29
12	that. So we went through and screen-shotted	03:51:32
13	each one.	03:51:34
14	Q. Okay.	03:51:35
15	Okay. And, Daniel, could we go to	03:51:36
16	page 11 of the PDF. The top of that page,	03:51:41
17	please.	03:51:50
18	Auditor Faber, are these your text	03:51:51
19	messages with President Huffman?	03:51:54
20	A. Correct.	03:51:55
21	Q. Okay.	03:51:56
22	A. I could not figure out how to get a	03:51:57
23	screen shot that showed Matt Huffman's little	03:51:59
24	logo at the top, but these were ones that I	03:52:02
25	sent to Matt Huffman.	03:52:05

1	Q. Okay. Thank you. And could you -- so	03:52:06
2	let's see. It shows that on September 10th you	03:52:13
3	asked if you could call President Huffman,	03:52:17
4	correct?	03:52:19
5	A. Correct.	03:52:19
6	Q. Do you know if that was a call about the	03:52:21
7	redistricting matter?	03:52:24
8	A. Most likely.	03:52:25
9	Q. Do you recall what you discussed in that	03:52:27
10	conversation?	03:52:31
11	A. I'm sure I discussed the northwest Ohio	03:52:32
12	situation.	03:52:35
13	Q. Okay. And --	03:52:36
14	MR. SPALDING: Excuse me. Could I ask	03:52:45
15	that you put into the record the beginning and	03:52:47
16	ending Bates number for the exhibit, please.	03:52:49
17	MS. GOLDROSEN: Yes. So this is AOS_578	03:52:51
18	through 595.	03:52:55
19	THE WITNESS: The specific page I'm	03:53:03
20	looking at looks like AOS_000588.	03:53:04
21	BY MS. GOLDROSEN:	03:53:11
22	Q. Okay.	03:53:11
23	A. Is that right?	03:53:11
24	Q. Yes. And the northwest Ohio situation,	03:53:18
25	that's what we've already discussed previously,	03:53:20

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

54

1	correct?	03:53:22
2	A. Correct.	03:53:22
3	Q. And, Daniel, if you could scroll down to	03:53:25
4	the next page. One more, please. And one	03:53:30
5	more.	03:53:46
6	Okay. And then you at one point texted	03:53:48
7	Senator Huffman: Look at second photos not	03:53:53
8	first.	03:53:56
9	Right?	03:53:56
10	A. Yes.	03:53:56
11	Q. And you were showing -- you had sent him	03:53:57
12	some pictures, correct?	03:54:01
13	A. I sent him screen shots from Dave's	03:54:02
14	Redistricting. And I was so ham-handed with	03:54:08
15	the redistricting that apparently, if you don't	03:54:10
16	drag the mouse right, you can really lump a	03:54:15
17	bunch of people into one district.	03:54:18
18	And the first set of maps that I sent	03:54:20
19	him basically were wrong. Those districts	03:54:22
20	were -- some places were vacant and some places	03:54:26
21	were full.	03:54:29
22	So I went back and reloaded the one that	03:54:30
23	had them correct. And this was showing that	03:54:32
24	you could redo the northwest Ohio districts to	03:54:35
25	keep basically the counties that had been	03:54:38

1 represented together, represented together 03:54:40
2 without violating any of the provisions of the 03:54:41
3 constitution. And it didn't change anything 03:54:43
4 from a partisan index. 03:54:46

5 What we were trying to do, candidly, is 03:54:48
6 just realign those districts. And I had done 03:54:51
7 some math to make sure that the districts' 03:54:54
8 population were all fine, because, again, some 03:54:57
9 of these -- again, not an expert in this field, 03:54:59
10 but to get the district populations within the 03:55:05
11 plus or minus 5 percent. 03:55:07

12 So that's why a second set. The first 03:55:09
13 set I took when I realized I had a district 03:55:11
14 with 500,000 people in it, it really didn't 03:55:14
15 work for a House district. 03:55:17

16 And so I deselected that, or whatever I 03:55:18
17 did, and took pictures and said, "Oh, sorry, 03:55:21
18 Matt, got the wrong ones for you. Look at 03:55:24
19 these and tell me why these wouldn't work." 03:55:27

20 Q. Okay. And then on Monday, 03:55:30
21 September 13th, it looks like around 8:00 p.m., 03:55:36
22 Senator Huffman texted you: Give me a call 03:55:42
23 when you hit the road. 03:55:45

24 Do you recall receiving that message? 03:55:46

25 A. Okay. 03:55:48

1 Q. Do you recall -- did you give him a call 03:55:54
2 at that point? 03:55:56
3 A. I might have. I might not have seen 03:55:58
4 this either. It's possible. That was probably 03:56:01
5 after a redistricting hearing someplace. 03:56:05
6 I don't remember, but it could have been 03:56:09
7 something as simple, if we were both on the 03:56:11
8 road, "Do you want to grab a bite to eat?" We 03:56:15
9 did not. Or he wanted to talk to me about 03:56:18
10 something else. I don't recall a phone call 03:56:19
11 with him after one of the redistricting 03:56:22
12 hearings. 03:56:23
13 Q. Okay. 03:56:23
14 A. We might have, but I don't recall. 03:56:25
15 Q. Could we go to page 6 of the PDF, which 03:56:26
16 should be AOS_000583. 03:56:31
17 Okay. And this shows text messages with 03:56:42
18 a Ray D, right? 03:56:45
19 A. Yeah, this is Ray DiRossi. 03:56:46
20 Q. And it looks like there's four pages of 03:56:51
21 text messages with him. And if we could have 03:56:55
22 Daniel scroll down. 03:56:59
23 And I'm just wondering, generally, what 03:57:00
24 are you discussing in these text messages? 03:57:02
25 A. Okay. If you want to go back to the 03:57:04

1	top.	03:57:42
2	Prior to seeing any of the maps produced	03:57:52
3	by Cupp and Huffman, they produced us and	03:57:55
4	showed us something called the "Red Green Map."	03:57:59
5	And I know we submitted that in our	03:58:02
6	discovery responses.	03:58:04
7	The Red Green Map essentially identified	03:58:06
8	counties that they believed you could and could	03:58:08
9	not split.	03:58:11
10	I asked at the beginning: What are the	03:58:15
11	red green maps mean again?	03:58:18
12	At the beginning of this question. And	03:58:19
13	so it goes on to Ray explaining what he meant.	03:58:22
14	And I'm sure this is in response to me	03:58:27
15	trying to work at some point with the Democrats	03:58:29
16	and trying to understand why Delaware County	03:58:31
17	could have been split or why Delaware County	03:58:34
18	was red.	03:58:37
19	Because I saw on some map, and it might	03:58:38
20	have been one of the submitted maps, not a	03:58:41
21	Democrat or the Republican, but I would say an	03:58:43
22	interested organizational or individual	03:58:47
23	submitted map, that -- either Dave's	03:58:50
24	Redistricting or to the commission, that	03:58:53
25	somebody had split Delaware County.	03:58:55

1 And I was trying to understand why there 03:58:57
2 might have been something in that map that I 03:58:59
3 thought was particularly interesting and why 03:59:01
4 Delaware County could not have been split and 03:59:04
5 pick up the Columbus area. 03:59:07

6 This might have been in response to our 03:59:08
7 testimony around that same time when we heard a 03:59:11
8 lady from Dublin Schools testify that she 03:59:15
9 wanted Dublin Schools to be kept intact in the 03:59:18
10 same legislative district. And Dublin Schools 03:59:21
11 goes into Delaware Union and Franklin Counties. 03:59:24
12 So I might have been trying to figure out 03:59:27
13 whether that was possible or not. 03:59:29

14 But that is that part of the discussion. 03:59:30

15 So if you go on down. 03:59:34

16 Q. Daniel, could you scroll down, please. 03:59:40

17 A. Why don't you ask other questions if you 03:59:43
18 have them on this. 03:59:46

19 Q. Yeah. So you said in response to my 03:59:47
20 first question, "I'm sure this is in response 03:59:50
21 to me trying to work at some point with the 03:59:53
22 Democrats." 03:59:55

23 Are you speculating when you made that 03:59:57
24 statement? 03:59:58

25 A. It was me trying to work on alternative 03:59:58

1 maps, and the only computer at this time we 04:00:02
2 were using with was the Dave's Redistricting 04:00:05
3 programming on my laptop, or -- again, we 04:00:08
4 didn't have any other software, we didn't have 04:00:11
5 any of the good software that worked -- working 04:00:13
6 with the Democrats. 04:00:16

7 I don't remember. This date would have 04:00:16
8 been at a point where it looks like we were 04:00:19
9 looking -- trying to reconcile why certain maps 04:00:20
10 are not valid. So this probably was me going 04:00:24
11 through some of the organizational winners, 04:00:27
12 some of the organizational maps that were 04:00:30
13 submitted to try and identify where those lines 04:00:33
14 were. 04:00:36

15 So this may have been before we started 04:00:36
16 actually drawing maps with the Democrats. 04:00:38

17 Q. Okay. 04:00:39

18 And could you go to page 9 of the PDF, 04:00:40
19 please, Daniel. 04:00:44

20 Could you explain what you meant here by 04:00:52
21 "Are you 10-2" if you recall. 04:00:56

22 A. Can you go back up to the page above 04:00:59
23 that? 04:01:04

24 This looks like I'm having a 04:01:10
25 conversation with him to understand why the 04:01:12

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

60

1	Democrats went to Pickaway County and they put	04:01:14
2	Franklin and Union County together with regard	04:01:20
3	to 12 districts versus 11 districts.	04:01:23
4	And I had not come to the conclusion --	04:01:26
5	I didn't -- I honestly thought Union County was	04:01:28
6	bigger than 62,000 people. And so you can see	04:01:30
7	my note here. It says isn't Union County	04:01:34
8	pretty close to a stand-alone district.	04:01:40
9	Q. Uh-huh.	04:01:43
10	A. And apparently my answer was no, it's	04:01:43
11	about half.	04:01:45
12	So if you go to the next page. Looking	04:01:47
13	at Franklin County, the question is did you	04:01:57
14	draw 11 districts or 10 districts.	04:02:00
15	And, candidly, my analysis was if you're	04:02:03
16	going to try and have people represented by	04:02:06
17	people who share their values, having zero	04:02:09
18	Republicans representing Franklin County would	04:02:12
19	be inconsistent with having people sharing	04:02:16
20	their values.	04:02:19
21	You're going to by very nature. There	04:02:20
22	are some Republicans in Franklin County, there	04:02:23
23	are quite a few Republicans in Franklin County.	04:02:25
24	And the map presented by the Democrats had zero	04:02:28
25	Republican seats in Franklin County.	04:02:32

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

61

1 So I was trying to figure out why and 04:02:35
2 how that happened and whether that was just an 04:02:37
3 issue of geography and the constitutionality of 04:02:40
4 splitting. 04:02:43

5 Again, we do know that because Ohioans 04:02:44
6 tend to live around people who think and vote 04:02:48
7 like them, it is much more difficult in certain 04:02:50
8 areas of the state to get competitive 04:02:53
9 districts. 04:02:56

10 And, you know, we even heard testimony 04:02:57
11 that that may be as much as a 3- to 5-point 04:02:59
12 advantage for Republicans based on those 04:03:03
13 constitutional provisions. 04:03:05

14 And so I was trying to figure out 04:03:06
15 whether Franklin County was being drawn largely 04:03:08
16 for partisan reasons or whether there was 04:03:13
17 another way to look at it and whether it needed 04:03:15
18 to be 11 districts or whether you could do 12. 04:03:17

19 I didn't understand those nuances. I 04:03:20
20 was actually shocked that you could draw the 04:03:22
21 districts bigger or smaller and change the 04:03:24
22 answer as to how many representative districts 04:03:29
23 were in Franklin County. 04:03:31

24 Q. Okay. 04:03:34

25 A. So that's what this text represents. 04:03:35

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

62

1	Q. Could we go to page 10 of the PDF,	04:03:37
2	please.	04:03:42
3	On September 13th, it looks like you	04:03:48
4	asked Mr. DiRossi: Can I call you later?	04:03:51
5	Do you recall having a subsequent	04:03:54
6	conversation with Mr. DiRossi?	04:03:56
7	A. I never got that phone call.	04:03:58
8	Q. Okay. Could we go to --	04:04:02
9	A. At least I don't think I did. I don't	04:04:06
10	recall ever having a phone call with Ray.	04:04:08
11	Q. Could we go --	04:04:10
12	A. Go ahead.	04:04:11
13	Q. Could we go to page 3 of the PDF,	04:04:12
14	please, which is AOS_000580. Okay.	04:04:19
15	Who are these texts with?	04:04:24
16	A. It's with Alex Bilchak, who is my deputy	04:04:27
17	chief of staff for external affairs.	04:04:32
18	Q. And he -- on September 13th you asked	04:04:39
19	"How goes it," and he responded "It's a snails	04:04:42
20	pace."	04:04:45
21	A. Again, this is on Monday. So he would	04:04:46
22	have been back. I believe he flew back in from	04:04:50
23	California early in the morning. And I think	04:04:53
24	he probably went straight to the staff meetings	04:04:55
25	that were going on, and he probably joined	04:04:58

1 Emily at those meetings. 04:05:02

2 So I ask "How goes it," and you can see 04:05:07

3 his response. 04:05:12

4 Q. And to clarify, were those staff 04:05:15

5 meetings with the Democratic staffers? 04:05:17

6 A. I think these are staff meetings with 04:05:20

7 all the staff meeting. This is -- remember I 04:05:23

8 talked about I had encouraged that all of the 04:05:27

9 Redistricting Commission members have our staff 04:05:29

10 get in a room and try to identify what the 04:05:31

11 issues were and where we could find common 04:05:33

12 ground. 04:05:36

13 Q. Okay. And when you said "Do you have 04:05:38

14 something I can look at," what were you asking 04:05:40

15 to look at? 04:05:42

16 A. They were -- according to him, "It's a 04:05:43

17 snails pace. Northwest Ohio and Montgomery 04:05:46

18 issues have been resolved." 04:05:49

19 "Do you have something I can see?" 04:05:51

20 And the answer was "No." 04:05:53

21 So they were talking in concept. They 04:05:54

22 weren't drawing lines, it sounds like. But I 04:05:56

23 don't know. I don't remember. 04:05:58

24 Q. So you were essentially asking to see an 04:05:59

25 amended map or amended portion of a map; is 04:06:02

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

64

1	that right?	04:06:05
2	A. I wanted to see suggestions as to how	04:06:05
3	they were resolving the issues, whatever the	04:06:08
4	issues were.	04:06:10
5	Q. Okay. So now I want to discuss the	04:06:10
6	events of September 15th.	04:06:19
7	And, Daniel, you can take down the	04:06:22
8	exhibit, please.	04:06:24
9	A. September 15th was our last day, right?	04:06:28
10	Q. Yes. So there was a commission meeting	04:06:32
11	convened that morning. Is that -- do you	04:06:36
12	remember that?	04:06:38
13	A. I don't, but it's possible. We had a	04:06:38
14	bunch of commission meetings that were convened	04:06:42
15	and then recessed.	04:06:45
16	Q. September 15th is the date that the	04:06:46
17	commission was supposed to pass a map, correct?	04:06:50
18	A. That's the day we passed the map on,	04:06:53
19	yeah.	04:06:55
20	Q. And --	04:06:55
21	A. I call that the final day.	04:06:58
22	Q. The final day.	04:07:00
23	A. Okay.	04:07:02
24	Q. And so do you recall that the commission	04:07:04
25	was convened at some point that morning?	04:07:09

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

65

1	A. Yes.	04:07:11
2	Q. And do you recall that the commission	04:07:12
3	went on recess shortly thereafter?	04:07:15
4	A. Yes.	04:07:17
5	Q. What happened after the commission went	04:07:18
6	on recess?	04:07:21
7	A. A lot of things. You mean that whole	04:07:21
8	day or immediately thereafter?	04:07:27
9	Q. Yes. So I'm going to ask about the	04:07:29
10	whole day, so we'll take it one step at a time.	04:07:31
11	A. Okay, my memory may be fuzzy, so I may	04:07:34
12	be out of timestamp on some of these.	04:07:36
13	Right afterwards, right after we	04:07:39
14	recessed, I recalled either going to my	04:07:43
15	ceremonial office -- I think we went down to my	04:07:46
16	ceremonial office, and I had a meeting with our	04:07:52
17	staff and maybe Senator -- I'm sorry, Secretary	04:07:57
18	LaRose and/or his staff and had various	04:08:01
19	conversations about where we thought we could	04:08:05
20	land the airplanes.	04:08:07
21	Q. Okay. Do you recall any conversations	04:08:10
22	with Speaker Cupp?	04:08:13
23	A. Yes.	04:08:15
24	Q. What were those?	04:08:17
25	A. At one point I think we had	04:08:18

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

66

1	conversations with both Cupp and Huffman, but I	04:08:22
2	think those were after the fact.	04:08:24
3	I think I requested to meet with Cupp	04:08:29
4	after our discussion with Emilia Sykes the	04:08:33
5	night before, where she said there was never	04:08:37
6	going to be a map that her and Bob Cupp would	04:08:39
7	ever both agree with.	04:08:42
8	And I think I wanted to ask him whether	04:08:44
9	he thought that was the same thing and/or to	04:08:46
10	figure out whether or not we could reach	04:08:49
11	compromise.	04:08:51
12	Q. Okay. And I believe you said that	04:08:53
13	conversations with both Cupp and Huffman were	04:08:59
14	after the fact. What did you mean by "after	04:09:02
15	the fact"?	04:09:04
16	A. I don't know. You're going to have to	04:09:05
17	refresh my recollection: I mean, look, I had	04:09:08
18	ongoing conversations with Matt and Bob at	04:09:12
19	various times. But probably after we recessed,	04:09:16
20	if that's the timeframe.	04:09:22
21	If you want to talk about the things	04:09:22
22	that happened on the day of, we went down,	04:09:24
23	again, to my ceremonial office, and I may be a	04:09:28
24	little off on the timeframe. But at some point	04:09:31
25	we had a meeting with the Governor, and because	04:09:33

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

67

1	Frank and I were together, I think maybe	04:09:37
2	Secretary LaRose had met with Speaker Cupp	04:09:40
3	privately, and he came in and gave me an update	04:09:44
4	of what they talked about.	04:09:47
5	Again, I can't tell you what that was,	04:09:49
6	because it was -- we were all talking in	04:09:53
7	generalities at this point. Are we going to	04:09:54
8	get a deal? Can we get a deal?	04:09:57
9	Some point Secretary LaRose was inclined	04:09:59
10	to try to work through the deadline, thinking	04:10:04
11	that if we got compromise on a map, the	04:10:07
12	deadline wasn't as important as having a 7-0	04:10:09
13	map or a bipartisan map. I didn't necessarily	04:10:12
14	share his view. I wanted to land the planes	04:10:17
15	that day. We had conversations with the	04:10:19
16	Governor. The Governor was more close to	04:10:23
17	Secretary LaRose's view at that point.	04:10:27
18	I know I suggested to the Governor that	04:10:29
19	he take over the mediator's role, and he sit	04:10:31
20	down because he had -- I'm using my term, not	04:10:33
21	his -- more gravitas to sit down with the	04:10:37
22	speaker and/or Emilia, and Vern and Matt	04:10:40
23	separately to hear where their interests were	04:10:44
24	and see how we could get to a 7-0 bipartisan	04:10:47
25	map.	04:10:50

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

68

1	What happened there, I'm not sure.	04:10:51
2	Q. And by "what happened there," you're not	04:10:53
3	sure if the Governor took your suggestion to	04:10:57
4	take more of a mediator's role?	04:10:59
5	A. I'm not sure. I know he was having	04:11:03
6	conversations with different members. I'm not	04:11:05
7	sure what happened there, but I think	04:11:07
8	ultimately it became clear that we weren't	04:11:09
9	going to get compromise. We weren't going to	04:11:12
10	get compromise.	04:11:14
11	Q. And what happened to make it clear to	04:11:15
12	you that you weren't going to get a compromise?	04:11:22
13	A. It started, and my memory says it was	04:11:24
14	the night before, when Emilia and her team went	04:11:28
15	home at 10:30. Basically shutting everything	04:11:31
16	down saying we're never going to agree with a	04:11:35
17	map that the speaker needs.	04:11:38
18	It had become clear that people were	04:11:43
19	posturing for lawsuits and/or other issues.	04:11:44
20	And so I came to the conclusion that if we were	04:11:48
21	going to get the map done on the 15th, we only	04:11:53
22	had one map before us. Without substantive	04:11:55
23	amendments, I didn't think we were going to get	04:11:58
24	a 7-0 map.	04:12:00
25	Q. And what do you mean by "posturing for	04:12:06

1	lawsuits"?	04:12:18
2	A. From the very beginning, and maybe	04:12:18
3	because some of the players had been through	04:12:23
4	this issue ten years ago, everybody was	04:12:25
5	concerned about saying or doing something that	04:12:28
6	would have hurt their legal position in this	04:12:32
7	litigation, everybody anticipated was coming.	04:12:35
8	We were told by the groups, by your client in	04:12:37
9	particular and others, that we were going to be	04:12:41
10	sued unless we gave them something they wanted.	04:12:43
11	I, frankly, didn't mind because I wanted	04:12:46
12	a 7-0 map, and I thought that was the best way	04:12:49
13	to get to where we needed to be. Other people,	04:12:52
14	my observation was that either they were taking	04:12:56
15	such a defensive posture to prepare for the	04:12:59
16	lawsuit or, in fact, they were hoping the	04:13:02
17	lawsuit could give them an advantage, political	04:13:05
18	or legal, that they otherwise weren't going to	04:13:08
19	be able to get through negotiation. Just my	04:13:10
20	observation.	04:13:15
21	Q. So on the date of the 15th, between when	04:13:21
22	the commission recessed and when it reconvened,	04:13:24
23	do you recall any specific meetings with	04:13:27
24	President Huffman?	04:13:29
25	A. Yes, I had actually -- and I could be	04:13:30

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

70

1 wrong -- but I know he had a meeting, and maybe 04:13:38
2 it was over lunchtime, with Matt and his chief 04:13:41
3 of staff. And I don't think any of my staff 04:13:44
4 were there, where we talked about, again, Matt 04:13:47
5 saying I've got some room to compromise, but 04:13:49
6 we're going to have to, you know, figure out 04:13:53
7 where we're at. 04:13:56

8 Matt thought that he had more room to 04:13:57
9 compromise than Speaker Cupp had to compromise. 04:13:59
10 And I thought it was pretty clear that Matt and 04:14:03
11 Bob were working together. And I said we need 04:14:07
12 to get best -- everything on the table. Let's 04:14:11
13 stop the posturing, let's get this done. Let's 04:14:16
14 get bipartisan compromise. 04:14:19

15 I'm pretty sure that was on the 15th 04:14:21
16 that we had that conversation. It may have 04:14:24
17 been another day, but I'm pretty sure it was on 04:14:26
18 the 15th. And I had a similar meeting with Bob 04:14:28
19 Cupp and his chief of staff later that day at 04:14:31
20 some point. And I had encouraged the Governor 04:14:34
21 to work behind the scenes, and I know he had 04:14:38
22 meetings as well to try to figure out whether 04:14:40
23 or not he thought there was a deal to be had. 04:14:44

24 Q. Okay. And did Speaker Cupp make any 04:14:51
25 similar representations about compromise? 04:14:58

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

71

1 A. I think he thought there were things 04:15:04
2 that they could move forward on. But, no, I 04:15:06
3 did not recall -- and, again, I'm sure he was 04:15:09
4 willing to have conversations in certain areas, 04:15:14
5 but I can't recall any specific suggestions 04:15:17
6 that he made. 04:15:19

7 Q. Okay. Do you recall any specific 04:15:20
8 meetings or discussions about redistricting 04:15:29
9 between the recessing and the reconvening on 04:15:32
10 the 15th that we haven't just discussed? 04:15:36

11 A. I know when they released their final 04:15:38
12 amendments, the final amendment map, I had a 04:15:46
13 conversation with Matt Huffman about them, and 04:15:50
14 Matt indicated to me that that was it. That 04:15:52
15 was where they were going to be. They weren't 04:15:55
16 going to make anymore movements. And we had 04:15:57
17 conversations about how this was coming to an 04:16:01
18 end. 04:16:04

19 But, again, nothing specifically other 04:16:06
20 than procedurally. Okay. You're going to 04:16:08
21 reconvene. What time are we going to 04:16:11
22 reconvene? What are you going to do? You 04:16:14
23 know, and those kind of things. 04:16:16

24 We did have conversations after that, 04:16:19
25 literally before we all had the vote, trying 04:16:22

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

72

1	again to get compromise. And the Governor and	04:16:27
2	Secretary LaRose and I were trying to figure	04:16:33
3	out, again, can we get the parties to move.	04:16:35
4	And while I wasn't in favor of it, there was	04:16:39
5	some discussion if we kick this and work for	04:16:41
6	another day or two, will we get any more	04:16:44
7	movement?	04:16:46
8	And, again, I had asked the Governor to	04:16:48
9	step in and mediate. He said it couldn't	04:16:50
10	happen today, but it could happen maybe	04:16:52
11	tomorrow or the next day. There were	04:16:54
12	discussions about if somebody offers	04:16:57
13	amendments.	04:17:02
14	I always assumed Vern and Emilia were	04:17:02
15	going to offer amendments. They never did.	04:17:05
16	The only map that was ever put in front of us	04:17:08
17	to vote, and I think it's an interesting fact,	04:17:10
18	is the Huffman map.	04:17:13
19	Vern and Emilia never made a motion or	04:17:16
20	never seconded any amendments or any of their	04:17:19
21	maps or motions. So we never had a chance to	04:17:21
22	vote on them. And so I found that interesting.	04:17:24
23	I think, again, it tells you where they were at	04:17:31
24	in their process.	04:17:33
25	Q. And, Auditor Faber, they did	04:17:34

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

73

1	introduce -- share a map on August 31st,	04:17:38
2	correct, the Sykes?	04:17:43
3	A. No. Vern did. Emilia specifically did	04:17:44
4	not.	04:17:48
5	Q. Okay.	04:17:48
6	A. And they shared the map. I don't	04:17:49
7	believe they made a motion for that map to be	04:17:53
8	accepted as the commission map. And they	04:17:56
9	shared some amendments to that map, which,	04:17:58
10	again, they never offered or moved for	04:18:04
11	amendments to be accepted. Never motioned and	04:18:07
12	seconded, never had a debate in the commission.	04:18:10
13	And then they released to the public a	04:18:12
14	map that they kind of intend -- insinuated that	04:18:14
15	I had something to do with, but it was	04:18:17
16	completely had nothing to do with the maps that	04:18:19
17	we negotiated and talked about when we were	04:18:21
18	drawing maps with them. It was completely	04:18:24
19	different.	04:18:26
20	Q. Okay. And Auditor Faber --	04:18:26
21	A. And that was -- so I answered your	04:18:28
22	question, I think.	04:18:29
23	Q. Auditor Faber, earlier you stated that	04:18:30
24	President Huffman had said at some point on the	04:18:36
25	15th, this is our final best offer. Do you	04:18:38

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

74

1 recall when he made that statement? 04:18:40

2 A. I think it was in the evening. 04:18:41

3 Q. Okay. Do you recall if it was 6:00 p.m. 04:18:46

4 or so? 04:18:52

5 A. It could have been. I'm not going to -- 04:18:53

6 I don't recall the times. 04:18:57

7 Q. Sometime before -- to clarify, do you 04:18:58

8 recall if he made that statement before the 04:19:03

9 commission reconvened -- 04:19:05

10 A. Yes. 04:19:05

11 Q. -- on the 15th? 04:19:06

12 A. Yes. And they pushed out a draft map to 04:19:08

13 all of the commission members. I think it was 04:19:10

14 electronic, but it may have been in paper. 04:19:14

15 They pushed out the draft amendments for 04:19:15

16 everybody to see, and I know they sent that 04:19:18

17 too, again. 04:19:21

18 Q. Do you recall when you first saw those 04:19:26

19 amendments? 04:19:29

20 A. Again, I don't know that I actually saw 04:19:29

21 the amendments. I think they were 04:19:37

22 substantially similar to the map that they had 04:19:40

23 sent out to the parties the night before or the 04:19:41

24 day before. That that was the amendments that 04:19:44

25 they were going to offer. 04:19:46

1	And I may be -- I may be missing and	04:19:48
2	conflating a couple of things.	04:19:51
3	But ultimately I believe it was clear	04:19:53
4	7:00 -- 6:00, 7:00, 8:00 that they were going	04:20:03
5	to move their amendments as the final proposal	04:20:06
6	for from their perspective.	04:20:09
7	Q. Okay. And did you have an opportunity	04:20:11
8	to provide feedback on those final amendments	04:20:14
9	to the Republican legislative leaders' map?	04:20:19
10	A. No.	04:20:22
11	(Deposition Exhibit No. 2 was marked for	04:20:22
12	identification.)	04:20:22
13	Q. Okay. Could we pull up Tab 5, please,	04:20:22
14	Daniel, and mark this as Exhibit 2.	04:20:43
15	Okay. And this is Bates numbered	04:21:17
16	starting AOS_000204.	04:21:23
17	Can you see this, Auditor Faber?	04:21:27
18	A. Yep.	04:21:28
19	Q. Okay. Have you seen this before?	04:21:30
20	A. It looks like it was something we	04:21:35
21	submitted in discovery, but I don't recall	04:21:37
22	seeing it. But looking at it, it's possible.	04:21:39
23	Q. Okay. And could you scroll down to the	04:21:42
24	bottom of the page, Daniel.	04:21:48
25	MS. PFEIFFER: I think he's reading it.	04:21:53

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

76

1	MS. GOLDROSEN: Okay. You can scroll	04:21:55
2	back up, please, Daniel.	04:21:56
3	THE WITNESS: Okay. I think I know what	04:21:58
4	this is. I think this is from a binder that we	04:22:00
5	created to do an analysis of the various	04:22:04
6	submissions to the Redistricting Commission. I	04:22:07
7	asked my staff specifically to go through all	04:22:09
8	of the submissions so that we could get an idea	04:22:14
9	of which ones candidly we thought were	04:22:17
10	constitutional and which ones worked so we at	04:22:20
11	least had -- if we were going to look at them	04:22:22
12	for some serious implementation possibly, we	04:22:24
13	wanted to know that they were -- which ones	04:22:28
14	were which.	04:22:31
15	And like I said, I reviewed or my staff	04:22:32
16	reviewed every single proposal that we could	04:22:35
17	get hands on. But, again, we didn't have the	04:22:37
18	redistricting software. We were using Dave's.	04:22:40
19	BY MS. GOLDROSEN:	04:22:42
20	Q. Okay. So did -- okay. Do you know who	04:22:43
21	put together this map --	04:22:52
22	A. It would have been some of my staff,	04:22:55
23	most likely. Who drafted this? I can't say.	04:22:56
24	It was probably my staff. It looks like these	04:23:00
25	are their notes and their summary of our	04:23:02

1 binder. And if somebody asked us about a 04:23:04
2 particular submission, they were my notes to 04:23:07
3 comment about what we were concerned about or 04:23:11
4 what we liked about it or just basically some 04:23:13
5 notes about that. 04:23:16

6 Ultimately, I thought we were going to 04:23:18
7 have direct commission hearings an opportunity 04:23:20
8 to actually discuss features of maps, not just 04:23:23
9 hear repetitive testimony, but that's not what 04:23:27
10 happened. 04:23:30

11 (Deposition Exhibit No. 3 was marked for 04:23:30
12 identification.) 04:23:30

13 Q. Okay. 04:23:30

14 Daniel, could we pull up Tab 8 and mark 04:23:32
15 that as Exhibit 3, please. And this is Bates 04:23:38
16 number starting AOS_000255. 04:23:44

17 Okay. Have you seen this before? 04:24:05

18 A. A yellow sheet with a tab on it? I've 04:24:10
19 seen -- I don't know whether I've seen this one 04:24:14
20 or not. If you're telling me -- 04:24:16

21 Q. Fair. 04:24:17

22 A. -- this came out of the binder, I will 04:24:18
23 say, yeah, that's possible. 04:24:20

24 Q. Does it appear to be a portion from the 04:24:23
25 bind he were you were discussing? 04:24:25

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

78

1	A. Yes, yes. And this was completed by my	04:24:26
2	staff with their notes about the various maps.	04:24:30
3	Q. Okay.	04:24:32
4	And Daniel, could you stop on 256,	04:24:33
5	please.	04:24:35
6	So this is AOS_000256. Do you recall,	04:24:39
7	does the reference the Senate and House	04:24:48
8	Republicans, would that have been President	04:24:51
9	Huffman's proposed map?	04:24:54
10	A. Yeah, it probably would have been their	04:24:55
11	first proposed map, I'm guessing.	04:24:57
12	Q. Okay. And to the best of your	04:24:59
13	knowledge, this handwriting is from a staff	04:25:04
14	member of yours?	04:25:07
15	A. Absolutely.	04:25:07
16	Q. And do you recall which staff member it	04:25:09
17	was?	04:25:13
18	A. I do not. It was probably one of my	04:25:13
19	external affairs team. Probably either Emily	04:25:17
20	or Alex, or another one of our staffers who	04:25:21
21	spent time. It could have been Tom who works	04:25:24
22	for Emily.	04:25:27
23	I asked them to go through each one of	04:25:28
24	the maps. We created this rating criteria,	04:25:30
25	which were essentially constitutional elements,	04:25:32

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

79

1 and see what they could determine off each one 04:25:35
2 of the maps without having more detailed 04:25:37
3 software so we at least had a place to start 04:25:39
4 and look if these maps ever came up for us to 04:25:42
5 do an analysis of the constitutionality. 04:25:44
6 Candidly -- well, go ahead. 04:25:47
7 Q. No, please continue. 04:25:51
8 A. I was going to say it was Democrat 04:25:52
9 staffers who I really appreciated. I think it 04:25:54
10 was Randall and their hired staffer who told us 04:25:58
11 that Dave's Redistricting, if you drew maps 04:26:02
12 with that, that it would be pro forma 04:26:04
13 unconstitutional. It would not have met the 04:26:07
14 constitutional test. 04:26:09
15 So that was very helpful to us, because 04:26:10
16 we didn't know that. 04:26:12
17 Then ultimately I believe -- and I don't 04:26:13
18 remember his name. He was the hired guy. It 04:26:16
19 wasn't Randall. It was the other guy. They 04:26:18
20 were all very helpful to us -- testified in one 04:26:20
21 of the committees that all of these maps that 04:26:22
22 we had done this detailed comparison with were 04:26:24
23 all unconstitutional because they didn't meet 04:26:28
24 the requirements in various areas and they had 04:26:31
25 splits in other places. 04:26:34

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

80

1 So after this my staff kind of looked at 04:26:36
2 me, you had us do a useless deed going through 04:26:38
3 this. I said, well, it's still helpful to us 04:26:42
4 because we at least got a chance to look at all 04:26:44
5 the submissions and figure if there was 04:26:45
6 something we could work with. 04:26:47
7 Q. Okay. Thank you. 04:26:48
8 And Daniel, you can take that exhibit 04:26:49
9 off the screen. 04:26:50
10 So along those notes, Auditor, earlier 04:26:51
11 you stated that Democratic leaders welcomed us 04:26:59
12 into their map drawing sanctum and let us go 04:27:02
13 through the programs. 04:27:05
14 Do you recall stating that? 04:27:07
15 A. Yes. 04:27:09
16 Q. And by "Democratic leaders," do you mean 04:27:10
17 the Sykes? 04:27:12
18 A. Correct. 04:27:14
19 Q. Do you recall when it was that you went 04:27:15
20 to their map drawing sanctum? 04:27:19
21 A. The very first time we went there was 04:27:22
22 actually in Kenny Yuko's office, not long after 04:27:25
23 Vern's maps have been introduced, in the 04:27:30
24 beginning of the process. 04:27:33
25 I had asked to do the same thing and go 04:27:34

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

81

1 through the Democrat maps with the Republicans 04:27:37
2 to understand why they didn't think they were 04:27:39
3 constitutional to better understand their 04:27:41
4 concerns. 04:27:43

5 I indicated that I thought it was 04:27:44
6 appropriate for us to go through and hear all 04:27:46
7 of the sides of issues. From both of the two 04:27:52
8 legislative camps. And the Democrats were 04:27:56
9 welcoming, and we did that. I had a great 04:27:59
10 conversation with Vern Sykes, Senator Sykes 04:28:02
11 early on. And then ultimately later on at some 04:28:06
12 point we got invited over in the majority 04:28:10
13 conference -- or the minority conference room 04:28:13
14 in the Senate where they were doing their map 04:28:15
15 drawing, and went through with their drawer and 04:28:17
16 Randall, and a plethora of other staff from 04:28:20
17 both Senator Sykes' office and Leader Sykes' 04:28:24
18 offices. 04:28:26

19 Again, I was trying to get at their 04:28:28
20 concerns. What are the things that you guys 04:28:29
21 think are important, and what are the things in 04:28:32
22 each area? 04:28:34

23 There was one that I completely agreed 04:28:35
24 with them and tried hard to do it. And I 04:28:37
25 mentioned it was trying to get minority 04:28:40

1 communities together where you could 04:28:41
2 constitutionally. And Trotwood is the one that 04:28:43
3 comes to mind, and, you know, I know the mayor 04:28:45
4 of Trotwood really well. Trotwood got hit by 04:28:48
5 the same tornado that hit my hometown, and we 04:28:51
6 worked really closely with them. They needed 04:28:54
7 to be represented by, where they could, by a 04:28:56
8 community of interest, if it's possible. And 04:28:59
9 we tried to do that and work with them to do 04:29:01
10 that. 04:29:03
11 Q. And just to clarify, so you were invited 04:29:03
12 into the map drawing rooms, I'd say, for both 04:29:07
13 Senator Sykes and Leader Sykes? 04:29:13
14 A. They had the same room. If they had 04:29:15
15 different rooms, I don't know about it. 04:29:17
16 Q. No, I'm just trying to understand your 04:29:19
17 statement. 04:29:21
18 A. Okay. 04:29:22
19 Q. Okay. So were you invited into the map 04:29:23
20 drawing room on more than one occasion? 04:29:26
21 A. Yes. 04:29:28
22 Q. Okay. Two times? 04:29:29
23 A. At least. Probably more like half a 04:29:32
24 dozen. 04:29:36
25 Q. Okay. And you say that -- 04:29:37

1	A. Maybe it was less than that, I don't	04:29:41
2	remember, but it was a number of times.	04:29:45
3	Q. And you stated they let us go through	04:29:47
4	the programs. What does "let us go through the	04:29:49
5	programs" mean?	04:29:51
6	A. We sat at one point with their map	04:29:52
7	drawers at a conference table, and we worked	04:29:55
8	through maps of different regions of the state.	04:30:02
9	And, again, that's where I said I worked	04:30:05
10	primarily on northwest Ohio, Dayton, Cincinnati	04:30:08
11	and Columbus, and Secretary LaRose worked on	04:30:11
12	northeast Ohio. We worked together, I think,	04:30:15
13	in central Ohio and southeast Ohio.	04:30:18
14	But we probably got to see what they	04:30:20
15	thought they could compromise on for about	04:30:24
16	60 percent of the state in areas, and	04:30:27
17	understood things that they didn't really care	04:30:30
18	much about and things that they cared a lot	04:30:31
19	about, again, to try and identify where we	04:30:34
20	could possibly land these planes and	04:30:37
21	compromise.	04:30:42
22	I will tell you, the meetings were	04:30:43
23	fairly productive. At anytime, Vern may or may	04:30:45
24	not have been in the room, Emilia may or may	04:30:48
25	not have been in the room. It seemed like	04:30:50

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

84

1	Emilia's chief of staff was always in the room.	04:30:52
2	And certainly sometimes we had various staff of	04:30:55
3	ours in the room too.	04:30:59
4	But I thought they were productive	04:31:01
5	discussions.	04:31:02
6	Q. And the programs you're talking about	04:31:04
7	are those the technical map drawing programs	04:31:06
8	that you didn't have access to yourself?	04:31:09
9	A. Yes. Actually, most of it -- actually,	04:31:11
10	that's not true. We were using, I think,	04:31:14
11	Dave's maps, the Dave's program, but they had	04:31:16
12	the ability to run whatever you would draw on	04:31:21
13	Dave's against this other program, and they had	04:31:23
14	them sitting there with two different computer	04:31:26
15	screens. And we were using Dave's, and then	04:31:29
16	they would bounce it up against that to see if	04:31:30
17	they had the whatever needed to be right,	04:31:33
18	right.	04:31:37
19	Q. Okay. And you, yourself, didn't have	04:31:38
20	the ability to make that sort of comparison?	04:31:41
21	A. We did not.	04:31:44
22	Q. Okay. Well, Auditor Faber, that's all	04:31:46
23	the questions I have, so I'm going to turn it	04:31:49
24	over to Ms. Jasrasaria.	04:31:54
25	MS. PFEIFFER: Can we take about five	04:32:06

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

85

1	minutes?	04:32:07
2	MS. GOLDRÖSEN: That works for us.	04:32:07
3	THE VIDEOGRAPHER: Going off the record.	04:32:09
4	The time is 4:32 p.m.	04:32:10
5	(Recess ensued from 4:32 p.m. to	04:32:12
6	4:38 p.m.)	04:38:09
7	THE VIDEOGRAPHER: Going back on the	04:38:15
8	record. The time is 4:38 p.m.	04:38:16
9		04:38:16
10	EXAMINATION	04:38:16
11	BY MS. JASRASARIA:	04:38:16
12	Q. Thank you.	04:38:23
13	Auditor Faber, my name is Jyoti	04:38:23
14	Jasrasaria, and I'm here on behalf of the	04:38:26
15	Bennett relators. Thank you again for your	04:38:29
16	time this afternoon. I'm just going to ask a	04:38:31
17	few questions.	04:38:34
18	I wanted to start by turning to	04:38:35
19	something you had mentioned in your testimony	04:38:37
20	just now with Ms. Goldrosen's questioning. You	04:38:40
21	mentioned that your goal throughout this	04:38:45
22	process was to pass a 7-0 bipartisan map; is	04:38:47
23	that correct?	04:38:52
24	A. Correct.	04:38:52
25	Q. Was there ever any discussion of passing	04:38:54

1 a bipartisan map with fewer than seven votes? 04:38:56

2 A. There was a mention at one point, again, 04:39:00

3 I think where Leader Sykes mentioned that she 04:39:05

4 didn't think Bob -- I'm sorry -- Speaker Cupp 04:39:08

5 and her were ever get on the same page. There 04:39:11

6 would never be a map they could both compromise 04:39:14

7 and work on. That she wanted to suggest that a 04:39:17

8 5-0 map would work. 04:39:19

9 Again, that would have required us to 04:39:21

10 pick a map that we liked to get a ten-year map. 04:39:24

11 And, ultimately, without having access to test 04:39:28

12 the various maps, I mentioned to her that the 04:39:31

13 only way I thought we could get compromise was 04:39:34

14 having the ability to put the two parties 04:39:38

15 through each other's vetting process with the 04:39:42

16 maps, to find compromise between the two 04:39:44

17 legislative chambers. Because I thought that 04:39:47

18 that would be a better process to verify, and 04:39:50

19 basically share responsibility for compromise. 04:39:53

20 And so that was the only time I recall 04:39:56

21 ever discussing a 5-0 map. 04:39:59

22 Q. And just to clarify, that was the -- 04:40:02

23 when was that comment made about potentially 04:40:08

24 seeking a 5-2 map? 04:40:12

25 A. Again, dates and specifics, you're 04:40:14

1 asking me about lumping in probably what were 04:40:17
2 certainly a dozen, if not dozens, of 04:40:24
3 conversations at different time periods. 04:40:26

4 My suspicion is it was at the end when I 04:40:28
5 was coming to the conclusion that we weren't 04:40:33
6 really going to have a negotiated map. And 04:40:34
7 that probably is when Leader Sykes told me the 04:40:39
8 comment about Speaker Cupp and her never going 04:40:42
9 to be on the same page. 04:40:44

10 And, candidly, I thought that was -- my 04:40:46
11 reaction as somebody trying to get compromise, 04:40:48
12 I didn't like it. I thought that was -- I'm 04:40:54
13 not saying I thought it was posturing, but I 04:40:57
14 also thought that it was premature. We could 04:40:59
15 certainly get compromise. We just had to 04:41:03
16 figure out what the interests are to get 04:41:05
17 compromise. But it was clear that she was more 04:41:08
18 set in her opinion than my belief was. 04:41:10

19 Q. Do you recall if -- 04:41:17

20 A. To put it another way, being nice to 04:41:18
21 Leader Sykes, she meant what she was saying, 04:41:20
22 even though I didn't believe she meant what she 04:41:23
23 was saying. 04:41:25

24 Q. Do you recall if others, besides Leader 04:41:26
25 Sykes, were at all amenable to a bipartisan map 04:41:30

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

88

1 that had less than seven votes? 04:41:37

2 A. You're going to have to ask them. So 04:41:39

3 you're talking about a 3-2 map or some 04:41:44

4 combination thereof, it could be 4-2, I guess, 04:41:47

5 2-2. I don't know that discussion. You'd have 04:41:51

6 to ask the Governor and Secretary LaRose where 04:41:56

7 they were at on it. I know at one time or 04:41:59

8 another I think the Secretary mentioned to me 04:42:01

9 that, you know, the Governor, me and you could 04:42:04

10 vote with the Sykeses, and I said, well, that's 04:42:07

11 not going to happen, because I don't know that 04:42:11

12 I can trust the information I'm getting without 04:42:13

13 running it through some program to verify that 04:42:15

14 it's constitutional. 04:42:17

15 And, candidly, this process is looking, 04:42:19

16 the design of process to be bipartisan 7-0, and 04:42:22

17 so from my perspective, that's what we were 04:42:26

18 shooting for. I don't think the Secretary was 04:42:28

19 serious. I mean, we were talking just in 04:42:32

20 generalities, when the fact is it might have 04:42:34

21 been him saying that -- being a little unhappy 04:42:36

22 that we weren't getting a whole lot of 04:42:39

23 cooperation from the Republican map drawers. 04:42:41

24 Q. Turning back to the night of 04:42:44

25 September 15th, which you called the final 04:42:51

1 night. The question: So do you recall 9/15 04:42:55
2 hearing on September 15th, saying that you were 04:43:03
3 going to vote, "I'm going to vote yes with some 04:43:05
4 apprehension, and I'm going to vote yes in 04:43:09
5 reliance on the representation that I've gotten 04:43:11
6 from various legal counsel that these 04:43:14
7 provisions fully meet with the constitutional 04:43:16
8 parameters, and the people who have had the 04:43:18
9 ability to make these assessments, that this 04:43:20
10 map meets all those standards because we have 04:43:23
11 not had the ability to look at those things"? 04:43:25
12 A. I agree. I said that. 04:43:28
13 Is that what your question was? 04:43:31
14 Q. That was my question. Do you recall 04:43:32
15 saying that? 04:43:34
16 A. Yes. 04:43:34
17 Q. Thank you. 04:43:35
18 What were you referring to when you 04:43:40
19 mentioned that you were voting with some 04:43:42
20 apprehension? 04:43:44
21 A. Exactly what I said. I think that we 04:43:45
22 could have worked through the process if 04:43:48
23 everybody came just a little bit more focused 04:43:51
24 on what the interests were and less on their 04:43:54
25 positions. Worried less about the lawsuits or 04:43:57

1 the political ramifications that could have 04:43:59
2 come from whatever side you were on and I think 04:44:03
3 both sides were posturing politics, and then we 04:44:06
4 could have gotten a 7-0 map. We could have 04:44:09
5 gotten a bipartisan compromise then. That's 04:44:12
6 what the goal was, and we didn't. And I was 04:44:15
7 apprehensive about that. 04:44:17

8 Q. Did you have any specific apprehensions 04:44:18
9 about the map that you were voting on? 04:44:21

10 A. Look, as I said, I think later this map 04:44:22
11 isn't that bad, it's not that good. So it's a 04:44:28
12 compromise. 04:44:31

13 But at the end of the day, this was the 04:44:31
14 map that was originally introduced by the 04:44:33
15 Republicans. I would have preferred that we 04:44:35
16 had a bipartisan map and had some more 04:44:37
17 compromise on it. 04:44:40

18 But, ultimately, I was convinced that it 04:44:42
19 was constitutional, and that was our -- my 04:44:45
20 test, did it comply with Articles II, III, IV, 04:44:50
21 V, and VII. 04:44:53

22 And certainly VI was an aspirational 04:44:55
23 goal that I can tell you we tried to get to. 04:45:00
24 We tried to get to, depending on how you define 04:45:04
25 it, a proportional split. 04:45:06

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

91

1 Q. Whose representations were you relying 04:45:10
2 on when you made the statement about both the 04:45:15
3 night of the 15th as well as just now, that you 04:45:16
4 thought that the map was constitutional? 04:45:20

5 A. There were various representations. It 04:45:22
6 certainly was from the Cupp/Huffman team and 04:45:27
7 their lawyers. 04:45:30

8 I had a meeting with Frank Strigari that 04:45:31
9 I demanded, frankly, before I would consider 04:45:35
10 voting for their map, that I had assurances 04:45:38
11 that they had satisfied various components, 04:45:40
12 particularly that they hadn't violated the 04:45:44
13 provisions of the constitution. 04:45:47

14 And so I certainly talked to him, I 04:45:51
15 talked to my legal counsel, I talked to my 04:45:53
16 staff, and so those are the people that I was 04:45:56
17 relying on. 04:46:00

18 Q. And did you also seek any kind of 04:46:01
19 representation on whether it was compliant with 04:46:04
20 Section 6? 04:46:07

21 A. Again, because Section 6, I believe, is 04:46:08
22 primarily aspirational. I know what we did. I 04:46:11
23 know that they made come promises in this 04:46:15
24 regard on the Republican maps from my 04:46:18
25 conversation, and I know we tried to find what 04:46:21

1 it was. The problem is we had some 04:46:24
2 disagreement as to what those standards meant. 04:46:26
3 Q. Was there any other basis besides the 04:46:35
4 conversations you just mentioned for your 04:46:37
5 understanding that the final map was 04:46:39
6 constitutional? 04:46:40
7 A. Again, I guess, at the time, I think I 04:46:40
8 gave you the bases. That we examined the maps. 04:46:45
9 We looked at them. We tried to walk through 04:46:48
10 them the best we could with the software we 04:46:50
11 had. We had people who had run them through 04:46:52
12 the software. 04:46:55
13 Other than not liking the ratio here or 04:46:56
14 there, I had heard no complaints from the 04:46:59
15 Democrats specifically about areas they 04:47:01
16 believed were unconstitutional. 04:47:03
17 Again, I haven't read all of your 04:47:06
18 pleadings, but certainly the summaries that I'm 04:47:07
19 getting is nobody has made an argument of any 04:47:09
20 unconstitutional violations in 2, 3, 4, 5 or 7. 04:47:12
21 But the focus has been on Section 6. 04:47:16
22 And so those representations appear to 04:47:18
23 have been accurate. 04:47:22
24 Q. With regard to Section 6, I wanted to 04:47:26
25 ask, do you recall on the night of 04:47:29

1	September 15th asking for the Section 8(c)(2)	04:47:31
2	statement?	04:47:36
3	A. Absolutely.	04:47:36
4	Q. And do you recall when you asked for	04:47:37
5	that, like in terms of where the proceedings	04:47:41
6	were?	04:47:43
7	A. Yes, it was before we voted. I thought	04:47:43
8	it was important that we have that statement on	04:47:46
9	the record before we voted. I had been shown a	04:47:51
10	copy of it by Mr. Strigari. It is in my -- I	04:47:53
11	think it's in my text messages they texted it	04:47:58
12	to me earlier.	04:48:00
13	I had asked for it because, candidly, I	04:48:01
14	wanted to see what their arguments were.	04:48:03
15	As somebody who helped draft that	04:48:05
16	provision of the constitution when it went on	04:48:07
17	the ballot, I recalled my discussions at the	04:48:10
18	time of what that discussion meant. And	04:48:12
19	ultimately that section was what they showed	04:48:14
20	me.	04:48:20
21	Q. And when did you actually receive that	04:48:23
22	text message? Was it before the meetings that	04:48:26
23	evening or was it during meetings?	04:48:28
24	A. By text message, you can see the time of	04:48:29
25	when I got that attachment. I don't recall. I	04:48:32

1 think it was that night. I think it was 04:48:35
2 probably around, I don't know, 6:00, 7:00, 04:48:36
3 8 o'clock. My meeting with Strigari was after 04:48:42
4 9:00. So it was sometime before that I had 04:48:45
5 asked for that. 04:48:47

6 Because I said, "Look, this is not going 04:48:48
7 to be a bipartisan map that you guys want us to 04:48:50
8 vote on. What is your statement going to be? 04:48:53
9 And I want to see the statement." 04:48:55

10 Q. Thank you. 04:49:11

11 That's it in terms of my questioning. 04:49:12
12 So I'll now turn it over to Mr. Funari. Thank 04:49:14
13 you, Auditor. 04:49:18

14 A. Thank you. 04:49:19

15 04:49:26

16 EXAMINATION 04:49:27

17 BY MR. FUNARI: 04:49:27

18 Q. Good afternoon, Auditor Faber, can you 04:49:22
19 hear me okay? 04:49:24

20 A. I can hear you fine. 04:49:25

21 Q. Excellent. I have a few follow-up 04:49:28
22 questions to follow-up a few of the questions 04:49:29
23 that my colleagues have asked. 04:49:35

24 The first question I have is when did 04:49:40
25 the work of the Redistricting Commission begin? 04:49:42

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

95

1	A. When was the first commission meeting?	04:49:44
2	Q. August 6th.	04:49:53
3	A. It's whenever -- whenever that date was.	04:49:54
4	If that's -- I guess I don't know the date off	04:49:56
5	my hand.	04:49:59
6	Q. Okay. I believe the Governor put out a	04:49:59
7	press conference on August 2nd, which was a	04:50:02
8	Monday. Convening the first meeting of the	04:50:05
9	commission on August 6th.	04:50:08
10	A. Whenever we had the first meeting was	04:50:09
11	the first time we started to work on the map.	04:50:11
12	Q. Okay. So is it correct that you had	04:50:13
13	done no work prior to August 6th in working on	04:50:15
14	preparing a map, preparing for the work of	04:50:20
15	Redistricting Commission; is that correct?	04:50:23
16	A. Well, I'm going to answer that question,	04:50:24
17	there was no official work done. There was	04:50:29
18	certainly no map drawing done. There were	04:50:30
19	discussions in review of the constitutional	04:50:32
20	provisions. There were discussions in review	04:50:34
21	of various obligations.	04:50:38
22	I know I had my staff, my legal team	04:50:41
23	pull together all of the constitutional	04:50:44
24	requirements as a refresher, pulled up	04:50:46
25	summaries from the Legislative Service	04:50:49

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

96

1	Commission about the nuances of how the	04:50:52
2	commission was working. That probably happened	04:50:53
3	a year before our starting that process.	04:50:55
4	But, I guess to say that, no, nothing	04:50:58
5	official started. We didn't even -- I don't	04:51:02
6	even know that we knew about Dave's	04:51:04
7	Redistricting program at that point. We might	04:51:06
8	have shortly before that. But we certainly	04:51:08
9	didn't have any software. We certainly didn't	04:51:10
10	have any ability to do the work.	04:51:13
11	So the auditor's office, other than	04:51:14
12	gearing up for what was going to be a process,	04:51:16
13	didn't do anything before the first commission	04:51:20
14	meeting.	04:51:22
15	Q. Okay. You mentioned a couple of times	04:51:23
16	in your testimony about software. And early in	04:51:25
17	your testimony, you said you didn't have map	04:51:31
18	drawing software. And had you had that map	04:51:33
19	drawing software, you, personally, would have	04:51:36
20	been able to verify whether or not the map	04:51:38
21	passed the constitutional test but instead you	04:51:43
22	relied on others. And I think that's what you	04:51:45
23	said in your public statement, and then just	04:51:48
24	clarified those people would include Huffman,	04:51:51
25	Cupp, their lawyers, your lawyer, and other	04:51:53

1	members of your staff.	04:51:56
2	Do you recall testimony to that effect?	04:51:59
3	A. Vaguely, yeah, generally, yes.	04:52:00
4	Q. Okay. And is that true that you believe	04:52:02
5	had you had that software, you personally had	04:52:05
6	that software or your staff had that software,	04:52:09
7	that you would have been able to do your own	04:52:11
8	analysis with respect to the constitutional	04:52:15
9	requirements?	04:52:17
10	A. The question is would we have trained	04:52:18
11	and capable staff to run it? Having software	04:52:21
12	is one part of the equation. But I will tell	04:52:25
13	you I think it is important going forward that	04:52:27
14	all members of the Redistricting Commission and	04:52:29
15	their staffs have the software and that	04:52:31
16	everybody be trained to use it, so that all of	04:52:34
17	the members have the ability to look at	04:52:36
18	submissions independently, and have the ability	04:52:40
19	to independently take a look at some of the	04:52:43
20	lines and some of the divides.	04:52:45
21	Q. I appreciate that. I hope that is the	04:52:47
22	case.	04:52:50
23	But my question was had you had the	04:52:50
24	software, would you have been able to, in your	04:52:53
25	view, done your own analysis as to whether or	04:52:57

1 not the maps met constitutional muster? 04:53:02

2 A. In a perfect world, yes. The problem is 04:53:04

3 that it's not a perfect world. For example, 04:53:10

4 going into the congressional, after what 04:53:13

5 happened in the legislative, both Secretary 04:53:15

6 LaRose and I went out and purchased software. 04:53:18

7 We are told that our people can't get trained 04:53:22

8 to operate the software for at least months. 04:53:24

9 So, again, without knowing how to run 04:53:30

10 the software, software is really nice, but, 04:53:34

11 again, it's not a simple procedure. 04:53:38

12 Q. Right. And it's true, based on your 04:53:40

13 earlier testimony, that you did not order that 04:53:44

14 software prior to August 6th in order to use 04:53:46

15 the software for the drawing and analysis of 04:53:51

16 the maps that we've been talking about with 04:53:56

17 respect to the State Senate and legislative -- 04:53:58

18 A. The understanding was is that the 04:54:02

19 Democrat and Republican caucuses were going to 04:54:05

20 get the map drawing software, and our 04:54:07

21 understanding was that we would have access to 04:54:09

22 it. 04:54:11

23 Q. Okay. My -- 04:54:12

24 A. But that's not what happened. 04:54:13

25 Q. Okay. So it is a correct statement that 04:54:14

1 you did not make any effort to secure the 04:54:20
2 software for yourself, prior to August 6th, or 04:54:22
3 at any point -- let me -- let me clean up the 04:54:30
4 question a little bit. 04:54:33

5 It's a correct statement that at no 04:54:34
6 point prior to your vote to pass the map, the 04:54:36
7 final map at the final meeting, you had taken 04:54:40
8 no steps to secure for yourself or your staff 04:54:43
9 map drawing software, correct? 04:54:47

10 A. That's not entirely correct. We had 04:54:49
11 conversation early on during the commission 04:54:55
12 process, when are we going to get our software? 04:54:56

13 And I don't remember who it was, but one 04:55:02
14 of the members was rather surprised that we 04:55:04
15 didn't have software. The legislative leaders 04:55:07
16 on both the Democrat and Republican sides were 04:55:10
17 allocated funds from the Redistricting 04:55:13
18 Commission to purchase all of these things. 04:55:15
19 They never purchased them for the 04:55:18
20 constitutional officeholders: the Governor's 04:55:20
21 Office, our office, and the other office. 04:55:23

22 So we inquired at that time, because 04:55:25
23 they had gotten them for themselves, both 04:55:28
24 sides, and the presumption was that we would 04:55:31
25 have access to that software. And we were told 04:55:35

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

100

1 specifically that it was prohibitively 04:55:38
2 expensive for us to get the software, but if 04:55:40
3 we -- I think their comment was something like, 04:55:46
4 we never heard from the Republicans, but the 04:55:48
5 Democrats said, well, we could look into it. 04:55:51
6 But the problem at that point was 04:55:54
7 getting staff trained to use it if we were 04:55:56
8 going to get it. And, again, the presumption 04:55:58
9 at that point early on was that we would have 04:56:00
10 access to work with the software with either 04:56:03
11 one of the two caucuses to verify whatever we 04:56:06
12 needed to verify. 04:56:08
13 Q. Okay. 04:56:09
14 A. So I guess you asked me a simple 04:56:10
15 question that does not beget a simple answer. 04:56:12
16 Q. Well, let me ask the court reporter to 04:56:14
17 read back my question, because I respectfully 04:56:17
18 disagree. It is a simple yes/no question. 04:56:21
19 So I'd ask that she read the question 04:56:23
20 back. 04:56:27
21 MS. PFEIFFER: And I'm going to object 04:56:27
22 and say that he has asked and answered. He has 04:56:28
23 answered it for you three times. 04:56:30
24 So you can have the court reporter read 04:56:32
25 it back, but my objection will continue to be 04:56:33

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

101

1	asked and answered.	04:56:36
2	MR. FUNARI: I think with all due --	04:56:37
3	MS. PFEIFFER: Do you have the realtime	04:56:38
4	video there? Can you read what he --	04:56:39
5	MR. FUNARI: I do not. I do not have	04:56:41
6	the realtime video.	04:56:42
7	MS. PFEIFFER: So I believe what I just	04:56:43
8	heard him say is that, yes, in fact, he did	04:56:44
9	look into buying map --	04:56:47
10	MR. FUNARI: That wasn't my question.	04:56:48
11	You're mischaracterizing my question. That's	04:56:50
12	why I'm asking the court reporter to read back	04:56:52
13	the question.	04:56:54
14	It is an incorrect statement, Julie,	04:56:55
15	that I've asked the question three times. I've	04:56:57
16	asked the question once. I got a nonresponsive	04:56:59
17	answer.	04:57:01
18	So, respectfully, I'm asking the court	04:57:02
19	reporter to read it back, and I'm giving the	04:57:04
20	witness the opportunity to answer my question.	04:57:06
21	MS. PFEIFFER: I think you have a	04:57:09
22	different definition --	04:57:10
23	MR. FUNARI: Please read the question	04:57:10
24	back, madam court reporter.	04:57:12
25	MS. PFEIFFER: -- of what nonresponsive	04:57:13

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

102

1	is.	04:57:18
2	MR. FUNARI: At this point you are	04:57:18
3	interfering with my ability to conduct this	04:57:19
4	deposition.	04:57:21
5	MS. PFEIFFER: Why don't you just have	04:57:21
6	the court reporter read it back.	04:57:22
7	MR. FUNARI: So I would appreciate it if	04:57:23
8	you stop obstructing my ability to take this	04:57:24
9	deposition.	04:57:27
10	Please, madam court reporter, would you	04:57:28
11	read back my question.	04:57:30
12	(Testimony read back as follows:	
13	Q. Okay. So it is a correct statement	
14	that you did not make any effort to secure the	
15	software for yourself, prior to August 6th, or	
16	at any point -- let me -- let me clean up the	
17	question a little bit.	
18	It's a correct statement that at no	
19	point prior to your vote to pass the map, the	
20	final map at the final meeting, you had taken	
21	no steps to secure for yourself or your staff	
22	map drawing software, correct?)	04:58:16
23	BY MR. FUNARI:	04:58:16
24	Q. Okay. You can answer "yes" or "no."	04:58:17
25	MS. PFEIFFER: And he's asked -- why	04:58:18

1 don't you have the court reporter repeat back 04:58:20
2 what his last answer was and that's your 04:58:22
3 answer. 04:58:25
4 MR. FUNARI: His response was, well, 04:58:25
5 that's not exactly correct, which he didn't 04:58:26
6 provide an answer. 04:58:29
7 MS. PFEIFFER: And he did tell you -- 04:58:30
8 MR. FUNARI: He didn't answer the 04:58:31
9 question. He didn't answer the question. 04:58:32
10 I'd like an answer before he expounds on 04:58:34
11 the answer that you've considered he gave. So 04:58:38
12 I'd like an answer to that question. 04:58:41
13 BY MR. FUNARI: 04:58:43
14 Q. And I understand you go on to testify 04:58:43
15 about communications that you've had with 04:58:46
16 individuals, but that wasn't my question. My 04:58:48
17 question was read back, and I'd like an answer 04:58:51
18 to my question. 04:58:53
19 A. Your question isn't able to be answered 04:58:54
20 with a simple yes-or-no answer. 04:58:56
21 Q. Okay. Then let me ask one that is. Let 04:58:58
22 me ask you one that is? 04:59:00
23 A. It would be no -- 04:59:01
24 (Cross-talking) 04:59:04
25 Q. Sir, with all due respect. I will ask 04:59:04

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

104

1	it so that it can be.	04:59:07
2	Is it correct that neither you, nor your	04:59:09
3	staff, ordered or took steps to order any map	04:59:13
4	drawing software prior to the final meeting of	04:59:20
5	the Redistricting Commission on September 15th?	04:59:28
6	A. The answer is, no, that is not a correct	04:59:32
7	statement.	04:59:38
8	Q. What is incorrect about that statement?	04:59:39
9	A. As I explained to you in my more	04:59:42
10	detailed answer, I had conversations about	04:59:44
11	whether or not we were going to obtain software	04:59:49
12	and access to it. And the discussion that I	04:59:52
13	went into gave you the answer as to what we did	04:59:55
14	or didn't do, and why we did or didn't do it.	04:59:58
15	Q. And it is correct that following that	05:00:01
16	vote that you cast in the early morning hours	05:00:04
17	of September 16th, you did, in fact, instruct	05:00:07
18	your staff to go out and order Maptitude, a map	05:00:12
19	drawing software for the purposes of the	05:00:19
20	congressional redistricting process, correct?	05:00:21
21	A. That is correct. Because information	05:00:22
22	that we were gained on the prior process was	05:00:25
23	not accurate in what happened.	05:00:31
24	Q. And your office ordered the software?	05:00:32
25	A. And we sent the bill to the commission.	05:00:34

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

105

1	Q. And your office did not order the	05:00:36
2	software prior to September 15th, correct?	05:00:38
3	A. Correct.	05:00:41
4	Q. Okay. Now, in your testimony earlier, I	05:00:41
5	sensed some disappointment and frustration that	05:00:53
6	you had in both the process and the outcome of	05:00:57
7	the work of the Redistricting Commission. Is	05:01:03
8	that a fair understanding of your testimony?	05:01:05
9	A. I would think it's accurate in saying	05:01:09
10	the process didn't work the way I thought it	05:01:14
11	was going to work, and the outcome was not what	05:01:17
12	I wanted.	05:01:19
13	Q. Okay. Were you involved, and I believe	05:01:21
14	you may have alluded to this, were you involved	05:01:26
15	in the drafting of the constitutional	05:01:28
16	amendments, specifically those amendments to	05:01:31
17	Article XI back in 2015?	05:01:33
18	A. Yes.	05:01:35
19	Q. What was your role?	05:01:36
20	A. I believe at the time I was State	05:01:36
21	Senator.	05:01:40
22	Q. And what role did you play in actually	05:01:43
23	drafting those amendments? Were you part of a	05:01:48
24	committee or caucus?	05:01:50
25	A. Again, the way things happened in the	05:01:53

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

106

1 legislature in Ohio is you have somebody make a 05:01:55
2 suggestion, and you go back and forth, you 05:01:58
3 negotiate it, and ultimately you get a bill or 05:02:00
4 a resolution. In this case, since it was a 05:02:03
5 constitutional amendment, it was a resolution. 05:02:04
6 And you put that in front of your members to 05:02:07
7 vote on. 05:02:09
8 I believe on the Senate leads were 05:02:10
9 Senator Schiavoni, who was the Minority Leader 05:02:13
10 at the time, and me; and I believe the House 05:02:17
11 leads were Vern Sykes and Matt Huffman at the 05:02:18
12 time. 05:02:21
13 We also had other members that certainly 05:02:21
14 were involved. I think at the time Senator 05:02:24
15 LaRose was involved and other people were. 05:02:26
16 But our work in this area had gone back 05:02:29
17 several general assemblies before that where the 05:02:33
18 Senate had passed resolutions on redistricting 05:02:35
19 reform, and the prior speaker wouldn't take it 05:02:37
20 up. 05:02:40
21 So the Senate had worked on this issue 05:02:41
22 for sometime. And ultimately, the final 05:02:43
23 version that was adopted and put before the 05:02:47
24 voters was, I think, came out of that process. 05:02:49
25 Q. It seems like you personally were 05:02:52

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

107

1	involved in pushing for redistricting reform	05:02:57
2	during your time in the Senate?	05:03:00
3	A. That is correct.	05:03:01
4	Q. And how did you ultimately vote on the	05:03:02
5	amendments to Article XI?	05:03:04
6	A. My memory, I would be shocked if I	05:03:09
7	didn't vote for it. But there were times that	05:03:15
8	I would put things forward that I would vote	05:03:17
9	the other way. But I would be -- I would	05:03:19
10	imagine -- are you talking about on the ballot,	05:03:21
11	or are you talking about in the legislature?	05:03:24
12	Q. Both. Well, I'll ask the legislature,	05:03:27
13	because that's a matter of public record.	05:03:29
14	A. I think I voted for it. Maybe you're	05:03:31
15	telling me -- I'm pretty sure I voted for it.	05:03:33
16	Q. It's not a trick question. Not a trick	05:03:35
17	question.	05:03:37
18	A. You know, I think my name's on it as	05:03:38
19	lead sponsor, so I'm pretty sure I voted for	05:03:41
20	it.	05:03:44
21	Q. I believe so.	05:03:44
22	Let me ask you this: Is the process	05:03:46
23	that you've just gone through and the bill	05:03:49
24	passed, I guess, two, three months ago, August	05:03:56
25	through September, mid-September when the map	05:03:59

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

108

1	was adopted, was that the process that you	05:04:00
2	envisioned when you were so carefully drafting	05:04:05
3	and contemplating the amendments to Article XI?	05:04:10
4	Is that what you envisioned?	05:04:15
5	A. I mean, the short answer is I'm not sure	05:04:16
6	what we envisioned because it was a new process	05:04:19
7	and the dynamics.	05:04:22
8	I don't think the outcome was what I	05:04:25
9	anticipated. I will tell you that I	05:04:27
10	anticipated when we did this that we would end	05:04:29
11	up with bipartisan maps, because people would	05:04:33
12	want ten-year maps at almost any cost. And	05:04:36
13	certainly we saw other factors, and it could	05:04:42
14	have been because we got the data so late. It	05:04:44
15	could have been people were more worried about	05:04:47
16	lawsuits and litigation advantage, or having a	05:04:50
17	ballot initiative to modify the process, all	05:04:54
18	things that we heard from various interested	05:04:57
19	parties throughout the process.	05:05:00
20	But in the end, the answer to your	05:05:02
21	question, no, it didn't operate like I would	05:05:04
22	have hoped it would have. And I don't know if	05:05:09
23	that's rule based or personality based.	05:05:11
24	Q. So I take it from your testimony, you	05:05:16
25	didn't envision the process to be as partisan	05:05:19

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

109

1 as it was that you've described it actually was 05:05:23
2 in reality? 05:05:27

3 A. Yeah, the short answer is it's a 05:05:28
4 partisan process. It's a political process. 05:05:31
5 You can't draw political lines without having 05:05:34
6 politics. 05:05:36

7 But I did not envision when we passed 05:05:37
8 this that we would be in a situation to where 05:05:40
9 the parties would go to their respective camps 05:05:44
10 and not be willing to come out. 05:05:47

11 And that's -- that's the part that was 05:05:49
12 disappointing to me. But, again, I can tell 05:05:51
13 you on the Republican side, we didn't have a 05:05:55
14 conversation. And I'm not really talking 05:05:59
15 necessarily about the Governor, Secretary and 05:06:01
16 me, but certainly the Republican leaders 05:06:02
17 through everything they were done, was done 05:06:06
18 with the view we know we're going to get sued. 05:06:09
19 Let's be careful about showing our hand. Let's 05:06:11
20 be careful about where we're going to land. 05:06:13

21 On the Democrat side, okay, maybe we 05:06:15
22 want the lawsuit. Let's be careful about what 05:06:18
23 we show because we don't want to hurt our case 05:06:20
24 in the lawsuit because we might get better 05:06:23
25 districts if we file a lawsuit. And maybe we 05:06:24

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

110

1 want this issue politically in two years or 05:06:27
2 four years with another ballot initiative. All 05:06:30
3 of those are different political motivations. 05:06:33
4 And it's probably not fair that I 05:06:37
5 speculate because nobody ever told you what 05:06:38
6 those motivations were, but in reality, you can 05:06:40
7 see this operating in the background. And we 05:06:43
8 never anticipated that when we were doing the 05:06:45
9 constitutional amendment. So that's the -- 05:06:47
10 Q. So you never, as you were working on the 05:06:51
11 amendments, you never envisioned, as you 05:06:53
12 described two camps, a map coming out of the 05:06:55
13 Republican legislative camp and a map coming 05:06:57
14 out of the Democratic legislative camp, that's 05:07:01
15 not what you envisioned? 05:07:03
16 A. No, no, we absolutely envisioned that. 05:07:04
17 Because that's the process that we do things in 05:07:06
18 the legislature. You have somebody introduce 05:07:08
19 something, somebody else introduces an 05:07:10
20 amendment and you go back and forth and 05:07:13
21 negotiate. That's how we drafted the 05:07:14
22 constitutional amendment. That was the 05:07:15
23 process. 05:07:17
24 So we all anticipated that's the way we 05:07:17
25 draw maps because that's the way we've always 05:07:20

1	drawn maps.	05:07:22
2	What I didn't anticipate was that	05:07:22
3	parties would be so reluctant to actually	05:07:24
4	suggest amendments to the maps or talk about	05:07:27
5	where their real interests lies that they were	05:07:31
6	so caught up on positions that we couldn't get	05:07:33
7	meaningful discussion and compromise. So I	05:07:36
8	want to make sure I understood your question.	05:07:39
9	Q. Yeah, I think you did.	05:07:40
10	So which provision or amendment, if you	05:07:42
11	recall, reflects that process that you	05:07:47
12	described? That there would be two competing	05:07:50
13	camp's coming forward with maps for	05:07:53
14	consideration by the commission?	05:07:56
15	MS. PFEIFFER: Object. Asked and	05:07:58
16	answered.	05:07:58
17	THE WITNESS: I don't understand your	05:07:59
18	question. And I guess because --	05:08:00
19	BY MR. FUNARI:	05:08:02
20	Q. Sure. Let me ask it another way. Let	05:08:03
21	me ask it -- (cross-talking).	05:08:03
22	Yeah, let me ask it another way.	05:08:04
23	If you contemplated, when you were	05:08:07
24	working on the legislation, that there would be	05:08:09
25	competing maps introduced to the commission,	05:08:13

1 and the commission would try to work out a 05:08:17
2 bipartisan map, where in the constitutional 05:08:19
3 amendments and in today's Constitution is that 05:08:23
4 reflected? 05:08:27

5 A. I think it's reflected in the entire 05:08:28
6 spirit and scope of the constitutional 05:08:30
7 amendment and the process that's outlaid. 05:08:33

8 Specifically, I think you can look at 05:08:35
9 the fact that you want to push for a bipartisan 05:08:36
10 process. And that's consistent with the way 05:08:38
11 the legislative process or the deliberative 05:08:39
12 process has worked in Ohio for as long as I've 05:08:43
13 ever heard, probably going back to the 05:08:45
14 beginning of the state. 05:08:48

15 Q. Okay. Could we -- 05:08:50

16 MS. PFEIFFER: Court reporter, could we 05:08:52
17 get a time? I think we're out. 05:08:53

18 (Court reporter clarification.) 05:08:57

19 MR. FUNARI: While you're doing that, 05:08:57
20 can you pull up Tab 7, please. 05:08:58

21 (Discussion with Videographer held off 05:09:35
22 the written record.) 05:09:37

23 MS. PFEIFFER: I'm going to ask my 05:09:37
24 client not to answer. 05:09:38

25 MR. FUNARI: Okay. And if you could 05:09:41

1	scroll down to page 217.	05:09:42
2	(Deposition Exhibit 4 was marked for	09:54:00
3	identification.)	09:54:00
4	BY MR. FUNARI:	09:54:00
5	Q. Okay. I've put in front of you, and	05:10:01
6	we'll mark as an exhibit, Auditor Faber, a copy	05:10:03
7	of the Constitution of the State of Ohio,	05:10:06
8	specifically Section 1(C).	05:10:09
9	And I draw your attention to the second	05:10:11
10	paragraph that reads: The commission shall	05:10:15
11	release to the public a proposed General	05:10:17
12	Assembly district plan for the boundaries for	05:10:19
13	each of the ninety-nine house of representative	05:10:22
14	districts and the thirty-three senate	05:10:24
15	districts. The commission shall draft the	05:10:28
16	proposed plan in the manner prescribed in this	05:10:29
17	article.	05:10:33
18	Do you see that?	05:10:33
19	A. Uh-huh.	05:10:34
20	Q. And isn't it correct that the commission	05:10:35
21	never drafted a proposed plan, right?	05:10:37
22	A. I don't think that's correct. I think	05:10:40
23	when you talk about the commission shall in	05:10:43
24	this context, just like everything else, there	05:10:47
25	is a lot of things that says the auditor shall	05:10:49

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

114

1 or the legislature shall in the Constitution of 05:10:51
2 the Ohio laws. This clearly means that a 05:10:54
3 member of that entity shall. Somebody has to 05:10:56
4 act for the commission. You can't have a body 05:10:59
5 do something that -- a body that has no arms, 05:11:01
6 no legs, no independent thought process do 05:11:04
7 something that requires action. And so when a 05:11:06
8 commission member does something, it is adopted 05:11:11
9 by the commission that becomes the commission's 05:11:12
10 activities. 05:11:14

11 In other words, there is a provision in 05:11:16
12 the same constitution that says the legislature 05:11:17
13 shall enact a -- and I'm paraphrasing -- a 05:11:20
14 thorough and efficient system of education. I 05:11:24
15 don't think the legislature has to -- I don't 05:11:26
16 know how they would do it if you don't do it 05:11:27
17 through the legislative process of bills and 05:11:31
18 amendments and individuals and suggestions and 05:11:32
19 budgets. 05:11:34

20 So this technique, I don't know what 05:11:36
21 this would refer to other than the existing 05:11:37
22 process, deliberative process, that I've always 05:11:42
23 seen. I don't know how you would review it any 05:11:44
24 other way. 05:11:48

25 Q. I think the Supreme Court will tell us 05:11:49

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

115

1	what that means.	05:11:50
2	But I guess the only map that you've	05:11:51
3	spoken of and the only map that was introduced	05:11:57
4	before the commission was the September 9th map	05:11:59
5	drafted by the Republican legislative caucus,	05:12:05
6	correct?	05:12:09
7	MS. PFEIFFER: I'm going to advise my	05:12:09
8	client not to answer anymore questions. We are	05:12:10
9	over the two-hour limit.	05:12:14
10	MR. FUNARI: All right.	05:12:15
11	Julie, on the record, I have probably	05:12:16
12	two minutes' worth of questions left, and I	05:12:18
13	would ask for the professional courtesy of	05:12:22
14	letting me finish.	05:12:24
15	As you know, we have been very gracious	05:12:25
16	to the Attorney General's office in this	05:12:27
17	process.	05:12:29
18	You have responded to discovery late.	05:12:32
19	You have produced documents in Mr. LaRose's	05:12:34
20	case after his deposition occurred. You have	05:12:39
21	produced privileged documents, which we, as a	05:12:42
22	professional courtesy to you, returned to you,	05:12:44
23	asking you to confirm that they were privileged	05:12:48
24	and inadvertently produced.	05:12:50
25	We've been nothing but cooperative in	05:12:51

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

116

1	this process.	05:12:54
2	This is a Zoom deposition that is	05:12:55
3	happening remotely at the request of the	05:12:58
4	Attorney General's office. So I would ask for	05:13:00
5	some professional courtesy in allowing me to	05:13:02
6	finish.	05:13:04
7	MS. PFEIFFER: Thank you so much for	05:13:05
8	attacking me and my office. I appreciate that.	05:13:06
9	But, no. The answer is no. So, thank you.	05:13:08
10	MR. FUNARI: Did you get that on the	05:13:16
11	record, madam court reporter?	05:13:19
12	THE REPORTER: I did.	05:13:21
13	MR. FUNARI: Thank you.	05:13:22
14	MS. PFEIFFER: Do the respondents -- are	05:13:22
15	there respondents here? Do they have any	05:13:22
16	questions?	05:13:25
17	MR. MCGUIRE: Apologize, this is Greg	05:13:33
18	McGuire for the Speaker and President of the	05:13:34
19	Senate. No, we do not have any questions.	05:13:37
20	MR. GILLIGAN: This -- go ahead,	05:13:48
21	Ms. Merino. Go ahead. Sorry.	05:13:50
22	MS. MERINO: This is Ashley Merino,	05:13:53
23	Organ Law. On behalf of the commission, we	05:13:54
24	don't have any questions. Thank you.	05:13:55
25	MR. GILLIGAN: Yes, on behalf of	05:14:01

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

117

1 respondents, Vernon and Emilia Sykes, we do 05:14:03

2 have questions. If we could proceed with that. 05:14:09

3 MS. PFEIFFER: Thank you. 05:14:16

4 05:14:17

5 EXAMINATION 05:14:17

6 BY MR. GILLIGAN: 05:14:20

7 Q. Auditor Faber, my name is John Gilligan. 05:14:20

8 I'm the lawyer or one of the lawyers for Leader 05:14:25

9 Sykes and Senator Sykes, who are both members 05:14:30

10 of the commission. 05:14:34

11 In your testimony earlier, I think you 05:14:39

12 made the statement that you had been told that 05:14:40

13 by making a map that meets the compactness 05:14:45

14 requirements, that it would provide the 05:14:49

15 Republicans with a 3 to 5 percent advantage. 05:14:52

16 Do you remember that testimony, sir? 05:14:58

17 A. Yes. 05:14:59

18 Q. Okay. Who told you that? 05:15:00

19 A. We heard that during commission 05:15:02

20 testimony. I believe it was from the professor 05:15:05

21 who was representing or had represented or 05:15:09

22 worked with, I believe, the Allied 05:15:12

23 organizations, whether it was League of Women 05:15:15

24 Voters, Fair Districts or whoever it was. 05:15:17

25 The concept is straightforward. If you 05:15:20

1 draw districts that meet the representational 05:15:22
2 concept of people living near people who think 05:15:24
3 like them and vote like them, you're, by the 05:15:29
4 very nature when you avoid splits that are 05:15:33
5 required in the constitution, and when you 05:15:35
6 avoid separating counties, townships, cities, 05:15:37
7 and the compactness provisions, by the very 05:15:43
8 nature, you're going to draw districts that 05:15:47
9 have between 3 and 5 percent more Republicans 05:15:50
10 than Democrats. 05:15:58

11 That was the concept of what happens 05:15:59
12 when you comply with this. That's why we 05:16:01
13 really looked at the competitiveness issue to 05:16:03
14 try and draw competitive districts as much as 05:16:05
15 we could, and from the concept that LaRose and 05:16:08
16 I talked about if we were talking about how we 05:16:12
17 could find compromise. 05:16:14

18 Q. Okay. So let me first of all understand 05:16:16
19 this 3 to 5 percent advantage. That would be 05:16:19
20 an advantage in the number of seats that the 05:16:22
21 Republicans would get in the legislature over 05:16:25
22 the number of seats that the Republicans would 05:16:29
23 get just by following the compactness 05:16:32
24 requirement? 05:16:34

25 A. If I heard you -- if I heard you 05:16:35

1 correctly, yes. By drawing under those 05:16:37
2 constitutional guidelines, Democrats, in his 05:16:40
3 analysis -- and I asked this question, and he 05:16:44
4 answered it very candidly -- he said it's 05:16:46
5 between 3 to 5 points, and I may be 05:16:49
6 paraphrasing what he said. 05:16:52

7 But the concept is Democrats in Ohio are 05:16:53
8 more tightly clustered than Republicans are 05:16:56
9 tightly clustered. So when you do that, you're 05:16:59
10 going to have districts that meet the city and 05:17:01
11 the county boundaries that by and large are 05:17:04
12 larger Democrat percentages. And that 05:17:07
13 clustering is going to give an advantage in 05:17:13
14 that range. 05:17:17

15 And if you draw maps in Ohio, you see 05:17:18
16 that. But we are a state that has, you know, I 05:17:22
17 always say this, Ohioans tend to live around 05:17:26
18 people who think like them and vote like them. 05:17:29
19 Your urban core centers tend to vote Democrat, 05:17:32
20 Democrats tend to be clustered. Republicans 05:17:34
21 tend to be disbursed into rural areas and a 05:17:39
22 larger geographical footprint. 05:17:41

23 Q. You also talked about your experience as 05:17:43
24 a mediator over the years in your practice of 05:17:45
25 law, correct? 05:17:47

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

120

1	A. Correct.	05:17:47
2	Q. And that you were trying to act -- use	05:17:48
3	your mediation skills to bring the Republican	05:17:53
4	caucus members together with the Democratic	05:17:58
5	caucus members to reach a compromise; is that	05:18:03
6	right?	05:18:06
7	A. That was the goal.	05:18:06
8	Q. And unlike President Huffman, I haven't	05:18:11
9	actually been in a mediation with you, but I	05:18:14
10	assume that in a mediation you focus on the	05:18:17
11	element of the claims or defenses, correct?	05:18:20
12	A. It depends on the nature of the	05:18:23
13	mediation. But, yes, you certainly want to	05:18:28
14	separate legal issues from interests and	05:18:30
15	positions.	05:18:32
16	Q. So you're not just interested in	05:18:36
17	splitting the baby, wherever the two sides	05:18:38
18	start out. You're trying to focus on -- what	05:18:40
19	is at issue in the particular case or dispute,	05:18:44
20	correct?	05:18:50
21	A. To some degree, that's correct,	05:18:50
22	Mr. Gilligan. But in the end, you know, I	05:18:52
23	assume as a litigator, that most of the time,	05:18:54
24	the legal disputes are issues that a mediator	05:18:58
25	can't solve. You can't go in and say you're	05:19:01

1 going to win or you're going to lose summary 05:19:06
2 judgment. You can talk about the possibilities 05:19:08
3 and probabilities. 05:19:09
4 But as you go downstream from there, 05:19:10
5 what you really want to talk about is where the 05:19:12
6 interests are. And what are the parties' 05:19:14
7 interests in the resolution with the risks and 05:19:16
8 the potential rewards. And so once you get 05:19:18
9 people to identify where their real interests 05:19:21
10 lie, you can generally find a better chance of 05:19:24
11 settlement, in my experience. 05:19:27
12 But as a mediator, you're never going to 05:19:28
13 step on and say, oh, you make a wonderful legal 05:19:31
14 argument. The other side disagrees with it 05:19:34
15 completely, I'm going to decide that issue. 05:19:36
16 That's not a mediation. That might be 05:19:38
17 an arbitration. Certainly could be what a 05:19:40
18 judge says. But it's not what a mediator does. 05:19:42
19 At least in my experience. 05:19:44
20 Q. You certainly have had experience where 05:19:49
21 one party starts out with an unreasonable 05:19:52
22 position. 05:19:55
23 A. Always. 05:19:55
24 Q. It can't be justified by the law that 05:19:55
25 applies to the particular dispute, right? 05:19:57

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

122

1	A. Mr. Gilligan, you're exactly right.	05:19:59
2	Most parties start out at an unreasonable	05:20:01
3	position, and at some point they come -- you	05:20:03
4	know, and I do a wonderful little diagram that	05:20:06
5	points to what you talk about, the range of	05:20:09
6	possibility and probability. There is a	05:20:11
7	difference.	05:20:15
8	Anything is possible. And in this case,	05:20:15
9	you want to go for the probable, not just the	05:20:19
10	possible.	05:20:22
11	Q. So you've talked here today in your	05:20:22
12	deposition and you've talked at the meeting on	05:20:25
13	September 15th about competitiveness in	05:20:29
14	districts, correct?	05:20:32
15	A. Correct.	05:20:33
16	Q. And that you and Secretary LaRose were	05:20:36
17	trying to focus on competitiveness, correct?	05:20:39
18	A. At one point, that is correct. We	05:20:41
19	talked, Secretary LaRose and I, talked about	05:20:45
20	what a possible compromise would be. And the	05:20:48
21	discussion was why don't we try and draw all of	05:20:50
22	the safe districts that have to be drawn under	05:20:54
23	the constitutional provisions.	05:20:56
24	For example, we are going to have state	05:20:58
25	districts in the inner city of Cleveland that	05:21:00

1 are going to be Democrat. You're going to have 05:21:02
2 state districts in northwest Ohio that are 05:21:04
3 going to be Republican. Let's figure out what 05:21:06
4 the constitutional drawing requires for safe 05:21:08
5 districts and then try and figure out how we 05:21:11
6 can draw competitive districts. 05:21:12

7 And one of the problems you had, 05:21:14
8 Mr. Gilligan, was determining what competitive 05:21:15
9 meant. What is competitive? Is it a ten-point 05:21:18
10 swing? Is it a four-point swing? Is it a 05:21:21
11 six-point swing? 05:21:23

12 But, ultimately, to answer your question 05:21:24
13 is at one point Frank and I said a novel 05:21:26
14 concept to try to get compromise is let's see 05:21:30
15 if we can get both parties to agree on a 05:21:33
16 strategy to where we can identify where you 05:21:36
17 have to have safe districts and then figure out 05:21:40
18 where you need to draw competitive districts. 05:21:42

19 And that certainly would have responded 05:21:44
20 to what we heard in the over 40 hours of 05:21:47
21 testimony about the concerns about 05:21:50
22 anti-competitive districts and what happens in 05:21:54
23 those situations. 05:21:56

24 Q. The changes to Article XI do not 05:21:57
25 specifically call out a factor of 05:22:03

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

124

1	competitiveness, do they?	05:22:06
2	A. Exactly correct.	05:22:07
3	Q. They do call out a factor of	05:22:09
4	proportionality though, don't they?	05:22:11
5	A. Well, it does -- it does talk about that	05:22:13
6	in Article VI, yes.	05:22:18
7	Q. And you understand that the -- one of	05:22:19
8	the focuses of Section 6 was that it would	05:22:31
9	embody the anti-gerrymandering principle of the	05:22:36
10	amendment to the constitution, correct?	05:22:43
11	A. I would argue that the entire provision	05:22:44
12	would have embodied some of that, particularly	05:22:47
13	Article II, III, IV, V, and VII, because if	05:22:49
14	you're drawing districts that are compact, that	05:22:52
15	keep cities, counties, and townships together,	05:22:56
16	you're keeping people in districts that	05:22:58
17	basically share their interests.	05:23:00
18	And to me, gerrymandering means a lot of	05:23:02
19	things to a lot of different people. We've	05:23:05
20	heard a lot of people testify at our public	05:23:07
21	hearings about their interpretation of what	05:23:09
22	gerrymandering is.	05:23:13
23	So, again, when you look at the entire	05:23:14
24	provision, the goal was to draw districts that	05:23:17
25	could have people represented by people who	05:23:19

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

125

1 share their thoughts and values. 05:23:20

2 Q. Well, the 2011 map that was drawn by the 05:23:23

3 redistricting board had a partisan favorability 05:23:27

4 of 67 Republican seats in the House to 33 05:23:35

5 Democratic seats, right? 05:23:39

6 A. I don't know that. 05:23:41

7 Q. You don't know that. Well, you know 05:23:42

8 that there was a public outcry about the 05:23:45

9 redistricting map that was enacted in 2011? 05:23:52

10 A. I know that there were a lot of people 05:23:55

11 who did not like the 2011 map. That is 05:23:59

12 correct. 05:24:01

13 Q. All right. And some of them were 05:24:01

14 Democrats and some of them were Republicans? 05:24:03

15 A. I'm sure that's true. 05:24:06

16 Q. Right. And that there was an effort to 05:24:08

17 pass a constitutional amendment to eliminate or 05:24:14

18 reduce gerrymandering in the drawing of the 05:24:17

19 districts, correct? 05:24:20

20 A. I think that's correct. What we're 05:24:20

21 talking about today. 05:24:27

22 Q. Okay. And is the map that was drawn by 05:24:28

23 the Republican caucus and passed by a majority 05:24:32

24 of the commissioners in 2021 any more or less 05:24:36

25 partisan than the map that was drawn in 2011? 05:24:43

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

126

1	MS. PFEIFFER: I'm just going to object	05:24:51
2	to say that he testified that he doesn't know	05:24:53
3	the partisan-ness of the 2011 map. He	05:24:56
4	testified to that. So are you asking him to	05:24:59
5	compare the 2011 map with the 2021 map?	05:25:01
6	MR. GILLIGAN: Yes, I am.	05:25:05
7	MS. PFEIFFER: Well, I'll object to	05:25:07
8	that. But to the extent that he knows, he can	05:25:11
9	answer.	05:25:13
10	THE WITNESS: Again, I don't know how	05:25:14
11	to -- I don't know how to do that comparison.	05:25:15
12	I have not made that comparison except to say I	05:25:17
13	think the Republicans have more legislative	05:25:20
14	seats now than they will under the new maps.	05:25:24
15	BY MR. GILLIGAN:	05:25:24
16	Q. So did the commission have counsel?	05:25:38
17	A. I'm sorry, say again?	05:25:43
18	Q. Did the commission have legal counsel?	05:25:45
19	A. The commission as an entity? I don't	05:25:47
20	know. I did not ever talk to a commission	05:25:49
21	legal counsel.	05:25:52
22	Q. Okay. When you talk about you got	05:25:55
23	advice or comments from Frank Strigari, he was	05:25:58
24	not your counsel, was he?	05:26:03
25	A. He was not.	05:26:04

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

127

1 Q. Okay. So what is it that Mr. Strigari 05:26:05
2 told you about the compliance of the 2021 map 05:26:09
3 that you voted on with the constitutional 05:26:16
4 provisions? 05:26:20

5 A. Mr. Strigari is a lawyer for the Senate 05:26:20
6 Republican Caucus. At one time he was my 05:26:25
7 lawyer. He is no longer my lawyer. 05:26:27

8 I asked him to walk me through the legal 05:26:29
9 arguments with regard to the constitutionality 05:26:32
10 of the map that was proposed by Mr. Huffman and 05:26:34
11 Mr. Cupp in the end. 05:26:38

12 And I asked him questions with regard to 05:26:40
13 that map for me to understand that they had 05:26:43
14 done the due diligence that I thought was 05:26:46
15 necessary to draft a map that met particularly 05:26:48
16 the requirements of Section 2, 3, 4, 5 and 7 of 05:26:50
17 the Ohio Constitution. 05:26:54

18 Certainly with an attempt at number 6. 05:26:55

19 Q. What did he tell you? 05:27:00

20 A. I don't remember the exact words. But 05:27:01
21 in summary, he said we did it. Here's what we 05:27:07
22 did. There are no provisions of the 05:27:10
23 constitution that are violated, and this is 05:27:11
24 where we landed. 05:27:15

25 And I asked specifically how are you 05:27:17

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

128

1	going to draft or what is the drafting of the	05:27:19
2	competitiveness statement that's required if	05:27:22
3	it's a non-bipartisan map? And he went through	05:27:25
4	that statement with me.	05:27:30
5	Q. Did you get representations from any	05:27:33
6	other legal counsel, other than Mr. Strigari?	05:27:47
7	A. I spoke with my legal counsel about it.	05:27:50
8	Q. And who is that?	05:27:53
9	A. Sloan Spalding.	05:27:54
10	Q. And he is your legal counsel in the	05:27:57
11	Auditor's Office; is that correct?	05:28:00
12	A. Correct. He is my chief of staff and	05:28:01
13	legal counsel, our legal -- I forget his \$12	05:28:03
14	title, but, yes, he serves as one of my	05:28:07
15	lawyers.	05:28:09
16	Q. Okay. Did you speak to any other legal	05:28:10
17	counsel?	05:28:12
18	A. I don't recall whether or not I spoke to	05:28:12
19	legal counsel from the House, but certainly not	05:28:17
20	at that night. I would have spoken to legal	05:28:20
21	counsel for Mr. LaRose at one point or another.	05:28:25
22	I'm sorry, could you ask me when the	05:28:28
23	time period of this question is? I'm not sure	05:28:30
24	of the time period you're asking.	05:28:33
25	Q. Okay. Let me see if I can frame this	05:28:34

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

129

1	with your statement that was quoted to you	05:28:38
2	earlier in the deposition, but let me remind	05:28:40
3	you of it.	05:28:44
4	"I am going to vote yes in reliance on	05:28:45
5	the representation that I've gotten from	05:28:47
6	various legal counsel, that these provisions	05:28:49
7	fully meet with the constitutional parameters."	05:28:52
8	So you've mentioned Mr. Strigari, and	05:28:56
9	told us what you remember of what he told you.	05:29:00
10	You have mentioned Sloan Spalding, and I	05:29:03
11	haven't asked you about the substance of your	05:29:06
12	communication with him.	05:29:09
13	So now I'm asking you did you speak to	05:29:11
14	any other lawyers that gave you the	05:29:15
15	representation that this map that the	05:29:19
16	commission approved by a 5-2 vote, met the	05:29:22
17	constitutional parameters?	05:29:27
18	A. Not that night.	05:29:28
19	Q. Any other night before you made your	05:29:32
20	vote?	05:29:34
21	A. I would imagine that I had spoken to	05:29:35
22	other lawyers. Specifically, I know we were	05:29:38
23	around LaRose's counsel at one time or another.	05:29:41
24	He would not have been giving me legal advice,	05:29:43
25	but we might have been talking about various	05:29:46

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

130

1 provisions and generic about the redistricting 05:29:48
2 constitutional provisions. 05:29:51

3 I would imagine that I spoke to House 05:29:53
4 lawyers at one time about some various things. 05:29:57
5 But, again, none of them were in the process of 05:30:00
6 -- I guess Mr. Strigari wasn't giving me legal 05:30:02
7 advice either. The only ones giving me legal 05:30:06
8 advice would have been my lawyer. 05:30:07

9 Q. And do you recall the substance of 05:30:08
10 anything that Mr. LaRose's lawyer told you 05:30:10
11 about whether the provisions of this map that 05:30:15
12 you were voting to approve met the 05:30:18
13 constitutional parameters or not? 05:30:20

14 A. Mr. Gilligan, I don't believe we talked 05:30:23
15 about this specific map. I think I mentioned 05:30:25
16 that it wasn't that night. So it would have 05:30:27
17 been at some point before this particular 05:30:30
18 amendment or this particular map would have 05:30:31
19 been offered. 05:30:33

20 But I would tell you that I think the 05:30:34
21 only thing we would have spoken about is as a 05:30:36
22 general application of the constitutional 05:30:39
23 provisions and how they apply and what the 05:30:40
24 process needs to be. 05:30:42

25 Q. Then you went on in your statement and 05:30:47

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

131

1	said, "and the people who have had the ability	05:30:49
2	to make those assessments, because we have not	05:30:51
3	had the ability to look at those things."	05:30:56
4	A. That's correct.	05:30:59
5	Q. So who are the people who told you that	05:31:00
6	this map met the constitutional parameters?	05:31:04
7	A. It would have been the House and the	05:31:07
8	Republican map drawers. Not specifically. I'm	05:31:14
9	talking about Huffman and Cupp here.	05:31:16
10	Q. The map drawers; you mean Mr. DiRossi?	05:31:18
11	A. I did not talk to DiRossi about these	05:31:21
12	maps at that point. I would have talked to	05:31:24
13	Matt Huffman and I would have talked to Bob	05:31:26
14	Cupp, and this is ongoing throughout the	05:31:29
15	process.	05:31:30
16	Q. So those are two of the people who you	05:31:31
17	relied on to convince you that the map that you	05:31:36
18	were voting on met the constitutional	05:31:41
19	requirements?	05:31:43
20	A. I believe that's correct. Those are two	05:31:44
21	of the people that I relied on.	05:31:46
22	Q. Okay. Anybody else that you can recall?	05:31:48
23	A. Yes. Specifically, I mean, we would	05:31:50
24	have had conversations with a number of people	05:31:53
25	about the validity of the various maps and the	05:31:55

1 versions of the maps. 05:31:57

2 We kept specifically asking for 05:31:58

3 provisions of the maps that were 05:32:00

4 unconstitutional with regard to 2, 3, 4, 5 and 05:32:02

5 7, and the only thing we ever heard concerns 05:32:05

6 about were the representation of 05:32:08

7 proportionality. 05:32:10

8 I still, Mr. Gilligan, unless you've got 05:32:11

9 something I'm not aware of, I have not heard of 05:32:14

10 any violations of 2, 3, 4, 5 or 7. 05:32:16

11 So if that's the nature of the question, 05:32:20

12 again, I'm not aware of any. And my concerns 05:32:23

13 with regard to those particularly with regard 05:32:27

14 to the splitting of cities and lines that we 05:32:29

15 didn't have the ability to verify on the map 05:32:32

16 software, those provisions I have repeatedly 05:32:36

17 been assured were done correctly, and that the 05:32:38

18 splits were made in full compliance with the 05:32:41

19 constitution. 05:32:42

20 Q. So let's get to this concept that you've 05:32:44

21 just mentioned again about representational 05:32:46

22 proportionality. What does that mean? 05:32:48

23 A. I think it's Article VI is what you're 05:32:50

24 talking about. 05:32:54

25 Q. Okay. And what do you understand 05:32:54

1	Article VI to mean insofar as you used the term	05:32:56
2	"representational proportionality"?	05:33:03
3	A. Well, that's a great question,	05:33:06
4	Mr. Gilligan. Ultimately that's the one that I	05:33:09
5	think the Supreme Court's going to rule on.	05:33:10
6	And I know you're not asking me for a	05:33:13
7	legal opinion because we haven't negotiated a	05:33:15
8	fee agreement in consultation with your	05:33:17
9	clients, but --	05:33:21
10	Q. They'll support you, I'm sure.	05:33:23
11	A. I can tell you, well, my rates are	05:33:26
12	probably close to what Ice Miller's are, but	05:33:28
13	that's another issue.	05:33:33
14	I will tell you, when we passed this	05:33:34
15	constitutional amendment, we had great	05:33:35
16	deliberation and debate about that term.	05:33:38
17	And I recall debating in our chamber,	05:33:40
18	both in caucus and on the floor and in	05:33:44
19	committee and debate in the House side, where a	05:33:47
20	lot of people debated about whether Article VI	05:33:50
21	was aspirational or whether it was somehow	05:33:53
22	controlling and what exactly it meant.	05:33:56
23	And in that, I recall specifically at	05:33:58
24	one point, because remember this was passed at	05:34:00
25	a time looking back ten years, to where the	05:34:03

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

134

1 statewide elections were much more evenly 05:34:05
2 split. And most of us were looking at how many 05:34:07
3 seats or how many statewide officeholders went 05:34:12
4 Republican versus how many statewide 05:34:15
5 officeholder races went Democrat, and that's 05:34:17
6 what the numbers were being looked at. 05:34:21

7 And I remember doing the count myself of 05:34:23
8 that -- okay, the Secretary of State under 05:34:26
9 Strickland, the auditor was still a Republican, 05:34:28
10 and you went back and did those counts for the 05:34:32
11 previous ten years. So there is a very strong 05:34:35
12 argument that that provision was meant to mean 05:34:38
13 who won those seats. 05:34:40

14 There is also an argument that's been 05:34:42
15 advanced by everybody, most everybody who 05:34:44
16 testified in front of the commission from your 05:34:46
17 client -- well, not your clients, the other 05:34:48
18 relators clients -- that it somehow means a 05:34:50
19 total vote percentage gotten by for Republicans 05:34:54
20 and Democrats on the votes. That may be a 05:34:58
21 plausible argument, or it may be a hybrid 05:35:01
22 combination of the two. 05:35:04

23 Look, I will tell you, when we drafted 05:35:04
24 this nobody anticipated that the number 05:35:09
25 80 percent would ever show up at a 05:35:11

1 redistricting discussion. But by the same 05:35:13
2 token, in the end, that's an open question as 05:35:17
3 to what that means. And I will tell you, 05:35:21
4 because it's aspirational, at least that's the 05:35:24
5 view, that we certainly tried and I think 05:35:28
6 looking for competitive districts is one way to 05:35:31
7 try that. 05:35:33

8 The final map has 23 competitive 05:35:36
9 districts according to Dave's, of which most of 05:35:38
10 those lean -- or more of those lean Democrat 05:35:43
11 than lean Republican. 05:35:48

12 So looking at any count on any district 05:35:50
13 is a flawed process. To answer your question 05:35:52
14 as what representational proportionality means, 05:35:55
15 it first of all starts out, big assumption. 05:35:57
16 That if you draw a district that you think is 05:36:00
17 going to go Republican that that's the only 05:36:02
18 outcome that could happen, or Democrat, that's 05:36:05
19 the only outcome that could happen, and that's 05:36:06
20 not accurate. 05:36:08

21 We have plenty of examples where 05:36:09
22 Democrats win Republican seats that should be 05:36:11
23 55, 56 Republican, and Republicans win seats 05:36:14
24 that are 43, 44 Republican. 05:36:17

25 So elections matter, candidates matter, 05:36:20

1 election cycles matter. 05:36:25

2 And so, again, going back to the 05:36:28

3 baseline assumption as to what that means, I 05:36:30

4 think it's an aspirational goal. And I think 05:36:32

5 that certainly was a consideration in the 05:36:35

6 development of these maps. 05:36:37

7 Q. What does the aspirational goal mean to 05:36:39

8 you? 05:36:43

9 A. It means it's a goal. 05:36:43

10 Q. It's a goal. 05:36:46

11 A. It's -- the same thing, candidly, in 05:36:48

12 these maps that I worked with your clients to 05:36:51

13 meet an aspirational goal for more minority 05:36:53

14 influenced districts. 05:36:56

15 Q. So what did you do specifically to make 05:36:58

16 sure that there was representation 05:37:01

17 proportionality in this map? 05:37:04

18 MS. PFEIFFER: I'm going to object to 05:37:06

19 the extent that he has extensively answered 05:37:08

20 that throughout these almost three hours. 05:37:11

21 So if you have a specific question, I 05:37:14

22 think, you know, we want to answer the 05:37:17

23 questions, but insofar as -- he's been kind of 05:37:19

24 testifying to that throughout. I don't know 05:37:24

25 how he would be able to recap his entire 05:37:25

1	testimony.	05:37:30
2	BY MR. GILLIGAN:	05:37:30
3	Q. Well, let me ask.	05:37:32
4	What did you do to make sure that the	05:37:34
5	proportional -- proportion of Democratic and	05:37:37
6	Republican district corresponded closely to the	05:37:41
7	statewide preferences of the voters of Ohio	05:37:45
8	over the last ten years?	05:37:48
9	A. I think we've worked consistently to try	05:37:50
10	to make the numbers reflect in that range, and	05:37:53
11	I think they are. I mean, look, the question	05:37:57
12	is where are the numbers? What does that mean?	05:38:00
13	And because there is some ambiguity as to what	05:38:02
14	that means, the question is are they there? I	05:38:05
15	worked by trying to get compromise and	05:38:09
16	negotiate between the two parties.	05:38:11
17	Those negotiation resulted maybe a	05:38:13
18	little bit, maybe a lot, in the House and	05:38:16
19	Senate Republicans changing their proposals,	05:38:19
20	amending their proposed maps and reducing the	05:38:23
21	number of lean Republican seats that are	05:38:26
22	likely.	05:38:30
23	At the same time we worked with the	05:38:30
24	Democrats to try to get them to adjust their	05:38:32
25	maps. But I'll remind you that your clients	05:38:34

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

138

1	never offered or moved or seconded a single	05:38:36
2	amendment to the maps that were there. And	05:38:40
3	candidly, I tried to encourage them to do that.	05:38:43
4	I tried to encourage your clients to offer	05:38:46
5	amendments and make suggestions, and that just	05:38:48
6	didn't happen.	05:38:53
7	Q. But you said that you worked with the	05:38:55
8	Democrats, their mapmakers, and you and	05:38:56
9	Secretary LaRose in giving some input, correct?	05:39:05
10	A. We tried to find compromise, that's	05:39:07
11	correct.	05:39:09
12	Q. Okay. But you were able to work with	05:39:09
13	them on different adjustments that they could	05:39:11
14	make to their map?	05:39:13
15	A. We had certain areas of the maps that we	05:39:14
16	suggested that they adopt compromise areas,	05:39:18
17	yes.	05:39:20
18	Q. You had no --	05:39:21
19	A. I'm sorry.	05:39:22
20	Q. No, I'm sorry.	05:39:23
21	A. We never saw a completed map that	05:39:24
22	imported our suggestions. In fact, the map	05:39:29
23	that they subsequently released, picked up	05:39:31
24	almost zero of our suggestions.	05:39:35
25	Q. Thank you, Mr. Auditor. That's all I	05:39:37

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

139

1	have.	05:39:59
2	A. Thank you.	05:39:59
3	(Court Reporter Clarification.)	05:40:08
4	MS. PFEIFFER: We don't. We will read	05:40:08
5	our transcript.	05:40:15
6	THE VIDEOGRAPHER: This marks the end of	05:40:16
7	the deposition of Ohio Auditor, Keith Faber.	05:40:18
8	We are going off the record at 5:40 p.m.	05:40:20
9	(Deposition concluded at 5:40 p.m., 139)	05:40:49
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Reporter's Certificate

)
State of California)
)

I, Debra Bollman Farfan, Registered Diplomate Reporter and CSR No. 11648, in and for the State of California, do hereby certify:

That prior to being examined, the witness named in the foregoing deposition was by me duly sworn to testify to the truth, the whole truth, and nothing but the truth; That said deposition was taken down by me in shorthand at the time and place therein named and thereafter reduced to typewriting under my direction, and the same is a true, correct, and complete transcript of said proceedings;

I further certify that I am not interested in the event of the action. Witness my hand this 21st day of October, 2021.



Debra Bollman Farfan, CA CSR No. 11648
RDR, RMR, CRR, CRC

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

A			
ability	activities	22:25, 24:8,	ago
84:12, 84:20,	114:10	27:21, 34:23,	11:14, 69:4,
86:14, 89:9,	actual	47:13, 56:5,	107:24
89:11, 96:10,	29:9	56:11, 65:5,	agree
97:17, 97:18,	actually	65:13, 66:2,	11:25, 12:7,
102:3, 102:8,	11:15, 33:18,	66:4, 66:14,	12:14, 12:19,
131:1, 131:3,	38:1, 48:12,	66:19, 71:24,	66:7, 68:16,
132:15	59:16, 61:20,	80:1, 80:22,	89:12, 123:15
able	69:25, 74:20,	94:3, 98:4,	agreed
12:13, 24:15,	77:8, 80:22,	115:20	43:10, 81:23
69:19, 96:20,	84:9, 93:21,	afternoon	agreement
97:7, 97:24,	105:22, 109:1,	85:16, 94:18	29:16, 30:6,
103:19, 136:25,	111:3, 120:9	afterwards	30:7, 34:8,
138:12	addition	65:13	133:8
above	19:22, 34:10	again	ahead
59:22	adequately	12:9, 16:2,	21:9, 62:12,
absolutely	35:17	18:1, 20:4,	79:6, 116:20,
78:15, 93:3,	adjourned	20:23, 21:21,	116:21
110:16	27:21	27:7, 30:21,	air
accept	adjust	31:7, 33:10,	28:16, 31:21
22:17	137:24	33:18, 36:5,	aircraft
accepted	adjustments	40:3, 40:17,	30:10
73:8, 73:11	138:13	41:21, 42:22,	aircrafts
access	adopt	43:4, 45:7,	30:10
29:24, 30:1,	138:16	47:14, 48:20,	airplanes
37:5, 37:6,	adopted	48:24, 50:4,	65:20
37:13, 37:24,	106:23, 108:1,	52:9, 55:8,	akron
84:8, 86:11,	114:8	55:9, 57:11,	19:14, 40:8
98:21, 99:25,	advanced	59:3, 61:5,	al
100:10, 104:12	134:15	62:21, 66:23,	1:5, 1:9, 3:3,
according	advantage	67:5, 70:4,	3:17, 4:4, 4:13,
63:16, 135:9	61:12, 69:17,	71:3, 71:19,	5:14, 10:6, 10:7
accordingly	108:16, 117:15,	72:1, 72:3,	alex
12:6	118:19, 118:20,	72:8, 72:23,	28:15, 31:17,
accurate	119:13	73:10, 74:17,	31:20, 62:16,
20:22, 21:24,	advice	74:20, 76:17,	78:20
22:11, 92:23,	126:23, 129:24,	81:19, 83:9,	all
104:23, 105:9,	130:7, 130:8	83:19, 85:15,	14:8, 18:17,
135:20	advise	86:2, 86:9,	19:18, 21:7,
achieve	115:7	86:25, 91:21,	23:6, 24:11,
36:13	affairs	92:7, 92:17,	24:21, 25:2,
aclu	28:15, 62:17,	98:9, 98:11,	28:3, 28:9,
3:19	78:19	100:8, 105:25,	29:1, 32:12,
act	afraid	109:12, 124:23,	34:24, 38:8,
114:4, 120:2	29:7, 31:7,	126:10, 126:17,	40:8, 41:15,
action	31:8	130:5, 132:12,	42:19, 43:23,
114:7, 140:19	after	132:21, 136:2	47:15, 48:5,
	22:1, 22:19,	against	49:25, 52:1,
		84:13, 84:16	

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>55:8, 63:7, 63:8, 67:6, 71:25, 74:13, 76:7, 79:20, 79:21, 79:23, 80:4, 81:6, 84:22, 87:25, 89:10, 92:17, 95:23, 97:14, 97:16, 99:18, 101:2, 103:25, 108:17, 110:2, 110:24, 115:10, 118:18, 122:21, 125:13, 135:15, 138:25 allied 35:13, 117:22 allocate 21:3 allocated 99:17 allocating 18:8, 19:20 allow 38:24 allowing 116:5 alluded 105:14 almost 29:8, 31:6, 108:12, 136:20, 138:24 along 80:10 alora 4:5 already 44:19, 49:22, 53:25 also 8:1, 34:9, 34:11, 36:8, 87:14, 91:18, 106:13, 119:23, 134:14 alternative 58:25</p>	<p>always 27:6, 42:2, 48:6, 72:14, 84:1, 110:25, 114:22, 119:17, 121:23 ambiguity 137:13 ambiguous 49:18 amenable 87:25 amended 63:25 amending 137:20 amendment 71:12, 106:5, 110:9, 110:20, 110:22, 111:10, 112:7, 124:10, 125:17, 130:18, 133:15, 138:2 amendments 25:9, 39:22, 46:18, 68:23, 71:12, 72:13, 72:15, 72:20, 73:9, 73:11, 74:15, 74:19, 74:21, 74:24, 75:5, 75:8, 105:16, 105:23, 107:5, 108:3, 110:11, 111:4, 112:3, 114:18, 138:5 american 4:6 amerino@organleg- al 6:9 analyses 9:18 analysis 60:15, 76:5, 79:5, 97:8, 97:25, 98:15,</p>	<p>119:3 another 17:5, 18:15, 61:17, 70:17, 72:6, 78:20, 87:20, 88:8, 110:2, 111:20, 111:22, 128:21, 129:23, 133:13 answer 11:22, 12:12, 12:18, 12:24, 26:2, 26:21, 30:4, 31:25, 34:19, 50:12, 60:10, 61:22, 63:20, 95:16, 100:15, 101:17, 101:20, 102:24, 103:2, 103:3, 103:6, 103:8, 103:9, 103:10, 103:11, 103:12, 103:17, 103:20, 104:6, 104:10, 104:13, 108:5, 108:20, 109:3, 112:24, 115:8, 116:9, 123:12, 126:9, 135:13, 136:22 answered 73:21, 100:22, 100:23, 101:1, 103:19, 111:16, 119:4, 136:19 answers 11:20, 29:15, 43:10 anti-competitive 123:22 anti-gerrymander- ing 124:9 anticipate 111:2 anticipated 69:7, 108:9,</p>	<p>108:10, 110:8, 110:24, 134:24 any 12:16, 13:2, 13:12, 14:1, 15:23, 16:1, 18:24, 19:23, 21:15, 21:25, 22:25, 24:2, 25:4, 26:19, 32:25, 33:8, 34:16, 37:22, 44:18, 48:21, 49:9, 49:20, 49:21, 50:6, 50:7, 55:2, 57:2, 59:4, 59:5, 65:21, 69:23, 70:3, 70:24, 71:5, 71:7, 72:6, 72:20, 85:25, 90:8, 91:18, 92:3, 92:19, 96:9, 96:10, 99:1, 99:3, 102:14, 102:16, 104:3, 108:12, 114:23, 116:15, 116:19, 116:24, 125:24, 128:5, 128:16, 129:14, 129:19, 132:10, 132:12, 135:12 anybody 21:4, 131:22 anymore 71:16, 115:8 anyone 22:21 anything 21:12, 31:20, 55:3, 96:13, 122:8, 130:10 anytime 83:23 aos 9:16, 9:17,</p>
---	--	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>9:19, 53:17, 53:20, 56:16, 62:14, 75:16, 77:16, 78:6 apologize 116:17 apparently 40:25, 41:4, 54:15, 60:10 appear 51:9, 51:23, 77:24, 92:22 appeared 29:8 application 130:22 applies 121:25 apply 130:23 appreciate 32:16, 97:21, 102:7, 116:8 appreciated 79:9 apprehension 89:4, 89:20 apprehensions 90:8 apprehensive 90:7 approach 20:19 appropriate 81:6 approve 130:12 approved 129:16 arbitration 121:17 area 17:3, 17:7, 17:24, 18:2, 18:3, 18:22, 18:23, 19:12, 20:10, 21:6, 26:22, 40:10,</p>	<p>48:21, 48:24, 49:1, 49:3, 49:4, 58:5, 81:22, 106:16 areas 25:21, 29:18, 35:22, 40:14, 46:15, 48:23, 49:5, 49:8, 61:8, 71:4, 79:24, 83:16, 92:15, 119:21, 138:15, 138:16 arena 7:7 argue 124:11 argument 92:19, 121:14, 134:12, 134:14, 134:21 arguments 93:14, 127:9 arm-in-arm 32:21 arms 114:5 around 16:13, 16:22, 17:13, 17:15, 19:14, 20:16, 40:9, 43:8, 48:16, 55:21, 58:7, 61:6, 94:2, 119:17, 129:23 arrived 35:8 article 49:10, 49:12, 105:17, 107:5, 108:3, 113:17, 123:24, 124:6, 124:13, 132:23, 133:1, 133:20 articles 90:20 ashley 6:5, 116:22</p>	<p>asked 16:1, 16:24, 16:25, 17:1, 19:7, 26:7, 28:2, 28:4, 35:7, 35:25, 36:18, 44:3, 53:3, 57:10, 62:4, 62:18, 72:8, 76:7, 77:1, 78:23, 80:25, 93:4, 93:13, 94:5, 94:23, 100:14, 100:22, 101:1, 101:15, 101:16, 102:25, 111:15, 119:3, 127:8, 127:12, 127:25, 129:11 asking 12:19, 13:5, 13:9, 15:14, 16:11, 16:21, 18:18, 21:11, 36:25, 47:15, 63:14, 63:24, 87:1, 93:1, 101:12, 101:18, 115:23, 126:4, 128:24, 129:13, 132:2, 133:6 aspirational 43:20, 90:22, 91:22, 133:21, 135:4, 136:4, 136:7, 136:13 assembly 106:17, 113:12 assessments 89:9, 131:2 assume 120:10, 120:23 assumed 72:14 assumption 135:15, 136:3 assurances 91:10</p>	<p>assured 132:17 athomas@acluohio 4:10 attached 9:13 attachment 93:25 attacking 116:8 attempt 127:18 attend 28:13 attendance 31:18 attention 113:9 attorney 11:17, 115:16, 116:4 auditor 1:14, 2:1, 7:15, 8:5, 9:4, 10:4, 10:19, 10:25, 11:8, 50:24, 51:6, 52:18, 72:25, 73:20, 73:23, 75:17, 80:10, 84:22, 85:13, 94:13, 94:18, 113:6, 113:25, 117:7, 134:9, 138:25, 139:7 auditor's 96:11, 128:11 august 73:1, 95:2, 95:7, 95:9, 95:13, 98:14, 99:2, 102:15, 107:24 available 25:2, 25:3 ave 4:17 avenue 3:20, 5:8, 6:18</p>
---	---	--	---

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>avoid 118:4, 118:6</p> <p>aware 13:4, 132:9, 132:12</p> <hr/> <p style="text-align: center;">B</p> <hr/> <p>baby 120:17</p> <p>back 24:4, 25:15, 25:16, 25:25, 26:2, 27:9, 30:13, 30:17, 31:14, 31:17, 31:20, 31:24, 32:15, 33:22, 34:24, 46:22, 47:16, 54:22, 56:25, 59:22, 62:22, 76:2, 85:7, 88:24, 100:17, 100:20, 100:25, 101:12, 101:19, 101:24, 102:6, 102:11, 102:12, 103:1, 103:17, 105:17, 106:2, 106:16, 110:20, 112:13, 133:25, 134:10, 136:2</p> <p>background 110:7</p> <p>bad 90:11</p> <p>balance 33:24</p> <p>balloon 21:4, 21:6</p> <p>ballot 93:17, 107:10, 108:17, 110:2</p> <p>bandied 33:22</p> <p>based 33:16, 40:18, 42:9, 52:1,</p>	<p>61:12, 98:12, 108:23</p> <p>baseline 136:3</p> <p>bases 92:8</p> <p>basically 54:19, 54:25, 68:15, 77:4, 86:19, 124:17</p> <p>basis 92:3</p> <p>bates 53:16, 75:15, 77:15</p> <p>became 45:22, 68:8</p> <p>because 11:23, 12:9, 16:14, 21:19, 23:7, 24:5, 24:10, 24:17, 34:6, 35:16, 37:21, 38:17, 40:8, 41:17, 49:24, 55:8, 57:19, 61:5, 66:25, 67:6, 67:20, 69:3, 69:11, 79:15, 79:23, 80:4, 86:17, 88:11, 89:10, 91:21, 93:13, 94:6, 99:22, 100:17, 104:21, 107:13, 108:6, 108:11, 108:14, 109:23, 109:24, 110:5, 110:17, 110:25, 111:18, 124:13, 131:2, 133:7, 133:24, 135:4, 137:13</p> <p>become 68:18</p> <p>becomes 114:9</p>	<p>been 11:7, 11:13, 13:19, 14:7, 14:10, 14:17, 16:21, 17:9, 17:10, 18:12, 19:25, 21:22, 27:15, 34:25, 38:11, 41:2, 42:20, 44:2, 48:16, 48:17, 49:24, 50:2, 52:2, 54:25, 56:6, 57:17, 57:20, 58:2, 58:4, 58:6, 58:12, 59:8, 59:15, 62:22, 63:18, 69:3, 70:17, 74:5, 74:14, 76:22, 78:8, 78:10, 78:21, 80:23, 83:24, 83:25, 88:21, 92:21, 92:23, 93:9, 96:20, 97:7, 97:24, 98:16, 108:14, 108:15, 115:15, 115:25, 117:12, 120:9, 129:24, 129:25, 130:8, 130:17, 130:19, 131:7, 132:17, 134:14, 136:23</p> <p>before 2:11, 11:7, 12:18, 14:7, 14:17, 14:18, 21:22, 22:2, 36:6, 47:20, 51:5, 59:15, 66:5, 68:14, 68:22, 71:25, 74:7, 74:8, 74:23, 74:24, 75:19, 77:17,</p>	<p>91:9, 93:7, 93:9, 93:22, 94:4, 96:3, 96:8, 96:13, 103:10, 106:17, 106:23, 115:4, 129:19, 130:17</p> <p>beget 100:15</p> <p>begin 12:12, 94:25</p> <p>beginning 29:5, 35:5, 53:15, 57:10, 57:12, 69:2, 80:24, 112:14</p> <p>begins 10:3</p> <p>behalf 3:2, 3:16, 4:3, 4:13, 5:3, 5:13, 6:3, 6:13, 7:3, 7:13, 32:3, 85:14, 116:23, 116:25</p> <p>behind 70:21</p> <p>being 16:16, 20:8, 20:15, 33:1, 34:5, 45:24, 61:15, 87:20, 88:21, 134:6, 140:10</p> <p>belief 87:18</p> <p>believe 14:14, 15:6, 17:21, 21:24, 25:13, 27:15, 27:19, 27:24, 28:6, 28:7, 39:3, 39:11, 44:6, 62:22, 66:12, 73:7, 75:3, 79:17, 87:22, 91:21, 95:6, 97:4,</p>
---	---	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>101:7, 105:13, 105:20, 106:8, 106:10, 107:21, 117:20, 117:22, 130:14, 131:20 believed 29:11, 57:8, 92:16 bender 3:5 bennett 4:13, 85:15 besides 87:24, 92:3 best 12:12, 12:25, 13:18, 37:8, 46:25, 47:3, 69:12, 70:12, 73:25, 78:12, 92:10 better 17:25, 31:12, 81:3, 86:18, 109:24, 121:10 between 22:6, 23:15, 23:20, 24:2, 24:13, 30:25, 33:1, 34:9, 34:11, 44:19, 49:21, 69:21, 71:9, 86:16, 118:9, 119:5, 137:16 bfunari@reedsmith 5:11 big 15:11, 135:15 bigger 60:6, 61:21 bilchak 28:15, 62:16 bill 104:25, 106:3, 107:23 bills 114:17</p>	<p>bind 77:25 binder 76:4, 77:1, 77:22 bipartisan 24:16, 24:19, 44:6, 67:13, 67:24, 70:14, 85:22, 86:1, 87:25, 88:16, 90:5, 90:16, 94:7, 108:11, 112:2, 112:9 bit 25:12, 27:9, 51:4, 89:23, 99:4, 102:17, 137:18 bite 56:8 blake 32:18 bleed 50:9 blends 47:15 blocks 35:18 blue 51:16, 52:6 board 15:11, 125:3 boat 16:5 bob 6:14, 44:8, 44:22, 45:6, 66:6, 66:18, 70:11, 70:18, 86:4, 131:13 body 114:4, 114:5 bollman 1:24, 2:11, 10:16, 11:21, 11:23, 12:13, 140:7, 140:25</p>	<p>border 20:25 both 26:23, 40:7, 41:25, 44:8, 56:7, 66:1, 66:7, 66:13, 81:7, 81:17, 82:12, 86:6, 90:3, 91:2, 98:5, 99:16, 99:23, 105:6, 107:12, 117:9, 123:15, 133:18 bottom 75:24 bounce 84:16 boundaries 113:12, 119:11 brad 5:5 brady 3:5 brand-new 46:9 break 12:17, 12:19, 30:20 breaking 18:11 brennan 5:16 bria 4:13 bring 23:8, 120:3 broad 4:7, 7:18 broadway 5:17 broke 44:4 bubble 52:6 bubbles 51:15, 51:16 budgets 114:19</p>	<p>building 38:9, 38:10 bunch 54:17, 64:14 burling 3:8, 11:2 buying 101:9 bwc 38:8, 38:10</p> <hr/> <p style="text-align: center;">C</p> <hr/> <p>ca 1:25, 3:12, 140:25 california 2:15, 28:17, 31:21, 62:23, 140:4, 140:9 call 43:19, 53:3, 53:6, 55:22, 56:1, 56:10, 62:4, 62:7, 62:10, 64:21, 123:25, 124:3 called 10:20, 30:19, 41:1, 57:4, 88:25 came 25:25, 38:7, 39:19, 40:8, 44:11, 67:3, 68:20, 77:22, 79:4, 89:23, 106:24 camp 110:13, 110:14 camps 81:8, 109:9, 110:12, 111:13 can't 11:23, 12:4, 25:4, 26:9, 27:7, 67:5, 71:5, 76:23, 98:7, 109:5,</p>
---	--	--	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>114:4, 120:25, 121:24 candidates 135:25 candidly 20:5, 24:17, 25:5, 34:6, 55:5, 60:15, 76:9, 79:6, 87:10, 88:15, 93:13, 119:4, 136:11, 138:3 cannot 13:2 capable 97:11 care 83:17 cared 83:18 careful 109:19, 109:20, 109:22 carefully 108:2 carey 3:18 carrier 30:10 case 1:7, 10:8, 97:22, 106:4, 109:23, 115:20, 120:19, 122:8 cases 45:9 cast 104:16 caucus 105:24, 115:5, 120:4, 120:5, 125:23, 127:6, 133:18 caucuses 98:19, 100:11 caught 111:6 causing 21:8</p>	<p>cautious 40:2 census 35:18 center 5:16 centers 119:19 central 16:12, 16:21, 25:20, 40:6, 83:13 centre 5:7 ceremonial 65:15, 65:16, 66:23 certain 35:22, 59:9, 61:7, 71:4, 138:15 certainly 27:21, 28:2, 33:21, 36:4, 38:14, 48:6, 49:16, 84:2, 87:2, 87:15, 90:22, 91:6, 91:14, 92:18, 95:18, 96:8, 96:9, 106:13, 108:13, 109:16, 120:13, 121:17, 121:20, 123:19, 127:18, 128:19, 135:5, 136:5 certificate 140:1 certified 2:13, 2:14 certify 140:9, 140:18 chamber 133:17 chambers 86:17 chance 72:21, 80:4,</p>	<p>121:10 change 55:3, 61:21 changes 19:8, 19:11, 26:8, 123:24 changing 137:19 check 16:10 chief 8:2, 8:4, 28:14, 32:10, 32:11, 62:17, 70:2, 70:19, 84:1, 128:12 chosen 20:19 cincinnati 25:21, 40:6, 40:24, 41:6, 48:15, 83:10 circles 43:8 cities 43:16, 118:6, 124:15, 132:14 city 3:20, 41:5, 119:10, 122:25 civil 4:6 claims 120:11 clarification 32:17, 112:18, 139:3 clarified 96:24 clarify 13:25, 32:24, 34:15, 36:17, 36:23, 37:25, 38:12, 39:2, 41:12, 47:2, 63:4, 74:7, 82:11, 86:22 clean 99:3, 102:16</p>	<p>clear 37:12, 44:5, 68:8, 68:11, 68:18, 70:10, 75:3, 87:17 clearly 16:16, 51:1, 114:2 cleveland 20:10, 20:16, 20:20, 20:23, 122:25 client 69:8, 112:24, 115:8, 134:17 clients 133:9, 134:17, 134:18, 136:12, 137:25, 138:4 close 45:24, 60:8, 67:16, 133:12 closely 29:22, 82:6, 137:6 closer 42:13 clustered 119:8, 119:9, 119:20 clustering 119:13 collaborative 5:3, 5:13 colleagues 94:23 columbia 41:1, 41:2 columbus 3:21, 6:8, 7:9, 7:19, 17:13, 48:16, 58:5, 83:11 com 3:14, 5:11, 6:9, 6:21, 7:10 combination 88:4, 134:22</p>
---	--	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>come 38:8, 39:20, 60:4, 90:2, 91:23, 109:10, 122:3 comes 21:1, 82:3 coming 69:7, 71:17, 87:5, 110:12, 110:13, 111:13 comment 44:7, 77:3, 86:23, 87:8, 100:3 comments 126:23 commission 1:9, 6:4, 10:7, 13:7, 14:8, 21:18, 21:23, 22:20, 22:22, 23:7, 23:15, 25:7, 34:12, 39:5, 39:6, 41:20, 49:21, 57:24, 63:9, 64:10, 64:14, 64:17, 64:24, 65:2, 65:5, 69:22, 73:8, 73:12, 74:9, 74:13, 76:6, 77:7, 94:25, 95:1, 95:9, 95:15, 96:1, 96:2, 96:13, 97:14, 99:11, 99:18, 104:5, 104:25, 105:7, 111:14, 111:25, 112:1, 113:10, 113:15, 113:20, 113:23, 114:4, 114:8, 114:9, 115:4, 116:23, 117:10, 117:19, 126:16, 126:18,</p>	<p>126:19, 126:20, 129:16, 134:16 commission's 22:18, 114:9 commissioners 28:25, 125:24 commit 29:10 committee 22:14, 22:16, 105:24, 133:19 committees 79:21 common 63:11 communication 129:12 communications 103:15 communities 18:11, 25:18, 40:12, 40:13, 40:15, 43:15, 43:19, 44:13, 82:1 community 40:25, 82:8 community's 41:4 compact 18:20, 124:14 compactness 43:15, 117:13, 118:7, 118:23 compare 126:5 comparison 79:22, 84:20, 126:11, 126:12 competing 111:12, 111:25 competitive 33:17, 42:7, 42:9, 42:11, 42:19, 61:8, 118:14, 123:6, 123:8, 123:9, 123:18, 135:6,</p>	<p>135:8 competitiveness 118:13, 122:13, 122:17, 124:1, 128:2 complaints 92:14 complete 12:11, 13:3, 140:16 completed 78:1, 138:21 completely 73:16, 73:18, 81:23, 121:15 compliance 127:2, 132:18 compliant 91:19 comply 90:20, 118:12 components 91:11 compromise 28:1, 29:13, 30:5, 44:2, 44:25, 47:25, 48:8, 48:10, 49:1, 66:11, 67:11, 68:9, 68:10, 68:12, 70:5, 70:9, 70:14, 70:25, 72:1, 83:15, 83:21, 86:6, 86:13, 86:16, 86:19, 87:11, 87:15, 87:17, 90:5, 90:12, 90:17, 111:7, 118:17, 120:5, 122:20, 123:14, 137:15, 138:10, 138:16 compromises 45:15, 48:12 computer 35:8, 37:15,</p>	<p>59:1, 84:14 computers 37:2 concept 50:2, 63:21, 117:25, 118:2, 118:11, 118:15, 119:7, 123:14, 132:20 concern 19:23 concerned 16:8, 17:6, 29:6, 69:5, 77:3 concerns 16:13, 16:20, 17:2, 17:20, 18:22, 18:24, 19:13, 19:24, 20:14, 20:20, 35:12, 42:1, 81:4, 81:20, 123:21, 132:5, 132:12 concluded 139:9 conclusion 60:4, 68:20, 87:5 conduct 102:3 conference 15:7, 28:8, 36:10, 81:13, 83:7, 95:7 confirm 50:25, 51:21, 115:23 conflating 75:2 congressional 98:4, 104:20 consensus 45:14, 47:25, 48:3 consider 35:17, 91:9 consideration 111:14, 136:5</p>
---	---	--	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>considered 103:11 consistent 112:10 consistently 137:9 constitution 9:20, 24:18, 49:10, 55:3, 91:13, 93:16, 112:3, 113:7, 114:1, 114:12, 118:5, 124:10, 127:17, 127:23, 132:19 constitutional 7:17, 16:9, 20:11, 38:25, 43:14, 61:13, 76:10, 78:25, 79:14, 81:3, 88:14, 89:7, 90:19, 91:4, 92:6, 95:19, 95:23, 96:21, 97:8, 98:1, 99:20, 105:15, 106:5, 110:9, 110:22, 112:2, 112:6, 119:2, 122:23, 123:4, 125:17, 127:3, 129:7, 129:17, 130:2, 130:13, 130:22, 131:6, 131:18, 133:15 constitutionality 61:3, 79:5, 127:9 constitutionally 82:2 consultation 133:8 contemplated 111:23 contemplating 108:3 context 113:24</p>	<p>continue 46:8, 47:8, 50:7, 79:7, 100:25 continuum 49:25 controlling 133:22 convened 64:11, 64:14, 64:25 convening 95:8 conversation 26:1, 26:6, 26:17, 45:1, 45:8, 46:24, 53:10, 59:25, 62:6, 70:16, 71:13, 81:10, 91:25, 99:11, 109:14 conversations 23:2, 23:6, 23:11, 23:14, 23:19, 24:2, 24:6, 25:3, 26:23, 27:3, 27:4, 30:1, 34:12, 34:17, 34:20, 34:22, 36:3, 36:16, 42:25, 44:16, 44:18, 44:22, 46:23, 50:3, 65:19, 65:21, 66:1, 66:13, 66:18, 67:15, 68:6, 71:4, 71:17, 71:24, 87:3, 92:4, 104:10, 131:24 convey 28:23 convince 131:17 convinced 90:18</p>	<p>cooperation 88:23 cooperative 115:25 copies 15:14 copy 15:12, 15:15, 15:16, 15:18, 15:20, 93:10, 113:6 core 119:19 correct 22:10, 28:1, 33:5, 34:13, 34:14, 37:7, 37:11, 39:6, 39:8, 41:18, 48:1, 48:2, 49:5, 52:7, 52:20, 53:4, 53:5, 54:1, 54:2, 54:12, 54:23, 64:17, 73:2, 80:18, 85:23, 85:24, 95:12, 95:15, 98:25, 99:5, 99:9, 99:10, 102:13, 102:18, 102:22, 103:5, 104:2, 104:6, 104:15, 104:20, 104:21, 105:2, 105:3, 107:3, 113:20, 113:22, 115:6, 119:25, 120:1, 120:11, 120:20, 120:21, 122:14, 122:15, 122:17, 122:18, 124:2, 124:10, 125:12, 125:19, 125:20, 128:11, 128:12, 131:4, 131:20, 138:9, 138:11, 140:16</p>	<p>correctly 12:14, 119:1, 132:17 corresponded 137:6 cost 108:12 could 11:4, 12:11, 16:4, 16:22, 20:11, 24:5, 25:2, 26:25, 27:11, 30:7, 34:8, 37:14, 38:12, 38:20, 40:22, 42:12, 42:13, 42:24, 43:12, 43:18, 43:21, 44:2, 44:8, 50:14, 50:24, 51:18, 51:19, 52:10, 52:15, 52:22, 53:1, 53:3, 53:14, 54:3, 54:24, 56:6, 56:15, 56:21, 57:8, 57:17, 58:4, 58:16, 59:18, 59:20, 61:18, 61:20, 62:1, 62:8, 62:11, 62:13, 63:11, 65:19, 66:10, 67:24, 69:17, 69:25, 71:2, 72:10, 74:5, 75:13, 75:23, 76:8, 76:16, 77:14, 78:4, 78:21, 79:1, 80:6, 82:1, 82:7, 83:15, 83:20, 86:6, 86:13, 87:14, 88:4, 88:9, 89:22, 90:1, 90:4,</p>
---	--	--	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>92:10, 100:5, 108:13, 108:15, 112:15, 112:16, 112:25, 117:2, 118:15, 118:17, 121:17, 124:25, 128:22, 135:18, 135:19, 138:13 couldn't 24:11, 37:14, 72:9, 111:6 counsel 8:2, 32:3, 89:6, 91:15, 126:16, 126:18, 126:21, 126:24, 128:6, 128:7, 128:10, 128:13, 128:17, 128:19, 128:21, 129:6, 129:23 count 134:7, 135:12 counterproposal 47:11, 47:12, 47:17, 47:19, 47:20 counties 18:7, 43:17, 44:14, 54:25, 57:8, 58:11, 118:6, 124:15 counts 134:10 county 17:12, 17:16, 18:18, 20:1, 21:2, 40:9, 57:16, 57:17, 57:25, 58:4, 60:1, 60:2, 60:5, 60:7, 60:13, 60:18, 60:22, 60:23, 60:25, 61:15, 61:23, 119:11 couple 39:12, 39:13,</p>	<p>75:2, 96:15 court 1:1, 10:7, 10:15, 11:21, 100:16, 100:24, 101:12, 101:18, 101:24, 102:6, 102:10, 103:1, 112:16, 112:18, 114:25, 116:11, 139:3 court's 133:5 courtesy 115:13, 115:22, 116:5 covington 3:8, 11:2 crc 140:26 created 76:5, 78:24 criteria 78:24 cross-talking 103:24, 111:21 crr 140:26 csr 1:25, 140:8, 140:25 cupp 6:14, 14:23, 19:1, 21:17, 22:1, 26:16, 26:18, 36:1, 36:19, 44:8, 44:23, 45:6, 46:10, 57:3, 65:22, 66:1, 66:3, 66:6, 66:13, 67:2, 70:9, 70:19, 70:24, 86:4, 87:8, 91:6, 96:25, 127:11, 131:9, 131:14 cycles 136:1</p>	<p style="text-align: center;">D</p> <p>dad 36:9 daniel 8:6, 50:14, 51:3, 51:18, 52:15, 54:3, 56:22, 58:16, 59:19, 64:7, 75:14, 75:24, 76:2, 77:14, 78:4, 80:8 darn 45:23 data 38:18, 108:14 date 10:9, 13:9, 21:20, 23:23, 24:7, 59:7, 64:16, 69:21, 95:3, 95:4 dates 22:15, 23:4, 27:7, 86:25 dave's 35:16, 38:14, 54:13, 57:23, 59:2, 76:18, 79:11, 84:11, 84:13, 84:15, 96:6, 135:9 david 3:6, 3:7, 3:18 day 14:7, 14:17, 14:18, 15:15, 21:22, 36:6, 37:16, 39:10, 45:20, 47:14, 64:9, 64:18, 64:21, 64:22, 65:8, 65:10, 66:22, 67:15, 70:17, 70:19, 72:6, 72:11, 74:24, 90:13,</p>	<p>140:19 dayton 16:13, 16:22, 17:4, 17:7, 17:10, 18:22, 25:21, 40:6, 48:11, 48:14, 83:10 dcarey@acluohio 3:22 deadline 67:10, 67:12 deal 67:8, 70:23 debate 73:12, 133:16, 133:19 debated 133:20 debating 133:17 debra 1:24, 2:11, 10:15, 11:21, 140:7, 140:25 decent 44:1, 49:17 decide 121:15 decisions 18:11, 20:7, 20:12, 26:22, 35:21 deed 80:2 defenses 120:11 defensive 69:15 defiance 18:17 define 90:24 definition 101:22 degree 120:21 delaware 57:16, 57:17,</p>
---	--	--	---

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>57:25, 58:4, 58:11 deliberation 133:16 deliberative 112:11, 114:22 demanded 91:9 democrat 17:17, 18:2, 29:21, 30:25, 39:21, 42:15, 57:21, 79:8, 81:1, 98:19, 99:16, 109:21, 119:12, 119:19, 123:1, 134:5, 135:10, 135:18 democratic 32:6, 63:5, 80:11, 80:16, 110:14, 120:4, 125:5, 137:5 democrats 28:8, 37:19, 57:15, 58:22, 59:6, 59:16, 60:1, 60:24, 81:8, 92:15, 100:5, 118:10, 119:2, 119:7, 119:20, 125:14, 134:20, 135:22, 137:24, 138:8 denuyl 3:6 depending 21:2, 90:24 depends 120:12 deployment 28:17, 28:18, 31:21 deponent 9:3 depos 10:12, 10:16 deposed 11:7, 11:13</p>	<p>deposition 1:13, 2:1, 10:4, 10:13, 11:19, 50:17, 75:11, 77:11, 102:4, 102:9, 113:2, 115:20, 116:2, 122:12, 129:2, 139:7, 139:9, 140:11, 140:13 depositions 12:10 deputy 28:14, 62:16 derek 8:7, 10:11 described 109:1, 110:12, 111:12 description 9:14 deselected 55:16 design 88:16 designated 25:14 detail 38:16 detailed 79:2, 79:22, 104:10 determine 79:1 determined 42:21 determining 123:8 development 136:6 dewine 7:14 diagram 122:4 difference 122:7 different 17:9, 20:19,</p>	<p>27:5, 34:2, 34:22, 36:4, 41:15, 42:22, 42:23, 43:6, 43:10, 68:6, 73:19, 82:15, 83:8, 84:14, 87:3, 101:22, 110:3, 124:19, 138:13 difficult 61:7 diligence 127:14 diplomacy 35:3, 50:5 diplomate 2:12, 140:7 direct 28:12, 28:23, 42:25, 77:7 directed 27:25, 28:2 direction 140:15 directly 39:7 director 28:19 dirossi 13:19, 14:24, 19:5, 30:2, 31:18, 32:1, 32:22, 37:9, 56:19, 62:4, 62:6, 131:10, 131:11 dirossi's 14:25 disagree 100:18 disagreement 92:2 disagrees 121:14 disappointed 47:1, 47:2, 47:5</p>	<p>disappointing 109:12 disappointment 19:20, 105:5 disbursed 119:21 discoverable 52:2 discovery 51:24, 57:6, 75:21, 115:18 discuss 22:5, 22:20, 27:25, 64:5, 77:8 discussed 18:21, 19:16, 22:8, 44:15, 44:19, 47:24, 49:23, 49:25, 53:9, 53:11, 53:25, 71:10 discussing 21:12, 39:7, 43:2, 56:24, 77:25, 86:21 discussion 19:25, 44:24, 58:14, 66:4, 72:5, 85:25, 88:5, 93:18, 104:12, 111:7, 112:21, 122:21, 135:1 discussions 21:16, 21:25, 22:25, 30:14, 31:13, 33:8, 49:20, 71:8, 72:12, 84:5, 93:17, 95:19, 95:20 dispute 120:19, 121:25 disputes 120:24 disrespectful 32:8</p>
---	---	--	---

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>district 7:7, 17:8, 17:11, 17:15, 18:6, 18:7, 18:16, 18:19, 54:17, 55:10, 55:13, 55:15, 58:10, 60:8, 113:12, 135:12, 135:16, 137:6 districts 42:8, 42:9, 42:12, 54:19, 54:24, 55:6, 55:7, 60:3, 60:14, 61:9, 61:18, 61:21, 61:22, 109:25, 113:14, 113:15, 117:24, 118:1, 118:8, 118:14, 119:10, 122:14, 122:22, 122:25, 123:2, 123:5, 123:6, 123:17, 123:18, 123:22, 124:14, 124:16, 124:24, 125:19, 135:6, 135:9, 136:14 divides 97:20 doable 30:12 document 9:18, 51:1, 51:2, 51:4, 51:19 documents 115:19, 115:21 doing 25:13, 50:4, 52:11, 69:5, 81:14, 110:8, 112:19, 134:7 done 16:16, 16:17, 26:20, 27:12,</p>	<p>55:6, 68:21, 70:13, 79:22, 95:13, 95:17, 95:18, 97:25, 109:17, 127:14, 132:17 down 21:1, 37:1, 39:21, 40:25, 41:10, 44:4, 44:11, 46:2, 51:19, 54:3, 56:22, 58:15, 58:16, 64:7, 65:15, 66:22, 67:20, 67:21, 68:16, 75:23, 113:1, 140:13 downstream 121:4 dozen 82:24, 87:2 dozens 87:2 draft 74:12, 74:15, 93:15, 113:15, 127:15, 128:1 drafted 13:16, 14:1, 76:23, 110:21, 113:21, 115:5, 134:23 drafting 13:12, 105:15, 105:23, 108:2, 128:1 drag 54:16 draw 17:14, 33:17, 38:24, 39:22, 39:23, 43:12, 46:9, 49:16, 60:14, 61:20, 84:12, 109:5, 110:25, 113:9, 118:1, 118:8,</p>	<p>118:14, 119:15, 122:21, 123:6, 123:18, 124:24, 135:16 drawer 32:23, 81:15 drawers 36:11, 37:2, 37:6, 37:9, 39:20, 42:15, 83:7, 88:23, 131:8, 131:10 drawing 16:3, 26:10, 33:19, 35:22, 37:18, 37:20, 38:1, 38:10, 38:12, 38:19, 59:16, 63:22, 73:18, 80:12, 80:20, 81:15, 82:12, 82:20, 84:7, 95:18, 96:18, 96:19, 98:15, 98:20, 99:9, 102:22, 104:4, 104:19, 119:1, 123:4, 124:14, 125:18 drawn 21:5, 41:5, 61:15, 111:1, 122:22, 125:2, 125:22, 125:25 drew 36:11, 40:9, 42:9, 44:1, 79:11 driving 26:12 dublin 6:7, 58:8, 58:9, 58:10 due 101:2, 103:25, 127:14 duly 10:20, 140:11</p>	<p>during 11:18, 93:23, 99:11, 107:2, 117:19 dynamics 21:8, 108:7</p> <hr/> <p style="text-align: center;">E</p> <hr/> <p>each 24:7, 24:13, 31:6, 34:19, 52:13, 78:23, 79:1, 81:22, 86:15, 113:13 eager 45:5 earlier 20:15, 47:10, 47:23, 73:23, 80:10, 93:12, 98:13, 105:4, 117:11, 129:2 early 20:3, 36:5, 62:23, 81:11, 96:16, 99:11, 100:9, 104:16 eat 56:8 edu 5:19 education 114:14 effect 97:2 efficient 114:14 effort 99:1, 102:14, 125:16 eight 15:17, 40:19 either 14:22, 19:3, 39:25, 56:4, 57:23, 65:14, 69:14, 78:19, 100:10, 130:7</p>
---	--	--	---

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>elected 32:9</p> <p>election 136:1</p> <p>elections 134:1, 135:25</p> <p>electronic 74:14</p> <p>element 120:11</p> <p>elements 78:25</p> <p>elias 4:16</p> <p>eliminate 125:17</p> <p>else 22:21, 50:11, 56:10, 110:19, 113:24, 131:22</p> <p>embodied 124:12</p> <p>embody 124:9</p> <p>emilia 7:4, 24:24, 27:22, 39:25, 46:3, 66:4, 67:22, 68:14, 72:14, 72:19, 73:3, 83:24, 117:1</p> <p>emilia's 84:1</p> <p>emily 28:19, 28:21, 30:19, 31:17, 31:24, 63:1, 78:19, 78:22</p> <p>enact 114:13</p> <p>enacted 125:9</p> <p>encourage 138:3, 138:4</p> <p>encouraged 63:8, 70:20</p> <p>encourages 24:18</p>	<p>end 31:14, 44:3, 44:4, 71:18, 87:4, 90:13, 108:10, 108:20, 120:22, 127:11, 135:2, 139:6</p> <p>ending 53:16</p> <p>ensued 85:5</p> <p>entire 112:5, 124:11, 124:23, 136:25</p> <p>entirely 99:10</p> <p>entity 114:3, 126:19</p> <p>envision 108:25, 109:7</p> <p>envisioned 108:2, 108:4, 108:6, 110:11, 110:15, 110:16</p> <p>equation 97:12</p> <p>esquire 3:4, 3:5, 3:6, 3:7, 3:18, 4:5, 4:15, 5:5, 5:15, 6:5, 6:15, 7:5, 7:16</p> <p>essentially 13:22, 42:20, 47:18, 57:7, 63:24, 78:25</p> <p>et 1:5, 1:9, 3:3, 3:17, 4:4, 4:13, 5:14, 10:6, 10:7</p> <p>ethan 5:15</p> <p>even 15:21, 45:4, 49:2, 61:10, 87:22, 96:5, 96:6</p> <p>evening 74:2, 93:23</p>	<p>evenly 134:1</p> <p>event 140:19</p> <p>events 23:23, 64:6</p> <p>ever 30:3, 62:10, 66:7, 72:16, 79:4, 85:25, 86:5, 86:21, 110:5, 112:13, 126:20, 132:5, 134:25</p> <p>every 23:15, 24:7, 30:19, 76:16</p> <p>everybody 38:14, 43:10, 45:25, 48:7, 69:4, 69:7, 74:16, 89:23, 97:16, 134:15</p> <p>everything 68:15, 70:12, 109:17, 113:24</p> <p>evident 17:5</p> <p>exact 23:23, 127:20</p> <p>exactly 14:20, 37:16, 37:25, 43:11, 89:21, 103:5, 122:1, 124:2, 133:22</p> <p>examination 9:6, 9:7, 9:8, 9:9, 10:23, 85:10, 94:16, 117:5</p> <p>examined 92:8, 140:10</p> <p>example 42:7, 98:3, 122:24</p> <p>examples 135:21</p>	<p>excellent 94:21</p> <p>except 126:12</p> <p>excuse 53:14</p> <p>exhibit 9:16, 9:17, 9:19, 9:20, 50:16, 50:17, 50:20, 51:2, 53:16, 64:8, 75:11, 75:14, 77:11, 77:15, 80:8, 113:2, 113:6</p> <p>exhibits 9:13</p> <p>existing 114:21</p> <p>expectations 39:24</p> <p>expected 21:12, 33:8, 43:2</p> <p>expensive 100:2</p> <p>experience 119:23, 121:11, 121:19, 121:20</p> <p>expert 38:22, 55:9</p> <p>explain 16:22, 59:20</p> <p>explained 20:9, 20:18, 35:11, 104:9</p> <p>explaining 57:13</p> <p>expounds 103:10</p> <p>extensively 136:19</p> <p>extent 33:10, 49:15, 126:8, 136:19</p> <p>external 28:14, 62:17,</p>
--	---	---	---

