

News

NEWS

Trump Campaign Files Major Election Lawsuit, Citing Dozens of Sworn Affidavits

By **Erin Coates**

Published November 11, 2020 at 2:10pm

The Trump campaign has filed a lawsuit against Michigan Secretary of State Jocelyn Benson and Wayne County officials alleging that credentialed election challengers could not view the vote counting and challenges against ballots were ignored, thus ineligible ballots were counted.

The [complaint](#) was filed Wednesday and cited dozens of sworn affidavits from Republican [challengers](#) who say they were treated unfavorably compared with Democrats in Wayne County.

“Unfortunately, Wayne County did not conduct (and is not conducting) this election as required by Michigan law,” the complaint reads.

The affidavits include ineligible ballots, backdated ballots and ballots where a person’s birthdate was recorded as Jan. 1, 1900, according to [WWMT-TV](#) in Kalamazoo.

“As we have said from the beginning, our campaign will continue to ensure all Americans can trust in a free and fair election, and this lawsuit is a noteworthy step toward achieving that goal,” Trump campaign general counsel Matt Morgan told WWMT.

The campaign said Republican challengers’ view of the counting process “was physically and intentionally blocked by election officials” but Democratic challengers were able to come closer to get a better view.

“Wayne County excluded certified challengers from meaningfully observing the conduct of the election,” the complaint reads.

“This allowed a substantial number of ineligible ballots to be counted.”

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN**

DONALD J. TRUMP FOR
PRESIDENT, INC., MATTHEW
SEELY, ALEXANDRA SEELY,
PHILIP O'HALLORAN, ERIC
OSTERGREN, MARIAN
SHERIDAN, MERCEDES WIRSING,
and CAMERON TARSA,

Plaintiffs,

v. No. _____

JOCELYN BENSON, in her official
capacity as Michigan Secretary of
State, MICHIGAN BOARD OF
STATE CANVASSERS, WAYNE
COUNTY, MICHIGAN, and
WAYNE COUNTY BOARD OF
COUNTY CANVASSERS,

Defendants.

_____/

Mark F. (Thor) Hearne, II (P40231)
Stephen S. Davis (*pro hac* forthcoming)
TRUE NORTH LAW, LLC
112 S. Hanley Road, Suite 200
St. Louis, MO 63105
(314) 296-4000
thor@truenorthlawgroup.com

_____/

**COMPLAINT FOR DECLARATORY, EMERGENCY,
AND PERMANENT INJUNCTIVE RELIEF**

1 of 31     

1. [11-10-20 Trump v. Benson...](#) by [WWMT](#)

Challengers said they were also physically pushed away to a distance where they couldn't see what was going on and some were not allowed in the building, [Fox News](#) reported.

One even said that an election worker told her “too bad” when she made a complaint.

Election officials have argued that at least 134 Republican challengers observed the [ballot counting](#), but they acknowledged others were denied access, purportedly because of COVID-19 capacity restrictions, according to [WWMT](#).

The complaint alleges that if a voter was not in the poll book, election workers would create a new record and use Jan. 1, 1900, as the voter's birth date.

Do you think there is evidence of voter fraud in Michigan?

Yes No

Enter your email

Submit

Completing this poll entitles you to The Western Journal news updates free of charge. You may opt out at anytime. You also agree to our Privacy Policy and Terms of Use.

Benson, a Democrat, has denied the allegations via a spokesman.

“This is the same kind of irresponsible false rhetoric and misinformation that we saw throughout the election,” Michigan Department of State spokesman Jake Rollow said in a statement.

“It is a press release masquerading as a legal claim designed to promote false claims aimed at eroding the public's confidence in Michigan elections. But it does not change the truth: Michigan's elections were conducted fairly, securely, transparently, and the results are an accurate reflection of the will of the people.”

Although the Trump campaign's complaint accounts for dozens of ballots, it would not be enough to alter the result of the state's election on its own; Democrat Joe Biden **currently leads** in Michigan by more than 100,000 votes.

The lawsuit asks the court to order Benson “to not certify the election results until they have verified and confirmed that all ballots that were tabulated and included in the final reported election results were cast in compliance with the provisions of the Michigan Election Code.”