

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

Robert L. Pitts, Chairman, Fulton
County Board of Commissioners, Fulton
County Board of Registration and
Elections, Fulton County, Georgia, and
Che Alexander, Clerk of Fulton County
Superior Court,

Petitioners,

v.

United States of America,

Respondent.

Case No. 1:26-CV-00809-JPB

**UNITED STATES OF AMERICA'S
NOTICE IN RESPONSE TO ORDER**

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In response to the Court's order requiring the United States to disclose certain details regarding the origins of its ongoing criminal investigation, based on information provided by pertinent persons within the Department, and without waiving any and all applicable privileges and protections, the undersigned can provide the following information:

In response to inquiry 1: Kurt Olsen formally referred the criminal investigation to the FBI no later than January 5, 2026, at 9:03 AM EST, which is when the Special Attorney to the Attorney General listed below received a copy of the referral. According to PACER, the motion to dismiss in the civil litigation was filed on January 5, 2026, at 8:36 PM EST.

In response to inquiry 2: FBI investigations may progress through several formal levels. Here, Agent Evans's supervisor opened an "assessment" on January 6, 2026. That is when investigative activity pursuant to an authorized purpose began, and Agent Evans was assigned to the case at that point. Agent Evans requested the matter be opened as a full investigation on January 12, 2026. That request was approved by the special agent in charge of the Atlanta field office on January 14, 2026.

In response to inquiry 4: On January 19, 2026, Special Agent Evans drafted an investigative summary based on witness interviews and other evidence

gathered to date, which he converted into search warrant affidavit format beginning January 22, 2026.

Respectfully submitted,

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Certificate of Compliance

I hereby certify, pursuant to Local Rules 5.1 and 7.1D, that the foregoing brief has been prepared using Book Antiqua, 13 point font.

/s/ MICHAEL WEISBUCH

MICHAEL WEISBUCH

Senior Counsel to the Associate Attorney

General

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