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>78:19 extra 17:15</p> <hr/> <p style="text-align: center;">F</p> <hr/> <p>faber 1:14, 2:2, 7:15, 9:4, 10:4, 10:19, 11:6, 11:8, 50:24, 51:6, 52:18, 72:25, 73:20, 73:23, 75:17, 84:22, 85:13, 94:18, 113:6, 117:7, 139:7 fact 66:2, 66:14, 66:15, 69:16, 72:17, 88:20, 101:8, 104:17, 112:9, 138:22 fact-finding 41:22 factor 123:25, 124:3 factors 108:13 fair 19:21, 49:18, 77:21, 105:8, 110:4, 117:24 fairer 49:17 fairly 83:23 falling 30:11 far 18:21, 20:25, 49:23 farfan 1:24, 2:12, 140:7, 140:25 farther 21:1 favor 72:4</p>	<p>favorability 125:3 fax 7:20 features 77:8 fee 133:8 feedback 75:8 fellow 32:8 few 11:14, 60:23, 85:17, 94:21, 94:22 fewer 86:1 field 55:9 fifth 5:8 figure 18:18, 20:6, 20:7, 25:8, 25:9, 26:24, 29:18, 30:7, 33:15, 40:17, 42:24, 43:16, 48:22, 52:10, 52:22, 58:12, 61:1, 61:14, 66:10, 70:6, 70:22, 72:2, 80:5, 87:16, 123:3, 123:5, 123:17 figuring 34:7 file 109:25 final 23:16, 36:6, 45:23, 45:24, 46:25, 47:4, 47:20, 48:13, 64:21, 64:22, 71:11, 71:12,</p>	<p>73:25, 75:5, 75:8, 88:25, 92:5, 99:7, 102:20, 104:4, 106:22, 135:8 finance 22:14, 22:16, 27:18 find 23:12, 29:2, 29:13, 29:15, 29:18, 29:23, 30:5, 48:9, 63:11, 86:16, 91:25, 118:17, 121:10, 138:10 fine 55:8, 94:20 finish 12:18, 115:14, 116:6 first 13:11, 14:5, 15:6, 20:4, 39:12, 54:8, 54:18, 55:12, 58:20, 74:18, 78:11, 80:21, 94:24, 95:1, 95:8, 95:10, 95:11, 96:13, 118:18, 135:15 five 84:25 fixed 46:15, 46:17 flawed 135:13 flew 62:22 floor 7:18, 133:18 focus 34:7, 46:5, 92:21, 120:10, 120:18, 122:17 focused 46:4, 49:9,</p>	<p>89:23 focuses 124:8 focusing 43:13, 48:21, 49:11 follow-up 94:21, 94:22 following 104:15, 118:23 follows 10:22, 102:12 footprint 119:22 force 28:16, 31:5, 31:22 foregoing 140:11 forget 128:13 forgetting 14:24 forma 79:12 forth 106:2, 110:20 forward 48:14, 71:2, 97:13, 107:8, 111:13 found 49:2, 49:12, 72:22 foundation 3:19 four 18:13, 56:20, 110:2 four-point 123:10 frame 128:25 francisco 3:12 frank 32:2, 67:1, 91:8, 123:13,</p>
---	--	--	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

126:23 franklin 17:15, 58:11, 60:2, 60:13, 60:18, 60:22, 60:23, 60:25, 61:15, 61:23 frankly 15:14, 69:11, 91:9 friday 39:11 front 72:16, 106:6, 113:5, 134:16 fruitful 31:15 frustration 105:5 full 11:4, 13:3, 54:21, 132:18 fully 89:7, 129:7 funari 5:5, 9:8, 94:12, 94:17, 101:2, 101:5, 101:10, 101:23, 102:2, 102:7, 102:23, 103:4, 103:8, 103:13, 111:19, 112:19, 112:25, 113:4, 115:10, 116:10, 116:13 funds 99:17 further 140:18 fuzzy 65:11	48:5, 67:3, 69:10, 92:8, 103:11, 104:13, 129:14 gearing 96:12 general 23:24, 34:18, 48:21, 113:11, 130:22 general's 115:16, 116:4 generalities 67:7, 88:20 generally 20:2, 39:5, 39:8, 52:5, 56:23, 97:3, 121:10 generals 106:17 generic 130:1 generically 24:5 gentleman 13:19, 14:25, 19:5 geographic 49:4 geographical 49:8, 119:22 geography 33:16, 61:3 gerrymandering 124:18, 124:22, 125:18 getting 29:1, 31:14, 88:12, 88:22, 92:19, 100:7 gilligan 7:5, 9:9, 116:20, 116:25, 117:6, 117:7, 120:22, 122:1, 123:8, 126:6, 126:15, 130:14,	132:8, 133:4, 137:2 gilligan@icemill- er 7:10 give 13:2, 29:20, 30:21, 40:24, 45:16, 46:16, 47:6, 48:10, 55:22, 56:1, 69:17, 119:13 given 37:5, 37:13 giving 101:19, 129:24, 130:6, 130:7, 138:9 glenlake 6:17 glitch 12:4 go 17:14, 21:9, 26:2, 37:2, 37:15, 37:21, 47:15, 52:15, 56:15, 56:25, 58:15, 59:18, 59:22, 60:12, 62:1, 62:8, 62:11, 62:12, 62:13, 76:7, 78:23, 79:6, 80:12, 80:25, 81:6, 83:3, 83:4, 103:14, 104:18, 106:2, 109:9, 110:20, 116:20, 116:21, 120:25, 121:4, 122:9, 135:17 goal 30:6, 85:21, 90:6, 90:23, 120:7, 124:24, 136:4, 136:7, 136:9, 136:10,	136:13 goes 57:13, 58:11, 62:19, 63:2 going 17:16, 17:18, 18:2, 18:8, 19:18, 24:15, 28:6, 28:16, 29:12, 30:14, 32:14, 35:20, 36:1, 36:19, 41:25, 42:5, 44:5, 44:7, 46:11, 46:22, 47:6, 51:14, 59:10, 60:16, 60:21, 62:25, 65:9, 65:14, 66:6, 66:16, 67:7, 68:9, 68:12, 68:16, 68:21, 68:23, 69:9, 69:18, 70:6, 71:15, 71:16, 71:20, 71:21, 71:22, 72:15, 74:5, 74:25, 75:4, 76:11, 77:6, 79:8, 80:2, 84:23, 85:3, 85:7, 85:16, 87:6, 87:8, 88:2, 88:11, 89:3, 89:4, 94:6, 94:8, 95:16, 96:12, 97:13, 98:4, 98:19, 99:12, 100:8, 100:21, 104:11, 105:11, 109:18, 109:20, 112:13, 112:23, 115:7, 118:8, 119:10, 119:13, 121:1, 121:12, 121:15, 122:24,
G			
gained 104:22 gave 36:13, 37:23,			

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>123:1, 123:3, 126:1, 128:1, 129:4, 133:5, 135:17, 136:2, 136:18, 139:8 goldrosen 3:4, 9:6, 10:24, 11:1, 50:14, 50:21, 50:23, 53:17, 53:21, 76:1, 76:19, 85:2 goldrosen's 85:20 gone 106:16, 107:23 good 10:25, 25:20, 38:16, 52:11, 59:5, 90:11, 94:18 gotten 89:5, 90:4, 90:5, 99:23, 129:5, 134:19 gov 7:21 governor 7:13, 14:12, 66:25, 67:16, 67:18, 68:3, 70:20, 72:1, 72:8, 88:6, 88:9, 95:6, 109:15 governor's 32:11, 99:20 grab 56:8 gracious 35:10, 115:15 gravitas 67:21 great 11:7, 12:2, 12:9, 12:16, 12:21, 13:5, 51:20, 81:9,</p>	<p>133:3, 133:15 green 57:4, 57:7, 57:11 greg 6:21, 116:17 gregory 6:15 grodhaus 8:2 ground 63:12 group 4:16 groups 69:8 guess 16:4, 88:4, 92:7, 95:4, 96:4, 100:14, 107:24, 111:18, 115:2, 130:6 guessing 78:11 guidance 14:1 guidelines 119:2 guy 32:20, 79:18, 79:19 guys 29:16, 34:1, 81:20, 94:7</p> <hr/> <p style="text-align: center;">H</p> <hr/> <p>half 60:11, 82:23 ham-handed 54:14 hamilton 20:1 hand 95:5, 109:19, 140:19 handing 50:19 hands 76:17</p>	<p>handwriting 78:13 happen 36:2, 36:20, 46:11, 46:21, 72:10, 88:11, 135:18, 135:19, 138:6 happened 22:6, 23:20, 23:25, 25:14, 27:23, 61:2, 65:5, 66:22, 68:1, 68:2, 68:7, 68:11, 77:10, 96:2, 98:5, 98:24, 104:23, 105:25 happening 116:3 happens 12:4, 118:11, 123:22 happy 19:19, 42:6 hard 81:24 hate 41:22 head 11:24 hear 42:1, 67:23, 77:9, 81:6, 94:19, 94:20 heard 19:12, 20:13, 29:21, 40:18, 40:20, 41:1, 42:10, 58:7, 61:10, 92:14, 100:4, 101:8, 108:18, 112:13, 117:19, 118:25, 123:20, 124:20, 132:5, 132:9 hearing 30:22, 32:18,</p>	<p>32:25, 56:5, 89:2 hearings 32:13, 40:20, 56:12, 77:7, 124:21 held 2:2, 112:21 helped 93:15 helpful 30:25, 35:19, 35:24, 79:15, 79:20, 80:3 helps 12:13 henry 18:18 here 45:14, 46:12, 59:20, 60:7, 85:14, 92:13, 116:15, 122:11, 131:9 here's 127:21 hereby 140:9 herenstein 5:15 herensteine@bren- nan 5:19 hesitant 29:9 hey 50:10 hired 79:10, 79:18 hit 55:23, 82:4, 82:5 home 68:15 hometown 82:5 honestly 31:25, 60:5</p>
---	---	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>hope 97:21 hoped 31:16, 108:22 hoping 69:16 hours 15:17, 40:20, 104:16, 123:20, 136:20 house 6:14, 13:20, 14:25, 17:15, 18:16, 19:6, 26:15, 32:20, 32:22, 32:23, 33:24, 55:15, 78:7, 106:10, 113:13, 125:4, 128:19, 130:3, 131:7, 133:19, 137:18 huffman 6:14, 13:6, 13:11, 13:16, 14:2, 14:23, 18:25, 19:4, 19:17, 19:24, 21:16, 22:1, 22:9, 22:25, 23:3, 24:1, 26:3, 26:6, 26:14, 36:1, 36:19, 36:25, 44:18, 44:22, 44:23, 45:5, 45:9, 46:10, 46:23, 47:20, 47:24, 52:19, 52:25, 53:3, 54:7, 55:22, 57:3, 66:1, 66:13, 69:24, 71:13, 72:18, 73:24, 91:6, 96:24, 106:11, 120:8, 127:10, 131:9, 131:13</p>	<p>huffman's 47:11, 52:23, 78:9 huffman-cupp 46:14 hurt 69:6, 109:23 hybrid 134:21 hypotheticals 33:20</p> <hr/> <p style="text-align: center;">I</p> <hr/> <p>ice 7:6, 133:12 idea 42:8, 76:8 identification 41:23, 50:18, 75:12, 77:12, 113:3 identified 57:7 identify 24:13, 24:14, 25:17, 31:9, 40:21, 41:11, 41:24, 46:15, 59:13, 63:10, 83:19, 121:9, 123:16 ignore 46:10 ii 49:14, 90:20, 124:13 iii 49:14, 90:20, 124:13 imagine 107:10, 129:21, 130:3 immediately 24:22, 65:8 immovable 31:5 implementation 76:12</p>	<p>important 48:23, 48:25, 67:12, 81:21, 93:8, 97:13 imported 138:22 impossible 50:12 in-person 25:24 inadvertently 115:24 inc 3:19 incentivizes 24:18 inclined 67:9 include 96:24 inconsistent 60:19 incorrect 101:14, 104:8 independent 114:6 independently 97:18, 97:19 index 55:4 indicated 45:15, 48:6, 71:14, 81:5 individual 14:11, 27:3, 50:3, 57:22 individually 14:9 individuals 103:16, 114:18 influence 43:21 influenced 136:14 information 29:23, 88:12, 104:21 initial 30:23, 42:17</p>	<p>initially 15:20, 25:12 initiative 108:17, 110:2 inner 122:25 input 26:19, 36:12, 36:14, 138:9 inquired 99:22 inside 17:11 insinuated 73:14 insofar 133:1, 136:23 instance 40:24 instead 96:21 instruct 104:17 instructed 29:14 instructions 33:13, 33:14 intact 58:9 intend 73:14 interest 25:18, 40:12, 43:19, 82:8 interested 42:16, 57:22, 108:18, 120:16, 140:18 interesting 58:3, 72:17, 72:22 interests 23:12, 25:6, 26:25, 29:3, 29:19, 31:9, 33:11, 35:23, 40:4, 40:13, 40:15, 42:22,</p>
--	--	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>43:23, 67:23, 87:16, 89:24, 111:5, 120:14, 121:6, 121:7, 121:9, 124:17 interfering 102:3 interpretation 124:21 introduce 73:1, 110:18 introduced 13:17, 14:2, 14:6, 20:15, 22:9, 29:17, 35:6, 42:18, 80:23, 90:14, 111:25, 115:3 introduces 110:19 introduction 21:17, 22:2, 23:1 invited 39:18, 39:20, 81:12, 82:11, 82:19 involved 105:13, 105:14, 106:14, 106:15, 107:1 involving 11:14 irresistible 31:4 issue 24:11, 24:23, 41:23, 61:3, 69:4, 106:21, 110:1, 118:13, 120:19, 121:15, 133:13 issues 21:8, 24:13, 25:22, 40:21, 49:5, 52:3, 63:11, 63:18, 64:3, 64:4,</p>	<p>68:19, 81:7, 120:14, 120:24 iv 49:14, 90:20, 124:13</p> <hr/> <p style="text-align: center;">J</p> <hr/> <p>jasrasaria 4:15, 9:7, 84:24, 85:11, 85:14 jgoldrosen@cov 3:14 jjasrasaria@elias 4:19 job 1:22 jog 38:7 john 7:5, 7:10, 117:7 joined 35:6, 62:25 judge 121:18 judgment 121:2 juliana 3:4, 11:1 julie 7:16, 7:21, 101:14, 115:11 justice 5:16 justified 121:24 jyoti 4:15, 85:13</p> <hr/> <p style="text-align: center;">K</p> <hr/> <p>kaylor 28:19, 33:4, 33:7 keep 54:25, 124:15 keeping 43:16, 44:13,</p>	<p>124:16 keith 1:14, 2:1, 9:4, 10:4, 10:19, 11:6, 139:7 kenny 80:22 kept 30:9, 58:9, 132:2 kick 72:5 kind 38:16, 45:11, 45:13, 51:18, 71:23, 73:14, 80:1, 91:18, 136:23 knew 96:6 know 11:17, 11:18, 12:5, 12:17, 13:15, 14:13, 17:4, 18:25, 19:15, 22:14, 23:22, 24:5, 25:11, 25:15, 26:1, 26:5, 26:19, 28:10, 29:25, 32:5, 32:7, 33:22, 34:5, 38:6, 39:9, 39:15, 40:10, 40:14, 40:23, 42:3, 42:4, 42:10, 43:9, 43:15, 44:10, 44:12, 45:8, 45:11, 46:12, 48:5, 48:11, 50:7, 53:6, 57:5, 61:5, 61:10, 63:23, 66:16, 67:18, 68:5, 70:1, 70:6, 70:21, 71:11,</p>	<p>71:23, 74:16, 74:20, 76:3, 76:13, 76:20, 77:19, 79:16, 82:3, 82:15, 88:5, 88:7, 88:9, 88:11, 91:22, 91:23, 91:25, 94:2, 95:4, 95:22, 96:6, 107:18, 108:22, 109:18, 114:16, 114:20, 114:23, 115:15, 119:16, 120:22, 122:4, 125:6, 125:7, 125:10, 126:2, 126:10, 126:11, 126:20, 129:22, 133:6, 136:22, 136:24 knowing 98:9 knowledge 12:25, 13:18, 37:8, 78:13 knows 21:5, 126:8</p> <hr/> <p style="text-align: center;">L</p> <hr/> <p>lacked 38:17 lady 58:8 land 24:15, 27:1, 30:8, 30:10, 42:24, 65:20, 67:14, 83:20, 109:20 landed 127:24 laptop 50:19, 59:3 large 119:11 largely 61:15</p>
---	---	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>larger 119:12, 119:22</p> <p>larose 7:14, 14:10, 16:5, 27:5, 32:7, 33:14, 35:5, 37:17, 38:7, 39:19, 40:7, 40:16, 41:13, 42:8, 65:18, 67:2, 67:9, 72:2, 83:11, 88:6, 98:6, 106:15, 118:15, 122:16, 122:19, 128:21, 138:9</p> <p>larose's 67:17, 115:19, 129:23, 130:10</p> <p>last 19:22, 36:6, 45:20, 46:25, 47:3, 64:9, 103:2, 137:8</p> <p>late 108:14, 115:18</p> <p>later 15:16, 15:17, 62:4, 70:19, 81:11, 90:10</p> <p>latest 46:1, 46:14</p> <p>law 4:16, 4:19, 5:19, 6:6, 41:18, 116:23, 119:25, 121:24</p> <p>laws 114:2</p> <p>lawsuit 69:16, 69:17, 109:22, 109:24, 109:25</p> <p>lawsuits 68:19, 69:1, 89:25, 108:16</p> <p>lawyer 32:10, 32:12,</p>	<p>96:25, 117:8, 127:5, 127:7, 130:8, 130:10</p> <p>lawyers 32:4, 32:5, 45:11, 91:7, 96:25, 117:8, 128:15, 129:14, 129:22, 130:4</p> <p>lead 28:22, 107:19</p> <p>leader 7:4, 14:14, 14:23, 36:8, 41:13, 43:1, 44:6, 44:17, 47:5, 47:9, 81:17, 82:13, 86:3, 87:7, 87:21, 87:24, 106:9, 117:8</p> <p>leaders 13:23, 27:22, 31:1, 31:2, 32:5, 32:6, 37:19, 38:4, 42:16, 45:21, 75:9, 80:11, 80:16, 99:15, 109:16</p> <p>leads 106:8, 106:11</p> <p>league 1:4, 3:2, 3:16, 4:3, 10:5, 11:2, 117:23</p> <p>lean 135:10, 135:11, 137:21</p> <p>least 14:14, 46:20, 62:9, 76:11, 79:3, 80:4, 82:23, 98:8, 121:19, 135:4</p> <p>led 24:24</p> <p>left 40:7, 115:12</p>	<p>leg 28:19</p> <p>legal 32:3, 69:6, 69:18, 89:6, 91:15, 95:22, 120:14, 120:24, 121:13, 126:18, 126:21, 127:8, 128:6, 128:7, 128:10, 128:13, 128:16, 128:19, 128:20, 129:6, 129:24, 130:6, 130:7, 133:7</p> <p>legislation 111:24</p> <p>legislative 13:23, 29:25, 31:1, 31:2, 32:5, 58:10, 75:9, 81:8, 86:17, 95:25, 98:5, 98:17, 99:15, 110:13, 110:14, 112:11, 114:17, 115:5, 126:13</p> <p>legislature 106:1, 107:11, 107:12, 110:18, 114:1, 114:12, 114:15, 118:21</p> <p>legs 114:6</p> <p>less 83:1, 88:1, 89:24, 89:25, 125:24</p> <p>let's 25:8, 39:1, 45:17, 45:18, 53:2, 70:12, 70:13, 109:19, 109:22, 123:3, 123:14, 132:20</p> <p>letting 115:14</p>	<p>liberties 4:6</p> <p>lie 121:10</p> <p>lies 111:5</p> <p>liked 77:4, 86:10</p> <p>likely 23:19, 53:8, 76:23, 137:22</p> <p>liking 92:13</p> <p>limit 115:9</p> <p>lines 20:7, 40:15, 49:7, 59:13, 63:22, 97:20, 109:5, 132:14</p> <p>literally 71:25</p> <p>litigation 29:6, 69:7, 108:16</p> <p>litigator 120:23</p> <p>little 25:12, 31:12, 51:4, 52:23, 66:24, 88:21, 89:23, 99:4, 102:17, 122:4, 137:18</p> <p>live 33:16, 61:6, 119:17</p> <p>living 118:2</p> <p>llc 7:6</p> <p>llp 3:8, 5:6, 6:6, 6:16</p> <p>location 2:5, 28:7, 39:20, 39:21</p> <p>logo 52:24</p>
--	---	--	---

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>long 8:6, 18:13, 35:19, 80:22, 112:12 longer 127:7 look 15:13, 29:4, 38:6, 42:17, 54:7, 55:18, 61:17, 63:14, 63:15, 66:17, 76:11, 79:4, 80:4, 89:11, 90:10, 94:6, 97:17, 97:19, 100:5, 101:9, 112:8, 124:23, 131:3, 134:23, 137:11 looked 19:7, 19:10, 80:1, 92:9, 118:13, 134:6 looking 43:20, 53:20, 59:9, 60:12, 75:22, 88:15, 133:25, 134:2, 135:6, 135:12 looks 53:20, 55:21, 56:20, 59:8, 59:24, 62:3, 75:20, 76:24 lorain 20:25 lose 121:1 lot 40:5, 41:1, 42:11, 44:15, 49:11, 50:11, 65:7, 83:18, 88:22, 113:25, 124:18, 124:19, 124:20, 125:10, 133:20, 137:18</p>	<p>lump 54:16 lumping 87:1 lunchtime 70:2</p> <hr/> <p style="text-align: center;">M</p> <hr/> <p>mad 46:5 madam 101:24, 102:10, 116:11 made 20:8, 26:8, 26:22, 35:21, 35:22, 44:7, 45:1, 58:23, 71:6, 72:19, 73:7, 74:1, 74:8, 86:23, 91:2, 91:23, 92:19, 117:12, 126:12, 129:19, 132:18 majority 15:7, 36:9, 41:19, 81:12, 125:23 make 17:25, 18:19, 20:12, 37:12, 44:24, 48:9, 55:7, 68:11, 70:24, 71:16, 84:20, 89:9, 99:1, 102:14, 106:1, 111:8, 121:13, 131:2, 136:15, 137:4, 137:10, 138:5, 138:14 making 16:14, 18:5, 18:11, 19:8, 19:11, 20:8, 31:3, 117:13 manner 113:16</p>	<p>mansfield 19:12 many 11:10, 23:19, 33:17, 61:22, 134:2, 134:3, 134:4 mapmakers 138:8 maps 15:6, 16:8, 19:19, 20:5, 24:19, 29:17, 33:9, 33:19, 34:2, 35:13, 35:20, 35:22, 36:11, 36:12, 37:3, 37:18, 38:2, 38:10, 38:24, 42:18, 43:3, 46:6, 49:5, 49:6, 49:16, 54:18, 57:2, 57:11, 57:20, 59:1, 59:9, 59:12, 59:16, 72:21, 73:16, 73:18, 77:8, 78:2, 78:24, 79:2, 79:4, 79:11, 79:21, 80:23, 81:1, 83:8, 84:11, 86:12, 86:16, 91:24, 92:8, 98:1, 98:16, 108:11, 108:12, 110:25, 111:1, 111:4, 111:13, 111:25, 119:15, 126:14, 131:12, 131:25, 132:1, 132:3, 136:6, 136:12, 137:20, 137:25, 138:2, 138:15 maptitude 104:18</p>	<p>mark 50:15, 75:14, 77:14, 113:6 marked 50:17, 51:2, 75:11, 77:11, 113:2 marks 139:6 math 55:7 matt 6:14, 19:4, 19:17, 26:7, 44:22, 45:3, 45:5, 45:9, 45:13, 45:17, 46:24, 52:23, 52:25, 55:18, 66:18, 67:22, 70:2, 70:4, 70:8, 70:10, 71:13, 71:14, 106:11, 131:13 matt's 45:11 matter 10:5, 18:3, 53:7, 107:13, 135:25, 136:1 maybe 15:16, 15:17, 16:12, 16:22, 21:2, 42:12, 45:4, 65:17, 67:1, 69:2, 70:1, 72:10, 83:1, 107:14, 109:21, 109:25, 137:17, 137:18 mayor 82:3 mcguire 6:15, 116:17, 116:18 mcguire@nelsonmu- llins 6:21</p>
---	--	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>mean 20:23, 33:11, 37:13, 38:3, 38:13, 41:12, 49:3, 50:12, 57:11, 65:7, 66:14, 66:17, 68:25, 80:16, 83:5, 88:19, 108:5, 131:10, 131:23, 132:22, 133:1, 134:12, 136:7, 137:11, 137:12</p> <p>meaningful 111:7</p> <p>means 13:1, 46:18, 114:2, 115:1, 124:18, 134:18, 135:3, 135:14, 136:3, 136:9, 137:14</p> <p>meant 16:23, 43:9, 57:13, 59:20, 87:21, 87:22, 92:2, 93:18, 123:9, 133:22, 134:12</p> <p>mediate 72:9</p> <p>mediated 45:9</p> <p>mediation 48:7, 120:3, 120:9, 120:10, 120:13, 121:16</p> <p>mediator 23:10, 31:8, 42:2, 119:24, 120:24, 121:12, 121:18</p> <p>mediator's 67:19, 68:4</p> <p>medina 19:12</p> <p>meet 16:8, 27:25,</p>	<p>28:3, 28:4, 30:20, 30:21, 35:7, 39:23, 66:3, 79:23, 89:7, 118:1, 119:10, 129:7, 136:13</p> <p>meeting 13:7, 16:7, 19:3, 19:16, 21:18, 21:23, 22:3, 22:6, 22:7, 22:10, 22:13, 22:16, 22:20, 24:7, 24:8, 27:10, 27:13, 27:16, 27:18, 31:5, 39:9, 63:7, 64:10, 65:16, 66:25, 70:1, 70:18, 91:8, 94:3, 95:1, 95:8, 95:10, 96:14, 99:7, 102:20, 104:4, 122:12</p> <p>meetings 25:25, 28:13, 28:21, 28:22, 30:23, 31:15, 31:19, 33:1, 34:10, 34:11, 34:25, 35:1, 36:8, 39:12, 39:16, 39:17, 62:24, 63:1, 63:5, 63:6, 64:14, 69:23, 70:22, 71:8, 83:22, 93:22, 93:23</p> <p>meets 89:10, 117:13</p> <p>member 23:15, 45:3, 78:14, 78:16, 114:3, 114:8</p>	<p>members 14:9, 19:9, 19:13, 19:18, 23:7, 25:14, 27:5, 28:4, 28:9, 34:12, 34:23, 34:24, 39:6, 49:19, 49:21, 63:9, 68:6, 74:13, 97:1, 97:14, 97:17, 99:14, 106:6, 106:13, 117:9, 120:4, 120:5</p> <p>memory 32:15, 65:11, 68:13, 107:6</p> <p>mention 86:2</p> <p>mentioned 44:21, 81:25, 85:19, 85:21, 86:3, 86:12, 88:8, 89:19, 92:4, 96:15, 129:8, 129:10, 130:15, 132:21</p> <p>merino 6:5, 116:21, 116:22</p> <p>merit 2:13</p> <p>message 28:24, 55:24, 93:22, 93:24</p> <p>messages 9:16, 51:9, 51:12, 51:22, 51:24, 52:2, 52:19, 56:17, 56:21, 56:24, 93:11</p> <p>met 25:14, 28:5, 28:6, 28:10, 28:24, 30:19, 38:24, 39:5,</p>	<p>39:12, 39:14, 67:2, 79:13, 98:1, 127:15, 129:16, 130:12, 131:6, 131:18</p> <p>michael 8:2</p> <p>mid-september 107:25</p> <p>night 14:10, 14:17, 16:24, 17:10, 19:25, 21:6, 34:25, 47:14, 50:2, 56:3, 56:14, 57:19, 58:2, 58:6, 58:12, 88:20, 96:7, 109:24, 121:16, 129:25</p> <p>miller 7:6</p> <p>miller's 133:12</p> <p>mind 69:11, 82:3</p> <p>minimal 43:17</p> <p>minority 17:6, 36:10, 41:13, 43:1, 43:21, 44:13, 81:13, 81:25, 106:9, 136:13</p> <p>minority-influen- ced 17:8</p> <p>minus 55:11</p> <p>minutes 85:1, 115:12</p> <p>mischaracterizing 101:11</p> <p>missing 26:10, 75:1</p> <p>mission 3:10</p> <p>modify 108:17</p>
---	--	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>monday 39:6, 39:14, 55:20, 62:21, 95:8 montgomery 17:12, 63:17 months 98:8, 107:24 more 20:6, 25:4, 33:12, 39:7, 40:2, 42:9, 43:20, 44:11, 45:5, 54:4, 54:5, 61:7, 67:16, 67:21, 68:4, 70:8, 72:6, 79:2, 82:20, 82:23, 87:17, 89:23, 90:16, 104:9, 108:15, 118:9, 119:8, 125:24, 126:13, 134:1, 135:10, 136:13 morning 10:25, 62:23, 64:11, 64:25, 104:16 most 11:12, 11:16, 48:12, 53:8, 76:23, 84:9, 120:23, 122:2, 134:2, 134:15, 135:9 motion 72:19, 73:7 motioned 73:11 motions 72:21 motivations 110:3, 110:6 mouse 54:16 move 46:1, 71:2,</p>	<p>72:3, 75:5 moved 73:10, 138:1 movement 72:7 movements 71:16 moving 18:7, 44:12 much 61:7, 61:11, 83:18, 116:7, 118:14, 134:1 mullins 6:16 muster 98:1 myself 14:10, 134:7</p> <hr/> <p style="text-align: center;">N</p> <hr/> <p>name 11:1, 11:4, 15:2, 32:18, 33:5, 79:18, 85:13, 117:7 name's 107:18 named 140:11, 140:14 names 38:20 nature 49:7, 60:21, 118:4, 118:8, 120:12, 132:11 natures 36:15 nc 6:19 near 118:2 nearly 23:10, 31:15 necessarily 67:13, 109:15 necessary 127:15</p>	<p>need 12:16, 25:6, 25:9, 41:25, 45:18, 46:13, 46:17, 48:8, 48:9, 70:11, 123:18 needed 38:17, 61:17, 69:13, 82:6, 84:17, 100:12 needs 68:17, 130:24 negotiate 47:8, 48:8, 50:4, 106:3, 110:21, 137:16 negotiated 73:17, 87:6, 133:7 negotiating 31:12, 47:13 negotiation 69:19, 137:17 negotiations 44:4, 46:20 neither 104:2 nelson 6:16 never 15:15, 26:21, 29:24, 37:5, 37:23, 38:23, 41:15, 41:19, 44:7, 49:2, 62:7, 66:5, 68:16, 72:15, 72:19, 72:20, 72:21, 73:10, 73:11, 73:12, 86:6, 87:8, 99:19, 100:4, 110:8, 110:10, 110:11, 113:21, 121:12, 138:1, 138:21 new 4:8, 5:18,</p>	<p>108:6, 126:14 next 15:15, 54:4, 60:12, 72:11 nice 87:20, 98:10 night 66:5, 68:14, 74:23, 88:24, 89:1, 91:3, 92:25, 94:1, 128:20, 129:18, 129:19, 130:16 ninety-nine 113:13 nobody 92:19, 110:5, 134:24 nodding 11:24 non-bipartisan 128:3 none 13:4, 28:8, 130:5 nonresponsive 101:16, 101:25 north 17:18 northeast 19:9, 20:16, 20:24, 25:23, 40:10, 40:16, 48:17, 83:12 northwest 16:13, 17:22, 17:23, 18:23, 26:7, 26:9, 40:5, 48:25, 53:11, 53:24, 54:24, 63:17, 83:10, 123:2 nos 1:7 note 60:7 notes 76:25, 77:2,</p>
--	--	---	---

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>77:5, 78:2, 80:10 nothing 71:19, 73:16, 96:4, 115:25, 140:12 notice 2:11 novel 123:13 nuance 34:6 nuances 45:7, 61:19, 96:1 number 10:8, 23:2, 26:3, 28:10, 36:9, 44:21, 45:10, 53:16, 77:16, 83:2, 118:20, 118:22, 127:18, 131:24, 134:24, 137:21 numbered 75:15 numbers 33:21, 33:23, 34:2, 34:4, 43:6, 44:3, 44:12, 134:6, 137:10, 137:12 ny 4:8, 5:18 nyu 5:19</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>o'clock 94:3 oath 12:23, 13:1 object 31:5, 100:21, 111:15, 126:1, 126:7, 136:18 objection 100:25</p>	<p>obligations 95:21 observation 69:14, 69:20 obstructing 102:8 obtain 104:11 obvious 29:4 obviously 33:12 occasion 82:20 occasionally 12:2 occasions 45:11 occurred 115:20 october 1:15, 10:9, 140:20 offer 72:15, 73:25, 74:25, 138:4 offered 47:10, 47:12, 73:10, 130:19, 138:1 offers 72:12 offhand 16:2, 16:10, 22:15 office 15:4, 39:21, 65:15, 65:16, 66:23, 80:22, 81:17, 96:11, 99:21, 104:24, 105:1, 115:16, 116:4, 116:8, 128:11 officeholder 134:5 officeholders 32:9, 99:20,</p>	<p>134:3 officer 28:16 offices 7:17, 81:18 official 22:19, 95:17, 96:5 officially 22:9 oh 3:21, 6:8, 7:9, 22:23, 55:17, 121:13 ohio 1:1, 1:5, 1:8, 3:3, 3:17, 3:19, 4:4, 5:3, 5:13, 6:3, 7:13, 7:14, 7:15, 7:19, 8:2, 8:4, 9:20, 10:4, 10:6, 10:8, 11:3, 13:7, 16:12, 16:14, 16:22, 19:9, 20:17, 20:24, 25:21, 25:23, 26:7, 26:9, 40:6, 40:10, 40:16, 48:18, 49:1, 53:11, 53:24, 54:24, 63:17, 83:10, 83:12, 83:13, 106:1, 112:12, 113:7, 114:2, 119:7, 119:15, 123:2, 127:17, 137:7, 139:7 ohioans 61:5, 119:17 once 101:16, 121:8 one 6:17, 15:21, 16:19, 17:5, 18:15, 19:3, 19:17, 20:4,</p>	<p>21:6, 24:13, 26:5, 28:20, 29:20, 32:10, 34:19, 35:4, 35:12, 40:23, 40:24, 41:9, 41:20, 42:7, 42:17, 43:13, 44:23, 45:4, 45:10, 45:13, 45:19, 46:3, 48:11, 48:14, 48:15, 48:25, 52:4, 52:13, 54:4, 54:6, 54:17, 54:22, 56:11, 57:20, 65:10, 65:25, 68:22, 77:19, 78:18, 78:20, 78:23, 79:1, 79:20, 81:23, 82:2, 82:20, 83:6, 86:2, 88:7, 97:12, 99:13, 100:11, 103:21, 103:22, 117:8, 121:21, 122:18, 123:7, 123:13, 124:7, 127:6, 128:14, 128:21, 129:23, 130:4, 133:4, 133:24, 135:6 ones 51:15, 52:24, 55:18, 76:9, 76:10, 76:13, 130:7 ongoing 66:18, 131:14 only 20:10, 38:6, 48:24, 59:1, 68:21, 72:16, 86:13, 86:20, 115:2, 115:3, 130:7, 130:21,</p>
---	--	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>132:5, 135:17, 135:19 open 18:8, 135:2 operate 98:8, 108:21 operating 110:7 opinion 87:18, 133:7 opportunity 75:7, 77:7, 101:20 orally 11:23 order 41:24, 98:13, 98:14, 104:3, 104:18, 105:1 ordered 104:3, 104:24 org 3:22, 4:10 organ 6:6, 116:23 organizational 57:22, 59:11, 59:12 organizations 117:23 organizing 5:3, 5:13 originally 24:20, 90:14 other 16:18, 18:24, 19:3, 19:23, 21:15, 27:22, 28:4, 28:20, 28:25, 31:6, 38:19, 39:17, 40:14, 52:11, 58:17, 59:4, 68:19, 69:13, 71:19, 79:19, 79:25, 81:16, 84:13, 92:3, 92:13, 96:11,</p>	<p>96:25, 99:21, 106:13, 106:15, 107:9, 108:13, 114:11, 114:21, 114:24, 121:14, 128:6, 128:16, 129:14, 129:19, 129:22, 134:17 other's 86:15 others 69:9, 87:24, 96:22 otherwise 69:18 out 18:7, 18:19, 20:6, 20:7, 21:5, 21:6, 21:7, 25:8, 25:9, 26:24, 29:10, 29:18, 29:19, 30:7, 33:15, 34:8, 38:7, 38:8, 40:17, 42:24, 45:25, 48:22, 49:2, 52:11, 52:22, 58:12, 61:1, 61:14, 65:12, 66:10, 70:6, 70:22, 72:3, 74:12, 74:15, 74:23, 77:22, 87:16, 95:6, 98:6, 104:18, 106:24, 109:10, 110:12, 110:14, 112:1, 112:17, 120:18, 121:21, 122:2, 123:3, 123:5, 123:17, 123:25, 124:3, 135:15 outcome 105:6, 105:11, 108:8, 135:18, 135:19</p>	<p>outcomes 21:13, 33:9, 43:2 outcry 125:8 outlaid 112:7 outside 17:11 over 15:1, 15:16, 20:25, 25:15, 28:7, 30:2, 34:20, 40:20, 67:19, 70:2, 81:12, 84:24, 94:12, 115:9, 118:21, 119:24, 123:20, 137:8 own 97:7, 97:25</p> <hr/> <p style="text-align: center;">P</p> <hr/> <p>pace 62:20, 63:17 page 9:3, 9:14, 52:16, 53:19, 54:4, 56:15, 59:18, 59:22, 60:12, 62:1, 62:13, 75:24, 86:5, 87:9, 113:1 pages 1:23, 51:20, 56:20 paper 74:14 paragraph 113:10 parameters 89:8, 129:7, 129:17, 130:13, 131:6 paraphrasing 114:13, 119:6 park 3:20</p>	<p>parklake 6:18 part 17:22, 17:23, 17:25, 52:3, 58:14, 97:12, 105:23, 109:11 participants 45:10 participated 28:9, 28:20 particular 28:24, 69:9, 77:2, 120:19, 121:25, 130:17, 130:18 particularly 12:9, 16:12, 18:5, 19:9, 20:9, 25:20, 30:25, 58:3, 91:12, 124:12, 127:15, 132:13 particulars 34:16 parties 23:12, 24:14, 29:3, 29:5, 31:11, 72:3, 74:23, 86:14, 108:19, 109:9, 111:3, 121:6, 122:2, 123:15, 137:16 partisan 16:17, 21:12, 33:9, 43:2, 55:4, 61:16, 108:25, 109:4, 125:3, 125:25 partisan-ness 126:3 party 121:21 pass 64:17, 85:22, 99:6, 102:19, 125:17</p>
--	--	--	---

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>passed 64:18, 96:21, 106:18, 107:24, 109:7, 125:23, 133:14, 133:24</p> <p>passing 85:25</p> <p>past 31:6</p> <p>pdf 52:16, 56:15, 59:18, 62:1, 62:13</p> <p>penalty 10:21</p> <p>pennsylvania 5:9, 20:24</p> <p>people 29:7, 29:9, 30:9, 32:11, 33:16, 42:11, 42:13, 50:4, 54:17, 55:14, 60:6, 60:16, 60:17, 60:19, 61:6, 68:18, 69:13, 89:8, 91:16, 92:11, 96:24, 98:7, 106:15, 108:11, 108:15, 118:2, 119:18, 121:9, 124:16, 124:19, 124:20, 124:25, 125:10, 131:1, 131:5, 131:16, 131:21, 131:24, 133:20</p> <p>percent 55:11, 83:16, 117:15, 118:9, 118:19, 134:25</p> <p>percentage 134:19</p> <p>percentages 119:12</p> <p>perfect 98:2, 98:3</p>	<p>period 24:25, 128:23, 128:24</p> <p>periods 87:3</p> <p>perjury 10:21</p> <p>person 18:12, 27:6, 28:15, 28:19, 28:20, 28:22, 32:13</p> <p>personality 108:23</p> <p>personally 96:19, 97:5, 106:25</p> <p>perspective 75:6, 88:17</p> <p>pfeiffer 7:16, 50:19, 50:22, 75:25, 84:25, 100:21, 101:3, 101:7, 101:21, 101:25, 102:5, 102:25, 103:7, 111:15, 112:16, 112:23, 115:7, 116:7, 116:14, 117:3, 126:1, 126:7, 136:18, 139:4</p> <p>pfeiffer@ohioago 7:21</p> <p>phone 25:3, 30:3, 52:10, 56:10, 62:7, 62:10</p> <p>photos 54:7</p> <p>pick 11:23, 48:24, 58:5, 86:10</p> <p>pickaway 60:1</p> <p>picked 138:23</p> <p>pictures 54:12, 55:17</p>	<p>pittsburgh 5:9</p> <p>place 10:13, 21:7, 41:20, 46:19, 79:3, 140:14</p> <p>places 54:20, 79:25</p> <p>plan 113:12, 113:16, 113:21</p> <p>plane 27:1, 42:24</p> <p>planes 67:14, 83:20</p> <p>planet 10:12, 10:16</p> <p>plausible 134:21</p> <p>play 105:22</p> <p>players 69:3</p> <p>pleadings 92:18</p> <p>please 10:17, 11:4, 12:5, 12:11, 12:17, 50:7, 50:15, 52:17, 53:16, 54:4, 58:16, 59:19, 62:2, 62:14, 64:8, 75:13, 76:2, 77:15, 78:5, 79:7, 101:23, 102:10, 112:20</p> <p>plenty 135:21</p> <p>plethora 81:16</p> <p>plus 55:11</p> <p>point 14:4, 17:5, 18:15, 19:17, 23:13, 25:8,</p>	<p>25:24, 29:11, 35:12, 39:16, 39:17, 45:13, 45:19, 46:16, 46:23, 47:13, 54:6, 56:2, 57:15, 58:21, 59:8, 64:25, 65:25, 66:24, 67:7, 67:9, 67:17, 70:20, 73:24, 81:12, 83:6, 86:2, 96:7, 99:3, 99:6, 100:6, 100:9, 102:2, 102:16, 102:19, 122:3, 122:18, 123:13, 128:21, 130:17, 131:12, 133:24</p> <p>points 30:7, 45:14, 47:25, 48:4, 119:5, 122:5</p> <p>political 69:17, 90:1, 109:4, 109:5, 110:3</p> <p>politically 110:1</p> <p>politics 90:3, 109:6</p> <p>pop 21:7</p> <p>pops 21:6</p> <p>population 9:17, 55:8</p> <p>populations 55:10</p> <p>portion 63:25, 77:24</p> <p>position 45:25, 69:6, 121:22, 122:3</p> <p>positional 33:11</p>
--	--	--	---

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>positions 29:3, 29:10, 31:10, 42:23, 89:25, 111:6, 120:15 possibilities 121:2 possibility 122:6 possible 33:17, 56:4, 58:13, 64:13, 75:22, 77:23, 82:8, 122:8, 122:10, 122:20 possibly 76:12, 83:20 posture 69:15 posturing 68:19, 68:25, 70:13, 87:13, 90:3 potential 18:22, 47:24, 121:8 potentially 86:23 practice 119:24 preference 26:11, 26:12 preferences 137:7 preferred 90:15 premature 87:14 prepare 69:15 preparing 95:14 prescribed 113:16 present 8:1, 15:9 presentation 22:2</p>	<p>presented 15:19, 60:24 president 6:13, 13:6, 13:16, 14:2, 14:23, 18:25, 19:24, 21:16, 22:1, 22:8, 22:25, 23:3, 24:1, 26:3, 26:6, 26:14, 26:24, 36:5, 36:25, 44:18, 44:23, 47:11, 47:24, 52:19, 53:3, 69:24, 73:24, 78:8, 116:18, 120:8 press 95:7 presume 51:14 presumed 38:9 presuming 22:15 presumption 99:24, 100:8 pretty 18:3, 29:14, 34:18, 47:1, 60:8, 70:10, 70:15, 70:17, 107:15, 107:19 previous 134:11 previously 53:25 primarily 83:10, 91:22 primary 42:21 principle 124:9 printed 52:9 prior 20:13, 21:17,</p>	<p>57:2, 95:13, 98:14, 99:2, 99:6, 102:15, 102:19, 104:4, 104:22, 105:2, 106:19, 140:10 privately 27:4, 67:3 privileged 115:21, 115:23 pro 79:12 probabilities 121:3 probability 122:6 probable 122:9 probably 11:14, 11:16, 15:2, 19:4, 19:5, 20:25, 21:1, 23:16, 38:20, 44:10, 49:25, 56:4, 59:10, 62:24, 62:25, 66:19, 76:24, 78:10, 78:18, 78:19, 82:23, 83:14, 87:1, 87:7, 94:2, 96:2, 110:4, 112:13, 115:11, 133:12 problem 12:1, 92:1, 98:2, 100:6 problems 123:7 procedurally 71:20 procedure 98:11 proceed 117:2 proceedings 93:5, 140:17 process 24:21, 29:5,</p>	<p>72:24, 80:24, 85:22, 86:15, 86:18, 88:15, 88:16, 89:22, 96:3, 96:12, 99:12, 104:20, 104:22, 105:6, 105:10, 106:24, 107:22, 108:1, 108:6, 108:17, 108:19, 108:25, 109:4, 110:17, 110:23, 111:11, 112:7, 112:10, 112:11, 112:12, 114:6, 114:17, 114:22, 115:17, 116:1, 130:5, 130:24, 131:15, 135:13 produced 21:9, 34:3, 51:24, 57:2, 57:3, 115:19, 115:21, 115:24 product 38:16 productive 83:23, 84:4 professional 115:13, 115:22, 116:5 professor 117:20 program 84:11, 84:13, 88:13, 96:7 programming 59:3 programs 37:21, 38:19, 80:13, 83:4, 83:5, 84:6, 84:7 progress 25:20, 31:3 prohibitively 100:1 promises 91:23</p>
---	---	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>proper 35:18, 38:18 proportion 137:5 proportional 90:25, 137:5 proportionality 43:9, 124:4, 132:7, 132:22, 133:2, 135:14, 136:17 proposal 18:15, 46:14, 75:5, 76:16 proposals 137:19 proposed 13:6, 17:17, 17:19, 19:19, 78:9, 78:11, 113:11, 113:16, 113:21, 127:10, 137:20 provide 14:1, 75:8, 103:6, 117:14 provision 93:16, 111:10, 114:11, 124:11, 124:24, 134:12 provisions 43:15, 49:10, 49:11, 55:2, 61:13, 89:7, 91:13, 95:20, 118:7, 122:23, 127:4, 127:22, 129:6, 130:1, 130:2, 130:11, 130:23, 132:3, 132:16 public 73:13, 96:23, 107:13, 113:11, 124:20, 125:8 pull 50:14, 75:13, 77:14, 95:23,</p>	<p>112:20 pulled 95:24 purchase 99:18 purchased 98:6, 99:19 purposes 104:19 pursuant 2:11 push 21:5, 112:9 pushed 74:12, 74:15 pushing 21:4, 107:1 put 25:4, 40:11, 43:18, 45:17, 45:21, 48:13, 53:15, 60:1, 72:16, 76:21, 86:14, 87:20, 95:6, 106:6, 106:23, 107:8, 113:5 putting 18:16, 19:9, 29:9</p> <hr/> <p style="text-align: center;">Q</p> <hr/> <p>question 12:3, 12:6, 12:18, 17:13, 26:3, 34:18, 46:22, 50:12, 57:12, 58:20, 60:13, 73:22, 89:1, 89:13, 89:14, 94:24, 95:16, 97:10, 97:23, 99:4, 100:15, 100:17, 100:18, 100:19, 101:10, 101:11, 101:13, 101:15, 101:16, 101:20,</p>	<p>101:23, 102:11, 102:17, 103:9, 103:12, 103:16, 103:17, 103:18, 103:19, 107:16, 107:17, 108:21, 111:8, 111:18, 119:3, 123:12, 128:23, 132:11, 133:3, 135:2, 135:13, 136:21, 137:11, 137:14 questioning 85:20, 94:11 questions 11:19, 11:20, 11:22, 12:12, 12:24, 15:23, 16:1, 16:11, 16:21, 16:24, 16:25, 18:14, 19:7, 21:10, 58:17, 84:23, 85:17, 94:22, 115:8, 115:12, 116:16, 116:19, 116:24, 117:2, 127:12, 136:23 quite 60:23 quoted 129:1</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>races 134:5 raised 19:15 raising 18:24, 19:23 raleigh 6:19 ramifications 90:1 randall 79:10, 79:19, 81:16 range 119:14, 122:5,</p>	<p>137:10 rates 133:11 rather 99:14 rating 78:24 ratio 92:13 ratios 34:4 ray 13:19, 19:5, 31:18, 32:21, 37:9, 37:14, 56:18, 56:19, 57:13, 62:10 rd 6:7 rdr 140:26 rdr-rmr-crr-crc 1:24 reach 66:10, 120:5 reaching 27:25 reaction 87:11 read 50:22, 50:25, 92:17, 100:17, 100:19, 100:24, 101:4, 101:12, 101:19, 101:23, 102:6, 102:11, 102:12, 103:17, 139:4 reading 75:25 reads 113:10 real 50:10, 111:5, 121:9 realign 55:6 reality 109:2, 110:6</p>
--	--	---	---

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>realized 55:13 really 25:19, 30:24, 31:8, 54:16, 55:14, 79:9, 82:4, 82:6, 83:17, 87:6, 98:10, 109:14, 118:13, 121:5 realtime 2:13, 101:3, 101:6 reason 13:2, 16:18, 26:8, 26:9 reasons 16:17, 61:16 recall 13:8, 16:1, 17:2, 17:20, 18:24, 19:17, 19:23, 20:1, 21:11, 22:4, 22:24, 23:2, 23:3, 24:2, 24:23, 32:18, 32:25, 33:3, 33:4, 33:7, 36:21, 39:25, 43:2, 43:7, 44:17, 44:23, 47:9, 47:18, 48:3, 48:18, 48:20, 49:21, 50:6, 53:9, 55:24, 56:1, 56:10, 56:14, 59:21, 62:5, 62:10, 64:24, 65:2, 65:21, 69:23, 71:3, 71:5, 71:7, 74:1, 74:3, 74:6, 74:8, 74:18, 75:21, 78:6, 78:16, 80:14, 80:19,</p>	<p>86:20, 87:19, 87:24, 89:1, 89:14, 92:25, 93:4, 93:25, 97:2, 111:11, 128:18, 130:9, 131:22, 133:17, 133:23 recalled 47:23, 65:14, 93:17 recap 136:25 receive 93:21 receiving 55:24 recent 11:12 recess 65:3, 65:6, 85:5 recessed 64:15, 65:14, 66:19, 69:22 recessing 71:9 recollection 14:22, 15:22, 66:17 reconcile 59:9 reconvene 71:21, 71:22 reconvened 69:22, 74:9 reconvening 71:9 record 11:5, 12:13, 27:19, 27:20, 32:24, 34:15, 36:23, 50:25, 53:15, 85:3, 85:8, 93:9, 107:13, 112:22, 115:11, 116:11, 139:8</p>	<p>recorded 10:4, 11:20 red 57:4, 57:7, 57:11, 57:18 redistricting 1:8, 6:3, 10:6, 11:15, 13:7, 23:7, 32:12, 35:17, 38:15, 40:19, 52:3, 53:7, 54:14, 54:15, 56:5, 56:11, 57:24, 59:2, 63:9, 71:8, 76:6, 76:18, 79:11, 94:25, 95:15, 96:7, 97:14, 99:17, 104:5, 104:20, 105:7, 106:18, 107:1, 125:3, 125:9, 130:1, 135:1 redo 54:24 reduce 125:18 reduced 140:15 reducing 137:20 reed 5:6, 5:7 refer 114:21 reference 78:7 referring 27:13, 36:24, 89:18 reflect 137:10 reflected 48:13, 112:4, 112:5 reflects 111:11</p>	<p>reform 106:19, 107:1 refresh 66:17 refresher 95:24 regard 20:15, 26:6, 60:2, 91:24, 92:24, 127:9, 127:12, 132:4, 132:13 regions 83:8 registered 2:12, 2:13, 140:7 related 32:15 relators 1:6, 3:3, 3:17, 4:4, 4:14, 5:4, 11:3, 85:15, 134:18 release 113:11 released 71:11, 73:13, 138:23 reliance 89:5, 129:4 relied 96:22, 131:17, 131:21 reloaded 54:22 reluctance 25:12 reluctant 111:3 relying 91:1, 91:17 remember 11:16, 16:6, 19:2, 30:18, 31:25, 34:16, 34:19, 37:22, 39:18, 41:8,</p>
--	---	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>45:2, 45:3, 45:7, 45:20, 46:3, 48:15, 56:6, 59:7, 63:7, 63:23, 64:12, 79:18, 83:2, 99:13, 117:16, 127:20, 129:9, 133:24, 134:7 remind 12:22, 129:2, 137:25 remote 1:13, 2:6, 12:10 remotely 2:2, 10:14, 116:3 repeat 12:6, 103:1 repeatedly 132:16 repetitive 77:9 rephrase 12:6 reply 46:14 report 30:13, 31:17, 31:20 reported 30:16, 31:24 reporter 1:24, 2:12, 2:13, 2:14, 10:15, 10:17, 11:21, 100:16, 100:24, 101:12, 101:19, 101:24, 102:6, 102:10, 103:1, 112:16, 112:18, 116:11, 116:12, 139:3, 140:8 reporter's 140:1</p>	<p>reporting 33:8 reports 25:15, 25:16, 31:14, 32:25 represent 11:2, 18:17 representation 89:5, 91:19, 129:5, 129:15, 132:6, 136:16 representational 44:11, 118:1, 132:21, 133:2, 135:14 representations 70:25, 91:1, 91:5, 92:22, 128:5 representative 61:22, 113:13 represented 17:24, 18:12, 41:3, 55:1, 60:16, 82:7, 117:21, 124:25 representing 10:12, 10:16, 60:18, 117:21 represents 61:25 republican 17:18, 18:2, 18:3, 29:24, 31:1, 32:23, 38:3, 45:21, 57:21, 60:25, 75:9, 88:23, 91:24, 98:19, 99:16, 109:13, 109:16, 110:13, 115:5, 120:3, 123:3, 125:4, 125:23, 127:6, 131:8, 134:4, 134:9, 135:11, 135:17, 135:22, 135:23, 135:24,</p>	<p>137:6, 137:21 republicans 33:12, 37:18, 37:23, 38:3, 43:5, 60:18, 60:22, 60:23, 61:12, 78:8, 81:1, 90:15, 100:4, 117:15, 118:9, 118:21, 118:22, 119:8, 119:20, 125:14, 126:13, 134:19, 135:23, 137:19 request 116:3 requested 15:21, 66:3 required 86:9, 118:5, 128:2 requirement 118:24 requirements 79:24, 95:24, 97:9, 117:14, 127:16, 131:19 requires 114:7, 123:4 resolution 106:4, 106:5, 121:7 resolutions 106:18 resolve 41:11 resolved 63:18 resolving 64:3 respect 97:8, 98:17, 103:25 respectfully 100:17, 101:18 respective 24:14, 109:9 responded 62:19, 115:18,</p>	<p>123:19 respondent 6:3 respondents 1:10, 6:13, 7:3, 7:13, 116:14, 116:15, 117:1 response 20:20, 26:14, 47:7, 57:14, 58:6, 58:19, 58:20, 63:3, 103:4 responses 57:6 responsibility 86:19 rest 51:20 restrictions 49:12 resulted 137:17 returned 39:7, 115:22 review 52:1, 95:19, 95:20, 114:23 reviewed 76:15, 76:16 rewards 121:8 right 24:8, 27:21, 35:4, 41:17, 47:12, 51:17, 52:8, 53:23, 54:9, 54:16, 56:18, 64:1, 64:9, 65:13, 84:17, 84:18, 98:12, 113:21, 115:10, 120:6, 121:25, 122:1, 125:5, 125:13, 125:16 right-hand 51:12, 52:6</p>
---	--	--	---

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>riley 6:16 risks 121:7 rmr 140:26 road 55:23, 56:8 role 13:12, 15:1, 67:19, 68:4, 105:19, 105:22 room 15:7, 22:14, 22:17, 24:11, 25:5, 27:19, 27:22, 28:8, 36:10, 40:1, 40:7, 41:16, 46:4, 63:10, 70:5, 70:8, 81:13, 82:14, 82:20, 83:24, 83:25, 84:1, 84:3 rooms 82:12, 82:15 rule 24:10, 108:23, 133:5 rules 11:17 run 84:12, 92:11, 97:11, 98:9 running 37:17, 88:13 rural 119:21</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>safe 33:15, 122:22, 123:4, 123:17 said 16:20, 17:21, 21:21, 24:7, 26:18, 27:19,</p>	<p>27:24, 34:9, 36:18, 41:10, 45:13, 45:17, 46:11, 46:13, 55:17, 58:19, 63:13, 66:5, 66:12, 70:11, 72:9, 73:24, 76:15, 80:3, 83:9, 88:10, 89:12, 89:21, 90:10, 94:6, 96:17, 96:23, 100:5, 119:4, 119:6, 123:13, 127:21, 131:1, 138:7, 140:13, 140:17 salesforce 3:9 same 16:5, 18:12, 25:5, 35:25, 36:18, 36:24, 58:7, 58:10, 66:9, 80:25, 82:5, 82:14, 86:5, 87:9, 114:12, 135:1, 136:11, 137:23, 140:16 san 3:12 sanction 37:20 sanctum 37:20, 80:12, 80:20 sat 39:21, 40:19, 83:6 satisfied 91:11 saturday 39:13 saw 15:6, 38:8, 57:19, 74:18,</p>	<p>74:20, 108:13, 138:21 say 13:22, 14:19, 15:1, 16:4, 19:19, 20:22, 23:14, 27:20, 28:6, 29:21, 30:16, 30:24, 32:21, 35:2, 38:20, 41:21, 42:11, 43:25, 50:10, 57:21, 76:23, 77:23, 79:8, 82:12, 82:25, 96:4, 100:22, 101:8, 119:17, 120:25, 121:13, 126:2, 126:12, 126:17 saying 15:2, 68:16, 69:5, 70:5, 87:13, 87:21, 87:23, 88:21, 89:2, 89:15, 105:9 says 60:7, 68:13, 113:25, 114:12, 121:18 scarborough 6:16 scenes 70:21 schiaconi 106:9 schools 58:8, 58:9, 58:10 scope 112:6 screen 52:23, 54:13, 80:9 screen-shotted 52:12 screens 84:15</p>	<p>scroll 51:19, 54:3, 56:22, 58:16, 75:23, 76:1, 113:1 sea 30:11 seats 18:9, 33:12, 33:15, 33:17, 42:19, 42:20, 60:25, 118:20, 118:22, 125:4, 125:5, 126:14, 134:3, 134:13, 135:22, 135:23, 137:21 seattle 4:18 second 54:7, 55:12, 113:9 seconded 72:20, 73:12, 138:1 secretary 7:14, 8:3, 27:4, 32:7, 33:13, 35:5, 37:16, 38:6, 39:19, 40:16, 41:12, 42:8, 65:17, 67:2, 67:9, 67:17, 72:2, 83:11, 88:6, 88:8, 88:18, 98:5, 109:15, 122:16, 122:19, 134:8, 138:9 section 7:17, 9:21, 91:20, 91:21, 92:21, 92:24, 93:1, 93:19, 113:8, 124:8, 127:16 sections 49:13</p>
--	--	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>secure 99:1, 99:8, 102:14, 102:21 see 14:5, 21:20, 23:11, 26:9, 27:11, 29:16, 37:13, 39:1, 51:2, 51:20, 53:2, 60:6, 63:2, 63:19, 63:24, 64:2, 67:24, 74:16, 75:17, 79:1, 83:14, 84:16, 93:14, 93:24, 94:9, 110:7, 113:18, 119:15, 123:14, 128:25 seeing 57:2, 75:22 seek 91:18 seeking 86:24 seemed 83:25 seems 106:25 seen 20:5, 51:5, 56:3, 75:19, 77:17, 77:19, 114:23 senate 6:13, 15:8, 17:10, 18:6, 19:10, 22:13, 22:16, 27:18, 28:8, 32:2, 32:4, 33:25, 34:1, 42:19, 42:20, 78:7, 81:14, 98:17, 106:8, 106:18, 106:21, 107:2, 113:14, 116:19, 127:5, 137:19</p>	<p>senator 7:3, 41:13, 43:1, 44:16, 47:10, 54:7, 55:22, 65:17, 81:10, 81:17, 82:13, 105:21, 106:9, 106:14, 117:9 senior 28:15 sensed 105:5 sent 15:16, 32:4, 32:5, 32:6, 32:9, 45:24, 51:10, 52:25, 54:11, 54:13, 54:18, 74:16, 74:23, 104:25 separate 120:14 separately 14:12, 67:23 separating 118:6 september 13:8, 13:10, 14:3, 21:18, 21:22, 22:3, 22:6, 22:10, 22:21, 23:1, 23:21, 24:3, 39:4, 44:20, 49:22, 53:2, 55:21, 62:3, 62:18, 64:6, 64:9, 64:16, 88:25, 89:2, 93:1, 104:5, 104:17, 105:2, 107:25, 115:4, 122:13 sequence 23:23 serious 76:12, 88:19</p>	<p>serves 128:14 service 95:25 set 54:18, 55:12, 55:13, 87:18 settlement 121:11 seven 86:1, 88:1 seventh 4:17 several 106:17 shaking 11:24 shall 113:10, 113:15, 113:23, 113:25, 114:1, 114:3, 114:13 share 41:3, 60:17, 67:14, 73:1, 86:19, 124:17, 125:1 shared 73:6, 73:9 sharing 60:19 sheet 77:18 shocked 44:9, 61:20, 107:6 shooting 43:4, 43:5, 88:18 short 30:4, 34:19, 35:19, 108:5, 109:3 shorthand 2:14, 140:14 shortly 65:3, 96:8 shot 52:23</p>	<p>shots 54:13 should 56:16, 135:22 show 109:23, 134:25 showed 14:8, 14:9, 14:12, 14:13, 14:20, 15:5, 15:11, 15:13, 52:23, 57:4, 93:19 showing 54:11, 54:23, 109:19 shown 93:9 shows 53:2, 56:17 shutting 68:15 shuttle 35:2, 50:5 side 19:10, 26:10, 45:21, 51:12, 52:6, 90:2, 109:13, 109:21, 121:14, 133:19 sides 81:7, 90:3, 99:16, 99:24, 120:17 signature-onxrw 140:23 significant 19:8 similar 26:17, 70:18, 70:25, 74:22 simple 56:7, 98:11, 100:14, 100:15, 100:18, 103:20 since 106:4 single 76:16, 138:1</p>
---	---	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>sir 103:25, 117:16</p> <p>sit 37:1, 41:10, 67:19, 67:21</p> <p>sitting 46:2, 84:14</p> <p>situation 53:12, 53:24, 109:8</p> <p>situations 123:23</p> <p>six 15:16</p> <p>six-point 123:11</p> <p>skills 120:3</p> <p>sloan 8:4, 128:9, 129:10</p> <p>smaller 61:21</p> <p>smith 5:6, 5:7</p> <p>snails 62:19, 63:17</p> <p>snapshot 52:10</p> <p>software 16:3, 38:12, 38:23, 59:4, 59:5, 76:18, 79:3, 92:10, 92:12, 96:9, 96:16, 96:18, 96:19, 97:5, 97:6, 97:11, 97:15, 97:24, 98:6, 98:8, 98:10, 98:14, 98:15, 98:20, 99:2, 99:9, 99:12, 99:15, 99:25, 100:2, 100:10, 102:15, 102:22, 104:4, 104:11, 104:19,</p>	<p>104:24, 105:2, 132:16</p> <p>solid 18:3</p> <p>solution 25:9</p> <p>solve 40:22, 120:25</p> <p>some 16:14, 16:17, 16:20, 19:12, 19:13, 19:25, 20:14, 21:7, 21:8, 24:23, 25:22, 25:24, 26:11, 29:6, 29:7, 29:22, 30:1, 31:13, 33:10, 34:20, 34:25, 35:12, 35:13, 36:13, 38:17, 39:16, 39:17, 42:4, 43:11, 46:23, 47:13, 49:14, 50:8, 54:12, 54:20, 55:7, 55:8, 57:15, 57:19, 58:21, 59:11, 59:12, 60:22, 64:25, 65:12, 66:24, 67:9, 69:3, 70:5, 70:20, 72:5, 73:9, 73:24, 76:12, 76:22, 77:4, 81:11, 88:3, 88:13, 89:3, 89:19, 90:16, 92:1, 97:19, 97:20, 105:5, 116:5, 120:21, 122:3, 124:12, 125:13, 125:14, 130:4, 130:17, 137:13, 138:9</p> <p>somebody 20:9, 41:3,</p>	<p>45:1, 57:25, 72:12, 77:1, 87:11, 93:15, 106:1, 110:18, 110:19, 114:3</p> <p>somehow 133:21, 134:18</p> <p>someone 20:18</p> <p>someplace 47:7, 56:5</p> <p>something 12:4, 26:10, 33:24, 42:14, 48:16, 48:17, 56:7, 56:10, 57:4, 58:2, 63:14, 63:19, 69:5, 69:10, 73:15, 75:20, 80:6, 85:19, 100:3, 110:19, 114:5, 114:7, 114:8, 132:9</p> <p>sometime 74:7, 94:4, 106:22</p> <p>sometimes 84:2</p> <p>sorry 36:10, 55:17, 65:17, 86:4, 116:21, 126:17, 128:22, 138:19, 138:20</p> <p>sort 84:20</p> <p>sounds 63:22</p> <p>south 17:16</p> <p>southeast 83:13</p> <p>spalding 8:4, 53:14, 128:9, 129:10</p> <p>speak 128:16, 129:13</p>	<p>speaker 6:14, 14:23, 19:1, 21:16, 22:1, 26:24, 36:4, 65:22, 67:2, 67:22, 68:17, 70:9, 70:24, 86:4, 87:8, 106:19, 116:18</p> <p>specific 24:6, 26:2, 26:5, 43:7, 48:21, 49:9, 53:19, 69:23, 71:5, 71:7, 90:8, 130:15, 136:21</p> <p>specifically 9:21, 17:4, 23:4, 39:25, 45:20, 71:19, 73:3, 76:7, 92:15, 100:1, 105:16, 112:8, 113:8, 123:25, 127:25, 129:22, 131:8, 131:23, 132:2, 133:23, 136:15</p> <p>specifics 27:8, 30:18, 34:21, 44:17, 48:19, 50:8, 86:25</p> <p>speculate 110:5</p> <p>speculating 58:23</p> <p>spent 40:5, 78:21</p> <p>spirit 112:6</p> <p>split 17:14, 17:16, 17:17, 44:14, 49:18, 57:9, 57:17, 57:25,</p>
--	---	--	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>58:4, 90:25, 134:2 splits 18:5, 43:17, 79:25, 118:4, 132:18 splitting 61:4, 120:17, 132:14 spoke 128:7, 128:18, 130:3 spoken 115:3, 128:20, 129:21, 130:21 sponsor 107:19 springhetti 15:2, 32:19, 33:1, 37:10 st 73:1, 140:19 staff 8:4, 13:24, 25:14, 25:16, 25:17, 27:6, 27:25, 28:2, 28:5, 28:9, 28:12, 28:14, 28:21, 28:23, 28:24, 29:1, 29:14, 29:22, 29:25, 30:13, 32:10, 33:2, 33:14, 34:11, 34:24, 34:25, 35:7, 35:10, 39:4, 45:3, 62:17, 62:24, 63:4, 63:6, 63:7, 63:9, 65:17, 65:18, 70:3, 70:19, 76:7, 76:15, 76:22, 76:24, 78:2, 78:13, 78:16, 80:1, 81:16, 84:1,</p>	<p>84:2, 91:16, 95:22, 97:1, 97:6, 97:11, 99:8, 100:7, 102:21, 104:3, 104:18, 128:12 staffer 79:10 staffers 63:5, 78:20, 79:9 staffs 24:9, 24:12, 25:2, 28:3, 28:4, 97:15 stand-alone 60:8 standards 89:10, 92:2 stanley 8:7, 10:12 stanton 3:7 start 13:5, 22:24, 23:20, 24:21, 29:17, 44:1, 46:9, 79:3, 85:18, 120:18, 122:2 started 25:24, 31:12, 31:13, 36:3, 39:7, 39:17, 39:22, 59:15, 68:13, 95:11, 96:5 starting 23:13, 24:1, 25:7, 46:16, 46:20, 75:16, 77:16, 96:3 starts 121:21, 135:15 state 2:15, 7:14, 8:3, 8:5, 9:20, 11:4, 17:22,</p>	<p>17:23, 18:16, 42:19, 42:20, 61:8, 83:8, 83:16, 98:17, 105:20, 112:14, 113:7, 119:16, 122:24, 123:2, 134:8, 140:4, 140:8 stated 27:9, 47:23, 73:23, 80:11, 83:3 statement 27:14, 47:3, 58:24, 74:1, 74:8, 82:17, 91:2, 93:2, 93:8, 94:8, 94:9, 96:23, 98:25, 99:5, 101:14, 102:13, 102:18, 104:7, 104:8, 117:12, 128:2, 128:4, 129:1, 130:25 statewide 134:1, 134:3, 134:4, 137:7 stating 36:21, 80:14 stemming 20:24 step 65:10, 72:9, 121:13 steps 99:8, 102:21, 104:3 still 29:11, 35:1, 51:22, 80:3, 132:8, 134:9 stop 70:13, 78:4, 102:8 stopped 39:16, 47:13</p>	<p>story 35:19 straight 62:24 straightforward 29:15, 117:25 strategy 123:16 street 3:10, 4:7, 7:8, 7:18 strickland 134:9 strigari 32:2, 91:8, 93:10, 94:3, 126:23, 127:1, 127:5, 128:6, 129:8, 130:6 strong 134:11 strongly 24:9, 27:10 stuck 31:10 style 45:12 submission 77:2 submissions 76:6, 76:8, 80:5, 97:18 submit 46:18 submitted 35:13, 57:5, 57:20, 57:23, 59:13, 75:21 subsequent 62:5 subsequently 138:23 substance 129:11, 130:9 substantially 74:22 substantive 68:22</p>
--	--	---	---

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>successful 41:8 sued 69:10, 109:18 suggest 86:7, 111:4 suggested 24:9, 24:20, 25:1, 25:11, 27:10, 67:18, 138:16 suggestion 68:3, 106:2 suggestions 46:6, 46:16, 64:2, 71:5, 114:18, 138:5, 138:22, 138:24 suite 3:11, 3:20, 4:17, 5:17, 6:18, 7:8 summaries 92:18, 95:25 summary 30:21, 31:4, 76:25, 121:1, 127:21 summit 40:9 sunday 39:14 sunshine 24:10, 41:18 support 24:16, 133:10 supposed 64:17 supreme 1:1, 10:7, 114:25, 133:5 sure 12:8, 12:15, 12:20, 15:25, 18:1, 22:23, 25:16, 34:4, 35:1, 37:12, 37:16, 38:1,</p>	<p>44:21, 46:24, 53:11, 55:7, 57:14, 58:20, 68:1, 68:3, 68:5, 68:7, 70:15, 70:17, 71:3, 107:15, 107:19, 108:5, 111:8, 111:20, 125:15, 128:23, 133:10, 136:16, 137:4 surmise 13:22 surprised 99:14 suspicion 87:4 swaps 16:14 swear 10:17 swing 123:10, 123:11 switched 34:24 sworn 10:20, 140:11 sykes 7:4, 14:14, 20:14, 24:24, 25:25, 35:6, 36:8, 41:13, 41:14, 41:25, 43:1, 44:6, 44:16, 44:17, 45:4, 47:6, 47:9, 47:10, 66:4, 73:2, 80:17, 81:10, 81:17, 82:13, 86:3, 87:7, 87:21, 87:25, 106:11, 117:1, 117:9 sykeses 45:19, 88:10 system 114:14</p>	<p style="text-align: center;">T</p> <p>tab 50:15, 75:13, 77:14, 77:18, 112:20 table 45:18, 70:12, 83:7 take 16:19, 27:1, 30:20, 64:7, 65:10, 67:19, 68:4, 80:8, 84:25, 97:19, 102:8, 106:19, 108:24 taken 99:7, 102:20, 140:13 taking 10:13, 52:9, 69:14 talk 20:23, 24:11, 37:14, 37:15, 56:9, 66:21, 111:4, 113:23, 121:2, 121:5, 122:5, 124:5, 126:20, 126:22, 131:11 talked 20:3, 30:3, 34:5, 35:12, 36:11, 45:8, 50:11, 63:8, 67:4, 70:4, 73:17, 91:14, 91:15, 118:16, 119:23, 122:11, 122:12, 122:19, 130:14, 131:12, 131:13 talking 31:6, 33:19, 34:1, 38:11, 43:8, 49:6,</p>	<p>49:7, 49:24, 50:7, 63:21, 67:6, 84:6, 88:3, 88:19, 98:16, 107:10, 107:11, 109:14, 118:16, 125:21, 129:25, 131:9, 132:24 team 68:14, 78:19, 91:6, 95:22 technical 84:7 technique 114:20 tel 7:20 tell 24:4, 24:6, 27:8, 40:13, 48:7, 55:19, 67:5, 83:22, 90:23, 97:12, 103:7, 108:9, 109:12, 114:25, 127:19, 130:20, 133:11, 133:14, 134:23, 135:3 telling 30:9, 77:20, 107:15 tells 72:23 ten 40:19, 69:4, 133:25, 134:11, 137:8 ten-point 123:9 ten-year 23:9, 41:25, 86:10, 108:12 tend 61:6, 119:17, 119:19, 119:20, 119:21 term 41:22, 49:18,</p>
---	--	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>67:20, 133:1, 133:16 terms 35:15, 93:5, 94:11 terse 30:24 test 79:14, 86:11, 90:20, 96:21 testified 10:21, 79:20, 126:2, 126:4, 134:16 testify 58:8, 103:14, 124:20, 140:12 testifying 136:24 testimony 13:3, 40:18, 40:20, 41:2, 42:10, 58:7, 61:10, 77:9, 85:19, 96:16, 96:17, 97:2, 98:13, 102:12, 105:4, 105:8, 108:24, 117:11, 117:16, 117:20, 123:21, 137:1 tests 16:9, 38:25, 43:14 text 9:16, 30:2, 51:9, 51:23, 52:2, 52:18, 56:17, 56:21, 56:24, 61:25, 93:11, 93:22, 93:24 texted 54:6, 55:22, 93:11 texts 51:10, 51:11, 51:14, 52:5,</p>	<p>62:15 th 7:18, 10:9, 18:6, 22:7, 23:21, 24:3, 34:10, 39:4, 44:20, 49:22, 53:2, 55:21, 62:3, 62:18, 64:6, 64:9, 64:16, 68:21, 69:21, 70:15, 70:18, 71:10, 73:25, 74:11, 88:25, 89:2, 91:3, 93:1, 104:5, 104:17, 105:2, 122:13 thank 10:25, 14:19, 21:11, 32:16, 33:7, 50:24, 53:1, 80:7, 85:12, 85:15, 89:17, 94:10, 94:12, 94:14, 116:7, 116:9, 116:13, 116:24, 117:3, 138:25, 139:2 themselves 34:13, 99:23 thereafter 65:3, 65:8, 140:15 therein 140:14 thereof 88:4 they'd 30:20, 30:21 thing 35:25, 36:18, 36:24, 38:6, 66:9, 80:25, 130:21, 132:5, 136:11 things 19:14, 35:4,</p>	<p>40:18, 40:23, 41:9, 41:11, 42:5, 43:20, 43:22, 65:7, 66:21, 71:1, 71:23, 75:2, 81:20, 81:21, 83:17, 83:18, 89:11, 99:18, 105:25, 107:8, 108:18, 110:17, 113:25, 124:19, 130:4, 131:3 thinking 20:2, 67:10 thirty-three 113:14 thomas 4:5 thorough 114:14 thought 20:11, 25:19, 30:12, 37:17, 38:8, 42:12, 43:22, 44:2, 45:5, 48:22, 58:3, 60:5, 65:19, 66:9, 69:12, 70:8, 70:10, 70:23, 71:1, 76:9, 77:6, 81:5, 83:15, 84:4, 86:13, 86:17, 87:10, 87:12, 87:13, 87:14, 91:4, 93:7, 105:10, 114:6, 127:14 thoughts 125:1 three 11:11, 25:4, 40:2, 100:23, 101:15, 107:24, 136:20 threshold 9:18</p>	<p>through 9:16, 9:17, 9:19, 19:17, 23:20, 25:22, 35:11, 35:20, 37:2, 37:15, 37:21, 40:19, 43:24, 51:19, 52:12, 53:18, 59:11, 67:10, 69:3, 69:19, 76:7, 78:23, 80:2, 80:13, 81:1, 81:6, 81:15, 83:3, 83:4, 83:8, 86:15, 88:13, 89:22, 92:9, 92:11, 107:23, 107:25, 109:17, 114:17, 127:8, 128:3 throughout 85:21, 108:19, 131:14, 136:20, 136:24 thursday 39:9, 39:11 tightly 119:8, 119:9 time 10:10, 11:12, 12:16, 15:7, 15:19, 15:24, 16:20, 17:9, 20:4, 24:25, 25:5, 26:5, 30:19, 33:13, 34:20, 40:5, 47:16, 58:7, 59:1, 65:10, 71:21, 78:21, 80:21, 85:4, 85:8, 85:16, 86:20, 87:3, 88:7, 92:7, 93:18, 93:24, 95:11, 99:22,</p>
---	--	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>105:20, 106:10, 106:12, 106:14, 107:2, 112:17, 120:23, 127:6, 128:23, 128:24, 129:23, 130:4, 133:25, 137:23, 140:14 timeframe 66:20, 66:24 timeline 39:2, 50:9 times 11:10, 26:4, 27:5, 27:7, 28:10, 29:23, 36:9, 39:13, 41:15, 66:19, 74:6, 82:22, 83:2, 96:15, 100:23, 101:15, 107:7 timestamp 65:12 title 128:14 today 10:11, 10:15, 12:24, 13:3, 72:10, 122:11, 125:21 today's 10:9, 112:3 together 19:10, 24:10, 24:12, 24:21, 27:11, 40:12, 41:16, 43:17, 43:19, 44:13, 47:15, 50:9, 55:1, 60:2, 67:1, 70:11, 76:21, 82:1, 83:12, 95:23, 120:4, 124:15 token 135:2 told 36:1, 36:19,</p>	<p>38:15, 38:20, 39:3, 46:25, 69:8, 79:10, 87:7, 98:7, 99:25, 110:5, 117:12, 117:18, 127:2, 129:9, 130:10, 131:5 tom 78:21 tomorrow 72:11 took 14:25, 55:13, 55:17, 68:3, 104:3 top 52:16, 52:24, 57:1 tornado 82:5 total 134:19 tough 50:10 tower 3:9 townships 43:16, 118:6, 124:15 trained 97:10, 97:16, 98:7, 100:7 transcript 9:13, 139:5, 140:17 trick 107:16 tried 20:6, 29:25, 30:4, 39:23, 41:7, 41:9, 41:10, 46:4, 81:24, 82:9, 90:23, 90:24, 91:25, 92:9, 135:5, 138:3, 138:4, 138:10</p>	<p>trotwood 17:7, 17:8, 82:2, 82:4 true 84:10, 97:4, 98:12, 125:15, 140:16 trust 88:12 truth 140:12, 140:13 truthfully 12:25 try 12:11, 23:11, 24:19, 25:17, 26:24, 29:15, 30:5, 30:6, 35:22, 39:22, 41:23, 59:13, 60:16, 63:10, 67:10, 70:22, 83:19, 112:1, 118:14, 122:21, 123:5, 123:14, 135:7, 137:9, 137:24 trying 17:7, 18:13, 18:18, 19:20, 20:7, 23:8, 23:19, 23:24, 29:23, 30:5, 36:13, 40:3, 40:11, 40:17, 40:21, 42:23, 43:16, 43:23, 48:8, 48:22, 49:16, 50:3, 55:5, 57:15, 57:16, 58:1, 58:12, 58:21, 58:25, 59:9, 61:1, 61:14, 71:25, 72:2, 81:19, 81:25, 82:16, 87:11, 120:2, 120:18,</p>	<p>122:17, 137:15 turn 84:23, 94:12 turning 85:18, 88:24 tusculum 41:1, 41:2 two 11:11, 14:18, 21:22, 36:6, 40:8, 72:6, 81:7, 82:22, 84:14, 86:14, 86:16, 100:11, 107:24, 110:1, 110:12, 111:12, 115:12, 120:17, 131:16, 131:20, 134:22, 137:16 two-hour 115:9 type 16:25, 43:20 typewriting 140:15</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>uh-huh 60:9, 113:19 ultimately 17:18, 25:13, 27:23, 28:5, 31:11, 35:5, 42:4, 42:14, 45:22, 68:8, 75:3, 77:6, 79:17, 81:11, 86:11, 90:18, 93:19, 106:3, 106:22, 107:4, 123:12, 133:4 unavailable 24:25 unconstitutional 20:16, 35:16, 79:13, 79:23, 92:16, 92:20, 132:4</p>
---	--	--	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>under 10:21, 12:23, 119:1, 122:22, 126:14, 134:8, 140:15 understand 12:3, 12:5, 12:23, 16:15, 18:10, 20:6, 23:18, 23:22, 35:8, 35:21, 35:23, 50:8, 57:16, 58:1, 59:25, 61:19, 81:2, 81:3, 82:16, 103:14, 111:17, 118:18, 124:7, 127:13, 132:25 understanding 23:24, 92:5, 98:18, 98:21, 105:8 understatement 23:17 understood 83:17, 111:8 unhappy 88:21 union 4:6, 58:11, 60:2, 60:5, 60:7 unity 23:8, 25:10 unless 26:9, 69:10, 132:8 unlike 120:8 unreasonable 121:21, 122:2 until 12:11, 15:15, 21:20 unveiling 20:3 update 67:3</p>	<p>urban 119:19 use 35:15, 41:22, 42:2, 42:7, 46:15, 97:16, 98:14, 100:7, 120:2 useless 80:2 using 59:2, 67:20, 76:18, 84:10, 84:15 usually 27:6</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p>vacant 54:20 vagaries 43:11 vaguely 97:3 valid 35:14, 43:23, 59:10 validity 131:25 values 41:4, 60:17, 60:20, 125:1 various 65:18, 66:19, 76:5, 78:2, 79:24, 84:2, 86:12, 89:6, 91:5, 91:11, 95:21, 108:18, 129:6, 129:25, 130:4, 131:25 verify 38:24, 86:18, 88:13, 96:20, 100:11, 100:12, 132:15 vern 14:13, 20:14,</p>	<p>24:24, 27:21, 35:6, 40:1, 46:2, 47:6, 67:22, 72:14, 72:19, 73:3, 81:10, 83:23, 106:11 vern's 80:23 vernon 7:3, 117:1 version 106:23 versions 132:1 versus 10:6, 60:3, 134:4 vetting 86:15 vi 49:15, 90:22, 124:6, 132:23, 133:1, 133:20 via 10:14 video 10:3, 10:13, 101:4, 101:6 videoconference 2:1, 10:14 videographer 8:7, 10:3, 10:11, 85:3, 85:7, 112:21, 139:6 videotaped 1:13 videotech 8:6 view 67:14, 67:17, 97:25, 109:18, 135:5 vii 49:14, 90:21, 124:13 violated 91:12, 127:23</p>	<p>violating 55:2 violations 92:20, 132:10 vote 23:16, 36:7, 44:9, 61:6, 71:25, 72:17, 72:22, 88:10, 89:3, 89:4, 94:8, 99:6, 102:19, 104:16, 106:7, 107:4, 107:7, 107:8, 118:3, 119:18, 119:19, 129:4, 129:16, 129:20, 134:19 voted 22:17, 93:7, 93:9, 107:14, 107:15, 107:19, 127:3 voters 1:4, 3:2, 3:16, 4:3, 10:5, 11:3, 106:24, 117:24, 137:7 votes 42:1, 86:1, 88:1, 134:20 voting 89:19, 90:9, 91:10, 130:12, 131:18</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>wa 4:18 wait 12:11 walk 92:9, 127:8 walked 19:17 walking 23:20 want 13:5, 15:1,</p>
--	---	--	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>16:19, 22:5, 30:24, 32:8, 32:21, 34:21, 35:2, 36:17, 37:12, 41:21, 43:25, 46:15, 51:21, 56:8, 56:25, 64:5, 66:21, 94:7, 94:9, 108:12, 109:22, 109:23, 110:1, 111:8, 112:9, 120:13, 121:5, 122:9, 136:22 wanted 16:2, 17:25, 29:2, 30:9, 33:12, 35:20, 37:1, 41:5, 41:19, 42:1, 42:3, 42:11, 46:8, 56:9, 58:9, 64:2, 66:8, 67:14, 69:10, 69:11, 76:13, 85:18, 86:7, 92:24, 93:14, 105:12 way 16:9, 18:17, 19:19, 20:8, 20:10, 27:1, 52:11, 61:17, 69:12, 86:13, 87:20, 105:10, 105:25, 107:9, 110:24, 110:25, 111:20, 111:22, 112:10, 114:24, 135:6 wayne 21:2 ways 18:7, 36:4 we'll 50:15, 65:10, 113:6</p>	<p>we're 12:10, 19:20, 37:12, 40:17, 46:12, 68:16, 70:6, 70:7, 109:18, 109:20, 112:17, 125:20 we've 18:21, 25:7, 44:15, 46:20, 53:25, 98:16, 110:25, 115:25, 124:19, 137:9 wednesday 1:15, 10:9 weekend 25:15, 28:11, 34:23, 39:3 welcomed 29:8, 37:19, 80:11 welcoming 81:9 went 17:11, 28:18, 35:11, 52:12, 54:22, 60:1, 62:24, 65:3, 65:5, 65:15, 66:22, 68:14, 80:19, 80:21, 81:15, 93:16, 98:6, 104:13, 128:3, 130:25, 134:3, 134:5, 134:10 weren't 14:15, 16:16, 31:15, 35:14, 42:5, 44:5, 47:6, 63:22, 68:8, 68:9, 68:12, 69:18, 71:15, 87:5, 88:22 west 7:8 whatever 55:16, 64:3,</p>	<p>84:12, 84:17, 90:2, 100:11 whenever 95:3, 95:10 whereupon 10:18 wherever 120:17 whether 16:7, 17:5, 17:10, 17:11, 19:15, 24:14, 32:1, 33:22, 41:8, 45:3, 48:15, 58:13, 61:2, 61:15, 61:16, 61:17, 61:18, 66:8, 66:10, 70:22, 77:19, 91:19, 96:20, 97:25, 104:11, 117:23, 128:18, 130:11, 133:20, 133:21 whoever 13:19, 117:24 whole 65:7, 65:10, 88:22, 140:12 willing 44:24, 71:4, 109:10 win 121:1, 135:22, 135:23 winners 59:11 within 55:10 without 30:11, 52:5, 55:2, 68:22, 79:2, 86:11, 88:12, 98:9, 109:5 witness 2:5, 10:17, 10:20, 53:19,</p>	<p>76:3, 101:20, 111:17, 126:10, 140:10, 140:19 women 1:4, 3:2, 3:16, 4:3, 10:5, 11:3, 117:23 won 134:13 wonderful 121:13, 122:4 wondering 56:23 words 114:11, 127:20 work 29:18, 35:18, 43:23, 55:15, 55:19, 57:15, 58:21, 58:25, 67:10, 70:21, 72:5, 80:6, 82:9, 86:7, 86:8, 94:25, 95:11, 95:13, 95:14, 95:17, 96:10, 100:10, 105:7, 105:10, 105:11, 106:16, 112:1, 138:12 workable 35:14 worked 29:22, 59:5, 76:10, 82:6, 83:7, 83:9, 83:11, 83:12, 89:22, 106:21, 112:12, 117:22, 136:12, 137:9, 137:15, 137:23, 138:7 working 13:20, 25:22, 59:5, 70:11, 95:13, 96:2, 110:10, 111:24 works 78:21, 85:2</p>
--	---	---	--

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

<p>world 12:10, 98:2, 98:3 worried 89:25, 108:15 worth 115:12 wouldn't 35:14, 35:18, 55:19, 106:19 written 112:22 wrong 15:3, 28:7, 49:13, 54:19, 55:18, 70:1</p> <hr/> <p style="text-align: center;">X</p> <hr/> <p>xi 49:10, 49:12, 105:17, 107:5, 108:3, 123:24</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p>yeah 17:23, 38:21, 50:10, 51:23, 52:8, 56:19, 58:19, 64:19, 77:23, 78:10, 97:3, 109:3, 111:9, 111:22 year 96:3 years 11:14, 17:25, 18:13, 23:10, 69:4, 110:1, 110:2, 119:24, 133:25, 134:11, 137:8 yellow 77:18 yep 75:18 yes-or-no 103:20 york 4:8, 5:18</p>	<p>yourself 11:18, 84:8, 84:19, 99:2, 99:8, 102:15, 102:21 yuko's 80:22</p> <hr/> <p style="text-align: center;">Z</p> <hr/> <p>zero 42:19, 49:1, 60:17, 60:24, 138:24 zoom 10:14, 12:4, 51:3, 116:2</p> <hr/> <p style="text-align: center;">\$</p> <hr/> <p>\$12 128:13</p> <hr/> <p style="text-align: center;">.</p> <hr/> <p>.0907 6:10 .288 5:10 .3124 5:10 .329 6:20 .3887 6:20 .591 3:13 .7066 3:13</p> <hr/> <p style="text-align: center;">0</p> <hr/> <p>00 55:21, 74:3, 75:4, 94:2, 94:4 000204 9:17, 75:16 000255 9:19, 77:16 000256 78:6 000580 62:14</p>	<p>000583 56:16 000588 53:20 04 1:16, 10:10</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p>1(c 9:21, 113:8 1.412 5:10 1.415 3:13 1.614 7:11 1.919 6:20 10 9:6, 53:2, 59:21, 60:14, 62:1, 68:15 10004 4:8 10271 5:18 11 39:4, 52:16, 60:3, 60:14, 61:18 1108 3:20 112 9:20 11648 1:25, 2:15, 140:8, 140:25 117 9:9 1193 1:7, 10:8 1198 1:8 12 18:6, 39:4, 60:3, 61:18 120 5:17</p>	<p>1210 1:9 125 4:7 13 55:21, 62:3, 62:18 1330 6:7 139 139:9 140 1:23 15 22:7, 23:21, 24:3, 34:10, 44:20, 49:22, 64:6, 64:9, 64:16, 68:21, 69:21, 70:15, 70:18, 71:10, 73:25, 74:11, 88:25, 89:1, 89:2, 91:3, 93:1, 104:5, 105:2, 122:13 15222 5:9 16 7:18, 104:17 1700 4:17 1750 5:17 1st 18:6</p> <hr/> <p style="text-align: center;">2</p> <hr/> <p>2 59:21 2-2 88:5 20 1:15, 10:9, 17:25, 33:24 200 6:18 2011 125:2, 125:9,</p>
---	---	---	---

Transcript of Auditor Keith Faber
 Conducted on October 20, 2021

125:11, 125:25, 126:3, 126:5 2015 105:17 202 4:20 2021 1:7, 1:8, 1:9, 1:15, 10:8, 10:10, 125:24, 126:5, 127:2, 140:20 203 3:20 21 1:15, 140:19 2100 4:17 211 9:17 212 4:9 217 113:1 2221 7:11 225 5:8 23 135:8 25 23:10 250 7:8 2533 3:12 256 78:4 271 9:19 27612 6:19 2872 7:20 2nd 95:7 <hr/> <p style="text-align: center;">3</p> <hr/> 3 1:16, 10:10,	61:11 3-2 88:3 30 7:18, 68:15 31 73:1 32 85:4, 85:5 33 125:4 38 85:6, 85:8 <hr/> <p style="text-align: center;">4</p> <hr/> 4 85:4, 85:5, 85:6, 85:8 4-2 88:4 40 123:20, 139:8, 139:9 406207 1:22 4140 6:18 415 3:10 42 33:23 43 33:22, 135:24 43206 3:21 43215 6:8, 7:9, 7:19 44 135:24 4552 4:20 462 7:11 466 7:20 <hr/> <p style="text-align: center;">5</p> <hr/> 5 139:8, 139:9	5-0 86:8, 86:21 5-2 86:24, 129:16 5-point 61:11 500,000 55:14 519 4:9 52 9:16 5400 3:11 55 135:23 56 135:23 57 33:22, 33:23, 43:5 578 9:16, 53:17 58 43:5 595 9:16, 53:18 <hr/> <p style="text-align: center;">6</p> <hr/> 6 74:3, 75:4, 94:2 60 83:16 614 7:20 614.481 6:10 62,000 60:6 67 125:4 6th 95:2, 95:9, 95:13, 98:14, 99:2, 102:15 <hr/> <p style="text-align: center;">7</p> <hr/> 7 75:4, 94:2	7-0 24:15, 27:1, 27:12, 28:1, 29:1, 29:12, 46:12, 67:12, 67:24, 68:24, 69:12, 85:22, 88:16, 90:4 700 7:8 728 7:20 74 9:17 7509 7:9 7592 7:20 76 9:19 7866 4:9 <hr/> <p style="text-align: center;">8</p> <hr/> 8 55:21, 75:4 8(c) (2) 93:1 80 134:25 85 9:7 <hr/> <p style="text-align: center;">9</p> <hr/> 9 94:4 94 9:8 94105 3:12 968 4:20 98101 4:18 9th 13:8, 13:10, 13:17, 14:3, 14:6, 21:18,
--	---	--	---

Transcript of Auditor Keith Faber
Conducted on October 20, 2021

21:22, 22:3,
22:6, 22:10,
22:21, 23:1,
23:21, 24:3,
27:15, 34:10,
39:10, 44:20,
49:22, 115:4

2:16 ↶

LTE 🔋

Delete All



Emily >

Cancel

iMessage

Sat, Sep 11, 5:11 PM

Sorry, I can't talk right now.

Nothing urgent. Just an update.



Sat, Sep 11, 7:36 PM

Just sent you the slides. Jess is going to have them printed for you tomorrow in the car too.

Mon, Sep 13, 2:09 PM

Both maps imported to your Dave's

Wednesday 10:45 AM



Exhibit #

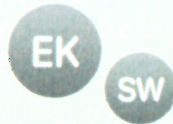
1

10/20/21-DL

exhibitsticker.com

2:34

5G 



2 People >

iMessage
Sun, Sep 12, 4:01 PM

Sheila Willamowski



Hello! Are you close?

Emily Kaylor



Auditor is running 15-20 minutes late

Sheila Willamowski



Okay. We started about 8 mins ago. Leader Sykes just arrived as well.

Emily Kaylor



Thanks



11:22 ↗



Alex >



New contact photo available

[Update Contact](#)



Allie is already gone. Half way there

Mon, Sep 13, 6:20 PM

How goes it

It's a snails pace. The NW OH and Montgomery issues are resolved

Do you have something I can look at

No

Wed, Sep 15, 2:00 PM

Come to speakers

On my way

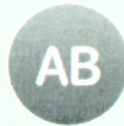
Wed, Sep 15, 6:00 PM



iMessage



11:23 ↶



Alex >



New contact photo available

[Update Contact](#)



No

Wed, Sep 15, 2:00 PM

Come to speakers

On my way

Wed, Sep 15, 6:00 PM

Minority sent a map to Emily and I that incorporated the suggestions you and the Sec made yesterday evening. They didn't do what you asked them to do (interests, etc), they just adjusted their map.

Call with MW at 7:30

Huffman wants to talk



iMessage



Done

2 of 2

Article XI, Section 8(C)(2) Statement

Pursuant to Article XI, Section 8(C)(2) of the Ohio Constitution, the Ohio Redistricting Commission issues the following statement:

The Commission determined that the statewide preferences of the voters of Ohio predominately favor Republican candidates.

The Commission considered statewide state and federal partisan general election results during the last ten years. There were sixteen such contests. When considering the results of each of those elections, the Commission determined that Republican candidates won thirteen out of sixteen of those elections resulting in a statewide proportion of voters favoring statewide Republican candidates of 81% and a statewide proportion of voters favoring statewide Democratic candidates of 19%. When considering the number of votes cast in each of those elections for Republican and Democratic candidates, the statewide proportion of voters favoring statewide Republican candidates is 54% and the statewide proportion of voters favoring statewide Democratic candidates is 46%. Thus, the statewide proportion of voters favoring statewide Republican candidates is between 54% and 81% and the statewide proportion of voters favoring statewide Democratic candidates is between 19% and 46%. The Commission obtained publicly available geographic data for statewide partisan elections in 2016, 2018, and 2020. Publicly available geographic data for those elections was not available for elections in 2012 and 2014. Using this data, the Commission adopted the final general assembly district plan, which contains 85 districts (64.4%) favoring Republican candidates and 47 districts (35.6%) favoring Democratic candidates out of a total of 132 districts. Accordingly, the statewide proportion of districts whose voters favor each political party corresponds closely to the statewide preferences of the voters of Ohio.

The final general assembly district plan adopted by the Commission complies with all of the mandatory requirements of Article XI, Sections 2, 3, 4, 5, and 7 of the Ohio Constitution. The Commission's attempt to meet the aspirational standards of Article XI, Section 6 of the Ohio Constitution did not result in any violation of the mandatory requirements of Article XI, Sections 2, 3, 4, 5, and 7 of the Ohio Constitution.



2:32

LTE

< 109



Ray >

iMessage
Sun, Sep 12, 7:41 PM

What are the red green maps mean again?

It shows which counties in the state le. The red ones

They have some type of additional criteria that it gets so many house districts or so many senate districts within the boundaries of the county. or in the case of Richland and Wayne County red means it is a single county house district

So I thought del county couldn't have been split outside ? Why is del red?

Trying to reconcile why certain maps are not valid



iMessage



2:33

LTE

< 109



Ray >

So I thought del county couldn't have been split outside ? Why is del red?

Trying to reconcile why certain maps are not valid

Delaware County must have one whole contain house district within its boundaries and the remainder of Delaware County can only go into one adjoining house district and additionally Delaware County must in its entirety be contained within one Senate District

How did groups draw Franklin districts solely within county ... one map tales and combines Delaware and Union

Franklin county can be drawn to be 11 for house



2:33

5G

< 109



Ray >

Franklin county can be drawn to be 11 for house district but for the Senate District pairing it would have to pair with one adjoining house district some where.

We took Franklin and Union population together and created 12 house districts

Senate Democrats took Franklin and Pickaway population together and created 12 house districts

Ok so why didn't we draw house district

How far off is Union from stand-alone

Union county is 62,784 people which is only .52 house ratios



Message



2:33

5G

< 109



Ray >

Union county is 62,784 people which is only .52 house ratios

Are you 10-2

Really...

Really Union can add to 60k left over fc to create a whole new district

So if you combine the populations of Franklin and Union County you get enough people to be 11.64 house districts

If on average you draw them 3% light from the ideal population target you can make those 11.64 house districts. Be 12 house districts and then you make 4 senate districts



2:34

5G

< 109



Ray >

Really Union can add to 60k left over fc to create a whole new district

So if you combine the populations of Franklin and Union County you get enough people to be 11.64 house districts

If on average you draw them 3% light from the ideal population target you can make those 11.64 house districts. Be 12 house districts and then you make 4 senate districts

Ok

Mon, Sep 13, 11:09 AM



Can I call you later?

Delivered



Message



MAIT HULL

iMessage
Tue, Nov 10, 1:36 PM

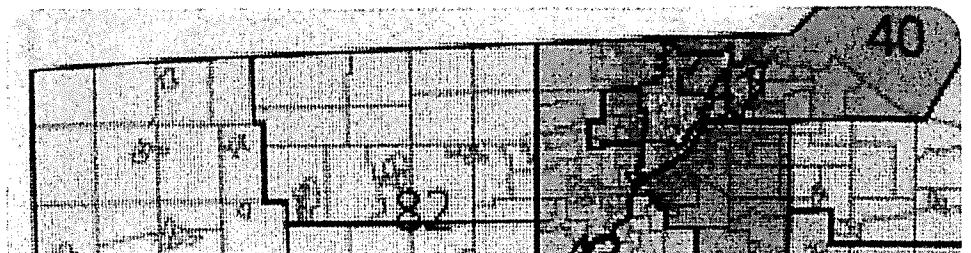
Fri, Sep 10, 2:00 PM

Can I call you later?

Yes when you get a chance thanks

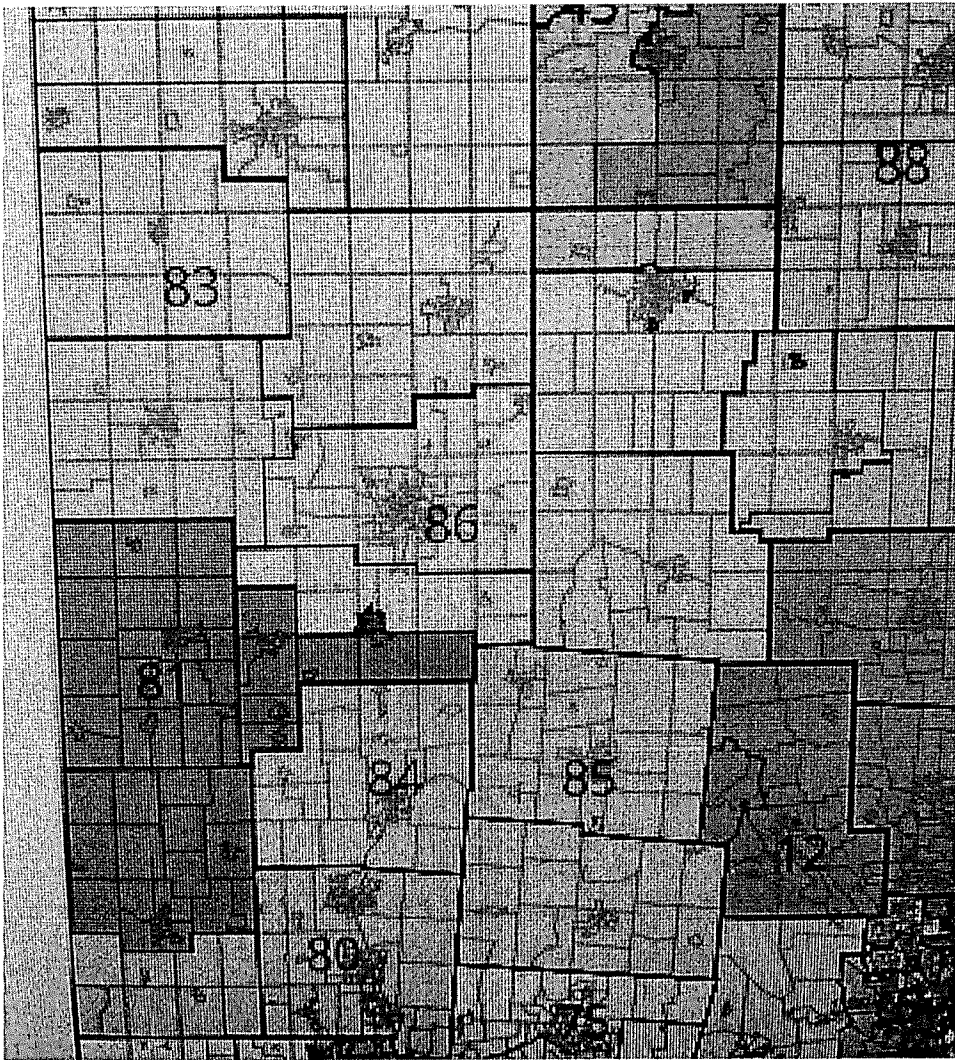
Sent with Siri

Fri, Sep 10, 3:14 PM



DEPO_01175

AOS_000588



campa

District Population Deviation

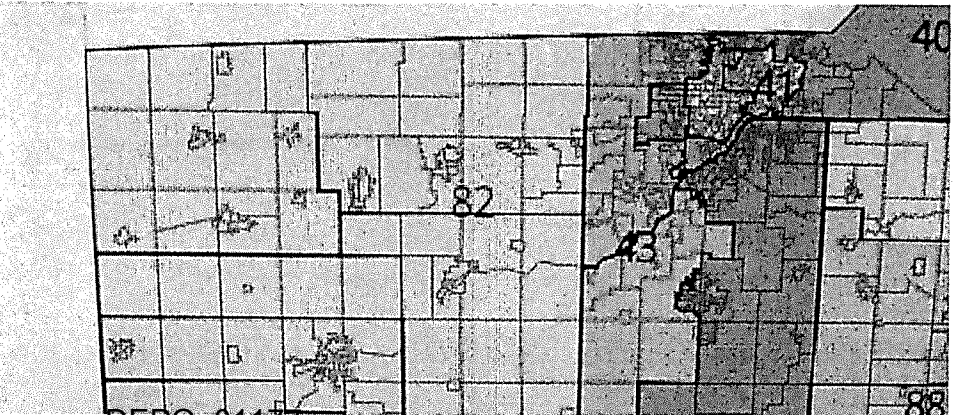
District	Population	Deviation
79	117,815	-1,371
80	124,211	-5,025
81	113,608	-5,578
82	113,487	-5,699
83	119,464	278
84	48,230	-70,956
85	190,105	70,919
86	113,992	-5,194
87	48,074	-71,112
88	113,965	-5,221
89	115,986	-3,200

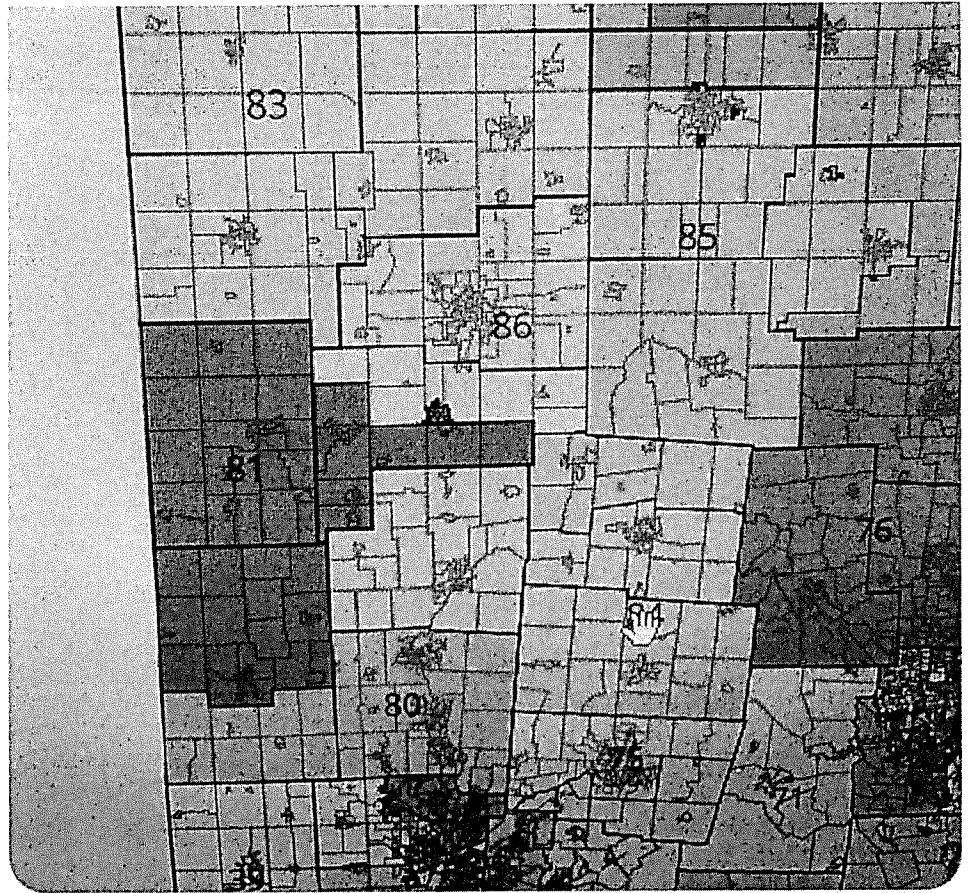
DEPO_01176

AOS_000589

	90		115,793	-3,393
	91		114,286	-4,900
	92		119,113	-73
	93		117,981	-1,205
District Details				

	79		117,815	-1,371
	80		124,211	5,025
	81		113,608	-5,578
	82		113,487	-5,699
	83		119,464	278
	84		116,652	-2,534
	85		121,688	2,497
	86		113,992	-5,194
	87		113,433	-5,753
	88		113,965	-5,221
	89		115,986	-3,200
	90		115,793	-3,393
	91		114,286	-4,900
	92		119,113	-73





Ignore prior

Look at second photos not first

Delivered

Mon, Sep 13, 8:48 PM

Give me a call when you hit the road

Sent with Siri

Mark Romundik

Will I see you today?

I'm in Medina all day. You?

Redistricting hearings in Mansfield at OSU at 230-3
until ???

No, I wasn't invited not to mention don't want to get asked
any questions. Have fun and if you need anything, let me
know.

Fri, Sep 10, 3:28 PM

Keeping you in the loop. Have a good weekend.

2:29

LTE

< 113



Niraj >

iMessage
Tue, Sep 14, 8:54 PM

Do you have a moment to chat?

Wed, Sep 15, 10:31 AM

E

Greene Co proposa...

What's your email and I'll send? Greene county proposal. I would get Greene county HD 1, Montgomery county HD 1 and HD 2. Dem senate district would be HD 3,4,5. Dem house districts are HD 3 and HD 4. You'd have to assign me to the dem senate district and Hackett



iMessage



2:31

5G 



Kristina >

iMessage
Tue, Sep 14, 1:21 PM

Is it true that a disproportionate number of conservative women in the House had their districts damaged as well?
Disappointing

No idea my guess

Delivered



iMessage



2:31

5G



Jon >

iMessage
Wed, Sep 15, 8:01 AM

When you have a moment please give me a call to discuss how your conversations with the Democrats went last night.



iMessage



Population Thresholds

House: 119,186

95% = 113,227

105% = 125,145

Senate: 357,559

95% = 339,680

105% = 375,436

Overview of Analyses

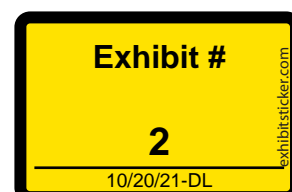
- Without more detailed data at the precinct level we cannot say with certainty that any of the 16 submitted maps meet constitutional muster – particularly the issues of township and municipal borders and political party leanings. However, there were some very solid submissions that could be constitutional with more information provided.
 - *Kennedy Submission* – used Districtr system to build maps – while he did not have precinct level data to be able to perform a full analysis, the districts were compact and seemed at a county-level to satisfy many requirements
 - *Senate Dems (Sykes) Submission* – overall might have issues meeting political party guidelines because only provided 4 years of data, not 10; maps do not drill down to municipal and township boundary lines – Jacobsen argues unconstitutionally split Trumbull county and some other issues
 - *OCRC (Brock) Submission* – the narrative provided with the maps was useful, but without the source data and maps with precinct-level data, we are unable to determine whether it meets the township/muni boundary requirements and the political leanings required by the Constitution
 - *Wise Submission* – used Dave’s Redistricting software – visually appears to have some issues with the 3 H in 1 S rule and does not drill down to precinct level data as many others didn’t; he did also submit an analysis of his map vs Sykes vs OCRC

Points to Remember

We appreciate the public’s input in this very important process.

Looking at all of the maps submitted, unconstitutional elements or inadequate information was provided to get to the level of detail necessary. Elements of the maps submitted were useful and provided valuable insight.

The scorecard we developed does not address all the extra “triggers” that can be put in place to reach a map should a constitutional provision be un-achievable.



AOS_000204



AOS_000205

DEPO_01184

AOS_000205

Year	President		US Senate		Governor		Attorney General		Auditor		Secretary of State		Treasurer of State	
	R	D	R	D	R	D	R	D	R	D	R	D	R	D
Party														
2010	N/A	N/A	2,125,810	1,448,092	1,889,186	1,812,059	1,821,414	1,772,728	1,842,264	1,624,183	1,973,422	1,500,648	2,008,892	1,471,727
2012	2,661,437	2,827,709	2,371,230	2,645,901	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
2014	N/A	N/A	N/A	N/A	1,922,436	989,201	1,859,810	1,155,890	1,692,740	1,127,830	1,791,212	1,052,719	1,703,418	1,299,230
2016	2,841,005	2,394,164	3,118,567	1,996,908	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
2018	N/A	N/A	2,057,559	2,357,508	2,235,825	2,070,046	2,226,368	2,021,194	2,110,073	1,946,544	2,166,125	1,987,916	2,257,955	1,960,075
2020	3,154,834	2,679,165	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A



AOS_000207

DEPO_01186

AOS_000207

House: 119,186 Senate: 357,559	Meets Criteria	Does Not Meet Criteria	Notes
99 House Districts			
33 Senate Districts			
House Districts Population: no less than 95% nor more than 105% of 119,186			
Senate Districts composed of 3 contiguous House Districts			
Each boundary is single nonintersecting continuous line (districts are contiguous territories)			
Counties with populations greater than a House district allowed will be part of only one adjoining House district			*if population is greater than 2 House districts then can be 3 House districts, and so on
Any county that meets House population must be one whole district			
Where feasible, no county shall be split more than once			
Split the smallest possible number of municipal corporations and townships whose contiguous portions contain a population of more than 50% but less than 100% of one ratio of representation			*keeping "communities" as whole as possible
District boundaries shall use the boundaries of counties, municipalities, and townships as they exist at the time of the Census			
Where it is not feasible to keep political subdivisions whole in a district, not more than one municipal corporation or township may be split per district			
If a county has one House district, then it must be in one Senate district as well			
For senators that have 2 years remaining when maps will be finalized, their district shall keep the same number and contain the largest portion of the population of their current district			*see list
No plan shall be drawn to primarily favor or disfavor a political party			
Statewide proportion of districts shall favor political parties closely to the statewide preferences of the voters of Ohio based on the state and federal partisan general election results during the last 10 years			
Districts shall be compact			



AOS_000209

DEPO_01188

AOS_000209

District	Senator	Term
1	McColley	2022
2	Gavarone	2024
3	Maharath	2022
4	Lang	2024
5	S Huffman	2022
6	Antani	2024
7	Wilson	2022
8	Blessing	2024
9	Thomas	Termed Out 2022
10	Hackett	Termed Out 2024
11	Fedor	2022
12	M Huffman	Termed Out 2024
13	Manning	2022
14	Johnson	2024
15	Craig	2022
16	Kunze	2024
17	Peterson	Termed Out 2022
18	Cirino	2024
19	Brenner	2022
20	Schaffer	2024
21	Williams	Termed Out 2022
22	Romanchuk	2024
23	Antonio	2022
24	Dolan	Termed Out 2024
25	Yuko	Termed Out 2022
26	Reineke	2024
27	Roegner	2022
28	Sykes	Termed Out 2024
29	Schuring	2022
30	Hoagland	Termed Out 2024
31	Hottinger	Termed Out 2022
32	O'Brien	2024
33	Rulli	2022



AOS_000211

DEPO_01190

AOS_000211

Senate and House
Republicans

Exhibit #
3
10/20/21-DL
exhibitsticker.com

AOS_000255

Senate and House Republicans

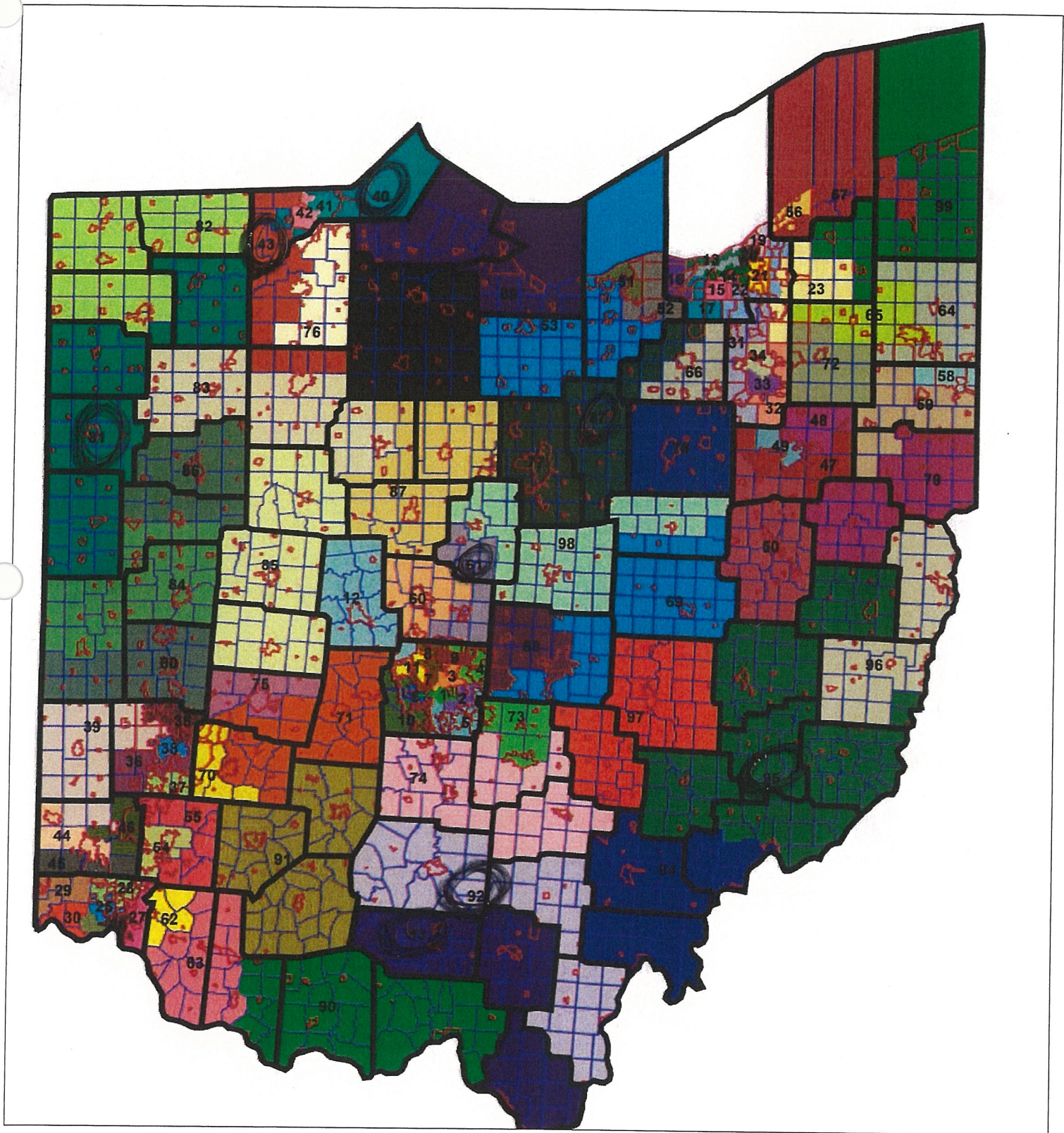
House: 119,186 Senate: 357,559	Meets Criteria	Does Not Meet Criteria	Notes
99 House Districts	X		
33 Senate Districts	X		
House Districts Population: no less than 95% nor more than 105% of 119,186	X		
Senate Districts composed of 3 contiguous House Districts	X		
Each boundary is single nonintersecting continuous line (districts are contiguous territories)	X		
Counties with populations greater than a House district allowed will be part of only one adjoining House district	X		*if population is greater than 2 House districts then can be 3 House districts, and so on <i>13 under 95% have 2 splits</i>
Any county that meets House population must be one whole district	?		↙
Where feasible, no county shall be split more than once	X		<i>seems like done when feasible</i>
Split the smallest possible number of municipal corporations and townships whose contiguous portions contain a population of more than 50% but less than 100% of one ratio of representation	?		*keeping "communities" as whole as possible <i>analysis not completed yet</i>
District boundaries shall use the boundaries of counties, municipalities, and townships as they exist at the time of the Census	X		
Where it is not feasible to keep political subdivisions whole in a district, not more than one municipal corporation or township may be split per district	X		<i>visually appears accurate</i>
If a county has one House district, then it must be in one Senate district as well	X		
For senators that have 2 years remaining when maps will be finalized, their district shall keep the same number and contain the largest portion of the population of their current district	X		*see list
No plan shall be drawn to primarily favor or disfavor a political party	?		
Statewide proportion of districts shall favor political parties closely to the statewide preferences of the voters of Ohio based on the state and federal partisan general election results during the last 10 years	?		<i>only had limited data to check - not 10 years</i>
Districts shall be compact	?		<i>a few (circled) appear to have some narrow connectors</i>



AOS_000257

DEPO_01193

AOS_000257

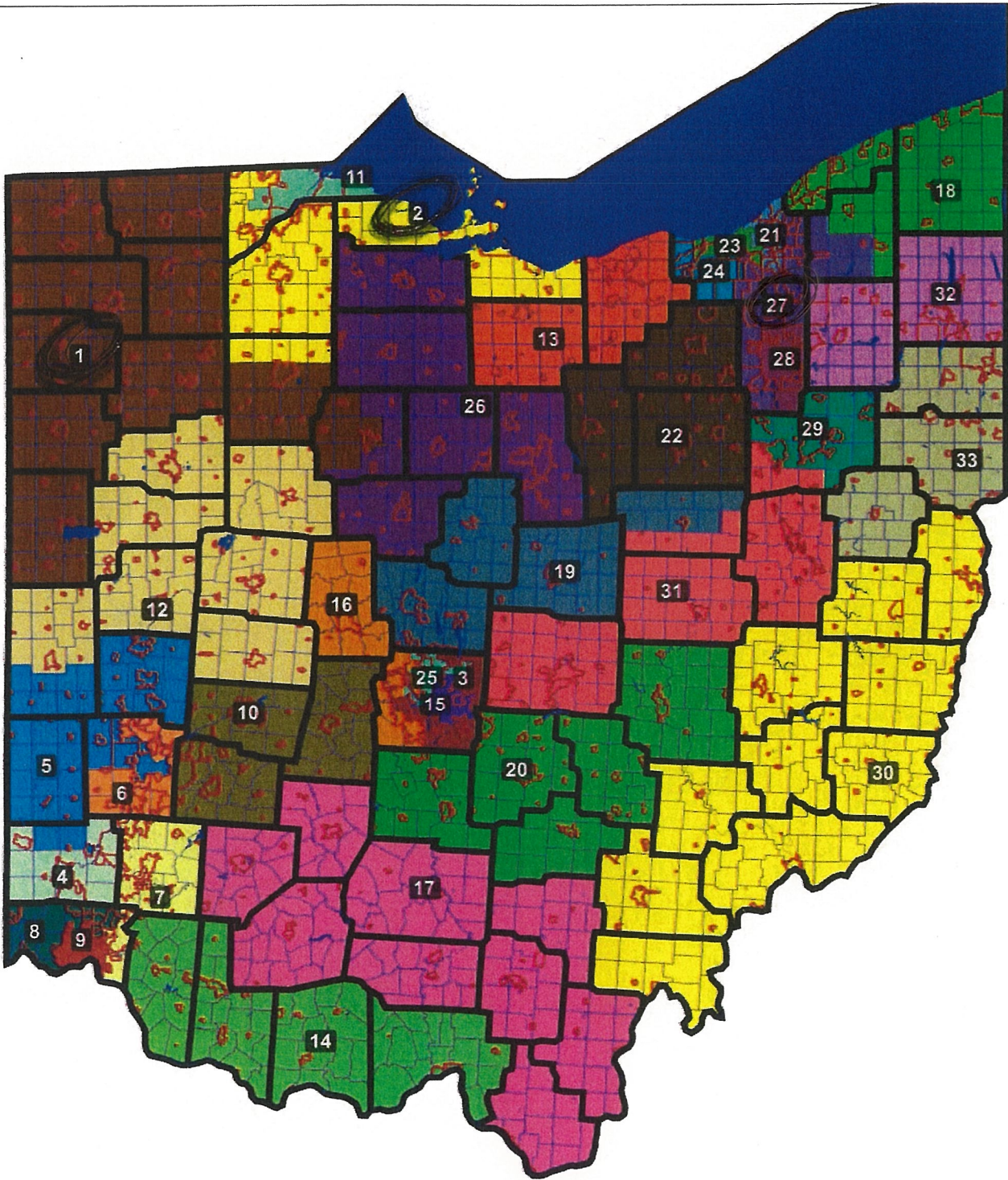




AOS_000259

DEPO_01195

AOS_000259



©2021 CALIPER

AOS_000260

DEPO_01196

AOS_000260



AOS_000261

DEPO_01197

AOS_000261

**PROPOSED GENERAL ASSEMBLY DISTRICT PLAN
AS SUBMITTED ON SEPTEMBER 9, 2021**

Pursuant to the 2020 U.S. Census, the population of Ohio as of April 1, 2020 was 11,799,448. The target population for each district is therefore 119,186.

Statistical Information – Proposed Ohio House Districts

House District	Population	Deviation
1	115,498	-3.09%
2	117,559	-1.37%
3	114,104	-4.26%
4	114,500	-3.93%
5	116,735	-2.06%
6	115,517	-3.08%
7	115,170	-3.37%
8	115,189	-3.35%
9	120,997	1.52%
10	113,326	-4.92%
11	114,236	-4.15%
12	113,760	-4.55%
13	125,131	4.99%
14	125,032	4.90%
15	121,266	1.75%
16	124,466	4.43%
17	125,057	4.93%
18	125,133	4.99%
19	122,894	3.11%
20	124,638	4.57%
21	125,069	4.94%
22	124,488	4.45%
23	124,607	4.55%
24	123,469	3.59%
25	123,568	3.68%
26	124,802	4.71%
27	116,286	-2.43%
28	114,050	-4.31%
29	114,653	-3.80%
30	113,811	-4.51%



AOS_000263

DEPO_01199

AOS_000263

**PROPOSED GENERAL ASSEMBLY DISTRICT PLAN
AS SUBMITTED ON SEPTEMBER 9, 2021**

31	120,524	1.12%
32	122,094	2.44%
33	121,516	1.95%
34	124,667	4.60%
35	116,217	-2.49%
36	123,669	3.76%
37	113,816	-4.51%
38	121,180	1.67%
39	124,846	4.75%
40	113,280	-4.96%
41	113,996	-4.35%
42	115,350	-3.22%
43	115,929	-2.73%
44	123,601	3.70%
45	123,466	3.59%
46	121,870	2.25%
47	114,507	-3.93%
48	125,053	4.92%
49	114,715	-3.75%
50	113,841	-4.48%
51	125,115	4.97%
52	124,642	4.58%
53	121,772	2.17%
54	121,704	2.11%
55	120,633	1.21%
56	124,848	4.75%
57	124,277	4.27%
58	116,273	-2.44%
59	123,124	3.30%
60	113,964	-4.38%
61	113,860	-4.47%
62	124,425	4.40%
63	113,544	-4.73%
64	119,565	0.32%
65	120,269	0.91%
66	116,342	-2.39%
67	118,575	-0.51%
68	115,385	-3.19%



AOS_000265

DEPO_01201

AOS_000265

**PROPOSED GENERAL ASSEMBLY DISTRICT PLAN
AS SUBMITTED ON SEPTEMBER 9, 2021**

69	114,369	-4.04%
70	116,643	-2.13%
71	115,026	-3.49%
72	123,934	3.98%
73	123,976	4.02%
74	121,534	1.97%
75	116,122	-2.57%
76	116,198	-2.51%
77	124,936	4.82%
78	116,894	-1.92%
79	117,815	-1.15%
80	124,211	4.22%
81	120,211	0.86%
82	115,817	-2.83%
83	113,996	-4.35%
84	118,816	-0.31%
85	115,560	-3.04%
86	114,486	-3.94%
87	113,433	-4.83%
88	113,965	-4.38%
89	115,986	-2.68%
90	115,793	-2.85%
91	114,286	-4.11%
92	119,113	-0.06%
93	117,981	-1.01%
94	121,777	2.17%
95	124,663	4.60%
96	123,941	3.99%
97	121,818	2.21%
98	113,571	-4.71%
99	125,112	4.97%



AOS_000267

DEPO_01203

AOS_000267

**PROPOSED GENERAL ASSEMBLY DISTRICT PLAN
AS SUBMITTED ON SEPTEMBER 9, 2021**

Statistical Information – Proposed Ohio Senate Districts

Senate District	Population	Deviation
1	350,024	-2.11%
2	348,113	-2.64%
3	346,752	-3.02%
4	368,937	3.18%
5	370,237	3.55%
6	353,702	-1.08%
7	358,623	0.30%
8	342,514	-4.21%
9	371,839	3.99%
10	347,791	-2.73%
11	342,626	-4.18%
12	348,862	-2.43%
13	371,529	3.91%
14	353,762	-1.06%
15	347,161	-2.91%
16	341,322	-4.54%
17	351,380	-1.73%
18	374,237	4.66%
19	341,395	-4.52%
20	367,328	2.73%
21	372,601	4.21%
22	351,811	-1.61%
23	375,296	4.96%
24	370,789	3.70%
25	351,356	-1.73%
26	352,334	-1.46%
27	369,619	3.37%
28	368,277	3.00%
29	354,275	-0.92%
30	370,381	3.59%
31	343,595	-3.91%
32	363,768	1.74%
33	357,212	-0.10%



AOS_000269

DEPO_01205

AOS_000269

**PROPOSED GENERAL ASSEMBLY DISTRICT PLAN
AS SUBMITTED ON SEPTEMBER 9, 2021**

Ohio's 33 Senate districts are comprised of the following Ohio House districts.

Senate District 1:	House Districts 81, 82, 83	
Senate District 2:	House Districts 43, 76, 89	
Senate District 3:	House Districts 4, 5, 6	
Senate District 4:	House Districts 44, 45, 46	
Senate District 5:	House Districts 38, 39, 80	
Senate District 6:	House Districts 35, 36, 37	
Senate District 7:	House Districts 27, 54, 55	
Senate District 8:	House Districts 28, 29, 30	
Senate District 9:	House Districts 24, 25, 26	
Senate District 10:	House Districts 70, 71, 75	
Senate District 11:	House Districts 40, 41, 42	
Senate District 12:	House Districts 84, 85, 86	
Senate District 13:	House Districts 51, 52, 53	
Senate District 14:	House Districts 62, 63, 90	
Senate District 15:	House Districts 1, 2, 3	
Senate District 16:	House Districts 10, 11, 12	
Senate District 17:	House Districts 91, 92, 93	
Senate District 18:	House Districts 56, 57, 99	Assigned to Senator Cirino - still has Luke
Senate District 19:	House Districts 60, 61, 98	
Senate District 20:	House Districts 73, 74, 97	
Senate District 21:	House Districts 19, 20, 21	
Senate District 22:	House Districts 66, 67, 78	Assigned to Senator Romanchuk - Richland now in 26
Senate District 23:	House Districts 13, 14, 18	
Senate District 24:	House Districts 15, 16, 17	Assigned to Senator Dolan - Chagrin Falls now in 27
Senate District 25:	House Districts 7, 8, 9	
Senate District 26:	House Districts 77, 87, 88	Assigned to Senator Reineke - still has Seneca
Senate District 27:	House Districts 22, 23, 31	
Senate District 28:	House Districts 32, 33, 34	
Senate District 29:	House Districts 47, 48, 49	
Senate District 30:	House Districts 94, 95, 96	
Senate District 31:	House Districts 50, 68, 69	
Senate District 32:	House Districts 64, 65, 72	Assigned to Senator O'Brien - Ashtabula now in 18
Senate District 33:	House Districts 58, 59, 79	

All of the above assignments of Senators are made pursuant to Section 5, Article XI of the Ohio Constitution.



AOS_000271

DEPO_01207

AOS_000271

Constitution

Exhibit #
4
10/20/21-DL
exhibitsticker.com

AOS_000212

Article XI, Section 1 | Ohio Redistricting Commission

Ohio Constitution / Article XI General Assembly Redistricting

Effective: 2021

(A) The Ohio redistricting commission shall be responsible for the redistricting of this state for the general assembly. The commission shall consist of the following seven members:

(1) The governor;

(2) The auditor of state;

(3) The secretary of state;

(4) One person appointed by the speaker of the house of representatives;

(5) One person appointed by the legislative leader of the largest political party in the house of representatives of which the speaker of the house of representatives is not a member;

(6) One person appointed by the president of the senate; and

(7) One person appointed by the legislative leader of the largest political party in the senate of which the president of the senate is not a member.

No appointed member of the commission shall be a current member of congress.

The legislative leaders in the senate and the house of representatives of each of the two largest political parties represented in the general assembly, acting jointly by political party,



AOS_000214

DEPO_01210

AOS_000214

shall appoint a member of the commission to serve as a co-chairperson of the commission.

(B)(1) Unless otherwise specified in this article or in Article XIX of this constitution, a simple majority of the commission members shall be required for any action by the commission.

(2)(a) Except as otherwise provided in division (B)(2)(b) of this section, a majority vote of the members of the commission, including at least one member of the commission who is a member of each of the two largest political parties represented in the general assembly, shall be required to do any of the following:

- (i) Adopt rules of the commission;
- (ii) Hire staff for the commission;
- (iii) Expend funds.

(b) If the commission is unable to agree, by the vote required under division (B)(2)(a) of this section, on the manner in which funds should be expended, each co-chairperson of the commission shall have the authority to expend one-half of the funds that have been appropriated to the commission.

(3) The affirmative vote of four members of the commission, including at least two members of the commission who represent each of the two largest political parties represented in the general assembly shall be required to adopt any general assembly district plan. For the purposes of this division and of Section 1 of Article XIX of this constitution, a member of the commission shall be considered to represent a political party if the member was appointed to the commission by a member of that political party or if, in the case of the governor, the auditor of state, or the secretary of state, the member is a member of that political party.



AOS_000216

DEPO_01212

AOS_000216

(C) At the first meeting of the commission, which the governor shall convene only in a year ending in the numeral one, except as provided in Sections 8 and 9 of this article and in Sections 1 and 3 of Article XIX of this constitution, the commission shall set a schedule for the adoption of procedural rules for the operation of the commission.

The commission shall release to the public a proposed general assembly district plan for the boundaries for each of the ninety-nine house of representatives districts and the thirty-three senate districts. The commission shall draft the proposed plan in the manner prescribed in this article. Before adopting, but after introducing, a proposed plan, the commission shall conduct a minimum of three public hearings across the state to present the proposed plan and shall seek public input regarding the proposed plan. All meetings of the commission shall be open to the public. Meetings shall be broadcast by electronic means of transmission using a medium readily accessible by the general public.

The commission shall adopt a final general assembly district plan not later than the first day of September of a year ending in the numeral one. After the commission adopts a final plan, the commission shall promptly file the plan with the secretary of state. Upon filing with the secretary of state, the plan shall become effective.

Four weeks after the adoption of a general assembly district plan or a congressional district plan, whichever is later, the commission shall be automatically dissolved.

(D) The general assembly shall be responsible for making the appropriations it determines necessary in order for the commission to perform its duties under this article and Article XIX of this constitution.



AOS_000218

DEPO_01214

AOS_000218



AOS_000220

DEPO_01216

AOS_000220

Article XI, Section 2 | Representation

Ohio Constitution / Article XI General Assembly Redistricting

Effective: 2021

Each house of representatives district shall be entitled to a single representative in each general assembly. Each senate district shall be entitled to a single senator in each general assembly.



AOS_000222

DEPO_01218

AOS_000222

Article XI, Section 3 | Requirements for drawing House of Representatives districts

Ohio Constitution / Article XI General Assembly Redistricting

Effective: 2021

(A) The whole population of the state, as determined by the federal decennial census or, if such is unavailable, such other basis as the general assembly may direct, shall be divided by the number "ninety-nine" and by the number "thirty-three" and the quotients shall be the ratio of representation in the house of representatives and in the senate, respectively, for ten years next succeeding such redistricting.

(B) A general assembly district plan shall comply with all of the requirements of division (B) of this section.

(1) The population of each house of representatives district shall be substantially equal to the ratio of representation in the house of representatives, and the population of each senate district shall be substantially equal to the ratio of representation in the senate, as provided in division (A) of this section. In no event shall any district contain a population of less than ninety-five per cent nor more than one hundred five per cent of the applicable ratio of representation.

(2) Any general assembly district plan adopted by the commission shall comply with all applicable provisions of the constitutions of Ohio and the United States and of federal law.

(3) Every general assembly district shall be composed of contiguous territory, and the boundary of each district shall be a single nonintersecting continuous line.

(C) House of representatives districts shall be created and numbered in the following order



AOS_000224

DEPO_01220

AOS_000224

of priority, to the extent that such order is consistent with the foregoing standards:

(1) Proceeding in succession from the largest to the smallest, each county containing population greater than one hundred five per cent of the ratio of representation in the house of representatives shall be divided into as many house of representatives districts as it has whole ratios of representation. Any fraction of the population in excess of a whole ratio shall be a part of only one adjoining house of representatives district.

(2) Each county containing population of not less than ninety-five per cent of the ratio of representation in the house of representatives nor more than one hundred five per cent of the ratio shall be designated a representative district.

(3) The remaining territory of the state shall be divided into representative districts by combining the areas of counties, municipal corporations, and townships. Where feasible, no county shall be split more than once.

(D)(1)(a) Except as otherwise provided in divisions (D)(1)(b) and (c) of this section, a county, municipal corporation, or township is considered to be split if any contiguous portion of its territory is not contained entirely within one district.

(b) If a municipal corporation or township has territory in more than one county, the contiguous portion of that municipal corporation or township that lies in each county shall be considered to be a separate municipal corporation or township for the purposes of this section.

(c) If a municipal corporation or township that is located in a county that contains a municipal corporation or township that has a population of more than one ratio of representation is split for the purpose of complying with division (E)(1)(a) or (b) of this



AOS_000226

DEPO_01222

AOS_000226

section, each portion of that municipal corporation or township shall be considered to be a separate municipal corporation or township for the purposes of this section.

(2) Representative districts shall be drawn so as to split the smallest possible number of municipal corporations and townships whose contiguous portions contain a population of more than fifty per cent, but less than one hundred per cent, of one ratio of representation.

(3) Where the requirements of divisions (B), (C), and (D) of this section cannot feasibly be attained by forming a representative district from whole municipal corporations and townships, not more than one municipal corporation or township may be split per representative district.

(E)(1) If it is not possible for the commission to comply with all of the requirements of divisions (B), (C), and (D) of this section in drawing a particular representative district, the commission shall take the first action listed below that makes it possible for the commission to draw that district:

(a) Notwithstanding division (D)(3) of this section, the commission shall create the district by splitting two municipal corporations or townships whose contiguous portions do not contain a population of more than fifty per cent, but less than one hundred per cent, of one ratio of representation.

(b) Notwithstanding division (D)(2) of this section, the commission shall create the district by splitting a municipal corporation or township whose contiguous portions contain a population of more than fifty per cent, but less than one hundred per cent, of one ratio of representation.

(c) Notwithstanding division (C)(2) of this section, the commission shall create the district



AOS_000228

DEPO_01224

AOS_000228

by splitting, once, a single county that contains a population of not less than ninety-five per cent of the ratio of representation, but not more than one hundred five per cent of the ratio of representation.

(d) Notwithstanding division (C)(1) of this section, the commission shall create the district by including in two districts portions of the territory that remains after a county that contains a population of more than one hundred five per cent of the ratio of representation has been divided into as many house of representatives districts as it has whole ratios of representation.

(2) If the commission takes an action under division (E)(1) of this section, the commission shall include in the general assembly district plan a statement explaining which action the commission took under that division and the reason the commission took that action.

(3) If the commission complies with divisions (E)(1) and (2) of this section in drawing a district, the commission shall not be considered to have violated division (C)(1), (C)(2), (D)(2), or (D)(3) of this section, as applicable, in drawing that district, for the purpose of an analysis under division (D) of Section 9 of this article.



AOS_000230

DEPO_01226

AOS_000230

Article XI, Section 4 | Requirements for drawing Senate districts

Ohio Constitution / Article XI General Assembly Redistricting

Effective: 2021

(A) Senate districts shall be composed of three contiguous house of representatives districts.

(B)(1) A county having at least one whole senate ratio of representation shall have as many senate districts wholly within the boundaries of the county as it has whole senate ratios of representation. Any fraction of the population in excess of a whole ratio shall be a part of only one adjoining senate district.

(2) Counties having less than one senate ratio of representation, but at least one house of representatives ratio of representation, shall be part of only one senate district.

(3) If it is not possible for the commission to draw representative districts that comply with all of the requirements of this article and that make it possible for the commission to comply with all of the requirements of divisions (B)(1) and (2) of this section, the commission shall draw senate districts so as to commit the fewest possible violations of those divisions. If the commission complies with this division in drawing senate districts, the commission shall not be considered to have violated division (B)(1) or (2) of this section, as applicable, in drawing those districts, for the purpose of an analysis under division (D) of Section 9 of this article.

(C) The number of whole ratios of representation for a county shall be determined by dividing the population of the county by the ratio of representation in the senate determined under division (A) of Section 3 of this article.



AOS_000232

DEPO_01228

AOS_000232

(D) Senate districts shall be numbered from one through thirty-three and as provided in Section 5 of this article.



AOS_000234

DEPO_01230

AOS_000234

Article XI, Section 5 | Changes in boundaries of Senate districts

Ohio Constitution / Article XI General Assembly Redistricting

Effective: 2021

At any time the boundaries of senate districts are changed in any general assembly district plan made pursuant to any provision of this article, a senator whose term will not expire within two years of the time the plan becomes effective shall represent, for the remainder of the term for which the senator was elected, the senate district that contains the largest portion of the population of the district from which the senator was elected, and the district shall be given the number of the district from which the senator was elected. If more than one senator whose term will not so expire would represent the same district by following the provisions of this section, the plan shall designate which senator shall represent the district and shall designate which district the other senator or senators shall represent for the balance of their term or terms.



AOS_000236

DEPO_01232

AOS_000236

Article XI, Section 6 | Additional district standards

Ohio Constitution / Article XI General Assembly Redistricting

Effective: 2021

The Ohio redistricting commission shall attempt to draw a general assembly district plan that meets all of the following standards:

(A) No general assembly district plan shall be drawn primarily to favor or disfavor a political party.

(B) The statewide proportion of districts whose voters, based on statewide state and federal partisan general election results during the last ten years, favor each political party shall correspond closely to the statewide preferences of the voters of Ohio.

(C) General assembly districts shall be compact.

Nothing in this section permits the commission to violate the district standards described in Section 2, 3, 4, 5, or 7 of this article.



AOS_000238

DEPO_01234

AOS_000238

Article XI, Section 7 | Political subdivision boundaries to be used

Ohio Constitution / Article XI General Assembly Redistricting

Effective: 2021

Notwithstanding the fact that boundaries of counties, municipal corporations, and townships within a district may be changed, district boundaries shall be created by using the boundaries of counties, municipal corporations, and townships as they exist at the time of the federal decennial census on which the redistricting is based, or, if unavailable, on such other basis as the general assembly has directed.



AOS_000240

DEPO_01236

AOS_000240

Article XI, Section 8 | Impasse procedure

Ohio Constitution / Article XI General Assembly Redistricting

Effective: 2021

(A)(1) If the Ohio redistricting commission fails to adopt a final general assembly district plan not later than the first day of September of a year ending in the numeral one, in accordance with Section 1 of this article, the commission shall introduce a proposed general assembly district plan by a simple majority vote of the commission.

(2) After introducing a proposed general assembly district plan under division (A)(1) of this section, the commission shall hold a public hearing concerning the proposed plan, at which the public may offer testimony and at which the commission may adopt amendments to the proposed plan. Members of the commission should attend the hearing; however, only a quorum of the members of the commission is required to conduct the hearing.

(3) After the hearing described in division (A)(2) of this section is held, and not later than the fifteenth day of September of a year ending in the numeral one, the commission shall adopt a final general assembly district plan, either by the vote required to adopt a plan under division (B)(3) of Section 1 of this article or by a simple majority vote of the commission.

(B) If the commission adopts a final general assembly district plan in accordance with division (A)(3) of this section by the vote required to adopt a plan under division (B)(3) of Section 1 of this article, the plan shall take effect upon filing with the secretary of state and shall remain effective until the next year ending in the numeral one, except as provided in Section 9 of this article.



AOS_000242

DEPO_01238

AOS_000242

(C)(1)(a) Except as otherwise provided in division (C)(1)(b) of this section, if the commission adopts a final general assembly district plan in accordance with division (A)(3) of this section by a simple majority vote of the commission, and not by the vote required to adopt a plan under division (B)(3) of Section 1 of this article, the plan shall take effect upon filing with the secretary of state and shall remain effective until two general elections for the house of representatives have occurred under the plan.

(b) If the commission adopts a final general assembly district plan in accordance with division (A)(3) of this section by a simple majority vote of the commission, and not by the vote required to adopt a plan under division (B) of Section 1 of this article, and that plan is adopted to replace a plan that ceased to be effective under division (C)(1)(a) of this section before a year ending in the numeral one, the plan adopted under this division shall take effect upon filing with the secretary of state and shall remain effective until a year ending in the numeral one, except as provided in Section 9 of this article.

(2) A final general assembly district plan adopted under division (C)(1)(a) or (b) of this section shall include a statement explaining what the commission determined to be the statewide preferences of the voters of Ohio and the manner in which the statewide proportion of districts in the plan whose voters, based on statewide state and federal partisan general election results during the last ten years, favor each political party corresponds closely to those preferences, as described in division (B) of Section 6 of this article. At the time the plan is adopted, a member of the commission who does not vote in favor of the plan may submit a declaration of the member's opinion concerning the statement included with the plan.

(D) After a general assembly district plan adopted under division (C)(1)(a) of this section ceases to be effective, and not earlier than the first day of July of the year following the year in which the plan ceased to be effective, the commission shall be reconstituted as provided



AOS_000244

DEPO_01240

AOS_000244

in Section 1 of this article, convene, and adopt a new general assembly district plan in accordance with this article, to be used until the next time for redistricting under this article. The commission shall draw the new general assembly district plan using the same population and county, municipal corporation, and township boundary data as were used to draw the previous plan adopted under division (C) of this section.



AOS_000246

DEPO_01242

AOS_000246

Article XI, Section 9 | Jurisdiction of Supreme Court; effect of determination of unconstitutionality

Ohio Constitution / Article XI General Assembly Redistricting

Effective: 2021

(A) The supreme court of Ohio shall have exclusive, original jurisdiction in all cases arising under this article.

(B) In the event that any section of this constitution relating to redistricting, any general assembly district plan made by the Ohio redistricting commission, or any district is determined to be invalid by an unappealed final order of a court of competent jurisdiction then, notwithstanding any other provisions of this constitution, the commission shall be reconstituted as provided in Section 1 of this article, convene, and ascertain and determine general assembly district plan in conformity with such provisions of this constitution as are then valid, including establishing terms of office and election of members of the general assembly from districts designated in the plan, to be used until the next time for redistricting under this article in conformity with such provisions of this constitution as are then valid.

(C) Notwithstanding any provision of this constitution or any law regarding the residence of senators and representatives, a general assembly district plan made pursuant to this section shall allow thirty days for persons to change residence in order to be eligible for election.

(D)(1) No court shall order, in any circumstance, the implementation or enforcement of any general assembly district plan that has not been approved by the commission in the manner prescribed by this article.

(2) No court shall order the commission to adopt a particular general assembly district plan

AOS_000247



AOS_000248

DEPO_01244

AOS_000248

or to draw a particular district.

3) If the supreme court of Ohio determines that a general assembly district plan adopted by the commission does not comply with the requirements of Section 2, 3, 4, 5, or 7 of this article, the available remedies shall be as follows:

(a) If the court finds that the plan contains one or more isolated violations of those requirements, the court shall order the commission to amend the plan to correct the violation.

(b) If the court finds that it is necessary to amend not fewer than six house of representatives districts to correct violations of those requirements, to amend not fewer than two senate districts to correct violations of those requirements, or both, the court shall declare the plan invalid and shall order the commission to adopt a new general assembly district plan in accordance with this article.

(c) If, in considering a plan adopted under division (C) of Section 8 of this article, the court determines that both of the following are true, the court shall order the commission to adopt a new general assembly district plan in accordance with this article:

(i) The plan significantly violates those requirements in a manner that materially affects the ability of the plan to contain districts whose voters favor political parties in an overall proportion that corresponds closely to the statewide political party preferences of the voters of Ohio, as described in division (B) of Section 6 of this article.

(ii) The statewide proportion of districts in the plan whose voters, based on statewide state and federal partisan general election results during the last ten years, favor each political party does not correspond closely to the statewide preferences of the voters of Ohio.



AOS_000250

DEPO_01246

AOS_000250



AOS_000252

DEPO_01248

AOS_000252

Article XI, Section 10 | Severability

Ohio Constitution / Article XI General Assembly Redistricting

Effective: 2021

The various provisions of this article are intended to be severable, and the invalidity of one or more of such provisions shall not affect the validity of the remaining provisions.



