



2121 Eisenhower Avenue, Suite 608
Alexandria, Virginia 22314

June 25, 2024

VIA Electronic and First Class Mail (g3services@outlook.com)

PA Values (FEC Committee ID #: C00631903)

Attn: Maria L. Galdo, Treasurer

7 Conestoga Road

Lancaster, PA 17602

RE: Cease and Desist and Preserve Records

Dear Treasurer Galdo:

I am writing on behalf of Donald J. Trump for President 2024, Inc. We are aware of your advertisement falsely claiming that President Trump has asked Pennsylvania voters not to vote by mail. This advertisement may constitute both a criminal and civil conspiracy to injure the rights of President Trump's supporters to cast their ballots in Pennsylvania. Cease and desist broadcasting, or otherwise distributing via the internet or elsewhere, this false advertisement immediately and preserve all relevant documents in anticipation of likely litigation.

Federal law makes it a crime from two or more persons to "conspire to injure, oppress, threaten, or intimidate any person . . . in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States." 18 U.S.C. § 241. Voting is such a right. The Department of Justice has successfully criminally prosecuted people for conspiring to injure the right of citizens to vote by spreading false information about how to vote. *See United States v. Mackey*, Case No. 21-cr-0080 (AMD) (E.D.N.Y.). On its face, your false advertisement appears materially similar to the communications that resulted in a seven-month prison sentence for Mr. Mackey.

In addition to federal criminal law, your false advertisement also appears to violate the Klu Klux Klan Act, a law enacted to prevent Democrats associated with the KKK from attempting to intimidate Republican voters. The Klu Klux Klan Act creates a civil cause of action against persons who conspire "to prevent by force, intimidation, or threat, any citizen who is lawfully entitled to vote, from giving his support or advocacy in a legal manner, toward or in favor of the election of any lawfully qualified person as an elector for President or Vice President, or as a Member of Congress of the United States." 42 U.S.C. § 1985(3). On its face, your false advertisement appears to violate the Klu Klux Klan Act.

In light of these apparent violations of the law, immediately cease and desist broadcasting your false voter intimidation advertisement and preserve any and all documents, communications, and other information that may be pertinent to your potential conspiracy against the rights of the citizens of Pennsylvania.

EVIDENCE PRESERVATION DEMAND

Legal proceedings, including litigation, are actively contemplated this matter. Under governing state and federal laws, you have an obligation to maintain copies of documents, including email and call recordings and other documents relevant to this dispute, as well as all other electronically stored information pertaining to the inception, creation, production, and dissemination of your advertisement. We also request that you immediately initiate a litigation hold for potentially relevant electronically stored information, documents, and tangible things and to act diligently and in good faith to secure and audit compliance with such litigation hold.

You are hereby given notice to immediately take all steps necessary to prevent the destruction, loss, concealment, or alteration of any paper, document, or electronically stored information (“ESI”), including browser activity, and other data or information generated by and/or stored on your computers and storage media (e.g., hard disks, thumb drives, backup tapes, cloud storage etc.), and e-mail related to this dispute.

Adequate preservation of ESI requires more than simply refraining from efforts to destroy or dispose of such evidence. You must also intervene to prevent loss due to routine operations and employ proper techniques to safeguard all such evidence. You should immediately identify and modify or suspend features of its operations, information systems, and devices that, in routine operations, operate to cause the loss of documents, tangible items, or ESI. Examples of such features and operations include, but are not limited to, purging the contents of e-mail repositories by age, capacity, or other criteria; using data or media wiping, disposal, erasure, or encryption utilities or devices; overwriting, erasing, destroying, or discarding back-up media; re-assigning, re-imaging or disposing of systems, servers, devices, or media; running antivirus or other programs that alter metadata; using metadata stripper utilities; and destroying documents or any ESI by age or other criteria.

Your failure to comply with all statutory document and data preservation obligations that now exist may be severe. Please forward a copy of this letter to all persons and entities possessing or controlling potentially relevant evidence. Your obligation to preserve potentially relevant evidence is required by law.

Thank you for your time and attention to this matter.

Sincerely,



David A. Warrington
Counsel

Donald J. Trump for President 2024, Inc.