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VIRGINIA:

IN THE CIRCUIT COURT FOR PRINCE WILLIAM COUNTY

COMMONWEALTH OF VIRGINIA

v.

MICHELE WHITE,
Defendant.

Case Nos.: CR22-1682-00
CR22-1684-00
CR22-1685-00

CIRCUIT COURT CLERKS OFFICE
PRINCE WILLIAM COUNTY, VA

2023 MAY -9 PH 3:21

FILED

DEPUTY

ORDER FOR SUBPOENA DUCES TECUM

Came this day by the Assistant Attorney General, a subpoena duces tecum for the production of certain information under Rule 3A:12 of the Rules of the Supreme Court of Virginia, and it appearing that the information requested is material to the proceedings and in the possession of a person not a party hereto, it is, therefore, ORDERED that the Sheriff of Prince William County summons Christopher Shorter, at 1 County Complex Court, Prince William, Virginia 22192, commanding him to produce on or before July 3rd, 2023, at the Clerk's Office for the Circuit Court of Prince William County, the following documents used to reach conclusions intended to be offered as evidence, either in paper or electronic form:

1. All electronic communications sent by or directed to the Defendant, Michele White, from August 1, 2020, to December 31, 2020.

The Court also orders that such information received pursuant to this subpoena duces tecum, to protect the integrity of the currently-scheduled jury trial, be sealed.

I hereby request this Order.

COMMONWEALTH OF VIRGINIA

By Counsel

James R. Herring (VSB No. 93561)

Assistant Attorney General

Office of the Attorney General

202 N. 9th Street, Richmond Va.

jherring@oag.state.va.us

804-972-4235

VIRGINIA:

IN THE CIRCUIT COURT FOR PRINCE WILLIAM COUNTY

COMMONWEALTH OF VIRGINIA

v.

MICHELE WHITE,
Defendant.

Case Nos.: CR22-1683-00
CR22-1684-00
CR22-1685-00


FILED
2023 MAY -9 PM 3:21
CIRCUIT COURT CLERKS OFFICE
PRINCE WILLIAM COUNTY VA

MOTION FOR A SUBPOENA DUCES TECUM

COMES NOW, the Commonwealth of Virginia, by her Assistant Attorney General for the Office of the Attorney General and asks this court to issue a subpoena duces tecum directed to Christopher Shorter, County Executive, at 1 County Complex Court, Prince William, Virginia 22192, commanding him to produce on or before July 3rd, 2023 at the Clerk's office for the Circuit Court of Prince William County, 9311 Lee Avenue #3 Floor, Manassas, Virginia 20110, any and all electronic communications made by or directed to the Defendant, Michele White, from the time period of August 1, 2020 to December 31st, 2020, that such information may be used in the proceedings regarding the above-named defendant's trial currently schedule for January 16th through the 19th and the 22nd through the 26th, 2024, as detailed in the attached affidavit.

THE COMMONWEALTH OF VIRGINIA

By:


James Herring (VSB# 93561)
Office of the Attorney General
202 N. 9th Street, Richmond Va.
jherring@oag.state.va.us
804-972-4235

CERTIFICATE

I hereby certify that on the 9th day of May, 2023, a copy of the foregoing pleading was e-mailed to Zachary Stafford, counsel for the defendant.



James Herring
Assistant Attorney General

7. The Commonwealth wishes to guarantee access to the information as necessary for both itself and defense counsel by lodging it with the Court.
8. The presence of the documents will be required in Prince William County Circuit Court no later than July 3rd, 2023, approximately 197 days prior to the current-scheduled trial, in order to allow the Commonwealth adequate time to examine and assimilate the material information sought.

COMMONWEALTH OF VIRGINIA, COUNTY OF PRINCE WILLIAM, to-wit:
This day personally appeared before me, a Notary Public in and for the County and State named, James R. Herring, Assistant Attorney General, and made oath that the statements made by him are, to the best of his knowledge, true and accurate.

Given under my hand on 05 / 09 / 2023
My commission expires 02/29/2024



Jennifer L. Chapman / JENNIFER L. CHAPMAN
Notary Public

ENTERED UNDER SEAL OF COURT: ____ / ____ / ____.

Clerk

VIRGINIA:

IN THE CIRCUIT COURT FOR PRINCE WILLIAM COUNTY

COMMONWEALTH OF VIRGINIA

v.


MICHELE WHITE,
Defendant.

:
:
: Case Nos.: CR22-1683-00
: CR22-1684-00
: CR22-1685-00
:

AFFIDAVIT FOR SUBPOENA DUCES TECUM

The Commonwealth, through her attorney, states the following:

1. That the Defendant stands indicted of one count of felony corrupt conduct by an election officer in violation of Virginia Code §24.2-1001, one misdemeanor count of neglect of duty by an election officer in violation of Virginia Code §24.2-1001, and one felony count of false statement in violation of Virginia Code §24.2-1016.
2. The trial is scheduled to be heard in Prince William County Circuit Court on January 16th through the 19th and the 22nd through the 26th, 2024.
3. The Defendant was the general registrar for the County of Prince William and oversaw the 2020 election. Her conduct before, during, and after the election resulted in the indictments before this Court.
4. Mr. Shorter who is not a party to this action, has the following in his possession or under his control; electronic communications that were sent from or directed to the Defendant.
5. The above is material to the issues involved in this case by reason of the following:
 - a. That they show the Defendant’s conduct leading up, during, and after the 2020 election.
 - b. They will show any actions that the Defendant directed her subordinates to perform before, during, and after the 2020 elections.
6. Access to these materials is necessary to adequately prepare for the currently scheduled trial, making the items sought material to the proceedings.

PRINCE WILLIAM COUNTY
 CLERK CIRCUIT COURT
 FILED: 05/09/2023 @ 3:21 pm

 DEPUTY CLERK

VIRGINIA:

IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

COMMONWEALTH OF VIRGINIA)	
Plaintiff,	)	CR22001685-00
	)	CR22001684-00
v.	)	Case Number: CR22001683-00
)	
MICHELE WHITE)	
Defendant.)	

ORDER TO RELEASE SEALED RECORDS PURSUANT TO VIRGINIA CODE § 24.2-669

THIS MATTER comes upon motion of the defendant to release the 2020 election records held under seal by the Circuit Court Clerk’s Office of Prince William County pursuant to Virginia Code § 24.2-669.

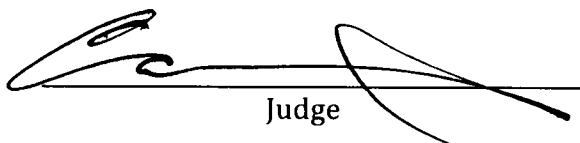
IT APPEARING that good cause has been shown, and the election records are necessary as evidence in the above matter currently pending before this court,

IT IS ORDERED that the ballots, election returns and all other records from the 2020 election are unsealed and the Clerk shall make all of these records available for inspection and copying by the defense and prosecution.

IT IS FURTHER ORDERED that the inspection and copying of these records shall be at all times supervised by the clerk’s office.

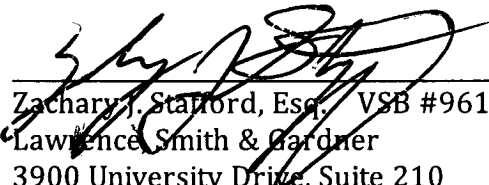
IT IS FURTHER ORDERED that it is the discretion of the clerk to decide how these records are to be copied and who may accompany the defense team and prosecution team to assist in the review of these records.

ENTERED this 17th day of March 2023.




Judge

I ASK FOR THIS:



Zachary J. Stafford, Esq. VSB #96190
Lawrence Smith & Gardner
3900 University Drive, Suite 210
Fairfax, VA 22030
(703) 352-8000
zstafford@gmail.com
Counsel for Defendant

SEEN AND AGREED/OBJECTED:



James Herring, Esq., VSB # ~~92501~~
Office of the Attorney General
202 North 9th Street
Richmond, Virginia 23118
(804) 972-4235
Counsel for Plaintiff

VIRGINIA:

IN THE CIRCUIT COURT FOR THE 31ST JUDICIAL CIRCUIT

Commonwealth of Virginia

v.

CR22001683-00
CR22001684-00
CR22001685-00

WHITE, Michelle

CASE SETTING ORDER

THIS MATTER came before the Court on March 17th, 2023, for a trial date to be set; and appearing was/were:

- () The Commonwealth
- () Stallard, counsel for the Defendant
- () The Defendant

By agreement of the parties, this matter is set for a/an:

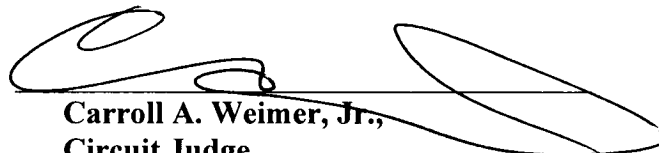
- () Jury Trial
- () Bench Trial
- () Entry of a Guilty Plea
- () Other: _____

On Jan 16, 17, 18, 19, 22, 23, 24, 25, 26, 2024 at 10:00.

() By agreement of the parties, a Pretrial Conference is set on Jan 3, 2024.

() The Court further orders that the defendant be served on the direct indictment capias(es) in the following cases _____.

ENTERED this 17th day of March, 2023


Carroll A. Weimer, Jr.,
Circuit Judge

*Pursuant to Rule 1:13 of the Rules of the Supreme Court of Virginia, the requirement of endorsement by counsel of record is dispensed with by the Court.

VIRGINIA: IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

COMMONWEALTH OF VIRGINIA

VS. Michele

MICHELLE WHITE
DEFENDANT

CR 22001683-00 to
22001685

DEFENDANT'S WAIVER OF RIGHT TO SPEEDY TRIAL

The undersigned Defendant does hereby acknowledge and agree as follows:

1. The defendant has a constitutional right to a speedy trial. This right is guaranteed by virtue of certain constitutional provisions and state law, including, but not limited to the 6th Amendment to the U.S. Constitution and Article I, Section 8, of the Virginia Constitution and Virginia Code Section 19.2-243, as amended. The undersigned has been duly advised that if there was a preliminary hearing in the General District Court and that court found probable cause that the defendant committed a felony, trial in the Circuit Court must be commenced either within five months of the finding of probable cause if the defendant is held continuously in custody. Or, within nine months of the finding of probable cause if the defendant is not held in custody but has been recognized for his/her appearance in court. If there was no preliminary hearing in the General District Court or if the preliminary hearing was waived, the five-month and nine-month periods shall run from either, the date of indictment or presentment, if the defendant has already been arrested, or from the date of arrest, if the defendant was not arrested prior to the indictment or presentment. ✓
2. After consulting with his/her attorney, the Defendant does hereby waive his/her right to a speedy trial for the reasons stated on the record in open court. ✓
3. The Defendant has had the opportunity to consult with his/her attorney and waives his/her right only after consulting with his/her attorney and upon the advice of his/her attorney. ✓

Trial Date Continued. With the agreement of those present, including the Defendant, the Court sets this case for trial on Jan 16 - 26, 2024 at 10:00 A.M.,

with a jury without a jury.

M White
Defendant

[Signature]
Commonwealth

[Signature]
Counsel for Defendant

3/17/23
Date

3/17/23
Date

CASE NO: CR2200168300 to CR22001685-00 DATE: 03/17/2023 9:00 AM
DEFENDANT: WHITE, MICHELLE JAIL () BOND () PRESENT ()
DOB: 05/09/1971 SSN: 230944951
ALIAS:

CASE SET FOR: TBS

CHARGE: NEGLECT DUTY-ELECTION OFFICER 24.2-1001 O/D: 08/01/2020

JUDGE CAW PROSECUTOR AGO Figura
CT. REPORTER Pearson TRANSCRIPT ORDERED ()

ATTORNEY: STAFFORD, ZACHARY J R

PROBATION OFFICER: _____

WAIVED: GRAND JURY () JURY () READING OF CHARGE ()
ARRAIGNED: INDICTMENT () WARRANT () SUMMONS () PETITION ()
PLEA: NOT GUILTY () GUILTY () ALFORD ()
ENTERED: DEFENDANT () COUNSEL () COURT ()

PROSECUTOR DEFENDANT
WITNESSES EXHIBITS WITNESSES EXHIBITS

Seal order submitted to chambers
waiver of speedy trial signed by Δ

1/16 - 19/24, 1/22 - 26/24 10 AM JURY

1/3/24 PTYL 1PM

order entered

Schedule ✓

STED
3/20/23
cel

cel

VIRGINIA:

IN THE CIRCUIT COURT FOR THE 31ST JUDICIAL CIRCUIT

Commonwealth
Plaintiff

v.
Michele White
Defendant

Case No.

CR22001685-00
CR22001684-00
~~CR22001683-00~~

ORDER

THIS MATTER was heard this day, March 10, 2023, on
the defendant's motion to release sealed records.

IT APPEARING that this Court has jurisdiction to hear and determine this
matter; that each party entitled to notice has been notified; and based upon:

1. _____ the agreement of the parties; OR
2. X the evidence before this Court that this Order should be entered;

It is therefore ADJUDGED, ORDERED, and DECREED as follows:

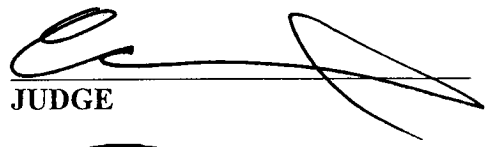
The parties are both granted access to the 2020 election records held by the clerk's office. The inspection and copying of these records shall be at all times supervised by the clerk's office. It is the discretion of the clerk to decide how records may be copied and who may accompany the defense team and prosecution team to assist in the review of these records.

Case continued to 3/17/23 @ 9am TBS.


CAV

Lined area for text entry.


ENTERED this 10th day of March, 2023.


