

## SWORN AFFIDAVIT OF DAVID C. KIFURI, JR.

I, David C. Kifuri, Jr., depose and state:

- I am a resident of Starr County, Texas residing in [REDACTED], Rio Grande City, TX 78582 I am over 18 years of age my date of birth is May 22, 1987. I am a U.S. Citizen born in Rio Grande City, Texas and my statements herein are based on personal knowledge.
- My Texas driver's license number is [REDACTED] and my License to Carry Handgun is [REDACTED].
- I previously served as the Public Information Officer for the 229<sup>th</sup> Judicial District Attorney and as an advisor with the Texas Health & Human Services Commission. In these roles, I became acutely aware of voter registration eligibility requirements under Texas law and the National Voter Registration Act (Motor Voter).
- I was a Volunteer Deputy Voter Registrar for Starr County, Texas.
- On October 3, 2018 I was contacted by several relatives who are legal permanent residents living in my community regarding identical pieces of mail they received (hereafter, the "voter registration mailer," attached as Exhibit 1).
- The voter registration mailer indicates, in writing, that it was "Paid for by the Texas Democratic Party, TXDemocrats.org" and the return address was listed as "State Democratic Executive Committee." *See* Exhibit 1.
- The voter registration mailer also contains several messages urging voter registration activity: "Urgent! Voter registration deadline is October 9;" "Your voter registration application is inside. Complete, sign and return it today!" "Mail IMMEDIATELY to be registered to vote in the November 2018 Election!" and "Update your voter registration." *See* Exhibit 1.
- Contained with the language encouraging immediate registration was a "Texas Voter Registration Application." *See* Exhibit 1.
- The "applications" contained in the mailed envelopes were not entirely blank, however. At the top of the form, three critical questions arrived pre-filled. The questions asking the applicant "Are you a United States Citizen?" and "Will you be 18 years of age on or before election day?" were pre-printed "Yes" for each. *See* Exhibit 1.
- Because of my previous work experience for county and state offices where voter registration outreach and even fraud prosecution occurred, various community members have reached out to me over the years for advice regarding questionable election mail and other activities.
- I know from previous work experience with the 229<sup>th</sup> Judicial District Attorney that it is a crime to register to vote in Texas if you are a felon with an incomplete sentence or a non-U.S. citizen. I also understand that a non-U.S. citizen can face criminal and immigration jeopardy for misrepresenting citizenship status for the purpose of voter registration.
- I advised the individuals bringing these voter registration mailers to my attention to not complete the application process and to alert county election officials.
- On October 3, 2018, I made the decision to create a public post on my Facebook account featuring images of the voter registration mailer. I note that I wish to improve community awareness for others who may be confused after receiving a similar piece of mail.
- When I marked my Facebook post public, I tagged a number of community leaders and journalists to hopefully raise awareness.
- Other friends, acquaintances, and community members started commenting that even a person who has been deceased and removed from the voter rolls had received an identical

mailer indicating, in writing, that it was “Paid for by the Texas Democratic Party, TXDemocrats.org” and the return address was listed as “State Democratic Executive Committee.” See Exhibit 1.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE  
AND CORRECT. Executed this 15<sup>th</sup> day of October, 2018, in Rio Grande City, Texas.

David C. Kifuri, Jr.

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