

EXHIBIT 1

Def.'s Rule 26(a)(1) Disclosures

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA
EASTERN DIVISION**

Turtle Mountain Band of Chippewa Indians,
Spirit Lake Tribe, Wesley Davis, Zachery S.
King, and Collette Brown

Plaintiffs,

vs.

Alvin Jaeger, in his official capacity as
Secretary of State of North Dakota,

Defendant.

Case No. 3:22-cv-00022

**DEFENDANT ALVIN JAEGER'S
INITIAL RULE 26(A)(1) DISCLOSURES**

Defendant Alvin Jaeger, in his official capacity as Secretary of State of North Dakota (hereinafter "Defendant") for his disclosure pursuant to Rule 26(a)(1) hereby provide the following information and documents as described herein:

(A) The name and, if known, the address and telephone number of each individual likely to have discoverable information that the disclosing party may use to support its claims or defenses, unless solely for impeachment, identifying the subjects of the information:

1. Wesley Davis

- Wesley Davis is a named plaintiff in this lawsuit and has information regarding the allegations contained in the Plaintiffs' Complaint, regarding Defendant's defenses, and regarding other matters at issue in this subject lawsuit.

2. Zachery S. King

- Zachery S. King is a named plaintiff in this lawsuit and has information regarding the allegations contained in the Plaintiffs' Complaint, regarding Defendant's defenses, and regarding other matters at issue in this subject lawsuit.

3. Collette Brown

- Collette Brown is a named plaintiff in this lawsuit and has information regarding the allegations contained in the Plaintiffs' Complaint, regarding Defendant's defenses, and regarding other matters at issue in this subject lawsuit.

4. Alvin Jaeger

600 East Boulevard Avenue
Bismarck, ND 58505-0360

- Alvin Jaeger is a named defendant in this lawsuit and is the Secretary of the State of North Dakota. He has information regarding the impacts of redistricting on elections in North Dakota, regarding allegations contained in the Plaintiffs' Complaint, regarding Defendant's defenses, and regarding other matters at issue in this subject lawsuit.

5. Irwin James Narum (Jim) Silrum
600 East Boulevard Avenue
Bismarck, ND 58505-0360

- Irwin James Narum (Jim) Silrum is the Deputy Secretary of the State of North Dakota. He has information regarding the impacts of redistricting on elections in North Dakota, regarding allegations contained in the Plaintiffs' Complaint, regarding Defendant's defenses, and regarding other matters at issue in this subject lawsuit.

6. Brian Newby
600 East Boulevard Avenue
Bismarck, ND 58505-0360

- Brian Newby is the North Dakota State Election Director in the office of Secretary of State of North Dakota. He has information regarding the impacts of redistricting on elections in North Dakota, regarding allegations contained in the Plaintiffs' Complaint, regarding Defendant's defenses, and regarding other matters at issue in this subject lawsuit.

7. Lee Ann Oliver
600 East Boulevard Avenue
Bismarck, ND 58505-0360

- Lee Ann Oliver is the Election Specialist in the office of Secretary of State of North Dakota. She has information regarding the impacts of redistricting on elections in North Dakota, regarding allegations contained in the Plaintiffs' Complaint, regarding Defendant's defenses, and regarding other matters at issue in this subject lawsuit.

8. Brian Nybakken
600 East Boulevard Avenue
Bismarck, ND 58505-0360

- Brian Nybakken is the Elections Administration System Manager in the office of Secretary of State of North Dakota. He has information regarding the impacts of redistricting on elections in North Dakota, regarding allegations contained in the Plaintiffs' Complaint, regarding Defendant's defenses, and regarding other matters at issue in this subject lawsuit.

9. Brent Sanford
600 East Boulevard Avenue
Bismarck, ND 58505-0360

- Brent Sanford is the Lieutenant Governor of the State of North Dakota. He has information regarding the allegations contained in the Plaintiffs' Complaint, regarding Defendant's defenses, and regarding other matters at issue in this subject lawsuit.

10. Reice Hasse

600 East Boulevard Avenue
Bismarck, ND 58505-0360

- Reice Hasse is the former Senior Policy Advisor to Governor Burgum. He has information regarding the allegations contained in the Plaintiffs' Complaint, regarding State outreach to tribal representatives during redistricting, Defendant's defenses, and regarding other matters at issue in this subject lawsuit.

11. Claire Ness

600 East Boulevard Avenue
Bismarck, ND 58505-0360
(701) 328-2210

- Claire Ness is currently the Deputy Attorney General of the State of North Dakota. At the time of the subject redistricting process, Claire Ness was Senior Counsel for the North Dakota Legislative Council. She has information regarding the legislative redistricting process, regarding State outreach to tribal representatives during redistricting, regarding allegations contained in the Plaintiffs' Complaint, regarding Defendant's defenses, and regarding other matters at issue in this subject lawsuit.

