United States Department of Justice

United States Attorney's Office
Central District of California

Minjae Kim
Phone: (213) 894-7418
E-mail: Minjae.Kim@usdoj.gov

United States Courthouse
411 West Fourth Street, Suite 8000
Santa Ana, California 92701

October 24, 2026

Custodian of Records
Los Angeles Registrar of Voters
12400 Imperial Highway
Norwalk, CA 90650

Re: Federal Grand Jury Subpoena

Dear Sir or Madam:

The enclosed subpoena has been issued in connection with an official criminal investigation being conducted by the Department of Homeland Security, Homeland Security Investigations. The subpoena requires that a custodian of records from your business appear before the grand jury and produce the records described in the subpoena on the date and at the time specified on the subpoena.

As a convenience to you, you can produce the demanded documents by, e-mail, mail, or in person to Special Agent Al Rossi, HSI ASAC of the Department of Homeland Security, Homeland Security Investigations, who will deliver the requested documents to the grand jury. If you would like to do so in order to avoid a personal appearance, you must (a) deliver, e-mail, or mail the documents so that they are received in advance of the date specified on the subpoena; and (b) have an appropriate custodian of records from your business fill in the declaration enclosed with this letter. Unless you comply with both of those requirements, a custodian of records must appear in person to produce the documents.

If you choose to e-mail or mail the records, please send them to the following recipient:

Special Agent Al Rossi, HSI ASAC
Department of Homeland Security, Homeland Security Investigations
6319 Alondra Blvd.
Paramount, CA 90723
alfredo.rossi@hsi.dhs.gov

2026 OCT 26 AM 8:58

Please ensure that any electronically stored information complies with the production specifications in the attached document. Please do not deliver or mail any of the subpoenaed documents to the United States Attorney's Office.

In any correspondence with our Office regarding production of materials or reimbursement of costs, it is important that you include the unique subpoena identifying number. That number is listed as either the Call Number, found on the bottom right of the subpoena, or the Tracking Number, found on the top left of the OBD- 211 invoice.

Because this subpoena relates to an ongoing criminal investigation, we request that you not disclose the existence of or compliance with the subpoena. Premature disclosure could impede the investigation. We request that you give us advance notice if you plan to disclose the existence of or compliance with the subpoena.

If you have any other questions regarding compliance with this subpoena, please call me at (213) 894-7418 or Special Agent Al Rossi, HSI ASAC at (310) 413-7034.

Sincerely,

Minjae Kim
Assistant United States Attorney
Orange County Office

Enc.

UNITED STATES DISTRICT COURT

for the

CENTRAL DISTRICT OF CALIFORNIA

TO: Custodian of Records
Los Angeles Registrar of Voters
12400 Imperial Highway
Norwalk, CA 90650

SUBPOENA TO TESTIFY BEFORE A GRAND JURY

SUBPOENA FOR:
☒ **Person** ☒ **Document(s) or Object(s)**

YOU ARE COMMANDED to appear in this United States District Court at the time, date, and place shown below to testify before the Court's Grand Jury. When you arrive, you must remain at the court until the judge or a court officer allows you to leave.

PLACE:	COURTROOM:
RONALD REAGAN FEDERAL BUILDING AND UNITED STATES COURTHOUSE 411 WEST FOURTH STREET, SUITE 8000 SANTA ANA, CALIFORNIA 92701	**Room 8110**
	DATE AND TIME: **November 4, 2026** at **9:30 AM**

☒ You must also bring with you the following documents, electronically stored information, or objects:

See Attachment

CLERK OF COURT:

By Brian Karth, Clerk of the Court

DATE: October 24, 2026

This subpoena is issued on application of the United States of America

TODD BLANCHE
Attorney General
BILAL A. ESSAYLI
First Assistant United States Attorney

Minjae Kim
Assistant United States Attorney
United States Courthouse
411 West Fourth Street, Suite 8000
Santa Ana, California 92701
Telephone: (213) 894-7418 Call# R 27 00933 2026R00610

Special Agent: Al Rossi, HSI ASAC
Telephone: (310) 413-7034
alfredo.rossi@hsi.dhs.gov

Note: An agent of the Department of Homeland Security, Homeland Security Investigations will deliver the above-mentioned document(s) or object(s) to the Grand Jury should you desire to volunteer them to the Grand Jury in advance of the date indicated above.