AOS_000254

DEPO_01250

AOS_000254

CERTIFICATE OF SERVICE

I, Freda J. Levenson, hereby certify that on October 22, 2021, I caused a true and correct copy of the following documents to be served by email upon the counsel listed below:

1. **Stipulation of Evidence (Deposition Transcripts and Exhibits)**
2. **Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 1 of 7 (pages 1 - 314)**
3. **Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 2 of 7 (pages 315 - 451)**
4. **Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 3 of 7 (pages 452 - 832)**
5. **Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 4 of 7 (pages 833 - 983)**
6. **Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 5 of 7 (pages 984 - 1250)**
7. **Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 6 of 7 (pages 1251 - 1559)**
8. **Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 7 of 7 (pages 1560- 1892)**

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
Michael A. Walton (0092201)
Michael J. Hendershot (0081842)
30 E. Broad St.
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov
michael.walton@ohioago.gov
michael.hendershot@ohioago.gov

*Counsel for Respondents Governor Mike DeWine,
Secretary of State Frank LaRose, and
Auditor Keith Faber*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, OH 45202
Tel: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch (PHV 25460-2021)
Alyssa M. Riggings (PHV 25441-2021)
Greg McGuire (PHV 25483-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Ste. 200
Raleigh, NC 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggings@nelsonmullins.com
greg.mcguire@nelsonmullins.com
Tel: (919) 329-3812

Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp

John Gilligan (0024542)
Diane Menashe (0070305)
ICE MILLER LLP
250 West St., Ste., 700
Columbus, OH 43215
john.gilligan@icemiller.com
diane.menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

Erik J. Clark (0078732)

Ashley Merino (0096853)
ORGAN LAW LLP
1330 Dublin Rd.
Columbus, OH 43215
Tel: (614) 481-0900
Fax: (614) 481-0904

Counsel for Respondent Ohio Redistricting Commission

/s/ Freda J. Levenson

IN THE SUPREME COURT OF OHIO

LEAGUE OF WOMEN VOTERS
OF OHIO, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1193

BRIA BENNETT, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1198

THE OHIO ORGANIZING
COLLABORATIVE, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1210

STIPULATION OF EVIDENCE

(deposition transcript and exhibits)

Volume 6 of 7 (pages 01251 - 01559)

(counsel listing on next page)

Freda J. Levenson (0045916)
ACLU of Ohio Foundation, Inc.
4506 Chester Avenue
Cleveland, Ohio 44103
Tel: 614-586-1972 x 125
flevenson@acluohio.org

David J. Carey (0088787)
ACLU of Ohio Foundation, Inc.
1108 City Park Avenue, Suite 203
Columbus, OH 43206
(614) 586-1972 x2004
dcarey@acluohio.org

Alora Thomas*
Kelsey Miller*
Julie A. Ebenstein*
American Civil Liberties Union
125 Broad Street
New York, NY 10004
(212) 519-7866
athomas@aclu.org
jebenstein@aclu.org

Robert D. Fram (PHV 25414-2021)
Donald Brown*
Joshua González (PHV 25424-2021)
Juliana Goldrosen (PHV 25193-2021)
David Denuyl (PHV 25452-2021)
COVINGTON & BURLING LLP
Salesforce Tower
415 Mission Street, Suite 5400
San Francisco, CA 94105-2533
(415) 591 6000
rfram@cov.com

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
30 E. Broad Street
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov

*Counsel for Respondents
Governor Mike DeWine,
Secretary of State Frank LaRose, and
Auditor Keith Faber*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, Ohio 45202-3957
T: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch, III (PHV 25460-2021)
Alyssa M. Riggins (PHV 25441-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Suite 200
Raleigh, North Carolina 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggins@nelsonmullins.com
T: (919) 329-3812

*Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp*

James Smith*
Megan C. Keenan (PHV 25410-2021)
L. Brady Bender (PHV 25192-2021)
Alexander Thomson (PHV 25462-2021)
COVINGTON & BURLING LLP
One CityCenter
850 Tenth Street, NW
Washington, DC 20001-4956
(202) 662-6000
mkeenan@cov.com

Anupam Sharma (PHV 25418-2021)
James Hovard (PHV 25420-2021)
Yale Fu (PHV 25419-2021)
COVINGTON & BURLING LLP
3000 El Camino Real
5 Palo Alto Square, 10th Floor
Palo Alto, CA 94306-2112
(650) 632-4700
asharma@cov.com

Madison Arent*
COVINGTON & BURLING LLP
The New York Times Building
620 Eighth Avenue
New York, NY 10018-1405
(212) 841 1000
marent@cov.com

Counsel for Relators
League of Women Voters et al.
**Pro Hac Vice Motion Forthcoming*

Abha Khanna (PHV 2189-2021)
Ben Stafford (PHV 25433-2021)
ELIAS LAW GROUP
1700 Seventh Ave, Suite 2100
Seattle, WA 98101
akhanna@elias.law
bstafford@elias.law
T: (206) 656-0176
F: (206) 656-0180

John Gilligan (Ohio Bar No. 0024542)
Diane Menashe (Ohio Bar No. 0070305)
ICE MILLER LLP
250 West Street, Suite 700
Columbus, Ohio 43215
John.Gilligan@icemiller.com
Diane.Menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

DAVE YOST
OHIO ATTORNEY GENERAL
Erik J. Clark (Ohio Bar No. 0078732)
Ashley Merino (Ohio Bar No. 0096853)
ORGAN LAW LLP
1330 Dublin Road
Columbus, Ohio 43215
T: (614) 481-0900
F: (614) 481-0904
ejclark@organlegal.com
amerino@organlegal.com

Special Counsel to Ohio Attorney General
Dave Yost

Counsel for Respondent
Ohio Redistricting Commission

Aria C. Branch (PHV 25435-2021)
Jyoti Jasrasaria (PHV 25401-2021)
Spencer W. Klein (PHV 25432-2021)
ELIAS LAW GROUP
10 G St NE, Suite 600
Washington, DC 20002
abranche@elias.law
jjasrasaria@elias.law
sklein@elias.law
T: (202) 968-4490
F: (202) 968-4498

Donald J. McTigue* (Ohio Bar No. 0022849)
**Counsel of Record*
Derek S. Clinger (Ohio Bar No. 0092075)
McTIGUE & COLOMBO LLC
545 East Town Street
Columbus, OH 43215
dmctigue@electionlawgroup.com
dclinger@electionlawgroup.com
T: (614) 263-7000
F: (614) 368-6961

Counsel for Relators
Bria Bennett et al.

Peter M. Ellis (0070264)
Counsel of Record
M. Patrick Yingling (PHV 10145-2021)
REED SMITH LLP
10 South Wacker Drive, 40th Floor
Chicago, IL 60606
Tel: (312) 207-1000
Fax: (312) 207-6400
pellis@reedsmith.com
mpyingling@reedsmith.com

Brad A. Funari (PHV 3139-2021)
Danielle L. Stewart (0084086)
REED SMITH LLP
225 Fifth Avenue
Pittsburgh, PA 15222
Tel: 412-288-4583
Fax: 412-288-3063
bfunari@reedsmith.com
dstewart@reedsmith.com

Brian A. Sutherland (PHV 25406-2021)
REED SMITH LLP
101 Second Street, Suite 1800
San Francisco, CA 94105
Tel: (415) 543-8700
Fax: (415) 391-8269
bsutherland@reedsmith.com

Ben R. Fliegel (PHV 25411-2021)
REED SMITH LLP
355 South Grand Avenue, Suite 2900
Los Angeles, CA 90071
Tel: (213) 457-8000
Fax: (213) 457-8080
bfliegel@reedsmith.com

Alicia L. Bannon (PHV 25409-2021)
Yurij Rudensky (PHV 25422-2021)
Michael Li (PHV 25430-2021)*
Ethan Herenstein (PHV 25429-2021)
BRENNAN CENTER FOR JUSTICE
AT NYU SCHOOL OF LAW
120 Broadway, Suite 1750
New York, NY 10271
Tel: (646) 292-8310
Fax: (212) 463-7308
alicia.bannon@nyu.edu

Counsel for Relators
Ohio Organizing Collaborative et al.
**Pro Hac Vice Motion Forthcoming*

STIPULATION OF EVIDENCE
(deposition transcript and exhibits)
Volume 6 of 7 (pages 01251 - 01559)
Index of Documents

Date	Description	Page Number
10/20/2021	Transcript of deposition of Blake Springhetti	DEPO_01251-1349
	Exhibits to Springhetti deposition transcript	DEPO_01350-1356
10/20/2021	Transcript of deposition of Chris Glassburn	DEPO_01357-1514
	Exhibits to Glassburn deposition transcript	DEPO_01515-1559



Planet Depos[®]
We Make It *Happen*[™]

Transcript of Blake Springhetti

Date: October 20, 2021

Case: League of Women Voters of Ohio, et al. -v- Ohio Redistricting Comm., et al.

Planet Depos

Phone: 888.433.3767

Email: transcripts@planetdepos.com

www.planetdepos.com

1 IN THE SUPREME COURT OF OHIO

2 - - - - -x

3 LEAGUE OF WOMEN VOTERS OF : Case Nos. 2021-1193;

4 OHIO, et al., : 2021-1198; 2021-1210

5 Relators, :

6 v. :

7 OHIO REDISTRICTING :

8 COMMISSION, et al. :

9 Respondents. :

10 - - - - -x

11

12 VIDEOTAPED DEPOSITION OF BLAKE SPRINGHETTI

13 CONDUCTED VIRTUALLY

14 Wednesday, October 20, 2021

15 11:02 a.m. PST

16

17

18

19

20

21

22

23 Job No.: 407176

24 Pages: 1 - 76

25 Reported By: Charlotte Lacey, RPR, CSR No. 14224

Transcript of Blake Springhetti
Conducted on October 20, 2021

1 VIDEOTAPED DEPOSITION OF BLAKE SPRINGHETTI,
2 CONDUCTED VIRTUALLY.

3
4
5
6 Pursuant to subpoena, before Charlotte Lacey,
7 Certified Shorthand Reporter in and for the State of
8 California.

A P P E A R A N C E S

ON BEHALF OF LEAGUE OF WOMEN VOTERS OF OHIO

RELATORS:

YALE FU, ESQUIRE

DAVID STANTON, ESQUIRE

BRADY BENDER, ESQUIRE

MEGAN KEENAN, ESQUIRE

COVINGTON & BURLING LLP

3000 El Camino Real

5 Palo Alto Square, 10th Floor

Palo Alto, California 94306

(650) 632-4716

ON BEHALF OF BRIA BENNETT RELATORS:

DON McTIGUE, ESQUIRE

McTIGUE & COLOMBO LLC

545 East Town Street

Columbus, Ohio 43215

(614) 263-7000

1 A P P E A R A N C E S C O N T I N U E D
2 ON BEHALF OF OHIO ORGANIZING COLLABORATIVE, ET AL.:
3 DANIELLE STEWART, ESQUIRE
4 REED SMITH LLP
5 Reed Smith Centre
6 Pittsburgh, Pennsylvania 15222
7 (412) 288-7224
8
9 ON BEHALF OF OHIO REDISTRICTING COMMISSION:
10 KIRSTEN FRASER, ESQUIRE
11 ERIK CLARK, ESQUIRE
12 ORGAN LAW LLP
13 1330 Dublin Road
14 Columbus, Ohio 43215
15 (614) 869-3221
16
17 ON BEHALF OF RESPONDENTS MATT HUFFMAN, PRESIDENT OF
18 THE OHIO SENATE, and ROBERT R. CUPP, SPEAKER OF THE OHIO
19 HOUSE OF REPRESENTATIVES:
20 PHILLIP STRACH, ESQUIRE
21 NELSON MULLINS RILEY & SCARBOROUGH LLP
22 4140 Parklake Avenue, Suite 200
23 Raleigh, North Carolina 27612
24 (919) 329-3812
25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A P P E A R A N C E S C O N T I N U E D

ON BEHALF OF RESPONDENTS OHIO GOVERNOR DEWINE,
OHIO SECRETARY OF STATE LAROSE, and OHIO AUDITOR FABER:

MICHAEL WALTON, ESQUIRE

OHIO ATTORNEY GENERAL'S OFFICE

Constitutional Offices Section

30 East Broad Street, 16th Floor

Columbus, Ohio 43215

(614) 466-2872

ALSO PRESENT:

Paul Distantis, Ohio House of Representatives

David J. Carey, ACLU

Alora Thomas, ACLU

Brendan Case, Videographer

Gabriel Martin, AV Technician

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

I N D E X

WITNESS		PAGE
BLAKE SPRINGHETTI		
Examination by	Mr. Fu	9
Examination by	Mr. McTigue	64
Examination by	Ms. Stewart	67
Further Examination by	Mr. McTigue	73

I N D E X O F E X H I B I T S

EXHIBITS	DESCRIPTION	PAGE
Exhibit 1	Notice of Deposition of Blake Springhetti	10
Exhibit 2	2021 10-year look back	55
Exhibit 3	Article XI, Section 8(C)(2) Statement	61

Transcript of Blake Springhetti
Conducted on October 20, 2021

7

1		
	P R O C E E D I N G S	
2	THE VIDEOGRAPHER: Here begins the video	11:02:16
3	deposition of Blake Springhetti in the matter of League	11:02:19
4	of Women Voters Ohio, et al., versus Ohio Redistricting	11:02:24
5	Commission, et al., in the Supreme Court of Ohio.	11:02:34
6	Today's date is Wednesday, October 20, 2021. The time	11:02:35
7	on the monitor is 11:02 a.m. Pacific Time.	11:02:38
8	Your videographer of the day is Brendan Case	11:02:39
9	representing Planet Depos. This video deposition is	11:02:39
10	taking place remotely via Zoom video teleconference.	11:02:39
11	Would counsel present please identify	11:02:51
12	themselves and state whom they represent.	11:02:52
13	MR. FU: Yale Fu of Covington & Burling on	11:02:52
14	behalf of the League of Women Voters Relators.	11:02:58
15	MR. MCTIGUE: Don McTigue on behalf of the	11:03:02
16	Bria Bennett Relators.	11:03:05
17	MS. STEWART: This is Danielle Stewart of Reed	11:03:08
18	Smith on behalf of the Ohio Organizing	11:03:10
19	Collaborative, et al.	11:03:15
20	MR. STRACH: This is Phil Strach, Nelson	11:03:17
21	Mullins, on behalf of Respondents Cupp and Huffman.	11:03:22
22	MR. WALTON: This is Michael Walton with the	11:03:29
23	Ohio Attorney General's Office on behalf of Respondents	11:03:29
24	Ohio Governor DeWine, Auditor Faber, and Secretary of	11:03:31
25	State LaRose.	11:03:34

Transcript of Blake Springhetti
Conducted on October 20, 2021

8

1	MS. FRASER: This is Kirsten Fraser from Organ	11:03:41
2	Law on behalf of the Ohio Redistricting Commission.	11:03:46
3	THE VIDEOGRAPHER: Your court reporter of the	11:03:53
4	day is Charlotte Lacey representing Planet Depos.	11:03:53
5	Would the reporter please swear in the	11:03:53
6	witness.	11:03:56
7	THE REPORTER: Will counsel please stipulate	
8	that in lieu of formally swearing in the witness, the	
9	reporter will instead ask the witness to acknowledge	
10	that their testimony will be true under the penalties of	
11	perjury, that counsel will not object to the	
12	admissibility of the transcript based on proceeding in	
13	this way, and that the witness has verified that he is,	
14	in fact, Blake Springhetti.	11:04:22
15	MR. STRACH: This is Phil Strach, yes.	11:04:22
16	MR. WALTON: Don McTigue, yes.	11:04:26
17	MR. FU: Yale Fu, yes.	11:04:30
18	MS. STEWART: Danielle Stewart, yes.	11:04:36
19	MS. FRASER: Kirsten Fraser.	11:04:41
20	THE REPORTER: Mr. Springhetti, do you hereby	11:04:41
21	acknowledge that your testimony will be true under the	11:04:41
22	penalties of perjury?	11:04:52
23	THE WITNESS: Yes.	11:04:52
24	THE REPORTER: Thank you.	11:04:54
25	Proceed, Counsel.	11:04:55

Transcript of Blake Springhetti
Conducted on October 20, 2021

9

1	MR. FU: Thank you, Charlotte.	11:04:57
2	EXAMINATION	11:04:59
3	BY MR. FU:	11:04:59
4	Q Good afternoon, Mr. Springhetti.	11:05:00
5	A Hello.	11:05:03
6	Q We -- we met off the record, but I'll	11:05:04
7	introduce myself on the record. Again, I'm Yale Fu. I	11:05:07
8	represent the League of Women Voters Relators.	11:05:10
9	Mr. Springhetti, would you please state your	11:05:15
10	full name for the record.	11:05:21
11	A Blake Victor Springhetti.	11:05:21
12	Q Thank you.	11:05:25
13	And would you prefer to go by Blake or	11:05:25
14	Mr. Springhetti for this deposition?	11:05:29
15	A Blake is fine.	11:05:36
16	Q All right. Thank you, Blake.	11:05:36
17	And could you please state your current	11:05:36
18	address for the record.	11:05:37
19	A 52 East Columbus Street, Canal Winchester,	11:05:39
20	Ohio 43110.	11:05:47
21	Q And where are you currently employed?	11:05:47
22	A The Ohio House of Representatives.	11:05:50
23	Q And what is your current title?	11:05:54
24	A Director of Finance.	11:05:57
25	Q Blake, have you ever been deposed before?	11:06:00

Transcript of Blake Springhetti
Conducted on October 20, 2021

10

1	A	No.	11:06:05
2		MR. FU: Very quickly, Gabriel, can you please	11:06:09
3		pull up tab 2. This -- this is the notice of	11:06:12
4		deposition.	11:06:19
5		AV TECHNICIAN: And this is going to be	11:06:20
6		Exhibit 1, correct?	11:06:22
7		MR. FU: Correct.	11:06:23
8		(Deposition Exhibit 1 was marked for	11:06:23
9		identification.)	11:06:26
10	Q	Blake, if you could please take a moment to --	11:06:37
11		to review this document and let me know if you've seen	11:06:38
12		it before.	11:06:40
13	A	So that does not look like something that I've	11:07:29
14		seen. What I -- what was served to me was two pages.	11:07:32
15		MR. FU: Okay. And, Gabriel, could you please	11:07:35
16		go back to the top of this document.	11:07:37
17		MR. STRACH: Hey, Yale. Yale.	11:07:41
18		MR. FU: Yeah.	11:07:41
19		MR. STRACH: Just FYI, we didn't -- we didn't	11:07:42
20		send the notice to Blake. He got the subpoena, but we	11:07:49
21		never sent the notice to him. So just FYI.	11:07:52
22		MR. FU: Okay. Understood. Thank -- thank	11:07:52
23		you, Phil.	11:07:53
24	Q	Blake, do you understand that you're providing	11:07:53
25		testimony here today for a case in front of the Supreme	11:07:55

1	Court of Ohio?	11:08:00
2	A Yes.	11:08:01
3	MR. FU: Okay. And, Gabriel, you can -- you	11:08:02
4	can take that off.	11:08:04
5	Q So I understand you -- you just said you	11:08:10
6	haven't been deposed before. Just to help make things	11:08:12
7	go as smoothly as possible, I'll go over some ground	11:08:16
8	rules. Does that sound fair?	11:08:20
9	A Yes.	11:08:21
10	Q So we have a court reporter, Charlotte, here	11:08:21
11	today who will be taking down everything that we say.	11:08:23
12	And one way we can prevent making her job even harder is	11:08:28
13	to make sure we speak clearly, you know, not too fast,	11:08:34
14	and to do our best to -- to not speak over each other.	11:08:37
15	And what I mean by that is when I'm asking questions,	11:08:40
16	you do your best to wait for me to complete my question	11:08:44
17	before you start your answer. And when you're	11:08:49
18	answering, I'll do my best to wait until you complete	11:08:52
19	your answer before I ask the next question. Is that	11:08:56
20	fair?	11:08:59
21	A Yes.	11:08:59
22	Q And you understand that you are under oath,	11:08:59
23	which means that you agree to -- which means that you	11:09:06
24	must testify truthfully and accurately. Do you	11:09:10
25	understand that?	11:09:12

Transcript of Blake Springhetti
Conducted on October 20, 2021

12

1 A Yes. 11:09:13

2 Q And even though, you know, we're sitting in 11:09:15
3 different rooms, you're sitting in a conference room, 11:09:20
4 you know, the oath you gave means that your testimony 11:09:23
5 has the, you know, same force and effect as if you were 11:09:25
6 giving testimony in -- in court. Do you understand 11:09:29
7 that? 11:09:30

8 A Yes. 11:09:32

9 Q And is there any reason why you wouldn't be 11:09:33
10 able to give complete and accurate testimony here today? 11:09:37

11 A I don't anticipate there being a reason, no. 11:09:44

12 Q Okay. And going back to the point of -- of 11:09:49
13 making sure everything we say can be taken down, can you 11:09:52
14 agree -- and you've been doing a great job of this, but 11:09:56
15 can you agree to verbalize all of your answers and, you 11:10:00
16 know, not have any head nods or head shakes? 11:10:04

17 A Yes. 11:10:06

18 Q If you don't understand any of my questions, 11:10:08
19 please let me know, and I'll attempt to clarify, but, 11:10:12
20 you know, otherwise, I'll assume that you understood 11:10:16
21 my -- my questions here today. Is that fair? 11:10:17

22 A Yes. 11:10:21

23 Q And your counsel may object to some of my 11:10:23
24 questions. But unless you are instructed not to answer, 11:10:25
25 you are still to answer those questions. You 11:10:29

1 understand? 11:10:35

2 A Yes. 11:10:35

3 Q So I -- I want to ask, Blake, what did you do 11:10:38

4 to prepare for today's deposition? 11:10:42

5 A Well, I -- so I was served on Saturday, and, 11:10:47

6 you know, I -- for the most part, looked back at, you 11:10:55

7 know, some of the -- basically tried to remember, you 11:11:01

8 know, the month of September and August. There was a 11:11:06

9 lot of moving parts. So it was mainly myself just doing 11:11:12

10 a memory check. 11:11:16

11 Q And you said you looked back at -- at what you 11:11:18

12 did. What did you look back at specifically? 11:11:20

13 A It was more of an internal, not a physical 11:11:28

14 looking at anything. For the most part, it was my own 11:11:31

15 memory looking at some of the public documents that were 11:11:34

16 submitted to the Commission; maps, plans. 11:11:38

17 Q Okay. So you looked at some of the materials 11:11:47

18 submitted to the Commission. You looked at some -- some 11:11:50

19 maps. Can you specify what you mean by that? Do you 11:11:54

20 mean Maptitude files or, you know, you went back and 11:12:02

21 looked on Maptitude? 11:12:02

22 A Yes. I looked at public documents submitted 11:12:02

23 to the Commission, and I looked at Block Assignment 11:12:05

24 Files that I had on Maptitude of maps that were 11:12:10

25 submitted to the Commission. 11:12:12

1 Q In addition to Block Assignment Files, did you 11:12:18
2 also look back at Shapefiles? 11:12:21

3 A I did not. 11:12:29

4 Q Did you look back at anything that wasn't 11:12:33
5 publicly submitted to the Commission? 11:12:36

6 A Yes. I looked at some of the, you know, notes 11:12:41
7 that I had put together in doing the visual analysis on 11:12:48
8 those Block Assignment Files. 11:12:51

9 Q And did those notes refresh your recollection 11:12:55
10 about the work you had been doing? 11:12:58

11 A I would say in part, yeah. It was a -- it was 11:13:04
12 a good exercise. 11:13:07

13 Q Thank you. 11:13:09

14 I'll just ask on the record that if you could 11:13:10
15 go back and collect those notes and send them to counsel 11:13:15
16 so they can produce them, I -- I would appreciate that. 11:13:19

17 MR. STRACH: Yale, we will -- I'll -- I'll ask 11:13:31
18 him to collect those and give them to me. I doubt we'll 11:13:34
19 produce them. But that's a conversation we can have 11:13:37
20 later. 11:13:40

21 MR. FU: Okay. Thanks, Phil. 11:13:41

22 Q Blake, did you meet with anyone to prepare for 11:13:41
23 today's deposition? 11:13:44

24 A Yes. 11:13:45

25 Q And who did you meet with? 11:13:45

Transcript of Blake Springhetti
Conducted on October 20, 2021

15

1	A	Phil Strach and Paul Disantis.	11:13:51
2	Q	Okay. And -- and, for the record, they're	11:14:00
3		currently in -- sitting in the same conference room as	11:14:02
4		you, correct?	11:14:04
5	A	That's correct.	11:14:04
6	Q	Did you meet with anyone else?	11:14:04
7	A	No.	11:14:06
8	Q	Did you speak with anyone else to prepare for	11:14:06
9		today's deposition?	11:14:09
10	A	No.	11:14:13
11	Q	Did you speak with anyone other than	11:14:14
12		Mr. Strach and Mr. Disantis about today's deposition?	11:14:17
13	A	Could you clarify your question? Are you	11:14:23
14		asking if -- in preparation for this deposition or	11:14:29
15		generally that I am today being deposed?	11:14:31
16	Q	More generally. Did you -- did you speak with	11:14:34
17		anyone about the fact that you were being deposed here	11:14:36
18		today?	11:14:41
19	A	Yes.	11:14:42
20	Q	And -- and who did you speak with about that	11:14:42
21		other than Mr. Strach and Mr. Disantis?	11:14:45
22	A	Well, in -- in passing, our Chief of Staff.	11:14:50
23	Q	And -- and who is --	11:14:56
24	A	And --	11:14:56
25	Q	Oh, sorry. I don't mean to interrupt.	11:14:58

1 A Yeah. And one other -- one other staff person 11:15:01
2 in the Ohio House, I -- in passing, Travis Butchello, 11:15:15
3 just in passing. And then Ray DiRossi, obviously he 11:15:25
4 knows I'm being deposed today. 11:15:33
5 Q So you mentioned the Chief of Staff. Who is 11:15:37
6 that? 11:15:40
7 A Christine Morrison. 11:15:40
8 Q And what did you say to Christine Morrison 11:15:49
9 about you being deposed? 11:15:54
10 A Just that I was heading over here to be 11:15:57
11 deposed. 11:16:00
12 Q Okay. And nothing else? 11:16:01
13 A No. There was no preparation. 11:16:04
14 Q Okay. You mentioned speaking with the other 11:16:10
15 staff member, Travis. What did you discuss with Travis 11:16:13
16 about today's deposition? 11:16:16
17 A Just that it was happening. 11:16:19
18 Q And you mentioned Ray DiRossi. What did you 11:16:23
19 discuss with Ray DiRossi about today's deposition? 11:16:27
20 A That it was happening. 11:16:35
21 Q Were you aware that Mr. DiRossi was deposed 11:16:37
22 for this litigation as well? 11:16:43
23 A Yes. 11:16:44
24 Q Did you discuss with Mr. DiRossi any aspect of 11:16:47
25 his deposition? 11:16:52

Transcript of Blake Springhetti
Conducted on October 20, 2021

17

1	A	No.	11:16:55
2	Q	Did you -- what else did you discuss with	11:17:02
3		Mr. DiRossi about you being deposed here today?	11:17:05
4	A	Just that it was happening.	11:17:12
5	Q	Anything else?	11:17:19
6	A	No.	11:17:20
7	Q	And did you bring any documents with you here	11:17:26
8		today relating to this case?	11:17:29
9	A	No.	11:17:31
10	Q	Thank you.	11:17:40
11		I just want to cover a couple other logistical	11:17:40
12		ground rules since this is a remote deposition. So you	11:17:46
13		are -- you are participating in this deposition in	11:17:54
14		addition to being in the conference room. You are	11:17:57
15		participating via a laptop computer, correct?	11:18:03
16	A	No, an iPad.	11:18:05
17	Q	An iPad. Thank you for -- for clarifying.	11:18:07
18		And you have Zoom --	11:18:10
19	A	You're welcome.	11:18:10
20	Q	You have Zoom open as a program on this iPad,	11:18:10
21		correct?	11:18:15
22	A	Yes.	11:18:15
23	Q	Are there any other windows aside from Zoom	11:18:16
24		open on this iPad?	11:18:21
25	A	No.	11:18:23

Transcript of Blake Springhetti
Conducted on October 20, 2021

18

1 Q And just on the record, I -- you know, I would 11:18:28
2 ask that you don't text anyone, e-mail anyone, message 11:18:30
3 anyone, or chat with anyone, you know, while -- while 11:18:35
4 your deposition is occurring; is that fair? 11:18:40
5 A Yes. 11:18:42
6 Q And if anyone attempts to, you know, text you, 11:18:43
7 e-mail you, message you, is it fair, you know, for you 11:18:47
8 to -- to let me know that that's happening? 11:18:52
9 A Yes. 11:18:59
10 Q And I also ask that if anyone enters the 11:19:00
11 conference room that you and Mr. Strach and Mr. Disantis 11:19:04
12 are currently in, that you also note that for the 11:19:10
13 record. Is that okay? 11:19:13
14 A Fine by me. 11:19:14
15 Q Thank you. 11:19:16
16 So I'm going to ask some questions about 11:19:18
17 your -- your education background starting from -- from 11:19:22
18 high school. 11:19:25
19 So where did you go to high school, Blake? 11:19:25
20 A I graduated from Pickerington North High 11:19:29
21 School. 11:19:38
22 Q And is that in a suburb of Columbus? 11:19:38
23 A Yes. 11:19:52
24 Q And when -- when did you graduate from 11:19:53
25 Pickering -- Pickering North High School? 11:19:35

Transcript of Blake Springhetti
Conducted on October 20, 2021

19

1	A	Could you rephrase the question? There was a	11:19:55
2		lag.	11:19:56
3	Q	No problem.	11:19:56
4		When did you graduate from Pickering North	11:19:57
5		High School?	11:20:01
6	A	2012.	11:20:01
7	Q	And after you graduated, did you continue your	11:20:03
8		education?	11:20:05
9	A	Yes.	11:20:08
10	Q	Where did you go?	11:20:09
11	A	Mount Union University.	11:20:14
12	Q	Is Mount Union University in Ohio?	11:20:18
13	A	Yes.	11:20:22
14	Q	And what did you study at Mount Union?	11:20:29
15	A	Political science and economics.	11:20:33
16	Q	And did you graduate with a degree from Mount	11:20:35
17		Union?	11:20:39
18	A	No.	11:20:42
19	Q	Did you transfer to a different university?	11:20:45
20	A	Yes.	11:20:49
21	Q	When did that transfer occur?	11:20:49
22	A	2013.	11:20:54
23	Q	Thanks. And I don't mean to make this a	11:20:58
24		memory test or anything. But I -- I appreciate it.	11:21:02
25		And where -- where did you transfer to?	11:21:05

1 A Kent State University. 11:21:07
2 Q And did you graduate from Kent State 11:21:11
3 University? 11:21:15
4 A Yes. 11:21:16
5 Q And what -- when -- what was your degree in 11:21:17
6 when you graduated from Kent State? 11:21:20
7 A Political science. 11:21:23
8 Q And in what year did you graduate? 11:21:26
9 A 2016. 11:21:29
10 Q Congratulations on the five years since -- 11:21:35
11 since this graduation. 11:21:38
12 A Thank you. 11:21:39
13 Q And what -- did you have employment after you 11:21:40
14 graduated from Kent State? 11:21:45
15 A Yes. 11:21:47
16 Q Let's -- let's just walk through the jobs. 11:21:51
17 What was -- what was the first job that you had after 11:21:53
18 graduation? 11:21:56
19 A Americans for Tax Reform in Washington, D.C. 11:21:59
20 Q And what were your duties at Americans for Tax 11:22:08
21 Reform? 11:22:14
22 A I looked at regional policy. 11:22:14
23 Q And what type of organization is Americans for 11:22:21
24 Tax Reform? 11:22:29
25 A I believe it's a 501(c)(3). 11:22:29

1 Q Is that a nonprofit? 11:22:37
2 A Yes. 11:22:40
3 Q And how long did you work at Americans for Tax 11:22:44
4 Reform? 11:22:48
5 A Maybe four months, five months. I don't 11:22:51
6 recall the exact timeline, but that's generally the 11:22:57
7 timeline. 11:23:00
8 Q And where did you go after those four months? 11:23:00
9 A I moved back to Ohio. 11:23:06
10 Q Is there a reason why you were only in -- in 11:23:11
11 D.C. for four or five months? 11:23:13
12 A I wanted to move back to my home state. 11:23:18
13 Q Okay. And -- okay. So you -- you were -- so 11:23:25
14 Ohio is your home state. You went there for -- for high 11:23:32
15 school. You went there for -- for college. And then 11:23:35
16 you returned after working four to five months away. Is 11:23:38
17 it fair to say you're quite familiar with Ohio? 11:23:44
18 A Generally, yes, I'm familiar with Ohio. 11:23:49
19 Q And what -- did you have employment when you 11:23:52
20 moved back to Ohio after working at Americans for Tax 11:23:54
21 Reform? 11:24:01
22 A I did. 11:24:01
23 Q And where did you work? 11:24:01
24 A The -- the Ohio -- it was OHROC, Ohio House 11:24:04
25 Republican caucus. 11:24:11

1 Q Okay. Ohio House Republican caucus. Thank 11:24:17
2 you. 11:24:21
3 And did you report to anyone specifically when 11:24:22
4 you were working at OHROC? 11:24:25
5 A I didn't -- I'm trying to recall who my direct 11:24:40
6 report was, but, generally, it was the candidate who was 11:24:42
7 running for the Ohio House at that point in time. 11:24:45
8 Q And by "candidate," you mean the Republican 11:24:49
9 candidate who was running for Ohio House at the time? 11:24:53
10 A That's correct. 11:24:57
11 Q And how long did you work at OHROC? 11:24:58
12 A Less than a year. 11:25:04
13 Q And did you move on because you had -- had 11:25:10
14 another job later on? 11:25:15
15 A Yes. 11:25:17
16 Q And where -- where did you move to after 11:25:18
17 working at OHROC? 11:25:21
18 A The Ohio House of Representatives. 11:25:23
19 Q And you mentioned earlier you're also 11:25:35
20 currently employed by the Ohio House of Representatives? 11:25:38
21 A Correct. 11:25:41
22 Q So when did you first start working for the 11:25:42
23 Ohio House of Representatives? 11:25:47
24 A At the very end of 2016. 11:25:51
25 Q Starting in -- at the end of 2016, what were 11:26:03

Transcript of Blake Springhetti
Conducted on October 20, 2021

23

1	your -- what were your duties at the Ohio House of	11:26:06
2	Representatives?	11:26:12
3	A I was a legislative aide.	11:26:12
4	Q Were you a legislative aide for a specific	11:26:20
5	representative?	11:26:24
6	A Yes.	11:26:26
7	Q And which representative was that?	11:26:27
8	A Derek Merrin.	11:26:31
9	Q And Derek Merrin is a Republican, correct?	11:26:40
10	A Yes.	11:26:45
11	Q And how long were you a legislative aide for	11:26:46
12	Derek Merrin?	11:26:52
13	A For a little over a year.	11:26:53
14	Q So through the beginning of 2018?	11:27:01
15	A Yeah.	11:27:09
16	Q And what did you do after you were a	11:27:14
17	legislative aide for -- for Derek Merrin?	11:27:17
18	A I left the Ohio House.	11:27:21
19	Q And where did you go after you left the Ohio	11:27:26
20	House?	11:27:31
21	A I was self-employed.	11:27:31
22	Q And did, at some point later, you become	11:27:41
23	employed at the Ohio House of Representatives again?	11:27:44
24	A Yes.	11:27:47
25	Q So, first, how long were you self-employed?	11:27:49

Transcript of Blake Springhetti
Conducted on October 20, 2021

24

1	A	For the remainder of 2018.	11:27:58
2	Q	And you started working for the Ohio House of	11:28:09
3		Representatives again at the start of 2019?	11:28:11
4	A	Yes, January of 2019.	11:28:13
5	Q	And what were -- what was your title when you	11:28:18
6		started again at the Ohio House of Representatives in --	11:28:22
7		in January 2019?	11:28:25
8	A	Deputy budget director.	11:28:30
9	Q	And what were your responsibilities as deputy	11:28:38
10		budget director?	11:28:41
11	A	To work on the budgets.	11:28:45
12	Q	When you were deputy budget director, did you	11:28:55
13		have any responsibilities relating to redistricting	11:29:00
14		or -- or drawing of maps?	11:29:03
15	A	Could you restate the question? There was a	11:29:06
16		lag at the end. I think I know what you said, but I	11:29:10
17		would like to be clear.	11:29:14
18	Q	Of course. Thank you.	11:29:15
19		When you were deputy budget director, did you	11:29:16
20		have any responsibilities relating to redistricting or	11:29:20
21		drawing of maps?	11:29:25
22	A	No.	11:29:28
23	Q	And how long were you a deputy budget	11:29:28
24		director?	11:29:32
25	A	For almost two years.	11:29:41

Transcript of Blake Springhetti
Conducted on October 20, 2021

25

1	Q	So through the -- so through the end of 2020,	11:29:49
2		your title was deputy budget director?	11:29:54
3	A	Yes.	11:29:57
4	Q	And were you deputy budget director for the	11:29:59
5		House majority?	11:30:03
6	A	Yes.	11:30:06
7	Q	And the -- the Republicans were the majority	11:30:09
8		party when you were deputy budget director, correct?	11:30:13
9	A	Yes.	11:30:17
10	Q	So you were working for the Republican members	11:30:18
11		of the House at that point, correct?	11:30:23
12	A	Officially, yes. But, for the record, I, you	11:30:26
13		know, had correspondence with the minority also. I --	11:30:30
14		you know, it -- just for the record.	11:30:36
15	Q	Thank you for clarifying.	11:30:38
16		So at the end of 2020, when your title	11:30:41
17		changed, did you change to your current title of	11:30:47
18		director of finance?	11:30:51
19	A	Yes.	11:30:54
20	Q	Or -- sorry. Did I have that right? Is it	11:30:57
21		finance director or director of finance?	11:31:01
22	A	Director of finance.	11:31:03
23	Q	Thank you.	11:31:04
24		And that would be director of finance for the	11:31:08
25		House majority, correct?	11:31:12

1	A	Yes.	11:31:16
2	Q	And since the end of 2020, the Republicans	11:31:17
3		have been the majority in the House, correct?	11:31:23
4	A	Yes.	11:31:26
5	Q	So all of your general assembly jobs have been	11:31:29
6		working for Republicans, correct?	11:31:35
7	A	Yes.	11:31:39
8	Q	Who do you report to in your current position	11:31:41
9		as director of finance?	11:31:45
10	A	Our Chief of Staff.	11:31:49
11	Q	And you said earlier that is Christine	11:31:56
12		Morrison?	11:32:00
13	A	Yes.	11:32:01
14	Q	And who does Christine Morrison report to?	11:32:02
15	A	I'm not sure of her official arrangement, but	11:32:09
16		I would -- I think it's the Speaker of the House.	11:32:15
17	Q	And that's Speaker Robert Cupp?	11:32:17
18	A	Yes.	11:32:22
19	Q	Are there -- are there other members of staff	11:32:27
20		who report to Christine Morrison?	11:32:30
21	A	Yes.	11:32:39
22	Q	And who are they?	11:32:39
23	A	I am not aware of the official report tree of	11:32:40
24		the Ohio House, but I can say that the other senior	11:32:44
25		staff report to Christine. And I believe that all	11:32:49

1 employees technically report to Christine, but I have 11:32:55
2 not reviewed our rules in some time. 11:33:00

3 Q So by "other senior staff," you mean the other 11:33:03
4 senior staff for the House majority? 11:33:30

5 A I believe all members of the -- all staff of 11:33:13
6 the House technically report to Christine, including 11:33:16
7 minority staff members. 11:33:23

8 Q Okay. Thank you for correcting me on that. 11:33:26
9 And what are your current duties as -- as 11:33:36
10 director of finance? 11:33:39

11 A So I am the point person for the four 11:33:43
12 operating budgets. I put in place the structures and 11:33:50
13 the management in facilitation of that -- of that 11:33:55
14 process and of the financing of state operations as well 11:34:01
15 as, you know, review our internal budgets and, you know, 11:34:10
16 work on capital infrastructure budgets, the financing of 11:34:14
17 the State of Ohio and its operations. 11:34:22

18 Q Do you have any responsibilities other than 11:34:26
19 those that you just listed? 11:34:28

20 A Officially, I mean, that's -- that's the bulk 11:34:34
21 of it. I take on other projects that are other than the 11:34:41
22 financing legislation I -- I previously mentioned. 11:34:50

23 Q Is one of the other projects you have taken on 11:34:55
24 relating to redistricting efforts during this current 11:34:57
25 redistricting cycle? 11:35:02

1	A	Yes.	11:35:04
2	Q	Could you describe your responsibilities for	11:35:06
3		that project, please?	11:35:10
4	A	Sure. My -- my responsibility was mostly	11:35:14
5		the -- the drawing of -- of maps, legislative maps and	11:35:23
6		plans.	11:35:34
7	Q	And you were involved in -- in drawing, you	11:35:34
8		know, the maps and redistricting plans that were	11:35:38
9		proposed to the Ohio Redistricting Commission by the	11:35:43
10		legislative leaders, correct?	11:35:49
11	A	Yes.	11:35:50
12	Q	And you were involved in drawing the map that	11:35:54
13		was initially proposed to the Commission on	11:35:57
14		September 9th?	11:36:03
15	A	Yes.	11:36:03
16	Q	And you were also involved in drawing the --	11:36:04
17		the final map that was enacted by the Commission on	11:36:07
18		September 16th?	11:36:14
19	A	On September 15th, yeah, it was proposed.	11:36:14
20	Q	Right. So you were involved in drawing the	11:36:20
21		final map that was proposed on September 15th, correct?	11:36:23
22	A	Yes.	11:36:27
23	Q	Okay. Thank you for the clarification.	11:36:27
24		So how did you become involved, you know, in	11:36:33
25		the drawing of maps and redistricting plans?	11:36:35

1 A I was asked to take on that role. 11:36:43

2 Q And who asked you to take on that role? 11:36:47

3 A Our Chief of Staff and the Speaker. 11:36:56

4 Q So both Christine Morrison and Speaker Cupp 11:36:58

5 asked you to -- to take on these responsibilities 11:37:02

6 relating to redistricting that we've just discussed, 11:37:06

7 correct? 11:37:10

8 A Yes. 11:37:10

9 Q And then when were you asked -- when were you 11:37:13

10 first asked to take on these roles? 11:37:18

11 A Could you clarify if you are asking when I was 11:37:24

12 first asked to consider this or asked "Will you do it; 11:37:27

13 yes or no?" 11:37:34

14 Q Let's go with the first one. When were you 11:37:35

15 first asked to consider whether you would take on -- 11:37:37

16 when were you first asked whether you would consider 11:37:41

17 taking on these responsibilities? 11:37:44

18 A Earlier -- I would say in March or April of -- 11:37:51

19 of this year. 11:37:54

20 Q So March or April of 2021? 11:37:58

21 A Yes. 11:38:03

22 Q And what was your answer when you were first 11:38:06

23 asked to consider in March or April of this year? 11:38:09

24 A That I would consider it. 11:38:17

25 Q Okay. And when were you asked more formally 11:38:18

1 to take on these responsibilities? 11:38:24

2 A In July of this year. 11:38:26

3 Q And who was the one that asked you to take on 11:38:31

4 these responsibilities in July? 11:38:34

5 A Christine, our Chief of Staff. 11:38:41

6 Q And what was your answer to Christine? 11:38:45

7 A Yes. 11:38:50

8 Q And when -- when did you start work on drawing 11:38:56

9 maps and redistricting plans? 11:39:00

10 A Could -- could you specify what exactly that 11:39:04

11 it is you're asking? The drawing of maps? Is that what 11:39:12

12 you're asking, when the drawing -- 11:39:18

13 Q Oh. Thank -- 11:39:18

14 A -- when the physical drawing of maps begun? 11:39:19

15 Q Thank you for -- thank you for asking for that 11:39:22

16 clarification. 11:39:23

17 So let me ask a different question. When did 11:39:24

18 you begin the preparation process for drawing maps? 11:39:28

19 A The end of -- the very end of July, yeah. 11:39:39

20 Q And what directions were you given about -- 11:39:52

21 about the work that was requested of you relating to 11:39:57

22 drawing maps? 11:40:02

23 A To find a location to draw maps. 11:40:07

24 Q And did you indeed find a location? 11:40:20

25 A Yes. 11:40:25

Transcript of Blake Springhetti
Conducted on October 20, 2021

31

1 Q Was that in the offices of the Bureau -- of 11:40:26
2 the Ohio Bureau of Workers' Compensation? 11:40:31

3 A In the William Green Building. We do not 11:40:35
4 occupy office space that is -- that is utilized by 11:40:40
5 the -- the Bureau of Workers' Compensation, but it is in 11:40:47
6 the William Green Building. 11:40:51

7 Q Okay. William Green Building which is also 11:40:52
8 occupied by the Bureau of Workers' Compensation, 11:40:55
9 correct? 11:41:00

10 A In part, yes. 11:41:00

11 Q Okay. And what were -- what directions were 11:41:05
12 you given after you found a location in which to draw 11:41:07
13 maps? 11:41:13

14 A To -- to first obtain the hardware necessary 11:41:14
15 to draw maps. 11:41:22

16 Q And what directions were you given after you 11:41:27
17 had obtained the -- the hardware necessary to draw maps? 11:41:30

18 A To then obtain the software necessary to draw 11:41:33
19 maps. 11:41:38

20 Q And what software did you end up obtaining to 11:41:40
21 draw maps? 11:41:43

22 A Maptitude for Redistricting 2020. Let's see. 11:41:45
23 I think it's 2020, yeah. 11:41:51

24 Q Is it okay if we just refer to Maptitude for 11:41:59
25 Redistricting 2020 as Map -- Maptitude for the rest of 11:41:47

1 this deposition? 11:42:08

2 A Yes. 11:42:08

3 Q And after you obtained Maptitude, what -- what 11:42:09

4 directions were -- were you given? 11:42:12

5 A To set up the hardware and to also set up 11:42:17

6 Maptitude. 11:42:25

7 Q So after the hardware and the software was set 11:42:27

8 up for drawing maps, what directions were you given? 11:42:29

9 A To become familiar with the software. 11:42:38

10 Q Were you familiar with -- sorry. Let me ask 11:42:42

11 a -- let me back up one step. 11:42:46

12 Had you had any experience with drawing maps 11:42:49

13 prior to being asked to work on this in July 2021? 11:42:53

14 A I have not drawn legislative maps previously, 11:43:01

15 no. 11:43:05

16 Q And you didn't have previous familiarity with 11:43:07

17 Maptitude for Redistricting 2020 or any other previous 11:43:12

18 versions of Maptitude? 11:43:19

19 A Correct. 11:43:21

20 Q Okay. And did you -- did you indeed receive 11:43:26

21 instruction or training about the use of Maptitude? 11:43:28

22 A I received instruction to get familiar with 11:43:37

23 Maptitude. 11:43:41

24 Q Yeah. And how did you become familiar with 11:43:41

25 Maptitude? 11:43:44

1 A I took a self-course with ten-year-old 11:43:46
2 redistricting and census data. Specifically population 11:43:54
3 data. 11:44:04
4 Q Did you receive any other training other than 11:44:04
5 the self-course? 11:44:06
6 A Other than reviewing map -- publicly available 11:44:14
7 Maptitude tutorials and written guidance of Maptitude, 11:44:17
8 no. 11:44:24
9 Q So you didn't receive any -- you didn't attend 11:44:26
10 any training courses or receive any training other than 11:44:29
11 the -- the self-course that you took, correct? 11:44:33
12 A That's correct. 11:44:39
13 Q And did you provide updates -- sorry. Let 11:44:45
14 me -- let me actually take one step back as well. 11:44:52
15 After you became familiar with the use of 11:44:55
16 Maptitude, did you indeed begin drawing maps using 11:44:58
17 Maptitude? 11:45:03
18 A No. I worked to understand the layers, worked 11:45:06
19 to understand the technicalities of the software. I did 11:45:15
20 not start drawing plans with ten-year-old data. I more 11:45:21
21 so, you know, click -- clicked on the various layers and 11:45:28
22 got acquainted that way. 11:45:34
23 Q When did you first start drawing maps on -- in 11:45:38
24 Maptitude? 11:45:42
25 A Could you clarify your question? Are you 11:45:47

1 asking about complete maps? 11:45:50

2 Q When did you start the map drawing process? 11:45:54

3 So not -- not complete. When did you start drawing maps 11:45:57

4 more generally in Maptitude? 11:46:01

5 A I would say sometime in August after we 11:46:07

6 received the necessary data. 11:46:13

7 Q And do you mean sometime in August when you 11:46:18

8 received the national census data? 11:46:21

9 A Correct. 11:46:25

10 Q Were you given directions about how to draw 11:46:29

11 maps after you had the census data? 11:46:33

12 A I was -- as it relates to drawing maps, I was 11:46:44

13 instructed to comply with the mandatory sections of 11:46:48

14 Article XI. 11:46:52

15 Q And who -- who instructed you to comply with 11:47:00

16 the mandatory sections of Article XI? 11:47:04

17 A The Speaker of the Ohio House. 11:47:08

18 Q Okay. So when you began to -- when you 11:47:15

19 began -- when you first began to draw maps, Speaker Cupp 11:47:17

20 instructed you to comply with the mandatory sections of 11:47:23

21 Article XI; is that correct? 11:47:27

22 A Yes. 11:47:29

23 Q And by Article XI, just to clarify for the 11:47:35

24 record, we mean Article XI of the Ohio State 11:47:35

25 Constitution, correct? 11:47:40

1	A	Yes.	11:47:41
2	Q	Did Speaker Cupp specify what those mandatory	11:47:43
3		sections were?	11:47:49
4	A	I don't recall him specifically listing the	11:47:50
5		sections, no.	11:47:53
6	Q	So he generally just instructed you to comply	11:47:57
7		with the mandatory sections of the Ohio State -- of	11:48:02
8		Article XI of the Ohio State Constitution without	11:48:05
9		specifying specific sections of Article XI, correct?	11:48:10
10	A	Initially, yes.	11:48:16
11	Q	Did he specify which sections they were later	11:48:17
12		on?	11:48:21
13	A	Yes.	11:48:21
14	Q	And what did he specify -- which sections did	11:48:22
15		he specify later on?	11:48:25
16	A	Article XI, Sections 2, 3, 4, 5 and 7.	11:48:28
17	Q	And when did Speaker Cupp specify those	11:48:41
18		sections for you?	11:48:45
19	A	I don't recall the exact date.	11:48:49
20	Q	Was it sometime in August?	11:48:55
21	A	Yes.	11:48:59
22	Q	So it was before you presented -- or it was	11:49:01
23		before a map had been proposed to the Commission on	11:49:05
24		September 9th, correct?	11:49:10
25	A	Yes.	11:49:11

1 Q Did Speaker Cupp give you any other directions 11:49:17
2 regarding drawing of maps other than to comply with 11:49:22
3 Article XI? 11:49:30
4 A As it relates to which map? Could you 11:49:32
5 clarify? 11:49:38
6 Q Sure. Let's start with -- let's start with 11:49:40
7 the House districts, the Ohio House districts. 11:49:42
8 A Could you clarify the 9/9 map? Or the 9/15 11:49:51
9 map? 11:49:58
10 Q Thank you for that. 11:49:59
11 So let's start with the 9/9 map. So as you 11:50:00
12 were starting the process for drawing the map that would 11:50:05
13 end up being proposed on September 9th, what other 11:50:07
14 directions did you get from Speaker Cupp other than to 11:50:10
15 comply with Section 11 -- or than to comply with 11:50:15
16 Article XI? 11:50:22
17 A Well, I was instructed to put the city of 11:50:22
18 Cincinnati in the minimum amount of House districts per 11:50:28
19 the -- per the ratio. So the population of Cincinnati 11:50:34
20 divided by one ratio of representation for a House 11:50:41
21 district. 11:50:45
22 Q And that -- that instruction came from Speaker 11:50:49
23 Cupp? 11:50:55
24 A Yes. It's something we had seen in the 11:50:56
25 proposed -- Democrat proposed map that he instructed me 11:50:59

1 to put into that proposed map. 11:51:09

2 Q So this was an instruction that you received 11:51:13

3 after the proposed Democrat map was available, correct? 11:51:16

4 A Yes. 11:51:23

5 Q So it was sometime after September 1st, 11:51:29

6 correct? 11:51:39

7 A That's -- that sound -- yes. Yes. 11:51:39

8 Q Were there any other directions that you 11:51:42

9 received from Speaker Cupp? 11:51:45

10 A That's -- that's what I recall from the 11:51:55

11 initial 9/9 map. 11:51:59

12 Q So as you were drawing maps relating -- or as 11:52:02

13 you were drawing maps that would end up being the map 11:52:07

14 proposed on September 9th, did anyone else give you 11:52:11

15 instructions other than Speaker Cupp? 11:52:14

16 A No. 11:52:19

17 Q As you were drawing the map that would end up 11:52:32

18 being proposed on September 9th, did you report your 11:52:36

19 progress to anyone? 11:52:40

20 A Yes. 11:52:44

21 Q And who did you report your progress to? 11:52:46

22 A To the Speaker of the Ohio House. 11:52:50

23 Q Did you report your progress to anyone other 11:52:55

24 than Speaker Cupp? 11:52:58

25 A The -- it was -- I reported to -- I reported 11:53:05

Transcript of Blake Springhetti
Conducted on October 20, 2021

38

1 progress to the Speaker. In some scenarios, our Chief 11:53:12
2 of Staff was physically there as I was delivering the 11:53:19
3 message to the Speaker of the Ohio House. 11:53:25

4 Q Was anyone else present at these times when 11:53:28
5 you were delivering updates to the -- to the Speaker? 11:53:35

6 A There were occasions when there were others 11:53:42
7 physically there as I was delivering that message. 11:53:46

8 Q And who were these others that were physically 11:53:52
9 present? 11:53:54

10 A In some cases, it was Paul Disantis, Phil 11:53:54
11 Strach, Tom Farr, Ray DiRossi, president of the Ohio 11:54:05
12 Senate, John Barron, and Frank Strigari. 11:54:19

13 Q Thank you for listing those out. 11:54:30

14 Do you recall anyone else being present? 11:54:32

15 A No. 11:54:34

16 Q And when you were providing updates on your 11:54:42
17 progress, what were the different methods that you used 11:54:46
18 to -- to update the Speaker? 11:54:48

19 A I'm sorry. Could you restate that? There was 11:54:51
20 a lag at the end. 11:54:54

21 Q Sure. When you were providing updates on your 11:54:55
22 progress, what were the different methods that you used 11:54:58
23 to update the Speaker? 11:55:02

24 A Well, we were physically -- in most cases, 11:55:08
25 physically in the same room, and I would oftentimes show 11:55:13

1 him things directly on Maptitude. 11:55:18

2 Q So you gave updates in person. Were there -- 11:55:23

3 were there any updates that you gave over e-mail? 11:55:30

4 A Not that I recall, no. 11:55:35

5 Q Were there any updates that you gave the 11:55:38

6 Speaker over text message? 11:55:41

7 A Not that I recall. 11:55:43

8 Q And you mentioned sometimes you would give 11:55:47

9 updates, you know, as he could see your Maptitude 11:55:49

10 computer screen, correct? 11:55:55

11 A Yes. 11:55:57

12 Q So would that be in the office space in the 11:56:01

13 Green Building that we mentioned earlier? 11:56:05

14 A Yes. 11:56:08

15 Q So just regarding the -- the 9/9 map, when -- 11:56:22

16 when did you provide updates to Speaker Cupp about the 11:56:27

17 map that would end up being proposed on September 9th? 11:56:31

18 A Generally, you know, probably -- the first 11:56:39

19 in -- the first week of September into the second week 11:56:46

20 of September. 11:56:51

21 Q So throughout the -- the entire period from 11:56:53

22 September 1st to September 9th? 11:56:57

23 A I wouldn't say the entire period. You know, 11:57:00

24 we were working around the clock to try to -- to get 11:57:05

25 something prepared. I wouldn't say that we had 11:57:11

1 something -- I wouldn't say that on September 1st, I had 11:57:16
2 something tangible to -- to share. I would just say 11:57:21
3 that generally, through the first week into the second 11:57:25
4 week, in that time frame is when I started having 11:57:29
5 something to share. 11:57:32

6 Q Thank you. 11:57:35

7 So now I want to ask about your work between 11:57:37
8 September 9th and September 15th in drawing maps. 11:57:43
9 What -- what directions did you receive regarding the 11:57:48
10 drawing of maps after September 9th? 11:57:53

11 A To comply with all mandatory sections of 11:57:58
12 Article XI. 11:58:02

13 Q Any other instructions? 11:58:04

14 A To -- there were some -- in -- in the 11:58:14
15 Speaker's endeavor to achieve a ten-year map, he did 11:58:20
16 instruct me to take some of the concepts that was in 11:58:25
17 the -- that was in subsequently submitted Democrat maps. 11:58:30

18 Q Do you recall what any of those concepts were? 11:58:41

19 A Yes. 11:58:43

20 Q And what -- what concepts did you adapt into 11:58:44
21 your map that you were drawing based on this 11:58:49
22 instruction? 11:58:53

23 A Sure. So the instruction that I received from 11:58:55
24 the Speaker, in his endeavor to a ten-year map, was to 11:59:00
25 take the concept in Trumbull County -- for the House 11:59:06

1 district in Trumbull County where the Democrats paired 11:59:13
2 in proposals that were sent Warren with Niles and 11:59:21
3 Girard. That was a concept. 11:59:27

4 Q Any other concepts that you incorporated into 11:59:32
5 the maps you were drawing? 11:59:34

6 A Sure. We maintained Cincinnati in three -- in 11:59:37
7 three House districts, which was a -- a concept that the 11:59:44
8 Democrats cared about. We made some adjustments in 11:59:49
9 Summit County by having Akron be in three House 11:59:56
10 districts and would create a second Democrat-leaning 12:00:03
11 House district. 12:00:11

12 We took the Democrat concept in Montgomery 12:00:13
13 County that put Dayton in two House districts instead 12:00:25
14 of, you know, more than two, which two is the ratio for 12:00:34
15 Dayton, and also kept Dayton wholly contained -- by the 12:00:37
16 way, when I say "Dayton" and "Cincinnati," I mean 12:00:42
17 contiguous portions of Dayton and Cincinnati, for the 12:00:46
18 record. So continuous contiguous portions of Dayton 12:00:52
19 wholly in one Senate district. 12:00:58

20 In Portage County, we took a -- a Democrat 12:01:02
21 concept by placing Ravenna and Kent in one House 12:01:09
22 district. 12:01:17

23 The 23rd House district was a 12:01:21
24 Republican-leaning House district in the 9/9 map. We 12:01:29
25 made some adjustments to that district, concepts similar 12:01:34

1 to the Democrat map that made that district a 12:01:40
2 Democrat-leaning district. And we heard from the 12:01:45
3 public, frankly, on -- in -- in Cuyahoga County. 12:01:48
4 Instead of having, you know, west to east House 12:01:54
5 districts, we had more traditional west side Cleveland 12:01:58
6 districts and east side Cleveland districts, which was 12:02:05
7 something we took from -- from public testimony. 12:02:11
8 Q So these instructions to incorporate concepts 12:02:14
9 from other proposed maps, did you receive them from 12:02:17
10 Speaker Cupp? 12:02:21
11 A Yes. 12:02:22
12 Q In the period between September 9th and 12:02:23
13 September 15th, did you receive instructions regarding 12:02:27
14 your drawing of maps from anyone other than Speaker 12:02:29
15 Cupp? 12:02:32
16 A No. 12:02:34
17 Q Okay. So I'm going to ask a couple questions 12:02:44
18 to just help me visualize, you know, what you're seeing 12:02:47
19 on the computer screen on Maptitude when you're drawing 12:02:52
20 the maps. You know, does -- does Maptitude display data 12:02:55
21 about specific districts as -- as you're starting to 12:02:58
22 draw maps? 12:03:04
23 A Could you rephrase or re -- could you clarify 12:03:08
24 something for me? Are you saying physically are on the 12:03:12
25 map or, generally, does Maptitude provide data 12:03:19

1 through -- 12:03:26

2 Q Generally. 12:03:26

3 A -- the software? 12:03:26

4 Q Thank you. 12:03:27

5 Generally, does Maptitude have data available 12:03:29

6 about the districts as you're drawing the maps? 12:03:31

7 A Could you say -- could you say that again? 12:03:35

8 There was a lag again in the middle of your sentence. 12:03:38

9 Q Sure. 12:03:43

10 A Sorry. 12:03:43

11 Q Generally, does Maptitude have data available 12:03:43

12 about the districts as you're drawing the maps? 12:03:46

13 A Yes. 12:03:51

14 Q And just to help me visualize, how is that 12:03:52

15 data provided by Maptitude? How is it displayed by 12:03:57

16 Maptitude? 12:04:02

17 A So Maptitude has the -- what I'll call a 12:04:05

18 Dataview, which is separate from what I -- I will call 12:04:16

19 the actual electronic canvas of the counties and the 12:04:23

20 geography of the state. 12:04:27

21 Q Thank you. And I -- I didn't know the word 12:04:29

22 for it, but I appreciate you letting me know, you know, 12:04:31

23 it -- you -- you refer to it as the Dataview. What data 12:04:35

24 is provided in the Dataview on Maptitude? 12:04:38

25 A When we received Maptitude? 12:04:46

1 Q As you were drawing maps that would end up 12:04:52
2 being proposed on September 9th, what data was available 12:04:56
3 in Dataview on Maptitude? 12:05:02
4 A Population data, district numbers, deviation 12:05:06
5 percentages, and certain political data. 12:05:16
6 Q What was the certain political data that was 12:05:26
7 available? 12:05:29
8 A We used, in our pursuit -- well, in the 12:05:32
9 Commission's pursuit for a ten-year map, we used, 12:05:38
10 particularly, in negotiations, 2016, 2018, and 2020 12:05:42
11 political data. 12:05:49
12 Q And by 2016, 2018, 2020 political data, are 12:05:50
13 you referring to election results data from 2016, 2018, 12:05:54
14 and 2020? 12:05:59
15 A Yes. 12:06:03
16 Q And how was that data presented in the -- the 12:06:05
17 Dataview? Was it in the form of a political scoring? 12:06:10
18 Was it in the form of percentage Democrat, percentage 12:06:13
19 Republican? You know, let me know what you -- you know, 12:06:17
20 just help me understand what you see on -- on the 12:06:20
21 Dataview. 12:06:23
22 A Sure. It's a -- it's a percentage of 12:06:25
23 Republican and a percentage Democrat. 12:06:28
24 Q Okay. So as you were drawing the map that 12:06:35
25 would be proposed to the Commission on September 9th, 12:06:39

1 you know, for each district, you could see, in the 12:06:43
2 Dataview, the percentage of Republican and a percentage 12:06:46
3 for Democrat, correct? 12:06:49
4 A Yes. 12:06:55
5 Q And if you change the boundaries of a 12:06:57
6 district, would those percentages change? 12:07:00
7 A That's speculation. I -- not -- not always 12:07:08
8 does it change. I -- it doesn't always change. 12:07:11
9 Q But it could -- it could change if you changed 12:07:22
10 the boundaries of the district, correct? 12:07:24
11 A It could, yes. 12:07:27
12 Q Other than this percentage value that's given 12:07:31
13 in the Dataview, was the politic -- was there any other 12:07:36
14 political data that was provided by Maptitude in the 12:07:40
15 Dataview? 12:07:44
16 A So to clarify, the -- the data that was 12:07:45
17 provided by Maptitude was -- was not -- did not include 12:07:53
18 '16, '18, and '20. 12:08:01
19 Q Understood. 12:08:06
20 So for the data that was displayed in the 12:08:07
21 Dataview in Maptitude, you know, was there any other 12:08:12
22 political data displayed other than this percentage of 12:08:15
23 Republicans, percentage Democrats that you just 12:08:18
24 mentioned? 12:08:21
25 A No. The display was -- was percentage 12:08:22

1 Republican and percentage Democrat. 12:08:24

2 Q Okay. When -- when you were providing updates 12:08:29

3 to Speaker Cupp and he could see your Maptitude screen, 12:08:34

4 would the Dataview also be present on your screen? 12:08:38

5 A It would not be present on this -- the same 12:08:42

6 screen as -- as the canvas, as I'll call it, which is 12:08:46

7 what I would reference and point to when instructing -- 12:08:53

8 not instructing -- updating the Speaker. 12:09:00

9 Q So did you have multiple display monitors; one 12:09:03

10 with the electronic canvas and one with the Dataview? 12:09:09

11 A Yes. 12:09:13

12 Q And you would point to the monitor that had 12:09:13

13 the electronic canvas when Speaker -- when you were 12:09:17

14 giving updates to Speaker Cupp, correct? 12:09:21

15 A Yes. 12:09:24

16 Q But there would also be the second screen with 12:09:26

17 the Dataview, you know, that was in -- that was right 12:09:29

18 next to the -- the monitor that had the electronic 12:09:32

19 canvas, correct? 12:09:35

20 A That did exist, yes. But I -- I don't recall 12:09:42

21 really utilizing that. I was more focused on the 12:09:45

22 geography on the canvas monitor. 12:09:49

23 Q Okay. Just so I have it clear, you have the 12:09:51

24 two monitors, one with the canvas, one with the Dataview 12:09:54

25 next to each other, but you were pointing to the 12:09:58

Transcript of Blake Springhetti
Conducted on October 20, 2021

47

1 electronic canvas for Speaker Cupp, correct? 12:10:02

2 A Yes. And I'll also add that the Dataview is 12:10:05

3 not an easy thing to follow. So without specifically 12:10:08

4 targeting specific cells in the Dataview, you know, it's 12:10:12

5 not really something you can look at from 3, 4 feet away 12:10:16

6 and understand what's actually in there, just for the 12:10:21

7 record. 12:10:25

8 Q Thank you. 12:10:25

9 In using this, you know, political data with 12:10:28

10 the percentage Republican, percentage Democrat, you 12:10:30

11 could determine -- so let's say for a full map of 99 12:10:34

12 House districts, you could determine how many of those 12:10:39

13 House districts were Republican favoring and how many 12:10:42

14 were Democrat favoring, correct? 12:10:48

15 A Could you state the question again? There was 12:10:51

16 a lag at the beginning of your question. 12:10:55

17 Q Sure. So for a full Ohio House map of 99 12:10:57

18 House districts, using the political data that we just 12:11:06

19 discussed, you could determine how many of those House 12:11:09

20 districts were Republican favoring and how many of those 12:11:12

21 House districts were Democrat favoring, correct? 12:11:16

22 A I -- I don't think that I could look at a 12:11:20

23 statewide map of 99 House districts and have a specific 12:11:23

24 inclination on what that index would be or the leanings 12:11:31

25 of those -- of those districts. I might have an idea, 12:11:33

1 you know, for some, but, you know, without actually 12:11:41
2 having the geography and the -- the data in front of me 12:11:42
3 on Maptitude, I don't know that I would be able to look 12:11:48
4 at said map and make that determination. 12:11:50

5 Q So for the plan that was proposed to the 12:11:56
6 Commission on September 9th, did you make an effort to 12:11:58
7 determine how many of the districts were Republican 12:12:01
8 favoring and how many were Democrat favoring? 12:12:03

9 A So the timeline for the 9/9 map was very 12:12:11
10 tight. We were working on a truncated timeline. And we 12:12:16
11 did not have a complete political analysis that's 12:12:21
12 contemplated, you know, in the -- in the Ohio 12:12:26
13 Constitution Article XI in time for that introduction of 12:12:30
14 that proposed map. 12:12:33

15 Q I think I understand. So when you proposed 12:12:36
16 the 9/9 map, you hadn't had a chance to determine how 12:12:39
17 many of the drawn districts were Republican favoring and 12:12:43
18 how many were Democrat favoring, correct? 12:12:48

19 A That's correct. There was not a complete 12:12:52
20 analysis on -- on that at that time. 12:12:53

21 Q For the -- for the plan that was proposed on 12:12:55
22 September 15th, did you determine how many of the drawn 12:13:00
23 districts were Republican favoring and how many were 12:13:03
24 Democrat favoring? 12:13:06

25 A Yes. 12:13:12

1 Q And did you provide that -- did you provide 12:13:14
2 that information to anyone? 12:13:18

3 A Yes. 12:13:25

4 Q Who did you provide that information about the 12:13:25
5 number of Republican-leaning districts and the number of 12:13:27
6 Democrat-leaning districts to? 12:13:31

7 A The Speaker of the Ohio House. 12:13:33

8 Q Did you provide that information to anyone 12:13:36
9 other than Speaker Cupp? 12:13:38

10 A I did not provide that to -- that analysis to 12:13:44
11 anyone else; however, there were some others that were 12:13:50
12 physically there as I was providing that analysis to the 12:13:53
13 Speaker. 12:13:56

14 Q Did Speaker Cupp ask you for that data? 12:13:56

15 A It was not the -- it was not the data that he 12:14:01
16 asked for. It was the number of seats that he asked for 12:14:08
17 as he was -- he and the other members of the Commission 12:14:11
18 were in pursuit of a ten-year map. 12:14:16

19 Q So Speaker Cupp asked you for the number of 12:14:19
20 Republican-favoring seats and the number of 12:14:23
21 Democrat-favoring seats, correct? 12:14:27

22 A Yes. 12:14:28

23 Q Did he also ask you for that information 12:14:29
24 regarding draft maps that you were working on between 12:14:32
25 September 9th and September 15th? 12:14:37

1	A	Yes.	12:14:39
2	Q	Did Speaker Cupp tell you why he was asking	12:14:48
3		for that data other than, you know, generally in the	12:14:50
4		pursuit of the ten-year map?	12:14:54
5	A	Yes. He was negotiating with the members of	12:14:58
6		the Commission. And I'll state again, it was -- he was	12:15:01
7		trying to achieve a ten-year map. And he wanted to	12:15:07
8		address some of the -- the concepts that the Democrats	12:15:14
9		were bringing up in that pursuit, which was seats.	12:15:18
10	Q	So other than -- than this Dataview on	12:15:26
11		Maptitude that we discussed, were there other ways for	12:15:30
12		you to access political scoring information in -- in	12:15:33
13		Maptitude?	12:15:37
14	A	No.	12:15:44
15	Q	And does Maptitude have any settings that	12:15:49
16		allow you to view, you know, whether a -- a district	12:15:53
17		favors Republicans or favors Democrats by a particular	12:15:58
18		color on -- on your canvas, electronic canvas?	12:16:03
19	A	It -- it may, but I did not utilize that.	12:16:12
20	Q	So when Speaker Cupp asked you to provide, you	12:16:19
21		know, a number of seats, you know, during the	12:16:24
22		negotiation process -- let me -- let me clarify that	12:16:28
23		question.	12:16:32
24		During -- when Speaker Cupp asked you to	12:16:33
25		provide him the number of seats for maps that were	12:16:37

1 Republican favoring and the number that were Democrat 12:16:41
2 favoring, was anyone else present when you were relaying 12:16:44
3 that information? 12:16:48
4 A Yes. 12:16:52
5 Q Who else was present? 12:16:53
6 A That I recall, it would be Paul Disantis, Phil 12:16:57
7 Strach, Tom Farr, and Christine Morrison. 12:17:04
8 Q Was anyone else present any of the times that 12:17:11
9 you relayed this data about political -- the number of 12:17:15
10 seats leaning Republican, the number of seats leaning 12:17:19
11 Democrat to Speaker Cupp? 12:17:27
12 A Yes. 12:17:29
13 Q Who else other than, you know, Paul Disantis, 12:17:29
14 Phil Strach, Tom Farr, and Christine Morrison? Who else 12:17:33
15 was present? 12:17:40
16 A The Speaker, which I said before, but I -- I 12:17:43
17 don't recall if you -- if you mentioned the Speaker also 12:17:48
18 just now. 12:17:51
19 But Ray DiRossi, Senate President Matt 12:17:52
20 Huffman, John Barron, and Frank Strigari. 12:18:00
21 Q Anyone else? 12:18:12
22 A Not that I recall. 12:18:13
23 Q Okay. And you mentioned -- you mentioned 12:18:18
24 this -- this data -- this political scoring data was not 12:18:21
25 provided by Maptitude, correct? 12:18:25

1 A Yes. 12:18:30

2 Q And correct me if I'm wrong, but I believe you 12:18:31

3 mentioned that it was 2016, 2018, and 2020 election 12:18:33

4 results data that were imported into Maptitude. Is that 12:18:40

5 correct? 12:18:46

6 A Yes. 2016, '18, and '20 -- I'm sorry. '16, 12:18:46

7 '18, and '20 were -- were imported into Maptitude. 12:18:52

8 Q And what was the source of this -- what was 12:18:55

9 the source of this political data? 12:18:59

10 A Well, 2020 came from OU, which is we -- the 12:19:04

11 State of Ohio contracts with the university for the 12:19:11

12 purposes of providing occurred. And '18 and '16, we 12:19:15

13 received the data and geography from the Democrats, 12:19:21

14 which I believe came from Dave's Redistricting. 12:19:27

15 Q Did you make the decision that -- that you 12:19:37

16 would use the 2020 data from OU and the -- the 2016 and 12:19:39

17 2018 data from Dave's Redistricting? 12:19:45

18 A No. 12:19:49

19 Q Who made the decision that you should use that 12:19:50

20 data and put it into Maptitude? 12:19:53

21 A The Speaker. 12:19:58

22 Q So you received instruction from Speaker Cupp 12:20:01

23 to use the -- the 2016, 2018, and 2020 data that was put 12:20:03

24 into Maptitude? 12:20:10

25 A Yes. 12:20:12

1 Q Were there any other years of election data 12:20:15
2 that you used in drawing maps? 12:20:21

3 A There -- there was other election data on the 12:20:29
4 Dataview. I did not use necessarily all -- I mean, in 12:20:34
5 drawing maps, I referenced and looked at the Dataview. 12:20:42
6 But for the purposes of negotiating to a ten-year map, I 12:20:45
7 think the Commission focused on '16, '18, and '20. 12:20:50

8 Q What other years' election data did you have 12:20:54
9 on your Dataview? 12:20:59

10 A 2012 and 2014. 12:21:00

11 Q And what was the source of this 2012 and 2014 12:21:03
12 political data? 12:21:07

13 A That is -- that is something that -- that Ray 12:21:09
14 handled. I did not directly handle any of the logistics 12:21:13
15 of -- of that geography. 12:21:18

16 Q So from your standpoint, that -- that data 12:21:20
17 came from Ray? 12:21:22

18 A Could -- could you say that again? I -- you 12:21:25
19 were cutting out at the beginning. 12:21:29

20 Q So from your standpoint, that -- the data for 12:21:31
21 2012 and 2014 came from Ray DiRossi? 12:21:36

22 A The files were -- the files were provided to 12:21:40
23 me from Ray. But I don't think Ray generated the -- the 12:21:47
24 data or the geography. 12:21:52

25 Q But you don't know where Ray got that data 12:21:54

1 from, correct? 12:21:57

2 A Correct. 12:22:02

3 Q And you mentioned that you had this 2012 and 12:22:05

4 2014 data in your Dataview, but you didn't use it during 12:22:09

5 the negotiations process. Do I have that correct? 12:22:13

6 A Yes. But, to clarify, it was the Commission 12:22:19

7 members that were doing the negotiations. The 12:22:23

8 Commission members were negotiating based on '16, '18, 12:22:28

9 and '20 data. 12:22:32

10 Q So prior to the negotiations between 12:22:34

11 Commission members, was there any point that you did use 12:22:36

12 the 2012 and 2014 election data when -- when you were 12:22:39

13 drawing maps? 12:22:44

14 A I don't -- I don't recall, you know, zeroing 12:22:50

15 in on -- on that data. It was available on the 12:22:54

16 Dataview. 12:22:58

17 Q Was that 2012 and 2014 data available on the 12:23:01

18 Dataview when -- at any time when Speaker Cupp came to 12:23:06

19 look at your computer screen? 12:23:12

20 A Could you ask the question again? There was 12:23:17

21 another lag in the middle of your sentence. 12:23:20

22 Q Of course. 12:23:22

23 Was that 2012 and 2014 data available on your 12:23:23

24 Dataview at any time when Speaker Cupp was looking at 12:23:28

25 your computer screen? 12:23:31

1 A Yes. But, again, our focus in -- in the 12:23:35
2 updates was on the canvas. 12:23:41

3 Q Did you ever receive any data regarding the 12:23:44
4 outcomes of statewide elections in Ohio? 12:23:47

5 A Yes. 12:23:54

6 Q And who did you receive that data from? 12:23:55

7 A So I'll say again, the -- the logistics of 12:24:00
8 downloading -- receiving and downloading data was done 12:24:06
9 through -- through Ray. And then -- then I would take 12:24:10
10 the data and the geography from Ray and input it into 12:24:15
11 my -- into my Maptitude software. 12:24:20

12 MR. FU: Okay. Gabriel, can you please put up 12:24:26
13 tab 15 and mark it as Exhibit 2? 12:24:28

14 AV TECHNICIAN: Just a moment, please. 12:24:30

15 (Deposition Exhibit 2 was marked for 12:24:30
16 identification.) 12:24:53

17 Q And, Blake, are you familiar with this 12:24:53
18 document? 12:24:56

19 A Yes. 12:24:57

20 Q So for the record, this is a document, you 12:24:58
21 know, that's been marked as Exhibit 2. 12:25:00

22 Blake, is this -- is this the statewide 12:25:04
23 election data that you were just discussing as -- as 12:25:07
24 having received from Ray? 12:25:10

25 A No. 12:25:14

1 Q So Ray provided you with other statewide 12:25:16
2 election data other than -- than what is shown on this 12:25:20
3 document? 12:25:22
4 A Yes. The -- the data that I had referenced 12:25:25
5 was actually put into Maptitude. This is not what was 12:25:32
6 necessarily put into Maptitude. 12:25:36
7 Q Understood. 12:25:39
8 So Ray also sent you data that could be put 12:25:40
9 into Maptitude. Did you also receive this -- this 12:25:43
10 document from Ray that's Exhibit 2? 12:25:47
11 A I -- yes, I have seen this document. 12:25:55
12 Q Okay. And just to confirm, you received it 12:26:00
13 from Ray DiRossi, correct? 12:26:05
14 A Yes. 12:26:07
15 MR. FU: Okay. Gabriel, you can take that 12:26:09
16 down. Thank you. 12:26:13
17 Q Okay. I just want to ask you a few questions 12:26:15
18 about Mr. DiRossi now that we're on the topic. 12:26:20
19 Did you and Mr. DiRossi work together, you 12:26:26
20 know, to -- to prepare maps to propose to the 12:26:26
21 Commission? 12:26:32
22 A Yes. 12:26:32
23 Q And what was the division of responsibilities 12:26:33
24 between you and Mr. DiRossi? 12:26:37
25 A Could you clarify your question? 12:26:42

1 Q Sure. You know, more generally -- let's start 12:26:46
2 with the more general question. Did you have a division 12:26:49
3 of responsibilities between you and Mr. DiRossi for 12:26:53
4 drawing maps? 12:26:56

5 A No, I wouldn't -- I wouldn't say we had a 12:27:00
6 division of responsibilities. 12:27:04

7 Q So both of you drew both House maps and Senate 12:27:07
8 maps then, correct? 12:27:11

9 A Generally, yes. 12:27:14

10 Q And did you coordinate your work -- sorry. 12:27:22
11 Strike that question. 12:27:27

12 What was the -- what was the setup that you 12:27:28
13 had in the office with computers and maps? Were you in 12:27:32
14 a workstation in the same room as Mr. DiRossi? 12:27:36

15 A Yes. 12:27:42

16 Q So you could just communicate with Dr. DiRossi 12:27:45
17 directly by speaking as you were working on drawing 12:27:48
18 maps, correct? 12:27:52

19 A Yes. 12:27:53

20 Q When you were working with Mr. DiRossi on 12:27:54
21 these maps, did you discuss the political data that was 12:27:58
22 available on the Dataview? 12:28:03

23 A I -- I don't recall to -- yes, I would say we 12:28:07
24 did. But I would say most of our conversations were 12:28:14
25 about geography. 12:28:17

1 Q Okay. Shifting topics a little bit, did you 12:28:38
2 ever have direct discussions with -- with Senate 12:28:42
3 President Matt Huffman about your progress in drawing 12:28:48
4 maps? 12:28:52
5 A So I would be -- what I recall is addressing 12:28:57
6 the Speaker and -- on my progress and that, in some 12:29:03
7 cases, the Senate President was physically there also. 12:29:09
8 Q Okay. Got it. So you -- you would directly 12:29:15
9 address the Speaker in giving these updates, but 12:29:18
10 sometimes President Huffman was present, correct? 12:29:22
11 A Yes. 12:29:27
12 Q Did Mr. DiRossi ever inform you of -- of 12:29:27
13 feedback about, you know, how to change maps from 12:29:33
14 President Huffman? 12:29:36
15 A Not -- not that I recall specifically, no. 12:29:42
16 Q And did you ever receive any directions from 12:29:48
17 Senate President Huffman about your work in drawing 12:29:53
18 maps? 12:29:57
19 A Not that I recall, no. 12:30:01
20 Q As you were drawing the maps both for, you 12:30:05
21 know, the proposed map on 9/9 and 9/16, did you ever 12:30:09
22 discuss your work on that with Auditor Keith Faber? 12:30:14
23 A No. 12:30:22
24 Q Did you ever discuss with any of Auditor 12:30:23
25 Faber's staffers? 12:30:30

1	A	No.	12:30:32
2	Q	Similar questions. When you were preparing	12:30:32
3		maps, did you ever discuss your work with Secretary	12:30:35
4		LaRose?	12:30:43
5	A	No.	12:30:44
6	Q	Did you ever discuss with any of Secretary	12:30:44
7		Frank LaRose's staffers?	12:30:48
8	A	No.	12:30:51
9	Q	When you were working on the maps, did you	12:30:52
10		ever discuss with Governor Mike DeWine?	12:30:54
11	A	No.	12:31:02
12	Q	Did you ever discuss with any of Governor	12:31:02
13		DeWine's staffers?	12:31:07
14	A	No.	12:31:08
15	Q	When you were working on the maps, did you	12:31:14
16		ever discuss your work with Senator Vernon Sykes?	12:31:16
17	A	No.	12:31:27
18	Q	Did you ever discuss with any of Senator	12:31:27
19		Sykes's staffers?	12:31:32
20	A	No.	12:31:36
21	Q	Did you ever -- when you were working on these	12:31:36
22		maps, did you ever discuss any of your work with Leader	12:31:38
23		Amelia Sykes?	12:31:41
24	A	No.	12:31:41
25	Q	Did you ever discuss with any of Leader	12:31:42

1 Sykes's staffers? 12:31:45

2 A Not directly, no. 12:31:49

3 Q Did you have indirect discussion with Leader 12:31:55

4 Sykes's staffers? 12:32:01

5 A I received inquiries from Leader Sykes's staff 12:32:04

6 indirectly. 12:32:13

7 Q Who did you receive those inquiries from? 12:32:13

8 A I received them from Paul Disantis. 12:32:17

9 Q And did you respond to those inquiries? 12:32:22

10 A No. 12:32:26

11 Q Were you ever invited to participate in 12:32:30

12 conversations with staffers for either Senator Sykes or 12:32:33

13 Leader Sykes? 12:32:40

14 A No. 12:32:41

15 And if I could clarify the previous question, 12:32:43

16 the reason why I didn't respond was because I received 12:32:46

17 the inquiry minutes before the Commission was -- was to 12:32:49

18 convene on the 15th. We -- Paul received a inquiry from 12:32:58

19 Leader Sykes's staff minutes before the Commission was 12:33:04

20 to convene. Just to clarify for the record. 12:33:09

21 Q Okay. Thank you. 12:33:11

22 Were you ever invited to participate in 12:33:18

23 conversations with staffers for any member of the 12:33:21

24 Commission other than in conversations with Ray DiRossi? 12:33:24

25 A Could you clarify the timeline? Are we still 12:33:32

1 talking between 9 and -- 9/9 and 9/15? 12:33:37

2 Q Correct. 12:33:42

3 A No. 12:33:45

4 Q Before September 9th, were you invited to 12:33:47

5 participate in conversations with staffers for any 12:33:52

6 members of the Commission other than Dr. DiRossi? 12:33:55

7 A Not -- not specific to staffers, no. 12:34:00

8 MR. FU: Okay. Gabriel, can you please pull 12:34:19

9 up tab 8? 12:34:21

10 AV TECHNICIAN: Just a moment, please. 12:34:26

11 (Deposition Exhibit 3 was marked for 12:34:26

12 identification.) 12:34:32

13 Q And, Blake, just so you know, there's going to 12:34:32

14 be a break soon. So I know we've been going for a 12:34:35

15 while. 12:34:39

16 MR. FU: Gabriel, can you go to the top -- the 12:34:44

17 very top of this document. 12:34:46

18 Q Okay. Are you familiar with this Article XI, 12:34:49

19 Section 8(C)(2) statement? 12:34:54

20 A Correct. 12:34:56

21 Q And this is the -- the statement that was 12:34:56

22 issued by -- by the Commission pursuant to Article XI, 12:35:01

23 Section 8(C)(2), correct? 12:35:05

24 A Yes. 12:35:07

25 Q Did you have any role in the preparation of 12:35:09

1	this statement?	12:35:12
2	A No.	12:35:15
3	Q So you did not draft any portion of this --	12:35:18
4	this statement?	12:35:21
5	A No.	12:35:23
6	Q Were you asked by anyone to provide any input	12:35:24
7	in -- in the preparation of this statement?	12:35:27
8	A Not that I recall.	12:35:33
9	Q Did you see this statement prior to it being	12:35:35
10	issued?	12:35:38
11	A Yes.	12:35:41
12	Q When did you see this statement prior to its	12:35:42
13	issuance?	12:35:45
14	A It was on the 5th -- it was on the 15th. I	12:35:48
15	don't recall exactly other than that.	12:35:52
16	Q And were there any changes made to the	12:35:54
17	statement between when -- when you first saw it and when	12:35:57
18	it issued?	12:36:00
19	A Not that I recall.	12:36:06
20	Q Okay. Thank you.	12:36:10
21	MR. FU: Gabriel, you can take that down.	12:36:11
22	And, Blake, if it's all right with you, I'd	12:36:13
23	like to take a break.	12:36:16
24	MR. STRACH: How long do you want to take,	12:36:19
25	Yale?	12:36:22

Transcript of Blake Springhetti
Conducted on October 20, 2021

63

1	MR. FU: Can we just come back here at 3:45	12:36:22
2	Eastern?	12:36:26
3	MR. STRACH: Okay. Let me just note, I think	12:36:29
4	we've been sort of on the record for about an hour and	12:36:31
5	35 minutes, and we've agreed to a two-hour deposition.	12:36:37
6	So I'm just going to track that time, if that's okay.	12:36:40
7	MR. FU: Understood.	12:36:43
8	MR. STRACH: Okay. That's fine.	12:36:45
9	THE VIDEOGRAPHER: Please stand by.	12:36:45
10	MR. STRACH: We'll come back at 3:45.	12:36:46
11	THE VIDEOGRAPHER: The time is 12:36 p.m. We	12:36:50
12	are going off the record.	12:36:52
13	We are off the record.	12:36:54
14	(A recess ensued from 12:36 p.m. to	12:36:55
15	12:45 p.m.)	12:45:42
16	THE VIDEOGRAPHER: The time is 12:45 p.m. We	12:45:43
17	are now back on the record.	12:45:46
18	MR. FU: All right. No more questions from	12:45:47
19	me, Blake. Thank you so much for your time. And I'll	12:45:50
20	cede the rest of the -- the remaining time to counsel	12:45:56
21	for the other relators in the case. Thanks again.	12:46:00
22	THE WITNESS: Okay. Thank you.	12:46:01
23	MR. STRACH: See if anybody else has any	12:46:04
24	questions.	12:46:06
25	MR. FU: Does anyone else have any questions?	12:46:06

1	EXAMINATION	12:46:06
2	BY MR. MCTIGUE:	12:46:06
3	Q This is Don McTigue. I have just a few	12:46:09
4	questions, Mr. Springhetti.	12:46:12
5	Article XI on the Constitution of	12:46:19
6	Redistricting, it also has a Section 6. Have you read	12:46:22
7	Section 6?	12:46:26
8	A Yes.	12:46:27
9	Q Okay. Now, did you ever have any	12:46:27
10	conversations with Speaker Cupp about Section 6 in	12:46:35
11	connection with the drawing of the maps for this current	12:46:42
12	cycle?	12:46:47
13	A Yes.	12:46:52
14	Q Okay. And what was said during those	12:46:53
15	conversations?	12:47:01
16	A What I recall is discussing the relevant	12:47:05
17	elections.	12:47:09
18	Q The relevant elections being what?	12:47:12
19	A What they are.	12:47:16
20	Q Okay. Could you -- you mean by year?	12:47:22
21	Election -- certain years of elections or elections	12:47:27
22	being statewide versus local? What was discussed?	12:47:30
23	A Yes. Statewide elections and which elections	12:47:34
24	specifically are contemplated in that section.	12:47:41
25	Q I see. And what was it that Speaker Cupp said	12:47:44

1 was contemplated in terms of those elections by that 12:47:50
2 section? 12:47:55

3 A Could you restate the question? There was a 12:47:57
4 lag in the middle to late part of your question. 12:48:00

5 Q Sure. So what -- what elections were 12:48:03
6 specified by Speaker Cupp as being relevant to 12:48:10
7 Section 6? 12:48:17

8 A The statewide elections from 2012 to 2020. 12:48:21

9 Q Okay. Did you ever have any conversations 12:48:29
10 with Speaker Cupp about any attempt to comply with 12:48:34
11 Section 6? 12:48:41

12 A Yes. 12:48:47

13 Q Okay. And what was that conversation? 12:48:48

14 A In the Speaker and the Commission's pursuit of 12:48:54
15 a ten-year map, the instructions that I mentioned 12:49:01
16 previously as it relates to drawing House districts was 12:49:05
17 a lot of that discussion. 12:49:08

18 Q I'm sorry. I'm not quite following that 12:49:14
19 answer. Specifically, what did Speaker Cupp say about 12:49:17
20 Section 6? 12:49:24

21 A Okay. Thank you for the clarification. 12:49:27

22 As it relates to what he said about Section 6, 12:49:31
23 I would reference the Section 8 statement that was 12:49:35
24 approved by the Commission. 12:49:43

25 Q Okay. Did you ever have any conversation with 12:49:45

1 Speaker Cupp about the meaning of the word "attempt" as 12:49:51
2 used in Section 6? 12:49:55

3 A I would again reference the Section 8 12:49:59
4 statement as it was approved by the Commission. 12:50:05

5 Q Okay. But my question is whether you had a 12:50:09
6 conversation with Speaker Cupp about that. I mean, we 12:50:11
7 can read the statement. 12:50:16

8 A I did not have a discussion about the term 12:50:20
9 "attempt." 12:50:23

10 Q Okay. Now, did you ever have a conversation 12:50:25
11 with President Huffman regarding the meaning of the word 12:50:31
12 "attempt" as used in Section 6? 12:50:39

13 A Not that I recall. 12:50:41

14 Q Did you ever have a conversation with 12:50:46
15 Mr. DiRossi regarding the meaning of the word "attempt" 12:50:50
16 as used in Section 6? 12:50:53

17 A Not that I recall. 12:50:57

18 Q And in drawing the maps -- as I understood 12:51:02
19 your earlier testimony, in drawing the maps -- 12:51:06
20 Sorry about that. My dog. You -- he's been 12:51:11
21 so good just till now. 12:51:16
22 You did not make any attempt to factor in 12:51:20
23 Section 6 in the maps you drew, correct? 12:51:24

24 A I would again reference the Section 8 12:51:28
25 statement that was approved by the Commission in its 12:51:34

1 attempt to comply with Section 6. 12:51:37

2 Q Did -- did you have conversations with anyone 12:51:47

3 else other than the individuals I've already asked you 12:51:52

4 about regarding the requirements of Section 6? 12:51:55

5 A Not that I recall, no. 12:52:06

6 MR. MCTIGUE: Okay. I have no further 12:52:15

7 questions. Thank you. 12:52:17

8 EXAMINATION 12:52:17

9 BY MS. STEWART: 12:52:17

10 Q I have just a couple more questions, Blake. 12:52:23

11 My name is Danielle Stewart. It's been a long time 12:52:28

12 since we've been introduced at the beginning of this. 12:52:31

13 So I appreciate your time. 12:52:35

14 I think you stated earlier that you received 12:52:36

15 the census data in August; is that correct? 12:52:38

16 A Yes. 12:52:46

17 Q And I believe you also testified that that was 12:52:46

18 the necessary data you were waiting on to actually start 12:52:47

19 drawing maps; is that correct? 12:52:53

20 A Could -- could you restate the question? 12:52:55

21 There was a -- a lag in the beginning part of your 12:52:57

22 question. 12:52:59

23 Q Sure. I believe you also said that the census 12:53:00

24 data you were waiting on was -- was necessary data, is 12:53:06

25 that correct, for drawing the maps? 12:53:10

1 A Yes, the census data is what was necessary to 12:53:12
2 draw maps. Yes. 12:53:16
3 Q And what -- what part of that data was the 12:53:17
4 necessary part of that data that was incorporated? 12:53:20
5 A The population data. 12:53:23
6 Q And that was included in both the 12:53:25
7 September 9th and the 15th maps? 12:53:29
8 A Yes. 2020 census population data was included 12:53:34
9 in the 9/9 and the 9/15 map, yes. 12:53:38
10 Q And the census data is -- was the only way you 12:53:43
11 could get that information? 12:53:48
12 A Yes. As far as I know, yes. 12:53:53
13 Q But are you sure about that, or -- or is that 12:53:56
14 speculation? 12:53:59
15 A As far as I know, I can only get 2020 census 12:54:03
16 data from the 2020 census. 12:54:07
17 Q Okay. Was anyone other -- any of the other 12:54:09
18 Commissioners invited to look at the map besides 12:54:18
19 President Huffman or Speaker Cupp as you were drawing 12:54:22
20 it? 12:54:26
21 A Could you clarify which map you're 12:54:26
22 referencing? 12:54:30
23 Q Sure. We'll start with the September 9th one. 12:54:30
24 Were any of the other Commissioners invited to view the 12:54:35
25 map as it was in progress? 12:54:43

1	A	No. Not that I recall, no.	12:54:43
2	Q	And what about after the -- the 9th, in	12:54:45
3		between the 9th and the 15th? Was any of the other	12:54:47
4		Commissioners invited to view the map?	12:54:52
5	A	The -- the proposed 9/15 map was actually	12:54:57
6		shared with members of the Commission.	12:55:03
7	Q	Sorry. Between -- all right. Never mind.	12:55:09
8		And -- and we've sort of discussed at length	12:55:14
9		that you reviewed parts of Article XI when drafting the	12:55:18
10		map. Were there any other sections of the Ohio	12:55:23
11		Constitution that you referenced when drawing the map?	12:55:27
12	A	I was instructed to look at the mandatory	12:55:33
13		requirements of -- of Article XI.	12:55:37
14	Q	Okay. So you wouldn't have looked at, like,	12:55:39
15		Article I of the Ohio Constitution?	12:55:43
16	A	Correct.	12:55:46
17	Q	Did you ever have conversations with any of	12:55:54
18		the incumbent legislators regarding the map drawing	12:55:57
19		process besides Speaker Cupp?	12:56:05
20	A	Could you clarify what you mean by "process"?	12:56:06
21	Q	Sure. Prior to September 9, have you had	12:56:08
22		personal conversations with any incumbent legislators	12:56:16
23		regarding the map drawing?	12:56:25
24	A	Yes.	12:56:28
25	Q	And who were those individuals?	12:56:29

Transcript of Blake Springhetti
Conducted on October 20, 2021

70

1 A We -- myself and the Speaker had conversations 12:56:34
2 with some incumbent members, as their geography in the 12:56:42
3 proposed map on the 9th would be significantly 12:56:53
4 different. And the Speaker wanted to make them aware of 12:56:56
5 that before the map was -- was rolled out. 12:57:00
6 Q Understood. 12:57:04
7 Do you recall who those specific individuals 12:57:06
8 were? 12:57:08
9 A I recall -- yeah. I recall some, yes. 12:57:14
10 Q Who were they? 12:57:18
11 A Tracy Richardson, Diane Grendell, Cindy 12:57:21
12 Abrams, and Jon Cross. That's -- that's the 12:57:38
13 conversations I recall. 12:57:42
14 Q And did any of those members provide any kind 12:57:43
15 of feedback on the map? 12:57:48
16 A Yes. 12:57:51
17 Q And what was that -- let's start with Tracy 12:57:53
18 Richardson. What -- did she provide feedback? 12:57:58
19 A Yes. 12:58:02
20 Q What was that feedback? 12:58:02
21 A She did not like the changes. 12:58:06
22 Q Was -- was her feedback incorporated into the 12:58:10
23 final version that -- on the September 15th? 12:58:14
24 A No. 12:58:19
25 Q What about Diane? Was -- did -- or what 12:58:21

1 feedback did she provide? 12:58:25

2 A She did not like the changes. 12:58:28

3 Q All right. And was anything changed regarding 12:58:31

4 her district between then and the final version? 12:58:34

5 A Yes. It became even more Democrat-leaning. 12:58:38

6 Q And what about Cindy Abrams? What feedback 12:58:42

7 did she provide? 12:58:49

8 A She did not like the changes. 12:58:50

9 Q And was anything changed with regard to her 12:58:52

10 district in the final version? 12:58:55

11 A No. 12:59:00

12 Q And what about Jon Cross? What was the 12:59:01

13 feedback he provided? 12:59:05

14 A He did not like the changes. 12:59:07

15 Q And was his district changed at all in the 12:59:09

16 final version of the map? 12:59:13

17 A No. 12:59:15

18 MS. STEWART: I believe that is all of the 12:59:24

19 questions I have, so I will cede my time to any of the 12:59:26

20 other relators if they have questions. 12:59:30

21 THE WITNESS: So I have -- I have one more -- 12:59:42

22 one more clarifying thing. 12:59:43

23 MR. STRACH: Okay. All right. 12:59:47

24 THE WITNESS: There were -- I just remembered 12:59:48

25 one other discussion that I had on -- as far as 12:59:49

1 incumbents. They -- they did not like the changes. So 12:59:52
2 just wanted to clarify that. 13:00:03
3 Q I appreciate it. I actually have one 13:00:06
4 additional question. 13:00:09
5 I believe you had said you didn't personally 13:00:11
6 really use the 2012 and 2014 data that was in the 13:00:14
7 system. Was that correct? 13:00:18
8 A The -- the '12 and '14 data did not come 13:00:20
9 with -- with Maptitude. 13:00:25
10 Q Right. Sorry. But when -- when it was added 13:00:27
11 to the system, I believe you testified when you were 13:00:31
12 looking at the data screen, that the 2012 and 2014 data 13:00:34
13 wasn't something you paid attention to. Was that 13:00:39
14 correct? 13:00:42
15 A It's something that I paid attention to, but 13:00:43
16 it was not the -- the years that were being negotiated 13:00:47
17 amongst the Commission members. 13:00:52
18 Q Okay. But you did look at those years when 13:00:54
19 you looked at some of the Article VI conversations that 13:00:57
20 you were having with Cupp; is that correct? 13:01:02
21 A I -- I don't recall referencing just -- just 13:01:09
22 '12 and '14 in those discussions. 13:01:13
23 Q Sorry. Let me clarify. The 2012, 2014, 2016, 13:01:20
24 2018, and 2020 were among those -- the datasets that you 13:01:26
25 had conversations with Cupp about? 13:01:32

1 A Yes. We had discussions about the -- as I 13:01:36
2 mentioned, the relevant races, yes. 13:01:40

3 MS. STEWART: That's it. Thank you. 13:01:46

4 FURTHER EXAMINATION 13:01:46

5 BY MR. MCTIGUE: 13:01:46

6 Q And this is Don McTigue. I do have a 13:01:53
7 follow-up question as well. 13:01:57

8 Regarding the data you used in drawing the 13:02:00
9 September 9th map, you mentioned, you know, election 13:02:03
10 data that you imported. Was that -- and you mentioned 13:02:06
11 how, on the screen, it would show the percentage 13:02:14
12 Democrat, percentage Republican. Is the data the number 13:02:17
13 of votes received by Democrat candidate for House, 13:02:23
14 Democrat candidate for statewide, or, you know, what did 13:02:27
15 this percentage represent? 13:02:31

16 A It would be a -- the result, the percentage 13:02:35
17 result, not votes cast. 13:02:39

18 Q Okay. So when we say, like, "percentage 13:02:47
19 result," that would mean -- well, you're looking at this 13:02:50
20 data -- let me -- let me start that question over. 13:02:56

21 You're looking at this data based on a 13:03:00
22 legislative district line or potential line, right? And 13:03:03
23 it's giving you percentages of Democrat and Republican 13:03:09
24 based on hypothetical lines. So you don't -- so -- so 13:03:12
25 you would -- basically, would generate who would have 13:03:20

1 won the election if the election had been just within 13:03:24
2 that district under -- you know, under those 13:03:28
3 hypothetical lines? 13:03:33
4 A I -- I wouldn't say that it would show who 13:03:38
5 would have won the -- the legislative race. 13:03:42
6 Q Okay. You only looked at, though -- that -- 13:03:52
7 or that data was only the data on election results for 13:03:54
8 legislative races, correct? Not statewide? 13:04:01
9 A No. Your -- no. Your -- your question was of 13:04:06
10 the proposed lines, who would have won the races, that 13:04:11
11 race? And I would say that just because of the lines, I 13:04:18
12 would not say that -- that the percentages would 13:04:21
13 indicate who would win that legislative race. The data 13:04:24
14 we used -- 13:04:31
15 Q I -- I understand. 13:04:28
16 A -- was -- was statewide data. 13:04:29
17 Q Okay. When you say "statewide," you're just 13:04:33
18 talking about statewide races or just data from across 13:04:36
19 the state on legislators? 13:04:46
20 A Sure. The -- the statewide -- the relevant 13:04:47
21 statewide races contemplated in Section 6 was the data. 13:04:51
22 Q Okay. 13:04:51
23 A I was just clarifying that the percentages 13:04:56
24 doesn't necessarily mean someone or party would win is 13:04:59
25 my clarification. 13:05:02

Transcript of Blake Springhetti
Conducted on October 20, 2021

75

1	Q	Yes. No, I get that. Okay.	13:05:03
2	A	Yeah.	13:05:05
3		MR. MCTIGUE: Okay. Thank you. That's all	13:05:07
4		the questions I had. Thank you.	13:05:08
5		MR. FU: This is Yale Fu. No further	13:05:12
6		questions from me.	13:05:14
7		MR. STRACH: Okay. Don, I think -- I think	13:05:20
8		he's technically your witness because of your subpoena.	13:05:22
9		Are we free to release the witness?	13:05:26
10		MR. MCTIGUE: Yes, you are.	13:05:29
11		MR. STRACH: All right. Thank you. We'll	13:05:31
12		see --	13:05:32
13		THE VIDEOGRAPHER: Please stand by.	13:05:32
14		MR. STRACH: -- you all later.	13:05:32
15		MS. STEWART: Thank you.	13:05:34
16		THE VIDEOGRAPHER: The time is 1:05 p.m. We	13:05:36
17		are going off the record.	13:05:36
18		This completes today's deposition. We are off	13:05:41
19		the record.	13:05:44
20		Thank you, everyone.	13:05:45
21		(The deposition concluded at 1:13 p.m.)	13:05:45
22			
23			
24			
25			

CERTIFICATE OF SHORTHAND REPORTER

I, Charlotte Lacey, the officer before whom the foregoing deposition was taken, do hereby certify that the foregoing transcript is a true and correct record of the testimony given; that said testimony was taken by me stenographically and thereafter reduced to typewriting under my direction; that reading and signing was not requested; and that I am neither counsel for, related to, nor employed by any of the parties to this case and have no interest, financial or otherwise, in its outcome.

IN WITNESS WHEREOF, I have hereunto subscribed my hand this 20th of October, 2021.



Charlotte Lacey, RPR, CSR #14224

Transcript of Blake Springhetti
 Conducted on October 20, 2021

A			
able	actually	12:15	20:23, 21:3,
12:10, 48:3	33:14, 47:6,	agreed	21:20
about	48:1, 56:5,	63:5	among
14:10, 15:12,	67:18, 69:5,	aide	72:24
15:17, 15:20,	72:3	23:3, 23:4,	amongst
16:9, 16:16,	adapt	23:11, 23:17	72:17
16:19, 17:3,	40:20	akron	amount
18:16, 30:20,	add	41:9	36:18
30:21, 32:21,	47:2	al	analysis
34:1, 34:10,	added	1:4, 1:8, 4:2,	14:7, 48:11,
39:16, 40:7,	72:10	7:4, 7:5, 7:19	48:20, 49:10,
41:8, 42:21,	addition	all	49:12
43:6, 43:12,	14:1, 17:14	9:16, 12:15,	another
49:4, 51:9,	additional	26:5, 26:25,	22:14, 54:21
56:18, 57:25,	72:4	27:5, 40:11,	answer
58:3, 58:13,	address	53:4, 62:22,	11:17, 11:19,
58:17, 63:4,	9:18, 50:8,	63:18, 69:7,	12:24, 12:25,
64:10, 65:10,	58:9	71:3, 71:15,	29:22, 30:6,
65:19, 65:22,	addressing	71:18, 71:23,	65:19
66:1, 66:6,	58:5	75:3, 75:11,	answering
66:8, 66:20,	adjustments	75:14	11:18
67:4, 68:13,	41:8, 41:25	allow	answers
69:2, 70:25,	admissibility	50:16	12:15
71:6, 71:12,	8:12	almost	anticipate
72:25, 73:1,	after	24:25	12:11
74:18	19:7, 20:13,	alora	any
abrams	20:17, 21:8,	5:14	12:9, 12:16,
70:12, 71:6	21:16, 21:20,	already	12:18, 16:24,
access	22:16, 23:16,	67:3	17:7, 17:23,
50:12	23:19, 31:12,	also	24:13, 24:20,
accurate	31:16, 32:3,	5:11, 14:2,	27:18, 32:12,
12:10	32:7, 33:15,	18:10, 18:12,	32:17, 33:4,
accurately	34:5, 34:11,	22:19, 25:13,	33:9, 33:10,
11:24	37:3, 37:5,	28:16, 31:7,	36:1, 37:8,
achieve	40:10, 69:2	32:5, 41:15,	39:3, 39:5,
40:15, 50:7	afternoon	46:4, 46:16,	40:13, 40:18,
acknowledge	9:4	47:2, 49:23,	41:4, 45:13,
8:9, 8:21	again	51:17, 56:8,	45:21, 50:15,
aclu	9:7, 23:23,	56:9, 58:7,	51:8, 53:1,
5:13, 5:14	24:3, 24:6,	64:6, 67:17,	53:14, 54:11,
acquainted	43:7, 43:8,	67:23	54:18, 54:24,
33:22	47:15, 50:6,	alto	55:3, 58:16,
across	53:18, 54:20,	3:10, 3:11	58:24, 59:6,
74:18	55:1, 55:7,	always	59:12, 59:18,
actual	63:21, 66:3,	45:7, 45:8	59:22, 59:25,
43:19	66:24	amelia	60:23, 61:5,
	agree	59:23	61:25, 62:3,
	11:23, 12:14,	americans	62:6, 62:16,
		20:19, 20:20,	

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>63:23, 63:25, 64:9, 65:9, 65:10, 65:25, 66:22, 68:17, 68:24, 69:3, 69:10, 69:17, 69:22, 70:14, 71:19, 76:10 anybody 63:23 anyone 14:22, 15:6, 15:8, 15:11, 15:17, 18:2, 18:3, 18:6, 18:10, 22:3, 37:14, 37:19, 37:23, 38:4, 38:14, 42:14, 49:2, 49:8, 49:11, 51:2, 51:8, 51:21, 62:6, 63:25, 67:2, 68:17 anything 13:14, 14:4, 17:5, 19:24, 71:3, 71:9 appreciate 14:16, 19:24, 43:22, 67:13, 72:3 approved 65:24, 66:4, 66:25 april 29:18, 29:20, 29:23 around 39:24 arrangement 26:15 article 6:15, 34:14, 34:16, 34:21, 34:23, 34:24, 35:8, 35:9, 35:16, 36:3,</p>	<p>36:16, 40:12, 48:13, 61:18, 61:22, 64:5, 69:9, 69:13, 69:15, 72:19 aside 17:23 asked 29:1, 29:2, 29:5, 29:9, 29:10, 29:12, 29:15, 29:16, 29:23, 29:25, 30:3, 32:13, 49:16, 49:19, 50:20, 50:24, 62:6, 67:3 asking 11:15, 15:14, 29:11, 30:11, 30:12, 30:15, 34:1, 50:2 aspect 16:24 assembly 26:5 assignment 13:23, 14:1, 14:8 assume 12:20 attempt 12:19, 65:10, 66:1, 66:9, 66:12, 66:15, 66:22, 67:1 attempts 18:6 attend 33:9 attention 72:13, 72:15 attorney 5:5, 7:23 auditor 5:3, 7:24, 58:22, 58:24 august 13:8, 34:5,</p>	<p>34:7, 35:20, 67:15 av 5:16, 10:5, 55:14, 61:10 available 33:6, 37:3, 43:5, 43:11, 44:2, 44:7, 54:15, 54:17, 54:23, 57:22 avenue 4:22 aware 16:21, 26:23, 70:4 away 21:16, 47:5</p> <hr/> <p style="text-align: center;">B</p> <hr/> <p>back 6:14, 10:16, 12:12, 13:6, 13:11, 13:12, 13:20, 14:2, 14:4, 14:15, 21:9, 21:12, 21:20, 32:11, 33:14, 63:1, 63:10, 63:17 background 18:17 barron 38:12, 51:20 based 8:12, 40:21, 54:8, 73:21, 73:24 basically 13:7, 73:25 became 33:15, 71:5 because 22:13, 60:16, 74:11, 75:8 become 23:22, 28:24, 32:9, 32:24</p>	<p>been 9:25, 11:6, 12:14, 14:10, 26:3, 26:5, 35:23, 55:21, 61:14, 63:4, 66:20, 67:11, 67:12, 74:1 before 2:6, 9:25, 10:12, 11:6, 11:17, 11:19, 35:22, 35:23, 51:16, 60:17, 60:19, 61:4, 70:5, 76:3 began 34:18, 34:19 begin 30:18, 33:16 beginning 23:14, 47:16, 53:19, 67:12, 67:21 begins 7:2 begun 30:14 behalf 3:2, 3:14, 4:2, 4:9, 4:17, 5:2, 7:14, 7:15, 7:18, 7:21, 7:23, 8:2 being 12:11, 15:15, 15:17, 16:4, 16:9, 17:3, 17:14, 32:13, 36:13, 37:13, 37:18, 38:14, 39:17, 44:2, 62:9, 64:18, 64:22, 65:6, 72:16 believe 20:25, 26:25, 27:5, 52:2,</p>
--	---	--	--

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>52:14, 67:17, 67:23, 71:18, 72:5, 72:11 bender 3:6 bennett 3:14, 7:16 besides 68:18, 69:19 best 11:14, 11:16, 11:18 between 40:7, 42:12, 49:24, 54:10, 56:24, 57:3, 61:1, 62:17, 69:3, 69:7, 71:4 bit 58:1 blake 1:12, 2:1, 6:3, 6:12, 7:3, 8:14, 9:11, 9:13, 9:15, 9:16, 9:25, 10:10, 10:20, 10:24, 13:3, 14:22, 18:19, 55:17, 55:22, 61:13, 62:22, 63:19, 67:10 block 13:23, 14:1, 14:8 both 29:4, 57:7, 58:20, 68:6 boundaries 45:5, 45:10 brady 3:6 break 61:14, 62:23 brendan 5:15, 7:8 bria 3:14, 7:16</p>	<p>bring 17:7 bringing 50:9 broad 5:7 budget 24:8, 24:10, 24:12, 24:19, 24:23, 25:2, 25:4, 25:8 budgets 24:11, 27:12, 27:15, 27:16 building 31:3, 31:6, 31:7, 39:13 bulk 27:20 bureau 31:1, 31:2, 31:5, 31:8 burling 3:8, 7:13 butchello 16:2</p> <hr/> <p style="text-align: center;">C</p> <hr/> <p>c) (3 20:25 california 2:8, 3:11 call 43:17, 43:18, 46:6 came 36:22, 52:10, 52:14, 53:17, 53:21, 54:18 camino 3:9 canal 9:19 candidate 22:6, 22:8, 22:9, 73:13, 73:14 canvas 43:19, 46:6,</p>	<p>46:10, 46:13, 46:19, 46:22, 46:24, 47:1, 50:18, 55:2 capital 27:16 cared 41:8 carey 5:13 carolina 4:23 case 1:3, 5:15, 7:8, 10:25, 17:8, 63:21, 76:10 cases 38:10, 38:24, 58:7 cast 73:17 caucus 21:25, 22:1 cede 63:20, 71:19 cells 47:4 census 33:2, 34:8, 34:11, 67:15, 67:23, 68:1, 68:8, 68:10, 68:15, 68:16 centre 4:5 certain 44:5, 44:6, 64:21 certificate 76:1 certified 2:7 certify 76:4 chance 48:16 change 25:17, 45:5,</p>	<p>45:6, 45:8, 45:9, 58:13 changed 25:17, 45:9, 71:3, 71:9, 71:15 changes 62:16, 70:21, 71:2, 71:8, 71:14, 72:1 charlotte 1:25, 2:6, 8:4, 9:1, 11:10, 76:3, 76:19 chat 18:3 check 13:10 chief 15:22, 16:5, 26:10, 29:3, 30:5, 38:1 christine 16:7, 16:8, 26:11, 26:14, 26:20, 26:25, 27:1, 27:6, 29:4, 30:5, 30:6, 51:7, 51:14 cincinnati 36:18, 36:19, 41:6, 41:16, 41:17 cindy 70:11, 71:6 city 36:17 clarification 28:23, 30:16, 65:21, 74:25 clarify 12:19, 15:13, 29:11, 33:25, 34:23, 36:5, 36:8, 42:23, 45:16, 50:22, 54:6, 56:25,</p>
--	---	---	--

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>60:15, 60:20, 60:25, 68:21, 69:20, 72:2, 72:23 clarifying 17:17, 25:15, 71:22, 74:23 clark 4:11 clear 24:17, 46:23 clearly 11:13 cleveland 42:5, 42:6 click 33:21 clicked 33:21 clock 39:24 collaborative 4:2, 7:19 collect 14:15, 14:18 college 21:15 colombo 3:16 color 50:18 columbus 3:18, 4:14, 5:8, 9:19, 18:22 come 63:1, 63:10, 72:8 commission 1:8, 4:9, 7:5, 8:2, 13:16, 13:18, 13:23, 13:25, 14:5, 28:9, 28:13, 28:17, 35:23, 44:25, 48:6, 49:17, 50:6, 53:7, 54:6, 54:8, 54:11,</p>	<p>56:21, 60:17, 60:19, 60:24, 61:6, 61:22, 65:24, 66:4, 66:25, 69:6, 72:17 commission's 44:9, 65:14 commissioners 68:18, 68:24, 69:4 communicate 57:16 compensation 31:2, 31:5, 31:8 complete 11:16, 11:18, 12:10, 34:1, 34:3, 48:11, 48:19 completes 75:18 comply 34:13, 34:15, 34:20, 35:6, 36:2, 36:15, 40:11, 65:10, 67:1 computer 17:15, 39:10, 42:19, 54:19, 54:25 computers 57:13 concept 40:25, 41:3, 41:7, 41:12, 41:21 concepts 40:16, 40:18, 40:20, 41:4, 41:25, 42:8, 50:8 concluded 75:21 conducted 1:13, 2:2</p>	<p>conference 12:3, 15:3, 17:14, 18:11 confirm 56:12 congratulations 20:10 connection 64:11 consider 29:12, 29:15, 29:16, 29:23, 29:24 constitution 34:25, 35:8, 48:13, 64:5, 69:11, 69:15 constitutional 5:6 contained 41:15 contemplated 48:12, 64:24, 65:1, 74:21 contiguous 41:17, 41:18 continue 19:7 continuous 41:18 contracts 52:11 convene 60:18, 60:20 conversation 14:19, 65:13, 65:25, 66:6, 66:10, 66:14 conversations 57:24, 60:12, 60:23, 60:24, 61:5, 64:10, 64:15, 65:9, 67:2, 69:17, 69:22, 70:1, 70:13, 72:19, 72:25 coordinate 57:10</p>	<p>correct 10:6, 10:7, 15:4, 15:5, 17:15, 17:21, 22:10, 22:21, 23:9, 25:8, 25:11, 25:25, 26:3, 26:6, 28:10, 28:21, 29:7, 31:9, 32:19, 33:11, 33:12, 34:9, 34:21, 34:25, 35:9, 35:24, 37:3, 37:6, 39:10, 45:3, 45:10, 46:14, 46:19, 47:1, 47:14, 47:21, 48:18, 48:19, 49:21, 51:25, 52:2, 52:5, 54:1, 54:2, 54:5, 56:13, 57:8, 57:18, 58:10, 61:2, 61:20, 61:23, 66:23, 67:15, 67:19, 67:25, 69:16, 72:7, 72:14, 72:20, 74:8, 76:5 correcting 27:8 correspondence 25:13 could 9:17, 10:10, 10:15, 14:14, 15:13, 19:1, 24:15, 28:2, 29:11, 30:10, 33:25, 36:4, 36:8, 38:19, 39:9, 42:23, 43:7, 45:1, 45:9, 45:11, 46:3, 47:11,</p>
---	---	---	---

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>47:12, 47:15, 47:19, 47:22, 53:18, 54:20, 56:8, 56:25, 57:16, 60:15, 60:25, 64:20, 65:3, 67:20, 68:11, 68:21, 69:20 counsel 7:11, 8:7, 8:11, 8:25, 12:23, 14:15, 63:20, 76:9 counties 43:19 county 40:25, 41:1, 41:9, 41:13, 41:20, 42:3 couple 17:11, 42:17, 67:10 course 24:18, 54:22 courses 33:10 court 1:1, 7:5, 8:3, 11:1, 11:10, 12:6 cover 17:11 covington 3:8, 7:13 create 41:10 cross 70:12, 71:12 csr 1:25, 76:19 cupp 4:18, 7:21, 26:17, 29:4, 34:19, 35:2, 35:17, 36:1, 36:14, 36:23, 37:9, 37:15,</p>	<p>37:24, 39:16, 42:10, 42:15, 46:3, 46:14, 47:1, 49:9, 49:14, 49:19, 50:2, 50:20, 50:24, 51:11, 52:22, 54:18, 54:24, 64:10, 64:25, 65:6, 65:10, 65:19, 66:1, 66:6, 68:19, 69:19, 72:20, 72:25 current 9:17, 9:23, 25:17, 26:8, 27:9, 27:24, 64:11 currently 9:21, 15:3, 18:12, 22:20 cutting 53:19 cuyahoga 42:3 cycle 27:25, 64:12</p> <hr/> <p style="text-align: center;">D</p> <hr/> <p>danielle 4:3, 7:17, 8:18, 67:11 data 33:2, 33:3, 33:20, 34:6, 34:8, 34:11, 42:20, 42:25, 43:5, 43:11, 43:15, 43:23, 44:2, 44:4, 44:5, 44:6, 44:11, 44:12, 44:13, 44:16, 45:14, 45:16, 45:20, 45:22, 47:9, 47:18, 48:2, 49:14,</p>	<p>49:15, 50:3, 51:9, 51:24, 52:4, 52:9, 52:13, 52:16, 52:17, 52:20, 52:23, 53:1, 53:3, 53:8, 53:12, 53:16, 53:20, 53:24, 53:25, 54:4, 54:9, 54:12, 54:15, 54:17, 54:23, 55:3, 55:6, 55:8, 55:10, 55:23, 56:2, 56:4, 56:8, 57:21, 67:15, 67:18, 67:24, 68:1, 68:3, 68:4, 68:5, 68:8, 68:10, 68:16, 72:6, 72:8, 72:12, 73:8, 73:10, 73:12, 73:20, 73:21, 74:7, 74:13, 74:16, 74:18, 74:21 datasets 72:24 dataview 43:18, 43:23, 43:24, 44:3, 44:17, 44:21, 45:2, 45:13, 45:15, 45:21, 46:4, 46:10, 46:17, 46:24, 47:2, 47:4, 50:10, 53:4, 53:5, 53:9, 54:4, 54:16, 54:18, 54:24, 57:22 date 7:6, 35:19 dave's 52:14, 52:17</p>	<p>david 3:5, 5:13 day 7:8, 8:4 dayton 41:13, 41:15, 41:16, 41:17, 41:18 decision 52:15, 52:19 degree 19:16, 20:5 delivering 38:2, 38:5, 38:7 democrat 36:25, 37:3, 40:17, 41:12, 41:20, 42:1, 44:18, 44:23, 45:3, 46:1, 47:10, 47:14, 47:21, 48:8, 48:18, 48:24, 51:1, 51:11, 73:12, 73:13, 73:14, 73:23 democrat-favoring 49:21 democrat-leaning 41:10, 42:2, 49:6, 71:5 democrats 41:1, 41:8, 45:23, 50:8, 50:17, 52:13 depos 7:9, 8:4 deposed 9:25, 11:6, 15:15, 15:17, 16:4, 16:9, 16:11, 16:21, 17:3 deposition 1:12, 2:1, 6:12, 7:3, 7:9, 9:14, 10:4,</p>
--	--	---	--

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>10:8, 13:4, 14:23, 15:9, 15:12, 15:14, 16:16, 16:19, 16:25, 17:12, 17:13, 18:4, 32:1, 55:15, 61:11, 63:5, 75:18, 75:21, 76:4 deputy 24:8, 24:9, 24:12, 24:19, 24:23, 25:2, 25:4, 25:8 derek 23:8, 23:9, 23:12, 23:17 describe 28:2 description 6:11 determination 48:4 determine 47:11, 47:12, 47:19, 48:7, 48:16, 48:22 deviation 44:4 dewine 5:2, 7:24, 59:10 dewine's 59:13 diane 70:11, 70:25 different 12:3, 19:19, 30:17, 38:17, 38:22, 70:4 direct 22:5, 58:2 direction 76:8 directions 30:20, 31:11, 31:16, 32:4,</p>	<p>32:8, 34:10, 36:1, 36:14, 37:8, 40:9, 58:16 directly 39:1, 53:14, 57:17, 58:8, 60:2 director 9:24, 24:8, 24:10, 24:12, 24:19, 24:24, 25:2, 25:4, 25:8, 25:18, 25:21, 25:22, 25:24, 26:9, 27:10 dirossi 16:3, 16:18, 16:19, 16:21, 16:24, 17:3, 38:11, 51:19, 53:21, 56:13, 56:18, 56:19, 56:24, 57:3, 57:14, 57:16, 57:20, 58:12, 60:24, 61:6, 66:15 disantis 15:1, 15:12, 15:21, 18:11, 38:10, 51:6, 51:13, 60:8 discuss 16:15, 16:19, 16:24, 17:2, 57:21, 58:22, 58:24, 59:3, 59:6, 59:10, 59:12, 59:16, 59:18, 59:22, 59:25 discussed 29:6, 47:19, 50:11, 64:22, 69:8 discussing 55:23, 64:16</p>	<p>discussion 60:3, 65:17, 66:8, 71:25 discussions 58:2, 72:22, 73:1 display 42:20, 45:25, 46:9 displayed 43:15, 45:20, 45:22 distantis 5:12 district 36:21, 41:1, 41:11, 41:19, 41:22, 41:23, 41:24, 41:25, 42:1, 42:2, 44:4, 45:1, 45:6, 45:10, 50:16, 71:4, 71:10, 71:15, 73:22, 74:2 districts 36:7, 36:18, 41:7, 41:10, 41:13, 42:5, 42:6, 42:21, 43:6, 43:12, 47:12, 47:13, 47:18, 47:20, 47:21, 47:23, 47:25, 48:7, 48:17, 48:23, 49:5, 49:6, 65:16 divided 36:20 division 56:23, 57:2, 57:6 document 10:11, 10:16, 55:18, 55:20, 56:3, 56:10, 56:11, 61:17</p>	<p>documents 13:15, 13:22, 17:7 dog 66:20 doing 12:14, 13:9, 14:7, 14:10, 54:7 don 3:15, 7:15, 8:16, 64:3, 73:6, 75:7 done 55:8 doubt 14:18 down 11:11, 12:13, 56:16, 62:21 downloading 55:8 dr 57:16, 61:6 draft 49:24, 62:3 drafting 69:9 draw 30:23, 31:12, 31:15, 31:17, 31:18, 31:21, 34:10, 34:19, 42:22, 68:2 drawing 24:14, 24:21, 28:5, 28:7, 28:12, 28:16, 28:20, 28:25, 30:8, 30:11, 30:12, 30:14, 30:18, 30:22, 32:8, 32:12, 33:16, 33:20, 33:23, 34:2, 34:3, 34:12, 36:2, 36:12, 37:12, 37:13,</p>
---	--	---	---

<p>37:17, 40:8, 40:10, 40:21, 41:5, 42:14, 42:19, 43:6, 43:12, 44:1, 44:24, 53:2, 53:5, 54:13, 57:4, 57:17, 58:3, 58:17, 58:20, 64:11, 65:16, 66:18, 66:19, 67:19, 67:25, 68:19, 69:11, 69:18, 69:23, 73:8 drawn 32:14, 48:17, 48:22 drew 57:7, 66:23 dublin 4:13 during 27:24, 50:21, 50:24, 54:4, 64:14 duties 20:20, 23:1, 27:9</p> <hr/> <p style="text-align: center;">E</p> <hr/> <p>e-mail 18:2, 18:7, 39:3 each 11:14, 45:1, 46:25 earlier 22:19, 26:11, 29:18, 39:13, 66:19, 67:14 east 3:17, 5:7, 9:19, 42:4, 42:6 eastern 63:2 easy 47:3</p>	<p>economics 19:15 education 18:17, 19:8 effect 12:5 effort 48:6 efforts 27:24 either 60:12 el 3:9 election 44:13, 52:3, 53:1, 53:3, 53:8, 54:12, 55:23, 56:2, 64:21, 73:9, 74:1, 74:7 elections 55:4, 64:17, 64:18, 64:21, 64:23, 65:1, 65:5, 65:8 electronic 43:19, 46:10, 46:13, 46:18, 47:1, 50:18 else 15:6, 15:8, 16:12, 17:2, 17:5, 37:14, 38:4, 38:14, 49:11, 51:2, 51:5, 51:8, 51:13, 51:14, 51:21, 63:23, 63:25, 67:3 employed 9:21, 22:20, 23:23, 76:10 employees 27:1 employment 20:13, 21:19 enacted 28:17</p>	<p>end 22:24, 22:25, 24:16, 25:1, 25:16, 26:2, 30:19, 31:20, 36:13, 37:13, 37:17, 38:20, 39:17, 44:1 endeavor 40:15, 40:24 ensued 63:14 enters 18:10 entire 39:21, 39:23 erik 4:11 esquire 3:4, 3:5, 3:6, 3:7, 3:15, 4:3, 4:10, 4:11, 4:20, 5:4 et 1:4, 1:8, 4:2, 7:4, 7:5, 7:19 even 11:12, 12:2, 71:5 ever 9:25, 55:3, 58:2, 58:12, 58:16, 58:21, 58:24, 59:3, 59:6, 59:10, 59:12, 59:16, 59:18, 59:21, 59:22, 59:25, 60:11, 60:22, 64:9, 65:9, 65:25, 66:10, 66:14, 69:17 everyone 75:20 everything 11:11, 12:13 exact 21:6, 35:19</p>	<p>exactly 30:10, 62:15 examination 6:4, 6:5, 6:6, 6:7, 9:2, 64:1, 67:8, 73:4 exercise 14:12 exhibit 6:12, 6:14, 6:15, 10:6, 10:8, 55:13, 55:15, 55:21, 56:10, 61:11 exhibits 6:11 exist 46:20 experience 32:12</p> <hr/> <p style="text-align: center;">F</p> <hr/> <p>faber 5:3, 7:24, 58:22 faber's 58:25 facilitation 27:13 fact 8:14, 15:17 factor 66:22 fair 11:8, 11:20, 12:21, 18:4, 18:7, 21:17 familiar 21:17, 21:18, 32:9, 32:10, 32:22, 32:24, 33:15, 55:17, 61:18 familiarity 32:16 far 68:12, 68:15, 71:25</p>
---	--	---	---

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>farr 38:11, 51:7, 51:14 fast 11:13 favoring 47:13, 47:14, 47:20, 47:21, 48:8, 48:17, 48:18, 48:23, 48:24, 51:1, 51:2 favours 50:17 feedback 58:13, 70:15, 70:18, 70:20, 70:22, 71:1, 71:6, 71:13 feet 47:5 few 56:17, 64:3 files 13:20, 13:24, 14:1, 14:8, 53:22 final 28:17, 28:21, 70:23, 71:4, 71:10, 71:16 finance 9:24, 25:18, 25:21, 25:22, 25:24, 26:9, 27:10 financial 76:11 financing 27:14, 27:16, 27:22 find 30:23, 30:24 fine 9:15, 18:14, 63:8 first 20:17, 22:22,</p>	<p>23:25, 29:10, 29:12, 29:14, 29:15, 29:16, 29:22, 31:14, 33:23, 34:19, 39:18, 39:19, 40:3, 62:17 five 20:10, 21:5, 21:11, 21:16 floor 3:10, 5:7 focus 55:1 focused 46:21, 53:7 follow 47:3 follow-up 73:7 following 65:18 force 12:5 foregoing 76:4, 76:5 form 44:17, 44:18 formally 8:8, 29:25 found 31:12 four 21:5, 21:8, 21:11, 21:16, 27:11 frame 40:4 frank 38:12, 51:20, 59:7 frankly 42:3 fraser 4:10, 8:1, 8:19 free 75:9 front 10:25, 48:2</p>	<p>fu 3:4, 6:4, 7:13, 8:17, 9:1, 9:3, 9:7, 10:2, 10:7, 10:15, 10:18, 10:22, 11:3, 14:21, 55:12, 56:15, 61:8, 61:16, 62:21, 63:1, 63:7, 63:18, 63:25, 75:5 full 9:10, 47:11, 47:17 further 6:7, 67:6, 73:4, 75:5 fyi 10:19, 10:21</p> <hr/> <p style="text-align: center;">G</p> <hr/> <p>gabriel 5:16, 10:2, 10:15, 11:3, 55:12, 56:15, 61:8, 61:16, 62:21 gave 12:4, 39:2, 39:3, 39:5 general 26:5, 57:2 general's 5:5, 7:23 generally 15:15, 15:16, 21:6, 21:18, 22:6, 34:4, 35:6, 39:18, 40:3, 42:25, 43:2, 43:5, 43:11, 50:3, 57:1, 57:9 generate 73:25 generated 53:23</p>	<p>geography 43:20, 46:22, 48:2, 52:13, 53:15, 53:24, 55:10, 57:25, 70:2 girard 41:3 give 12:10, 14:18, 36:1, 37:14, 39:8 given 30:20, 31:12, 31:16, 32:4, 32:8, 34:10, 45:12, 76:6 giving 12:6, 46:14, 58:9, 73:23 go 9:13, 10:16, 11:7, 14:15, 18:19, 19:10, 21:8, 23:19, 29:14, 61:16 going 10:5, 12:12, 18:16, 42:17, 61:13, 61:14, 63:6, 63:12, 75:17 good 9:4, 14:12, 66:21 governor 5:2, 7:24, 59:10, 59:12 graduate 18:24, 19:4, 19:16, 20:2, 20:8 graduated 18:20, 19:7, 20:6, 20:14 graduation 20:11, 20:18 great 12:14</p>
--	---	---	--

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>green 31:3, 31:6, 31:7, 39:13 grendell 70:11 ground 11:7, 17:12 guidance 33:7</p> <hr/> <p style="text-align: center;">H</p> <hr/> <p>hand 76:15 handle 53:14 handled 53:14 happening 16:17, 16:20, 17:4, 18:8 harder 11:12 hardware 31:14, 31:17, 32:5, 32:7 head 12:16 heading 16:10 heard 42:2 hello 9:5 help 11:6, 42:18, 43:14, 44:20 here 7:2, 10:25, 11:10, 12:10, 12:21, 15:17, 16:10, 17:3, 17:7, 63:1 hereby 8:20, 76:4 hereunto 76:14 hey 10:17</p>	<p>high 18:18, 18:19, 18:20, 18:25, 19:5, 21:14 home 21:12, 21:14 hour 63:4 house 4:19, 5:12, 9:22, 16:2, 21:24, 22:1, 22:7, 22:9, 22:18, 22:20, 22:23, 23:1, 23:18, 23:20, 23:23, 24:2, 24:6, 25:5, 25:11, 25:25, 26:3, 26:16, 26:24, 27:4, 27:6, 34:17, 36:7, 36:18, 36:20, 37:22, 38:3, 40:25, 41:7, 41:9, 41:11, 41:13, 41:21, 41:23, 41:24, 42:4, 47:12, 47:13, 47:17, 47:18, 47:19, 47:21, 47:23, 49:7, 57:7, 65:16, 73:13 however 49:11 huffman 4:17, 7:21, 51:20, 58:3, 58:10, 58:14, 58:17, 66:11, 68:19 hypothetical 73:24, 74:3</p> <hr/> <p style="text-align: center;">I</p> <hr/> <p>idea 47:25</p>	<p>identification 10:9, 55:16, 61:12 identify 7:11 imported 52:4, 52:7, 73:10 inclination 47:24 include 45:17 included 68:6, 68:8 including 27:6 incorporate 42:8 incorporated 41:4, 68:4, 70:22 incumbent 69:18, 69:22, 70:2 incumbents 72:1 indeed 30:24, 32:20, 33:16 index 47:24 indicate 74:13 indirect 60:3 indirectly 60:6 individuals 67:3, 69:25, 70:7 inform 58:12 information 49:2, 49:4, 49:8, 49:23, 50:12, 51:3, 68:11 infrastructure 27:16</p>	<p>initial 37:11 initially 28:13, 35:10 input 55:10, 62:6 inquiries 60:5, 60:7, 60:9 inquiry 60:17, 60:18 instead 8:9, 41:13, 42:4 instruct 40:16 instructed 12:24, 34:13, 34:15, 34:20, 35:6, 36:17, 36:25, 69:12 instructing 46:7, 46:8 instruction 32:21, 32:22, 36:22, 37:2, 40:22, 40:23, 52:22 instructions 37:15, 40:13, 42:8, 42:13, 65:15 interest 76:11 internal 13:13, 27:15 interrupt 15:25 introduce 9:7 introduced 67:12 introduction 48:13 invited 60:11, 60:22, 61:4, 68:18, 68:24, 69:4</p>
---	---	---	---

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>involved 28:7, 28:12, 28:16, 28:20, 28:24 ipad 17:16, 17:17, 17:20, 17:24 issuance 62:13 issued 61:22, 62:10, 62:18</p> <hr/> <p style="text-align: center;">J</p> <hr/> <p>january 24:4, 24:7 job 1:23, 11:12, 12:14, 20:17, 22:14 jobs 20:16, 26:5 john 38:12, 51:20 jon 70:12, 71:12 july 30:2, 30:4, 30:19, 32:13</p> <hr/> <p style="text-align: center;">K</p> <hr/> <p>keenan 3:7 keith 58:22 kent 20:1, 20:2, 20:6, 20:14, 41:21 kept 41:15 kind 70:14 kirsten 4:10, 8:1, 8:19 know 10:11, 11:13, 12:2, 12:4,</p>	<p>12:5, 12:16, 12:19, 12:20, 13:6, 13:7, 13:8, 13:20, 14:6, 18:1, 18:3, 18:6, 18:7, 18:8, 24:16, 25:13, 25:14, 27:15, 28:8, 28:24, 33:21, 39:9, 39:18, 39:23, 41:14, 42:4, 42:18, 42:20, 43:21, 43:22, 44:19, 45:1, 45:21, 46:17, 47:4, 47:9, 48:1, 48:3, 48:12, 50:3, 50:16, 50:21, 51:13, 53:25, 54:14, 55:21, 56:20, 57:1, 58:13, 58:21, 61:13, 61:14, 68:12, 68:15, 73:9, 73:14, 74:2</p> <p>knows 16:4</p> <hr/> <p style="text-align: center;">L</p> <hr/> <p>lacey 1:25, 2:6, 8:4, 76:3, 76:19 lag 19:2, 24:16, 38:20, 43:8, 47:16, 54:21, 65:4, 67:21 laptop 17:15 larose 5:3, 7:25, 59:4 larose's 59:7 late 65:4</p>	<p>later 14:20, 22:14, 23:22, 35:11, 35:15, 75:14 law 4:12, 8:2 layers 33:18, 33:21 leader 59:22, 59:25, 60:3, 60:5, 60:13, 60:19 leaders 28:10 league 1:3, 3:2, 7:3, 7:14, 9:8 leaning 51:10 leanings 47:24 left 23:18, 23:19 legislation 27:22 legislative 23:3, 23:4, 23:11, 23:17, 28:5, 28:10, 32:14, 73:22, 74:5, 74:8, 74:13 legislators 69:18, 69:22, 74:19 length 69:8 less 22:12 let's 20:16, 29:14, 31:22, 36:6, 36:11, 47:11, 57:1, 70:17 letting 43:22 lieu 8:8</p>	<p>line 73:22 lines 73:24, 74:3, 74:10, 74:11 listed 27:19 listing 35:4, 38:13 litigation 16:22 little 23:13, 58:1 llc 3:16 llp 3:8, 4:4, 4:12, 4:21 local 64:22 location 30:23, 30:24, 31:12 logistical 17:11 logistics 53:14, 55:7 long 21:3, 22:11, 23:11, 23:25, 24:23, 62:24, 67:11 look 6:14, 10:13, 13:12, 14:2, 14:4, 47:5, 47:22, 48:3, 54:19, 68:18, 69:12, 72:18 looked 13:6, 13:11, 13:17, 13:18, 13:21, 13:22, 13:23, 14:6, 20:22, 53:5, 69:14, 72:19, 74:6 looking 13:14, 13:15,</p>
--	--	--	--

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>54:24, 72:12, 73:19, 73:21 lot 13:9, 65:17</p> <hr/> <p style="text-align: center;">M</p> <hr/> <p>made 41:8, 41:25, 42:1, 52:19, 62:16 mainly 13:9 maintained 41:6 majority 25:5, 25:7, 25:25, 26:3, 27:4 make 11:6, 11:13, 19:23, 48:4, 48:6, 52:15, 66:22, 70:4 making 11:12, 12:13 management 27:13 mandatory 34:13, 34:16, 34:20, 35:2, 35:7, 40:11, 69:12 many 47:12, 47:13, 47:19, 47:20, 48:7, 48:8, 48:17, 48:18, 48:22, 48:23 map 28:12, 28:17, 28:21, 31:25, 33:6, 34:2, 35:23, 36:4, 36:8, 36:9, 36:11, 36:12, 36:25, 37:1, 37:3, 37:11, 37:13, 37:17,</p>	<p>39:15, 39:17, 40:15, 40:21, 40:24, 41:24, 42:1, 42:25, 44:9, 44:24, 47:11, 47:17, 47:23, 48:4, 48:9, 48:14, 48:16, 49:18, 50:4, 50:7, 53:6, 58:21, 65:15, 68:9, 68:18, 68:21, 68:25, 69:4, 69:5, 69:10, 69:11, 69:18, 69:23, 70:3, 70:5, 70:15, 71:16, 73:9 maps 13:16, 13:19, 13:24, 24:14, 24:21, 28:5, 28:8, 28:25, 30:9, 30:11, 30:14, 30:18, 30:22, 30:23, 31:13, 31:15, 31:17, 31:19, 31:21, 32:8, 32:12, 32:14, 33:16, 33:23, 34:1, 34:3, 34:11, 34:12, 34:19, 36:2, 37:12, 37:13, 40:8, 40:10, 40:17, 41:5, 42:9, 42:14, 42:20, 42:22, 43:6, 43:12, 44:1, 49:24, 50:25, 53:2, 53:5, 54:13, 56:20, 57:4, 57:7, 57:8, 57:13, 57:18, 57:21, 58:4,</p>	<p>58:13, 58:18, 58:20, 59:3, 59:9, 59:15, 59:22, 64:11, 66:18, 66:19, 66:23, 67:19, 67:25, 68:2, 68:7 maptitude 13:20, 13:21, 13:24, 31:22, 31:24, 31:25, 32:3, 32:6, 32:17, 32:18, 32:21, 32:23, 32:25, 33:7, 33:16, 33:17, 33:24, 34:4, 39:1, 39:9, 42:19, 42:20, 42:25, 43:5, 43:11, 43:15, 43:16, 43:17, 43:24, 43:25, 44:3, 45:14, 45:17, 45:21, 46:3, 48:3, 50:11, 50:13, 50:15, 51:25, 52:4, 52:7, 52:20, 52:24, 55:11, 56:5, 56:6, 56:9, 72:9 march 29:18, 29:20, 29:23 mark 55:13 marked 10:8, 55:15, 55:21, 61:11 martin 5:16 materials 13:17 matt 4:17, 51:19, 58:3</p>	<p>matter 7:3 maybe 21:5 mctigue 3:15, 3:16, 6:5, 6:7, 7:15, 8:16, 64:2, 64:3, 67:6, 73:5, 73:6, 75:3, 75:10 mean 11:15, 13:19, 13:20, 15:25, 19:23, 22:8, 27:3, 27:20, 34:7, 34:24, 41:16, 53:4, 64:20, 66:6, 69:20, 73:19, 74:24 meaning 66:1, 66:11, 66:15 means 11:23, 12:4 meet 14:22, 14:25, 15:6 megan 3:7 member 16:15, 60:23 members 25:10, 26:19, 27:5, 27:7, 49:17, 50:5, 54:7, 54:8, 54:11, 61:6, 69:6, 70:2, 70:14, 72:17 memory 13:10, 13:15, 19:24 mentioned 16:5, 16:14, 16:18, 22:19, 27:22, 39:8,</p>
---	---	---	--

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>39:13, 45:24, 51:17, 51:23, 52:3, 54:3, 65:15, 73:2, 73:9, 73:10 merrin 23:8, 23:9, 23:12, 23:17 message 18:2, 18:7, 38:3, 38:7, 39:6 met 9:6 methods 38:17, 38:22 michael 5:4, 7:22 middle 43:8, 54:21, 65:4 might 47:25 mike 59:10 mind 69:7 minimum 36:18 minority 25:13, 27:7 minutes 60:17, 60:19, 63:5 moment 10:10, 55:14, 61:10 monitor 7:7, 46:12, 46:18, 46:22 monitors 46:9, 46:24 montgomery 41:12 month 13:8 months 21:5, 21:8, 21:11, 21:16</p>	<p>more 13:13, 15:16, 29:25, 33:20, 34:4, 41:14, 42:5, 46:21, 57:1, 57:2, 63:18, 67:10, 71:5, 71:21, 71:22 morrison 16:7, 16:8, 26:12, 26:14, 26:20, 29:4, 51:7, 51:14 most 13:6, 13:14, 38:24, 57:24 mostly 28:4 mount 19:11, 19:12, 19:14, 19:16 move 21:12, 22:13, 22:16 moved 21:9, 21:20 moving 13:9 much 63:19 mullins 4:21, 7:21 multiple 46:9 must 11:24 myself 9:7, 13:9, 70:1</p> <hr/> <p style="text-align: center;">N</p> <hr/> <p>name 9:10, 67:11 national 34:8 necessarily 53:4, 56:6, 74:24</p>	<p>necessary 31:14, 31:17, 31:18, 34:6, 67:18, 67:24, 68:1, 68:4 negotiated 72:16 negotiating 50:5, 53:6, 54:8 negotiation 50:22 negotiations 44:10, 54:5, 54:7, 54:10 neither 76:9 nelson 4:21, 7:20 never 10:21, 69:7 next 11:19, 46:18, 46:25 niles 41:2 nods 12:16 nonprofit 21:1 north 4:23, 18:20, 18:25, 19:4 nos 1:3 note 18:12, 63:3 notes 14:6, 14:9, 14:15 nothing 16:12 notice 6:12, 10:3, 10:20, 10:21 number 49:5, 49:16, 49:19, 49:20,</p>	<p>50:21, 50:25, 51:1, 51:9, 51:10, 73:12 numbers 44:4</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>oath 11:22, 12:4 object 8:11, 12:23 obtain 31:14, 31:18 obtained 31:17, 32:3 obtaining 31:20 obviously 16:3 occasions 38:6 occupied 31:8 occupy 31:4 occur 19:21 occurred 52:12 occurring 18:4 october 1:14, 7:6, 76:15 office 5:5, 7:23, 31:4, 39:12, 57:13 officer 76:3 offices 5:6, 31:1 official 26:15, 26:23 officially 25:12, 27:20 oftentimes 38:25</p>
---	---	---	--

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>oh 15:25, 30:13 ohio 1:1, 1:4, 1:7, 3:2, 3:18, 4:2, 4:9, 4:14, 4:18, 5:2, 5:3, 5:5, 5:8, 5:12, 7:4, 7:5, 7:18, 7:23, 7:24, 8:2, 9:20, 9:22, 11:1, 16:2, 19:12, 21:9, 21:14, 21:17, 21:18, 21:20, 21:24, 22:1, 22:7, 22:9, 22:18, 22:20, 22:23, 23:1, 23:18, 23:19, 23:23, 24:2, 24:6, 26:24, 27:17, 28:9, 31:2, 34:17, 34:24, 35:7, 35:8, 36:7, 37:22, 38:3, 38:11, 47:17, 48:12, 49:7, 52:11, 55:4, 69:10, 69:15 ohroc 21:24, 22:4, 22:11, 22:17 okay 10:15, 10:22, 11:3, 12:12, 13:17, 14:21, 15:2, 16:12, 16:14, 18:13, 21:13, 22:1, 27:8, 28:23, 29:25, 31:7, 31:11, 31:24, 32:20, 34:18, 42:17, 44:24, 46:2, 46:23, 51:23, 55:12,</p>	<p>56:12, 56:15, 56:17, 58:1, 58:8, 60:21, 61:8, 61:18, 62:20, 63:3, 63:6, 63:8, 63:22, 64:9, 64:14, 64:20, 65:9, 65:13, 65:21, 65:25, 66:5, 66:10, 67:6, 68:17, 69:14, 71:23, 72:18, 73:18, 74:6, 74:17, 74:22, 75:1, 75:3, 75:7 one 11:12, 16:1, 27:23, 29:14, 30:3, 32:11, 33:14, 36:20, 41:19, 41:21, 46:9, 46:10, 46:24, 68:23, 71:21, 71:22, 71:25, 72:3 only 21:10, 68:10, 68:15, 74:6, 74:7 open 17:20, 17:24 operating 27:12 operations 27:14, 27:17 organ 4:12, 8:1 organization 20:23 organizing 4:2, 7:18 other 11:14, 15:11, 15:21, 16:1, 16:14, 17:11, 17:23, 26:19,</p>	<p>26:24, 27:3, 27:18, 27:21, 27:23, 32:17, 33:4, 33:6, 33:10, 36:1, 36:2, 36:13, 36:14, 37:8, 37:15, 37:23, 40:13, 41:4, 42:9, 42:14, 45:12, 45:13, 45:21, 45:22, 46:25, 49:9, 49:17, 50:3, 50:10, 50:11, 51:13, 53:1, 53:3, 53:8, 56:1, 56:2, 60:24, 61:6, 62:15, 63:21, 67:3, 68:17, 68:24, 69:3, 69:10, 71:20, 71:25 others 38:6, 38:8, 49:11 otherwise 12:20, 76:11 ou 52:10, 52:16 out 38:13, 53:19, 70:5 outcome 76:12 outcomes 55:4 over 11:7, 11:14, 16:10, 23:13, 39:3, 39:6, 73:20 own 13:14 <hr/> <p style="text-align: center;">P</p> <hr/> pacific 7:7</p>	<p>page 6:2, 6:11 pages 1:24, 10:14 paid 72:13, 72:15 paired 41:1 palo 3:10, 3:11 parklake 4:22 part 13:6, 13:14, 14:11, 31:10, 65:4, 67:21, 68:3, 68:4 participate 60:11, 60:22, 61:5 participating 17:13, 17:15 particular 50:17 particularly 44:10 parties 76:10 parts 13:9, 69:9 party 25:8, 74:24 passing 15:22, 16:2, 16:3 paul 5:12, 15:1, 38:10, 51:6, 51:13, 60:8, 60:18 penalties 8:10, 8:22 pennsylvania 4:6 percentage 44:18, 44:22, 44:23, 45:2, 45:12, 45:22,</p>
--	--	--	---

<p>45:23, 45:25, 46:1, 47:10, 73:11, 73:12, 73:15, 73:16, 73:18 percentages 44:5, 45:6, 73:23, 74:12, 74:23 period 39:21, 39:23, 42:12 perjury 8:11, 8:22 person 16:1, 27:11, 39:2 personal 69:22 personally 72:5 phil 7:20, 8:15, 10:23, 14:21, 15:1, 38:10, 51:6, 51:14 phillip 4:20 physical 13:13, 30:14 physically 38:2, 38:7, 38:8, 38:24, 38:25, 42:24, 49:12, 58:7 pickering 18:25, 19:4 pickerington 18:20 pittsburgh 4:6 place 7:10, 27:12 placing 41:21 plan 48:5, 48:21 planet 7:9, 8:4</p>	<p>plans 13:16, 28:6, 28:8, 28:25, 30:9, 33:20 please 7:11, 8:5, 8:7, 9:9, 9:17, 10:2, 10:10, 10:15, 12:19, 28:3, 55:12, 55:14, 61:8, 61:10, 63:9, 75:13 point 12:12, 22:7, 23:22, 25:11, 27:11, 46:7, 46:12, 54:11 pointing 46:25 policy 20:22 politic 45:13 political 19:15, 20:7, 44:5, 44:6, 44:11, 44:12, 44:17, 45:14, 45:22, 47:9, 47:18, 48:11, 50:12, 51:9, 51:24, 52:9, 53:12, 57:21 population 33:2, 36:19, 44:4, 68:5, 68:8 portage 41:20 portion 62:3 portions 41:17, 41:18 position 26:8 possible 11:7 potential 73:22</p>	<p>prefer 9:13 preparation 15:14, 16:13, 30:18, 61:25, 62:7 prepare 13:4, 14:22, 15:8, 56:20 prepared 39:25 preparing 59:2 present 5:11, 7:11, 38:4, 38:9, 38:14, 46:4, 46:5, 51:2, 51:5, 51:8, 51:15, 58:10 presented 35:22, 44:16 president 4:17, 38:11, 51:19, 58:3, 58:7, 58:10, 58:14, 58:17, 66:11, 68:19 prevent 11:12 previous 32:16, 32:17, 60:15 previously 27:22, 32:14, 65:16 prior 32:13, 54:10, 62:9, 62:12, 69:21 probably 39:18 problem 19:3 proceed 8:25 proceeding 8:12</p>	<p>process 27:14, 30:18, 34:2, 36:12, 50:22, 54:5, 69:19, 69:20 produce 14:16, 14:19 program 17:20 progress 37:19, 37:21, 37:23, 38:1, 38:17, 38:22, 58:3, 58:6, 68:25 project 28:3 projects 27:21, 27:23 proposals 41:2 propose 56:20 proposed 28:9, 28:13, 28:19, 28:21, 35:23, 36:13, 36:25, 37:1, 37:3, 37:14, 37:18, 39:17, 42:9, 44:2, 44:25, 48:5, 48:14, 48:15, 48:21, 58:21, 69:5, 70:3, 74:10 provide 33:13, 39:16, 42:25, 49:1, 49:4, 49:8, 49:10, 50:20, 50:25, 62:6, 70:14, 70:18, 71:1, 71:7 provided 43:15, 43:24, 45:14, 45:17, 51:25, 53:22,</p>
--	---	--	---