JUDGE

SEEN and AGREED OBJECTED TO:


Counsel for Plaintiff; VSB # 93561
Phone: () -
Address: 202 N. 9th St
Richmond VA

SEEN and AGREED OBJECTED TO:


Counsel for Defendant; VSB # 96190
Phone: (703) 352-8000
Address: 3900 University Dr. #210
Fairfax, VA 22030

P Tyl 3/22/23 JULY 4/3 - 0/23

CASE NO: CR2200168300 to CR22001685-00
DEFENDANT: WHITE, MICHELLE
DOB: 05/09/1971 SSN: 230944951
ALIAS:

DATE: 03/10/2023 9:00 AM

JAIL () BOND (✓) PRESENT (✓)

CASE SET FOR: MOT | B14/c

CHARGE: NEGLECT DUTY-ELECTION OFFICER 24.2-1001 O/D: 08/01/2020

JUDGE CAW

PROSECUTOR

(AGO) Figura/Harron

CT. REPORTER

Boehm

TRANSCRIPT ORDERED ()

ATTORNEY: STAFFORD, ZACHARY J

R ✓

PROBATION OFFICER:

WAIVED:	GRAND JURY ()	JURY ()	READING OF CHARGE ()
ARRAIGNED:	INDICTMENT ()	WARRANT ()	SUMMONS () PETITION ()
PLEA:	NOT GUILTY ()	GUILTY ()	ALFORD ()
ENTERED:	DEFENDANT ()	COUNSEL ()	COURT ()

PROSECUTOR
WITNESSES

EXHIBITS

DEFENDANT
WITNESSES

EXHIBITS

- Δ Bill of part is denied
- Δ release of seal documents granted

a clerk must be represented during the entire time of access people who participate will be in clerks discretion beyond attorneys

- funds request is denied

- Mot to cont granted
3/17/23 9am TBS

order entered

POSTED
3/17/23
cel

FILED

2023 MAR -7 AM 9:01

VIRGINIA:

IN THE CIRCUIT COURT OF THE COUNTY OF PRINCE WILLIAM

CIRCUIT COURT CLERKS OFFICE
PRINCE WILLIAM COUNTY, VA

COMMONWEALTH OF VIRGINIA

BY MG DEPUTY

v.

**CASE NOs: CR22-1683-00
CR22-1684-00
CR22-1685-00**

MICHELE WHITE

Defendant.

MOTION AND AGREED ORDER TO CONTINUE MOTIONS

COMES NOW the Commonwealth by her assistant attorney general, James R. Herring and Defendant, by Counsel, and moves this honorable court to continue certain motions filed by the Defendant

In support of said motion, the Commonwealth states that the Defendant filed motions with said court on March 2, 2023. The Commonwealth and the Defendant wish to continue the following motions to March 22, 2023; "Defendant's Notice and Motion for Bill of Particulars," "Defendant's Notice and Motion for Release of Court Funds for Defense Investigation and Expert Assistance," and "Defendant's Notice and Motion to Release Sealed Records."

These motions' present novel issues before this Court. The Commonwealth wishes more time to research these novel issues, and file responses with the Court. The Commonwealth and Defendant already have a pre-trial motion day scheduled for March 22, 2023, at 1:00 PM. That would give the Commonwealth sufficient time to respond to these motions.

The Commonwealth and Defense still intend on the Court hearing the motion to continue on March 10, 2023, at 9:00 AM.


And it appearing that this is an agreed motion by the Defense and Commonwealth, it is

hereby ADJUDGED, ORDERED, AND DECREED that the above motions filed in CR22-1683-00, CR22-1684-00, CR22-1685-00 shall be removed from the docket on March 10, 2023 at 9 00 AM, and placed on the March 22, 2023 docket at 1 00 PM The Defendant is already recognized to appear on that date.

ENTERED this ____ day of March 2023

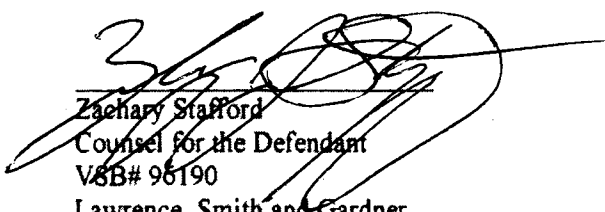
JUDGE

I ASK FOR THIS



James R. Herring
VSB# 93561
Assistant Attorney General
Office of the Attorney General
202 N 9th Street, Richmond VA 23219
804-786-2071
jherring@oag.state.va.us

SEEN AND AGREED TO



Zachary Stafford
Counsel for the Defendant
VSB# 96190
Lawrence, Smith and Gardner
3900 University Ave, Ste. 210
Fairfax, Virginia 22030
703-352-3370
zstafford@gmail.com

FILED

2023 MAR -7 AM 9:02

CIRCUIT COURT CLERKS OFFICE
PRINCE WILLIAM COUNTY, VA

BY MG DEPUTY

FILED

VIRGINIA:

IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY 2023 MAR -2 AM 10: 06

COMMONWEALTH OF VIRGINIA)
PRINCE WILLIAM COUNTY)
v.)
MICHELE WHITE)
Defendant.)

CIRCUIT COURT CLERKS OFFICE
PRINCE WILLIAM COUNTY, VA

Case No: CR22-1683-00 BY MG DEPUTY
CR22-1684-00
CR22-1685-00

DEFENDANT'S NOTICE AND MOTION FOR RELEASE OF COURT FUNDS FOR DEFENSE INVESTIGATION AND EXPERT ASSISTANCE

THE CLERK will please take notice that on the 10th day of March, 2023 at 9:00 a.m., or as soon thereafter counsel may be heard, the defendant, by Counsel, will move this Honorable Court for an order authorizing state funds for the payment of defense experts and defense investigation. In support hereof the defendant submits:

- 1) Michele White has been charged with 2 felonies and 1 misdemeanor relating to her employment as the General Registrar of Prince William County.
- 2) One Commonwealth allegation is that Ms. White altered the election results within the state reporting system, VERIS, and that her alterations resulted in the false reporting of the election results from Prince William County.
- 3) The best evidence of the election results are the election records from the November 2020 election that are currently held under seal by the Clerk of the Circuit Court for Prince William County. The Clerk's office has confirmed their continued preservation of those records and defense has by separate motion requested the release of those sealed records.

- 4) In the event that such records are unsealed for defense inspection, the defense intends to perform an audit of the records, to count the votes for the presidential election for November 2020.
- 5) Prince William County is currently served by Eric Olsen as the General Registrar of Prince William County. Mr. Olsen is a witness for the Commonwealth in the prosecution of Ms. White.
- 6) The defense requested that Mr. Olsen's office perform the audit of the election records for the purpose of performing a hand count of the November 2020 presidential election results.
- 7) Mr. Olsen has confirmed his office's ability to perform such a task, and has estimated the expense as 45 cents per ballot, for a total estimated cost of \$103,000.00.
- 8) The defense is seeking court funds to cover the cost of Mr. Olsen's office in performing a hand count of the November 2020 presidential election.
- 9) The defense is also seeking access to three cell phones in order to extract meta data from pictures that are material evidence in the Commonwealth's prosecution of Ms. White.
- 10) The defense is seeking court funds in the amount of \$11,000 to retain the services of Sensei Enterprises to create a digital copy of the phones, analyze the contents thereof, advise counsel on digital forensic evidence, and if appropriate, to testify at trial.

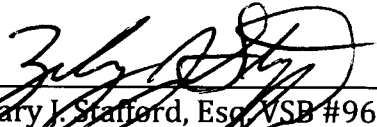
11) Ms. White does not have the funds necessary to pay for the above investigation and expert consultation. Ms. White is entirely reliant on the charity of others in order to cover these exorbitant expenses.

12) The above expenses are necessary for the preparation of a defense for Ms. White and she is seeking court funds in order to pay for these services.

WHEREFORE the defendant moves this Honorable Court to release court funds for expert assistance and defense investigation.

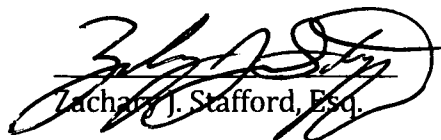
Respectfully submitted,

MICHELE WHITE
By Counsel

By: 
Zachary J. Stafford, Esq. VSB #96190
3900 University Drive, Suite 210
Fairfax, VA 22030
Phone: 703-352-8000
Fax: 703-352-3370

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Motion was mailed to Senior Assistant Attorney General, Joshua N. Lief, at the office of the Attorney General to Virginia, located at 202 N. 9th Street, Richmond, Virginia on this 2nd day of March, 2023.


Zachary J. Stafford, Esq.

FILED

VIRGINIA:

IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

2023 MAR -2 AM 10: 06

COMMONWEALTH OF VIRGINIA)
PRINCE WILLIAM COUNTY)
v.)
MICHELE WHITE)
Defendant.)

CIRCUIT COURT CLERKS OFFICE
PRINCE WILLIAM COUNTY, VA

Case No: CR22-1683-00
CR22-1684-00
CR22-1685-00

BY MG DEPUTY

DEFENDANT'S NOTICE AND MOTION TO RELEASE SEALED RECORDS

THE CLERK will please take notice that on the 10th day of March, 2023, at 9:00 a.m., or as soon thereafter counsel may be heard, the defendant will move this Honorable Court pursuant to Virginia Code § 24.2-669 to allow the defendant to copy and inspect all the November 3, 2020 election records held under seal by the Circuit Court Clerk's Office. In support hereof the defendant submits:

- 1) The Commonwealth intends to present evidence that the defendant altered the election results during the November 3, 2020 presidential election.
- 2) The best evidence of the election results is the original ballots and election returns held by the clerk of court in Prince William County.
- 3) The Commonwealth provided the defense with a discovery letter indicating there are 94 returns from the election that are held by the registrar's office that are available for inspection by the defense. These records are a copy of a portion of the records held by the Clerk's office.
- 4) On February 3, 2023 undersigned counsel attempted to inspect and copy the election returns held by the Registrar but the Commonwealth objected to the removal of any staples during inspection for the purpose of making copies by the

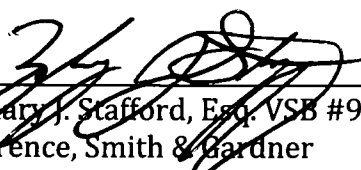
defense. The election returns are voluminous and filled with data. They are impossible to review with Ms. White without making a copy.

- 5) On February 3, 2023 the Commonwealth also advised the Registrar that they object to the Registrar's fulfillment of any FOIA request for the election returns on the grounds that the documents are evidence in an ongoing criminal investigation. The Registrar advised that he has already made a copy of the election returns based on at least one prior FOIA request.
- 6) § 24.2-669 permits the clerk to release the sealed election records upon a court order when the ballots are necessary as evidence in a pending proceeding.
- 7) Here the ballots are the best evidence of the election results that the Commonwealth intends to present copies thereof as evidence against the defendant.

WHEREFORE the defendant moves this Honorable Court to order the clerk of court to unseal the ballots and election returns for the 2020 election for the defense to inspect and copy.

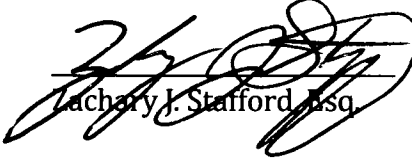
Respectfully submitted,

MICHELE WHITE
By Counsel

By: 
Zachary J. Stafford, Esq. VSB #96190
Lawrence, Smith & Gardner
3900 University Drive, Suite 210
Fairfax, VA 22030
Phone: 703-352-8000
Fax: 703-352-3370
zstafford@gmail.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Motion was mailed to Senior Assistant Attorney General, Joshua N. Lief, at the office of the Attorney General to Virginia, located at 202 N. 9th Street, Richmond, Virginia on this 2nd day of March, 2023.


Zachary J. Stafford, Esq.

FILED

VIRGINIA:

IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

2023 MAR -2 AM 10: 06
CIRCUIT COURT CLERKS OFFICE
PRINCE WILLIAM COUNTY, VA

COMMONWEALTH OF VIRGINIA)
PRINCE WILLIAM COUNTY)
v.)
MICHELE WHITE)
Defendant.)

BY MG DEPUTY
Case No: CR22-1683-00
CR22-1684-00
CR22-1685-00

DEFENDANT'S NOTICE AND MOTION FOR BILL OF PARTICULARS

THE CLERK will please take notice that on the 10th day of March, 2023, at 9:00 a.m., or as soon thereafter counsel may be heard, the defendant will move this Honorable Court pursuant to Virginia Code § 19.2-230 and § 19.2-266.2 to direct the Commonwealth to file a bill of particulars in this matter. In support hereof the defendant submits:

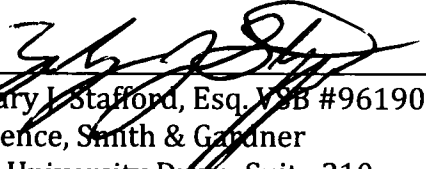
- 1) The indictment in this matter does not provide enough information for undersigned counsel to identify with particularity the criminal conduct alleged by the Commonwealth in each of the three indictments.
- 2) The defendant is charged with three criminal offenses for her conduct as registrar of Prince William County.
- 3) The scope of responsibilities encompassed by the Registrar combined with the breadth of conduct that could fall within the purview of §24.2-1001 or §24.2-1016 violations, creates boundless avenues for prosecution of these charges and requires the defense to prepare for everything within the universe of Registrar responsibilities.

- 4) The Commonwealth has provided discovery and oral explanation of their case theories; however the Commonwealth is not limited to these theories, and the defendant is unable to rely on oral representations by the Commonwealth.
- 5) Discovery under rule 3A:11 has not clarified the nature and circumstances of the offense for which Ms. White has been charged, it has only broadened the potential conduct for which Ms. White may be required to defend herself.

WHEREFORE the defendant moves this Honorable Court to direct the Commonwealth to file a bill of particulars in this matter.

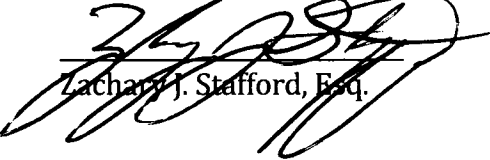
Respectfully submitted,

MICHELE WHITE
By Counsel

By: 
Zachary J. Stafford, Esq. VSB #96190
Lawrence, Smith & Gardner
3900 University Drive, Suite 210
Fairfax, VA 22030
Phone: 703-352-8000
Fax: 703-352-3370
zstafford@gmail.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Motion was mailed to Senior Assistant Attorney General, Joshua N. Lief, at the office of the Attorney General to Virginia, located at 202 N. 9th Street, Richmond, Virginia on this 2nd day of March, 2023.


Zachary J. Stafford, Esq.