ATTACHMENT TO SUBPOENA

I. Documents Requested

Please provide all records, documents, communications, correspondence, tangible items, or information of any kind,[1] concerning or regarding the following:

A. The July 16, 2026, letter from Secretary Mullin to Secretary Weber and the contents of noncitizen voting described therein (Exhibit A).

B. The July 23, 2026, letter from Secretary Weber to Secretary Mullin and the contents of noncitizen voting described therein (Exhibit B).

C. The October 13, 2026, letter from Acting Deputy Attorney General McCotter to Secretary Weber and the contents of noncitizen voting described therein (Exhibit C).

As related to each of these documents, the responsive information should include, but is not limited to:

1. All information, documents, communications, or records relating to or involving the dissemination of these documents within your agency, including who was made aware of these documents, what guidance was distributed in connection with these documents, and any internal discussions pertaining to the subject matter covered in these documents.

2. Any information, documents, communications, or records you personally received relating to or involving these documents, including any emails, text messages, memoranda, or letters sent either from or to you.

3. Any information, documents, communications, or records relating to or involving your agency's response to the requests set forth in these documents.

Additionally, separate and apart from the documents listed in A-C above, please provide all records, documents, communications, correspondence, tangible items, or information of any kind, concerning or regarding the following:

1. All information, documents, communications, and records relating to or involving your agency's methods for screening for unlawful voting by aliens.

2. All information, documents, communications, and records relating to or involving your agency's efforts to prevent noncitizen votes from being counted in any election.

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[1] This includes, but is not limited to, any written, printed, typed, recorded, graphic, or magnetically/electronically stored matter such as a text message (including on ephemeral messaging applications) of every kind and description, whether in physical or digital form.

3. All information, documents, communications, and records relating to or involving evidence collected by your agency which tends to indicate an alien has voted in a federal election, including evidence establishing violations of 18 U.S.C. §§ 371, 611, 1015, or 52 U.S.C. § 20511.

4. All information, documents, communications, and records relating to or involving evidence collected by your agency which tends to indicate someone has aided and/or abetted an alien voting in a federal election.

II. Form of Production

Please provide the requested records in electronic form. Ensure that the Certification of Authenticity is included in the production

III. Instructions for Production of Privilege Log

This subpoena is not intended to call for the production of any material that is subject to a valid claim of attorney-client or other privilege recognized by the courts of the United States. To the extent you or some other party may seek to assert a claim of privilege, work product protection, or other legal claim to preclude production of material called for in this subpoena, a privilege log shall be produced. Such a log shall set forth the document title, subject matter, author(s), recipients(s), date, transmittal detail (if any), location of author(s) and recipient(s), and an explanation of the claim asserted against production. Failure to produce such a log, with sufficient detail to allow a reviewing party or court to assess whether such a claim is valid, may result in waiver of any such claim.

Notably, pursuant to the Supremacy Clause of the United States Constitution, state confidentiality statutes are not an independent basis to withhold documents. Federal district courts all over the country have subscribed to the proposition that the Supremacy Clause gives federal grand jury investigative powers precedence over state confidentiality statutes. *See e.g. In re Grand Jury Subpoena,* 198 F. Supp. 2d 1113, 1117 (D. Alaska 2002); *In re Grand Jury Subpoena for New York State Income Tax*, 468 F. Supp. 575, 577 (N.D.N.Y.), *appeal dismissed*, 607 F.2d 566 (2d Cir. 1979); *In re Grand Jury Matter*, 762 F. Supp. 333, 335 (S.D. Fla. 1991); *In re Grand Jury Subpoena*, 688 F. Supp. 319, 320 (W.D. Tenn. 1988); *St. Luke's Regional Medical Center, Inc. v. United States*, 717 F. Supp. 665, 666 (N.D. Ia. 1989); *In re Grand Jury Proceedings*, 445 F. Supp. 455, 457 (M.D. Ga. 1977). As stated by the court in *New York State Income Tax*:

> "The Supreme Court has several times indicated that, by virtue of the supremacy clause, state legislation must yield whenever it comes into conflict with an Act of Congress or the superior authority of the Constitution. ...Thus, inasmuch as the federal grand jury is a product of the Fifth Amendment and its powers, a result of its long history and specific Congressional attention, the conflict between state confidentiality provisions and Congressional or constitutional investigatory powers has resulted in enforcement of federal grand jury subpoenas despite state statutes which would otherwise prohibit compliance."

