



January 9, 2026

VIA Email: justin.erickson@state.mn.us

Justin Erickson
Data Practices Compliance Officer
Minnesota Department of State
Office of the Secretary of State
332 Minnesota St
Suite N201
St. Paul, MN 55101

Dear Mr. Erickson:

America First Legal Foundation (“AFL”) is a national, nonprofit organization. AFL works to promote the rule of law in the United States, prevent executive overreach, ensure due process and equal protection for all Americans, and promote knowledge and understanding of the law and individual rights guaranteed under the Constitution and laws of the United States. AFL’s mission includes promoting government transparency and accountability by gathering official information, analyzing it, and disseminating it through reports, press releases, and/or other media, including social media platforms, all to educate the public.

I. Records Request

Under the Minnesota Data Practices Act, Minn. Stat. § 13.01, *et. seq.*, we request the following records:

1. Any existing aggregate statistics, reports, summaries, datasets, or other compilations reflecting the use of vouching (by registered voters generally or by residential facility employees) to verify residence for Election Day Registration (“EDR”) or to update of voter registration information on election day under Minn. Stat. § 201.061 Subd. 3, including documents and communications sufficient to show the following:
 - a. Statewide total number of EDR voters who used the following vouching methods in aggregate, and broken down by the following:
 - i. general registered voter vouching
 - ii. residential facility staff vouching

- b. Statewide total number of voters updating their voter registration information on election day who used the following vouching methods in aggregate, and broken down by each vouching method:
 - i. general registered voter vouching
 - ii. residential facility staff vouching
 - c. Total number of EDR voters who used vouching by residential facility staff at each individual residential facility, including facility name/address where available
 - d. The number of EDR voters for each precinct who used the following vouching methods in aggregate, and broken down by the following:
 - i. general registered voter vouching
 - ii. residential facility staff vouching
 - e. The number of voters updating their voter registration information on election day for each precinct who used the following vouching methods in aggregate, and broken down by the following:
 - i. general registered voter vouching
 - ii. residential facility staff vouching
2. All certified lists of residential facility employees authorized to vouch, submitted in advance to county election offices (as described in Secretary of State guidance¹), including:
 - a. The full lists themselves (with employee names and facility details)
 - b. Any associated records indicating the date of submission for each list
 3. All lists provided on Election Day at polling places on residential facility letterhead, certifying staff authorized to vouch for residents,² including:
 - a. The full lists or documentation presented (with employee names, facility details, and required certification language)
 - b. Any records of when or at which polling places these were provided
 4. All lists of educational institutions submitting lists pursuant to Minn. Stat. § 135A.17.
 5. All communications, documents, or reports about new voter registration applications, including records relating to vouching, submitted on Election Day for which the information therein could not be verified, including records of rejected/denied applications.
 6. All communications about reports received about apparently fraudulent, suspicious, potentially unlawful, or criminal activity related to vouching. This

¹ *I'm in a Residential Facility*, MINN. SEC'Y OF STATE, <https://perma.cc/3E4K-MQP> [hereinafter *Secretary of State Vouching Guidance*].

² As required by the Secretary of State Vouching Guidance. *See id.*

request includes all such reports received, as well as later internal and external communications about those reports.

The time frame for this request is from August 1, 2020, through the present.

Preferred Format: Electronic records (.pdf, .csv, .xls/xlsx, or native file format).

II. Fee Waiver Request

Pursuant to Minn. Stat. § 13.03, AFL requests a waiver of all fees arising from this request. Many of the requested records are already “public data” that can be expeditiously produced with minimal processing time or cost. The requested records will contribute significantly to public understanding of potential voter fraud and voting trends using this unique vouching method. These requests will serve AFL’s noncommercial mission, as a 501(c)(3) organization committed to widely disseminating information of public importance.

III. Conclusion

The Minnesota Data Practices Act requires a response in a reasonable time period. If access to the records requested takes longer than expected, please provide information about when records might be expected. If any or all parts of this request are denied, please cite each specific exemption you feel justifies the refusal to release the records and provide notification of the appeal procedures available under the law. If you have any questions about this request or believe further discussions regarding search and processing would facilitate a more efficient production of records, then please contact us at foia@aflegal.org.

Thank you in advance for your cooperation.

Sincerely,

/s/ Will Scolinos

America First Legal Foundation