S T A T E O F G E O R G I A
STATE ELECTION BOARD
2 Martin Luther King Jr. Drive SE · Floyd West Tower · Suite 324 · Atlanta, Georgia 30334

September 30, 2026

VIA USPS CERTIFIED MAIL — RETURN RECEIPT REQUESTED
AND VIA ELECTRONIC MAIL

The Honorable Markwayne Mullin
Secretary of Homeland Security
2707 Martin Luther King Jr Avenue SE
Washington, DC 20528

Re: Formal Request for Department of Justice Intervention

Compel Remediation of the Dominion Democracy Suite 5.5-A Voting System Used Statewide in Georgia prior to the November 2026 General Election.

Review and, if appropriate, investigate and hold the Georgia Secretary of State accountable for withholding, preventing review, and altering original public election records, and sharing Georgia motor vehicle data and voter registration data with private outside vendors.

Dear Secretary Mullin:

I am writing in my capacity as Executive Director of the Georgia State Election Board to request the Department of Justice's review and, where appropriate, investigation and intervention concerning Georgia's voting system, ballot secrecy, preservation and access to election records, and the sharing of voter registration and motor vehicle data with outside organizations.

With the November 2026 General Election approaching, I respectfully request prompt consideration of the concerns and specific actions outlined below.

1. The QR-code-based tabulation is inconsistent with the voter verification requirements of HAVA and undermines ballot secrecy.
2. The State operates a version of voting software with known, federally documented security vulnerabilities and refuses to install available, certified patches.
3. The system's underlying operating environment is obsolete and unsupported.
4. The system can be compromised in seconds with an ordinary ballpoint pen, as demonstrated in federal court.
5. A separate privacy flaw (or feature) permits voters to be linked to their ballots, violating the secret ballot.
6. Shared, statewide equipment credentials and unified key configurations (passwords, administrator codes) defeat accountability for fraud.

7. The Secretary of State appears to have misled the legislature and the public regarding the cost, feasibility, timeliness, and necessity of remediation.

8. The Secretary of State has restricted access to election records and allegations regarding the alteration of election records and Cast Vote Records require investigation.

9. The Georgia Secretary of State has entered into an agreement with an outside proprietary entity (ERIC) that has access to Georgia voter registration data and Georgia motor vehicle data. This data has been shared with other outside entities (CEIR) for use without oversight or accountability.

Specific Relief Requested

For the reasons set forth above, I respectfully request that the Department of Justice take the following actions:

1. **Prohibit non-HAVA-compliant electronic tabulation.** Prohibit the use of unreadable, unverifiable QR-code-based vote tabulation and any other electronic tabulation method that does not permit the voter to verify the vote that is actually counted, in conformity with 52 U.S.C. § 21081(a)(1)(A)(i) and (C), consistent with O.C.G.A. § 21-2-379.23(d) (effective July 1, 2026).

2. **Set a binding six-month deadline for a HAVA-compliant system.** Establish a deadline of six (6) months for the State of Georgia to transition to a voting system that fully complies with HAVA — the same approximate period in which Georgia implemented the DVS 5.5-A system statewide in 2020 — including voter-verifiable, hand-auditable paper records and the elimination of non-verifiable machine-coded tabulation.

3. **Compel an immediate software update/patch.** Open an investigation and, as appropriate, pursue civil or equitable relief requiring county election officials, the State of Georgia, and its Secretary of State to perform and retain a complete forensic backup of EMS servers and all Dominion ICC scanner/tabulators, and then install the federally EAC certified Dominion Democracy Suite version 5.17, 5.20, or later corrected software, statewide, on all ballot-marking devices, scanners, and election management systems, with independent verification that the CISA-documented vulnerabilities and the DVSorder privacy flaw have been remediated — all prior to the November 2026 General Election.

4. **Ensure ballot secrecy.** Require the State to disable the "Unify Tabulator Security Keys" feature, issue unique cryptographic keys per election and per device, and deploy corrected scanner software verified to eliminate the DVSorder ballot-order/record-identifier flaw, so that no voter can be linked to his or her ballot, consistent with O.C.G.A. § 21-2-413 and 52 U.S.C. § 21081(a)(1)(C).

5. **Investigate and hold accountable the alteration of election records.** Investigate the alleged alteration, destruction, or withholding of ballot images, Cast Vote Records, voter rolls, and related election records; preserve all such records under federal supervision; and hold the Secretary of State and any responsible officials accountable under 52 U.S.C. § 10307(e), 18 U.S.C. § 1519, and other applicable provisions.