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>56:1, 71:13 providing 10:24, 38:16, 38:21, 46:2, 49:12, 52:12 pst 1:15 public 13:15, 13:22, 42:3, 42:7 publicly 14:5, 33:6 pull 10:3, 61:8 purposes 52:12, 53:6 pursuant 2:6, 61:22 pursuit 44:8, 44:9, 49:18, 50:4, 50:9, 65:14 put 14:7, 27:12, 36:17, 37:1, 41:13, 52:20, 52:23, 55:12, 56:5, 56:6, 56:8</p>	<p>59:2, 63:18, 63:24, 63:25, 64:4, 67:7, 67:10, 71:19, 71:20, 75:4, 75:6 quickly 10:2 quite 21:17, 65:18</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>race 74:5, 74:11, 74:13 racess 73:2, 74:8, 74:10, 74:18, 74:21 raleigh 4:23 ratio 36:19, 36:20, 41:14 ravenna 41:21 ray 16:3, 16:18, 16:19, 38:11, 51:19, 53:13, 53:17, 53:21, 53:23, 53:25, 55:9, 55:10, 55:24, 56:1, 56:8, 56:10, 56:13, 60:24 rd 41:23 read 64:6, 66:7 reading 76:8 real 3:9 really 46:21, 47:5, 72:6 reason 12:9, 12:11,</p>	<p>21:10, 60:16 recall 21:6, 22:5, 35:4, 35:19, 37:10, 38:14, 39:4, 39:7, 40:18, 46:20, 51:6, 51:17, 51:22, 54:14, 57:23, 58:5, 58:15, 58:19, 62:8, 62:15, 62:19, 64:16, 66:13, 66:17, 67:5, 69:1, 70:7, 70:9, 70:13, 72:21 receive 32:20, 33:4, 33:9, 33:10, 40:9, 42:9, 42:13, 55:3, 55:6, 56:9, 58:16, 60:7 received 32:22, 34:6, 34:8, 37:2, 37:9, 40:23, 43:25, 52:13, 52:22, 55:24, 56:12, 60:5, 60:8, 60:16, 60:18, 67:14, 73:13 receiving 55:8 recess 63:14 recollection 14:9 record 9:6, 9:7, 9:10, 9:18, 14:14, 15:2, 18:1, 18:13, 25:12, 25:14, 34:24, 41:18, 47:7, 55:20, 60:20,</p>	<p>63:4, 63:12, 63:13, 63:17, 75:17, 75:19, 76:5 redistricting 1:7, 4:9, 7:4, 8:2, 24:13, 24:20, 27:24, 27:25, 28:8, 28:9, 28:25, 29:6, 30:9, 31:22, 31:25, 32:17, 33:2, 52:14, 52:17, 64:6 reduced 76:7 reed 4:4, 4:5, 7:17 refer 31:24, 43:23 reference 46:7, 65:23, 66:3, 66:24 referenced 53:5, 56:4, 69:11 referencing 68:22, 72:21 referring 44:13 reform 20:19, 20:21, 20:24, 21:4, 21:21 refresh 14:9 regard 71:9 regarding 36:2, 39:15, 40:9, 42:13, 49:24, 55:3, 66:11, 66:15, 67:4, 69:18, 69:23, 71:3, 73:8 regional 20:22</p>
<hr/> <p style="text-align: center;">Q</p> <hr/> <p>question 11:16, 11:19, 15:13, 19:1, 24:15, 30:17, 33:25, 47:15, 47:16, 50:23, 54:20, 56:25, 57:2, 57:11, 60:15, 65:3, 65:4, 66:5, 67:20, 67:22, 72:4, 73:7, 73:20, 74:9 questions 11:15, 12:18, 12:21, 12:24, 12:25, 18:16, 42:17, 56:17,</p>			

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>related 76:9</p> <p>relates 34:12, 36:4, 65:16, 65:22</p> <p>relating 17:8, 24:13, 24:20, 27:24, 29:6, 30:21, 37:12</p> <p>relators 1:5, 3:3, 3:14, 7:14, 7:16, 9:8, 63:21, 71:20</p> <p>relayed 51:9</p> <p>relaying 51:2</p> <p>release 75:9</p> <p>relevant 64:16, 64:18, 65:6, 73:2, 74:20</p> <p>remainder 24:1</p> <p>remaining 63:20</p> <p>remember 13:7</p> <p>remembered 71:24</p> <p>remote 17:12</p> <p>remotely 7:10</p> <p>rephrase 19:1, 42:23</p> <p>report 22:3, 22:6, 26:8, 26:14, 26:20, 26:23, 26:25, 27:1, 27:6, 37:18, 37:21, 37:23</p> <p>reported 1:25, 37:25</p> <p>reporter 2:7, 8:3, 8:5,</p>	<p>8:7, 8:9, 8:20, 8:24, 11:10, 76:1</p> <p>represent 7:12, 9:8, 73:15</p> <p>representation 36:20</p> <p>representative 23:5, 23:7</p> <p>representatives 4:19, 5:12, 9:22, 22:18, 22:20, 22:23, 23:2, 23:23, 24:3, 24:6</p> <p>representing 7:9, 8:4</p> <p>republican 21:25, 22:1, 22:8, 23:9, 25:10, 44:19, 44:23, 45:2, 46:1, 47:10, 47:13, 47:20, 48:7, 48:17, 48:23, 51:1, 51:10, 73:12, 73:23</p> <p>republican-favor- ing 49:20</p> <p>republican-leani- ng 41:24, 49:5</p> <p>republicans 25:7, 26:2, 26:6, 45:23, 50:17</p> <p>requested 30:21, 76:9</p> <p>requirements 67:4, 69:13</p> <p>respond 60:9, 60:16</p> <p>respondents 1:9, 4:17, 5:2, 7:21, 7:23</p>	<p>responsibilities 24:9, 24:13, 24:20, 27:18, 28:2, 29:5, 29:17, 30:1, 30:4, 56:23, 57:3, 57:6</p> <p>responsibility 28:4</p> <p>rest 31:25, 63:20</p> <p>restate 24:15, 38:19, 65:3, 67:20</p> <p>result 73:16, 73:17, 73:19</p> <p>results 44:13, 52:4, 74:7</p> <p>returned 21:16</p> <p>review 10:11, 27:15</p> <p>reviewed 27:2, 69:9</p> <p>reviewing 33:6</p> <p>richardson 70:11, 70:18</p> <p>right 9:16, 25:20, 28:20, 46:17, 62:22, 63:18, 69:7, 71:3, 71:23, 72:10, 73:22, 75:11</p> <p>riley 4:21</p> <p>road 4:13</p> <p>robert 4:18, 26:17</p> <p>role 29:1, 29:2, 61:25</p> <p>roles 29:10</p>	<p>rolled 70:5</p> <p>room 12:3, 15:3, 17:14, 18:11, 38:25, 57:14</p> <p>rooms 12:3</p> <p>rpr 1:25, 76:19</p> <p>rules 11:8, 17:12, 27:2</p> <p>running 22:7, 22:9</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>said 11:5, 13:11, 24:16, 26:11, 48:4, 51:16, 64:14, 64:25, 65:22, 67:23, 72:5, 76:6</p> <p>same 12:5, 15:3, 38:25, 46:5, 57:14</p> <p>saturday 13:5</p> <p>saw 62:17</p> <p>say 11:11, 12:13, 14:11, 16:8, 21:17, 26:24, 29:18, 34:5, 39:23, 39:25, 40:1, 40:2, 41:16, 43:7, 47:11, 53:18, 55:7, 57:5, 57:23, 57:24, 65:19, 73:18, 74:4, 74:11, 74:12, 74:17</p> <p>saying 42:24</p>
---	---	--	---

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>scarborough 4:21 scenarios 38:1 school 18:18, 18:19, 18:21, 18:25, 19:5, 21:15 science 19:15, 20:7 scoring 44:17, 50:12, 51:24 screen 39:10, 42:19, 46:3, 46:4, 46:6, 46:16, 54:19, 54:25, 72:12, 73:11 seats 49:16, 49:20, 49:21, 50:9, 50:21, 50:25, 51:10 second 39:19, 40:3, 41:10, 46:16 secretary 5:3, 7:24, 59:3, 59:6 section 5:6, 6:15, 36:15, 61:19, 61:23, 64:6, 64:7, 64:10, 64:24, 65:2, 65:7, 65:11, 65:20, 65:22, 65:23, 66:2, 66:3, 66:12, 66:16, 66:23, 66:24, 67:1, 67:4, 74:21 sections 34:13, 34:16, 34:20, 35:3, 35:5, 35:7, 35:9, 35:11,</p>	<p>35:14, 35:16, 35:18, 40:11, 69:10 see 31:22, 39:9, 44:20, 45:1, 46:3, 62:9, 62:12, 63:23, 64:25, 75:12 seeing 42:18 seen 10:11, 10:14, 36:24, 56:11 self-course 33:1, 33:5, 33:11 self-employed 23:21, 23:25 senate 4:18, 38:12, 41:19, 51:19, 57:7, 58:2, 58:7, 58:17 senator 59:16, 59:18, 60:12 send 10:20, 14:15 senior 26:24, 27:3, 27:4 sent 10:21, 41:2, 56:8 sentence 43:8, 54:21 separate 43:18 september 13:8, 28:14, 28:18, 28:19, 28:21, 35:24, 36:13, 37:5, 37:14, 37:18, 39:17, 39:19, 39:20, 39:22, 40:1, 40:8,</p>	<p>40:10, 42:12, 42:13, 44:2, 44:25, 48:6, 48:22, 49:25, 61:4, 68:7, 68:23, 69:21, 70:23, 73:9 served 10:14, 13:5 set 32:5, 32:7 settings 50:15 setup 57:12 shakes 12:16 shapefiles 14:2 share 40:2, 40:5 shared 69:6 shifting 58:1 shorthand 2:7, 76:1 should 52:19 show 38:25, 73:11, 74:4 shown 56:2 side 42:5, 42:6 signature-mig2k 76:17 significantly 70:3 signing 76:8 similar 41:25, 59:2 since 17:12, 20:10, 20:11, 26:2, 67:12</p>	<p>sitting 12:2, 12:3, 15:3 smith 4:4, 4:5, 7:18 smoothly 11:7 software 31:18, 31:20, 32:7, 32:9, 33:19, 43:3, 55:11 some 11:7, 12:23, 13:7, 13:15, 13:17, 13:18, 14:6, 18:16, 23:22, 27:2, 38:1, 38:10, 40:14, 40:16, 41:8, 41:25, 48:1, 49:11, 50:8, 58:6, 70:2, 70:9, 72:19 someone 74:24 something 10:13, 36:24, 39:25, 40:1, 40:2, 40:5, 42:7, 42:24, 47:5, 53:13, 72:13, 72:15 sometime 34:5, 34:7, 35:20, 37:5 sometimes 39:8, 58:10 soon 61:14 sorry 15:25, 25:20, 32:10, 33:13, 38:19, 43:10, 52:6, 57:10, 65:18, 66:20, 69:7, 72:10,</p>
---	---	--	--

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>72:23 sort 63:4, 69:8 sound 11:8, 37:7 source 52:8, 52:9, 53:11 space 31:4, 39:12 speak 11:13, 11:14, 15:8, 15:11, 15:16, 15:20 speaker 4:18, 26:16, 26:17, 29:3, 29:4, 34:17, 34:19, 35:2, 35:17, 36:1, 36:14, 36:22, 37:9, 37:15, 37:22, 37:24, 38:1, 38:3, 38:5, 38:18, 38:23, 39:6, 39:16, 40:24, 42:10, 42:14, 46:3, 46:8, 46:13, 46:14, 47:1, 49:7, 49:9, 49:13, 49:14, 49:19, 50:2, 50:20, 50:24, 51:11, 51:16, 51:17, 52:21, 52:22, 54:18, 54:24, 58:6, 58:9, 64:10, 64:25, 65:6, 65:10, 65:14, 65:19, 66:1, 66:6, 68:19, 69:19, 70:1, 70:4 speaker's 40:15 speaking 16:14, 57:17</p>	<p>specific 23:4, 35:9, 42:21, 47:4, 47:23, 61:7, 70:7 specifically 13:12, 22:3, 33:2, 35:4, 47:3, 58:15, 64:24, 65:19 specified 65:6 specify 13:19, 30:10, 35:2, 35:11, 35:14, 35:15, 35:17 specifying 35:9 speculation 45:7, 68:14 springhetti 1:12, 2:1, 6:3, 6:13, 7:3, 8:14, 8:20, 9:4, 9:9, 9:11, 9:14, 64:4 square 3:10 staff 15:22, 16:1, 16:5, 16:15, 26:10, 26:19, 26:25, 27:3, 27:4, 27:5, 27:7, 29:3, 30:5, 38:2, 60:5, 60:19 staffers 58:25, 59:7, 59:13, 59:19, 60:1, 60:4, 60:12, 60:23, 61:5, 61:7 stand 63:9, 75:13 standpoint 53:16, 53:20 stanton 3:5</p>	<p>start 11:17, 22:22, 24:3, 30:8, 33:20, 33:23, 34:2, 34:3, 36:6, 36:11, 57:1, 67:18, 68:23, 70:17, 73:20 started 24:2, 24:6, 40:4 starting 18:17, 22:25, 36:12, 42:21 state 2:7, 5:3, 7:12, 7:25, 9:9, 9:17, 20:1, 20:2, 20:6, 20:14, 21:12, 21:14, 27:14, 27:17, 34:24, 35:7, 35:8, 43:20, 47:15, 50:6, 52:11, 74:19 stated 67:14 statement 6:16, 61:19, 61:21, 62:1, 62:4, 62:7, 62:9, 62:12, 62:17, 65:23, 66:4, 66:7, 66:25 statewide 47:23, 55:4, 55:22, 56:1, 64:22, 64:23, 65:8, 73:14, 74:8, 74:16, 74:17, 74:18, 74:20, 74:21 stenographically 76:7 step 32:11, 33:14</p>	<p>stewart 4:3, 6:6, 7:17, 8:18, 67:9, 67:11, 71:18, 73:3, 75:15 still 12:25, 60:25 stipulate 8:7 strach 4:20, 7:20, 8:15, 10:17, 10:19, 14:17, 15:1, 15:12, 15:21, 18:11, 38:11, 51:7, 51:14, 62:24, 63:3, 63:8, 63:10, 63:23, 71:23, 75:7, 75:11, 75:14 street 3:17, 5:7, 9:19 strigari 38:12, 51:20 strike 57:11 structures 27:12 study 19:14 submitted 13:16, 13:18, 13:22, 13:25, 14:5, 40:17 subpoena 2:6, 10:20, 75:8 subscribed 76:14 subsequently 40:17 suburb 18:22 suite 4:22 summit 41:9</p>
--	---	--	---

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>supreme 1:1, 7:5, 10:25 sure 11:13, 12:13, 26:15, 28:4, 36:6, 38:21, 40:23, 41:6, 43:9, 44:22, 47:17, 57:1, 65:5, 67:23, 68:13, 68:23, 69:21, 74:20 swear 8:5 swearing 8:8 sykes 59:16, 59:23, 60:12, 60:13 sykes's 59:19, 60:1, 60:4, 60:5, 60:19 system 72:7, 72:11</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p>tab 10:3, 55:13, 61:9 take 10:10, 11:4, 27:21, 29:1, 29:2, 29:5, 29:10, 29:15, 30:1, 30:3, 33:14, 40:16, 40:25, 55:9, 56:15, 62:21, 62:23, 62:24 taken 12:13, 27:23, 76:4, 76:6 taking 7:10, 11:11, 29:17 talking 61:1, 74:18</p>	<p>tangible 40:2 targeting 47:4 tax 20:19, 20:20, 20:24, 21:3, 21:20 technicalities 33:19 technically 27:1, 27:6, 75:8 technician 5:16, 10:5, 55:14, 61:10 teleconference 7:10 tell 50:2 ten-year 40:15, 40:24, 44:9, 49:18, 50:4, 50:7, 53:6, 65:15 ten-year-old 33:1, 33:20 term 66:8 terms 65:1 test 19:24 testified 67:17, 72:11 testify 11:24 testimony 8:10, 8:21, 10:25, 12:4, 12:6, 12:10, 42:7, 66:19, 76:6 text 18:2, 18:6, 39:6 th 3:10, 5:7,</p>	<p>28:18, 28:19, 28:21, 40:8, 42:13, 48:22, 49:25, 60:18, 62:14, 68:7, 69:3, 70:23, 76:15 thank 8:24, 9:1, 9:12, 9:16, 10:22, 14:13, 17:10, 17:17, 18:15, 20:12, 22:1, 24:18, 25:15, 25:23, 27:8, 28:23, 30:13, 30:15, 36:10, 38:13, 40:6, 43:4, 43:21, 47:8, 56:16, 60:21, 62:20, 63:19, 63:22, 65:21, 67:7, 73:3, 75:3, 75:4, 75:11, 75:15, 75:20 thanks 14:21, 19:23, 63:21 themselves 7:12 thereafter 76:7 thing 47:3, 71:22 things 11:6, 39:1 think 24:16, 26:16, 31:23, 47:22, 48:15, 53:7, 53:23, 63:3, 67:14, 75:7 thomas 5:14 three 41:6, 41:7,</p>	<p>41:9 through 20:16, 23:14, 25:1, 40:3, 43:1, 55:9 throughout 39:21 tight 48:10 till 66:21 time 7:6, 7:7, 22:7, 22:9, 27:2, 40:4, 48:13, 48:20, 54:18, 54:24, 63:6, 63:11, 63:16, 63:19, 63:20, 67:11, 67:13, 71:19, 75:16 timeline 21:6, 21:7, 48:9, 48:10, 60:25 times 38:4, 51:8 title 9:23, 24:5, 25:2, 25:16, 25:17 today 10:25, 11:11, 12:10, 12:21, 15:15, 15:18, 16:4, 17:3, 17:8 today's 7:6, 13:4, 14:23, 15:9, 15:12, 16:16, 16:19, 75:18 together 14:7, 56:19 tom 38:11, 51:7, 51:14 took 33:1, 33:11,</p>
---	---	--	--

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>41:12, 41:20, 42:7 top 10:16, 61:16, 61:17 topic 56:18 topics 58:1 town 3:17 track 63:6 tracy 70:11, 70:17 traditional 42:5 training 32:21, 33:4, 33:10 transcript 8:12, 76:5 transfer 19:19, 19:21, 19:25 travis 16:2, 16:15 tree 26:23 tried 13:7 true 8:10, 8:21, 76:5 trumbull 40:25, 41:1 truncated 48:10 truthfully 11:24 try 39:24 trying 22:5, 50:7 tutorials 33:7 two 10:14, 24:25,</p>	<p>41:13, 41:14, 46:24 two-hour 63:5 type 20:23 typewriting 76:7</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>under 8:10, 8:21, 11:22, 74:2, 76:8 understand 10:24, 11:5, 11:22, 11:25, 12:6, 12:18, 13:1, 33:18, 33:19, 44:20, 47:6, 48:15, 74:15 understood 10:22, 12:20, 45:19, 56:7, 63:7, 66:18, 70:6 union 19:11, 19:12, 19:14, 19:17 university 19:11, 19:12, 19:19, 20:1, 20:3, 52:11 unless 12:24 until 11:18 update 38:18, 38:23 updates 33:13, 38:5, 38:16, 38:21, 39:2, 39:3, 39:5, 39:9, 39:16, 46:2, 46:14, 55:2, 58:9</p>	<p>updating 46:8 use 32:21, 33:15, 52:16, 52:19, 52:23, 53:4, 54:4, 54:11, 72:6 using 33:16, 47:9, 47:18 utilize 50:19 utilized 31:4 utilizing 46:21</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p>value 45:12 various 33:21 verbalize 12:15 verified 8:13 vernon 59:16 version 70:23, 71:4, 71:10, 71:16 versions 32:18 versus 7:4, 64:22 vi 72:19 via 7:10, 17:15 victor 9:11 video 7:2, 7:9, 7:10 videographer 5:15, 7:2, 7:8, 8:3, 63:9, 63:11, 63:16,</p>	<p>75:13, 75:16 videotaped 1:12, 2:1 view 50:16, 68:24, 69:4 virtually 1:13, 2:2 visual 14:7 visualize 42:18, 43:14 voters 1:3, 3:2, 7:4, 7:14, 9:8 votes 73:13, 73:17</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>wait 11:16, 11:18 waiting 67:18, 67:24 walk 20:16 walton 5:4, 7:22, 8:16 want 13:3, 17:11, 40:7, 56:17, 62:24 wanted 21:12, 50:7, 70:4, 72:2 warren 41:2 washington 20:19 way 8:13, 11:12, 33:22, 41:16, 68:10 ways 50:11 we'll 14:18, 63:10, 68:23, 75:11 we're 12:2, 56:18</p>
---	--	--	--

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>we've 29:6, 61:14, 63:4, 63:5, 67:12, 69:8 wednesday 1:14, 7:6 week 39:19, 40:3, 40:4 welcome 17:19 went 13:20, 21:14, 21:15 west 42:4, 42:5 whereof 76:14 whether 29:15, 29:16, 50:16, 66:5 wholly 41:15, 41:19 william 31:3, 31:6, 31:7 win 74:13, 74:24 winchester 9:19 windows 17:23 within 74:1 without 35:8, 47:3, 48:1 witness 6:2, 8:6, 8:8, 8:9, 8:13, 8:23, 63:22, 71:21, 71:24, 75:8, 75:9, 76:14 women 1:3, 3:2, 7:4, 7:14, 9:8 won 74:1, 74:5,</p>	<p>74:10 word 43:21, 66:1, 66:11, 66:15 work 14:10, 21:3, 21:23, 22:11, 24:11, 27:16, 30:8, 30:21, 32:13, 40:7, 56:19, 57:10, 58:17, 58:22, 59:3, 59:16, 59:22 worked 33:18 workers 31:2, 31:5, 31:8 working 21:16, 21:20, 22:4, 22:17, 22:22, 24:2, 25:10, 26:6, 39:24, 48:10, 49:24, 57:17, 57:20, 59:9, 59:15, 59:21 workstation 57:14 wouldn't 12:9, 39:23, 39:25, 40:1, 57:5, 69:14, 74:4 written 33:7 wrong 52:2</p> <hr/> <p>x</p> <p>x 1:2, 1:10 xi 6:15, 34:14, 34:16, 34:21, 34:23, 34:24, 35:8, 35:9,</p>	<p>35:16, 36:3, 36:16, 40:12, 48:13, 61:18, 61:22, 64:5, 69:9, 69:13</p> <hr/> <p>y</p> <hr/> <p>yale 3:4, 7:13, 8:17, 9:7, 10:17, 14:17, 62:25, 75:5 yeah 10:18, 14:11, 16:1, 23:15, 28:19, 30:19, 31:23, 32:24, 70:9, 75:2 year 6:14, 20:8, 22:12, 23:13, 29:19, 29:23, 30:2, 64:20 years 20:10, 24:25, 53:1, 53:8, 64:21, 72:16, 72:18</p> <hr/> <p>z</p> <hr/> <p>zeroing 54:14 zoom 7:10, 17:18, 17:20, 17:23</p> <hr/> <p>0</p> <hr/> <p>02 1:15, 7:7 05 75:16</p> <hr/> <p>1</p> <hr/> <p>1 75:16, 75:21 10 3:10, 6:12, 6:14</p>	<p>11 1:15, 7:7, 36:15 1193 1:3 1198 1:4 12 63:11, 63:14, 63:15, 63:16, 72:8, 72:22 1210 1:4 13 75:21 1330 4:13 14 72:8, 72:22 14224 1:25, 76:19 15 28:19, 28:21, 36:8, 40:8, 42:13, 48:22, 49:25, 55:13, 60:18, 61:1, 62:14, 68:7, 68:9, 69:3, 69:5, 70:23 15222 4:6 16 5:7, 28:18, 45:18, 52:6, 52:12, 53:7, 54:8, 58:21 18 45:18, 52:6, 52:7, 52:12, 53:7, 54:8 1st 37:5, 39:22, 40:1</p> <hr/> <p>2</p> <hr/> <p>20 1:14, 7:6,</p>
---	--	--	--

Transcript of Blake Springhetti
 Conducted on October 20, 2021

<p>45:18, 52:6, 52:7, 53:7, 54:9, 76:15 200 4:22 2012 19:6, 53:10, 53:11, 53:21, 54:3, 54:12, 54:17, 54:23, 65:8, 72:6, 72:12, 72:23 2013 19:22 2014 53:10, 53:11, 53:21, 54:4, 54:12, 54:17, 54:23, 72:6, 72:12, 72:23 2016 20:9, 22:24, 22:25, 44:10, 44:12, 44:13, 52:3, 52:6, 52:16, 52:23, 72:23 2018 23:14, 24:1, 44:10, 44:12, 44:13, 52:3, 52:17, 52:23, 72:24 2019 24:3, 24:4, 24:7 2020 25:1, 25:16, 26:2, 31:22, 31:23, 31:25, 32:17, 44:10, 44:12, 44:14, 52:3, 52:10, 52:16, 52:23, 65:8, 68:8, 68:15, 68:16, 72:24 2021 1:3, 1:4, 1:14,</p>	<p>6:14, 7:6, 29:20, 32:13, 76:15 21 1:14, 7:6, 76:15 23 41:23 263 3:19 27612 4:23 2872 5:9 288 4:7 <hr/> 3 63:1, 63:10 30 5:7 3000 3:9 3221 4:15 329 4:24 35 63:5 36 63:11, 63:14 3812 4:24 <hr/> 4 407176 1:23 412 4:7 4140 4:22 43110 9:20 43215 3:18, 4:14, 5:8 45 63:1, 63:10,</p>	<p>63:15, 63:16 466 5:9 4716 3:12 <hr/> 5 501 20:25 52 9:19 545 3:17 55 6:14 5th 62:14 <hr/> 6 61 6:15 614 3:19, 4:15, 5:9 632 3:12 64 6:5 650 3:12 67 6:6 <hr/> 7 7000 3:19 7224 4:7 73 6:7 76 1:24 <hr/> 8 8(c) (2) 6:15, 61:19, 61:23 869 4:15</p>	<p><hr/> 9 <hr/> 919 4:24 94306 3:11 99 47:11, 47:17, 47:23 9th 28:14, 35:24, 36:13, 37:14, 37:18, 39:17, 39:22, 40:8, 40:10, 42:12, 44:2, 44:25, 48:6, 49:25, 61:4, 68:7, 68:23, 69:2, 69:3, 70:3, 73:9</p>
--	--	---	---

IN THE SUPREME COURT OF OHIO

LEAGUE OF WOMEN	:	
VOTERS OF OHIO, <i>et al.</i> ,	:	Case No. 2021-1193
	:	
<i>Relators,</i>	:	
v.	:	
	:	
OHIO REDISTRICTING	:	
COMMISSION, <i>et al.</i> ,	:	
	:	
<i>Respondents.</i>	:	

NOTICE OF DEPOSITION OF BLAKE SPRINGHETTI

TO: Blake Springhetti
 c/o Phillip J. Strach*
 Thomas A. Farr*
 John E. Branch, III*
 Alyssa M. Riggins*
NELSON MULLINS RILEY & SCARBOROUGH LLP
 4140 Parklake Avenue, Suite 200
 Raleigh, NC 27612
 Tel: (919) 329-3800
 Fax: (919) 329-3799
 phil.strach@nelsonmullins.com
 tom.farr@nelsonmullins.com
 john.branch@nelsonmullins.com
 alyssa.riggins@nelsonmullins.com
 *Admitted Pro Hac Vice

PLEASE TAKE NOTICE that, pursuant to the Court Rules, the League of Women Voters of Ohio, Ohio A. Philip Randolph Institute, Tom Harry, Tracy Beavers, Valerie Lee, Sherry Rose, Bonnie Bishop, and Iris Meltzer (“Relators”), by and through their undersigned counsel, will take the deposition of Blake Springhetti, at 2:00 pm on Wednesday, October 20, 2021, remotely, utilizing video technology; or at such other time and locations as may be mutually agreed upon by the parties. If for any reason, the taking of this deposition is not



concluded, the taking thereof may be adjourned from day to day (or time to time) without other notice than oral proclamation at the time and place appointed, until the same shall be completed.

PLEASE TAKE FURTHER NOTICE that the deposition will be recorded by video and stenographic means.

PLEASE TAKE FURTHER NOTICE that the deposition will be conducted via the Zoom platform through PlanetDepos, or via other teleconferencing (“VTC”) services and/or service provider. All participants, including the witness, defending attorney, examining attorney, court reporter, and/or videographer, may appear remotely via one of the options above and may or may not be in the presence of the other participants. Relators reserve the right to (1) utilize instant visual display technology such that the court reporter’s transcription of the proceeding will be displayed simultaneously to any laptop, iPad, tablet or other type of display device connected to the court reporter; (2) record the VTC deposition through the use of video technology; and (3) present any exhibits to the VTC deposition electronically.

Dated: October 19, 2021

Robert D. Fram (PHV 25414-2021)
Donald Brown*
Joshua González**
Juliana Goldrosen (PHV 25193 - 2021)
David Denuyl (PHV 25452-2021)
Salesforce Tower
415 Mission Street, Suite 5400
San Francisco, CA 94105-2533
(415) 591 6000
rfram@cov.com

James Smith*
Megan C. Keenan (PHV 25410-2021)
L. Brady Bender (PHV 25192 - 2021)
Alexander Thomson**
One CityCenter
850 Tenth Street, NW

/s Freda J. Levenson

Freda J. Levenson (0045916)
ACLU of Ohio Foundation, Inc.
4506 Chester Avenue
Cleveland, Ohio 44103
Tel: 614-586-1972 x 125
flevenson@acluohio.org

David J. Carey (0088787)
ACLU of Ohio Foundation, Inc.
1108 City Park Avenue, Suite 203
Columbus, OH 43206
(614) 586-1972 x2004
dcarey@acluohio.org

Alora Thomas**
Julie A. Ebenstein**
Kelsey Miller*

Washington, DC 20001-4956
(202) 662-6000
mkeenan@cov.com

Anupam Sharma (PHV 25418-2021)
James Hovard (PHV 25420-2021)
Yale Fu (PHV 25419-2021)
3000 El Camino Real
5 Palo Alto Square, 10th Floor
Palo Alto, CA 94306-2112
(650) 632-4700
asharma@cov.com

Madison Arent*
The New York Times Building
620 Eighth Avenue
New York, NY 10018-1405
(212) 841 1000
marent@cov.com

American Civil Liberties Union
125 Broad Street
New York, NY 10004
(212) 519-7866
athomas@aclu.org

Counsel for Relators
** Pro Hac Vice Motion Forthcoming*
*** Pro Hac Vice Motion Pending*

CERTIFICATE OF SERVICE

I, Freda J. Levenson, hereby certify that on October 19, 2021, I caused a true and correct copy of the foregoing Notice of Deposition to be served by email upon the following:

Erik J. Clark (0078732)
Ashley Merino (0096853)
ORGAN LAW LLP
ejclark@organlegal.com
amerino@organlegal.com

*Special Counsel to Attorney General Dave Yost
Counsel for Respondent The Ohio Redistricting
Commission*

Michael A. Walton (0092201)
Bridget C. Coontz (0072919)*
*Counsel of Record
Julie M. Pfeiffer (006762)
Michael Hendershot (0081842)
Constitutional Offices Section
30 E. Broad Street, 16th Floor
Columbus, Ohio 43215
Tel: (614) 466-2872
Fax: (614) 782-7592
Michael.Walton@OhioAGO.gov
Bridget.Coontz@OhioAGO.gov
Julie.Pfeiffer@OhioAGO.gov
Michael.Hendershot@OhioAGO.gov

*Counsel for Respondents Ohio Governor
DeWine, Ohio Secretary of State LaRose, and
Ohio Auditor Faber*

John Gilligan (0024542)
Diane Menashe (0070305)
ICE MILLER LLP
250 West Street, Suite 700
Columbus, Ohio 43215
John.Gilligan@icemiller.com
Diane.Menashe@icemiller.com
Tel: (614) 462-2221
Fax: (614) 222-3438
*Counsel for Respondents Senator Vernon Sykes
and House Minority Leader Emilia Sykes*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, OH 45202-3957
Tel: (513) 381-2838
Fax: (513) 381-0205
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach*
Thomas A. Farr*
John E. Branch, III*
Alyssa M. Riggins*
Greg McGuire*
**NELSON MULLINS RILEY &
SCARBOROUGH LLP**
4140 Parklake Avenue, Suite 200
Raleigh, NC 27612
Tel: (919) 329-3800
Fax: (919) 329-3799
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggins@nelsonmullins.com
greg.mcguire@nelsonmullin.com

*Counsel for Respondents Matt Huffman,
President of the Ohio Senate, and Robert R.
Cupp, Speaker of the Ohio House of
Representatives*
*Admitted Pro Hac Vice
**Pro Hac Vice Motions Pending

By: /s/ Freda J. Levenson

2021 10-year look back	Candidate	Democrat	Republican	Candidate	%	%
2020 Presidential	Biden	2,679,165	3,154,834	Trump	45.9%	54.1%
2016 Presidential	Clinton	2,394,164	2,841,005	Trump	45.7%	54.3%
2012 Presidential	Romney	2,827,709	2,661,439	Obama	51.5%	48.5%
2018 US Senate	Brown	2,355,923	2,053,963	Renacci	53.4%	46.6%
2016 US Senate	Strickland	1,996,908	3,118,567	Portman	39.0%	61.0%
2012 US Senate	Brown	2,762,766	2,435,744	Mandel	53.1%	46.9%
2010 US Senate	Fisher			Portman		
2018 Governor	Cordray	2,067,847	2,231,917	DeWine	48.1%	51.9%
2018 Auditor	Space	2,006,204	2,152,769	Faber	48.2%	51.8%
2018 SOS	Clyde	2,049,944	2,210,356	LaRose	48.1%	51.9%
2018 Treasurer	Richardson	2,022,016	2,304,444	Sprague	46.7%	53.3%
2018 Attorney General	Dettelbach	2,084,593	2,272,440	Yost	47.8%	52.2%
2014 Governor	Fitzgerald	1,009,359	1,944,848	Kasich	34.2%	65.8%
2014 Auditor	Carney	1,149,305	1,711,927	Yost	40.2%	59.8%
2014 SOS	Turner	1,074,475	1,811,020	Husted	37.2%	62.8%
2014 Treasurer	Pillich	1,323,325	1,724,060	Mandel	43.4%	56.6%
2014 Attorney General	Pepper	1,178,426	1,882,048	DeWine	38.5%	61.5%
2010 Governor	Strickland			Kasich		
2010 Auditor	Pepper			Yost		
2010 SOS	O'Shaughnessy			Husted		
2010 Treasurer	Boyce			Mandel		
2010 Attorney General	Cordray			Dewine		
Total Votes		30,982,129	36,511,381		721%	879%
		45.90%	54.10%		45.08%	54.92%



Article XI, Section 8(C)(2) Statement

Pursuant to Article XI, Section 8(C)(2) of the Ohio Constitution, the Ohio Redistricting Commission issues the following statement:

The Commission determined that the statewide preferences of the voters of Ohio predominately favor Republican candidates.

The Commission considered statewide state and federal partisan general election results during the last ten years. There were sixteen such contests. When considering the results of each of those elections, the Commission determined that Republican candidates won thirteen out of sixteen of those elections resulting in a statewide proportion of voters favoring statewide Republican candidates of 81% and a statewide proportion of voters favoring statewide Democratic candidates of 19%. When considering the number of votes cast in each of those elections for Republican and Democratic candidates, the statewide proportion of voters favoring statewide Republican candidates is 54% and the statewide proportion of voters favoring statewide Democratic candidates is 46%. Thus, the statewide proportion of voters favoring statewide Republican candidates is between 54% and 81% and the statewide proportion of voters favoring statewide Democratic candidates is between 19% and 46%. The Commission obtained publicly available geographic data for statewide partisan elections in 2016, 2018, and 2020. Publicly available geographic data for those elections was not available for elections in 2012 and 2014. Using this data, the Commission adopted the final general assembly district plan, which contains 85 districts (64.4%) favoring Republican candidates and 47 districts (35.6%) favoring Democratic candidates out of a total of 132 districts. Accordingly, the statewide proportion of districts whose voters favor each political party corresponds closely to the statewide preferences of the voters of Ohio.



The final general assembly district plan adopted by the Commission complies with all of the mandatory requirements of Article XI, Sections 2, 3, 4, 5, and 7 of the Ohio Constitution. The Commission's attempt to meet the aspirational standards of Article XI, Section 6 of the Ohio Constitution did not result in any violation of the mandatory requirements of Article XI, Sections 2, 3, 4, 5, and 7 of the Ohio Constitution.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SUPREME COURT OF OHIO

Case No. 2021-1193

-----x

LEAGUE OF WOMEN VOTERS OF OHIO, et al.,

Petitioners,

v.

OHIO REDISTRICTING COMMISSION, et al.,

Respondents.

-----x

REMOTE DEPOSITION OF CHRISTOPHER GLASSBURN

Wednesday, October 20, 2021

Reported by:

Amy A. Rivera, CSR, RPR, CLR

JOB NO. 201342

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

October 20, 2021
1:14 p.m.

REMOTE deposition of CHRISTOPHER
GLASSBURN held pursuant to Notice, before Amy A.
Rivera, Certified Shorthand Reporter, Registered
Professional Reporter, Certified LiveNote Reporter,
and a Notary Public of the States of New York, New
Jersey, and Delaware.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

R E M O T E A P P E A R A N C E S :

ACLU OF OHIO

Counsel on Behalf of League of Women Voters of
Ohio, Relators

4506 Chester Avenue
Cleveland, Ohio 44103

BY: FREDA LEVENSON, ESQ.

DAVID CAREY, ESQ.

ORGAN LAW

Special Counsel to Attorney General Dave Yost;
Counsel for Respondent the Ohio Redistricting
Commission

1330 Dublin Road
Columbus, Ohio 43215

BY: ERIK CLARK, ESQ.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

R E M O T E A P P E A R A N C E S (continued):

O H I O A T T O R N E Y G E N E R A L ' S O F F I C E

Counsel for Respondents Ohio Governor DeWine, Ohio
Secretary of State LaRose, and Ohio Auditor Keith
Faber

 Rhodes State Office Tower

 30 East Broad Street

 Columbus, Ohio 43215

BY: BRIDGET COONTZ, ESQ.

 JULIE PFEIFFER, ESQ.

N E L S O N M U L L I N S R I L E Y & S C A R B O R O U G H

Counsel for Respondents Matt Huffman, President of
the Ohio Senate, and Robert R. Cupp, Speaker of
the House of Representatives

 4140 Parklake Avenue

 Raleigh, North Carolina 27612.

BY: JOHN BRANCH, III, ESQ.

 ALYSSA RIGGINS, ESQ.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

R E M O T E A P P E A R A N C E S (continued):

ICE MILLER

Counsel for Respondents Senator Vernon Sykes and
House Minority Leader Emilia Sykes

250 West Street

Columbus, Ohio 43215

BY: DIANE MENASHE, ESQ.

ELIAS LAW GROUP

Counsel for Bennett Relators (Case No. 2021-1198)

10 G Street NE

Washington, D.C. 20002

BY: JYOTI JASRASARIA, ESQ.

RAISA CRAMER, ESQ.

AUDITOR OF STATE - OHIO

Counsel for Ohio Auditor Keith Faber

88 East Broad Street

Columbus, OH 43215

BY: SLOAN SPALDING, ESQ.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

R E M O T E A P P E A R A N C E S (continued):

REED SMITH

Counsel for the Ohio Organizing Collaborative

Relators (No. 2021-1210)

355 South Grand Avenue

Los Angeles, California 90071

BY: BENJAMIN FLIEGEL, ESQ.

MARK SCHNEIDER, ESQ.

MATTHEW WILLIAMS, ESQ.

Attorneys for the Witness

ALSO PRESENT:

Harry Black

1 CHRISTOPHER GLASSBURN

2 COURT REPORTER: Good afternoon,
3 Counsel.

4 My name is Amy Rivera. I am a
5 certified court reporter in association with
6 TSG Reporting, Inc.

7 Due to the severity of the COVID-19
8 and following the practice of social
9 distancing, I will not be in the same room
10 with the witness but will record this
11 deposition remotely and will swear the
12 witness remotely.

13 Do all parties stipulate to the
14 validity of the remote recording and remote
15 swearing and that it will be admissible in
16 the courtroom as if it had been taken
17 following the state's rules where this case
18 is pending?

19 EXAMINATION

20 BY MR. BRANCH:

21 Q. Good afternoon, Mr. Glassburn.

22 My name is John Branch. I'm here
23 representing Speaker Cupp and Senate President
24 Huffman in three apportionment cases that are
25 pending before the Supreme Court of Ohio.

1 CHRISTOPHER GLASSBURN

2 Have you ever been deposed before?

3 (Discussion off the record.)

4 MR. BRANCH: We do agree to the
5 stipulations.

6 MR. FLIEGEL: This is Ben Fliegel on
7 behalf of the Ohio Organizing Collaborative.

8 We agree.

9 MR. CLARK: Erik Clark on behalf the
10 Ohio Redistricting Commission.

11 We agree.

12 MS. JASRASARIA: Jyoti Jasrasaria on
13 behalf of Bennett relators.

14 We agree.

15 MR. CAREY: David Carey on behalf of
16 the League of Women Voters of Ohio relators.

17 We agree.

18 MS. MENASHE: Diane Menashe on behalf
19 of respondents Senator Vernon Sykes and
20 Leader Emilia Sykes.

21 We agree.

22 MR. SCHNEIDER: Mark Schneider and
23 Matt Williams on behalf of witness Chris
24 Glassburn, G-L-A-S-S-B-U-R-N.

25 And we also agree to the remote nature

1 CHRISTOPHER GLASSBURN

2 of the deposition.

3 C H R I S T O P H E R G L A S S B U R N, having
4 been duly sworn by the Notary Public, testified as
5 follows:

6 MR. SCHNEIDER: One thing I would just
7 indicate, folks, before we begin,
8 Mr. Glassburn has a newborn. He's wearing a
9 mask today. If there's difficulty in
10 understanding him or hearing him, please,
11 just let us know and he could speak up or
12 repeat himself.

13 MR. BRANCH: Fair enough. Fair
14 enough.

15 And my apologies about the false start
16 a moment ago.

17 BY MR. BRANCH:

18 Q. Mr. Glassburn, have you been deposed
19 before?

20 A. Yes.

21 Q. All right. So you've been through
22 this process. You know -- if I ask you a
23 question, can you please answer verbally as the
24 head nods or head shakes will not make it onto the
25 record?

1 CHRISTOPHER GLASSBURN

2 A. Yes.

3 And just mention, I have a broken
4 vertebra in my neck, so my head movement is not in
5 reference to your questions. It's because I'm
6 uncomfortable.

7 MR. SCHNEIDER: That's something else
8 I should address as well. Mr. Glassburn has
9 had a neck injury. He has difficult
10 pivoting his neck, so from time to time he
11 needs to be able to adjust himself. That's
12 what it's about.

13 Q. And, Mr. Glassburn, if you need to
14 take a break at any point in time for that or
15 other reasons, feel free to ask for one. I would
16 just ask that you answer any questions that has
17 been posed prior to taking the break.

18 If for some reason you don't
19 understand a question that I've asked, please ask
20 me to rephrase. If you do answer the question, I
21 will assume that you understand it.

22 Is that okay?

23 A. Yes.

24 Q. You mentioned you've been deposed
25 before.

CHRISTOPHER GLASSBURN

1
2 How many times have you had your
3 deposition taken?

4 A. Once in a case like this, and then
5 other times as a witness to things that were not
6 redistricting related.

7 Q. How many -- approximately how many
8 times have you been deposed in matters that were
9 not redistricting related?

10 A. Five or six times.

11 Q. And when was the most recent time that
12 you were deposed in a matter that wasn't related
13 to a redistricting?

14 A. Before the age of 18.

15 Q. Okay. Fair enough.

16 And the testimony you referenced
17 giving in a redistricting-related matter, was that
18 in previous redistricting litigation in Ohio?

19 A. Yes.

20 Q. And do you recall whether that was in
21 a deposition on or about December 14, 2018?

22 A. That sounds correct.

23 Q. Do you recall giving the testimony in
24 that deposition?

25 A. Yes.

CHRISTOPHER GLASSBURN

1
2 Q. And did you provide truthful testimony
3 in that deposition?

4 A. Yes.

5 MR. BRANCH: All right. Let's go
6 ahead and upload and mark Exhibit 1.

7 (Exhibit 1, deposition excerpt, was
8 marked for identification at this time.)

9 MR. BRANCH: And this is going to be
10 a -- well...

11 Okay. The exhibit was just
12 transmitted through the chat. This is a
13 deposition excerpt from Ohio A. Philip
14 Randolph Institute, et al., versus Speaker
15 Smith, et al.

16 Counsel, do you have a copy of the
17 Exhibit 1?

18 MR. SCHNEIDER: I just want to
19 clarify, I've got a segment of that
20 deposition. I've got it beginning with the
21 cover page, page 1, and going through
22 page 31.

23 Is that accurate?

24 MR. BRANCH: It is. It's actually --
25 the excerpt is a little more nuanced than

1 CHRISTOPHER GLASSBURN

2 that. It's page 1 through page 12 and then
3 pages 30 and 31.

4 MR. SCHNEIDER: Very good.

5 I would just object for the record to
6 the alteration of the document. It looks
7 like there's some highlights.

8 MR. BRANCH: And I hear you. I will
9 note for counsel's purpose that there is a
10 file stamp at the top of the document, which
11 it was filed in federal court in the
12 referenced litigation, and I will represent
13 to you that this is what was filed, and so
14 we have not altered the document in any way.

15 So --

16 MR. SCHNEIDER: What is the exhibit
17 number?

18 MR. BRANCH: This is 1.

19 MR. SCHNEIDER: Got it.

20 Mr. Glassburn has access to the
21 exhibit.

22 MR. BRANCH: Thank you.

23 BY MR. BRANCH:

24 Q. Mr. Glassburn, does this look like the
25 transcript from the deposition that you gave in

CHRISTOPHER GLASSBURN

1
2 the A. Philip Randolph litigation in 2018?

3 A. Yes, this is a small portion of it.

4 Q. Gotcha.

5 And let's turn to the back of the
6 exhibit, the last two pages with the blue
7 highlighting.

8 Can you review these two pages of
9 testimony and just let me know if you have any
10 reason to believe that they were not transcribed
11 correctly?

12 A. I've reread it.

13 Q. And do you have any reason to believe
14 that the transcript is inaccurate?

15 A. No.

16 Q. Okay. Thank you.

17 MR. SCHNEIDER: For the record,
18 specifically, you're talking about pages 30
19 and 31 you wanted him to refer to?

20 MR. BRANCH: That's correct.

21 Q. All right. And, Mr. Glassburn, you
22 had mentioned that you had a neck injury you were
23 dealing with, and I just want to make sure that --
24 are you under the influence of any drugs or
25 medications or anything else that would prevent

1 CHRISTOPHER GLASSBURN

2 you from being able to testify truthfully today?

3 A. No.

4 MR. BRANCH: All right. Let's upload
5 and mark Exhibit 2.

6 (Exhibit 2, subpoena, was marked for
7 identification at this time.)

8 MR. BRANCH: And, Counsel, this is
9 going to be the subpoena that was served on
10 Mr. Glassburn.

11 MR. SCHNEIDER: Is that included in
12 the e-mailed exhibits?

13 MS. RIGGINS: Yes, and it was just
14 transmitted through the chat function as
15 well.

16 MR. SCHNEIDER: Hold on, I'm just
17 looking for it in the pile.

18 You said it was included in the
19 exhibits?

20 MS. RIGGINS: Yes, and it's also
21 transmitted through the chat function. You
22 can click on it.

23 MR. BRANCH: If you click on the chat
24 button on Zoom, there's a link in there.

25 MR. SCHNEIDER: All right. Thank you.

1 CHRISTOPHER GLASSBURN

2 Mr. Glassburn has access to the
3 exhibit.

4 MR. BRANCH: Thank you.

5 BY MR. BRANCH:

6 Q. Mr. Glassburn, can you first review
7 the first three pages of Exhibit 2.

8 A. Okay.

9 Q. And what is it?

10 A. It's a subpoena for me to hand over --
11 no, this is the subpoena for my deposition.

12 Q. Fair enough.

13 And are you appearing here today to
14 testify in compliance with the subpoena?

15 A. Yes, but I will note that this is not
16 the document that I had received.

17 Q. Okay.

18 All right. Let's turn to the fourth
19 page of Exhibit 2.

20 A. Yeah.

21 Q. And this is the document entitled,
22 "Subpoena Duces Tecum."

23 Do you recall receiving this document?

24 A. No.

25 Q. Did you receive a subpoena seeking to

1 CHRISTOPHER GLASSBURN

2 require you to produce documents in connection
3 with the three apportionment cases in front of the
4 Ohio Supreme Court?

5 A. Yes. So I got three subpoenas. They
6 just aren't these ones in specific.

7 Q. Okay.

8 Well, let me ask this: I believe you
9 produced approximately 1,064 documents, plus a
10 number of native files to us at 12:08 this
11 afternoon. Is that right?

12 MR. SCHNEIDER: I could speak to that.

13 We did transmit those files this
14 afternoon.

15 MR. BRANCH: All right.

16 MR. SCHNEIDER: Mr. Glassburn didn't
17 play a role in that.

18 Q. Were the -- and the documents were
19 produced pursuant to the subpoena?

20 A. There were three subpoenas that I
21 received, two that were asking -- that were
22 identical asking for a deposition on the 20th, and
23 one that was asking for documents on the 14th.

24 They're similar to these, but they're
25 just not these.

CHRISTOPHER GLASSBURN

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Q. Okay.

What did you do to search for documents?

A. So I went through my e-mails and I went through the folder on my computer that had -- that was for this -- for this client, this purpose, and I looked at my phone and I looked at my account or -- for Vernon Sykes on Dave's Redistricting.

Q. Now, when you refer to your account for Vernon Sykes on Dave's Redistricting, is that the account on Dave's Redistricting with the owner, Senator Vernon Sykes?

A. Yes.

Q. Okay. And what documents did you produce from the Dave's Redistricting account?

A. If there were any map plans that were not published publicly and not already contained in the e-mails, I -- I was looking to see if there was anything that wasn't already included, and so I then just decided, all right, I'm just going to download a copy of each, and so you have each, and they are each labeled with a prefix of "DRA."

Q. Okay.

1 CHRISTOPHER GLASSBURN

2 So -- and just to make sure I'm
3 understanding you right, to the extent that you
4 uploaded a map to Dave's Redistricting to the
5 Senator Vernon Sykes owner account, you have
6 produced copies of each of those maps to us in
7 connection with your response to the subpoena?

8 A. Yes.

9 Q. Okay. Thank you.

10 What did you do to look for documents
11 on your phone?

12 A. I looked to see if I had any text
13 messages from anyone that I know to be part of the
14 process or be part of their relators, and
15 that's -- that's what I looked for.

16 Q. All right.

17 And did you search for texts to and
18 from specific people?

19 A. Yes.

20 Q. All right.

21 Did you run any search queries for
22 terms related to redistricting, for example,
23 through your text messages?

24 A. I looked for any message that I had
25 from the time period of this in its entirety. So

CHRISTOPHER GLASSBURN

1
2 I did not look for specific terms, I looked at
3 everything during the month or month and a half
4 now, I guess, of service.

5 Q. And for the month, month and a half of
6 service, are you referring to the period of time
7 in which you or Project Govern were engaged to
8 provide redistricting services to the Senate
9 Democratic Caucus?

10 A. Yes.

11 Q. And then you mentioned a folder on
12 your computer for this client.

13 How many computers do you own?

14 A. Two.

15 Q. All right.

16 Can you give me a quick description of
17 the two computers, please?

18 A. One device is a device I've had for I
19 guess four years now that at the time was of a
20 high enough quality and attributes to be able to
21 handle programs such as Maptitude, and then a
22 second device, which is a Chromebook, that has a
23 larger hard drive on it than a typical hard drive.

24 Q. Are these computers owned by you
25 individually?

CHRISTOPHER GLASSBURN

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A. Yes.

Q. Do you have any other computers that are owned by Project Govern or used by Project Govern?

A. No.

Q. Okay.

Do you have any iPads?

A. No.

Q. All right.

Which computer did you search for responsive documents to the subpoena?

A. Both.

Q. Okay.

I thought -- so you did search both computers, and then you mentioned a folder that you maintained for this client.

Is this client the Senate Democratic Caucus?

A. Yes.

Q. And did you maintain a folder for the Senate Democratic Caucus on both computers?

A. The nature of the Chromebook is that it's not a -- it's not a device that you would -- that I keep files on. It is for if I need to

CHRISTOPHER GLASSBURN

1
2 display something while I'm traveling. I didn't
3 expect to find files, and I didn't have any files
4 on it.

5 Q. Gotcha.

6 So the -- so you searched for files on
7 the Chromebook and found no responsive documents?

8 A. Correct.

9 Q. All right.

10 And then you also searched the
11 four-year-old computer?

12 A. Yes.

13 Q. Is that a desktop or a laptop?

14 A. It's a laptop.

15 Q. All right.

16 How did you search the four-year-old
17 computer for responsive documents?

18 A. I looked in that folder that I kept
19 everything for this client on.

20 Q. All right.

21 And what was the name of the folder?

22 A. "Redistricting."

23 Q. And did you search the entirety of the
24 redistricting folder for responsive documents?

25 A. Yes.

1 CHRISTOPHER GLASSBURN

2 Q. And what was your understanding of
3 what types of electronic files would constitute
4 documents responsive to the subpoena?

5 MR. SCHNEIDER: Objection to the
6 extent this moves into legal advice.

7 A. I mean, I asked my counsel for their
8 definition --

9 Q. And I want -- in fairness to you, I'm
10 not asking you for any -- the contents of any
11 communications with your counsel.

12 But I just want to know what -- when
13 you looked at the folder and you looked inside the
14 folder, what kind of documents were you looking
15 for, or did you just take the entirety of the
16 folder and produce it?

17 I'm trying to figure out how you
18 distinguished between things.

19 A. It's the entirety of everything that I
20 had.

21 Q. So what's been produced to us is the
22 entirety of your redistricting folder contained on
23 your four-year-old laptop?

24 A. Yes.

25 Q. And did you save all of the files on

CHRISTOPHER GLASSBURN

1
2 which you worked for the Senate Democratic Caucus
3 into this redistricting folder on the
4 four-year-old laptop?

5 A. Yes, or in the actual account on
6 Dave's Redistricting.

7 Q. And you testified earlier you believe
8 that you've exported and produced all of the
9 Dave's Redistricting files?

10 A. Correct.

11 Q. Okay. So let's -- do you maintain any
12 cloud storage accounts?

13 A. No.

14 Q. Do you have -- you don't maintain like
15 a Google Drive account or a Dropbox account or a
16 One Drive account or anything like that?

17 A. Not for this purpose, no.

18 Q. What do you mean by "not for this
19 purpose"?

20 A. I mean, like, I have a Google Drive of
21 my baby pictures.

22 Q. Okay.

23 A. I don't use it for business.

24 Q. Okay.

25 So you've never saved any

CHRISTOPHER GLASSBURN

1
2 redistricting files to the Google Drive account?

3 A. No.

4 Q. Okay.

5 What e-mail accounts do you use?

6 A. I predominantly use my business
7 account, chris@projectgovern.com. I have a legacy
8 personal account that is c.glassburn@hotmail.com.
9 So everything is attached to one of those two.

10 Q. Gotcha.

11 And do you -- have you ever used any
12 other e-mail accounts either professionally or
13 personally?

14 MR. SCHNEIDER: Objection to scope.

15 Can you narrow what time period you're
16 describing?

17 MR. BRANCH: Fair enough.

18 Q. Within the last 18 months?

19 A. I have an additional -- I think it's
20 answers@projectgovern that is on my business card,
21 but I don't utilize it. It forwards to
22 chris@projectgovern, and I don't get intake from
23 there.

24 Q. All right.

25 Any other accounts?

1 CHRISTOPHER GLASSBURN

2 A. I don't believe so.

3 Q. Usually, to have a Google Drive
4 account, you've also got to have a Gmail e-mail
5 address associated with it to log in, although
6 perhaps I may have misunderstand the nature of it.

7 Do you use a Gmail account at all?

8 A. I don't have a Gmail account that I
9 have access to or use. At one point years ago I
10 had a Gmail account to set up Google Calendar, but
11 I don't -- that was for a previous job that I
12 haven't held for five years now.

13 Q. Okay.

14 Were all of the Maptitude files that
15 you worked on in connection with your work for the
16 Senate Democratic Caucus saved into the
17 redistricting folder on the four-year-old laptop?

18 A. I did not make or use any Maptitude
19 files for this job.

20 Q. Okay.

21 So you -- did you use Maptitude at all
22 in connection with your work for the Senate
23 Democratic Caucus during the 2021 redistricting
24 cycle?

25 A. I did not, no.

CHRISTOPHER GLASSBURN

1
2 Q. So you did not sit at a computer and
3 compose or change district lines using the
4 Maptitude program at all during the 2021
5 redistricting process?

6 A. Correct.

7 Q. To the extent that you have produced
8 documents to us today, would you agree that they
9 are documents that you maintained in the course of
10 your work for the Senate Democratic Caucus?

11 A. Yes.

12 Q. Okay.

13 So other than conversations you had
14 with your attorneys, what did you do to prepare
15 for your deposition today?

16 A. I did the reviews that I've already
17 described in regards to seeing what documents I
18 had to prepare.

19 Q. What else did you do?

20 A. That's all I've done.

21 Q. Did you talk to anybody about your
22 deposition today besides your lawyer?

23 A. Only those who are my clients or wife
24 to tell them that I had a deposition, but not to
25 prepare for today, just to tell them that I had

CHRISTOPHER GLASSBURN

1
2 one.

3 Q. And which clients did you talk to
4 about the fact that you were being deposed today?

5 A. My normal business clients who are up
6 for election in 13 days, candidates for a local
7 office.

8 Q. Did you talk to Representative Sykes
9 or anybody on her staff about your deposition
10 today?

11 A. No.

12 Q. Did you talk to Representative Sykes
13 or anybody on her staff about her deposition?

14 A. No.

15 Q. Did you talk to Senator Sykes or
16 anyone on his staff about his deposition?

17 A. I had a conversation with the Senate
18 legal staff, the two of them, Kristin and Scott,
19 about trying to secure --

20 MR. SCHNEIDER: Objection as it
21 relates to any attorney-client privilege.

22 A. Trying to secure representation, as I
23 was previously engaged in the case three years
24 ago. That was the subject of my discussions with
25 them, was to try to get representation from the

CHRISTOPHER GLASSBURN

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Attorney General's Office.

Q. Outside of the referenced conversation with Kristin or Scott, did you talk to anybody else?

Did you have any other conversations with Senator Sykes or his staff about your deposition?

A. No.

Q. And have you talked to Senator Sykes or anyone on his staff about his deposition?

A. No.

Q. And have you spoken with anyone about the deposition of Ray DiRossi?

A. No.

Q. Okay.

I'd like to hear a little bit about your background.

Where are you from originally?

A. From Cleveland.

Q. Where did you go to school?

A. I went to North Olmsted High School. College, undergraduate at American University and Baldwin Wallace. Graduate school, I did some work at Cleveland State.

CHRISTOPHER GLASSBURN

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Q. All right.

So after you finished school, what did you do?

A. I worked for then Representative Armond Budish in the Ohio House of Representatives. I was also an elected official at the time for the North Olmsted Board of Education.

Q. Then where did you do work?

A. I intermittently worked for Mr. Budish in the state House and the Democratic Caucus in the Ohio House in the state House in a couple of different stints, and in between, ran my own -- started by own business called "Glassburn Advisers."

Q. And what types of work did Glassburn Advisers do?

A. Typically, election work, but a limited amount of redistricting work.

Q. And when did you start Glassburn Advisers?

A. I couldn't tell you the exact dates off the top of my head.

Q. What's your best recollection?

1 CHRISTOPHER GLASSBURN

2 A. It would be intermittently used in the
3 period between 2011 and 2015 --

4 (Discussion off the record.)

5 MR. SCHNEIDER: I think Mark was
6 shifting some papers around. So the
7 question I had was: When did you start
8 Project Govern.

9 THE WITNESS: So to the -- the court
10 reporter's question, I said after '15, I
11 took another -- I took a full-time job
12 somewhere else. I worked for Cuyahoga
13 County -- sorry -- I mean January 2015, to
14 be clear on that.

15 I started Glassburn Advisers in
16 October of 2016. And left Cuyahoga County
17 when I did that.

18 BY MR. BRANCH:

19 Q. And just to be clear, you just -- you
20 testified that you started at Glassburn Advisers
21 in October of 2016. Is that correct?

22 A. It was dated the 1st of January 2017,
23 but that's functionally when I started. It was
24 October of '16.

25 Q. All right.

1 CHRISTOPHER GLASSBURN

2 Other than Glassburn Advisers and
3 Project Govern are there any other entities owned
4 by you or in which you have any interest?

5 A. No.

6 Q. All right.

7 And you referenced your spouse earlier
8 in the deposition.

9 Does she have an ownership interest in
10 any entities that you're aware of?

11 A. No.

12 Q. So we discussed earlier that you've
13 been engaged by the Senate Democratic Caucus to
14 provide redistricting services for the 2021
15 redistricting cycle, right?

16 A. Yes.

17 Q. All right.

18 Did you enter into a contract with the
19 Senate Democratic Caucus to provide these
20 services?

21 A. Yes.

22 MR. BRANCH: Okay. Let's call up
23 VSYKES_406 through 414.

24 (Exhibit 3, e-mail dated August 16,
25 2021, Bates stamped VSYKES_0406 through 414,

1 CHRISTOPHER GLASSBURN

2 was marked for identification at this time.)

3 BY MR. BRANCH:

4 Q. And, Mr. Glassburn, I'll represent to
5 you, you'll see a notation in the bottom
6 right-hand corner of the document, VSYKES,
7 underscore, and then a number.

8 "VSYKES" is shorthand for, obviously,
9 Senator Sykes, and this is a document that Senator
10 Sykes produced to us in connection with the
11 litigation.

12 Can you take a moment to review the
13 document?

14 MR. SCHNEIDER: Just for my
15 clarification of the exhibit, is this -- I
16 apologize --

17 MR. BRANCH: It's Exhibit 3.

18 MR. SCHNEIDER: This will be
19 Exhibit 3, and just so I can locate it in
20 the stack here, is there a date on that?

21 MR. BRANCH: It's -- the e-mail is
22 dated Monday, August 16, 2021. The Bates
23 number is VSYKES_406 through 414.

24 MR. SCHNEIDER: Bear with me. I'm
25 just finding the exhibit.

1 CHRISTOPHER GLASSBURN

2 BY MR. BRANCH:

3 Q. Mr. Glassburn, do you have the
4 document up on the computer?

5 A. You froze and I didn't hear anything
6 between Mr. Glassburn and you taking a drink of
7 your pop, or whatever that is.

8 Q. I was asking if you had the document
9 up on your computer?

10 A. Yes.

11 Q. Okay. Can we --

12 MR. SCHNEIDER: Excuse me. So this is
13 August 16, 2021.

14 All right. Mr. Glassburn has the
15 exhibit, and that will be No. 3?

16 MR. BRANCH: Yes.

17 MR. SCHNEIDER: Thank you.

18 Q. Mr. Glassburn, what does the page
19 marked VSYKES_0406 appear to be?

20 A. It is Randall Routt forwarding an
21 e-mail to a number of Senate staff from me about a
22 contract with Senate Democrats.

23 Q. All right.

24 First thing I want to do is go through
25 the folks that are on that top e-mail.

1 CHRISTOPHER GLASSBURN

2 Who's Mr. Routt?

3 A. He is a -- I don't know his official
4 title, but he is a policy staff person for the
5 Senate Democrats.

6 Q. And is Mr. Routt involved in the
7 Senate Democrats redistricting efforts in 2021?

8 A. Yes.

9 Q. And to the best of your knowledge,
10 what role does Mr. Routt have with regard to the
11 Senate Democratic Caucus' work on redistricting in
12 the 2021 cycle?

13 A. Mr. Routt is my primary contact with
14 the Senate Democrats. With me living in Cleveland
15 and him being on staff in Columbus, there were
16 functions that he did that required somebody in
17 person to do when I wasn't physically in Columbus.
18 But otherwise, Randall's primary role was to
19 handle redistricting on the official staff side.

20 Q. Was he responsible for composing any
21 of the district lines for the maps that
22 Senator Sykes submitted to the Commission?

23 A. No.

24 Q. All right.

25 Who's George Boas? I apologize.

CHRISTOPHER GLASSBURN

1
2 A. George Boas is another very senior
3 staffer with the Senate Democrats on -- again,
4 he's on policy, but I couldn't tell you his exact
5 job title.

6 Q. All right.

7 What about Mike Rowe?

8 A. Mike Rowe is the chief of staff for
9 the Senate Democrats.

10 Q. Okay.

11 And I believe you mentioned Kristin
12 Rothey was an attorney for the Senate Democrats
13 earlier. Is that right?

14 A. Yes.

15 Q. And the same for Scott Stockman, is
16 he -- is Mr. Stockman an attorney for the Senate
17 Democrats?

18 A. Yes.

19 Q. Okay. Let's turn to the remainder of
20 Exhibit 3.

21 Can you let me know what you believe
22 this is?

23 A. This is a version of the redistricting
24 contract that I proposed and ultimately was
25 accepted by the Senate Democrats.

CHRISTOPHER GLASSBURN

1
2 Q. Is this the version of the contract
3 that was actually accepted by the Senate
4 Democrats?

5 A. I can't say that with absolute
6 certainty because this is one that was signed by
7 both me and Kenny Yuko. It's one of the later
8 versions if it's not the latest, but I can't say
9 with certainty which one it is.

10 Q. Do you know if you produced the final
11 signed version of the Project Govern Ohio
12 redistricting contract with the Senate Democratic
13 Caucus to us in the production of documents we
14 received earlier today?

15 A. Yes.

16 Q. Okay. And is that yes, you produced
17 it, or yes, you know?

18 A. Yes, I produced it.

19 Q. Okay. Thank you.

20 Did your contract with the Senate
21 Democratic Caucus have any requirement that the
22 Senate Democratic Caucus indemnified you for legal
23 expenses incurred in connection with the services
24 you provided under the contract?

25 A. It was a topic that was discussed, but

CHRISTOPHER GLASSBURN

1
2 ultimately not included in the final contract.

3 Q. When you said, "It was a topic that
4 was discussed," were any promises ever made to you
5 to reimburse you for any legal expenses in the
6 event that you became ensnared in the litigation
7 over the redistricting maps?

8 A. No.

9 Q. Has anybody ever promised to reimburse
10 you for your legal fees incurred in your
11 participation in any litigation related to the
12 redistricting services that you provided for the
13 Senate Democratic Caucus?

14 A. No.

15 Q. And are you still providing services
16 for the Senate Democratic Caucus?

17 A. Yes.

18 Q. All right.

19 And Exhibit 3 references a total fee
20 from the Senate Democratic Caucus to you -- excuse
21 me -- to Project Govern of \$55,000.

22 Is that what you ultimately agreed to
23 with the Senate Democratic Caucus?

24 A. Yes.

25 Q. And approximately how much of that

1 CHRISTOPHER GLASSBURN

2 \$55,000 has been paid to you to date?

3 A. Sixteen thousand.

4 Q. All right.

5 There have been documents produced in
6 this case that have indicated that another group
7 called "HaystaqDNA" was involved on behalf of the
8 Democratic Caucuses in their redistricting
9 efforts.

10 Do you have any familiarity with
11 HaystaqDNA?

12 A. I met the -- or became familiar with
13 the organization in the course of this specific
14 suit and that they will be -- not this suit, this
15 redistricting, that they became the consultant for
16 the House Democrats.

17 Q. All right.

18 What -- who is HaystaqDNA?

19 A. I dealt with a person named Anh
20 Volmer, but I don't -- I don't have any other
21 contact with that organization, and to be honest,
22 don't really know much about them.

23 Q. All right. And I just want to make
24 sure I understood that right.

25 Did you testify that Ms. Volmer was

CHRISTOPHER GLASSBURN

1
2 the only person with Haystaq with whom you had any
3 contact?

4 A. Yes. I think she copied one of her
5 bosses on e-mails on occasion, but I didn't ever
6 interact with that person.

7 Q. Okay.

8 And did you communicate with
9 Ms. Volmer via e-mail?

10 A. Yes.

11 Q. And have you produced all of your
12 e-mails with Ms. Volmer to us?

13 A. Yes.

14 Q. All right.

15 And did you communicate with her over
16 the phone?

17 A. Yes.

18 Q. When did you first start talking to
19 Ms. Volmer?

20 A. It would have to have been after --
21 after August 31st, because I don't recall ever
22 dealing with -- with them prior to our -- the
23 Senate Democrats' first map.

24 And, again, I want to look back at
25 e-mails or documents that would give me an exact

CHRISTOPHER GLASSBURN

1
2 date, but her participation was not until
3 considerably later in the process.

4 Q. Gotcha.

5 What was -- strike that.

6 It's my understanding that
7 Senator Sykes was the member of the Commission who
8 submitted the Democratic maps to the Commission
9 for consideration. Is that right?

10 A. On behalf of the Senate Democrats for
11 the first maps, and then there were joint maps
12 with the House Democrats, again, late in the
13 process.

14 Q. Okay. So let me make sure I
15 understand the timeline right.

16 So I believe that the Democratic maps
17 were submitted on August 31st, September 1st,
18 September 13th, and September 15th.

19 Is that timeline correct?

20 A. I thought we did one more in between
21 the 1st and the 13th, but that -- that's generally
22 correct.

23 Q. Okay.

24 And did you produce -- I believe a
25 moment ago you testified that you produced the

CHRISTOPHER GLASSBURN

1
2 September -- excuse me -- the August 31st map
3 independent of HaystaqDNA and the Democratic House
4 Caucus. Is that right?

5 A. Yes.

6 Q. And did you also produce the
7 September 1st map independent of HaystaqDNA and
8 the House Caucus?

9 A. Yes.

10 Q. Did you produce the September 13th map
11 in connection or cooperation with HaystaqDNA and
12 the House Caucus?

13 A. Yes.

14 Q. So it would be fair to say that at
15 some point between September 1st and
16 September 13th, you began having communications
17 with Haystaq about the composition of the
18 September 13th map that was submitted to the
19 Commission?

20 A. Yes.

21 Q. What prompted you to begin to have
22 conversations with Haystaq about the map that
23 ultimately became the September 13th map?

24 A. Well, until that point, our process
25 had been -- been internal in terms of my contact

1 CHRISTOPHER GLASSBURN

2 was with Leader Yuko, Senator Sykes and Randall
3 Routt predominantly and their interaction with
4 members of the Senate Democratic Caucus.

5 Prior to the September 13th map --
6 and, again, I can't give you the exact date --
7 we -- Senator Sykes and Yuko wanted us to start
8 integrating the House Democrats, and the House
9 Democrats asked us to talk to the Haystaq folks or
10 Ann Volmer to communicate their interest.

11 Q. Was there -- do you know why the House
12 Democrats didn't participate in the August 31st
13 map?

14 MR. SCHNEIDER: Objection as to
15 speculation.

16 MR. BRANCH: I'm just asking what he
17 knows.

18 MR. SCHNEIDER: If you know.

19 A. Do I know why the House Democrats
20 didn't want to participate? Is that the question?

21 Q. I'll ask the question a different way.
22 Do you have any belief as to the
23 reason why the Senate Democratic Caucus submitted
24 its own map on August 31st rather than a joint map
25 with the House Democratic Caucus?

1 CHRISTOPHER GLASSBURN

2 MR. SCHNEIDER: Again, objection as to
3 improper speculation as to other people's
4 motives.

5 A. I can tell you that in my role as
6 their consultant, I consistently advocated for us
7 following the rules of the Constitution, including
8 the timeline, and so it was the priority for us to
9 submit a map in accordance with the timeline of
10 the Constitution.

11 Q. Was -- do you have any evidence that
12 the Senate -- excuse me -- that the House
13 Democratic Caucus shared your concern about
14 complying with the timelines contained in the
15 Constitution?

16 MR. SCHNEIDER: Objection, again, as
17 to speculation as to what the House Caucus
18 might have used as motivation or
19 contingents.

20 A. Leader Sykes very publicly at multiple
21 of the Commission meetings that were held, as he
22 appealed hearings, but prior to the end of the
23 month in August indicated that she wanted maps
24 produced by the Commission.

25 So I would take her at her face value

CHRISTOPHER GLASSBURN

1
2 that that's what she wanted and what her Caucus
3 wanted.

4 Q. Gotcha. Okay.

5 Do you have any idea why the House
6 Caucus hired a DC-based consultant for
7 redistricting?

8 MR. SCHNEIDER: Objection as to
9 speculation again.

10 A. No, I don't.

11 Q. Gotcha.

12 What role did Haystaq play in
13 composing the lines for the House districts in the
14 September 13th plan?

15 A. Their role was to communicate the
16 House Democrats' desires. Their role was also to
17 be an aggregator of their House members', you
18 know, interests.

19 It wasn't my role to talk to or
20 solicit advice or requests from individual
21 Democratic House members. So that was their role.

22 The September 13th map was -- I was
23 the predominant drawer and person who assembled
24 the record -- the map that was submitted.

25 Q. Gotcha.

1 CHRISTOPHER GLASSBURN

2 And when you say, "predominant
3 drawer," who else besides you participated in
4 composing any district lines for the
5 September 13th plan?

6 A. Well, Auditor Faber, Secretary LaRose,
7 Senators Yuko and Sykes, and whatever was
8 communicated to me by Randall Routt.

9 Q. Okay.

10 With regard to the electronic files
11 that composed the September 13th plan, did anyone
12 besides you sit at a computer and edit those
13 files?

14 A. Haystaq could see our drawing of
15 the -- I don't think it was until the
16 September 15th map that they could see it as we
17 drew it, but they saw our maps and gave verbal
18 feedback, but I am the person who drew that map.

19 Just make sure that they drew the
20 lines except for me.

21 Q. Okay. That's -- that's what I was
22 looking for. I appreciate that.

23 But in -- I think you testified a
24 second ago that with regard to the September 15th
25 plan, Haystaq could see the lines as you drew

1 CHRISTOPHER GLASSBURN

2 them, but with regard to the September 13th plan,
3 how did they provide input?

4 A. We had multiple Zooms where we -- they
5 could see on the Zoom the screen, so...

6 Q. When you say, They could see the zoom
7 on the screen, do you mean that they could see the
8 General Assembly districting map that you were
9 preparing on the screen during the Zoom?

10 A. Yes.

11 Q. And would they give you feedback
12 during the Zoom meeting?

13 A. Yes.

14 Q. All right.

15 And what type of feedback would they
16 typically give you?

17 MR. SCHNEIDER: Objection as to the
18 hearsay.

19 A. They would tell us about how they had
20 looked at an area differently or how they would do
21 an area differently than we did.

22 Q. Can you give me an example of a
23 geographic area that Haystaq provided input on for
24 you?

25 MR. SCHNEIDER: Same objection.

CHRISTOPHER GLASSBURN

1
2 A. In Franklin County, Columbus area,
3 they tried to express to us, as did -- I think for
4 the 15th map or the 13th map, but possibly also
5 the 13th map -- Sam Herd, the chief of staff of
6 the House Democrats, the -- what the Franklin
7 County House Democratic members would like to see
8 different.

9 Q. And do you remember what the
10 difference was that they wanted?

11 MR. SCHNEIDER: Same objection.

12 A. So they -- one example would be
13 there's an area called "Clintonville" that a
14 member of the House wanted to be contained in an
15 entire state House district.

16 Q. Okay.

17 Do you recall any other specific
18 requests from Haystaq about making changes to any
19 of the redistricting maps you drew?

20 MR. SCHNEIDER: Same objection.

21 A. Not -- I can't recall in specific, no.

22 Q. What about in the level of detail like
23 you just testified to as far as there was a House
24 member who wanted Clintonville in an entire state
25 House district?

1 CHRISTOPHER GLASSBURN

2 MR. SCHNEIDER: Same objection.

3 A. I'm not sure I understand the
4 question.

5 Q. So you just testified about -- you
6 gave the Clintonville example as a change to the
7 redistricting plan that Haystaq asked for. Is
8 that right?

9 A. Yes.

10 Q. Are there any other examples like the
11 Clintonville example that you can recall of
12 Haystaq requesting changes to a redistricting map
13 that you had drawn or were in the process of
14 drawing?

15 MR. SCHNEIDER: Objection, hearsay.

16 A. I don't recall other specific examples
17 like that.

18 Haystaq was brought into this process
19 very late and had considerable difficulty with the
20 Ohio-based rules.

21 Q. What do you mean by the "difficulty
22 with the Ohio-based rules"?

23 A. The constitutional reform in Section 3
24 specifies the preservation of communities,
25 including counties, municipalities, townships.

CHRISTOPHER GLASSBURN

1
2 There was difficulties because the dataset
3 provided by the State and by the Census Bureau
4 does not identically match those boundary lines.

5 So Haystaq had difficulty following
6 the rules. So it was difficult to make use of
7 suggestions if they weren't following the rules.

8 Q. And just again, so I understand this,
9 Haystaq -- was Haystaq drawing districts itself
10 and then suggesting changes -- strike that.

11 To the best of your knowledge, was
12 Haystaq drawing districts and then suggesting
13 changes to your districts based on what they were
14 drawing?

15 A. My understanding is that Haystaq
16 independently drew maps. I didn't -- I -- I don't
17 recall instances of seeing those maps. They would
18 make assertions based on their drawings, and those
19 assertions generally did not follow Section 3.

20 So we couldn't integrate suggestions
21 that did not follow the rules.

22 Q. Did you integrate any suggestions at
23 all that Haystaq made?

24 A. They were limited.

25 Q. Say that again, I'm sorry?

CHRISTOPHER GLASSBURN

1
2 A. They were limited. The integration
3 was limited.

4 Q. And when you say, "limited," are we
5 talking about 1 suggestion, 5, 10, 15?

6 A. I'd say probably less than 10.

7 We had a lot of discussion back and
8 forth and, again, the normal result was that the
9 request or exploration was not -- we were not able
10 to follow the rules to achieve what they asked
11 for, so ultimately, there wasn't a use of that
12 change.

13 Q. Do you think Haystaq brought much
14 value to you in drafting the maps that were
15 proposed to the Commission?

16 A. My concern was to provide value to my
17 client, the Senate Democrats.

18 Q. But you don't have an opinion as to
19 whether Haystaq was helpful or hurtful in the
20 process of you preparing the Senate Democratic
21 Caucus' redistricting maps?

22 A. Haystaq had very limited value towards
23 any of the final products that we furnished for
24 the Commission.

25 Q. Gotcha.

1 CHRISTOPHER GLASSBURN

2 All right. Let's -- you mentioned
3 some complications with regard to the data that
4 was used to compose the redistricting maps?

5 A. Yes.

6 MR. BRANCH: Actually, let's do this.
7 Let's go off the record for about a
8 five-minute break.

9 Mr. Williams, I notice you've been
10 moving around a little bit. I want to give
11 you an opportunity and I want to
12 double-check something on my end, but let's
13 go off the record for about five minutes and
14 we'll come back on.

15 Does that work?

16 THE WITNESS: I'm Mr. Glassburn,
17 but --

18 MR. BRANCH: I'm sorry, Mr. Glassburn.

19 MR. SCHNEIDER: We'll agree to a
20 five-minute break.

21 MR. BRANCH: Thank you.

22 Let's go off the record.

23 (Recess taken from 2:16 p.m. until
24 2:25 p.m.)
25

1 CHRISTOPHER GLASSBURN

2 BY MR. BRANCH:

3 Q. Mr. Glassburn, you testified a moment
4 ago that some of the suggestions offered by
5 Haystaq violated Section 3.

6 Were you referring to Article XI,
7 Section 3 of the Ohio Constitution?

8 A. Yes.

9 Q. And do you recall which provisions of
10 Section 3 the suggestions from Haystaq violated?

11 A. Haystaq, especially in areas such as
12 Franklin County or Summit County, that the --
13 again, the political subdivision layers did not
14 match the Ohio Constitutional requirements, had
15 difficulty making suggestions that followed those
16 boundaries in those areas where they did not
17 match.

18 Cuyahoga county, for example, does
19 match, and so that was different.

20 Q. And when you say that the political
21 subdivision layer doesn't match the Ohio
22 Constitution's requirement, can you elaborate on
23 what that means a little bit more, please?

24 A. In the sense -- the census has a layer
25 called "minor civil divisions" in the geographic

CHRISTOPHER GLASSBURN

1 information. In places like Cuyahoga County,
2 where we have, what, 57 municipalities and two
3 townships, it's -- it's clear that a city is a
4 city, and cities are interchangeable to
5 municipality in Ohio law.
6

7 In places like Franklin County, where
8 there are hundreds of noncontiguous fragments of
9 townships, townships are not a political
10 subdivision that is always consistently or
11 accurately depicted in the minor civil division
12 geographic layer, and so Franklin County is a
13 challenge because of that.

14 Q. And so -- and, again, this is -- you
15 know this far better than I do. I'm just trying
16 to make sure I understand.

17 Using the example of Franklin County,
18 there are large numbers of townships whose
19 fragments may not be accurately described in the
20 minor civil division layer of the census data?

21 A. Correct.

22 Q. And then how would you be able to draw
23 accurate district lines in Franklin County that
24 accounted for the fragments of townships that you
25 referenced?

1 CHRISTOPHER GLASSBURN

2 A. So I have the advantage of having
3 looked at these communities for 15 years to the
4 prior redistricting. The rules prior to the
5 constitutional reform also dealt with these
6 political subdivisions. So I've been trying to
7 learn, understand, and know where those boundaries
8 are for quite some time.

9 There are some general rules of how
10 townships work in Ohio going back to the northwest
11 ordinance, and I'm trying desperately not to be
12 going into the minutia here, but generally
13 speaking, townships are 6 miles by 6 miles
14 squared.

15 So you look for all fragments inside
16 that square, but there are any number of
17 exceptions to that and I'm familiar with most of
18 those exceptions, but you look at other layers,
19 such as the precinct layer, and if you're still
20 not certain, you look at -- you know, you go
21 online and you look the map of that county and see
22 where its township maps are.

23 Both myself and the redistricting
24 experts for the Republicans had challenges with
25 this as well, but we have more familiarity with

CHRISTOPHER GLASSBURN

1
2 the state.

3 Q. And because you had more familiarity
4 with the state, you were better able to identify
5 the issues you describe with the townships?

6 A. Yes.

7 Q. And better able to attempt to fix
8 them, right?

9 A. Yes.

10 Q. Okay.

11 Other than the issues with the
12 townships that you just described, what Section 3
13 violations occurred in the suggestions made by
14 Haystaq?

15 A. So my interpretation of Section 3 to
16 oversimplify is don't split communities unless it
17 is essential to do so.

18 So I always in all of our drafts and
19 in how I describe this process to anyone, and
20 especially my client, the Senate Democrats, said,
21 Our job, our goal is to always have the minimum
22 number of splits and to follow the prioritization
23 of counting township municipalities and to keep
24 whatever fragments contiguous to the extent that
25 that was possible.

1 CHRISTOPHER GLASSBURN

2 That means that there is a -- at some
3 point, a fewest amount of counties you can split
4 across the state, the fewest number of cities, the
5 fewest numbers of townships, etc.

6 And so it's not always obvious when
7 you're looking at a district in isolation, okay,
8 well, you may have one community split, one of
9 those levels split, it's not necessarily that that
10 split in and of itself is the problem, but if you
11 have too many splits across the state, then that
12 is a problem.

13 So it was generally the difficulties
14 with the government layers and, again, keeping
15 that aggregate amount of splits in any -- across
16 the state and within any area to the level as
17 small as possible.

18 Q. Gotcha.

19 And you testified a moment ago that
20 your view of the part of section 3 we're talking
21 about was don't split communities unless it's
22 essential to do so.

23 And did you mean by communities the
24 counties, townships, and municipalities?

25 A. Yes.

CHRISTOPHER GLASSBURN

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Q. Okay.

And other than splitting townships --
strike that.

And your concern with the Haystaq
suggestions were that they were impermissibly
splitting counties, townships, or municipalities,
in your view?

A. Either because they didn't know what
the boundary or didn't appreciate what the
boundary was or because they were doing it too
much, yes.

Q. Okay.

And then other than impermissibly
splitting townships, counties, or municipalities,
did you identify any other violations of Section 3
in the suggestions made by Haystaq?

A. Well, that's really all Section 3
concerns, so, no.

Q. And did you identify any other
violations of Section 11 of the Ohio
Constitution -- excuse me -- Article XI of the
Ohio Constitution in your review of the
suggestions that Haystaq made to the redistricting
plans?

1 CHRISTOPHER GLASSBURN

2 A. Haystaq was concerned with our House
3 versions -- the House portion, I should say, of
4 our integrated House and Senate. You have to draw
5 a House map and a Senate map. They were concerned
6 with the House version.

7 On occasion, they would want to do
8 something that, again, in the House map in
9 isolation would look perfectly reasonable or
10 permissible but didn't involve splitting any
11 community; however, it might have caused a
12 Section 6 problem in terms of pairing House
13 districts within counties for -- you know, you're
14 putting three -- you have to put three House
15 districts and a Senate district.

16 And, again, that was especially
17 because my client was the Senate, we had an
18 increased sensitivity to following the Senate
19 rules.

20 Q. That's fair.

21 Do you recall any specific examples of
22 the -- of a Section 6 issue with regard to pairing
23 of House districts and a suggestion made by
24 Haystaq?

25 MR. SCHNEIDER: Objection, hearsay.

1 CHRISTOPHER GLASSBURN

2 A. The main one that comes to mind was in
3 Franklin County for the 12th House seat, you would
4 have 11 seats inside of Franklin County and the
5 12th would go to a bordering county.

6 Their desire was for the 12th District
7 to go to Delaware County. Because Delaware County
8 has more than one House seat in it, it would
9 create a pairing issue, and so Delaware County is
10 not eligible to be a pairing partner in terms of
11 House districts with Franklin County.

12 Q. Do you know why they wanted the 12th
13 House District in Franklin County to go over to
14 Delaware County?

15 MR. SCHNEIDER: Objection as to
16 speculation and calls for hearsay.

17 A. I can't tell you intent. I can tell
18 you what the district suggestion did or was, is
19 that they wanted to continue the City of Columbus,
20 which goes across county borders, as does the City
21 of Westerville, but I don't think Westerville was
22 involved.

23 But there are Franklin County
24 communities that go across the border to Delaware
25 County to the north -- or that the district, I

CHRISTOPHER GLASSBURN

1 should say, suggestion was to connect those
2 communities to the 12th Franklin seat, but as I
3 said, Delaware County is not eligible.
4

5 Q. Gotcha.

6 Do you recall any other examples of
7 violations of the Section 6 pairing rule by
8 suggestions made by Haystaq?

9 MR. SCHNEIDER: Objection, calls for
10 hearsay.

11 A. I don't have another example off the
12 ton of my head, no.

13 Q. Okay.

14 And then do you recall any other
15 violations of Article XI of the Ohio Constitution
16 by suggestions made by Haystaq?

17 MR. SCHNEIDER: The same objection.

18 A. Again, if a suggestion would not
19 integrate into following the rules in
20 connection -- in Article XI of the Constitution we
21 didn't use it.

22 So I -- I didn't carefully catalog
23 suggestions that we just didn't use 'cause they
24 weren't on their face usable.

25 Q. Yeah. And that's -- that's completely

CHRISTOPHER GLASSBURN

1
2 fair.

3 I was just asking if you recalled any
4 of the other issues that could have occurred.

5 A. I don't in specific.

6 Q. Okay.

7 And I just want to clarify something
8 you testified to earlier. You had mentioned, I
9 thought -- and I may be wrong -- did you use
10 Dave's Redistricting to actually draw each of the
11 maps that was submitted to the Ohio Redistricting
12 Commission by Senator Sykes?

13 A. Yes.

14 Q. And were the maps submitted to the
15 Redistricting Commission by exporting the final
16 map files from Dave's Redistricting and then
17 submitting that export from you to the
18 Redistricting Commission?

19 A. I provided the export file to Randall
20 Routt. The equivalency files, that is a -- it's
21 an .csv file. You've got a number of them in the
22 evidence that I handed over. It lists district
23 and census block. It's an Excel file.

24 Q. Gotcha.

25 A. It's got a usable file.

1 CHRISTOPHER GLASSBURN

2 Randall then took that and submitted
3 it with whatever else he submitted to the
4 Commission on behalf of Senator Sykes.

5 Q. Okay.

6 So you exported from -- strike that.

7 You drew the district lines and
8 finalized the district lines, then exported the
9 redistricting plan via csv file from Dave's
10 Redistricting, and then turned them over to
11 Mr. Routt and Mr. Routt ensured that they got
12 submitted to the Commission?

13 A. That is correct.

14 Q. And to the best of your knowledge,
15 the -- whatever was submitted to the Commission
16 was the same plan as that you generated through
17 Dave's Redistricting?

18 A. Yes.

19 Q. Where did you get the data that you
20 used to generate the redistricting plans in Dave's
21 Redistricting?

22 A. I used the website Dave's
23 Redistricting.

24 Q. Did you load any -- strike that.

25 Does Dave's Redistricting allow you to

CHRISTOPHER GLASSBURN

1
2 load any additional information into the program
3 to allow you to consult it in drawing maps?

4 A. I believe that was a feature that has
5 been added recently, but it's not a feature I
6 used.

7 Q. Gotcha.

8 Now, my understanding of Dave's
9 Redistricting is one of the features it has is it
10 can show the partisan lean or partisan data
11 related to districts that you're drawing within
12 the program. Is that right?

13 A. Yes.

14 Q. Do you recall what type of partisan
15 election information you viewed in connection with
16 your preparation of the August 31st map?

17 A. By that juncture, Dave's had a -- you
18 could select any number of elections. I left on
19 as a -- singularly left on the -- what they call
20 the "composite of 2016 to 2020."

21 Q. And what do you mean by you
22 "singularly left on"?

23 A. So you can't display, say, the
24 composite of 2016 to 2020 and then also display
25 the presidential and then also display the

1 CHRISTOPHER GLASSBURN

2 attorney general. You pick one.

3 So I picked and left on that 2016 to
4 2020.

5 Q. Okay.

6 In drawing the April 31st
7 redistricting map, did you look at --

8 MS. RIGGINS: August.

9 MR. BRANCH: I'm sorry, August.

10 Q. In drawing the August 31st, 2021
11 redistricting map, did you look at any election
12 data other than the 2016-to-2020 composite?

13 A. After drawing, I was asked what the
14 2020 presidential was, and so I looked after
15 drawing, but not prior to drawing.

16 Q. Okay.

17 Other than the 2020 presidential, did
18 you -- strike that.

19 Other than the 2016-to-2020 composite
20 and the 2020 presidential, did you consider any
21 partisan election data in either drafting or
22 analyzing the August 31st map?

23 A. Randall Routt had the state's dataset
24 on his computer, and he provided that as part of
25 the testimony.

1 CHRISTOPHER GLASSBURN

2 I am aware that that exists. I did
3 not peruse it carefully, and I don't have it --
4 you know, I don't have it memorized or I can't
5 speak to it.

6 Q. Do you recall whether you perused the
7 dataset you just testified about prior to or after
8 the submission of the August 31st claim to the
9 Commission?

10 A. I never made use of Maptitude. In
11 order to make use of the datasets for the
12 additional races that aren't in Dave's, you would
13 have to use Maptitude. I did not do that.

14 So I don't know those. I didn't use
15 Randall's computer.

16 Q. Okay.

17 So in -- again, this may be my
18 misunderstanding of Dave's, but you had said a
19 moment ago that -- I thought that Dave's had a
20 number of options with regard to display of
21 partisan election data, and you singularly left on
22 the 2016-to-2020 composite when you were drafting
23 the August 31st map. Is that accurate?

24 A. Yes.

25 Q. All right.

1 CHRISTOPHER GLASSBURN

2 What other datasets -- what other
3 partisan datasets were available on Dave's?

4 MR. SCHNEIDER: Are you saying what he
5 used or what was available?

6 Q. What was available, to the best of
7 your recollection?

8 A. So Dave's has consistently added
9 datasets over time, so I can't say with absolute
10 certainty which ones were available at which time.

11 However, I know there's an option to
12 have, again, just presidential 2020. I know that
13 there's an option to have U.S. Senate, I believe,
14 for 2018, and maybe also '16, but I'm not certain
15 about '16. I think president for '16 is an
16 option. They have a blended one for '12 and '16
17 presidential as an option. I think '18 attorney
18 general is an option. Right, I don't know beyond
19 that.

20 Q. Gotcha.

21 And did you use the Senate 2018
22 partisan data in analyzing the August 31st plan?

23 A. Not prior to creating it. I think I
24 was asked a question once of the results for how
25 many districts were in there, and I looked to

CHRISTOPHER GLASSBURN

1
2 answer the question but, again, that wasn't -- I
3 didn't produce an analysis of that. I was asked
4 the question, I think, and I answered it.

5 Q. Okay.

6 Well, what about -- you mentioned the
7 blended 2012-to-2016 presidential dataset.

8 A. Yes.

9 Q. Did you look at that prior to the
10 submission of the August 31st plan to the
11 Commission?

12 A. I -- I didn't look at that, period.

13 Q. Did you look at that dataset in
14 connection with your preparation of any of the
15 plans that you submitted to the Commission?

16 A. No.

17 Q. All right.

18 For your work -- you mentioned that
19 you live in Cleveland.

20 Did you do all your redistricting work
21 in connection with the 2021 cycle in Cleveland?

22 A. I specifically live in the suburb of
23 North Olmsted. The August 31st map was
24 predominantly drawn from my home office in North
25 Olmsted.

1 CHRISTOPHER GLASSBURN

2 Subsequent maps, I was predominantly
3 physically in Columbus. So those would be -- have
4 done in Columbus, predominantly in the actual
5 Senate Minority conference room.

6 Q. So did -- did the Senate Democratic
7 Caucus essentially set up an office for you in the
8 Senate Minority conference room?

9 A. So we had had -- "we" being the Senate
10 Democrats had extended offers to all of the
11 Republican statewide officials, the Republican
12 legislative members of the Commission, and
13 Senate -- or House Democratic Leader Emilia Sykes
14 to brief them and show them our map.

15 And we did those briefings in the --
16 except for our very first briefing of all the
17 repairs that we did, all of those meetings in the
18 Senate Minority conference room, and -- and I just
19 continued working in there from that point
20 forward.

21 It wasn't an office in any traditional
22 sense other than I was allowed access to a room.
23 But there wasn't any other special preparation
24 that wasn't for those meetings.

25 Q. Do you recall on or about the first

CHRISTOPHER GLASSBURN

1
2 day that you started working in the Senate
3 Minority conference room on the redistricting
4 process?

5 A. It's got to be either September 1st or
6 2nd.

7 Q. So it was after the submission of the
8 August 31st map?

9 A. Yes.

10 Q. Okay.

11 And who else would generally work in
12 the Senate Minority conference room with you on
13 the redistricting process?

14 A. Well, we had meetings with -- we had a
15 number of meetings with other, Faber and Secretary
16 LaRose. We had a few meetings with designated
17 staff persons for all of the Republican members of
18 the Commission.

19 But aside from meetings, no, I didn't
20 have people in there working with me as a general
21 rule. No one else drew maps.

22 Q. Gotcha.

23 So other than conducting meetings, you
24 worked alone in the Senate Minority conference
25 room?

1 CHRISTOPHER GLASSBURN

2 A. Yes.

3 Q. All right.

4 MR. BRANCH: Let's do this, let's
5 upload -- we're going to mark as -- I
6 believe we're on Exhibit 4, a text message
7 string.

8 This is -- and I'm going to read these
9 out for the record. It's four separate
10 Bates numbers from Senator Sykes'
11 production, although they are not
12 sequential. They appear to be the same text
13 string.

14 It's VSYKES_0009841, VSYKES_0010515,
15 VSYKES_0010606, and VSYKES_0011360.

16 (Exhibit 4, text messages, Bates
17 stamped VSYKES_0009841, VSYKES_0010515,
18 VSYKES_0010606, and VSYKES_0011360, was
19 marked for identification at this time.)

20 BY MR. BRANCH:

21 Q. And can you let me know when you've
22 either got a hard copy in front of you or an
23 electronic copy pulled up on your computer?

24 A. I have a digital copy in front of me.

25 MR. SCHNEIDER: Mr. Glassburn has

1 CHRISTOPHER GLASSBURN

2 Exhibit 4.

3 MR. BRANCH: Thank you, and appreciate
4 your patience with this process.

5 BY MR. BRANCH:

6 Q. And, again, I'll represent to you that
7 this is a text message string that was produced to
8 us by Senator Sykes.

9 Would Senator Sykes have the ability
10 to produce text messages from you?

11 A. I suppose --

12 Q. Strike that. That was a poor
13 question.

14 Senator Sykes wouldn't have the
15 ability to download text messages from your phone
16 and produce text messages to us that were sent to
17 you, right?

18 MR. SCHNEIDER: Objection as to that,
19 speculation.

20 If you know the answer, you could
21 answer.

22 A. I don't understand the question.

23 Q. I'm just trying -- so Senator Sykes
24 produced this document to us. I'm just trying to
25 establish that it's very likely not a text message

1 CHRISTOPHER GLASSBURN

2 string that was screenshotted from your phone.

3 It's not clear for us whose phone this is off of.

4 MR. SCHNEIDER: And, again, as to
5 speculation about where this came from, if
6 you are able to answer that question, but I
7 would object to the speculation.

8 A. This is not my conversation, and I've
9 never seen it before.

10 Q. Fair enough.

11 Let's turn to -- let's turn to page 3.
12 I'm just going to ask you a couple of quick
13 questions about a statement in here.

14 And I'd like you to read into the
15 record the -- let's say the five messages starting
16 with, "Thank you" down.

17 MR. SCHNEIDER: I'm going to object to
18 lack of foundation. I'm going to object for
19 hearsay.

20 Which specific page are you referring
21 to?

22 MR. BRANCH: VSYKES_0010606, starting
23 with "Thank you."

24 MR. SCHNEIDER: You want him to read
25 that aloud is what you're saying, this

1 CHRISTOPHER GLASSBURN

2 document --

3 MR. BRANCH: Yes, please.

4 BY MR. BRANCH:

5 Q. Can you please read the five messages
6 starting with "Thank you" into the record.

7 A. The first message from somebody named
8 Rachel says (as read): Thank you. Also I -- also
9 can I see you soon? I miss our Friday calls.

10 LOL.

11 The respondent says: "LOL."

12 Next comment is: "Sure."

13 Next comment is: "When they let me
14 out of our Redistricting bunker."

15 And there's some kind of e-mail emoji
16 that I don't know what that means.

17 Q. Can you read the next message?

18 A. "LOL same tbh."

19 Q. All right.

20 MR. SCHNEIDER: And, again, for the
21 record, I'm objecting to this line of
22 questioning from these -- these apparent
23 text messages that have been unidentified on
24 the basis of foundation and hearsay.

25 MR. BRANCH: All right. You

CHRISTOPHER GLASSBURN

1
2 interposed your objection already.

3 BY MR. BRANCH:

4 Q. Did you work with anybody by the name
5 of Rachel in the Senate Minority conference room?

6 A. No.

7 Q. Are you aware of -- were there any
8 restrictions on who could come in or out of the
9 conference room?

10 A. The door could be locked, so when I
11 wasn't there, I locked the door. So...

12 Q. All right.

13 Were there any rules imposed on the
14 Senate Democratic Caucus staff or members on who
15 could go into the Senate Minority conference room
16 while you were working there?

17 A. I don't recall anyone being prohibited
18 entry.

19 Again, I locked the door when I wasn't
20 there to not, you know, leave my computer or
21 whatever unattended.

22 Q. Okay.

23 And are you aware of whether anybody
24 referred to the Senate Minority conference room as
25 the "redistricting bunker"?

1 CHRISTOPHER GLASSBURN

2 MR. SCHNEIDER: Objection, hearsay and
3 speculation.

4 A. No, we did not have any bunker of --
5 no.

6 Q. Okay.

7 Did the Senate Democratic Caucus, in
8 addition to the Senate Minority room, rent out any
9 space or set any space aside for redistricting
10 work?

11 A. No.

12 Q. And so they never rented space at a
13 hotel, reserved a conference room or anything like
14 that offsite from the legislative buildings for
15 meetings related to redistricting?

16 A. I don't live in Columbus, so I had a
17 hotel room for nights I was in Columbus, and then
18 there was one night where I worked all night in
19 the conference room, but I did not do any
20 redistricting work in my hotel room.

21 So I don't -- and I'm not aware of
22 anything besides the Minority conference room
23 being used for this purpose.

24 Q. Okay.

25 And just do you recall what night you

CHRISTOPHER GLASSBURN

1
2 worked all night on the redistricting maps?

3 A. It was towards the end of the process.
4 I believe it was either the 13th or the 14th.

5 It was to integrate what Auditor Faber
6 and Secretary LaRose asked for in our feedback
7 from them.

8 Q. Okay.

9 And I believe what you're testifying
10 about is making changes to the September 13th
11 proposal from Senator Sykes. Is that right?

12 A. I believe that that's it, but we
13 talked to Auditor LaRose and Secretary -- yes,
14 Auditor Faber and Secretary LaRose we talked to
15 prior to the 13th map as well.

16 Again, if you want me to look at
17 documents, I could probably come up with certainty
18 the exact date that I work all night, but it
19 was -- that whole time period was a pretty short
20 period.

21 Q. I understand. I understand.

22 And given the compressed time, I'm
23 trying to get your best recollection of
24 everything. So let's move quickly then to the
25 September 15th map, the last map that

1 CHRISTOPHER GLASSBURN

2 Senator Sykes submitted to the Commission.

3 And is it -- I think you testified
4 earlier, you're the person that actually composed
5 the lines for the September 15th map, right?

6 A. Yes.

7 Q. All right.

8 And what input were you given on how
9 to draw the lines on the September 15th map?

10 A. I was asked by Senator Sykes and
11 Leader Yuko to integrate as many changes as
12 possible requested by Secretary LaRose and Auditor
13 Faber and very late Speaker Cupp. That was the
14 focus of the September 15th proposal, was to make
15 additional changes that they were -- requested.

16 Q. Gotcha.

17 Were that -- was that the only
18 instruction you were given in regard to
19 preparation of the September 15th map?

20 A. Again, we had a consistent, primary
21 directive to follow the rules of the Constitution.
22 We had already established what we -- having drawn
23 multiple maps by that point, what we were seeking
24 in areas of the state that we had members. So
25 there wasn't much to change in those areas.

1 CHRISTOPHER GLASSBURN

2 There was some requests to change by
3 Secretary LaRose specifically in Summit County, in
4 Cuyahoga County area, like, in general. At that
5 point, we knew what we had and what we were
6 seeking in those areas.

7 We don't have in the Senate -- the
8 Senate Democrats don't have members in large parts
9 of the state. And so we wanted to defer to the
10 Republican commissioners, to the extent they
11 wanted to give us feedback, as to how they felt
12 those areas should be drawn in addition to the
13 metro areas or other parts of the state, but we
14 spent more time on those areas that, again,
15 Secretary LaRose and Auditor Faber were focused
16 on.

17 Q. Gotcha.

18 And you said a moment ago that the
19 Senate Democrats don't have members in significant
20 parts of the state.

21 Why is that?

22 A. That's a pretty big philosophical
23 question, I guess.

24 MR. SCHNEIDER: Object on speculation
25 grounds.

1 CHRISTOPHER GLASSBURN

2 Go ahead.

3 A. We have a currently gerrymandered map
4 that does not favor or give Democrats a fair
5 shake, if that's what you're asking.

6 Q. You mentioned the rural part of the
7 state, and my understanding of your statement
8 about not -- the Senate Democrats not having
9 members in part of the state, was it the Senate
10 Democrats don't have members in the rural part of
11 the state. Is that correct or --

12 A. At this time, there are eight Senate
13 Democrats, and none of them have what I think
14 anyone would categorize as a rural district.

15 Q. Okay.

16 MR. SCHNEIDER: Just for a point of
17 clarification, are you asking him if there
18 are Democratic voters in rural parts of the
19 state or Democratic-sitting Senators in
20 rural parts of the state?

21 MR. BRANCH: I was asking about the
22 Senators.

23 Q. So was it a factor in the negotiations
24 with the auditor, the secretary of state, that you
25 would take into account requests that they had

CHRISTOPHER GLASSBURN

1
2 that could pertain to the rural part of the state?

3 Is that accurate -- an accurate
4 summary of what you testified to earlier?

5 A. I don't think that that's a -- no, I
6 don't think that's accurate.

7 Q. Okay.

8 Can you clarify? Because I think you
9 were trying to draw -- you were trying to describe
10 for us where you and the -- strike that.

11 I think you were trying to clarify
12 where the Senate Democrats were willing to take in
13 input from the auditor and the secretary of state
14 on the map that you were drawing and where they
15 weren't.

16 So what I'm trying to get at is sort
17 of where the compromise is able to be made and
18 where they were not.

19 A. We were willing and did talk about
20 every part of the state with the auditor and the
21 secretary.

22 I had already had the benefit of input
23 from Senate Democratic members about areas where
24 they represent and live. I didn't have any prior
25 input from that Democratic members in western Ohio

1 CHRISTOPHER GLASSBURN

2 or most of the rural areas of Ohio, but there are
3 no Senate Democratic members there.

4 So we sought input on the entire
5 state, but because there was no input already from
6 anyone on what district, say, Allen County should
7 be in, we thought that -- especially wanted to
8 make sure that they told us what they thought was
9 the right way to reflect the communities of that
10 area.

11 But we talked about Cuyahoga County.
12 We talked about Summit County, where Senate
13 Democrats have members right now, and then every
14 county throughout the state. I wouldn't say there
15 was something off the table, so to speak, if
16 that's what you're asking.

17 Q. No, I appreciate that.

18 I guess I'm going to go back to --
19 were you given any instructions to -- with regard
20 to drafting the September 15th map other than to
21 integrate as many changes as possible as requested
22 by the auditor, the secretary of the state? And I
23 think you mentioned some changes were requested by
24 Speaker Cupp.

25 A. Again, other than to follow the rules

CHRISTOPHER GLASSBURN

1 and to continue to honor the rules of the
2 Constitution and continue to honor the feedback we
3 had already received from Senate Democratic
4 members and limited feedback from the House
5 Democratic, the team, no. I mean, it was do --
6 make the most integration possible.
7

8 That was, again, follow the rules,
9 No. 1. No. 2, integrate as much as possible.

10 Q. All right.

11 And what was your understanding of
12 what the rules required with regard to Article XI,
13 Section 6 and the partisan breakdown of the Senate
14 and the House?

15 A. Well, there's different segments of
16 Section 6. I assume you're referring to (B) and
17 (C), or which ones -- how do you want me to
18 proceed through this?

19 Q. Let's look at (B.)

20 A. Okay.

21 MR. SCHNEIDER: When you say, "Let's
22 look at (B)," is there an exhibit you would
23 like us to take look at?

24 MR. BRANCH: We can put -- we can send
25 a copy of Article XI, Section 6, but I -- I

1 CHRISTOPHER GLASSBURN

2 think -- I think Mr. Glassman has some
3 familiarity with it.

4 MR. SCHNEIDER: I just want to make
5 sure Mr. Glassburn is accurate with exactly
6 what you're referring to, rather than having
7 him recite the Constitution from the top of
8 his head.

9 MR. BRANCH: Fair enough. Fair
10 enough. We'll upload it to the chat.

11 MR. SCHNEIDER: I'm assuming that
12 wasn't sent along with exhibits, so we'll
13 just be following along in a digital form?

14 MR. BRANCH: That's right.

15 MR. SCHNEIDER: Is that going to be
16 marked as an exhibit then?

17 MR. BRANCH: I was not planning on
18 marking the Constitution as an exhibit, but
19 I'm happy to do so.

20 Let's mark it as Exhibit 5.

21 (Exhibit 5, Ohio Constitution, was
22 marked for identification at this time.)

23 BY MR. BRANCH:

24 Q. So this is Article 11, Section 6 of
25 the Constitution, and my -- my question was: Were

CHRISTOPHER GLASSBURN

1
2 you given any instructions as to what the rule was
3 to follow with regard to what Article XI,
4 Section 6, Subsection (B) required for the
5 September 15th map?

6 A. So 6(B) had been a topic in the public
7 hearings over and over again. Senator Sykes
8 continuously asked witnesses and all the members
9 of the Commission to define what they felt that
10 6(B) meant.

11 To me, again, my opinion, 6(B) is
12 clear and unambiguous. There were statewide
13 elections for federal and state partisan offices
14 throughout that period. You take those races, you
15 add them up, what's the average? It's
16 45.9 percent Democratic and the inverse,
17 Republican, 54.1 in a two-way -- you know,
18 eliminating third-party votes.

19 So to me, that was the -- that was the
20 ratio of proportional representation that was --
21 that's the proportion. That's the statewide
22 proportion, is 45.9 percent Democratic and
23 54.1 percent Republican.

24 So that was a -- that that -- I had
25 expressed that that was my interpretation of 6(B)

1 CHRISTOPHER GLASSBURN

2 multiple times, and so no, I was not instructed
3 additionally as to what that means.

4 Q. All right.

5 So what is -- you've noted that you
6 believe that the proportional representation
7 percentage was 45.9 to 54.1.

8 What do you believe the rule is that
9 is required by Article XI, Section 6 in drawing
10 Ohio redistricting maps?

11 A. So I'm not an attorney. I -- my
12 interpretation of Article VI is that you must
13 follow the provisions of Sections 2, 3, 4, 5, and
14 7 of the Constitution.

15 Within that context, Article VI would
16 say that you should get to the closest ratio of
17 proportionality that you can while following those
18 rules in 2, 3, 4, 5, and 7, and that you can't
19 deliberately benefit one party or the other in
20 general.

21 Then once you've done all of that, can
22 you make it more compact? Do so.

23 That's what it means to me.

24 Q. So just on the compactness issue, it's
25 your belief that a districting plan first has to

CHRISTOPHER GLASSBURN

1
2 comply with Sections 2, 3, 4, 5, and 7 of
3 Article XI, then it has to comply with the
4 proportionality -- proportional representation, is
5 I think how you described it, requirement in
6 Section 6(B) and the primarily favor or disfavor
7 requirement in Section 6(A), and then you look at
8 compactness?

9 A. It seems to me that (A), (B), and (C)
10 are coequal.

11 Q. Okay.

12 So you've got to look at them
13 together?

14 A. Yes.

15 Q. Okay.

16 And in your preparation of the
17 September 15th map, you used the September 13th
18 map as a base map and then made changes to get to
19 the September 15th map, right?

20 A. Yes.

21 Q. Did you have a partisan breakdown of
22 the House or the Senate that you thought was a
23 hard floor with regard to complying with
24 Section -- excuse me -- Article XI, Section 6 of
25 the Constitution?

CHRISTOPHER GLASSBURN

1
2 A. One of the documents that I provided
3 to you is a large poster about this, but we also
4 included it, I believe, in the testimony for
5 August 31st, which is that proportionality from
6 the Democratic side would suggest that the optimal
7 ratio is 45 House seats on the Democratic side,
8 and then 15 Democratic Senate seats, with the
9 inverse of 54 Republican House seats and 18
10 Republican Senate seats.

11 However, we have closely -- so you ask
12 yourself, if you don't do that, what's the next
13 closest? And you work your why out from that.

14 So the maps, I believe the ratio
15 was -- and I could be mistaken, but I believe the
16 ratio was 44 -- 44 House and 14 Senate Democratic
17 seats in the -- in the 13th and 15th maps. They
18 were close to that, if that's not the exact
19 numbers.

20 Again, the goal was to get to a ratio
21 that was as close to the optimal ratio as
22 possible. That is, we did not meet the optimal
23 ratio but we came close.

24 The Commission maps consistently were
25 not in the same universe of being close to those

1 CHRISTOPHER GLASSBURN

2 ratios. So I would say, yes, closely, that
3 corresponds.

4 Q. And do you believe that the
5 September 15th map that Senator Sykes submitted to
6 the Commission was as close as possible to the
7 45.9/54.1 split that you described?

8 A. No. It is possible to draw 45 and 15.
9 We draw less than that to accommodate the requests
10 of the Republican commissioners.

11 Q. Okay. And was it constitutionally
12 permissible for you to draw the 44/14 split that
13 you described in the September 13th and the
14 September 15th map?

15 MR. SCHNEIDER: Objection as it calls
16 for a legal conclusion.

17 A. So if you're asking my interpretation
18 of Article XI of the Constitution, both Section 3
19 and Section 6 are areas that tell you as a map
20 drawer to do the best possible.

21 We put forward on the Democratic side
22 what we felt was the most compliant way to do
23 that. That was determined to be not acceptable by
24 the Republican commissioners, so in a good-faith
25 effort to continue trying to come to a compromise,

CHRISTOPHER GLASSBURN

1 we accepted some premises of the Republican
2 commissioners as to what was permissible, what
3 was -- what was the best way to handle an issue or
4 not.
5

6 The first and most important to the
7 Republicans was the issue of -- with our
8 August 31st and September 1st maps was they were
9 not satisfied with that we had a Section 6 -- not
10 Section 6 -- Section 4, the Senate issue, in
11 Trumbull County in that our map had not put both
12 House districts in the same Senate seat.

13 In resolving that and resolving it the
14 way the Republican suggested that we resolve it
15 with a House district in Summit County, Cuyahoga
16 County, and Geauga County, that made it no longer
17 feasible to draw 15 Democratic Senate seats, the
18 maximum became 14.

19 So if you accept the premise that it
20 is preferable or somehow more compliant in
21 Section 3 and 4 to eliminate that Trumbull County
22 issue at the expense of splitting multiple
23 communities in Cuyahoga County, then that does
24 become the optimal ratio.

25 But, again, we explicitly asked the

1 CHRISTOPHER GLASSBURN

2 Republican commissioners and their staff, tell us
3 what you think this means. Tell us what you think
4 the law is here.

5 And they refused to answer. They
6 refused to provide anything else. So we followed
7 the procedures that were in the Republican maps.

8 Q. I want to unpack a couple of things
9 that you said there.

10 A. Yes.

11 Q. You said you accepted some of the
12 premises of the Republican commissioners, and then
13 discussed the Trumbull County Section 4 Senate
14 issue.

15 Other than the Trumbull County issue,
16 what premises of the Republican commissioners were
17 accepted and incorporated into the September 13th
18 Democratic map?

19 A. To be clear, it's Trumbull County,
20 T-R-U-M-B-U-L-L.

21 Q. Thank you.

22 A. It -- one of the other big legal
23 questions was: Do you have an obligation to put
24 as many districts, House districts and Senate
25 districts, within a city or a township if one

CHRISTOPHER GLASSBURN

1
2 existed that exceeds the ratio of one state House
3 seat.

4 For example, do you need to put in the
5 City of Cleveland three whole House seats because
6 you can? Or because Cleveland exceeds the ratio
7 of one House representation, then you can split it
8 as much as you want.

9 The way that the Republicans drew
10 their maps, they did not honor preserving
11 Cleveland or major cities. They split those
12 communities excessively consistently.

13 We asked, Is this your interpretation?
14 And we were given no response.

15 So we accepted the premise that, for
16 example, again, Cleveland, where it is possible to
17 draw three house districts and a single additional
18 district that goes into pairing with other
19 communities, we accepted their premise that that
20 wasn't absolutely required to do and had in our
21 maps, I believe, two whole seats in Cleveland, and
22 then fragments of two others or maybe three others
23 in those following maps.

24 That was also necessary to do, by the
25 way, to resolve the Trumbull issue, but this was

CHRISTOPHER GLASSBURN

1
2 consistent throughout the State of Ohio in terms
3 of these larger cities.

4 So -- and we were very clear with the
5 Republican commissioners and their staff. We're
6 not saying this is permissible or not, but we are
7 going to continue to try to provide compromises
8 and solutions, so we'll follow the procedure that
9 your map followed. And they -- again, Secretary
10 LaRose and Auditor Faber, at least -- continued
11 negotiating on that premise.

12 Q. Gotcha.

13 And when you said it was consistent
14 with other issues in the different cities in Ohio,
15 what -- what do you mean by that?

16 A. So we believe, and in our initial 31st
17 map again, that you had to draw as many House
18 districts in a city that you could.

19 So take the City of Akron, you can put
20 one state House seat entirely in it and you can
21 put the rest of it in just one other seat with
22 other suburban communities. So the Republican map
23 did not put Akron any seat singularly in Akron and
24 divided it multiple times.

25 We -- again, we stuck to trying to

CHRISTOPHER GLASSBURN

1
2 keep as many whole districts as possible, but
3 where there was a question or a request to make a
4 change in the district, if that was the stumbling
5 block, we were willing to bend on that rule to
6 meet the request of the Republican commissioners.

7 Q. Can you give me a couple of examples
8 as to where you made that -- like, did you
9 compromise in the September 13th map in how you
10 drew Akron based on that interpretation?

11 A. So we were trying to draw Summit
12 County in the way that, again, specifically
13 Secretary LaRose -- that was his area of the
14 state -- him and Auditor Faber somewhat divided
15 the state in terms of who gave us feedback on what
16 regions. Between the two of them, they kind of
17 split between the two. And so to meet Secretary
18 LaRose's request, we redrew areas of Summit
19 County.

20 We intended to keep one seat wholly
21 just being the City of Akron, and in the process
22 of going back and forth, we actually made a
23 mistake and the seat that we entirely meant to
24 keep with Akron alone, we had one very small
25 suburb attached to it.

1 CHRISTOPHER GLASSBURN

2 But that was, again, in the process of
3 trying to accommodate the Republican
4 commissioners.

5 Q. All right.

6 Then can you give me any other
7 examples of changes that you made to your
8 districting map as -- as requested by the
9 Republican Commission members.

10 A. In Hamilton County, where Cincinnati
11 is the major city, we had drawn our map where the
12 City of Cincinnati could have two districts
13 entirely in it and just one remaining district of
14 a portion.

15 In our final map, I believe we have
16 two districts that have portions of Cincinnati --
17 or is it three?

18 But we added -- we added a portion,
19 and then we made a mistake with another district
20 that both -- both sides made. The Republicans
21 made a mistake there as well, whether it was an
22 inadvertent township lack associated to Cincinnati
23 that I don't think was intended by them or us.

24 Q. Gotcha, gotcha.

25 A. I'm sorry to talk over you.

1 CHRISTOPHER GLASSBURN

2 In terms of the intended product, we
3 added a split to the City of Cincinnati to make
4 what Auditor Faber had requested possible.

5 Q. All right.

6 And were these changes that occurred
7 between the September 1st map and the
8 September 13th map or the September 13th map and
9 the September 15th map?

10 A. Both.

11 Q. Gotcha.

12 A. The September 13th map was an attempt
13 to integrate the changes from -- again, primarily
14 from Auditor Faber and Secretary LaRose.

15 What happened though is in the course
16 of doing that, I discovered ways to do even less
17 splits than what had been suggested. And so I
18 followed, again, the most literal, toughest
19 interpretation of 3 -- Section 3 possible, and so
20 that meant that not all of the changes that
21 Auditor Faber and Secretary LaRose were integrated
22 into the 13th map.

23 They told us that again, and so we did
24 a second try of it, and that was the product that
25 was the September 15th map.

CHRISTOPHER GLASSBURN

1
2 Q. Okay.

3 So with regard to the September 15th
4 map, were you still -- when you were drafting it
5 in Dave's Redistricting, did you still have the
6 2016-to-2020 composite election score up?

7 A. Yes.

8 Q. And when you made changes to the 2013
9 map that resulted in the 2015 -- sorry, sorry.

10 When you made changes to the
11 September 15th map that resulted in the
12 September -- I'm sorry, I got my dates confused.

13 When you made changes to the
14 September 13th map which resulted in the
15 September 15th map, did any districts partisan
16 lean shift from Republican to Democrat or Democrat
17 to Republican as measured in the 2020-to-2016
18 election composite?

19 A. Yes.

20 Q. What districts changed?

21 A. So September 13th used the Republican
22 commissioner's map as its base, and so I would say
23 categorically those districts were different from
24 how we had approached the two earlier maps of
25 August 31st and September 1st.

1 CHRISTOPHER GLASSBURN

2 So there's not a -- I don't have an
3 apples-to-apples comparison for you, again, other
4 than to say specifically Trumbull County was no
5 longer part of any Democratic Senate seat because
6 Trumbull County now was wholly partnered with
7 Portage County.

8 Q. Gotcha.

9 And just so I'm understanding this
10 right, the September 13th map that you drafted did
11 not use the August 31st or the September 1st map
12 as its base. What it used was the September 9th
13 map that the Commission adopted for consideration
14 as its base, and you made changes to that map to
15 generate the September 13th map. Is that
16 accurate?

17 A. Yes. That was the request of all of
18 the Republican commissioners, staff
19 representatives. We met with all of them at the
20 same time, and that is what they asked us to do.

21 Q. And did you meet with them during the
22 weekend after the presentation of the
23 September 9th map?

24 A. I believe that was the time. Yes, it
25 was on a weekend date. I think it was a Saturday.

CHRISTOPHER GLASSBURN

1
2 Q. Gotcha.

3 And were you having -- after the
4 September 9th map was introduced, did you have any
5 meetings with Republican staffers repeatedly? Can
6 you describe those meetings?

7 A. So our first meeting, we had
8 representatives from the five commissioners, but
9 we didn't have any -- we didn't have Mr. DiRossi
10 or anyone else who purported to be a map drawer on
11 behalf of any of the Republican commissioners, and
12 so our first natural question was, you know, is
13 there going to be someone coming to this meeting
14 or any subsequent meetings?

15 And the answer was no. The Republican
16 staff requested that the Democrats use their map
17 to provide changes and wanted us to suggest
18 changes to that map. And they -- and, again, in
19 that first meeting, they were absolutely clear
20 that if we did not resolve the Trumbull County
21 issue that they were concerned with, that that was
22 the nonstarter if that was not resolved to the way
23 that they wanted it done, again, with the
24 additional splits in Cuyahoga County and Geauga
25 and all of that.

1 CHRISTOPHER GLASSBURN

2 So we said, Okay, we will do that.

3 Can you tell us, though, your interpretation of
4 the balance of satisfying those Senate districts
5 to House districts? Can you tell us your
6 interpretation of how to handle cities or any
7 entity that has more than one House ratio
8 representation in terms of splitting?

9 And so they said, We'll get back to
10 you.

11 We had a second meeting, and they
12 said, We have -- we don't have an interpretation
13 to give you.

14 Q. Gotcha.

15 And when was the second meeting?

16 A. I think it was the next day.

17 Q. And who attended the first meeting on
18 Saturday?

19 A. For the Republicans, there was one or
20 two staff representatives of each of the five
21 commissioners. A gentleman -- I think his name is
22 Roadhouse -- from Secretary LaRose's office was
23 the main spokesperson for the group. He was
24 primarily the only one who talked.

25 On the Democratic side, we had myself,

CHRISTOPHER GLASSBURN

1
2 Randall Routh. I believe we had our two Senate
3 Democratic attorneys, and there may have been on
4 the house Democratic side, their attorneys, Sarah
5 Cherry and their policy expert -- again, I don't
6 know his exact title -- Andy DiPalma.

7 I don't recall the names of all of
8 the -- of the Republican attendees. I can give
9 you general descriptions, if that's what you're
10 looking for.

11 Q. About how many people came on the
12 Republican side?

13 A. Six or seven.

14 Q. Was each Republican member of the
15 Commission represented at the meeting?

16 A. For those initial meetings, yes.

17 Q. All right.

18 And I guess the same question with
19 regard to the meeting on Sunday, who was there and
20 was each office -- each Republican member of the
21 Commission represented by someone?

22 A. I believe all of them were. Again,
23 Mr. -- again, I think his name is Roadhouse --
24 spoke primarily on behalf of the -- the
25 Republicans.

1 CHRISTOPHER GLASSBURN

2 In the first meeting, there was a
3 Republican staff member on behalf of the House
4 whose name I can't recall who was the main
5 spokesperson about the Trumbull County question.
6 Frank Strigari from the Senate Republicans chimed
7 in on that a little bit as well.

8 But, again, in terms of -- in general,
9 the conversation was with Mr. Roadhouse, and then
10 the follow-up conversation, again, was led by Mr.
11 Roadhouse.

12 Q. Fair enough.

13 Did you have any meetings with
14 representatives from the Republican members of the
15 Commission after the referenced Sunday meeting?

16 A. I don't recall having an all-staff
17 meeting of that ilk again. There may have been
18 one additional, but I don't recall that.

19 Our subsequent meetings were with
20 Secretary LaRose and his staff and Auditor Faber
21 and his staff. The Governor's office dropped out
22 of participation, not as a -- you know, we're not
23 going to participate, they just -- they just
24 didn't.

25 And, again, we didn't -- we offered

CHRISTOPHER GLASSBURN

1 meetings continuously to all of the commissioners,
2 and it was always the two that I continue to
3 describe, the auditor and the secretary, who
4 participated.
5

6 Q. Gotcha.

7 And did the meetings and some of the
8 representatives from the individual Republican
9 members of the Commission, did those continue on
10 through September 15th?

11 A. There were meetings through
12 September 15th, but following the staff
13 meetings -- again, I'm having difficulty recalling
14 a meeting where Secretary LaRose wasn't with his
15 staff or Auditor Faber was not with his staff.
16 They -- they came.

17 Q. Okay.

18 So they were participating directly in
19 the discussions with you and with the Minority
20 members of the Commission?

21 A. Yes. Now, this was a -- following
22 that weekend, there was regular legislative
23 business going on. So, you know, I'm certain
24 there was at least one meeting, for example, where
25 I was the only -- or myself and Randall were the

CHRISTOPHER GLASSBURN

1
2 only Democratic staff, and we met with Auditor
3 Faber. We did not have a full complement on our
4 side of the aisle as everyone had described at
5 every meeting.

6 Q. Gotcha, gotcha.

7 Let me ask you a couple more questions
8 about the September 13th map.

9 Other than -- let me back up.

10 Who made the decision to agree to use
11 the September 9th plan as the base map?

12 A. I mean, that was the request of the
13 Republican commissioners' staff. We relayed that
14 to Senator Sykes and Senator Leader Yuko and House
15 Leader Sykes.

16 I recall specifically Leader Yuko and
17 Senator Sykes saying, Yes, go ahead and do that.
18 I don't recall whether we got an explicit yes or
19 no from Leader Sykes in the House.

20 Q. Fair enough.

21 Do you recall about when you were
22 informed by Leader Yuko and Senator Sykes to go
23 ahead and use the September 9th map as the base
24 map?

25 A. I mean, immediately subsequent to the

CHRISTOPHER GLASSBURN

1
2 meeting, so I guess that Saturday.

3 Q. All right.

4 And then did they give you any other
5 instructions on how to draft the September 13th
6 map other than to use the September 9th map as the
7 base map and to incorporate the requested changes
8 from the auditor and the secretary of state?

9 A. I told them I would do that and that I
10 would continue to integrate my understanding of
11 the -- the suggestions and requests made of the
12 Senate Democratic members that we had used as the
13 basis of our first maps.

14 So beyond that, we eventually
15 integrated in discussions with the House
16 Democrats. I believe we did that before the
17 September 13th map, so yes, I was told to, you
18 know, listen to and hear what changes the House
19 Democrats wanted.

20 Those are the factors. Again, follow
21 the Constitution and integrate these parties.

22 Q. And do you recall what input the House
23 Democrats gave into what ultimately became the
24 September 13th map?

25 A. Again, that was predominantly conveyed

CHRISTOPHER GLASSBURN

1
2 to us through Haystaq, and the House chief of
3 staff later on, I believe between the 13th and
4 15th map, but maybe before the 13th, Sam Herd, but
5 Sam was late in the process.

6 Q. Gotcha.

7 A. In the documents I've provided,
8 there's dates and times of when we had meetings
9 that involved Sam, so whatever that says, that's
10 when she started participating.

11 Q. Gotcha.

12 And but in all fairness, you provided
13 us with a thousand-plus documents less than an
14 hour before the depo, so we've not really had a
15 chance to go through them. So if I'm asking
16 questions that are answered by the documents,
17 that's why.

18 A. Yeah, I'm not trying to challenge.
19 I'm just saying that whatever that date, that's
20 the exact answer. I don't recall the exact
21 answer.

22 Q. Okay. I appreciate that. I
23 appreciate that.

24 Did Leader Yuko or Senator Sykes ever
25 give you guidance on what they believed the

1 CHRISTOPHER GLASSBURN

2 Constitution required the partisan lean or
3 breakdown of the House or the Senate should be for
4 the September 13th map?

5 MR. SCHNEIDER: Objection, calls for
6 hearsay.

7 A. In our August 31st map testimony that
8 accompanied the introduction of that, we conveyed
9 what we believed to be the ratio of representation
10 called for in Section 6, which is the 45.9 that
11 I've described to you in the House and Senate.

12 That was our consistent guideline, and
13 up to that point and afterwards, Senator Sykes
14 continued to ask all the Commission members and
15 experts and people testifying, Do you have an
16 interpretation of this? What does this mean to
17 you?

18 But we never got a different
19 interpretation until the explanation provided on
20 September 15th by the -- I guess it was Senator
21 Huffman's staff, but we never had an explanation
22 or guidance on that prior to that.

23 Q. Gotcha.

24 And what I asked was a little
25 different. I wanted to know, in connection with

1 CHRISTOPHER GLASSBURN

2 your preparation of the September 13th map, did
3 Senator Sykes or Senator Yuko provide you with any
4 guidance on what the partisan breakdown of that
5 map should look like?

6 MR. SCHNEIDER: Same objection.

7 A. The nature of the services I provided
8 to the Senate Democrats is that, in these
9 situations, they asked me what to do, and I said,
10 the statewide is -- the statewide proportionality
11 is clear. It's the 10-year average.

12 So we did not have an additional
13 conversation about that because we had covered
14 that many times before. That was the understood
15 interpretation of the Constitution.

16 Q. Okay.

17 So just to be clear, your testimony is
18 that Leader Yuko and Senator Sykes did not provide
19 you with guidance on what the partisan breakdown
20 of the September 13th map should be?

21 A. They had previously indicated that
22 they agreed with the interpretation that I had
23 provided of the 45.9. I didn't have a need to ask
24 to reiterate that point, so no, I did not get told
25 again to do that. It was -- it was already

CHRISTOPHER GLASSBURN

1
2 established as that's what the law requires.

3 Q. And the standard that had been
4 established as to what the law requires, is
5 that -- is the standard that is referenced in your
6 August 31st testimony before the Commission?

7 A. I need to look back at that testimony.
8 Again, you have to follow Sections 2,
9 3, 4, 5, and 7 first, and then Section 6. So no,
10 Section 6 does not and the 45.9 does not take
11 precedence over that, if that's what you're
12 asking, but the standard of what is the ratio and
13 how close do you get to it? Yes, we put that in
14 writing for the Commission on August 31st.

15 Q. Did you have a floor or a hard stop on
16 the number of Democratic-leaning seats that you
17 were told not to draw a map to endanger in regard
18 to the September 13th map?

19 MR. SCHNEIDER: Objection as to form
20 of the question and calls for hearsay.

21 A. No.

22 Q. All right.

23 And the same question as to the
24 September 15th map, were you given any sort of
25 hard number of Democratic-leaning seats that you

1 CHRISTOPHER GLASSBURN

2 were not allowed to draw a map to endanger?

3 MR. SCHNEIDER: Same two objections.

4 A. Still no.

5 Q. All right.

6 And is it your understanding that the
7 September 15th map that you prepared complied with
8 all the redistricting requirements contained in
9 the Ohio Constitution?

10 A. Again, with the caveat that we
11 followed the Republican commissioner's
12 interpretation of -- or the way that their map
13 handled the issues of large municipalities and the
14 Senate pairing issue, yes. It was the closest --
15 closest complying map in terms of the fewest
16 splits possible with Section 3 and -- well, it was
17 close to the fewest splits. It wasn't the
18 absolute fewest, because we had to increase a
19 handful for Faber and LaRose, but it was very
20 close there, and it was as close to the ratio as
21 was possible given the limitations we were
22 provided.

23 MR. SCHNEIDER: Before we go on,

24 Chris, I see you're adjusting yourself.

25 How are you doing?

1 CHRISTOPHER GLASSBURN

2 THE WITNESS: I know he's on a roll.
3 I'll tough it out until he gets to the next
4 subject. But, yeah, I'd like a break.

5 MR. BRANCH: Let me close the loop on
6 this for a moment, and then we can -- we can
7 take a break.

8 BY MR. BRANCH:

9 Q. I just -- with respect to the 15th
10 map -- the September 15th map, other than the --
11 which I think you've characterized as the
12 additional municipality, county, or township
13 splits that integrating the changes from Faber and
14 LaRose caused and addressing the Trumbull County
15 issue in a way that I think you testified
16 accommodated the Republican request, are you aware
17 of any other Constitutional issues raised by the
18 Senate Democrats' September 15th map?

19 A. There are a small handful of errors
20 mostly made by both the September 15th map, ours,
21 and by the commissioner's map.

22 But these are, again, what I would
23 categorize as technical errors and are resolvable.
24 They're not, at least for our -- the
25 September 15th map, they're not intentional,

CHRISTOPHER GLASSBURN

1
2 purposeful errors.

3 Q. All right.

4 Can you describe what these errors
5 are?

6 A. One of the documents that you received
7 was I did a count of all of the errors and splits
8 of the House Republicans -- the House map that was
9 passed by the Commission on the 15th as well as
10 our proposals on the 15th and the 13th.

11 I can tell you one example off the top
12 of my head that all three maps made the same error
13 on is in Butler County, which is just north of
14 Cincinnati, all three maps made a mistake of
15 preserving what was -- what was interpreted, I can
16 say for myself, as a municipality that is
17 technically not a municipality.

18 So for the purpose of preserving that
19 municipality -- well, it's actually a village.
20 The village goes across township lines. So
21 preserving that township by preserving that
22 village, we split a township.

23 It was -- again, on our side, that's
24 unintended. It's not essential to facilitate the
25 maps. Republicans made the same mistake.

CHRISTOPHER GLASSBURN

1
2 Q. Okay. This is an issue in Butler
3 County --

4 A. It's in Butler Township. I'm blanking
5 on the name of the village.

6 Q. Okay. I appreciate the level of
7 detail.

8 What other -- what other errors
9 constituted the small handful of errors that you
10 mentioned?

11 A. I believe our map has -- one of them
12 has, for example -- I think one of them -- again,
13 I'd have to look at the actual counts 'cause we're
14 talking about a lot of seats.

15 I believe there are 10 township splits
16 in the Commission pass map. I believe one is the
17 13th and -- I think the 15th has 10, and the 13th
18 has 8.

19 Again, these are predominantly errors.
20 There are no intentional -- speaking for the
21 Democratic plans, there are zero intended township
22 splits. I believe the Republicans have at least
23 two intended township splits, but, again, it
24 appears that they made mistakes as well with the
25 Commission pass map and maybe a little more than

CHRISTOPHER GLASSBURN

1
2 what we made.

3 Q. Gotcha.

4 So you've identified the issue
5 regarding Butler County and the municipality that
6 wasn't a municipality causing a township split,
7 and then I think you said -- you know, and I
8 apologize, it was a little bit confusing to me --
9 that there were 10 township splits in the
10 Commission map?

11 A. I believe those are the counts.
12 Again, we'd have to look at the document I
13 submitted, but it has a count and listing by
14 district of all 99 House seats for those 3 plans,
15 what are the splits of every district.

16 Q. Okay.

17 And so other than the township splits
18 you've mentioned and the Butler County issue, what
19 other errors were made in either the --
20 Senator Sykes' plan that was submitted on the 13th
21 or the 15th?

22 A. Those are predominantly it.

23 Again, in Cincinnati, we had intended
24 to have two seats entirely within the city, and
25 one of ours has a small township fragment attached

CHRISTOPHER GLASSBURN

1 to it. That was not intended.

2 Again, the Republican Commission map
3 made the same mistake with a different township
4 fragment but the same mistake.

5
6 And, again, in Summit County, we had
7 intended on having a House seat entirely in the
8 City of Akron, and the seat that we intended to be
9 entirely in Akron has a portion -- the Summit
10 County portion, the City of Tallmadge.

11 Q. Gotcha.

12 A. But, again, in aggregate, these are
13 still fewer mistakes or splits than the Commission
14 map.

15 Q. Gotcha.

16 So we've got the Butler County issue,
17 the 10 township splits versus 8 I think you had
18 said, the Cincinnati issue, and the Summit County
19 issue.

20 Are there any other errors in the map
21 submitted by Senator Sykes on either of 13th or
22 the 15th?

23 A. I believe that is it.

24 Again, the -- the document I -- that
25 you will have a chance to look at after this, I

1 CHRISTOPHER GLASSBURN

2 suppose, has the exact detailing of all three
3 maps' issues.

4 Q. All right.

5 And so other than that, other than the
6 issues identified by you here, or possibly
7 identified in the document that you've referenced,
8 you believe that the September 15th map and the
9 September 13th map comply with the Ohio
10 Constitution?

11 A. Yes.

12 Q. Okay.

13 Were there any geographic areas of
14 Ohio that you encountered unexpected issues in
15 preparing the redistricting maps?

16 A. Could you be a little more specific?

17 MR. SCHNEIDER: Is this a good time to
18 take a break?

19 MR. BRANCH: That's fair. Let's go
20 off the record and take about a 10-minute
21 restroom break.

22 MR. SCHNEIDER: Thank you.

23 (Recess taken from 3:57 p.m. until
24 4:17 p.m.)

25

1 CHRISTOPHER GLASSBURN

2 BY MR. BRANCH:

3 Q. Mr. Glassburn, I want to turn back to
4 the discussion of the -- the small handful of
5 errors made in the redistricting maps that you
6 were talking about.

7 And it seemed like the -- one of the
8 focuses of the discussion was about the -- what
9 you believe were impermissible splits of different
10 municipal units in Ohio, municipalities or
11 townships or counties.

12 I think you had used Akron as an
13 example of the issue and the distinction between
14 the Commission plan and the Sykes' plan, and are
15 you familiar enough with the Akron split issue to
16 kind of go back through that with me?

17 I just want to make sure that I've got
18 an understanding of what you identified as a
19 problem there and sort of how you came to that
20 conclusion.

21 A. Section 3 of Article XI is very dense.
22 However, it provides that if you put a county
23 entirely or you put a district entirely within a
24 county or entirely within a city, that exceeds the
25 ratio of representation that you're not splitting

CHRISTOPHER GLASSBURN

1
2 the city.

3 So Akron is larger than a state House
4 seat and smaller than a Senate seat. So it
5 should, by following that procedure, have a state
6 House seat entirely within it and a single other
7 seat in which the remainder of the City of Akron
8 should be paired with surrounding whole
9 communities.

10 That is the least splits answer,
11 which, again, the Constitution provides, if you
12 have to split, how to go about doing that.

13 The -- again, the Republican
14 Commission map doesn't try. It's -- it's got
15 Akron in three different seats, no real seat
16 wholly in the city.

17 Our Commission maps -- our maps
18 provided on the 13th and 15th were seeking to
19 follow the -- follow the procedure of having a
20 state House seat in Akron wholly and then the
21 remainder in a single seat.

22 In going through our various
23 permutations and because of how fast the process
24 went in accommodating the request that Secretary
25 LaRose made, we inadvertently included the Summit

CHRISTOPHER GLASSBURN

1
2 portion of the City of Tallmadge with the whole
3 Akron seat.

4 That's our mistake. Our mistake
5 doesn't change the proportionality and, again, in
6 aggregate is fewer than what the Commission tried
7 to -- did do, which does affect the
8 proportionality. It divides the City of Akron to
9 create Republican seats where they don't naturally
10 exist.

11 Q. Gotcha.

12 Now, you described the determination
13 of putting a district entirely in the City of
14 Akron as the least splits answer?

15 A. Yes.

16 Q. And is it your understanding that the
17 least splits answer is required by Article XI,
18 Section 3 of the Ohio Constitution?

19 A. That was -- that was the issue we put
20 before the Republican Commission members. To the
21 extent that we could do so and still meet what
22 they were asking for, we did try to follow that
23 provision of putting whole seats inside of the
24 major metros.

25 Q. Okay. So -- so again --

1 CHRISTOPHER GLASSBURN

2 A. So, again, we were trying to do that
3 as part of the procedure.

4 Q. So your understanding of what the
5 Constitution requires is that if a major
6 metropolitan area can have a House district within
7 the municipality lines, it is constitutionally
8 required to put the state House seat within the
9 municipality lines?

10 A. Yes. That's what we believe.

11 The more precise way to define it,
12 though, is that the Constitution doesn't consider
13 a whole -- a district wholly in a city to be a
14 split. That's the precise way to categorize it.

15 If a whole district is not inside, if
16 it's Cleveland plus something, Akron plus
17 something, then the Constitution categorizes that
18 as a split.

19 Q. Okay.

20 What happens -- okay.

21 But you'd agree -- let's say if you
22 got a county where you have sufficient population
23 for more than three House districts and one
24 municipality in which you can locate the entirety
25 of a House district, so you would have three whole

1 CHRISTOPHER GLASSBURN

2 House districts and part of a fourth drawn in that
3 county, right?

4 A. Okay. I mean, are we talking about a
5 specific county?

6 Q. This is a hypothetical county.

7 You have one municipality within which
8 you could -- that has population in excess of one
9 House district and two other House districts --
10 excuse me -- enough population for two other
11 entire House districts.

12 If the requirement that you believe is
13 imposed, which is you have to put the state House
14 seat -- or you have to put at least one state
15 House seat entirely within the municipal
16 boundaries, what happens if that causes other
17 townships in the county to be divided in the
18 drawing of the other districts in the county?

19 MR. SCHNEIDER: Objection to the
20 hypothetical calling for speculation.

21 Go ahead.

22 A. So in the case of Ohio, it is not
23 necessary whether -- whether you subscribe to what
24 I said about the big cities or you don't. Either
25 way it is not necessary to divide any townships in

CHRISTOPHER GLASSBURN

1 the entire state, period.

2
3 The reason they're divided in our map
4 is because it was accidental. The reason it's
5 divided in the Commission map is it's facilitating
6 creating Republican seats that don't naturally
7 exist.

8 Q. So your belief is that it is never
9 excusable for a township -- strike that.

10 Your belief is that it is never
11 constitutional for a township to be divided by any
12 House or Senate district?

13 A. It's not that there isn't a reason
14 that a township could be split, it's that in this
15 census, in this 2020 data, it's not necessary to
16 do. You can draw state maps that don't divide
17 townships and you can draw them again while
18 following the proportionality and compactness,
19 which is what we attempted to do.

20 The Commission did not attempt to
21 follow the fewest splits and didn't attempt to
22 follow the proportionality.

23 Q. And what -- is it your belief that all
24 of the examples of the Commission not following
25 what you believe is the requirement that no

CHRISTOPHER GLASSBURN

1
2 townships be split in the 2021 redistricting map
3 are included in the spreadsheet you turned over in
4 response to our subpoena?

5 A. Can you restate the question?

6 I want to make sure I understand what
7 you're asking.

8 Q. You stated a moment ago that the
9 Commission plan violated -- strike that -- the
10 Commission plan impermissibly split the townships.

11 And are all of the examples of the
12 Commission impermissibly splitting townships
13 contained in the spreadsheet you turned over
14 shortly before your deposition earlier today?

15 A. Yes.

16 Q. Okay.

17 And your understanding of the
18 requirement of Section 3 of the Constitution is
19 that no township should be split, period, where
20 possible, right?

21 A. Correct.

22 Q. And that --

23 A. Since it's not -- since it's not
24 necessary to split a township, you should not.

25 Q. When is it necessary to split a

CHRISTOPHER GLASSBURN

1
2 township?

3 A. It came very close in Stark County to
4 being required. In Stark County, Ohio, where the
5 City of Canton is, for example, the Republican
6 commissioners identify that they had a split, and
7 they said it was necessary because of the
8 population.

9 The population of those House seats,
10 for reasons I can get into if you would like, are
11 those House seats all have to be very
12 overpopulated if you are -- to the upper limit if
13 you are not putting a fourth seat in that county.

14 So the Republican commissioners split
15 a township. We, in our response, were able to
16 help and we showed them, here's how you fix this.
17 Here's how you don't split that township. Doesn't
18 change the proportionality. It doesn't change --
19 doesn't cause other splits, and it's possible to,
20 again, draw the entire state without splitting a
21 township.

22 So I don't see where the Constitution
23 would say, go ahead and start splitting townships,
24 and when I say it's possible to draw no township
25 splits, that doesn't mean you have to split

1 CHRISTOPHER GLASSBURN

2 something else to facilitate that. It's just --
3 it works out that way. It's not necessary.

4 Q. So -- but it would have been
5 permissible if it was required to split a township
6 to require -- to comply with the requirement that
7 districts contain substantially equal population?

8 A. Splitting a township does not -- is
9 not necessary to keep all districts within plus or
10 minus 5 percent population variance. It's not
11 necessary to reduce splits of cities or counties.

12 So, again, I'm not seeing where this
13 would come up in this 2020 census. Populations
14 could change in the future, and we may very well
15 have a township or handful of townships that have
16 splits for population reasons. This time, it was
17 not necessary.

18 Q. Okay.

19 But if, hypothetically speaking, the
20 example you just gave, it would be constitutional
21 to split a township in order to comply with the
22 population requirement -- equal population
23 requirement of the Constitution, right?

24 MR. SCHNEIDER: Objection to the
25 premise based on a hypothetical not in

CHRISTOPHER GLASSBURN

1
2 existence and the improper speculation it
3 calls for.

4 A. The Republican Commission map splits
5 Nimishillen Township, I think, around the City of
6 Louisville in Stark County right now. It is not
7 necessary to do that to draw seats that split no
8 other communities and are within the population
9 limits.

10 There is a reason they did that. I
11 don't know what it is. It's not a mistake. It's
12 there on purpose.

13 So no, that is not a permissible
14 split.

15 Q. And the townships that you're talking
16 about are all townships that are completely
17 contained in the same county, correct?

18 A. Townships do not go across county
19 borders.

20 Q. Okay.

21 And what's the population of the
22 largest township -- approximate population of the
23 largest township in Ohio?

24 A. In the Cincinnati area, and in Summit
25 County in particular and in Butler County, there

CHRISTOPHER GLASSBURN

1
2 are townships that are on the order of 50 or
3 60,000 people.

4 There's a long Ohio government history
5 answers as to why those communities exist the way
6 they do, but the bottom line is, yes, they exist.

7 But, again, it was not necessary to
8 split any of them to draw a map that followed
9 Section 3, and it certainly was not necessary to
10 do so to -- for proportionality reasons, we were
11 able to draw the ratio or one seat off the ratio
12 without violating those provisions.

13 Q. Is it your understanding that
14 Article XI, Section 3 of the Ohio Constitution
15 requires districts to be drawn so as to split the
16 smallest possible number of townships in totality?

17 A. It is -- it is the role of the Supreme
18 Court to determine the -- that kind of -- make
19 that determination.

20 When you're in any given area, if you
21 have to draw districts within county borders, the
22 question becomes -- and then up to that one other
23 seat that goes out of the county if that's
24 necessary. It becomes a question can you draw all
25 the seats within that area without dividing

CHRISTOPHER GLASSBURN

1 communities or not?

2
3 And so if the answer is you can draw
4 the whole -- all the seats in that county without
5 dividing communities, no, I don't see how that
6 would possibly be constitutional to deliberately
7 do that.

8 Again, the Commission map doesn't --
9 doesn't try to follow that standard. So there
10 certainly is a lesser answer than what the
11 Commission map is, and the maps that were provided
12 by the Senate Democrats, all of them showed that
13 that was not necessary.

14 Q. Is it -- in drawing the redistricting
15 maps, is it your belief or understanding that the
16 Section -- Article XI, Section 3 of the Ohio
17 Constitution places any priority on municipalities
18 as opposed to townships as far as which should get
19 split first?

20 A. It specifies that townships are ahead
21 of municipalities in the protection order, county,
22 township, municipality.

23 Q. Okay.

24 So if -- if faced with a decision
25 between splitting a township and splitting a

CHRISTOPHER GLASSBURN

1
2 municipality, the Constitution requires that the
3 municipality should be split first?

4 A. I believe that's what it says.

5 Q. Okay.

6 A. But, again, there's specific
7 provisions about which municipalities of which
8 population, but as an oversimplification, yes,
9 that is the rank order.

10 Q. How long have you had -- let me back
11 up.

12 When did you generate the spreadsheet
13 of the list of issues with the Commission's
14 plan -- adopted plan and the -- Senator Sykes'
15 September 15th plan?

16 A. We had awareness of the laws of the
17 various maps, the Commission map from the 9th and
18 the 15th, and as we went along, we explained those
19 and pointed those out to the Republicans as well.

20 Again, our -- our splits are to
21 facilitate population balancing. The Republicans
22 consistently wanted splits to facilitate specific
23 creation of Republican seats or Republican
24 members. So in the process of that, we were aware
25 of that, and that was a topic.

1 CHRISTOPHER GLASSBURN

2 After we were done, once we were past
3 September 15th, I put together, again, that list
4 on September -- finished it on September 25th.
5 Because we're talking about, again, hundreds of
6 issues across 99 seats, across 3 different plans
7 or more plans, you want to be very precise, and so
8 I went through at the time to document them all.

9 Q. All right.

10 And have you been in communication
11 with Senator Sykes and Leader Yuko about the
12 issues that you identify with the plans in the
13 spreadsheet we've been discussing?