FILED

VIRGINIA:

IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

2023 MAR -2 AM 10:07

CIRCUIT COURT CLERKS OFFICE
PRINCE WILLIAM COUNTY, VA

COMMONWEALTH OF VIRGINIA)
PRINCE WILLIAM COUNTY)
v.)
MICHELE WHITE)
Defendant.)

Case No: CR22-1683-00
CR22-1684-00
CR22-1685-00

BY MG DEPUTY

DEFENDANT’S NOTICE AND MOTION FOR CONTINUANCE

THE CLERK will please take notice that on the 10th day of March, 2023, at 9:00 a.m., or as soon thereafter counsel may be heard, the defendant will move this Honorable Court to continue the pre-trial hearing date and trial date in this matter. In support hereof the defendant submits:

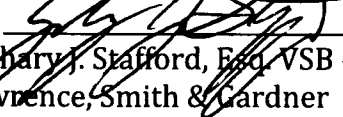
- 1) The defendant needs additional time to prepare her defense and agrees to toll speedy trial for the duration of the continuance. The Commonwealth agrees to the defendant’s continuance request.
- 2) The defendant is seeking a continuance of at least 6 months to prepare her defense and is requesting the trial duration be extended from 3 days, to 10 days.
- 3) The defendant has received discovery from the Commonwealth and pursuant to that discovery, the defendant submit the following pleadings in addition to this motion to continue:
 - a. Motion to Release Sealed Records
 - b. Motion for Bill of Particulars
 - c. Motion for the Release of Court Funds.

- 4) The defense also expects to receive additional records via subpoena *duces tecum* and requests made under the Virginia Freedom of Information Act. defense expects the above investigation to result in the production or access to hundreds of boxes of paper records, the inspection of which will require a significant amount of time for the defense to review.
- 5) Additionally, based on the scope of evidence provided in discovery, and the scope of defense investigation in response to those records, the defense believes a 10-day time estimate is a more accurate prediction for the length of this trial.

WHEREFORE the defendant moves this Honorable Court to continue the pre-trial hearing date, and trial date in this matter.

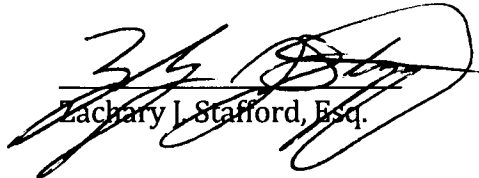
Respectfully submitted,

MICHELE WHITE
By Counsel

By: 
Zachary J. Stafford, Esq. VSB #96190
Lawrence, Smith & Gardner
3900 University Drive, Suite 210
Fairfax, VA 22030
Phone: 703-352-8000
Fax: 703-352-3370
zstafford@gmail.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Motion was mailed to Senior Assistant Attorney General, Joshua N. Lief, at the office of the Attorney General to Virginia, located at 202 N. 9th Street, Richmond, Virginia on this 2nd day of March, 2023.


Zachary J. Stafford, Esq.

SUBPOENA FOR WITNESS
COMMONWEALTH OF VIRGINIA
RULE 3A: 12(a); VA. CODE § 19.2-267

Case No. CR22001683;1684;1685-00

Prince William County Circuit Court

9311 Lee Ave # 3 Floor, Manassas, VA 20110

ADDRESS OF COURT

TO: Prince William County Sheriff's Office or any other authorized officer
DESIGNATION OF OFFICER

You are commanded to summon (name and address):

Howard Mulholland 202 N. 9th Street, Richmond Va 23219

To the person summoned:

You are commanded to appear in this Court on

April 3rd through April 6th, 2023, at 10:00 am, to testify in the case of

Commonwealth v. Michele White

v.

This subpoena in the above named case is issued on application of the

- Commonwealth Defendant
- County Plaintiff
- City Juvenile
- Town

February 22, 2023

DATE

- JUDGE
- CLERK

by

DEPUTY CLERK

PROSECUTING ATTORNEY

James R. Herring (Office of the Attorney General) 202 N. 9th St., Richmond Va 22923
ADDRESS

93561

VIRGINIA STATE BAR NUMBER

DEFENSE ATTORNEY

ADDRESS

VIRGINIA STATE BAR NUMBER

RETURN OF SERVICE

Personal Service Being unable to make personal service, a copy was delivered in the following manner:

Delivered to family member (not temporary sojourner or guest) age 16 or older at usual place of abode of party named above after giving information of its purport. List name, age of recipient, and relation of recipient to party named above:

Posted on front door or such other door as appears to be the main entrance of usual place of abode, address listed above. (Other authorized recipient not found.)

Delivered to a person found in charge of usual place of business or employment during business hours and giving information of its purport.

not found

_____, Sheriff

Date _____

by _____, Deputy Sheriff

FILED
 2023 FEB 22 PM 12:05
 CIRCUIT COURT CLERKS OFFICE
 PRINCE WILLIAM COUNTY, VA
 BY [Signature] DEPUTY

SUBPOENA FOR WITNESS
COMMONWEALTH OF VIRGINIA
RULE 3A: 12(a); VA. CODE § 19.2-267

Case No. CR22001683;1684;1685-00

Prince William County Circuit Court
9311 Lee Ave # 3 Floor, Manassas, VA 20110
ADDRESS OF COURT

TO: Prince William County Sheriff's Office or any other authorized officer
DESIGNATION OF OFFICER

You are commanded to summon (name and address):

Mark De Almeida 202 N. 9th Street, Richmond Va 23219

To the person summoned:

You are commanded to appear in this Court on

April 3rd through April 6th, 2023, at 10:00 am, to testify in the case of

Commonwealth v. Michele White

v.

This subpoena in the above named case is issued on application of the

- Commonwealth
- County
- City
- Town
- Defendant
- Plaintiff
- Juvenile

February 22, 2023

DATE

- JUDGE
- CLERK

by

DEPUTY CLERK

PROSECUTING ATTORNEY

James R. Herring (Office of the Attorney General) 202 N. 9th St., Richmond Va 22923
ADDRESS

93561
VIRGINIA STATE BAR NUMBER

DEFENSE ATTORNEY

ADDRESS

VIRGINIA STATE BAR NUMBER

RETURN OF SERVICE

<input type="checkbox"/> Personal Service	<input type="checkbox"/> Being unable to make personal service, a copy was delivered in the following manner:
<input type="checkbox"/> Delivered to family member (not temporary sojourner or guest) age 16 or older at usual place of abode of party named above after giving information of its purport. List name, age of recipient, and relation of recipient to party named above: 	
<input type="checkbox"/> Posted on front door or such other door as appears to be the main entrance of usual place of abode, address listed above. (Other authorized recipient not found.)	
<input type="checkbox"/> Delivered to a person found in charge of usual place of business or employment during business hours and giving information of its purport.	
<input type="checkbox"/> not found	

....., Sheriff

Date

by, Deputy Sheriff

FILED
 2023 FEB 22 PM 12:05
 CIRCUIT COURT CLERKS OFFICE
 PRINCE WILLIAM COUNTY, VA
 BY [Signature] DEPUTY

SUBPOENA FOR WITNESS

COMMONWEALTH OF VIRGINIA
RULE 3A: 12(a); VA. CODE § 19.2-267

Case No. CR22001683;1684;1685-00

Prince William County Circuit Court

9311 Lee Ave # 3 Floor, Manassas, VA 20110

ADDRESS OF COURT

TO: Prince William County Sheriff's Office or any other authorized officer
DESIGNATION OF OFFICER

You are commanded to summon (name and address):

Colleen Rummel 9250 Lee Ave., Ste. 1 Manassas, VA 20110

To the person summoned:

You are commanded to appear in this Court on

April 3rd through April 6th, 2023, at 10:00 am, to testify in the case of

Commonwealth v. Michele White

v.

This subpoena in the above named case is issued on application of the

- Commonwealth Defendant
- County Plaintiff
- City Juvenile
- Town

February 22, 2023

DATE

- JUDGE
- CLERK

by _____
DEPUTY CLERK

PROSECUTING ATTORNEY

James R. Herring (Office of the Attorney General) 202 N. 9th St., Richmond Va 22923
ADDRESS

93561

VIRGINIA STATE BAR NUMBER

DEFENSE ATTORNEY

ADDRESS

VIRGINIA STATE BAR NUMBER

RETURN OF SERVICE

Personal Service Being unable to make personal service, a copy was delivered in the following manner:

Delivered to family member (not temporary sojourner or guest) age 16 or older at usual place of abode of party named above after giving information of its purport. List name, age of recipient, and relation of recipient to party named above:

Posted on front door or such other door as appears to be the main entrance of usual place of abode, address listed above. (Other authorized recipient not found.)

Delivered to a person found in charge of usual place of business or employment during business hours and giving information of its purport.

not found

_____, Sheriff

Date _____

by _____, Deputy Sheriff

2023 FEB 22 PM 12:05
 FILED
 CIRCUIT COURT CLERKS OFFICE
 PRINCE WILLIAM COUNTY, VA
 BY _____ DEPUTY

SUBPOENA FOR WITNESS
COMMONWEALTH OF VIRGINIA
RULE 3A: 12(a); VA. CODE § 19.2-267

Case No. CR22001683;1684;1685-00

Prince William County Circuit Court
9311 Lee Ave # 3 Floor, Manassas, VA 20110
ADDRESS OF COURT

TO: Prince William County Sheriff's Office or any other authorized officer
DESIGNATION OF OFFICER

You are commanded to summon (name and address):

Brittany Mulligan 9250 Lee Ave., Ste. 1 Manassas, VA 20110

To the person summoned:

You are commanded to appear in this Court on

April 3rd through April 6th, 2023, at 10:00 am, to testify in the case of

Commonwealth v. Michele White

v.

This subpoena in the above named case is issued on application of the

- Commonwealth Defendant
- County Plaintiff
- City Juvenile
- Town

February 22, 2023

DATE

- JUDGE
- CLERK

by _____

DEPUTY CLERK

PROSECUTING ATTORNEY

James R. Herring (Office of the Attorney General) 202 N. 9th St., Richmond Va 22923
ADDRESS

93561
VIRGINIA STATE BAR NUMBER

DEFENSE ATTORNEY

ADDRESS

VIRGINIA STATE BAR NUMBER

RETURN OF SERVICE

Personal Service Being unable to make personal service, a copy was delivered in the following manner:

Delivered to family member (not temporary sojourner or guest) age 16 or older at usual place of abode of party named above after giving information of its purport. List name, age of recipient, and relation of recipient to party named above:

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Delivered to a person found in charge of usual place of business or employment during business hours and giving information of its purport.

not found

_____, Sheriff

Date _____

by _____, Deputy Sheriff

FILED
2023 FEB 22 PM 12:05
 CIRCUIT COURT CLERKS OFFICE
 PRINCE WILLIAM COUNTY, VA
 DEPUTY

SUBPOENA FOR WITNESS
COMMONWEALTH OF VIRGINIA
RULE 3A: 12(a); VA. CODE § 19.2-267

Case No. CR22001683;1684;1685-00

Prince William County Circuit Court
9311 Lee Ave # 3 Floor, Manassas, VA 20110
ADDRESS OF COURT

TO: Prince William County Sheriff's Office or any other authorized officer
DESIGNATION OF OFFICER

You are commanded to summon (name and address):

Eric Olsen 9250 Lee Ave., Ste. 1 Manassas, VA 20110

To the person summoned:

You are commanded to appear in this Court on

April 3rd through April 6th, 2023, at 10:00 am, to testify in the case of

Commonwealth v. Michele White

v.

This subpoena in the above named case is issued on application of the

- Commonwealth Defendant
- County Plaintiff
- City Juvenile
- Town

February 22, 2023

DATE

- JUDGE
- CLERK

by _____

DEPUTY CLERK

PROSECUTING ATTORNEY

James R. Herring (Office of the Attorney General) 202 N. 9th St., Richmond Va 22923
ADDRESS

93561

VIRGINIA STATE BAR NUMBER

DEFENSE ATTORNEY

ADDRESS

VIRGINIA STATE BAR NUMBER

RETURN OF SERVICE

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Posted on front door or such other door as appears to be the main entrance of usual place of abode, address listed above. (Other authorized recipient not found.)

Delivered to a person found in charge of usual place of business or employment during business hours and giving information of its purport.

not found

_____, Sheriff

Date _____

by _____, Deputy Sheriff

2023 FEB 22 PM 12:05
 CIRCUIT COURT CLERKS OFFICE
 PRINCE WILLIAM COUNTY, VA
 DEPUTY

FILED

SUBPOENA FOR WITNESS

COMMONWEALTH OF VIRGINIA
RULE 3A: 12(a); VA. CODE § 19.2-267

Case No. CR22001683;1684;1685-00

Prince William County Circuit Court

9311 Lee Ave # 3 Floor, Manassas, VA 20110

ADDRESS OF COURT

TO: Prince William County Sheriff's Office or any other authorized officer
DESIGNATION OF OFFICER

You are commanded to summon (name and address):

Susan Reed 9025 Center Street, Manassas, VA 20110

To the person summoned:

You are commanded to appear in this Court on

April 3rd through April 6th, 2023, at 10:00 am, to testify in the case of

Commonwealth v. Michele White

v.

This subpoena in the above named case is issued on application of the

- Commonwealth Defendant
- County Plaintiff
- City Juvenile
- Town

February 22, 2023

DATE

- JUDGE
- CLERK

by

DEPUTY CLERK

- PROSECUTING ATTORNEY

James R. Herring (Office of the Attorney General) 202 N. 9th St., Richmond Va 22923
ADDRESS

93561

VIRGINIA STATE BAR NUMBER

- DEFENSE ATTORNEY

ADDRESS

VIRGINIA STATE BAR NUMBER

RETURN OF SERVICE

- Personal Service
- Being unable to make personal service, a copy was delivered in the following manner:

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- Delivered to a person found in charge of usual place of business or employment during business hours and giving information of its purport.

