



NORTH DAKOTA BUREAU OF CRIMINAL INVESTIGATION

Initial Report BCI17-00337/1

Report Date: 05/15/2017

Primary Information

Description: **Review of Petitions**
 Occurrence From: **01/19/2017 00:00**
 Occurrence To: **04/19/2017 00:00**
 Reporting LEO: **MILLER, CASEY (BISMARCK / NORTH DAKOTA BUREAU OF CRIMINAL INVESTIGATION)**
 Approval Status: **Approved**
 Approved Date: **05/17/2017**
 Approved By: **PFENNIG, PHIL (BUREAU OF CRIMINAL INVESTIGATION / NORTH DAKOTA BUREAU OF CRIMINAL INVESTIGATION)**

Synopsis

On April 28, 2017, North Dakota Bureau of Criminal Investigation (NDBCI) agents met with Bismarck City administrators in Bismarck, North Dakota, about potential issues with the petitions for the recall of the Bismarck mayor. NDBCI assistance was requested from the Bismarck Police Department after the City Administrators wanted some petitions to be investigated.

Distribution

Casey Miller, NDBCI Bismarck, Bismarck, ND, w/attach
 Bismarck City Attorney's Office, Bismarck, ND, w/attach
 Burleigh County State's Attorney's Office, Bismarck, ND, w/attach

Addresses

Relationship	Address
OCURRED	UNKNOWN 1700337, BISMARCK, NORTH DAKOTA , UNITED STATES

Offenses

Offense Type	Offense	Attempted/Committed	Statute	UCR Class
OTHER	Other Noncriminal	COMMITTED	NONE	NONE

Subjects

Relationship	Name	Bio	DOB
SUSPECT	CABRERA, GERARDO (PERSON)	28 yr. old, UNKNOWN, MALE	
SUSPECT	CABRERA, MARISOL (PERSON)	27 yr. old, UNKNOWN, FEMALE	
SUSPECT	DAHLIN, DILLAN JEROME (PERSON)	25 yr. old, WHITE, MALE	
SUSPECT	DAHLIN, DUSTIN PAUL (PERSON)	21 yr. old, WHITE, MALE	
SUSPECT	GANJE, CAITLIN BOND ESTRADA (PERSON)	26 yr. old, WHITE, FEMALE	
SUSPECT	GAWRYLOW, DUSTIN NICHOLAS (PERSON)	34 yr. old, WHITE, MALE	
SUSPECT	HORN, JENNIFER ANN (PERSON)	41 yr. old, WHITE, FEMALE	
SUSPECT	HULM, CASSANDRA RAE (PERSON)	20 yr. old, WHITE, FEMALE	
SUSPECT	MALONEY, BONNIE BETH (PERSON)	44 yr. old, WHITE, FEMALE	
SUSPECT	MALONEY, PAUL CAMERON (PERSON)	38 yr. old, WHITE, MALE	
SUSPECT	MOTSCHENBACHER, MICHAEL R (PERSON)	44 yr. old, WHITE, MALE	
SUSPECT	SCHNEIDER, VICKI L (PERSON)	66 yr. old, WHITE, FEMALE	
SUSPECT	SCHUH, CODY JOHN (PERSON)	23 yr. old, WHITE, MALE	
SUSPECT	SEMINARY, DEBORAH JANE (PERSON)	56 yr. old, WHITE, FEMALE	
SUSPECT	SHAW, RONALD DALE (PERSON)	70 yr. old, WHITE, MALE	

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NORTH DAKOTA BUREAU OF CRIMINAL INVESTIGATION

Initial Report BCI17-00337/1

Report Date: 05/15/2017

Subjects - Continued

<u>Relationship</u>	<u>Name</u>	<u>Bio</u>	<u>DOB</u>
SUSPECT	TUTTLE, CHARLES JOSEPH (PERSON)	56 yr. old, WHITE, MALE	██████████
MENTIONED	BAKKEN, STEVE (PERSON)	UNKNOWN, MALE	---
MENTIONED	HUNKE, KEITH (PERSON)	UNKNOWN, MALE	---
MENTIONED	TOMANEK, JASON (PERSON)	UNKNOWN, MALE	---
MENTIONED	WHITMAN, CHARLIE (PERSON)	UNKNOWN, MALE	---

Narrative begins on the following page.