14 A. I have not provided the spreadsheet
15 we're discussing to anyone.

16 Q. All right. And thank you for that.
17 But that's not the question that I asked.

18 A. Okay.

19 Q. Have you communicated any of the
20 issues that you've identified in this spreadsheet
21 to Leader Yuko or Senator Sykes?

22 A. I've communicated, again, the issues
23 for all of the plans to all of the participants as
24 we went along.

25 There are a handful -- again, for

CHRISTOPHER GLASSBURN

1
2 example, the Ross Township question that all three
3 maps made an issue of, I have not had a
4 conversation with Senator Yuko or Sykes about
5 that, but the -- but the vast majority of issues
6 with any of the maps are -- were known by all --
7 all parties.

8 Q. How would -- how did you communicate
9 the issues with the maps to the Republican members
10 of the Commission?

11 A. We literally sat down with Secretary
12 LaRose and Auditor Faber and drew the maps with
13 them on a television screen making changes as they
14 asked.

15 Q. That -- you're referring to changes
16 made from your September 13th map, right?

17 A. I'm talking about the 13th and the
18 15th maps.

19 So, for example, after the 13th map,
20 because I had diagnosed a lesser splitting way of
21 counties in west -- northern and western Ohio, I
22 implemented that in the September 13th map.

23 We followed up with Auditor Faber, who
24 asked us to do it a different way, which caused
25 more splits, and even though that was more splits,

CHRISTOPHER GLASSBURN

1
2 we did it because that's what he asked.

3 Q. Okay.

4 So you have -- and, again, I have not
5 had time to look at it in any detail, but it looks
6 like you've got more issues identified in the
7 spreadsheet than just the splits caused by the
8 changes requested by the auditor and secretary of
9 state, right?

10 A. There are the mistakes that I've
11 described to you already that were caused by,
12 again, going too fast and trying to do this in a
13 24-hour period or 48-hour period between the 13th
14 and 15th maps.

15 Q. All right.

16 And --

17 A. Do I inherently blame Secretary LaRose
18 for us including Tallmadge with Akron?

19 I mean, that was not a specific
20 request, but in the process of accommodating what
21 he did want, it was an accidental mistake. So in
22 that sense, yes, the mistake is because we tried
23 to accommodate the Republicans.

24 Q. But you said a moment ago that -- and
25 if I'm misunderstanding your testimony, please

1 CHRISTOPHER GLASSBURN

2 correct me -- that you had communicated all these
3 issues to everybody in the process?

4 A. Every issue that I was aware of we
5 communicated. We went systemically through
6 counties.

7 I can't tell you how many dozens of
8 questions Secretary LaRose asked about some
9 accounting. We sat and stared at it together, and
10 he said, What about this? What about that? Can
11 we do this?

12 And I would say, No, that causes a
13 split here. That causes a split there. We've a
14 split here and we need to resolve this.

15 Q. But these are issues that came up in
16 the context of you working with the auditor and
17 secretary of state to make changes that they were
18 asking for in the map you drafted, right?

19 A. Yes.

20 Q. This is not included in any sort of
21 analysis that you had done of the enacted map,
22 right?

23 A. We had communicated to the -- and we
24 said -- "we," I mean the Senate Democrats in their
25 communications even, in their PR, stated that

CHRISTOPHER GLASSBURN

1
2 there were too many community splits in the
3 Republican maps at each step of the way, and we
4 said that. That was not -- that was not some
5 secret.

6 Q. All right.

7 A. If you want to draw 67 Republican
8 House seats, you've got to split communities
9 you're not allowed to split.

10 Q. All right. You mentioned community
11 splits.

12 How many townships were split by the
13 September 15th Sykes' plan?

14 A. Again, I think the answer is 10, off
15 the top of my head, but whatever the spreadsheet
16 says is the answer.

17 Q. And -- and your testimony today is
18 that every time the Sykes' plan split a township,
19 that was a clerical mistake?

20 A. Yes.

21 I am very strict about -- about what
22 these splits are. They are minutia.

23 Q. And what is it you're basing your
24 conclusion on that the intent of the enacted plan
25 in splitting townships was to facilitate

CHRISTOPHER GLASSBURN

1
2 Republican-leaning seats.

3 A. So as I said, there's a mixture of
4 both. There's mistakes, and then there is clear
5 intent.

6 The Butler County and Ross Township
7 that I described, that's a mistake. That doesn't
8 change partisanship. That doesn't change
9 anything. It changes a very small amount of
10 people. That's clearly a mistake. All three maps
11 made it.

12 An example that is there to facilitate
13 additional Republican seats is -- is more like
14 Stark County with the splitting of Nimishillen
15 Township around Louisville.

16 Q. And what is it about the splitting of
17 that township that leads you to the conclusion
18 that it was split to facilitate a
19 Republican-leaning seat?

20 A. Again, we're not talking about a small
21 fragment of a township or a noncontiguous
22 township. We're talking about a whole township
23 that completely surrounds a city. So you know
24 that you've got to use the whole piece. It's very
25 clear you've got to use the whole piece.

1 CHRISTOPHER GLASSBURN

2 So if you're dividing it, that's not a
3 mistake. That is clearly there.

4 Look, their goal was to get 67 seats.
5 There were things they had to do to get there.

6 Q. What is it --

7 A. Is how you get there.

8 Q. What is it about the split of the
9 township outside I think you said Louisville that
10 led you to the conclusion that it was done for the
11 purpose of drawing a more Republican seat?

12 What facts do you base that conclusion
13 on?

14 A. It enables you to weaken the
15 Democratic index of the seat at -- that involves
16 the City of Canton in a way that you couldn't
17 otherwise do. And it facilitates the surrounding
18 county seats to be in a different configuration
19 than otherwise.

20 Part of the minutia of all this is
21 those township blocks are squares, and so they're
22 not -- for the most part, you've got to go, you
23 know, to the side, up, down, the other side. If
24 you can split one of those, that completely
25 changes the array of possibilities, and that's --

CHRISTOPHER GLASSBURN

1
2 that's what they did.

3 Q. So there's no other reason in your
4 mind that this township could have been split
5 other than to facilitate a Republican-leaning
6 seat?

7 A. The splitting of Nimishillen Township
8 is -- does not change the map from 55 to 67 seats.
9 The bigger splits that are done for partisan
10 reasons are to split the bigger cities more often
11 than to segment Democrats into seats where they
12 are the minority.

13 This split in particular takes an area
14 of the state that is very difficult to work
15 around, but we demonstrated and showed them how to
16 do it without splitting anything, and they chose
17 to do it anyway.

18 This wasn't a split that was
19 originally part of their September 9th plan. They
20 chose to put this in to facilitate.

21 It's just one example of dozens.

22 MR. BRANCH: Let's do this,

23 Ms. Rivera, can you give me a check on time?

24 We had agreed to three-and-a-half hours.

25 How much time do we have on the record?

1 CHRISTOPHER GLASSBURN

2 (Pause.)

3 MR. BRANCH: Okay. Give me one more
4 moment.

5 BY MR. BRANCH:

6 Q. Mr. Glassburn, a couple of last
7 questions.

8 Did you coordinate any of your
9 redistricting efforts with people or groups
10 outside the Senate Democratic Caucus, with the
11 exception of the members of the House Democratic
12 Caucus that you've described already today?

13 A. Just the Republican Commission staff,
14 as I have said at different time intervals.

15 Q. Did you have any meetings with anyone
16 from a group called "All On The Line"?

17 A. I had one -- I was asked to
18 participate in one Zoom meeting -- Randall Routt
19 asked me to participate in one Zoom meeting.

20 Q. Do you remember approximately when
21 that was?

22 A. I do remember. In the production of
23 the documents, I saw that Zoom invited
24 September 3rd.

25 Q. And do you remember who all was

CHRISTOPHER GLASSBURN

1
2 participating in that Zoom meeting?

3 A. It was myself, Randall Routt from the
4 Senate, and on the other group, there was Katie
5 Shanahan and three people who were staffer
6 associated with her. I can't -- I can't recall
7 their names.

8 Q. Gotcha.

9 And what was the purpose of this
10 meeting with All On The Line?

11 A. They asked us to explain the Senate
12 Democratic map as it was updated on September 1st
13 to them.

14 Q. Why did they do that?

15 A. They wanted to understand why we did
16 what we did.

17 Q. And what do you mean by why you did
18 what you did?

19 A. They had produced their own maps
20 within -- and put in the public domain, and they
21 wanted to understand from us why we didn't do
22 similar things to what they did.

23 Q. And when you said they produced their
24 own maps and put it in the public domain, are
25 these maps that members of All On The Line

CHRISTOPHER GLASSBURN

1
2 uploaded to the Ohio Redistricting Commission's
3 public database?

4 A. I believe they did so in their role as
5 part of their -- I forget the name of the group --
6 the Citizens' Redistricting Commission, or
7 something to that effect.

8 Q. Okay.

9 So it's your understanding that All On
10 The Line facilitated the submission of the
11 Citizens' Redistricting Commission map to the Ohio
12 Redistricting Commission?

13 A. I would not say that. I would say
14 that my understanding was they were a member of
15 that and that map was what they wanted to -- they
16 wanted -- they were comparing to what we had.

17 Q. Okay.

18 What was the difference between the
19 Senate Democratic Caucus' map and the map that was
20 being discussed at the All On The Line meeting?

21 A. We were -- so it was a half-an-hour
22 discussion, and the overwhelming majority of the
23 discussion was, you know, please take us through
24 the state and explain why -- them asking us, take
25 us through the state and explain why you did what

CHRISTOPHER GLASSBURN

1
2 you did.

3 That was at least 20 minutes if not
4 more of the discussion, and then at the end --
5 well, throughout that, they said, Well, why didn't
6 you split here? Why do you have this?

7 And we said, Again, we were strict
8 adherence to following Section 3. Do the best you
9 can, you know, and we will see if anyone puts
10 forward something that does it better.

11 There never was somebody that came
12 forward and did it better and did fewer splits.
13 Their map had a large number of more splits.

14 Q. Was there -- other than the large
15 number of additional splits, were there any other
16 additional issues with the -- the Citizens'
17 Redistricting map that you identified?

18 A. To be honest, and this -- when you
19 look at their map and you see the number of
20 splits, you know that it's not -- it wasn't the
21 least you could do, and it wasn't particularly
22 close, the same thing with the Commission map.

23 So -- so you don't -- you don't go
24 that direction. There's not a lot of benefit to
25 doing that.

CHRISTOPHER GLASSBURN

1
2 Q. You were able to divine the intention
3 of some of the splits that the Commission adopted
4 plan as being for the purpose of creating
5 Republican-leaning districts in your review of the
6 Citizens' Redistricting Commission plan.

7 Do you believe that the preparers of
8 that plan decided to split some of the
9 municipalities or townships that it split in order
10 to create Democratic-leaning districts?

11 MR. SCHNEIDER: Objection to the
12 mischaracterization of the testimony that
13 this individual is divining intent. He
14 indicated how he drew his conclusions based
15 on timing as well as results, and the
16 actions determined intent.

17 Here, I object to the hypothetical,
18 the unfair speculation it calls for, and the
19 attempt to try to mischaracterize some
20 third-party group who had no role in this
21 process.

22 MR. BRANCH: And, Counsel, I think
23 you're in violation of Rule 37 in your
24 objection in that you're to the point of
25 suggesting testimony to your client. And so

1 CHRISTOPHER GLASSBURN

2 please stay within the boundaries of the
3 rules here.

4 MR. SCHNEIDER: As I would ask you to
5 as well.

6 My objection is noted for the record.

7 MR. BRANCH: Thank you.

8 BY MR. BRANCH:

9 Q. I interpose the same question, which
10 is essentially: Similarly to the analysis that
11 you performed of the splits in the Commission
12 plan, did you draw any conclusion about whether
13 the splits in the Citizens' Redistricting
14 Commission plan was for the purpose of drawing
15 Democratic-leaning districts?

16 A. So the way I have consistently
17 answered this issue, and will say the same to you,
18 is with our Senate Democratic maps, we prove that
19 it was possible to follow the ratios to draw 45
20 House and 15 Senate.

21 If you accepted the limitations the
22 Republican commissioners put forward about
23 Trumbull County and elsewhere, we did 44 and 14.

24 It wasn't necessary to split to
25 facilitate that ratio of Democratic seats. So can

1 CHRISTOPHER GLASSBURN

2 I divine that their intention was to split to
3 create Democratic seats? No, because it wasn't
4 necessary to do so.

5 So I don't know why they did. Maybe
6 they're just not as familiar with Ohio geography,
7 I don't know. It wasn't necessary.

8 Q. You couldn't draw a conclusion from
9 the sole fact that those townships or
10 municipalities were split as to the purpose of
11 that split in the Citizens' Redistricting
12 Commission plan?

13 MR. SCHNEIDER: Objection to the
14 improper speculation.

15 A. Again, I come back to it wasn't
16 necessary to split communities to facilitate the
17 ratio you're talking about. So why they would do
18 that when they didn't need to, that's my question,
19 right?

20 Q. But you don't have a belief as to why
21 they did that?

22 MR. SCHNEIDER: Objection, again, to
23 the speculation. That's improper.

24 A. My job with this and I remain laser
25 focused on, was to provide the -- be most

CHRISTOPHER GLASSBURN

1
2 compliant with Section 3 and all the other
3 sections of Article XI, map possible to the Senate
4 Democrats at all times, and that was my focus.

5 When I was presented material that
6 didn't do that, which wasn't very often, there
7 wasn't much use for me to do with it.

8 Q. I'm going to ask you a yes-or-no
9 question: When you reviewed the Citizens'
10 Redistricting Commission map and analyzed the
11 splits of county -- excuse me -- of municipalities
12 and townships contained in that map, did you come
13 to a belief as to the purpose of some of those
14 splits?

15 MR. SCHNEIDER: Objection to the
16 improper speculation.

17 A. I've given you an answer here, so...

18 Q. It was a yes-or-no question. Please
19 answer the question as it's been posed.

20 A. The way that I saw that map -- their
21 map --

22 Q. It was a yes-or-no question,
23 Mr. Glassburn, and you can answer "yes" or "no" --

24 MR. SCHNEIDER: He doesn't have to
25 answer "yes" or "no" to answer your

1 CHRISTOPHER GLASSBURN

2 question.

3 MR. BRANCH: Counsel, he can answer
4 the question "yes" or "no," and then he can
5 explain his answer. But it's a pretty clear
6 yes-or-no question.

7 MR. SCHNEIDER: He's asking you if you
8 could divine that intention?

9 MR. BRANCH: No, I'm asking him if he
10 formed a belief in his mind as to the
11 purpose for those splits.

12 BY MR. BRANCH:

13 Q. It's a yes-or-no question, sir.

14 A. I did not form a belief -- I'm not
15 trying to be hostile with you, so I'd appreciate
16 the same in return.

17 But the reason is, is when they first
18 released those maps, they did a statewide image
19 with no files, no nothing. And when you look at
20 that statewide image, you could see a ton of
21 squiggly lines.

22 So that was -- you didn't have to be
23 an expert to look at that and say, That's not
24 necessary, and so I didn't invest much time in it.

25 Q. Okay. No, that's -- I mean, you

1 CHRISTOPHER GLASSBURN

2 answered "yes" or "no." That's what I was looking
3 for. I appreciate that.

4 Did you do any work with League of
5 Women Voters of Ohio in preparing the maps that
6 were submitted to the Commission by Senator Sykes?

7 A. What do you mean by "work"?

8 Q. Did you communicate with the League of
9 Women Voters at all about the maps or your
10 preparation of the maps that Senator Sykes
11 submitted to the Commission?

12 A. Director of the League attended the
13 Commission hearings. At the August 31st hearing,
14 she asked me for the files for the map that we
15 presented.

16 When we uploaded the files on the
17 State's site, they would take a long time to post
18 those, so we posted links for the public and sent
19 out to the media and anybody else, but she asked
20 for that link, and I provided that link to her.

21 That is the nature of -- that is -- if
22 that's work, that's the work that I did.

23 Q. All right?

24 And did they -- did the League of
25 Women Voters of Ohio provide any suggestions to

1 CHRISTOPHER GLASSBURN

2 you as to how to draw any of the General Assembly
3 districting maps?

4 MR. SCHNEIDER: Objection, calls for
5 hearsay.

6 A. To me specifically, no. They
7 testified at multiple hearings, and we listened to
8 the testimony of everyone who testified, but no,
9 nothing outside of that.

10 MR. BRANCH: Let's call up
11 GLASSBURN1004 and 1009.

12 We're going to mark as Exhibit 6, a
13 document Bates stamped GLASSBURN001004, 1005
14 and 1009.

15 (Exhibit 6, e-mail chain, Bates
16 stamped GASSBURN001004, 5, and 9, was marked
17 for identification at this time.)

18 BY MR. BRANCH:

19 Q. Mr. Glassburn, I'll represent to you
20 that this is part of your production --

21 MR. SCHNEIDER: Before we get into
22 that, I'm just trying to identify, is that
23 in your exhibits?

24 MS. RIGGINS: Yes. It's Bates labeled
25 with the number he gave us. It's beginning

1 CHRISTOPHER GLASSBURN

2 GLASSBURN001004, and it was just transmitted
3 through the chat.

4 MR. SCHNEIDER: And how many pages is
5 that?

6 MS. RIGGINS: Three.

7 MR. SCHNEIDER: 1004, 1005, and what
8 else?

9 MR. BRANCH: 1009.

10 MR. SCHNEIDER: Okay.

11 And that is number?

12 MS. RIGGINS: Six.

13 MR. SCHNEIDER: Got it.

14 Mr. Glassburn has the exhibit.

15 MR. BRANCH: Thank you.

16 BY MR. BRANCH:

17 Q. Can you take a moment to review the
18 document and let me know what it is?

19 A. So, yes. On September 13th, there was
20 a hearing in Warrensville Heights, Ohio, by the
21 Commission where I introduced the September 13th
22 map on behalf of the Senate Democrats and the
23 House Democrats.

24 In the course of the questions that
25 followed, I believe it was the Republican

CHRISTOPHER GLASSBURN

1
2 commissioner who asked me -- and in my testimony I
3 covered -- the questions about the winners of
4 League of Women Voters' contest. They had two
5 winners for their contest for maps. And I
6 discussed that their winners had not followed
7 Section 3.

8 And this e-mail came shortly after I
9 said that while I was live doing it in the
10 testimony. So I did not read it
11 contemporaneously, but I surmised that Ms. Miller
12 with the League was very dissatisfied with what I
13 had to say.

14 Q. Did you reach back out to her and have
15 a conversation with her about her e-mail?

16 A. No, I did not.

17 Q. So you never responded to her e-mail?

18 A. I did not.

19 Q. Did you ever have any discussions with
20 Ms. Miller outside of the hearings about the
21 strategy for preparing the General Assembly
22 districting maps?

23 A. No.

24 Q. Have you had any discussion with
25 Ms. Miller since the -- since September 15th

1 CHRISTOPHER GLASSBURN

2 regarding the General Assembly districting maps?

3 A. No.

4 Q. And have you had any discussion with
5 Ms. Miller since -- obviously, since
6 September 15th about this litigation?

7 A. No.

8 Q. All right. Let's turn to the third
9 page, GLASSBURN1009.

10 This is an e-mail from -- can you tell
11 me what the e-mail is?

12 A. So in the afternoon of September 14th,
13 which is what this e-mail is dated, I have an
14 unsolicited e-mail from Ms. Miller. I don't know
15 what it is. I did not click on the links. And as
16 you might have imagined from the negotiation
17 process and the fact that I stayed up all night
18 drawing maps on the 14th, I did not have time to
19 deal with this contemporaneously, and I didn't
20 never deal with it.

21 It was in my e-mail files, so I
22 provided it to you today. I don't know what it
23 is.

24 MR. BRANCH: Okay. I don't think I
25 have any more questions.

CHRISTOPHER GLASSBURN

EXAMINATION

BY MR. FLIEGEL:

Q. Mr. Schneider, my name is Ben Fliegel.
I represent the Ohio Organizing Collaborative.

I have five minutes of questions and
I'll restrict my questions to five minutes.

First, thank you very much.

You had no role in drafting the
General Assembly district plan that was ultimately
adopted by the Ohio Redistricting Commission on
September 16th. Is that correct?

A. September 15th?

No, I did not have a role in their
map.

Q. And in the course of the 2021
redistricting process, were you ever asked by
anyone to draw a map primarily to favor or
disfavor a political party?

A. No.

Q. Okay.

My last topic of questions, you
testified earlier about the map proposed on
August 31st. And you testified that information
that you used to draw that map came from Dave's

CHRISTOPHER GLASSBURN

1
2 Redistricting.

3 Do you remember that testimony?

4 A. I believe that the political data --
5 well, the data that I used to draw that map was
6 Dave's Redistricting. I believe that Randall
7 Routt, in the -- the numbers that were provided
8 about the districts provided the numbers from the
9 official dataset for the state, which is not the
10 Dave's.

11 Q. That makes sense.

12 My question was when did you first
13 have enough information to begin drawing proposed
14 maps?

15 A. Once we -- within 36 hours, I suppose,
16 of the census data being released.

17 Q. And do you remember that date
18 approximately?

19 A. August 6th -- no, it was like
20 August 12th, because they came in three or four
21 days early.

22 MR. FLIEGEL: All right. That's all
23 my questions.

24 Thank you very much.

25 THE WITNESS: I'm sorry. I should

1 CHRISTOPHER GLASSBURN

2 restate one thing on that.

3 On the question of the favor or
4 disfavor, I interpreted the question as
5 being based on the Senate Democrats are the
6 people that I worked with on our side of the
7 aisle.

8 We did get asked to draw more
9 Republican seats by Secretary LaRose and
10 Auditor Faber. But it was not specified how
11 many it was to adhere to adhere to adhere.

12 MR. FLIEGEL: I appreciate the
13 clarification.

14 MR. BRANCH: All right. Can we go off
15 the record?

16 I think we're done.

17 Ms. Rivera, thank you.

18 Mr. Glassburn, appreciate your time.

19 MR. SCHNEIDER: Just making sure, any
20 further questions by the relators or
21 respondents?

22 MS. MENASHE: On behalf of respondents
23 of the Senator and the Leader Sykes, no
24 questions.

25 Thank you. Appreciate it.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

MS. LEVENSON: Nothing on behalf of
the statewides.

MR. CLARK: Nothing on behalf of --

MR. SCHNEIDER: I'm sorry. Go ahead.

MR. CLARK: This is Erik Clark.

Nothing on behalf of the Commission.

Thank you.

(Whereupon the proceedings were
concluded at 5:09 p.m.)

oOo

I, CHRISTOPHER GLASSBURN, the witness
herein, do hereby certify that the foregoing
testimony of the pages of this deposition to
be a true and correct transcript, subject to
the corrections, if any, shown on the
attached page.

CHRISTOPHER GLASSBURN

Subscribed and sworn to before me this

_____ day of _____, _____.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

CERTIFICATE

I, AMY A. RIVERA, a Certified Shorthand Reporter, Registered Professional Reporter, Certified LiveNote Reporter, and Notary Public of the State of New York, do hereby certify that prior to the commencement of the examination CHRISTOPHER GLASSBURN, was duly sworn by me to testify the truth, the whole truth and nothing but the truth.

I DO FURTHER CERTIFY that the foregoing is a true and accurate transcript of the testimony as taken stenographically by and before me at the time, place and on the date hereinbefore set forth.

I DO FURTHER CERTIFY that I am neither a relative nor employee nor attorney nor counsel of any of the parties to this action, and that I am neither a relative nor employee of such attorney or counsel, and that I am not financially interested in the action.



Notary Public of the State of New York

My commission expires December 6, 2021

License No. XI00939

Dated: October 21, 2021

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

INDEX

WITNESS	PAGE
---------	------

CHRISTOPHER GLASSBURN	
-----------------------	--

By Mr. Branch	7
---------------	---

By Mr. Fliegel	152
----------------	-----

EXHIBITS

NUMBER	DESCRIPTION	PAGE
--------	-------------	------

Exhibit 1	Deposition excerpt	12
-----------	--------------------	----

Exhibit 2	Subpoena	15
-----------	----------	----

Exhibit 3	E-mail dated August 16,	32
-----------	-------------------------	----

2021, Bates stamped

VSYKES_0406 through 414

Exhibit 4	Text messages, Bates	71
-----------	----------------------	----

stamped VSYKES_0009841,

VSYKES_0010515,

VSYKES_0010606, and

VSYKES_0011360

Exhibit 5	Ohio Constitution	84
-----------	-------------------	----

Exhibit 6	E-mail chain, Bates	148
-----------	---------------------	-----

stamped GASSBURN001004,

5, and 9

1
2 IN THE UNITED STATES DISTRICT COURT
3 FOR THE SOUTHERN DISTRICT OF OHIO

4 ~~~~~

5 OHIO A. PHILIP RANDOLPH INSTITUTE, ET AL.,

6
7 Plaintiffs,

8
9 vs. Case No. 1:18-cv-00357-TSB

10
11 RYAN SMITH, SPEAKER OF THE OHIO HOUSE OF
12 REPRESENTATIVES, ET AL.,

13
14 Defendants.

15 ~~~~~

16 Deposition of
17 CHRISTOPHER GLASSBURN

18
19 December 14, 2018

20 9:09 a.m.

21 Taken at:

22 Baker & Hostetler LLP
23 127 Public Square
24 Cleveland, Ohio

25 REPORTER: Penny Sherman

JOB NO. 151984

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

APPEARANCES:

On behalf of the Witness:

Mike DeWine, Ohio Attorney General, by
DAVID OPPENHEIMER, ESQ.
LYDIA ZIGLER, ESQ.
615 West Superior Avenue
Cleveland, Ohio 44113

On behalf of the Plaintiffs:

Covington & Burling, co-counsel, by
ROBERT FRAM, ESQ.
One Front Street
San Francisco, California 94111

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

APPEARANCES: (Continued)

On behalf of the Interveners:

Baker & Hostetler, by
PATRICK LEWIS, ESQ.
127 Public Square
Cleveland, Ohio 44114

On behalf of the Defendants:

Ogeltree, Deakins, Nash, Smoak & Stewart,
By ALYSSA RIGGINS, ESQ. (Via telephone)
4208 Six Forks Road
Raleigh, North Carolina 27609

~ ~ ~ ~

ALSO PRESENT:

TOBIAS SMITH, Legal Video Specialist

~ ~ ~ ~

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

TRANSCRIPT INDEX

APPEARANCES	2
APPEARANCES	3
INDEX OF EXHIBITS	5
EXAMINATION OF CHRISTOPHER GLASSBURN	
MR. LEWIS	12
MR. FRAM	139
.....	

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

INDEX OF EXHIBITS

NUMBER	DESCRIPTION	MARKED
Exhibit 1	Subpoena for Mr. Glassburn's deposition	15
Exhibit 2	Subpoena for production of documents	16
Exhibit 3	Document Bates No. NEOYBD_0048829	26
Exhibit 4	E-Mail from Sarah Cherry to .. Leader Budish	40
Exhibit 5	E-Mail chain produced by	43
Exhibit 6	Document Bates No. SMC-KM-000036	57
Exhibit 7	Document entitled, 2010 Ohio . Common and Unified Redistricting Database Technical Documentation	73
Exhibit 8	E-Mail Bates No. SMC-KM-15....	86
Exhibit 9	E-Mail Bates No. SMC-RR-02994	87
Exhibit 10	E-Mail Bates-stamped SMC-RR-29613	91
Exhibit 11	E-Mail Bates-stamped SMC-KM-0002351	96
Exhibit 12	Document Bates-stamped SMC-KM-000363	110
Exhibit 13	Document Bates-stamped SMC-KM-000263	113
Exhibit 14	Document entitled, Major Map . Files From 2010-11.docx	119

1			
2	Exhibit	Listing of files produced in .	120
15		a folder called Memorex	
3		USB\Offers	
4	Exhibit	Screen shot.....	122
16			
5	Exhibit	Document Bates No.	128
17		SMC-KM-000195	
6			
	Exhibit	E-mail Bates No. SMC-KM-291...	129
7	18		
	Exhibit	Document Bates No.	133
8	19	SMC-KM-155	
9	Exhibit	Document Bates No.	133
20		SMC-KM-278	
10			
	Exhibit	Screen shot of 319 original ..	139
11	21	map produced in Maptitude	
12	Exhibit	Document from Mr.	155
22		Glassburn's files	
13			
	Exhibit	Document generated from Mr. ..	161
14	23	Glassman's dot-map files	
15	Exhibit	Document, Identifier No.	166
24		_0037 [Official_HB369	
16		adopted final_CD 2]	
17	Exhibit	Document Identifier 0038	170
25		[Official HB 369 adopted	
18		final_CD 03]	
19	Exhibit	Glassburn 0039 Official HB ...	179
26		adopted final_CD 04	
20			
	Exhibit	Glassburn_0040 [Official] HB .	180
21	27	369 adopted final_CD 05	
22	Exhibit	Glassburn 001 [Official] HB ..	180
28		369 adopted final_CD 06	
23			
	Exhibit	Glassburn_0042 [Official] HB .	180
24	29	369 adopted final_CD 07	
25	Exhibit	Glassburn_043 [Official] HB ..	180

1
2
3 Exhibit Glassburn_0044 [Official] HB . 180
31 369 adopted final_CD 09
4 Exhibit Glassburn_0045 [Official] HB . 181
32 369 adopted final_CD 10
5
6 Exhibit Glassburn 0046 [Official] HB . 181
33 369 adopted final_CD 11
7 Exhibit Glassburn_0047 [Official] HB . 181
34 369 adopted final_CD 12
8
9 Exhibit Glassburn_048 [Official] HB .. 181
35 369 adopted final_CD 13
10 Exhibit Glassburn_0049 [Official] HB . 181
36 369 adopted final_CD 14
11
12 Exhibit Glassburn_0050 [Official] HB . 182
37 369 adopted final_CD 15
13
14
15
16
17
18
19
20
21
22
23
24
25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

INDEX OF VIDEO OBJECTION

OBJECT	PAGE
objection.....	20
objection.....	33
objection.....	33
objection.....	40
objection.....	40
objection.....	41
objection.....	41
objection.....	43
objection.....	44
objection.....	48
objection.....	55
objection.....	56
objection;	75
objection.....	78
objection.....	82
objection;	84
objection.....	90
objection.....	91
objection.....	99
objection.....	99
objection.....	100
objection.....	100

1		
2	objection.....	101
3	objection.....	102
4	objection.....	104
5	objection.....	109
6	objection.....	110
7	objection.....	113
8	objection.....	121
9	objection.....	127
10	objection.....	130
11	objection.....	152
12	objection.....	153
13	objection.....	161
14	objection.....	164
15	objection.....	166
16	objection.....	172
17	Objection.....	173
18	objection.....	174
19	objection.....	176
20	objection.....	177
21	objection.....	185
22	objection.....	185
23	objection.....	186
24	objection.....	187
25	objection.....	187

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

objection..... 191
objection..... 198

1 Glassburn

2 THE VIDEOGRAPHER: This is the start of
3 the videotaped deposition of Christopher
4 Glassburn in the matter of the Ohio A. Philip
5 Randolph Institute et al. versus Ryan Smith,
6 Speaker of the Ohio House of Representative,
7 et al., in the United States District Court
8 for the Southern District of Ohio, Case No.
9 118-cv-00357-TSB.

10 This deposition is being held at 127
11 Public Square, Suite 2000, Cleveland, Ohio on
12 December 14, 2018, at approximately 9:09 a.m.

13 My name is Tobias Smith from TSG
14 Reporting Inc., and I am the legal video
15 specialist.

16 The court reporter is Penny Sherman in
17 association with TSG Reporting.

18 Would counsel please introduce
19 yourselves.

20 MR. LEWIS: Good morning. I'm Patrick
21 Lewis, counsel for the interveners.

22 MR. OPPENHEIMER: David Oppenheimer,
23 counsel for the witness, Mr. Glassburn.

24 MS. ZIGLER: Lydia Arko Zigler with the
25 Ohio Attorney General's Office, counsel for

1 Glassburn

2 Mr. Glassburn.

3 MR. FRAM: Robert Fram, Covington &
4 Burling, counsel for the plaintiffs.

5 MR. LEWIS: I note, we have a telephonic
6 appearance from Alyssa Riggins at Ogeltree,
7 Deakins.

8 THE VIDEOGRAPHER: Will the court
9 reporter please swear in the witness.

10 CHRISTOPHER GLASSBURN, of lawful age, called
11 for examination, as provided by the Ohio Rules of
12 Civil Procedure, being by me first duly sworn, as
13 hereinafter certified, deposed and said as follows:

14 EXAMINATION OF CHRISTOPHER GLASSBURN

15 BY MR. LEWIS:

16 Q. Good morning, Mr. Glassburn. My name's
17 Patrick Lewis. I am an attorney representing a
18 group of interveners in this case.

19 To start out, if you could kindly state
20 your full name and current address for the record.

21 A. My name is Chris Glassburn. My real
22 name is Christopher. I live at 23993 Fairlawn
23 Drive, North Olmsted, Ohio, 44070.

24 Q. You are being represented by
25 Mr. Oppenheimer and Ms. Zigler, correct?

1 Glassburn

2 Q. And did you ever provide any map-making
3 services to Cuyahoga County?

4 A. No.

5 Q. In 2011, did you become involved in the
6 redistricting of Ohio's congressional districts?

7 A. Yes.

8 Q. How did you become involved?

9 A. I had been involved in looking at the
10 issue of both redistricting and reapportionment
11 since 2008 or 2009, and it was a continuation of my
12 interest and role with the House Democrats.

13 Q. What got you started looking at
14 redistricting back in 2008 and 2009?

15 A. Reapportionment for the state of Ohio
16 had a specific process outlined in the Ohio
17 Constitution. I looked at that process to get an
18 idea what would happen in the next decade. When I
19 learned of the rules and started trying to plot
20 that out, I realized that those rules were not
21 going to have favorable outcomes for democrats,
22 regardless of which party was in control.

23 And so, I increasingly learned more
24 about redistricting and reapportionment so that I
25 could better understand the process for the

1 Glassburn

2 upcoming decade.

3 Q. What about the way reapportionment
4 worked, then, made you believe that the rules would
5 not favor the democrats?

6 A. Ohio's Constitution outlined for
7 reapportionment a very specific process for
8 geographic political subdivisions, a process to
9 which districts were supposed to be drawn in a
10 certain order, with certain rules that take effect,
11 this one after the next, as an overly simplistic
12 generalization.

13 In the decades prior to the 1990s, you
14 had greater diversity within county borders.
15 However, large cities from that point forward
16 extended beyond, and their suburbs extended beyond
17 the original counties, say, Cuyahoga County or
18 Franklin.

19 And so the geographic outlay of where
20 people live and how the state is drawn, would force
21 more higher democratic index seats to be drawn
22 within the major metro counties and not make those
23 residents available to be partnered with similar
24 residents in their suburban bedroom counties.

25 Q. So this -- what did you study to lead

IN THE SUPREME COURT OF OHIO

League of Women Voters of Ohio, et al.,

Relators,

Case No. 2021-1 193

v.

Original Action Filed Pursuant to Ohio Constitution, Article XI, Section 9(A)

Ohio Redistricting Commission, et al.,

Respondents.

SUBPOENA TO TESTIFY AT DEPOSITION

TO:

Christopher Glassburn 23993 FAIRLAWN DR NORTH OLMSTED OH 44070
Name Address

You are hereby commanded to be and appear at

Taft Stettinius & Hollister LLP
200 Public Square Suite 3500,
Cleveland OH, 44114

on the 20th day of October 2021 at 9:30 a.m.,

and:

[X] Attend and give testimony at a deposition that will be recorded by video and stenographic means.

Subpoena Issued By:

W. Stuart Dornette (0002955) (513) 381-2838 dornette@taftlaw.com
W. Stuart Dornette, Counsel for Huffman and Cupp, Supreme Ct. No. Phone No. Email Address

Return of I received this subpoena on the 11 day of OCTOBER 2021, and served the above party
Service: by DELIVERING TO MEGAN MURPHY, WIFE FOR CHRISTOPHER GLASSBURN AT 23993 FAIRLAWN DR.,
NORTH OLMSTEAD OH 44070 ON 10/12/2021 11:50 AM. DESCRIPTION: 42/WF/5'6/160/SALT/PEPPER HAIR

BENJAMIN PURSER, PROCESS SERVER 10/13/2021
Name Signature Date

NOTE: READ ALL INFORMATION ON THE SECOND PAGE OF THIS SUBPOENA



Rule 45. Ohio Rules of Civil Procedure, Parts C & D:

(C) Protection of persons subject to subpoenas.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena.

(2)(a) A person commanded to produce under divisions (A)(1)(b), (iii), (iv), (v), or (vi) of this rule need not appear in person at the place of production or inspection unless commanded to attend and give testimony at a deposition, hearing, or trial.

(b) Subject to division (D)(2) of this rule, a person commanded to produce under divisions (A)(1)(b), (iii), (iv), (v), or (vi) of this rule may, within fourteen days after service of the subpoena or before the time specified for compliance if such time is less than fourteen days after service, serve upon the party or attorney designated in the subpoena written objections to production. If objection is made, the party serving the subpoena shall not be entitled to production except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena, upon notice to the person commanded to produce, may move at any time for an order to compel the production. An order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the production commanded.

(3) On timely motion, the court from which the subpoena was issued shall quash or modify the subpoena, or order appearance or production only under specified conditions, if the subpoena does any of the following:

- (a) Fails to allow reasonable time to comply;
- (b) Requires disclosure of privileged or otherwise protected matter and no exception or waiver applies;
- (c) Requires disclosure of a fact known or opinion held by an expert not retained or specially employed by any party in anticipation of litigation or preparation for trial as described by Civ.R. 26(B)(5), if the fact or opinion does not describe specific events or occurrences in dispute and results from study by that expert that was not made at the request of any party;
- (d) Subjects a person to undue burden.

(4) Before filing a motion pursuant to division (C)(3)(d) of this rule, a person resisting discovery under this rule shall attempt to resolve any claim of undue burden through discussions with the issuing attorney. A motion filed pursuant to division (C)(3)(d) of this rule shall be supported by an affidavit of the subpoenaed person or a certificate of that person's attorney of the efforts made to resolve any claim of undue burden.

(5) If a motion is made under division (C)(3)(c) or (C)(3)(d) of this rule, the court shall quash or modify the subpoena unless the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated.

(D) Duties in responding to subpoena.

(1) A person responding to a subpoena to produce documents shall, at the person's option, produce them as they are kept in the usual course of business or organized and labeled to correspond with the categories in the subpoena. A person producing documents or electronically stored information pursuant to a subpoena for them shall permit their inspection and copying by all parties present at the time and place set in the subpoena for inspection and copying.

(2) If a request does not specify the form or forms for producing electronically stored information, a person responding to a subpoena may produce the information in a form or forms in which the information is ordinarily maintained if that form is reasonably useable, or in any form that is reasonably useable. Unless ordered by the court or agreed to by the person subpoenaed, a person responding to a subpoena need not produce the same electronically stored information in more than one form.

(3) A person need not provide discovery of electronically stored information when the production imposes undue burden or expense. On motion to compel discovery or for a protective order, the person from whom electronically stored information is sought must show that the information is not reasonably accessible because of undue burden or expense. If a showing of undue burden or expense is made, the court may nonetheless order production of electronically stored information if the requesting party shows good cause. The court shall consider the factors in Civ. R. 26(B)(4) when determining if good cause exists. In ordering production of electronically stored information, the court may specify the format, extent, timing, allocation of expenses and other conditions for the discovery of the electronically stored information.

(4) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

(5) If information is produced in response to a subpoena that is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a receiving party must promptly return, sequester, or destroy the specified information and any copies within the party's possession, custody or control. A party may not use or disclose the information until the claim is resolved. A receiving party may promptly present the information to the court under seal for a determination of the claim of privilege or of protection as trial preparation material. If the receiving party disclosed the information before being notified, it must take reasonable steps to retrieve it. The person who produced the information must preserve the information until the claim is resolved.

AFFIDAVIT OF SERVICE

State of Ohio

Supreme Court

Case Number: 2021-1193

Plaintiff:
LEAGUE OF WOMEN VOTERS OF OHIO, et al.

vs.

Defendant:
OHIO REDISTRICTING COMMISSION, et al.

Received these papers on the 11th day of October, 2021 at 10:19 am to be served on **CHRISTOPHER GLASSBURN, 23993 FAIRLAWN DR, NORTH OLMSTEAD, OH 44070**

I, **BENJAMIN PURSER**, being duly sworn, depose and say that on the **12th day of October, 2021 at 11:50 am, I:**

effected service by delivering a true copy of the **SUBPOENA, WITNESS FEE** to: **Megan Murphy, Wife** for **CHRISTOPHER GLASSBURN** at the address of: **23993 FAIRLAWN DR, NORTH OLMSTEAD, OH 44070**, the within named person's usual place of **Abode**, who resides therein, who is fifteen (15) years of age or older and informed said person of the contents therein, in compliance with state statutes.

Description of Person Served: Age: 42, Sex: F, Race/Skin Color: White, Height: 5'6", Weight: 160, Hair: Salt & Pepper, Glasses: N

BENJAMIN PURSER, the undersigned, being duly sworn, deposes and says that I was, at the time of service, over the age of 18 and not a party to this action. I reside in the State of Ohio.

STATE OF OHIO, COUNTY OF SUMMIT

Subscribed and Sworn to before me on the 13th day of October, 2021 by the affiant who is personally known to me.

Notary Public
CATHRENE M. DRAKE
My Commission Expires: 07/07/2024



BENJAMIN PURSER
Process Server

10/13/2021

Date

Our Job Serial Number: NEO-2021001365
Ref: 4845563



Cathrene M. Drake
Resident Summit County
Notary Public, State of Ohio
My Commission Expires:
July 7, 2024

IN THE SUPREME COURT OF OHIO

League of Women Voters of Ohio, et al.,

Case No. 2021- 1193

Relators,

Original Action Filed Pursuant to Ohio
Constitution, Article XI, Section 9(A)

v.

Ohio Redistricting Commission, et al.,

Respondents

SUBPOENA DUCES TECUM

TO:

Christopher Glassburn 23993 FAIRLAWN DR NORTH OLMSTED OH 44070
Name Address


You are hereby commanded to be and appear at:
Taft Stettinius & Hollister, 200 Public Square Suite 3500, Cleveland OH, 44114 on the 14th day of
October 2021 at 10:00 a.m.,
and: Produce the documents, electronically stored information, or tangible things identified in
Attachment A.

Subpoena Issued By: _____

W. Stuart Dornette (0002955) (513) 381-2838 dornette@taftlaw.com
W. Stuart Dornette, Counsel for Huffman and Cupp, Supreme Ct. No. Phone No. Email Address

Return of I received this subpoena on the 11 day of OCTOBER 2021, and served the above party

Service: by DELIVERING TO MEGAN MURPHY, WIFE FOR CHRISTOPHER GLASSBURN AT 23993 FAIRLAWN DR.
NORTH OLMSTEAD OH 44070 ON 10/12/2021 11:50 AM. DESCRIPTION: 42/WF/5'6/160/SALT/PEPPER

Name BENJAMIN PURSER, PROCESS SERVER Signature  Date 10/13/2021

NOTE: READ ALL INFORMATION ON THE SECOND PAGE OF THIS SUBPOENA

Rule 45. Ohio Rules of Civil Procedure, Parts C & D:

(C) Protection of persons subject to subpoenas.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena.

(2)(a) A person commanded to produce under divisions (A)(1)(b), (iii), (iv), (v), or (vi) of this rule need not appear in person at the place of production or inspection unless commanded to attend and give testimony at a deposition, hearing, or trial.

(b) Subject to division (D)(2) of this rule, a person commanded to produce under divisions (A)(1)(b), (iii), (iv), (v), or (vi) of this rule may, within fourteen days after service of the subpoena or before the time specified for compliance if such time is less than fourteen days after service, serve upon the party or attorney designated in the subpoena written objections to production. If objection is made, the party serving the subpoena shall not be entitled to production except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena, upon notice to the person commanded to produce, may move at any time for an order to compel the production. An order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the production commanded.

(3) On timely motion, the court from which the subpoena was issued shall quash or modify the subpoena, or order appearance or production only under specified conditions, if the subpoena does any of the following:

- (a) Fails to allow reasonable time to comply;
- (b) Requires disclosure of privileged or otherwise protected matter and no exception or waiver applies;
- (c) Requires disclosure of a fact known or opinion held by an expert not retained or specially employed by any party in anticipation of litigation or preparation for trial as described by Civ.R. 26(B)(5), if the fact or opinion does not describe specific events or occurrences in dispute and results from study by that expert that was not made at the request of any party;
- (d) Subjects a person to undue burden.

(4) Before filing a motion pursuant to division (C)(3)(d) of this rule, a person resisting discovery under this rule shall attempt to resolve any claim of undue burden through discussions with the issuing attorney. A motion filed pursuant to division (C)(3)(d) of this rule shall be supported by an affidavit of the subpoenaed person or a certificate of that person's attorney of the efforts made to resolve any claim of undue burden.

(5) If a motion is made under division (C)(3)(c) or (C)(3)(d) of this rule, the court shall quash or modify the subpoena unless the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated.

(D) Duties in responding to subpoena.

(1) A person responding to a subpoena to produce documents shall, at the person's option, produce them as they are kept in the usual course of business or organized and labeled to correspond with the categories in the subpoena. A person producing documents or electronically stored information pursuant to a subpoena for them shall permit their inspection and copying by all parties present at the time and place set in the subpoena for inspection and copying.

(2) If a request does not specify the form or forms for producing electronically stored information, a person responding to a subpoena may produce the information in a form or forms in which the information is ordinarily maintained if that form is reasonably useable, or in any form that is reasonably useable. Unless ordered by the court or agreed to by the person subpoenaed, a person responding to a subpoena need not produce the same electronically stored information in more than one form.

(3) A person need not provide discovery of electronically stored information when the production imposes undue burden or expense. On motion to compel discovery or for a protective order, the person from whom electronically stored information is sought must show that the information is not reasonably accessible because of undue burden or expense. If a showing of undue burden or expense is made, the court may nonetheless order production of electronically stored information if the requesting party shows good cause. The court shall consider the factors in Civ. R. 26(B)(4) when determining if good cause exists. In ordering production of electronically stored information, the court may specify the format, extent, timing, allocation of expenses and other conditions for the discovery of the electronically stored information.

(4) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

(5) If information is produced in response to a subpoena that is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a receiving party must promptly return, sequester, or destroy the specified information and any copies within the party's possession, custody or control. A party may not use or disclose the information until the claim is resolved. A receiving party may promptly present the information to the court under seal for a determination of the claim of privilege or of protection as trial preparation material. If the receiving party disclosed the information before being notified, it must take reasonable steps to retrieve it. The person who produced the information must preserve the information until the claim is resolved.

ATTACHMENT A

Pursuant to Rules 26 and 45 of the Ohio Rules of Civil Procedure, Respondents Huffman and Cupp hereby propound to Christopher Glassburn a subpoena duces tecum, which is to be responded to by October 14, 2021. Documents responsive to the following requests shall be produced to the offices of Taft Stettinius & Hollister, 65 E. State Street, Columbus, OH, 43215

DEFINITIONS AND INSTRUCTIONS

- A. The following terms shall have the meanings indicated below:
- (1) The terms “you,” and “your” shall mean Christopher Glassburn, in your capacity as an individual, employee, volunteer, or consultant for any members of the Ohio Redistricting Commission, any Relators in the following Supreme Court cases: 2021- 1193, 2021 1198; 2021-1210, any organizations involved in redistricting or evaluating any redistricting plans presented to the Ohio Redistricting Commission, or any organization involved in analyzing districts in Ohio, as well as your present and former agents, assigns, employees, partners, successors, predecessors, associates, personnel, attorneys, and other persons or entities acting or purporting to act on your behalf.
 - (2) The term “Commission” shall mean the Ohio Redistricting Commission.
 - (3) The term “Proposed Plans” means any plans or draft plans of Ohio legislative districts, or drafts plans, considered by or submitted to the Ohio Redistricting Commission, including but not limited to those introduced by Vernon and/or Emilia Sykes, or any other plans or draft plans of Ohio legislative districts utilizing 2020 census data.
 - (4) The term “Enacted Plan” shall mean the General Assembly maps introduced by the Ohio Redistricting Commission on September 15, 2021, and Enacted on September 16, 2021.
 - (5) The term “person” shall mean and include natural persons, governmental entities, proprietorships, corporations, partnerships, joint ventures, and each other form of organization, entity or association.
 - (6) The term “document” is used in the broadest possible sense and shall mean, without limitation, any kind of written, printed, recorded or graphic matter, data or mapfiles, files used in any .gis system, however produced

or reproduced, of any kind or description, whether sent or received or neither, including originals, copies and drafts and both sides of originals, copies and drafts, and including but not limited to papers, books, letters, correspondence, telegrams, cables, telex messages, electronic messages or electronic mail (whether or not stored or recorded on-line or off-line in archive storage), financial statements, memoranda, notes, notations, work papers, transcripts, minutes, reports and recordings of telephone conversations or other conversations, or of interviews, or of conferences or other meetings, affidavits, statements, summaries, opinions, reports, studies, analyses, evaluations, contracts, agreements, journals, statistical records, desk calendars, appointment books, diaries, expense account records, lists, tabulations, summaries, sound recordings, videotapes, word processing disks and/or memory or archive systems, computer disks and/or memory or archive systems, computer printouts, data processing input and output, magnetic tapes, magnetic disks, microfilms, all other records kept by electronic, magnetic, photographic, optical or mechanical means, and things similar to any of the foregoing, however denominated.

- (7) The term "communication" shall mean the transmission of any verbal or nonverbal, written or non-written message, information, sign, symbol, or behavior, and shall include the process by which such transmission occurs.
 - (8) The terms "relating to" and "concerning" shall mean referring to, related to, regarding, consisting of, pertaining to, reflecting, evidencing, describing, constituting, or being in any way logically or factually connected with the matter discussed, including any connection, direct or indirect, whatsoever with the requested topic, without limitation, unless otherwise specified in the Request.
- D. The singular number and masculine gender shall include, and be applied as, the plural or the feminine gender or neuter, and vice-versa, as the circumstances of the particular request may make appropriate.
- E. These requests are continuing so as to require further and supplemental responses if You receive or discover additional information between the time of original response and the time of any hearing, trial, or other presentation of evidence in this matter.
- F. If you deem any request for documents to call for the production of privileged or otherwise nondisclosable materials and you assert such claim, furnish a list at the time of production identifying each document so withheld together with the following information:
- (1) the reason for withholding each such document or material, stated with sufficient particularity so as to permit the Court to adjudicate the validity of the claimed privilege;
 - (2) a statement of the facts constituting the basis for any claim of privilege or other ground of non-disclosure; and
 - (3) a brief description of each such document or other material,
including:

- (a) the date of the document;
 - (b) the name of its author(s) or preparer(s) and an identification by employment and title of each such person(s);
 - (c) the name of each person to whom the document or other material was sent or who has had access to, or custody of, the document or other material, together with an identification of each such person(s);
 - (d) the paragraph of this request to which the document or other material is responsive; and
 - (e) in the case of any document or other material that relates in any way to a meeting or conversation, identification of such meeting or conversation and the persons attending or participating in such meeting or conversation.
- G. With respect to each document request, Respondents Huffman and Cupp request that You identify and produce all documents that are known to You or that You can locate or discover that are in Your possession, custody or control, from whatever source derived, which, directly or indirectly, relate, refer or pertain to the subject matter of the request made, including, without limitation, all such documents in the files (whether they be denominated personal, business or any other files) in the possession, custody or control of Your or, as applicable, of Your employees, agents, representatives or other persons acting on Your behalf or under Your control.
- H. Respondents Huffman and Cupp request that You produce all responsive documents and other materials in an orderly manner (and with appropriate markings or other identification) so that Respondents Huffman and Cupp will be able to identify the source of the document or other material, the file in which the document or other material was maintained, the person to whom such file belongs, and the specific request to which the document or other material is responsive.
- I. All documents are to be produced in electronic form. If the document is a map file or used in a GIS software or other software such as maptitude, then those documents should be produced in native format with all metadata intact. For any election or voter data file, please produce in CSV format if available. If this is not available, please produce in PDF format. For all other documents, PDF's are sufficient.

- J. If a responsive Communication, document, or tangible thing has been prepared in copies that are not identical, or if additional copies have been made that are no longer identical, or if original identical copies are no longer identical by reason of subsequent notations on the front or back of pages thereto, each non-identical copy is a separate Communication, document, or tangible thing and shall be produced.
- K. Produce any password-protected documents with any applicable passwords.

DOCUMENTS TO BE PRODUCED

1. All documents and communications concerning the drawing of any General Assembly districts following the 2020 census.
2. All documents or communications concerning any payments made to you, whether directly or indirectly (including through a company that you own and/or operate in whole or part) for your work in relation to drafting any Proposed Plans.
3. All documents and communications concerning the procurement of space for any purpose related to drawing Ohio's state legislative districts, including invoices, receipts, and booking confirmations for stays at any hotel, Airbnb, or other short-term lodging.
4. All documents and communications concerning any factors or guidance you considered in the creation of any Proposed Plans.
5. All documents and communications concerning any instructions you received from anyone concerning the creation of any Proposed Plans.
6. All documents and communications concerning information or data you viewed or considered regarding any Proposed Plans.
7. All communications between you and the following individuals concerning the creation of any Proposed Plans or the redistricting of Ohio's legislative districts using 2020 census data: Vernon Sykes (including his staff or agents); Emilia Sykes (including her staff or agents); Kenny Yuko (including his staff or agents); any agent or member of any agent or member of: Project Govern, Democratic National Committee, the Ohio Democratic Party, the National Democratic Campaign Committee, the National Democratic Redistricting Committee, the National and Ohio Chapters of All On the Line, Fair Districts Ohio, Fair Vote, Cook Political Report, DemCast, Common Cause Ohio, Democratic Legislative Campaign Committee, Ohio AFL-CIO, the ACLU, the ACLU of Ohio, the League of Women Voters of Ohio, the League of Women Voters of Local Chapters in Ohio, the National and Ohio chapters of the Council on American-Islamic Relations, and any Relator or agent for any Relator in cases 2021-1193, 2021-1198, 2021-1210 currently pending before the Ohio Supreme Court.
8. All documents, communications, and analysis done by You regarding the Enacted Plans.
9. All documents and communications concerning information or data you viewed regarding any analysis done on the Enacted Plan.

10. Documents sufficient to establish all persons who assisted you in the creation of any Proposed Plans or analyses of the Enacted Plan.

4837-8356-4542 v.2

AFFIDAVIT OF SERVICE

State of Ohio

Supreme Court

Case Number: 2021-1193

Plaintiff:
LEAGUE OF WOMEN VOTERS OF OHIO, et al.

vs.

Defendant:
OHIO REDISTRICTING COMMISSION, et al.

Received these papers on the 11th day of October, 2021 at 10:19 am to be served on **CHRISTOPHER GLASSBURN, 23993 FAIRLAWN DR, NORTH OLMSTEAD, OH 44070**

I, BENJAMIN PURSER, being duly sworn, depose and say that on the **12th day of October, 2021 at 11:50 am, I:**

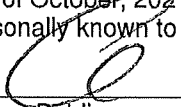
effected service by delivering a true copy of the **SUBPOENA DUCES TECUM** to: **Megan Murphy, Wife** for **CHRISTOPHER GLASSBURN** at the address of: **23993 FAIRLAWN DR, NORTH OLMSTEAD, OH 44070**, the within named person's usual place of **Abode**, who resides therein, who is fifteen (15) years of age or older and informed said person of the contents therein, in compliance with state statutes.

Description of Person Served: Age: 42, Sex: F, Race/Skin Color: White, Height: 5'6", Weight: 160, Hair: Salt & Pepper, Glasses: N

BENJAMIN PURSER, the undersigned, being duly sworn, deposes and says that I was, at the time of service, over the age of 18 and not a party to this action. I reside in the State of Ohio.

STATE OF OHIO, COUNTY OF SUMMIT

Subscribed and Sworn to before me on the 13th day of October, 2021 by the affiant who is personally known to me.



Notary Public
CATHRENE M. DRAKE
My Commission Expires: 07/07/2024



Cathrene M. Drake
Resident Summit County
Notary Public, State of Ohio
My Commission Expires:
July 7, 2024

BENJAMIN PURSER
Process Server

Date 10/13/2021

Our Job Serial Number: NEO-2021001366
Ref: 4845571

Date: Mon, 16 Aug 2021 1:59:06 PM -0400
Subject: Fwd: Revised Contract
From: Routt, Randall <Randall.Routt@ohiosenate.gov>
To: Boas, George <George.Boas@ohiosenate.gov>; Rowe, Mike <Mike.Rowe@ohiosenate.gov>; Rothey, Kristin <Kristin.Rothey@ohiosenate.gov>; Stockman, Scott <Scott.Stockman@ohiosenate.gov>;
Attachments: Project Govern Redistricting Services - OSDC Aug 16.pdf

Sent from my iPhone
Begin forwarded message:

From: Project Govern <chris@projectgovern.com>
Date: August 16, 2021 at 1:58:23 PM EDT
To: "Routt, Randall" <Randall.Routt@ohiosenate.gov>
Subject: Revised Contract

Exhibit 3

DEPO_01542

VSYKES_0000406

CONFIDENTIAL

Project Govern

Ohio Redistricting Contract

Submitted by:
Project Govern Inc
Chris Glassburn, President
August 16th 2021



The 2021 redistricting process operates within an extremely limited time frame due to a variety of factors related to the Covid pandemic and United States Census Bureau delays. With extensive redistricting and public relations experience serving clients across the State of Ohio, we pride ourselves on having the unique capabilities to meet the moment

SERVICE PLAN APPROACH TO REDISTRICTING

Scope

Project Govern advises our clients and their staff on all relevant aspects of the redistricting process pursuant to federal and state law. Our team produces mapping products using the latest data from the United State Census Bureau. This includes implementation of the 2021 August Census release and the Ohio Redistricting Task Force official data for use in this process.

Note- 2019 American Community Survey Data can be made available.

All products include relevant maps and data files will be prepared using GIS software, detailed demographic analysis and provision of all necessary products to convey legal descriptions and shape files. Project Govern stands ready to conduct and assist public engagement and community meetings to explain the redistricting process, gather public input and produce maps or alternatives.

Project Govern will remain available to our client, their staff and any designees time permitting for the period of any agreed upon contract.

Latest Data Updates

It appears likely that adjustments to existing districts will be necessary to meet constitutional requirements, balance population and meet commission redistricting criteria. Depending on choices made by the commission, it may be further necessary to conduct "Gingles Tests" concerning racial minority districts. Project Govern is prepared to assist in these matters in an expedited manner.

On August 5th, the United States Census Bureau announced that the projected release date of data necessary for redistricting will now be August 12th. Project Govern anticipates full conversion of data by no later than August 17th.

INITIAL GA TIMELINE

On August 6th, the Ohio Redistricting Task Force indicated there would be at least 9 public hearings. The extremely tight timeline for this process will make data and public engagement challenges more difficult and expensive than a traditional lengthier process. The following is not an exhaustive list, but an approximate timeline of services to be provided. This timeline is subject to change by agreement of the parties. Timeline is designed to provide for the most essential processes in the minimal time possible:

- **Monday, August 16th or earlier**
 - Project Govern meets individually with leadership and staff for introductions.
- **Wednesday, August 18th**
 - Determine guidelines for preliminary public testimony and records submissions on mapping. Meet individually with all interested parties necessary to move forward.
- **Thursday, August 19th**
 - Project Govern briefing with client leadership and staff to review new Census data.
- **Friday, August 20th – Monday August 23rd**
 - Project Govern meets individually with interested parties on the Census data.
- **Tuesday, August 24th**
 - Project Govern meets with client leadership and staff to develop parameters for a primary General Assembly map (GA) and alternatives. Identification of any required Gingles Testing must be completed by this date.
- **Wednesday, August 25th**
 - Project Govern produces necessary GA mapping products for client leadership.
- **Thursday, August 26th**
 - Public release of a GA primary map(s) package. Submission of package to necessary body.
- **Monday, August 23rd – Monday August 30th**
 - Public engagement and media tour. Interested party meetings as needed.
- **Monday, August 30th – Tuesday, August 31st**
 - Project Govern analyzes any GA majority maps released. Provides necessary modifications to client map and proposes amendments for majority map.
- **Wednesday September 1st**
 - Ohio GA first map deadline.

- **Thursday September 2nd – Wednesday, September 15th**
 - (If needed) GA second deadline process.
- **Thursday September 2nd – Wednesday, September 15th**
 - Project Govern provides analysis of any majority GA map(s) or proposals. Provides necessary modifications to client map and proposes amendments for majority map.

CONGRESSIONAL REDISTRICTING

The following is not an exhaustive list, but an approximate timeline of services to be provided. This timeline is subject to change by agreement of the parties.

- **Thursday September 2nd – Monday, September 30th**
 - Stage 1 Congressional redistricting process. (Legislature)
- **Friday, September 3rd – Monday September 6th**
 - Review census data in specific regard to congressional redistricting. Determine preliminary strategy for congressional public testimony and records submissions on mapping. Meet individually with all interested parties necessary to move forward.
- **Tuesday, September 7th**
 - Project Govern meets with client leadership and staff to develop parameters for a primary congressional map and alternatives. Identification of any required Gingles Testing must be completed by this date.
- **Wednesday, September 8th**
 - Project Govern produces necessary congressional mapping products for client leadership.
- **Thursday, September 9th or when directed**
 - Public release of a GA primary map(s) package. Submission of package to necessary body.
- **Friday, September 10th – Friday September 17th**
 - Public engagement and media tour. Interested party meetings as needed.
- **Saturday, September 18th – Tuesday, September 21st or upon release**
 - Project Govern analyzes any majority congressional maps released. Provides necessary modifications to client map and proposes amendments for majority map.
- **Tuesday September 21st – Thursday, September 30th or until map selection**

- Project Govern provides analysis of any majority congressional map(s) or proposals. Provides necessary modifications to client map and proposes amendments for majority map.
- **Tuesday October 1st – Saturday, October 30th**
 - (If needed) Stage 2 Congressional redistricting process. (Redistricting Commission)
- **Tuesday, October 1st – Saturday October 5th**
 - Review data and status with Redistricting Commission leadership, staff and interested parties. Determine preliminary strategy for additional public testimony and records submissions on mapping. Meet individually with all interested parties necessary to move forward.
- **Tuesday, October 8th – Wednesday October 9th**
 - Project Govern meets with client leadership and staff to develop parameters for a primary congressional map and alternatives. Identification of any required Gingles Testing must be completed by this date.
- **Thursday, October 10th**
 - Project Govern produces necessary congressional mapping products for client leadership.
- **Thursday, October 10th or when directed**
 - Public release of map(s) package. Submission of package to necessary body.
- **Friday, October 11th – Friday October 18th**
 - Public engagement and media tour. Interested party meetings as needed.
- **Saturday, October 19th – Tuesday, October 22nd or upon release**
 - Project Govern analyzes any majority congressional maps released. Provides necessary modifications to client map and proposes amendments for majority map.
- **Saturday, October 19th – Saturday October 30th or until map selection**
 - Project Govern provides analysis of any majority congressional map(s) or proposals. Provides necessary modifications to client map and proposes amendments for majority map.
- **Sunday October 31st – Saturday, November 30th**
 - (If needed) Stage 3 & 4 Congressional redistricting process.
- **Sunday October 31st – Tuesday, November 2nd**
 - Halloween, Election weekend, Election Day – limited redistricting activity.

- **Wednesday, November 3rd – Friday November 5th**
 - Review status to date with legislative leadership and staff. Determine any further strategy for congressional public testimony and records submissions on mapping. Meet individually with all interested parties necessary to move forward.

- **Monday, November 8th**
 - Project Govern meets with client leadership and staff to develop parameters for a final congressional map and alternatives. Identification of any new required Gingles Testing must be completed by this date.

- **Tuesday, November 9th**
 - Project Govern produces necessary congressional mapping products for client leadership.

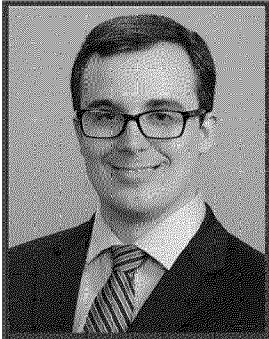
- **Wednesday, November 10th or when directed**
 - Public release of final map(s) package. Submission of package to necessary body.

- **Wednesday, November 10th – Friday November 19th**
 - Public engagement and media tour. Interested party meetings as needed.

- **Saturday, November 20th or until map selection**
 - Project Govern provides analysis of any majority congressional map(s) or proposals. Provides necessary modifications to client map and proposes amendments for majority map.

Organizational Profile

Project Govern



Chris Glassburn, Lead Consultant & Mapmaker

23993 Fairlawn Drive
North Olmsted, OH 44070
440-570-9726
Chris@ProjectGovern.com

Chris Glassburn is the one of the top consultants providing campaign management, public engagement, and electoral data services in Ohio. In 2011, Glassburn served as the redistricting consultant and mapmaker for the Ohio House Democratic Caucus for Congressional Redistricting. Glassburn also served as the Democratic minority consultant and mapmaker for the Ohio Apportionment Board and as the Democratic mapmaker for plaintiffs in *Wilson v. Kasich* (decided 4-3 against, with current Supreme Court Chief Justice O'Connor dissenting).

A vigorous advocate of fair redistricting practices, Glassburn has spoken on dozens of public panels on redistricting reform. Since 2014, Glassburn has periodically served as a redistricting consultant to the Ohio League of Women Voters in their efforts to end gerrymandering. He was a lead co-author of both Ohio Constitutional Amendments that were overwhelmingly passed by voters to reform apportionment of the Ohio General Assembly (2015) and redistricting for Congress (2018).

From 2014 to 2016 Glassburn served as the Senior Policy Advisor to Cuyahoga County Executive Armond Budish. In his role for Cuyahoga County Glassburn held responsibility for assisting in the creation and passage of the biennial budget, supervising the agenda and alternate chairing the board of control, policy lead on behalf of the County Executive and lead of appointments to board and commissions.

In January 2017, Glassburn founded the firm Project Govern. Glassburn most recently has served as a consultant to issue campaigns in the May, 2021 Primary Election. In total, Glassburn has served as the lead consultant and/or campaign manager to over 120 individual candidate or issues campaigns with over a 90%-win rate. Some of his non-partisan/candidate clients have included the Sherwin Williams, Innovation Ohio, The Cuyahoga County Port Authority, the County Action Committee (Cuyahoga County HHS Levy), The Cleveland Clergy Coalition, LEAD Ohio and numerous confidential private sector clients.

Glassburn is a lifelong Northeast Ohioan and serves as a City Councilman and Leader of the Democratic Party in North Olmsted, Ohio. He and his wife Megan live in North Olmsted.

Scope of Work, Budget and Terms

Activity	Fee	Note
Engagement & Data		
Base Engagement Fee	\$50,000	Fixed fee including August monthly service through January, 1, 2022
Software licensing	\$3,000	Maptitude
Travel stipend	\$2,000	Coverage of travel costs
Total	\$55,000	

Additional Terms

- Invoices for service will be submitted. The total of the base engagement fee and other costs shall be due in 4 payments: \$16,000 due September 1st, \$13,000 October 1st, \$13,000 November 1st and \$13,000 December 1st for services rendered until Jan 1, 2022.
- Invoices will be submitted for each payment due.
- Project Govern provide consulting services and products consistent with all mapping standards to the best of our ability. However, Project Govern is not a law firm nor offers legal services. Neither party is responsible for any legal fees of the other party that are incurred in litigation regarding legislative or congressional redistricting.

Agreement

Project Govern agrees to provide the above work and services as described above to the Ohio Senate Democratic Caucus, its designee on the Ohio Redistricting Commission and to the OSDC or interested parties as designated for the compensation and terms described effective August 16th, 2021. By signing this agreement, the parties agree to the terms as well, contingent upon the approval of the Democratic Co-Chair of the Ohio Redistricting Task Force and the Director of the Ohio Legislative Service Commission.

Chris Glassburn

8/16/21

Chris Glassburn
President, Project Govern

Senator Kenny Yuko
Minority Leader, Ohio Senate Democratic
Caucus



Rachel >

Thu, Sep 2, 7:33 PM

What's up with the press event tomorrow morning about our map?

Thu, Sep 2, 8:53 PM

I have no idea. What event?

9/3/2021, at 10 a.m., to discuss and analyze the Ohio Senate Democratic Caucus' proposed General Assembly maps that were shared with the Ohio Redistricting Commission on Tuesday -- and you are invited.

WHO: Fair Districts Ohio

- Jen Miller, Executive Director of League of Women Voters of Ohio
- Dr. Chris Cusack, Technical Manager of the Fair Districts Mapping Competition and Professor Emeritus of Geography, Keene State College
- Brian Glassman, Legal Writing Professor Emeritus



Text Message



Apple Pay



1:36



RC

Rachel >

- Brian Glassman, Legal Writing Professor Emeritus

Is that not your group?

Ahh nope we're Equal Districts. Fair Districts is League of Women Voters and Common Cause

Ah I see

Too many groups to keep them straight

It's odd they didn't invite the people who made the maps....

Or give us a heads up

Right

That's an eerily Republican move

May I tell a couple people about this?



Text Message



1:37



Rachel >

about this?

Sure

Thank you! Also can I see you soon?? I miss our Friday calls lol

Lol

Sure

When they let me out of our Redistricting bunker.



Lol same tbh

I'm going to lose my shit tomorrow if they criticize our map when no one else has presented anything.

So there. Got that off my chest. Lol



Text Message



Apple Pay



DEPO_01553

1:37



Rachel >

As you should

That's why our coalition exists lol.

Off the record of course

Of course

Fri, Sep 3, 7:54 AM

We're hearing they're going to have Chris Cusack review your maps. Splits etc.

Prof Emeritus Brian Glassman is going to discuss Section 5 and numbering.

Catherine Turcer is going to call for a timeline for official mapmaking, details on how, and time for public deliberation.

Ok. Thanks.



Text Message



Apple Pay



DEPO_01554



Ohio Constitution

The 1851 Constitution with Amendments to 2017

[Download Full PDF](#)

Search the Constitution by keyword

Search

[[Constitution Home](#) / [Article XI](#)]

XI.06 Additional district standards

The Ohio redistricting commission shall attempt to draw a general assembly district plan that meets all of the following standards:

(A) No general assembly district plan shall be drawn primarily to favor or disfavor a political party.

(B) The statewide proportion of districts whose voters, based on statewide state and federal partisan general election results during the last ten years, favor each political party shall correspond closely to the statewide preferences of the voters of Ohio.

(C) General assembly districts shall be compact.

Nothing in this section permits the commission to violate the district standards described in Section 2, 3, 4, 5, or 7 of this article.



This site is not the official publication of Ohio's Constitution. For the official publication, please contact the Secretary of State's office. This version is published with approval from the [Secretary of State's office](#). To report any problems with this site, or errors to the content, please write to the webmaster@lis.state.oh.us.

© 2021 The Ohio
Legislature.
All Rights Reserved.

House Directory
Senate Directory
Legislative Calendar
Glossary

Disclaimer
Contact

Re: Democratic Amendment Map Links

Jen Miller <director@lwvohio.org>

Mon 9/13/2021 5:42 PM

To: Project Govern <chris@projectgovern.com>

I don't understand what the strategy was there.

Jen Miller

Executive Director

she/her/hers

League of Women Voters of Ohio / Education Fund

100 E. Broad St. Suite 1310

Columbus, OH 43215

Ph: 614-469-1505

www.lwvohio.org

Text **vote-note to 31996** for voting and election reminders.

By texting vote-note you agree to receive mobile updates from the League of Women Voters of Ohio. Reply with HELP for help, STOP to quit. Message & data rates may apply.

Please support the League's work by becoming a member today! [Click here to join.](#)

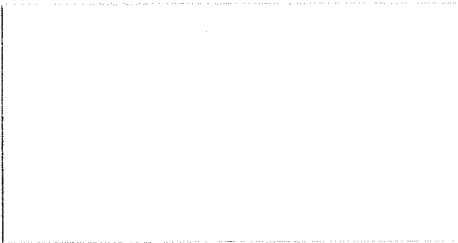
From: Project Govern <chris@projectgovern.com>

Sent: Monday, September 13, 2021 5:27 PM

Subject: Democratic Amendment Map Links

House

<https://davesredistricting.org/join/332e19eb-be6c-4cc6-a936-9e390876d715>

	Sykes/Sykes Sept 13 - House Redistricting Map davesredistricting.org
---	--

Senate

<https://davesredistricting.org/join/5bc0a3f8-8429-41cf-98b7-14175b551ad2>

Fw: BIPOC overlays

Jen Miller <director@lwvohio.org>

Tue 9/14/2021 3:02 PM

To: Project Govern <chris@projectgovern.com>

Here you go – apologies for the delay, we are working on similar projects in multiple states at the same time. Please let me know if you can't open these – you should also be able to zoom in on areas if you need to pull things out.

<https://arcg.is/0DCqi0>

2:40

<https://arcg.is/1OXOSC0>

CERTIFICATE OF SERVICE

I, Freda J. Levenson, hereby certify that on October 22, 2021, I caused a true and correct copy of the following documents to be served by email upon the counsel listed below:

- 1. Stipulation of Evidence (Deposition Transcripts and Exhibits)**
- 2. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 1 of 7 (pages 1 - 314)**
- 3. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 2 of 7 (pages 315 - 451)**
- 4. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 3 of 7 (pages 452 - 832)**
- 5. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 4 of 7 (pages 833 - 983)**
- 6. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 5 of 7 (pages 984 - 1250)**
- 7. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 6 of 7 (pages 1251 - 1559)**
- 8. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 7 of 7 (pages 1560- 1892)**

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
Michael A. Walton (0092201)
Michael J. Hendershot (0081842)
30 E. Broad St.
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov
michael.walton@ohioago.gov
michael.hendershot@ohioago.gov

*Counsel for Respondents Governor Mike DeWine,
Secretary of State Frank LaRose, and
Auditor Keith Faber*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, OH 45202
Tel: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch (PHV 25460-2021)
Alyssa M. Riggings (PHV 25441-2021)
Greg McGuire (PHV 25483-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Ste. 200
Raleigh, NC 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggings@nelsonmullins.com
greg.mcguire@nelsonmullins.com
Tel: (919) 329-3812

Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp

John Gilligan (0024542)
Diane Menashe (0070305)
ICE MILLER LLP
250 West St., Ste., 700
Columbus, OH 43215
john.gilligan@icemiller.com
diane.menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

Erik J. Clark (0078732)

Ashley Merino (0096853)
ORGAN LAW LLP
1330 Dublin Rd.
Columbus, OH 43215
Tel: (614) 481-0900
Fax: (614) 481-0904

Counsel for Respondent Ohio Redistricting Commission

/s/ Freda J. Levenson

IN THE SUPREME COURT OF OHIO

LEAGUE OF WOMEN VOTERS
OF OHIO, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1193

BRIA BENNETT, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1198

THE OHIO ORGANIZING
COLLABORATIVE, *et al.*,

Relators,

v.

OHIO REDISTRICTING
COMMISSION, *et al.*,

Respondents.

Case No. 2021-1210

STIPULATION OF EVIDENCE

(deposition transcript and exhibits)

Volume 7 of 7 (pages 01560 - 01892)

(counsel listing on next page)

Freda J. Levenson (0045916)
ACLU of Ohio Foundation, Inc.
4506 Chester Avenue
Cleveland, Ohio 44103
Tel: 614-586-1972 x 125
flevenson@acluohio.org

David J. Carey (0088787)
ACLU of Ohio Foundation, Inc.
1108 City Park Avenue, Suite 203
Columbus, OH 43206
(614) 586-1972 x2004
dcarey@acluohio.org

Alora Thomas*
Kelsey Miller*
Julie A. Ebenstein*
American Civil Liberties Union
125 Broad Street
New York, NY 10004
(212) 519-7866
athomas@aclu.org
jebenstein@aclu.org

Robert D. Fram (PHV 25414-2021)
Donald Brown*
Joshua González (PHV 25424-2021)
Juliana Goldrosen (PHV 25193-2021)
David Denuyl (PHV 25452-2021)
COVINGTON & BURLING LLP
Salesforce Tower
415 Mission Street, Suite 5400
San Francisco, CA 94105-2533
(415) 591 6000
rfram@cov.com

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
30 E. Broad Street
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov

*Counsel for Respondents
Governor Mike DeWine,
Secretary of State Frank LaRose, and
Auditor Keith Faber*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, Ohio 45202-3957
T: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch, III (PHV 25460-2021)
Alyssa M. Riggins (PHV 25441-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Suite 200
Raleigh, North Carolina 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggins@nelsonmullins.com
T: (919) 329-3812

*Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp*

James Smith*
Megan C. Keenan (PHV 25410-2021)
L. Brady Bender (PHV 25192-2021)
Alexander Thomson (PHV 25462-2021)
COVINGTON & BURLING LLP
One CityCenter
850 Tenth Street, NW
Washington, DC 20001-4956
(202) 662-6000
mkeenan@cov.com

Anupam Sharma (PHV 25418-2021)
James Hovard (PHV 25420-2021)
Yale Fu (PHV 25419-2021)
COVINGTON & BURLING LLP
3000 El Camino Real
5 Palo Alto Square, 10th Floor
Palo Alto, CA 94306-2112
(650) 632-4700
asharma@cov.com

Madison Arent*
COVINGTON & BURLING LLP
The New York Times Building
620 Eighth Avenue
New York, NY 10018-1405
(212) 841 1000
marent@cov.com

Counsel for Relators
League of Women Voters et al.
**Pro Hac Vice Motion Forthcoming*

Abha Khanna (PHV 2189-2021)
Ben Stafford (PHV 25433-2021)
ELIAS LAW GROUP
1700 Seventh Ave, Suite 2100
Seattle, WA 98101
akhanna@elias.law
bstafford@elias.law
T: (206) 656-0176
F: (206) 656-0180

John Gilligan (Ohio Bar No. 0024542)
Diane Menashe (Ohio Bar No. 0070305)
ICE MILLER LLP
250 West Street, Suite 700
Columbus, Ohio 43215
John.Gilligan@icemiller.com
Diane.Menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

DAVE YOST
OHIO ATTORNEY GENERAL
Erik J. Clark (Ohio Bar No. 0078732)
Ashley Merino (Ohio Bar No. 0096853)
ORGAN LAW LLP
1330 Dublin Road
Columbus, Ohio 43215
T: (614) 481-0900
F: (614) 481-0904
ejclark@organlegal.com
amerino@organlegal.com

Special Counsel to Ohio Attorney General
Dave Yost

Counsel for Respondent
Ohio Redistricting Commission

Aria C. Branch (PHV 25435-2021)
Jyoti Jasrasaria (PHV 25401-2021)
Spencer W. Klein (PHV 25432-2021)
ELIAS LAW GROUP
10 G St NE, Suite 600
Washington, DC 20002
abbranch@elias.law
jjasrasaria@elias.law
sklein@elias.law
T: (202) 968-4490
F: (202) 968-4498

Donald J. McTigue* (Ohio Bar No. 0022849)
**Counsel of Record*
Derek S. Clinger (Ohio Bar No. 0092075)
McTIGUE & COLOMBO LLC
545 East Town Street
Columbus, OH 43215
dmctigue@electionlawgroup.com
dclinger@electionlawgroup.com
T: (614) 263-7000
F: (614) 368-6961

Counsel for Relators
Bria Bennett et al.

Peter M. Ellis (0070264)
Counsel of Record
M. Patrick Yingling (PHV 10145-2021)
REED SMITH LLP
10 South Wacker Drive, 40th Floor
Chicago, IL 60606
Tel: (312) 207-1000
Fax: (312) 207-6400
pellis@reedsmith.com
mpyingling@reedsmith.com

Brad A. Funari (PHV 3139-2021)
Danielle L. Stewart (0084086)
REED SMITH LLP
225 Fifth Avenue
Pittsburgh, PA 15222
Tel: 412-288-4583
Fax: 412-288-3063
bfunari@reedsmith.com
dstewart@reedsmith.com

Brian A. Sutherland (PHV 25406-2021)
REED SMITH LLP
101 Second Street, Suite 1800
San Francisco, CA 94105
Tel: (415) 543-8700
Fax: (415) 391-8269
bsutherland@reedsmith.com

Ben R. Fliegel (PHV 25411-2021)
REED SMITH LLP
355 South Grand Avenue, Suite 2900
Los Angeles, CA 90071
Tel: (213) 457-8000
Fax: (213) 457-8080
bfliegel@reedsmith.com

Alicia L. Bannon (PHV 25409-2021)
Yurij Rudensky (PHV 25422-2021)
Michael Li (PHV 25430-2021)*
Ethan Herenstein (PHV 25429-2021)
BRENNAN CENTER FOR JUSTICE
AT NYU SCHOOL OF LAW
120 Broadway, Suite 1750
New York, NY 10271
Tel: (646) 292-8310
Fax: (212) 463-7308
alicia.bannon@nyu.edu

Counsel for Relators
Ohio Organizing Collaborative et al.
**Pro Hac Vice Motion Forthcoming*

STIPULATION OF EVIDENCE
(deposition transcript and exhibits)
Volume 7 of 7 (pages 01560 - 01892)
Index of Documents

Date	Description	Page Number
10/21/2021	Transcript of deposition of House Speaker Robert Cupp	DEPO_01560-1699
	Exhibits to Cupp deposition transcript	DEPO_01700-1701
10/21/2021	Transcript of deposition of Senate President Matt Huffman	DEPO_01702-1874
	Exhibits to Huffman deposition transcript	DEPO_01875-1892



Planet Depos[®]
We Make It *Happen*[™]

Transcript of Representative Robert R. Cupp

Date: October 21, 2021

Case: League of Women Voters of Ohio, et al. -v- Ohio Redistricting Comm., et al.

Planet Depos

Phone: 888.433.3767

Email: transcripts@planetdepos.com

www.planetdepos.com

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

IN THE SUPREME COURT OF OHIO

- - - - - x

LEAGUE OF WOMEN VOTERS :

OF OHIO, ET AL., :

Relators, :

v. : Case Nos. 2021-1193

OHIO REDISTRICTING : 2021-1198

COMMISSION, et al., : 2021-1210

Respondents. :

- - - - - x

Remote Videotaped Deposition of

REPRESENTATIVE ROBERT R. CUPP

Thursday, October 21, 2021

9:40 a.m.

Job No.: 405261

Pages: 1 - 110

Reporter: DEBRA BOLLMAN FARFAN, RDR-RMR-CRR

CA CSR NO. 11648

1 Videoconference Deposition of
2 REPRESENTATIVE ROBERT R. CUPP, held remotely:

3

4

5 Witness Location:

6 REMOTE

7

8

9

10

11 Pursuant to notice, before Debra Bollman
12 Farfan, Registered Diplomate Reporter,
13 Registered Merit Reporter, Certified Realtime
14 Reporter, and Certified Shorthand Reporter No.
15 11648, in and for the State of California.

16

17

18

19

20

21

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A P P E A R A N C E S

ON BEHALF OF THE BRIA BENNETT, ET AL.,

RELATORS:

BY: BEN STAFFORD, ESQUIRE

ELIAS LAW GROUP

1700 Seventh Ave, Suite 2100

Seattle, WA 98101

Bstafford@elias.law

T: (206) 656-0176

ON BEHALF OF THE LEAGUE OF WOMEN VOTERS OF
OHIO, et al., RELATORS:

BY: DAVID DENUYL, ESQUIRE

BRADY BENDER, ESQUIRE

JULIANA GOLDROSEN, ESQUIRE

MEGAN KEENAN, ESQUIRE

JOSHUA GONZALEZ, ESQUIRE

Covington & Burling LLP

Salesforce Tower

415 Mission Street

Suite 5400

San Francisco, CA 94105-2533

1.415.591.7066

Ddenuyl@cov.com

1 A P P E A R A N C E S C O N T I N U E D

2

3 ON BEHALF OF OHIO ORGANIZING COLLABORATIVE,

4 RELATORS:

5 BY: BRAD A. FUNARI, ESQUIRE

6 REED SMITH, LLP

7 Reed Smith Centre

8 225 Fifth Avenue

9 Pittsburgh, Pennsylvania 15222

10 1.412.288.3124

11 Bfunari@reedsmith.com

12

13

14 ON BEHALF OF OHIO LEAGUE OF WOMEN VOTERS,

15 RELATORS:

16 BY: FREDA LEVENSON, ESQUIRE

17 ACLU of Ohio Foundation, Inc.

18 4506 Chester Avenue

19 Cleveland, Ohio 44103

20 Flevenson@acluohio.org

21

22 - AND -

23

24

25

1 ON BEHALF OF OHIO LEAGUE OF WOMEN VOTERS,

2 RELATORS:

3 BY: DAVID CAREY, ESQUIRE

4 ACLU of Ohio Foundation, Inc.

5 1108 City Park Avenue, Suite 203

6 Columbus, OH 43206

7 Dcarey@acluohio.org

8

9 - AND -

10

11 BY: ALORA THOMAS, ESQUIRE

12 American Civil Liberties Union

13 125 Broad Street

14 New York, NY 10004

15 (212) 519-7866

16 Athomas@acluohio.org

17

18 ON BEHALF OF OHIO ORGANIZING COLLABORATIVE,

19 ET AL.:

20 BY: ALICIA BANNON, ESQUIRE

21 BRENNAN CENTER FOR JUSTICE

22 120 Broadway, Suite 1750

23 New York, NY 10271

24 Bannona@brennan.law.nyu.edu

25

1 ON BEHALF OF THE RESPONDENTS OHIO

2 REDISTRICTING COMMISSION:

3 BY: ERIK J. CLARK, ESQUIRE

4 ORGAN LAW LLP

5 1330 Dublin Rd.

6 Columbus, OH 43215

7 1.614.481.0908

8 Ejclark@organlegal.com

9

10

11 ON BEHALF OF RESPONDENTS OHIO GOVERNOR

12 DEWINE, OHIO SECRETARY OF STATE LAROSE, AND

13 OHIO AUDITOR FABER:

14 BY: JULIE PFEIFFER, ESQUIRE

15 Constitutional Offices Section

16 30 E. Broad Street, 16th Floor

17 Columbus, Ohio 43215

18 Tel: 614-466-2872 | Fax: 614-728-7592

19 Julie.Pfeiffer@OhioAGO.gov

20

21

22

23

24

25

1 A P P E A R A N C E S C O N T I N U E D
2 O N B E H A L F O F R E S P O N D E N T S S E N A T E P R E S I D E N T
3 M A T T H U F F M A N A N D H O U S E S P E A K E R R O B E R T C U P P :
4 B Y : P H I L L I P J . S T R A C H , E S Q U I R E
5 A L Y S S A R I G G I N S , E S Q U I R E
6 J O H N B R A N C H , E S Q U I R E
7 N E L S O N M U L L I N S R I L E Y & S C A R B O R O U G H L L P
8 G l e n L a k e O n e
9 4 1 4 0 P a r k l a k e A v e n u e S u i t e 2 0 0
10 R a l e i g h , N C 2 7 6 1 2
11 9 1 9 . 3 2 9 . 3 8 1 2
12 P h i l . s t r a c h @ n e l s o n m u l l i n s . c o m

13
14
15 O N B E H A L F O F R E S P O N D E N T S S E N A T O R V E R N O N
16 S Y K E S A N D L E A D E R E M I L I A S Y K E S :
17 B Y : J o h n P . G i l l i g a n , E S Q U I R E
18 I C E M I L L E R , L L C
19 A r e n a D i s t r i c t
20 2 5 0 W e s t S t r e e t , S u i t e 7 0 0
21 C o l u m b u s , O H 4 3 2 1 5 - 7 5 0 9
22 J o h n . g i l l i g a n @ i c e m i l l e r . c o m
23 1 . 6 1 4 - 4 6 2 - 2 2 2 1

24
25

1 A P P E A R A N C E S C O N T I N U E D

2 ALSO PRESENT:

3 MICHAEL GRODHAUS, Chief Counsel, Ohio
4 Secretary of State

5 MICHAEL L. WALTON, Associate Assistant
6 Attorney General, Constitutional Offices

7 SLOAN SPALDING, Chief of Staff, Ohio
8 Auditor of State

9 BRIDGET C. COONTZ, Section Chief,
10 Constitutional Offices Section

11 AMANDA FERGUSON, Deputy Chief Legal
12 Counsel at Ohio Secretary of State

13 PAUL DISANTIS, Ohio House of
14 Representatives Chief Legal Counsel

15 Raisa Cramer, Elias Law Group

16 Kelsey Miller, League of Women Voters

17 ACLU

18 Gabriel Martin, The Videotech

19 Joel Coriat, The Videographer

20

21

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

I N D E X

DEPONENT		PAGE
REPRESENTATIVE ROBERT R. CUPP		
EXAMINATION BY	MR. STAFFORD	11
EXAMINATION BY	MR. GILLIGAN	90

I N D E X O F E X H I B I T S

(EXHIBITS ARE ATTACHED TO THE TRANSCRIPT.)

	DESCRIPTION	PAGE
EXHIBIT 1	"SECTION 8 (C) (2) STATEMENT."	73

END OF EXHIBITS

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

P R O C E E D I N G S

* * * * *

THE VIDEOGRAPHER: Good morning. Here begins Media Number 1 in the video recorded deposition of Speaker Robert Cupp in the matter of League of Women Voters of Ohio, et al., versus Ohio Redistricting Commission, et al. This is Consolidated Case No. 2021-1193, filed in the Supreme Court of Ohio.

Today's date is October 21st, 2021. The time on the video monitor is now 9:40 a.m.

The videographer today is Joel Coriat on behalf of Planet Depos, and this deposition will be taken via videoconference.

All counsel appearances will be noted on the stenographic record.

The court reporter today is Debra Bollman, on behalf of Planet Depos. She will now swear in the deponent.

Whereupon,

SPEAKER ROBERT CUPP

was called as a witness, was duly sworn and testified under penalty of perjury as follows:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

EXAMINATION

BY MR. STAFFORD:

Q. Good morning, Speaker Cupp. My name is Ben Stafford. I'm an attorney with the Elias Law Group. I represent a group of relators in this case.

Have you ever had your deposition taken before?

A. I don't recall that I did.

Q. Okay. So this is your first deposition you've had the pleasure of, then?

A. To be honest, yes.

Q. So I'm sure your attorneys have prepared you exquisitely, but just a few brief reminders as we get underway here.

First, it's important to verbalize your answers rather than just nod your head or shake your head so that we get a clear transcript.

Okay?

A. Okay.

Q. I will also ask you to let me complete my question before you start your answer, even if you think you know where I'm going, and I will try to do the same as you give your answer so that, again, we can get a clear transcript

1 and try not to talk over each other.

2 Then, finally, I will say in all of my
3 questions, I am not trying to trick you. So if
4 you do not understand a question that I've
5 asked, please let me know so that we can make
6 sure that I address that.

7 Otherwise, if you do go ahead and
8 answer, I'll assume that you understood my
9 question. Is that fair?

10 A. Yes, it is.

11 Q. Okay. Speaker Cupp, what is your role
12 on the Ohio Redistricting Commission?

13 A. Pro forma member of the commission, and
14 I also served as the co-chair, one of the
15 co-chairs.

16 Q. And as one of the members of the
17 commission -- set aside the co-chair for a
18 moment -- what are your responsibilities?

19 A. To draw a constitutional district plan
20 for the -- for the state legislature. When
21 we're talking about legislative districts, of
22 course.

23 Q. Okay. And I will just let you know that
24 unless I am clearly asking to the contrary, my
25 questions are about the General Assembly plan

1 here today.

2 As the co-chair of the commission, what
3 were your responsibilities?

4 A. To work with the other co-chair in
5 establishing and doing the administrative work
6 to make sure the administrative work of the
7 commission was functioning properly and
8 completed.

9 Q. And when you say "the administrative
10 work of the commission," what do you mean?

11 A. Setting times for meetings, for
12 hearings, consulting with each other to make
13 sure that we were able to complete our work on
14 time. Have proper hearings following the
15 Constitution.

16 Q. And for the record, who was the other
17 commission chair -- or co-chair, rather?

18 A. Senator Vernon Sykes.

19 Q. Okay. And when you talk about hearings,
20 did the commission hold hearings to hear public
21 testimony or input from the members of the
22 public?

23 A. Yes, they did.

24 Q. And when were those meetings held?

25 A. Well, they were in August to begin with,

1 and then -- this is before the commission
2 introduced a map. And then after the
3 commission introduced the map, there were
4 hearings in September.

5 Q. And --

6 A. I don't know the exact dates. They're
7 on the record.

8 Q. And for the meetings before the release
9 of a plan, did you prepare any materials to
10 guide what you would say yourself during those
11 hearings?

12 A. Just the formalities about calling the
13 meeting to order, introducing who was there,
14 and that sort of thing. Made the announcement
15 as to additional hearings, when they were going
16 to be held.

17 Q. Okay. So you had a -- fair to say a
18 script of sorts for some of the basics of the
19 hearings that you were holding?

20 A. Yes, just very basic script of the
21 procedural matters.

22 Q. Okay. And did you approve the script
23 that you would be using?

24 A. Usually a staff member would give it to
25 me just shortly before the hearing. Again, it

1 was just basic, you know, procedure.

2 Q. Okay. And nothing about that was
3 inaccurate from your perspective?

4 A. I don't recall. I may have made minor,
5 you know, changes as, you know, I was using it
6 to fit the circumstances, but...

7 Q. Okay. Now, as the -- when you say that
8 as a commission member your basic
9 responsibility was to pass a constitutional
10 map, I believe you said, are you referring to
11 any particular provision of the constitution?

12 A. Well, all of them. Tried to follow all
13 of them.

14 Q. Okay. And that includes Article XI of
15 the Ohio Constitution?

16 A. Yes, it did.

17 Q. Okay. Now, as the Speaker of the House,
18 did you take on any particular additional
19 responsibilities when it came to the process of
20 preparing a General Assembly plan?

21 A. Additional responsibilities? Well, we
22 had -- so the staff worked on preparing the
23 district plan. So I assigned staff to that.

24 Q. And did you then particularly oversee
25 staff who were preparing a plan?

1 A. From time to time. Obviously, what's
2 the progress. They were concerned about trying
3 to get everything done under the constitutional
4 deadlines. So we would discuss how things were
5 going and occasionally see what -- again, what
6 the status, the progress of drawing the plan
7 was.

8 Q. And did any other member of the
9 commission oversee staff in a way similar to
10 the way that you were overseeing staff who were
11 drawing the plan?

12 A. Yes, Senator Huffman did, I believe, in
13 the Senate.

14 Q. And did you and Senator Huffman ever
15 talk about splitting up duties with respect to
16 the map drawing process?

17 A. No, I don't believe we had specific
18 discussions about dividing duties.

19 Q. Did you two, in fact, divide
20 responsibilities for preparing a General
21 Assembly plan?

22 A. Well, so for the House, obviously I
23 focused on what the House districts were going
24 to look like. I think he focused a lot on what
25 the Senate districts were going to look like.

1 Then, of course, because they overlap,
2 you know, we each had to be concerned about how
3 that affected the other.

4 Q. When did you start preparing for the
5 2021 redistricting cycle?

6 A. I don't remember the exact date.

7 I do know that we were following the
8 progress of the census data becoming available,
9 which was delayed, and obviously began
10 reviewing the constitutional requirements and
11 identified who from the House was going to be
12 working on drawing the district lines.

13 So that could have been -- well, the
14 census data, obviously, was something fairly
15 early in the spring or summer.

16 Q. And so, sorry, did you say then that you
17 began preparing for the process of districting
18 in the spring or summer of 2021?

19 A. I would say, in the general way, become
20 familiar with the constitutional requirements,
21 the deadlines, and concerned about when the
22 census data was going to be available so we
23 could actually get started on real maps.

24 Q. And what constitutional provisions did
25 you familiarize yourself with?

1 A. Read through the whole article,
2 Article XI.

3 Q. And did that include Section 6 of
4 Article XI?

5 A. It did.

6 Q. You said that one of the things that was
7 done was to identify staff in the House who
8 would work on the redistricting process. Which
9 staff did you identify?

10 A. Blake Springhetti.

11 Q. Okay. And who is Mr. Springhetti?

12 A. He was our budget director, and he was a
13 staff person we assigned to help draw the
14 district map.

15 Q. And why would you assign Mr. Springhetti
16 in particular to that responsibility?

17 A. He had a facility with numbers and
18 statistics, was thoughtful, paid attention to
19 detail, and was a hard worker.

20 So we knew from past experience that it
21 would be a monumental effort to try to get the
22 line drawing done in time because it took so
23 much time, so he was willing to put in that
24 kind of effort.

25 Q. Do you know whether Mr. Springhetti had

1 any prior map drawing experience?

2 A. I do not.

3 Q. Did you identify any staff members in
4 the House, other than Mr. Springhetti, to
5 assist in the map drawing process?

6 A. No, he was the only one involved in
7 drawing the maps from the House that I'm aware
8 of.

9 Q. And what did Mr. Springhetti use to draw
10 maps?

11 A. Well, he used a computer.

12 Q. Okay. And a software program presumably
13 on the computer?

14 A. Yes. I forget what the name of it is.
15 Map something or other.

16 Q. Is it Maptitude?

17 A. I believe so.

18 Q. And where was the computer that
19 Mr. Springhetti used for this purpose?

20 A. It was in the William Green Building, in
21 an office space there.

22 Q. And when did you get the software and
23 computer set up for the conduct of mapping?

24 A. I don't recall the exact date, but we
25 did it in advance of when the census data, we

1 understood, was going to be available so it
2 would be ready to begin the process of drawing
3 the lines.

4 Q. What, if anything, was done using that
5 equipment before the census data were released?

6 A. I think maybe some training on it,
7 getting familiar with how it worked.

8 Q. Who trained Mr. Springhetti on those
9 matters?

10 A. I don't know. I do not know
11 specifically.

12 Q. Was training conducted for
13 Mr. Springhetti on how to use Maptitude?

14 A. I have no personal knowledge of that.
15 My understanding was they were going to be
16 getting training on how to use it.

17 Q. And where did that understanding come
18 from?

19 A. From my chief of staff.

20 Q. Okay. And who is your chief of staff?

21 A. Christine Morrison.

22 Q. And did Ms. Morrison tell you who would
23 be conducting that training?

24 A. May have, but I don't recall. That was
25 not something that I was particularly paying

1 attention to.

2 Q. Did you receive any training on how to
3 use software to conduct mapping?

4 A. I did not. Although, it would have been
5 interesting.

6 Q. Did you consider engaging the services
7 of anyone other than legislative staff to
8 assist with mapping?

9 A. Well, we obviously obtained legal
10 counsel.

11 Q. Okay. And I'm not asking you for any
12 communications you had with legal counsel, but
13 which legal counsel did you retain?

14 A. Phil Strach and Tom Farr, I believe.

15 Q. And when did you obtain their services?

16 A. I don't recall exactly. It was before
17 we began the actual drawing of the maps.

18 Q. And when did you begin the drawing of
19 the maps?

20 A. Once the census data was available.

21 Q. Can you give me an estimate of what
22 month it was when you retained their legal
23 services?

24 A. Oh, you know, maybe July, July, August,
25 early August timeframe.

1 Q. And what source of funds was used to pay
2 for their services?

3 A. I am not entirely sure at this point.
4 There was obviously money that was appropriated
5 for map drawing, and each caucus was allocated
6 funds.

7 Q. And were Mr. Strach and Mr. Farr paid
8 from those funds that were allocated for the
9 purpose of redistricting?

10 A. I really do not know specifically.

11 Q. Who would know that?

12 A. Wendy Zhan, the director of Legislative
13 Service Commission, was monitoring the
14 expenditures.

15 Q. And can you tell me a little bit more
16 about those funds that were set aside for
17 redistricting? How was that fund created?

18 A. It was a legislative appropriation, and
19 there were -- essentially it was equal amount
20 of funds to each joint House/Senate caucus, and
21 they were divided equally.

22 Later on the Democrats asked for
23 additional funds, and I believe we provided
24 additional funds to the Democrats so they could
25 hire additional experts.

1 Q. Other than legal counsel, did you engage
2 the services of anyone other than legislative
3 staff to assist with the map drawing process?

4 A. I don't recall anyone else.

5 Q. And who retained those legal services?
6 Or to state that differently, who was the
7 client of those attorneys?

8 A. Well, I'm assuming they were
9 representing -- were representing me and
10 probably Senator Huffman as well.

11 Q. Okay. In your individual capacities?
12 Or were they representing the House and the
13 Senate themselves?

14 A. I don't know the technicalities of that,
15 quite frankly.

16 Q. Okay. Is it fair to say, then, that you
17 were responsible for overseeing the development
18 of the General Assembly plan on behalf of the
19 Republican caucus?

20 A. I was one of those, yes.

21 Q. The other one being Senator Huffman?

22 A. That's correct.

23 Q. Okay. So the two of you together were
24 responsible for overseeing the development of
25 the General Assembly plan?

1 A. Generally, yes.

2 Q. Okay. And I believe you said that you
3 generally took primary responsibility for the
4 House map, Senator Huffman took primary
5 responsibility for the Senate map, although the
6 two of you needed to collaborate together given
7 the impact of one map on the other map?

8 A. That's correct.

9 Q. Okay. So were you responsible for
10 providing direction to the map drawer for the
11 House map?

12 A. Yes.

13 Q. Okay. And I believe your testimony was
14 that it was Mr. Springhetti who was the map
15 drawer for the House map.

16 A. Yes.

17 Q. Were you responsible for providing
18 direction to the map drawer for the Senate map?

19 A. So in a general sense, the sense that
20 they kind of had to work together.

21 But my primary direction was to
22 Mr. Springhetti.

23 Q. And who was the map drawer for the
24 Senate map?

25 A. Ray DiRossi.

1 Q. Did anyone other than Mr. DiRossi and
2 Mr. Springhetti assist in drawing the map on
3 the House side?

4 A. You mean physically drawing it?

5 Q. Using the software program to draw.

6 A. Not to my knowledge.

7 Q. Did anyone other than Mr. Springhetti
8 and Mr. DiRossi use the map drawing software on
9 the Senate side?

10 A. Not to my knowledge.

11 Q. Did anyone other than yourself and
12 Senator Huffman provide direction to Mr. -- to
13 either map drawer on drawing the maps?

14 A. Well, I certainly can't speak for the
15 Senate. And I don't know. What do you mean by
16 "direction"?

17 Q. Did anyone other than yourself or
18 Senator Huffman provide guidance on how the map
19 should be drawn to either map drawer?

20 A. Other than legal advice as to what would
21 be a constitutional map, I do not believe so.
22 Not to my knowledge, anyway.

23 Q. And to your knowledge -- and, again, I'm
24 not asking for the substance of any legal
25 advice, but who provided legal advice to the

1 map drawers about the map?

2 A. Well, it would have been through me and
3 through Senator Huffman. But it would be
4 Mr. Strach and Mr. Farr.

5 Q. When did you first task anyone with
6 developing a General Assembly plan?

7 A. I think you asked that question before,
8 and I can't remember exactly when we identified
9 Blake with doing that for the House, but it
10 would have been perhaps sometime in July.

11 We were doing our state two-year budget,
12 so we were pretty consumed with doing that,
13 getting that done, and then we turned our
14 attention to the map drawing. So that would
15 have probably been in early to mid July
16 sometime.

17 Q. And let me clarify my question. When
18 did you task anyone to start actually drawing a
19 plan at this point?

20 A. Oh, directed -- Blake was directed to
21 start drawing the plans as soon as we got the
22 census data.

23 Q. Do you recall the date where
24 Mr. Springhetti started drawing a House plan?

25 A. Well, I don't know the date, but census

1 data came in around mid-August. So that's when
2 that would have -- we would have taken that up
3 immediately.

4 Q. Other than legal counsel, did you engage
5 consultants to assist in the preparation of
6 maps?

7 A. I don't believe so.

8 Q. Do you have an understanding of how
9 Mr. Springhetti and Mr. DiRossi worked together
10 in drawing maps?

11 A. No, not specifically. I didn't actually
12 see them, you know, work together.

13 Q. Do you know who Clark Benson is?

14 A. I've heard the name, but I don't know
15 him.

16 Q. Who is Clark Benson to your
17 understanding?

18 A. I think he is someone that had some
19 geographical data.

20 Q. Did you ever speak to Mr. Benson?

21 A. I have not.

22 Q. Did you ever communicate, yourself, with
23 Mr. Benson in any way?

24 A. No.

25 Q. Did any staff members on your behalf

1 speak or work with Mr. Benson?

2 A. No, not on my behalf.

3 Q. Okay. What geographic data did
4 Mr. Benson have?

5 A. My understanding was to align the
6 precincts in political subdivisions with -- I
7 think it was voting data from the early years,
8 like in the decade. That was part of looking
9 at the statewide partisan vote as precinct
10 lines and political things had shifted over
11 time.

12 Q. Is Mr. Benson a legislative staffer?

13 A. No.

14 Q. Do you know who Mr. Benson works for,
15 then?

16 A. I do not.

17 Q. Okay. How did you come to understand
18 that Mr. Benson was sharing some geographic and
19 partisan data that was used in the map drawing
20 process?

21 A. Well, I don't know about partisan data.
22 But the geographic data, trying to put together
23 the ten-year, you know, voting data, things
24 weren't publicly available, I guess, for the
25 early years, '12 and '14, so it was just an

1 attempt to try to put all that together.

2 Q. And who told you that Mr. Benson was
3 providing that data?

4 A. Mr. DiRossi, I believe.

5 Q. And when you say "voting data" that I
6 believe was mapping onto precincts, what voting
7 data do you mean?

8 A. I really don't know. We didn't get into
9 that level of detail.

10 Q. Do you know why Mr. DiRossi was getting
11 data from Mr. Benson if you hadn't directed him
12 to do so?

13 A. I think I had indicated that they were
14 trying to figure out how to match up, you know,
15 the legal subdivision lines from early on. And
16 maybe precinct lines.

17 Q. And just so that I'm clear, and this was
18 something that Mr. DiRossi had done without
19 your direction?

20 A. No. Well, we're looking for the data so
21 that they could be able to complete what the --
22 the ten-year lookback.

23 And the question was, "Is that
24 geographical data available publicly?"

25 And the answer was, "No."

1 "So is it available somewhere else?"

2 And they said, "Yes."

3 And so, "Could we get that geographical
4 information?"

5 And says, "Well, it should be as
6 complete as possible, so let's do it."

7 Q. Okay. And they got it from a person
8 that you never spoke to, and you don't know who
9 he works for; is that right?

10 A. That's correct.

11 Q. Do you know who John Morgan is?

12 A. I don't believe I've heard that name
13 before.

14 Q. Do you know whether anyone other than
15 Mr. Benson provided data that the map drawers
16 relied on in the redistricting process?

17 A. Not to my knowledge. Well, data -- I
18 think there's data from the Secretary of
19 State's office, that sort of thing.

20 Q. Okay. Other than from Ohio government
21 sources, do you know whether anyone else
22 provided data that the map drawers used in the
23 mapping process?

24 A. No, I do not know.

25 Q. Do you know whether Mr. Benson was being

1 paid for the services that he was providing to
2 Mr. DiRossi?

3 A. I believe so.

4 Q. Do you know who was paying him?

5 A. No, I do not.

6 Q. Were Mr. -- was Mr. DiRossi authorized
7 to expend funds without your approval?

8 A. I'm not essentially -- I'm not sure in
9 what sense you mean that. Obviously they had
10 some authority to expend funds to be able to
11 get the software and do all of those sort of
12 things.

13 So we would certainly have -- we
14 authorized him to use that -- to get that data.
15 The assumption would be if there were a cost,
16 it would be paid for.

17 Q. So did you provide any direction to
18 Mr. DiRossi or Mr. Springhetti on what
19 permissible use of funds were or were not?

20 A. Not for litigation.

21 Q. And so what was it for?

22 A. It was for information, for data, for
23 software, to be able to draw a district plan.

24 Q. And so were the funds that they were
25 authorized to use the funds that had been

1 appropriated by the legislature for both the
2 Democratic caucus on the one hand and the
3 Republican caucus on the other hand?

4 A. That would be my assumption, but I don't
5 know specifically.

6 Q. Could any member of the Republican House
7 caucus who wanted to give instruction to
8 Mr. Springhetti or Mr. DiRossi about how to
9 draw the maps?

10 A. In what sense do you mean that? They
11 were -- he was a direct -- Mr. Springhetti was
12 to take direction from me and my staff.

13 Q. And so I'm just trying to make sure that
14 I understand the flow of communication.

15 A. All right.

16 Q. If a House caucus member had some input
17 they wanted to provide, could they communicate
18 directly with Mr. DiRossi or Mr. Springhetti?
19 Or did they have to come through you or Speaker
20 Huffman -- sorry, Senator Huffman?

21 A. That's right. You never know. So I
22 don't know about the Senate side. But for the
23 House side, if a member had input, suggestions,
24 they would have to come through me or one of my
25 staff members.

1 Q. And what staff members, in particular,
2 could people use as a point of contact for
3 issues related to the mapping process?

4 A. Well, our legal counsel, Paul Disantis,
5 or our chief of staff, Christine Morrison.

6 Q. That was Paul Disantis?

7 A. Pardon?

8 Q. Did I hear the name correctly, was it
9 Paul Disantis?

10 A. Yes.

11 Q. Okay, thank you. Anyone other than
12 Mr. Disantis or Ms. Morrison?

13 A. No.

14 Q. And I think I asked you specifically
15 about the House caucus. Would the same
16 protocol have been in place for any members of
17 the Senate caucus who wanted to provide input
18 or suggestions on the plan?

19 A. Yes. If any senator wanted to have
20 input through Mr. Springhetti, they would not
21 go to Mr. Springhetti. They would go to either
22 me or Christine Morrison.

23 Q. Okay. And then with regard to other
24 members of the Redistricting Commission, if
25 they wanted to provide input or suggestions to

1 Mr. Springhetti or Mr. DiRossi, could they do
2 so directly?

3 A. No.

4 Q. Okay. How -- then who would they be
5 responsible for communicating with?

6 A. With -- reporting to the House side,
7 with me or Christine Morrison.

8 Q. And then to your knowledge on the Senate
9 side?

10 A. I do not know how the Senate handled it.

11 Q. Is it fair, then, to say that on the
12 House side, you limited access to who could
13 provide input to the map drawers for the
14 Republican plans?

15 MR. STRACH: Objection.

16 Go ahead.

17 THE WITNESS: Would you -- would you
18 restate the question, please.

19 BY MR. STAFFORD:

20 Q. Is it fair, then, to say that on the
21 House side, you limited access to who could
22 provide input to the map drawers responsible
23 for drawing the Republican plan?

24 A. Yes. Direct access, yes, we did limit
25 that.

1 Q. Okay.

2 A. That was just to -- yeah, we did.

3 Q. Did you provide either Mr. DiRossi or
4 Mr. Springhetti with any data that could be
5 used to draw legislative maps before the census
6 data was released?

7 A. I didn't. Did you ask whether others
8 did too? I'm sorry, repeat that.

9 Q. To your knowledge, did anyone provide
10 data to Mr. Springhetti or Mr. DiRossi to draw
11 legislative maps before the census data were
12 released?

13 A. Not to my knowledge.

14 Q. Did either Mr. Springhetti or
15 Mr. DiRossi start drawing any maps before the
16 census data were released?

17 A. I don't know about Mr. DiRossi, but
18 Mr. Springhetti did not start drawing maps
19 until the census data was available.

20 Q. Okay. Do you know whether anyone other
21 than Mr. Springhetti working on behalf of the
22 House started drawing legislative maps before
23 the census data were released?

24 A. I do not know of anyone working on
25 behalf of the House did that.

1 Q. Other than the data that Mr. Benson
2 provided, are you aware of whether Mr. DiRossi
3 or Mr. Springhetti utilized any other voting
4 data in preparing the General Assembly plans?

5 A. I believe they did use data from the
6 Secretary of State's office.

7 Q. Other than those two sources, did they
8 use any --

9 A. I'm not aware.

10 Q. I'm sorry. Just let me finish my
11 question.

12 A. Yeah, right, go ahead.

13 Q. Other than those two sources, did either
14 Mr. Springhetti or Mr. DiRossi utilize any
15 other voting data in preparing the maps?

16 A. Not to my knowledge.

17 Q. Okay.

18 A. Not to my knowledge.

19 Q. Were you provided with a copy of the
20 voting data that they used to prepare the
21 plans?

22 A. No.

23 Q. Are you familiar with the maps that were
24 introduced to the commission on September 9th
25 by Senate President Huffman?

1 A. Am I familiar with it?

2 Q. Yes.

3 A. Generally speaking, yes. I had seen the
4 map before it was introduced, yeah.

5 Q. When did you first see the map that was
6 ultimately introduced on September 9th?

7 A. Maybe the day before. I had seen parts
8 of it before that.

9 Q. When did you first see any part of the
10 map that was being drawn that was ultimately
11 released on September 9th?

12 A. Probably not until early September, and
13 that's kind of a -- kind of a guess. I don't
14 know specifically.

15 Q. Do you know when the final version, at
16 least final as of September 9th version, of the
17 map was completed?

18 A. I think it was fairly late on
19 September 14th.

20 Q. I'm sorry. Let me clarify my question.
21 There was a map that was released on
22 September 9th. I'm asking when that version of
23 the map --

24 A. Okay.

25 Q. -- was completed finally.

1 A. I think late on September 8th, the day
2 before. I know they were -- because there's so
3 much data and there's so little tolerance in
4 the line drawing and the population
5 requirements, I know it was a fairly tedious
6 and time-consuming effort to be able to get it
7 right.

8 And we did tell them that we wanted it
9 right. We wanted to follow the Constitution.
10 And so it was a -- it was something that just
11 took a lot of time.

12 Q. When you saw parts of the map, what
13 parts of the map did you see prior to the
14 release on September 9th?

15 A. Well, there was some -- part of it was
16 demonstrating what the constitution
17 requirements were and how that affected the
18 line drawing.

19 So there were some counties that could
20 not be split and some that, you know, had to
21 be, based upon other constitutional
22 requirements. So we looked at part of those to
23 show how that worked and affected the line
24 drawing. So those would have been the earliest
25 parts.

1 And then from time to time get a little
2 status report about how far they've been able
3 to construct the map and keep within the
4 constitutional requirements.

5 Q. Did you see images of the map or parts
6 of the map before September 9th? Or
7 September 8th, I'm sorry. I think that's when
8 you said you saw it initially.

9 So before September 8th, did you see
10 images of the map or parts of the map?

11 A. Yes.

12 Q. Did you see it on the computers that
13 Mr. DiRossi and Mr. Springhetti were using?

14 A. I may have seen a little, but most of it
15 was on paper, as I recall.

16 Q. Okay. When you were provided with paper
17 versions of maps, were you provided with any
18 data accompanying those images?

19 A. No.

20 Q. Okay. So you were not provided with
21 population data about the various districts?

22 A. No. Well, I don't recall whether it was
23 population data on it or not. I know there was
24 obviously some discussion about whether it's
25 within the 5 percent leeway either way.

1 You know, so that's about all I recall
2 about that kind of data.

3 Q. I believe you said that you saw maps on
4 the computers a little before September 8th; is
5 that correct?

6 A. Yes. It would have been an individual
7 kind of thing to show, for example, how you had
8 to follow the political subdivision lines and
9 not split them to stay in compliance. So that
10 would have been kind of like a little
11 demonstration as to why this particular one was
12 drawn the way it was.

13 Q. And would that have come about because
14 you had questions about a draft map that you
15 had seen and you received an explanation in
16 response?

17 A. Sometimes. Sometimes it was just, you
18 know -- if you look at some of them and you
19 follow political subdivision lines, they look
20 kind of a little like a lot of little lines
21 here and little parts there.

22 And the point was to demonstrate that
23 those -- that it's part of the political
24 subdivision lines. It's not something that the
25 map drawers were doing to split political

1 subdivisions. They're trying to keep it whole.

2 Q. When you saw the maps on the computer
3 screen, what data were displayed about the map
4 on the screen?

5 A. I didn't recall seeing any data
6 displayed on the screen.

7 Q. Okay. So your testimony is that there
8 was no data about population or political
9 performance available on the screen?

10 MR. STRACH: Objection.

11 Go ahead.

12 THE WITNESS: I don't recall seeing any
13 of that kind of data on the screen, no.

14 BY MR. STAFFORD:

15 Q. Prior so September 9th, did you have any
16 conversations about the partisan makeup of any
17 particular districts in a map that was being
18 prepared by Mr. Springhetti?

19 A. Would you restate that, please.

20 Q. Prior to September 9th, did you have any
21 conversations about the partisan makeup of any
22 particular districts in a map that was being
23 prepared by Mr. Springhetti?

24 A. Yes, there would have been individual
25 districts. There was some conversation about

1 the political makeup.

2 Q. Which particular districts did you
3 discuss the political makeup of, the partisan
4 makeup of those districts before September 9th?

5 A. I don't -- I do not recall.

6 Q. Do you recall any of those districts?

7 A. I do not.

8 Q. Okay. What discussion did you have
9 about the political makeup of particular
10 districts?

11 A. I think it was just -- it was very
12 general about, you know, individual districts
13 here or there, what the -- what the political
14 index would be.

15 Q. And when you say "the political index,"
16 what do you mean by that?

17 A. I assume that's a voting district in
18 terms of whether it was lean Republican or lean
19 Democrat.

20 Q. Okay. And who did you have those
21 discussions with?

22 A. It would have been Blake mostly.

23 Q. Okay. And so would you ask
24 Mr. Springhetti about what the -- let me make
25 sure I've got your phrase correctly here. I

1 think you said "political index." Did you have
2 discussions or did you ask Mr. Springhetti
3 about what the political index of a particular
4 district was in a draft map?

5 A. Not specifically. It would have come up
6 in looking at the district. Again, this was a
7 spotty sort of thing.

8 Q. What do you mean it would have come up
9 in looking at a particular district?

10 A. Well, the way that the district was
11 drawn, the limitations in terms of the
12 splitting of the district and -- so whether you
13 had to draw it, and the question is what --
14 what is -- does that lean Republican or lean
15 Democrat or is it a competitive district, that
16 sort of thing, in a general sense.

17 Q. And when that issue came up, what did
18 Mr. Springhetti look at to answer the question?

19 A. I don't know. He gave didn't give me an
20 answer.

21 Q. Did this come up when you were looking
22 at the computer with him?

23 A. No.

24 Q. Okay. And so if this came up, he would
25 get back to you and tell you what the political

1 index of the district, were a question had come
2 up, what that was?

3 A. No. Since I indicated most of the
4 districts that we see were printed on paper
5 copy, and it would come up in the sense of
6 looking at those districts and how they -- how
7 they were -- how they appear on the map.

8 Q. And Mr. Springhetti would tell you what
9 the political index of a given district was in
10 the context of those sorts of conversations?

11 A. Not as a uniform matter. But, you know,
12 if it was a change in the way the district
13 looked, it would -- that did obviously come up.

14 Q. And I'm asking maybe an even more simple
15 question, which was on the occasions that this
16 came up, in those occasions would
17 Mr. Springhetti tell you, for example, the
18 political index of this district is Republican
19 plus three?

20 A. Sometimes it was specific like that, but
21 more likely it was -- it was a lean Republican
22 or lean Democrat.

23 Q. And on the occasions that this came up,
24 was this something that Mr. Springhetti was
25 answering off the top of his head?

1 A. Well, I don't know off the top of his
2 head, but he didn't consult, you know, a
3 directory or anything.

4 Q. So he answered the question without
5 looking at any source of information?

6 A. Yeah, to me, he did, yeah.

7 Q. Prior to the release of the
8 September 9th map, did you discuss the overall
9 partisan makeup of the House map?

10 A. No, I did not, actually.

11 Q. Okay. Did you have any discussion about
12 the overall political index of the House map?

13 A. No, we did not.

14 Q. Did you have any discussion about how
15 many overall Republicans you expected that the
16 map would elect and how many Democrats you
17 would expect the map would elect?

18 A. I'm trying to recall, because that was
19 not really the -- generally any part of any
20 discussion. It was more focused on kind of
21 individual ones where the lines had changed.

22 And I don't recall -- honestly, I do not
23 recall whether it was ever advised as to what
24 the overall final map had in terms of total
25 districts leaning one way or the other.

1 After the map was introduced, I was
2 advised of that. I remember being a bit
3 surprised by it.

4 Q. After the -- when was that, after the
5 map was released, that someone advised you,
6 that you specifically recall, of the overall
7 expected partisan performance of the map?

8 A. I assume on this -- I believe on the
9 same day. It may have been part of the
10 discussion before the commission when the map
11 was introduced. Or presented, I guess.

12 Q. You said that you were surprised. What
13 do you mean by that?

14 A. That the number of Republican leaning
15 districts was more than I had anticipated it
16 was going to be.

17 Q. Were you concerned by the number of
18 Republican leaning districts?

19 A. I'd just say I was surprised by it.

20 Q. And I asked: Were you concerned by that
21 data?

22 A. Well, our goal was to draw a
23 constitutional map, and we also wanted a
24 ten-year map.

25 And my concern was, and I was a bit

1 concerned, that that would be something that
2 would not be acceptable to the Democrat members
3 of the commission and that we would, obviously,
4 have to try to figure out some way of getting
5 to a compromise.

6 Q. As the Speaker of the House, before a
7 map was introduced on behalf of the Republican
8 caucus, were you interested in what the overall
9 partisan performance of that plan would be?

10 A. Was I interested? Well, obviously, I
11 anticipated that it would be a Republican
12 leaning overall map, because I believe we are a
13 Republican state. So in that sense, you know,
14 certainly.

15 Q. When you and Mr. Springhetti discussed
16 the partisan performance or expected partisan
17 performance of the political index, I believe
18 this is how you put it, of particular districts
19 before the release of the September 9th map,
20 did you ever tell Mr. Springhetti to make a
21 district less Republican leaning?

22 A. I can't recall specifically before the
23 map was presented.

24 Q. Before the map was presented on
25 September 9th, did you ever tell

1 Mr. Springhetti to make a district more
2 Republican leaning?

3 A. No, I'm sure I did not.

4 Q. Prior to the release of the map on
5 September 9th, did you have any conversations
6 with members in your caucus about the partisan
7 makeup of specific districts?

8 A. I know I had some discussion with some
9 members, but I can't remember whether it was
10 before or after the release of the map, and it
11 was because their districts became less
12 Republican leaning or their districts included
13 the geography that was not in their current
14 district, so it would have been a big change
15 for them.

16 And I do think some of them -- I had an
17 understanding that there would be less
18 Republican leaning, so we had a conversation
19 with them about that. But, again, I can't
20 recall whether it was before the original
21 Republican map was presented or whether it was
22 later than that. And maybe some of both.

23 Q. Do you recall any conversations with
24 members of your caucus before the September 9th
25 map was released about their districts?

1 A. Again, I can't recall whether it was
2 before or whether it was right after.

3 Q. You talked, I believe, and correct me if
4 I'm wrong -- go ahead.

5 A. I want to add, if it were before, it
6 would have been just before.

7 Q. You talked previously, and correct me if
8 I'm wrong, that one of the contexts in which
9 discussions about the political index of
10 particular districts would come up with
11 Mr. Springhetti was when there were changes to
12 the map. Am I remembering that correctly? Or
13 changes to districts or areas of the state?

14 A. Yes, the geographical changes to
15 districts.

16 Q. Okay. What parts of the state did that
17 kind of conversation occur in?

18 A. It would have been mostly Northeastern
19 Ohio. It's my understanding that there has
20 been a long-standing problem with being able to
21 draw districts there that conform to the
22 Constitution without violating another
23 provision.

24 This time, however, with the population
25 changes, it was possible to do that. And so

1 they were instructed to draw it in a
2 constitutional way.

3 So there were some -- obviously some
4 changes in district geography and -- district
5 geography and political leanings.

6 Q. Other than Northeastern Ohio, was there
7 discussion of political leanings or political
8 index in any other parts of the state?

9 A. Sorry. The chair just dropped here.

10 Okay, there we go.

11 Again, are we talking about before the
12 introduction of the map on September 9th or
13 presentation of the map on September 9th?

14 Q. Yes. My understanding is that you had a
15 discussion with Mr. Springhetti about the
16 political leanings or index of the Northeastern
17 Ohio area before the release of the map on
18 May 9th. And my question is did you have a
19 similar conversation about any other parts of
20 the state?

21 A. I don't recall specifically.

22 Q. Okay. Do you recall any general
23 discussions of that nature before the release
24 of the May 9th map as to any other parts of the
25 state other than Northeastern Ohio?

1 MR. STRACH: September 9th, Ben.

2 MR. STAFFORD: Thank you for correcting
3 me. I meant September 9th.

4 MR. STRACH: Go ahead.

5 THE WITNESS: If I understand the
6 question correctly, was there any discussion
7 about political leanings of any other districts
8 before the map was released on September 9th,
9 and the answer would be yes. There would have
10 been here or there. I don't recall exactly
11 where those were.

12 BY MR. STAFFORD:

13 Q. You don't recall as to what parts of the
14 state those conversations concerned?

15 A. No. I think there was -- there might
16 have been one in the Hamilton County area. But
17 that's really all I recall.

18 Q. Did you have conversations with other
19 members of the commission, other than Senator
20 Huffman, about working together to draw a map
21 before September 9th?

22 A. Had some discussions with Auditor Faber.
23 Had some discussion -- a discussion with
24 Secretary LaRose. Obviously had some
25 discussions with Senator Sykes and, to a lesser

1 extent, Leader Sykes.

2 Q. When you say you had conversations with
3 those individuals about working together to
4 draw a map, generally speaking, what
5 conversations were you having or on what
6 subject?

7 A. Well, usually it was what's the progress
8 of the map or about the hearings on the map.
9 The Auditor of State and Secretary of State
10 were interested in, you know, how the map was
11 coming along and what it was looking like. So
12 those would have been the discussions before
13 the map was presented.

14 Q. Did you show Auditor Faber a copy of the
15 map or the draft map before May 9th?

16 MR. STRACH: Ben, September 9th, sorry.
17 You got May 9th.

18 MR. STAFFORD: Sorry, it's stuck in my
19 brain somewhere, so let's remedy that.

20 BY MR. STAFFORD:

21 Q. Did you have any discussion -- did you
22 show Auditor Faber a copy of the map that was
23 released on September 9th, before
24 September 8th?

25 A. I believe that, yes. I believe he was

1 shown a copy of the map.

2 Q. When was he shown a copy of the map?

3 A. It would have been right around that
4 timeframe. You know, maybe a few days before.

5 I'm not sure the map was entirely
6 completed by that time, but that would show the
7 direction, the general look of the map.

8 Q. Prior to that meeting, did you provide
9 Auditor Faber an opportunity to provide input
10 into the construction of the map?

11 A. I wasn't presented with any input by
12 Auditor Faber prior to that time.

13 Q. Did Auditor Faber ask you to be able to
14 look at the map and provide input?

15 A. He, early on, I think maybe early
16 August, indicated that he would like to be kept
17 abreast of what was happening with the map
18 drawing.

19 Q. Okay. And so did you invite him to
20 review the map as it was being developed and
21 give input?

22 A. Did I? No.

23 Q. Did anyone on your behalf?

24 A. Not on my behalf.

25 Q. Same question as to Secretary LaRose.

1 Did Secretary LaRose ask you for an opportunity
2 to review the map and provide input?

3 A. I believe -- I don't know whether he
4 asked or whether we invited him to take a look
5 at the map before it was presented. But we
6 did.

7 Q. Did you incorporate any feedback from
8 Auditor Faber into the map?

9 A. This before the September 9th map?

10 Q. Before September 9th.

11 A. I'm just trying to remember whether we
12 actually got any feedback. And I know Auditor
13 Faber had some concern or interest in -- in
14 Western Ohio. But that was -- that's all the
15 feedback I got. And I know he was going to
16 look at that and try to find a solution to it.
17 But I don't recall any other input that was
18 offered.

19 Q. After the release of the September 9th
20 plan, did either Vernon or Emilia Sykes reach
21 out to you or your staff to try to set up
22 meetings to discuss the General Assembly plan?

23 A. Yes. We were trying to figure out a way
24 of being able to do that. Because under our
25 open meeting law, four members of the

1 commission could not meet together. So the way
2 we handled that was they met with Senator
3 Huffman.

4 Q. Did you ever meet with either of the
5 Sykeses regarding the General Assembly plan?

6 A. Yes.

7 Pardon me here. My screen on the Zoom
8 has gone a little strange. I'm trying to get
9 it back to normal.

10 MR. STRACH: You look fine on that.

11 THE WITNESS: All right. I'm just
12 trying to be able to see the others. I don't
13 know what happened to it. Okay.

14 BY MR. STAFFORD:

15 Q. Are you good?

16 A. Pardon? I think so.

17 Q. Okay.

18 A. You all on the screen -- my screen kind
19 of went somewhere. So I think I can see you
20 though, so...

21 I can't recall the time -- timeline on
22 that. I know at one point we showed them the
23 map. I don't recall whether it was the
24 September 9th map or the September 15th map.

25 Q. I think you said that when the Sykeses

1 reached out after September 9th, the way that
2 was handled was that Senator Huffman met with
3 them. Did you authorize Senator Huffman to
4 discuss and make changes to the plan on your
5 behalf?

6 A. No, it was to meet with them, discuss,
7 and see what their concerns were and to
8 basically have a discussion about, you know,
9 where to go from there.

10 Again, our goal was to try to get a
11 ten-year map and recognize, you know, after our
12 map was developed, that we were going to have
13 to work through some sort of a compromise on
14 that.

15 So he met with them to determine where
16 their concerns were and to have some
17 discussions, I believe -- this is my
18 understanding -- as to where we could go in
19 order to get closer to be able to have their
20 support for a ten-year map.

21 Q. Your concern after the map was released
22 or a concern that you had was the expected
23 number of Republicans that map would elect, as
24 I understood your testimony.

25 So then would a compromise be a plan

1 that would be likely to elect more Democrats
2 than the initial version?

3 A. It was to have more -- to reduce the
4 number of Republican leaning districts and to
5 have more Democrat leaning districts.

6 Q. Okay. And ultimately a compromise was
7 not reached, and so why was that?

8 A. Well, I think it takes, you know, two to
9 get to a compromise. We -- as a result of
10 those discussions, the Republican map changed.

11 We went from what my understanding was
12 about 67 Republican leaning districts down to
13 62 Republican leaning districts.

14 And after that was presented, we were
15 looking forward for the Democrats to come back
16 with probably a counteroffer to see whether
17 there was any other movement that we could
18 make, and I believe that really never came.

19 Q. And so the discussion was is there a
20 compromise where a map is going to elect an
21 anticipated number of Democrats, an anticipated
22 number of Republicans, and can we all agree on
23 what those numbers are? Everyone did not agree
24 on what those numbers were, and there was no
25 compromise as a result?

1 A. Well, I don't know about electing
2 members one way or another. But whether the
3 districts tended to lean Republican or lean
4 Democrat.

5 Q. Okay. So with that clarification that
6 we're talking about districts that lean rather
7 than election, that's the reason there was not
8 a compromise, was people couldn't agree on the
9 number of districts that would lean Republican,
10 would lean Democratic?

11 A. I don't think we were looking at a
12 number specifically. We were in negotiations.
13 In terms of the House number, we went from,
14 what my understanding was leaning 67
15 Republicans to leaning 62 Republicans. And we
16 were looking for some movement on the Democrat
17 side, and it never came.

18 Q. And movement on that number? Like
19 that's what was under discussion, that was the
20 source of disagreement among the parties on the
21 commission?

22 A. Well, that's my understanding.

23 Q. Okay. Did you -- when you were giving
24 Mr. Springhetti direction about the process he
25 should follow in the map drawing, what did you

1 tell him to do?

2 A. We told him to draw a map that was
3 constitutional, could follow all the mandatory
4 requirements in terms of not splitting
5 districts, you know, follow districts to be --
6 to start drawing and to follow all those and to
7 minimize any kind of permissive splits of
8 districts so that we could have more compact
9 districts and those that followed the
10 constitutional requirements. Same way with
11 population requirements, obviously. So those
12 were the instructions.

13 Q. How were those instructions provided?

14 A. Verbally.

15 Q. Same thing with the chair, I think, that
16 happened to you earlier there.

17 Did you provide instructions in writing
18 at any time?

19 A. No, I didn't, no.

20 Q. To your knowledge, did anyone else
21 provide written instructions to Mr. Springhetti
22 or Mr. DiRossi about how to do the map drawing
23 process?

24 A. No, not to my knowledge.

25 Q. When you provided those instructions,

1 who was present?

2 A. Obviously Blake was. I think Christine
3 Morrison was present. I'm not sure about legal
4 counsel.

5 Q. Was Mr. DiRossi present?

6 A. I don't think there was like one meeting
7 where we did this. It was, you know -- it was
8 a Constitution -- it was what the Constitution
9 requires. You have your map drawing program,
10 you have the census data. Follow the
11 Constitution and draw a constitutional map.
12 And minimize splits because and -- and follow
13 -- try to make the list as compact as possible.
14 As reasonably possible.

15 Q. You testified that, after the initial
16 release of the map, changes were made that took
17 the House map from a 67 leaning Republican map
18 to a 62 district leaning Republican map; is
19 that right?

20 A. Yes.

21 Q. How was that done?

22 A. Well, as you know, there are some parts
23 of the state where you can't draw a Democrat
24 leaning map, so you had to go to the areas
25 where there were more Democrats. And so -- and

1 still stay within the mandatory requirements of
2 the constitution. And so --

3 Q. So what would -- apologies, go ahead.

4 A. So you'd have to try to figure out
5 another way of drawing the lines so that you
6 had more potential Democrat leaning voters in
7 those districts.

8 Q. And what would Mr. Springhetti have been
9 looking at to know that's what he was doing if
10 he was changing a line on a map?

11 A. He was looking at the voting. The
12 public voting history, is my understanding of
13 what he was looking at.

14 Q. Okay. Now, you indicated that
15 Mr. Springhetti was instructed by you to comply
16 with the mandatory requirements of the Ohio
17 Constitution, if I'm capturing your testimony
18 correctly. Did you tell him what the mandatory
19 requirements (indiscernible) were in
20 particular?

21 (Court Reporter clarification.)

22 Of the Ohio Constitution were.

23 A. Well, I don't think specifically, but
24 they were obviously Article XI, and it talked
25 about how to draw the lines and not having

1 certain splits. And when you have permissive
2 splits or required splits, you go -- you'd have
3 a whole -- I don't remember the numbers of the
4 constitution, but...

5 Q. Did you tell Mr. Springhetti that any
6 particular sections of the constitution were
7 mandatory or not mandatory?

8 A. It was the line drawing part that was
9 the focus.

10 Q. Okay.

11 A. It was about where do you start drawing,
12 how you have to have, you know, a whole
13 ratio -- whole ratio, and where they have to be
14 either in a political subdivision. If you go
15 out, how you can do that. And those were the
16 mandatory requirement -- the population.

17 Q. Okay.

18 A. That was the focus.

19 Q. Did you tell Mr. Springhetti that he
20 needed to comply with Section 6 of the Ohio
21 Constitution? Section 6, Article XI, to be
22 clear.

23 A. Not specifically.

24 With the chair again. My turn, I guess.
25 I think I'll just leave it down. There we go.

1 I'm sorry, would you rephrase -- or
2 restate that.

3 Q. My question was did you tell
4 Mr. Springhetti that he needed to comply with
5 Article XI, Section 6 of the Ohio Constitution?

6 A. I told him to -- no, not specifically.
7 Anticipated that we would attempt to get a
8 ten-year map, and we would negotiate over it,
9 and that would get us, hopefully, you know,
10 somewhere in that range that Article VI is
11 talking about.

12 So, no, he was not given instructions to
13 specifically follow section or look at
14 Section 6.

15 Q. Did you tell Mr. Springhetti that he
16 needed to attempt to comply with Section 6?

17 A. We did that in terms of our
18 negotiations, our attempted negotiations with
19 the Democrats.

20 Once the map was drawn, according to the
21 mandatory line drawing, the geography
22 requirements, then that's when we set about to
23 work with the Democrats to try to get to
24 somewhere close, as close as we could to that.

25 So that's when we changed from what were

1 stated as 67 Republican leaning districts, we
2 went down to 62, and we were prepared to move
3 additionally if the Democrats were willing to
4 move as well.

5 So in terms of changing those districts
6 from Republican leaning to Democrat leaning,
7 certainly instructed Blake to find a way of
8 doing that.

9 Q. Find a way to do that, see if the
10 Republican side could cut a deal with the
11 Democratic side to get to a ten-year map?

12 A. No, we didn't ask Blake to cut a deal.
13 We asked Blake to be able to redraw the
14 district so they would be more Democrat leaning
15 so that we could get closer to what the
16 Democrats were asking for.

17 Q. And thanks for the correction. My
18 question there was imprecise.

19 So you asked Mr. Springhetti to make
20 those changes to the map in the hopes that
21 the -- that yourself and Speaker [sic] Huffman
22 could cut a deal with the Democratic
23 commissioners to have the option of a ten-year
24 map?

25 A. No, this came out of the discussion that

1 Senator Huffman had with Senator Sykes and
2 Representative Sykes about the maps. And after
3 that discussion, we tried to find a way of
4 getting closer to what the Democrats were
5 asking for.

6 Q. And what your attempt -- I'm sorry. Go
7 ahead.

8 A. So that's when we moved five House
9 districts from Republican leaning to Democrat
10 leaning.

11 Q. And what you were trying to do was get a
12 version of your plan that the Democratic
13 commissioners would approve so you could have a
14 ten-year map? That was what the goal was?

15 A. Yes, that was the goal.

16 Q. (Indiscernible); is that correct?

17 MR. STRACH: Ben, you froze up for about
18 ten seconds. So you'll need to repeat that.

19 BY MR. STAFFORD:

20 Q. Let me try again.

21 So my question was: "What you were
22 trying to do was get a version of your plan
23 that the Democratic commissioners would approve
24 so that you could have a ten-year map? That's
25 what the goal was?"

1 And, I'm sorry, I'm seeing now you said,
2 "Yes, that was the goal." Just for the sake of
3 the record. Sorry. I'm coming back online
4 here now.

5 A. I'll say it again. Yes, that was the
6 goal.

7 Q. Thank you, sir.

8 Okay. So then I am correct that, during
9 the map drawing process, you did not provide
10 any direction to Mr. Springhetti about what it
11 would mean to comply with Section 6, Article XI
12 of the Ohio Constitution?

13 A. That is correct. I don't recall
14 providing any direction to him in that regard.

15 Q. Is it your understanding that the
16 standards set forth in Section 6 are mandatory?

17 A. Well, it says "shall attempt." And I do
18 believe that's something that we were required
19 to do. So we did attempt to do that.

20 Q. Okay.

21 A. Excuse me.

22 Q. Through the negotiation with the
23 Democratic commissioners that you talked about
24 earlier?

25 A. Yes.

1 Q. Okay. And you did not -- again, just
2 for the sake of clarity, you did not tell
3 Mr. Springhetti to do something in particular
4 to the map to comply with Section 6?

5 A. Not aside from, when the negotiations
6 started, to redraw some districts so they would
7 move from Republican leaning to Democrat
8 leaning.

9 Q. You've talked about what a Republican
10 proposal was: In the House, 62 Republican
11 leaning seats.

12 What was the Democratic offer?

13 A. Okay. My device says it just ran into a
14 problem and it needs to restart, so...

15 MR. STAFFORD: Can we go off the record
16 here?

17 THE VIDEOGRAPHER: We are going off the
18 record. The time is 11:09.

19 (Recess ensued from 11:09 a.m.
20 to 11:20 a.m.)

21 THE VIDEOGRAPHER: We are back on the
22 record. The time is 11:21.

23 MR. STAFFORD: Could you put the
24 realtime back in the chat, please.

25 /////

1 BY MR. STAFFORD:

2 Q. Speaker, before we went on break, I had
3 asked you what was the Democratic proposal or
4 the Democratic commission proposal on the
5 number of seats that would be Democratic
6 leaning.

7 A. I believe they -- I don't have a real
8 clear recollection, but I think they started
9 out at 56, and then they had an amendment or
10 proposal that went to 57. And we went from 67
11 to 62, and that's kind of where it stalled out.

12 Q. And on that 56 or 57 figure, that would
13 be the number of Republican leaning seats in
14 the Democratic proposal?

15 A. Yes.

16 Q. Did you ever conduct any analysis of the
17 Democratic proposal to see whether it was
18 compliant with Section 6, Article XI of the
19 Ohio Constitution?

20 A. I did not.

21 Q. Did you authorize anyone to conduct such
22 an analysis?

23 MR. STRACH: I'm going to object, Ben,
24 just to the extent it's calling for a legal
25 conclusion.

1 But go ahead and answer.

2 THE WITNESS: No, I don't
3 specifically -- would you please restate that
4 again. Or repeat it again, I guess, not re --
5 BY MR. STAFFORD:

6 Q. Did you authorize anyone to conduct an
7 analysis of the Democratic proposal to see
8 whether, in your view, it complied with
9 Article XI, Section 6 of the Ohio Constitution?

10 MR. STRACH: Same objection.

11 THE WITNESS: No, not specifically.

12 BY MR. STAFFORD:

13 Q. What do you mean by "specifically"?

14 A. To conduct a specific analysis to see
15 whether it complied. I think the numbers were
16 out there, that it was a 50 -- 54 Republican
17 leaning seats to 45 Democrat leaning seats, as
18 I recall from the ten-year analysis. Which
19 really wasn't a ten-year analysis, it was more
20 like a six-year analysis.

21 So that was a number that was thrown
22 around. So if you're just looking at plain
23 numbers, that was -- it was -- the numbers were
24 apparent.

25 But then again, the question was did

1 y'all attempt to do that. So we were
2 attempting to get closer by -- through
3 negotiations with the Democrats. With the
4 goal, of course, to get a ten-year plan.

5 Q. So then am I correct that, other than
6 looking at the baseline number, 56 Republican
7 leaning seats, 57 Republican leaning seats,
8 there was not any additional analysis conducted
9 with respect to Section 6?

10 MR. STRACH: Objection.

11 You can answer if you can.

12 THE WITNESS: First of all, Section 6 is
13 not exactly clear as to what it means, which is
14 of course the statement that the commission
15 adopted so it could, you know, range, depending
16 on how you interpret it, from, you know, pretty
17 significant Republican to a much more narrower
18 range.

19 So we were in that range. So that was
20 where we felt we were. We had been trying to
21 get closer to a number Republicans and
22 Democrats could agree on.

23 BY MR. STAFFORD:

24 Q. And my question was about the Democratic
25 proposal. Other than looking at the number of

1 Republican leaning seats in that plan, was any
2 analysis conducted of that plan under
3 Section 6?

4 MR. STRACH: Objection.

5 THE WITNESS: No, I don't believe so.

6 BY MR. STAFFORD:

7 Q. Okay. You mentioned a statement. This
8 is a statement that the commission approved
9 into the record under Section 8(C)(2) of the
10 Ohio Constitution, Article XI; is that right?

11 A. I don't have that specific
12 constitutional provision before me, but it's
13 the one that has the statement as to why -- how
14 it meets the requirements of Section 6.

15 Q. Okay.

16 A. Yes.

17 Q. What was your role in drafting that
18 statement?

19 A. I looked at a draft, and looked at it.
20 And that was basically my role in drafting it.
21 Reviewed a draft, it seemed correct.

22 Q. When did you look at that draft?

23 A. I think it was either on the 14th or the
24 15th of September.

25 Q. Was that draft the same as what was

1 ultimately approved?

2 A. The draft I looked at had some blanks in
3 it. I don't recall whether it was related to
4 section numbers or what. But that was
5 essentially the only change that I'm aware of.

6 Q. Who drafted that statement that you
7 reviewed?

8 A. I am not really sure who -- who drafted
9 it.

10 Q. Who gave you the statement to review?

11 A. I'm not sure whether it was -- I'm not
12 sure whether it was Blake or Ray or Senator
13 Huffman or who it was, but...

14 Q. But one of those individuals gave you?

15 A. Or Paul Disantis, our legal counsel, or
16 Frank, the Senate counsel.

17 Q. Were you provided with a hard-copy
18 statement to review?

19 A. Yes.

20 Q. Okay. Could we go ahead and mark as
21 Exhibit 1 the document titled "Section 8(c)(2)
22 Statement."

23 (Deposition Exhibit No. 1 was marked for
24 identification.)

25 MR. STRACH: You'll want to blow that

1 up.

2 BY MR. STAFFORD:

3 Q. Yeah, Speaker, do you recognize this
4 document?

5 A. I'm seeing part of it, and the part I
6 see I recognize.

7 MR. STAFFORD: Could you just quickly
8 scroll down. I'm not going to ask many
9 specific questions about this, but just so the
10 speaker can see the whole statement.

11 Q. Okay. So do you recognize this
12 document, having had a chance to at least
13 review the text here?

14 A. Yes.

15 Q. Okay. And what is this?

16 A. That was the statement that the
17 commission adopted when the four-year map was
18 also adopted.

19 Q. Okay. And I didn't see any blanks in
20 this version that the commission adopted. And
21 so some changes were made to the draft that you
22 had reviewed before this version was finalized
23 and adopted; is that correct?

24 A. Yes. There were fairly minor, as I
25 recall. And, again, I don't know whether it

1 was a number or whether it was relating to a
2 section or something, but...

3 Q. Okay. Could you scroll down just a
4 little bit, please, on Exhibit 1, and stopping
5 right there is great.

6 Do you see the third sentence of the
7 paragraph that begins "The Commission
8 considered statewide" -- and I'll just read it
9 for you.

10 "When considering the results of each of
11 those elections, the Commission determined that
12 Republican candidates won thirteen out of
13 sixteen of those elections resulting in a
14 statewide proportion of voters favoring
15 statewide Republican candidates of 81% and a
16 statewide proportion of voters favoring
17 statewide Democratic candidates of 19%."

18 Did I read that correctly?

19 A. Yes.

20 Q. Okay. Were those figures in the draft
21 that you reviewed?

22 A. Oh, I don't remember. Again, I don't
23 remember what was -- what the blanks were.

24 Q. Who made the calculation regarding
25 81 percent and 19 percent?

1 A. I do not know.

2 Q. Did you discuss with anyone the
3 justification for using those particular
4 figures as a measure of proportionality?

5 MR. STRACH: Objection.

6 Mr. Speaker, obviously, you can answer
7 that question without revealing any discussions
8 with lawyers.

9 THE WITNESS: Discuss it with anyone?
10 Yes. With Senator Huffman. He talked about
11 that as a -- as one of the readings in the
12 Constitution of what the results were.

13 BY MR. STAFFORD:

14 Q. And as your counsel noted, I am not
15 asking you for the substance of any discussions
16 that you've had with counsel.

17 Did you discuss that figure -- when you
18 discussed that with Senator Huffman, was
19 counsel present?

20 A. Well, I think Senator Huffman had
21 mentioned it on several different occasions.
22 And I think at one time counsel was present and
23 other times they weren't.

24 Q. Okay. So asking about conversations
25 where counsel was not involved, when was the

1 first time that Senator Huffman discussed that
2 interpretation with you?

3 A. Oh, I don't remember exactly. It would
4 have -- it would have been about the time that
5 the census data became available and the map
6 drawing began.

7 Q. Did you tell Mr. Springhetti to draw
8 districts that would result in an expected
9 Republican leaning for 81 percent of the seats?

10 A. No.

11 Q. Did you tell Mr. Springhetti about
12 Senator Huffman's potential interpretation of
13 Section 6?

14 A. I don't recall telling him that, no.

15 Q. Did you tell Mr. Springhetti to draw a
16 House map that would result in 54 percent of
17 statewide seats in the -- let me start over
18 with that question.

19 Did you ask Mr. Springhetti to draw a
20 map where 54 percent of House seats would lean
21 Republican?

22 A. I think we've gone over this before.
23 What I asked him to do was to draw a map that
24 complied with the constitutional mandated line
25 drawing requirements, the geographic as well as

1 the population requirements. And we did not
2 discuss specific numbers of Republican leaning
3 or Democrat leaning districts.

4 Q. Okay. Other than yourself, do you know
5 of any other commission members who reviewed
6 the statement before it was distributed prior
7 to voting on September 15th or September 16th
8 on the record?

9 A. I believe Senator Huffman may have seen
10 it, but I don't recall whether any other
11 commission members did prior to its
12 distribution on the 15th.

13 Q. Did you discuss Mr. Springhetti's
14 deposition with Mr. Springhetti at any point?

15 A. No.

16 Q. Did you discuss your own deposition with
17 Mr. Springhetti at any point in this matter?

18 A. No.

19 Q. Did you direct Mr. Springhetti to not
20 consider race in the map introduced on
21 September 9th?

22 A. Yes.

23 Q. Okay. And what was your instruction in
24 that regard to Mr. Springhetti, to the best of
25 your recollection?

1 A. Do not consider race in drawing
2 districts.

3 Q. Did you tell Mr. Springhetti not to
4 consider demographic information in drawing
5 districts in the map introduced on
6 September 9th?

7 A. What do you mean by "demographic
8 information"?

9 Q. Any form of demographic information,
10 other than race.

11 MR. STRACH: Objection.

12 THE WITNESS: I don't recall discussing
13 other demographic information.

14 BY MR. STAFFORD:

15 Q. Okay. Did you provide any direction to
16 Mr. DiRossi regarding the use of race in the
17 map introduced on September 9th?

18 A. I did not directly, no.

19 Q. Okay.

20 A. I mean, he may have been on the
21 conversation when I discussed with Blake. But
22 I didn't specifically give anything to Ray.
23 That would have been Senator Huffman's
24 responsibility.

25 Q. Returning to the Section 8 statement

1 that we were looking at there, which was marked
2 as Exhibit 1, when was a final draft of that
3 statement completed?

4 A. I don't know, but as we were nearing the
5 midnight deadline to adopt a map, the statement
6 was available at that time in completed form
7 and I think was distributed prior -- prior to
8 the vote on the map. But --

9 Q. And did you -- I'm sorry. Go ahead.

10 A. And --

11 Q. And did you --

12 A. I'll let you go ahead.

13 Q. I was going to ask you another question.
14 So if you haven't completed your answer, I'm
15 sorry for cutting you off, and please continue.

16 A. No, I did complete my answer.

17 Q. Okay. You, yourself, received a copy of
18 the final statement at that time shortly before
19 casting a vote on the map; is that correct?

20 A. That's correct.

21 Q. Was that the first time that you had
22 seen the final version of the statement?

23 A. I believe so.

24 Q. Okay. And you've generally described
25 the sorts of changes from the draft to the

1 final. And my question is, do you recall any
2 of the specific changes that were made from the
3 draft version to the final version?

4 A. Well, there were no longer any blanks.
5 They were all filled in. But, again, I don't
6 remember specifically what the blanks were.
7 The general tenor of the statement was the
8 same.