IV. Produce Records To

Al Rossi
Assistant Special Agent in Charge (Acting)
Homeland Security Investigations
6319 Alondra Blvd, Paramount, CA 90723
EMAIL: alfredo.rossi@hsi.dhs.gov
Cell: (310) 413-7034

Secretary

U.S. Department of Homeland Security
Washington, DC 20528

Homeland Security

July 16, 2026

Shirley N. Weber, Ph.D.
California Secretary of State
1500 11th Street
Sacramento, CA 95814

Dear Secretary Weber:

The Department of Homeland Security is responsible for immigration enforcement and protecting election infrastructure. Both of these responsibilities are critical in my mission to protect the Homeland. I am writing to make you aware of the concerning results of a recent analysis of California's publicly available voter registration database information. Preliminary review of the records revealed **that there may be as many as 190,832 non-citizens** registered to vote in California. As an example, we found 81,336 California registrants for whom the name, date of birth, address and Social Security number match a non-citizen in our files. The most efficient way to ensure the accuracy of our findings is to work collaboratively on identity verification.

I hope that you share in the commitment to ensure that only U.S. citizens participate in our federal elections. Allowing just one non-citizen to vote cancels the vote of one U.S. citizen. States are responsible for voter registration, and the federal government is responsible for maintaining immigration records to enable verification of citizenship. Working together, we can more effectively protect U.S. elections.

My team is ready to support you and has resources available to enable you to positively identify the individual non-citizens registered in your state. We will assist you with the process and provide immigration records, pursuant to 8 U.S.C. § 1373, that will allow you to take steps to protect California voters and ensure that ineligible voters will not impact upcoming federal elections.

Please contact elections@hq.dhs.gov at DHS by July 30, 2026. We look forward to this collaboration as we work together to ensure free, fair and accurate elections.

Sincerely,

Markwayne Mullin
Secretary of Homeland Security

EXHIBIT A

SHIRLEY N. WEBER, Ph.D. | SECRETARY OF STATE | STATE OF CALIFORNIA
LEGAL AFFAIRS OFFICE
1500 11th Street | Sacramento, CA 95814 | www.sos.ca.gov

July 23, 2026

Via Email and U.S. Mail

Markwayne Mullin
Secretary of Homeland Security
U.S. Department of Homeland Security
2707 Martin Luther King Jr. Ave. SE
Washington, DC 20528
elections@hq.dhs.gov

Dear Secretary Mullin:

I am in receipt of your letter dated July 16, 2026, claiming that the Department of Homeland Security (DHS) has evaluated a list of registered voters in California and identified allegedly ineligible registrants on our State's voter rolls. California's election officials work every day to maintain accurate voter rolls and ensure that only eligible voters are registered. I have serious doubts about the reliability of your data and accuracy of your claims, since my office has not shared our statewide voter registration list with DHS or any other federal agency or official. Indeed, state law prohibits sharing voters' sensitive information, including social security numbers, with any person, including the federal government. *See* Cal. Elec. Code § 2194(b)(1); Cal. Gov't Code § 7924.000; *United States v. Weber*, 816 F. Supp. 3d 1168, 1183-1184, 1189, 1192 (C.D. Cal. 2026) (holding federal election laws do not require California to share voters' sensitive information with the federal government).

Notably, your letter provides no detail whatsoever that my office can use to evaluate the veracity of your allegations. To effectively evaluate your claims, we require the following information:

1. A detailed description of the methodology utilized by DHS to identify these allegedly ineligible voters, including, but not limited to, all data sources, software, and matching criteria utilized in this analysis, and whether AI was utilized in any part of this analysis; and
2. A detailed description of how DHS came into possession of the list of registered voters in California, including the name and contact information of any individual(s) or entity who transmitted said list to DHS, the date that list was transmitted to DHS, and information regarding the currency of the list such as when the list was last updated.