- not found

2023 FEB 22 PM 12: 05

CIRCUIT COURT CLERKS OFFICE
PRINCE WILLIAM COUNTY, VA

BY [Signature] DEPUTY

FILED

....., Sheriff

Date

by, Deputy Sheriff

SUBPOENA FOR WITNESS

COMMONWEALTH OF VIRGINIA
RULE 3A: 12(a); V.A. CODE § 19.2-267

Case No. CR22001683;1684;1685-00

Prince William County Circuit

Court

9311 Lee Ave # 3 Floor, Manassas, VA 20110

ADDRESS OF COURT

TO: Prince William County Sheriff's Office or any other authorized officer
DESIGNATION OF OFFICER

You are commanded to summon (name and address):

Sean Mulligan 9250 Lee Ave., Ste. 1 Manassas, VA 20110

To the person summoned:

You are commanded to appear in this Court on

April 3rd through April 6th, 2023, at 10:00 am, to testify in the case of

Commonwealth v. Michele White

v.

This subpoena in the above named case is issued on application of the

- Commonwealth Defendant
- County Plaintiff
- City Juvenile
- Town

February 22, 2023

DATE

- JUDGE
- CLERK

by

DEPUTY CLERK

PROSECUTING ATTORNEY

James R. Herring (Office of the Attorney General) 202 N. 9th St., Richmond Va 22923
ADDRESS

93561

VIRGINIA STATE BAR NUMBER

DEFENSE ATTORNEY

ADDRESS

VIRGINIA STATE BAR NUMBER

RETURN OF SERVICE

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Delivered to a person found in charge of usual place of business or employment during business hours and giving information of its purport.

not found

_____, Sheriff

Date _____

by _____, Deputy Sheriff

FILED
 2023 FEB 22 PM 12:05
 CIRCUIT COURT CLERKS OFFICE
 PRINCE WILLIAM COUNTY, VA
 DY DEPUTY

SUBPOENA FOR WITNESS
COMMONWEALTH OF VIRGINIA
RULE 3A: 12(a); VA. CODE § 19.2-267

Case No. CR22001683;1684;1685-00

Prince William County Circuit Court
9311 Lee Ave # 3 Floor, Manassas, VA 20110
ADDRESS OF COURT

TO: Prince William County Sheriff's Office or any other authorized officer
DESIGNATION OF OFFICER

You are commanded to summon (name and address):

Jonathan Alvarez 9250 Lee Ave., Ste. 1 Manassas, VA 20110

To the person summoned:

You are commanded to appear in this Court on

April 3rd through April 6th, 2023, at 10:00 am, to testify in the case

Commonwealth v. Michele White

v.

This subpoena in the above named case is issued on application of the

- Commonwealth Defendant
- County Plaintiff
- City Juvenile
- Town

February 22, 2023

DATE

- JUDGE
- CLERK

by

DEPUTY CLERK

- PROSECUTING ATTORNEY

James R. Herring (Office of the Attorney General) 202 N. 9th St., Richmond Va 22923
ADDRESS

93561

VIRGINIA STATE BAR NUMBER

- DEFENSE ATTORNEY

ADDRESS

VIRGINIA STATE BAR NUMBER

RETURN OF SERVICE

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Delivered to a person found in charge of usual place of business or employment during business hours and giving information of its purport.

not found

_____, Sheriff

Date _____


by _____, Deputy Sheriff

RECVT COURT CLERKS OFFICE
 PRINCE WILLIAM COUNTY, VA
 2023 FEB 22 PM 12:05
 FILED
 DEPUTY

FILED

2023 FEB 22 PM 12: 04

CIRCUIT COURT CLERKS OFFICE
PRINCE WILLIAM COUNTY, VA

BY  DEPUTY

VIRGINIA:

IN THE CIRCUIT COURT FOR PRINCE WILLIAM COUNTY

COMMONWEALTH OF VIRGINIA

v.

MICHELE WHITE,
Defendant.

Case Nos.: CR22-1683-00
CR22-1684-00
CR22-1685-00

**AMENDNED RESPONSE IN ANSWER TO
MOTION FOR DISCOVERY AND INSPECTION**

COMES NOW, the Commonwealth of Virginia, by her Assistant Attorney General for the Office of the Attorney General and for her Amended Answer to the Motion for Discovery and Inspection states as follows:

That discovery in criminal cases in Virginia is governed by the provisions of Rule 3A:11, Rules of the Supreme Court of Virginia, and by the Constitution of Virginia and of the United States and that, as those matters discoverable and subject to inspection, the following is submitted:

1. Relevant reports prepared by law enforcement officers and made in connection with the above captioned case(s), including any written witness statements or written summaries of oral statements contained within such reports, that are known to the attorney for the Commonwealth to be in the possession, custody, or control of the Commonwealth.

- Report of Interview PWC Electoral Board Matter SUSAN REED
- Report of Interview PWC Electoral Board Matter BRITTANY MULLIGAN
- Report of Interview PWC Electoral Board Matter COLLEEN RUMMEL
- Report of Interview PWC Electoral Board Matter CYNTHIA MARTINEZ
- Report of Interview PWC Electoral Board Matter ELIZABETH BOGE
- Report of Interview PWC Electoral Board Matter ERIC OLSEN
- Report of Interview PWC Electoral Board Matter HOLLY SHUPE
- Report of Interview PWC Electoral Board Matter JONATHAN ALVAREZ
- Report of Interview PWC Electoral Board Matter KAY LEWIS
- Report of Interview PWC Electoral Board Matter LESLIE KOSTELECKY
- Report of Interview PWC Electoral Board Matter MATTHEW WILSON
- Report of Interview PWC Electoral Board Matter MICHAEL MALLON

- Report of Interview PWC Electoral Board Matter MICHELE WHITE
- Report of Interview PWC Electoral Board Matter ROBIN WILLIAMS
- Report of Interview PWC Electoral Board Matter SEAN MULLIGAN
- Report of Interview PWC Electoral Board Matter WANDA BORN
- Summary Report Prince William County Electoral Board Matter

2. (a) Written or recorded statements or confessions, or the substance of any oral statements or confessions, made by the accused to any law enforcement officer, that are known to the attorney for the Commonwealth to be within the possession, custody, or control of the Commonwealth.

- See items provided in Section 1.
- **MP3 Recording titled "INTERVIEW OF MICHELE WHITE 22JULY2022."**

(b) Written or recorded statements or confessions, or the substance of any oral statement or confessions, made by the accused to any person other than a law enforcement officer, that the Commonwealth intends to introduce into evidence against the accused at trial.

- See items provided in Section 1.
- Outlook e-mail titled "call me please"
- Outlook e-mailed titled "RE CAP MASTER"
- One adobe PDF file titled "EAC_Data_Summit_Philly"

(c) Written or recorded statements, or the substance of any oral statements, made by a co-defendant or co-conspirator that the Commonwealth intends to introduce into evidence against the accused at trial.

- None in the possession of the Commonwealth.

(d) Written reports of autopsies, ballistic tests, fingerprint analyses, handwriting analyses, blood, urine and breath tests, other scientific reports, and written reports of a physical or mental examination of the accused or the alleged victim made in connection with the particular case, or copies thereof, that are known by the Commonwealth's Attorney to be within the possession, custody or control of the Commonwealth.

- None in the possession of the Commonwealth.

3. Books, papers, documents, tangible objects, recordings, buildings or places, or copies or portions thereof, that are known by the attorney for the Commonwealth to be within the possession, custody, or control of the Commonwealth.

- Excel Spreadsheet titled “2020 Discrepancies 20220407”
- Word Document titled “2020 Discrepancies Summary – POTUS”
- Excel Spreadsheet titled “2020 November Change Log PWC Only”
- Excel Spreadsheet titled “2020-11-03_2020 November General”
- Excel Spreadsheet titled “2020p CAP ENT remake – abridged 20220406”
- Picture titled “20201124_162733”
- Picture titled “20201124_162750”
- Picture titled “20201124_162806”
- Picture titled “62923224207_C1063734-76A4-4C66-A1DC-12C64E6E95A9”
- Outlook email titled “CAP MASTER” with excel spreadsheet attached titled “1.5.2021 CAP MASTER EXCEL”
- Outlooks email titled “FW_October 15 and 16 2020 photos” with 8 photos in e-mail chain.
- Picture titled “IMG_1199”
- Picture titled “IMG_1200”
- Picture titled “IMG_1201”
- Picture titled “IMG_1207”
- Picture titled “IMG_1208”
- Picture titled “IMG_1240”
- Picture titled “IMG_1241”
- Picture titled “IMG_1242”
- Picture titled “IMG_1243”
- Picture titled “IMG_1244”
- Picture titled “IMG_1245”
- Zip file titled “Nov 2020 Election Phone screenshots -1” which contains one folder of the same name, containing 18 pictures.”
- Zip file titled “Nov 2020 Election Phone screenshots- 2” which contains one folder of the same name, containing 27 pictures.”
- Picture titled “Resized_20201124_162230001”
- Picture titled “Resized_20201124_162321001”
- Picture titled “Resized_20201124_162330001”
- Picture titled “Resized_20201124_162502001”
- Excel Spreadsheet titled “VERIS CHANGE LOG ANALYSIS
- **Excel Spreadsheet titled “2020 General Results Check”¹**

¹ Was provided to defense counsel on 1/23/23.

- **PDF file titled “PWC Elections Contact Sheet”²**
- **Property / Evidence Chain of Custody Form (2 pages)**
- ***The Commonwealth will make available to inspection the following:***

a. Milk crate labeled #2 GR Copy Nov 3, 2020. This container has the statements of results for the following precincts, including machine tapes and tally sheets in each envelope, those envelopes are labeled:

1. CAP 1
2. CAP 2
3. Precinct 101
4. Precinct 102
5. Precinct 103
6. Precinct 104
7. Precinct 105
8. Precinct 106
9. Precinct 107
10. Precinct 108
11. Precinct 109
12. Precinct 110
13. Precinct 111
14. Precinct 112
15. Precinct 114
16. Precinct 201
17. Precinct 202
18. Precinct 203
19. Precinct 204
20. Precinct 205
21. Precinct 206
22. Precinct 207
23. Precinct 208
24. Precinct 209
25. Precinct 210
26. Precinct 211
27. Precinct 212
28. Precinct 213
29. Precinct 214
30. Precinct 215
31. Precinct 301
32. Precinct 302
33. Precinct 303
34. Precinct 304
35. Precinct 305
36. Precinct 306

² Was provided to defense counsel on 1/23/23.

37. Precinct 307
38. Precinct 308
39. Precinct 309
40. Precinct 310
41. Precinct 311
42. Precinct 312
43. Precinct 313
44. Precinct 314
45. Precinct 315
46. Precinct 401
47. Precinct 403
48. Precinct 404
49. Precinct 405
50. Precinct 406
51. Precinct 407
52. Precinct 408
53. Precinct 409
54. Precinct 410
55. Precinct 411
56. Precinct 412
57. Precinct 413
58. Precinct 501
59. Precinct 502
60. Precinct 503
61. Precinct 504
62. Precinct 505
63. Precinct 506
64. Precinct 507
65. Precinct 508
66. Precinct 509
67. Precinct 510
68. Precinct 511
69. Precinct 512
70. Precinct 513
71. Precinct 514
72. Precinct 601
73. Precinct 602
74. Precinct 603
75. Precinct 604
76. Precinct 605
77. Precinct 606
78. Precinct 607
79. Precinct 608
80. Precinct 609
81. Precinct 610
82. Precinct 611

- 83. Precinct 701
- 84. Precinct 702
- 85. Precinct 703
- 86. Precinct 704
- 87. Precinct 705
- 88. Precinct 706
- 89. Precinct 707
- 90. Precinct 708
- 91. Precinct 709
- 92. Precinct 710
- 93. Precinct 711
- 94. Precinct 712

b. *The Commonwealth will make available for review the criminal history and driving history of the defendant.*

4. If the Commonwealth intends to introduce expert testimony at trial or sentencing, the Commonwealth will notify the accused in writing at a later date and will provide the necessary accompanying documents to fulfill its requirements under Rule 3A:11.

5. The following persons are expected testify on behalf of the Commonwealth at either trial or sentencing with their addresses:

The Commonwealth will submit our witness list within the timeframe proscribed by the Discovery Order.

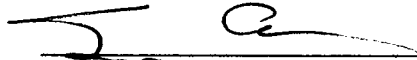
6. Exculpatory evidence:

The Commonwealth is presently unaware of any evidence that is favorable to the defendant that has not already been disclosed in this Answer for Discovery.

Wherefore, the Commonwealth submits her Answer for and in response to the motion for discovery heretofore filed, and understanding discovery to be continuing in nature, will make known to the defendant such matters which may come to the attention of her Attorney for the Commonwealth and are covered by the Rules of Court.


The Commonwealth moves the Court to require the defendant to provide reciprocal discovery in accordance with Rule 3A:11 and the discovery order entered in the above captioned case(s).

THE COMMONWEALTH OF VIRGINIA

By: 
Joshua N. Lief (VSB No. 37094)
Senior Assistant Attorney General
James R. Herring (VSB No. 93561)
Assistant Attorney General
Office of the Attorney General
202 N. 9th Street, Richmond Va.
jlief@oag.state.va.us
804-786-0067
Fax: (540) 727-3476

CERTIFICATE

I hereby certify that on the 21st day of February 2023, a copy of the foregoing pleading was hand delivered to Zachary Stafford, counsel for the defendant, or the law firm of Lawrence, Smith and Gardner.


James R. Herring
Assistant Attorney General

2023 JUN 23 12:01
BY: MC

VIRGINIA:

IN THE CIRCUIT COURT FOR PRINCE WILLIAM COUNTY

COMMONWEALTH OF VIRGINIA

v.

Case Nos.: CR22-1683-00
CR22-1684-00
CR22-1685-00

MICHELE WHITE,
Defendant.

**RESPONSE IN ANSWER TO
MOTION FOR DISCOVERY AND INSPECTION**

COMES NOW, the Commonwealth of Virginia, by her Assistant Attorney General for the Office of the Attorney General and for her Answer to the Motion for Discovery and Inspection states as follows:

That discovery in criminal cases in Virginia is governed by the provisions of Rule 3A:11, Rules of the Supreme Court of Virginia, and by the Constitution of Virginia and of the United States and that, as those matters discoverable and subject to inspection, the following is submitted:

1. Relevant reports prepared by law enforcement officers and made in connection with the above captioned case(s), including any written witness statements or written summaries of oral statements contained within such reports, that are known to the attorney for the Commonwealth to be in the possession, custody, or control of the Commonwealth.

