



PRESS RELEASE

United Sovereign Americans Files Lawsuit Against Texas Election Officials

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Amidst fears that noncitizens will impact the electoral outcome of 2024 races nationwide, United Sovereign Americans has filed suit against Texas Secretary of State Jane Nelson, alleging that she failed to verify the identity and eligibility of at least 1,352,202 facially invalid voter registrants, regardless of citizenship status, and authorized at least 196,658 potentially illegal votes from these questionable registrants in the 2022 general election. Also named as defendant is Attorney General Ken Paxton, who Plaintiffs allege has failed to enforce state laws that would have prevented this civil rights injury to all qualified Texas voters, and US Attorney General Merrick Garland, who has failed to enforce federal law. Petitioners assert these officials did not provide a legally reliable election in the 2022 general election, according to the standards set by the United States Congress.

In the Help America Vote Act, Congress set a maximum error rate for a reliable federal election of 1 in 10,000,000 *ballot positions* (though Petitioners here have used the more Respondent-friendly number of 1 in 500,000 to make the point even more clear). This number translates into 1 out of 125,000 *ballots* in error permitted by law. A ballot position is a circle on a ballot. After careful analysis of Texas official state records regarding the 2022 midterm, that accuracy requirement appears to have been ignored. Plaintiffs allege that Texas state officials counted 17,159 fewer votes than their records show voters having voted. Meanwhile Texas county officials counted 18,306 *more* votes than their records show voters having voted. In a reliable election, there would have been no more than 65 errors statewide.

Joining United Sovereign Americans is the nonpartisan, nonprofit 501c3 Citizens Defending Freedom, and a candidate for US Congress, Bernard Johnson. Representing the plaintiffs is Bruce L. Castor, Jr. of van der Veen, Hartshorn, Levin & Lindheim. They argue that, “While Petitioners cannot state with certainty that the 2022 Texas General Election produced “winning” candidates who should not have won, Petitioners believe and therefore aver that Texas officials cannot state with certainty that all “winning” candidates received more votes than the “losing” candidates because the election itself was compromised by the State’s failure to conform to the requirements of federal law designed to ensure reliable election results.”

Petitioners have made numerous attempts to inform state officials of this problem, yet Defendants and their respective offices remain unwilling to examine evidence and bring the Texas voting system into compliance. The Mandamus action seeks a court order that the 2024 election be conducted according to all applicable constitutional, federal, and state laws protecting the fundamental right of every American to choose representatives in a fairly and honestly conducted election.



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States have a dual responsibility under the United States Constitution to protect against denial of the vote, and dilution of valid votes with invalid ballots procured by corruption. In the presence of uncertainty, the law presumes fraud and the State of Texas must produce records proving accuracy. Defendants have been unwilling to do so. The concern Plaintiffs raise is that the civil rights harm sustained by every qualified Texas voter in 2022, absent intervention by the court, will occur again in 2024 and subsequent federal elections. When a state fails to protect voting rights, federal apportionment can be reduced. While the State of Texas prefers everyone to believe these are "innocent" mistakes, the law requires investigation before certifying results.

United Sovereign Americans is also suing state officials in Maryland, Pennsylvania, Florida, North Carolina, Michigan and Ohio, and plans to continuing filing lawsuits until every state provides their citizens with Constitutionally valid elections.

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