

STATE OF NEW MEXICO
COUNTY OF SANTA FE
FIRST JUDICIAL DISTRICT COURT

STATE OF NEW MEXICO, ex rel.,
MARCO WHITE, MARK MITCHELL,
and LESLIE LAKIND,

Plaintiffs,

vs.

Case No. D-101-CV-2022-00473

COUY GRIFFIN,

Defendant.

PLAINTIFFS' INITIAL TRIAL EXHIBIT LIST

Plaintiffs Marco White, Mark Mitchell, and Leslie Lakind (collectively, "Plaintiffs"), by their counsel and pursuant to the Court's June 14, 2022 Scheduling Order, hereby identify the following exhibits Plaintiffs may use at trial:

Ex. No.	Exhibit Description
1	Couy Griffin, Otero County Commission Oath of Office (2018-12-28)
2	Otero County Commission Resolution No. 03-11-21/109-46 ("Soldiers' Monument")
3	Otero County Commission Resolution No. 03-11-21/109-47 ("Opposing the State's Unconstitutional Health Orders")
4	Otero County Commission Resolution No. 04-08-21/109-52 ("Resolution Declaring Otero County To Be 100% Open for Business")
5	County of Otero, New Mexico Regular Meeting Agenda May 12, 2022
6	Resolution No. 05-13-21/109-57 ("Resolution Opposing the Federal Government's '30x30' Land Preservation Goal")
7	County of Otero, New Mexico Regular Meeting Agenda June 9, 2022

Ex. No.	Exhibit Description
8	County of Otero, New Mexico Regular Meeting Agenda June 13, 2022
9	County of Otero, New Mexico Regular Meeting Agenda June 17, 2022
10	County of Otero, New Mexico Regular Meeting Agenda July 14, 2022
11	Resolution #09-09-21/110-09 (“Resolution Opposing the State’s Unconstitutional Health Orders”)
12	Senate Report - Examining U.S. Capitol Attack (2021.06.08)
13	GAO Report on Open Source Data from Federal Agencies (2022-05)
14	GAO Report on Capitol Police Response (2022-02)
15	GAO Report on Capitol Police Preparation (2022-03)
16	Jan. 6 Synchronized Video of Upper Plaza/Tunnel 2:27-3:21 pm (2021-01-06)
17	Jan. 6 Unsynchronized Video of Upper Plaza/Tunnel 2:27-3:21 pm (2021-01-06)
18	Jan. 6 Synchronized Video of Upper Plaza/Tunnel 2:51-3:23 pm (2021-01-06)
19	Jan. 6 Synchronized Video of Upper Plaza/Tunnel 3:50-4:21 pm (2021-01-06)
20	Jan. 6 Compilation Video from VDARE TV
21	Jan. 6 Video with Capitol in Background (2021-01-06)
22	Jan. 6 Video Griffin in Crowd (2021-01-06)
23	Jan. 6 Video Rioter Yelling (2021-01-06)

Ex. No.	Exhibit Description
24	Jan. 6 Video Mention of Arms (2021-01-06)
25	Jan. 6 Video Griffin Jumps Wall (2021-01-06)
26	Jan 6. Video Griffin Climbs to West Terrace; Aids Rioter (2021-01-06)
27	Jan 6. Video of Griffin Livestream on West Terrace in Front of Mob (2021-01-06)
28	Jan 6. Video of Griffin on West Terrace Overlooking Crowd in Front of Capitol Building (2021-01-06)
29	Jan 6. Video of inaugural stage with Crowd chanting “we the people” (2021-01-06)
30	Jan. 6 Video Rioters Pushed Out (2021-01-06)
31	Jan 6. Video of Griffin with Mob on West Terrace at 3:20 PM (2021-01-06)
32	Jan 6. Video of Crowd Members Moving Down Stairs of Inaugural Platform (2021-01-06)
33	Jan 6. Video with Bullhorn (2021-01-06)
34	Jan 6. Video Crowd at Capitol Entrance (2021-01-06)
35	Jan 6. Video Crowd Shouting about “Traitors” (2021-01-06)
36	Video of Griffin in front of Capitol on January 5, Discussing Jan 6. Plan (2021-01-05)
37	Video Griffin on January 7, Discussing Jan 6 and Plans to Return to DC. (2021-01-07)
38	Early Morning Jan 6. Video (2021-01-06)
39	Jan 6. Video Griffin Talking to Camera about “Ruckus” (2021-01-06)