6. **Investigate the ongoing sharing of motor vehicle and voter registration data with non-governmental organizations.** On September 2, 2026, the US Department of Homeland Security (DHS) requested the US Department of Justice (DOJ) investigate the ongoing sharing in Georgia and other states of state motor vehicle and voter registration data with several private non-governmental organizations, including Electronic Registration Information Center (ERIC) and the Center for Election Innovation and Research (CEIR), to determine whether the arrangement violated the Driver's Privacy Protection Act (DPPA) and the National Voter Registration Act (NVRA).

Enclosed for your review is the “Dominion Update Coordination” resolution, presented by Board Member Carolyn Roddy and adopted by the Georgia State Election Board on September 28, 2026.

Please feel free to contact me for any background support needed.

Sincerely,

James Mills

James Mills
Executive Director
Georgia State Election Board
jmills@seb.ga.gov
(678) 401-9601

JM/hc

Enclosure: Dominion Update Coordination Resolution, adopted September 28, 2026

CC: The Honorable Todd Blanche, Attorney General of the United States, U.S. Department of Justice
The Honorable Harmeet K. Dhillon, Assistant Attorney General, Civil Rights Division, U.S. DOJ

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STATE ELECTION BOARD
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September 28, 2026

RESOLUTION
Dominion Update Coordination
Presented by SEB Board Member Carolyn Roddy
Adopted by the Georgia State Election Board on September 28, 2026

WHEREAS, the Georgia State Election Board is aware that Georgia has not updated the software of the Dominion Voting System (which now calls itself Liberty Voting Systems, LLC, hereinafter "Dominion") to mitigate security patch concerns, DVSorder problems, and other vulnerabilities that threaten the security of the voting system and the ballot secrecy guaranteed to Georgia's voters;

WHEREAS, the Board has considered that the "patch" is readily available, has been certified for use, that Dominion has agreed to update its software at no charge, and that software updates in 2020 were implemented statewide quickly and conveniently;

WHEREAS, the Federal government has deemed the voting systems to be "critical infrastructure" and the Dominion systems are "protected computers" within the meaning of 18 U.S.C. § 1030(e) such that the knowing transmission of information over a Dominion system that is compromised could impair the integrity of data or information, causing damage within the meaning of federal laws, and that the US Department of Homeland Security (DHS) has made available funding for the updating of critical infrastructure systems, including the Dominion system, and Federal funding may be available for any necessary expenditures;

NOW THEREFORE, BE IT RESOLVED, that the Georgia Secretary of State is urged to commence implementation of recommended updates on the Dominion Voting systems, and to make and retain forensic images of their server (EMS) hard drives and all ICC hard drives prior to installation of any updates or modifications so that the original data is preserved prior to said update;

AND BE IT FURTHER RESOLVED THAT a copy of the server hard drives and ICC hard drives made before updates or modifications be provided to the State Election Board, DHS and the US Department of Justice (DOJ), and such other relevant agencies for examination, review, or investigation;

AND BE IT FURTHER RESOLVED THAT the State Election Board Executive Director is directed and empowered to immediately seek assistance from any quarter and identify such additional resources as may be necessary or available to provide information to the Board regarding the failure to update the Dominion software, including seeking assistance from the DOJ and the DHS, and such other agencies as may be available to assist and that the Executive Director use best efforts to encourage and secure such assistance,

and to do any act or thing that may be necessary or, in his judgment, desirable, to carry out the foregoing resolution and shall immediately copy the Board on any communications with respect thereto;

AND BE IT FURTHER RESOLVED THAT the Board immediately undertake such other and further actions, including research, conduct of public hearings, and consultations with voting system experts to evaluate the requirements and efficacy of the system updates;

AND BE IT FURTHER RESOLVED THAT all actions taken and transactions entered by the Board and the Executive Director in connection herewith be, and they hereby are, ratified, confirmed, and approved in all respects and

AND BE IT FINALLY RESOLVED THAT the Executive Director is directed and empowered to assist the DHS and the DOJ pursuant to their letter of September 2, 2026, in their examination of the use of QR Codes in Georgia elections as a potential violation of the Help America Vote Act of 2002 (HAVA), and in their investigation of the sharing of Georgia motor vehicle data and voter registration information with the Electronic Registration Information Center (ERIC) and the Center for Election Innovation and Research (CEIR) to determine whether the arrangement violated the Driver's Privacy Protection Act (DPPA) and the National Voter Registration Act (NVRA).