CASE/REPORT #: BCI17-00337/1

Report Title: Review of Petitions

Details:

(ALL TIMES ARE APPROXIMATE)

1. On April 28, 2017, Supervisory Special Agent (SS/A) Tim Erickson and Special Agent (S/A) Casey Miller met with Keith Hunke, Jason Tomanek, and Charlie Whitman at the City Administration building. Agents were informed that the petition for the recall of the Bismarck mayor was turned in. The City Administrators had conducted a review of the petitions and observed some potential issues with some of the petitions. There was a request for the Bismarck Police Department in Bismarck, North Dakota, to investigate the petitions that had questions. The Bismarck Police Department then requested North Dakota Bureau of Criminal Investigation (NDBC) assistance to conduct the investigation.
2. Agents were provided nineteen (19) petitions that the City Administrators felt had potential issues. All of the petitions the city had received were numbered for easier identifying. Agents were given petition numbers 12, 24, 27, 32, 35, 37, 40, 42, 43, 46, 52, 57, 66, 74, 75, 76, 77, 78, 79. The following is a list of what the City Administrators observed on the petitions:
 - A. Petition No. 12: CODY SCHUH did not sign the petition as a circulator; however, the notary that stamped the petition (CAITLIN E. GANJE) indicated that CODY SCHUH signed the petition.
 - B. Petition No. 24: Line 1 - The address appears to have been altered. (RONALD SHAW attested to this petition.)
 - C. Petition No. 24: Line 13 - Alleged forged signature of VICKI SCHNEIDER.
 - D. Petition No. 27: The dates on the three (3) page petition are not in sequence; this indicates the petition was not circulated in the entire three (3) page format.
 - E. Petition No. 32: The dates on the three (3) page petition are not in sequence; this indicates the petition was not circulated in the entire three (3) page format.
 - F. Petition No. 35: The dates on the three (3) page petition are not in sequence; this indicates the petition was not circulated in the entire three (3) page format.
 - G. Petition No. 35: Line 10 - The Mandan address appears to have been altered to appear as a Bismarck address.
 - H. Petition No. 37: The dates on the three (3) page petition are not in sequence; this indicates the petition was not circulated in the entire three (3) page format.

- I. Petition No. 37: Line 10 - The Mandan address seems to have been altered to appear as a Bismarck address.
 - J. Petition No. 40: Line 18 - The Mandan address seems to have been altered to appear as a Bismarck address.
 - K. Petition No. 42: Line 20 - The Mandan address seems to have been altered to appear as a Bismarck address.
 - L. Petition No. 43: Line 9 - The Lincoln address seems to have been altered to appear as a Bismarck address.
 - M. Petition No. 46: Line 10 to Line 24 - The dates may have been added by others than those who signed the petition.
 - N. Petition No. 52: Line 13 - "Bismarck" may have been added by others; the actual address is a Hebron, North Dakota, address ("523 N East St," Hebron, North Dakota 58638).
 - O. Petition No. 57: Line 28 and Line 29 - Similar handwriting; possibly one (1) individual signing for two (2) people.
 - P. Petition No. 66: Line 1 and Line 2 - Same printed last name but spelled two (2) different ways.
 - Q. Petition No. 74 to Petition No. 79 were collected by CHARLES TUTTLE. There was the question whether or not TUTTLE established residency in Bismarck as it is believed that TUTTLE lives in Minot, North Dakota.
3. Agents were informed that part of the recall is that there are individuals that will collect the signatures of individuals that want their signatures on the petition. The individuals that collect the signatures are called "circulators." To be a circulator for this petition, you would have had to have been a resident of the city of Bismarck for thirty (30) days and on the thirty-first (31st) day you would be eligible to collect signatures.
 4. The petition itself was a three (3) page packet that was supposed to stay together while signatures were being collected.
 5. During the meeting, agents were informed that Jason Tomanek was believed to have located a false signature. Tomanek explained that while going through the petitions Tomanek observed a signature of VICKI SCHNEIDER. The signature is on Petition No. 24, Line 13. Tomanek explained that Tomanek knows VICKI SCHNEIDER's husband. What caught Tomanek's attention was the fact the printed last name "SCHNEIDER" appears to have been spelled wrong; also the address is hard to read and overall poorly written. Tomanek explained that he had made contact with Harvey Schneider, VICKI SCHNEIDER's husband, and had emailed Harvey Schneider the portion of the petition that had VICKI SCHNEIDER's information, Line 13. Tomanek explained that Harvey Schneider had stated that Harvey Schneider and VICKI SCHNEIDER went to the homebuilders show at the Bismarck Event Center but his wife did not sign the petition. Harvey Schneider showed the signature and information to VICKI SCHNEIDER who confirmed that was not her signature. Tomanek received an

email from Harvey Schneider stating that VICKI SCHNEIDER confirmed that it was not her signature. Tomanek also completed a statement with the events between Tomanek and Harvey Schneider. The statement that Tomanek wrote, a copy of the signature and information that was sent to Harvey Schneider, and the email between Harvey Schneider and Tomanek are attached to this report.

