

EXHIBIT E

Pattwell, Michael J.

From: Meingast, Heather (AG) <MeingastH@michigan.gov>
Sent: Friday, January 26, 2024 3:04 PM
To: John Bursch; Grill, Erik (AG)
Cc: Pattwell, Michael J.; Nate Fink
Subject: RE: MIRC transcripts

[External Message]

Hi John,

We relayed your concerns to MDOS, and received the following information:

- What is posted is not a transcript per se, they are simply compilations of the text from the closed captioning of the meetings. The closed captioner is a vendor hired by the commission. The process is that the closed captioner sends MDOS staff the compiled text a couple of days after the meeting (on average two days after each meeting).
- MDOS receives the compiled text in a word format, which staff reviews to make sure that the text captures the complete public meeting, and then forwards the compiled text as a PDF to the MDOS communications team that manages the Commission's website.
- The MDOS communications teams then uploads the PDF. From the time the comms team gets the PDF and uploads it, it takes anywhere from 1-4 hours for the website to refresh to show that the transcript is live.
- Because the video of every meeting is available immediately for viewing on the Commission's YouTube page, MDOS staff may prioritize other tasks including compiling written public comment between each meeting, which must be distributed to the Commission and which impacts mapping. But there are also other documents that need to be prepared, reviewed, and uploaded with great priority including meetings minutes, meetings notices, and agendas for future meetings.

Hopefully this information is helpful. As you can see the process for each meeting generally takes more than 24 hours. I have been informed that "transcripts" for January 16-18 and 22-24 were provided to MDOS comms a little earlier today and will hopefully be uploaded soon (but remember there could be some delay for the website to refresh).

Let me know if you have any other questions.

Best,

Heather

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From: John Bursch <jbursch@burschlaw.com>
Sent: Friday, January 26, 2024 1:14 PM
To: Meingast, Heather (AG) <MeingastH@michigan.gov>; Grill, Erik (AG) <GrilleE@michigan.gov>
Cc: Michael Pattwell <mpattwell@clarkhill.com>
Subject: MIRC transcripts

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Hi Heather and Erik. As you can imagine, Plaintiffs would very much like to review the transcripts of the Commission meetings held this year, but there has been a significant lag time in the posting of these transcripts to the Commission's website. (The last posted transcript is from the meeting on January 11th. There are no transcripts posted for the meetings held January 16, 17, 18, 22, 23, 24, or 25.) We plan to file a motion with the Court asking for an order directing that transcripts be posted within 24 hours of a meeting. But when we called Nate Fink to meet and confer, he suggested that the Secretary of State might be responsible for the transcript uploads because she staffs the Commission. Is Nate correct about the SOS? And if yes, can you commit to posting the transcripts within 24 hours of a meeting?

Many thanks!

John

John J. Bursch
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