- Report of Interview PWC Electoral Board Matter SUSAN REED
- Report of Interview PWC Electoral Board Matter BRITTANY MULLIGAN
- Report of Interview PWC Electoral Board Matter COLLEEN RUMMEL
- Report of Interview PWC Electoral Board Matter CYNTHIA MARTINEZ
- Report of Interview PWC Electoral Board Matter ELIZABETH BOGE
- Report of Interview PWC Electoral Board Matter ERIC OLSEN
- Report of Interview PWC Electoral Board Matter HOLLY SHUPE
- Report of Interview PWC Electoral Board Matter JONATHAN ALVAREZ
- Report of Interview PWC Electoral Board Matter KAY LEWIS
- Report of Interview PWC Electoral Board Matter LESLIE KOSTELECKY
- Report of Interview PWC Electoral Board Matter MATTHEW WILSON
- Report of Interview PWC Electoral Board Matter MICHAEL MALLON

*****Material previously made available to defense attorney*****

- Report of Interview PWC Electoral Board Matter MICHELE WHITE
- Report of Interview PWC Electoral Board Matter ROBIN WILLIAMS
- Report of Interview PWC Electoral Board Matter SEAN MULLIGAN
- Report of Interview PWC Electoral Board Matter WANDA BORN
- Summary Report Prince William County Electoral Board Matter

2. (a) Written or recorded statements or confessions, or the substance of any oral statements or confessions, made by the accused to any law enforcement officer, that are known to the attorney for the Commonwealth to be within the possession, custody, or control of the Commonwealth.

- See items provided in Section 1.

(b) Written or recorded statements or confessions, or the substance of any oral statement or confessions, made by the accused to any person other than a law enforcement officer, that the Commonwealth intends to introduce into evidence against the accused at trial.

- See items provided in Section 1.
- Outlook e-mail titled "call me please"
- Outlook e-mailed titled "RE CAP MASTER"
- One adobe PDF file titled "EAC_Data_Summit_Philly"

(c) Written or recorded statements, or the substance of any oral statements, made by a co-defendant or co-conspirator that the Commonwealth intends to introduce into evidence against the accused at trial.

- None in the possession of the Commonwealth.

(d) Written reports of autopsies, ballistic tests, fingerprint analyses, handwriting analyses, blood, urine and breath tests, other scientific reports, and written reports of a physical or mental examination of the accused or the alleged victim made in connection with the particular case, or copies thereof, that are known by the Commonwealth's Attorney to be within the possession, custody or control of the Commonwealth.

- None in the possession of the Commonwealth.

3. Books, papers, documents, tangible objects, recordings, buildings or places, or copies or portions thereof, that are known by the attorney for the Commonwealth to be within the possession, custody, or control of the Commonwealth.

- Excel Spreadsheet titled “2020 Discrepancies 20220407”
 - Word Document titled “2020 Discrepancies Summary – POTUS”
 - Excel Spreadsheet titled “2020 November Change Log PWC Only”
 - Excel Spreadsheet titled “2020-11-03_2020 November General”
 - Excel Spreadsheet titled “2020p CAP ENT remake – abridged 20220406”
 - Picture titled “20201124_162733”
 - Picture titled “20201124_162750”
 - Picture titled “20201124_162806”
 - Picture titled “62923224207_C1063734-76A4-4C66-A1DC-12C64E6E95A9”
 - Outlook email titled “CAP MASTER” with excel spreadsheet attached titled “1.5.2021 CAP MASTER EXCEL”
 - Outlooks email titled “FW_October 15 and 16 2020 photos” with 8 photos in e-mail chain.
 - Picture titled “IMG_1199”
 - Picture titled “IMG_1200”
 - Picture titled “IMG_1201”
 - Picture titled “IMG_1207”
 - Picture titled “IMG_1208”
 - Picture titled “IMG_1240”
 - Picture titled “IMG_1241”
 - Picture titled “IMG_1242”
 - Picture titled “IMG_1243”
 - Picture titled “IMG_1244”
 - Picture titled “IMG_1245”
 - Zip file titled “Nov 2020 Election Phone screenshots -1” which contains one folder of the same name, containing 18 pictures.”
 - Zip file titled “Nov 2020 Election Phone screenshots- 2” which contains one folder of the same name, containing 27 pictures.”
 - Picture titled “Resized_20201124_162230001”
 - Picture titled “Resized_20201124_162321001”
 - Picture titled “Resized_20201124_162330001”
 - Picture titled “Resized_20201124_162502001”
 - Excel Spreadsheet titled “VERIS CHANGE LOG ANALYSIS
- *The Commonwealth will make available to inspection the following:*

a. Milk crate labeled #2 GR Copy Nov 3, 2020. This container has the statements of results for the following precincts, including machine tapes and tally sheets in each envelope, those envelopes are labeled:

1. CAP 1
2. CAP 2
3. Precinct 101
4. Precinct 102
5. Precinct 103
6. Precinct 104
7. Precinct 105
8. Precinct 106
9. Precinct 107
10. Precinct 108
11. Precinct 109
12. Precinct 110
13. Precinct 111
14. Precinct 112
15. Precinct 114
16. Precinct 201
17. Precinct 202
18. Precinct 203
19. Precinct 204
20. Precinct 205
21. Precinct 206
22. Precinct 207
23. Precinct 208
24. Precinct 209
25. Precinct 210
26. Precinct 211
27. Precinct 212
28. Precinct 213
29. Precinct 214
30. Precinct 215
31. Precinct 301
32. Precinct 302
33. Precinct 303
34. Precinct 304
35. Precinct 305
36. Precinct 306
37. Precinct 307
38. Precinct 308
39. Precinct 309
40. Precinct 310
41. Precinct 311
42. Precinct 312

43. Precinct 313
44. Precinct 314
45. Precinct 315
46. Precinct 401
47. Precinct 403
48. Precinct 404
49. Precinct 405
50. Precinct 406
51. Precinct 407
52. Precinct 408
53. Precinct 409
54. Precinct 410
55. Precinct 411
56. Precinct 412
57. Precinct 413
58. Precinct 501
59. Precinct 502
60. Precinct 503
61. Precinct 504
62. Precinct 505
63. Precinct 506
64. Precinct 507
65. Precinct 508
66. Precinct 509
67. Precinct 510
68. Precinct 511
69. Precinct 512
70. Precinct 513
71. Precinct 514
72. Precinct 601
73. Precinct 602
74. Precinct 603
75. Precinct 604
76. Precinct 605
77. Precinct 606
78. Precinct 607
79. Precinct 608
80. Precinct 609
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b. *The Commonwealth will make available for review the criminal history and driving history of the defendant.*

4. If the Commonwealth intends to introduce expert testimony at trial or sentencing, the Commonwealth will notify the accused in writing at a later date and will provide the necessary accompanying documents to fulfill its requirements under Rule 3A:11.

5. The following persons are expected testify on behalf of the Commonwealth at either trial or sentencing with their addresses:

The Commonwealth will submit our witness list within the timeframe proscribed by the Discovery Order.

6. Exculpatory evidence:

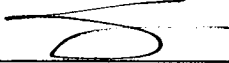
The Commonwealth is presently unaware of any evidence that is favorable to the defendant that has not already been disclosed in this Answer for Discovery.

Wherefore, the Commonwealth submits her Answer for and in response to the motion for discovery heretofore filed, and understanding discovery to be continuing in nature, will make known to the defendant such matters which may come to the attention of her Attorney for the Commonwealth and are covered by the Rules of Court.

The Commonwealth moves the Court to require the defendant to provide reciprocal discovery in accordance with Rule 3A:11 and the discovery order entered in the above captioned case(s).

THE COMMONWEALTH OF VIRGINIA


By:



Joshua N. Lief (VSB No. 37094)
Senior Assistant Attorney General
James R. Herring (VSB No. 93561)
Assistant Attorney General
Office of the Attorney General
202 N. 9th Street, Richmond Va.
jlief@oag.state.va.us
804-786-0067
Fax: (540) 727-3476

CERTIFICATE

I hereby certify that on the 23rd day of January 2023, a copy of the foregoing pleading was hand delivered to Zachary Stafford, counsel for the defendant.



James R. Herring
Assistant Commonwealth's Attorney

VIRGINIA

IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

COMMONWEALTH OF VIRGINIA

v

Case Nos CR22-1683-00 1684 1685

MICHELE WHITE

Trial Date April 3rd-6th 2023

Defendant

AGREED ORDER FOR DISCOVERY

THIS MATTER having come before the Court upon the parties' agreement to enter an Order for Discovery and Reciprocal Discovery pursuant to **VA Rule 3A:11**.

IT IS HEREBY ORDERED AS FOLLOWS

I. DISCOVERY OBLIGATIONS OF THE COMMONWEALTH:

A. The Commonwealth is HEREBY ORDERED to comply with the following discovery obligations no later than Sixty (60) days after the entry of this Order:

1 To permit the accused to inspect and review any relevant reports prepared by law enforcement officers and made in connection with the particular case, including any written witness statements or written summaries of oral statements contained within such reports, that are known to the Commonwealth's attorney to be in the possession, custody or control of the Commonwealth

2 To permit the accused to inspect, review, and copy or photograph any relevant

a Written or recorded statements or confessions, or the substance of any oral statements or confessions, made by the accused to any law enforcement officer that are known to the Commonwealth's attorney to be within the possession, custody or control of the Commonwealth

b Written or recorded statements or confessions, or the substance of any oral statements or confessions, made by the accused to any person other than a law enforcement officer, that the Commonwealth intends to introduce into evidence against the accused at trial,

c. Written or recorded statements or the substance of any oral statements made by a co-defendant or co-conspirator that the Commonwealth intends to introduce into evidence against the accused at trial and

d. Written reports of autopsy examinations, ballistic tests, fingerprint analyses, handwriting analyses, blood, urine and breath tests, other scientific reports, and written reports of a physical or mental examination of the accused or the alleged victim made in connection with the particular case, that are known by the Commonwealth's attorney to be within the possession, custody, or control of the Commonwealth.

3. To permit the accused to inspect, review, and copy or photograph designated books, papers, documents, tangible objects, recordings, buildings or places, or copies or portions thereof, that are known by the Commonwealth's attorney to be within the possession, custody, or control of the Commonwealth, upon a showing that the items sought may be material to preparation of the accused's defense and that the request is reasonable.

4. To permit the accused to inspect or review the accused's prior criminal record, if any, as is within the possession, custody, or control of the Commonwealth, the existence of which is known, or by the exercise of due diligence may become known to the attorney for the Commonwealth.

B. Special Provisions

1. **Confidential Informants**: This Order does not authorize the discovery of the names and/or personal identifying information of confidential informants whom the Commonwealth does not intend to call at trial and with regard to whose identity the Commonwealth asserts it holds a privilege. Notwithstanding, the Court may order that the identity of the informant be disclosed upon a showing by the defendant that such disclosure is relevant and helpful to the defense of the accused.

2. **Work Product**: This Order does not authorize the discovery or inspection of the work product of the Commonwealth's Attorney, including internal reports, witness statements, memoranda, correspondence, legal research or other internal documents prepared by the Office of the Commonwealth's Attorney or its agents in anticipation of trial.

3. **Redaction**: With regard to any material or evidence provided by the Commonwealth pursuant to this Order, the Commonwealth may make redactions of personal identifying information as authorized by VA Rule 3A 11(c)(1)(A).

4. **Restricted Dissemination Material**: The Commonwealth may designate evidence or material disclosed pursuant to this Order as "Restricted Dissemination Material" by prominently marking such items as "Restricted Dissemination Material" (hereinafter "RDM") in accordance with VA Rule 3A 11 (c)(2).

a. "RDM" Designation by Defense Agreement. The Commonwealth may designate any evidence or material subject to disclosure pursuant to this Order as "RDM" without supporting certification if the accused's attorney agrees to the designation.

b. "RDM" Designation by Commonwealth Certification. In the absence of an agreement by the attorney for the accused, the Commonwealth may designate any evidence or material as "RDM" by stamping or otherwise marking it as such and providing a certification in writing, upon information and belief, that (1) the designated material relates to the statement of a child victim or witness, or (2) disclosure of the designated material may result in danger to the safety or security of a witness or victim, danger of a witness being intimidated or tampered with, or a risk of compromising an ongoing criminal investigation or confidential law enforcement technique.

II. DISCOVERY OBLIGATIONS OF THE DEFENDANT

A. The Defendant is HEREBY ORDERED to provide the following discovery to the Commonwealth's Attorney no later than Sixty (60) days before trial:

1. To permit the Commonwealth to inspect and copy or photograph any written reports of autopsy examinations, ballistic tests, fingerprint analyses, handwriting analyses, blood, urine and breath analyses, and other scientific testing with the accused's possession, custody or control that the defense intends to proffer or introduce into evidence at trial or sentencing.

2. To disclose to the Commonwealth whether the accused intends to introduce evidence to establish an alibi and, if so, disclose to the Commonwealth the place at which the accused claims to have been at the time the alleged offense was committed.

3. To permit the Commonwealth to inspect, copy or photograph any written reports of physical or mental examination of the accused made in connection with the particular case if the accused intends to rely upon the defense of insanity pursuant to Chapter 11 of Title 19.2 of the Code of Virginia; provided that no statement made by the accused in the course of such an examination disclosed pursuant to this Order shall be used by the Commonwealth in its case-in-chief, whether the examination was conducted with or without the consent of the accused.

B. Special Provisions:

1. Defense Objection to Redaction: If the Commonwealth redacts personal identifying information with regard to any material or evidence provided pursuant to this Order and as authorized by VA Rule 3A 11(c), the accused may file a motion seeking disclosure of the redacted information. Should the Court find good cause for disclosure, it may order the Commonwealth to provide the redacted information, or in its discretion, may

order that this redacted information be instead identified as "Restricted Dissemination Material" pursuant to VA Rule 3A 11(c)(2)

2. Restricted Dissemination Material ("RDM"):

a. Responsibilities of Defense Counsel Except as otherwise provided by Order of this Court, "RDM" provided by the Commonwealth pursuant to this Order, may only be disclosed to the accused's attorney, the agents or employees of the accused's attorney, or to an expert witness. The accused's attorney may orally communicate the content of "RDM" to the accused or allow the accused to view the content of such material but shall not provide the accused with copies of material so designated "RDM" may not otherwise be reproduced, copied or disseminated in any way. Furthermore, within **Twenty-One (21) days** of the entry of a final order by the trial court, or upon the termination of the representation of the accused, the accused's attorney shall return to the Court all originals and copies of any "RDM" disclosed pursuant to this Order. The Court shall maintain such "RDM" under seal. Any material sealed pursuant to this subsection shall remain available for inspection by counsel of record. For good cause shown, the Court may enter an order allowing additional access to the sealed material as the court in its discretion deems appropriate.

b. Defense Objection to Commonwealth's Designation as "RDM": If the Commonwealth designates evidence or material as "RDM" pursuant to VA Rule 3A 11(c)(2)(B), the accused may at any time file a motion seeking to remove this designation. Should the Court find good cause to remove the designation, it may order that the evidence or material no longer be designated as "RDM."

