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The Hon. Richard L. Durbin, Jr., U.S. Attorney
Western District of Texas
U.S. Department of Justice
Via Facsimile: (210) 384-7276

Mr. Durbin:

On September 18, 2015, I wrote to you concerning pervasive corruption in Robertson County and the City of Hearne. Last week, I notified your assistant in Waco that the city attorney, Bryan F. "Rusty" Russ, Jr., intercepted initiative petitions in order to block a referendum to impose a forensic audit on the city. *See* April 25, 2016 Letter from Ty Clevenger to Coty Siegert, et al. (attached). When Mr. Russ finally submitted the petitions on April 7, 2016, some of the signatures were missing – enough to keep the petition from being eligible for the ballot.

This morning I obtained damning new evidence against Mr. Russ. According to Trudy Hancock, the Robertson County elections administrator, Mr. Russ submitted the missing signatures to her on April 21, 2016, the same day that I filed a lawsuit accusing him of removing the missing signatures. Furthermore, I learned from a city council member that all 93 pages of the petition were originally received by the city secretary, who copied them and distributed them to all council members. In other words, my client did not make a mistake when he submitted the petitions.

Finally, I asked Ms. Hancock why she had not sent a letter to the city, as she normally does, certifying the number of new signatures on the petition. According to an email she sent me, Mr. Russ told her it would not be necessary to send such a letter. In other words, Mr. Russ was still playing dirty in order to keep the initiative from being certified and placed on the ballot. I urge you to initiate a criminal investigation of Mr. Russ as soon as possible.

Thank you for your consideration.

Sincerely,



Ty Clevenger

cc: Major Frank Malinak, Deputy Chief
Texas Ranger Division