The Clear and Present Danger of Negligence: Exposing Systemic Election Security Failures in Washington State and Beyond

This is copied from being sent to the DOJ National security division, space force, US Army INSCOM, The House Judiciary Committee, and the Senate included 5 reports on these issues.

The United States of America does not have one single state that has run a lawful election according to EO 13800 implemented on May 11th 2017 that requires all critical infrastructure systems to be in compliance with the NIST cybersecurity frameworks. I have sent out to the SOS of every state, public records requests for the evidence of any third party assessments of state election systems that MUST occur BEFORE any election and not one has ANY records of the compliance testing MANDATED in NIST SP 800 series, in particular to states 800-53, 800-161, 800-171, 800-37, 800-30.

The implications of this is our critical infrastructure including dams, power grids, water supply treatment facilities, elections, etc. have been completely open to cyber attacks by covert weaponized malware of which the CIA, CHINA, and RUSSIA all have historically used the methods in which in these reports are documented to be vulnerabilities that are still in use today by Crowdstrike with their Falcon platform that is used nationally for Endpoint security services on our elections, donor management systems, and much more.

The ability for this covert weaponized malware to move laterally throughout our critical infrastructure systems to vulnerabilities in municipal systems like the SolarWinds Orion attack of 2020 of which nothing has been fixed, and the multiple attacks on Crowdstrike and the Falcon platform itself as recently as July 2024, and the willful negligence of every states SOS, and elections directors, as well as their attorneys generals that have created state matrices for state compliance to side step federal law and giving the ability for contractors/vendors to self-assess their compliance with only the state matrices that do not require them to comply with federal standards is a federal crime at the highest levels of state governments and ultimately invalidates the results of every elections since May 11th 2017 as we have not been safe and secure in our elections and critical infrastructure against this cyber threat landscape that we find ourselves in today.

These threats are so prevalent, persistent, and malicious as well as having the covert capabilities to drastically effect our systems in any way they so choose, exfiltrate data to their secure servers, insert malicious code, DLL files, or manipulate for instant return by email ballots that are mandated for states to accept via the MOVE act and handled by third party contractors while being funded by the DoD, determine which digital images of ballots to audit in the the risk limit audit by going through the remote access ports that VotingWorks has for the ARLO software, manipulate results that are transferred from the failure to be truly isolated air-gapped tabulation systems that use USB sticks to transfer the results to a computer that IS online and send the results to the OSOS, and after it does whatever it chooses it can destroy all forensic evidence of it ever being in the system and then self destruct.

This is even evidenced by the court case going on in Georgia where they found thousands of DLL files that have been added to the system AFTER the certification of the machines. This is exactly what covert malware does.

You have had clear evidence of cyber attacks on our critical infrastructure for a decade now. The OPM data breach of 2015, the SolarWinds hack of 2020, the multiple Crowdstrike hacks, etc. and President Trump made EO 13800 to have a system of accountability in place via the NIST CSF and you have not done your job and held states accountable to this national security issue that threatens not just elections but all of our critical infrastructure. This is detailed out in full in these provided reports.

CISA has betrayed you and the American people by being an in between of the states and any violations of cyber security that they should be alerting you to. This has not happened because they have taken it upon themselves, while only being an advisory agency given too much responsibility by the Biden administration, to tell all the states that they need to prioritize security over transparency. They have told the states that it could be a security breach to release cast vote records, information about their third party security vendors and their dependencies, and also "public records that may not seem harmful" but could jeopardize their cyber security. This is a lie and has been spread nationwide being in direct opposition of federal law that calls for all critical infrastructure for cyber security which includes state run elections per Jeh Johnson in January 2017 administratively moving elections into the critical infrastructure sub sector under the jurisdiction of the DHS, and therefore applies to EO 13800 and all the national security protocols that are requirements before any election takes place in the NIST CSF that mandate third party assessors to validate compliance with all elements of the NIST CSF as well as the protections of FISMA, and that everything be not only transparent to the public (including cast vote records) but also safe and secure.

Because of CISAs betrayal via conflicting advice per federal law by not just Trumps EOs but also Biden's that have built upon it that are described in the reports, legislation has been passed in many if not most states that have taken this advice for granted as not being cyber security experts themselves and actually may have indeed been trying to do what they thought was in the interests of national security to do so. Instead what they have done is pass legislation that prevents the public from having any transparency of our elections in most places which is a direct violation of the audit and accountability control groups in the NIST CSF.

This has thenceforth resulted in not just a deprivation of rights, but a conspiracy of deprivation of rights under the color of law throughout our nation that has undermined sovereign civilian authority represented by our executive commander and chiefs that tried to protect us but were usurped by advisory agencies that had no right to interfere with federal law requirements and insert their own opinions of what national security should operate like.

The DOJ has not opened one case into holding any of these states accountable to the national security protocols, requirements, and mandates that are laid in in massive voluminous publications of which are being violated by state law, state matrices, state contracts, and state self-assessments of their contractors and vendors.

This is a colossal failure of drastic national security proportions that not only have negligence on the table, but willful negligence which in a court of law can been as intent. This intent would thereby be seen as intent to undermine the national security of the United States, which is a violation of all involved oaths of office and could even be seen as treasonous after a full investigation finding out who know what and when.

You must do what is right and make an announcement to the people that the national security of our elections has been comprised since the first election after May 11th 2017, and that there needs to be congressional hearings about how to unpack all of this and what can be done to save the constitution

from this madness that your negligence, your trust in CISA, and the effects that it has had throughout the nation from the passing of the legislation that is in direct opposition of federal law.

This is the biggest clear and present danger to our national security that spans back to 2017 and we as a nation cannot continue to certify another election under these circumstances. Washington state was literally attacked by an unreleased to public knowledge kind of attack that crippled our court municipal system starting on/just before Election Day and stayed down for almost the entirety of the election tabulation process until we had a massive windstorm that knocked out power to hundreds of thousands and is still going on today.

Washington state should absolutely not be allowed to certify this election results. We were literally under cyber attacks on our state systems during an election and then suffered a massive power outage during an election. This is our state issue currently but the reports map out a massive systemic issue that started with Bob Ferguson himself that is claiming victory for governor during a cyber attack, that created these state matrices of security compliance that do not require measuring up to federal law via the NIST CSF.

This MUST be acted on immediately and is a clear and present danger to the United States of America.