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15 erroneously sued as Stop the Steal, Inc.

16 **United States District Court**
17 **District of Nevada**

18 Nevada Democratic Party,
19 Plaintiff,
20 vs.
21 Nevada Republican Party, et al.
22 Defendants.

) No. 2:16-cv-02514-RFB-NJK

) **DECLARATION OF ROGER STONE**
) **IN OPPOSITION TO MOTION FOR**
) **INJUNCTIVE RELIEF**

) [filed concurrently with Declarations of
) Paul Rolf Jensen, Travis Irvine and
) Memorandum of Law]

23 I, ROGER J. STONE, hereby declare as follows:
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26 ¹The Court has graciously allowed Defendants Stone and Stop the Steal, through counsel, to file
27 this brief without waiving their jurisdictional claims and without making a general appearance.
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- 1 1. I make this declaration to oppose the substantive relief requested in this case, but first wish to
2 clear up something I stated in my first declaration filed Friday in this case. While I never
3 have had a business in Nevada, I have in years gone by have had political clients there in
4 Nevada. However, my first declaration correctly stated that I do not now have any business
5 or clients in Nevada, and except as I have now pointed out was otherwise completely and
6 totally accurate. I apologize for this brief lapse in memory.
- 7 2. The following statement is about to be published on Stop the Steal's website, and it will be
8 emailed Monday to every volunteer nationwide:
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10
11 **You must not:**

- 12 a. Speak (or encourage anyone else to speak)to any voter before he goes into a polling
13 place, about ANYTHING, or who appears to be in line to vote or headed into a
14 polling place.
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- 16 b. Speak to ANYONE within 100 feet of the entrance to any polling place
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- 18 c. Go inside a polling location for any reason other than to vote yourself, and when
19 voting yourself and inside a polling place say or do anything not directly related to
20 casting your own vote
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- 22 d. Record by audio or video or any other method of sound or video reproduction the
23 comments of anyone who has voted without that person's permission
24
- 25 e. Wear or display any badge, button, or clothing that promotes any political candidate
26 or party
27
- 28 f. Photograph the conduct of voting at a polling place or record the conduct of voting, or
of any voter in line to vote (no matter how far distant from a polling place) or who

1 appears to be headed into a polling place to vote or who is within 100 feet of a polling
2 place even if that person has already voted

3 g. Without regard to distance from a polling place, ask any person *who has not yet voted*
4 their name, address or political affiliation or how that voter plans to mark his or her
5 ballot
6

7 h. It is our goal to conduct a neutral, scientifically-based and methodically sound exit
8 poll at certain targeted precincts for the purpose of preparing the exit poll actual
9

10 3. A conference call will be offered to all volunteers in order to reiterate these rules to
11 them on Monday evening. Volunteers are being asked to ask people who have voted if
12 they will be willing to participate in a simple, voluntary 3-question poll: “Did you just
13 vote; did you vote four years ago; and for whom did you vote today”. The answers
14 are then to be tabulated or otherwise recorded and then turned in to Stop the Steal.
15 They are not asked their name or any personal identification, only these three
16 questions and these three questions only.
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20 4. We have 65 volunteers currently registered in Nevada, dispersed throughout the state.
21 However, from my experience I do not to expect more than 20% to actually end up
22 working for us on election day. Generally speaking, we want them to focus on Clark
23 County, but I cannot be more specific than that because volunteers can’t be depended
24 on to travel any great distance no matter how much I might like them to. In essence,
25 they will be choosing where they will go.
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5. The purpose of our election day effort is to conduct a neutral, scientifically valid, methodologically sound exit poll in certain targeted precincts in order to compare the exit poll results with the actual computerized voting machine results as reported. We are seeking to determine what, if any, deviation there is between the actual vote and the exit poll vote and whether there is a pattern between all of those polling places targeted. We seek to determine if the 2016 Presidential election meeting that standard.

6. Our volunteers are not just Republicans but include supporters of Gov. Gary Johnson, Dr. Jill Stein and Senator Bernie Sanders. Our volunteers include members of the Republican, Democratic, Libertarian and Green parties. We only seek to determine if we have had a honest election. Volunteers are asked to sign a sworn statement that they will obey and all state laws pertaining to polling places and election day activities We are interesting in engaging with voters only after they have voted and even then on a voluntary basis.

7. Any unduly obvious display of partisanship would skew poll results and thus be harmful to the goal of conducting accurate poll of voters.

8. I am absolutely, positively not going to engage in any election day avtivites apart from those of Stop the Steal, either in Nevada or anywhere else.

9. The complaint and moving papers filed in this action are full of invective and innuendo by way of making a personal attack on me. That is their right, but their

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conclusions are simply false. I will under no circumstances be part of any effort, now or at any time in the future to violate the civil rights of any voter. I will not target voters based on their race. I have had no coordination with the state Republican Party defendant in this action, or with the Trump campaign with regard to exit polling or election day activities, and any suggestion by the plaintiffs to the contrary is rank speculation. Any unduly partisan conduct within the conduct of the survey would negate its value of the result.

I hereby declare under penalty of perjury of the laws of the United States, and of New York, that the foregoing is true and correct of my own personal knowledge and that if called upon, I would and could so competently testify.

Executed at New York, New York on November 5, 2016

/s/

ROGER J. STONE