9 Q. Okay. When you were provided with a
10 copy of the draft statement, which I believe
11 you said was on the 14th or 15th of September,
12 did you approve the statement?

13 A. I think I took it to look at it.

14 Q. Okay.

15 A. I don't recall saying either way at the
16 time.

17 Q. Were you asked to approve it or to do
18 anything in particular with it when it was
19 provided to you?

20 A. I don't recall any specific conversation
21 like that.

22 Q. Okay.

23 A. I know it arose in the context of: "If
24 we're not going to get to a ten-year map, then
25 we have to have a statement; so is somebody

1 working on a statement?"

2 And I think that's when they said,
3 "Well, here's our draft. Here is a draft."

4 But it was pretty much complete. So I
5 felt assured that we would have the necessary
6 document when we took the vote.

7 Q. And were you asking, "It looks like
8 we're not going to get to a ten-year map. Do
9 we have a statement"? Was that a question you
10 were asking of someone?

11 A. Yes, I did.

12 Q. And who were you asking that question
13 to?

14 A. I'm trying to remember, because we were
15 waiting for the Democrats to come back in
16 response to our movement in the House to go
17 down to 62 Republican leaning districts, and
18 they were going to -- they said they were going
19 to reply to that and provide additional
20 mapping.

21 I know we were waiting on it and waiting
22 on it. So I was concerned, if we didn't get
23 anything, did we have all the documents that we
24 need. So that's when I asked, "Has anybody
25 been working on the statement that's required

1 by the constitution?"

2 And your question was who was present,
3 and I know, you know, Blake and Ray, I'm pretty
4 sure, were present. Maybe legal counsel was
5 present. And maybe, you know, House -- House
6 Republican and Senate Republican counsel may
7 have been present.

8 Q. Okay. And when you asked that question,
9 did somebody give you the draft statement
10 immediately in response to that question, or
11 was it provided at some time later?

12 A. My recollection is that it was provided
13 at that time.

14 Q. Okay. Okay. You've talked about, I
15 think, Senator Huffman floating the idea using
16 the outcome of statewide races as a measure of
17 proportionality in various discussions. Is
18 that fair to say?

19 MR. STRACH: Objection. Go ahead.

20 THE WITNESS: Yes, he raised that a
21 couple times.

22 BY MR. STAFFORD:

23 Q. Okay. How did you respond when he
24 raised that?

25 A. Well, so I looked at the language, and I

1 think that's a -- that's a possible reasonable
2 interpretation.

3 Q. Okay. Do you agree with that
4 interpretation?

5 A. I think it's reasonable, is one
6 reasonable interpretation.

7 Q. Do you think it is the best -- I'm
8 sorry. Go ahead.

9 A. Based upon the actual, you know, text of
10 the constitutional provision.

11 Q. In your personal view, is it the best
12 reading of the language of the constitutional
13 provision?

14 MR. STRACH: Objection. Calls for a
15 legal conclusion.

16 Answer if you can.

17 THE WITNESS: I think the statement was
18 adopted by the commission. I think the
19 statement is fair. It's -- there's a range
20 that is permissible. So I think that's -- I
21 would stand on that statement.

22 BY MR. STAFFORD:

23 Q. So then is it your personal view as a
24 member of the commission who voted to approve
25 the map, I'm not asking you as an attorney,

1 that it would comport with Section 6 of the
2 Ohio Constitution and had adopted a plan
3 (indiscernible) --

4 (Court Reporter Clarification.)

5 81 percent of seats leaning Republican.

6 MR. STRACH: Objection.

7 Go ahead.

8 THE WITNESS: This question is to the
9 map?

10 BY MR. STAFFORD:

11 Q. Yes. Is it your personal view, not
12 asking as an attorney, as a member of a voting
13 commission, that it would have comported with
14 Section 6 of the Ohio Constitution if the
15 adopted map had 81 percent of House seats or
16 Senate seats leaning Republican?

17 MR. STRACH: Objection. Calls for
18 speculation.

19 Go ahead and answer it if you can.

20 THE WITNESS: I don't know what the
21 percentage is. I'd say with the 62 House
22 districts that were adopted and our effort to
23 reach a compromise to get to a ten-year map, I
24 think we made an attempt. So I think what we
25 did comply with the constitution.

1 BY MR. STAFFORD:

2 Q. Well, we've got the statement here that
3 the commission approved. And it talks about a
4 statewide proportion of voters favoring
5 statewide Republican candidates between
6 54 percent and 81 percent.

7 So my question is not what the
8 commission did or, as you say, what you
9 attempted to do to reach a compromise map.

10 My question is in your view would it
11 comport with Section 6 of the Ohio
12 Constitution, Article XI, if the resulting plan
13 had 81 percent seats leaning Republican?

14 MR. STRACH: Same objection.

15 THE WITNESS: Well, that's not what we
16 did. So I'm not going to speculate. I'm going
17 to rest on what we did.

18 BY MR. STAFFORD:

19 Q. I'm asking you about the statement that
20 you adopted that lays out your rationale for
21 what you did.

22 MR. STRACH: Same objection.

23 BY MR. STAFFORD:

24 Q. So I would ask you to answer my
25 question, please, sir.

1 MR. STRACH: Same objection. He's
2 answered the question. He can answer again, if
3 you'd like.

4 THE WITNESS: We didn't adopt
5 81 percent. That was the range. And so I
6 think what we did comports with the
7 Constitution.

8 BY MR. STAFFORD:

9 Q. And when you said there was a range,
10 anything that you adopted in that range would
11 have been permissible in your view; is that
12 correct?

13 MR. STRACH: Objection. Same objection.

14 THE WITNESS: Well, I'm not going to
15 speculate on what could have happened. What we
16 did I think was -- comports with the
17 Constitution.

18 BY MR. STAFFORD:

19 Q. I am asking you to answer the question
20 that I asked. So --

21 MR. STRACH: So, Ben, he -- Ben, Ben,
22 Ben, he's answered the question. You're going
23 to keep getting the same answer. We can do
24 this until your time is expired, which is about
25 four minutes.

1 So if you want to keep doing this
2 through the remainder of your time, feel free.
3 But you're going to keep getting the same
4 objection and the same answer.

5 MR. STAFFORD: So I understand the
6 witness --

7 MR. STRACH: So proceed.

8 MR. STAFFORD: I will proceed.

9 MR. STRACH: Proceed.

10 MR. STAFFORD: I understand that the
11 witness is not going to answer the question
12 that I've asked.

13 MR. STRACH: That's incorrect. He's
14 answered the question multiple times. He has
15 answered the question, and he will continue to
16 do so.

17 MR. STAFFORD: Uh-huh. So let me say,
18 before we close our time here, that the Speaker
19 has identified a draft of the Section 8
20 statement. I don't believe that that document
21 has been produced in discovery. I believe that
22 it is responsive to various of the discovery
23 requests that Relators have made.

24 I would ask that it be produced by the
25 end of the day. So I want to say that on the

1 record to counsel. We can take it up
2 afterwards if needed, but that document should
3 be produced.

4 MR. STRACH: All right. I disagree.
5 Anything that was responsive and not privileged
6 was produced, Ben. But feel free to
7 communicate with me on that.

8 BY MR. STAFFORD:

9 Q. Do you know whether Governor DeWine,
10 Secretary of State LaRose, or Auditor Faber
11 were involved in the drafting of the Section 8
12 statement that we have been talking about?

13 A. I don't know whether they were or they
14 weren't.

15 Q. Okay. Did you direct that a copy of the
16 draft statement be provided to the other
17 members of the commission at any point?

18 A. I did not.

19 Q. You mentioned before -- and, again,
20 correct me if I'm wrong -- that when the
21 Sykeses reached out about potentially meeting
22 after the initial release of the map, that
23 Senator Huffman met with them. In part that's
24 because the commission had to consider the Open
25 Meetings Act; is that correct?

1 And, again, please correct me if I'm
2 wrong about that.

3 A. Yes. We wanted to meet with them to
4 have discussions about where we could go and
5 where we could find a compromise to get to a
6 ten-year map.

7 So these would be the four legislative
8 members. We couldn't meet together because
9 that would violate the Open Meeting law. It
10 would be more than a majority of the
11 commission.

12 So Senator Huffman offered, and I
13 agreed, that he could meet with them and have
14 the discussion, and then he could fill me in
15 where we -- where we -- what generally the
16 result of that was.

17 Q. Why not just meet as a commission? Hold
18 a meeting? Why didn't you just do that?

19 A. Because I don't think that would have
20 been very productive.

21 MR. STAFFORD: All right. I don't think
22 I have any further questions at this time.
23 Thank you very much for your time, Speaker, I
24 appreciate it.

25 THE WITNESS: You're welcome.

1 MR. STRACH: All right. Thank you, Ben.

2 (Court Reporter clarification.)

3 MR. STAFFORD: I'm not sure where we are
4 on the timing.

5 MS. BENDER: I believe she was asking
6 the respondents.

7 MS. KOONTZ: Nothing on behalf of the
8 statewide officeholders.

9 MR. STRACH: Right, and I don't have any
10 questions.

11 MR. CLARK: And nothing on behalf of the
12 commission, thanks.

13 THE VIDEOGRAPHER: Okay. We are off the
14 record at --

15 MR. GILLIGAN: Wait a second. This is
16 John Gilligan on behalf of the respondents, the
17 Sykeses. I do have questions. So if I'm
18 permitted to go ahead, I'd like to ask my
19 questions.

20 EXAMINATION

21 BY MR. GILLIGAN:

22 Q. So, Speaker Cupp, my name is John
23 Gilligan. I'm one of the lawyers for Senator
24 Sykes and Leader Sykes. First of all, let me
25 ask a question, which I kind of implicitly

1 promised that I would get an answer to for
2 Auditor Faber yesterday.

3 What is the precise location of the
4 mapping, what he referred to as "sanctum,"
5 which he never was allowed to visit?

6 A. What is the precise location?

7 Q. Yes, sir.

8 A. It's in the William Green Building.

9 Q. Okay. And was there a specific room or
10 series of rooms?

11 A. Yeah, there's a floor that's not being
12 used by another state agency at the moment.

13 Q. And Auditor Faber testified yesterday
14 that he was not permitted to go to the mapping
15 sanctum. Do you agree with that?

16 MR. STRACH: Objection. Those are your
17 words.

18 Go ahead and answer it if you can.

19 THE WITNESS: He -- I don't know the
20 answer to that question specifically. But,
21 obviously, it was to allow the mappers to do
22 their work so that they could get it done
23 without a lot of interruptions, because the
24 delay in the census data created a time problem
25 in order to do that.

1 BY MR. GILLIGAN:

2 Q. You talked about the allocation of
3 resources between the Democratic caucus and the
4 Republican caucus for mapping software and
5 other expenses in redistricting. Do you recall
6 that?

7 A. Yes.

8 Q. Okay. Was there any money allocated for
9 the statewide commissioners so they could have
10 mapping software and could determine the
11 constitutionality of the proposed maps?

12 MR. STRACH: Objection. Mr. Gilligan, I
13 thought you represented the Sykeses. It sounds
14 like you represent the statewide officials.

15 So I'm going to permit the speaker to
16 answer some of these questions, but I'm going
17 to caution you that, number one, you're
18 questioning the Speaker of the Ohio House; and,
19 number two, you need to keep your questions for
20 your clients and not your non-clients.

21 Mr. Speaker, go ahead and answer the
22 question, if you can.

23 THE WITNESS: So other than the
24 Republican/Democrat caucuses, I do not believe
25 any money was allocated nor was any requested.

1 BY MR. GILLIGAN:

2 Q. So it's your testimony that neither
3 Secretary LaRose or Auditor Faber requested any
4 money for software, mapping software?

5 A. They did not request it from me, and I'm
6 not aware of their request to anyone else.

7 Q. Were you aware that the statewide
8 commissioners, Secretary LaRose and Auditor
9 Faber, had to rely on using Dave's
10 Redistricting software to analyze the maps?

11 A. I'm not aware they had to, no.

12 Q. So you testified about the statement
13 8(C)(2). And do you understand that
14 proportionality is a concept or principle in
15 redistricting that tries to eliminate or reduce
16 gerrymandering?

17 MR. STRACH: Objection. Calls for a
18 legal conclusion.

19 Answer if you can.

20 THE WITNESS: I know it has been
21 discussed as that, yes.

22 BY MR. GILLIGAN:

23 Q. And you indicated, I believe, in your
24 testimony that the provisions of 6(B) of
25 Article XI to the Ohio Constitution could have

1 several possible readings or meanings; is that
2 right?

3 A. Yeah, I think one could read it
4 different ways.

5 Q. If the -- I'm sorry. Go ahead, sir.

6 A. So in that regard, it's a bit ambiguous.

7 Q. Okay. And did the commission have
8 counsel prior to this litigation?

9 A. The commission itself?

10 Q. Yes, sir.

11 A. I don't know that anyone was designated
12 as counsel for the commission prior to the
13 litigation beginning.

14 Q. Did you, as co-chair of the commission,
15 ever request a legal opinion about the meaning
16 of the proportionality provision in
17 Section 6(B) of Article XI?

18 A. I -- I didn't -- I don't recall
19 requesting a legal opinion.

20 Q. Did you ever ask the --

21 A. As to that.

22 Q. I'm sorry. Did you ever ask the
23 Attorney General for a legal opinion about the
24 meaning of the proportionality provision?

25 A. I don't recall doing that, no.

1 Q. Did you ever ask the Legislative
2 Services Commission on the meaning of the
3 proportionality provision in the Section 6?

4 A. I don't recall doing that, no.

5 Q. Do you agree, sir, that proportionality
6 means that the percentage of the General
7 Assembly districts represented by one political
8 party should approximately match the percentage
9 of voters in the state associated with that
10 political party?

11 MR. STRACH: Objection. Calls for a
12 legal conclusion.

13 THE WITNESS: Would you restate that, or
14 repeat that.

15 BY MR. GILLIGAN:

16 Q. Yes, I will. Do you agree that the
17 proportionality provision in 6(B) of Article XI
18 means that the percentage of General Assembly
19 districts represented by one political party
20 should approximately match the percentage of
21 voters in the state associated with that
22 political party?

23 MR. STRACH: Same objection.

24 THE WITNESS: I -- no, I'm not sure I
25 agree with that. That doesn't sound like --

1 that doesn't sound like the actual language of
2 the constitutional provision.

3 BY MR. GILLIGAN:

4 Q. You disagree that that's what the actual
5 language of the constitutional provision
6 actually means?

7 MR. STRACH: Objection. He said he
8 disagrees that that's what it says.

9 MR. GILLIGAN: I'm asking him to
10 clarify.

11 Q. You can go ahead, Mr. Speaker.

12 THE WITNESS: Frankly, I don't think the
13 provision is all that clear, and that is why we
14 attempted to negotiate with the Democrats to
15 see where we could get in terms of a compromise
16 on that and also get the ten-year map. So...

17 BY MR. GILLIGAN:

18 Q. Would you be --

19 A. So --

20 Q. So would you be surprised to learn that
21 that was the interpretation of the
22 proportionality provision given by the
23 Legislative Services Commission of Ohio?

24 MR. STRACH: Objection.

25 BY MR. GILLIGAN:

1 Q. What I just read to you?

2 A. I was not aware that that was their
3 interpretation.

4 Q. You never asked the Legislative Services
5 Commission for their interpretation, did you?

6 A. I did not, no.

7 Q. And the proportionality, or the
8 Section 6 of Article XI, was an important part
9 of the Fair Districts amendment that was passed
10 by the voters in 2015, isn't that right?

11 A. It was part of it. I was not in the
12 legislature at the time, so I don't know what
13 the discussion was.

14 Q. So you have talked about delays caused
15 by the lateness of getting census information
16 so that you couldn't begin drawing the maps,
17 correct?

18 A. That's correct.

19 Q. Okay. Was there anything that prevented
20 the commission from meeting and discussing the
21 meaning of Section 6(B) of Article XI on what
22 proportionality actually means?

23 A. There was nothing to prohibit the
24 commission from meeting, have a discussion --
25 meeting and having discussion about anything.

1 Q. And did you believe that the
2 proportionality section, which you describe as
3 ambiguous, was important to have some
4 agreement, if possible, by the commission
5 members on the meaning of that term?

6 A. I think every member of the commission
7 was developing their own understanding of what
8 that term meant, and applied that when the
9 commission voted.

10 Q. So your testimony is that the map
11 drawers for the Republican caucuses were told
12 to draw maps that complied with the provisions
13 of Article XI, except for Section 6. They were
14 not to pay attention to Section 6. Is that
15 correct?

16 A. They were not instructed not to pay
17 attention to Section 6. They were instructed
18 to comply with the -- the requirements of not
19 splitting political subdivisions and all of
20 those other -- I'm not sure "mechanical" is the
21 right term, but those requirements. To draw
22 districts that complied with those
23 requirements.

24 Q. How is it that you expected the map
25 drawers for the Republican caucus to comply

1 with the provisions of 6(B), to attempt to meet
2 the proportionality standard, if they were not
3 provided with the commission's understanding of
4 what that proportionality clause means?

5 MR. STRACH: Objection.

6 THE WITNESS: They were directed to draw
7 maps that met the constitutional requirements
8 on the line drawing and division splitting and
9 the population requirements, and then we
10 attempted to negotiate with the Democrats to
11 reach some consensus on what would meet those
12 requirements.

13 And that was the process that we used,
14 which is, I believe, I testified to before.

15 BY MR. GILLIGAN:

16 Q. So do you understand that Section 6
17 required you as a commissioner to attempt to
18 compromise with the Democrats or to attempt to
19 draw a map that met the proportional provisions
20 of Section 6(B)?

21 MR. STRACH: Objection. Calls for a
22 legal conclusion.

23 THE WITNESS: We attempted to get to an
24 under- -- to a status of districts that would
25 proximate the political -- let me back up.

1 We attempted to negotiate with the
2 Democrats to get to a point where we could
3 agree that it represented a situation of
4 Republican and Democrat leaning districts that
5 would be acceptable in terms of being sort of a
6 approximation of political makeup of the state.

7 And, obviously, we didn't get there.
8 And our framework was what the commission
9 adopted later in its statement.

10 BY MR. GILLIGAN:

11 Q. So you agree that the historic lookback
12 at the statewide partisan races showed a split
13 of 54 percent Republican, 46 percent
14 Democratic, correct?

15 MR. STRACH: Objection.

16 THE WITNESS: In terms of the number of
17 votes cast in partisan statewide elections over
18 the last ten years?

19 BY MR. GILLIGAN:

20 Q. Yes, sir.

21 A. I think that's the number -- I think
22 that's the number that was computed.

23 Q. Okay. So were the mapmakers instructed
24 then to put together a map that met the 54-46
25 allocation of districts?

1 MR. STRACH: Objection.

2 THE WITNESS: They were instructed to
3 draw a map that met the line drawing
4 requirements, as I had previously mentioned.

5 BY MR. GILLIGAN:

6 Q. And did you understand that it was the
7 Sykeses' position that the proportionality
8 provision called for an allocation of seats on
9 a General Assembly map of 54 percent leaning
10 Republican and 46 percent leaning Democrat?

11 A. Did I understand that was the Sykeses'
12 position?

13 Q. Yes, sir.

14 A. Is that the question?

15 Yes.

16 Q. And so the map that they had proposed
17 was actually lower than what they thought was
18 the percentage that the constitution entitled
19 the Democrats to, correct?

20 A. I don't know about the term "entitled,"
21 but that was their view.

22 Q. That was their view. But you expected
23 that they would continue to negotiate a way
24 from their view of what the meaning of
25 Section 6(B) provided in terms of the

1 percentage of Democratic or Republican
2 districts; is that correct?

3 MR. STRACH: Objection.

4 THE WITNESS: We did expect to continue
5 to negotiate on that issue.

6 BY MR. GILLIGAN:

7 Q. So the statement 8(C)(2) averages the
8 percentage of votes that people cast for either
9 Democrats or Republicans with the percentage of
10 races that were won by Republican candidates to
11 get to a percentage of -- I think it's
12 32.5 percent for Democrats and 67.5 percent for
13 Republicans, is what this statement indicates
14 is the proportional allocation under 6(B).

15 MR. STRACH: Is that a question?

16 MR. GILLIGAN: Yes. Yes.

17 THE WITNESS: I don't understand the
18 question. I don't understand the question.

19 BY MR. GILLIGAN:

20 Q. Okay. Okay. Your statement that you
21 voted on, to explain why it is that you came up
22 with the map that was not agreed to by the
23 Democrats, calculated a proportionality formula
24 which showed 32.5 percent Democratic preference
25 and 67.5 percent Republican preference,

1 correct?

2 MR. STRACH: Objection. I don't think
3 that's what the statement says.

4 But answer if you can.

5 THE WITNESS: I don't have the statement
6 in front of me, so I -- I think the statement
7 speaks for itself.

8 BY MR. GILLIGAN:

9 Q. Well, I think the statement was marked
10 as an exhibit. Can we put that back up on the
11 screen so the Speaker could see it.

12 It says, the third line down in the
13 third paragraph: "The Commission determined
14 that Republican candidates won thirteen out of
15 sixteen of those elections resulting in a
16 statewide proportion of voters favoring
17 statewide Republican candidates of 81%."

18 Do you see that, sir?

19 A. Yes, I do.

20 Q. Okay. And then further down it says
21 that "the statewide proportion of voters
22 favoring statewide Republican candidates is
23 54%."

24 Do you see that?

25 A. Yes, I do.

1 Q. Okay. And then it says "the statewide
2 proportion of voters favoring statewide
3 Republican candidates is between 54 and 81%."
4 Do.

5 You see that?

6 A. Yes.

7 Q. So if you average those two, it would be
8 that the statewide proportion of voters
9 favoring statewide Republican candidates would
10 be 67.5 percent, right?

11 A. Well, I don't think it averages. It
12 just says what we did was within that range.

13 Q. So your understanding of the
14 proportionality requirement -- excuse me, the
15 proportionality provision in 6(B) was that the
16 districts fall somewhere between 54 percent
17 Republican and 81 percent Republican?

18 A. That would be a constitutional range,
19 yes.

20 Q. Did the Republican House incumbents meet
21 with Mr. DiRossi to talk about each of their
22 individual districts?

23 A. You're talking about -- are you asking
24 if whether members of the -- current members of
25 the Ohio House of Representatives met

1 individually with Mr. DiRossi?

2 Q. Yes.

3 A. Not to my knowledge.

4 Q. Did they have input to Mr. DiRossi about
5 what they wanted to see and what they did not
6 want to see happen with their districts?

7 A. Not to my knowledge.

8 Q. So it is your testimony that the
9 mapmakers, Mr. DiRossi on the Senate side and
10 Mr. Serengeti [sic] on the House side, had no
11 input from the Republican members of the caucus
12 about what they wanted to see with their
13 districts?

14 MR. STRACH: Objection. First of all,
15 it's Mr. Springhetti.

16 MR. GILLIGAN: Springhetti.

17 MR. STRACH: And, number two, your
18 questions were just asking about Mr. DiRossi.
19 You've now added Mr. Springhetti to the mix.
20 So are you going to ask him about conversations
21 with Mr. Springhetti separately?

22 MR. GILLIGAN: Well, I can do that if it
23 will move things along.

24 Q. Do you know whether any of the members
25 communicated with Mr. Springhetti about what

1 they wanted to see happen with their districts?

2 A. I do not believe they did prior to the
3 presentation of the initial Republican map.

4 There may have been some individual
5 conversations that went through either me or
6 Christine Morrison about some aspects of some
7 members' districts after that when there was a
8 map available to look at.

9 Q. So the first Republican map, you're
10 talking about the September 9th map?

11 A. Yes, that's correct.

12 Q. That was a map about which you expressed
13 surprise because of the lopsided partisan split
14 of the districts, correct?

15 MR. STRACH: Objection. That's not his
16 testimony.

17 THE WITNESS: I was a bit surprised at
18 the number of Republican leaning districts.

19 BY MR. GILLIGAN:

20 Q. Well, the number was somewhere between
21 19 percent and -- excuse me, 54 percent and
22 81 percent. So why were you surprised?

23 A. I didn't expect it would be as -- that
24 high. I didn't expect it to be 67.

25 Q. In fact, the map that was generated or

1 put forward on September 9th was actually more
2 lopsided toward the Republicans than the map
3 that was issued in 2011, isn't that right?

4 MR. STRACH: Objection.

5 THE WITNESS: I don't know about the map
6 in 2011. There were more Republican leaning
7 seats than there are current Republican
8 members. But then there are Democrats elected
9 in Republican leaning districts and Republicans
10 elected in Democratic leaning districts. So
11 it's not always a clear-cut thing.

12 BY MR. GILLIGAN:

13 Q. And just so I make sure that I
14 understand your testimony, there was no
15 discussion in the commission about the meaning
16 of the proportionality provision of Section 6
17 until, I think, the morning of September 16th
18 when there was some discussion or debate about
19 the 8(C)(2) statement?

20 A. That would have been September 15th.

21 And there was among the commission --
22 okay, so I'm not understanding. Are you
23 talking about individual members of the
24 commission having a discussion or the
25 commission as a whole having discussion?

1 Q. Let's start with the commission as a
2 whole having the discussion.

3 A. I don't think there was any discussion
4 of the commission as a whole until the evening
5 of September 15th.

6 Q. And the discussion about 8(C)(2)
7 actually followed the vote to approve the map,
8 correct?

9 A. Yes. The statement was handed out prior
10 to the vote, though.

11 Q. And so what about individual discussion?
12 You've already talked about discussion that you
13 believed that you had with President Huffman.
14 But was there any other discussion between or
15 among the members of the commission that you're
16 aware of about the meaning of the
17 proportionality provisions of Section 6(B)
18 prior to the night of September 15th?

19 A. I'm not aware of any.

20 Q. Thank you very much for your time. I
21 don't have further questions.

22 MR. STRACH: Thank you, John. I've got
23 no questions on behalf of Speaker Cupp or
24 President Huffman. Bridget, do you have any
25 questions?

1 MS. COONTZ: No, nothing, thank you.

2 MR. STRACH: Okay. Then I think that
3 concludes the deposition.

4 THE VIDEOGRAPHER: Thank you, we are
5 going off the record. The time is 12:21.

6 (Deposition concluded at 12:20 p.m.,
7 101)

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

A			
able	administrative	58:8, 70:22,	allow
13:13, 29:21,	13:5, 13:6,	83:3, 91:15,	91:21
31:10, 31:23,	13:9	95:5, 95:16,	allowed
38:6, 39:2,	adopt	95:25, 100:3,	91:5
49:20, 53:13,	79:5, 86:4	100:11	along
54:24, 55:12,	adopted	agreed	52:11, 105:23
56:19, 64:13	70:15, 73:17,	89:13, 102:22	alora
abreast	73:18, 73:20,	agreement	5:11
53:17	73:23, 83:18,	98:4	already
acceptable	84:2, 84:15,	ahead	108:12
47:2, 100:5	84:22, 85:20,	12:7, 34:16,	also
access	86:10, 100:9	36:12, 41:11,	8:2, 11:21,
34:12, 34:21,	advance	49:4, 51:4,	12:14, 46:23,
34:24	19:25	61:3, 65:7,	73:18, 96:16
accompanying	advice	69:1, 72:20,	although
39:18	25:20, 25:25	79:9, 79:12,	21:4, 24:5
according	advised	82:19, 83:8,	always
63:20	45:23, 46:2,	84:7, 84:19,	107:11
aclu	46:5	90:18, 91:18,	alyssa
4:17, 5:4, 8:17	affected	92:21, 94:5,	7:5
act	17:3, 38:17,	96:11	amanda
88:25	38:23	al	8:11
action	after	1:5, 1:9, 3:2,	ambiguous
110:19	14:2, 46:1,	3:13, 5:19,	94:6, 98:3
actual	46:4, 48:10,	10:6, 10:7	amendment
21:17, 83:9,	49:2, 54:19,	alicia	68:9, 97:9
96:1, 96:4	56:1, 56:11,	5:20	american
actually	56:21, 57:14,	align	5:12
17:23, 26:18,	60:15, 65:2,	28:5	among
27:11, 45:10,	88:22, 106:7	all	58:20, 107:21,
54:12, 96:6,	afterwards	10:15, 12:2,	108:15
97:22, 101:17,	88:2	15:12, 29:1,	amount
107:1, 108:7	again	31:11, 32:15,	22:19
add	11:25, 14:25,	40:1, 51:17,	analysis
49:5	16:5, 25:23,	54:14, 55:11,	68:16, 68:22,
added	43:6, 48:19,	55:18, 57:22,	69:7, 69:14,
105:19	49:1, 50:11,	59:3, 59:6,	69:18, 69:19,
additional	56:10, 62:24,	70:12, 80:5,	69:20, 70:8,
14:15, 15:18,	65:20, 66:5,	81:23, 88:4,	71:2
15:21, 22:23,	67:1, 69:4,	89:21, 90:1,	analyze
22:24, 22:25,	69:25, 73:25,	90:24, 96:13,	93:10
70:8, 81:19	74:22, 80:5,	98:19, 105:14	announcement
additionally	86:2, 88:19,	allocated	14:14
64:3	89:1	22:5, 22:8,	another
address	agency	92:8, 92:25	49:22, 58:2,
12:6	91:12	allocation	61:5, 79:13,
	agree	92:2, 100:25,	91:12
	57:22, 57:23,	101:8, 102:14	answer
			11:22, 11:24,

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>12:8, 29:25, 43:18, 43:20, 51:9, 69:1, 70:11, 75:6, 79:14, 79:16, 83:16, 84:19, 85:24, 86:2, 86:19, 86:23, 87:4, 87:11, 91:1, 91:18, 91:20, 92:16, 92:21, 93:19, 103:4 answered 45:4, 86:2, 86:22, 87:14, 87:15 answering 44:25 answers 11:17 anticipated 46:15, 47:11, 57:21, 63:7 any 14:9, 15:11, 15:18, 16:8, 19:1, 19:3, 21:2, 21:11, 25:24, 27:23, 27:25, 31:17, 32:6, 33:16, 33:19, 35:4, 35:15, 36:3, 36:8, 36:14, 37:9, 39:17, 41:5, 41:12, 41:15, 41:16, 41:20, 41:21, 42:6, 45:5, 45:11, 45:14, 45:19, 48:5, 48:23, 50:8, 50:19, 50:22, 50:24, 51:6, 51:7, 52:21, 53:11, 54:7, 54:12, 54:17,</p>	<p>57:17, 59:7, 59:18, 62:5, 66:10, 66:14, 68:16, 70:8, 71:1, 73:19, 75:7, 75:15, 77:5, 77:10, 77:14, 77:17, 78:9, 78:15, 80:1, 80:4, 80:20, 88:17, 89:22, 90:9, 92:8, 92:25, 93:3, 105:24, 108:3, 108:14, 108:19, 108:24 anybody 81:24 anyone 21:7, 23:2, 23:4, 25:1, 25:7, 25:11, 25:17, 26:5, 26:18, 30:14, 30:21, 33:11, 35:9, 35:20, 35:24, 53:23, 59:20, 68:21, 69:6, 75:2, 75:9, 93:6, 94:11 anything 20:4, 45:3, 78:22, 80:18, 81:23, 86:10, 88:5, 97:19, 97:25 anyway 25:22 apologies 61:3 apparent 69:24 appear 44:7 appearances 10:15 applied 98:8</p>	<p>appreciate 89:24 appropriated 22:4, 32:1 appropriation 22:18 approval 31:7 approve 14:22, 65:13, 65:23, 80:12, 80:17, 83:24, 108:7 approved 71:8, 72:1, 85:3 approximately 95:8, 95:20 approximation 100:6 area 50:17, 51:16 areas 49:13, 60:24 arena 7:19 arose 80:23 around 27:1, 53:3, 69:22 article 15:14, 18:1, 18:2, 18:4, 61:24, 62:21, 63:5, 63:10, 66:11, 68:18, 69:9, 71:10, 85:12, 93:25, 94:17, 95:17, 97:8, 97:21, 98:13 aside 12:17, 22:16, 67:5 asked 12:5, 22:22, 26:7, 33:14,</p>	<p>46:20, 54:4, 64:13, 64:19, 68:3, 76:23, 80:17, 81:24, 82:8, 86:20, 87:12, 97:4 asking 12:24, 21:11, 25:24, 37:22, 44:14, 64:16, 65:5, 75:15, 75:24, 81:7, 81:10, 81:12, 83:25, 84:12, 85:19, 86:19, 90:5, 96:9, 104:23, 105:18 aspects 106:6 assembly 12:25, 15:20, 16:21, 23:18, 23:25, 26:6, 36:4, 54:22, 55:5, 95:7, 95:18, 101:9 assign 18:15 assigned 15:23, 18:13 assist 19:5, 21:8, 23:3, 25:2, 27:5 assistant 8:5 associate 8:5 associated 95:9, 95:21 assume 12:8, 42:17, 46:8 assuming 23:8 assumption 31:15, 32:4 assured 81:5</p>
--	--	--	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>athomas@acluohio 5:16 attached 9:11 attempt 29:1, 63:7, 63:16, 65:6, 66:17, 66:19, 70:1, 84:24, 99:1, 99:17, 99:18 attempted 63:18, 85:9, 96:14, 99:10, 99:23, 100:1 attempting 70:2 attention 18:18, 21:1, 26:14, 98:14, 98:17 attorney 8:6, 11:4, 83:25, 84:12, 94:23 attorneys 11:13, 23:7 auditor 6:13, 8:8, 51:22, 52:9, 52:14, 52:22, 53:9, 53:12, 53:13, 54:8, 54:12, 88:10, 91:2, 91:13, 93:3, 93:8 august 13:25, 21:24, 21:25, 53:16 authority 31:10 authorize 56:3, 68:21, 69:6 authorized 31:6, 31:14, 31:25 available 17:8, 17:22,</p>	<p>20:1, 21:20, 28:24, 29:24, 30:1, 35:19, 41:9, 76:5, 79:6, 106:8 ave 3:6 avenue 4:8, 4:18, 5:5, 7:9 average 104:7 averages 102:7, 104:11 aware 19:7, 36:2, 36:9, 72:5, 93:6, 93:7, 93:11, 97:2, 108:16, 108:19 <hr/> <p style="text-align: center;">B</p> <hr/> back 43:25, 55:9, 57:15, 66:3, 67:21, 67:24, 81:15, 99:25, 103:10 bannon 5:20 bannona@brennan 5:24 based 38:21, 83:9 baseline 70:6 basic 14:20, 15:1, 15:8 basically 56:8, 71:20 basics 14:18 became 48:11, 76:5 because 17:1, 18:22, 38:2, 40:13,</p>	<p>45:18, 47:12, 48:11, 54:24, 60:12, 81:14, 88:24, 89:8, 89:19, 91:23, 106:13 become 17:19 becoming 17:8 been 17:13, 21:4, 26:2, 26:10, 26:15, 31:25, 33:16, 38:24, 39:2, 40:6, 40:10, 41:24, 42:22, 46:9, 48:14, 49:6, 49:18, 49:20, 51:10, 51:16, 52:12, 53:3, 61:8, 70:20, 76:4, 78:20, 78:23, 81:25, 82:7, 86:11, 87:21, 88:12, 89:20, 93:20, 106:4, 107:20 before 2:11, 11:8, 11:22, 14:1, 14:8, 14:25, 20:5, 21:16, 26:7, 30:13, 35:5, 35:11, 35:15, 35:22, 37:4, 37:7, 37:8, 38:2, 39:6, 39:9, 40:4, 42:4, 46:10, 47:6, 47:19, 47:22, 47:24, 48:10, 48:20, 48:24, 49:2, 49:5, 49:6, 50:11, 50:17, 50:23,</p>	<p>51:8, 51:21, 52:12, 52:15, 52:23, 53:4, 54:5, 54:9, 54:10, 68:2, 71:12, 73:22, 76:22, 77:6, 79:18, 87:18, 88:19, 99:14 began 17:9, 17:17, 21:17, 76:6 begin 13:25, 20:2, 21:18, 97:16 beginning 94:13 begins 10:4, 74:7 behalf 3:2, 3:12, 4:3, 4:14, 5:1, 5:18, 6:1, 6:11, 7:2, 7:15, 10:13, 10:18, 23:18, 27:25, 28:2, 35:21, 35:25, 47:7, 53:23, 53:24, 56:5, 90:7, 90:11, 90:16, 108:23 being 23:21, 30:25, 37:10, 41:17, 41:22, 46:2, 49:20, 53:20, 54:24, 91:11, 100:5, 110:10 believe 15:10, 16:12, 16:17, 19:17, 21:14, 22:23, 24:2, 24:13, 25:21, 27:7, 29:4, 29:6, 30:12, 31:3, 36:5, 40:3, 46:8, 47:12,</p>
---	---	---	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>47:17, 49:3, 52:25, 54:3, 56:17, 57:18, 66:18, 68:7, 71:5, 77:9, 79:23, 80:10, 87:20, 87:21, 90:5, 92:24, 93:23, 98:1, 99:14, 106:2 believed 108:13 ben 3:4, 11:4, 51:1, 52:16, 65:17, 68:23, 86:21, 86:22, 88:6, 90:1 bender 3:15, 90:5 bennett 3:2 benson 27:13, 27:16, 27:20, 27:23, 28:1, 28:4, 28:12, 28:14, 28:18, 29:2, 29:11, 30:15, 30:25, 36:1 best 77:24, 83:7, 83:11 between 85:5, 92:3, 104:3, 104:16, 106:20, 108:14 bfunari@reedsmith 4:11 big 48:14 bit 22:15, 46:2, 46:25, 74:4, 94:6, 106:17 blake 18:10, 26:9, 26:20, 42:22,</p>	<p>60:2, 64:7, 64:12, 64:13, 72:12, 78:21, 82:3 blanks 72:2, 73:19, 74:23, 80:4, 80:6 blow 72:25 bollman 1:23, 2:11, 10:18, 110:7, 110:25 both 32:1, 48:22 brad 4:5 brady 3:15 brain 52:19 branch 7:6 break 68:2 brennan 5:21 bria 3:2 bridget 8:9, 108:24 brief 11:14 broad 5:13, 6:16 broadway 5:22 bstafford@elias 3:8 budget 18:12, 26:11 building 19:20, 91:8 burling 3:19 <hr/> <p style="text-align: center;">C</p> <hr/> ca 1:24, 3:23,</p>	<p>110:25 calculated 102:23 calculation 74:24 california 2:15, 110:4, 110:9 called 10:23, 101:8 calling 14:12, 68:24 calls 83:14, 84:17, 93:17, 95:11, 99:21 came 15:19, 27:1, 43:17, 43:24, 44:16, 44:23, 57:18, 58:17, 64:25, 102:21 can't 25:14, 26:8, 47:22, 48:9, 48:19, 49:1, 55:21, 60:23 candidates 74:12, 74:15, 74:17, 85:5, 102:10, 103:14, 103:17, 103:22, 104:3, 104:9 capacities 23:11 capturing 61:17 carey 5:3 case 1:7, 10:8, 11:6 cast 100:17, 102:8 casting 79:19 caucus 22:5, 22:20, 23:19, 32:2,</p>	<p>32:3, 32:7, 32:16, 33:15, 33:17, 47:8, 48:6, 48:24, 92:3, 92:4, 98:25, 105:11 caucuses 92:24, 98:11 caused 97:14 caution 92:17 census 17:8, 17:14, 17:22, 19:25, 20:5, 21:20, 26:22, 26:25, 35:5, 35:11, 35:16, 35:19, 35:23, 60:10, 76:5, 91:24, 97:15 center 5:21 centre 4:7 certain 62:1 certainly 25:14, 31:13, 47:14, 64:7 certificate 110:1 certified 2:13, 2:14 certify 110:9, 110:18 chair 13:17, 50:9, 59:15, 62:24 chance 73:12 change 44:12, 48:14, 72:5 changed 45:21, 57:10, 63:25</p>
--	---	--	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>changes 15:5, 49:11, 49:13, 49:14, 49:25, 50:4, 56:4, 60:16, 64:20, 73:21, 79:25, 80:2 changing 61:10, 64:5 chat 67:24 chester 4:18 chief 8:3, 8:7, 8:9, 8:11, 8:14, 20:19, 20:20, 33:5 christine 20:21, 33:5, 33:22, 34:7, 60:2, 106:6 circumstances 15:6 city 5:5 civil 5:12 clarification 58:5, 61:21, 84:4, 90:2 clarify 26:17, 37:20, 96:10 clarity 67:2 clark 6:3, 27:13, 27:16, 90:11 clause 99:4 clear 11:18, 11:25, 29:17, 62:22, 68:8, 70:13, 96:13 clear-cut 107:11</p>	<p>clearly 12:24 cleveland 4:19 client 23:7 clients 92:20 close 63:24, 87:18 closer 56:19, 64:15, 65:4, 70:2, 70:21 co-chair 12:14, 12:17, 13:2, 13:4, 13:17, 94:14 co-chairs 12:15 collaborate 24:6 collaborative 4:3, 5:18 columbus 5:6, 6:6, 6:17, 7:21 com 3:25, 4:11, 6:8, 7:12, 7:22 come 20:17, 28:17, 32:19, 32:24, 40:13, 43:5, 43:8, 43:21, 44:1, 44:5, 44:13, 49:10, 57:15, 81:15 coming 52:11, 66:3 commission 1:9, 6:2, 10:7, 12:12, 12:13, 12:17, 13:2, 13:7, 13:10, 13:17, 13:20, 14:1, 14:3, 15:8, 16:9,</p>	<p>22:13, 33:24, 36:24, 46:10, 47:3, 51:19, 55:1, 58:21, 68:4, 70:14, 71:8, 73:17, 73:20, 74:7, 74:11, 77:5, 77:11, 83:18, 83:24, 84:13, 85:3, 85:8, 88:17, 88:24, 89:11, 89:17, 90:12, 94:7, 94:9, 94:12, 94:14, 95:2, 96:23, 97:5, 97:20, 97:24, 98:4, 98:6, 98:9, 100:8, 103:13, 107:15, 107:21, 107:24, 107:25, 108:1, 108:4, 108:15 commission's 99:3 commissioner 99:17 commissioners 64:23, 65:13, 65:23, 66:23, 92:9, 93:8 communicate 27:22, 32:17, 88:7 communicated 105:25 communicating 34:5 communication 32:14 communications 21:12 compact 59:8, 60:13 competitive 43:15 complete 11:21, 13:13,</p>	<p>29:21, 30:6, 79:16, 81:4, 110:16 completed 13:8, 37:17, 37:25, 53:6, 79:3, 79:6, 79:14 compliance 40:9 compliant 68:18 complied 69:8, 69:15, 76:24, 98:12, 98:22 comply 61:15, 62:20, 63:4, 63:16, 66:11, 67:4, 84:25, 98:18, 98:25 comport 84:1, 85:11 comported 84:13 comports 86:6, 86:16 compromise 47:5, 56:13, 56:25, 57:6, 57:9, 57:20, 57:25, 58:8, 84:23, 85:9, 89:5, 96:15, 99:18 computed 100:22 computer 19:11, 19:13, 19:18, 19:23, 41:2, 43:22 computers 39:12, 40:4 concept 93:14 concern 46:25, 54:13,</p>
--	--	---	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>56:21, 56:22 concerned 16:2, 17:2, 17:21, 46:17, 46:20, 47:1, 51:14, 81:22 concerns 56:7, 56:16 concluded 109:6 concludes 109:3 conclusion 68:25, 83:15, 93:18, 95:12, 99:22 conduct 19:23, 21:3, 68:16, 68:21, 69:6, 69:14 conducted 20:12, 70:8, 71:2 conducting 20:23 conform 49:21 consensus 99:11 consider 21:6, 77:20, 78:1, 78:4, 88:24 considered 74:8 considering 74:10 consolidated 10:8 constitution 13:15, 15:11, 15:15, 38:9, 38:16, 49:22, 60:8, 60:11, 61:2, 61:17, 61:22, 62:4, 62:6, 62:21, 63:5, 66:12,</p>	<p>68:19, 69:9, 71:10, 75:12, 82:1, 84:2, 84:14, 84:25, 85:12, 86:7, 86:17, 93:25, 101:18 constitutional 6:15, 8:6, 8:10, 12:19, 15:9, 16:3, 17:10, 17:20, 17:24, 25:21, 38:21, 39:4, 46:23, 50:2, 59:3, 59:10, 60:11, 71:12, 76:24, 83:10, 83:12, 96:2, 96:5, 99:7, 104:18 constitutionality 92:11 construct 39:3 construction 53:10 consult 45:2 consultants 27:5 consulting 13:12 consumed 26:12 contact 33:2 context 44:10, 80:23 contexts 49:8 continue 79:15, 87:15, 101:23, 102:4 contrary 12:24 conversation 41:25, 48:18,</p>	<p>49:17, 50:19, 78:21, 80:20 conversations 41:16, 41:21, 44:10, 48:5, 48:23, 51:14, 51:18, 52:2, 52:5, 75:24, 105:20, 106:5 coontz 8:9, 109:1 copy 36:19, 44:5, 52:14, 52:22, 53:1, 53:2, 79:17, 80:10, 88:15 coriat 8:19, 10:12 correct 23:22, 24:8, 30:10, 40:5, 49:3, 49:7, 65:16, 66:8, 66:13, 70:5, 71:21, 73:23, 79:19, 79:20, 86:12, 88:20, 88:25, 89:1, 97:17, 97:18, 98:15, 100:14, 101:19, 102:2, 103:1, 106:11, 106:14, 108:8, 110:16 correcting 51:2 correction 64:17 correctly 33:8, 42:25, 49:12, 51:6, 61:18, 74:18 cost 31:15 could 17:13, 17:23, 22:24, 29:21,</p>	<p>30:3, 32:6, 32:17, 33:2, 34:1, 34:12, 34:21, 35:4, 38:19, 55:1, 56:18, 57:17, 59:3, 59:8, 63:24, 64:10, 64:15, 64:22, 65:13, 65:24, 67:23, 70:15, 70:22, 72:20, 73:7, 74:3, 86:15, 89:4, 89:5, 89:13, 89:14, 91:22, 92:9, 92:10, 93:25, 94:3, 96:15, 100:2, 103:11 couldn't 58:8, 89:8, 97:16 counsel 8:3, 8:12, 8:14, 10:15, 21:10, 21:12, 21:13, 23:1, 27:4, 33:4, 60:4, 72:15, 72:16, 75:14, 75:16, 75:19, 75:22, 75:25, 82:4, 82:6, 88:1, 94:8, 94:12 counteroffer 57:16 counties 38:19 county 51:16 couple 82:21 course 12:22, 17:1, 70:4, 70:14 court 1:1, 10:9,</p>
--	---	---	---

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>10:17, 61:21, 84:4, 90:2 covington 3:19 cramer 8:15 crc 110:26 created 22:17, 91:24 crr 110:26 csr 1:24, 110:8, 110:25 cupp 1:14, 2:2, 7:3, 9:4, 10:5, 10:22, 11:3, 12:11, 90:22, 108:23 current 48:13, 104:24, 107:7 cut 64:10, 64:12, 64:22 cutting 79:15 cycle 17:5</p> <hr/> <p style="text-align: center;">D</p> <hr/> <p>data 17:8, 17:14, 17:22, 19:25, 20:5, 21:20, 26:22, 27:1, 27:19, 28:3, 28:7, 28:19, 28:21, 28:22, 28:23, 29:3, 29:5, 29:7, 29:11, 29:20, 29:24, 30:15, 30:17, 30:18, 30:22, 31:14, 31:22, 35:4,</p>	<p>35:6, 35:10, 35:11, 35:16, 35:19, 35:23, 36:1, 36:4, 36:5, 36:15, 36:20, 38:3, 39:18, 39:21, 39:23, 40:2, 41:3, 41:5, 41:8, 41:13, 46:21, 60:10, 76:5, 91:24 date 10:10, 17:6, 19:24, 26:23, 26:25 dates 14:6 dave's 93:9 david 3:14, 5:3 day 37:7, 38:1, 46:9, 87:25, 110:19 days 53:4 dcarey@acluohio 5:7 ddenuy1@cov 3:25 deadline 79:5 deadlines 16:4, 17:21 deal 64:10, 64:12, 64:22 debate 107:18 debra 1:23, 2:11, 10:17, 110:7, 110:25 decade 28:8 delay 91:24</p>	<p>delayed 17:9 delays 97:14 democrat 42:19, 43:15, 44:22, 47:2, 57:5, 58:4, 58:16, 60:23, 61:6, 64:6, 64:14, 65:9, 67:7, 69:17, 77:3, 92:24, 100:4, 101:10 democratic 32:2, 58:10, 64:11, 64:22, 65:12, 65:23, 66:23, 67:12, 68:3, 68:4, 68:5, 68:14, 68:17, 69:7, 70:24, 74:17, 92:3, 100:14, 102:1, 102:24, 107:10 democrats 22:22, 22:24, 45:16, 57:1, 57:15, 57:21, 60:25, 63:19, 63:23, 64:3, 64:16, 65:4, 70:3, 70:22, 81:15, 96:14, 99:10, 99:18, 100:2, 101:19, 102:9, 102:12, 102:23, 107:8 demographic 78:4, 78:7, 78:9, 78:13 demonstrate 40:22 demonstrating 38:16 demonstration 40:11</p>	<p>ddenuy1 3:14 depending 70:15 deponent 9:3, 10:19 depos 10:13, 10:18 deposition 1:13, 2:1, 10:5, 10:13, 11:7, 11:10, 72:23, 77:14, 77:16, 109:3, 109:6, 110:11, 110:13 deputy 8:11 describe 98:2 described 79:24 description 9:12 designated 94:11 detail 18:19, 29:9 determine 56:15, 92:10 determined 74:11, 103:13 developed 53:20, 56:12 developing 26:6, 98:7 development 23:17, 23:24 device 67:13 dewine 6:12, 88:9 different 75:21, 94:4 differently 23:6 diplomat 2:12, 110:7</p>
--	--	---	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>direct 32:11, 34:24, 77:19, 88:15 directed 26:20, 29:11, 99:6 direction 24:10, 24:18, 24:21, 25:12, 25:16, 29:19, 31:17, 32:12, 53:7, 58:24, 66:10, 66:14, 78:15, 110:15 directly 32:18, 34:2, 78:18 director 18:12, 22:12 directory 45:3 dirossi 24:25, 25:1, 25:8, 27:9, 29:4, 29:10, 29:18, 31:2, 31:6, 31:18, 32:8, 32:18, 34:1, 35:3, 35:10, 35:15, 35:17, 36:2, 36:14, 39:13, 59:22, 60:5, 78:16, 104:21, 105:1, 105:4, 105:9, 105:18 disagree 88:4, 96:4 disagreement 58:20 disagrees 96:8 disantis 8:13, 33:4, 33:6, 33:9, 33:12, 72:15 discovery 87:21, 87:22</p>	<p>discuss 16:4, 42:3, 45:8, 54:22, 56:4, 56:6, 75:2, 75:9, 75:17, 77:2, 77:13, 77:16 discussed 47:15, 75:18, 76:1, 78:21, 93:21 discussing 78:12, 97:20 discussion 39:24, 42:8, 45:11, 45:14, 45:20, 46:10, 48:8, 50:7, 50:15, 51:6, 51:23, 52:21, 56:8, 57:19, 58:19, 64:25, 65:3, 89:14, 97:13, 97:24, 97:25, 107:15, 107:18, 107:24, 107:25, 108:2, 108:3, 108:6, 108:11, 108:12, 108:14 discussions 16:18, 42:21, 43:2, 49:9, 50:23, 51:22, 51:25, 52:12, 56:17, 57:10, 75:7, 75:15, 82:17, 89:4 displayed 41:3, 41:6 distributed 77:6, 79:7 distribution 77:12 district 7:19, 12:19, 15:23, 17:12, 18:14, 31:23,</p>	<p>42:17, 43:4, 43:6, 43:9, 43:10, 43:12, 43:15, 44:1, 44:9, 44:12, 44:18, 47:21, 48:1, 48:14, 50:4, 60:18, 64:14 districting 17:17 districts 12:21, 16:23, 16:25, 39:21, 41:17, 41:22, 41:25, 42:2, 42:4, 42:6, 42:10, 42:12, 44:4, 44:6, 45:25, 46:15, 46:18, 47:18, 48:7, 48:11, 48:12, 48:25, 49:10, 49:13, 49:15, 49:21, 51:7, 57:4, 57:5, 57:12, 57:13, 58:3, 58:6, 58:9, 59:5, 59:8, 59:9, 61:7, 64:1, 64:5, 65:9, 67:6, 76:8, 77:3, 78:2, 78:5, 81:17, 84:22, 95:7, 95:19, 97:9, 98:22, 99:24, 100:4, 100:25, 102:2, 104:16, 104:22, 105:6, 105:13, 106:1, 106:7, 106:14, 106:18, 107:9, 107:10 divide 16:19 divided 22:21</p>	<p>dividing 16:18 division 99:8 document 72:21, 73:4, 73:12, 81:6, 87:20, 88:2 documents 81:23 doing 13:5, 26:9, 26:11, 26:12, 40:25, 61:9, 64:8, 87:1, 94:25, 95:4 done 16:3, 18:7, 18:22, 20:4, 26:13, 29:18, 60:21, 91:22 down 57:12, 62:25, 64:2, 73:8, 74:3, 81:17, 103:12, 103:20, 110:13 draft 40:14, 43:4, 52:15, 71:19, 71:21, 71:22, 71:25, 72:2, 73:21, 74:20, 79:2, 79:25, 80:3, 80:10, 81:3, 82:9, 87:19, 88:16 drafted 72:6, 72:8 drafting 71:17, 71:20, 88:11 draw 12:19, 18:13, 19:9, 25:5, 31:23, 32:9, 35:5, 35:10, 43:13, 46:22,</p>
--	--	--	---

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>49:21, 50:1, 51:20, 52:4, 59:2, 60:11, 60:23, 61:25, 76:7, 76:15, 76:19, 76:23, 98:12, 98:21, 99:6, 99:19, 101:3 drawer 24:10, 24:15, 24:18, 24:23, 25:13, 25:19 drawers 26:1, 30:15, 30:22, 34:13, 34:22, 40:25, 98:11, 98:25 drawing 16:6, 16:11, 16:16, 17:12, 18:22, 19:1, 19:5, 19:7, 20:2, 21:17, 21:18, 22:5, 23:3, 25:2, 25:4, 25:8, 25:13, 26:14, 26:18, 26:21, 26:24, 27:10, 28:19, 34:23, 35:15, 35:18, 35:22, 38:4, 38:18, 38:24, 53:18, 58:25, 59:6, 59:22, 60:9, 61:5, 62:8, 62:11, 63:21, 66:9, 76:6, 76:25, 78:1, 78:4, 97:16, 99:8, 101:3 drawn 25:19, 37:10, 40:12, 43:11, 63:20 dropped 50:9</p>	<p>dublin 6:5 duly 10:23, 110:11 during 14:10, 66:8 duties 16:15, 16:18</p> <hr/> <p style="text-align: center;">E</p> <hr/> <p>each 12:1, 13:12, 17:2, 22:5, 22:20, 74:10, 104:21 earlier 59:16, 66:24 earliest 38:24 early 17:15, 21:25, 26:15, 28:7, 28:25, 29:15, 37:12, 53:15 edu 5:24 effort 18:21, 18:24, 38:6, 84:22 either 25:13, 25:19, 33:21, 35:3, 35:14, 36:13, 39:25, 54:20, 55:4, 62:14, 71:23, 80:15, 102:8, 106:5 ejclark@organleg- al 6:8 elect 45:16, 45:17, 56:23, 57:1, 57:20 elected 107:8, 107:10 electing 58:1</p>	<p>election 58:7 elections 74:11, 74:13, 100:17, 103:15 elias 3:5, 8:15, 11:4 eliminate 93:15 else 23:4, 30:1, 30:21, 59:20, 93:6 emilia 7:16, 54:20 end 9:16, 87:25 engage 23:1, 27:4 engaging 21:6 ensued 67:19 entirely 22:3, 53:5 entitled 101:18, 101:20 equal 22:19 equally 22:21 equipment 20:5 erik 6:3 esquire 3:4, 3:14, 3:15, 3:16, 3:17, 3:18, 4:5, 4:16, 5:3, 5:11, 5:20, 6:3, 6:14, 7:4, 7:5, 7:6, 7:17 essentially 22:19, 31:8, 72:5 establishing 13:5</p>	<p>estimate 21:21 et 1:5, 1:9, 3:2, 3:13, 5:19, 10:6, 10:7 even 11:22, 44:14 evening 108:4 event 110:19 ever 11:7, 16:14, 27:20, 27:22, 45:23, 47:20, 47:25, 55:4, 68:16, 94:15, 94:20, 94:22, 95:1 every 98:6 everyone 57:23 everything 16:3 exact 14:6, 17:6, 19:24 exactly 21:16, 26:8, 51:10, 70:13, 76:3 examination 9:6, 9:7, 11:1, 90:20 examined 110:10 example 40:7, 44:17 except 98:13 excuse 66:21, 104:14, 106:21 exhibit 9:13, 72:21, 72:23, 74:4,</p>
---	--	---	---

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>79:2, 103:10 exhibits 9:11, 9:16 expect 45:17, 102:4, 106:23, 106:24 expected 45:15, 46:7, 47:16, 56:22, 76:8, 98:24, 101:22 expend 31:7, 31:10 expenditures 22:14 expenses 92:5 experience 18:20, 19:1 experts 22:25 expired 86:24 explain 102:21 explanation 40:15 expressed 106:12 exquisitely 11:14 extent 52:1, 68:24</p> <hr/> <p style="text-align: center;">F</p> <hr/> <p>faber 6:13, 51:22, 52:14, 52:22, 53:9, 53:12, 53:13, 54:8, 54:13, 88:10, 91:2, 91:13, 93:3, 93:9 facility 18:17 fact 16:19, 106:25 fair 12:9, 14:17,</p>	<p>23:16, 34:11, 34:20, 82:18, 83:19, 97:9 fairly 17:14, 37:18, 38:5, 73:24 fall 104:16 familiar 17:20, 20:7, 36:23, 37:1 familiarize 17:25 far 39:2 farfan 1:23, 2:12, 110:7, 110:25 farr 21:14, 22:7, 26:4 favoring 74:14, 74:16, 85:4, 103:16, 103:22, 104:2, 104:9 fax 6:18 feedback 54:7, 54:12, 54:15 feel 87:2, 88:6 felt 70:20, 81:5 ferguson 8:11 few 11:14, 53:4 fifth 4:8 figure 29:14, 47:4, 54:23, 61:4, 68:12, 75:17 figures 74:20, 75:4 filed 10:8</p>	<p>fill 89:14 filled 80:5 final 37:15, 37:16, 45:24, 79:2, 79:18, 79:22, 80:1, 80:3 finalized 73:22 finally 12:2, 37:25 find 54:16, 64:7, 64:9, 65:3, 89:5 fine 55:10 finish 36:10 first 11:10, 11:16, 26:5, 37:5, 37:9, 70:12, 76:1, 79:21, 90:24, 105:14, 106:9 fit 15:6 five 65:8 flevenson@acluoh- io 4:20 floating 82:15 floor 6:16, 91:11 flow 32:14 focus 62:9, 62:18 focused 16:23, 16:24, 45:20 follow 15:12, 38:9, 40:8, 40:19,</p>	<p>58:25, 59:3, 59:5, 59:6, 60:10, 60:12, 63:13 followed 59:9, 108:7 following 13:14, 17:7 follows 10:24 foregoing 110:11 forget 19:14 form 78:9, 79:6 forma 12:13 formalities 14:12 formula 102:23 forth 66:16 forward 57:15, 107:1 foundation 4:17, 5:4 four 54:25, 86:25, 89:7 four-year 73:17 framework 100:8 francisco 3:23 frank 72:16 frankly 23:15, 96:12 freda 4:16 free 87:2, 88:6 front 103:6 froze 65:17</p>
--	---	---	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>funari 4:5 functioning 13:7 fund 22:17 funds 22:1, 22:6, 22:8, 22:16, 22:20, 22:23, 22:24, 31:7, 31:10, 31:19, 31:24, 31:25 further 89:22, 103:20, 108:21, 110:18</p> <hr/> <p style="text-align: center;">G</p> <hr/> <p>gabriel 8:18 gave 43:19, 72:10, 72:14 general 8:6, 12:25, 15:20, 16:20, 17:19, 23:18, 23:25, 24:19, 26:6, 36:4, 42:12, 43:16, 50:22, 53:7, 54:22, 55:5, 80:7, 94:23, 95:6, 95:18, 101:9 generally 24:1, 24:3, 37:3, 45:19, 52:4, 79:24, 89:15 generated 106:25 geographic 28:3, 28:18, 28:22, 76:25 geographical 27:19, 29:24, 30:3, 49:14</p>	<p>geography 48:13, 50:4, 50:5, 63:21 gerrymandering 93:16 getting 20:7, 20:16, 26:13, 29:10, 47:4, 65:4, 86:23, 87:3, 97:15 gilligan 7:17, 9:7, 90:15, 90:16, 90:21, 90:23, 92:1, 92:12, 93:1, 93:22, 95:15, 96:3, 96:9, 96:17, 96:25, 99:15, 100:10, 100:19, 101:5, 102:6, 102:16, 102:19, 103:8, 105:16, 105:22, 106:19, 107:12 gilligan@icemill- er 7:22 give 11:24, 14:24, 21:21, 32:7, 43:19, 53:21, 78:22, 82:9 given 24:6, 44:9, 63:12, 96:22 giving 58:23 glenlake 7:8 go 12:7, 33:21, 34:16, 36:12, 41:11, 49:4, 50:10, 51:4, 56:9, 56:18, 60:24, 61:3,</p>	<p>62:2, 62:14, 62:25, 65:6, 67:15, 69:1, 72:20, 79:9, 79:12, 81:16, 82:19, 83:8, 84:7, 84:19, 89:4, 90:18, 91:14, 91:18, 92:21, 94:5, 96:11 goal 46:22, 56:10, 65:14, 65:15, 65:25, 66:2, 66:6, 70:4 going 11:23, 14:15, 16:5, 16:23, 16:25, 17:11, 17:22, 20:1, 20:15, 46:16, 54:15, 56:12, 57:20, 67:17, 68:23, 73:8, 79:13, 80:24, 81:8, 81:18, 85:16, 86:14, 86:22, 87:3, 87:11, 92:15, 92:16, 105:20, 109:5 goldrosen 3:16 gone 55:8, 76:22 gonzalez 3:18 good 10:3, 11:3, 55:15 gov 6:19 government 30:20 governor 6:11, 88:9 great 74:5</p>	<p>green 19:20, 91:8 grodhaus 8:3 group 3:5, 8:15, 11:5 guess 28:24, 37:13, 46:11, 62:24, 69:4 guidance 25:18 guide 14:10</p> <hr/> <p style="text-align: center;">H</p> <hr/> <p>hamilton 51:16 hand 32:2, 32:3, 110:19 handed 108:9 handled 34:10, 55:2, 56:2 happen 105:6, 106:1 happened 55:13, 59:16, 86:15 happening 53:17 hard 18:19 hard-copy 72:17 head 11:17, 11:18, 44:25, 45:2 hear 13:20, 33:8 heard 27:14, 30:12 hearing 14:25 hearings 13:12, 13:14,</p>
--	---	---	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>13:19, 13:20, 14:4, 14:11, 14:15, 14:19, 52:8 held 2:2, 13:24, 14:16 help 18:13 here 10:3, 11:15, 13:1, 40:21, 42:13, 42:25, 50:9, 51:10, 55:7, 66:4, 67:16, 73:13, 81:3, 85:2, 87:18 here's 81:3 hereby 110:9 high 106:24 hire 22:25 historic 100:11 history 61:12 hold 13:20, 89:17 holding 14:19 honest 11:12 honestly 45:22 hopefully 63:9 hopes 64:20 house 7:3, 8:13, 15:17, 16:22, 16:23, 17:11, 18:7, 19:4, 19:7, 22:20,</p>	<p>23:12, 24:4, 24:11, 24:15, 25:3, 26:9, 26:24, 32:6, 32:16, 32:23, 33:15, 34:6, 34:12, 34:21, 35:22, 35:25, 45:9, 45:12, 47:6, 58:13, 60:17, 65:8, 67:10, 76:16, 76:20, 81:16, 82:5, 84:15, 84:21, 92:18, 104:20, 104:25, 105:10 however 49:24 huffman 7:3, 16:12, 16:14, 23:10, 23:21, 24:4, 25:12, 25:18, 26:3, 32:20, 36:25, 51:20, 55:3, 56:2, 56:3, 64:21, 65:1, 72:13, 75:10, 75:18, 75:20, 76:1, 77:9, 82:15, 88:23, 89:12, 108:13, 108:24 huffman's 76:12, 78:23</p> <hr/> <p style="text-align: center;">I</p> <hr/> <p>ice 7:18 idea 82:15 identification 72:24 identified 17:11, 26:8, 87:19 identify 18:7, 18:9,</p>	<p>19:3 images 39:5, 39:10, 39:18 immediately 27:3, 82:10 impact 24:7 implicitly 90:25 important 11:16, 97:8, 98:3 imprecise 64:18 inaccurate 15:3 inc 4:17, 5:4 include 18:3 included 48:12 includes 15:14 incorporate 54:7 incorrect 87:13 incumbents 104:20 index 42:14, 42:15, 43:1, 43:3, 44:1, 44:9, 44:18, 45:12, 47:17, 49:9, 50:8, 50:16 indicated 29:13, 44:3, 53:16, 61:14, 93:23 indicates 102:13 indiscernible) 65:16 individual 23:11, 40:6,</p>	<p>41:24, 42:12, 45:21, 104:22, 106:4, 107:23, 108:11 individually 105:1 individuals 52:3, 72:14 information 30:4, 31:22, 45:5, 78:4, 78:8, 78:9, 78:13, 97:15 initial 57:2, 60:15, 88:22, 106:3 initially 39:8 input 13:21, 32:16, 32:23, 33:17, 33:20, 33:25, 34:13, 34:22, 53:9, 53:11, 53:14, 53:21, 54:2, 54:17, 105:4, 105:11 instructed 50:1, 61:15, 64:7, 98:16, 98:17, 100:23, 101:2 instruction 32:7, 77:23 instructions 59:12, 59:13, 59:17, 59:21, 59:25, 63:12 interest 54:13 interested 47:8, 47:10, 52:10, 110:18 interesting 21:5 interpret 70:16 interpretation 76:2, 76:12,</p>
--	--	--	---

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>83:2, 83:4, 83:6, 96:21, 97:3, 97:5 interruptions 91:23 introduced 14:2, 14:3, 36:24, 37:4, 37:6, 46:1, 46:11, 47:7, 77:20, 78:5, 78:17 introducing 14:13 introduction 50:12 invite 53:19 invited 54:4 involved 19:6, 75:25, 88:11 issue 43:17, 102:5 issued 107:3 issues 33:3 itself 94:9, 103:7</p>	<p>julie 6:14, 6:19 july 21:24, 26:10, 26:15 justice 5:21 justification 75:3</p> <hr/> <p style="text-align: center;">K</p> <hr/> <p>keenan 3:17 keep 39:3, 41:1, 86:23, 87:1, 87:3, 92:19 kelsey 8:16 kept 53:16 kind 18:24, 24:20, 37:13, 40:2, 40:7, 40:10, 40:20, 41:13, 45:20, 49:17, 55:18, 59:7, 68:11, 90:25 knew 18:20 know 11:23, 12:5, 12:23, 14:6, 15:1, 15:5, 17:2, 17:7, 18:25, 20:10, 21:24, 22:10, 22:11, 23:14, 25:15, 26:25, 27:12, 27:13, 27:14, 28:14, 28:21, 28:23, 29:8, 29:10, 29:14, 30:8, 30:11, 30:14, 30:21, 30:24, 30:25, 31:4,</p>	<p>32:5, 32:21, 32:22, 34:10, 35:17, 35:20, 35:24, 37:14, 37:15, 38:2, 38:5, 38:20, 39:23, 40:1, 40:18, 42:12, 43:19, 44:11, 45:1, 45:2, 47:13, 48:8, 52:10, 53:4, 54:3, 54:12, 54:15, 55:13, 55:22, 56:8, 56:11, 57:8, 58:1, 59:5, 60:7, 60:22, 61:9, 62:12, 63:9, 70:15, 70:16, 73:25, 75:1, 77:4, 79:4, 80:23, 81:21, 82:3, 82:5, 83:9, 84:20, 88:9, 88:13, 91:19, 93:20, 94:11, 97:12, 101:20, 105:24, 107:5 knowledge 20:14, 25:6, 25:10, 25:22, 25:23, 30:17, 34:8, 35:9, 35:13, 36:16, 36:18, 59:20, 59:24, 105:3, 105:7 koontz 90:7</p>	<p>53:25, 54:1, 88:10, 93:3, 93:8 last 100:18 late 37:18, 38:1 lateness 97:15 later 22:22, 48:22, 82:11, 100:9 law 3:5, 3:8, 5:24, 6:4, 8:15, 11:5, 54:25, 89:9 lawyers 75:8, 90:23 lays 85:20 leader 7:16, 52:1, 90:24 league 1:4, 3:12, 4:14, 5:1, 8:16, 10:6 lean 42:18, 43:14, 44:21, 44:22, 58:3, 58:6, 58:9, 58:10, 76:20 leaning 45:25, 46:14, 46:18, 47:12, 47:21, 48:2, 48:12, 48:18, 57:4, 57:5, 57:12, 57:13, 58:14, 58:15, 60:17, 60:18, 60:24, 61:6, 64:1, 64:6, 64:14, 65:9, 65:10, 67:7, 67:8, 67:11, 68:6, 68:13,</p>
<hr/> <p style="text-align: center;">J</p> <hr/> <p>job 1:21 joel 8:19, 10:12 john 7:6, 7:17, 7:22, 30:11, 90:16, 90:22, 108:22 joint 22:20 joshua 3:18 juliana 3:16</p>		<hr/> <p style="text-align: center;">L</p> <hr/> <p>language 82:25, 83:12, 96:1, 96:5 larose 6:12, 51:24,</p>	

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>69:17, 70:7, 71:1, 76:9, 77:2, 77:3, 81:17, 84:5, 84:16, 85:13, 100:4, 101:9, 101:10, 106:18, 107:6, 107:9, 107:10 leanings 50:5, 50:7, 50:16, 51:7 learn 96:20 least 37:16, 73:12 leave 62:25 leeway 39:25 legal 8:11, 8:14, 21:9, 21:12, 21:13, 21:22, 23:1, 23:5, 25:20, 25:24, 25:25, 27:4, 29:15, 33:4, 60:3, 68:24, 72:15, 82:4, 83:15, 93:18, 94:15, 94:19, 94:23, 95:12, 99:22 legislative 12:21, 21:7, 22:12, 22:18, 23:2, 28:12, 35:5, 35:11, 35:22, 89:7, 95:1, 96:23, 97:4 legislature 12:20, 32:1, 97:12 less 47:21, 48:11, 48:17</p>	<p>lesser 51:25 let's 30:6, 52:19, 108:1 level 29:9 levenson 4:16 liberties 5:12 likely 44:21, 57:1 limit 34:24 limitations 43:11 limited 34:12, 34:21 line 18:22, 38:4, 38:18, 38:23, 61:10, 62:8, 63:21, 76:24, 99:8, 101:3, 103:12 lines 17:12, 20:3, 28:10, 29:15, 29:16, 40:8, 40:19, 40:20, 40:24, 45:21, 61:5, 61:25 list 60:13 litigation 31:20, 94:8, 94:13 little 22:15, 38:3, 39:1, 39:14, 40:4, 40:10, 40:20, 40:21, 55:8, 74:4 llc 7:18 llp 3:19, 4:6, 6:4,</p>	<p>7:7 location 2:5, 91:3, 91:6 long-standing 49:20 longer 80:4 look 16:24, 16:25, 40:18, 40:19, 43:18, 53:7, 53:14, 54:4, 54:16, 55:10, 63:13, 71:22, 80:13, 106:8 lookback 29:22, 100:11 looked 38:22, 44:13, 71:19, 72:2, 82:25 looking 28:8, 29:20, 43:6, 43:9, 43:21, 44:6, 45:5, 52:11, 57:15, 58:11, 58:16, 61:9, 61:11, 61:13, 69:22, 70:6, 70:25, 79:1 looks 81:7 lopsided 106:13, 107:2 lot 16:24, 38:11, 40:20, 91:23 lower 101:17</p> <hr/> <p style="text-align: center;">M</p> <hr/> <p>made 14:14, 15:4, 60:16, 73:21, 74:24, 80:2, 84:24, 87:23 majority 89:10</p>	<p>make 12:5, 13:6, 13:12, 32:13, 42:24, 47:20, 48:1, 56:4, 57:18, 60:13, 64:19, 107:13 makeup 41:16, 41:21, 42:1, 42:3, 42:4, 42:9, 45:9, 48:7, 100:6 mandated 76:24 mandatory 59:3, 61:1, 61:16, 61:18, 62:7, 62:16, 63:21, 66:16 many 45:15, 45:16, 73:8 mapmakers 100:23, 105:9 mappers 91:21 mapping 19:23, 21:3, 21:8, 29:6, 30:23, 33:3, 81:20, 91:4, 91:14, 92:4, 92:10, 93:4 maps 17:23, 19:7, 19:10, 21:17, 21:19, 25:13, 27:6, 27:10, 32:9, 35:5, 35:11, 35:15, 35:18, 35:22, 36:15, 36:23, 39:17, 40:3, 41:2, 65:2, 92:11, 93:10, 97:16, 98:12, 99:7</p>
---	---	---	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>maptitude 19:16, 20:13 mark 72:20 marked 72:23, 79:1, 103:9 martin 8:18 match 29:14, 95:8, 95:20 materials 14:9 matt 7:3 matter 10:5, 44:11, 77:17 matters 14:21, 20:9 maybe 20:6, 21:24, 29:16, 37:7, 44:14, 48:22, 53:4, 53:15, 82:4, 82:5 mean 13:10, 25:4, 25:15, 29:7, 31:9, 32:10, 42:16, 43:8, 46:13, 66:11, 69:13, 78:7, 78:20 meaning 94:15, 94:24, 95:2, 97:21, 98:5, 101:24, 107:15, 108:16 meanings 94:1 means 70:13, 95:6, 95:18, 96:6, 97:22, 99:4 meant 51:3, 98:8</p>	<p>measure 75:4, 82:16 mechanical 98:20 media 10:4 meet 55:1, 55:4, 56:6, 89:3, 89:8, 89:13, 89:17, 99:1, 99:11, 104:20 meeting 14:13, 53:8, 54:25, 60:6, 88:21, 89:9, 89:18, 97:20, 97:24, 97:25 meetings 13:11, 13:24, 14:8, 54:22, 88:25 meets 71:14 megan 3:17 member 12:13, 14:24, 15:8, 16:8, 32:6, 32:16, 32:23, 83:24, 84:12, 98:6 members 12:16, 13:21, 19:3, 27:25, 32:25, 33:1, 33:16, 33:24, 47:2, 48:6, 48:9, 48:24, 51:19, 54:25, 58:2, 77:5, 77:11, 88:17, 89:8, 98:5, 104:24, 105:11, 105:24, 106:7, 107:8, 107:23, 108:15 mentioned 71:7, 75:21,</p>	<p>88:19, 101:4 merit 2:13 met 55:2, 56:2, 56:15, 88:23, 99:7, 99:19, 100:24, 101:3, 104:25 michael 8:3, 8:5 mid 26:15 mid-august 27:1 midnight 79:5 might 51:15 milller 7:18, 8:16 minimize 59:7, 60:12 minor 15:4, 73:24 minutes 86:25 mission 3:21 mix 105:19 moment 12:18, 91:12 money 22:4, 92:8, 92:25, 93:4 monitor 10:11 monitoring 22:13 month 21:22 monumental 18:21 more 22:15, 44:14, 44:21, 45:20, 46:15, 48:1,</p>	<p>57:1, 57:3, 57:5, 59:8, 60:25, 61:6, 64:14, 69:19, 70:17, 89:10, 107:1, 107:6 morgan 30:11 morning 10:3, 11:3, 107:17 morrison 20:21, 20:22, 33:5, 33:12, 33:22, 34:7, 60:3, 106:6 most 39:14, 44:3 mostly 42:22, 49:18 move 64:2, 64:4, 67:7, 105:23 moved 65:8 movement 57:17, 58:16, 58:18, 81:16 much 18:23, 38:3, 70:17, 81:4, 89:23, 108:20 mullins 7:7 multiple 87:14</p> <hr/> <p style="text-align: center;">N</p> <hr/> <p>name 11:3, 19:14, 27:14, 30:12, 33:8, 90:22 named 110:11, 110:14 narrower 70:17 nature 50:23</p>
--	--	---	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>nc 7:10</p> <p>nd 110:19</p> <p>nearing 79:4</p> <p>necessary 81:5</p> <p>need 65:18, 81:24, 92:19</p> <p>needed 24:6, 62:20, 63:4, 63:16, 88:2</p> <p>needs 67:14</p> <p>negotiate 63:8, 96:14, 99:10, 100:1, 101:23, 102:5</p> <p>negotiation 66:22</p> <p>negotiations 58:12, 63:18, 67:5, 70:3</p> <p>neither 93:2</p> <p>nelson 7:7</p> <p>never 30:8, 32:21, 57:18, 58:17, 91:5, 97:4</p> <p>new 5:14, 5:23</p> <p>night 108:18</p> <p>nod 11:17</p> <p>non-clients 92:20</p> <p>normal 55:9</p> <p>northeastern 49:18, 50:6, 50:16, 50:25</p> <p>nos 1:7</p>	<p>noted 10:15, 75:14</p> <p>nothing 15:2, 90:7, 90:11, 97:23, 109:1, 110:12</p> <p>notice 2:11</p> <p>number 10:4, 46:14, 46:17, 56:23, 57:4, 57:21, 57:22, 58:9, 58:12, 58:13, 58:18, 68:5, 68:13, 69:21, 70:6, 70:21, 70:25, 74:1, 92:17, 92:19, 100:16, 100:21, 100:22, 105:17, 106:18, 106:20</p> <p>numbers 18:17, 57:23, 57:24, 62:3, 69:15, 69:23, 72:4, 77:2</p> <p>ny 5:14, 5:23</p> <p>nyu 5:24</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>object 68:23</p> <p>objection 34:15, 41:10, 69:10, 70:10, 71:4, 75:5, 78:11, 82:19, 83:14, 84:6, 84:17, 85:14, 85:22, 86:1, 86:13, 87:4, 91:16, 92:12, 93:17, 95:11, 95:23, 96:7, 96:24, 99:5,</p>	<p>99:21, 100:15, 101:1, 102:3, 103:2, 105:14, 106:15, 107:4</p> <p>obtain 21:15</p> <p>obtained 21:9</p> <p>obviously 16:1, 16:22, 17:9, 17:14, 21:9, 22:4, 31:9, 39:24, 44:13, 47:3, 47:10, 50:3, 51:24, 59:11, 60:2, 61:24, 75:6, 91:21, 100:7</p> <p>occasionally 16:5</p> <p>occasions 44:15, 44:16, 44:23, 75:21</p> <p>occur 49:17</p> <p>october 1:15, 10:10, 110:20</p> <p>offer 67:12</p> <p>offered 54:18, 89:12</p> <p>office 19:21, 30:19, 36:6</p> <p>officeholders 90:8</p> <p>offices 6:15, 8:6, 8:10</p> <p>officials 92:14</p> <p>oh 5:6, 6:6, 7:21, 21:24, 26:20, 74:22, 76:3</p> <p>ohio 1:1, 1:5, 1:8,</p>	<p>3:13, 4:3, 4:14, 4:17, 4:19, 5:1, 5:4, 5:18, 6:1, 6:11, 6:12, 6:13, 6:17, 8:3, 8:7, 8:12, 8:13, 10:6, 10:7, 10:9, 12:12, 15:15, 30:20, 49:19, 50:6, 50:17, 50:25, 54:14, 61:16, 61:22, 62:20, 63:5, 66:12, 68:19, 69:9, 71:10, 84:2, 84:14, 85:11, 92:18, 93:25, 96:23, 104:25</p> <p>okay 11:10, 11:19, 11:20, 12:11, 12:23, 13:19, 14:17, 14:22, 15:2, 15:7, 15:14, 15:17, 18:11, 19:12, 20:20, 21:11, 23:11, 23:16, 23:23, 24:2, 24:9, 24:13, 28:3, 28:17, 30:7, 30:20, 33:11, 33:23, 34:4, 35:1, 35:20, 36:17, 37:24, 39:16, 39:20, 41:7, 42:8, 42:20, 42:23, 43:24, 45:11, 49:16, 50:10, 50:22, 53:19, 55:13, 55:17, 57:6, 58:5, 58:23, 61:14, 62:10, 62:17, 66:8, 66:20, 67:1,</p>
--	---	--	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>67:13, 71:7, 71:15, 72:20, 73:11, 73:15, 73:19, 74:3, 74:20, 75:24, 77:4, 77:23, 78:15, 78:19, 79:17, 79:24, 80:9, 80:14, 80:22, 82:8, 82:14, 82:23, 83:3, 88:15, 90:13, 91:9, 92:8, 94:7, 97:19, 100:23, 102:20, 103:20, 104:1, 107:22, 109:2 once 21:20, 63:20 one 7:8, 12:14, 12:16, 18:6, 19:6, 23:20, 23:21, 24:7, 32:2, 32:24, 40:11, 45:25, 49:8, 51:16, 55:22, 58:2, 60:6, 71:13, 72:14, 75:11, 75:22, 83:5, 90:23, 92:17, 94:3, 95:7, 95:19 ones 45:21 online 66:3 only 19:6, 72:5 open 54:25, 88:24, 89:9 opinion 94:15, 94:19, 94:23 opportunity 53:9, 54:1</p>	<p>option 64:23 order 14:13, 56:19, 91:25 org 4:20, 5:7, 5:16 organ 6:4 organizing 4:3, 5:18 original 48:20 other 12:1, 13:4, 13:12, 13:16, 16:8, 17:3, 19:4, 19:15, 21:7, 23:1, 23:2, 23:21, 24:7, 25:1, 25:7, 25:11, 25:17, 25:20, 27:4, 30:14, 30:20, 32:3, 33:11, 33:23, 35:20, 36:1, 36:3, 36:7, 36:13, 36:15, 38:21, 45:25, 50:6, 50:8, 50:19, 50:24, 50:25, 51:7, 51:18, 51:19, 54:17, 57:17, 70:5, 70:25, 75:23, 77:4, 77:5, 77:10, 78:10, 78:13, 88:16, 92:5, 92:23, 98:20, 108:14 others 35:7, 55:12 otherwise 12:7 out 29:14, 47:4,</p>	<p>54:21, 54:23, 56:1, 61:4, 62:15, 64:25, 68:9, 68:11, 69:16, 74:12, 85:20, 88:21, 103:14, 108:9 outcome 82:16 over 12:1, 28:10, 63:8, 76:17, 76:22, 100:17 overall 45:8, 45:12, 45:15, 45:24, 46:6, 47:8, 47:12 overlap 17:1 oversee 15:24, 16:9 overseeing 16:10, 23:17, 23:24 own 77:16, 98:7</p> <hr/> <p style="text-align: center;">P</p> <hr/> <p>page 9:3, 9:12 pages 1:22 paid 18:18, 22:7, 31:1, 31:16 paper 39:15, 39:16, 44:4 paragraph 74:7, 103:13 pardon 33:7, 55:7, 55:16 park 5:5 parklake 7:9</p>	<p>part 28:8, 37:9, 38:15, 38:22, 40:23, 45:19, 46:9, 62:8, 73:5, 88:23, 97:8, 97:11 particular 15:11, 15:18, 18:16, 33:1, 40:11, 41:17, 41:22, 42:2, 42:9, 43:3, 43:9, 47:18, 49:10, 61:20, 62:6, 67:3, 75:3, 80:18 particularly 15:24, 20:25 parties 58:20 partisan 28:9, 28:19, 28:21, 41:16, 41:21, 42:3, 45:9, 46:7, 47:9, 47:16, 48:6, 100:12, 100:17, 106:13 parts 37:7, 38:12, 38:13, 38:25, 39:5, 39:10, 40:21, 49:16, 50:8, 50:19, 50:24, 51:13, 60:22 party 95:8, 95:10, 95:19, 95:22 pass 15:9 passed 97:9 past 18:20 paul 8:13, 33:4,</p>
---	---	--	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>33:6, 33:9, 72:15 pay 22:1, 98:14, 98:16 paying 20:25, 31:4 penalty 10:24 pennsylvania 4:9 people 33:2, 58:8, 102:8 percent 39:25, 74:25, 76:9, 76:16, 76:20, 84:5, 84:15, 85:6, 85:13, 86:5, 100:13, 101:9, 101:10, 102:12, 102:24, 102:25, 104:10, 104:16, 104:17, 106:21, 106:22 percentage 84:21, 95:6, 95:8, 95:18, 95:20, 101:18, 102:1, 102:8, 102:9, 102:11 performance 41:9, 46:7, 47:9, 47:16, 47:17 perhaps 26:10 perjury 10:24 permissible 31:19, 83:20, 86:11 permissive 59:7, 62:1 permit 92:15 permitted 90:18, 91:14</p>	<p>person 18:13, 30:7 personal 20:14, 83:11, 83:23, 84:11 perspective 15:3 pfeiffer 6:14 pfeiffer@ohioago 6:19 phil 7:12, 21:14 phillip 7:4 phrase 42:25 physically 25:4 pittsburgh 4:9 place 33:16, 110:14 plain 69:22 plan 12:19, 12:25, 14:9, 15:20, 15:23, 15:25, 16:6, 16:11, 16:21, 23:18, 23:25, 26:6, 26:19, 26:24, 31:23, 33:18, 34:23, 47:9, 54:20, 54:22, 55:5, 56:4, 56:25, 65:12, 65:22, 70:4, 71:1, 71:2, 84:2, 85:12 planet 10:13, 10:18 plans 26:21, 34:14, 36:4, 36:21 please 12:5, 34:18,</p>	<p>41:19, 67:24, 69:3, 74:4, 79:15, 85:25, 89:1 pleasure 11:11 plus 44:19 point 22:3, 26:19, 33:2, 40:22, 55:22, 77:14, 77:17, 88:17, 100:2 political 28:6, 28:10, 40:8, 40:19, 40:23, 40:25, 41:8, 42:1, 42:3, 42:9, 42:13, 42:15, 43:1, 43:3, 43:25, 44:9, 44:18, 45:12, 47:17, 49:9, 50:5, 50:7, 50:16, 51:7, 62:14, 95:7, 95:10, 95:19, 95:22, 98:19, 99:25, 100:6 population 38:4, 39:21, 39:23, 41:8, 49:24, 59:11, 62:16, 77:1, 99:9 position 101:7, 101:12 possible 30:6, 49:25, 60:13, 60:14, 83:1, 94:1, 98:4 potential 61:6, 76:12 potentially 88:21 precinct 28:9, 29:16</p>	<p>precincts 28:6, 29:6 precise 91:3, 91:6 preference 102:24, 102:25 preparation 27:5 prepare 14:9, 36:20 prepared 11:13, 41:18, 41:23, 64:2 preparing 15:20, 15:22, 15:25, 16:20, 17:4, 17:17, 36:4, 36:15 present 8:2, 60:1, 60:3, 60:5, 75:19, 75:22, 82:2, 82:4, 82:5, 82:7 presentation 50:13, 106:3 presented 46:11, 47:23, 47:24, 48:21, 52:13, 53:11, 54:5, 57:14 president 7:2, 36:25, 108:13, 108:24 presumably 19:12 pretty 26:12, 70:16, 81:4, 82:3 prevented 97:19 previously 49:7, 101:4 primary 24:3, 24:4, 24:21 principle 93:14</p>
---	---	--	---

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>printed 44:4</p> <p>prior 19:1, 38:13, 41:15, 41:20, 45:7, 48:4, 53:8, 53:12, 77:6, 77:11, 79:7, 94:8, 94:12, 106:2, 108:9, 108:18, 110:10</p> <p>privileged 88:5</p> <p>pro 12:13</p> <p>probably 23:10, 26:15, 37:12, 57:16</p> <p>problem 49:20, 67:14, 91:24</p> <p>procedural 14:21</p> <p>procedure 15:1</p> <p>proceed 87:7, 87:8, 87:9</p> <p>proceedings 110:17</p> <p>process 15:19, 16:16, 17:17, 18:8, 19:5, 20:2, 23:3, 28:20, 30:16, 30:23, 33:3, 58:24, 59:23, 66:9, 99:13</p> <p>produced 87:21, 87:24, 88:3, 88:6</p> <p>productive 89:20</p> <p>program 19:12, 25:5, 60:9</p>	<p>progress 16:2, 16:6, 17:8, 52:7</p> <p>prohibit 97:23</p> <p>promised 91:1</p> <p>proper 13:14</p> <p>properly 13:7</p> <p>proportion 74:14, 74:16, 85:4, 103:16, 103:21, 104:2, 104:8</p> <p>proportional 99:19, 102:14</p> <p>proportionality 75:4, 82:17, 93:14, 94:16, 94:24, 95:3, 95:5, 95:17, 96:22, 97:7, 97:22, 98:2, 99:2, 99:4, 101:7, 102:23, 104:14, 104:15, 107:16, 108:17</p> <p>proposal 67:10, 68:3, 68:4, 68:10, 68:14, 68:17, 69:7, 70:25</p> <p>proposed 92:11, 101:16</p> <p>protocol 33:16</p> <p>provide 25:12, 25:18, 31:17, 32:17, 33:17, 33:25, 34:13, 34:22, 35:3, 35:9, 53:8, 53:9, 53:14, 54:2, 59:17, 59:21, 66:9, 78:15,</p>	<p>81:19</p> <p>provided 22:23, 25:25, 30:15, 30:22, 36:2, 36:19, 39:16, 39:17, 39:20, 59:13, 59:25, 72:17, 80:9, 80:19, 82:11, 82:12, 88:16, 99:3, 101:25</p> <p>providing 24:10, 24:17, 29:3, 31:1, 66:14</p> <p>provision 15:11, 49:23, 71:12, 83:10, 83:13, 94:16, 94:24, 95:3, 95:17, 96:2, 96:5, 96:13, 96:22, 101:8, 104:15, 107:16</p> <p>provisions 17:24, 93:24, 98:12, 99:1, 99:19, 108:17</p> <p>proximate 99:25</p> <p>public 13:20, 13:22, 61:12</p> <p>publicly 28:24, 29:24</p> <p>purpose 19:19, 22:9</p> <p>pursuant 2:11</p> <p>put 18:23, 28:22, 29:1, 47:18, 67:23, 100:24, 103:10, 107:1</p> <hr/> <p style="text-align: center;">Q</p> <hr/> <p>question 11:22, 12:4,</p>	<p>12:9, 26:7, 26:17, 29:23, 34:18, 36:11, 37:20, 43:13, 43:18, 44:1, 44:15, 45:4, 50:18, 51:6, 53:25, 63:3, 64:18, 65:21, 69:25, 70:24, 75:7, 76:18, 79:13, 80:1, 81:9, 81:12, 82:2, 82:8, 82:10, 84:8, 85:7, 85:10, 85:25, 86:2, 86:19, 86:22, 87:11, 87:14, 87:15, 90:25, 91:20, 92:22, 101:14, 102:15, 102:18</p> <p>questioning 92:18</p> <p>questions 12:3, 12:25, 40:14, 73:9, 89:22, 90:10, 90:17, 90:19, 92:16, 92:19, 105:18, 108:21, 108:23, 108:25</p> <p>quickly 73:7</p> <p>quite 23:15</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>race 77:20, 78:1, 78:10, 78:16</p> <p>races 82:16, 100:12, 102:10</p> <p>raisa 8:15</p> <p>raised 82:20, 82:24</p>
--	--	--	---

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>raleigh 7:10 ran 67:13 range 63:10, 70:15, 70:18, 70:19, 83:19, 86:5, 86:9, 86:10, 104:12, 104:18 rather 11:17, 13:17, 58:6 ratio 62:13 rationale 85:20 ray 24:25, 72:12, 78:22, 82:3 rd 6:5 rdr 110:26 rdr-rmr-crr 1:23 reach 54:20, 84:23, 85:9, 99:11 reached 56:1, 57:7, 88:21 read 18:1, 74:8, 74:18, 94:3, 97:1 reading 83:12 readings 75:11, 94:1 ready 20:2 real 17:23, 68:7 really 22:10, 29:8, 45:19, 51:17, 57:18, 69:19,</p>	<p>72:8 realtime 2:13, 67:24 reason 58:7 reasonable 83:1, 83:5, 83:6 reasonably 60:14 recall 11:9, 15:4, 19:24, 20:24, 21:16, 23:4, 26:23, 39:15, 39:22, 40:1, 41:5, 41:12, 42:5, 42:6, 45:18, 45:22, 45:23, 46:6, 47:22, 48:20, 48:23, 49:1, 50:21, 50:22, 51:10, 51:13, 51:17, 54:17, 55:21, 55:23, 66:13, 69:18, 72:3, 73:25, 76:14, 77:10, 78:12, 80:1, 80:15, 80:20, 92:5, 94:18, 94:25, 95:4 receive 21:2 received 40:15, 79:17 recess 67:19 recognize 56:11, 73:3, 73:6, 73:11 recollection 68:8, 77:25, 82:12 record 10:16, 13:16, 14:7, 66:3,</p>	<p>67:15, 67:18, 67:22, 71:9, 77:8, 88:1, 90:14, 109:5 recorded 10:4 redistricting 1:8, 6:2, 10:7, 12:12, 17:5, 18:8, 22:9, 22:17, 30:16, 33:24, 92:5, 93:10, 93:15 redraw 64:13, 67:6 reduce 57:3, 93:15 reduced 110:15 reed 4:6, 4:7 referred 91:4 referring 15:10 regard 33:23, 66:14, 77:24, 94:6 regarding 55:5, 74:24, 78:16 registered 2:12, 2:13, 110:7 related 33:3, 72:3 relating 74:1 relators 1:6, 3:3, 3:13, 4:4, 4:15, 5:2, 11:5, 87:23 release 14:8, 38:14, 45:7, 47:19, 48:4, 48:10, 50:17, 50:23, 54:19, 60:16,</p>	<p>88:22 released 20:5, 35:6, 35:12, 35:16, 35:23, 37:11, 37:21, 46:5, 48:25, 51:8, 52:23, 56:21 relied 30:16 rely 93:9 remainder 87:2 remedy 52:19 remember 17:6, 26:8, 46:2, 48:9, 54:11, 62:3, 74:22, 74:23, 76:3, 80:6, 81:14 remembering 49:12 reminders 11:14 remote 1:13, 2:6 remotely 2:2 repeat 35:8, 65:18, 69:4, 95:14 rephrase 63:1 reply 81:19 report 39:2 reporter 1:23, 2:12, 2:13, 2:14, 10:17, 61:21, 84:4, 90:2, 110:8 reporter's 110:1</p>
--	--	--	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>reporting 34:6 represent 11:5, 92:14 representative 1:14, 2:2, 9:4, 65:2 representatives 8:14, 104:25 represented 92:13, 95:7, 95:19, 100:3 representing 23:9, 23:12 republican 23:19, 32:3, 32:6, 34:14, 34:23, 42:18, 43:14, 44:18, 44:21, 46:14, 46:18, 47:7, 47:11, 47:13, 47:21, 48:2, 48:12, 48:18, 48:21, 57:4, 57:10, 57:12, 57:13, 58:3, 58:9, 60:17, 60:18, 64:1, 64:6, 64:10, 65:9, 67:7, 67:9, 67:10, 68:13, 69:16, 70:6, 70:7, 70:17, 71:1, 74:12, 74:15, 76:9, 76:21, 77:2, 81:17, 82:6, 84:5, 84:16, 85:5, 85:13, 92:4, 92:24, 98:11, 98:25, 100:4, 100:13, 101:10, 102:1, 102:10, 102:25, 103:14, 103:17, 103:22, 104:3, 104:9,</p>	<p>104:17, 104:20, 105:11, 106:3, 106:9, 106:18, 107:6, 107:7, 107:9 republicans 45:15, 56:23, 57:22, 58:15, 70:21, 102:9, 102:13, 107:2, 107:9 request 93:5, 93:6, 94:15 requested 92:25, 93:3 requesting 94:19 requests 87:23 required 62:2, 66:18, 81:25, 99:17 requirement 62:16, 104:14 requirements 17:10, 17:20, 38:5, 38:17, 38:22, 39:4, 59:4, 59:10, 59:11, 61:1, 61:16, 61:19, 63:22, 71:14, 76:25, 77:1, 98:18, 98:21, 98:23, 99:7, 99:9, 99:12, 101:4 requires 60:9 resources 92:3 respect 16:15, 70:9 respond 82:23 respondents 1:10, 6:1,</p>	<p>6:11, 7:2, 7:15, 90:6, 90:16 response 40:16, 81:16, 82:10 responsibilities 12:18, 13:3, 15:19, 15:21, 16:20 responsibility 15:9, 18:16, 24:3, 24:5, 78:24 responsible 23:17, 23:24, 24:9, 24:17, 34:5, 34:22 responsive 87:22, 88:5 rest 85:17 restart 67:14 restate 34:18, 41:19, 63:2, 69:3, 95:13 result 57:9, 57:25, 76:8, 76:16, 89:16 resulting 74:13, 85:12, 103:15 results 74:10, 75:12 retain 21:13 retained 21:22, 23:5 returning 78:25 revealing 75:7 review 53:20, 54:2, 72:10, 72:18, 73:13</p>	<p>reviewed 71:21, 72:7, 73:22, 74:21, 77:5 reviewing 17:10 riggins 7:5 right 30:9, 32:15, 32:21, 36:12, 38:7, 38:9, 49:2, 53:3, 55:11, 60:19, 71:10, 74:5, 88:4, 89:21, 90:1, 90:9, 94:2, 97:10, 98:21, 104:10, 107:3 riley 7:7 rnr 110:26 robert 1:14, 2:2, 7:3, 9:4, 10:5, 10:22 role 12:11, 71:17, 71:20 room 91:9 rooms 91:10</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>said 15:10, 18:6, 24:2, 30:2, 39:8, 40:3, 43:1, 46:12, 55:25, 66:1, 80:11, 81:2, 81:18, 86:9, 96:7, 110:13, 110:17 sake 66:2, 67:2</p>
--	--	--	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>salesforce 3:20 same 11:24, 33:15, 46:9, 53:25, 59:10, 59:15, 69:10, 71:25, 80:8, 85:14, 85:22, 86:1, 86:13, 86:23, 87:3, 87:4, 95:23, 110:16 san 3:23 sanctum 91:4, 91:15 saw 38:12, 39:8, 40:3, 41:2 say 12:2, 13:9, 14:10, 14:17, 15:7, 17:16, 17:19, 23:16, 29:5, 34:11, 34:20, 42:15, 46:19, 52:2, 66:5, 82:18, 84:21, 85:8, 87:17, 87:25 saying 80:15 says 30:5, 66:17, 67:13, 96:8, 103:3, 103:12, 103:20, 104:1, 104:12 scarborough 7:7 screen 41:3, 41:4, 41:6, 41:9, 41:13, 55:7, 55:18, 103:11 script 14:18, 14:20, 14:22</p>	<p>scroll 73:8, 74:3 seats 67:11, 68:5, 68:13, 69:17, 70:7, 71:1, 76:9, 76:17, 76:20, 84:5, 84:15, 84:16, 85:13, 101:8, 107:7 seattle 3:7 second 90:15 seconds 65:18 secretary 6:12, 8:4, 8:12, 30:18, 36:6, 51:24, 52:9, 53:25, 54:1, 88:10, 93:3, 93:8 section 6:15, 8:9, 8:10, 9:13, 18:3, 62:20, 62:21, 63:5, 63:13, 63:14, 63:16, 66:11, 66:16, 67:4, 68:18, 69:9, 70:9, 70:12, 71:3, 71:9, 71:14, 72:4, 72:21, 74:2, 76:13, 78:25, 84:1, 84:14, 85:11, 87:19, 88:11, 94:17, 95:3, 97:8, 97:21, 98:2, 98:13, 98:14, 98:17, 99:16, 99:20, 101:25, 107:16, 108:17 sections 62:6</p>	<p>see 16:5, 27:12, 37:5, 37:9, 38:13, 39:5, 39:9, 39:12, 44:4, 55:12, 55:19, 56:7, 57:16, 64:9, 68:17, 69:7, 69:14, 73:6, 73:10, 73:19, 74:6, 96:15, 103:11, 103:18, 103:24, 104:5, 105:5, 105:6, 105:12, 106:1 seeing 41:5, 41:12, 66:1, 73:5 seemed 71:21 seen 37:3, 37:7, 39:14, 40:15, 77:9, 79:22 senate 7:2, 16:13, 16:25, 22:20, 23:13, 24:5, 24:18, 24:24, 25:9, 25:15, 32:22, 33:17, 34:8, 34:10, 36:25, 72:16, 82:6, 84:16, 105:9 senator 7:15, 13:18, 16:12, 16:14, 23:10, 23:21, 24:4, 25:12, 25:18, 26:3, 32:20, 33:19, 51:19, 51:25, 55:2, 56:2, 56:3, 65:1, 72:12, 75:10, 75:18, 75:20,</p>	<p>76:1, 76:12, 77:9, 78:23, 82:15, 88:23, 89:12, 90:23 sense 24:19, 31:9, 32:10, 43:16, 44:5, 47:13 sentence 74:6 separately 105:21 september 14:4, 36:24, 37:6, 37:11, 37:12, 37:16, 37:19, 37:22, 38:1, 38:14, 39:6, 39:7, 39:9, 40:4, 41:15, 41:20, 42:4, 45:8, 47:19, 47:25, 48:5, 48:24, 50:12, 50:13, 51:1, 51:3, 51:8, 51:21, 52:16, 52:23, 52:24, 54:9, 54:10, 54:19, 55:24, 56:1, 71:24, 77:7, 77:21, 78:6, 78:17, 80:11, 106:10, 107:1, 107:17, 107:20, 108:5, 108:18 serengeti 105:10 series 91:10 served 12:14 service 22:13 services 21:6, 21:15, 21:23, 22:2,</p>
---	--	--	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

23:2, 23:5, 31:1, 95:2, 96:23, 97:4 set 12:17, 19:23, 22:16, 54:21, 63:22, 66:16 setting 13:11 seventh 3:6 several 75:21, 94:1 shake 11:17 shall 66:17 sharing 28:18 shifted 28:10 shorthand 2:14, 110:14 shortly 14:25, 79:18 should 25:19, 30:5, 58:25, 88:2, 95:8, 95:20 show 38:23, 40:7, 52:14, 52:22, 53:6 showed 55:22, 100:12, 102:24 shown 53:1, 53:2 sic 64:21, 105:10 side 25:3, 25:9, 32:22, 32:23, 34:6, 34:9, 34:12, 34:21, 58:17, 64:10, 64:11, 105:9, 105:10	signature-plkal 110:23 significant 70:17 similar 16:9, 50:19 simple 44:14 since 44:3 sir 66:7, 85:25, 91:7, 94:5, 94:10, 95:5, 100:20, 101:13, 103:18 situation 100:3 six-year 69:20 sixteen 74:13, 103:15 sloan 8:7 smith 4:6, 4:7 software 19:12, 19:22, 21:3, 25:5, 25:8, 31:11, 31:23, 92:4, 92:10, 93:4, 93:10 solution 54:16 some 14:18, 20:6, 27:18, 28:18, 31:10, 32:16, 38:15, 38:19, 38:20, 39:24, 40:18, 41:25, 47:4, 48:8, 48:16, 48:22, 50:3, 51:22, 51:23, 51:24, 54:13, 56:13, 56:16, 58:16,	60:22, 67:6, 72:2, 73:21, 82:11, 92:16, 98:3, 99:11, 106:4, 106:6, 107:18 somebody 80:25, 82:9 someone 27:18, 46:5, 81:10 something 17:14, 19:15, 20:25, 29:18, 38:10, 40:24, 44:24, 47:1, 66:18, 67:3, 74:2 sometime 26:10, 26:16 sometimes 40:17, 44:20 somewhere 30:1, 52:19, 55:19, 63:10, 63:24, 104:16, 106:20 soon 26:21 sorry 17:16, 32:20, 35:8, 36:10, 37:20, 39:7, 50:9, 52:16, 52:18, 63:1, 65:6, 66:1, 66:3, 79:9, 79:15, 83:8, 94:5, 94:22 sort 14:14, 30:19, 31:11, 43:7, 43:16, 56:13, 100:5 sorts 14:18, 44:10, 79:25 sound 95:25, 96:1	sounds 92:13 source 22:1, 45:5, 58:20 sources 30:21, 36:7, 36:13 space 19:21 spalding 8:7 speak 25:14, 27:20, 28:1 speaker 7:3, 10:5, 10:22, 11:3, 12:11, 15:17, 32:19, 47:6, 64:21, 68:2, 73:3, 73:10, 75:6, 87:18, 89:23, 90:22, 92:15, 92:18, 92:21, 96:11, 103:11, 108:23 speaking 37:3, 52:4 speaks 103:7 specific 16:17, 44:20, 48:7, 69:14, 71:11, 73:9, 77:2, 80:2, 80:20, 91:9 specifically 20:11, 22:10, 27:11, 32:5, 33:14, 37:14, 43:5, 46:6, 47:22, 50:21, 58:12, 61:23, 62:23, 63:6, 63:13, 69:3, 69:11, 69:13, 78:22, 80:6,
---	--	---	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>91:20 speculate 85:16, 86:15 speculation 84:18 split 38:20, 40:9, 40:25, 100:12, 106:13 splits 59:7, 60:12, 62:1, 62:2 splitting 16:15, 43:12, 59:4, 98:19, 99:8 spoke 30:8 spotty 43:7 spring 17:15, 17:18 springhetti 18:10, 18:11, 18:15, 18:25, 19:4, 19:9, 19:19, 20:8, 20:13, 24:14, 24:22, 25:2, 25:7, 26:24, 27:9, 31:18, 32:8, 32:11, 32:18, 33:20, 33:21, 34:1, 35:4, 35:10, 35:14, 35:18, 35:21, 36:3, 36:14, 39:13, 41:18, 41:23, 42:24, 43:2, 43:18, 44:8, 44:17, 44:24, 47:15, 47:20, 48:1, 49:11, 50:15, 58:24, 59:21, 61:8, 61:15, 62:5, 62:19, 63:4,</p>	<p>63:15, 64:19, 66:10, 67:3, 76:7, 76:11, 76:15, 76:19, 77:14, 77:17, 77:19, 77:24, 78:3, 105:15, 105:16, 105:19, 105:21, 105:25 springhetti's 77:13 st 10:10 staff 8:7, 14:24, 15:22, 15:23, 15:25, 16:9, 16:10, 18:7, 18:9, 18:13, 19:3, 20:19, 20:20, 21:7, 23:3, 27:25, 32:12, 32:25, 33:1, 33:5, 54:21 staffer 28:12 stafford 3:4, 9:6, 11:2, 11:4, 34:19, 41:14, 51:2, 51:12, 52:18, 52:20, 55:14, 65:19, 67:15, 67:23, 68:1, 69:5, 69:12, 70:23, 71:6, 73:2, 73:7, 75:13, 78:14, 82:22, 83:22, 84:10, 85:1, 85:18, 85:23, 86:8, 86:18, 87:5, 87:8, 87:10, 87:17, 88:8, 89:21, 90:3 stalled 68:11</p>	<p>stand 83:21 standard 99:2 standards 66:16 start 11:22, 17:4, 26:18, 26:21, 35:15, 35:18, 59:6, 62:11, 76:17, 108:1 started 17:23, 26:24, 35:22, 67:6, 68:8 state 2:15, 6:12, 8:4, 8:8, 8:12, 12:20, 23:6, 26:11, 47:13, 49:13, 49:16, 50:8, 50:20, 50:25, 51:14, 52:9, 60:23, 88:10, 91:12, 95:9, 95:21, 100:6, 110:4, 110:8 state's 30:19, 36:6 stated 64:1 statement 9:13, 70:14, 71:7, 71:8, 71:13, 71:18, 72:6, 72:10, 72:18, 72:22, 73:10, 73:16, 77:6, 78:25, 79:3, 79:5, 79:18, 79:22, 80:7, 80:10, 80:12, 80:25, 81:1, 81:9, 81:25, 82:9, 83:17, 83:19,</p>	<p>83:21, 85:2, 85:19, 87:20, 88:12, 88:16, 93:12, 100:9, 102:7, 102:13, 102:20, 103:3, 103:5, 103:6, 103:9, 107:19, 108:9 statewide 28:9, 74:8, 74:14, 74:15, 74:16, 74:17, 76:17, 82:16, 85:4, 85:5, 90:8, 92:9, 92:14, 93:7, 100:12, 100:17, 103:16, 103:17, 103:21, 103:22, 104:1, 104:2, 104:8, 104:9 statistics 18:18 status 16:6, 39:2, 99:24 stay 40:9, 61:1 stenographic 10:16 still 61:1 stopping 74:4 strach 7:4, 21:14, 22:7, 26:4, 34:15, 41:10, 51:1, 51:4, 52:16, 55:10, 65:17, 68:23, 69:10, 70:10, 71:4, 72:25, 75:5, 78:11, 82:19, 83:14, 84:6, 84:17, 85:14, 85:22,</p>
--	--	--	---

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>86:1, 86:13, 86:21, 87:7, 87:9, 87:13, 88:4, 90:1, 90:9, 91:16, 92:12, 93:17, 95:11, 95:23, 96:7, 96:24, 99:5, 99:21, 100:15, 101:1, 102:3, 102:15, 103:2, 105:14, 105:17, 106:15, 107:4, 108:22, 109:2 strach@nelsonmul- lins 7:12 strange 55:8 street 3:21, 5:13, 6:16, 7:20 stuck 52:18 subdivision 29:15, 40:8, 40:19, 40:24, 62:14 subdivisions 28:6, 41:1, 98:19 subject 52:6 substance 25:24, 75:15 suggestions 32:23, 33:18, 33:25 suite 3:6, 3:22, 5:5, 5:22, 7:9, 7:20 summer 17:15, 17:18 support 56:20 supreme 1:1, 10:9</p>	<p>sure 11:13, 12:6, 13:6, 13:13, 22:3, 31:8, 32:13, 42:25, 48:3, 53:5, 60:3, 72:8, 72:11, 72:12, 82:4, 90:3, 95:24, 98:20, 107:13 surprise 106:13 surprised 46:3, 46:12, 46:19, 96:20, 106:17, 106:22 swear 10:19 sworn 10:23, 110:11 sykes 7:16, 13:18, 51:25, 52:1, 54:20, 65:1, 65:2, 90:24 sykeses 55:5, 55:25, 88:21, 90:17, 92:13, 101:7, 101:11</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p>t 3:9 take 15:18, 32:12, 54:4, 88:1 taken 10:14, 11:7, 27:2, 110:13 takes 57:8 talk 12:1, 13:19, 16:15, 104:21 talked 49:3, 49:7,</p>	<p>61:24, 66:23, 67:9, 75:10, 82:14, 92:2, 97:14, 108:12 talking 12:21, 50:11, 58:6, 63:11, 88:12, 104:23, 106:10, 107:23 talks 85:3 task 26:5, 26:18 technicalities 23:14 tedious 38:5 tel 6:18 tell 20:22, 22:15, 38:8, 43:25, 44:8, 44:17, 47:20, 47:25, 59:1, 61:18, 62:5, 62:19, 63:3, 63:15, 67:2, 76:7, 76:11, 76:15, 78:3 telling 76:14 ten 65:18, 100:18 ten-year 28:23, 29:22, 46:24, 56:11, 56:20, 63:8, 64:11, 64:23, 65:14, 65:24, 69:18, 69:19, 70:4, 80:24, 81:8, 84:23, 89:6, 96:16 tended 58:3 tenor 80:7</p>	<p>term 98:5, 98:8, 98:21, 101:20 terms 42:18, 43:11, 45:24, 58:13, 59:4, 63:17, 64:5, 96:15, 100:5, 100:16, 101:25 testified 10:24, 60:15, 91:13, 93:12, 99:14 testify 110:12 testimony 13:21, 24:13, 41:7, 56:24, 61:17, 93:2, 93:24, 98:10, 105:8, 106:16, 107:14 text 73:13, 83:9 th 6:16, 37:19, 55:24, 71:23, 71:24, 77:7, 77:12, 80:11, 107:17, 107:20, 108:5, 108:18 thank 33:11, 51:2, 66:7, 89:23, 90:1, 108:20, 108:22, 109:1, 109:4 thanks 64:17, 90:12 themselves 23:13 thereafter 110:15 therein 110:14 thing 14:14, 30:19,</p>
--	---	---	---

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>40:7, 43:7, 43:16, 59:15, 107:11 things 16:4, 18:6, 28:10, 28:23, 31:12, 105:23 think 11:23, 16:24, 20:6, 26:7, 27:18, 28:7, 29:13, 30:18, 33:14, 37:18, 38:1, 39:7, 42:11, 43:1, 48:16, 51:15, 53:15, 55:16, 55:19, 55:25, 57:8, 58:11, 59:15, 60:2, 60:6, 61:23, 62:25, 68:8, 69:15, 71:23, 75:20, 75:22, 76:22, 79:7, 80:13, 81:2, 82:15, 83:1, 83:5, 83:7, 83:17, 83:18, 83:20, 84:24, 86:6, 86:16, 89:19, 89:21, 94:3, 96:12, 98:6, 100:21, 102:11, 103:2, 103:6, 103:9, 104:11, 107:17, 108:3, 109:2 third 74:6, 103:12, 103:13 thirteen 74:12, 103:14 thomas 5:11 thought 92:13, 101:17 thoughtful 18:18</p>	<p>three 44:19 through 18:1, 26:2, 26:3, 32:19, 32:24, 33:20, 56:13, 66:22, 70:2, 87:2, 106:5 thrown 69:21 thursday 1:15 time 10:11, 13:14, 16:1, 18:22, 18:23, 28:11, 38:11, 39:1, 49:24, 53:6, 53:12, 55:21, 59:18, 67:18, 67:22, 75:22, 76:1, 76:4, 79:6, 79:18, 79:21, 80:16, 82:11, 82:13, 86:24, 87:2, 87:18, 89:22, 89:23, 91:24, 97:12, 108:20, 109:5, 110:14 time-consuming 38:6 timeframe 21:25, 53:4 timeline 55:21 times 13:11, 75:23, 82:21, 87:14 timing 90:4 titled 72:21 today 10:12, 10:17, 13:1 today's 10:10</p>	<p>together 23:23, 24:6, 24:20, 27:9, 27:12, 28:22, 29:1, 51:20, 52:3, 55:1, 89:8, 100:24 told 29:2, 59:2, 63:6, 98:11 tolerance 38:3 tom 21:14 took 18:22, 24:3, 24:4, 38:11, 60:16, 80:13, 81:6 top 44:25, 45:1 total 45:24 toward 107:2 tower 3:20 trained 20:8 training 20:6, 20:12, 20:16, 20:23, 21:2 transcript 9:11, 11:18, 11:25, 110:17 trick 12:3 tried 15:12, 65:3 tries 93:15 true 110:16 truth 110:12, 110:13 try 11:24, 12:1,</p>	<p>18:21, 29:1, 47:4, 54:16, 54:21, 56:10, 60:13, 61:4, 63:23, 65:20 trying 12:3, 16:2, 28:22, 29:14, 32:13, 41:1, 45:18, 54:11, 54:23, 55:8, 55:12, 65:11, 65:22, 70:20, 81:14 turn 62:24 turned 26:13 two 16:19, 23:23, 24:6, 36:7, 36:13, 57:8, 92:19, 104:7, 105:17 two-year 26:11 typewriting 110:15</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>uh-huh 87:17 ultimately 37:6, 37:10, 57:6, 72:1 under 10:24, 16:3, 54:24, 58:19, 71:2, 71:9, 99:24, 102:14, 110:15 understand 12:4, 28:17, 32:14, 51:5, 87:5, 87:10, 93:13, 99:16, 101:6, 101:11, 102:17, 102:18,</p>
---	--	---	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

107:14 understanding 20:15, 20:17, 27:8, 27:17, 28:5, 48:17, 49:19, 50:14, 56:18, 57:11, 58:14, 58:22, 61:12, 66:15, 98:7, 99:3, 104:13, 107:22 understood 12:8, 20:1, 56:24 underway 11:15 uniform 44:11 union 5:12 unless 12:24 until 35:19, 37:12, 86:24, 107:17, 108:4 use 19:9, 20:13, 20:16, 21:3, 25:8, 31:14, 31:19, 31:25, 33:2, 36:5, 36:8, 78:16 using 14:23, 15:5, 20:4, 25:5, 39:13, 75:3, 82:15, 93:9 usually 14:24, 52:7 utilize 36:14 utilized 36:3	87:22 verbalize 11:16 verbally 59:14 vernon 7:15, 13:18, 54:20 version 37:15, 37:16, 37:22, 57:2, 65:12, 65:22, 73:20, 73:22, 79:22, 80:3 versions 39:17 versus 10:7 vi 63:10 via 10:14 video 10:4, 10:11 videoconference 2:1, 10:14 videographer 8:19, 10:3, 10:12, 67:17, 67:21, 90:13, 109:4 videotaped 1:13 videotech 8:18 view 69:8, 83:11, 83:23, 84:11, 85:10, 86:11, 101:21, 101:22, 101:24 violate 89:9 violating 49:22 visit 91:5 vote 28:9, 79:8,	79:19, 81:6, 108:7, 108:10 voted 83:24, 98:9, 102:21 voters 1:4, 3:12, 4:14, 5:1, 8:16, 10:6, 61:6, 74:14, 74:16, 85:4, 95:9, 95:21, 97:10, 103:16, 103:21, 104:2, 104:8 votes 100:17, 102:8 voting 28:7, 28:23, 29:5, 29:6, 36:3, 36:15, 36:20, 42:17, 61:11, 61:12, 77:7, 84:12	43:10, 44:12, 45:25, 47:4, 50:2, 54:23, 55:1, 56:1, 58:2, 59:10, 61:5, 64:7, 64:9, 65:3, 80:15, 101:23 ways 94:4 we're 12:21, 29:20, 58:6, 80:24, 81:8 we've 76:22, 85:2 welcome 89:25 wendy 22:12 went 55:19, 57:11, 58:13, 64:2, 68:2, 68:10, 106:5 weren't 28:24, 75:23, 88:14 west 7:20 western 54:14 whereupon 10:21 whether 18:25, 30:14, 30:21, 30:25, 35:7, 35:20, 36:2, 39:22, 39:24, 42:18, 43:12, 45:23, 48:9, 48:20, 48:21, 49:1, 49:2, 54:3, 54:4, 54:11, 55:23, 57:16, 58:2, 68:17, 69:8, 69:15,
V		W	
various 39:21, 82:17,	wa 3:7 wait 90:15 waiting 81:15, 81:21 walton 8:5 want 49:5, 72:25, 87:1, 87:25, 105:6 wanted 32:7, 32:17, 33:17, 33:19, 33:25, 38:8, 38:9, 46:23, 89:3, 105:5, 105:12, 106:1 way 16:9, 16:10, 17:19, 27:23, 39:25, 40:12,		

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>72:3, 72:11, 72:12, 73:25, 74:1, 77:10, 88:9, 88:13, 104:24, 105:24 whole 18:1, 41:1, 62:3, 62:12, 62:13, 73:10, 107:25, 108:2, 108:4, 110:12 william 19:20, 91:8 willing 18:23, 64:3 within 39:3, 39:25, 61:1, 104:12 without 29:18, 31:7, 45:4, 49:22, 75:7, 91:23 witness 2:5, 10:23, 34:17, 41:12, 51:5, 55:11, 69:2, 69:11, 70:12, 71:5, 75:9, 78:12, 82:20, 83:17, 84:8, 84:20, 85:15, 86:4, 86:14, 87:6, 87:11, 89:25, 91:19, 92:23, 93:20, 95:13, 95:24, 96:12, 99:6, 99:23, 100:16, 101:2, 102:4, 102:17, 103:5, 106:17, 107:5, 110:10, 110:19 women 1:4, 3:12, 4:14, 5:1, 8:16, 10:6 won 74:12, 102:10,</p>	<p>103:14 words 91:17 work 13:4, 13:5, 13:6, 13:10, 13:13, 18:8, 24:20, 27:12, 28:1, 56:13, 63:23, 91:22 worked 15:22, 20:7, 27:9, 38:23 worker 18:19 working 17:12, 35:21, 35:24, 51:20, 52:3, 81:1, 81:25 works 28:14, 30:9 writing 59:17 written 59:21 wrong 49:4, 49:8, 88:20, 89:2 <hr/> <p style="text-align: center;">X</p> <hr/> xi 15:14, 18:2, 18:4, 61:24, 62:21, 63:5, 66:11, 68:18, 69:9, 71:10, 85:12, 93:25, 94:17, 95:17, 97:8, 97:21, 98:13 <hr/> <p style="text-align: center;">Y</p> <hr/> y'all 70:1 yeah 35:2, 36:12, 37:4, 45:6,</p>	<p>73:3, 91:11, 94:3 years 28:7, 28:25, 100:18 yesterday 91:2, 91:13 york 5:14, 5:23 yourself 14:10, 17:25, 25:11, 25:17, 27:22, 64:21, 77:4, 79:17 <hr/> <p style="text-align: center;">Z</p> <hr/> zhan 22:12 zoom 55:7 <hr/> <p style="text-align: center;">.</p> <hr/> .0908 6:7 .288 4:10 .3124 4:10 .3812 7:11 .481 6:7 .591 3:24 .7066 3:24 <hr/> <p style="text-align: center;">0</p> <hr/> 0176 3:9 09 67:18, 67:19 <hr/> <p style="text-align: center;">1</p> <hr/> 1.412 4:10 1.415 3:24</p>	<p>1.614 6:7, 7:23 10004 5:14 101 109:7 10271 5:23 11 9:6, 67:18, 67:19, 67:20, 67:22 110 1:22 1108 5:5 11648 1:24, 2:15, 110:8, 110:25 1193 1:7, 10:8 1198 1:8 12 28:25, 109:5, 109:6 120 5:22 1210 1:9 125 5:13 1330 6:5 14 28:25, 37:19, 71:23, 80:11 15 55:24, 71:24, 77:7, 77:12, 80:11, 107:20, 108:5, 108:18 15222 4:9 16 6:16, 77:7, 107:17 1700 3:6</p>
--	---	--	--

Transcript of Representative Robert R. Cupp
 Conducted on October 21, 2021

<p>1750 5:22 19 74:17, 74:25, 106:21 <hr/>2<hr/>20 1:15, 10:10, 67:20, 109:6 200 7:9 2011 107:3, 107:6 2015 97:10 2021 1:7, 1:8, 1:9, 1:15, 10:8, 10:10, 17:5, 17:18, 110:20 203 5:5 206 3:9 21 1:15, 10:10, 67:22, 109:5 2100 3:6 212 5:15 22 110:19 2221 7:23 225 4:8 250 7:20 2533 3:23 27612 7:10 2872 6:18 <hr/>3<hr/>30 6:16</p>	<p>32.5 102:12, 102:24 <hr/>4<hr/>40 1:16, 10:11 405261 1:21 4140 7:9 415 3:21 43206 5:6 43215 6:6, 6:17, 7:21 44103 4:19 45 69:17 4506 4:18 46 100:13, 100:24, 101:10 462 7:23 466 6:18 <hr/>5<hr/>50 69:16 519 5:15 54 69:16, 76:16, 76:20, 85:6, 100:13, 100:24, 101:9, 103:23, 104:3, 104:16, 106:21 5400 3:22 56 68:9, 68:12, 70:6 57 68:10, 68:12,</p>	<p>70:7 <hr/>6<hr/>6 (b) 93:24, 94:17, 95:17, 97:21, 99:1, 99:20, 101:25, 102:14, 104:15, 108:17 614 6:18 62 57:13, 58:15, 60:18, 64:2, 67:10, 68:11, 81:17, 84:21 656 3:9 67 57:12, 58:14, 60:17, 64:1, 68:10, 106:24 67.5 102:12, 102:25, 104:10 <hr/>7<hr/>700 7:20 728 6:18 73 9:13 7509 7:21 7592 6:18 7866 5:15 <hr/>8<hr/>8 (c) (2) 9:13, 71:9, 72:21, 93:13, 102:7, 107:19, 108:6 81 74:15, 74:25,</p>	<p>76:9, 84:5, 84:15, 85:6, 85:13, 86:5, 103:17, 104:3, 104:17, 106:22 8th 38:1, 39:7, 39:9, 40:4, 52:24 <hr/>9<hr/>9 1:16, 10:11 90 9:7 919.329 7:11 94105 3:23 98101 3:7 9th 36:24, 37:6, 37:11, 37:16, 37:22, 38:14, 39:6, 41:15, 41:20, 42:4, 45:8, 47:19, 47:25, 48:5, 48:24, 50:12, 50:13, 50:18, 50:24, 51:1, 51:3, 51:8, 51:21, 52:15, 52:16, 52:17, 52:23, 54:9, 54:10, 54:19, 55:24, 56:1, 77:21, 78:6, 78:17, 106:10, 107:1</p>
--	---	---	--

Article XI, Section 8(C)(2) Statement

Pursuant to Article XI, Section 8(C)(2) of the Ohio Constitution, the Ohio Redistricting Commission issues the following statement:

The Commission determined that the statewide preferences of the voters of Ohio predominately favor Republican candidates.

The Commission considered statewide state and federal partisan general election results during the last ten years. There were sixteen such contests. When considering the results of each of those elections, the Commission determined that Republican candidates won thirteen out of sixteen of those elections resulting in a statewide proportion of voters favoring statewide Republican candidates of 81% and a statewide proportion of voters favoring statewide Democratic candidates of 19%. When considering the number of votes cast in each of those elections for Republican and Democratic candidates, the statewide proportion of voters favoring statewide Republican candidates is 54% and the statewide proportion of voters favoring statewide Democratic candidates is 46%. Thus, the statewide proportion of voters favoring statewide Republican candidates is between 54% and 81% and the statewide proportion of voters favoring statewide Democratic candidates is between 19% and 46%. The Commission obtained publicly available geographic data for statewide partisan elections in 2016, 2018, and 2020. Publicly available geographic data for those elections was not available for elections in 2012 and 2014. Using this data, the Commission adopted the final general assembly district plan, which contains 85 districts (64.4%) favoring Republican candidates and 47 districts (35.6%) favoring Democratic candidates out of a total of 132 districts. Accordingly, the statewide proportion of districts whose voters favor each political party corresponds closely to the statewide preferences of the voters of Ohio.



The final general assembly district plan adopted by the Commission complies with all of the mandatory requirements of Article XI, Sections 2, 3, 4, 5, and 7 of the Ohio Constitution. The Commission's attempt to meet the aspirational standards of Article XI, Section 6 of the Ohio Constitution did not result in any violation of the mandatory requirements of Article XI, Sections 2, 3, 4, 5, and 7 of the Ohio Constitution.



Planet Depos[®]
We Make It *Happen*[™]

Transcript of Senator Matt Huffman

Date: October 21, 2021

Case: League of Women Voters of Ohio, et al. -v- Ohio Redistricting Comm., et al.

Planet Depos

Phone: 888.433.3767

Email: transcripts@planetdepos.com

www.planetdepos.com

1 IN THE SUPREME COURT OF OHIO

2

3 - - - - - x

4 LEAGUE OF WOMEN VOTERS :

5 OF OHIO, ET AL., :

6 Relators, :

7 v. : Case Nos. 2021-1193

8 OHIO REDISTRICTING : 2021-1198

9 COMMISSION, et al., : 2021-1210

10 Respondents. :

11 - - - - - x

12

13 Remote Videotaped Deposition of

14 SENATOR MATT HUFFMAN

15 Thursday, October 21, 2021

16 1:32 p.m.

17

18

19

20

21

22 Job No.: 405261

23 Pages: 1 - 134

24 Reporter: DEBRA BOLLMAN FARFAN, RDR-RMR-CRR-CRC

25 CA CSR NO. 11648

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

2

1 Videoconference Deposition of SENATOR MATT

2 HUFFMAN, held remotely:

3

4

5 Witness Location:

6 REMOTE

7

8

9

10

11 Pursuant to notice, before Debra Bollman

12 Farfan, Registered Diplomate Reporter,

13 Registered Merit Reporter, Certified Realtime

14 Reporter, and Certified Shorthand Reporter No.

15 11648, in and for the State of California.

16

17

18

19

20

21

22

23

24

25

A P P E A R A N C E S

ON BEHALF OF THE LEAGUE OF WOMEN VOTERS OF
OHIO, et al., RELATORS:

BY: DAVID DENUYL, ESQUIRE

BRADY BENDER, ESQUIRE

JULIANA GOLDROSEN, ESQUIRE

MEGAN KEENAN, ESQUIRE

Covington & Burling LLP

Salesforce Tower

415 Mission Street

Suite 5400

San Francisco, CA 94105-2533

1.415.591.7066

Ddenuy1@cov.com

ON BEHALF OF OHIO ORGANIZING COLLABORATIVE,
RELATORS:

BY: BRAD A. FUNARI, ESQUIRE

DANIELLE STEWART, ESQUIRE

REED SMITH, LLP

Reed Smith Centre

225 Fifth Avenue

Pittsburgh, Pennsylvania 15222

1.412.288.3124

Bfunari@reedsmith.com

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

4

1 ON BEHALF OF OHIO LEAGUE OF WOMEN VOTERS,
2 RELATORS:

3 BY: DAVID CAREY, ESQUIRE
4 ACLU of Ohio Foundation, Inc.
5 1108 City Park Avenue, Suite 203
6 Columbus, OH 43206
7 Dcarey@acluohio.org

8
9 - AND -

10
11 BY: ALORA THOMAS, ESQUIRE
12 American Civil Liberties Union
13 125 Broad Street
14 New York, NY 10004
15 (212) 519-7866
16 Athomas@acluohio.org

1 A P P E A R A N C E S C O N T I N U E D

2
3 ON BEHALF OF RESPONDENTS SENATE PRESIDENT
4 MATT HUFFMAN AND HOUSE SPEAKER ROBERT CUPP:

5 BY: PHILLIP J. STRACH, ESQUIRE

6 ALYSSA RIGGINS, ESQUIRE

7 JOHN BRANCH, ESQUIRE

8 NELSON MULLINS RILEY & SCARBOROUGH LLP

9 GlenLake One

10 4140 Parklake Avenue Suite 200

11 Raleigh, NC 27612

12 919.329.3812

13 Phil.strach@nelsonmullins.com

14
15
16 ON BEHALF OF RESPONDENTS SENATOR VERNON
17 SYKES AND LEADER EMILIA SYKES:

18 BY: John P. Gilligan, ESQUIRE

19 ICE MILLER, LLC

20 Arena District

21 250 West Street, Suite 700

22 Columbus, OH 43215-7509

23 John.gilligan@icemiller.com

24 1.614-462-2221

1 A P P E A R A N C E S C O N T I N U E D

2
3 ON BEHALF OF RESPONDENTS OHIO GOVERNOR
4 DEWINE, OHIO SECRETARY OF STATE LAROSE, AND
5 OHIO AUDITOR FABER:

6 BY: JULIE PFEIFFER, ESQUIRE
7 Constitutional Offices Section
8 30 E. Broad Street, 16th Floor
9 Columbus, Ohio 43215
10 Tel: 614-466-2872 | Fax: 614-728-7592
11 Julie.Pfeiffer@OhioAGO.gov

12
13 ON BEHALF OF THE RESPONDENTS OHIO
14 REDISTRICTING COMMISSION:

15 BY: ERIK J. CLARK, ESQUIRE
16 ORGAN LAW LLP
17 1330 Dublin Rd.
18 Columbus, OH 43215
19 1.614.481.0908
20 Ejclark@organlegal.com

1 A P P E A R A N C E S C O N T I N U E D

2
3 O N B E H A L F O F O H I O O R G A N I Z I N G C O L L A B O R A T I V E ,
4 E T A L . . :

5 B Y : A L I C I A B A N N O N , E S Q U I R E

6 S O N A L I S E T H , E S Q U I R E

7 B R E N N A N C E N T E R F O R J U S T I C E

8 1 2 0 B r o a d w a y , S u i t e 1 7 5 0

9 N e w Y o r k , N Y 1 0 2 7 1

10 B a n n o n a @ b r e n n a n . l a w . n y u . e d u

11
12
13 O N B E H A L F O F B R I A B E N N E T T , e t a l . ,
14 R E L A T O R S :

15 B Y : J Y O T I J A S R A S A R I A , E S Q U I R E

16 E L I A S L A W G R O U P

17 1 7 0 0 S e v e n t h A v e , S u i t e 2 1 0 0

18 S e a t t l e , W A 9 8 1 0 1

19 J j a s r a s a r i a @ e l i a s . l a w

20 2 0 2 - 9 6 8 - 4 5 5 2

1 A P P E A R A N C E S C O N T I N U E D

2
3 ALSO PRESENT:

4 FRANK STRAGARI, Senate Chief Legal
5 Counsel

6 MICHAEL GRODHAUS, Chief Counsel, Ohio
7 Secretary of State

8 MICHAEL L. WALTON, Associate Assistant
9 Attorney General, Constitutional Offices

10 SLOAN SPALDING, Chief of Staff, Ohio
11 Auditor of State

12 BRIDGET C. COONTZ, Section Chief,
13 Constitutional Offices Section

14 AMANDA FERGUSON, Deputy Chief Legal
15 Counsel at Ohio Secretary of State

16 Gabriel Martin, The Videotech

17 Joel Coriat, The Videographer

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

I N D E X

DEPONENT		PAGE
SENATOR MATT HUFFMAN		
EXAMINATION BY	MR. FUNARI	11
EXAMINATION BY	MR. GILLIGAN	100

I N D E X O F E X H I B I T S

(Exhibits are attached to the transcript.)