6. Agents were also told about potential other issues with some of the petitions. S/A Miller was told that this needed to be completed by May 18, 2017. Tomanek was going to email S/A Miller the petitions that were in question.
7. On May 1, 2017, at 11:04 a.m., S/A Miller called and spoke with Harvey Schneider. Harvey Schneider explained the same events that Tomanek had explained to agents on April 28, 2017. Harvey Schneider explained when they went to the Event Center that there were tables outside of the building. VICKI SCHNEIDER went up to the table and Harvey Schneider did not. S/A Miller asked Harvey Schneider to have VICKI SCHNEIDER call S/A Miller so S/A Miller could meet with VICKI SCHNEIDER. Later that day, S/A Miller spoke with VICKI SCHNEIDER and arranged to interview VICKI SCHNEIDER at her residence on May 3, 2017, at 1:30 p.m.
8. On May 2, 2017, at 10:34 a.m., S/A Miller met with DEBORAH (DEB) SEMINARY at a local business in Bismarck. DEB SEMINARY provided information on CHARLES TUTTLE. The information was that DEB SEMINARY had personally observed TUTTLE in the Bismarck area in early March with a female. DEB SEMINARY described the timeframe as being before the Capitol east doors were opened. The second (2nd) time observing TUTTLE was when TUTTLE was by himself at the post office. The third (3rd) time observing TUTTLE was when TUTTLE was by himself at the Department of Transportation building. DEB SEMINARY also stated that TUTTLE was at the hockey rink by the YMCA on March 25, 2017. DEB SEMINARY stated that there was a news segment on KX News where TUTTLE was interviewed for Shared Parenting. During the news broadcast, it showed TUTTLE's name as being from Minot. DEB SEMINARY wanted S/A Miller to know that TUTTLE was in the area collecting signatures and that he also lives in Minot.
9. On May 2, 2017, at 1:22 p.m., S/A Miller interviewed VICKI SCHNEIDER at VICKI SCHNEIDER's residence. VICKI SCHNEIDER's signature was on a petition from RONALD SHAW, Petition No. 24. It was believed that VICKI SCHNEIDER's signature was forged. The interview was recorded and is attached to this report. During the interview, S/A Miller received a voluntary handwriting sample from VICKI SCHNEIDER that is also attached to this report. The following is information from the interview; see the audio recording for exact details:
 - A. VICKI SCHNEIDER indicated that she and her husband had gone to the Event Center a couple of times throughout the year; one (1) was for the sports show and the other was for Dakota products.
 - B. On February 11, 2017, the people gathering the signatures were outside of the building.
 - C. One (1) of the times at the Event Center was for the mayor recall and the other time at the Event Center was for a tax deduction.

