

# EXHIBIT F

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

COMMON CAUSE, <i>et al.</i> ,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 17-1398 (RCL)
	)	
PRESIDENTIAL ADVISORY	)	
COMMISSION ON ELECTION INTEGRITY,	)	
<i>et al.</i> ,	)	
	)	
Defendants.	)	
_____	)	

**DECLARATION OF ELLEN NAKHNIKIAN**

I, ELLEN NAKHNIKIAN, hereby state, under penalty of perjury, that the following information is true to my knowledge, information, and belief:

1. I reside in Rochester, New York.
2. I hold a Ph.D. in Child Clinical Psychology from The University of Denver and was a post-doctoral fellow in Child Clinical Psychology in the Departments of Psychology and Psychiatry at the University of Rochester Medical Center from 1982-1984. I have been in private practice counseling clients for more than 30 years.
3. I am a registered voter and I frequently participate in the political process through voting in elections. I express my political views through, among other things, casting my vote in elections.
4. I am aware of the Presidential Advisory Commission on Election Integrity's request for my personal data, such as my birthdate and address, as well as data

concerning my voting history. I am also aware of the investigation it is conducting of eligible, American voters.

5. When the Commission first requested my and other New York residents' data, the Governor of our state said that New York would not disclose the personal and voter data of its citizens.

6. After Governor Cuomo's decision, the Commission submitted a revised request to the New York State Board of Elections. My understanding is that New York state may only provide data when it is used for an "election purpose" and so, based on the Commission's request for this data, I understand the Commission to be seeking data for it to be used in elections.

7. In response to its request to the New York State Board of Elections, the Commission received my voter history and personal data from the New York State Board of Elections.

8. As such, the Commission is in possession of my personal data, including data that contains information about my voting history and affiliations.

9. I have not consented to the federal government collecting and/or maintaining my personal voter data.

10. The Commission's request for and collection of my data and the data of millions of my fellow citizens personal data is highly concerning to me. It undermines my confidence in our electoral system and hinders my ability to cast my vote without fear of the federal government cataloging data regarding my affiliations and expression of views through voting.

11. I have and continue to be injured by the Commission's actions: they are an invasion of my personal privacy, they put my personal data at risk for theft, and they hinder my ability to fully participate in the political process without fear.

12. In addition, there is a substantial risk that the collection of voter data, including voting history and party affiliation, will lead to suppression of many eligible voters, including possibly my vote. Commission members have made statements stating that voter data that is collected from the states is being and/or imminently will be cross-checked against data from other federal agencies. This cross-checking exercise could yield misidentification, leading names of eligible voters to be removed improperly from the voting rolls.

13. The Commission's Vice Chair, Kobach, has interpreted events such as situations where a voter uses an out of state license to vote where they reside (because, for example, they are a college students or otherwise have a license from a state that is different from where they presently reside) as instances of voter fraud when, in reality, the data does not demonstrate this.

14. The Commission has not revealed what steps it will be taking to ensure that its investigation of American voters is not biased, especially as it concerns voters that it identifies as having engaged in potentially fraudulent and/or fraudulent voting. This is alarming given that social scientists have demonstrated that impartiality is necessary when analyzing data in order to obtain results that are true and are not mere corroborations of the analyzer's point of view or belief.

15. The Commission also has not been forthcoming regarding where my personal and voter data is being stored and what steps are being taken to ensure that it is secure.

I swear under penalty of perjury that the foregoing is true and correct.

Executed this 27<sup>th</sup> day of November, 2017.

  
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Ellen Nakhnikian