Ex. No.	Exhibit Description
40	Video of Otero County Commission Meeting (2021-01-14)
41	Jan 6. Video Griffin Talking to Rioters (2021-01-06)
42	Jan 6. Video Griffin Jumps Wall (2021-01-06)
43	John Erickson Testimony Excerpt of Transcript of the Bench Trial, United States v. Couy Griffin, No. 1-21-cr-92-TNM (D.D.C. Mar. 21, 2022)
44	Lanelle Hawa Excerpt of Transcript of the Bench Trial, United States v. Couy Griffin, No. 1-21-cr-92-TNM (D.D.C. Mar. 21, 2022)
45	Ruling Excerpt of Transcript of the Bench Trial, United States v. Couy Griffin, No. 1-21-cr-92-TNM (D.D.C. Mar. 22, 2022)
46	Sentence Excerpt of Sentencing Transcript of the Bench Trial, United States v. Couy Griffin, No. 1-21-cr-92-TNM (D.D.C. June 17, 2022)
47	Judgment, United States v. Couy Griffin, No. 1-21-cr-92-TNM (D.D.C. June 17, 2022)
48	Capitol Photo (Bird's Eye Satellite View) (2021-01-06)
49	Capitol Photo with Yellow Perimeter (2021-01-06)
50	Capitol Photo with Signs (Area Closed) (2021-01-06)
51	Capitol Photo of Sign Itself (Area Closed) (2021-01-06)
52	Photo of Sign on Rack Outside Capitol (2021-01-06)
53	USCP Footage Compilation (2021-01-06)
54	Footage from a Camera on the West Roof of the Capitol (2021-01-06)
55	Surveillance Footage of Vice President Pence (2021-01-06)

Ex. No.	Exhibit Description
56	Video West Plaza of Capitol Breach (2021-01-06)
57	House Certificate of Authenticity of Domestic Records (2021-12-17)
58	Senate Certificate of Authenticity of Domestic Records (2021-12-10)
59	Stipulation of Otero County Commission Meeting
60	Part of Senate Congressional Record (2021-01-06)
61	Part of House Congressional Record (2021-01-06)
62	Video Griffin Discussing Jan 6. (2021-01-11)
63	Griffin Video "Only Good Democrat is a Dead Democrat" (2020-03-27)
64	Griffin Driving Video (2021-01-07 or 2021-01-08)
65	Griffin Speech in Bowling Green (2021-01-03)
66	Griffin Video "I wear January 6th as a badge of honor." (2022-03-22)
67	Video Griffin WFAF Speech, Ballot Box or Streets (2021-01-04)
68	Twitter, @RideWithC4T, "Violence" Reference (2020-07-20)
69	Twitter, @CouyGriffinC4T, "Civil War" Reference (2020-04-01)
70	Twitter, @CouyGriffinC4T, "I hope Trump can win without war" (2020-12-25)
71	Twitter, @CowboyCouy, Fundraising with image of check (2022-05-17)