Please provide all of the above information to legalsupport@sos.ca.gov no later than August 3, 2026.

Please be aware that my office will continue to comply with all federal and state law voter list maintenance obligations as we consider your allegations, including the National Voter Registration Act's (NVRA) prohibition on the systematic cancellation of voter registrations

during the 90 days before each federal election. 52 U.S.C. § 20507(c)(2)(A). The "cancellation of registrations based on the systematic comparison of registered voters to various databases" including DHS's SAVE database, "is precisely the type of systematic cancellation program that the 90-day Provision was meant to preclude." *Mi Familia Vota v. Fontes*, 129 F.4th 691, 717 (9th Cir. 2025), cert. granted sub nom. *Republican Nat. Comm. v. Mi Familia Vota*, No. 25-1017, 2026 WL 1855101 (U.S. June 29, 2026); *accord Virginia Coal. for Immigrant Rts. v. Beals*, 803 F. Supp. 3d 454, 473 (E.D. Va. 2025). For the November 3, 2026, General Election, the 90-day "quiet period" begins on August 5, 2026.

I share your dedication to free, fair, and secure elections. As California's chief elections official, I am committed to making every effort to ensure that no eligible voter is erroneously removed from our State's voter rolls, and that no eligible voter is deterred from casting a ballot due to intimidation or coercion.

Respectfully,

Shirley N. Weber, Ph.D.
California Secretary of State

U.S. Department of Justice

950 Pennsylvania Ave, NW
(202) 514-2000
Washington, DC 20530

October 13, 2026

Shirley N. Weber, Ph.D.
California Secretary of State
1500 11th Street
Sacramento, CA 95814

Via legalsupport@sos.ca.gov

Re: Noncitizen Voting in the 2026 Federal Election

Dear Secretary Weber:

As you are aware, federal law prohibits noncitizens from voting in federal elections. *See* 18 U.S.C. § 611. The Supreme Court has also recognized that States "may not induce, encourage or promote private persons to accomplish what it is constitutionally forbidden to accomplish." *Norwood v. Harrison*, 413 U.S. 455, 465 (1973) (citation omitted). I write to seek your help to protect the integrity of the ongoing federal election.

On July 16, Secretary Mullin made you aware that there are likely numerous noncitizens registered to vote in the federal election in California. He then asked for your cooperation to ensure the accuracy of those findings and to prevent noncitizen votes from diluting citizen votes. Your response the following week did not refute that noncitizens are registered to vote in California. Nor did it contest that noncitizens receive ballots through California's vote-by-mail regime, which automatically sends voting materials to "every registered voter." 2021 Cal. Stat. ch. 312 (codified at Cal. Elec. Code § 3000.5). Instead, you asked for more information. I am now providing you additional details.

Earlier today, we provided the Los Angeles County Registrar-Recorder / County Clerk with a password-protected thumb drive with a list of names of people the Federal Government believes are likely noncitizens who were sent a vote-by-mail ballot to participate in the November 2026 federal election. We can also provide you a digital copy of the list if you send us a secure email address.

We request that you review the list within 48 hours to determine whether any citizens are listed. For individuals whom you cannot independently confirm citizenship status, we request that you immediately instruct the appropriate elections official to segregate—not cancel—those individuals' vote-by-mail ballots until their citizenship status can be determined. If individuals on the list have not yet been sent a

vote-by-mail ballot, take all immediate and reasonable steps to not provide a ballot to those individuals until we confirm their citizenship status. If a ballot for any individual on the list has been returned, instruct the appropriate elections official to not verify the signature and/or tabulate the ballot until citizenship can be determined. This process will protect American citizens' votes while preventing noncitizens from participating in the federal election in violation of federal law.

The United States hopes that you share our commitment to ensure that only American citizens participate in our federal elections. Allowing noncitizens to vote cancels citizen votes. States are responsible for voter registration, and the Federal Government is responsible for maintaining immigration records to enable verification of citizenship. Working together, we can more effectively protect against voter dilution and promote election integrity.

