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December 14, 2017

Honorable John Michael Vazquez, U.S.D.J.
United States District Court for the District of New Jersey
U.S. Courthouse and Post Office Building
50 Walnut Street, Courtroom PO 03
Newark, New Jersey 07101

**Re: *Democratic National Committee, et al. v. Republican National Committee, et al.*,
Civil Action No.: 81-3876 (JMV) (JBC)**

Dear Judge Vazquez:

Just as the Republican National Committee was preparing to submit its letter regarding Mr. Spicer's deposition (ECF No. 207), we received Mr. Genova's letter on behalf of the Democratic National Committee (ECF No. 206).

The RNC believes that a mere reading of the deposition transcript will refute the DNC's assertions, which range from wholly speculative to wishfully inaccurate. In particular, the hearsay from anonymous sources in the *Politico* article is not probative and cannot rebut Mr. Spicer's sworn testimony under cross-examination. Further, as to the DNC's previously-denied request for a deposition of Mr. Priebus (ECF No. 182), the DNC still has no evidence that Mr. Priebus was involved in ballot security activities. As to its new request for depositions of Messrs. Roman and Parscale, the DNC concedes that they were not RNC personnel at all, and thus were not subject to the Decree. Finally, the request flies in the face of this Court's instruction on November 29, 2017: "[A]sk for [discovery] on any basis you want, but I just want to let you know that I anticipate that *unless you have other evidence that what [Mr. Spicer] said is not accurate and it's material, I'm not going to be inclined to go any further.*" Tr. at 50 (emphasis added).

Should the Court desire a more detailed response, the RNC will provide one within 48 hours. Much as the DNC wants to continue these proceedings, however, it has provided no sound reason to do so.

Respectfully submitted,

/s/ Bobby R. Burchfield
Bobby R. Burchfield

cc: DNC Counsel (by ECF)