Ex. No.	Exhibit Description
72	Twitter, @CowboyCouy, WWG1WGA (2022-02-13)
73	Twitter, @realDonaldTrump, Retweet of Cowboys for Trump @RideWithC4T, "JAN 6 # MillionMAGAMarch" (2020-12-27)
74	Twitter, @CouyGriffinC4T, "This can end peaceful or stronger stands can be taken." (2020-4-30)
75	Twitter, @CouyGriffinC4T, "Hang em high Mr. President!" (2020-5-10)
76	Twitter, @CouyGriffinC4T, References "'defunding' all our political leaders security details. ... Maybe we can start with @HillaryClinton security detail." (2020-6-10)
77	Twitter, @CouyGriffinC4T, retweet "Call in your Sheriff to uphold his oath of office!!!" (2020-11-5)
78	Twitter, @CouyGriffinC4T, "Nobody wants to see this get ugly" (2020-11-5)
79	Twitter, @CouyGriffinC4T, "My phone was confiscated after my arrest on 1/17" (2022-2-12)
80	Twitter, @CowboyCouy, "The 'Big Lie' is the Joe Biden Presidency. Period!" (2021-8-31)
81	Twitter, @CowboyCouy, "Trump can get his presidency back ..." (2021-9-8)
82	Twitter, @CowboyCouy, "We are under a military coup currently in America." (2021-9-29)
83	Twitter, @CowboyCouy, "Patriots Never Quit!!!" (2021-10-5)
84	Twitter, @CowboyCouy, "'Justice for J6' is coming soon!!!" (2021-11-10)
85	Twitter, @CowboyCouy, "History will not reflect back on Joe Biden as President" (2021-11-11)
86	Twitter, @CowboyCouy, "I believe J/6 was the spark that ignited this fire today. Hang onto your hat." (2022-2-12)
87	Twitter, @CowboyCouy, "What about the political prisoners of J/6?" (2022-3-12)

Ex. No.	Exhibit Description
88	Twitter, @CowboyCouy, References to “POW’s” and “WAR CRIME” (2022-3-29)
89	Twitter, @CowboyCouy, Reference to Otero County forensic audit (2022-1-13)
90	Twitter, @CowboyCouy, “Not if we don’t audit our elections on the COUNTY level!” (2022-2-16)
91	Twitter, @CowboyCouy, “Keep your eye on Otero County” retweeting “DECERTIFY” image (2022-5-8)
92	Twitter, @CowboyCouy, “The cover up of Jan 6th is DISGRACEFUL!!” (2022-3-3)
93	Twitter, @CowboyCouy, “How about RELEASE ALL THE POLITICAL PRISONERS FROM J/6 @SenTedCruz!!!” (2022-3-11)
94	Twitter, @CowboyCouy, “Jake Lang is a HERO” (2022-3-16)
95	Twitter, @RideWithC4T, retweet @lindahuiyun “Get Our Country back!” retweet @RideWithC4T “#CowboysforTrump fighting till the end!” (2021-1-7)
96	Twitter, @RideWithC4T, retweet @boshane123 “We’re not going ANYWHERE!!! GOOO TRUMP!!” (2021-1-7)
97	Facebook, Cowboys For Trump, “You wanna fight? Well not you got it!!! January 20th!!!!” (around 2021-1-16)
98	Twitter, @CowboyCouy, “This is Gods Country!! And Americans are fixing to rise and take it back!!!” (2022-2-4)
99	Twitter, @CowboyCouy, “Biden is an illegal president” (2022-2-11)
100	Twitter, @CowboyCouy, “This is a fight we will not lose!” (2022-2-12)
101	Twitter, @CowboyCouy, “January 6 is the first iron in the fire.” (2022-2-15)
102	Twitter, @CowboyCouy, “Political prisoners tortured on American soil!!!” with image from Capitol (2022-2-15)
103	Twitter, @CowboyCouy, “These political prisoners need to be freed!!!” (2022-2-15)

Ex. No.	Exhibit Description
104	Twitter, @CowboyCouy, “Why would my phone have been taken to this location AFTER my arrest on 1/17? ... It had messages to Trump and @RepMTG” (2022-2-16)
105	Twitter, @CowboyCouy, Tweet thread “Soon we are going to have another rally in Washington DC ... No random violence is never justified. A coordinated war with a
106	Twitter, @CowboyCouy, “And it’s a real shame our DC Republicans don’t fight as hard for political prisoners here at home ...” (2022-3-13)
107	Twitter, @CowboyCouy, “Pisses me off how quiet Trump is about 1/6!” (2022-3-13)
108	Twitter, @CowboyCouy, References “American POW’s” (2022-3-22)
109	Twitter, @CowboyCouy, retweet @Libertyville22 “January 6th was NOT an insurrection ...” (2022-5-18)
110	Twitter, @CowboyCouy, “Isn’t it considered insurrection ...” (2022-5-19)
111	Twitter, @CowboyCouy, “Jacob Lang is an American hero ...” (2022-5-19)
112	Twitter, @CowboyCouy, “Lots of miles. Lots of hard work. All to be quenched by a stolen election!!! Very sad!” (2022-5-21)
113	Twitter, @DirtBikeStar2 tagging @RideWithC4T: Layout of Capitol (2020-12-31)
114	Twitter, @Hackenkall_KAG replying to @RideWithC4T: Operation Occupy the Capitol (2020-12-27)
115	Twitter, @SZheng1967 replying to @RideWithC4T: “America has come to life & death. Occupying Washington, DC, and surrounding Congress and the Supreme Court
116	Twitter, @OddDNA23 replying to @RideWithC4T: “On Jan 6th Someone needs to haul in a Gallows” (2021-01-04)
117	Twitter, @RideWithC4T “The Cavalry is coming January 6 to # WashingtonDC”; @gpnvonod_ reply: “Grab Our Rifles” (2021-01-01)
118	Twitter, @RideWithC4T, “January 6th DC....FIGHT until we can’t fight anymore either we got the battle won or we’re gone”
119	@RideWithC4T Activity Spike after Trump Retweet