- D. VICKI SCHNEIDER could not remember which occasion it was at the Event Center but there were a couple of people that were collecting signatures and some of them had a clipboard.
 - E. During one (1) of the times at the Event Center, VICKI SCHNEIDER purchased a pink in color Trump hat for Twenty Dollars (\$20). VICKI SCHNEIDER said that there was a male at the table where she bought the hat. VICKI SCHNEIDER could not remember if the male was collecting signatures or not.
 - F. There were two (2) separate petitions that day.
 - G. VICKI SCHNEIDER gave no one permission to sign her name on that petition.
 - H. Harvey Schneider did not talk to any of the circulators.
 - I. VICKI SCHNEIDER knows that she signed a petition that was on a clipboard. VICKI SCHNEIDER thought she signed the tax petition.
 - J. VICKI SCHNEIDER thought that she had signed the petition before buying the Trump hat.
 - K. VICKI SCHNEIDER stated that she did not intend to sign the mayor recall petition if that is what happened.
 - L. S/A Miller then conducted a photograph lineup with RONALD SHAW's photograph inside. VICKI SCHNEIDER was unable to identify the photograph of SHAW.
 - M. VICKI SCHNEIDER was asked if she thought the signature on the petition was hers. VICKI SCHNEIDER answered, "I don't think it is."
 - N. S/A Miller asked what percentage VICKI SCHNEIDER was at that she felt that was not her signature. VICKI SCHNEIDER answered, "Ninety-seven percent (97%)."
 - O. The Sports Show was on February 10 through February 12. The Home Show was on February 17. VICKI SCHNEIDER located a picture of her wearing the Trump hat. The photograph was taken on February 18. VICKI SCHNEIDER then stated it was taken right after purchasing the hat.
 - P. VICKI SCHNEIDER believed that she did not sign a petition on the day she bought the Trump hat.
 - Q. The interview ended at 1:58 p.m.
10. On May 2, 2017, S/A Miller met with Al Jaeger and Lee Ann Oliver with the North Dakota Secretary of State's Office. S/A Miller advised of a petition that did not have the signature of the circulator but the notary public still notarized the petition.
11. On May 3, 2017, S/A Miller completed many interviews. It was not until 6:14 p.m. when S/A Miller realized that the recorder time was behind by one (1) hour and two (2)

minutes. The times on this report will be correct, but the attached audio files will show that the audio files are one (1) hour and two (2) minutes behind the actual time.

12. On May 3, 2017, at 1:10 p.m., S/A Miller met with CAITLIN GANJE at the American Bank Center in Bismarck on Rosser Avenue. GANJE was the notary public for CODY SCHUH. SCHUH was a circulator of some petitions. Petition No. 12 was filled out by SCHUH but where SCHUH was supposed to sign as the circulator there is no signature. GANJE still notarized the petition without the signature. S/A Miller recorded the interview and it is attached to this report. The following is information from the interview; see the audio recording for exact details:
 - A. GANJE is a notary public for American Bank Center.
 - B. CODY SCHUH is a bank customer.
 - C. As part of being a bank customer, the customer gets free notary work.
 - D. GANJE looked at her notary book and was able to tell S/A Miller that SCHUH came in on April 14th and April 18th.
 - E. GANJE notarized multiple petitions for SCHUH.
 - F. GANJE confirmed that the signature on Petition No. 12 was her signature as the notary.
 - G. GANJE was shown that SCHUH did not sign in the circulator area.
 - H. GANJE stated that she had notarized twenty (20) to thirty (30) petitions that day and must have forgotten to observe the signature on this petition.
 - I. GANJE stated that she observed SCHUH fill out the top portion of the petitions and then sign the bottom portion. SCHUH even had his driver's license out.
 - J. GANJE identified a photograph of SCHUH as the individual that had the petitions.

13. On May 3, 2017, at 2:54 p.m., S/A Miller met with CODY SCHUH at Shooter's Inc in Bismarck. SCHUH was a circulator of some petitions. Petition No. 12 was filled out by SCHUH but where SCHUH was supposed to sign as the circulator, there is no signature. S/A Miller recorded the interview and it is attached to this report. The following is information from the interview; see the audio recording for exact details:
 - A. SCHUH was able to identify Petition No. 12 as a petition that SCHUH circulated.
 - B. SCHUH explained that SCHUH had all the petitions notarized at the same time at the bank.
 - C. S/A Miller showed a picture of GANJE and SCHUH confirmed that GANJE was the individual that notarized the petition. SCHUH stated that SCHUH notarized a large amount of petitions at once.