	DESCRIPTION	PAGE
Exhibit 1	Constitution of the State of Ohio	31
Exhibit 2	Article XI, Section 8(C) (2) Statement	38

END of EXHIBITS

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

10

1	P R O C E E D I N G S	
2	* * * * *	
3	THE VIDEOGRAPHER: Good afternoon. Here	01:32:09
4	begins Media Number 1 in the video recorded	01:32:10
5	deposition of Ohio Senate President Matt	01:32:14
6	Huffman, in the matter of League of Women	01:32:17
7	Voters of Ohio, et al., versus Ohio	01:32:19
8	Redistricting Commission, et al., Consolidated	01:32:24
9	Case No. 2021-1193, filed in the Supreme Court	01:32:26
10	of Ohio.	01:32:30
11	Today's date is October 21st, 2021, and	01:32:32
12	the time on the video monitor is now 1:32 p.m.	01:32:36
13	The videographer today is Joel Coriat on	01:32:39
14	behalf of Planet Depos, and this deposition	01:32:42
15	will be taken via videoconference.	01:32:45
16	All counsel appearances will be noted on	01:32:46
17	the stenographic record.	01:32:49
18	The court reporter today is Debra	01:32:50
19	Bollman on behalf of Planet Depos. She will	01:32:52
20	now swear in the witness.	01:32:55
21	Whereupon,	
22	SENATE PRESIDENT MATT HUFFMAN	
23	was called as a witness, was duly sworn	
24	and testified under penalty of perjury as	
25	follows:	

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

11

1	EXAMINATION	01:33:15
2	BY MR. FUNARI:	01:33:15
3	Q. Thank you. Good afternoon, Senate	01:33:16
4	President Huffman. My name is Brad Funari. I	01:33:18
5	represent the Ohio Organizing Collaborative in	01:33:21
6	one of the three apportionment cases pending	01:33:26
7	before the Ohio Supreme Court.	01:33:30
8	First of all, can you hear me okay with	01:33:31
9	the technology these days? I always want to	01:33:34
10	make sure the witness can hear me clearly.	01:33:37
11	A. Yes, I can hear you. It's a little --	01:33:39
12	it's a little soft, but I can mostly hear you.	01:33:41
13	MR. STRACH: Yeah, you're a little	01:33:45
14	garbled, Brad, but I think it will be all	01:33:46
15	right.	01:33:48
16	BY MR. FUNARI:	01:33:49
17	Q. All right. I'm going to move the	01:33:49
18	microphone a little closer.	01:33:50
19	Let me start, Senate President, by	01:33:53
20	apologizing in advance. I will most likely end	01:33:56
21	up calling you Mr. Huffman at some point during	01:34:02
22	today's deposition, and please don't view that	01:34:06
23	as a sign of disrespect. It's not every day	01:34:09
24	that I've deposed a dignitary, so if I miss the	01:34:12
25	honorary title, I do apologize, and I'll do my	01:34:17

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

12

1	best to remember that.	01:34:20
2	A. Whatever title you would like is fine.	01:34:22
3	I didn't realize I was a dignitary until just	01:34:27
4	now. So go ahead.	01:34:29
5	Q. You are for purposes of this case.	01:34:30
6	A. Fair enough.	01:34:32
7	Q. Have you been deposed before,	01:34:33
8	Mr. President?	01:34:36
9	A. One time. I think it might have been	01:34:36
10	three or four years ago in a previous	01:34:42
11	redistricting lawsuit. And I can't tell you	01:34:46
12	who the parties were to that. But that's the	01:34:51
13	only time that I've been a witness in a	01:34:53
14	deposition.	01:34:54
15	Q. Okay. You've taken some depositions, I	01:34:55
16	would presume.	01:34:59
17	A. I have.	01:35:00
18	Q. Okay. So I'm not going to go into the	01:35:01
19	ground rules of a deposition and kind of the	01:35:04
20	formalities.	01:35:08
21	If by any chance you don't hear -- the	01:35:10
22	one I will advise you of is if you don't hear	01:35:12
23	my question or if for some reason we end up	01:35:14
24	talking over each other because of the	01:35:18
25	technology, just put your hand up or tell me to	01:35:19

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

13

1	slow down, and I'll get my question out.	01:35:22
2	A. I'll do that.	01:35:26
3	Q. Okay, great.	01:35:26
4	Are you familiar with a gentleman named	01:35:31
5	Ray DiRossi?	01:35:34
6	A. Oh, Ray DiRossi, sure.	01:35:35
7	Q. And does he work for the Ohio Senate	01:35:37
8	Republican caucus?	01:35:40
9	A. He's an employee of the Ohio Senate	01:35:41
10	President, to be specific, yes.	01:35:47
11	Q. Okay. And that's -- that's your office.	01:35:49
12	He's one of your employees?	01:35:52
13	A. That's correct.	01:35:53
14	Q. And is Mr. DiRossi the individual whom	01:35:55
15	you asked to draw the state legislative map	01:36:01
16	this year?	01:36:06
17	A. Yes.	01:36:07
18	Q. Did anyone else work with Mr. DiRossi in	01:36:11
19	drafting what we'll call as the Senate	01:36:16
20	legislative Republican map?	01:36:19
21	A. Well, I think he would have received	01:36:24
22	advice from counsel, and I don't think -- other	01:36:27
23	than just some logistical support, I don't	01:36:30
24	think there would have been any other Senate	01:36:34
25	employees working on this project.	01:36:36

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

14

1 Q. In terms of chain of command and 01:36:39
2 supervision, is it correct that Mr. DiRossi 01:36:43
3 would have reported directly to you during this 01:36:46
4 redistricting process? 01:36:48

5 A. For the most part, that is true. Again, 01:36:49
6 there were other staffers, including legal 01:36:56
7 counsel who he would have had conversations 01:37:00
8 with. I wouldn't necessarily be privy to 01:37:02
9 those. They're all full-time folks, and I'm 01:37:05
10 not in the Senate President's office every day. 01:37:07

11 So there are other people he would have 01:37:10
12 using the word "report" to, but -- or had 01:37:13
13 conversations with. 01:37:16

14 Q. But ultimately he was a member of your 01:37:18
15 staff, I guess is what I'm getting at? 01:37:19

16 A. That's correct. That's correct. 01:37:22

17 Q. Did he report to any other commissioners 01:37:23
18 of the Ohio Redistricting Commission? 01:37:25

19 A. Factually, I guess I can't say whether 01:37:27
20 that's true or not. But that wasn't the way it 01:37:34
21 was set up, unless from time to time, you know, 01:37:38
22 there would have been some communication 01:37:42
23 because he saw him someplace. 01:37:44

24 But in terms of reporting, he was my 01:37:46
25 employee and nobody else's. 01:37:48

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

15

1	Q. So at no time he -- at no time during	01:37:52
2	the process did he become employed by the Ohio	01:37:55
3	Redistricting Commission, correct?	01:37:59
4	A. That is correct, yeah.	01:37:59
5	Q. Did the Ohio Redistricting Commission	01:38:01
6	have any employees?	01:38:04
7	A. No. I think in terms of the work that	01:38:09
8	needed to be done, we call it "staffing it,"	01:38:12
9	those things were done by the individual	01:38:16
10	offices.	01:38:18
11	And specifically Speaker Cupp, who was	01:38:20
12	one co-chair, and Senator Sykes, who was the	01:38:24
13	other co-chair, if I have this right, their	01:38:28
14	staff were, in effect, staffing or running the	01:38:32
15	commission.	01:38:37
16	So there wasn't a separate commission	01:38:37
17	office some place or anything like that. But	01:38:39
18	for the hearings, communications, notices,	01:38:41
19	things like that, their two offices and their	01:38:45
20	staff in those offices were responsible for	01:38:47
21	that.	01:38:49
22	Q. Understood. Did Mr. DiRossi regularly	01:38:53
23	update you on his progress as he was drafting	01:38:55
24	the Republican legislative map?	01:39:00
25	A. Well, with, I guess, the caveat of what	01:39:04

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

16

1 you mean by the word "regularly." From time to 01:39:07
2 time we had conversations, but I did not have 01:39:11
3 daily conversations with him about his work on 01:39:15
4 the map. Just, as you know, there are other 01:39:21
5 things going on in the legislature. 01:39:23

6 But, yeah, I had conversations with Ray 01:39:26
7 on a, you know -- I suppose we'll call it an 01:39:29
8 as-needed basis. 01:39:33

9 Q. Okay. And fair point. "Regularly," I 01:39:34
10 think, is a -- it could be an ambiguous term. 01:39:38
11 So let me break it down a little bit. 01:39:40

12 When did Mr. DiRossi first begin working 01:39:42
13 on the map? 01:39:46

14 A. Well, work on the maps, you know, you 01:39:49
15 start to try to do these things while you -- 01:39:57
16 you do it not just days or weeks in advance. I 01:40:00
17 actually began talking to him about it when I 01:40:04
18 became Senate President in January, you know, 01:40:07
19 along with other staff, about how are we going 01:40:10
20 to accomplish this. 01:40:14

21 A lot of that had to do with the fact 01:40:16
22 that, even at the beginning of this year, it 01:40:20
23 became evident that the census data would not 01:40:22
24 be available in April. 01:40:25

25 So a lot of it was how do we schedule 01:40:26

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

17

1 this, how are we going to get it done. And I 01:40:29
2 don't -- I think it was maybe March when it was 01:40:32
3 confirmed we weren't getting the census data on 01:40:34
4 time. 01:40:37

5 So a lot of the scheduling and those 01:40:38
6 things, Ray was part of that but so was the 01:40:41
7 rest of the staff, and we had a meeting in 01:40:43
8 April with all of the legislative leaders about 01:40:45
9 this. 01:40:48

10 So, you know, probably the beginning of 01:40:49
11 this year. I wasn't Senate President until 01:40:51
12 first week in January. 01:40:56

13 Q. Did you consult with any other members 01:40:57
14 of the commission with respect to appointing 01:41:03
15 Mr. DiRossi as the drafter of the Republican 01:41:07
16 map? 01:41:12

17 A. Well, to be clear, Ray -- Ray DiRossi -- 01:41:12
18 I'm going to call him Ray, if that's all right 01:41:17
19 with you -- Ray was not the drafter of the 01:41:20
20 Republican map. He was the Senate Republicans' 01:41:23
21 person who was working on map drawing. 01:41:30

22 And to that extent, no, I didn't ask any 01:41:33
23 of the other six commission members about 01:41:36
24 whether they thought Ray DiRossi should work on 01:41:38
25 this map on behalf of the Senate Republican 01:41:41

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

18

1	President's Office.	01:41:44
2	Q. Did you understand that Blake	01:41:49
3	Springhetti was the map drawer appointed by	01:41:52
4	Speaker Cupp to work on the House version of	01:41:54
5	the Republican map?	01:41:57
6	A. Yes.	01:41:58
7	Q. Did the commission itself at any point	01:42:02
8	in time hire a map drawer?	01:42:07
9	A. No.	01:42:09
10	Q. So I want to go back to your interaction	01:42:11
11	with Mr. DiRossi. I believe you testified that	01:42:17
12	you would meet with him as needed. Can you	01:42:24
13	recall when you first met with him specifically	01:42:26
14	for the purpose of drawing the map?	01:42:33
15	So not necessarily those conversations	01:42:36
16	we talked about with Mr. DiRossi in the early	01:42:39
17	part of the year, but specific to drawing the	01:42:42
18	map.	01:42:45
19	A. The brief answer to your question is,	01:42:49
20	no, I don't remember an initial meeting.	01:42:51
21	You know, again, we didn't have the data	01:42:54
22	until the end of August in a useable form. So	01:42:57
23	it would have been sometime in the month of	01:43:03
24	August. I think that's when a lot of the	01:43:06
25	organizational things were being done.	01:43:09

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

19

1	Q. So if I -- I will offer the date of	01:43:10
2	August 6th as the date that the Governor	01:43:15
3	convened the first meeting of the Redistricting	01:43:17
4	Commission.	01:43:22
5	Using that date, August 6th, as a point	01:43:23
6	of reference, do you believe that you met with	01:43:26
7	Mr. DiRossi for the purposes to start drafting	01:43:30
8	the maps before or after that meeting?	01:43:32
9	A. Yeah, I guess the phrase "to start	01:43:34
10	drawing the maps," to me, means other things	01:43:40
11	than, you know, putting pencil to paper. It's	01:43:44
12	what are the constitutional requirements? How	01:43:47
13	do we do that? And those were conversations	01:43:49
14	that are ongoing through the year.	01:43:51
15	If you're talking about simply, and I'm	01:43:56
16	using it metaphorically, pencil to paper, it	01:43:58
17	probably would have been at the end of the last	01:44:01
18	week in August because there wasn't much that	01:44:03
19	we could do until we had the data to be used.	01:44:05
20	So probably the last week in August.	01:44:12
21	Q. Do you know what, if any, information or	01:44:20
22	data from the Census Bureau ultimately made its	01:44:23
23	way into the map that was enacted by the	01:44:26
24	commission on September 15th? Or adopted by	01:44:32
25	the commission on September 15th?	01:44:35

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

20

1	A. Well, I think the population count is	01:44:36
2	what we used that came from the census data	01:44:39
3	into the map. I think that's what we were all	01:44:43
4	waiting for, if I have it right.	01:44:47
5	Q. Was there any other work that the	01:44:52
6	commission could have been doing while it was	01:44:53
7	waiting for the census data to arrive?	01:44:57
8	A. In the time period -- anytime in 2021,	01:45:01
9	you mean?	01:45:09
10	Q. Yes.	01:45:10
11	A. Talking about after August 6th?	01:45:10
12	Q. We'll talk about the time you took	01:45:13
13	office, beginning of 2021.	01:45:15
14	A. Well, "could" is a pretty broad word.	01:45:20
15	You know, what -- what I -- I will tell	01:45:23
16	you one of the things I did do is in April I	01:45:25
17	asked the legislative leaders to meet about	01:45:28
18	extending the timeline. And, unfortunately, I	01:45:30
19	didn't get agreement from Senator Sykes or	01:45:35
20	Leader Sykes on that.	01:45:40
21	Now, could have? I guess "could" is a	01:45:42
22	pretty broad word, so, yes, something could	01:45:45
23	have been done.	01:45:48
24	Q. I'm sorry. Could you tell me again, in	01:45:50
25	April you reached out to Senator Sykes for what	01:45:52

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

21

1	purpose?	01:45:55
2	A. Yeah, in April, when we sort of had this	01:45:55
3	confirmation that -- and there was a statement	01:46:01
4	about that time period that the census data	01:46:03
5	would not be available until -- and I think the	01:46:05
6	initial date was August 16th, or something	01:46:10
7	along those lines, you know, my staff suggested	01:46:12
8	to me that -- and actually at one point the	01:46:16
9	date was the end of September. Well, we have	01:46:20
10	this constitutional deadline of September 15th.	01:46:22
11	And my staff said: Look, what we can do is get	01:46:28
12	an extension, but we'd have to put it on the	01:46:31
13	ballot in August, and people would have to	01:46:33
14	agree with that.	01:46:35
15	So we asked to meet with actually Leader	01:46:38
16	Yuko and Leader Sykes and Speaker Cupp, and we	01:46:41
17	did meet in my office in April. And I	01:46:44
18	suggested to them, Look, right now we're not	01:46:50
19	getting the data until the end of September --	01:46:52
20	it turned out to be the end of August, but end	01:46:54
21	of September -- we should extend this out 30 or	01:46:56
22	60 days, or we won't have time to do the due	01:46:59
23	diligence or public hearings or the things that	01:47:03
24	we're all anticipating.	01:47:07
25	So I had that meeting. I was	01:47:11

1 disappointed that the response was no and that 01:47:12
2 the response came by way of a press conference 01:47:15
3 and not someone calling me back and saying, "We 01:47:17
4 don't support it." 01:47:20

5 So that's the April meeting that I 01:47:21
6 convened in my office or invited people to come 01:47:24
7 to. 01:47:27

8 Q. So during that meeting with the House 01:47:29
9 and Senate Democratic leaders, did you -- I 01:47:32
10 understand you discussed a possible legislative 01:47:38
11 action to push out deadlines. Did you -- 01:47:41
12 you're shaking your head no. 01:47:46

13 A. Yeah, it's not a legislative action. We 01:47:48
14 would have had to place a constitutional change 01:47:50
15 on the ballot. And we would have had to do 01:47:54
16 that at the August special election. 01:47:57

17 Q. Okay. All right. 01:47:59

18 A. So we couldn't have done this -- now, 01:48:00
19 legislatively, we would have had to place it on 01:48:02
20 the ballot. So to that extent. But I just 01:48:05
21 didn't want to confuse the issue. 01:48:09

22 And, frankly, we could have gone ahead 01:48:12
23 and done that. But it was my opinion that if 01:48:14
24 the Democrat folks, the Democrats, would not 01:48:16
25 have supported that, it would have not likely 01:48:19

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

23

1	passed on the ballot, not without a huge	01:48:22
2	campaign and all of that.	01:48:24
3	So when the Democrats rejected my	01:48:25
4	suggestion of extending the September 15th	01:48:28
5	deadline, you know, we didn't go ahead with	01:48:31
6	that.	01:48:35
7	Q. So putting that issue aside, in the	01:48:35
8	April meeting, did you have any discussions	01:48:38
9	about the actual work convening for the	01:48:43
10	Redistricting Commission?	01:48:48
11	A. I don't think so, other than, you know,	01:48:48
12	we knew what the deadlines were. We knew that	01:48:56
13	there had to be certain meetings. And, again,	01:48:59
14	with the presentation of a map and the number	01:49:04
15	of hearings that had to happen	01:49:06
16	constitutionally, that was part of that	01:49:09
17	discussion.	01:49:10
18	If we're going to do all of this, it	01:49:11
19	doesn't appear that we can get it done based on	01:49:13
20	what we knew in April of this year.	01:49:15
21	Q. So having received the message via press	01:49:17
22	conference that there was going to be no, I	01:49:23
23	guess, partisan action, bipartisan action, to	01:49:27
24	put a referendum question on the August ballot,	01:49:33
25	when did you start working on the work of the	01:49:41

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

24

1	commission?	01:49:44
2	Do you understand -- that might be a bad	01:49:48
3	question.	01:49:50
4	A. Yeah --	01:49:51
5	MR. STRACH: I think it is. Why don't	01:49:52
6	you try to --	01:49:53
7	MR. FUNARI: Let me withdraw that and	01:49:55
8	ask again.	01:49:57
9	Q. So in April you learned via press	01:49:58
10	conference that there was not likely to be a --	01:50:01
11	an amendment to push back the dates. So when	01:50:08
12	did the work, or at least your work as a	01:50:13
13	commissioner, begin?	01:50:17
14	A. Well, I'll just -- formally, of course,	01:50:17
15	it began when I was sworn in as a commissioner	01:50:23
16	August 6th; but I will also say, you know, I	01:50:26
17	spoke in late July to Leader Sykes, Emilia	01:50:30
18	Sykes, and we were discussing the hearings and	01:50:35
19	the timing problems.	01:50:38
20	So I, essentially, asked Leader Yuko and	01:50:43
21	Leader Sykes to meet with Speaker Cupp. In	01:50:49
22	fact, I convened a meeting, I guess, again, to	01:50:53
23	invite everyone to get together. And we did	01:50:56
24	get together in the Speaker's office. I don't	01:50:57
25	recall the exact date, end of July, early	01:50:59

1	August.	01:51:01
2	And at that meeting -- and I -- you	01:51:02
3	know, I suggested to Leader Sykes that if we're	01:51:04
4	going to have these hearings, we need to	01:51:08
5	schedule them. We need to have it.	01:51:11
6	So that was, I guess, what you're	01:51:13
7	asking. I wasn't a Commissioner, with a	01:51:15
8	capital C, because I wasn't sworn in yet. But	01:51:18
9	we wanted to move this thing along and do the	01:51:23
10	things that we could do.	01:51:25
11	And so we did meet, and we began	01:51:27
12	sketching out the hearing dates. And we	01:51:30
13	actually, I think, even at that meeting decided	01:51:35
14	on a date when we could convene or when the	01:51:38
15	Governor could convene the commission.	01:51:42
16	Of course we had to have a date when the	01:51:45
17	Governor was available because,	01:51:47
18	constitutionally, he convenes it. So I think	01:51:49
19	at that meeting -- again, I don't recall the	01:51:52
20	exact date -- we got together and kind of	01:51:54
21	sketched out these hearings.	01:51:58
22	We weren't commissioners yet, though.	01:51:59
23	Q. I understand you might not be able to	01:52:01
24	remember the exact date, but what month did you	01:52:03
25	say you believed that meeting occurred in?	01:52:06

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

26

1	A. Yeah, it was either the end -- very end	01:52:08
2	of July or the first couple days in August.	01:52:11
3	Q. Before that meeting, had you had any	01:52:16
4	discussions with the Governor about when he	01:52:19
5	intended to convene the commission?	01:52:21
6	A. No.	01:52:24
7	Q. All right. I want to go back to	01:52:33
8	Mr. DiRossi's work on the maps. Now,	01:52:39
9	Mr. DiRossi was deposed just a few days ago in	01:52:47
10	this matter. Are you aware of that,	01:52:51
11	Mr. President?	01:52:53
12	A. Yes.	01:52:54
13	Q. Have you spoken to Mr. DiRossi about the	01:52:55
14	testimony he provided?	01:52:58
15	A. Not as to any content. I mean, he came	01:53:00
16	back to the office and said his deposition was	01:53:05
17	taken, but we didn't talk about the content or	01:53:08
18	anything like that. I just knew that it had	01:53:10
19	happened.	01:53:12
20	Q. Have you read the transcript from his	01:53:12
21	deposition?	01:53:14
22	A. No.	01:53:14
23	Q. Well, he testified that from time to	01:53:19
24	time, when he would be working on the maps, you	01:53:23
25	would come in, and he would share the screen	01:53:25

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

27

1	with you, or you'd look over his shoulder, and	01:53:28
2	show you parts of the work that he was working	01:53:31
3	on.	01:53:35
4	Do you recall any instances where	01:53:35
5	something like that may have happened?	01:53:36
6	A. Yeah, that did happen. I don't know	01:53:37
7	that I was looking over his shoulder, but I --	01:53:42
8	but, yes.	01:53:46
9	Q. Okay. Well, he was sharing the screen,	01:53:47
10	he was showing you his monitor?	01:53:49
11	A. Right, right.	01:53:50
12	Q. Was the information that he was showing	01:53:53
13	you displayed through the software application	01:53:56
14	known as Maptitude?	01:54:01
15	A. I don't know the -- I don't know the	01:54:04
16	answer to that. I'm not -- I try not to learn	01:54:07
17	about things that I don't have to, and I'm not	01:54:10
18	really sure what the software was and all of	01:54:13
19	that. But that very well may be true.	01:54:17
20	Q. Well, what do you recall seeing on his	01:54:20
21	screen when you would meet with him from time	01:54:22
22	to time?	01:54:24
23	A. Yeah, just maps with, you know,	01:54:25
24	different districts and different political	01:54:28
25	subdivisions, all sorts of, you know, maps of	01:54:33

1	the state of Ohio.	01:54:38
2	And we'd talk about different districts	01:54:39
3	and the population requirements and, you know,	01:54:41
4	the mandates that are in the Constitution,	01:54:44
5	things like that.	01:54:47
6	Q. Okay, did you ever give him any	01:54:47
7	instruction or guidance with respect to how to	01:54:50
8	calculate the partisan performance of the maps?	01:54:53
9	A. No, I didn't. By and large the	01:54:58
10	instructions were, you know, the first thing is	01:55:03
11	we're going to have a -- we need to follow all	01:55:08
12	the mandates in the Constitution, which are	01:55:11
13	multiple, and -- but, no, I didn't make any --	01:55:14
14	give him any specific or general instructions	01:55:19
15	about partisan index and however it is that	01:55:23
16	political folks calculate that.	01:55:26
17	Q. You said that you gave him instruction	01:55:30
18	or direction to ensure that the maps complied	01:55:34
19	with the Constitution.	01:55:39
20	A. Yes.	01:55:44
21	Q. Do you recall saying that?	01:55:44
22	A. Yes.	01:55:45
23	Q. Which sections of the Constitution did	01:55:45
24	you tell Mr. DiRossi to be sure the maps	01:55:47
25	complied with?	01:55:50

1	A. All of the constitutional requirements	01:55:50
2	that are mandatory. That was paramount in what	01:55:58
3	I believed was the most significant thing.	01:56:01
4	So we've got -- as I said, there are	01:56:05
5	multiple mandates. And I said first thing we	01:56:09
6	have to do is make sure this thing is	01:56:15
7	constitutional; don't deviate populations more	01:56:18
8	than 5 percent. Counties that are in the sweet	01:56:20
9	spot, so to speak, have to be the same division	01:56:23
10	of counties, things like that. So those are	01:56:25
11	laid out. I guess I can't tell you by number	01:56:27
12	where all of the mandatory provisions are, but	01:56:29
13	that was what was paramount.	01:56:32
14	Q. What about Section C of Article XI? Do	01:56:34
15	you recall giving Mr. DiRossi any direction	01:56:40
16	specific to that section of the constitution?	01:56:42
17	A. No.	01:56:44
18	Q. Do you know if Mr. DiRossi sought any	01:56:49
19	direction from anyone with respect to the	01:56:52
20	meaning of Section 6 of Article XI?	01:56:59
21	A. No.	01:57:02
22	Q. Are you familiar with Section 6 of	01:57:06
23	Article XI?	01:57:12
24	A. Yeah, I guess I can't recite it for you	01:57:13
25	as we're sitting here, but I know what that	01:57:19

1 provision generally says. 01:57:22

2 Q. Okay. Would it be -- I'm going to ask 01:57:23

3 you a few questions about that section 01:57:26

4 specifically. Would it be helpful if I pulled 01:57:28

5 it up on the screen? 01:57:30

6 A. Maybe, depending on the question you 01:57:31

7 ask, so... 01:57:33

8 Q. Are you familiar with the term 01:57:34

9 "proportional" that's used in Section 6 of 01:57:42

10 Article XI? 01:57:47

11 MR. STRACH: Brad, did you say 01:57:48

12 proportion or proportional? 01:57:50

13 BY MR. FUNARI: 01:57:54

14 Q. Proportional. Maybe I'm misspeaking. 01:57:54

15 So let's pull it up, why don't we. 01:57:56

16 MR. STRACH: Yeah, I think the word 01:57:58

17 proportion is in there, but not proportional. 01:58:01

18 THE VIDEOTECH: Counsel, what's the name 01:58:13

19 of the document? 01:58:15

20 MR. FUNARI: Actually, hold on. We're 01:58:17

21 going to come back to the constitutional 01:58:18

22 questions I have in a few minutes. 01:58:20

23 Actually, let's just do this now while 01:58:30

24 you're working on it. It's Exhibit 2. 01:58:33

25 (Deposition Exhibit No. 1 was marked for 01:58:33

1	identification.)	01:58:46
2	THE VIDEOTECH: So it's Ohio	01:58:46
3	Constitution Article XI?	01:58:48
4	MR. FUNARI: Yes.	01:58:49
5	(Discussion with Videotech held off the	01:58:49
6	written record.)	01:58:49
7	Q. Okay. My question is with respect to	02:01:00
8	Section 6(B), Mr. President. I'll give you an	02:01:04
9	opportunity to read it.	02:01:08
10	A. Oh, read it right now? You want me to	02:01:11
11	read it right now?	02:01:13
12	Q. Yeah, to refresh your memory in terms of	02:01:14
13	what it says.	02:01:16
14	A. Okay. I've read page one of two.	02:01:32
15	Q. Okay. So just so the record's clear,	02:01:36
16	you gave no direction to Mr. DiRossi with	02:01:40
17	respect to this constitutional requirement,	02:01:43
18	Section 6(B); is that correct?	02:01:47
19	A. Well, yeah, I guess to be specific, I	02:01:49
20	told Ray we need to follow the constitutional	02:01:55
21	requirements. And if this -- to the extent	02:01:58
22	that, you know, this is not a mandated portion,	02:02:02
23	I didn't have a specific conversation with Ray	02:02:06
24	about this.	02:02:11
25	What I told him was that it was -- the	02:02:12

1	significant thing is we needed to follow the	02:02:15
2	mandated portions of the Constitution.	02:02:18
3	So I didn't give any specific	02:02:20
4	instructions about Number 6, if that's what	02:02:23
5	your question is.	02:02:27
6	Q. That's what I was asking, yes.	02:02:28
7	A. Okay.	02:02:30
8	Q. Did you personally, as a commissioner,	02:02:35
9	conduct any analysis of whether the map that	02:02:37
10	was introduced on September 9th complied with	02:02:41
11	this Section 6(B) of the Ohio Constitution,	02:02:47
12	Article XI?	02:02:51
13	MR. STRACH: Objection. Calls for a	02:02:52
14	legal conclusion.	02:02:56
15	Mr. President, you can answer that to	02:02:56
16	the extent that you don't reveal any legal	02:02:58
17	advice.	02:03:00
18	MR. FUNARI: Just so you're clear, Phil,	02:03:01
19	and maybe you misheard my question, my question	02:03:04
20	is: Did you, in your role as a commissioner,	02:03:07
21	conduct any analysis of the map that was	02:03:10
22	introduced on September 9th as to whether or	02:03:15
23	not the map complied with Section 6(B) of the	02:03:18
24	Ohio -- Article XI of the Ohio Constitution.	02:03:25
25	MR. STRACH: Correct. And my objection	02:03:28

1 is that I believe that calls for -- inherently 02:03:31
2 calls for inherent legal analysis by the 02:03:33
3 president. 02:03:37
4 But to the extent he can answer that 02:03:38
5 without revealing any legal advice, please do 02:03:40
6 so. 02:03:42
7 THE WITNESS: No. 02:03:42
8 BY MR. FUNARI: 02:03:43
9 Q. Did you make any mention to Mr. DiRossi 02:03:49
10 during his work to ensure that the maps 02:03:55
11 complied with Article I of the Ohio 02:03:58
12 Constitution? 02:04:04
13 A. Yeah, we can go back and look at -- 02:04:04
14 Article I or Section 1 of Article VI do you 02:04:09
15 mean -- or Article XI, I guess? 02:04:11
16 Q. Article I of the Ohio Constitution. 02:04:13
17 A. Okay. That's not the reapportionment. 02:04:19
18 You're talking about something that's not 02:04:21
19 reapportionment? 02:04:23
20 Q. Yeah, could we go back to the second 02:04:24
21 page of this document, put up Article I in this 02:04:26
22 exhibit as well. 02:04:29
23 A. Yeah, I think the answer to your -- we 02:04:30
24 can go back. I think the answer to your 02:04:32
25 question is, no, I did not do that. 02:04:35

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

34

1	Q. Now, do you recall at the September 9th	02:04:43
2	hearing, when the map was introduced that	02:04:47
3	Mr. DiRossi had been working on, he testified	02:04:50
4	at that hearing? Do you recall that?	02:04:52
5	A. Yes.	02:04:56
6	Q. And do you recall in response to a	02:04:57
7	question I believe that was posed by Leader	02:05:02
8	Emilia Sykes, Minority Leader Emilia Sykes,	02:05:08
9	about certain racial and other demographic	02:05:12
10	information and if he had considered that, and	02:05:17
11	his response was something along the lines of	02:05:23
12	that he was instructed not to use racial or	02:05:26
13	other demographic information in preparing the	02:05:29
14	map?	02:05:31
15	Do you remember that testimony?	02:05:33
16	A. Yes.	02:05:34
17	Q. He was then asked who directed him, and	02:05:35
18	he said the legislative leaders. Do you recall	02:05:43
19	him saying words to that effect?	02:05:47
20	A. Yeah, vaguely. I'll take your word for	02:05:48
21	it. I guess I don't remember exactly what he	02:05:51
22	said; but I think so, yeah.	02:05:53
23	Q. Well, let me ask it this way. Did you,	02:05:55
24	in your position, instruct Mr. DiRossi not to	02:05:57
25	consider race or other demographic information	02:06:02

1 in his preparation of the map? 02:06:05

2 A. Yes. And I told Leader Sykes that the 02:06:07

3 day before. We had a meeting with Leader Sykes 02:06:17

4 and Senator Sykes to show them the map before 02:06:20

5 it was released publicly so they could ask 02:06:22

6 questions. And she asked me that question the 02:06:24

7 day before; and then, of course, I think that's 02:06:29

8 why she asked Ray at the meeting. 02:06:31

9 Q. At the time that the commission met on 02:06:37

10 September 9th, did you know the proportion of 02:06:49

11 districts in the plan that favored each 02:06:52

12 political party? 02:06:55

13 A. No, I think there was a analysis ongoing 02:06:58

14 regarding that. One of the problems with this 02:07:04

15 process, especially when you're doing it in a 02:07:07

16 truncated way, is the variety of information 02:07:10

17 that people have or submit or suggest about 02:07:15

18 whether districts are leaning Republican or 02:07:22

19 leaning Democrat. 02:07:25

20 And there was so much of that that there 02:07:27

21 really wasn't a clear picture about that on 02:07:30

22 that particular day. And obviously those 02:07:33

23 things came out later after a few days as we 02:07:37

24 were negotiating or attempting to negotiate. 02:07:42

25 Q. So, as I understand your testimony, it 02:07:45

1	was some point after September 9th that you	02:07:47
2	ultimately learned the proportion of districts	02:07:49
3	that favor each respective political party; is	02:07:52
4	that right?	02:07:59
5	A. Yeah, I think it was sometime after that	02:07:59
6	that we began to have a -- a more reliable set	02:08:01
7	of conclusions. But on that particular day,	02:08:07
8	you know, as Ray indicated, the analysis was	02:08:10
9	ongoing.	02:08:14
10	Q. Did you ask Mr. DiRossi to provide you	02:08:15
11	with that information before the map was	02:08:18
12	introduced on September 9th?	02:08:21
13	A. I don't have any recollection of doing	02:08:23
14	that.	02:08:26
15	Q. Going back to Article XI,	02:08:26
16	Section 8(C)(2) requires a statement to be	02:08:36
17	adopted by the commission that contains a	02:08:43
18	measure of proportionality.	02:08:48
19	Are you familiar with that --	02:08:51
20	A. Yes.	02:08:52
21	Q. -- statement that's required?	02:08:54
22	A. Yes.	02:09:01
23	Q. When did you first learn of a measure of	02:09:01
24	proportionality for the map that the commission	02:09:03
25	was considering as introduced on September 9th?	02:09:06

1	A. I'm sorry, can you repeat that?	02:09:09
2	Q. Sure. When did you first learn of what	02:09:11
3	the measure of proportionality would be for the	02:09:14
4	map that you were considering as introduced on	02:09:19
5	September 9th?	02:09:22
6	A. You're going to have to define the	02:09:23
7	"measure of proportionality" for me. I don't	02:09:25
8	understand what you mean by that phrase.	02:09:28
9	Q. Okay. Are you familiar with -- I	02:09:30
10	believe you said you're familiar with	02:09:32
11	Section 8(C)(2), correct?	02:09:34
12	A. Yeah, the commission has to prepare a	02:09:36
13	statement in the event of a four-year map.	02:09:38
14	Q. And Section 6(B), which we just	02:09:44
15	reviewed, talks about the proportion -- about	02:09:47
16	proportionality, right?	02:09:51
17	MR. STRACH: Objection. That's not	02:09:53
18	actually what it says.	02:09:54
19	BY MR. FUNARI:	02:10:05
20	Q. You can answer.	02:10:05
21	A. Well, yeah, I guess Section C, as I	02:10:06
22	understand it, talks about, if I have it --	02:10:08
23	maybe we need to put it back up -- the results	02:10:11
24	of the election over the past ten years, and	02:10:14
25	proportionality -- I guess that's all sort of	02:10:18

1 in a salad there of things that's in there. 02:10:21

2 And I guess maybe -- I thought you were 02:10:26

3 asking me about the statement that was 02:10:28

4 prepared. So I'm sorry. Maybe you want to 02:10:30

5 start over with the question? 02:10:35

6 Q. Yeah, why don't we put the statement up. 02:10:36

7 I believe it's -- it's Tab 1, Planet 02:10:40

8 Depos.

9 A. Okay.

10 (Deposition Exhibit No. 2 was marked for

11 identification.)

12 (Discussion with Videotech held off the

13 written record.)

14 Q. Let's give President Huffman an 02:11:21

15 opportunity to read the statement. 02:11:23

16 So, President Huffman, just let the 02:11:27

17 technician know when you're ready to scroll. 02:11:30

18 A. Okay. Okay. Yeah, go ahead and scroll 02:11:33

19 down. Okay. 02:11:52

20 Oh, there's another page? Okay. 02:12:08

21 Okay. I've got it I've read it. 02:12:19

22 MR. STRACH: Brad, I think you were on 02:12:33

23 mute. 02:12:34

24 MR. FUNARI: Yeah, I was on mute, sorry. 02:12:35

25 If we could scroll down to the bottom of 02:12:37

1 this first page and draw the president's 02:12:40
2 attention to that last sentence. 02:12:42

3 Q. The last sentence reads: Accordingly, 02:12:44
4 the statewide proportion of districts whose 02:12:46
5 voters favor each political party corresponds 02:12:48
6 closely to the statewide preferences of the 02:12:51
7 voters of Ohio. 02:12:54

8 Did I read that correctly? 02:12:58

9 A. Yes. 02:12:59

10 Q. This is the word "proportion" that I was 02:12:59
11 referring to, and my question was: Do you have 02:13:03
12 an understanding of what the term "proportion" 02:13:06
13 means as used in this statement? 02:13:10

14 A. Yeah, I mean, I think -- I mean, first 02:13:11
15 of all, to the extent that these are legal 02:13:15
16 conclusions or constitutional conclusions. But 02:13:21
17 when we, you know, looked at this statement, 02:13:24
18 there were, you know, a variety of things that 02:13:29
19 we could look at. 02:13:31

20 You know, we have, of course, over the 02:13:33
21 past ten years these statewide election results 02:13:34
22 and that's mentioned in here. We looked at the 02:13:39
23 publicly available data on the partisan 02:13:42
24 elections. Not all statewide elections, 02:13:46
25 because not all of them are partisan, or at 02:13:49

1 least in the last ten years they haven't. And 02:13:51
2 we sort of repeated all of that in there. 02:13:54
3 So, you know, to the extent that these 02:13:56
4 districts -- and I think we use the word 02:14:01
5 "favor" in here, we've used the word "lean" 02:14:06
6 before, these percentages are, you know, within 02:14:09
7 the mark, so to speak. 02:14:15
8 So I think that's a pretty easy 02:14:18
9 conclusion that we made at the end of this 02:14:20
10 statement. 02:14:22
11 Q. Who drafted this statement, this 8(C)(2) 02:14:24
12 statement that we've marked as Exhibit 2? 02:14:35
13 A. Well, I don't think there was an 02:14:37
14 individual person, but the staff drafted that, 02:14:41
15 and I guess I don't know exactly who did it. 02:14:44
16 Q. Whose staff? 02:14:48
17 A. My counsel is Frank Strigari; Ray 02:14:50
18 DiRossi, of course, as we've mentioned before. 02:14:58
19 To the extent that other people assisted them, 02:15:03
20 I don't know that, but those are the two main 02:15:05
21 guys. 02:15:07
22 Q. Would it surprise you to learn that 02:15:11
23 Mr. DiRossi testified that he played no role 02:15:13
24 and was asked for no information regarding the 02:15:15
25 preparation of this document and, in fact, 02:15:18

1 didn't see it until after it was adopted? 02:15:20

2 A. No, I don't have any reason to doubt him 02:15:22
3 about that. 02:15:27

4 To the extent that, you know, this 02:15:28
5 information is available, I guess it would 02:15:33
6 surprise me that Ray didn't know that the 02:15:36
7 Republicans had won 13 out of the last 16 02:15:41
8 statewide elections because just about anybody 02:15:44
9 could know that. 02:15:47

10 But as indicated, this was something 02:15:49
11 that was done by my staff. And if Ray wasn't 02:15:51
12 directly involved in it, I'd certainly take him 02:15:54
13 at his word. 02:15:57

14 Q. Okay. And just so the record is clear, 02:15:58
15 I didn't ask you to speculate as to what 02:16:00
16 information in this document Mr. DiRossi may or 02:16:03
17 may not know. 02:16:05

18 My question was: His testimony was he 02:16:08
19 had nothing to do with this document and never 02:16:11
20 even saw it until after it was adopted by the 02:16:13
21 commission. If he testified to that effect, 02:16:16
22 would you have any reason to not believe 02:16:18
23 Mr. DiRossi's testimony? 02:16:21

24 MR. STRACH: Objection. Just to the 02:16:23
25 extent that his testimony will speak for 02:16:24

1	itself.	02:16:27
2	But if you want to assume that's what he	02:16:29
3	said, then you can answer the question.	02:16:31
4	THE WITNESS: Yeah, I have no doubt that	02:16:33
5	Ray would testify truthfully and accurately.	02:16:34
6	BY MR. FUNARI:	02:16:37
7	Q. So that leaves Mr. Frank Strigari as the	02:16:37
8	only other staffer you mentioned who you	02:16:42
9	believe drafted this statement. Do you believe	02:16:45
10	Mr. Strigari alone drafted this statement?	02:16:48
11	MR. STRACH: Objection.	02:16:52
12	You can answer that question to the	02:16:57
13	extent you do not reveal or discuss discussions	02:16:58
14	or activities with outside counsel.	02:17:02
15	THE WITNESS: Okay, I don't -- I don't	02:17:04
16	know who all was part of the drafting of this	02:17:06
17	statement. I would have talked to Frank about	02:17:13
18	it.	02:17:15
19	And, frankly, I don't remember. You	02:17:16
20	know, this was, I think, in the last day or so	02:17:21
21	when this statement was being prepared. But	02:17:23
22	certainly I would have talked to Frank about	02:17:26
23	it. But who else was involved in -- who Frank	02:17:29
24	talked to or ran ideas by or anything like	02:17:33
25	that, I don't know the answer to that.	02:17:36

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

43

1	BY MR. FUNARI:	02:17:38
2	Q. But it's fair to say it was drafted by	02:17:38
3	your staff?	02:17:41
4	A. It's fair to say that my staff worked on	02:17:43
5	it. I don't know whether there were folks	02:17:48
6	outside of my staff who worked on it or not.	02:17:50
7	Q. Okay.	02:17:53
8	A. Or made contributions or suggestions or	02:17:54
9	reviewed or anything like that. But I wouldn't	02:17:58
10	have talked to those people.	02:18:03
11	Q. That was kind of anticipating my next	02:18:04
12	question.	02:18:07
13	A. Oh.	02:18:07
14	Q. Do you know if this statement or any	02:18:08
15	drafts of this statement were shared with other	02:18:14
16	members of the commission prior to its adoption	02:18:19
17	at the September 15th meeting?	02:18:23
18	A. As I understand it, this isn't something	02:18:25
19	that I did myself. But as I understand it, the	02:18:30
20	proposed statement was sent to the other	02:18:33
21	commissioners maybe about 7:00 or 8 o'clock in	02:18:36
22	the evening. So several hours before the	02:18:42
23	commission adopted it as its own statement.	02:18:46
24	Okay. And that was something again that	02:18:53
25	was done by staff, was sent to their staff, et	02:18:54

1	cetera.	02:18:57
2	So yes to the question; I just don't	02:18:58
3	know the mechanics of all of that.	02:19:01
4	Q. Okay. Did any of the members of the	02:19:02
5	commission or their staff make any suggested	02:19:05
6	revisions or question any of the information	02:19:09
7	contained in Huffman 2?	02:19:13
8	A. Not to my knowledge.	02:19:15
9	Q. Now, Mr. -- I'm sorry -- Speaker Cupp	02:19:24
10	this morning testified of drafts of this	02:19:27
11	statement.	02:19:29
12	Are you aware of earlier drafts of this	02:19:29
13	statement?	02:19:31
14	A. Not specifically, no.	02:19:32
15	Q. What about generally? Would a document	02:19:37
16	like this have a draft circulated?	02:19:40
17	A. Yeah, I mean, basically that day I	02:19:43
18	was -- when it became clear that the	02:19:48
19	Democrats -- I guess I still held out hope even	02:19:52
20	the day before, but I wasn't getting any	02:19:55
21	response.	02:19:58
22	But it became clear that it was possible	02:19:58
23	that we were going to get this four-year map,	02:20:01
24	and this was statements required in that	02:20:04
25	circumstance. That's when work on this began.	02:20:10

1 I frankly didn't know about that until told by 02:20:12
2 staff that, hey, this statement is necessary if 02:20:14
3 we don't work out a deal. 02:20:18

4 So I was shown a draft or a copy. I 02:20:22
5 don't recall having any of my own suggested 02:20:30
6 changes. So if there were other drafts that 02:20:32
7 were changed by other folks, I'm not aware of 02:20:35
8 that. 02:20:38

9 Q. Did you personally have any input into 02:20:39
10 the drafting of this statement? 02:20:47

11 MR. STRACH: Objection. 02:20:50

12 Answer if you can. 02:20:52

13 THE WITNESS: Yeah, I didn't -- I didn't 02:20:54
14 type it up or suggest word changes. This was 02:20:57
15 handed to me. It was reviewed by me. I looked 02:21:00
16 at. 02:21:03

17 And what I was -- you know, I wanted to 02:21:03
18 make sure that everything in here was fully 02:21:05
19 correct and talked about what the constitution 02:21:08
20 said you should talk about, which were results 02:21:12
21 of elections over the past ten years and, you 02:21:15
22 know, the other language that's in there. 02:21:19

23 So I didn't -- I didn't, you know, draft 02:21:22
24 up and say this has to be in here, that has to 02:21:25
25 be in here. But I think it talks about the 02:21:31

1	things that you're supposed to.	02:21:33
2	And I think the best answer is to the	02:21:34
3	extent that I looked at it and said, yeah, I	02:21:36
4	think these things are good and they ought to	02:21:38
5	be in there, I guess that's my personal	02:21:40
6	contribution.	02:21:42
7	BY MR. FUNARI:	02:21:44
8	Q. Well, I guess what I was getting at, if	02:21:44
9	Mr. Strigari was the drafter, the actual person	02:21:48
10	who put words to paper, did he do so at your	02:21:51
11	direction? Did you tell Mr. Strigari, "This is	02:21:54
12	what I want the statement to say," or words to	02:22:00
13	that effect?	02:22:02
14	A. Yeah, I don't know if Mr. Strigari was	02:22:02
15	the drafter, but the answer to your question	02:22:06
16	is, no, this was something that was presented	02:22:08
17	to me. Something that we would have to do in	02:22:10
18	the event that there would not be a ten-year	02:22:13
19	map.	02:22:18
20	Q. We looked at Section 6(B) of Article XI	02:22:19
21	a short while ago, and if you'll recall 6(B)	02:22:22
22	requires a determination of the statewide	02:22:27
23	preferences of the voters of Ohio. Do you	02:22:31
24	recall that concluding clause?	02:22:35
25	A. Yeah.	02:22:37

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

47

1	Q. Who made the calculation that a	02:22:39
2	statewide proportion of voters favoring	02:22:45
3	statewide Republican candidates was 81 percent	02:22:48
4	based on the proportion of elections won as	02:22:53
5	stated in this document?	02:22:58
6	A. Well, I don't know who calculated the 16	02:22:59
7	divided into 13 is 81 percent. I think anybody	02:23:04
8	can do that.	02:23:08
9	Certainly I suggested that what the	02:23:10
10	Constitution says is that we're supposed to	02:23:14
11	look at the results of the previous ten years	02:23:16
12	of elections, of statewide elections, both	02:23:20
13	federal and state.	02:23:23
14	And, you know, that's something that	02:23:26
15	anybody with a little bit of historical,	02:23:28
16	political knowledge can figure out.	02:23:31
17	As to the 54-46 part of it, I didn't	02:23:33
18	know that. I guess you've got to go through	02:23:36
19	with the results of the Secretary of State's	02:23:38
20	office and add all of those things up, and	02:23:41
21	that's not something you can do off the top of	02:23:45
22	your head.	02:23:47
23	So, yeah, I mean, 81 percent is pretty	02:23:47
24	easy to see. Those are the results of the last	02:23:51
25	ten years prior to this year.	02:23:55

1	Q. So that calculation, who was it that	02:23:57
2	first devised the idea that using elections won	02:24:02
3	to inform the commission's determination of the	02:24:08
4	statewide preferences of the voters? Who	02:24:11
5	decided that?	02:24:15
6	A. Well, the commission decided it,	02:24:15
7	ultimately, when they adopted this statement	02:24:19
8	unanimously I might add, without objection.	02:24:23
9	But the first idea about this, you know,	02:24:26
10	it might have been my idea. I guess I remember	02:24:30
11	talking about it, and I said: Look, the	02:24:33
12	Constitution says look at results, if we ever	02:24:36
13	get to Section 6. But the Constitution says	02:24:43
14	look at results, and those are results of the	02:24:46
15	previous ten years of election.	02:24:48
16	So who is the first brain child of this?	02:24:50
17	I guess I don't know who first specifically	02:24:53
18	suggested it. It might have been me. But I	02:24:57
19	don't -- you know, it's pretty easy to see what	02:25:00
20	results are and one result is who wins and	02:25:04
21	loses elections.	02:25:07
22	Q. Right.	02:25:08
23	A. And what party they are.	02:25:09
24	Q. And that is -- you'd agree that that is	02:25:11
25	one way of determining the statewide	02:25:14

1	preferences of the voters of Ohio, using the	02:25:18
2	information from statewide, state, and federal	02:25:24
3	partisan general election results in the last	02:25:28
4	ten years. There would be other ways to do	02:25:31
5	that, correct?	02:25:34
6	A. Sure, yeah.	02:25:34
7	Q. Did you consider any other way to	02:25:36
8	calculate how to determine the statewide	02:25:42
9	preference of the voters of Ohio?	02:25:47
10	A. You're stepping outside of this	02:25:48
11	statement. You're just talking about myself?	02:25:52
12	Q. Yes.	02:25:54
13	A. Yeah.	02:25:56
14	Q. We talked about elections won, right?	02:25:56
15	And you may have been the individual who came	02:26:00
16	up with that idea. My question was did you	02:26:03
17	have any other ideas of how that calculation or	02:26:07
18	measurement might be made?	02:26:10
19	A. No, because, again, our first mission	02:26:12
20	here was to make sure that the mandates in the	02:26:20
21	constitution were met. And this, you know,	02:26:23
22	calculus was part of making sure that our	02:26:26
23	statement accurately reflected the facts that	02:26:30
24	the commission would consider in exercising its	02:26:33
25	discretion.	02:26:36

1 So, you know, these are -- the two that 02:26:37
2 are specifically mentioned in here are the two 02:26:40
3 that are -- you know, show -- two different 02:26:44
4 ways of showing results. 02:26:47

5 I suppose that, you know, there may be a 02:26:49
6 lot of different ways that you could talk about 02:26:52
7 results in the last ten years and sort of parse 02:26:53
8 that out about, well, how hard would some 02:26:57
9 candidate campaign in a particular election, 02:27:00
10 and is that really a valid result or do we 02:27:06
11 still include it in the same weighting? 02:27:09

12 But none of that was really done. 02:27:12
13 Again, because this wasn't a mandatory part of 02:27:15
14 the constitution. But we did want to comply 02:27:17
15 with the requirement that this statement be 02:27:21
16 prepared, so we put in the things we thought 02:27:24
17 were the results. But these aren't things that 02:27:26
18 I calculated or I did some independent research 02:27:29
19 on. 02:27:31

20 Q. All right. Do you know if anyone was 02:27:32
21 consulted for the purpose of providing research 02:27:36
22 for the numbers that made their way into this 02:27:38
23 statement? 02:27:41

24 A. No, I don't know that. 02:27:42

25 Q. So let's talk about the second, I guess, 02:27:50

1	bucket of numbers that's on the screen. When	02:27:52
2	considering -- it's right at the top of the	02:27:54
3	screen.	02:27:56
4	When considering the number of votes	02:27:58
5	cast in each of those elections for Republican	02:28:00
6	and Democratic candidates, the statewide	02:28:03
7	proportion of voters favoring statewide	02:28:07
8	Republican candidates is 54 percent, and the	02:28:09
9	statewide proportion of voters favoring	02:28:12
10	statewide Democratic candidates is 46.	02:28:14
11	So I want to focus on that, the second	02:28:18
12	method of calculating voter preferences as set	02:28:21
13	forth here.	02:28:24
14	Who was it, if you know, that came up	02:28:24
15	with those percentages?	02:28:30
16	A. I don't know the answer to that.	02:28:31
17	Q. Was it a member of your staff, do you	02:28:35
18	know?	02:28:37
19	A. Well, I don't think that -- I think this	02:28:37
20	information is just publicly available at the	02:28:42
21	Ohio Secretary of State's website.	02:28:44
22	So whoever went through and did the	02:28:51
23	calculations or added up the total votes and	02:28:53
24	all of that sort of thing, I don't know who did	02:28:56
25	that.	02:28:59

1	These were -- I think were the same	02:29:00
2	numbers that the Democrat Senate map	02:29:03
3	considered. Although, for some reason, I think	02:29:09
4	at some point somebody was saying 55-45.	02:29:11
5	So I don't know who went through to the	02:29:17
6	Secretary of State's website and did all the	02:29:19
7	addition of votes, et cetera.	02:29:21
8	Q. So we've talked about both of the	02:29:24
9	measures of proportionality that are in this	02:29:28
10	final adopted 8(C)(2) statement. Were there	02:29:31
11	any other measures of proportionality	02:29:37
12	considered by the commission, other than these	02:29:39
13	two that made their way into the 8(C)(2)	02:29:41
14	statement?	02:29:48
15	A. No. I think those things would have	02:29:48
16	been discussed at a commission meeting, so I	02:29:53
17	think the answer to that is no.	02:29:56
18	Q. Okay. At the bottom of this Exhibit 2,	02:30:06
19	it reads: Using this data, the Commission	02:30:11
20	adopted the final general assembly district	02:30:14
21	plan, which contains 85 districts (64.4%)	02:30:18
22	favoring Republican candidates and 47 districts	02:30:25
23	(35.6%) favoring Democratic candidates out of a	02:30:30
24	total of 132 districts.	02:30:36
25	Do you see that?	02:30:39

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

53

1	A. Well, it's not up on my screen here at	02:30:40
2	the moment, but I think I heard you read it	02:30:44
3	correctly, or I think you read it correctly,	02:30:47
4	so -- somebody would have to scroll on my	02:30:50
5	screen.	02:30:52
6	Q. You're not seeing the screen?	02:30:53
7	A. I'm seeing the screen, but the bottom	02:30:54
8	portion that you just read from is not on my	02:30:56
9	screen.	02:30:58
10	Q. Oh, I'm sorry. It's on ours.	02:30:58
11	Can Planet Depos move that up?	02:31:02
12	A. I apologize. I thought you were reading	02:31:03
13	the last page. It is on my screen. I have	02:31:06
14	that in front of me. I apologize.	02:31:08
15	Q. I'll give you a minute to read it.	02:31:11
16	A. No, it's okay. I've got it. I read it	02:31:12
17	before.	02:31:14
18	Q. All right. So these numbers that the	02:31:14
19	commission adopted for the General Assembly	02:31:19
20	plan of 64.4 percent favoring Republican	02:31:21
21	candidates and 35.6 favoring Democratic	02:31:25
22	candidates, when did you first learn that those	02:31:30
23	were the numbers that were going to be put	02:31:34
24	forth in this statement?	02:31:37
25	A. When I saw the statement, which was	02:31:38

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

54

1	probably sometime late afternoon on	02:31:44
2	September 15th.	02:31:47
3	Q. Were you, to your knowledge, the first	02:31:55
4	member of the commission to see this statement?	02:31:57
5	A. I do not know the answer to that.	02:31:59
6	Q. Do you know if other commissioners were	02:32:03
7	provided a copy of this Section 8(C)(2)	02:32:07
8	statement prior to their being asked to vote	02:32:12
9	for it or against it at the September 15th	02:32:16
10	meeting?	02:32:20
11	A. Yes, they were.	02:32:20
12	Q. When were they provided with a copy of	02:32:22
13	it?	02:32:27
14	A. I can't tell you that specifically, but	02:32:27
15	I think it's in the 7:00 to 8:00 range. Those	02:32:32
16	things were sent to their emails by -- I think	02:32:36
17	by my staff, and I think they all acknowledged	02:32:40
18	receipt of it.	02:32:45
19	Q. Why didn't your staff or you send a	02:32:46
20	draft of this statement to the other	02:32:51
21	commissioners prior to commencing the	02:32:55
22	September 15th meeting?	02:32:58
23	A. Well, to be clear, the meeting commenced	02:33:00
24	at 10:30 in the morning and recessed.	02:33:03
25	This was worked on by my staff and	02:33:08

1 presented to me sometime late in the afternoon. 02:33:12

2 And what we sent to them at whatever 02:33:14

3 time that those emails went out, 7:00 or 8:00, 02:33:17

4 was a draft, when it became, again, apparent to 02:33:20

5 me at that point that, you know, I was -- I was 02:33:26

6 waiting most of the afternoon on the 15th for a 02:33:28

7 response of some kind from Leader Sykes or 02:33:30

8 Senator Sykes. So what we sent at 8:00 was a 02:33:34

9 draft. 02:33:40

10 Now, it's a draft until the commission 02:33:40

11 adopts it, which, ultimately, the commission 02:33:44

12 adopted it without any changes to the proposal 02:33:46

13 that was sent out at 8:00. 02:33:50

14 And, in effect, somebody had to do 02:33:51

15 something about this because the Constitution 02:33:53

16 required it. So that's -- it was a draft until 02:33:55

17 it was adopted. 02:33:59

18 Q. Understood. What was the plan that you 02:34:00

19 had sent over to the Sykeses that you were 02:34:07

20 awaiting a response on between the time the 02:34:12

21 commission convened in the morning of the 15th 02:34:17

22 and the time it reconvened in the evening? 02:34:20

23 A. Well, that plan was sent to them much 02:34:22

24 before that, which we were attempting to 02:34:29

25 negotiate with the Sykes. So they -- that time 02:34:31

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

56

1	period stretches back into the previous week.	02:34:35
2	But if you're only asking about the	02:34:40
3	15th, I was told by Senator Sykes that a	02:34:44
4	response to our latest proposal would be	02:34:48
5	coming.	02:34:50
6	I had attempted to meet with he and	02:34:53
7	Leader Sykes earlier in the week. I requested	02:34:56
8	to meet with them. They didn't respond to my	02:34:58
9	request.	02:35:01
10	But if you're only asking about that	02:35:03
11	day, I had a series of phone conversations with	02:35:05
12	Senator Sykes. Again, the time was 10:30. We	02:35:08
13	were supposed to meet, and beginning at about	02:35:12
14	1:00 o'clock, I was told by Senator Sykes that	02:35:16
15	the response to our latest proposal would be	02:35:19
16	coming, and we pushed the time back to 3:00	02:35:22
17	o'clock.	02:35:25
18	And I think another phone call, let's	02:35:26
19	come in at 5:00. We pushed it back to 7:00,	02:35:29
20	and I continued to call.	02:35:33
21	I think maybe we talked three times that	02:35:34
22	day, and he said a response would be coming.	02:35:37
23	And ultimately, because we have the -- we have	02:35:42
24	to do this on September 15th, Speaker Cupp	02:35:45
25	convened the meeting and of course we did what	02:35:50

1	we did.	02:35:53
2	But there were a series of attempts on	02:35:56
3	my part to try to have some negotiations in	02:35:59
4	response to our proposals.	02:36:04
5	Q. Okay. I apologize, it's probably a	02:36:06
6	result of my misunderstanding.	02:36:10
7	It was my understanding that, while the	02:36:11
8	commission was in recess on the 15th, there	02:36:14
9	were actual negotiations back and forth between	02:36:16
10	the Democrats and the Republican legislative	02:36:19
11	leaders. It sounds like that is incorrect.	02:36:21
12	There was not a back-and-forth negotiation, but	02:36:25
13	rather you had made the prior week what you've	02:36:28
14	called the latest proposal, and you were	02:36:32
15	waiting for them to respond, which they never	02:36:34
16	did; is that correct?	02:36:36
17	A. Yeah, so, that's part of that.	02:36:38
18	The other thing is when you say	02:36:41
19	Republican and Democrat members of the	02:36:43
20	commission, I don't know what sort of	02:36:45
21	discussions Secretary LaRose, Governor DeWine,	02:36:48
22	and Auditor Faber were having with anyone.	02:36:50
23	And I guess I don't know everything that	02:36:54
24	Speaker Cupp may have been talking to each	02:36:56
25	other about.	02:36:58

1	But for my part, I was trying to get my	02:37:01
2	Democratic counterpart in the Senate to	02:37:04
3	respond.	02:37:07
4	And, frankly, I thought that Vern,	02:37:07
5	because, you know, I know him, known him for	02:37:10
6	many years, was the best person for me to try	02:37:13
7	to talk to. And tried to -- as I said, tried	02:37:15
8	to -- asked him if he would meet with me in	02:37:19
9	Akron earlier in the week. I didn't get a	02:37:21
10	response to that. And then when I did speak	02:37:24
11	with him in Cleveland on the 13th, he said they	02:37:27
12	would have a response the next day. We didn't	02:37:31
13	get that.	02:37:35
14	And when we talked on the 15th, he	02:37:36
15	promised, several times, responses.	02:37:38
16	And I don't put that all on him. I know	02:37:40
17	there's a lot of different folks, and there's a	02:37:42
18	lot of things that have to happen. It's not	02:37:44
19	just you walk in the room, make a decision, and	02:37:47
20	come back out.	02:37:49
21	So, if you're including other Republican	02:37:52
22	members of the commission, I don't know what	02:37:55
23	discussions they may have been having on that	02:37:58
24	particular day.	02:38:01
25	Q. Fair enough. So the "latest proposal,"	02:38:01

1 as you use that term, what was the latest 02:38:05
2 proposal that you made to the legislative 02:38:08
3 Democrats? 02:38:13

4 A. So I'm going to use these terms just -- 02:38:13
5 and if these aren't clear to you, I think 02:38:23
6 they're clear, but the initial map that the -- 02:38:25
7 although we didn't quite know that when it was 02:38:34
8 introduced -- and I'm just going to use House 02:38:37
9 numbers just because it's closer to percentages 02:38:39
10 and so we can have one sort of rubric. 02:38:43

11 As I understand it, it had districts 02:38:45
12 that leaned Republican. The total number was 02:38:48
13 68. The Democratic proposal had 57 districts 02:38:51
14 that leaned Republican. The subsequent 02:38:58
15 proposal that we had made had 62 districts that 02:39:03
16 leaned Republican. 02:39:09

17 Again, as I understand it. I didn't 02:39:11
18 examine these districts or whatever indices may 02:39:13
19 have been used. And that was sort of where we 02:39:16
20 were at a day or so before, and certainly on 02:39:19
21 the 15th. 02:39:23

22 It was our attempt, what we were trying 02:39:24
23 to do was get them to respond to, you know, "if 02:39:27
24 we boil it all the way down to 68; no, how 02:39:32
25 about 57; no, how about 62," we were 02:39:35

1 negotiating, and we were at 62, and they were 02:39:38
2 at 57. 02:39:42

3 And, again, there are many other things 02:39:43
4 that were part of that, of course. But we were 02:39:45
5 trying to get a response out of them. 02:39:48

6 Q. Understood. Mr. DiRossi testified that 02:39:56
7 he worked with two consultants in his work 02:40:04
8 drawing the map. Would you agree that 02:40:09
9 Mr. DiRossi worked with two consultants in his 02:40:14
10 work drawing the map? 02:40:19

11 MR. STRACH: Objection. I don't think 02:40:20
12 he testified that they helped him draw the map. 02:40:22
13 He talked about two consultants, but not in 02:40:28
14 drawing the map. 02:40:32

15 MR. FUNARI: Fair enough. Let me 02:40:33
16 rephrase the question. I'll withdraw that 02:40:36
17 question. 02:40:38

18 BY MR. FUNARI: 02:40:38

19 Q. Do you have an understanding of whether 02:40:38
20 or not two consultants were made available for 02:40:40
21 consulting purposes and for the provision of 02:40:43
22 data or other reasons to Mr. DiRossi for his 02:40:46
23 map drawing process? 02:40:50

24 A. To be honest with you, the answer to 02:40:59
25 that is no. I know there was a data guy, and I 02:41:00

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

61

1 don't know what his name was. 02:41:02

2 If there was a second person who was 02:41:03

3 providing data to Ray, then I don't have any 02:41:05

4 reason to doubt his testimony about that. I 02:41:08

5 just -- wasn't necessary for me to vet any of 02:41:10

6 that. That was up to Ray. And, of course, you 02:41:16

7 give -- you give folks the tools they need to 02:41:19

8 accomplish their task. 02:41:23

9 So the answer really is, no, I don't 02:41:24

10 know who those folks are. 02:41:26

11 Q. But do you remember authorizing 02:41:27

12 Mr. DiRossi to hire such consultants? 02:41:29

13 A. I don't specifically remember that, but 02:41:32

14 that probably happened. 02:41:34

15 Q. Does the name Clark Benson ring a bell 02:41:36

16 to you? 02:41:39

17 A. Rings a bell. I guess I can't tell you 02:41:40

18 anything else about him or who he is. 02:41:43

19 Q. What about the context in which you know 02:41:47

20 that name? You recognize that name from 02:41:49

21 Mr. DiRossi's work on the maps? 02:41:51

22 A. No, I really don't. 02:41:53

23 Q. What about John Morgan? Are you 02:41:57

24 familiar with that name? 02:42:00

25 A. I don't think I know who John Morgan is, 02:42:01

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

62

1	no.	02:42:04
2	Q. Have you ever worked with Mr. Benson, to	02:42:10
3	the best of your recollection?	02:42:12
4	A. I don't think so, no.	02:42:13
5	Q. Do you know whether Mr. DiRossi was	02:42:21
6	provided access to non-public 2012 and 2014	02:42:39
7	election data?	02:42:48
8	A. No, I don't know the answer to that.	02:42:49
9	Q. Did the commission ever consider hiring	02:42:54
10	a nonpartisan mapmaker to draw the maps to your	02:43:02
11	knowledge?	02:43:09
12	A. Well, I guess the way the commission	02:43:09
13	would consider that would be jointly at a	02:43:16
14	public meeting. Those meetings, of course, I	02:43:20
15	think are all recorded and there's minutes of	02:43:23
16	it, et cetera.	02:43:25
17	So I don't recall at any of our meetings	02:43:26
18	that we discussed that topic.	02:43:28
19	Q. What about before the commission was	02:43:30
20	convened on August 6th? Was there any	02:43:34
21	discussion among the members, or the	02:43:37
22	individuals who would become the members of the	02:43:41
23	commission, whether or not --	02:43:44
24	A. Yeah, I -- at the meeting I mentioned,	02:43:47
25	the end of July, beginning of August meeting in	02:43:49

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

63

1 the Speaker's office, and really maybe before, 02:43:51
2 we talked about each of the four caucuses 02:43:57
3 having access to someone who can assist them in 02:44:00
4 making these decisions. 02:44:06

5 From the perspective of the Senate 02:44:08
6 Republicans, we didn't think it was necessary 02:44:12
7 for us to go out and hire outside people. 02:44:13
8 Mr. DiRossi, he might be the most qualified 02:44:18
9 person in the United States, as far as I know. 02:44:20
10 He had done this for two cycles, and, you know, 02:44:22
11 was enthusiastic about he wanted to do it. So 02:44:24
12 there wasn't any reason for me to do anything 02:44:29
13 about that. 02:44:31

14 I don't know what Speaker Cupp's 02:44:35
15 analysis was in terms of who they had. 02:44:36

16 Leader Yuko, who, of course, did not 02:44:40
17 become a member of the commission, his 02:44:43
18 statement at that meeting was we have -- I 02:44:46
19 guess I can't remember -- there is a Democratic 02:44:51
20 staffer, nice guy. He's been around for years. 02:44:54
21 I apologize, I can't remember his name. He 02:44:56
22 knew about drafting maps, so they wouldn't need 02:44:59
23 to hire an outside person. 02:45:01

24 However, Leader Sykes, you know, said -- 02:45:02
25 you know, made a fair statement, a clear 02:45:06

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

64

1	statement, that: Hey, we don't have a Ray	02:45:09
2	DiRossi in-house or same fellow for the Senate	02:45:11
3	Democrats. We need additional funds to go out	02:45:15
4	and hire a mapmaker or consultant or whatever	02:45:20
5	term we were using at the moment.	02:45:25
6	So we authorized a considerable amount	02:45:30
7	of money. I think originally each caucus, each	02:45:32
8	party, I think, was given \$150,000, and that	02:45:35
9	was used to buy computers and software and	02:45:39
10	such.	02:45:41
11	But in this case, Leader Sykes asked	02:45:45
12	for, I think, an additional \$250,000, I think,	02:45:49
13	just to hire consultants, which I think was for	02:45:53
14	mapmaking purposes and we agreed to do that.	02:45:59
15	Of course, that would have had to be something	02:46:01
16	that we all agreed to.	02:46:03
17	So in this case, and I think it was just	02:46:08
18	the House Democrats, I don't know exactly how	02:46:10
19	they did what they did, but I think they went	02:46:13
20	out and hired somebody, and that was for four	02:46:15
21	months. That included the Congressional	02:46:17
22	portion of this redistricting, which, of	02:46:19
23	course, is ongoing as we speak.	02:46:22
24	We try not to, you know, get down to	02:46:29
25	telling each other what we're going to do with	02:46:33

1 our consultants. It's supposed to be a process 02:46:35
2 where you take money. But the answer is the 02:46:40
3 House Democrats got an additional quarter of a 02:46:43
4 million dollars or so to assist them in the 02:46:45
5 mapmaking process. 02:46:47

6 Q. And is it correct that none of the 02:46:48
7 statewide elected officials, that being 02:46:50
8 Governor DeWine, Secretary of State LaRose, and 02:46:54
9 Auditor Faber, none of those statewide elected 02:46:58
10 officials participated in that meeting where 02:47:01
11 the decision was made that there would be no 02:47:03
12 hiring of a nonpartisan mapmaker? 02:47:06

13 A. That is correct. This is a meeting that 02:47:12
14 happened before the commission convened among 02:47:14
15 the four caucus leaders, three of whom ended up 02:47:17
16 actually being on the commission. 02:47:20

17 Q. I think I know the answer to this, but 02:47:23
18 I'm going to ask it anyway. Did the commission 02:47:39
19 as a collective entity ever attempt to draft a 02:47:42
20 map? 02:47:48

21 A. No. Again, they can only act through a 02:47:48
22 joint action, either in a meeting or I suppose 02:47:58
23 possible to do a written resolution. But none 02:48:00
24 of that ever happened, no. 02:48:03

25 Q. Did the commission ever develop metrics 02:48:05

1 for assessing the various plans that were to 02:48:12
2 come before it as contemplated by the 02:48:16
3 Constitution for compliance with Section 6? 02:48:18
4 A. Not -- yeah, not to my knowledge. 02:48:24
5 Q. Did each -- do you know if each 02:48:28
6 independent member, including yourself, had 02:48:32
7 their own individual idea of the metrics by 02:48:34
8 which he or she would use to determine the 02:48:39
9 compliance of any respective map to Section 6? 02:48:42
10 MR. STRACH: Objection. 02:48:48
11 THE WITNESS: Yeah, I think -- I don't 02:48:49
12 know what the other six commission members did. 02:48:51
13 What I instructed Ray to do was, first 02:48:55
14 and foremost, comply with the Constitution, the 02:48:58
15 mandates of the constitution, and that our 02:49:02
16 mission here, so to speak, was to attempt to 02:49:08
17 come to a resolution that would allow us a 02:49:11
18 ten-year map, which necessarily would have 02:49:14
19 required both Democratic members of the 02:49:16
20 commission to be in favor of it. 02:49:20
21 So that's what our attempts were. 02:49:21
22 Section 6, of course, is aspirational 02:49:26
23 first, but if we require -- if we comply with 02:49:29
24 the mandates of the Constitution, are not -- 02:49:33
25 that's not something that is also a mandate. 02:49:38

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

67

1	BY MR. FUNARI:	02:49:45
2	Q. So you don't know one way or another	02:49:45
3	whether any of the other commissioners or their	02:49:48
4	staff created specific metrics or checklists	02:49:51
5	for purposes of evaluating whether or not the	02:49:57
6	maps that would come before them would comply	02:50:00
7	with Section 6?	02:50:03
8	A. Yeah, I don't know what the other six	02:50:04
9	commission members were doing in that regard.	02:50:08
10	Q. But you did not. You didn't create any	02:50:11
11	such, you know, metric or checklist by which	02:50:15
12	you would evaluate compliance with Section 6 as	02:50:23
13	the maps would come before you?	02:50:26
14	A. Well, I guess the one exception to that	02:50:28
15	would be the metrics that were set out in the	02:50:32
16	statement, which we've already reviewed, which	02:50:36
17	are the results of elections over the previous	02:50:38
18	ten years, either in percentage or outcome.	02:50:40
19	So if you want to call that metrics, I	02:50:44
20	suppose those are things that I discussed with	02:50:47
21	my staff in the afternoon of the 15th.	02:50:50
22	Q. Right. So that was after the	02:50:58
23	September 9th map was introduced that you	02:51:00
24	developed that metric in your mind and	02:51:02
25	discussed with your staff sometime during the	02:51:04

1	recess on the 15th?	02:51:06
2	A. That was the date that we prepared the	02:51:08
3	statement and began including all of the things	02:51:12
4	that we thought were relevant as it was related	02:51:15
5	to that Section 4 -- excuse me, the statement	02:51:20
6	that was required. Certainly those other	02:51:25
7	things were known prior to that and as early	02:51:29
8	as, you know, four or five days or probably	02:51:34
9	earlier than that.	02:51:38
10	Again, anyone at any time can look and	02:51:40
11	see who has won the previous ten years. 13 out	02:51:44
12	of 16 have been won by Republican.	02:51:48
13	So when that idea first surfaced and	02:51:50
14	discussed, I don't know, but that was long	02:51:52
15	before September 15th. And the 54-46 or 55-45,	02:51:54
16	well, people have been talking about that for	02:52:01
17	several months, including the Democrats. So	02:52:03
18	these things weren't unknown. But as a	02:52:07
19	statement of the commission, as its own	02:52:11
20	statement as to these are the results, those	02:52:15
21	were things that had to go on the statement.	02:52:19
22	Again, there's no formula in the	02:52:22
23	constitution. We consider facts and then	02:52:23
24	exercise discretion, and that was the purpose	02:52:26
25	of having it in a statement. But those things	02:52:29

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

69

1	were known, generally, to the public and other	02:52:32
2	people, including me, prior to September 15th.	02:52:34
3	Q. Okay. Just I may have cloudy view of	02:52:37
4	the timeline, then, here. Just so I'm clear.	02:52:42
5	This idea of using statewide elections won as	02:52:46
6	one of the two metrics that made their way into	02:52:53
7	the 8(C)(2) statement, you came up with that	02:52:56
8	idea approximately five or six days before the	02:53:00
9	15th; is that right?	02:53:03
10	A. I don't think that's accurate. And I	02:53:05
11	don't know that I came up with it. I may have	02:53:07
12	come up with it.	02:53:09
13	But this was something as we began to	02:53:10
14	talk about what are all of the things that we	02:53:13
15	were considering, that was a discussion that we	02:53:19
16	had long before the 15th.	02:53:22
17	Maybe at the end of August, beginning of	02:53:24
18	September, the first time, you know, we talked	02:53:26
19	about, well, what do results mean?	02:53:30
20	Well, results, as suggested by some	02:53:32
21	folks, including Democrats, were add up all of	02:53:36
22	the votes in all of the elections and do a	02:53:39
23	calculation. I'm not sure that that -- you	02:53:42
24	know, because, again, you have 19 races,	02:53:44
25	they're different candidates, different things.	02:53:47

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

70

1 I'm not sure that adding all of the votes 02:53:49
2 together would be one. And -- but adding -- 02:53:53
3 you know, looking at the actual results of who 02:53:57
4 won is another way of doing it. 02:53:59
5 You know, the one thing that didn't make 02:54:01
6 it into the statement, I guess, I'm sitting 02:54:04
7 here thinking, is look at the actual results of 02:54:05
8 all of those statewide elections, those 19 02:54:09
9 statewide elections. 02:54:12
10 And some candidates were winning 51-49. 02:54:13
11 Of course, you know, by the way, this 02:54:17
12 calculation doesn't include third-party and 02:54:19
13 independent candidates. So there's a lot of 02:54:21
14 other percentages that aren't in the statement. 02:54:27
15 Those aren't things that we considered, 02:54:29
16 necessarily, because, you know, we're sitting 02:54:32
17 there that day saying what are important facts 02:54:34
18 for the commission to include in the statement? 02:54:36
19 But, yeah, I think these are things that 02:54:40
20 everybody knew long before the 15th. 02:54:42
21 Q. Okay. So as I understand it, and tell 02:54:45
22 me if this is a fair statement: You had 02:54:49
23 discussions prior to the 15th about a metric 02:54:52
24 being statewide elections won, but you didn't 02:54:56
25 know that it was going to make its way into the 02:55:01

1	8(C) (2) statement as a basis for the	02:55:05
2	determination of the commission until you saw	02:55:10
3	that statement sometime during the recess on	02:55:12
4	the 15th.	02:55:16
5	A. Yeah, and your timing is correct.	02:55:17
6	I would just say as this was a "fact"	02:55:20
7	for consideration. I don't know that I would	02:55:24
8	say "basis." That means something a little bit	02:55:26
9	different to me.	02:55:28
10	But that is correct. I didn't know it	02:55:29
11	was going to go into the statement until the	02:55:31
12	afternoon of the 15th because, to be very	02:55:32
13	honest with you, if I ever knew that the	02:55:35
14	statement was necessary, nobody really	02:55:37
15	explained that to me until: Oh, yeah, we	02:55:39
16	actually have to do this, don't we? Let's	02:55:43
17	start preparing a statement in case we don't	02:55:45
18	get a four-year map.	02:55:47
19	Q. So who was the actual decision-maker	02:55:49
20	that made the decision to put that metric,	02:55:53
21	statewide elections won, into the 8(C) (2)	02:55:56
22	statement?	02:56:01
23	A. All seven members of the commission.	02:56:02
24	Q. All seven of the commission voted for	02:56:05
25	it.	02:56:07

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

72

1	A. Right.	02:56:07
2	Q. But I understand from earlier testimony	02:56:08
3	and the testimony at the hearing, public	02:56:10
4	hearing, that it was presented to them with not	02:56:13
5	much notice. And many of them put that on the	02:56:17
6	record. They were unhappy about that. It's	02:56:23
7	kind of been unanimous testimony that the	02:56:25
8	statement came from your office.	02:56:28
9	So my question is who made the decision	02:56:30
10	to put that metric of statewide elections won	02:56:33
11	into the 8(C)(2) statement?	02:56:38
12	A. Yeah, the proposal was made by me. The	02:56:40
13	motion was made by me. Again, the conclusion,	02:56:44
14	the decision was made by the commission.	02:56:48
15	Q. So it was you, not necessarily a member	02:56:50
16	of your staff, who decided to put that metric	02:56:58
17	into the 8(C)(2) statement?	02:57:01
18	A. It was my decision to make the motion to	02:57:02
19	propose that to the commission. The staff	02:57:06
20	doesn't make decisions. The people making the	02:57:08
21	motions do that.	02:57:11
22	Q. Right. And you have no recollection, as	02:57:12
23	I understand it, who on your staff actually	02:57:18
24	included and drafted that language of the	02:57:22
25	statewide elections won and the 81 percent into	02:57:26

1	the statement, correct?	02:57:31
2	A. No. That's correct, yeah.	02:57:32
3	Q. Okay. Okay, give me one second, if you	02:57:34
4	would.	02:57:44
5	Madam court reporter, could you give me	02:57:44
6	a time where we are on the record?	02:57:46
7	(Discussion held off the written	02:58:17
8	record.)	02:58:17
9	BY MR. FUNARI:	02:58:28
10	Q. Mr. President, were you one of the	02:58:28
11	principal authors of the 2015 amendments to	02:58:30
12	Article XI?	02:58:35
13	A. Can you repeat that? I didn't quite	02:58:36
14	catch that.	02:58:38
15	Q. Sure. Let me back up. Were you a	02:58:38
16	member of the Senate during the negotiation and	02:58:40
17	drafting of the 2015 amendments to Article XI?	02:58:47
18	A. So I think I know what you're asking. I	02:58:58
19	was a member of the Ohio House of	02:59:00
20	Representatives when the 2014 changes, many of	02:59:02
21	which we're discussing, were drafted, and I was	02:59:06
22	a principal in that. And that went on the	02:59:10
23	ballot in 2015. So hopefully that's helpful.	02:59:13
24	Q. Yeah. I guess my mistake was you were	02:59:16
25	in the House, not the Senate, at the time,	02:59:18

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

74

1	correct?	02:59:20
2	A. Correct.	02:59:20
3	Q. Okay.	02:59:20
4	A. As was Vern Sykes at that point. We're	02:59:22
5	now both in the Senate.	02:59:24
6	Q. And you worked with Mr. Sykes through an	02:59:33
7	organization that you and he co-founded called	02:59:36
8	the Fair Districts for Ohio group, correct?	02:59:38
9	A. Not in the drafting of that, if that's	02:59:40
10	what you're --	02:59:44
11	Q. No --	02:59:44
12	A. If you're connecting it to the previous	02:59:45
13	question, that had nothing to do with the work	02:59:47
14	on the legislation.	02:59:49
15	Q. Right. But you and Mr. Sykes joined	02:59:51
16	forces, for lack of a better term, to advocate	02:59:55
17	publicly for those amendments, correct?	02:59:59
18	A. Yeah, after the legislature placed the	03:00:03
19	issue on the ballot in two-thousand -- for the	03:00:06
20	2015 election, which was in November of 2015,	03:00:12
21	at that time private citizen Huffman and	03:00:20
22	private citizen Sykes, we did form an	03:00:22
23	organization, and we raised some money, not too	03:00:26
24	much, and we hired some folks and bought some	03:00:30
25	advertising. We did various editorial trips,	03:00:32

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

75

1	et cetera, during that 2015 year.	03:00:40
2	Q. And what was the purpose, generally, of	03:00:50
3	that group?	03:00:52
4	A. Well, I had -- a few years before that	03:00:52
5	had -- as a -- also as a member of the House,	03:00:57
6	put an initiative on the ballot to ask the	03:00:59
7	legislature to -- we have age limits for	03:01:02
8	judges, and I tried to get it raised from 70 to	03:01:05
9	75 because I thought we were losing a lot of	03:01:08
10	people off the bench. I should have got rid of	03:01:11
11	it altogether.	03:01:14
12	It went down, and one of the things I	03:01:15
13	learned is if you want a ballot initiative,	03:01:17
14	whether it's by petition or legislature, you	03:01:19
15	need to campaign for it.	03:01:22
16	So the purpose of that was to try to get	03:01:23
17	the issue passed.	03:01:25
18	Q. Now, there was literature related to the	03:01:31
19	campaign that the organization was advocating	03:01:34
20	for. Were you involved in preparing any of	03:01:38
21	that literature, the posters or other medium,	03:01:41
22	in which the Fair Districts for Ohio was	03:01:45
23	getting its message out?	03:01:49
24	A. Well, I think one of the things that	03:01:51
25	happened in the campaign, as usually happens	03:01:55

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

76

1	with these campaigns, is a lot of folks sort of	03:01:59
2	take their own particular ownership of it.	03:02:02
3	So I was responsible for, you know, the	03:02:08
4	things that I said and did. But there were a	03:02:09
5	lot of folks who claimed that somehow they were	03:02:11
6	responsible for this and campaigning in a	03:02:15
7	variety of different ways to support it.	03:02:19
8	So what was said and what wasn't said in	03:02:23
9	particular things, I guess I'd have to see what	03:02:27
10	specifically it is that you're talking about	03:02:30
11	and whether I sanctioned it or drafted it or	03:02:32
12	approved it.	03:02:35
13	I -- unfortunately, and we heard this in	03:02:37
14	some of the testimony, there's a lot of folks	03:02:39
15	out there that think that this went on by	03:02:42
16	virtue of petitions that were circulated.	03:02:44
17	Because they said, you know, "They circulated	03:02:46
18	petitions and that's why it got on the ballot."	03:02:48
19	They were wrong about that.	03:02:51
20	So if there are particular documents or	03:02:52
21	pieces of paper or ads or things like that, I'd	03:02:56
22	have to take a look at it.	03:03:00
23	I do recall we did not -- most of what	03:03:03
24	we did were radio ads, and then we did some	03:03:06
25	editorials and things like that. We really	03:03:10

1 didn't have enough money to go out and buy TV 03:03:12
2 commercials or, you know, some of the other 03:03:15
3 things. 03:03:17

4 And I don't think digital advertising 03:03:18
5 was in 2015 what it is today. So I'd have to 03:03:21
6 see if I have a recollection of what you're 03:03:26
7 talking about. 03:03:28

8 Q. Okay. In the interest of time, I'm not 03:03:29
9 going to pull up the various posters, but I do 03:03:31
10 have some excerpts that I'm going to read to 03:03:35
11 you and then ask you a couple of questions 03:03:37
12 about. 03:03:40

13 The first is there is a poster that came 03:03:41
14 out, published by Fair Districts of Ohio, that 03:03:44
15 noted that the amendments were to advance 03:03:48
16 fairness and specifically "to protect against 03:03:52
17 gerrymandering by prohibiting any district from 03:03:56
18 primarily favoring one political party and 03:04:00
19 require districts to closely follow the 03:04:02
20 statewide preferences of voters." 03:04:05

21 Do you recall having any part in coming 03:04:08
22 up with that language which appeared on the 03:04:11
23 materials put out by the Fair Districts of 03:04:15
24 Ohio? 03:04:17

25 A. No. I don't have any recollection of 03:04:18

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

78

1	that.	03:04:20
2	Q. Another was to advance the goal of	03:04:21
3	accountability, and the revisions to Article II	03:04:24
4	would "create a process for the Ohio Supreme	03:04:29
5	Court to order the commission to redraw the map	03:04:33
6	if the plan favors one political party."	03:04:36
7	Do you recall any input into the posters	03:04:40
8	or flyers of the organization including words	03:04:45
9	to that effect?	03:04:48
10	A. No.	03:04:49
11	Q. Do you agree with those statements,	03:04:50
12	though?	03:04:57
13	A. Well, the second one, since I think I	03:04:57
14	can remember that one a little better -- we can	03:05:04
15	go back to the first one -- the second one, of	03:05:06
16	course, is incorrect to the extent that if the	03:05:09
17	mandates of the constitution are met, the	03:05:12
18	Supreme Court does not or cannot order a redraw	03:05:15
19	based on the items that you've put in there. I	03:05:21
20	mean, that's pretty clear in the Constitution.	03:05:26
21	And I guess I'd have to have you read me	03:05:29
22	the first one again to see if I agreed with it.	03:05:31
23	Q. Sure. It goes to fairness. And this	03:05:35
24	one in particular says that the amendments "are	03:05:38
25	meant to protect against gerrymandering by	03:05:42

1 prohibiting any district from primarily 03:05:45
2 favoring one political party and require 03:05:49
3 districts to closely follow the statewide 03:05:51
4 preferences of voters." 03:05:54

5 A. Yeah, I mean, it sounds like, when you 03:05:56
6 use the word "any district," well, of course, 03:05:58
7 it's impossible to do that and follow the 03:06:01
8 mandates of the constitution. 03:06:06

9 You know, if we decided we're going to 03:06:07
10 draft -- draw every district 54-46 or 55-45, 03:06:10
11 whatever it is, we could do that. 03:06:15

12 Now, in theory, you could have 99 03:06:18
13 Republicans elected to the House, but we would 03:06:21
14 have all districts do that. Fact is you can't 03:06:24
15 do that and follow all of the mandated portions 03:06:27
16 of the Constitution. Just like you can't draw 03:06:29
17 a map that has 81 percent, you know, as -- 03:06:32
18 because of 13 and 16, because you can't divide 03:06:39
19 counties, all of the other things that are in 03:06:42
20 there. 03:06:45

21 So it sounds like a political consultant 03:06:47
22 drafting something that may have made sense to 03:06:52
23 them at the time or helped to get it passed, 03:06:54
24 but it's -- it's factually inaccurate. 03:06:57

25 Q. So if Fair Districts of Ohio was putting 03:07:03

1	out memorabilia and posters and other	03:07:09
2	literature that said things like that, and your	03:07:13
3	name is associated with the organization, would	03:07:18
4	you take issue with that?	03:07:19
5	A. Did you say memorabilia?	03:07:20
6	Q. Yeah, or whatever, literature.	03:07:23
7	A. Literature, oh, okay. Oh, okay. Yeah,	03:07:26
8	I mean, I suppose I would have taken issue with	03:07:30
9	it at the time if I would have sat down and	03:07:34
10	said, "Let's take this word out and put these	03:07:36
11	things in," and all of that.	03:07:39
12	But there were a lot of folks who may	03:07:40
13	have been working on this. For example, the	03:07:43
14	League of Women Voters were putting out a lot	03:07:46
15	of things and other entities, whoever they may	03:07:49
16	have been, putting things out to convince	03:07:54
17	people to vote for this.	03:07:56
18	What all they put into it -- you know,	03:07:58
19	and that -- that happens in lots of issue	03:08:01
20	campaigns and political campaigns. You have	03:08:04
21	acolytes of various stripes putting out things	03:08:07
22	about why you should vote for candidates and	03:08:11
23	shouldn't.	03:08:13
24	Everything that everybody ever said	03:08:13
25	about me when I was running for office, even if	03:08:15

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

81

1	they were trying to do me a favor, probably I	03:08:19
2	would take issue with and the same is true in	03:08:21
3	this case.	03:08:23
4	Q. Okay. Mr. President, I think we've been	03:08:24
5	going maybe just over an hour and a half. It	03:08:27
6	would be probably a wise time to take a brief	03:08:31
7	recess, maybe five minutes or so.	03:08:33
8	Is that all right, Phil, with you?	03:08:36
9	MR. STRACH: That's fine with me. Let's	03:08:38
10	say five minutes, I guess.	03:08:40
11	MR. FUNARI: And, madam court reporter,	03:08:41
12	can you give us a time.	03:08:43
13	THE VIDEOGRAPHER: Off the record at	03:09:22
14	3:09.	03:09:24
15	(Recess ensued from 3:09 p.m.	03:16:30
16	to 3:20 p.m.)	03:20:47
17	THE VIDEOGRAPHER: We are back on the	03:20:53
18	record at 3:21.	03:20:54
19	BY MR. FUNARI:	03:20:54
20	Q. Can you hear me okay, President Huffman?	03:21:01
21	A. Yes, I can.	03:21:02
22	Q. Okay. Did any of the other	03:21:04
23	commissioners, besides yourself, have access to	03:21:12
24	Mr. DiRossi during the map drawing process?	03:21:16
25	A. I don't believe so.	03:21:19

1 Q. Was that at your direction? 03:21:24

2 A. I don't think it was something I needed 03:21:28
3 to direct. Ray's a Senate employee. He's paid 03:21:32
4 by the Senate to do his job. The House, you 03:21:36
5 know, they have their employee that they would 03:21:39
6 work for them. 03:21:42

7 And, again, to the extent that the other 03:21:43
8 commissioners had folks. I don't think it 03:21:46
9 would be necessary, for example, Leader Yuko to 03:21:51
10 direct his employee not to interact with other 03:21:57
11 folks. It's, I guess, maybe understood that's 03:22:00
12 who you work for. 03:22:03

13 Q. I guess I was -- the individuals I had 03:22:04
14 in mind were the other commission members. So, 03:22:07
15 for example, let's use the Governor as an 03:22:09
16 example. Did Governor DeWine have access to 03:22:12
17 Mr. DiRossi during the map drawing process? 03:22:17

18 A. He shouldn't have. So, no, I don't 03:22:20
19 think the Governor or the Governor's folks 03:22:24
20 would have talked to Ray DiRossi about this. 03:22:27

21 Q. And would that be the same for each of 03:22:30
22 the statewide elected officials? 03:22:32

23 A. That's correct. 03:22:34

24 Q. Okay. Why did you not want them to have 03:22:35
25 access to Mr. DiRossi during this process? 03:22:39

1 A. Well, I don't think it's some active 03:22:42
2 determination of what I wanted or didn't want. 03:22:46
3 It's the same for any other activity. 03:22:50
4 If the Governor decided he wanted Frank 03:22:55
5 Strigari's opinion on a legal matter unrelated 03:22:57
6 to this, well, that's not appropriate for him 03:23:01
7 to call my attorney or my chief of staff or 03:23:03
8 someone else, just like I wouldn't to be 03:23:06
9 calling their attorney or chief of staff or 03:23:08
10 whoever it was. 03:23:10
11 So it wasn't a question of wanting to or 03:23:11
12 not wanting to. It was a question of Ray 03:23:13
13 DiRossi worked for me and not any of the other 03:23:17
14 six commissioners. 03:23:19
15 Q. But you knew that the statewide elected 03:23:20
16 officials weren't undergoing similar process, 03:23:22
17 that being hiring a map drawer to draw their 03:23:26
18 own proposal. You knew that? 03:23:29
19 A. I did not know that. I don't know what 03:23:31
20 they were doing or not doing. They had, you 03:23:34
21 know, had talked about perhaps getting map 03:23:42
22 drawing equipment or having people do it 03:23:44
23 internally, you know. 03:23:46
24 So I don't know what they were doing or 03:23:47
25 not doing. You know, it certainly, you know, 03:23:49

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

84

1	they're free to do whatever it is that they	03:23:54
2	want. But I didn't sit down and talk with them	03:23:57
3	about what they were going to do or weren't	03:23:59
4	going to do in terms of drawing a map.	03:24:01
5	Q. Did you have any discussions with them	03:24:03
6	directly or through your staff to members of	03:24:05
7	their staff or to the Governor directly,	03:24:09
8	Auditor, Secretary of State, related to how	03:24:12
9	your map that Mr. DiRossi was drawing was	03:24:17
10	progressing?	03:24:22
11	A. I can't speak to the conversations that	03:24:24
12	my staff had with their staff. I had no	03:24:27
13	conversations with their staff.	03:24:32
14	In the sort of waning moments, maybe the	03:24:37
15	last couple of days, I did have conversations	03:24:40
16	with all three of the statewides, including,	03:24:43
17	you know, that day. "That day" being, excuse	03:24:49
18	me, September 15th.	03:24:53
19	And I think that week of meeting in my	03:24:59
20	office with Secretary LaRose and Auditor Faber,	03:25:01
21	I recall that. And then a telephone	03:25:03
22	conversation also while we were driving up to	03:25:06
23	the -- I was driving myself, and two of them	03:25:08
24	were in the car, we talked about how it was	03:25:11
25	progressing and whether we thought we could get	03:25:14

1 the ten-year map, et cetera. 03:25:17

2 Q. And tell me a little bit about those 03:25:18

3 conversations. Was the -- who exactly -- let 03:25:21

4 me back up a second. 03:25:26

5 So who was on that conversation that you 03:25:27

6 just referred to while you were driving to, I 03:25:29

7 believe, a hearing or something? 03:25:32

8 A. Yeah, it was a hearing. It was a 03:25:33

9 hearing in Cleveland on the evening of 03:25:36

10 September. Monday, September 13th. I think 03:25:39

11 the date's right. 03:25:42

12 And this -- I was -- as I mentioned, I 03:25:44

13 was trying to meet with Senator Sykes and 03:25:47

14 perhaps Leader Sykes in Akron that day, that's 03:25:51

15 where I asked them but they never responded, 03:25:53

16 unfortunately. 03:25:57

17 But as we were driving up, as I was 03:25:57

18 driving myself up, they were in a vehicle 03:26:02

19 together. 03:26:04

20 Q. "They" being -- I don't mean to 03:26:06

21 interrupt -- yeah, go ahead. Sorry. 03:26:08

22 A. "They" being Auditor Faber and Secretary 03:26:11

23 LaRose. 03:26:14

24 So that conversation, I recall 03:26:14

25 specifically that it took place. I don't 03:26:17

1 recall everything that was said, of course. 03:26:20

2 Q. Tell me what you recall from that 03:26:22
3 conversation. 03:26:25

4 A. Well, I think they were, you know, 03:26:25
5 encouraging that we get a ten-year map. I 03:26:29
6 said: Hey, that's our goal. We want to get a 03:26:33
7 ten-year map also. 03:26:37

8 I kind of expressed my frustrations for 03:26:38
9 not being able to have conversations with the 03:26:41
10 Democrats. 03:26:44

11 I had, apparently Leader Emilia Sykes 03:26:46
12 had some event over the weekend and was not 03:26:51
13 available on Friday the 10th or Saturday 03:26:55
14 the 11th, and I had understood that Leader 03:27:00
15 Sykes was going with her, because apparently 03:27:03
16 she was getting some award at an alma mater or 03:27:05
17 something else in Florida. 03:27:08

18 And so they weren't available, in 03:27:14
19 essence, to negotiate. And I was trying to get 03:27:15
20 them to meet with me on Monday the 13th; that I 03:27:17
21 could come up early before the Cleveland 03:27:20
22 hearing. But I, again had no response. 03:27:22

23 But I think we were all sort of talking 03:27:26
24 about the same thing, what is it that 03:27:28
25 ultimately would get us a ten-year map. Which, 03:27:29

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

87

1 of course, was contingent on those two votes, 03:27:34
2 those two Democratic votes. Which, of course, 03:27:38
3 that whole question was contingent on us having 03:27:40
4 conversations with them, which we weren't very 03:27:45
5 successful in getting them to talk to us. 03:27:51
6 Q. Did any of the other commissioners, 03:27:54
7 besides yourself, see the map that was 03:27:55
8 ultimately proposed at the September 9th 03:27:58
9 meeting or hearing? 03:28:01
10 A. Well, they saw it at the September 9th 03:28:06
11 hearing; is that what you mean? 03:28:09
12 Q. Yeah, did they see it prior to it being 03:28:11
13 introduced at the September 9th meeting? 03:28:14
14 A. Yeah, they did. I think -- I know 03:28:17
15 specifically that the map was presented by me 03:28:20
16 to Leader Sykes and Senator Sykes prior to the 03:28:23
17 meeting. 03:28:28
18 I'm trying to remember, because some of 03:28:32
19 the -- some of those meetings were conducted by 03:28:37
20 Speaker Cupp, and who might have actually 03:28:41
21 presented that to the Governor and the Auditor 03:28:46
22 and Secretary of State, I don't know. 03:28:50
23 Of course, we couldn't have more than 03:28:51
24 three of us in the room at the same time. So I 03:28:53
25 don't remember who did that. 03:28:56

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

88

1 There were also -- seems to me on 03:28:57
2 Saturday, because it was when Ohio State 03:29:01
3 football game was happening, that the staff for 03:29:05
4 several of the commissioners met on a Saturday, 03:29:09
5 went through the different proposals, tried to, 03:29:13
6 in essence, say where's the common ground, 03:29:17
7 things like that. 03:29:20

8 So, yeah, there were a variety of 03:29:21
9 conversations in different ways. So I think 03:29:24
10 all of the commissioners saw the map prior to 03:29:26
11 the September 9th meeting. 03:29:30

12 Q. That meeting with staff on Saturday upon 03:29:32
13 which there was an Ohio State game, was that 03:29:37
14 the weekend, the intervening weekend between 03:29:40
15 the 9th and 15th, or was that a weekend prior 03:29:43
16 to the 9th? 03:29:46

17 A. Well, I guess, as I'm sitting here 03:29:47
18 thinking about it, I think it was the 03:29:50
19 Saturday -- yeah, it would have had to be the 03:29:52
20 Saturday before the 15th. So I think Saturday 03:29:54
21 the 11th is when that happened. 03:29:59

22 Now, I will say, prior to the 11th, 03:30:02
23 there were a lot of conversations jointly 03:30:08
24 between the staff. And when I say "staff," the 03:30:09
25 staff are all seven commissioners. There were 03:30:11

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

89

1	meetings, there were phone calls, there were	03:30:18
2	emails. I don't know what all of those were.	03:30:20
3	But that Saturday meeting that I'm discussing	03:30:21
4	was not the only time that that happened.	03:30:23
5	Q. Okay. I want to focus on --	03:30:27
6	A. But it would have been -- it would have	03:30:29
7	been the time -- and this is why it's relevant	03:30:30
8	to your question -- would have been the time	03:30:31
9	when the -- if we call it that, the	03:30:33
10	September 9th map existed when that	03:30:35
11	conversation could be about the September 9th	03:30:38
12	map.	03:30:41
13	So I guess I'm trying not to -- I'm	03:30:41
14	trying to stay true to your original question	03:30:47
15	there.	03:30:48
16	Q. Thank you, I appreciate that.	03:30:49
17	So let's talk about the meeting before	03:30:50
18	September 9th where you showed the	03:30:55
19	September 9th map to the Sykeses.	03:30:57
20	A. Sure. We had --	03:31:00
21	Q. Well, let me ask the question first.	03:31:01
22	MR. STRACH: Yeah, let him ask the	03:31:03
23	question.	03:31:05
24	BY MR. FUNARI:	03:31:05
25	Q. So that's the meeting that I'm talking	03:31:06

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

90

1 about. Explain for me what you can recall 03:31:07
2 about that meeting where you showed them the 03:31:12
3 map that would be -- that would be introduced 03:31:15
4 on the 9th. 03:31:17

5 A. Sure. We had talked about -- at that 03:31:18
6 particular meeting, you know, we -- I was 03:31:29
7 present for that meeting, both Sykeses were. I 03:31:30
8 know that Senator Sykes -- and I can't recall 03:31:36
9 the -- I feel bad that I can't recall his name, 03:31:39
10 the longtime Senate staffer who was assisting 03:31:42
11 the Senate Democrats was there. 03:31:44

12 And we basically, in general terms, went 03:31:48
13 through the proposed maps so they could ask 03:31:51
14 questions. 03:31:54

15 We thought just as a matter of courtesy, 03:31:55
16 as we often do with other legislation and 03:31:57
17 issues, let's talk about this so that people 03:31:59
18 will be able to ask the right questions at the 03:32:03
19 hearings, et cetera. So we went through that. 03:32:07

20 I do recall, as I mentioned earlier in 03:32:10
21 my deposition, that Leader Sykes had asked 03:32:12
22 about the issue, the racial issue, and I said 03:32:16
23 we didn't use racial data regarding that. 03:32:18

24 I think the other thing that I 03:32:24
25 specifically recall -- Randall is his first 03:32:26

1 name -- Randall asked me about is he said, Hey, 03:32:29
2 on this proposal, Dayton, Ohio, is inside -- 03:32:33
3 excuse me, is taken outside of Montgomery 03:32:37
4 County; and in all the other major cities in 03:32:40
5 the state, it stays inside the county. And 03:32:43
6 why -- why would you do Dayton different than 03:32:46
7 Toledo, Cincinnati, et cetera? 03:32:48

8 And, you know, I had indicated that was 03:32:52
9 a fair point, fair question. And, of course, 03:32:54
10 in the map ultimately accepted, we did 03:32:57
11 incorporate that suggestion that Randall made 03:33:00
12 at that September 8th meeting, I guess it would 03:33:04
13 be. 03:33:09

14 Other than that, I don't recall any 03:33:10
15 specific details about the September 8th 03:33:12
16 meeting with the Sykeses. 03:33:14

17 Q. And you have no recollection of meeting 03:33:18
18 with the other members of the commission to 03:33:20
19 show them a preview, so to speak, of the 03:33:24
20 September 9th map; is that correct? 03:33:28

21 A. I don't have a specific recollection of 03:33:30
22 that, but I believe those meetings took place. 03:33:34
23 I think that the Governor and the Speaker and I 03:33:39
24 met to go through that. 03:33:42

25 And I also believe, and I'd have to -- I 03:33:45

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

92

1	think that I met maybe at least with Senator	03:33:54
2	LaRose, and maybe the Speaker met with Auditor	03:33:58
3	Faber, or both of them, but those meetings all	03:34:02
4	took place with different commission members	03:34:06
5	prior to the September 9th meeting.	03:34:09
6	Q. Did they have any input that made its	03:34:12
7	way into the September 9th map?	03:34:15
8	A. I guess I can't remember any specific	03:34:17
9	input that they had at those -- at those	03:34:23
10	meetings.	03:34:28
11	Q. Do you recall the map that Senator Sykes	03:34:29
12	introduced at the August 31st hearing?	03:34:32
13	A. In general terms, yeah. I knew that	03:34:35
14	that -- remembered that happened, right.	03:34:38
15	Q. Did you analyze or review any analyses	03:34:41
16	of that map?	03:34:47
17	A. Well, at the hearing itself, I looked at	03:34:48
18	the map and realized that there were some -- on	03:34:57
19	its face, some constitutional infirmities.	03:35:00
20	It actually had my -- the Senate	03:35:04
21	district I would be serving would be downtown	03:35:06
22	Akron, Ohio, because under the Constitution I'm	03:35:09
23	elected to a four-year term, and I'm entitled	03:35:13
24	to serve the entire four years in the 12th	03:35:16
25	District, and the 12th District was in Akron.	03:35:19

1 So to the extent that that was an 03:35:21
2 analysis which is part of the public record, I 03:35:22
3 said, well, this is unconstitutional on its 03:35:26
4 face because of all of these infirmities. 03:35:29

5 Apparently what happened between the 03:35:33
6 time of the hearing when I said that publicly 03:35:36
7 and the time that they actually filed it with 03:35:40
8 the commission's website is they changed it and 03:35:42
9 tried to conform some of those -- those obvious 03:35:47
10 constitutional infirmities. Those are things 03:35:52
11 that I -- that they, so to speak, tried to fix. 03:35:56

12 Now, they didn't fix all the 03:36:00
13 constitutional infirmities with what they 03:36:02
14 filed. And they still aren't fixed, for that 03:36:06
15 matter. But after my sort of looking at it 03:36:08
16 that day, I didn't personally analyze what I'll 03:36:13
17 call the August 31 or Senate Democrat map. 03:36:18

18 Q. So I guess the same is true with the 03:36:21
19 version they ultimately filed, you didn't 03:36:24
20 conduct any further analysis of what you've 03:36:28
21 described as a slightly differing map that 03:36:31
22 sought to fix some constitutional infirmities, 03:36:36
23 as you put it? 03:36:41

24 A. I did not analyze the map after it was 03:36:42
25 filed with the changes that they made, 03:36:47

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

94

1 apparently made that day. One of my staff told 03:36:50
2 me that, hey, what they talked about at the 03:36:55
3 hearing is different than what they filed with 03:36:58
4 the -- with the commission's website. 03:37:01

5 But subsequently then we did have, I 03:37:04
6 guess, an explanation and analysis at the 03:37:08
7 Cleveland hearing by Mr. Glassburn. We had 03:37:11
8 some questions about it. When I say "we," 03:37:16
9 commission members. I know I did, I know 03:37:18
10 Auditor Faber did, as I recall. So to that 03:37:20
11 extent there was some analysis. 03:37:22

12 We were asking questions and what he 03:37:24
13 considered and how he came to his conclusions. 03:37:29

14 Q. Was it ever your intention to work with 03:37:31
15 the Democratic leadership, the Democratic 03:37:36
16 members of the commission, from their map? 03:37:39

17 A. Well, I don't know what you mean by 03:37:41
18 "from their map." It was always my intention 03:37:47
19 to work with not only the Democratic leaders, 03:37:50
20 but the other Republican members of the 03:37:53
21 commission to get a ten-year map. That was 03:37:56
22 certainly my goal. 03:37:59

23 We discussed briefly my role in enacting 03:38:03
24 this back in 2014 and '15. So it was my goal 03:38:07
25 to get a ten-year map. And to the extent 03:38:12

1 that -- you know, this reform has worked 03:38:20
2 because the majority only gets to have its map 03:38:21
3 for four years, and that's part of the reform 03:38:23
4 that's in this. So it's always my intention to 03:38:26
5 work with the Democrats. 03:38:28

6 Q. As a drafter of the amendments to 03:38:29
7 Article XI, and now having gone through the 03:38:36
8 process as a member of the commission, did the 03:38:37
9 process play out as you intended as a draft and 03:38:41
10 sponsor of the amendment? 03:38:46

11 A. Well, I think the process is going to be 03:38:48
12 determined from time to time by -- as all 03:38:55
13 processes are, by the facts that are before you 03:39:01
14 at a particular time and the willingness and 03:39:03
15 the abilities of the participants. 03:39:06

16 I think the process anticipated that 03:39:12
17 there would be various incentives on both 03:39:16
18 sides, and the incentives of the majority would 03:39:19
19 be to draft a map or put a map together that 03:39:24
20 would be acceptable to the Democrats. And, in 03:39:28
21 fact, the original map adopted did, in fact, 03:39:31
22 come fairly close to the Democratic position. 03:39:37

23 I'm surprised -- when you're asking 03:39:43
24 about my anticipation, I'm surprised at the 03:39:45
25 lack of participation by the Democratic members 03:39:48

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

96

1	of the commission in the last five or six days.	03:39:52
2	You know, if Leader Sykes had something	03:39:57
3	she had to be at for three days, I guess I	03:40:00
4	can't complain about that, but that was a	03:40:02
5	crucial time. I'm surprised that they didn't	03:40:05
6	respond to my request to meet with them two	03:40:07
7	days before the 15th. I'm surprised that they	03:40:11
8	didn't issue alternative proposals as they	03:40:13
9	indicated they would on several occasions on	03:40:15
10	the 15th.	03:40:17
11	And I, you know -- a cynic may conclude	03:40:19
12	that they didn't want to have a ten-year map,	03:40:24
13	that they'd rather take a shot at getting ahold	03:40:27
14	of the apportionment board in next year's	03:40:30
15	election. But I don't know what's in the minds	03:40:32
16	and hearts of everybody.	03:40:35
17	So to the extent that the majority can't	03:40:36
18	simply do what it wants and move on, and that's	03:40:39
19	what this reform is also about, that worked,	03:40:42
20	because we don't have a ten-year map, we have a	03:40:46
21	four year map.	03:40:50
22	And that's not good for -- ultimately	03:40:52
23	for -- I don't know if it's necessarily good	03:40:55
24	for anybody.	03:40:58
25	But, you know, when you draft something	03:40:58

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

97

1 like that, you hope that it's going to work. 03:41:05
2 And in many respects it did, and we don't have 03:41:07
3 a ten-year map, and I guess that's the biggest 03:41:10
4 disappointment. 03:41:16
5 Q. Is it fair to say the process played out 03:41:17
6 in a much more partisan fashion than you 03:41:19
7 anticipated when you were working on the 03:41:21
8 amendments when you were a member of the House? 03:41:23
9 A. No, I would not say that. I've been 03:41:25
10 involved in -- I've been in General Assembly -- 03:41:35
11 this is my 13th year. I was in Lima City 03:41:36
12 Council for 15 years. I've been involved in 03:41:39
13 other political activities, I guess. And I've 03:41:42
14 seen some pretty vicious fights. Some of them 03:41:45
15 are not inter-party, they're intra-party. 03:41:47
16 And despite the fact that we did not get 03:41:50
17 to a ten-year result, the members of the 03:41:52
18 commission, I think, were -- including the 03:41:55
19 Democratic members, let me make that clear -- 03:41:57
20 were professional and they advocated 03:42:00
21 appropriately. 03:42:02
22 A day or two before this, maybe the 03:42:05
23 13th, 14th, you know, we -- these were all 03:42:08
24 kind -- and by that I mean polite, 03:42:11
25 professional -- exchanges between members of 03:42:14

1 the commission. 03:42:16

2 Now, I can't say that for every member 03:42:16

3 of the public. There were some fairly 03:42:18

4 vociferous attacks, ad homonym attacks on 03:42:20

5 particularly Governor DeWine, which I had, you 03:42:25

6 know, spoken to both Speaker Cupp and Senator 03:42:28

7 Sykes, and I had indicated I didn't think those 03:42:33

8 should be tolerated. 03:42:35

9 But, you know, I think among the members 03:42:37

10 of the commission, I think it was pretty 03:42:39

11 professional. We just disagreed. 03:42:41

12 Q. Did any of -- did any Republican 03:42:43

13 Senators provide any input that made its way 03:42:48

14 into the map of September 9th? 03:42:52

15 A. Boy, I don't think so. None that I can 03:42:55

16 recall. We kind of -- we kind of made it clear 03:43:02

17 early on that this was a holistic decision. 03:43:06

18 And by that you mean the Republican 03:43:13

19 members of the Ohio Senate, not Rob Portman or 03:43:15

20 someone like that, right? 03:43:18

21 Q. Right. Right. 03:43:20

22 A. Yeah, so, no, not really. I don't -- it 03:43:21

23 was one of those things that, you know, this is 03:43:27

24 kind of a holistic decision. You can't try to 03:43:29

25 keep individual members, including incumbent 03:43:32

1	members, happy.	03:43:34
2	Q. Was it circulated? Was the map	03:43:35
3	circulated to the Ohio Republican caucus,	03:43:38
4	Senate --	03:43:41
5	A. You kind of broke up. You kind of broke	03:43:42
6	up.	03:43:44
7	Q. Sorry. Was the map that was introduced	03:43:45
8	on the 9th circulator -- circulated to the	03:43:47
9	members of the Republican Senate caucus or	03:43:52
10	Senate Republican caucus?	03:43:57
11	A. Not prior to its introduction. But, of	03:43:58
12	course, after its introduction, you know, a lot	03:44:00
13	of people -- everybody would have seen it,	03:44:03
14	yeah.	03:44:05
15	MR. STRACH: Hey, Brad, let me ask the	03:44:08
16	court reporter to confirm. I think we've hit	03:44:10
17	the two-hour mark, maybe a little over it.	03:44:16
18	MR. FUNARI: I just have one more	03:44:16
19	question.	03:44:19
20	MR. STRACH: I'm happy with one more	03:44:20
21	question. I just want to make sure we wrap it	03:44:21
22	up.	03:44:23
23	MR. FUNARI: Understood.	03:44:23
24	BY MR. FUNARI:	03:44:25
25	Q. Did any of those members of the	03:44:25

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

101

1	disrespect. I do not mean any disrespect	03:45:29
2	whatsoever. And Phil will be watching me	03:45:32
3	carefully, I'm sure.	03:45:36
4	Used to be that people my age, you know,	03:45:41
5	they wouldn't let us out of the office. Now,	03:45:44
6	because of COVID, it's hard for me to even get	03:45:47
7	into the office. So I relish this opportunity	03:45:50
8	to go over a couple things with you about your	03:45:56
9	testimony.	03:45:58
10	Number one, to clarify a couple of	03:45:59
11	things where I think you misspoke. You said	03:46:02
12	with respect to the statement in 8(C)(2) that	03:46:06
13	there was a -- an evaluation of 19 partisan	03:46:14
14	contests statewide.	03:46:19
15	I think you meant to say 16 partisan	03:46:24
16	contests, correct?	03:46:27
17	A. That's correct.	03:46:28
18	Q. Okay. Secondly, you talked about the	03:46:30
19	approval by the commissioners. You said it was	03:46:37
20	unanimous approval of the statement in 8(C)(2)	03:46:41
21	on the night of September 15th.	03:46:49
22	And I'm happy to show you the	03:46:55
23	transcript, but let me see if I can refresh	03:46:58
24	your memory that you had a motion on the floor	03:47:01
25	to approve your statement 8(C)(2), and Senator	03:47:05

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

102

1 Sykes said, "Since we're not voting to agree 03:47:15
2 with this, just to allow it to officially go 03:47:19
3 into the record, then I think it should go both 03:47:22
4 statements without objection." 03:47:25

5 To which you indicated you had no 03:47:27
6 objection to the statement by the Sykes going 03:47:29
7 in. 03:47:33

8 And then Senator Sykes went -- before 03:47:34
9 the roll call was called, said to the co-chair 03:47:36
10 Speaker Cupp: "Just to be clear, this is 03:47:42
11 simply to accept the report." 03:47:46

12 Does that refresh your memory that the 03:47:49
13 vote, unanimous vote, was simply to accept the 03:47:54
14 8(C) report into the record, not an indication 03:48:00
15 of agreement with the report? 03:48:03

16 A. Well, I don't have the same conclusion 03:48:04
17 that you have. So one of the constitutional 03:48:08
18 requirements is that the commission adopt a 03:48:12
19 statement. I proposed, through motion, that 03:48:14
20 this be the commission's statement. It was 03:48:19
21 accepted without objection. 03:48:22

22 Now, what that means to me is it was 03:48:24
23 unanimously accepted, that's one thing. 03:48:27

24 Now, the other thing that I think was 03:48:30
25 slightly confusing is the minority -- according 03:48:33

1 to the Constitution, the minority may submit 03:48:36
2 their own statement in the event of a four-year 03:48:38
3 map. The commission doesn't need to agree to 03:48:42
4 accept that. It simply goes into the record. 03:48:45
5 So, in fact, at that particular moment, 03:48:48
6 I thought I should clarify for Senator Sykes 03:48:51
7 that, in fact, it's not necessary for the 03:48:55
8 commission to accept the minority statement. 03:48:57
9 It comes in as a matter of course whether the 03:48:59
10 other non-members of the minority opinion 03:49:03
11 accept it or not. 03:49:08
12 Now, the commission itself must adopt 03:49:09
13 the statement in the case of a four-year map, 03:49:12
14 whether it's a 4-3 vote, 5-2, unanimous. So I 03:49:16
15 made a motion. There was no objection. It was 03:49:20
16 accepted. In my mind that is a unanimous 03:49:23
17 acceptance. 03:49:26
18 Now, if Senator Sykes has a statement in 03:49:26
19 the record that he doesn't like the statement, 03:49:29
20 well, I'll take that for what it's worth. 03:49:31
21 Q. And also Leader Sykes put a long 03:49:35
22 statement in the record that she did not agree 03:49:42
23 with the analysis in 8(C)(2); isn't that 03:49:45
24 correct? 03:49:48
25 A. Well, I think her long statement was, in 03:49:48

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

104

1	fact, the minority statement that is	03:49:52
2	anticipated and specifically described in the	03:49:56
3	Constitution. And I did not object to that	03:49:59
4	coming into the record because I had no basis	03:50:03
5	for objecting to that, nor did any other	03:50:06
6	commission member who was not part of the	03:50:09
7	minority voting.	03:50:11
8	And, in fact, at that point it was	03:50:13
9	simply a matter of her reading the statement,	03:50:15
10	and it goes into the record whether anybody	03:50:18
11	objected or not.	03:50:20
12	Q. You understood that both the Sykeses had	03:50:21
13	expressed their disagreement with the analysis	03:50:25
14	of the 8(C)(2) statement, correct?	03:50:30
15	A. I'd have to go back and review the	03:50:33
16	transcript, but I don't think that that's	03:50:36
17	really a matter of contention in any way.	03:50:40
18	But I do think that my statement -- I'm	03:50:43
19	going back; you indicated I misspoke -- I do	03:50:46
20	think that my statement is accurate that that	03:50:48
21	statement was proposed, no objection, and	03:50:50
22	admitted into the record. So I think that's a	03:50:54
23	unanimous vote.	03:50:59
24	If someone said, "I'd like to have a	03:51:00
25	vote," which someone can do, they can object,	03:51:01

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

105

1	"I'd like to have a vote because I want to show	03:51:04
2	that my vote is against it," they can do that.	03:51:06
3	Now, if they want to criticize it	03:51:08
4	separately, without objection, and that happens	03:51:11
5	in all sorts of contexts, certainly in the	03:51:12
6	General Assembly and other places.	03:51:15
7	Q. Let me ask you. You said that Ray	03:51:25
8	DiRossi was instructed by you not to use racial	03:51:29
9	data or any other demographic information. Do	03:51:32
10	you remember that testimony, sir?	03:51:39
11	A. Yeah, specifically the racial data. But	03:51:40
12	that was the significant thing. And this word	03:51:47
13	"demographic" may mean a variety of things.	03:51:50
14	But specifically as it relates to the racial	03:51:53
15	data or demographic data that would be similar	03:51:58
16	to that.	03:52:01
17	But certainly demographic data can	03:52:01
18	consist of simply population counts. So of	03:52:04
19	course we were using that. That's required by	03:52:09
20	the Constitution.	03:52:11
21	Q. So you understand that census data is	03:52:12
22	demographic data?	03:52:15
23	A. Some of it is. If we're simply saying	03:52:17
24	how many people live in a particular city, that	03:52:21
25	doesn't necessarily say what is the racial	03:52:25

1 makeup, ethnic, religious, et cetera, makeup, 03:52:28
2 if we're just talking about numbers. So some 03:52:32
3 of the data is, and taking some of it alone, 03:52:35
4 it's not. 03:52:39

5 Q. So what is the demographic data, other 03:52:40
6 than racial data, that you were instructing 03:52:43
7 Mr. DiRossi not to use? 03:52:47

8 A. Well, yeah, the kinds of things that we 03:52:51
9 just talked about that dealt with ethnic 03:52:55
10 minorities or other things that might be 03:52:59
11 violative of the federal law. You know, we're 03:53:02
12 simply saying we're not going to take those 03:53:08
13 things into account regarding -- in drawing 03:53:11
14 these districts. 03:53:15

15 Q. And as I understood your testimony, 03:53:23
16 there was no discussion of Section 6(B) at any 03:53:33
17 commission meeting until at least after the map 03:53:37
18 was passed and you were talking about the 8(C) 03:53:43
19 statement? 03:53:47

20 A. Yeah, I don't recall the various 03:53:49
21 commission meetings. It would seem to me that 03:53:51
22 at some point somebody said something about it. 03:53:56

23 Of course, we're -- we're -- we had 03:54:01
24 commission meetings, and then there were public 03:54:03
25 hearings, which were also commission meetings, 03:54:05

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

107

1	which, by and large, were, you know, dozens, we	03:54:07
2	may have gotten into the hundreds of people at	03:54:12
3	various hearings.	03:54:14
4	I was not at all of those hearings, so I	03:54:15
5	can't tell you each thing that was said by each	03:54:18
6	person. But at the meetings that consisted	03:54:20
7	largely of the commission adopting certain	03:54:25
8	procedures and rules -- you know, for example	03:54:30
9	at one of our meetings, we had decided to add	03:54:32
10	additional hearings at the request of the	03:54:36
11	Democratic members -- we didn't talk about that	03:54:38
12	at those times. But those concepts certainly	03:54:41
13	were covered by a variety of witnesses.	03:54:44
14	Again, I was not at each one of the	03:54:47
15	meetings.	03:54:49
16	Q. Let me ask you about Section 6, Article	03:54:50
17	XI. You've referred to it a couple of times as	03:54:56
18	not mandatory, aspirational.	03:54:59
19	The section begins: The Ohio	03:55:04
20	redistricting commission shall attempt to draw	03:55:10
21	a general assembly district plan that meets all	03:55:14
22	of the following standards.	03:55:17
23	You understand that the term "shall" is	03:55:19
24	mandatory, correct?	03:55:22
25	A. I understand, generically speaking,	03:55:23

1 that's what the word "shall" means. 03:55:27

2 But in this context as it relates to the 03:55:30
3 drawing of these districts, this section is 03:55:32
4 aspirational, just as the next section down 03:55:35
5 talks about compact districts and uses the word 03:55:39
6 "shall." 03:55:42

7 Those are things that the commission, 03:55:43
8 you know, can consider, but they're not 03:55:48
9 required to have in order to have a 03:55:50
10 constitutional map. 03:55:52

11 Q. So when you use the term "aspirational," 03:55:53
12 do you mean it in the way Webster defines it as 03:56:01
13 ambitious, driven toward a particular goal? 03:56:05

14 A. Well, I'm not familiar with specifically 03:56:09
15 what Webster says, but when we use the term 03:56:12
16 "aspirational" in this context, it's juxtaposed 03:56:17
17 to the word "mandatory." Mandatory means you 03:56:22
18 have to do it; aspirational means you don't. 03:56:24
19 And of course that's why the word "attempt" is 03:56:28
20 in there. 03:56:30

21 I'm not going to be able to define those 03:56:31
22 in a legal or constitutional way. That's up to 03:56:34
23 the Court to try to do that. 03:56:37

24 Q. But you understood that as a 03:56:39
25 commissioner you had a mandatory obligation to 03:56:44

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

109

1 attempt to do the items that are listed in 03:56:47

2 6(A), (B), and (C), correct? 03:56:50

3 A. No, I don't think that's correct. I 03:56:52

4 think that as a commissioner -- specifically as 03:56:56

5 a commissioner, my job was to attempt to draw a 03:56:59

6 ten-year map through sincere and active 03:57:05

7 negotiations with the other side, but most of 03:57:10

8 all to make sure that there was a mandatory -- 03:57:13

9 mandatory items were followed. 03:57:18

10 And I do think, at least on my part, you 03:57:23

11 know, starting with April and calling that 03:57:26

12 meeting, calling the meeting in August, giving 03:57:28

13 the Democratic side additional money that we 03:57:31

14 didn't have to, voting for additional hearings 03:57:34

15 because the Democrat side agreed to that, 03:57:38

16 attempting to meet and not getting responses 03:57:40

17 from the Democratic side, that I attempted or 03:57:42

18 tried to get a ten-year map. And, 03:57:45

19 unfortunately, we weren't able to do that. 03:57:48

20 Q. Did you understand that you had a 03:57:53

21 mandatory obligation to attempt to make sure 03:57:55

22 that no General Assembly district plan shall be 03:57:58

23 drawn primarily to favor or disfavor a 03:58:02

24 political party? 03:58:05

25 A. Yeah, I think that's your -- it must be 03:58:05

1 your legal conclusion about what all of that 03:58:11
2 means. 03:58:13

3 As I mentioned in my testimony here in 03:58:14
4 the deposition, it's impossible to draw 03:58:16
5 districts and follow the other mandatory 03:58:20
6 aspects of the constitution that don't favor or 03:58:23
7 disfavor a political party. 03:58:27

8 The regiment that you are suggesting is 03:58:30
9 even more onerous than what the Democratic -- 03:58:34
10 some Democratic members have suggested. If we 03:58:39
11 were to draw each district 50/50 in the state 03:58:41
12 of Ohio, that's impossible, mathematically. 03:58:44
13 And it's impossible mathematically to draw them 03:58:47
14 all 55/45 or 54/46. It's impossible to draw 03:58:50
15 81 percent Republican because of the mandatory 03:58:55
16 provisions. 03:58:57

17 So, again, I would return to the fact 03:58:58
18 that the mandatory provisions must be followed. 03:59:00
19 These other provisions regarding compactness 03:59:03
20 are things that certainly can be considered, 03:59:05
21 but there is no formula of any kind. These are 03:59:09
22 facts that we consider for purposes of 03:59:13
23 ultimately exercising discretion. And also for 03:59:17
24 purposes of negotiation. 03:59:21

25 Q. So I appreciate your explanation, 03:59:24

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

111

1	Mr. President, but I take it that your answer	03:59:29
2	with that explanation is no, you did not feel	03:59:33
3	that you had such a mandatory obligation to	03:59:37
4	attempt to do what is set out in A?	03:59:41
5	A. Yeah, well, I'm not going to change my	03:59:45
6	answer to a yes/no question, because that's	03:59:48
7	what you would like for me to do. I'm	03:59:51
8	interested in giving the best testimony I can	03:59:54
9	about what we -- what we tried to do and what	03:59:56
10	we did.	04:00:00
11	And we understand, again, that there are	04:00:03
12	mandatory provisions, and there are	04:00:07
13	non-mandatory provisions. And that is a non-	04:00:09
14	mandatory provision, like the compactness	04:00:11
15	provision, which I do believe that we did a	04:00:14
16	pretty good job with that too, at least by many	04:00:17
17	suggestions.	04:00:22
18	Q. And as I understand the explanation you	04:00:24
19	gave without answering "yes" or "no," you	04:00:27
20	believe that the provision in 6(A) is	04:00:31
21	impossible to fulfill; is that right?	04:00:37
22	A. No, I think -- that's not my answer. I	04:00:39
23	think your suggestion of what the provision	04:00:42
24	should be is that they should be 50/50	04:00:45
25	districts by saying it cannot favor this way or	04:00:49

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

112

1	that way. That's impossible to get.	04:00:52
2	It's not impossible for the commission	04:00:56
3	to consider those aspirational attributes in	04:00:57
4	that, in attempting a negotiation and	04:01:01
5	attempting to get a ten-year map, and that's	04:01:04
6	what we're doing.	04:01:06
7	But if you read that, I think, the way	04:01:07
8	that you're reading it, that every district	04:01:09
9	must be 50/50, I think that's mathematically	04:01:13
10	impossible without violating the mandatory	04:01:16
11	provisions of the constitution.	04:01:18
12	Q. So what is your interpretation, then, of	04:01:22
13	the provision 6(A)? What, if anything, does it	04:01:26
14	require you to do?	04:01:31
15	MR. STRACH: Objection.	04:01:32
16	THE WITNESS: Yeah, I think mandatory	04:01:34
17	means you have to do it. Aspirational in this	04:01:38
18	context means you do not. So when you use the	04:01:41
19	word "require," I think that's not applicable	04:01:43
20	to this portion of the Constitution.	04:01:49
21	So I think what it suggests is that the	04:01:50
22	parties should consider these things. They	04:01:58
23	should consider compactness, they should	04:02:00
24	consider the other things that were described	04:02:02
25	in there, and those are things that you should	04:02:04

1 consider. 04:02:06

2 But, again, we're trying to get to a 04:02:07

3 ten-year map when we're doing that. And I 04:02:09

4 think we came fairly close, frankly. What the 04:02:11

5 Democrat Senate map was was fairly close to 04:02:14

6 ultimately what was adopted. 04:02:17

7 I'm not sure, frankly, whether the House 04:02:20

8 Democrats agreed to that or not. I really 04:02:22

9 don't know the answer to that. So, you know, 04:02:25

10 again, this is sort of a ongoing negotiation. 04:02:29

11 I think I learned a lot in this process that 04:02:34

12 may help us if I'm ever involved again. 04:02:37

13 BY MR. FUNARI: 04:02:40

14 Q. So when you directed, as you said, 04:02:40

15 Mr. DiRossi, to comply with the constitution, 04:02:43

16 you didn't expect him to comply with any of the 04:02:47

17 provisions of Section 6? 04:02:50

18 A. Yeah, to be clear, I directed Ray 04:02:51

19 DiRossi to comply with the mandatory provisions 04:02:59

20 of the constitution, and he did. 04:03:01

21 In fact, it was the only map submitted, 04:03:03

22 as far as I know, to the commission that did 04:03:05

23 that. We know the Senate Democrat map did not. 04:03:07

24 There were some other maps that we've analyzed 04:03:11

25 that did not. So that's what I told him we 04:03:13

1 would do. 04:03:16

2 Now, certainly we're going to consider 04:03:17

3 those things. We didn't have all of that data 04:03:19

4 fully analyzed on September 9th, but ultimately 04:03:21

5 we did. And we did that for part of our -- as 04:03:24

6 part of our negotiations. 04:03:27

7 And, of course, the Senate Democrats -- 04:03:28

8 and, again, I'm going to say Senate Democrats. 04:03:31

9 I'm not sure where the Senate House members -- 04:03:34

10 or, excuse me, Democrat House members were. 04:03:36

11 But that was analyzed by them, and 04:03:38

12 that's where we got to this ultimately 57-62, 04:03:40

13 kind of where we were about, you know, a few 04:03:45

14 days before the 15th, where I thought we were 04:03:50

15 close, and we were still negotiating, but 04:03:53

16 ultimately didn't come to an agreement. 04:03:55

17 Q. Did you direct Mr. DiRossi to comply 04:03:59

18 with the divisions of 6(B) and draw a map that 04:04:08

19 met the proportional provisions of that 04:04:11

20 section? 04:04:15

21 A. Yeah, I directed Mr. DiRossi to comply 04:04:16

22 with the mandatory provisions. And when we do 04:04:20

23 that, we would have an analysis of how the 04:04:24

24 partisan breakdown might ultimately be. 04:04:32

25 And the reason we did that is we were 04:04:34

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

115

1 trying to negotiate to get a ten-year map. 04:04:37

2 Now, if ultimately there was a violation 04:04:38

3 of the mandatory provisions, then that would be 04:04:40

4 relevant as it related to Section 6. But 04:04:43

5 really those things sort of fell into place, 04:04:50

6 not because of -- necessarily because of 04:04:53

7 Section 6, which was not mandatory or is not 04:04:54

8 mandatory, but it's significant because that's 04:04:56

9 how -- what we were negotiating about in trying 04:04:59

10 to come to an agreement. 04:05:01

11 Q. So you never directed Mr. DiRossi to put 04:05:07

12 together a map for the General Assembly 04:05:10

13 districts which would show 54 percent of the 04:05:19

14 districts leaning Republican and 46 percent of 04:05:21

15 the districts leaning Democrat? 04:05:24

16 A. I did not. Nor did I direct him to draw 04:05:26

17 a map that was 81 percent Republican and 04:05:29

18 19 percent Democrat. 04:05:33

19 Q. And is it your understanding of 04:05:34

20 Section 6(B) that a map that was 81 percent 04:05:42

21 favoring Republicans and 19 percent favoring 04:05:47

22 Democrats would satisfy the provisions of 6(B) 04:05:51

23 in terms of proportional fairness? 04:05:56

24 A. No, no. In fact, that's not really the 04:05:59

25 concept at all. That particular item was 04:06:02

1 simply a set of facts that the commission could 04:06:11
2 consider, as is the 54/46. I would say there 04:06:14
3 were a lot of other facts that the commission 04:06:19
4 could have considered. 04:06:19

5 They could have looked at the results of 04:06:20
6 those 16 elections over the past previous ten 04:06:22
7 years prior to 2021 and looked at how 04:06:25
8 significantly -- significant those -- those 04:06:29
9 aren't all included in the statement, of 04:06:32
10 course, but there are a lot of things that we 04:06:34
11 could have -- if you would get to that analysis 04:06:37
12 that you're talking about, there's a lot of 04:06:39
13 things that the commission could have 04:06:41
14 considered. 04:06:44

15 Q. In fact, in the 16 races, the 16 04:06:47
16 statewide partisan races, there is no race in 04:06:50
17 which a Republican got 81 percent of the vote, 04:06:52
18 right? 04:06:55

19 A. I don't know that off the top of my 04:06:55
20 head. I know that there were some Republican 04:07:00
21 races. I'm pretty sure that Governor Kasich 04:07:02
22 got somewhere in the neighborhood of 65 to 04:07:06
23 68 percent of the vote in 2014, as did several 04:07:08
24 of the other statewide officeholders in excess 04:07:11
25 of 60 percent. 04:07:14

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

117

1 Q. So you're talking about the Governor's 04:07:15
2 race when Ed FitzGerald basically shut down his 04:07:19
3 campaign looking for his wife's driver's 04:07:22
4 license, and he got 34 percent of the vote; is 04:07:27
5 that right? 04:07:30

6 A. Yeah, that's the one. And, you know, 04:07:30
7 this is a further analysis that the commission 04:07:33
8 could have entered into. And, again, there's 04:07:36
9 no formula in here. 04:07:40

10 But if the commission wanted to say, 04:07:41
11 well, let's look at other aspects why -- if, 04:07:43
12 again, if we even get to Section 6, which we 04:07:47
13 don't. And I don't know whether Governor -- 04:07:50
14 what the other results, but I think they were 04:07:54
15 in the 60s, also. 04:07:56

16 But somebody may say, again, if we were 04:07:59
17 even having this discussion, well, wait a 04:08:01
18 minute, Ed FitzGerald shut down his candidacy 04:08:03
19 so we shouldn't look at that. Of course, in 04:08:07
20 some cases, a Donald Trump candidacy in certain 04:08:10
21 parts of the state, he's going to get a lot 04:08:13
22 more votes than Mitt Romney may have gotten in 04:08:15
23 2012. 04:08:22

24 So -- and, of course, how he did in -- 04:08:22
25 how Trump did in '20 was different how he did 04:08:26

1 in 2016. Those are all results of statewide 04:08:29
2 elections which the commission could consider 04:08:34
3 if they wanted to. 04:08:36

4 And that's why, you know, if -- again, 04:08:37
5 if we're going to consider Section 6, which we 04:08:40
6 don't need to do, because it's not mandatory, 04:08:43
7 you know, you could look at that whole stream 04:08:52
8 of data that comes in regarding those results. 04:08:54

9 Q. So it's your understanding that you as a 04:08:57
10 commissioner don't even need to look at 04:09:01
11 Section 6 of Article XI in so long as what you 04:09:04
12 refer to as the mandatory provisions of 04:09:10
13 Article XI are complied with? 04:09:14

14 A. Well, yeah, and I guess that's all true, 04:09:15
15 but it's not just what I refer to the mandatory 04:09:19
16 provisions. It's what the mandatory provisions 04:09:22
17 are. 04:09:25

18 Q. Right. And did you ever -- did the 04:09:26
19 commission have counsel prior to this 04:09:34
20 litigation? 04:09:36

21 A. I don't think there was separate 04:09:39
22 counsel. Frankly, I don't know whether the 04:09:47
23 Attorney General was formally advising the 04:09:49
24 commission or not. 04:09:54

25 And a lot of those administrative 04:09:55

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

119

1	details weren't in my bailiwick as I was not	04:09:58
2	one of co-commissioners. So I guess I --	04:10:01
3	that's probably a better question for Senator	04:10:03
4	Sykes or Speaker Cupp.	04:10:05
5	Q. I did ask Speaker Cupp, but let me just	04:10:06
6	ask you. As far as you know, there was no	04:10:10
7	separate counsel for the commission; is that	04:10:12
8	right?	04:10:14
9	A. Yeah, I'd have no reason to -- if there	04:10:14
10	was, I don't know about it.	04:10:17
11	Q. Did you ever request an interpretation	04:10:19
12	of Section 6 from the Attorney General on	04:10:22
13	behalf of the commission?	04:10:25
14	A. I did not.	04:10:26
15	Q. Did you ever ask the commission to	04:10:29
16	request an interpretation of the provisions of	04:10:34
17	Section 6 from the Legislative Services	04:10:39
18	Commission?	04:10:41
19	A. I did not.	04:10:42
20	Q. Did you ever, yourself, ask the	04:10:43
21	Legislative Services Commission what, if any,	04:10:46
22	obligations were imposed on you as a member of	04:10:49
23	the Redistricting Commission by Section 6?	04:10:53
24	A. I did not.	04:10:56
25	Q. Do you understand that proportionality	04:10:57

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

120

1	is one of the concepts that is used to try to	04:11:00
2	discourage anti-gerrymandering in redistricting	04:11:06
3	matters?	04:11:11
4	MR. STRACH: Objection.	04:11:12
5	THE WITNESS: Yeah, I think the phrase	04:11:13
6	"gerrymandering," you know, one of the concerns	04:11:18
7	I have about this is most of the provisions	04:11:21
8	that are suggested, and including in the Senate	04:11:25
9	Democrats map, are -- are -- are -- and, again,	04:11:28
10	we have this sort of generic term, no pun	04:11:31
11	intended, that we like to use, but I'm not sure	04:11:34
12	whether that's a statement on behalf of the	04:11:39
13	world, on behalf of your client, or exactly	04:11:42
14	what.	04:11:45
15	But, you know, gerrymandering is drawing	04:11:46
16	a district to favor one political party or	04:11:51
17	another. So people like to use that term, and	04:11:55
18	the same people who like to use that term also	04:11:57
19	want to gerrymander to benefit themselves in	04:12:01
20	their particular issue or party.	04:12:05
21	BY MR. FUNARI:	04:12:06
22	Q. Do you believe that this map that was	04:12:07
23	approved by the Ohio Redistricting Commission	04:12:08
24	in 2021 favors the Republican party?	04:12:11
25	A. I think the map is constitutional. I	04:12:14

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

121

1 think the map follows all of the mandates. I 04:12:18
2 think this map is the same as most other maps. 04:12:23
3 For example, the map that was drawn in 04:12:27
4 2001, which produced a Republican majority, in 04:12:30
5 2002, '04, and '06 produced a Democratic 04:12:35
6 majority, in 2008, and a Republican majority in 04:12:42
7 2010 in the House. 04:12:44
8 These elections are not necessarily end 04:12:46
9 determined by how maps are drawn. Candidates, 04:12:50
10 campaigns, issues, those things all matter. 04:12:52
11 And we do know that most of the districts in 04:12:56
12 the state of Ohio, because of the geographic 04:13:00
13 makeup, are going to be either Democratic, 04:13:02
14 Republic, Republican, depending on, you know, 04:13:06
15 where it is that they're located. 04:13:10
16 So we'll know the answer to your 04:13:12
17 question when we have the next election. 04:13:14
18 Q. So are you able to answer the question 04:13:17
19 "yes" or "no"? Do you believe that the map 04:13:20
20 that was adopted by the Ohio Redistricting 04:13:23
21 Commission, 2021, by a vote of 5-2, favors the 04:13:30
22 Republican party or not? 04:13:34
23 A. We'll know the answer to that question, 04:13:37
24 depending on who the candidates and issues and 04:13:39
25 their campaigns, next time. 04:13:42

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

122

1 This particular map is one analysis, is 04:13:44
2 that there are, in the House, for example, 62 04:13:50
3 leaning Republican districts. That was the 04:13:53
4 Republicans' last proposal. The Democratic -- 04:13:56
5 Senate Democrats' proposal was 57 Democratic -- 04:14:01
6 or 57 Republican leaning seats. 04:14:05
7 So really the last two offers, so to 04:14:07
8 speak, both had a Republican -- a majority of 04:14:10
9 Republican leaning seats. 04:14:14
10 Q. And how do you determine which way the 04:14:15
11 seats lean? You look at the partisan index, 04:14:22
12 right? 04:14:25
13 A. Yeah, well, generically speaking, that's 04:14:26
14 one way of doing it, yes. But I, frankly, 04:14:28
15 think a better way of doing it is look who the 04:14:32
16 candidate is. 04:14:35
17 Because in my involvement in campaigns, 04:14:35
18 I've had my candidates win in districts that 04:14:38
19 were 70 percent Democrat. Up in Lake County 04:14:41
20 right now, there's a great state rep who is a 04:14:45
21 Democrat by the name of Dan Troy who just won 04:14:47
22 in a Republican district. 04:14:49
23 Certainly, you know, when Terry Johnson 04:14:51
24 won in a 70 percent Democratic district as a 04:14:54
25 House member back in 2010, that's an anomaly. 04:14:56

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

123

1	But if you have the right candidate and	04:15:00
2	the right -- they run a good campaign and	04:15:02
3	people know them and they like them, you know,	04:15:05
4	a Democrat can win in a 55 or 60 percent	04:15:08
5	Republican district and vice versa.	04:15:12
6	Q. But when you say that in the	04:15:14
7	negotiations you offered a map with 62	04:15:17
8	Republican leaning districts coming down from	04:15:21
9	67 Republican leaning districts, you were	04:15:25
10	basing that on partisan index, correct?	04:15:29
11	A. It was based on that. If you're saying	04:15:33
12	I personally was doing that, no, because I	04:15:37
13	don't have that data, and I don't understand	04:15:40
14	how to put all of that together. But that's	04:15:42
15	what it was based on. Some type of formula	04:15:44
16	involving election results from the past.	04:15:47
17	Q. That Mr. DiRossi had provided to you to	04:15:51
18	be able to evaluate which way the districts	04:15:54
19	were leaning, right?	04:15:57
20	A. Well, Mr. DiRossi was the person I was	04:15:58
21	talking to, that's correct. Obviously, the	04:16:04
22	Speaker had his own person. And the other	04:16:06
23	members of the commission, I'm not -- I think	04:16:10
24	there were people for the Leader Sykes in the	04:16:13
25	House that we provided money for, but I'm not	04:16:18

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

124

1 sure ultimately what they did. And I know the 04:16:21

2 Senate Democrats had a similar person. 04:16:24

3 Q. So you indicated that you did not ask 04:16:27

4 the Legislative Services Commission for any 04:16:31

5 interpretation of the provisions of 04:16:35

6 Section 6(B). 04:16:40

7 Let me ask you whether you agree with 04:16:40

8 their analysis that proportionality in 04:16:43

9 Section 6(B) means the percentage of the 04:16:47

10 General Assembly districts represented by one 04:16:51

11 political party should approximately match the 04:16:56

12 percentage of voters in the state associated 04:16:59

13 with that political party? 04:17:02

14 Do you agree with that? 04:17:07

15 A. I don't agree with that as the only 04:17:09

16 definition or point of analyses. So it's 04:17:13

17 acceptable on its face, but that doesn't mean, 04:17:20

18 well, that's it, and we're not going to talk 04:17:24

19 about anything else. 04:17:26

20 Q. So if there were ten races, and each 04:17:27

21 race was 51 percent Republican, 49 percent 04:17:32

22 Democratic, that would indicate that the voters 04:17:38

23 in Ohio, 51 percent of them prefer Republicans, 04:17:45

24 49 percent of them prefer Democrats, correct? 04:17:51

25 A. You're talking about statewide races? 04:17:54

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

125

1	Q. I'm just talking a hypothetical, yes,	04:17:58
2	statewide races.	04:18:02
3	A. Okay. So hypothetically, if there were	04:18:03
4	ten statewide races, they all ended 51-49.	04:18:06
5	Q. Right.	04:18:11
6	A. Would that say that was the preference	04:18:11
7	of the statewide voters?	04:18:13
8	Q. Would it not indicate that 51 percent of	04:18:15
9	Ohioans prefer Republican candidates,	04:18:19
10	49 percent prefer Democratic candidates?	04:18:23
11	A. That would be something that you could	04:18:25
12	consider if you were to determining this. And	04:18:30
13	the reason why there's not "because this is	04:18:33
14	true, this is true," in all of those races,	04:18:36
15	things change, especially over a ten-year	04:18:41
16	period. This is why we use the ten-year period	04:18:44
17	instead of just last year.	04:18:47
18	So in 2010, there were people voting in	04:18:48
19	that election who weren't voting in 2020	04:18:52
20	because they died or they didn't vote or they	04:18:56
21	moved out of the state. In 2010, there were	04:18:59
22	people who didn't vote because they weren't 18	04:19:03
23	yet.	04:19:06
24	So the population changes over a period	04:19:07
25	of time. So you don't simply say, "Add up the	04:19:09

1 numbers, and that's the preference." That 04:19:12

2 would be a fool's errand on my part. 04:19:15

3 What you do is say, "What are the 04:19:18

4 results? Let's consider these results if we 04:19:20

5 ever get to a Section 6 analysis," which we 04:19:23

6 didn't in this case. 04:19:26

7 So there, again, is no formula. There 04:19:27

8 is no 51/49 in your circumstance. 04:19:29

9 If you're doing a Section 6 analysis, 04:19:34

10 you would say, "Here's these ten. Should we do 04:19:36

11 it? This is something that we should 04:19:38

12 consider." Okay, well, let's look at the other 04:19:40

13 results of the other elections too. 04:19:42

14 Q. So when you talked about having 04:19:45

15 proposed, I believe it was in the August 04:19:51

16 timeframe, putting a constitutional initiative 04:19:53

17 on the ballot to try to get more time, to delay 04:19:58

18 the time deadlines -- do you remember that 04:20:03

19 testimony? 04:20:06

20 A. The testimony was that we had a meeting 04:20:06

21 in April to -- 04:20:09

22 Q. April, I'm sorry. 04:20:09

23 A. -- to discuss -- that's fine -- to 04:20:12

24 discuss putting it on the ballot for the August 04:20:14

25 special election. And we would have had to 04:20:17

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

127

1 take some action, I think, in maybe the first 04:20:19
2 week in May, 90 days before the election. 04:20:21
3 Q. And you said that when the Democrats 04:20:27
4 didn't agree with doing that, you didn't want 04:20:29
5 to put it on the ballot because you thought it 04:20:32
6 could lose without Democratic support? 04:20:33
7 (Court Reporter Clarification.) 04:20:48
8 A. Yeah, I thought it would lose if the 04:20:51
9 Democrats didn't support it. 04:20:52
10 Q. So Ohio is at least that much of a swing 04:20:58
11 state? 04:21:01
12 MR. STRACH: Objection. 04:21:02
13 THE WITNESS: I don't understand. Is 04:21:03
14 that a question? 04:21:05
15 BY MR. FUNARI: 04:21:07
16 Q. Yes, sir, that would be a question. 04:21:08
17 A. Is a Ohio a swing state? 04:21:11
18 Q. Would that indicate to you that Ohio is 04:21:14
19 at least that much of a swing state, that you 04:21:17
20 would not be able to pass such an amendment 04:21:20
21 without Democratic support? 04:21:23
22 A. Well, you'd have to define "swing state" 04:21:24
23 for me. But in this context, I think that if 04:21:29
24 the folks who opposed what I was suggesting, 04:21:36
25 getting the additional time, were going to say 04:21:40

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

128

1 the same things for four months, it wouldn't 04:21:43
2 pass. 04:21:46

3 The League of Women Voters immediately 04:21:47
4 put out a press release that said that 04:21:50
5 President Huffman was trying to take away this 04:21:52
6 decision from the people and give it to the 04:21:56
7 legislature, and all we were trying to do is 04:21:59
8 give enough time for us to have negotiation, 04:22:01
9 which it turns out in the end we probably 04:22:04
10 needed. 04:22:07

11 We weren't changing the decision-making 04:22:07
12 process. So groups like the League of Women 04:22:10
13 Voters and All on the Line or something like 04:22:13
14 that, we put out a whole series of statements. 04:22:17

15 Again, my view of these things is if 04:22:23
16 you're going to pass something, either you have 04:22:24
17 to have a big campaign and really put it on, 04:22:26
18 especially if somebody's opposed to it. 04:22:32

19 You know, I didn't see a lot of folks 04:22:35
20 going to come out and support this just to get 04:22:38
21 another 30 days' or 60 days' worth of time. 04:22:40

22 And, frankly, as I sit here today, I'm 04:22:45
23 still amazed that everyone knew the data was 04:22:48
24 late, everyone knew we could use additional 04:22:51
25 time to negotiate, but they still said no. 04:22:53

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

129

1	And I'm sitting here, I'm pretty	04:22:58
2	incredulous when I start to think about it,	04:23:00
3	that all these folks who wanted additional	04:23:02
4	hearings, et cetera, et cetera, I don't know	04:23:04
5	why you wouldn't want additional time.	04:23:07
6	So, you know, it is what it is at this	04:23:09
7	point.	04:23:12
8	Q. Let me ask you about -- you talked about	04:23:14
9	money that was appropriated and used by the	04:23:16
10	caucuses in the House and Senate on both	04:23:20
11	Democrats and Republicans. Was there any money	04:23:23
12	appropriated for the statewide commissioners	04:23:26
13	for them to have staff and mapping software?	04:23:28
14	A. Yeah, so, specifically the way this	04:23:33
15	works, there is something called the Ohio	04:23:40
16	Redistricting Commission. There is a statute.	04:23:43
17	It's a specific body. Rob McColley was the	04:23:45
18	Senate Republican appointee to that.	04:23:50
19	That body, one of their jobs is to	04:23:53
20	allocate the money at the beginning of this	04:23:56
21	process, which we did, \$150,000 to each party.	04:23:59
22	And typically the way that goes is	04:24:04
23	each -- sometimes they work together.	04:24:07
24	Sometimes -- we, of course, don't know what the	04:24:10
25	Democrat folks did. I think they bought	04:24:12

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

130

1 computers and things like that. And that's 04:24:15
2 typically the way this has worked through the 04:24:20
3 years. 04:24:21

4 As far as the statewides are concerned, 04:24:22
5 that \$150,000 did not go to them. It went to 04:24:25
6 set up the House and Republican and -- the 04:24:28
7 Republican House and Senate and the Senate and 04:24:31
8 House Democrats. Of course, we gave the House 04:24:35
9 Democrats this additional quarter of a million 04:24:38
10 dollars. 04:24:42

11 I don't know whether they used money to 04:24:42
12 do redistricting. That is within their purview 04:24:46
13 to do that. 04:24:50

14 So if they did, yeah, that was money 04:24:51
15 that was legally appropriated to them. But I 04:24:53
16 didn't ask them to detail to me what they were 04:24:56
17 doing regarding any of the redistricting 04:24:59
18 matters. 04:25:03

19 Q. Mr. President, I think I understood the 04:25:04
20 focus of your answer to be on what the 04:25:08
21 different caucuses did with their money. 04:25:11

22 I was really trying to ask you about the 04:25:15
23 money that was appropriated for the 04:25:17
24 Redistricting Commission, was that also 04:25:19
25 available to the statewide officeholders who 04:25:22

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

131

1	served on the commission?	04:25:27
2	A. I guess you're going to have to help me.	04:25:28
3	What money are you talking about that was	04:25:33
4	appropriated to the Redistricting Commission?	04:25:36
5	Q. I thought that there was some 4 to	04:25:39
6	\$5 million that had been appropriated for the	04:25:43
7	Redistricting Commission. If I'm mistaken, I	04:25:47
8	apologize. But that was my understanding.	04:25:50
9	A. Yeah, I -- I thought your previous	04:25:53
10	question was was there money appropriated for	04:25:56
11	the statewide officeholders for specifically	04:25:59
12	for map drawing.	04:26:04
13	And if that wasn't your question, if	04:26:06
14	this is of the money available to the	04:26:09
15	commission, did that go -- did that money go to	04:26:13
16	these -- to the statewides for purposes of map	04:26:18
17	drawing? Is that --	04:26:19
18	Q. Let me try to ask this a different way.	04:26:21
19	A. Okay.	04:26:25
20	Q. In Auditor Faber's deposition, he	04:26:26
21	indicated that he did not have funds to	04:26:29
22	purchase or secure mapping technology or	04:26:39
23	mapping technicians. Do you know whether	04:26:44
24	that's correct or not?	04:26:50
25	A. Well, I don't know. And, frankly, if	04:26:52

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

132

1	Auditor Faber says that that's true, I'm	04:26:56
2	willing to accept that.	04:26:59
3	We have, you know -- in the Ohio Senate,	04:27:01
4	there is money that is not specifically	04:27:04
5	appropriated for things, but we can use for a	04:27:07
6	variety of purposes from time to time.	04:27:11
7	And each specific purchase is not a	04:27:16
8	specific appropriation. There may be a general	04:27:19
9	line item for administrative expenses. And all	04:27:21
10	agencies and departments have that.	04:27:25
11	Do I think that there's probably money	04:27:28
12	within the auditor's budget which he might be	04:27:30
13	able to use for that? Well, I would think so.	04:27:34
14	But if the auditor says no, then the	04:27:37
15	answer's probably no, since he's ultimately the	04:27:39
16	guy to determine that. He's the auditor.	04:27:42
17	Q. That's right. We're not going to argue	04:27:45
18	with the auditor.	04:27:48
19	A. Not on that issue, sure.	04:27:49
20	Q. Yes. Did the auditor ever request from	04:27:51
21	you funds for him to engage staff and to secure	04:27:56
22	mapping software so that he could participate	04:28:03
23	more actively in evaluating the maps that were	04:28:07
24	proposed?	04:28:11
25	A. The auditor never requested that of me.	04:28:12

Transcript of Senator Matt Huffman
Conducted on October 21, 2021

133

1	Q. Did Secretary LaRose request funds from	04:28:15
2	you for the purpose of securing mapping	04:28:21
3	technology, staffing, so that he could	04:28:25
4	participate more actively in the mapping	04:28:29
5	process?	04:28:31
6	A. Secretary LaRose never requested that of	04:28:31
7	me.	04:28:34
8	Q. If you'll just indulge me for a second.	04:28:35
9	Let me just look through my notes. I think I	04:28:48
10	am concluding here.	04:28:53
11	Thank you very much, Mr. President. I	04:29:11
12	don't have further questions.	04:29:13
13	A. Thank you.	04:29:15
14	MR. STRACH: Thank you, John. We don't	04:29:16
15	have any questions for President Huffman.	04:29:18
16	Is anyone from the AG's office on, can	04:29:23
17	tell us if they have any questions?	04:29:26
18	MS. COONTZ: No questions, thank you.	04:29:28
19	MR. STRACH: Okay. Great.	04:29:30
20	Madam court reporter, I think we can go	04:29:31
21	off the record.	04:29:33
22	THE VIDEOGRAPHER: Thank you. That	04:29:35
23	concludes today's proceedings. We're off the	04:29:37
24	record at 4:29 p.m.	04:29:39
25	(Deposition concluded at 4:29 p.m., 133)	04:29:41

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

A			
abilities	23:23, 65:22, 127:1, 134:19	41:1, 41:20, 43:23, 48:7, 52:10, 52:20, 53:19, 55:12, 55:17, 95:21, 100:2, 113:6, 121:20	again 14:5, 18:21, 20:24, 23:13, 24:8, 24:22, 25:19, 43:24, 49:19, 50:13, 55:4, 56:12, 59:17, 60:3, 65:21, 68:10, 68:22, 69:24, 72:13, 78:22, 82:7, 86:22, 107:14, 110:17, 111:11, 113:2, 113:10, 113:12, 114:8, 117:8, 117:12, 117:16, 118:4, 120:9, 126:7, 128:15
95:15	active	adopting	against
able	83:1, 109:6	107:7	54:9, 77:16, 78:25, 105:2
25:23, 86:9, 90:18, 108:21, 109:19, 121:18, 123:18, 127:20, 132:13	actively	adoption	age
accept	132:23, 133:4	43:16	75:7, 101:4
102:11, 102:13, 103:4, 103:8, 103:11, 132:2	activities	adopts	agencies
acceptable	42:14, 97:13	55:11	132:10
95:20, 124:17	activity	ads	ago
acceptance	83:3	76:21, 76:24	12:10, 26:9, 46:21
103:17	actual	advance	agree
accepted	23:9, 46:9, 57:9, 70:3, 70:7, 71:19	11:20, 16:16, 77:15, 78:2	21:14, 48:24, 60:8, 78:11, 102:1, 103:3, 103:22, 124:7, 124:14, 124:15, 127:4
91:10, 102:21, 102:23, 103:16	actually	advertising	agreed
access	16:17, 21:8, 21:15, 25:13, 30:20, 30:23, 37:18, 65:16, 71:16, 72:23, 87:20, 92:20, 93:7	74:25, 77:4	64:14, 64:16, 78:22, 109:15, 113:8
62:6, 63:3, 81:23, 82:16, 82:25	ad	advice	agreement
accomplish	98:4	13:22, 32:17, 33:5	20:19, 102:15, 114:16, 115:10
16:20, 61:8	add	advise	ahead
according	47:20, 48:8, 69:21, 107:9, 125:25	12:22	12:4, 22:22, 23:5, 38:18, 85:21, 100:15
102:25	added	advising	ahold
accordingly	51:23	118:23	96:13
39:3	adding	advocate	
account	70:1, 70:2	74:16	
106:13	addition	advocated	
accountability	52:7	97:20	
78:3	additional	advocating	
accurate	64:3, 64:12, 65:3, 107:10, 109:13, 109:14, 127:25, 128:24, 129:3, 129:5, 130:9	75:19	
69:10, 104:20	administrative	after	
accurately	118:25, 132:9	19:8, 20:11, 35:23, 36:1, 36:5, 41:1, 41:20, 67:22, 74:18, 93:15, 93:24, 99:12, 106:17	
42:5, 49:23	admitted	afternoon	
acknowledged	104:22	10:3, 11:3, 54:1, 55:1, 55:6, 67:21, 71:12, 100:24	
54:17	adopt	ag's	
aclu	102:18, 103:12	133:16	
4:4	adopted		
acolytes	19:24, 36:17,		
80:21			
act			
65:21			
action			
22:11, 22:13,			

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>akron 58:9, 85:14, 92:22, 92:25 al 1:5, 1:9, 3:3, 7:4, 7:13, 10:7, 10:8 alicia 7:5 all 10:16, 11:8, 11:14, 11:17, 14:9, 17:8, 17:18, 20:3, 21:24, 22:17, 23:2, 23:18, 26:7, 27:18, 27:25, 28:11, 29:1, 29:12, 37:25, 39:15, 39:24, 39:25, 40:2, 42:16, 44:3, 47:20, 50:20, 51:24, 52:6, 53:18, 54:17, 58:16, 59:24, 62:15, 64:16, 68:3, 69:14, 69:21, 69:22, 70:1, 70:8, 71:23, 71:24, 79:14, 79:15, 79:19, 80:11, 80:18, 81:8, 84:16, 86:23, 88:10, 88:25, 89:2, 91:4, 92:3, 93:4, 93:12, 95:12, 97:23, 100:5, 100:7, 100:15, 105:5, 107:4, 107:21, 109:8, 110:1, 110:14, 114:3, 115:25, 116:9, 118:1, 118:14, 121:1, 121:10,</p>	<p>123:14, 125:4, 125:14, 128:7, 128:13, 129:3, 132:9 allocate 129:20 allow 66:17, 102:2 alma 86:16 alone 42:10, 106:3 along 16:19, 21:7, 25:9, 34:11 alora 4:11 already 67:16 also 8:3, 24:16, 66:25, 75:5, 84:22, 86:7, 88:1, 91:25, 96:19, 103:21, 106:25, 110:23, 117:15, 120:18, 130:24 alternative 96:8 although 52:3, 59:7 altogether 75:11 always 11:9, 94:18, 95:4 alyssa 5:6 amanda 8:14 amazed 128:23 ambiguous 16:10 ambitious 108:13 amendment 24:11, 95:10,</p>	<p>127:20 amendments 73:11, 73:17, 74:17, 77:15, 78:24, 95:6, 97:8 american 4:12 among 62:21, 65:14, 98:9 amount 64:6, 100:23 analyses 92:15, 124:16 analysis 32:9, 32:21, 33:2, 35:13, 36:8, 63:15, 93:2, 93:20, 94:6, 94:11, 103:23, 104:13, 114:23, 116:11, 117:7, 122:1, 124:8, 126:5, 126:9 analyze 92:15, 93:16, 93:24 analyzed 113:24, 114:4, 114:11 anomaly 122:25 another 38:20, 56:18, 67:2, 70:4, 78:2, 120:17, 128:21 answer 18:19, 27:16, 32:15, 33:4, 33:23, 33:24, 37:20, 42:3, 42:12, 42:25, 45:12, 46:2, 46:15, 51:16, 52:17, 54:5,</p>	<p>60:24, 61:9, 62:8, 65:2, 65:17, 111:1, 111:6, 111:22, 113:9, 121:16, 121:18, 121:23, 130:20 answer's 132:15 answering 111:19 anti-gerrymander- ing 120:2 anticipated 95:16, 97:7, 104:2 anticipating 21:24, 43:11 anticipation 95:24 any 12:21, 13:24, 14:17, 15:6, 17:13, 17:22, 18:7, 19:21, 20:5, 23:8, 26:3, 26:15, 27:4, 28:6, 28:13, 28:14, 29:15, 29:18, 32:3, 32:9, 32:16, 32:21, 33:5, 33:9, 36:13, 41:2, 41:22, 43:14, 44:4, 44:5, 44:6, 44:20, 45:5, 45:9, 49:7, 49:17, 52:11, 55:12, 61:3, 61:5, 62:17, 62:20, 63:12, 66:9, 67:3, 67:10, 68:10, 75:20, 77:17, 77:21, 77:25, 78:7,</p>
--	---	--	---