Please ensure that the process described above to prevent noncitizens from voting in the federal election is implemented by contacting election@hq.dhs.gov by October 15 at noon EST. If you cannot implement this process by then, given the ongoing federal election, the United States will have no choice but to seek emergency relief.

We look forward to our collaboration as we work together to ensure free, fair and accurate elections.

Sincerely,

R. Trent McCotter
Acting Deputy Attorney General
United States Department of Justice

cc:

Bilal A. Essayli
First Assistant U.S. Attorney
Central District of California

DECLARATION OF CUSTODIAN CERTIFYING BUSINESS RECORD

I, _____ (name), hereby declare as follows:

1. I am a duly authorized custodian of records for _____ (name of business entity) (the "Business Entity"). In that capacity, I am knowledgeable about the matters set forth herein and I am qualified and authorized to make this declaration.

a. My job title/position is:

b. I have been employed in this capacity for _____ (duration) and by the Business Entity for _____ (duration).

c. My job duties are:

d. I am knowledgeable about the matters set forth herein and the relevant record-keeping practices of the Business Entity based upon (check all that apply):

[ ] Training.

[ ] Familiarity with relevant policy/policies.

[ ] Hands-on experience.

[ ] Supervision of one or more others with hands-on experience.

[ ] Other. Describe:

2. Attached hereto or enclosed herewith are *originals/true and correct duplicates* of a record or records of a regularly conducted activity of the Business Entity named above.

(Circle either "originals" or "true and correct duplicates" and strike out the other term.)

3. I certify that the attached record(s):

a. was/were made at or near the time of the occurrence of the matters set forth therein,

b. was/were made by, or from information transmitted by, a person with knowledge of those matters;

c. was/were kept in the course of the regularly conducted activity of the Business Entity;

d. was/were made by and in the course of the regularly conducted activity as a regular practice;

e. if not original records, are exact duplicates of original records.

I declare under penalty of perjury that the foregoing is true and correct. This declaration is executed at _____ (place document was signed), on _____ (date document was signed).

_____
(signature)

_____
(typed or printed name)

U.S. DEPARTMENT OF JUSTICE
INSTRUCTIONS FOR FACT WITNESSES APPEARING AT A SCHEDULED JUDICIAL PROCEEDING
(Not Applicable to Federal Government Employees)

IT IS IMPERATIVE THAT YOU READ THE INFORMATION CONTAINED ON THIS FORM BEFORE YOU TRAVEL FOR YOUR COURT APPEARANCE.

UPON RECEIPT OF THIS FORM, YOU MUST CALL THE PERSON(S) LISTED BELOW FOR INFORMATION REGARDING TRAVEL ARRANGEMENTS AND SPECIFIC ENTITLEMENTS.

IF YOU HAVE A MEDICAL CONDITION OR A FAMILY SITUATION THAT REQUIRES SPECIAL CONSIDERATION, YOU MUST INFORM THE PERSON(S) LISTED BELOW *AS SOON AS POSSIBLE.*

CONTACT PERSON(S): Fact Witness Assistant: **Susan Gearin** or Victim Witness Contractor: **Sheldon Stanford**
Telephone: **(Email preferred)** Susan Gearin (213) 894-6786 or Sheldon Stanford (213) 894-1580
EMAIL: **susan.gearin@usdoj.gov** and **sheldon.stanford@usdoj.gov**
ADDRESS: 312 N. Spring Street, Suite 1700, Los Angeles Ca 90012

≈BEFORE YOU TRAVEL, YOU MUST CONFIRM YOUR TRIAL ATTENDANCE WITH THE ABOVE LISTED PERSON(S). DOING SO WILL PREVENT A WASTED TRIP IN THE EVENT THE TRIAL DATE IS CHANGED≈

SECTION A: THE FOLLOWING INFORMATION APPLIES TO WITNESSES APPEARING IN THE TRIAL DISTRICT WHERE THEY RESIDE:

1. **ATTENDANCE FEE:** You will receive a fee of $40 per day.

2. **TRANSPORTATION:** Call the person(s) listed above to discuss travel for your appearance.