12. Emily Thompson

600 East Boulevard Avenue
Bismarck, ND 58505-0360
(701) 328-2916

- Emily Thompson is the Legal Division Director of the North Dakota Legislative Council. She has information regarding legislative records relating to the subject redistricting, regarding the legislative redistricting process, regarding State outreach to tribal representatives during redistricting, regarding allegations contained in the Plaintiffs' Complaint, regarding Defendant's defenses, and regarding other matters at issue in this subject lawsuit.

13. Samantha Kramer

600 East Boulevard Avenue
Bismarck, ND 58505-0360
(701) 328-2916

- Samantha Kramer is Senior Counsel and Assistant Code Revisor for the North Dakota Legislative Council. She has information regarding legislative records relating to the subject redistricting, regarding the legislative redistricting process, regarding State outreach to tribal representatives during redistricting, regarding allegations contained in the Plaintiffs' Complaint, regarding Defendant's defenses, and regarding other matters at issue in this subject lawsuit.

14. John Bjornson

600 East Boulevard Avenue
Bismarck, ND 58505-0360
(701) 328-2916

- John Bjornson is the Director of the North Dakota Legislative Council. He has information regarding legislative records relating to the subject redistricting, regarding the legislative redistricting process, regarding State outreach to tribal representatives during redistricting, regarding allegations contained in the Plaintiffs' Complaint, regarding Defendant's defenses, and regarding other matters at issue in this subject lawsuit.

15. Nathan Davis

600 East Boulevard Avenue
Bismarck, ND 58505-0360

- Nathan Davis is the Executive Director of the North Dakota Indian Affairs Commission. He has information regarding State outreach to tribal representatives during redistricting and has information regarding the testimony he provided during the redistricting process.

16. Marietta Kemmet

600 East Boulevard Avenue
Bismarck, ND 58505-0360

- Marietta Kemmet is an Executive Assistant to Nathan Davis, Executive Director of the North Dakota Indian Affairs Commission. She has information regarding State outreach to tribal representatives during redistricting.

17. Alysia LaCounte

General Counsel, Turtle Mountain Band of Chippewa Indians
4180 Hwy 281
Belcourt, ND 58316
(701) 477-2600

- Alysia LaCounte has information regarding the testimony she provided to the Interim Tribal and State Relations Committee.

18. Nicole Donaghy

Executive Director
North Dakota Native Vote
919 South 7th Street, Ste. 603
Bismarck, ND 58504
(888) 425-1483

- Nicole Donaghy has information regarding the testimony she provided to the Interim Tribal and State Relations Committee and testimony she provided to the Redistricting Committee.

19. Jamie Azure

Chairman, Turtle Mountain Band of Chippewa Indians
4180 Hwy 281
Belcourt, ND 58316
(701) 477-2600

- Jamie Azure has information regarding the testimony he provided to the Interim Tribal and State Relations Committee.

20. Karen Ehrens
Secretary, League of Women Voters of North Dakota
233 West Ave C
Bismarck, ND 58501
- Karen Ehrens has information regarding the testimony she provided to the Redistricting Committee.
21. Rick Gion
Director, North Dakota Voters First
- Rick Gion has information regarding the testimony he provided to the Redistricting Committee.
22. Matt Perdue
Lobbyist, North Dakota Farmers Union
- Matt Perdue has information regarding the testimony he provided to the Redistricting Committee.
23. Collette Brown
Executive Director, Gaming Commission, Spirit Lake Casino and Resort
7889 Hwy 57
Saint Michael, ND 58370
(701) 776-4747
- Collette Brown has information regarding the testimony she provided to the Redistricting Committee and regarding testimony she provided to the Tribal and State Relations Committee.
24. Mark Fox
Chairman, Three Affiliated Tribes of the Fort Berthold Reservation
404 Frontage Rd.
New Town, ND 58763
(701) 627-4781
- Mark Fox has information regarding the testimony he provided to the Tribal and State Relations Committee and testimony he provided to the Redistricting Committee,
25. Ted Lone Fight
- Ted Lone Fight has information regarding the testimony he provided to the Tribal and State Relations Committee.
26. Melanie Moniz
- Melanie Moniz has information regarding the testimony she provided to the Tribal and State Relations Committee.
27. Joletta Bird Bear

- Joletta Bird Bear has information regarding the testimony she provided to the Tribal and State Relations Committee.

28. Cynthia Monteau

- Cynthia Monteau has information regarding the testimony she provided to the Tribal and State Relations Committee.

