

EXHIBIT 3

From: [Tuma, Michelle](#)
To: [Miranda H. Jones](#); [Ryan N. Henry](#); [Pooja Chaudhuri](#)
Cc: [mortara](#); [Whitney Hermandorfer](#); [Philip Hammersley](#); [Ezra Rosenberg](#); [Mitchell D. Brown](#); [Jeff Loperfido](#); [Mastoris, George](#); [Alexander Davis](#); [Phillip Cramer](#)
Subject: RE: Redistricting Case - Second Document Production
Date: Monday, April 15, 2024 5:17:00 PM
Attachments: [image005.jpg](#)
[image006.png](#)
[image007.jpg](#)
[image008.jpg](#)
[image009.png](#)
[image010.jpg](#)

Thanks very much Miranda. Much appreciated. We will review and let you know if we have any further comments/suggestions.

Best,
Michelle

Michelle Tuma

Associate Attorney

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Pronouns: She, Her, Hers



From: Miranda H. Jones <Miranda.Jones@ag.tn.gov>
Sent: Monday, April 15, 2024 5:12 PM
To: Tuma, Michelle <MTuma@winston.com>; Ryan N. Henry <Ryan.Henry@ag.tn.gov>; Pooja Chaudhuri <pchaudhuri@lawyerscommittee.org>
Cc: mortara <mortara@lawfairllc.com>; Whitney Hermandorfer <Whitney.Hermandorfer@ag.tn.gov>; Philip Hammersley <Philip.Hammersley@ag.tn.gov>; Ezra Rosenberg <erosenberg@lawyerscommittee.org>; Mitchell D. Brown <mitchellbrown@scsj.org>; Jeff Loperfido <jeffloperfido@scsj.org>; Mastoris, George <GMastoris@winston.com>; Alexander Davis <adavis@lawyerscommittee.org>; Phillip Cramer <pcramer@sperling-law.com>
Subject: RE: Redistricting Case - Second Document Production

Good Afternoon Michelle,

I hope it is as sunny and warm a day in New York as it is here in Tennessee right now.

Attached are the proposed narrowed search terms as well as a draft joint motion for a briefing schedule.

Subpoenaed non-party documents. We appreciate and share your interest in clarity and efficiency. We are asserting a privilege over all non-public and previously unproduced materials possessed by the members of the General Assembly that you have subpoenaed. And, upon information and belief, the privileged documents include communications with third parties. Third party communications in the possession of the Secretary of State defendants secondary to *Moore et al. v. Lee et al.* have been produced to you in this matter. However, because the state-court case involved a different type of redistricting challenge, we do not know whether the documents produced in that case are the full world of third-party communications that may be relevant here.

Shapefiles. We will try to find an answer to your questions about the shapefiles located at <https://capitol.tn.gov/house/archives/112ga/committees/Redistricting.aspx>. We are actively pinning down who might possess or control the remaining data you have requested. To clear up a misunderstanding, we believe that our discovery responses are accurate, and none of the Defendants possess this data. We do not know whether or to what extent any other state official or agency may possess or control this data, but we believe we will have this information shortly.

We echo your hope to continue productively collaborating on these points and will await your thoughts on the attached documents.

Regards,

Miranda H. Jones

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Special Prosecutions Division
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Email: Miranda.Jones@ag.tn.gov



From: Tuma, Michelle <MTuma@winston.com>

Sent: Monday, April 15, 2024 1:24 PM

To: Ryan N. Henry <Ryan.Henry@ag.tn.gov>; Pooja Chaudhuri <pchaudhuri@lawyerscommittee.org>

Cc: mortara <mortara@lawfairllc.com>; Whitney Hermandorfer <Whitney.Hermandorfer@ag.tn.gov>; Philip Hammersley <Philip.Hammersley@ag.tn.gov>; Ezra Rosenberg <erosenberg@lawyerscommittee.org>; Mitchell D. Brown <mitchellbrown@scsj.org>; Jeff Loperfido <jeffloperfido@scsj.org>; Mastoris, George <GMastoris@winston.com>; Alexander Davis <adavis@lawyerscommittee.org>; Phillip Cramer <pcramer@sperling-law.com>; Miranda H. Jones <Miranda.Jones@ag.tn.gov>

Subject: RE: Redistricting Case - Second Document Production

Hi Ryan,

Thank you again for your time on Friday.

As noted on the call, we plan to get the deposition subpoenas out by tomorrow. We will be watching for your modified search terms for our RFPs to Defendants today and the draft of the joint statement by Wednesday.