The following rules apply to transportation expenses:

A. **Local Travel:** The reimbursable methods of travel to court are:
   1. Bus
   2. Subway
   3. Uber or Lyft **(Standard ride ONLY no premium, car rental or luxury rides will be authorized)**
   4. Taxi/Shuttle
   5. Privately Own Vehicle (POV) Local Witnesses Only
      a. Automobile .725 per mile
      b. Motorcycle .705 per mile

B. **Other Acceptable Reimbursable Travel Expenses:**
   1. Tolls
   2. Parking (Please provide receipt and email to contact person(s))

U.S. DEPARTMENT OF JUSTICE
INSTRUCTIONS FOR FACT WITNESSES APPEARING AT A SCHEDULED JUDICIAL PROCEEDING
(Not Applicable to Federal Government Employees)

SECTION B: THE FOLLOWING INFORMATION APPLIES TO WITNESSES APPEARING IN THE TRIAL DISTRICT WHERE THEY *DO NOT* RESIDE:

1. **ATTENDANCE FEE:** You will receive a fee of $40 per day including travel days.

2. **TRANSPORTATION AND LODGING:** Call the person(s) listed above to make travel and lodging arrangements. It is preferable that the government make the travel/lodging arrangement. You must request and receive approval to make your own travel and lodging arrangements, (you must contact the person(s) listed above for authorization ***prior*** to making any arrangements). If authorized, your reimbursement will be up to, but not exceed, the government rates for transportation, lodging and mileage. The government will utilize one of the following recommended modes of transportation:

   A. Common Carrier:
   1. Airplane
   2. Train
   3. Bus

   If approved to travel by a privately owned vehicle in lieu of travel by common carrier to appear in another trial district, your request for reimbursement of mileage expenses cannot exceed the value of the common carrier ticket. Mileage expenses are paid to only one witness if two or more witnesses travel in the same vehicle.

   The following expenses are ***not*** reimbursable:

   B. Non-Reimbursable Expenses:
   1. First class, business class or frequent flyer miles
   2. Charter service (private plane or bus)
   3. Non-refundable tickets
   4. Hotel taxes (California is Federally Tax exempt)
   5. Car Rentals

   C. Meals: If you are required to remain away from home ***overnight***, you will receive the following daily meal allowances:
   1. Los Angeles, Santa Ana and Riverside:
      a. $43.00 for each travel day and $86.00 for each full day at court

If you receive a cash advance from your local U.S. Marshals Service, the cash advance will be deducted from your total reimbursement.

≈ YOU MUST RETAIN RECEIPTS FOR UBERS, LYFTS to and from the authorized addresses of only the Airport, Courthouse, Hotel and your Home round-trip for reimbursement. Tips can be included up to 15%≈

SECTION C: CONCLUSION OF TESTIMONY

When your testimony concludes, you should request information from the person(s) listed above regarding the payment of the fees and expenses detailed on this document. The person(s) requiring your attendance will provide you with a DOJ-3 Fact Witness Voucher. You will be required to list your expenses on this voucher. The voucher will be submitted to the U.S. Marshals Service for payment. The U.S. Marshals Service will process the voucher and mail the payment to you directly within 90-120 days.

PROOF OF SERVICE[1]

RECEIVED BY SERVER	DATE:	PLACE:
SERVED	DATE:	PLACE:

SERVED ON (PRINT NAME):

SERVED BY (PRINT NAME & TITLE):

ADDITIONAL INFORMATION:

DECLARATION OF SERVER[2]

I declare under penalty of perjury that this information is true.

Call# R 27 00933

Date: _____

_____
Server's signature

_____
Printed name and title

_____
Server's address

[1] As to who may serve a subpoena and the manner of its service see Rule 17(d), Federal Rules of Criminal Procedure, or Rule 45(c), Federal Rules of Civil Procedure.

[2] "Fees and Mileage need not to be tendered to the witness upon service of a subpoena issued on behalf of the United States or an officer or agency thereof (Rule 45(c), Federal Rules of Civil Procedure; Rule 17(d), Federal Rules of Criminal Procedure) or on behalf of certain indigent parties and criminal defendants who are unable to pay such costs (28 U.S.C. § 1825, Rule 17(b) Federal Rules of Criminal Procedure)."