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12 **UNITED STATES DISTRICT COURT**
13 **CENTRAL DISTRICT OF CALIFORNIA**
14 **SOUTHERN DIVISION**

15 JOHN C. EASTMAN

16 Plaintiff,

17 vs.

18 BENNIE G. THOMPSON, *et al.*,

19 Defendants.

20 Case No. 8:22-cv-00099-DOC-DFM

21
22
23
24
25 **Exhibit I**
26
27
28

To: Eastman, John[Eastman@chapman.edu]
From: PIISC @foley.com | PIISC @foley.com | Document 350-10 Filed 05/26/22 Page 2 of 2 Page ID #:5392
Sent: Thur 11/5/2020 9:41:19 PM (UTC-07:00)
Subject: Legal memo

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[External Message]

John - what would you think of producing a legal memo outlining the constitutional role of state legislators in designating electors? Rather than governors, the US Constitution vests that responsibility with state legislators. Where state exec branch officials have rewritten or ignored state election law, why couldn't legislatures reclaim that constitutional duty, and designate the electors - rather than delegating to governors. The US statute may be unconstitutional as the Gov has no authority under the Constitution to designate electors. Am I crazy? PIISC called me about this. I said a legal memo would be required and you would be the person to write it. And maybe get others to sign it.

What about that? A movement is stirring. But needs constitutional support.

Would you be willing to discuss it with PIISC? What about that?

Cleta Mitchell, Esq.
Foley & Lardner, LLP



PIISC @foley.com

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