- D. SCHUH confirmed that the handwriting on Petition No.12 was SCHUH's handwriting. SCHUH had just forgotten to sign the signature portion.
14. On May 3, 2017, at 3:27 p.m., S/A Miller met with MARISOL and GERARDO CABRERA at their residence. MARISOL and GERARDO CABRERA's printed portion on a petition from CASSANDRA HULM, Petition No. 57, appeared to be the same handwriting. It was believed that MARISOL and GERARDO CABRERA's signatures may be from different or the same individual(s). The interview was recorded and is attached to this report; see the audio recording for exact details:
- A. Two (2) people came by and MARISOL and GERARDO CABRERA did not know what it was for.
- B. MARISOL and GERARDO CABRERA both mentioned that there was a petition at the Department of Transportation that they signed. Both MARISOL and GERARDO CABRERA thought the petition at the Department of Transportation was for the Dakota Access Pipeline (DAPL).
- C. MARISOL and GERARDO CABRERA did not mean to sign for the recall of the mayor.
- D. S/A Miller showed Petition No.57 and S/A Miller explained that the filled in portion looked like the same handwriting. MARISOL and GERARDO CABRERA said that MARISOL CABRERA filled in the printed portion of the form and then MARISOL and GERARDO CABRERA each signed their names in the signature portion.
- E. S/A Miller then spoke to MARISOL and GERARDO CABRERA about the petition at the Department of Transportation. MARISOL and GERARDO CABRERA kept saying that the petition at the Department of Transportation was for the pipeline. S/A Miller was under the belief that Petition No. 57, which was circulated by CASSANDRA HULM, was the one that MARISOL and GERARDO CABRERA signed at the Department of Transportation. MARISOL and GERARDO CABRERA said that a male wearing a red hat, possibly a Trump hat, was the individual that had the petition that MARISOL and GERARDO CABRERA signed. MARISOL and GERARDO CABRERA explained that there was no female there for the petition. S/A Miller then showed photographs of males with CHARLES TUTTLE in the photographs. GERARDO CABRERA thought the photograph of TUTTLE was the individual that was at the Department of Transportation. S/A Miller then showed a photograph of CASSANDRA HULM and was informed that HULM was not at the Department of Transportation when MARISOL and GERARDO CABRERA signed the petition.
15. S/A Miller left MARISOL and GERARDO CABRERA's residence to get a colored photograph of CASSANDRA HULM and a photograph of TUTTLE when TUTTLE was standing outside in Minot, North Dakota. S/A Miller then returned to MARISOL and GERARDO CABRERA's residence to show the colored photographs. On May 3, 2017, at 5:02 p.m., S/A Miller recorded the second (2nd) interview with MARISOL and GERARDO CABRERA and it is attached to this report; see the audio recording for exact details:

- A. While interview MARISOL and GERARDO CABRERA, S/A Miller showed a picture of CASSANDRA HULM and both confirmed that HULM was not at the Department of Transportation.
 - B. S/A Miller was informed that MARISOL and GERARDO CABRERA had two (2) individuals that had come to their residence for petitions within two (2) weeks of the Department of Transportation petition.
 - C. The two (2) individuals that came to MARISOL and GERARDO CABRERA's residence were a white male and female. GERARDO CABRERA explained that the photograph of the female that was shown, CASSANDRA HULM, could have been the female that came to MARISOL and GERARDO CABRERA's residence. GERARDO CABRERA thought the female was talking about the mayor, but MARISOL CABRERA thought the petition at the house was for taxes.
 - D. MARISOL CABRERA stated that she had signed the petition at the residence but GERARDO CABRERA stated he did not sign the petition at the residence.
 - E. S/A Miller asked MARISOL and GERARDO CABRERA if they were one hundred percent (100%) that Petition No. 57 was at the Department of Transportation.
 - F. GERARDO CABRERA then started to question whether or not GERARDO CABRERA did sign the petition at the residence.
 - G. While speaking with MARISOL and GERARDO CABRERA, S/A Miller realized that the next signature under MARISOL and GERARDO CABRERA's signatures was JENNIFER HORN. HORN's address is the exact same as MARISOL and GERARDO CABRERA, just a couple of trailer houses away.
16. On May 4, 2017, at 10:35 a.m., S/A Miller interviewed DUSTIN GAWRYLOW at his residence. S/A Miller was seeing if GAWRYLOW had any of the tax petitions and would be willing to look and see if VICKI SCHNEIDER's name was on the tax petition. S/A Miller was attempting to see if VICKI SCHNEIDER had accidentally signed the wrong petition or simply forgot which one she had signed. GAWRYLOW explained that he had assisted with the process but did not collect the petitions and was not sure if they had even been turned in yet. GAWRYLOW told S/A Miller to contact PAUL MALONEY as PAUL MALONEY was involved with the tax petition.
17. On May 4, 2017, at 10:45 a.m., S/A Miller placed a recorded phone call to PAUL MALONEY at phone number 220-7959. S/A Miller explained that S/A Miller was reviewing some of the petitions for the recall of the mayor. S/A Miller asked for assistance from PAUL MALONEY to look at the tax petitions that PAUL MALONEY may have and see if VICKI SCHNEIDER's name was on the petition. While on the phone, PAUL MALONEY looked at the tax petitions PAUL MALONEY had and none of the petitions were in the date range of the signature but some were for the later date. PAUL MALONEY agreed to meet with S/A Miller after PAUL MALONEY got ready. While waiting for PAUL MALONEY, S/A Miller spoke with PAUL MALONEY while driving and S/A Miller was not able to record the phone call. S/A Miller and PAUL MALONEY agreed to meet at the Dan's Supermarket in north Bismarck.

