

Texas Electronic Voting Corruption Legal Case

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The Texas Election Code § [52.001](#) is clear. In Texas “the vote in an election is by official ballot.” The Texas Constitution and the Texas Election Code mandate an official Texas ballot must contain the following:

- 1) Unique serial/ticket number — Texas Constitution, Article 6, [Sec 4](#), Texas Election Code § [52.062](#))
- 2) Election name — Texas Election Code § [52.063](#)
- 3) Election date — Texas Election Code § [52.063](#)
- 4) Designation of “Official Ballot” — Texas Election Code § [52.064](#)
- 5) Voting square to the left of each candidate’s name — Texas Election Code § [52.070](#)
- 6) Voting instructions — Texas Election Code § [52.070](#)

Furthermore, the Texas Election Code and Secretary of State mandates the retention of three types of election records for computerized voting systems to document official vote results in Texas:

- 1) Ballot images must be retained:
 - a) Ballot image storage — Texas Election Code § [128.001](#)
 - b) Images of ballots cast — Texas Election Code § [213.016](#)
 - c) Ballot image system required by Texas Administrative Code — Item 16-17 [81.60\(2\)](#)
- 2) Paper Precinct returns must be signed, returned and retained:
 - a) Judges sign precinct returns — Texas Election Code § [65.014](#)
 - b) Original Precinct Returns in Official Envelopes — Texas Election Code § [66.022\(1\)](#)
 - c) Copy of precinct returns in Official Envelopes — Texas Election Code § [66.024\(1\)](#)
 - d) Secretary of State requires Judges to print tapes — 2016 Election Judges Handbook [p.54](#)
 - e) Results/Tally tapes, signed by election judges — Texas SOS Advisory [Section 6.11](#)
- 3) Result computation and tabulation of the vote totals
 - a) Result tabulation — Texas Election Code § [128.001](#)

Dr. Laura Pressley’s election contest and evidence asserts Travis County failed to retain two of the three official election records needed to validate the electronic voting results for her Austin City Council Runoff election and the third record, the result tabulation at Central Counting Station, was corrupted:

- 1) Ballot image storage/Images of official ballots cast are missing— County did not retain images of official ballots and they only retained [Cast Vote Records](#) which do not contain components of an [official ballot](#).
- 2) Original paper precinct returns (Results/Tally tapes) are missing — County instructed election judges to [not print Tally tapes](#). And, the Texas Secretary of State’s Election Division Director, Keith Ingram, has provided directives to counties [waiving](#) state laws (Chapters [65](#) and [66](#) of Texas Election Code).
- 3) Result Tabulation at Central Count was riddled corruption errors nine times on election night — [“Invalid/Corrupt MBB \[Mobile Ballot Box\]”](#) errors.

In addition, detailed evidence documents material mistakes and irregularities occurred with the third election record, the electronic vote result. In Pressley’s December runoff election there were:

- 1) [More ballots](#) than voters during early voting,
- 2) [Mobile Ballot Box memory card corruption errors](#) with the Tally main tabulation computer on election night,
- 3) [Security breaches](#) of electronic voting systems,
- 4) [Extended Logons](#) of main election computers,
- 5) [Obstructing official poll watchers](#) from signing Results/Tally tapes,
- 6) [Statistical analyses](#) showing the vote tabulation is not credible,
- 7) [Expert declaration](#) regarding vote tabulation errors, etc.

Therefore, the exact vote result or vote change/difference cannot be known or validated, and the Court should invalidate the election because the true outcome of the election cannot be ascertained, Texas Election Code § [221.003](#). Candidates from across the state in [Dallas](#), [Tarrant](#), [Harris](#), and [Bexar](#) counties have reported similar electronic voting violations. Please support Dr. Pressley’s [lawsuit](#) and [appeal](#) at PressleyForAustin.com. Our legislature’s system of election checks & balances must be restored for our 2016 elections.