Ex. No.	Exhibit Description
120	Twitter, @voiceofresonn replying to @RideWithC4T: "Lasos ready.God be with you. Takeback our capital" (2021-01-05)
121	Twitter, @RideWithC4T "stop the overthrow of the American government by the Chinese communist government" (2021-01-05)
122	Twitter, @MarkMetts3 reply to tweet @RideWithC4T tagged in: "THE STAGE IS SET AND THE BATTLE FORMED" (2021-01-03)
123	Twitter, @BrexitMapman_ replying to @RideWithC4T "live free or fight until the end": March on Congress Jan 6th (2020-12-26)
124	Twitter, @RideWithC4T: "We are going to get our nation back" (2021-01-04)
125	@CouyGriffinC4T Activity Chart
126	Twitter, @CouyGriffinC4T "DECLARE MARTIAL LAW" (2020-12-18)
127	Twitter, @CouyGriffinC4T, "If Democrats think they can steal our election and patriots are going to quietly go away you have gravely underestimated the spirit of the
128	Twitter, @realDonaldTrump_ @RideWithC4T, @michsnyder45 Jan. 6 March on Congress (2020-12-27 and 2020-12-28)
129	Twitter, @lochard24 tagging @RideWithC4T, "FIGHT BACK." "A couple million people surrounding the White house will scare the hell out of the Swamp creatures"
130	Twitter, @realDonaldTrump_ retweets @RideWithC4T (2020-05-27)
131	GiveSendGo: "Help Couy Griffin of Cowboys for Trump" Fundraiser by Bergquam
132	GiveSendGo: "Couy Griffin" Fundraiser by Keshel
133	Order from Hearing, Kourtne Griffin v. Couy Griffin, D-1215-DM-2019-310 (N.M. 12 Jud. Dist. July 14, 2020)
134	Otero County Resolution (2022-07-14)
135	Cowboys For Trump LLC Registration (Latest Filing: 2021-06-24)

Ex. No.	Exhibit Description
136	January 6 Select Committee Compilation Video Exhibit (2022-06-09)

Plaintiffs reserve the right to introduce documents identified or produced by the parties or third parties in discovery, including interrogatory answers, responses to requests for production, and responses to requests for admission. Plaintiffs also identify herein and reserve the right to use any and all exhibits identified, referenced or selected by any other party to this matter.

Plaintiffs reserve the right to introduce documents or evidence that may be used for impeachment or rebuttal purposes.

Plaintiffs reserve the right to amend or modify this list pending rulings by the Court on pending motions.

Date: July 25, 2022

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on July 25, 2022, I filed the foregoing Plaintiffs' Initial Trial Exhibit List through the New Mexico Odyssey File & Serve system, which caused all counsel of record to be served by electronic means.

Defendant Griffin was served the foregoing via e-mail and 2 identical packages of the foregoing as indicated below:

1) by U.S. Postal First Class Mail and 2) by Federal Express, two-day delivery available to Tularosa, NM to the following address:

Couy Griffin



/s/ Joseph Goldberg
Joseph Goldberg

Counsel for Plaintiffs