First, during Friday's call, it was unclear whether or to what extent your team has reviewed the legislators' documents before invoking legislative privilege. We now have some additional questions:

- What searches were conducted to collect these documents?
- Did you conduct a document by document review to assess privilege or are you asserting a blanket privilege over these materials?
- Do the documents over which you are asserting the privilege include communications with third parties?
 - Relatedly, were those communications between the legislators and third parties already produced in the state court litigation?

Can you please provide the answers to these questions? As we mentioned, we are eager to have more clarity on scope and basis for your privilege invocation *before* the commencement of motions practice on this issue to ensure that we fully understand your position and to make sure we are presenting the dispute to the court both clearly and efficiently.

Second, we found a set of shapefiles on the House Redistricting Committee's webpage here: <https://capitol.tn.gov/house/archives/112ga/committees/Redistricting.aspx>.

Could you please confirm that these are the final, correct shapefiles for the maps passed in 2022, and if so, confirm that you won't be raising any objections to their accuracy or authenticity in this matter?

We are also still waiting for your confirmation of whether you can provide the following data we discussed on Wednesday's call:

- precinct shapefiles for the state senate and congressional districts from 2022 and every prior year before that, going back to 2012 when last decade's maps were passed;
- the voter file with a 2022 snapshot

This is data we typically obtain from defendants in redistricting cases as a matter of course. On the call, we understood your position to be that no one we have subpoenaed to date (party or non-party) possesses this data and that you are actively investigating who in Tennessee

government has possession, custody, or control of it.

We hope that we can work with you to access it here.

Best,
Michelle

Michelle Tuma

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Pronouns: She, Her, Hers



From: Ryan N. Henry <Ryan.Henry@ag.tn.gov>

Sent: Thursday, April 11, 2024 5:49 PM

To: Tuma, Michelle <MTuma@winston.com>; Pooja Chaudhuri <pchaudhuri@lawyerscommittee.org>

Cc: mortara <mortara@lawfairllc.com>; Whitney Hermandorfer <Whitney.Hermandorfer@ag.tn.gov>; Philip Hammersley <Philip.Hammersley@ag.tn.gov>; Ezra Rosenberg <erosenberg@lawyerscommittee.org>; Mitchell D. Brown <mitchellbrown@scsj.org>; Jeff Loperfido <jeffloperfido@scsj.org>; Mastoris, George <GMastoris@winston.com>; Alexander Davis <adavis@lawyerscommittee.org>; Phillip Cramer <pcramer@sperling-law.com>; Miranda H. Jones <Miranda.Jones@ag.tn.gov>

Subject: RE: Redistricting Case - Second Document Production

Hi Michelle,

The attached forms from Secretary Hargett, Coordinator of Elections Goins, and Commissioner Barrett verify the discovery responses forwarded to your team on January 16, 2024.

The proposed search terms are being finalized and will be forwarded as soon as completed.

We look forward to speaking with your team tomorrow, and you should have received a Teams invite for the meeting earlier this afternoon.

Best,

Ryan

Ryan Nicole Henry | Assistant Attorney General
Education and Employment Division
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From: Tuma, Michelle <MTuma@winston.com>
Sent: Thursday, April 11, 2024 12:57 PM
To: Ryan N. Henry <Ryan.Henry@ag.tn.gov>; Pooja Chaudhuri <pchaudhuri@lawyerscommittee.org>
Cc: mortara <mortara@lawfairllc.com>; Whitney Hermandorfer <Whitney.Hermandorfer@ag.tn.gov>; Philip Hammersley <Philip.Hammersley@ag.tn.gov>; Ezra Rosenberg <erosenberg@lawyerscommittee.org>; Mitchell D. Brown <mitchellbrown@scsj.org>; Jeff Loperfido <jeffloperfido@scsj.org>; Mastoris, George <GMastoris@winston.com>; Alexander Davis <adavis@lawyerscommittee.org>; Phillip Cramer <pcramer@sperling-law.com>; Miranda H. Jones <Miranda.Jones@ag.tn.gov>
Subject: RE: Redistricting Case - Second Document Production

Hi Ryan,

I'm writing to check in on a few outstanding issues.

First, can you please provide the status of your proposed modified search terms. Last Friday, you stated that you anticipated having them ready early this week so we were wondering when we can expect to see them.

Second, it appears our team does not have the executed verification pages on the discovery responses from Barrett, Hargett, or Goins from back in January. Can you please resend them?

Finally, we agreed to meet and confer **tomorrow at 2pm CST**. If that still works for you, please let us know if your team plans to send out an invite or if we should handle.