29. Ruth Buffalo

- Ruth Buffalo has information regarding the testimony she provided to the Tribal and State Relations Committee.

30. Douglas Yankton

Sr., Chairman, Spirit Lake Tribe
P.O. Box 359
Fort Totten, ND 58335
(701) 381-2006

- Douglas Yankton has information regarding the testimony he provided to the Tribal and State Relations Committee and testimony he provided to the Redistricting Committee.

31. Mike Faith

Chairman, Standing Rock Sioux Tribe
1 Standing Rock Avenue
Fort Yates, ND 58538
(701) 854-8500

- Mike Faith has information regarding the testimony he provided to the Redistricting Committee.

32. Charles Walker

Councilman, Standing Rock Sioux Tribe
1 Standing Rock Avenue
Fort Yates, ND 58538
(701) 854-8500

- Charles Walker has information regarding the testimony he provided to the Redistricting Committee.

33. Matthew Campbell

Staff Attorney, Native American Rights Fund
1506 Broadway
Boulder, CO 80302
(303) 447-8760

- Matthew Campbell has information regarding the testimony he provided to the Redistricting Committee.

34. Erin Oban

- Erin Oban has information regarding the testimony she provided to the Redistricting Committee.

35. Pete Hanebutt

Director of Public Policy, North Dakota Farm Bureau
4900 Ottawa Street
Bismarck, ND 58503
(701) 224-0330

- Pete Hanebutt has information regarding the testimony he provided to the Redistricting Committee.

36. Kevin Hermann

- Kevin Hermann has information regarding the testimony he provided to the Redistricting Committee.

37. Aaron Birst

Legal Counsel and Assistant Director – Policy, North Dakota Association of Counties
1661 Capitol Way
Bismarck, ND 58502
(701) 328-7300

- Aaron Birst has information regarding the testimony he provided to the Redistricting Committee.

38. Kathy Skroch

10105 155th Avenue SE
Lidgerwood ND 58053-9761
(701) 538-7396

- Kathy Skroch has information regarding the testimony she provided to the Redistricting Committee.

39. Mike Schatz

400 East Ninth Street
New England, ND 58647-7528
(701) 579-4823

- Mike Schatz has information regarding the testimony he provided to the Redistricting Committee.

40. Gerald Wise

Mayor, City of Lincoln

- Gerald Wise has information regarding the testimony he provided to the Redistricting Committee.

41. Jan Jellif

- Jan Jelliff has information regarding the testimony she provided to the Redistricting Committee on September 22-23, 2021.

42. Jennifer Tarlin

- Jennifer Tarlin has information regarding the testimony she provided to the Redistricting Committee on September 22-23, 2021.

43. Terry Jones

P.O. Box 1964
New Town, ND 58763-1964
(701) 627-3397

- Terry Jones has information regarding the testimony he provided to the Redistricting Committee. He also has information regarding the matters he testified to at the hearing on the motion for preliminary injunction held May 5, 2022 in case no: 1:22-cv-00031.

44. Jason Heitkamp

921 Dakota Avenue, Suite F
Wahpeton, ND 58075-4341
(701) 640-4643

- Jason Heitkamp has information regarding the testimony he provided to the Redistricting Committee.

45. Norma Kjos

- Norma Kjos has information regarding the testimony she provided to the Redistricting Committee.

46. Peter Leedahl

- Peter Leedahl has information regarding the testimony he provided to the Redistricting Committee.

47. Marvin Nelson

P.O. Box 577
Rolla, ND 58367-0577
(701) 550-9731

- Marvin Nelson has information regarding the testimony he provided to the Redistricting Committee.

48. Gary Kreidt

3892 County Road 86
New Salem, ND 58563-9406
(701) 843-7074

- Gary Kreidt has information regarding the testimony he provided to the Redistricting Committee.

49. Howard Anderson

721 21st Avenue NW
Turtle Lake, ND 58575-9606
(701) 861-9749

- Howard Anderson has information regarding the testimony he provided to the Redistricting Committee.

50. Craig Headland

4950 92nd Avenue SE
Montpelier, ND 58472-9630
(701) 489-3184

- Craig Headland has information regarding the testimony he provided to the Redistricting Committee.

51. Sebastian Ertelt

P.O. Box 63
Gwinner, ND 58040-0063
(701) 683-2194

- Sebastian Ertelt has information regarding the testimony he provided to the Redistricting Committee.

52. Larry Bellew

812 Bel Air Place
Minot, ND 58703-1751
(701) 852-5786

- Larry Bellew has information regarding the testimony he provided to the Redistricting Committee.

53. All individual North Dakota legislators who participated in the subject redistricting process, including in the Interim Redistricting Committee, Interim Tribal and State Relations Committee, Joint Redistricting Committee, North Dakota House of Representatives, and/or North Dakota Senate.

