

*The Law Office  
Of  
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June 1, 2022

To: City of Detroit, Department of Elections  
Re: Ryan D. Kelley Gubernatorial Candidate  
and Christopher D. Schormak

To whom it may concern,

This letter is at the bequest of my clients, Mr. Kelley, and Mr. Schormak regarding a mandatory mask requirement to attend pollworker training. Mr. Schormak received an email confirmation that I have attached with this letter notifying him that face masks are required, and attendance is mandatory to participate if he wants to be a ballot box inspector. Mr. Schormak's training is scheduled for June 13, 2022 from 9 a.m. to 11:30 a.m. Mr. Kelley has also applied for Pollworker Training, not to be an actual pollworker, but to educate himself on the training techniques and voter integrity issues that are always pertinent in any free election in this country. As a gubernatorial candidate and being on the ballot for the primary, Mr. Kelley feels that he needs the training to be better informed. This training will afford him to be better prepared for debates and general questions that he may need to address in the future with the media, other primary candidates and possibly the governor herself should he win his primary. Mr. Kelley's email response, that is attached as well, also has mandatory language that he be masked while attending the training put on by the City of Detroit. Both Mr. Schormak and Mr. Kelley have further concerns that a Covid-19 vaccination may ultimately be put in place to further limit eligibility to participate in the training. Mr. Kelley has advised that a Covid-19 vaccination proof has already occurred in some of the events that he has been asked to attend, or to show a negative Covid test.

As you are probably already aware, the City of Detroit Department of Elections has implemented a mask mandate for applicants to attend its training seminar to be a pollworker.

The purpose of this letter is to put the City of Detroit on notice that this unlawful mandate request to wear a mask during training is a violation of my clients' due process, liberty interests and bodily integrity rights. My clients are demanding that the City of Detroit Department of Elections immediately rescind the unlawful mask mandate.

The long-standing rule of law that was confirmed in the Court of Claims by Judge Gleicher in *Planned Parenthood v. Governor Whitmer*, and the Attorney General's Office in Michigan in 22-000044-MM, makes an unwanted medical procedure a violation of due

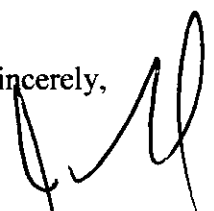
process, a liberty interest violation and a bodily integrity infringement. Judge Gleicher issued a temporary restraining order against both Governor Whitmer and the Attorney General's Office based on due process, liberty interests and bodily integrity in regard to the abortion law and this ruling carries over to both masking and vaccine mandates as ratified by MDHHS in the following manner. In the MDHHS frequently asked questions on how to wear a mask, specifically on page 2 "How do I knot and tuck a medical mask to improve the fit?" It starts off by stating, "A knotted and tucked **medical procedure mask is created** by bringing together the corners and ear loops on each side..."

The Court of Claims specifically stated in the Temporary Restraining Order that the rights to reject what my clients submit to be a medical procedure infringes on their bodily integrity "to be let alone" (Justice Thomas M. Cooley's writing "The right to one's person may be said to be a right of complete immunity; to be let alone. Cooley, Torts, 29") and as such, the City of Detroit is violating their due process rights, liberty interests and bodily integrity. We are now seeking the interjection of the Attorney General's Office to intervene to uphold the law and to stop the City of Detroit from violating my clients' rights. A letter has been written with that instruction to the Michigan Attorney General's Office. Being a pollworker is an important role in the voting process to uphold integrity and fairness. Mr. Kelley and Mr. Schormak do not want to wear a mask to participate in the instruction and are invoking their Michigan Due Process rights to be let alone in their rejection of your mask mandate.

It is the intention of my clients that the City of Detroit's failure to drop its mask mandate will result in a lawsuit for equitable relief being filed in the Court of Claims seeking a restraining order against the City of Detroit. This does not waive or relinquish any other rights to file a separate lawsuit in a court of jurisdiction to file an Elliot-Larsen Civil Rights Act complaint amongst other causes of action to seek money damages with a jury trial request for a blatant disregard of my client's rights. There is also the belief that the masking mandate is in place to suppress the turn out for the instruction that is required to be a pollworker during the election process. This will also be challenged in a separate lawsuit should the mandate not be lifted.

We are seeking an immediate response prior to filing a lawsuit and would request that the legal representative of the City of Detroit Department of Elections contact counsel by no later than close of day on Thursday June 2, 2022. This is an attempt to mitigate damages and avoid legal action. Thank you for your time, immediate consideration, and response in this matter.

Sincerely,



James A. Thomas, Esquire  
jimmy@jimmythomaslaw.com

City of Detroit  
DEPARTMENT OF ELECTIONS  
JANICE M. WINFREY, City Clerk  
Chairperson, Election Commission

City of Detroit  
Department of Elections  
2978 W. Grand Blvd.  
Detroit, MI 48202-3069  
876-0227 Fax 876-0053

SCHORNAK, CHRISTOPHER  
35602 HERMITAGE COURT  
NEW BALTIMORE, MI 48047

Work ID: 273716456  
Election Name:  
August 2, 2022 Primary  
Classification:  
BALLOT BOX INSPECTOR

## POLLWORKER TRAINING SCHEDULE

BALLOT BOX INSPECTOR

POLLWORKER CLASS SCHEDULE  
CLASS ATTENDANCE VERIFICATION FORM

FACE MASK REQUIRED  
EAST-WCCCD

5901 CONNER

306 CLASSROOM

06/13/2022 9:00 AM - 11:30 AM  
TO WORK ON ELECTION DAY, ATTENDANCE IS MANDATORY

*ALL ATTENDEES MORE THAN 15 MINUTES LATE WILL BE REQUIRED TO RESCHEDULE FOR ANOTHER CLASS.*

Please present this class attendance verification form to  
the instructor to receive credit for attending the  
training class.

POLLWORKER PAYMENTS ARE DISTRIBUTED 3 TO 6 WEEKS AFTER EACH ELECTION

NAME (PRINT)

ADDRESS

E MAIL ADDRESS

PHONE