III. MUTUAL DISCOVERY OBLIGATIONS

A. Expert Opinion Testimony

1. Notice Requirements: If the Commonwealth's Attorney and/or the Defendant intends to introduce expert opinion testimony at trial or sentencing, the party seeking to introduce such expert testimony shall provide, no later than **Sixty (60) days** before the trial date, written notice of such intent to the opposing party and shall provide such opposing party with:

- a. any written report of the expert witness setting forth the witness's opinions and the bases and reasons for those opinions, or, if there is no such report, a written summary of the expected expert testimony setting forth the witness's opinions and the bases and reasons for those opinions, and
- b. the witness's qualifications and contact information

2 Exception for Certificates of Analysis Pursuant to VA Rule 3A 11, providing the opposing party with a copy of a certificate of analysis from the Virginia Department of Forensic Science or any other agency listed in Virginia Code §19 2-187 signed by hand or by electronic means by the person performing the analysis or examination, shall satisfy the requirements of this Order.

3 Exception for Rebuttal Experts If a party intends to introduce expert opinion testimony at trial or sentencing which is in response to an expert that has been noticed by the opposing party in compliance with this Order, then the party seeking to introduce such rebuttal expert testimony shall provide to the opposing party these written disclosure requirements listed hereinabove no later than Thirty (30) days before the trial date.

4 Admissibility Nothing in this Order shall render inadmissible an expert witness's testimony at the trial or sentencing further explaining the opinions, bases and reasons disclosed pursuant to this Order or the expert witness's qualifications, just because the further explanatory language was not included in the notice and disclosure provided under this Order. All matters of admissibility shall be within the sound discretion of the court.

B. List of Witnesses:

No later than Thirty (30) days before the trial date, each party shall provide the opposing party with a list of the names and, if known to the party seeking to call the person as a witness, the addresses of all persons who are expected to testify on behalf of that party at trial or sentencing. For the Commonwealth, this requirement is subject to any redactions as permitted by VA Rule 3A 11 (c)(1), and for both parties, this requirement is subject to any Protective Order(s) as entered pursuant to VA Rule 3A 11(g).

IV. GENERAL PROVISIONS

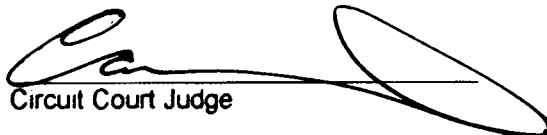
1. If after the entry of this Order, the accused at any point thereafter is permitted by this Court to proceed with his/her case *pro se*, the Commonwealth may file a motion with this Court to amend this Order seeking to limit the scope of discovery as the Court deems appropriate.
2. The Commonwealth shall abide by all constitutional and statutory duties of the Commonwealth's Attorney to provide exculpatory and/or impeachment evidence to the accused.
3. A party to this Order may satisfy the requirement to permit the opposing party to inspect and copy or photograph a document, recorded statement or recorded confession by providing an actual duplicate, facsimile or copy of the document.

4 Any material or evidence disclosed or discovered pursuant to this Order and filed with the Clerk of Court shall be placed under seal until it is either admitted as an exhibit at a trial or hearing or the Court enters an order unsealing the specified material or evidence


5 Upon the motion of either party and for good cause this Court may enter a Protective Order in accordance with VA Rule 3A 11(g) with regard to the discovery or inspection required by this Order and in its discretion may order any condition that it deems necessary to the orderly adjudication of the case or to the fair administration of justice


6 That this Order is continuing in nature as set forth in VA Rule 3A 11(h) Both parties shall exercise due diligence to comply with their respective discovery obligations within the timeframes as proscribed by this Order However, for good cause shown or upon a material change in circumstances, either party may move the Court to amend or modify the discovery deadlines as initially set forth by this Order Furthermore, if at any time before or during trial a party discovers the existence of additional material that is subject to discovery under this Order, but which has not been previously disclosed to the opposing party that party shall promptly notify the opposing party of the existence of the additional material If at any time during the pendency of the case it is brought to the attention of the Court that a party has failed to comply with VA Rule 3A 11 or with this Order the Court shall order such party to permit the discovery or inspection of materials not previously disclosed and may grant such other relief authorized by Virginia law as it may in its discretion deem appropriate.

ENTERED this 12th day of December, 2022


Circuit Court Judge

We Ask for This


Joshua N. Lief (VSB No. 37094)
Senior Assistant Attorney General
James R. Herring (VSB No. 93561)
Assistant Attorney General
Office of the Attorney General
202 N. 9th Street, Richmond Va
lief@oag.state.va.us
804-786-0067


Counsel for Defendant
Printed Name Zachary J. Stafford
Address 3900 University Dr. Ste 210
Phone 703-352-8000
Email Zstafford@gmail.com

FILED

2022 DEC -5 A 10:20

PRINCE WILLIAM COUNTY CLERK OF COURSE
PRINCE WILLIAM COUNTY, VA

BY *ls*

PRINCE WILLIAM COUNTY
CIRCUIT COURT CHAMBERS

2022 DEC -5 PM 1:03

RECEIVED

SENT TO:

- _____ **DOC-Department of Corrections (Interface)**
- _____ **ADC-Adult Detention Center (Mailbox)**
- _____ **PO-Probation and Parole (Email)**
- _____ **LOP-Local Offender Probation (Mailbox)**
- _____ **DMV-Department of Motor Vehicles (Interface)**
- _____ **ASAP (Mail)**
- _____ **SOR- Sex Offender Registry (Mail)**
- _____ **Front Office Accounting for Bond Release**
- _____ **Defendant**
- _____ **Commonwealth Attorney (Mailbox)**
- X _____ **Defense Attorney Zachary Stafford (email)**
- _____ **VCSC (Interface)**
- _____ **Protective Order (psccteletype@pwcgov.org)**
- _____ **Other- _____**

SENT ON: 12/14/22 **BY:** Xochitl

VIRGINIA:
IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

Hearing Date: October 21, 2022

Commonwealth of Virginia

CR22001683-00, CR22001684-00
and CR22001685-00

VS.

MICHELLE WHITE

ORDER

The cases came on this day to set the case for arraignment and trial and appearing was/were:


- Assistant Attorney General, James R. Herring
- _____, counsel for the Defendant
- The Defendant

Upon consideration of the evidence presented, if any, and the argument of counsel, it is hereby

ORDERED by the Court as follows:

It is the ORDER of this Court that the cases are:

- Set for Arraignment and Jury Trial for April 3, 4, 5 and 6, 2023 at 10:00 A.M. The Pretrial Conference is set for March 22, 2023 at 1:00 P.M.
- Continued to _____ at _____ for the purpose of _____.
- Set for Revocation Hearing on _____ at _____ before the Honorable _____.
- The Defendant is remanded to jail.
- The defendant is to remain on bond.


 CARROLL A. WEIMER, JR.
 CIRCUIT COURT JUDGE

12/5/22

DATE

*Pursuant to Rule 1:13 of the Rules of the Supreme Court of Virginia, the requirement of endorsement by the parties is dispensed with by the Court.

VIRGINIA:

IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

COMMONWEALTH OF VIRGINIA)	
Plaintiff,	)	CR22001685-00
	)	CR22001684-00
v.	)	Case Number: CR22001683-00
)	
MICHELE WHITE)	
Defendant.)	

AGREED ORDER TO REMOVE ATTORNEY ADVISEMENT HEARING FROM DOCKET

THIS MATTER comes by agreement between the parties to remove the Attorney Advisement Hearing from the Court's docket on November 18, 2022.

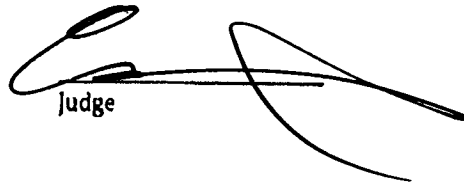
IT APPEARING that the defendant has retained undersigned counsel to represent her in these matters, and

IT APPEARING that both parties have agreed to have the November 18, 2022 hearing removed from that docket, and

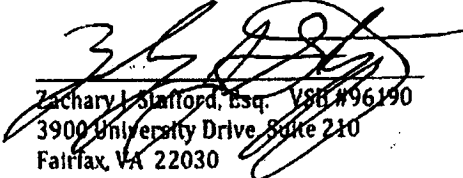
IT APPEARING that all parties are available on March 22, 2023 for a pre-trial hearing, and on April 3, 2023 through April 6, 2023 for trial.

IT IS ORDERED that the attorney advisement hearing on November 18, 2022 is removed from the docket, and neither party need appear on that date.

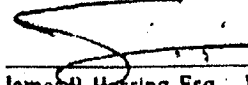
ENTERED this 17 day of November 2022.


Judge

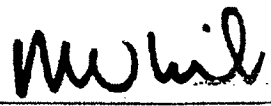
I ASK FOR THIS:


Zachary J. Stafford, Esq. VSB #96190
3900 University Drive, Suite 210
Fairfax, VA 22030
(703) 352-8000
zstafford@gmail.com
Counsel for Defendant

SEEN AND AGREED:


James R. Herring, Esq., VSB # 93561
Office of the Attorney General
202 North 9th Street
Richmond, Virginia 23118
(804) 972-4235
Counsel for Plaintiff

I ASK FOR THIS:


Michele White
Defendant

TRIAL/MOTIONS SETTING OR REMOVAL SHEET

DATE: 11/17/22
MESSAGE TAKER: BTP

Commonwealth

OAG
COUNSEL

VS.

CR 22-1685
1084
1083

Fidele White

Radu Stafford
COUNSEL

TRIAL REMOVAL

Previously set on _____ with/without jury

Settled by agreement of counsel per _____ who understands that an agreed order must be submitted.

MOTION REMOVAL

Previously set on 11/18/22

Agreed Order entered;
Hearing removed

Remove by agreement of counsel per BTP

- _____ Verified with opposing counsel
- _____ JURY removed
- _____ Posted to Case Management System/Marked off docket
- _____ Assigned judge
- _____ Notified chambers

TRIAL/MOTION SETTING OR CONTINUANCE

Approved by Judge _____

If a continuance, date continued from _____

New date: _____ Time: _____

For:
Trial with/without jury
or Motion _____
or Hearing on _____

Requested by: _____ who understands that he/she must notify all parties by letter of date set with copy to Clerk of Circuit Court, and that an agreed order must be submitted upon Judge's approval of a continuance.

CYH Posted to Case Management

Scanned CYH

**VIRGINIA:
IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY**

Hearing Date: September 23, 2022

Commonwealth of Virginia

CR22001683-00, CR22001684-00
CR22001685-00

VS.

MICHELLE WHITE,
Defendant

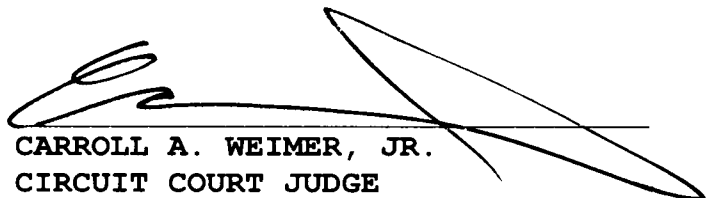
ORDER

The case(s) came on this day to be set for arraignment and trial; and appearing was:

- (X) Joshua Lief and James Herring, the Assistant Attorney Generals
- () _____, counsel for the Defendant
- (X) The Defendant

Upon consideration of the evidence presented, if any, and the argument of counsel, it is hereby **the ORDER of this Court that the case(s) are:**

- (X) **Continued to** October 21, 2022 at 9:00 AM for the purpose of setting a trial date.
- (X) The defendant is to remain on bond.


CARROLL A. WEIMER, JR.
CIRCUIT COURT JUDGE

11/14/22
DATE

*Pursuant to Rule 1:13 of the Rules of the Supreme Court of Virginia, the requirement of endorsement by the parties is dispensed with by the Court.

VIRGINIA:

IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

COMMONWEALTH OF VIRGINIA)	
PRINCE WILLIAM COUNTY)	
	)	Case Nos.: CR22001683-00;
v.	)	CR22001684-00;
	)	CR22001685-00
MICHELLE WHITE	)	Court Date: 11/18/2022
Defendant)	

APPEARANCE OF COUNSEL

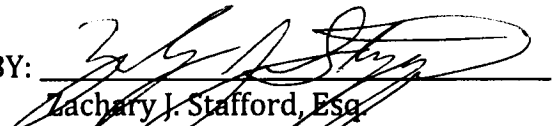
WILL THE CLERK please enter the appearance of the below signed counsel for the defendant, Michelle White, in the above styled matter:

Zachary J. Stafford, Esq.
 Virginia Bar No. 96190
 Lawrence, Smith & Gardner, PC
 3900 University Drive, Suite 210
 Fairfax, Virginia 22030
 (703) 352-8000

The Clerk's consideration is appreciated.

Respectfully submitted,

MICHELLE WHITE
By Counsel

BY: 
 Zachary J. Stafford, Esq.
 Virginia Bar No. 96190
 Lawrence, Smith & Gardner, PC
 3900 University Drive, Suite 210
 Fairfax, Virginia 22030
 Office: (703) 352-8000
 Fax: (703) 352-3370
ZStafford@gmail.com
 Counsel for Defendant

FILED
 2022 NOV -9 A 9:16
 BY: MG

VIRGINIA:
IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

Hearing Date: September 9, 2022

Commonwealth of Virginia

CR22001683-00 to CR22001685-00

VS.