54. All other individuals, whose names and addresses are presently unknown, who have knowledge regarding the allegations in Plaintiffs' Complaint, Defendant's Answer, and other matters at issue in this subject lawsuit.

(B) A copy of, or a description by category and location of, all documents, data compilations, and tangible things that are in the possession, custody, or control of the party and that the disclosing party may use to support its claims or defenses, unless solely for impeachment:

1. All documents produced and/or referenced by Plaintiffs and/or Defendants-Intervenors in their Rule 26(a)(1) disclosures, to the extent not objected to.
2. Various documents within the control of Plaintiffs and/or Defendants-Intervenors in this matter which have not yet been provided and/or produced, to the extent not objected to.

3. All documents produced by any of the Plaintiffs and/or Defendants-Intervenors in response to discovery requests.
4. Miscellaneous documents previously provided via counsel.
5. Various other documents which may be located during the discovery process, to the extent not objected to.
6. All documents, exhibits, and evidence submitted in favor of or in opposition to plaintiffs' motion for preliminary injunction (case no: 1-22-cv-00031).
7. 2020 U.S. Census data, legislative redistricting data, and precinct data from the 53 counties in North Dakota. This data is kept in the electronic files of the Secretary of State's office.
8. Communications between the Secretary of State's office and county election officials regarding the implementation of the redistricting plan contained in House Bill 1504. These communications are kept in the electronic files of the Secretary of State's office.
9. Communications between the Secretary of State's office and state and district political parties regarding the implementation of the redistricting plan contained in House Bill 1504. These communications are kept in the electronic files of the Secretary of State's office.
10. Communications between the Secretary of State's office and Legislative Council regarding the implementation of the redistricting plan contained in House Bill 1504. These communications are kept in the electronic files of the Secretary of State's office.
11. Communications between the Secretary of State's office and members of the public regarding the implementation of the redistricting plan contained in House Bill 1504. These communications are kept in the electronic files of the Secretary of State's office.
12. Communications between the Secretary of State's office and state election vendors regarding the implementation of the redistricting plan contained in House Bill 1504. These communications are kept in the electronic files of the Secretary of State's office.
13. Communications between the Secretary of State's office and the Governor's office regarding redistricting, kept in the electronic files of the office of the Governor.
14. Various communications and documents to and from the Governor's office regarding redistricting, kept in the electronic files of the office of the Governor.

15. Communications and documents relating to House Bill No. 1504, kept in the electronic files of the office of the Governor.

16. All documents, files, and videos that are publicly available on the Redistricting Committee webpage:

<https://www.legis.nd.gov/assembly/67-2021/committees/interim/redistricting-committee>

17. All documents, files, and videos that are publicly available on the Tribal and State Relations Committee webpage:

<https://ndlegis.gov/assembly/67-2021/committees/interim/tribal-and-state-relations-committee>

18. All documents, files, and videos that are publicly available on the following webpage:

<https://www.ndlegis.gov/assembly/67-2021/special-session/bill-video/bv1504.html>

19. All Redistricting Committee memoranda publicly available on the following webpage:

<https://www.legis.nd.gov/assembly/67-2021/session-interim/2021-committee-memorandums>

20. All maps that are publicly available on the Redistricting Committee webpage:

<https://www.legis.nd.gov/assembly/67-2021/session-interim/2021-legislative-redistricting-maps>

21. All maps approved by the North Dakota Legislative Assembly during the November 2021 special session, and related files, data, charts, and Interactive Statewide Map publicly available on the following webpage:

<https://www.legis.nd.gov/assembly/67-2021/special/approved-legislative-redistricting-maps>

22. All maps of prior legislative districts, publicly available through the links on the following webpage:

<https://www.legis.nd.gov/assembly/67-2021/members/members-by-district>

(C) A computation of any category of damages claimed by the disclosing party, making available for inspection and copying as under Rule 34 the documents or other evidentiary material, not privileged or protected from disclosure, on which such computation is based, including materials bearing on the nature and extent of injuries suffered:

Not applicable.

(D) For inspection and copying as under Rule 34 any insurance agreement under which any person carrying on an insurance business may be liable to satisfy part or all of a judgment which may be entered in the action or to indemnify or reimburse for payments made to satisfy the judgment:

Not applicable

Defendant reserves the right to supplement or amend these disclosures if new or additional information becomes available.

Dated this 23rd day of June, 2022.

By: /s/ David R. Phillips
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **DEFENDANT ALVIN JAEGER'S INITIAL RULE 26(A)(1) DISCLOSURES** was on the 23rd day of June, 2022, emailed to the following:

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By: /s/ David R. Phillips
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