<p>79:1, 79:6, 81:22, 83:3, 83:13, 84:5, 87:6, 91:14, 92:6, 92:8, 92:15, 93:20, 98:12, 98:13, 99:25, 100:1, 100:9, 100:12, 101:1, 104:5, 104:17, 105:9, 106:16, 110:21, 113:16, 119:21, 124:4, 129:11, 130:17, 133:15, 133:17 anybody 41:8, 47:7, 47:15, 96:24, 104:10 anyone 13:18, 29:19, 50:20, 57:22, 68:10, 133:16 anything 15:17, 26:18, 42:24, 43:9, 61:18, 63:12, 112:13, 124:19 anytime 20:8 anyway 65:18 apologize 11:25, 53:12, 53:14, 57:5, 63:21, 131:8 apologizing 11:20 apparent 55:4 apparently 86:11, 86:15, 93:5, 94:1 appear 23:19 appearances 10:16</p>	<p>appeared 77:22 applicable 112:19 application 27:13 appointed 18:3 appointee 129:18 appointing 17:14 apportionment 11:6, 96:14 appreciate 89:16, 110:25 appropriate 83:6 appropriated 129:9, 129:12, 130:15, 130:23, 131:4, 131:6, 131:10, 132:5 appropriately 97:21 appropriation 132:8 approval 101:19, 101:20 approve 101:25 approved 76:12, 120:23 approximately 69:8, 124:11 april 16:24, 17:8, 20:16, 20:25, 21:2, 21:17, 22:5, 23:8, 23:20, 24:9, 109:11, 126:21, 126:22 aren't 50:17, 59:5, 70:14, 70:15, 93:14, 116:9 arena 5:20</p>	<p>argue 132:17 around 63:20 arrive 20:7 article 9:14, 29:14, 29:20, 29:23, 30:10, 31:3, 32:12, 32:24, 33:11, 33:14, 33:15, 33:16, 33:21, 36:15, 46:20, 73:12, 73:17, 78:3, 95:7, 107:16, 118:11, 118:13 as-needed 16:8 aside 23:7 asked 13:15, 20:17, 21:15, 24:20, 34:17, 35:6, 35:8, 40:24, 54:8, 58:8, 64:11, 85:15, 90:21, 91:1 asking 25:7, 32:6, 38:3, 56:2, 56:10, 73:18, 94:12, 95:23 aspects 110:6, 117:11 aspirational 66:22, 107:18, 108:4, 108:11, 108:16, 108:18, 112:3, 112:17 assembly 52:20, 53:19, 97:10, 105:6, 107:21, 109:22, 115:12, 124:10 assessing 66:1</p>	<p>assist 63:3, 65:4 assistant 8:8 assisted 40:19 assisting 90:10 associate 8:8 associated 80:3, 124:12 assume 42:2 athomas@acluohio 4:16 attached 9:11 attacks 98:4 attempt 59:22, 65:19, 66:16, 107:20, 108:19, 109:1, 109:5, 109:21, 111:4 attempted 56:6, 109:17 attempting 35:24, 55:24, 109:16, 112:4, 112:5 attempts 57:2, 66:21 attention 39:2 attorney 8:9, 83:7, 83:9, 118:23, 119:12 attorneys 100:13 attributes 112:3 auditor 6:5, 8:11, 57:22, 65:9, 84:8, 84:20,</p>
---	--	--	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>85:22, 87:21, 92:2, 94:10, 131:20, 132:1, 132:14, 132:16, 132:18, 132:20, 132:25 auditor's 132:12 august 18:22, 18:24, 19:2, 19:5, 19:18, 19:20, 20:11, 21:6, 21:13, 21:20, 22:16, 23:24, 24:16, 25:1, 26:2, 62:20, 62:25, 69:17, 92:12, 93:17, 109:12, 126:15, 126:24 authorized 64:6 authorizing 61:11 authors 73:11 available 16:24, 21:5, 25:17, 39:23, 41:5, 51:20, 60:20, 86:13, 86:18, 130:25, 131:14 ave 7:17 avenue 3:22, 4:5, 5:10 awaiting 55:20 award 86:16 aware 26:10, 44:12, 45:7 away 128:5</p> <hr/> <p style="text-align: center;">B</p> <hr/> <p>b 109:2</p>	<p>back 18:10, 22:3, 24:11, 26:7, 26:16, 30:21, 33:13, 33:20, 33:24, 36:15, 37:23, 56:1, 56:16, 56:19, 57:9, 58:20, 73:15, 78:15, 81:17, 85:4, 94:24, 104:15, 104:19, 122:25 back-and-forth 57:12 bad 24:2, 90:9 bailiwick 119:1 ballot 21:13, 22:15, 22:20, 23:1, 23:24, 73:23, 74:19, 75:6, 75:13, 76:18, 126:17, 126:24, 127:5 bannon 7:5 bannona@brennan 7:10 based 23:19, 47:4, 78:19, 123:11, 123:15 basically 44:17, 90:12, 117:2 basing 123:10 basis 16:8, 71:1, 71:8, 104:4 became 16:18, 16:23, 44:18, 44:22, 55:4 because 12:24, 14:23,</p>	<p>19:18, 25:8, 25:17, 39:25, 41:8, 49:19, 50:13, 55:15, 56:23, 58:5, 59:9, 69:24, 70:16, 71:12, 75:9, 76:17, 79:18, 86:15, 87:18, 88:2, 92:22, 93:4, 95:2, 96:20, 101:6, 104:4, 105:1, 109:15, 110:15, 111:6, 115:6, 115:8, 118:6, 121:12, 122:17, 123:12, 125:13, 125:20, 125:22, 127:5 become 15:2, 62:22, 63:17 been 12:7, 12:9, 12:13, 13:24, 14:22, 18:23, 19:17, 20:6, 20:23, 34:3, 48:10, 48:18, 49:15, 52:16, 57:24, 58:23, 59:19, 63:20, 68:12, 68:16, 72:7, 80:13, 80:16, 81:4, 89:6, 89:7, 89:8, 97:9, 97:10, 97:12, 131:6 before 2:11, 11:7, 12:7, 19:8, 26:3, 35:3, 35:4, 35:7, 36:11, 40:6, 40:18, 43:22, 44:20, 53:17,</p>	<p>55:24, 59:20, 62:19, 63:1, 65:14, 66:2, 67:6, 67:13, 68:15, 69:8, 69:16, 70:20, 75:4, 86:21, 88:20, 89:17, 95:13, 96:7, 97:22, 102:8, 114:14, 127:2 began 16:17, 24:15, 25:11, 36:6, 44:25, 68:3, 69:13 begin 16:12, 24:13 beginning 16:22, 17:10, 20:13, 56:13, 62:25, 69:17, 129:20 begins 10:4, 107:19 behalf 3:2, 3:16, 4:1, 5:3, 5:16, 6:3, 6:13, 7:3, 7:13, 10:14, 10:19, 17:25, 119:13, 120:12, 120:13 being 18:25, 42:21, 54:8, 65:7, 65:16, 70:24, 83:17, 84:17, 85:20, 85:22, 86:9, 87:12, 134:10 believe 18:11, 19:6, 33:1, 34:7, 37:10, 38:7, 41:22, 42:9, 81:25, 85:7, 91:22, 91:25, 111:15, 111:20,</p>
---	---	--	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>120:22, 121:19, 126:15 believed 25:25, 29:3 bell 61:15, 61:17 bench 75:10 bender 3:5 benefit 120:19 bennett 7:13 benson 61:15, 62:2 besides 81:23, 87:7 best 12:1, 46:2, 58:6, 62:3, 111:8 better 74:16, 78:14, 119:3, 122:15 between 55:20, 57:9, 88:14, 88:24, 93:5, 97:25 bfunari@reedsmith 3:25 big 128:17 biggest 97:3 bipartisan 23:23 bit 16:11, 47:15, 71:8, 85:2 blake 18:2 board 96:14 body 129:17, 129:19 boil 59:24</p>	<p>bollman 1:24, 2:11, 10:19, 134:7, 134:25 both 47:12, 52:8, 66:19, 74:5, 90:7, 92:3, 95:17, 98:6, 102:3, 104:12, 122:8, 129:10 bottom 38:25, 52:18, 53:7 bought 74:24, 129:25 boy 98:15 brad 3:18, 11:4, 11:14, 30:11, 38:22, 99:15, 100:8 brady 3:5 brain 48:16 branch 5:7 break 16:11 breakdown 114:24 brennan 7:7 bria 7:13 bridget 8:12 brief 18:19, 81:6 briefly 94:23 broad 4:13, 6:8, 20:14, 20:22 broadway 7:8</p>	<p>broke 99:5 bucket 51:1 budget 132:12 bureau 19:22 burling 3:8 buy 64:9, 77:1</p> <hr/> <p style="text-align: center;">C</p> <hr/> <p>c 109:2 ca 1:25, 3:12, 134:25 calculate 28:8, 28:16, 49:8 calculated 47:6, 50:18 calculating 51:12 calculation 47:1, 48:1, 49:17, 69:23, 70:12 calculations 51:23 calculus 49:22 california 2:15, 134:4, 134:9 call 13:19, 15:8, 16:7, 17:18, 56:18, 56:20, 67:19, 83:7, 89:9, 93:17, 102:9 called 10:23, 57:14, 74:7, 102:9, 129:15</p>	<p>calling 11:21, 22:3, 83:9, 109:11, 109:12 calls 32:13, 33:1, 33:2, 89:1 came 20:2, 22:2, 26:15, 35:23, 49:15, 51:14, 69:7, 69:11, 72:8, 77:13, 94:13, 113:4 campaign 23:2, 50:9, 75:15, 75:19, 75:25, 117:3, 123:2, 128:17 campaigning 76:6 campaigns 76:1, 80:20, 121:10, 121:25, 122:17 can't 12:11, 14:19, 29:11, 29:24, 54:14, 61:17, 63:19, 63:21, 79:14, 79:16, 79:18, 84:11, 90:8, 90:9, 92:8, 96:4, 96:17, 98:2, 98:24, 107:5 candidacy 117:18, 117:20 candidate 50:9, 122:16, 123:1 candidates 47:3, 51:6, 51:8, 51:10, 52:22, 52:23, 53:21, 53:22, 69:25, 70:10, 70:13, 80:22,</p>
---	---	--	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>121:9, 121:24, 122:18, 125:9, 125:10 cannot 78:18, 111:25 capital 25:8 car 84:24 carefully 101:3 carey 4:3 case 1:7, 10:9, 12:5, 64:11, 64:17, 71:17, 81:3, 103:13, 126:6 cases 11:6, 117:20 cast 51:5 catch 73:14 caucus 13:8, 64:7, 65:15, 99:3, 99:9, 99:10, 100:1 caucuses 63:2, 129:10, 130:21 caveat 15:25 census 16:23, 17:3, 19:22, 20:2, 20:7, 21:4, 105:21 center 7:7 centre 3:21 certain 23:13, 34:9, 107:7, 117:20 certainly 41:12, 42:22,</p>	<p>47:9, 59:20, 68:6, 83:25, 94:22, 105:5, 105:17, 107:12, 110:20, 114:2, 122:23 certificate 134:1 certified 2:13, 2:14 certify 134:9, 134:18 cetera 44:1, 52:7, 62:16, 75:1, 85:1, 90:19, 91:7, 106:1, 129:4 chain 14:1 chance 12:21 change 22:14, 111:5, 125:15 changed 45:7, 93:8 changes 45:6, 45:14, 55:12, 73:20, 93:25, 125:24 changing 128:11 checklist 67:11 checklists 67:4 chief 8:4, 8:6, 8:10, 8:12, 8:14, 83:7, 83:9 child 48:16 cincinnati 91:7 circulated 44:16, 76:16, 76:17, 99:2,</p>	<p>99:3, 99:8 circulator 99:8 circumstance 44:25, 126:8 cities 91:4 citizen 74:21, 74:22 city 4:5, 97:11, 105:24 civil 4:12 claimed 76:5 clarification 127:7 clarify 101:10, 103:6 clark 6:15, 61:15 clause 46:24 clear 17:17, 31:15, 32:18, 35:21, 41:14, 44:18, 44:22, 54:23, 59:5, 59:6, 63:25, 69:4, 78:20, 97:19, 98:16, 102:10, 113:18 clearly 11:10 cleveland 58:11, 85:9, 86:21, 94:7 client 120:13 close 95:22, 113:4, 113:5, 114:15 closely 39:6, 77:19, 79:3 closer 11:18, 59:9</p>	<p>cloudy 69:3 co-chair 15:12, 15:13, 102:9 co-commissioners 119:2 co-founded 74:7 collaborative 3:16, 7:3, 11:5 collective 65:19 columbus 4:6, 5:22, 6:9, 6:18 com 3:14, 3:25, 5:13, 5:23, 6:20 come 22:6, 26:25, 30:21, 56:19, 58:20, 66:2, 66:17, 67:6, 67:13, 69:12, 86:21, 95:22, 114:16, 115:10, 128:20 comes 103:9, 118:8 coming 56:5, 56:16, 56:22, 77:21, 104:4, 123:8 command 14:1 commenced 54:23 commencing 54:21 commercials 77:2 commission's 48:3, 93:8, 94:4, 102:20 commissioner 24:13, 24:15, 25:7, 32:8,</p>
--	---	--	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>32:20, 108:25, 109:4, 109:5, 118:10 commissioners 14:17, 25:22, 43:21, 54:6, 54:21, 67:3, 81:23, 82:8, 83:14, 87:6, 88:4, 88:10, 88:25, 101:19, 129:12 common 88:6 communication 14:22 communications 15:18 compact 108:5 compactness 110:19, 111:14, 112:23 complain 96:4 complete 134:16 compliance 66:3, 66:9, 67:12 complied 28:18, 28:25, 32:10, 32:23, 33:11, 118:13 comply 50:14, 66:14, 66:23, 67:6, 113:15, 113:16, 113:19, 114:17, 114:21 computers 64:9, 130:1 concept 115:25 concepts 107:12, 120:1 concerned 130:4</p>	<p>concerns 120:6 conclude 96:11 concluded 133:25 concludes 133:23 concluding 46:24, 133:10 conclusion 32:14, 40:9, 72:13, 102:16, 110:1 conclusions 36:7, 39:16, 94:13 conduct 32:9, 32:21, 93:20 conducted 87:19 conference 22:2, 23:22, 24:10 confirm 99:16 confirmation 21:3 confirmed 17:3 conform 93:9 confuse 22:21 confusing 102:25 congressional 64:21 connecting 74:12 consider 34:25, 49:7, 49:24, 62:9, 62:13, 68:23, 108:8, 110:22, 112:3, 112:22, 112:23, 112:24,</p>	<p>113:1, 114:2, 116:2, 118:2, 118:5, 125:12, 126:4, 126:12 considerable 64:6 consideration 71:7 considered 34:10, 52:3, 52:12, 70:15, 94:13, 110:20, 116:4, 116:14 considering 36:25, 37:4, 51:2, 51:4, 69:15 consist 105:18 consisted 107:6 consolidated 10:8 constitution 9:13, 28:4, 28:12, 28:19, 28:23, 29:16, 31:3, 32:2, 32:11, 32:24, 33:12, 33:16, 45:19, 47:10, 48:12, 48:13, 49:21, 50:14, 55:15, 66:3, 66:14, 66:15, 66:24, 68:23, 78:17, 78:20, 79:8, 79:16, 92:22, 103:1, 104:3, 105:20, 110:6, 112:11, 112:20, 113:15, 113:20 constitutional 6:7, 8:9, 8:13, 19:12, 21:10, 22:14, 29:1, 29:7, 30:21,</p>	<p>31:17, 31:20, 39:16, 92:19, 93:10, 93:13, 93:22, 102:17, 108:10, 108:22, 120:25, 126:16 constitutionally 23:16, 25:18 consult 17:13 consultant 64:4, 79:21 consultants 60:7, 60:9, 60:13, 60:20, 61:12, 64:13, 65:1 consulted 50:21 consulting 60:21 contained 44:7 contains 36:17, 52:21 contemplated 66:2 content 26:15, 26:17 contention 104:17 contests 101:14, 101:16 context 61:19, 108:2, 108:16, 112:18, 127:23 contexts 105:5 contingent 87:1, 87:3 continued 56:20 contribution 46:6 contributions 43:8 convene 25:14, 25:15,</p>
--	---	--	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

26:5 convened 19:3, 22:6, 24:22, 55:21, 56:25, 62:20, 65:14 convenes 25:18 convening 23:9 conversation 31:23, 84:22, 85:5, 85:24, 86:3, 89:11 conversations 14:7, 14:13, 16:2, 16:3, 16:6, 18:15, 19:13, 56:11, 84:11, 84:13, 84:15, 85:3, 86:9, 87:4, 88:9, 88:23 convince 80:16 coontz 8:12, 133:18 copy 45:4, 54:7, 54:12 coriat 8:17, 10:13 correct 13:13, 14:2, 14:16, 15:3, 15:4, 31:18, 32:25, 37:11, 45:19, 49:5, 57:16, 65:6, 65:13, 71:5, 71:10, 73:1, 73:2, 74:1, 74:2, 74:8, 74:17, 82:23, 91:20, 101:16, 101:17, 103:24, 104:14, 107:24, 109:2, 109:3,	123:10, 123:21, 124:24, 131:24, 134:16 correctly 39:8, 53:3 corresponds 39:5 could 16:10, 19:19, 20:6, 20:14, 20:21, 20:22, 20:24, 22:22, 25:10, 25:14, 25:15, 33:20, 35:5, 38:25, 39:19, 41:9, 50:6, 73:5, 79:11, 79:12, 84:25, 86:21, 89:11, 90:13, 116:1, 116:4, 116:5, 116:11, 116:13, 117:8, 118:2, 118:7, 125:11, 127:6, 128:24, 132:22, 133:3 couldn't 22:18, 87:23 council 97:12 counsel 8:5, 8:6, 8:15, 10:16, 13:22, 14:7, 30:18, 40:17, 42:14, 118:19, 118:22, 119:7 count 20:1 counterpart 58:2 counties 29:8, 29:10, 79:19 counts 105:18 county 91:4, 91:5,	122:19 couple 26:2, 77:11, 84:15, 101:8, 101:10, 107:17 course 24:14, 25:16, 35:7, 39:20, 40:18, 56:25, 60:4, 61:6, 62:14, 63:16, 64:15, 64:23, 66:22, 70:11, 78:16, 79:6, 86:1, 87:1, 87:2, 87:23, 91:9, 99:12, 103:9, 105:19, 106:23, 108:19, 114:7, 116:10, 117:19, 117:24, 129:24, 130:8 court 1:1, 10:9, 10:18, 11:7, 73:5, 78:5, 78:18, 81:11, 99:16, 108:23, 127:7, 133:20 courtesy 90:15 covered 107:13 covid 101:6 covington 3:8 crc 134:26 create 67:10, 78:4 created 67:4 criticize 105:3 crr 134:26 crucial 96:5	csr 1:25, 134:8, 134:25 cupp 5:4, 15:11, 18:4, 21:16, 24:21, 44:9, 56:24, 57:24, 87:20, 98:6, 102:10, 119:4, 119:5 cupp's 63:14 cycles 63:10 cynic 96:11 <hr/> <p style="text-align: center;">D</p> <hr/> daily 16:3 dan 122:21 danielle 3:19 data 16:23, 17:3, 18:21, 19:19, 19:22, 20:2, 20:7, 21:4, 21:19, 39:23, 52:19, 60:22, 60:25, 61:3, 62:7, 90:23, 105:9, 105:11, 105:15, 105:17, 105:21, 105:22, 106:3, 106:5, 106:6, 114:3, 118:8, 123:13, 128:23 date 10:11, 19:1, 19:2, 19:5, 21:6, 21:9, 24:25, 25:14, 25:16, 25:20, 25:24, 68:2
--	---	---	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>date's 85:11 dates 24:11, 25:12 david 3:4, 4:3 day 11:23, 14:10, 35:3, 35:7, 35:22, 36:7, 42:20, 44:17, 44:20, 56:11, 56:22, 58:12, 58:24, 59:20, 70:17, 84:17, 85:14, 93:16, 94:1, 97:22, 134:19 days 11:9, 16:16, 21:22, 26:2, 26:9, 35:23, 68:8, 69:8, 84:15, 96:1, 96:3, 96:7, 114:14, 127:2, 128:21 dayton 91:2, 91:6 dcarey@acluohio 4:7 ddenuyl@cov 3:14 deadline 21:10, 23:5 deadlines 22:11, 23:12, 126:18 deal 45:3 dealt 106:9 debra 1:24, 2:11, 10:18, 134:7, 134:25 decided 25:13, 48:5,</p>	<p>48:6, 72:16, 79:9, 83:4, 107:9 decision 58:19, 65:11, 71:20, 72:9, 72:14, 72:18, 98:17, 98:24, 128:6 decision-maker 71:19 decision-making 128:11 decisions 63:4, 72:20 define 37:6, 108:21, 127:22 defines 108:12 definition 124:16 delay 126:17 democrat 22:24, 35:19, 52:2, 57:19, 93:17, 109:15, 113:5, 113:23, 114:10, 115:15, 115:18, 122:19, 122:21, 123:4, 129:25 democratic 22:9, 51:6, 51:10, 52:23, 53:21, 58:2, 59:13, 63:19, 66:19, 87:2, 94:15, 94:19, 95:22, 95:25, 97:19, 107:11, 109:13, 109:17, 110:9, 110:10, 121:5, 121:13, 122:4, 122:5, 122:24, 124:22, 125:10, 127:6,</p>	<p>127:21 democrats 22:24, 23:3, 44:19, 57:10, 59:3, 64:3, 64:18, 65:3, 68:17, 69:21, 86:10, 90:11, 95:5, 95:20, 113:8, 114:7, 114:8, 115:22, 120:9, 122:5, 124:2, 124:24, 127:3, 127:9, 129:11, 130:8, 130:9 demographic 34:9, 34:13, 34:25, 105:9, 105:13, 105:15, 105:17, 105:22, 106:5 denuyl 3:4 departments 132:10 depending 30:6, 121:14, 121:24 deponent 9:3 depos 10:14, 10:19, 38:8, 53:11 deposed 11:24, 12:7, 26:9 deposition 1:13, 2:1, 10:5, 10:14, 11:22, 12:14, 12:19, 26:16, 26:21, 30:25, 38:10, 90:21, 110:4, 131:20, 133:25, 134:11, 134:13 depositions 12:15</p>	<p>deputy 8:14 described 93:21, 104:2, 112:24 description 9:12 despite 97:16 detail 130:16 details 91:15, 119:1 determination 46:22, 48:3, 71:2, 83:2 determine 49:8, 66:8, 122:10, 132:16 determined 95:12, 121:9 determining 48:25, 125:12 develop 65:25 developed 67:24 deviate 29:7 devised 48:2 dewine 6:4, 57:21, 65:8, 82:16, 98:5 died 125:20 different 27:24, 28:2, 50:3, 50:6, 58:17, 69:25, 71:9, 76:7, 88:5, 88:9, 91:6, 92:4, 94:3, 117:25, 130:21, 131:18 differing 93:21</p>
---	---	---	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>digital 77:4 dignitary 11:24, 12:3 diligence 21:23 diplomate 2:12, 134:7 direct 82:3, 82:10, 114:17, 115:16 directed 34:17, 113:14, 113:18, 114:21, 115:11 direction 28:18, 29:15, 29:19, 31:16, 46:11, 82:1, 134:15 directly 14:3, 41:12, 84:6, 84:7 dirossi 13:5, 13:6, 13:14, 13:18, 14:2, 15:22, 16:12, 17:15, 17:17, 17:24, 18:11, 18:16, 19:7, 26:9, 26:13, 28:24, 29:15, 29:18, 31:16, 33:9, 34:3, 34:24, 36:10, 40:18, 40:23, 41:16, 60:6, 60:9, 60:22, 61:12, 62:5, 63:8, 64:2, 81:24, 82:17, 82:20, 82:25, 83:13, 84:9, 105:8, 106:7, 113:15, 113:19, 114:17, 114:21, 115:11, 123:17, 123:20</p>	<p>dirossi's 26:8, 41:23, 61:21 disagreed 98:11 disagreement 104:13 disappointed 22:1 disappointment 97:4 discourage 120:2 discretion 49:25, 68:24, 110:23 discuss 42:13, 126:23, 126:24 discussed 22:10, 52:16, 62:18, 67:20, 67:25, 68:14, 94:23 discussing 24:18, 73:21, 89:3 discussion 23:17, 31:5, 38:12, 62:21, 69:15, 73:7, 106:16, 117:17 discussions 23:8, 26:4, 42:13, 57:21, 58:23, 70:23, 84:5 disfavor 109:23, 110:7 displayed 27:13 disrespect 11:23, 101:1 district 5:20, 52:20, 77:17, 79:1, 79:6, 79:10, 92:21, 92:25,</p>	<p>107:21, 109:22, 110:11, 112:8, 120:16, 122:22, 122:24, 123:5 districts 27:24, 28:2, 35:11, 35:18, 36:2, 39:4, 40:4, 52:21, 52:22, 52:24, 59:11, 59:13, 59:15, 59:18, 74:8, 75:22, 77:14, 77:19, 77:23, 79:3, 79:14, 79:25, 106:14, 108:3, 108:5, 110:5, 111:25, 115:13, 115:14, 115:15, 121:11, 122:3, 122:18, 123:8, 123:9, 123:18, 124:10 divide 79:18 divided 47:7 division 29:9 divisions 114:18 document 30:19, 33:21, 40:25, 41:16, 41:19, 44:15, 47:5 documents 76:20 doing 20:6, 35:15, 36:13, 67:9, 70:4, 83:20, 83:24, 83:25, 112:6, 113:3, 122:14, 122:15, 123:12, 126:9, 127:4, 130:17</p>	<p>dollars 65:4, 130:10 donald 117:20 done 15:8, 15:9, 17:1, 18:25, 20:23, 22:18, 22:23, 23:19, 41:11, 43:25, 50:12, 63:10 doubt 41:2, 42:4, 61:4 down 13:1, 16:11, 38:19, 38:25, 59:24, 64:24, 75:12, 80:9, 84:2, 108:4, 117:2, 117:18, 123:8, 134:13 downtown 92:21 dozens 107:1 draft 44:16, 45:4, 45:23, 54:20, 55:4, 55:9, 55:10, 55:16, 65:19, 79:10, 95:9, 95:19, 96:25 drafted 40:11, 40:14, 42:9, 42:10, 43:2, 72:24, 73:21, 76:11 drafter 17:15, 17:19, 46:9, 46:15, 95:6 drafting 13:19, 15:23, 19:7, 42:16, 45:10, 63:22, 73:17, 74:9,</p>
--	--	---	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>79:22 drafts 43:15, 44:10, 44:12, 45:6 draw 13:15, 39:1, 60:12, 62:10, 79:10, 79:16, 83:17, 107:20, 109:5, 110:4, 110:11, 110:13, 110:14, 114:18, 115:16 drawer 18:3, 18:8, 83:17 drawing 17:21, 18:14, 18:17, 19:10, 60:8, 60:10, 60:14, 60:23, 81:24, 82:17, 83:22, 84:4, 84:9, 106:13, 108:3, 120:15, 131:12, 131:17 drawn 109:23, 121:3, 121:9 driven 108:13 driver's 117:3 driving 84:22, 84:23, 85:6, 85:17, 85:18 dublin 6:17 due 21:22 duly 10:23, 134:11 during 11:21, 14:3, 15:1, 22:8, 33:10, 67:25, 71:3, 73:16,</p>	<p>75:1, 81:24, 82:17, 82:25</p> <hr/> <p style="text-align: center;">E</p> <hr/> <p>each 12:24, 35:11, 36:3, 39:5, 51:5, 57:24, 63:2, 64:7, 64:25, 66:5, 82:21, 107:5, 107:14, 110:11, 124:20, 129:21, 129:23, 132:7 earlier 44:12, 56:7, 58:9, 68:9, 72:2, 90:20 early 18:16, 24:25, 68:7, 86:21, 98:17 easy 40:8, 47:24, 48:19 ed 117:2, 117:18 editorial 74:25 editorials 76:25 edu 7:10 effect 15:14, 34:19, 41:21, 46:13, 55:14, 78:9 either 26:1, 65:22, 67:18, 121:13, 128:16 ejclark@organleg- al 6:20 elected 65:7, 65:9, 79:13, 82:22, 83:15, 92:23</p>	<p>election 22:16, 37:24, 39:21, 48:15, 49:3, 50:9, 62:7, 74:20, 96:15, 121:17, 123:16, 125:19, 126:25, 127:2 elections 39:24, 41:8, 45:21, 47:4, 47:12, 48:2, 48:21, 49:14, 51:5, 67:17, 69:5, 69:22, 70:8, 70:9, 70:24, 71:21, 72:10, 72:25, 116:6, 118:2, 121:8, 126:13 elias 7:16 else 13:18, 42:23, 61:18, 83:8, 86:17, 124:19 else's 14:25 emails 54:16, 55:3, 89:2 emilia 5:17, 24:17, 34:8, 86:11 employed 15:2 employee 13:9, 14:25, 82:3, 82:5, 82:10 employees 13:12, 13:25, 15:6 enacted 19:23 enacting 94:23 encouraging 86:5</p>	<p>end 9:18, 11:20, 12:23, 18:22, 19:17, 21:9, 21:19, 21:20, 24:25, 26:1, 40:9, 62:25, 69:17, 121:8, 128:9 ended 65:15, 125:4 engage 132:21 enough 12:6, 58:25, 60:15, 77:1, 128:8 ensued 81:15 ensure 28:18, 33:10 entered 117:8 enthusiastic 63:11 entire 92:24 entities 80:15 entitled 92:23 entity 65:19 equipment 83:22 erik 6:15 errand 126:2 especially 35:15, 125:15, 128:18 esquire 3:4, 3:5, 3:6, 3:7, 3:18, 3:19, 4:3, 4:11, 5:5, 5:6, 5:7, 5:18, 6:6, 6:15, 7:5,</p>
--	---	---	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>7:6, 7:15 essence 86:19, 88:6 essentially 24:20 et 1:5, 1:9, 3:3, 7:4, 7:13, 10:7, 10:8, 43:25, 52:7, 62:16, 75:1, 85:1, 90:19, 91:7, 106:1, 129:4 ethnic 106:1, 106:9 evaluate 67:12, 123:18 evaluating 67:5, 132:23 evaluation 101:13 even 16:22, 25:13, 41:20, 44:19, 80:25, 101:6, 110:9, 117:12, 117:17, 118:10 evening 43:22, 55:22, 85:9 event 37:13, 46:18, 86:12, 103:2, 134:19 ever 28:6, 48:12, 62:2, 62:9, 65:19, 65:24, 65:25, 71:13, 80:24, 94:14, 113:12, 118:18, 119:11, 119:15, 119:20, 126:5, 132:20 every 11:23, 14:10, 79:10, 98:2, 112:8</p>	<p>everybody 70:20, 80:24, 96:16, 99:13 everyone 24:23, 128:23, 128:24 everything 45:18, 57:23, 80:24, 86:1 evident 16:23 exact 24:25, 25:20, 25:24 exactly 34:21, 40:15, 64:18, 85:3, 120:13 examination 9:6, 9:7, 11:1, 100:18 examine 59:18 examined 134:10 example 80:13, 82:9, 82:15, 82:16, 107:8, 121:3, 122:2 exception 67:14 excerpts 77:10 excess 116:24 exchanges 97:25 excuse 68:5, 84:17, 91:3, 114:10 exercise 68:24 exercising 49:24, 110:23 exhibit 9:13, 9:14, 30:24, 30:25,</p>	<p>33:22, 38:10, 40:12, 52:18 exhibits 9:11, 9:18 existed 89:10 expect 113:16 expenses 132:9 explain 90:1 explained 71:15 explanation 94:6, 110:25, 111:2, 111:18 expressed 86:8, 104:13 extend 21:21 extending 20:18, 23:4 extension 21:12 extent 17:22, 22:20, 31:21, 32:16, 33:4, 39:15, 40:3, 40:19, 41:4, 41:25, 42:13, 46:3, 78:16, 82:7, 93:1, 94:11, 94:25, 96:17</p> <hr/> <p style="text-align: center;">F</p> <hr/> <p>faber 6:5, 57:22, 65:9, 84:20, 85:22, 92:3, 94:10, 132:1 faber's 131:20 face 92:19, 93:4, 124:17 fact 16:21, 24:22,</p>	<p>40:25, 71:6, 79:14, 95:21, 97:16, 103:5, 103:7, 104:1, 104:8, 110:17, 113:21, 115:24, 116:15 facts 49:23, 68:23, 70:17, 95:13, 110:22, 116:1, 116:3 factually 14:19, 79:24 fair 12:6, 16:9, 43:2, 43:4, 58:25, 60:15, 63:25, 70:22, 74:8, 75:22, 77:14, 77:23, 79:25, 91:9, 97:5 fairly 95:22, 98:3, 113:4, 113:5 fairness 77:16, 78:23, 115:23 familiar 13:4, 29:22, 30:8, 36:19, 37:9, 37:10, 61:24, 108:14 far 63:9, 113:22, 119:6, 130:4 farfan 1:24, 2:12, 134:7, 134:25 fashion 97:6 favor 36:3, 39:5, 40:5, 66:20, 81:1, 109:23, 110:6, 111:25, 120:16</p>
---	--	---	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>favored 35:11</p> <p>favoring 47:2, 51:7, 51:9, 52:22, 52:23, 53:20, 53:21, 77:18, 79:2, 115:21</p> <p>favors 78:6, 120:24, 121:21</p> <p>fax 6:10</p> <p>federal 47:13, 49:2, 106:11</p> <p>feel 90:9, 111:2</p> <p>fell 115:5</p> <p>fellow 64:2</p> <p>ferguson 8:14</p> <p>few 26:9, 30:3, 30:22, 35:23, 75:4, 114:13</p> <p>fifth 3:22</p> <p>fight 97:14</p> <p>figure 47:16</p> <p>filed 10:9, 93:7, 93:14, 93:19, 93:25, 94:3</p> <p>final 52:10, 52:20</p> <p>fine 12:2, 81:9, 126:23</p> <p>first 11:8, 16:12, 17:12, 18:13, 19:3, 26:2, 28:10, 29:5,</p>	<p>36:23, 37:2, 39:1, 39:14, 48:2, 48:9, 48:16, 48:17, 49:19, 53:22, 54:3, 66:13, 66:23, 68:13, 69:18, 77:13, 78:15, 78:22, 89:21, 90:25, 127:1</p> <p>fitzgerald 117:2, 117:18</p> <p>five 68:8, 69:8, 81:7, 81:10, 96:1</p> <p>fix 93:11, 93:12, 93:22</p> <p>fixed 93:14</p> <p>floor 6:8, 101:24</p> <p>florida 86:17</p> <p>flyers 78:8</p> <p>focus 51:11, 89:5, 130:20</p> <p>folks 14:9, 22:24, 28:16, 43:5, 45:7, 58:17, 61:7, 61:10, 69:21, 74:24, 76:1, 76:5, 76:14, 80:12, 82:8, 82:11, 82:19, 127:24, 128:19, 129:3, 129:25</p> <p>follow 28:11, 31:20, 32:1, 77:19, 79:3, 79:7, 79:15, 110:5</p>	<p>followed 109:9, 110:18</p> <p>following 107:22</p> <p>follows 10:25, 121:1</p> <p>fool's 126:2</p> <p>football 88:3</p> <p>forces 74:16</p> <p>foregoing 134:11</p> <p>foremost 66:14</p> <p>form 18:22, 74:22</p> <p>formalities 12:20</p> <p>formally 24:14, 118:23</p> <p>formula 68:22, 110:21, 117:9, 123:15, 126:7</p> <p>forth 51:13, 53:24, 57:9</p> <p>foundation 4:4</p> <p>four 12:10, 63:2, 64:20, 65:15, 68:8, 92:24, 95:3, 96:21, 128:1</p> <p>four-year 37:13, 44:23, 71:18, 92:23, 103:2, 103:13</p> <p>francisco 3:12</p> <p>frank 8:4, 40:17, 42:7, 42:17, 42:22, 42:23, 83:4</p>	<p>frankly 22:22, 42:19, 45:1, 58:4, 113:4, 113:7, 118:22, 122:14, 128:22, 131:25</p> <p>free 84:1</p> <p>friday 86:13</p> <p>front 53:14</p> <p>frustrations 86:8</p> <p>fulfill 111:21</p> <p>full-time 14:9</p> <p>fully 45:18, 114:4</p> <p>funari 3:18, 9:6, 11:2, 11:4, 11:16, 24:7, 30:13, 30:20, 31:4, 32:18, 33:8, 37:19, 38:24, 42:6, 43:1, 46:7, 60:15, 60:18, 67:1, 73:9, 81:11, 81:19, 89:24, 99:18, 99:23, 99:24, 113:13, 120:21, 127:15</p> <p>funds 64:3, 131:21, 132:21, 133:1</p> <p>further 93:20, 117:7, 133:12, 134:18</p> <hr/> <p style="text-align: center;">G</p> <hr/> <p>gabriel 8:16</p> <p>game 88:3, 88:13</p>
---	--	--	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>garbled 11:14</p> <p>gave 28:17, 31:16, 111:19, 130:8</p> <p>general 8:9, 28:14, 49:3, 52:20, 53:19, 90:12, 92:13, 97:10, 105:6, 107:21, 109:22, 115:12, 118:23, 119:12, 124:10, 132:8</p> <p>generally 30:1, 44:15, 69:1, 75:2</p> <p>generic 120:10</p> <p>generically 107:25, 122:13</p> <p>gentleman 13:4</p> <p>geographic 121:12</p> <p>gerrymander 120:19</p> <p>gerrymandering 77:17, 78:25, 120:6, 120:15</p> <p>getting 14:15, 17:3, 21:19, 44:20, 46:8, 75:23, 83:21, 86:16, 87:5, 96:13, 109:16, 127:25</p> <p>gilligan 5:18, 9:7, 100:14, 100:16, 100:19, 100:21</p> <p>gilligan@icemill- er 5:23</p> <p>give 28:6, 28:14, 31:8, 32:3, 38:14, 53:15,</p>	<p>61:7, 73:3, 73:5, 81:12, 128:6, 128:8</p> <p>given 64:8</p> <p>giving 29:15, 109:12, 111:8</p> <p>glassburn 94:7</p> <p>glenlake 5:9</p> <p>go 12:4, 12:18, 18:10, 23:5, 26:7, 33:13, 33:20, 33:24, 38:18, 47:18, 63:7, 64:3, 68:21, 71:11, 77:1, 78:15, 85:21, 91:24, 100:15, 101:8, 102:2, 102:3, 104:15, 130:5, 131:15, 133:20</p> <p>goal 78:2, 86:6, 94:22, 94:24, 108:13</p> <p>goes 78:23, 103:4, 104:10, 129:22</p> <p>going 11:17, 12:18, 16:5, 16:19, 17:1, 17:18, 23:18, 23:22, 25:4, 28:11, 30:2, 30:21, 36:15, 37:6, 44:23, 53:23, 59:4, 59:8, 64:25, 65:18, 70:25, 71:11, 77:9, 77:10, 79:9, 81:5, 84:3, 84:4,</p>	<p>86:15, 95:11, 97:1, 100:12, 102:6, 104:19, 106:12, 108:21, 111:5, 114:2, 114:8, 117:21, 118:5, 121:13, 124:18, 127:25, 128:16, 128:20, 131:2, 132:17</p> <p>goldrosen 3:6</p> <p>gone 22:22, 95:7</p> <p>good 10:3, 11:3, 46:4, 96:22, 96:23, 111:16, 123:2</p> <p>gotten 107:2, 117:22</p> <p>gov 6:11</p> <p>governor 6:3, 19:2, 25:15, 25:17, 26:4, 57:21, 65:8, 82:15, 82:16, 82:19, 83:4, 84:7, 87:21, 91:23, 98:5, 116:21, 117:13</p> <p>governor's 82:19, 117:1</p> <p>great 13:3, 122:20, 133:19</p> <p>grodhaus 8:6</p> <p>ground 12:19, 88:6</p> <p>group 7:16, 74:8, 75:3</p> <p>groups 128:12</p> <p>guess 14:15, 14:19,</p>	<p>15:25, 19:9, 20:21, 23:23, 24:22, 25:6, 29:11, 29:24, 31:19, 33:15, 34:21, 37:21, 37:25, 38:2, 40:15, 41:5, 44:19, 46:5, 46:8, 47:18, 48:10, 48:17, 50:25, 57:23, 61:17, 62:12, 63:19, 67:14, 70:6, 73:24, 76:9, 78:21, 81:10, 82:11, 82:13, 88:17, 89:13, 91:12, 92:8, 93:18, 94:6, 96:3, 97:3, 97:13, 118:14, 119:2, 131:2</p> <p>guidance 28:7</p> <p>guy 60:25, 63:20, 132:16</p> <p>guys 40:21</p> <hr/> <p style="text-align: center;">H</p> <hr/> <p>half 81:5</p> <p>hand 12:25, 134:19</p> <p>handed 45:15</p> <p>happen 23:15, 27:6, 58:18</p> <p>happened 26:19, 27:5, 61:14, 65:14, 65:24, 75:25, 88:21, 89:4, 92:14, 93:5</p>
--	---	--	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>happening 88:3</p> <p>happens 75:25, 80:19, 105:4</p> <p>happy 99:1, 99:20, 101:22</p> <p>hard 50:8, 101:6</p> <p>head 22:12, 47:22, 116:20</p> <p>hear 11:8, 11:10, 11:11, 11:12, 12:21, 12:22, 81:20</p> <p>heard 53:2, 76:13</p> <p>hearing 25:12, 34:2, 34:4, 72:3, 72:4, 85:7, 85:8, 85:9, 86:22, 87:9, 87:11, 92:12, 92:17, 93:6, 94:3, 94:7</p> <p>hearings 15:18, 21:23, 23:15, 24:18, 25:4, 25:21, 90:19, 106:25, 107:3, 107:4, 107:10, 109:14, 129:4</p> <p>hearts 96:16</p> <p>held 2:2, 31:5, 38:12, 44:19, 73:7</p> <p>help 113:12, 131:2</p> <p>helped 60:12, 79:23</p> <p>helpful 30:4, 73:23</p>	<p>here 10:3, 29:25, 39:22, 40:5, 45:18, 45:24, 45:25, 49:20, 50:2, 51:13, 53:1, 66:16, 69:4, 70:7, 88:17, 110:3, 117:9, 128:22, 129:1, 133:10</p> <p>here's 126:10</p> <p>hereby 134:9</p> <p>hey 45:2, 64:1, 86:6, 91:1, 94:2, 99:15</p> <p>hire 18:8, 61:12, 63:7, 63:23, 64:4, 64:13</p> <p>hired 64:20, 74:24</p> <p>hiring 62:9, 65:12, 83:17</p> <p>historical 47:15</p> <p>hit 99:16</p> <p>hold 30:20</p> <p>holistic 98:17, 98:24</p> <p>homonym 98:4</p> <p>honest 60:24, 71:13</p> <p>honorary 11:25</p> <p>hope 44:19, 97:1</p> <p>hopefully 73:23</p> <p>hour 81:5</p>	<p>hours 43:22</p> <p>house 5:4, 18:4, 22:8, 59:8, 64:18, 65:3, 73:19, 73:25, 75:5, 79:13, 82:4, 97:8, 113:7, 114:9, 114:10, 121:7, 122:2, 122:25, 123:25, 129:10, 130:6, 130:7, 130:8</p> <p>however 28:15, 63:24</p> <p>huffman 1:14, 2:2, 5:4, 9:4, 10:6, 10:22, 11:4, 11:21, 38:14, 38:16, 44:7, 74:21, 81:20, 100:20, 128:5, 133:15</p> <p>huge 23:1</p> <p>hundreds 107:2</p> <p>hypothetical 125:1</p> <p>hypothetically 125:3</p> <hr/> <p style="text-align: center;">I</p> <hr/> <p>ice 5:19</p> <p>idea 48:2, 48:9, 48:10, 49:16, 66:7, 68:13, 69:5, 69:8</p> <p>ideas 42:24, 49:17</p> <p>identification 31:1, 38:11</p> <p>ii 78:3</p>	<p>immediately 128:3</p> <p>important 70:17</p> <p>imposed 119:22</p> <p>impossible 79:7, 110:4, 110:12, 110:13, 110:14, 111:21, 112:1, 112:2, 112:10</p> <p>in-house 64:2</p> <p>inaccurate 79:24</p> <p>inc 4:4</p> <p>incentives 95:17, 95:18</p> <p>include 50:11, 70:12, 70:18</p> <p>included 64:21, 72:24, 116:9</p> <p>including 14:6, 58:21, 66:6, 68:3, 68:17, 69:2, 69:21, 78:8, 84:16, 97:18, 98:25, 120:8</p> <p>incorporate 91:11</p> <p>incorrect 57:11, 78:16</p> <p>incredulous 129:2</p> <p>incumbent 98:25</p> <p>independent 50:18, 66:6, 70:13</p> <p>index 28:15, 122:11, 123:10</p> <p>indicate 124:22, 125:8,</p>
---	---	---	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>127:18 indicated 36:8, 41:10, 91:8, 96:9, 98:7, 102:5, 104:19, 124:3, 131:21 indication 102:14 indices 59:18 individual 13:14, 15:9, 40:14, 49:15, 66:7, 98:25 individuals 62:22, 82:13 indulge 133:8 infirmities 92:19, 93:4, 93:10, 93:13, 93:22 inform 48:3 information 19:21, 27:12, 34:10, 34:13, 34:25, 35:16, 36:11, 40:24, 41:5, 41:16, 44:6, 49:2, 51:20, 105:9 inherent 33:2 inherently 33:1 initial 18:20, 21:6, 59:6 initiative 75:6, 75:13, 126:16 input 45:9, 78:7, 92:6, 92:9, 98:13, 100:1 inside 91:2, 91:5</p>	<p>instances 27:4 instead 125:17 instruct 34:24 instructed 34:12, 66:13, 105:8 instructing 106:6 instruction 28:7, 28:17 instructions 28:10, 28:14, 32:4 intended 26:5, 95:9, 120:11 intention 94:14, 94:18, 95:4 inter-party 97:15 interact 82:10 interaction 18:10 interest 77:8 interested 111:8, 134:18 internally 83:23 interpretation 112:12, 119:11, 119:16, 124:5 interrupt 85:21 intervening 88:14 intra-party 97:15 introduced 32:10, 32:22, 34:2, 36:12, 36:25, 37:4, 59:8, 67:23,</p>	<p>87:13, 90:3, 92:12, 99:7 introduction 99:11, 99:12 invite 24:23 invited 22:6 involved 41:12, 42:23, 75:20, 97:10, 97:12, 113:12 involvement 122:17 involving 123:16 issue 22:21, 23:7, 74:19, 75:17, 80:4, 80:8, 80:19, 81:2, 90:22, 96:8, 120:20, 132:19 issues 90:17, 121:10, 121:24 item 115:25, 132:9 items 78:19, 109:1, 109:9 itself 18:7, 42:1, 92:17, 103:12</p> <hr/> <p style="text-align: center;">J</p> <hr/> <p>january 16:18, 17:12 jasrasaria 7:15 jjasrasaria@elias 7:19 job 1:22, 82:4, 109:5, 111:16 jobs 129:19 joel 8:17, 10:13</p>	<p>john 5:7, 5:18, 5:23, 61:23, 61:25, 100:15, 100:20, 133:14 johnson 122:23 joined 74:15 joint 65:22 jointly 62:13, 88:23 judges 75:8 juliana 3:6 julie 6:6, 6:11 july 24:17, 24:25, 26:2, 62:25 justice 7:7 juxtaposed 108:16 jyoti 7:15</p> <hr/> <p style="text-align: center;">K</p> <hr/> <p>kasich 116:21 keenan 3:7 keep 98:25 kind 12:19, 25:20, 43:11, 55:7, 72:7, 86:8, 97:24, 98:16, 98:24, 99:5, 110:21, 114:13 kinds 106:8 knew 23:12, 23:20, 26:18, 63:22,</p>
--	--	---	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>70:20, 71:13, 83:15, 83:18, 92:13, 128:23, 128:24 knowledge 44:8, 47:16, 54:3, 62:11, 66:4 known 27:14, 58:5, 68:7, 69:1</p>	<p>59:1 law 6:16, 7:10, 7:16, 7:19, 106:11 lawsuit 12:11 lawyers 100:21 leader 5:17, 20:20, 21:15, 21:16, 24:17, 24:20, 24:21, 25:3, 34:7, 34:8, 35:2, 35:3, 55:7, 56:7, 63:16, 63:24, 64:11, 82:9, 85:14, 86:11, 86:14, 87:16, 90:21, 96:2, 100:22, 103:21, 123:24 leaders 17:8, 20:17, 22:9, 34:18, 57:11, 65:15, 94:19 leadership 94:15 league 1:4, 3:2, 4:1, 10:6, 80:14, 128:3, 128:12 lean 40:5, 122:11 leaned 59:12, 59:14, 59:16 leaning 35:18, 35:19, 115:14, 115:15, 122:3, 122:6, 122:9, 123:8, 123:9, 123:19 learn 27:16, 36:23,</p>	<p>37:2, 40:22, 53:22 learned 24:9, 36:2, 75:13, 113:11 least 24:12, 40:1, 92:1, 106:17, 109:10, 111:16, 127:10, 127:19 leaves 42:7 legal 8:4, 8:14, 14:6, 32:14, 32:16, 33:2, 33:5, 39:15, 83:5, 108:22, 110:1 legally 130:15 legislation 74:14, 90:16 legislative 13:15, 13:20, 15:24, 17:8, 20:17, 22:10, 22:13, 34:18, 57:10, 59:2, 119:17, 119:21, 124:4 legislatively 22:19 legislature 16:5, 74:18, 75:7, 75:14, 128:7 let's 30:15, 30:23, 38:14, 50:25, 56:18, 71:16, 80:10, 81:9, 82:15, 89:17, 90:17, 117:11, 126:4, 126:12 liberties 4:12 license 117:4</p>	<p>likely 11:20, 22:25, 24:10 lima 97:11 limited 100:23 limits 75:7 line 128:13, 132:9 lines 21:7, 34:11 listed 109:1 literature 75:18, 75:21, 80:2, 80:6, 80:7 litigation 118:20 little 11:11, 11:12, 11:13, 11:18, 16:11, 47:15, 71:8, 78:14, 85:2, 99:17 live 105:24 llc 5:19 llp 3:8, 3:20, 5:8, 6:16 located 121:15 location 2:5 logistical 13:23 long 68:14, 69:16, 70:20, 103:21, 103:25, 118:11 longtime 90:10 look 21:11, 21:18, 27:1, 33:13,</p>
L			
<p>lack 74:16, 95:25 laid 29:11 lake 122:19 language 45:22, 72:24, 77:22 large 28:9, 107:1 largely 107:7 larose 6:4, 57:21, 65:8, 84:20, 85:23, 92:2, 133:1, 133:6 last 19:17, 19:20, 39:2, 39:3, 40:1, 41:7, 42:20, 47:24, 49:3, 50:7, 53:13, 84:15, 96:1, 122:4, 122:7, 125:17 late 24:17, 54:1, 55:1, 128:24 later 35:23 latest 56:4, 56:15, 57:14, 58:25,</p>			

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>39:19, 47:11, 48:11, 48:12, 48:14, 68:10, 70:7, 76:22, 117:11, 117:19, 118:7, 118:10, 122:11, 122:15, 126:12, 133:9 looked 39:17, 39:22, 45:15, 46:3, 46:20, 92:17, 116:5, 116:7 looking 27:7, 70:3, 93:15, 117:3 lose 127:6, 127:8 loses 48:21 losing 75:9 lot 16:21, 16:25, 17:5, 18:24, 50:6, 58:17, 58:18, 70:13, 75:9, 76:1, 76:5, 76:14, 80:12, 80:14, 88:23, 99:12, 113:11, 116:3, 116:10, 116:12, 117:21, 118:25, 128:19 lots 80:19</p> <hr/> <p style="text-align: center;">M</p> <hr/> <p>madam 73:5, 81:11, 133:20 made 19:22, 40:9, 43:8, 47:1, 49:18, 50:22, 52:13, 57:13, 59:2, 59:15,</p>	<p>60:20, 63:25, 65:11, 69:6, 71:20, 72:9, 72:12, 72:13, 72:14, 79:22, 91:11, 92:6, 93:25, 94:1, 98:13, 98:16, 103:15 main 40:20 major 91:4 majority 95:2, 95:18, 96:17, 121:4, 121:6, 122:8 make 11:10, 28:13, 29:6, 33:9, 44:5, 45:18, 49:20, 58:19, 70:5, 70:25, 72:18, 72:20, 97:19, 99:21, 109:8, 109:21 makeup 106:1, 121:13 making 49:22, 63:4, 72:20 mandate 66:25 mandated 31:22, 32:2, 79:15 mandates 28:4, 28:12, 29:5, 49:20, 66:15, 66:24, 78:17, 79:8, 121:1 mandatory 29:2, 29:12, 50:13, 107:18, 107:24, 108:17, 108:25, 109:8, 109:9, 109:21,</p>	<p>110:5, 110:15, 110:18, 111:3, 111:12, 111:14, 112:10, 112:16, 113:19, 114:22, 115:3, 115:7, 115:8, 118:6, 118:12, 118:15, 118:16 many 58:6, 60:3, 72:5, 73:20, 97:2, 105:24, 111:16 mapmaker 62:10, 64:4, 65:12 mapmaking 64:14, 65:5 mapping 129:13, 131:22, 131:23, 132:22, 133:2, 133:4 maps 16:14, 19:8, 19:10, 26:8, 26:24, 27:23, 27:25, 28:8, 28:18, 28:24, 33:10, 61:21, 62:10, 63:22, 67:6, 67:13, 90:13, 113:24, 121:2, 121:9, 132:23 maptitude 27:14 march 17:2 mark 40:7, 99:17 marked 30:25, 38:10, 40:12 martin 8:16 match 124:11</p>	<p>mater 86:16 materials 77:23 mathematically 110:12, 110:13, 112:9 matt 1:14, 2:1, 5:4, 9:4, 10:5, 10:22 matter 10:6, 26:10, 83:5, 90:15, 93:15, 103:9, 104:9, 104:17, 121:10 matters 120:3, 130:18 maybe 17:2, 30:6, 30:14, 32:19, 37:23, 38:2, 38:4, 43:21, 56:21, 63:1, 69:17, 81:5, 81:7, 82:11, 84:14, 92:1, 92:2, 97:22, 99:17, 127:1 mccolley 129:17 mean 16:1, 20:9, 26:15, 33:15, 37:8, 39:14, 44:17, 47:23, 69:19, 78:20, 79:5, 80:8, 85:20, 87:11, 94:17, 97:24, 98:18, 101:1, 105:13, 108:12, 124:17 meaning 29:20 means 19:10, 39:13, 71:8, 102:22,</p>
---	---	--	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>108:1, 108:17, 108:18, 110:2, 112:17, 112:18, 124:9 meant 78:25, 101:15 measure 36:18, 36:23, 37:3, 37:7 measurement 49:18 measures 52:9, 52:11 mechanics 44:3 media 10:4 medium 75:21 meet 18:12, 20:17, 21:15, 21:17, 24:21, 25:11, 27:21, 56:6, 56:8, 56:13, 58:8, 85:13, 86:20, 96:6, 109:16 meeting 17:7, 18:20, 19:3, 19:8, 21:25, 22:5, 22:8, 23:8, 24:22, 25:2, 25:13, 25:19, 25:25, 26:3, 35:3, 35:8, 43:17, 52:16, 54:10, 54:22, 54:23, 56:25, 62:14, 62:24, 62:25, 63:18, 65:10, 65:13, 65:22, 84:19, 87:9, 87:13, 87:17, 88:11, 88:12, 89:3, 89:17, 89:25,</p>	<p>90:2, 90:6, 90:7, 91:12, 91:16, 91:17, 92:5, 100:11, 106:17, 109:12, 126:20 meetings 23:13, 62:14, 62:17, 87:19, 89:1, 91:22, 92:3, 92:10, 106:21, 106:24, 106:25, 107:6, 107:9, 107:15 meets 107:21 megan 3:7 member 14:14, 51:17, 54:4, 63:17, 66:6, 72:15, 73:16, 73:19, 75:5, 95:8, 97:8, 98:2, 104:6, 119:22, 122:25 members 17:13, 17:23, 43:16, 44:4, 57:19, 58:22, 62:21, 62:22, 66:12, 66:19, 67:9, 71:23, 82:14, 84:6, 91:18, 92:4, 94:9, 94:16, 94:20, 95:25, 97:17, 97:19, 97:25, 98:9, 98:19, 98:25, 99:1, 99:9, 99:25, 107:11, 110:10, 114:9, 114:10, 123:23 memorabilia 80:1, 80:5 memory 31:12, 101:24,</p>	<p>102:12 mention 33:9 mentioned 39:22, 40:18, 42:8, 50:2, 62:24, 85:12, 90:20, 110:3 merit 2:13 message 23:21, 75:23 met 18:13, 19:6, 35:9, 49:21, 78:17, 88:4, 91:24, 92:1, 92:2, 114:19 metaphorically 19:16 method 51:12 metric 67:11, 67:24, 70:23, 71:20, 72:10, 72:16 metrics 65:25, 66:7, 67:4, 67:15, 67:19, 69:6 michael 8:6, 8:8 microphone 11:18 might 12:9, 24:2, 25:23, 48:8, 48:10, 48:18, 49:18, 63:8, 87:20, 106:10, 114:24, 132:12 miller 5:19 million 65:4, 130:9, 131:6 mind 67:24, 82:14,</p>	<p>103:16 minds 96:15 minorities 106:10 minority 34:8, 102:25, 103:1, 103:8, 103:10, 104:1, 104:7 minute 53:15, 117:18 minutes 30:22, 62:15, 81:7, 81:10 misheard 32:19 miss 11:24 mission 3:10, 49:19, 66:16 misspeaking 30:14 misspoke 101:11, 104:19 mistake 73:24, 100:25 mistaken 131:7 misunderstanding 57:6 mitt 117:22 moment 53:2, 64:5, 103:5 moments 84:14 monday 85:10, 86:20 money 64:7, 65:2, 74:23, 77:1, 109:13, 123:25, 129:9, 129:11, 129:20, 130:11, 130:14, 130:21,</p>
---	---	--	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>130:23, 131:3, 131:10, 131:14, 131:15, 132:4, 132:11 monitor 10:12, 27:10 montgomery 91:3 month 18:23, 25:24 months 64:21, 68:17, 128:1 more 29:7, 36:6, 87:23, 97:6, 99:18, 99:20, 110:9, 117:22, 126:17, 132:23, 133:4 morgan 61:23, 61:25 morning 44:10, 54:24, 55:21 most 11:20, 14:5, 29:3, 55:6, 63:8, 76:23, 109:7, 120:7, 121:2, 121:11 mostly 11:12 motion 72:13, 72:18, 101:24, 102:19, 103:15 motions 72:21 move 11:17, 25:9, 53:11, 96:18 moved 125:21 much 19:18, 35:20, 55:23, 72:5, 74:24, 97:6,</p>	<p>127:10, 127:19, 133:11 mullins 5:8 multiple 28:13, 29:5 must 103:12, 109:25, 110:18, 112:9 mute 38:23, 38:24 myself 43:19, 49:11, 84:23, 85:18</p> <hr/> <p style="text-align: center;">N</p> <hr/> <p>name 11:4, 30:18, 61:1, 61:15, 61:20, 61:24, 63:21, 80:3, 90:9, 91:1, 100:20, 122:21 named 13:4, 134:11, 134:14 nc 5:11 nd 134:19 necessarily 14:8, 18:15, 66:18, 70:16, 72:15, 96:23, 105:25, 115:6, 121:8 necessary 45:2, 61:5, 63:6, 71:14, 82:9, 103:7 need 25:4, 25:5, 28:11, 31:20, 37:23, 61:7, 63:22, 64:3, 75:15, 103:3, 118:6, 118:10 needed 15:8, 18:12,</p>	<p>32:1, 82:2, 128:10 negotiate 35:24, 55:25, 86:19, 115:1, 128:25 negotiating 35:24, 60:1, 114:15, 115:9 negotiation 57:12, 73:16, 110:24, 112:4, 113:10, 128:8 negotiations 57:3, 57:9, 109:7, 114:6, 123:7 neighborhood 116:22 nelson 5:8 never 41:19, 57:15, 85:15, 115:11, 132:25, 133:6 new 4:14, 7:9 next 43:11, 58:12, 96:14, 108:4, 121:17, 121:25 nice 63:20 night 101:21 nobody 14:25, 71:14 non 111:13 non-mandatory 111:13 non-members 103:10 non-public 62:6 none 50:12, 65:6, 65:9, 65:23,</p>	<p>98:15 nonpartisan 62:10, 65:12 nos 1:7 noted 10:16, 77:15 notes 133:9 nothing 41:19, 74:13, 134:12 notice 2:11, 72:5 notices 15:18 november 74:20 number 10:4, 23:14, 29:11, 32:4, 51:4, 59:12, 101:10 numbers 50:22, 51:1, 52:2, 53:18, 53:23, 59:9, 106:2, 126:1 ny 4:14, 7:9 nyu 7:10</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>o'clock 43:21, 56:14, 56:17 object 104:3, 104:25 objected 104:11 objecting 104:5 objection 32:13, 32:25, 37:17, 41:24, 42:11, 45:11, 48:8, 60:11,</p>
---	--	---	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>66:10, 102:4, 102:6, 102:21, 103:15, 104:21, 105:4, 112:15, 120:4, 127:12 obligation 108:25, 109:21, 111:3 obligations 119:22 obvious 93:9 obviously 35:22, 123:21 occasions 96:9 occurred 25:25 october 1:15, 10:11, 134:20 offer 19:1 offered 123:7 offers 122:7 office 13:11, 14:10, 15:17, 18:1, 20:13, 21:17, 22:6, 24:24, 26:16, 47:20, 63:1, 72:8, 80:25, 84:20, 101:5, 101:7, 133:16 officeholders 116:24, 130:25, 131:11 offices 6:7, 8:9, 8:13, 15:10, 15:19, 15:20 officially 102:2 officials 65:7, 65:10,</p>	<p>82:22, 83:16 often 90:16 oh 4:6, 5:22, 6:18, 13:6, 31:10, 38:20, 43:13, 53:10, 71:15, 80:7 ohio 1:1, 1:5, 1:8, 3:3, 3:16, 4:1, 4:4, 6:3, 6:4, 6:5, 6:9, 6:13, 7:3, 8:6, 8:10, 8:15, 9:13, 10:5, 10:7, 10:10, 11:5, 11:7, 13:7, 13:9, 14:18, 15:2, 15:5, 28:1, 31:2, 32:11, 32:24, 33:11, 33:16, 39:7, 46:23, 49:1, 49:9, 51:21, 73:19, 74:8, 75:22, 77:14, 77:24, 78:4, 79:25, 88:2, 88:13, 91:2, 92:22, 98:19, 99:3, 107:19, 110:12, 120:23, 121:12, 121:20, 124:23, 127:10, 127:17, 127:18, 129:15, 132:3 ohioans 125:9 okay 11:8, 12:15, 12:18, 13:3, 13:11, 16:9, 22:17, 27:9, 28:6, 30:2, 31:7, 31:14,</p>	<p>31:15, 32:7, 33:17, 37:9, 38:9, 38:18, 38:19, 38:20, 38:21, 41:14, 42:15, 43:7, 43:24, 44:4, 52:18, 53:16, 57:5, 69:3, 70:21, 73:3, 74:3, 77:8, 80:7, 81:4, 81:20, 81:22, 82:24, 89:5, 100:5, 101:18, 125:3, 126:12, 131:19, 133:19 one 5:9, 11:6, 12:9, 12:22, 13:12, 15:12, 20:16, 21:8, 31:14, 35:14, 48:20, 48:25, 59:10, 67:2, 67:14, 69:6, 70:2, 70:5, 73:3, 73:10, 75:12, 75:24, 77:18, 78:6, 78:13, 78:14, 78:15, 78:22, 78:24, 79:2, 94:1, 98:23, 99:18, 99:20, 100:21, 101:10, 102:17, 102:23, 107:9, 107:14, 117:6, 119:2, 120:1, 120:6, 120:16, 122:1, 122:14, 124:10, 129:19 onerous 110:9 ongoing 19:14, 35:13, 36:9, 64:23,</p>	<p>113:10 only 12:13, 42:8, 56:2, 56:10, 65:21, 89:4, 94:19, 95:2, 113:21, 124:15 opinion 22:23, 83:5, 103:10 opportunity 31:9, 38:15, 101:7 opposed 127:24, 128:18 order 78:5, 78:18, 108:9 org 4:7, 4:16 organ 6:16 organization 74:7, 74:23, 75:19, 78:8, 80:3 organizational 18:25 organizing 3:16, 7:3, 11:5 original 89:14, 95:21 originally 64:7 other 12:24, 13:22, 13:24, 14:6, 14:11, 14:17, 15:13, 16:4, 16:19, 17:13, 17:23, 19:10, 20:5, 23:11, 34:9, 34:13, 34:25, 40:19, 42:8, 43:15, 43:20, 45:6, 45:7, 45:22, 49:4, 49:7,</p>
--	--	---	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>49:17, 52:11, 52:12, 54:6, 54:20, 57:18, 57:25, 58:21, 60:3, 60:22, 64:25, 66:12, 67:3, 67:8, 68:6, 69:1, 70:14, 75:21, 77:2, 79:19, 80:1, 80:15, 81:22, 82:7, 82:10, 82:14, 83:3, 83:13, 87:6, 90:16, 90:24, 91:4, 91:14, 91:18, 94:20, 97:13, 102:24, 103:10, 104:5, 105:6, 105:9, 106:5, 106:10, 109:7, 110:5, 110:19, 112:24, 113:24, 116:3, 116:24, 117:11, 117:14, 121:2, 123:22, 126:12, 126:13</p> <p>ought 46:4</p> <p>out 13:1, 20:25, 21:20, 21:21, 22:11, 25:12, 25:21, 29:11, 35:23, 41:7, 44:19, 45:3, 47:16, 50:8, 52:23, 55:3, 55:13, 58:20, 60:5, 63:7, 64:3, 64:20, 67:15, 68:11, 75:23, 76:15, 77:1, 77:14, 77:23, 80:1, 80:10, 80:14, 80:16, 80:21,</p>	<p>95:9, 97:5, 101:5, 111:4, 125:21, 128:4, 128:9, 128:14, 128:20</p> <p>outcome 67:18</p> <p>outside 42:14, 43:6, 49:10, 63:7, 63:23, 91:3</p> <p>over 12:24, 27:1, 27:7, 37:24, 38:5, 39:20, 45:21, 55:19, 67:17, 81:5, 86:12, 99:17, 101:8, 116:6, 125:15, 125:24</p> <p>own 43:23, 45:5, 66:7, 68:19, 76:2, 83:18, 103:2, 123:22</p> <p>ownership 76:2</p> <hr/> <p style="text-align: center;">P</p> <hr/> <p>page 9:3, 9:12, 31:14, 33:21, 38:20, 39:1, 53:13</p> <p>pages 1:23</p> <p>paid 82:3</p> <p>paper 19:11, 19:16, 46:10, 76:21</p> <p>paramount 29:2, 29:13</p> <p>park 4:5</p> <p>parklake 5:10</p> <p>parse 50:7</p>	<p>part 14:5, 17:6, 18:17, 23:16, 42:16, 47:17, 49:22, 50:13, 57:3, 57:17, 58:1, 60:4, 77:21, 93:2, 95:3, 104:6, 109:10, 114:5, 114:6, 126:2</p> <p>participants 95:15</p> <p>participate 132:22, 133:4</p> <p>participated 65:10</p> <p>participation 95:25</p> <p>particular 35:22, 36:7, 50:9, 58:24, 76:2, 76:9, 76:20, 78:24, 90:6, 95:14, 103:5, 105:24, 108:13, 115:25, 120:20, 122:1</p> <p>particularly 98:5</p> <p>parties 12:12, 112:22</p> <p>partisan 23:23, 28:8, 28:15, 39:23, 39:25, 49:3, 97:6, 101:13, 101:15, 114:24, 116:16, 122:11, 123:10</p> <p>parts 27:2, 117:21</p> <p>party 35:12, 36:3, 39:5, 48:23, 64:8, 77:18, 78:6, 79:2, 109:24, 110:7,</p>	<p>120:16, 120:20, 120:24, 121:22, 124:11, 124:13, 129:21</p> <p>pass 127:20, 128:2, 128:16</p> <p>passed 23:1, 75:17, 79:23, 106:18</p> <p>past 37:24, 39:21, 45:21, 116:6, 123:16</p> <p>penalty 10:24</p> <p>pencil 19:11, 19:16</p> <p>pending 11:6</p> <p>pennsylvania 3:23</p> <p>people 14:11, 21:13, 22:6, 35:17, 40:19, 43:10, 63:7, 68:16, 69:2, 72:20, 75:10, 80:17, 83:22, 90:17, 99:13, 101:4, 105:24, 107:2, 120:17, 120:18, 123:3, 123:24, 125:18, 125:22, 128:6</p> <p>percent 29:8, 47:3, 47:7, 47:23, 51:8, 53:20, 72:25, 79:17, 110:15, 115:13, 115:14, 115:17, 115:18, 115:20, 115:21, 116:17, 116:23, 116:25, 117:4, 122:19, 122:24, 123:4,</p>
---	---	--	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>124:21, 124:23, 124:24, 125:8, 125:10 percentage 67:18, 124:9, 124:12 percentages 40:6, 51:15, 59:9, 70:14 performance 28:8 perhaps 83:21, 85:14 period 20:8, 21:4, 56:1, 125:16, 125:24 perjury 10:24 person 17:21, 40:14, 46:9, 58:6, 61:2, 63:9, 63:23, 107:6, 123:20, 123:22, 124:2 personal 46:5 personally 32:8, 45:9, 93:16, 123:12 perspective 63:5 petition 75:14 petitions 76:16, 76:18 pfeiffer 6:6 pfeiffer@ohioago 6:11 phil 5:13, 32:18, 81:8, 101:2 phillip 5:5 phone 56:11, 56:18,</p>	<p>89:1 phrase 19:9, 37:8, 120:5 picture 35:21 pieces 76:21 pittsburgh 3:23 place 15:17, 22:14, 22:19, 85:25, 91:22, 92:4, 115:5, 134:14 placed 74:18 places 105:6 plan 35:11, 52:21, 53:20, 55:18, 55:23, 78:6, 107:21, 109:22 planet 10:14, 10:19, 38:7, 53:11 plans 66:1 play 95:9 played 40:23, 97:5 please 11:22, 33:5 pleasure 100:11 point 11:21, 16:9, 18:7, 19:5, 21:8, 36:1, 52:4, 55:5, 74:4, 91:9, 104:8, 106:22, 124:16, 129:7 polite 97:24 political 27:24, 28:16,</p>	<p>35:12, 36:3, 39:5, 47:16, 77:18, 78:6, 79:2, 79:21, 80:20, 97:13, 109:24, 110:7, 120:16, 124:11, 124:13 population 20:1, 28:3, 105:18, 125:24 populations 29:7 portion 31:22, 53:8, 64:22, 112:20 portions 32:2, 79:15 portman 98:19 posed 34:7 position 34:24, 95:22 possible 22:10, 44:22, 65:23 poster 77:13 posters 75:21, 77:9, 78:7, 80:1 prefer 124:23, 124:24, 125:9, 125:10 preference 49:9, 125:6, 126:1 preferences 39:6, 46:23, 48:4, 49:1, 51:12, 77:20, 79:4 preparation 35:1, 40:25 prepare 37:12 prepared 38:4, 42:21,</p>	<p>50:16, 68:2 preparing 34:13, 71:17, 75:20 present 8:3, 90:7 presentation 23:14 presented 46:16, 55:1, 72:4, 87:15, 87:21 president 5:3, 10:5, 10:22, 11:4, 11:19, 12:8, 13:10, 16:18, 17:11, 26:11, 31:8, 32:15, 33:3, 38:14, 38:16, 73:10, 81:4, 81:20, 100:20, 111:1, 128:5, 130:19, 133:11, 133:15 president's 14:10, 18:1, 39:1 press 22:2, 23:21, 24:9, 128:4 presume 12:16 pretty 20:14, 20:22, 40:8, 47:23, 48:19, 78:20, 97:14, 98:10, 111:16, 116:21, 129:1 preview 91:19 previous 12:10, 47:11, 48:15, 56:1, 67:17, 68:11, 74:12, 116:6, 131:9</p>
---	---	---	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>primarily 77:18, 79:1, 109:23 principal 73:11, 73:22 prior 43:16, 47:25, 54:8, 54:21, 57:13, 68:7, 69:2, 70:23, 87:12, 87:16, 88:10, 88:15, 88:22, 92:5, 99:11, 116:7, 118:19, 134:10 private 74:21, 74:22 privy 14:8 probably 17:10, 19:17, 19:20, 54:1, 57:5, 61:14, 68:8, 81:1, 81:6, 119:3, 128:9, 132:11, 132:15 problems 24:19, 35:14 procedures 107:8 proceedings 133:23, 134:17 process 14:4, 15:2, 35:15, 60:23, 65:1, 65:5, 78:4, 81:24, 82:17, 82:25, 83:16, 95:8, 95:9, 95:11, 95:16, 97:5, 113:11, 128:12, 129:21, 133:5 processes 95:13 produced 121:4, 121:5</p>	<p>professional 97:20, 97:25, 98:11 progress 15:23 progressing 84:10, 84:25 prohibiting 77:17, 79:1 project 13:25 promised 58:15 proportion 30:12, 30:17, 35:10, 36:2, 37:15, 39:4, 39:10, 39:12, 47:2, 47:4, 51:7, 51:9 proportional 30:9, 30:12, 30:14, 30:17, 114:19, 115:23 proportionality 36:18, 36:24, 37:3, 37:7, 37:16, 37:25, 52:9, 52:11, 119:25, 124:8 proposal 55:12, 56:4, 56:15, 57:14, 58:25, 59:2, 59:13, 59:15, 72:12, 83:18, 91:2, 122:4, 122:5 proposals 57:4, 88:5, 96:8 propose 72:19 proposed 43:20, 87:8, 90:13, 102:19, 104:21, 126:15, 132:24</p>	<p>protect 77:16, 78:25 provide 36:10, 98:13 provided 26:14, 54:7, 54:12, 62:6, 123:17, 123:25 providing 50:21, 61:3 provision 30:1, 60:21, 111:14, 111:15, 111:20, 111:23, 112:13 provisions 29:12, 110:16, 110:18, 110:19, 111:12, 111:13, 112:11, 113:17, 113:19, 114:19, 114:22, 115:3, 115:22, 118:12, 118:16, 119:16, 120:7, 124:5 public 21:23, 62:14, 69:1, 72:3, 93:2, 98:3, 106:24 publicly 35:5, 39:23, 51:20, 74:17, 93:6 published 77:14 pull 30:15, 77:9 pulled 30:4 pun 120:10 purchase 131:22, 132:7 purpose 18:14, 21:1, 50:21, 68:24, 75:2, 75:16,</p>	<p>133:2 purposes 12:5, 19:7, 60:21, 64:14, 67:5, 110:22, 110:24, 131:16, 132:6 pursuant 2:11 purview 130:12 push 22:11, 24:11 pushed 56:16, 56:19 put 12:25, 21:12, 23:24, 33:21, 37:23, 38:6, 46:10, 50:16, 53:23, 58:16, 71:20, 72:5, 72:10, 72:16, 75:6, 77:23, 78:19, 80:10, 80:18, 93:23, 95:19, 103:21, 115:11, 123:14, 127:5, 128:4, 128:14, 128:17 putting 19:11, 23:7, 79:25, 80:14, 80:16, 80:21, 126:16, 126:24</p> <hr/> <p style="text-align: center;">Q</p> <hr/> <p>qualified 63:8 quarter 65:3, 130:9 question 12:23, 13:1, 18:19, 23:24, 24:3, 30:6, 31:7, 32:5, 32:19, 33:25, 34:7, 35:6,</p>
---	---	---	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>38:5, 39:11, 41:18, 42:3, 42:12, 43:12, 44:2, 44:6, 46:15, 49:16, 60:16, 60:17, 72:9, 74:13, 83:11, 83:12, 87:3, 89:8, 89:14, 89:21, 89:23, 91:9, 99:19, 99:21, 111:6, 119:3, 121:17, 121:18, 121:23, 127:14, 127:16, 131:10, 131:13 questions 30:3, 30:22, 35:6, 77:11, 90:14, 90:18, 94:8, 94:12, 100:6, 100:9, 100:13, 133:12, 133:15, 133:17, 133:18 quite 59:7, 73:13</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>race 34:25, 116:16, 117:2, 124:21 races 69:24, 116:15, 116:16, 116:21, 124:20, 124:25, 125:2, 125:4, 125:14 racial 34:9, 34:12, 90:22, 90:23, 105:8, 105:11, 105:14, 105:25, 106:6 radio 76:24 raised 74:23, 75:8</p>	<p>raleigh 5:11 ran 42:24 randall 90:25, 91:1, 91:11 range 54:15 rather 57:13, 96:13 ray 13:5, 13:6, 16:6, 17:6, 17:17, 17:18, 17:19, 17:24, 31:20, 31:23, 35:8, 36:8, 40:17, 41:6, 41:11, 42:5, 61:3, 61:6, 64:1, 66:13, 82:20, 83:12, 105:7, 113:18 ray's 82:3 rd 6:17 rdr 134:26 rdr-rmr-crr-crc 1:24 reached 20:25 read 26:20, 31:9, 31:10, 31:11, 31:14, 38:15, 38:21, 39:8, 53:2, 53:3, 53:8, 53:15, 53:16, 77:10, 78:21, 112:7 reading 53:12, 104:9, 112:8 reads 39:3, 52:19</p>	<p>ready 38:17 realize 12:3 realized 92:18 really 27:18, 35:21, 50:10, 50:12, 61:9, 61:22, 63:1, 71:14, 76:25, 98:22, 104:17, 113:8, 115:5, 115:24, 122:7, 128:17, 130:22 realtime 2:13 reapportionment 33:17, 33:19 reason 12:23, 41:2, 41:22, 52:3, 61:4, 63:12, 114:25, 119:9, 125:13 reasons 60:22 recall 18:13, 24:25, 25:19, 27:4, 27:20, 28:21, 29:15, 34:1, 34:4, 34:6, 34:18, 45:5, 46:21, 46:24, 62:17, 76:23, 77:21, 78:7, 84:21, 85:24, 86:1, 86:2, 90:1, 90:8, 90:9, 90:20, 90:25, 91:14, 92:11, 94:10, 98:16, 106:20 receipt 54:18 received 13:21, 23:21</p>	<p>recess 57:8, 68:1, 71:3, 81:7, 81:15 recessed 54:24 recite 29:24 recognize 61:20 recollection 36:13, 62:3, 72:22, 77:6, 77:25, 91:17, 91:21 reconvened 55:22 record 10:17, 31:6, 38:13, 41:14, 72:6, 73:6, 73:8, 81:13, 81:18, 93:2, 102:3, 102:14, 103:4, 103:19, 103:22, 104:4, 104:10, 104:22, 133:21, 133:24 record's 31:15 recorded 10:4, 62:15 redistricting 1:8, 6:14, 10:8, 12:11, 14:4, 14:18, 15:3, 15:5, 19:3, 23:10, 64:22, 107:20, 119:23, 120:2, 120:23, 121:20, 129:16, 130:12, 130:17, 130:24, 131:4, 131:7 redraw 78:5, 78:18 reduced 134:15</p>
--	--	---	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>reed 3:20, 3:21 refer 118:12, 118:15 reference 19:6 referendum 23:24 referred 85:6, 107:17 referring 39:11 reflected 49:23 reform 95:1, 95:3, 96:19 refresh 31:12, 101:23, 102:12 regard 67:9 regarding 35:14, 40:24, 90:23, 106:13, 110:19, 118:8, 130:17 regiment 110:8 registered 2:12, 2:13, 134:7 regularly 15:22, 16:1, 16:9 rejected 23:3 related 68:4, 75:18, 84:8, 115:4 relates 105:14, 108:2 relators 1:6, 3:3, 3:17, 4:2, 7:14 release 128:4 released 35:5</p>	<p>relevant 68:4, 89:7, 115:4 reliable 36:6 religious 106:1 relish 101:7 remember 12:1, 18:20, 25:24, 34:15, 34:21, 42:19, 48:10, 61:11, 61:13, 63:19, 63:21, 78:14, 87:18, 87:25, 92:8, 105:10, 126:18 remembered 92:14 remote 1:13, 2:6 remotely 2:2 rep 122:20 repeat 37:1, 73:13 repeated 40:2 rephrase 60:16 report 14:12, 14:17, 102:11, 102:14, 102:15 reported 14:3 reporter 1:24, 2:12, 2:13, 2:14, 10:18, 73:5, 81:11, 99:16, 127:7, 133:20, 134:8 reporter's 134:1</p>	<p>reporting 14:24 represent 11:5 representatives 73:20 represented 124:10 representing 100:21 republic 121:14 republican 13:8, 13:20, 15:24, 17:15, 17:20, 17:25, 18:5, 35:18, 47:3, 51:5, 51:8, 52:22, 53:20, 57:10, 57:19, 58:21, 59:12, 59:14, 59:16, 68:12, 94:20, 98:12, 98:18, 99:3, 99:9, 99:10, 100:1, 110:15, 115:14, 115:17, 116:17, 116:20, 120:24, 121:4, 121:6, 121:14, 121:22, 122:3, 122:6, 122:8, 122:9, 122:22, 123:5, 123:8, 123:9, 124:21, 125:9, 129:18, 130:6, 130:7 republicans 17:20, 41:7, 63:6, 79:13, 115:21, 122:4, 124:23, 129:11 request 56:9, 96:6, 107:10, 119:11, 119:16, 132:20, 133:1</p>	<p>requested 56:7, 132:25, 133:6 require 66:23, 77:19, 79:2, 112:14, 112:19 required 36:21, 44:24, 55:16, 66:19, 68:6, 105:19, 108:9 requirement 31:17, 50:15 requirements 19:12, 28:3, 29:1, 31:21, 102:18 requires 36:16, 46:22 research 50:18, 50:21 resolution 65:23, 66:17 respect 17:14, 28:7, 29:19, 31:7, 31:17, 101:12 respective 36:3, 66:9 respects 97:2 respond 56:8, 57:15, 58:3, 59:23, 96:6 responded 85:15 respondents 1:10, 5:3, 5:16, 6:3, 6:13 response 22:1, 22:2, 34:6, 34:11, 44:21, 55:7, 55:20, 56:4, 56:15, 56:22, 57:4, 58:10,</p>
---	--	--	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>58:12, 60:5, 86:22 responses 58:15, 109:16 responsible 15:20, 76:3, 76:6 rest 17:7 result 48:20, 50:10, 57:6, 97:17 results 37:23, 39:21, 45:20, 47:11, 47:19, 47:24, 48:12, 48:14, 48:20, 49:3, 50:4, 50:7, 50:17, 67:17, 68:20, 69:19, 69:20, 70:3, 70:7, 116:5, 117:14, 118:1, 118:8, 123:16, 126:4, 126:13 return 110:17 reveal 32:16, 42:13 revealing 33:5 review 92:15, 104:15 reviewed 37:15, 43:9, 45:15, 67:16 revisions 44:6, 78:3 rid 75:10 riggins 5:6 right 11:15, 11:17, 15:13, 17:18, 20:4, 21:18, 22:17, 26:7,</p>	<p>27:11, 31:10, 31:11, 36:4, 37:16, 48:22, 49:14, 50:20, 51:2, 53:18, 67:22, 69:9, 72:1, 72:22, 74:15, 81:8, 85:11, 90:18, 92:14, 98:20, 98:21, 100:7, 100:15, 111:21, 116:18, 117:5, 118:18, 119:8, 122:12, 122:20, 123:1, 123:2, 123:19, 125:5, 132:17 riley 5:8 ring 61:15 rings 61:17 rmr 134:26 rob 98:19, 129:17 robert 5:4 role 32:20, 40:23, 94:23 roll 102:9 romney 117:22 room 58:19, 87:24 rubric 59:10 rules 12:19, 107:8 run 123:2 running 15:14, 80:25</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>said 21:11, 26:16,</p>	<p>28:17, 29:4, 29:5, 34:18, 34:22, 37:10, 42:3, 45:20, 46:3, 48:11, 56:22, 58:7, 58:11, 63:24, 76:4, 76:8, 76:17, 80:2, 80:10, 80:24, 86:1, 86:6, 90:22, 91:1, 93:3, 93:6, 101:11, 101:19, 102:1, 102:9, 104:24, 105:7, 106:22, 107:5, 113:14, 127:3, 128:4, 128:25, 134:13, 134:17 salad 38:1 salesforce 3:9 same 29:9, 50:11, 52:1, 64:2, 81:2, 82:21, 83:3, 86:24, 87:24, 93:18, 102:16, 120:18, 121:2, 128:1, 134:16 san 3:12 sanctioned 76:11 sat 80:9 satisfy 115:22 saturday 86:13, 88:2, 88:4, 88:12, 88:19, 88:20, 89:3 saw 14:23, 41:20,</p>	<p>53:25, 71:2, 87:10, 88:10 say 14:19, 24:16, 25:25, 30:11, 43:2, 43:4, 45:24, 46:12, 57:18, 71:6, 71:8, 80:5, 81:10, 88:6, 88:22, 88:24, 94:8, 97:5, 97:9, 98:2, 101:15, 105:25, 114:8, 116:2, 117:10, 117:16, 123:6, 125:6, 125:25, 126:3, 126:10, 127:25 saying 22:3, 28:21, 34:19, 52:4, 70:17, 105:23, 106:12, 111:25, 123:11 says 30:1, 31:13, 37:18, 47:10, 48:12, 48:13, 78:24, 108:15, 132:1, 132:14 scarborough 5:8 schedule 16:25, 25:5 scheduling 17:5 screen 26:25, 27:9, 27:21, 30:5, 51:1, 51:3, 53:1, 53:5, 53:6, 53:7, 53:9, 53:13 scroll 38:17, 38:18, 38:25, 53:4 seats 122:6, 122:9,</p>
--	---	---	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>122:11 seattle 7:18 second 33:20, 50:25, 51:11, 61:2, 73:3, 78:13, 78:15, 85:4, 133:8 secondly 101:18 secretary 6:4, 8:7, 8:15, 47:19, 51:21, 52:6, 57:21, 65:8, 84:8, 84:20, 85:22, 87:22, 133:1, 133:6 section 6:7, 8:12, 8:13, 9:14, 29:14, 29:16, 29:20, 29:22, 30:3, 30:9, 31:8, 31:18, 32:11, 32:23, 33:14, 36:16, 37:11, 37:14, 37:21, 46:20, 48:13, 54:7, 66:3, 66:9, 66:22, 67:7, 67:12, 68:5, 106:16, 107:16, 107:19, 108:3, 108:4, 113:17, 114:20, 115:4, 115:7, 115:20, 117:12, 118:5, 118:11, 119:12, 119:17, 119:23, 124:6, 124:9, 126:5, 126:9 sections 28:23 secure 131:22, 132:21</p>	<p>securing 133:2 see 41:1, 47:24, 48:19, 52:25, 54:4, 68:11, 76:9, 77:6, 78:22, 87:7, 87:12, 101:23, 128:19 seeing 27:20, 53:6, 53:7 seem 106:21 seems 88:1 seen 97:14, 99:13 senate 5:3, 8:4, 10:5, 10:22, 11:3, 11:19, 13:7, 13:9, 13:19, 13:24, 14:10, 16:18, 17:11, 17:20, 17:25, 22:9, 52:2, 58:2, 63:5, 64:2, 73:16, 73:25, 74:5, 82:3, 82:4, 90:10, 90:11, 92:20, 93:17, 98:19, 99:4, 99:9, 99:10, 100:1, 113:5, 113:23, 114:7, 114:8, 114:9, 120:8, 122:5, 124:2, 129:10, 129:18, 130:7, 132:3 senator 1:14, 2:1, 5:16, 9:4, 15:12, 20:19, 20:25, 35:4,</p>	<p>55:8, 56:3, 56:12, 56:14, 85:13, 87:16, 90:8, 92:1, 92:11, 98:6, 100:22, 101:25, 102:8, 103:6, 103:18, 119:3 senators 98:13 send 54:19 sense 79:22 sent 43:20, 43:25, 54:16, 55:2, 55:8, 55:13, 55:19, 55:23 sentence 39:2, 39:3 separate 15:16, 118:21, 119:7 separately 105:4 september 19:24, 19:25, 21:9, 21:10, 21:19, 21:21, 23:4, 32:10, 32:22, 34:1, 35:10, 36:1, 36:12, 36:25, 37:5, 43:17, 54:2, 54:9, 54:22, 56:24, 67:23, 68:15, 69:2, 69:18, 84:18, 85:10, 87:8, 87:10, 87:13, 88:11, 89:10, 89:11, 89:18, 89:19, 91:12, 91:15, 91:20, 92:5, 92:7, 98:14, 101:21, 114:4</p>	<p>series 56:11, 57:2, 128:14 serve 92:24 served 131:1 services 119:17, 119:21, 124:4 serving 92:21 set 14:21, 36:6, 51:12, 67:15, 111:4, 116:1, 130:6 seth 7:6 seven 71:23, 71:24, 88:25 seventh 7:17 several 43:22, 58:15, 68:17, 88:4, 96:9, 116:23 shaking 22:12 shall 107:20, 107:23, 108:1, 108:6, 109:22 share 26:25 shared 43:15 sharing 27:9 short 46:21 shorthand 2:14, 134:14 shot 96:13 should 17:24, 21:21,</p>
---	---	--	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>45:20, 75:10, 80:22, 98:8, 102:3, 103:6, 111:24, 112:22, 112:23, 112:25, 124:11, 126:10, 126:11 shoulder 27:1, 27:7 shouldn't 80:23, 82:18, 117:19 show 27:2, 35:4, 50:3, 91:19, 101:22, 105:1, 115:13 showed 89:18, 90:2 showing 27:10, 27:12, 50:4 shown 45:4 shut 117:2, 117:18 side 109:7, 109:13, 109:15, 109:17 sides 95:18 sign 11:23 signature-mig2k 134:23 significant 29:3, 32:1, 105:12, 115:8, 116:8 significantly 116:8 similar 83:16, 105:15, 124:2 simply 19:15, 96:18, 102:11, 102:13, 103:4, 104:9,</p>	<p>105:18, 105:23, 106:12, 116:1, 125:25 since 78:13, 102:1, 132:15 sincere 109:6 sir 100:24, 105:10, 127:16 sit 84:2, 128:22 sitting 29:25, 70:6, 70:16, 88:17, 129:1 six 17:23, 66:12, 67:8, 69:8, 83:14, 96:1 sketched 25:21 sketching 25:12 slightly 93:21, 102:25 sloan 8:10 slow 13:1 smith 3:20, 3:21 soft 11:12 software 27:13, 27:18, 64:9, 129:13, 132:22 some 11:21, 12:15, 12:23, 13:23, 14:22, 15:17, 36:1, 50:8, 50:18, 52:3, 52:4, 55:7, 57:3, 69:20, 70:10, 74:23,</p>	<p>74:24, 76:14, 76:24, 77:2, 77:10, 83:1, 86:12, 86:16, 87:18, 87:19, 92:18, 92:19, 93:9, 93:22, 94:8, 94:11, 97:14, 98:3, 105:23, 106:2, 106:3, 106:22, 110:10, 113:24, 116:20, 117:20, 123:15, 127:1, 131:5 somebody 52:4, 53:4, 55:14, 64:20, 106:22, 117:16 somebody's 128:18 somehow 76:5 someone 22:3, 63:3, 83:8, 98:20, 104:24, 104:25 someplace 14:23 something 20:22, 21:6, 27:5, 33:18, 34:11, 41:10, 43:18, 43:24, 46:16, 46:17, 47:14, 47:21, 55:15, 64:15, 66:25, 69:13, 71:8, 79:22, 82:2, 85:7, 86:17, 96:2, 96:25, 106:22, 125:11, 126:11, 128:13, 128:16, 129:15 sometime 18:23, 36:5, 54:1, 55:1,</p>	<p>67:25, 71:3 sometimes 129:23, 129:24 somewhere 116:22 sonali 7:6 sorry 20:24, 37:1, 38:4, 38:24, 44:9, 53:10, 85:21, 99:7, 126:22 sort 21:2, 37:25, 40:2, 50:7, 51:24, 57:20, 59:10, 59:19, 76:1, 84:14, 86:23, 93:15, 113:10, 115:5, 120:10 sorts 27:25, 105:5 sought 29:18, 93:22 sounds 57:11, 79:5, 79:21 spalding 8:10 speak 29:9, 40:7, 41:25, 58:10, 64:23, 66:16, 84:11, 91:19, 93:11, 122:8 speaker 5:4, 15:11, 18:4, 21:16, 24:21, 44:9, 56:24, 57:24, 63:14, 87:20, 91:23, 92:2, 98:6, 102:10, 119:4, 119:5, 123:22 speaker's 24:24, 63:1</p>
---	--	---	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>speaking 107:25, 122:13 special 22:16, 126:25 specific 13:10, 18:17, 28:14, 29:16, 31:19, 31:23, 32:3, 67:4, 91:15, 91:21, 92:8, 129:17, 132:7, 132:8 specifically 15:11, 18:13, 30:4, 44:14, 48:17, 50:2, 54:14, 61:13, 76:10, 77:16, 85:25, 87:15, 90:25, 104:2, 105:11, 105:14, 108:14, 109:4, 129:14, 131:11, 132:4 speculate 41:15 spoke 24:17 spoken 26:13, 98:6 sponsor 95:10 spot 29:9 springhetti 18:3 st 10:11, 92:12 staff 8:10, 14:15, 15:14, 15:20, 16:19, 17:7, 21:7, 21:11, 40:14, 40:16, 41:11, 43:3, 43:4, 43:6, 43:25, 44:5, 45:2, 51:17,</p>	<p>54:17, 54:19, 54:25, 67:4, 67:21, 67:25, 72:16, 72:19, 72:23, 83:7, 83:9, 84:6, 84:7, 84:12, 84:13, 88:3, 88:12, 88:24, 88:25, 94:1, 129:13, 132:21 staffer 42:8, 63:20, 90:10 staffers 14:6 staffing 15:8, 15:14, 133:3 standards 107:22 start 11:19, 16:15, 19:7, 19:9, 23:25, 38:5, 71:17, 129:2 starting 109:11 state 2:15, 6:4, 8:7, 8:11, 8:15, 9:13, 13:15, 28:1, 47:13, 49:2, 65:8, 84:8, 87:22, 88:2, 88:13, 91:5, 110:11, 117:21, 121:12, 122:20, 124:12, 125:21, 127:11, 127:17, 127:19, 127:22, 134:4, 134:8 state's 47:19, 51:21, 52:6 stated 47:5</p>	<p>statement 9:15, 21:3, 36:16, 36:21, 37:13, 38:3, 38:6, 38:15, 39:13, 39:17, 40:10, 40:11, 40:12, 42:9, 42:10, 42:17, 42:21, 43:14, 43:15, 43:20, 43:23, 44:11, 44:13, 45:2, 45:10, 46:12, 48:7, 49:11, 49:23, 50:15, 50:23, 52:10, 52:14, 53:24, 53:25, 54:4, 54:8, 54:20, 63:18, 63:25, 64:1, 67:16, 68:3, 68:5, 68:19, 68:20, 68:21, 68:25, 69:7, 70:6, 70:14, 70:18, 70:22, 71:1, 71:3, 71:11, 71:14, 71:17, 71:22, 72:8, 72:11, 72:17, 73:1, 101:12, 101:20, 101:25, 102:6, 102:19, 102:20, 103:2, 103:8, 103:13, 103:18, 103:19, 103:22, 103:25, 104:1, 104:9, 104:14, 104:18, 104:20, 104:21, 106:19, 116:9, 120:12 statements 44:24, 78:11, 102:4, 128:14 states 63:9</p>	<p>statewide 39:4, 39:6, 39:21, 39:24, 41:8, 46:22, 47:2, 47:3, 47:12, 48:4, 48:25, 49:2, 49:8, 51:6, 51:7, 51:9, 51:10, 65:7, 65:9, 69:5, 70:8, 70:9, 70:24, 71:21, 72:10, 72:25, 77:20, 79:3, 82:22, 83:15, 101:14, 116:16, 116:24, 118:1, 124:25, 125:2, 125:4, 125:7, 129:12, 130:25, 131:11 statewides 84:16, 130:4, 131:16 statute 129:16 stay 89:14 stays 91:5 stenographic 10:17 stepping 49:10 stewart 3:19 still 44:19, 50:11, 93:14, 114:15, 128:23, 128:25 strach 5:5, 11:13, 24:5, 30:11, 30:16, 32:13, 32:25, 37:17, 38:22, 41:24, 42:11, 45:11,</p>
---	--	--	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>60:11, 66:10, 81:9, 89:22, 99:15, 99:20, 100:7, 100:12, 100:15, 112:15, 120:4, 127:12, 133:14, 133:19 strach@nelsonmul- lins 5:13 stragari 8:4 stream 118:7 street 3:10, 4:13, 5:21, 6:8 stretches 56:1 strigari 40:17, 42:7, 42:10, 46:9, 46:11, 46:14 strigari's 83:5 stripes 80:21 subdivisions 27:25 submit 35:17, 103:1 submitted 113:21 subsequent 59:14 subsequently 94:5 successful 87:5 suggest 35:17, 45:14 suggested 21:7, 21:18, 25:3, 44:5, 45:5, 47:9, 48:18, 69:20, 110:10, 120:8 suggesting 110:8, 127:24</p>	<p>suggestion 23:4, 91:11, 111:23 suggestions 43:8, 111:17 suggests 112:21 suite 3:11, 4:5, 5:10, 5:21, 7:8, 7:17 supervision 14:2 support 13:23, 22:4, 76:7, 127:6, 127:9, 127:21, 128:20 supported 22:25 suppose 16:7, 50:5, 65:22, 67:20, 80:8 supposed 46:1, 47:10, 56:13, 65:1 supreme 1:1, 10:9, 11:7, 78:4, 78:18 sure 11:10, 13:6, 27:18, 28:24, 29:6, 37:2, 45:18, 49:6, 49:20, 49:22, 69:23, 70:1, 73:15, 78:23, 89:20, 90:5, 99:21, 101:3, 109:8, 109:21, 113:7, 114:9, 116:21, 120:11, 124:1, 132:19 surfaced 68:13 surprise 40:22, 41:6</p>	<p>surprised 95:23, 95:24, 96:5, 96:7 swear 10:20 sweet 29:8 swing 127:10, 127:17, 127:19, 127:22 sworn 10:23, 24:15, 25:8, 134:11 sykes 5:17, 15:12, 20:19, 20:20, 20:25, 21:16, 24:17, 24:18, 24:21, 25:3, 34:8, 35:2, 35:3, 35:4, 55:7, 55:8, 55:25, 56:3, 56:7, 56:12, 56:14, 63:24, 64:11, 74:4, 74:6, 74:15, 74:22, 85:13, 85:14, 86:11, 86:15, 87:16, 90:8, 90:21, 92:11, 96:2, 98:7, 100:22, 102:1, 102:6, 102:8, 103:6, 103:18, 103:21, 119:4, 123:24 sykeses 55:19, 89:19, 90:7, 91:16, 100:13, 104:12</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p>tab 38:7 take 34:20, 41:12, 65:2, 76:2,</p>	<p>76:22, 80:4, 80:10, 81:2, 81:6, 96:13, 103:20, 106:12, 111:1, 127:1, 128:5 taken 10:15, 12:15, 26:17, 80:8, 91:3, 134:13 taking 106:3 talk 20:12, 26:17, 28:2, 45:20, 50:6, 50:25, 58:7, 69:14, 84:2, 87:5, 89:17, 90:17, 107:11, 124:18 talked 18:16, 42:17, 42:22, 42:24, 43:10, 45:19, 49:14, 52:8, 56:21, 58:14, 60:13, 63:2, 69:18, 82:20, 83:21, 84:24, 90:5, 94:2, 101:18, 106:9, 126:14, 129:8 talking 12:24, 16:17, 19:15, 20:11, 33:18, 48:11, 49:11, 57:24, 68:16, 76:10, 77:7, 86:23, 89:25, 106:2, 106:18, 116:12, 117:1, 123:21, 124:25, 125:1, 131:3 talks 37:15, 37:22, 45:25, 108:5 task 61:8</p>
--	---	--	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>technician 38:17 technicians 131:23 technology 11:9, 12:25, 131:22, 133:3 tel 6:10 telephone 84:21 tell 12:11, 12:25, 20:15, 20:24, 28:24, 29:11, 46:11, 54:14, 61:17, 70:21, 85:2, 86:2, 107:5, 133:17 telling 64:25 ten 37:24, 39:21, 40:1, 45:21, 47:11, 47:25, 48:15, 49:4, 50:7, 67:18, 68:11, 116:6, 124:20, 125:4, 126:10 ten-year 46:18, 66:18, 85:1, 86:5, 86:7, 86:25, 94:21, 94:25, 96:12, 96:20, 97:3, 97:17, 109:6, 109:18, 112:5, 113:3, 115:1, 125:15, 125:16 term 16:10, 30:8, 39:12, 59:1, 64:5, 74:16, 92:23, 107:23, 108:11, 108:15, 120:10, 120:17,</p>	<p>120:18 terms 14:1, 14:24, 15:7, 31:12, 59:4, 63:15, 84:4, 90:12, 92:13, 115:23 terry 122:23 testified 10:24, 18:11, 26:23, 34:3, 40:23, 41:21, 44:10, 60:6, 60:12 testify 42:5, 134:12 testimony 26:14, 34:15, 35:25, 41:18, 41:23, 41:25, 61:4, 72:2, 72:3, 72:7, 76:14, 101:9, 105:10, 106:15, 110:3, 111:8, 126:19, 126:20 th 6:8, 19:24, 19:25, 21:6, 21:10, 23:4, 43:17, 54:2, 54:9, 54:22, 55:6, 55:21, 56:3, 56:24, 57:8, 58:11, 58:14, 59:21, 67:21, 68:1, 68:15, 69:2, 69:9, 69:16, 70:20, 70:23, 71:4, 71:12, 84:18, 85:10, 86:13, 86:14, 86:20, 88:15, 88:20, 88:21, 88:22, 92:24, 92:25, 96:7,</p>	<p>96:10, 97:11, 97:23, 100:3, 101:21, 114:14 thank 11:3, 89:16, 100:5, 100:7, 100:10, 100:16, 133:11, 133:13, 133:14, 133:18, 133:22 themselves 120:19 theory 79:12 thereafter 134:15 therein 134:14 they'd 96:13 thing 25:9, 28:10, 29:3, 29:5, 29:6, 32:1, 51:24, 57:18, 70:5, 86:24, 90:24, 102:23, 102:24, 105:12, 107:5 things 15:9, 15:19, 16:5, 16:15, 17:6, 18:25, 19:10, 20:16, 21:23, 25:10, 27:17, 28:5, 29:10, 35:23, 38:1, 39:18, 46:1, 46:4, 47:20, 50:16, 50:17, 52:15, 54:16, 58:18, 60:3, 67:20, 68:3, 68:7, 68:18, 68:21, 68:25, 69:14, 69:25, 70:15, 70:19, 75:12,</p>	<p>75:24, 76:4, 76:9, 76:21, 76:25, 77:3, 79:19, 80:2, 80:11, 80:15, 80:16, 80:21, 88:7, 93:10, 98:23, 101:8, 101:11, 105:13, 106:8, 106:10, 106:13, 108:7, 110:20, 112:22, 112:24, 112:25, 114:3, 115:5, 116:10, 116:13, 121:10, 125:15, 128:1, 128:15, 130:1, 132:5 thinking 70:7, 88:18 third-party 70:12 thomas 4:11 thought 17:24, 38:2, 50:16, 53:12, 58:4, 68:4, 75:9, 84:25, 90:15, 103:6, 114:14, 127:5, 127:8, 131:5, 131:9 three 11:6, 12:10, 56:21, 65:15, 84:16, 87:24, 96:3 through 19:14, 27:13, 47:18, 51:22, 52:5, 65:21, 74:6, 84:6, 88:5, 90:13, 90:19, 91:24, 95:7, 102:19, 109:6, 130:2, 133:9</p>
---	--	---	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>thursday 1:15 time 10:12, 12:9, 12:13, 14:21, 15:1, 16:1, 16:2, 17:4, 18:8, 20:8, 20:12, 21:4, 21:22, 26:23, 26:24, 27:21, 27:22, 35:9, 55:3, 55:20, 55:22, 55:25, 56:12, 56:16, 68:10, 69:18, 73:6, 73:25, 74:21, 77:8, 79:23, 80:9, 81:6, 81:12, 87:24, 89:4, 89:7, 89:8, 93:6, 93:7, 95:12, 95:14, 96:5, 100:23, 121:25, 125:25, 126:17, 126:18, 127:25, 128:8, 128:21, 128:25, 129:5, 132:6, 134:14 timeframe 126:16 timeline 20:18, 69:4 times 56:21, 58:15, 107:12, 107:17 timing 24:19, 71:5 title 11:25, 12:2 today 10:13, 10:18, 77:5, 128:22 today's 10:11, 11:22, 133:23</p>	<p>together 24:23, 24:24, 25:20, 70:2, 85:19, 95:19, 115:12, 123:14, 129:23 told 31:20, 31:25, 35:2, 45:1, 56:3, 56:14, 94:1, 113:25 toledo 91:7 tolerated 98:8 tone 100:25 took 20:12, 85:25, 91:22, 92:4 tools 61:7 top 47:21, 51:2, 116:19 topic 62:18 total 51:23, 52:24, 59:12 toward 108:13 tower 3:9 transcript 9:11, 26:20, 101:23, 104:16, 134:17 tried 58:7, 75:8, 88:5, 93:9, 93:11, 109:18, 111:9 trips 74:25 troy 122:21 true 14:5, 14:20,</p>	<p>27:19, 81:2, 89:14, 93:18, 118:14, 125:14, 132:1, 134:16 trump 117:20, 117:25 truncated 35:16 truth 134:12, 134:13 truthfully 42:5 try 16:15, 24:6, 27:16, 57:3, 58:6, 64:24, 75:16, 98:24, 108:23, 120:1, 126:17, 131:18 trying 58:1, 59:22, 60:5, 81:1, 85:13, 86:19, 87:18, 89:13, 89:14, 113:2, 115:1, 115:9, 128:5, 128:7, 130:22 turned 21:20 turns 128:9 tv 77:1 two 15:19, 31:14, 40:20, 50:1, 50:2, 50:3, 52:13, 60:7, 60:9, 60:13, 60:20, 63:10, 69:6, 84:23, 87:1, 87:2, 96:6, 97:22, 122:7 two-hour 99:17 two-thousand 74:19</p>	<p>type 45:14, 123:15 typewriting 134:15 typically 129:22, 130:2</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>ultimately 14:14, 19:22, 36:2, 48:7, 55:11, 56:23, 86:25, 87:8, 91:10, 93:19, 96:22, 100:2, 110:23, 113:6, 114:4, 114:12, 114:16, 114:24, 115:2, 124:1, 132:15 unanimous 72:7, 101:20, 102:13, 103:14, 103:16, 104:23 unanimously 48:8, 102:23 unconstitutional 93:3 under 10:24, 92:22, 134:15 undergoing 83:16 understand 18:2, 22:10, 24:2, 25:23, 35:25, 37:8, 37:22, 43:18, 43:19, 59:11, 59:17, 70:21, 72:2, 72:23, 105:21, 107:23, 107:25, 109:20, 111:11, 111:18, 119:25, 123:13, 127:13 understanding 39:12, 57:7,</p>
--	--	---	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>60:19, 115:19, 118:9, 131:8 understood 15:22, 55:18, 60:6, 82:11, 86:14, 99:23, 104:12, 106:15, 108:24, 130:19 unfortunately 20:18, 76:13, 85:16, 109:19 unhappy 72:6 union 4:12 united 63:9 unknown 68:18 unless 14:21 unrelated 83:5 until 12:3, 17:11, 18:22, 19:19, 21:5, 21:19, 41:1, 41:20, 45:1, 55:10, 55:16, 71:2, 71:11, 71:15, 106:17 update 15:23 urgency 100:25 use 34:12, 40:4, 59:1, 59:4, 59:8, 66:8, 79:6, 82:15, 90:23, 105:8, 106:7, 108:11, 108:15, 112:18, 120:11, 120:17, 120:18, 125:16, 128:24, 132:5, 132:13</p>	<p>useable 18:22 uses 108:5 using 14:12, 19:5, 19:16, 48:2, 49:1, 52:19, 64:5, 69:5, 105:19 usually 75:25</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p>vaguely 34:20 valid 50:10 variety 35:16, 39:18, 76:7, 88:8, 105:13, 107:13, 132:6 various 66:1, 74:25, 77:9, 80:21, 95:17, 106:20, 107:3 vehicle 85:18 vern 58:4, 74:4 vernon 5:16 versa 123:5 version 18:4, 93:19 versus 10:7 vet 61:5 vi 33:14 via 10:15, 23:21, 24:9 vice 123:5</p>	<p>vicious 97:14 video 10:4, 10:12 videoconference 2:1, 10:15 videographer 8:17, 10:3, 10:13, 81:13, 81:17, 133:22 videotaped 1:13 videotech 8:16, 30:18, 31:2, 31:5, 38:12 view 11:22, 69:3, 128:15 violating 112:10 violation 115:2 violative 106:11 virtue 76:16 vociferous 98:4 vote 54:8, 80:17, 80:22, 102:13, 103:14, 104:23, 104:25, 105:1, 105:2, 116:17, 116:23, 117:4, 121:21, 125:20, 125:22 voted 71:24 voter 51:12 voters 1:4, 3:2, 4:1, 10:7, 39:5, 39:7, 46:23, 47:2, 48:4, 49:1, 49:9,</p>	<p>51:7, 51:9, 77:20, 79:4, 80:14, 124:12, 124:22, 125:7, 128:3, 128:13 votes 51:4, 51:23, 52:7, 69:22, 70:1, 87:1, 87:2, 117:22 voting 102:1, 104:7, 109:14, 125:18, 125:19</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>wa 7:18 wait 117:17 waiting 20:4, 20:7, 55:6, 57:15 walk 58:19 walton 8:8 waning 84:14 want 11:9, 18:10, 22:21, 26:7, 31:10, 38:4, 42:2, 46:12, 50:14, 51:11, 67:19, 75:13, 82:24, 83:2, 84:2, 86:6, 89:5, 96:12, 99:21, 105:1, 105:3, 120:19, 127:4, 129:5 wanted 25:9, 45:17, 63:11, 83:2, 83:4, 117:10, 118:3, 129:3 wanting 83:11, 83:12</p>
---	--	--	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>wants 96:18 watching 101:2 way 14:20, 19:23, 22:2, 34:23, 35:16, 48:25, 49:7, 50:22, 52:13, 59:24, 62:12, 67:2, 69:6, 70:4, 70:11, 70:25, 92:7, 98:13, 104:17, 108:12, 108:22, 111:25, 112:1, 112:7, 122:10, 122:14, 122:15, 123:18, 129:14, 129:22, 130:2, 131:18 ways 49:4, 50:4, 50:6, 76:7, 88:9 we'll 13:19, 16:7, 20:12, 121:16, 121:23 we're 21:18, 21:24, 23:18, 25:3, 28:11, 29:25, 30:20, 47:10, 64:25, 70:16, 73:21, 74:4, 79:9, 102:1, 105:23, 106:2, 106:11, 106:12, 106:23, 112:6, 113:2, 113:3, 114:2, 118:5, 124:18, 132:17, 133:23 we've 29:4, 40:5, 40:12, 40:18, 52:8, 67:16, 81:4, 99:16,</p>	<p>113:24 website 51:21, 52:6, 93:8, 94:4 webster 108:12, 108:15 week 17:12, 19:18, 19:20, 56:1, 56:7, 57:13, 58:9, 84:19, 127:2 weekend 86:12, 88:14, 88:15 weeks 16:16 weighting 50:11 went 51:22, 52:5, 55:3, 64:19, 73:22, 75:12, 76:15, 88:5, 90:12, 90:19, 102:8, 130:5 weren't 17:3, 25:22, 68:18, 83:16, 84:3, 86:18, 87:4, 109:19, 119:1, 125:19, 125:22, 128:11 west 5:21 whatever 12:2, 55:2, 59:18, 64:4, 79:11, 80:6, 84:1 whatsoever 101:2 whereupon 10:21 whether 14:19, 17:24, 32:9, 32:22, 35:18, 43:5,</p>	<p>60:19, 62:5, 62:23, 67:3, 67:5, 75:14, 76:11, 84:25, 103:9, 103:14, 104:10, 113:7, 117:13, 118:22, 120:12, 124:7, 130:11, 131:23 whoever 51:22, 80:15, 83:10 whole 87:3, 118:7, 128:14, 134:12 wife's 117:3 willing 132:2 willingness 95:14 win 122:18, 123:4 winning 70:10 wins 48:20 wise 81:6 withdraw 24:7, 60:16 within 40:6, 130:12, 132:12 without 23:1, 33:5, 48:8, 55:12, 102:4, 102:21, 105:4, 111:19, 112:10, 127:6, 127:21 witness 2:5, 10:20, 10:23, 11:10, 12:13, 33:7, 42:4, 42:15, 45:13, 66:11, 100:10, 112:16,</p>	<p>120:5, 127:13, 134:10, 134:19 witnesses 107:13 women 1:4, 3:2, 4:1, 10:6, 80:14, 128:3, 128:12 won 41:7, 47:4, 48:2, 49:14, 68:11, 68:12, 69:5, 70:4, 70:24, 71:21, 72:10, 72:25, 122:21, 122:24 word 14:12, 16:1, 20:14, 20:22, 30:16, 34:20, 39:10, 40:4, 40:5, 41:13, 45:14, 79:6, 80:10, 105:12, 108:1, 108:5, 108:17, 108:19, 112:19 words 34:19, 46:10, 46:12, 78:8 work 13:7, 13:18, 15:7, 16:3, 16:14, 17:24, 18:4, 20:5, 23:9, 23:25, 24:12, 26:8, 27:2, 33:10, 44:25, 45:3, 60:7, 60:10, 61:21, 74:13, 82:6, 82:12, 94:14, 94:19, 95:5, 97:1, 129:23 worked 43:4, 43:6, 54:25, 60:7,</p>
--	--	---	---

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>60:9, 62:2, 74:6, 83:13, 95:1, 96:19, 130:2 working 13:25, 16:12, 17:21, 23:25, 26:24, 27:2, 30:24, 34:3, 80:13, 97:7 works 129:15 world 120:13 worth 103:20, 128:21 wouldn't 14:8, 43:9, 63:22, 83:8, 101:5, 128:1, 129:5 wrap 99:21 written 31:6, 38:13, 65:23, 73:7 wrong 76:19</p> <hr/> <p style="text-align: center;">X</p> <hr/> <p>xi 9:14, 29:14, 29:20, 29:23, 30:10, 31:3, 32:12, 32:24, 33:15, 36:15, 46:20, 73:12, 73:17, 95:7, 107:17, 118:11, 118:13</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p>yeah 11:13, 15:4, 16:6, 19:9, 21:2, 22:13, 24:4, 26:1, 27:6, 27:23,</p>	<p>29:24, 30:16, 31:12, 31:19, 33:13, 33:20, 33:23, 34:20, 34:22, 36:5, 37:12, 37:21, 38:6, 38:18, 38:24, 39:14, 42:4, 44:17, 45:13, 46:3, 46:14, 46:25, 47:23, 49:6, 49:13, 57:17, 62:24, 66:4, 66:11, 67:8, 70:19, 71:5, 71:15, 72:12, 73:2, 73:24, 74:18, 79:5, 80:6, 80:7, 85:8, 85:21, 87:12, 87:14, 88:8, 88:19, 89:22, 92:13, 98:22, 99:14, 105:11, 106:8, 106:20, 109:25, 111:5, 112:16, 113:18, 114:21, 117:6, 118:14, 119:9, 120:5, 122:13, 127:8, 129:14, 130:14, 131:9 year 13:16, 16:22, 17:11, 18:17, 19:14, 23:20, 47:25, 75:1, 96:21, 97:11, 125:17 year's 96:14 years 12:10, 37:24, 39:21, 40:1, 45:21, 47:11, 47:25, 48:15,</p>	<p>49:4, 50:7, 58:6, 63:20, 67:18, 68:11, 75:4, 92:24, 95:3, 97:12, 116:7, 130:3 york 4:14, 7:9 yourself 66:6, 81:23, 87:7, 119:20 yuko 21:16, 24:20, 63:16, 82:9</p> <hr/> <p style="text-align: center;">\$</p> <hr/> <p>\$150,000 64:8, 129:21, 130:5 \$250,000 64:12 \$5 131:6</p> <hr/> <p style="text-align: center;">.</p> <hr/> <p>.0908 6:19 .288 3:24 .3124 3:24 .3812 5:12 .481 6:19 .591 3:13 .7066 3:13</p> <hr/> <p style="text-align: center;">0</p> <hr/> <p>00 43:21, 54:15, 55:3, 55:8, 55:13, 56:14, 56:16, 56:19 04 121:5</p>	<p>06 121:5 09 81:14, 81:15</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p>1 1:16, 10:12, 56:14 1.412 3:24 1.415 3:13 1.614 5:24, 6:19 10 54:24, 56:12, 86:13 100 9:7 10004 4:14 10271 7:9 11 9:6, 86:14, 88:21, 88:22 1108 4:5 11648 1:25, 2:15, 134:8, 134:25 1193 1:7, 10:9 1198 1:8 12 92:24, 92:25 120 7:8 1210 1:9 125 4:13 13 41:7, 47:7, 58:11, 68:11, 79:18, 85:10,</p>
---	---	--	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

86:20, 97:11, 97:23 132 52:24 133 133:25 1330 6:17 134 1:23 14 97:23 15 19:24, 19:25, 21:10, 23:4, 43:17, 54:2, 54:9, 54:22, 55:6, 55:21, 56:3, 56:24, 57:8, 58:14, 59:21, 67:21, 68:1, 68:15, 69:2, 69:9, 69:16, 70:20, 70:23, 71:4, 71:12, 84:18, 88:15, 88:20, 94:24, 96:7, 96:10, 97:12, 100:3, 101:21, 114:14 15222 3:23 16 6:8, 21:6, 41:7, 47:6, 68:12, 79:18, 101:15, 116:6, 116:15 1700 7:17 1750 7:8 18 125:22 19 69:24, 70:8, 101:13, 115:18,	115:21 <hr/> 2 <hr/> 20 1:15, 10:11, 81:16, 117:25 200 5:10 2001 121:4 2002 121:5 2008 121:6 2010 121:7, 122:25, 125:18, 125:21 2012 62:6, 117:23 2014 62:6, 73:20, 94:24, 116:23 2015 73:11, 73:17, 73:23, 74:20, 75:1, 77:5 2016 118:1 202 7:20 2020 125:19 2021 1:7, 1:8, 1:9, 1:15, 10:9, 10:11, 20:8, 20:13, 116:7, 120:24, 121:21, 134:20 203 4:5 21 1:15, 10:11, 81:18 2100 7:17 212 4:15	22 134:19 2221 5:24 225 3:22 250 5:21 2533 3:12 27612 5:11 2872 6:10 29 133:24, 133:25 <hr/> 3 <hr/> 3 56:16, 81:14, 81:15, 81:16, 81:18 30 6:8, 21:21, 54:24, 56:12, 128:21 31 9:13, 92:12, 93:17 32 1:16, 10:12 34 117:4 35.6 52:23, 53:21 38 9:14 <hr/> 4 <hr/> 4 133:24, 133:25 4-3 103:14 405261 1:22 4140 5:10 415 3:10	43206 4:6 43215 5:22, 6:9, 6:18 45 52:4, 68:15, 79:10, 110:14 4552 7:20 46 47:17, 51:10, 68:15, 79:10, 110:14, 115:14, 116:2 462 5:24 466 6:10 47 52:22 49 70:10, 124:21, 124:24, 125:4, 125:10, 126:8 <hr/> 5 <hr/> 5 56:19 5-2 103:14, 121:21 50 110:11, 111:24, 112:9 51 70:10, 124:21, 124:23, 125:4, 125:8, 126:8 519 4:15 54 47:17, 51:8, 68:15, 79:10, 110:14, 115:13, 116:2 5400 3:11 55 52:4, 68:15,
---	---	---	--

Transcript of Senator Matt Huffman
 Conducted on October 21, 2021

<p>79:10, 110:14, 123:4 57 59:13, 59:25, 60:2, 114:12, 122:5, 122:6</p>	<p>70 75:8, 122:19, 122:24 700 5:21 728 6:10</p>	<p>94105 3:12 968 7:20 98101 7:18 99 79:12</p>	
<p style="text-align: center;">6</p>			
<p>6 (a) 109:2, 111:20, 112:13 6 (b) 31:8, 32:11, 32:23, 37:14, 46:20, 46:21, 106:16, 114:18, 115:20, 115:22, 124:6, 124:9</p>	<p>75 75:9 7509 5:22 7592 6:10 7866 4:15</p>	<p>9th 32:10, 32:22, 34:1, 35:10, 36:1, 36:12, 36:25, 37:5, 67:23, 87:8, 87:10, 87:13, 88:11, 88:15, 88:16, 89:10, 89:11, 89:18, 89:19, 90:4, 91:20, 92:5, 92:7, 98:14, 99:8, 114:4</p>	
	<p style="text-align: center;">8</p>		
<p>6 (b) 31:18 60 21:22, 116:25, 117:15, 123:4, 128:21 614 6:10 62 59:15, 59:25, 60:1, 114:12, 122:2, 123:7 64.4 52:21, 53:20 65 116:22 67 123:9 68 59:13, 59:24, 116:23 6th 19:2, 19:5, 20:11, 24:16, 62:20</p>	<p>8 54:15, 55:3, 55:8, 55:13 8 (c) 102:14, 106:18 8 (c) (2) 9:14, 36:16, 37:11, 40:11, 52:10, 52:13, 54:7, 69:7, 71:1, 71:21, 72:11, 72:17, 101:12, 101:20, 101:25, 104:14 8 (c) (2) 103:23 81 47:3, 47:7, 47:23, 72:25, 79:17, 110:15, 115:17, 115:20, 116:17 85 52:21 8th 91:12, 91:15</p>		
<p style="text-align: center;">7</p>	<p style="text-align: center;">9</p>		
<p>7 43:21, 54:15, 55:3, 56:19</p>	<p>90 127:2 919.329 5:12</p>		

FRANK LAROSE
Ohio Secretary of State



Constitution of the State of Ohio

Exhibit#

Huffman 1

10/21/21 - MMG

exhibitsticker.com



Preamble

We, the people of the State of Ohio, grateful to Almighty God for our freedom, to secure its blessings and promote our common welfare, do establish this Constitution.

Article I: Bill of Rights

Inalienable rights.

§1 All men are, by nature, free and independent, and have certain inalienable rights, among which are those of enjoying and defending life and liberty, acquiring, possessing, and protecting property, and seeking and obtaining happiness and safety. (1851)

Right to alter, reform, or abolish government, and repeal special privileges.

§2 All political power is inherent in the people. Government is instituted for their equal protection and benefit, and they have the right to alter, reform, or abolish the same, whenever they may deem it necessary; and no special privileges or immunities shall ever be granted, that may not be altered, revoked, or repealed by the General Assembly. (1851)

Right to assemble.

§3 The people have the right to assemble together, in a peaceable manner, to consult for the common good; to instruct their Representatives; and to petition the General Assembly for the redress of grievances. (1851)

Bearing arms; standing armies; military power.

§4 The people have the right to bear arms for their defense and security; but standing armies, in time of peace, are dangerous to liberty, and shall not be kept up; and the military shall be in strict subordination to the civil power. (1851)

Trial by jury.

§5 The right of trial by jury shall be inviolate, except that, in civil cases, laws may be passed to authorize the rendering of a verdict by the concurrence of not less than three-fourths of the jury. (1851, am. 1912)

Slavery and involuntary servitude.

§6 There shall be no slavery in this State; nor involuntary servitude, unless for the punishment of crime. (1851)

Rights of conscience; education; the necessity of religion and knowledge.

§7 All men have a natural and indefeasible right to worship Almighty God according to the dictates of their own conscience. No person shall be compelled to attend, erect, or support any place of worship, or maintain any form of worship, against his consent; and no preference shall be given, by law, to any religious society; nor shall any interference with the rights of conscience be permitted. No religious test shall be required, as a qualification for office, nor shall any person be

incompetent to be a witness on account of his religious belief; but nothing herein shall be construed to dispense with oaths and affirmations. Religion, morality, and knowledge, however, being essential to good government, it shall be the duty of the General Assembly to pass suitable laws, to protect every religious denomination in the peaceable enjoyment of its own mode of public worship, and to encourage schools and the means of instruction.

(1851)

Writ of habeas corpus.

§8 The privilege of the writ of habeas corpus shall not be suspended, unless, in cases of rebellion or invasion, the public safety require it.

(1851)

Bail.

§9 All persons shall be bailable by sufficient sureties, except for a person who is charged with a capital offense where the proof is evident or the presumption great and except for a person who is charged with a felony where the proof is evident or the presumption great and who where the person poses a substantial risk of serious physical harm to any person or to the community. Where a person is charged with any offense for which the person may be incarcerated, the court may determine at any time the type, amount, and conditions of bail. Excessive bail shall not be required; nor excessive fines imposed; nor cruel and unusual punishments inflicted.

The General Assembly shall fix by law

standards to determine whether a person who is charged with a felony where the proof is evident or the presumption great poses a substantial risk of serious physical harm to any person or to the community. Procedures for establishing the amount and conditions of bail shall be established pursuant to Article IV, Section 5(b) of the Constitution of the State of Ohio.

(1851, am. 1997)

Trial for crimes; witness.

§10 Except in cases of impeachment, cases arising in the army and navy, or in the militia when in actual service in time of war or public danger, and cases involving offenses for which the penalty provided is less than imprisonment in the penitentiary, no person shall be held to answer for a capital, or otherwise infamous, crime, unless on presentment or indictment of a grand jury; and the number of persons necessary to constitute such grand jury and the number thereof necessary to concur in finding such indictment shall be determined by law. In any trial, in any court, the party accused shall be allowed to appear and defend in person and with counsel; to demand the nature and cause of the accusation against him, and to have a copy thereof; to meet witnesses face to face, and to have compulsory process to procure the attendance of witnesses in his behalf, and speedy public trial by an impartial jury of the county in which the offense is alleged to have been committed; but provision may be made by law for the taking of the deposition by the accused or by the state, to be used for or against the accused, of any witness whose attendance can not be

had at the trial, always securing to the accused means and the opportunity to be present in person and with counsel at the taking of such deposition, and to examine the witness face to face as fully and in the same manner as if in court. No person shall be compelled, in any criminal case, to be a witness against himself; but his failure to testify may be considered by the court and jury and may be the subject of comment by counsel. No person shall be twice put in jeopardy for the same offense.

(1851, am. 1912)

Rights of victims of crimes.

§10a (A) To secure for victims justice and due process throughout the criminal and juvenile justice systems, a victim shall have the following rights, which shall be protected in a manner no less vigorous than the rights afforded to the accused:

(1) to be treated with fairness and respect for the victim's safety, dignity and privacy;

(2) upon request, to reasonable and timely notice of all public proceedings involving the criminal offense or delinquent act against the victim, and to be present at all such proceedings;

(3) to be heard in any public proceeding involving release, plea, sentencing, disposition, or parole, or in any public proceeding in which a right of the victim is implicated;

(4) to reasonable protection from the accused or any person acting on behalf of the accused;

(5) upon request, to reasonable notice

of any release or escape of the accused;

(6) except as authorized by section 10 of Article I of this constitution, to refuse an interview, deposition, or other discovery request made by the accused or any person acting on behalf of the accused;

(7) to full and timely restitution from the person who committed the criminal offense or delinquent act against the victim;

(8) to proceedings free from unreasonable delay and a prompt conclusion of the case;

(9) upon request, to confer with the attorney for the government; and

(10) to be informed, in writing, of all rights enumerated in this section.

(B) The victim, the attorney for the government upon request of the victim, or the victim's other lawful representative, in any proceeding involving the criminal offense or delinquent act against the victim or in which the victim's rights are implicated, may assert the rights enumerated in this section and any other right afforded to the victim by law. If the relief sought is denied, the victim or the victim's lawful representative may petition the court of appeals for the applicable district, which shall promptly consider and decide the petition.

(C) This section does not create any cause of action for damages or compensation against the state, any political subdivision of the state, any officer, employee, or agent of the state or of any political subdivision, or any officer of the court.

(D) As used in this section, “victim” means a person against whom the criminal offense or delinquent act is committed or who is directly and proximately harmed by the commission of the offense or act. The term “victim” does not include the accused or a person whom the court finds would not act in the best interests of a deceased, incompetent, minor, or incapacitated victim.

(E) All provisions of this section shall be self-executing and severable, and shall supersede all conflicting state laws.

(F) This section shall take effect ninety days after the election at which it was approved.

(1994, am. 2017)

Freedom of speech; of the press; of libels.

§11 Every citizen may freely speak, write, and publish his sentiments on all subjects, being responsible for the abuse of the right; and no law shall be passed to restrain or abridge the liberty of speech, or of the press. In all criminal prosecutions for libel, the truth may be given in evidence to the jury, and if it shall appear to the jury, that the matter charged as libelous is true, and was published with good motives, and for justifiable ends, the party shall be acquitted.

(1851)

Transportation, etc. for crime.

§12 No person shall be transported out of the state, for any offense committed within the same; and no conviction shall

work corruption of blood, or forfeiture of estate.

(1851)

Quartering troops.

§13 No soldier shall, in time of peace, be quartered in any house, without the consent of the owner; nor, in time of war, except in the manner prescribed by law.

(1851)

Search warrants and general warrants.

§14 The right of the people to be secure in their persons, houses, papers, and possessions, against unreasonable searches and seizures shall not be violated; and no warrant shall issue, but upon probable cause, supported by oath or affirmation, particularly describing the place to be searched, and the person and things to be seized.

(1851)

No imprisonment for debt.

§15 No person shall be imprisoned for debt in any civil action, on mesne or final process, unless in cases of fraud.

(1851)

Redress for injury; Due process.

§16 All courts shall be open, and every person, for an injury done him in his land, goods, person, or reputation, shall have remedy by due course of law, and shall have justice administered without denial or delay.

Suits may be brought against the state, in such courts and in such manner, as

may be provided by law.
(1851, am. 1912)

***Protect private property rights
in ground water, lakes and other
watercourses.***

No hereditary privileges.

§17 No hereditary emoluments, honors, or privileges, shall ever be granted or conferred by this State.

(1851)

§19b. (A) The protection of the rights of Ohio's property owners, the protection of Ohio's natural resources, and the maintenance of the stability of Ohio's economy require the recognition and protection of property interests in ground water, lakes, and watercourses.

Suspension of laws.

§18 No power of suspending laws shall ever be exercised, except by the General Assembly.

(1851)

(B) The preservation of private property interests recognized under divisions (C) and (D) of this section shall be held inviolate, but subservient to the public welfare as provided in Section 19 of Article I of the Constitution.

Eminent domain.

§19 Private property shall ever be held inviolate, but subservient to the public welfare. When taken in time of war or other public exigency, imperatively requiring its immediate seizure or for the purpose of making or repairing roads, which shall be open to the public, without charge, a compensation shall be made to the owner, in money; and in all other cases, where private property shall be taken for public use, a compensation therefor shall first be made in money, or first secured by a deposit of money; and such compensation shall be assessed by a jury, without deduction for benefits to any property of the owner.

(1851)

(C) A property owner has a property interest in the reasonable use of the ground water underlying the property owner's land.

(D) An owner of riparian land has a property interest in the reasonable use of the water in a lake or watercourse located on or flowing through the owner's riparian land.

(E) Ground water underlying privately owned land and nonnavigable waters located on or flowing through privately owned land shall not be held in trust by any governmental body. The state, and a political subdivision to the extent authorized by state law, may provide for the regulation of such waters. An owner of land voluntarily may convey to a governmental body the owner's property interest held in the ground water underlying the land or nonnavigable waters located on or flowing through the land.

Damages for wrongful death.

§19a The amount of damages recoverable by civil action in the courts for death caused by the wrongful act, neglect, or default of another, shall not be limited by law.

(1912)

(F) Nothing in this section affects the application of the public trust doctrine

as it applies to Lake Erie or the navigable waters of the state.

(G) Nothing in Section 1e of Article II, Section 36 of Article II, Article VIII, Section 1 of Article X, Section 3 of Article XVIII, or Section 7 of Article XVIII of the Constitution shall impair or limit the rights established in this section.

(2008)

Powers reserved to the people.

§20 This enumeration of rights shall not be construed to impair or deny others retained by the people; and all powers, not herein delegated, remain with the people.

(1851)

Preservation of the freedom to choose health care and health care coverage

§21 (A) No federal, state, or local law or rule shall compel, directly or indirectly, any person, employer, or health care provider to participate in a health care system.

(B) No federal, state, or local law or rule shall prohibit the purchase or sale of health care or health insurance.

(C) No federal, state, or local law or rule shall impose a penalty or fine for the sale or purchase of health care or health insurance.

(D) This section does not affect laws or rules in effect as of March 19, 2010; affect which services a health care provider or hospital is required to perform or provide; affect terms and

conditions of government employment; or affect any laws calculated to deter fraud or punish wrongdoing in the health care industry.

(E) As used in this Section,

(1) “Compel” includes the levying of penalties or fines.

(2) “Health care system” means any public or private entity or program whose function or purpose includes the management of, processing of, enrollment of individuals for, or payment for, in full or in part, health care services, health care data, or health care information for its participants.

(3) “Penalty or fine” means any civil or criminal penalty or fine, tax, salary or wage withholding or surcharge or any named fee established by law or rule by a government established, created, or controlled agency that is used to punish or discourage the exercise of rights protected under this section.

(2011)

Article II: Legislative

In whom power vested.

§1 The legislative power of the state shall be vested in a General Assembly consisting of a Senate and House of Representatives but the people reserve to themselves the power to propose to the General Assembly laws and amendments to the constitution, and to adopt or reject the same at the polls on a referendum vote as hereinafter provided. They also reserve the power to adopt or reject any law, section of any

REPEALED. County and township treasuries.

§5 (1851, rep. 1933)

(7) One person appointed by the legislative leader of the largest political party in the senate of which the president of the senate is not a member.

REPEALED. What officers may be removed.

§6 (1851, rep. 1933)

The legislative leaders in the senate and the house of representatives of each of the two largest political parties represented in the general assembly, acting jointly by political party, shall appoint a member of the commission to serve as a co-chairperson of the commission.

REPEALED. Local taxation.

§7 (1851, rep. 1933)

(B)(1) Unless otherwise specified in this article, a simple majority of the commission members shall be required for any action by the commission.

Article XI: Apportionment

Persons responsible for apportionment of state for members of General Assembly.

§1 (A) The Ohio redistricting commission shall be responsible for the redistricting of this state for the general assembly. The commission shall consist of the following seven members:

- (1) The governor;
- (2) The auditor of state;
- (3) The secretary of state;
- (4) One person appointed by the speaker of the house of representatives;
- (5) One person appointed by the legislative leader of the largest political party in the house of representatives of which the speaker of the house of representatives is not a member;
- (6) One person appointed by the president of the senate; and

(2)(a) Except as otherwise provided in division (B)(2)(b) of this section, a majority vote of the members of the commission, including at least one member of the commission who is a member of each of the two largest political parties represented in the general assembly, shall be required to do any of the following:

- (i) Adopt rules of the commission;
- (ii) Hire staff for the commission;
- (iii) Expend funds.

(b) If the commission is unable to agree, by the vote required under division (B)(2)(a) of this section, on the manner in which funds should be expended, each co-chairperson of the commission shall have the authority to expend one-half of the funds that have been appropriated to the commission.

(3) The affirmative vote of four members of the commission, including at least two members of the commission

who represent each of the two largest political parties represented in the general assembly shall be required to adopt any general assembly district plan. For the purpose of this division, a member of the commission shall be considered to represent a political party if the member was appointed to the commission by a member of that political party or if, in the case of the governor, the auditor of state, or the secretary of state, the member is a member of that political party.

(C) At the first meeting of the commission, which the governor shall convene only in a year ending in the numeral one, except as provided in Sections 8 and 9 of this article, the commission shall set a schedule for the adoption of procedural rules for the operation of the commission.

The commission shall release to the public a proposed general assembly district plan for the boundaries for each of the ninety-nine house of representatives districts and the thirty-three senate districts. The commission shall draft the proposed plan in the manner prescribed in this article. Before adopting, but after introducing, a proposed plan, the commission shall conduct a minimum of three public hearings across the state to present the proposed plan and shall seek public input regarding the proposed plan. All meetings of the commission shall be open to the public. Meetings shall be broadcast by electronic means of transmission using a medium readily accessible by the general public.

The commission shall adopt a final general assembly district plan not later than the first day of September of a

year ending in the numeral one. After the commission adopts a final plan, the commission shall promptly file the plan with the secretary of state. Upon filing with the secretary of state, the plan shall become effective.

Four weeks after the adoption of a general assembly district plan, the commission shall be automatically dissolved.

(D) The general assembly shall be responsible for making the appropriations it determines necessary in order for the commission to perform its duties under this article.
(1967, am. 2015)

Ratio of representation in house and senate.

§2 Each house of representatives district shall be entitled to a single representative in each general assembly. Each senate district shall be entitled to a single senator in each general assembly.
(1967, am. 2015)

Population of each House of Representatives district.

§3 (A) The whole population of the state, as determined by the federal decennial census or, if such is unavailable, such other basis as the general assembly may direct, shall be divided by the number “ninety-nine” and by the number “thirty-three” and the quotients shall be the ratio of representation in the house of representatives and in the senate, respectively, for ten years next succeeding such redistricting.

(B) A general assembly district plan shall comply with all of the requirements

of division (B) of this section.

(1) The population of each house of representatives district shall be substantially equal to the ratio of representation in the house of representatives, and the population of each senate district shall be substantially equal to the ratio of representation in the senate, as provided in division (A) of this section. In no event shall any district contain a population of less than ninety-five per cent nor more than one hundred five per cent of the applicable ratio of representation.

(2) Any general assembly district plan adopted by the commission shall comply with all applicable provisions of the constitutions of Ohio and the United States and of federal law.

(3) Every general assembly district shall be composed of contiguous territory, and the boundary of each district shall be a single nonintersecting continuous line.

(C) House of representatives districts shall be created and numbered in the following order of priority, to the extent that such order is consistent with the foregoing standards:

(1) Proceeding in succession from the largest to the smallest, each county containing population greater than one hundred five per cent of the ratio of representation in the house of representatives shall be divided into as many house of representatives districts as it has whole ratios of representation. Any fraction of the population in excess of a whole ratio shall be a part of only one adjoining house of representatives district.

(2) Each county containing population of not less than ninety-five per cent of the ratio of representation in the house of representatives nor more than one hundred five per cent of the ratio shall be designated a representative district.

(3) The remaining territory of the state shall be divided into representative districts by combining the areas of counties, municipal corporations, and townships. Where feasible, no county shall be split more than once.

(D)(1)(a) Except as otherwise provided in divisions (D)(1)(b) and (c) of this section, a county, municipal corporation, or township is considered to be split if any contiguous portion of its territory is not contained entirely within one district.

(b) If a municipal corporation or township has territory in more than one county, the contiguous portion of that municipal corporation or township that lies in each county shall be considered to be a separate municipal corporation or township for the purposes of this section.

(c) If a municipal corporation or township that is located in a county that contains a municipal corporation or township that has a population of more than one ratio of representation is split for the purpose of complying with division (E)(1)(a) or (b) of this section, each portion of that municipal corporation or township shall be considered to be a separate municipal corporation or township for the purposes of this section.

(2) Representative districts shall be drawn so as to split the smallest possible

number of municipal corporations and townships whose contiguous portions contain a population of more than fifty per cent, but less than one hundred per cent, of one ratio of representation.

(3) Where the requirements of divisions (B), (C), and (D) of this section cannot feasibly be attained by forming a representative district from whole municipal corporations and townships, not more than one municipal corporation or township may be split per representative district.

(E)(1) If it is not possible for the commission to comply with all of the requirements of divisions (B), (C), and (D) of this section in drawing a particular representative district, the commission shall take the first action listed below that makes it possible for the commission to draw that district:

(a) Notwithstanding division (D)(3) of this section, the commission shall create the district by splitting two municipal corporations or townships whose contiguous portions do not contain a population of more than fifty per cent, but less than one hundred per cent, of one ratio of representation.

(b) Notwithstanding division (D)(2) of this section, the commission shall create the district by splitting a municipal corporation or township whose contiguous portions contain a population of more than fifty per cent, but less than one hundred per cent, of one ratio of representation.

(c) Notwithstanding division (C)(2) of this section, the commission shall create the district by splitting, once, a single county that contains a population

of not less than ninety-five per cent of the ratio of representation, but not more than one hundred five per cent of the ratio of representation.

(d) Notwithstanding division (C)(1) of this section, the commission shall create the district by including in two districts portions of the territory that remains after a county that contains a population of more than one hundred five per cent of the ratio of representation has been divided into as many house of representatives districts as it has whole ratios of representation.

(2) If the commission takes an action under division (E)(1) of this section, the commission shall include in the general assembly district plan a statement explaining which action the commission took under that division and the reason the commission took that action.

(3) If the commission complies with divisions (E)(1) and (2) of this section in drawing a district, the commission shall not be considered to have violated division (C)(1), (C)(2), (D)(2), or (D)(3) of this section, as applicable, in drawing that district, for the purpose of an analysis under division (D) of Section 9 of this article.

(1967, am. 2015)

Population of each Senate district.

§4 (A) Senate districts shall be composed of three contiguous house of representatives districts.

(B)(1) A county having at least one whole senate ratio of representation shall have as many senate districts wholly within the boundaries of the

county as it has whole senate ratios of representation. Any fraction of the population in excess of a whole ratio shall be a part of only one adjoining senate district.

(2) Counties having less than one senate ratio of representation, but at least one house of representatives ratio of representation, shall be part of only one senate district.

(3) If it is not possible for the commission to draw representative districts that comply with all of the requirements of this article and that make it possible for the commission to comply with all of the requirements of divisions (B)(1) and (2) of this section, the commission shall draw senate districts so as to commit the fewest possible violations of those divisions. If the commission complies with this division in drawing senate districts, the commission shall not be considered to have violated division (B)(1) or (2) of this section, as applicable, in drawing those districts, for the purpose of an analysis under division (D) of Section 9 of this article.

(C) The number of whole ratios of representation for a county shall be determined by dividing the population of the county by the ratio of representation in the senate determined under division (A) of Section 3 of this article.

(D) Senate districts shall be numbered from one through thirty-three and as provided in Section 5 of this article.

(1967, am. 2015)

Representation for each house and senate district.

§5 At any time the boundaries of senate districts are changed in any general assembly district plan made pursuant to any provision of this article, a senator whose term will not expire within two years of the time the plan becomes effective shall represent, for the remainder of the term for which the senator was elected, the senate district that contains the largest portion of the population of the district from which the senator was elected, and the district shall be given the number of the district from which the senator was elected. If more than one senator whose term will not so expire would represent the same district by following the provisions of this section, the plan shall designate which senator shall represent the district and shall designate which district the other senator or senators shall represent for the balance of their term or terms.

(1967, am. 2015)

Creation of district boundaries; change at end of decennial period.

§6 The Ohio redistricting commission shall attempt to draw a general assembly district plan that meets all of the following standards:

(A) No general assembly district plan shall be drawn primarily to favor or disfavor a political party.

(B) The statewide proportion of districts whose voters, based on statewide state and federal partisan general election results during the last ten years, favor each political party shall correspond closely to the statewide preferences of the voters of Ohio.

(C) General assembly districts shall be compact.

Nothing in this section permits the commission to violate the district standards described in Section 2, 3, 4, 5, or 7 of this article.

(1967, am. 2015)

REPEALED. Provided additional senators for districts with a ratio of representation greater than one.

§6a

(1956, rep. 1967)

Boundary lines of House of Representatives districts.

§7 Notwithstanding the fact that boundaries of counties, municipal corporations, and townships within a district may be changed, district boundaries shall be created by using the boundaries of counties, municipal corporations, and townships as they exist at the time of the federal decennial census on which the redistricting is based, or, if unavailable, on such other basis as the general assembly has directed.

(1967, am. 2015)

Determination of number of House of Representatives districts within each county.

§8 (A)(1) If the Ohio redistricting commission fails to adopt a final general assembly district plan not later than the first day of September of a year ending in the numeral one, in accordance with Section 1 of this article, the commission shall introduce a proposed general assembly district plan by a simple majority vote of the

commission.

(2) After introducing a proposed general assembly district plan under division (A)(1) of this section, the commission shall hold a public hearing concerning the proposed plan, at which the public may offer testimony and at which the commission may adopt amendments to the proposed plan. Members of the commission should attend the hearing; however, only a quorum of the members of the commission is required to conduct the hearing.

(3) After the hearing described in division (A)(2) of this section is held, and not later than the fifteenth day of September of a year ending in the numeral one, the commission shall adopt a final general assembly district plan, either by the vote required to adopt a plan under division (B)(3) of Section 1 of this article or by a simple majority vote of the commission.

(B) If the commission adopts a final general assembly district plan in accordance with division (A)(3) of this section by the vote required to adopt a plan under division (B)(3) of Section 1 of this article, the plan shall take effect upon filing with the secretary of state and shall remain effective until the next year ending in the numeral one, except as provided in Section 9 of this article.

(C)(1)(a) Except as otherwise provided in division (C)(1)(b) of this section, if the commission adopts a final general assembly district plan in accordance with division (A)(3) of this section by a simple majority vote of the commission, and not by the vote required to adopt a plan under division (B)(3) of Section 1 of this article, the plan shall take

effect upon filing with the secretary of state and shall remain effective until two general elections for the house of representatives have occurred under the plan.

(b) If the commission adopts a final general assembly district plan in accordance with division (A)(3) of this section by a simple majority vote of the commission, and not by the vote required to adopt a plan under division (B) of Section 1 of this article, and that plan is adopted to replace a plan that ceased to be effective under division (C)(1)(a) of this section before a year ending in the numeral one, the plan adopted under this division shall take effect upon filing with the secretary of state and shall remain effective until a year ending in the numeral one, except as provided in Section 9 of this article.

(2) A final general assembly district plan adopted under division (C)(1)(a) or (b) of this section shall include a statement explaining what the commission determined to be the statewide preferences of the voters of Ohio and the manner in which the statewide proportion of districts in the plan whose voters, based on statewide state and federal partisan general election results during the last ten years, favor each political party corresponds closely to those preferences, as described in division (B) of Section 6 of this article. At the time the plan is adopted, a member of the commission who does not vote in favor of the plan may submit a declaration of the member's opinion concerning the statement included with the plan.

(D) After a general assembly district plan adopted under division (C)(1)(a)

of this section ceases to be effective, and not earlier than the first day of July of the year following the year in which the plan ceased to be effective, the commission shall be reconstituted as provided in Section 1 of this article, convene, and adopt a new general assembly district plan in accordance with this article, to be used until the next time for redistricting under this article. The commission shall draw the new general assembly district plan using the same population and county, municipal corporation, and township boundary data as were used to draw the previous plan adopted under division (C) of this section.

(1967, am. 2015)

When population of county is fraction of ratio of representation.

§9 (A) The supreme court of Ohio shall have exclusive, original jurisdiction in all cases arising under this article.

(B) In the event that any section of this constitution relating to redistricting, any general assembly district plan made by the Ohio redistricting commission, or any district is determined to be invalid by an unappealed final order of a court of competent jurisdiction then, notwithstanding any other provisions of this constitution, the commission shall be reconstituted as provided in Section 1 of this article, convene, and ascertain and determine a general assembly district plan in conformity with such provisions of this constitution as are then valid, including establishing terms of office and election of members of the general assembly from districts designated in the plan, to be used until the next time for redistricting under

this article in conformity with such provisions of this constitution as are then valid.

(C) Notwithstanding any provision of this constitution or any law regarding the residence of senators and representatives, a general assembly district plan made pursuant to this section shall allow thirty days for persons to change residence in order to be eligible for election.

(D)(1) No court shall order, in any circumstance, the implementation or enforcement of any general assembly district plan that has not been approved by the commission in the manner prescribed by this article.

(2) No court shall order the commission to adopt a particular general assembly district plan or to draw a particular district.

(3) If the supreme court of Ohio determines that a general assembly district plan adopted by the commission does not comply with the requirements of Section 2, 3, 4, 5, or 7 of this article, the available remedies shall be as follows:

(a) If the court finds that the plan contains one or more isolated violations of those requirements, the court shall order the commission to amend the plan to correct the violation.

(b) If the court finds that it is necessary to amend not fewer than six house of representatives districts to correct violations of those requirements, to amend not fewer than two senate districts to correct violations of those requirements, or both, the court shall

declare the plan invalid and shall order the commission to adopt a new general assembly district plan in accordance with this article.

(c) If, in considering a plan adopted under division (C) of Section 8 of this article, the court determines that both of the following are true, the court shall order the commission to adopt a new general assembly district plan in accordance with this article:

(i) The plan significantly violates those requirements in a manner that materially affects the ability of the plan to contain districts whose voters favor political parties in an overall proportion that corresponds closely to the statewide political party preferences of the voters of Ohio, as described in division (B) of Section 6 of this article.

(ii) The statewide proportion of districts in the plan whose voters, based on statewide state and federal partisan general election results during the last ten years, favor each political party does not correspond closely to the statewide preferences of the voters of Ohio.
(1967, am. 2015)

Severability provision.

§10 The various provisions of this article are intended to be severable, and the invalidity of one or more of such provisions shall not affect the validity of the remaining provisions.
(1967, am. 2015)

REPEALED. Senate districts.

§11
(1967, rep. 2015)

REPEALED. Change of district boundaries of senate districts.

§12 (1967, rep. 2015)

REPEALED. Jurisdiction of Supreme Court, effect of determination of unconstitutionality; apportionment.

§13 (1967, rep. 2015)

REPEALED. District boundaries until January 1, 1973.

§14 (1967, rep. 2015)

REPEALED. Severability provision.

§15 (1967, rep. 2015)

Article XII: Finance and Taxation

Poll taxes prohibited.

§1 No poll tax shall ever be levied in this state, or service required, which may be commuted in money or other thing of value.

(1851, am. 1912)

Limitation on tax rate; exemption.

§2 No property, taxed according to value, shall be so taxed in excess of one per cent of its true value in money for all state and local purposes, but laws may be passed authorizing additional taxes to be levied outside of such limitation, either when approved by at least a

majority of the electors of the taxing district voting on such proposition, or when provided for by the charter of a municipal corporation. Land and improvements thereon shall be taxed by uniform rule according to value, except that laws may be passed to reduce taxes by providing for a reduction in value of the homestead of permanently and totally disabled residents, residents sixty-five years of age and older, and residents sixty years of age or older who are surviving spouses of deceased residents who were sixty-five years of age or older or permanently and totally disabled and receiving a reduction in the value of their homestead at the time of death, provided the surviving spouse continues to reside in a qualifying homestead, and providing for income and other qualifications to obtain such reduction. Without limiting the general power, subject to the provisions of Article I of this constitution, to determine the subjects and methods of taxation or exemptions therefrom, general laws may be passed to exempt burying grounds, public school houses, houses used exclusively for public worship, institutions used exclusively for charitable purposes, and public property used exclusively for any public purpose, but all such laws shall be subject to alteration or repeal; and the value of all property so exempted shall, from time to time, be ascertained and published as may be directed by law.

(1851, am. 1906, 1912, 1918, 1929, 1933, 1970, 1974, 1990)

Article XI, Section 8(C)(2) Statement

Pursuant to Article XI, Section 8(C)(2) of the Ohio Constitution, the Ohio Redistricting Commission issues the following statement:

The Commission determined that the statewide preferences of the voters of Ohio predominately favor Republican candidates.

The Commission considered statewide state and federal partisan general election results during the last ten years. There were sixteen such contests. When considering the results of each of those elections, the Commission determined that Republican candidates won thirteen out of sixteen of those elections resulting in a statewide proportion of voters favoring statewide Republican candidates of 81% and a statewide proportion of voters favoring statewide Democratic candidates of 19%. When considering the number of votes cast in each of those elections for Republican and Democratic candidates, the statewide proportion of voters favoring statewide Republican candidates is 54% and the statewide proportion of voters favoring statewide Democratic candidates is 46%. Thus, the statewide proportion of voters favoring statewide Republican candidates is between 54% and 81% and the statewide proportion of voters favoring statewide Democratic candidates is between 19% and 46%. The Commission obtained publicly available geographic data for statewide partisan elections in 2016, 2018, and 2020. Publicly available geographic data for those elections was not available for elections in 2012 and 2014. Using this data, the Commission adopted the final general assembly district plan, which contains 85 districts (64.4%) favoring Republican candidates and 47 districts (35.6%) favoring Democratic candidates out of a total of 132 districts. Accordingly, the statewide proportion of districts whose voters favor each political party corresponds closely to the statewide preferences of the voters of Ohio.



DEPO_01891

GOV_000850

The final general assembly district plan adopted by the Commission complies with all of the mandatory requirements of Article XI, Sections 2, 3, 4, 5, and 7 of the Ohio Constitution. The Commission's attempt to meet the aspirational standards of Article XI, Section 6 of the Ohio Constitution did not result in any violation of the mandatory requirements of Article XI, Sections 2, 3, 4, 5, and 7 of the Ohio Constitution.

CERTIFICATE OF SERVICE

I, Freda J. Levenson, hereby certify that on October 22, 2021, I caused a true and correct copy of the following documents to be served by email upon the counsel listed below:

- 1. Stipulation of Evidence (Deposition Transcripts and Exhibits)**
- 2. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 1 of 7 (pages 1 - 314)**
- 3. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 2 of 7 (pages 315 - 451)**
- 4. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 3 of 7 (pages 452 - 832)**
- 5. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 4 of 7 (pages 833 - 983)**
- 6. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 5 of 7 (pages 984 - 1250)**
- 7. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 6 of 7 (pages 1251 - 1559)**
- 8. Stipulation of Evidence (Deposition Transcripts and Exhibits) Volume 7 of 7 (pages 1560- 1892)**

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
Michael A. Walton (0092201)
Michael J. Hendershot (0081842)
30 E. Broad St.
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov
michael.walton@ohioago.gov
michael.hendershot@ohioago.gov

*Counsel for Respondents Governor Mike DeWine,
Secretary of State Frank LaRose, and
Auditor Keith Faber*

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, OH 45202
Tel: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch (PHV 25460-2021)
Alyssa M. Riggings (PHV 25441-2021)
Greg McGuire (PHV 25483-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Ste. 200
Raleigh, NC 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggings@nelsonmullins.com
greg.mcguire@nelsonmullins.com
Tel: (919) 329-3812

Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp

John Gilligan (0024542)
Diane Menashe (0070305)
ICE MILLER LLP
250 West St., Ste., 700
Columbus, OH 43215
john.gilligan@icemiller.com
diane.menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

Erik J. Clark (0078732)

Ashley Merino (0096853)
ORGAN LAW LLP
1330 Dublin Rd.
Columbus, OH 43215
Tel: (614) 481-0900
Fax: (614) 481-0904

Counsel for Respondent Ohio Redistricting Commission

/s/ Freda J. Levenson