

# EXHIBIT E

2/23/2023

Coakley Pendergrass, et. al., v. Brad Raffensperger, et. al.

Dr. John Alford

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

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COAKLEY PENDERGRASS, et al.,

Plaintiffs,

vs.

BRAD RAFFENSPERGER, in his  
official capacity as the  
Georgia Secretary of State,  
et al.,

Defendants.

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Civil Action No.

2:21-CV-05449-SCJ

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ANNIE LOIS GRANT, et al.,

Plaintiffs,

vs.

BRAD RAFFENSPERGER, in his  
official capacity as the  
Georgia Secretary of State,  
et al.,

Defendants.

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Civil Action No.

1:22-CV-00122-SCJ

Videotaped deposition of DR. JOHN ALFORD, taken  
remotely in the above-captioned cause, before  
Rachel F. Gard, CSR, RPR, CRR, commencing at  
the hour of 11:00 a.m. Eastern on Thursday,  
February 23, 2023.

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1 Dr. Palmer's expert report?

2 A It certainly -- I think it certainly goes  
3 to some part of my discussion of Dr. Palmer's  
4 report, but I would say it is primarily as a sort  
5 of adjunct to the discussion of primaries in  
6 Dr. Handley's report.

7 Q Okay. So in terms of your analysis of  
8 Dr. Palmer's findings and conclusions, you  
9 primarily relied on the analysis and data that he  
10 himself provided in his report; Is that fair?

11 A So that's correct. But I'm also making  
12 the point that because he has no primary analysis,  
13 we really don't have anything other than the  
14 general election setting to look at. And so I  
15 think that's important to understand what we know  
16 in that setting, although it's not in his report,  
17 we can get that from, you know, sort of  
18 comparable -- for time frame that's comparable  
19 from Dr. Handley's report and my analysis of the  
20 Republican primary, but it's not analysis that's  
21 in my report as sort of checking his analysis,  
22 something like that, because it's not analysis

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1 I think one of the ways that you can recognize the  
2 limited nature of the general election fact  
3 pattern from what we care about in this case is to  
4 look at some elections where that party signal is  
5 not going to be such as a strong driver, and  
6 Dr. Handley does that looking at primaries. She  
7 looks only at Democratic primaries and, as she  
8 points out, I think correctly, that can tell you  
9 maybe quite a bit about black voting behavior but  
10 maybe not so much generally about white voting  
11 behavior since most black voters in Georgia are in  
12 the -- if they vote in the primary, vote in the  
13 Democratic primary.

14 When you expand that out and say what does  
15 that Democratic primary tell us about black voter  
16 behavior in Georgia, it tells you quite a bit. On  
17 the other hand, most whites in Georgia, if they  
18 voted in a primary, vote in the Republican  
19 primary. So the behavior of white voters in the  
20 Democratic primary doesn't necessarily translate  
21 out more broadly.

22 Absent any evidence from a Republican

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1 primary, you might conclude that the white voters  
2 in the Democratic primary are sort of unusual and  
3 that the white voters in the Republican primary  
4 would not support a black candidate.

5 And the evidence here suggests that white  
6 voters in the Republican primary did support black  
7 candidates. Herschel Walker, I'm not even sure  
8 you need an EI analysis to tell you this since  
9 Herschel Walker essentially carried every county  
10 in Georgia, hard to see how he could have done  
11 that without having the majority of the white or  
12 at least a plurality of the white vote. I think  
13 he had only two counties where he didn't have an  
14 outright majority. He had a plurality in every  
15 county.

16 I think clearly that's not the result of a  
17 large turnout of black voters in that Republican  
18 primary. So again, if Republicans are voting in  
19 the general election for Republicans and are  
20 voting that way because someone is a Republican  
21 versus because someone is white, this provides  
22 some -- another piece of evidence, right. You