18. On May 4, 2017, at 11:15 a.m., S/A Miller met with PAUL MALONEY. Also with PAUL MALONEY was his wife, BONNIE BETH MALONEY. S/A Miller explained again what S/A Miller was doing with the review of the petitions. S/A Miller stated that S/A Miller was not recording the meeting but BONNIE BETH MALONEY stated that she was recording and utilized her cell phone to record the interview. S/A Miller showed some of the petitions to BONNIE BETH MALONEY and PAUL MALONEY and explained that S/A Miller was verifying signatures and other issues. S/A Miller showed the signature of VICKI SCHNEIDER and the date and information. S/A Miller wanted to compare the signatures of the tax petitions on any dates of the Sports Show on February 10, 2017, through February 12, 2017, and the Home Show on the weekend of February 17, 2017. PAUL MALONEY indicated that he did not bring the petitions with to compare. S/A Miller then asked for their assistance to see if VICKI SCHNEIDER's name was on any of the petitions. S/A Miller then left the meeting.
19. On May 4, 2017, at 1:07 p.m., S/A Miller received a call from PAUL MALONEY. The phone call was recorded and is attached; see the audio recording for exact details. PAUL MALONEY stated that he had found some of the tax petitions in the date ranges S/A Miller was looking for. None of the names that PAUL MALONEY had on the tax petitions matched VICKI SCHNEIDER's name. During the phone call, S/A Miller lost connection with PAUL MALONEY.
20. On May 4, 2017, at 1:26 p.m., S/A Miller received another phone call from PAUL MALONEY. The phone call was recorded and is attached; see the audio recording for exact details.
21. On May 4, 2017, at 2:19 p.m., S/A Miller placed a recorded phone call to PAUL MALONEY after S/A Miller missed a call from PAUL MALONEY at 2:11 p.m. See the attached audio recording for exact details. PAUL MALONEY informed S/A Miller that PAUL MALONEY had made contact with CASSANDRA HULM and HULM would contact S/A Miller for an interview. PAUL MALONEY also stated that he had contacted Steve Bakken. Bakken stated that Bakken signed two (2) different petitions on two (2) different days. The mayor recall petition was signed at Shooter's Inc and the tax petition was signed at the Event Center.
22. On May 4, 2017, at 3:37 p.m., S/A Miller received a call from PAUL MALONEY while S/A Miller was driving and was unable to record the call. PAUL MALONEY informed S/A Miller that PAUL MALONEY located more tax petitions but did not locate VICKI SCHNEIDER's name on any.
23. On May 4, 2017, at 4:10 p.m., S/A Miller went to interview DILLAN and DUSTIN DAHLIN. The DAHLINs signatures were on CASSANDRA HULM's Petition No. 66. The questions were on Line 1 and Line 2 that had the same printed last named but spelled two (2) different ways. S/A Miller had attempted to make contact earlier with the DAHLINs but no one answered. The property manager explained that the DAHLINs are brothers and that the one brother changed his name; DILLAN DAHLIN to DILLAN DAHLIEN. S/A Miller was told that the last name of "Dahlien" was their grandfather's name or something to that effect. S/A Miller then made contact with the DAHLIN brothers. Both brothers confirmed that they each signed their portion and DILLAN DAHLIN explained that he did change his name.