Many thanks,
Michelle

Michelle Tuma
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Pronouns: She, Her, Hers



From: Ryan N. Henry <Ryan.Henry@ag.tn.gov>
Sent: Friday, April 5, 2024 2:41 PM
To: Pooja Chaudhuri <pchaudhuri@lawyerscommittee.org>
Cc: mortara <mortara@lawfairllc.com>; Whitney Hermandorfer <Whitney.Hermandorfer@ag.tn.gov>; Philip Hammersley <Philip.Hammersley@ag.tn.gov>; Ezra Rosenberg <erosenberg@lawyerscommittee.org>; Mitchell D. Brown <mitchellbrown@scsj.org>; Jeff Loperfido <jeffloperfido@scsj.org>; Mastoris, George <GMastoris@winston.com>; Tuma, Michelle <MTuma@winston.com>; Alexander Davis <adavis@lawyerscommittee.org>; Phillip Cramer <pcramer@sperling-law.com>; Miranda H. Jones <Miranda.Jones@ag.tn.gov>
Subject: RE: Redistricting Case - Second Document Production

—
Hi Pooja,

A third round of document production has been uploaded to the FTP site (<https://ftp.ag.tn.gov/login>). The zip file is titled “DEFS_HARGETT-GOINS_VOL03”. Your FTP login information is the same, and the zip file password is “fDhmg2QT8U4XAcwdSktyuZ”. Please remember to use an unzipping utility like WinZip or the free 7-Zip to extract the contents of the production deliverable before inspecting.

We anticipate having proposed search terms and a response regarding depositions of the legislators early next week.

Best,
Ryan

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From: Ryan N. Henry
Sent: Friday, February 16, 2024 5:48 PM

To: Pooja Chaudhuri <pchaudhuri@lawyerscommittee.org>; Miranda H. Jones <Miranda.Jones@AG.TN.GOV>

Cc: mortara <mortara@lawfairllc.com>; Whitney Hermandorfer <Whitney.Hermandorfer@AG.TN.GOV>; Philip Hammersley <Philip.Hammersley@AG.TN.GOV>; Ezra Rosenberg <erosenberg@lawyerscommittee.org>; Mitchell D. Brown <mitchellbrown@scsj.org>; Jeff Loperfido <jeffloperfido@scsj.org>; Mastoris, George <GMastoris@winston.com>; Tuma, Michelle <MTuma@winston.com>; Alexander Davis <adavis@lawyerscommittee.org>; Phillip Cramer <pcramer@sperling-law.com>

Subject: Redistricting Case - Second Document Production

Pooja,

A second round of production has been uploaded to the FTP site (<https://ftp.ag.tn.gov/login>). The zip files are titled “2024-02-16_DEFS_HARGETT-GOINS_VOL02” and “DEFS_COMMISSIONERS_VOL01.” Your FTP login information is the same, and please remember to use an unzipping utility like WinZip or the free 7-Zip to extract the contents of the production deliverable before inspecting.

Enjoy the weekend!

Ryan

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From: Pooja Chaudhuri <pchaudhuri@lawyerscommittee.org>

Sent: Wednesday, February 14, 2024 10:03 AM

To: Miranda H. Jones <Miranda.Jones@ag.tn.gov>

Cc: mortara <mortara@lawfairllc.com>; Whitney Hermandorfer <Whitney.Hermandorfer@ag.tn.gov>; Ryan N. Henry <Ryan.Henry@ag.tn.gov>; Philip Hammersley <Philip.Hammersley@ag.tn.gov>; Ezra Rosenberg <erosenberg@lawyerscommittee.org>; Mitchell D. Brown <mitchellbrown@scsj.org>; Jeff Loperfido <jeffloperfido@scsj.org>; Mastoris, George <GMastoris@winston.com>; Tuma, Michelle <MTuma@winston.com>; Alexander Davis <adavis@lawyerscommittee.org>; Phillip Cramer <pcramer@sperling-law.com>

Subject: Re: Redistricting Case - First Document Production (1 of 2 emails)

Thanks for the update, Miranda! Much appreciated.

--

Pooja Chaudhuri (*pronouns: she/her*)

Counsel, Voting Rights Project

Lawyers' Committee for Civil Rights Under Law

1500 K Street, NW, Suite 900

Washington, D.C. 20005

Dir: 202-662-8319 | Cell: 415-726-1414

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From: Miranda H. Jones <Miranda.Jones@ag.tn.gov>

Sent: Wednesday, February 14, 2024 10:49 AM

To: Pooja Chaudhuri <pchaudhuri@lawyerscommittee.org>

Cc: mortara <mortara@lawfairllc.com>; Whitney Hermandorfer <Whitney.Hermandorfer@ag.tn.gov>; Ryan N. Henry <Ryan.Henry@ag.tn.gov>; Philip Hammersley <Philip.Hammersley@ag.tn.gov>; Ezra Rosenberg <erosenberg@lawyerscommittee.org>; Mitchell D. Brown <mitchellbrown@scsj.org>; Jeff Loperfido <jeffloperfido@scsj.org>; Mastoris, George <GMastoris@winston.com>; Tuma, Michelle <MTuma@winston.com>; Alexander Davis <adavis@lawyerscommittee.org>; Phillip Cramer <pcramer@sperling-law.com>