MICHELLE WHITE

ORDER

The case came on this day and appearing were:

- The Assistant Commonwealth's Attorney, Anthony Kostelecky
- _____, counsel for the Defendant
- The Defendant

Upon consideration of the evidence presented, if any, and the argument of counsel, it is hereby **ORDERED** by the Court as follows:

Return On Capias. The cases were set for the Grand Jury on September 6, 2022, and after having been found to be a True Bill, the cases were placed on the September 7, 2022, Term Day docket. The Court ordered a capias to be issued and served upon the defendant as notice of Direct Indictments filed against her. The defendant was advised that she has been arrested on process issued by the Court.

It is the ORDER of this Court that the case is:

- Set for Arraignment and Trial on _____ at 10:00 A.M. for the purpose of:
 - Trial by Jury
 - Trial Without a Jury/Bench Trial
 - Entry of a Guilty Plea
- Continued to September 23, 2022 at 9:00 A.M. for the purpose of setting a date for arraignment and trial.
- Set for a Violation of Pretrial Supervision Hearing on _____ at _____.

The Defendant is to remain on bond.


CARROLL A. WEIMER, JR.
CIRCUIT COURT JUDGE

DATE

11/4/22

CR 22001685-00

CASE NO: CR2200168300-1684

DATE: 10/21/2022 9:00 AM

DEFENDANT: WHITE, MICHELLE

DOB: 5/9/1971

SSN: 230944951

JAIL ()

BOND (X)

PRESENT (✓)

ALIAS:

CASE SET FOR: TBS

CHARGE: NEGLECT DUTY-ELECTION OFFICER

24.2-1001

O/D: 8/1/2020

JUDGE CAW

PROSECUTOR

Herring (AGO)

CT. REPORTER

Peters

TRANSCRIPT ORDERED ()

ATTORNEY:

PROBATION OFFICER:

10/21/2022 JPH

WAIVED: GRAND JURY ()

JURY ()

READING OF CHARGE ()

ARRAIGNED: INDICTMENT ()

WARRANT ()

SUMMONS () PETITION ()

PLEA: NOT GUILTY ()

GUILTY ()

ALFORD ()

ENTERED: DEFENDANT ()

COUNSEL ()

COURT ()

PROSECUTOR

WITNESSES

EXHIBITS

DEFENDANT

WITNESSES

EXHIBITS

Δ: 905-905
needs add'l time to
Retain atty. 4 wks.

AGO: 906-906

Δ: 906-909

Ct Reviews Notice of Opp.
to Hire Counsel w/ Δ.
that was previously signed.

AGO Requesting JURY.

Ct: F/delay is by Δ - ^{finding} Counsel

This time will not count toward speedy trial.



JAMES R. HERRING
Assistant Attorney General

Telephone: (804) 972-4235
E-Mail: jherring@oag.state.va.us

Commonwealth of Virginia

Office of the Attorney General
202 N. 9th Street
Richmond, Virginia 23219

Schedule updated

Ct will set Trial.

3-4 days requested by AGO.

4/3, 4, 5 & 6/2023 @ 10AM. Jwey

3/22/2023 @ 1PM PTC.

Status of Counsel - 1 month. 11/19/2022 @ 9AM.

**NOTICE OF OPPORTUNITY TO HIRE COUNSEL
AND/OR INELIGIBILITY FOR APPOINTED COUNSEL; ORDER**

Commonwealth of Virginia

Case(s) No. CR22001683-00 ~~two~~
CR22001685-00

Prince William County Circuit Court
9311 Lee Avenue, Manassas, VA 20110

Michelle White
Defendant Name

NOTICE

You are charged with an offense(s) that, upon conviction, could result in your being SENTENCED TO INCARCERATION. You have the right to a reasonable opportunity to obtain a lawyer, but you are not required to have one.

If you want a lawyer and cannot afford one, you may ask the Court to appoint a lawyer to represent you. To obtain a court-appointed lawyer, you must apply to: Prince William Circuit Court, Room 310 at least 30 days prior to trial. The telephone number and operating hours of this office are: 8:30 a.m. to 5:00 p.m. - 703-792-6025

ACKNOWLEDGMENT BY DEFENDANT

- I understand that I have the right to hire a lawyer of my own choosing to represent me.
- I understand that I have the right to represent myself without a lawyer.
- I understand that if I appear for trial without having hired a lawyer or without having asked for a court-appointed lawyer, and do not have a sufficient reason, then I may be considered to have waived my right to the assistance of a lawyer and my case may proceed to trial.
- I understand that I will be held to the same rules of procedure and evidence whether or not I have a lawyer.

I understand that my ^{next} trial date is 10/21 at 9:00 ✓
date time

I understand that if I fail to appear on my trial date or any later date to which this case is continued, I may be tried in my absence and a Capias for my arrest may be issued.

I understand these rights to be represented by a lawyer. I understand the manner in which a lawyer can be of assistance and I understand that, if I proceed without a lawyer, I may be confronted with complicated legal issues.

I understand that if I am not a citizen of the United States and if I plead guilty or I am found to be guilty, there may be consequences of deportation, exclusion from admission into the United States, or denial of naturalization pursuant to the laws of the United States.

I also understand that I may waive (give up) my rights to be represented by a lawyer.

I have read and understand this notice and I have received a copy of it.

9/23/22
DATE

9.23.22
DATE

M White
ACCUSED

[Signature]
JUDGE

DEEMED WAIVER AFTER OPPORTUNITY TO HIRE COUNSEL

] The defendant appeared before this court not represented by a lawyer, having been charged with an offense for which he or she could be incarcerated if convicted. The court has determined that the defendant is not indigent according to Virginia Code §19.2-159, or has not made a determination as to the indigency of the defendant because the defendant has not claimed that he is indigent. The court, finding that the defendant has been allowed a reasonable opportunity to employ counsel of his or her own choice and that he or she has failed to do so, will proceed to hear and determine the case, and the above-named defendant is deemed to have waived representation by a lawyer.

DATE

ACCUSED

DATE

JUDGE

CASE NO: CR2200168300 thru CR22-1685-00
DEFENDANT: WHITE, MICHELLE
DOB: 05/09/1971 SSN: 230944951
ALIAS:

DATE: 09/23/2022 9:00 AM

JAIL () BOND (✓) PRESENT (✓)

CASE SET FOR: TBS

CHARGE: NEGLECT DUTY-ELECTION OFFICER

24.2-1001

O/D: 08/01/2020

JUDGE CAW

PROSECUTOR

Lief, Joshua ✓
Herring, James ✓
Attorney General's office
TRANSCRIPT ORDERED ()

CT. REPORTER Sautter

ATTORNEY:



Cell Telephone: (804) 786-0067
Cell Phone: (804) 801-9143
Email: jlief@oag.state.va.us

PROBATION OFFICER:

WAIVED: GRAND JURY () JURY ()
ARRAIGNED: INDICTMENT () WARRANT ()
PLEA: NOT GUILTY () GUILTY ()
ENTERED: DEFENDANT () COUNSEL ()

JOSHUA N. LIEF
Senior Assistant Attorney General and Chief

Commonwealth of Virginia

Office of the Attorney General
202 N. 9th Street
Richmond, Virginia 23219

PROSECUTOR
WITNESSES

EXHIBITS

DEFENDANT
WITNESSES



Telephone: (804) 972-4235
E-Mail: jherring@oag.state.va.us

JAMES R. HERRING
Assistant Attorney General

Commonwealth of Virginia

Office of the Attorney General
202 N. 9th Street
Richmond, Virginia 23219

△ needs more time to obtain counsel

Ct:

cont to 10/21/22 @ 9AM
w/ CAW

A. Tromboni
Deputy Clerk

IN THE CIRCUIT COURT FOR THE 31ST JUDICIAL CIRCUIT

Commonwealth of Virginia

v.

Case No. CR22-1683 to CR22-1685

Michelle White
Defendant

TERM DAY ORDER

THIS MATTER came before the Court on September 7, 2022, for Term Day; and appearing was/were:

- The Commonwealth
- _____ counsel for the Defendant
- The Defendant

By agreement of the parties, this matter is set for:

- Jury Trial
- Bench Trial
- Entry of a Guilty Plea
- Other: _____

On _____, 20____ at _____.

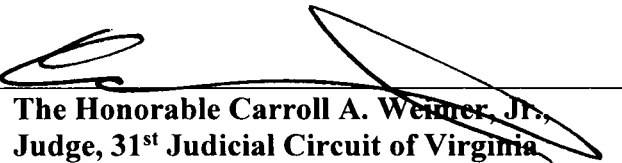
By agreement of the parties, a Pretrial Conference is set on _____.

The Court appoints _____, as counsel for the Defendant in the following cases: _____.

The Court further orders that the defendant be served on the direct indictment capias(es) in the following cases CR22-1683 to CR22-1685. Returnable day after Grand.

Other: _____

ENTERED this 12th day of September, 2022.


The Honorable Carroll A. Weiner, Jr.
Judge, 31st Judicial Circuit of Virginia

DATE: 09/09/2022 9:00 A.M

DEFENDANT: MICHELLE WHITE
DOB: 05/09/1971 SSN: 230-94-4951
ALIAS:

JAIL() BOND(x) PRESENT(✓)
PR

CASE SET FOR: CAPIAS

CASE NUMBER	OFFENSE DESCRIPTION AND INDICATOR (F/M)	OFFENSE DATE	CODE SECTION
CR22001683-00	ELECTION OFFICER NEGLECT DUTY (MISDEMEANOR)	08/01/2020	24.2-1001
CR22001684-00	ELECTION OFFIC CORRUPT CONDUCT (FELONY)	08/01/2020	24.2-1001
CR22001685-00	FALSE STMT ON REQUIRED FORM (FELONY)	11/03/2020	24.2-1016

JUDGE: CAW

PROSECUTOR: Kostecky
TRANSCRIPT ORDERED ()

CT. REPORTER: Peters

ATTORNEY: _____ (RET. OR APT.) PRESENT ()

PROBATION OFFICER: _____

WAIVED: GRAND JURY () JURY () READING OF CHARGE ()
ARRAIGNED: INDICTMENT () WARRANT () SUMMONS () PETITION ()
PLEA: NOT GUILTY () GUILTY () ALFORD ()
ENTERED BY: DEF. () COUNSEL () COURT ()

PROSECUTOR WITNESSES

EXHIBITS

DEFENDANT WITNESSES

EXHIBITS

I will retain attorney
9/23/22 9am TBS
to be set on CAW docket

POSTED
9/9/22

LAST NAME FIRST MIDDLE SUFFIX OCA F.B.I. Number S.I.D. Number
 WHITE, MICHELE 4181812

ALIAS AND/OR NICKNAME PLACE OF BIRTH(CITY - COUNTY) STATE CENTRY COC IIN
 CHARLOTTEVILLE VA US US

SEX RACE DOB SOCIAL SECURITY NUMBER HEIGHT WEIGHT EYES HAIR SCARS, MARKS, TATTOOS
 F W 05/09/71 230944951 503 145 HAZ BRO

HOME ADDRESS STREET CITY - TOWN STATE ZIP CODE RESIDENT OF CITY OR COUNTY
 300 ELLICOTT ST OCCOQUAN VA 22125 PRINCE WILLIAM CO

ELECT: FALSE STATEMENT ON FORM REQUIRED BY TITLE
 24.2-1016 F

**ORIGINAL DISPOSITION
 WHEN COMPLETED MAIL TO:**
 VIRGINIA STATE POLICE
 RECORDS MANAGEMENT DIVISION
 CENTRAL CRIMINAL RECORDS EXCHANGE
 P.O. BOX 27472
 RICHMOND, VA 23261-7472

VA0750000 DATE OF OFFENSE JURISDICTION
 11/03/2020 076
 SO PRINCE WM CO VA DATE OF ARREST JURISDICTION
 09/07/2022
 PHOTO AVAILABLE THIS ARREST ARRESTING OFFICER (LAST, FIRST, MI) SHIELD/CODE
 X M PIFER 6734

DISTRICT COURT OF CITY OR COUNTY CASE NUMBER INITIAL COURT DATE
 GEN DIST JDR
 CIRCUIT COURT OF CITY OR COUNTY CASE NUMBER DATE OF FILING

DISPOSITION (CHECK ONE)
 GUILTY DISMISS
 ADJUDICATED DELINQUENT NOLLE PROSEQUI
 DEFERRED ADJUDICATION NOT GUILTY - INSANITY
 NOT GUILTY CERTIFIED TO GRAND JURY

DISPOSITION (CHECK ONE)
 GUILTY DISMISS
 ADJUDICATED DELINQUENT NOLLE PROSEQUI
 DEFERRED ADJUDICATION NO TRUE BILL
 NOT GUILTY NOT GUILTY - INSANITY

GUILTY/CONVICTED OF: FELONY ORIGINAL CHARGE
 MISDEMEANOR AMENDED CHARGE
 CODE SECTION _____
 CHARGE: _____

GUILTY/CONVICTED OF: FELONY ORIGINAL CHARGE
 MISDEMEANOR AMENDED CHARGE
 CODE SECTION _____
 CHARGE: _____

SENTENCE IMPOSED BY COURT MONTHS DAYS
 TOTAL TIME IMPOSED _____
 TOTAL TIME SUSPENDED _____
 PROBATION: SUPERVISED UNSUPERVISED

SENTENCE IMPOSED BY COURT YEARS MONTHS DAYS
 TOTAL TIME IMPOSED _____
 TOTAL TIME SUSPENDED _____
 PROBATION: SUPERVISED UNSUPERVISED

DATE OF FINAL DISPOSITION: _____

PD CASE NUMBER: CR2200168300
 OFFENSE LOCATION: PRINCE WILLI
 SUBCENSUS TRACT:
 PD STATION CODE:



Booking Number: PWCPD
 OFFENSE TRACKING NUMBER: 153CR2200168500



FILED

· 2022 SEP -8 1A 7:04 ·

CIRCUIT COURT CLERKS OFFICE
PRINCE WILLIAM COUNTY, VA

BY js DEPUTY

B

RECOGNIZANCE

Va. Code §§ 9.1-185, 9.1-185.8, 19.2-123, 19.2-143, 19.2-258

Sep 09, 2022 09:00 AM

HEARING DATE AND TIME

Prince William CIRCUIT

9311 Lee Avenue, 3rd Floor, Manassas, VA 20110

COURT - CITY OR COUNTY

COURT - STREET ADDRESS

[x] Commonwealth of Virginia v. WHITE, MICHELLE

DEFENDANT - NAME (LAST, FIRST, MIDDLE)

[]

300 Ellicott St. 2, Occoquan, VA 22125

DEFENDANT - RESIDENTIAL ADDRESS AND TELEPHONE NUMBER

Mailing address: [x] Same as above OR []

I certify that this document contains my current mailing address.