24. On May 5, 2017, at 9:00 a.m., S/A Miller and S/A Wold met with JENNIFER HORN at her residence. HORN was the signature under MARISOL and GERARDO CABRERA's signature. S/A Miller showed the petition to HORN and she verified that the signature belonged to HORN. HORN then stated that HORN was outside of her trailer house with her kids that day. While outside, a male and a female walked up to her and they had the petition. HORN then signed the mayor recall petition. S/A Miller asked if HORN has signed any other petitions and HORN said no.
25. On May 5, 2017, at 12:05 p.m., S/A Miller met CASSANDRA HULM and CODY SCHUH at Barnes & Noble. S/A Miller conducted a recorded interview with HULM. HULM was a circulator for the mayor recall. HULM had the following petitions with questions:
- A. Petition No. 27: The dates on the three (3) page petition are not in sequence; this indicates the petition was not circulated in the entire three (3) page format.
 - B. Petition No. 32: The dates on the three (3) page petition are not in sequence; this indicates the petition was not circulated in the entire three (3) page format.
 - C. Petition No. 35: The dates on the three (3) page petition are not in sequence; this indicates the petition was not circulated in the entire three (3) page format.
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 - E. Petition No. 37: The dates on the three (3) page petition are not in sequence; this indicates the petition was not circulated in the entire three (3) page format.
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 - G. Petition No. 40: Line 18 - The Mandan address seems to have been altered to appear as a Bismarck address.
 - H. Petition No. 42: Line 20 - The Mandan address seems to have been altered to appear as a Bismarck address.
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 - L. Petition No. 57: Line 28 and Line 29 - Similar handwriting; possibly one (1) individual signing for two (2) people.
 - M. Petition No. 66: Line 1 and Line 2 - Same printed last named but spelled two (2) different ways.

26. S/A Miller explained to HULM the reason why S/A Miller had been asked to assist with the review of the petitions. S/A Miller explained that S/A Miller was able to figure out some of the questions with the petitions already (Petition No. 57 and Petition No. 66). The following is what HULM explained; see the audio recording for exact details:
- A. HULM was in complete control of the petition. HULM stood by as it was signed and witnessed every signature.
 - B. When a petition was completed, HULM would give the petition to PAUL MALONEY to store. The completed petition was not notarized yet.
 - C. HULM went to Gate City Bank to get the petitions notarized.
 - D. All of the petitions were notarized on the same day; around 11:00 a.m. PAUL MALONEY picked up HULM and drove HULM to get the petitions notarized.
 - E. After getting the petitions notarized, the petitions were then turned into the City building after getting notarized.
 - F. Initially, when S/A Miller asked HULM why some of the dates were out of sequence, HULM stated when there were open spots on the petition that HULM would take that petition and attempt to get a fully signed petition.
 - G. On Petition No. 35, Line 10, S/A Miller asked about the city (Mandan) being crossed out and someone writing in Bismarck. HULM stated that the individual that signed it was told they had to be in Bismarck, and that individual crossed it out and wrote Bismarck. HULM stated that she observed the individual do this.
 - H. While talking about Petition No. 37, S/A Miller was asking about how Line 1 and Line 2 were in February and the rest of the signatures were in March. HULM explained that the signatures were collected at the post office and that there were two (2) petitions happening at the same time; the tax and mayor recall petitions. The first two (2) lines on Petition No. 37 were blank and the individuals were using the date off of the tax petition when they signed the mayor recall petition. HULM stated that Line 1 and Line 2 were collected on March 3, 2017.
 - I. For Petition No. 27, Line 27 and Line 28, the individuals that signed used the date off of the tax petition, but actually signed in March. This petition was collected at the post office. CHARLES TUTTLE was with HULM during the collection of signatures, but TUTTLE was selling Trump items. TUTTLE told HULM not to change the dates.
 - J. Petition No. 32 was not in sequential order and appeared to have started collecting signatures on the last page and then the second (2nd) and finished on the first (1st) page.
 - K. Petition No. 35, Line 1, the date was used off the tax petition when signing the mayor recall petition. This petition was collected at the Department of Transportation building. CHARLES TUTTLE and/or PAUL MALONEY were with HULM. For Line 10, HULM stated that she did not change the city.