Subject: RE: Redistricting Case - First Document Production (1 of 2 emails)

Good Morning Pooja,

Thanks for touching base. We hope to have our next set of documents out to you all this Friday. Regarding search terms, we are almost at the stage to assess whether the number of hits resulting from the terms suggests the terms need to be narrowed. We should know more early next week and will reach out if we need a meet and confer on this point.

Regards,

Miranda H. Jones

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From: Pooja Chaudhuri <pchaudhuri@lawyerscommittee.org>
Sent: Wednesday, February 14, 2024 8:56 AM
To: Miranda H. Jones <Miranda.Jones@ag.tn.gov>
Cc: mortara <mortara@lawfairllc.com>; Whitney Hermandorfer <Whitney.Hermandorfer@ag.tn.gov>; Ryan N. Henry <Ryan.Henry@ag.tn.gov>; Philip Hammersley <Philip.Hammersley@ag.tn.gov>; Ezra Rosenberg <erosenberg@lawyerscommittee.org>; Mitchell D. Brown <mitchellbrown@scsj.org>; Jeff Loperfido <jeffloperfido@scsj.org>; Mastoris, George <GMastoris@winston.com>; Tuma, Michelle <MTuma@winston.com>; Alexander Davis <adavis@lawyerscommittee.org>; Phillip Cramer <pcramer@sperling-law.com>
Subject: Re: Redistricting Case - First Document Production (1 of 2 emails)

Hi, Miranda - thanks for sending these! Any update on where the State is with respect to the search terms and the rest of the production? As to the terms, we are happy to meet and confer if it would be helpful.

thanks,

Pooja

--

Pooja Chaudhuri (*pronouns:* she/her)

Counsel, Voting Rights Project

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[https://link.edgepilot.com/s/dbb4a829/5JD0Nv-UJkm4pQ4DIBmChQ?
u=http://www.lawyerscommittee.org/](https://link.edgepilot.com/s/dbb4a829/5JD0Nv-UJkm4pQ4DIBmChQ?u=http://www.lawyerscommittee.org/)

From: Miranda H. Jones <Miranda.Jones@ag.tn.gov>
Sent: Friday, February 2, 2024 5:08 PM
To: Pooja Chaudhuri <pchaudhuri@lawyerscommittee.org>
Cc: mortara <mortara@lawfairllc.com>; Whitney Hermandorfer <Whitney.Hermandorfer@ag.tn.gov>; Ryan N. Henry <Ryan.Henry@ag.tn.gov>; Philip Hammersley <Philip.Hammersley@ag.tn.gov>; Ezra Rosenberg <erosenberg@lawyerscommittee.org>; Mitchell D. Brown <mitchellbrown@scsj.org>; Jeff Loperfido <jeffloperfido@scsj.org>; Mastoris, George <GMastoris@winston.com>; Tuma, Michelle <MTuma@winston.com>; Alexander Davis <adavis@lawyerscommittee.org>; Phillip Cramer <pcramer@sperling-law.com>

Subject: Redistricting Case - First Document Production (1 of 2 emails)

[EXTERNAL EMAIL] This email originated outside the organization. Do not click any links or open any attachments unless you can verify the legitimacy.

Good Afternoon Pooja,

As promised, we have our first set of documents ready to produce. They are located in an FTP site (<https://link.edgepilot.com/s/99a848cf/-7MF95pnv06dyG58JeUxPg?u=https://ftp.ag.tn.gov/login>) in a zip file titled "DEFS_HARGETT-GOINS_VOL01." I will be sending login information for that site and the password to open the zip file in a separate email. Please be sure to open the zip file using an unzipping utility like WinZip or the free 7-Zip (<https://link.edgepilot.com/s/29bec9c8/cGdl56twsEanfjqkA1A--A?u=https://www.7-zip.org/download.html>) to extract the contents of the production deliverable before inspecting.

Because the documents in this production were primarily paper documents that were scanned and produced in a prior state court case, the metadata reflects how this information was processed in that state court litigation. Please let me know if you run into any issues accessing the FTP site.

I have also attached the interrogatory and RFP responses for Commissioner Bennie Smith. There was a delay in our ability to finalize these. I apologize for any inconvenience.

Hope you have a pleasant weekend.

Regards,

Miranda H. Jones

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