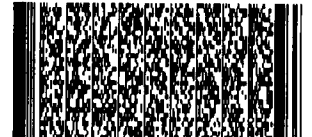
CHARGES(s):

Table with 4 columns: Offense Tracking Number, Virginia Crime Code (For Administrative Use Only), Code Section, Case Number. Contains three rows of charges with descriptions like 'ELECTION OFFICER NEGLECT DUTY' and 'FALSE STMT ON REQUIRED FORM'.

[] Addendum listing additional charges is attached and incorporated.

I, THE DEFENDANT, as a condition of my release from custody, by signing this form, promise to appear in court on the date and time noted above. If this date, time or place is changed for any reason by any court or judge, I also promise to appear as so directed. I understand that I [x] may [] may not leave the Commonwealth of Virginia until my case, and any appeals in my case, are finished. I further agree to keep the peace and be of good behavior and agree to the conditions listed below.

Handwritten signature



Notice to the Defendant: You must accompany the arresting officer to the jurisdiction's fingerprinting facility to have your photograph and fingerprints taken prior to your release, if the arresting officer requires you to do so.

I, THE DEFENDANT, UNDERSTAND THAT: (1) If I fail to obey the conditions, I may be ARRESTED and, bail may be revoked; (2) if I fail to appear, the court may try and convict me in my absence; (3) if I fail to appear in the Circuit Court on a misdemeanor charge, I give up my right to a jury trial; (4) failure to appear is a separate crime; (5) I must promptly notify the court of any change in my mailing address or where I live while this case is pending.

Handwritten signature of defendant

SIGNATURE OF DEFENDANT

09/07/2022

DATE

09/06/22

COMMONWEALTH OF VIRGINIA

vs.

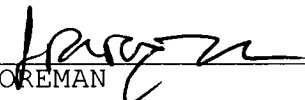
INDICTMENT FOR A FELONY
(False Statement regarding
Election)

MICHELE WHITE

CR22 00685-00

THE GRAND JURY for the 31st Judicial Circuit,
comprising the County of Prince William and the Cities of
Manassas and Manassas Park, charges that between the 3rd day of
November, and the 10th day of November, 2020, in the aforesaid
Judicial Circuit, the accused, MICHELE WHITE, feloniously and
willfully made a false material statement or entry made in any
statement, form, or report required by the 24.2 title of the
Virginia Code, in violation of Section 24.2-1016 of the Code
of Virginia, 1950, as amended. (VOT-5133-F5)

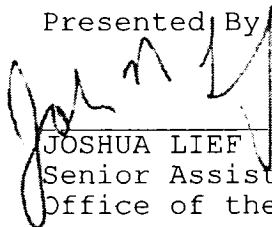
A TRUE BILL
~~NOT A TRUE BILL~~
(Strike out one)


FOREMAN

WITNESSES summonsed by the Commonwealth, sworn
and sent to testify before the Grand Jury:

Senior Financial Investigator Mark P. de Almeida

Presented By


JOSHUA LIEF
Senior Assistant Attorney General
Office of the Attorney General

000066

MAKE RETURN ON THIS COPY

CAPIAS

Commonwealth of Virginia VA. CODE §§ 19.2-310.2:1, 19.2-310.3:1, RULE 3A:7

PRINCE WILLIAM COUNTY

Circuit Court

ACCUSED:

MICHELLE WHITE

300 ELLICOTT STREET 2

OCCOQUAN, VA 22125

COMPLETE DATA BELOW IF KNOWN

RACE	SEX	BORN			HT.		WGT.	EYES	HAIR
		MO.	DAY	YR.	FT.	IN.			
W	F	05	09	1971	5	3	145	H2	BLO

SSN 230-94-4951

TO: SENIOR FINANCIAL INV. MARK P. DE ALMEIDA DESIGNATION OF OFFICER

or any other authorized officer:

You are hereby commanded in the name of the Commonwealth to forthwith arrest the accused and to bring him/her before a judicial officer to answer the charge(s) listed below, which the accused is alleged to have committed as charged in a/an

[X] Pursuant to Va. Code § 19.2-130.1, the judge orders that the magistrate shall set the bail terms in accordance with the following, unless circumstances exist that require more restrictive terms: BOND, IF ANY, TO BE SET BY MAGISTRATE AND [] may [] may not set additional terms and conditions.

- [x] indictment dated SEPTEMBER 6, 2022 [] presentment dated [] information dated

[] Information to consider in determining bail:

CHARGES(s):

Offense Tracking Number	Virginia Crime Code (For Administrative Use Only)	Code Section	Case Number
153CR2200168300	VOT-5110-M1	24.2-1001	CR22001683-00
Offense Date: 08/01/2020	Description: ELECTION OFFICER NEGLECT DUTY		
153CR2200168400	VOT-5109-F5	24.2-1001	CR22001684-00
Offense Date: 08/01/2020	Description: ELECTION OFFIC CORRUPT CONDUCT		
153CR2200168500	VOT-5133-F5	24.2-1016	CR22001685-00
Offense Date: 11/03/2020	Description: FALSE STMT ON REQUIRED FORM		

[] Addendum listing additional charges is attached and incorporated.

SEPTEMBER 7, 2022

JACQUELINE SMITH, ESQUIRE, Clerk

DATE ISSUED

[X] CLERK [] JUDGE [] MAGISTRATE

by

CHALE

DEPUTY CLERK

[X] CCRE Report Needed (if checked)

Return date (Circuit Court Use Only) DAF

EXECUTED by arresting the accused named above on this day: 9-7-22 1545 HRS. DATE AND TIME

If the accused is arrested for an offense for which a DNA sample is required upon arrest by Virginia Code § 19.2-310.2:1, such sample shall be taken prior to the accused's release from custody. No DNA sample shall be taken if a DNA sample has been previously taken.

[] DNA sample taken [] DNA sample on file [] DNA sample not required

M. PIERRE ARRESTING OFFICER

6734 PWCSO 076 BADGE NO., AGENCY AND JURISDICTION

for

G. HALL SHERIFF

9-7-22 DATE

09/06/22

COMMONWEALTH OF VIRGINIA

vs.

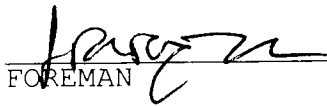
INDICTMENT FOR A FELONY
(False Statement regarding
Election)

MICHELE WHITE

CR22 001685-00

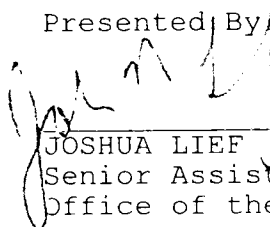
THE GRAND JURY for the 31st Judicial Circuit,
comprising the County of Prince William and the Cities of
Manassas and Manassas Park, charges that between the 3rd day of
November, and the 10th day of November, 2020, in the aforesaid
Judicial Circuit, the accused, MICHELE WHITE, feloniously and
willfully made a false material statement or entry made in any
statement, form, or report required by the 24.2 title of the
Virginia Code, in violation of Section 24.2-1016 of the Code
of Virginia, 1950, as amended. (VOT-5133-F5)

A TRUE BILL
~~NOT A TRUE BILL~~
(Strike out one)


FOREMAN

WITNESSES summonsed by the Commonwealth, sworn
and sent to testify before the Grand Jury:
Senior Financial Investigator Mark P. de Almeida

Presented By


JOSHUA LIEF
Senior Assistant Attorney General
Office of the Attorney General

000066

09/06/22

COMMONWEALTH OF VIRGINIA

vs.

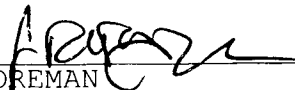
MICHELE WHITE

INDICTMENT FOR A MISDEMEANOR
(Neglect of Duty by
Election Officer)

042200168300

THE GRAND JURY for the 31st Judicial Circuit,
comprising the County of Prince William and the Cities of
Manassas and Manassas Park, charges that between the 1st day of
August, 2020, and the 31st day of December, 2020, in the
aforesaid Judicial Circuit, the accused, MICHELE WHITE, did
willfully neglect their duty as an officer of an election,
member of an electoral board, or other person enjoined by law
relative to any election, in violation of Section 24.2-1001 of
the Code of Virginia, 1950, as amended. (VOT-5110-M1)

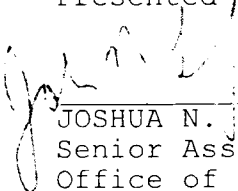
A TRUE BILL
~~NOT A TRUE BILL~~
(Strike out one)


FOREMAN

WITNESSES summonsed by the Commonwealth, sworn
and sent to testify before the Grand Jury:

Senior Financial Investigator Mark P. de Almeida

Presented By:


JOSHUA N. LIEF
Senior Assistant Attorney General
Office of the Attorney General

0-00001

09/06/22

COMMONWEALTH OF VIRGINIA

vs.

INDICTMENT FOR A FELONY
(Corrupt Conduct by
Election Officer)

MICHELE WHITE

CL22001684-00

THE GRAND JURY for the 31st Judicial Circuit,
comprising the County of Prince William and the Cities of
Manassas and Manassas Park, charges that between the 1st day of
August, 2020, and the 31st day of December, 2020, in the
aforesaid Judicial Circuit, the accused, MICHELE WHITE, did
feloniously engage in corrupt conduct as an officer of an
election, member of an electoral board, or other person
enjoined by law relative to any election, in violation of
Section 24.2-1001 of the Code of Virginia, 1950, as
amended. (VOT-5109-F5)

A TRUE BILL
~~NOT A TRUE BILL~~
(Strike out one)

[Signature]
FOREMAN

WITNESSES summonsed by the Commonwealth, sworn
and sent to testify before the Grand Jury:
Senior Financial Investigator Mark P. de Almeida

Presented By:

[Signature]

JOSHUA N. LIEF
Senior Assistant Attorney General
Office of the Attorney General

000065

CAPIAS

Commonwealth of Virginia VA. CODE §§ 19.2-310.2:1, 19.2-310.3:1, RULE 3A:7

PRINCE WILLIAM COUNTY

Circuit Court

ACCUSED:

MICHELLE WHITE

300 ELLICOTT STREET 2

OCCOQUAN, VA 22125

COMPLETE DATA BELOW IF KNOWN

RACE	SEX	BORN			HT.		WGT.	EYES	HAIR
		MO.	DAY	YR.	FT.	IN.			
W	F	05	09	1971					

SSN: 230-94-4951

TO: SENIOR FINANCIAL INV. MARK P. DE ALMEIDA

DESIGNATION OF OFFICER

or any other authorized officer:

You are hereby commanded in the name of the Commonwealth to forthwith arrest the accused and to bring him/her before a judicial officer to answer the charge(s) listed below, which the accused is alleged to have committed as charged in a/an

- indictment dated SEPTEMBER 6, 2022
- presentment dated
- information dated

Pursuant to Va. Code § 19.2-130.1, the judge orders that the magistrate shall set the bail terms in accordance with the following, unless circumstances exist that require more restrictive terms:
BOND, IF ANY, TO BE SET BY MAGISTRATE

AND may may not set additional terms and conditions.

Information to consider in determining bail:

CHARGES(s):

Offense Tracking Number	Virginia Crime Code (For Administrative Use Only)	Code Section	Case Number
153CR2200168300	VOT-5110-M1	24.2-1001	CR22001683-00
Offense Date: 08/01/2020 Description: ELECTION OFFICER NEGLECT DUTY			
153CR2200168400	VOT-5109-F5	24.2-1001	CR22001684-00
Offense Date: 08/01/2020 Description: ELECTION OFFIC CORRUPT CONDUCT			
153CR2200168500	VOT-5133-F5	24.2-1016	CR22001685-00
Offense Date: 11/03/2020 Description: FALSE STMT ON REQUIRED FORM			

Addendum listing additional charges is attached and incorporated.

SEPTEMBER 7, 2022

DATE ISSUED

JACQUELINE SMITH, ESQUIRE, Clerk

CLERK JUDGE MAGISTRATE

by

C. Hale

DEPUTY CLERK

CCRE Report Needed (if checked)

Return date (Circuit Court Use Only) DAF

EXECUTED by arresting the accused named above on this day:

DATE AND TIME

If the accused is arrested for an offense for which a DNA sample is required upon arrest by Virginia Code § 19.2-310.2:1, such sample shall be taken prior to the accused's release from custody. No DNA sample shall be taken if a DNA sample has been previously taken.

DNA sample taken DNA sample on file DNA sample not required

ARRESTING OFFICER

BADGE NO., AGENCY AND JURISDICTION

for

SHERIFF

DATE

09/06/22

COMMONWEALTH OF VIRGINIA

vs.

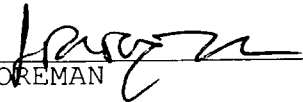
INDICTMENT FOR A FELONY
(False Statement regarding
Election)

MICHELE WHITE

CR22 00685-00

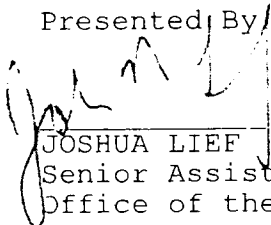
THE GRAND JURY for the 31st Judicial Circuit,
comprising the County of Prince William and the Cities of
Manassas and Manassas Park, charges that between the 3rd day of
November, and the 10th day of November, 2020, in the aforesaid
Judicial Circuit, the accused, MICHELE WHITE, feloniously and
willfully made a false material statement or entry made in any
statement, form, or report required by the 24.2 title of the
Virginia Code, in violation of Section 24.2-1016 of the Code
of Virginia, 1950, as amended. (VOT-5133-F5)

A TRUE BILL
~~NOT A TRUE BILL~~
(Strike out one)


FOREMAN

WITNESSES summonsed by the Commonwealth, sworn
and sent to testify before the Grand Jury:
Senior Financial Investigator Mark P. de Almeida

Presented By


JOSHUA LIEF
Senior Assistant Attorney General
Office of the Attorney General

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