- L. Petition No. 37, Line 1 and Line 2, the dates was used off the tax petition when signing the mayor recall petition. HULM stated that TUTTLE was collecting signatures for the tax petition. For Line 10, HULM stated that she did not change the city; the individual that signed the petition changed the city.
 - M. Petition No. 40, HULM stated that she was at multiple bars collecting the signatures. There were no dates on the second (2nd) and third (3rd) page. For Line 18, HULM stated that she did not change the city; the individual that signed the petition changed the city.
 - N. Petition No. 42, the signatures were collected from individuals that were driving on Main Street in Bismarck. HULM stated that she did not change the city; the individual that signed the petition changed the city.
 - O. Petition No. 43, the signatures were collected from individuals that were driving on Main Street in Bismarck. HULM stated that she did not change the city; the individual that signed the petition changed the city.
 - P. Petition No. 46, S/A Miller asked about the second (2nd) page and the dates being added in with a different colored pen and the writing looking the same. S/A Miller asked HULM if HULM added in the dates and HULM confirmed that she did add the dates in for Line 10 to Line 24. The signatures collected on this petition were collected at the bars. Line 25 and Line 26 were dated on the 12th (March) but were supposed to be dated 13th (March).
 - Q. Petition No. 52, S/A Miller asked about the word "Bismarck" being added after the zip code. HULM stated that she remembered this petition as the signatures were collected at the bars. Someone started to just put the zip code and HULM told that individual that it needed to be in Bismarck and then the individuals kept writing Bismarck after the zip code. HULM stated that she did not write the word "Bismarck."
 - R. On March 10, 11, and 12, 2017, most of the signatures were collected at the bars.
 - S. S/A Miller asked if HULM changed or altered any information except for the dates and HULM stated she did not.
27. On May 5, 2017, at 1:56 p.m., S/A Miller received a text message from PAUL MALONEY. PAUL MALONEY sent S/A Miller the phone number for CHARLES TUTTLE, 701-630-9489.
28. On May 11, 2017, S/A Miller texted PAUL MALONEY and requested RONALD SHAW's phone number. PAUL MALONEY texted back SHAW's number, 701-989-1245.
29. On May 11, 2017, at 11:16 a.m., S/A Miller placed a recorded phone call to CHARLES TUTTLE. The phone number was 701-630-9489. The audio recording is attached to this report. See the audio recording for exact details. S/A Miller explained how S/A Miller got involved with the petitions. S/A Miller explained it was S/A Miller's understanding that TUTTLE lives in Minot, North Dakota. S/A Miller told TUTTLE that S/A Miller was told an

individual had to establish residency for thirty (30) days and then that individual can collect signatures. TUTTLE explained that he had been in Bismarck for the session. TUTTLE stated that he had been at the Expressway hotel in Bismarck. TUTTLE stated that TUTTLE had been in Bismarck for two (2) straight months. TUTTLE explained that S/A Miller could speak with MICHAEL (MIKE) MOTSCHENBACHER, the manager at Expressway hotel.

30. On May 11, 2017, S/A Miller had called RONALD SHAW and left a voice message for SHAW to call S/A Miller back. At 2:27 p.m., S/A Miller received a call from SHAW and SHAW agreed to meet with S/A Miller at a business in Mandan to talk. At 3:04 p.m., S/A Miller met with SHAW at the Huntington Books store in Mandan to speak with SHAW. The interview was recorded and is attached to this report. See the audio recording for exact details. SHAW confirmed that the handwriting and the signature belonged to SHAW in the circulator portion. S/A Miller asked SHAW if SHAW kept control of the petitions while being signed and SHAW confirmed that he did. S/A Miller asked SHAW if he had signed the signature for VICKI SCHNEIDER or filled out any of the information in VICKI SCHNEIDER's portion and SHAW stated, "Did not, would not." S/A Miller asked SHAW about Line 1 with the cities Bismarck and Wilton in the same space. SHAW did not remember that happening. SHAW stated that he did not add either city in that portion.
31. On May 15, 2017, S/A Miller went to the Expressway hotel in Bismarck and spoke with MIKE MOTSCHENBACHER, the general manager of the hotel. S/A Miller explained the situation and that S/A Miller needed some type of documentation that showed CHARLES TUTTLE stayed at the hotel. S/A Miller was provided a document that showed the dates that TUTTLE stayed at the hotel. This document is attached to this report.

Other Personnel Assisting:

Keith Hunke, Bismarck City Administrator, Bismarck, ND
Jason Tomanek, Bismarck Assistant City Administrator, Bismarck, ND

Description and Custody of Evidence:

1. There was no evidence as a result of this report.
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Attachments:

1. Digital Media (1) Containing Folders/Files:
 - A. Interviews & Phone Calls (12)
 - B. Petitions (19)
 - C. Letter of Request for Investigation from Chief Donlin (1 Page), 04-26-2017
 - D. Letter of Request for Investigation from Keith Hunke to Chief Donlin (1 Page), 04-26-2017
 - E. Jason Tomanek's Email with Harvey Schneider (2 Pages), 04-19-2017
 - F. Jason Tomanek's Statement about VICKI SCHNEIDER (1 Page), 04-24-2017

- G. VICKI SCHNEIDER's Signature (1 Page)
- H. VICKI SCHNEIDER's Signature on Petition (1 Page)
- I. Expressway Hotel Document for TUTTLE's Stay (1 Page)