

Quick Reference Guides for the Fulton County Election Interference Charges

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Former President Donald Trump and 18 other defendants were [charged](#) last week in a sweeping 41-count indictment in Fulton County, Georgia. The indictment centered on RICO charges, alleging that Trump and his associates participated in a criminal organization which sought to illegally overturn the outcome of the 2020 presidential election in Georgia.

In this essay, we provide several summary tables that can serve as reference guides to the indictment. We catalog the array of schemes, charges, and defendants and demonstrate the scope and scale of the RICO conspiracy.

We have separated the 98-page indictment into [four overlapping](#) but distinct alleged schemes:

1. The pressure campaign on government officials (the DA breaks this into five sub-schemes)
2. The false electors scheme
3. The trespass upon voting machines in Coffee County
4. Obstruction and cover up efforts (e.g., perjury)

These Tables help illuminate the different schemes, and the different legal jeopardy facing each of the defendants. Many lessons can be drawn from such a typology including which co-defendants may have greater incentives to strike a plea deal and cooperate, and how a judge may or may not [sever the prosecution](#) into separate trials with different subsets of co-defendants.

Table A lists each of the defendants in the order presented in the indictment and groups them based on the component scheme, or schemes, of the RICO conspiracy in which each person was allegedly involved.

Table A: The Four Alleged Schemes & How They Are Charged

NOTE: all defendants charged under RICO

Defendants	Pressuring officials to overturn results	False electors scheme	Coffee County voting machine breach	Obstruction and cover-up
	Counts 2-7, 20-31, 38-39	Counts 8-19*	Counts 32-37	Counts 27, 40-41
Donald Trump	✓	✓		✓
Rudy Giuliani	✓	✓		
John Eastman	✓	✓		✓
Mark Meadows	✓			
Kenneth Chesebro		✓		
Jeffrey Clark	✓			
Jenna Ellis	✓			
Ray Smith III	✓	✓		
Robert Cheeley	✓	✓		✓
Michael Roman		✓		
David Shafer		✓		✓
Shawn Still		✓		
Stephen Lee	✓ **			
Harrison Floyd	✓ **			
Trevian Kutti	✓ **			
Sidney Powell			✓	
Cathy Latham		✓	✓	✓ ***
Scott Hall			✓	
Misty Hampton			✓	

*In the false electors scheme, only Counts 8, 10, 12, 14, 16, and 18 are included as RICO predicate charges.

**Alleged intimidation of election worker Ruby Freeman to induce a false confession of fraud and undermine election results

***Alleged in Act 160 but not charged

Trump and his 18 co-defendants face a total of 41 counts under 22 different crimes. While some counts were separate, most were alleged to be criminal both facially and as a component of the RICO conspiracy. In Table B we break down each of the charges by defendant, count, and statute, and indicate which were implicated in the alleged RICO conspiracy.

Table B: RICO and Other Charges by Statute and Defendant

Alleged offense	Defendants	Counts	Statute(s)	Potential penalties
Violations of the Georgia RICO (Racketeer Influenced and Corrupt Organizations) Act	Donald Trump	Count 1	GA Code § 16-14-4(c)	5-20 years or a fine not to exceed \$25,000 or 3x the amount of any pecuniary gain from the violation, or both
	Rudy Giuliani			
	John Eastman			
	Mark Meadows			
	Kenneth Chesebro			
	Jeffrey Clark			
	Jenna Ellis			
	Ray Smith III			
	Robert Cheeley			
	Michael Roman			
	David Shafer			
	Shawn Still			
	Stephen Lee			
	Harrison Floyd			
	Trevian Kutti			
Sidney Powell				
Cathy Latham				
Scott Hall				
Misty Hampton				
Solicitation of Violation of Oath by Public Officer	Donald Trump	Count 5* Count 28* Count 38*	Solicitation: GA Code § 16-4-7 Violation of Oath by Public Officer: GA Code § 16-10-1	Solicitation: 1-3 years Violation of Oath by Public Officer: 1-5 years
	Rudy Giuliani	Count 2* Count 6* Count 23*		
	John Eastman	Count 2*		
	Mark Meadows	Count 28*		
	Jenna Ellis	Count 2*		
	Ray Smith III	Count 2* Count 6* Count 23*		
	Robert Cheeley	Count 23*		
False Statements and Writings	Donald Trump	Count 29* Count 39*	GA Code § 16-10-20	1-5 years or fine of not more than \$1,000 or both
	Rudy Giuliani	Count 3* Count 7* Count 24*		
	Ray Smith III	Count 4* Count 25*		
	Robert Cheeley	Count 26*		

Alleged offense	Defendants	Counts	Statute(s)	Potential penalties
	David Shafer	Count 12* Count 18* Count 40*		
	Shawn Still	Count 12* Count 18*		
	Cathy Latham	Count 12*		
Impersonating a Public Officer	David Shafer	Count 8*	GA Code § 16-10-23	1-5 years or fine of not more than \$1,000 or both
	Shawn Still			
	Cathy Latham			
Conspiracy to Commit Impersonating a Public Officer	Donald Trump	Count 9	Conspiracy: GA Code § 16-4-8 Impersonating a Public Officer: GA Code § 16-10-23	1-2.5 years or a fine of \$500 or both
	Rudy Giuliani			
	John Eastman			
	Kenneth Chesebro			
	Ray Smith III			
	Robert Cheeley			
	Michael Roman			
Forgery in the First Degree	David Shafer	Count 10*	GA Code § 16-9-1(b)	1-15 years
	Shawn Still	Count 16*		
	Cathy Latham	Count 10*		
Conspiracy to Commit Forgery in the First Degree	Donald Trump	Count 11	Conspiracy: GA Code § 16-4-8 Forgery: GA Code § 16-9-1(b)	1-7.5 years
	Rudy Giuliani	Count 17		
	John Eastman			
	Kenneth Chesebro			
	Ray Smith III			
	Robert Cheeley			
	Michael Roman			
Conspiracy to Commit False Statements and Writings	Donald Trump	Count 13	Conspiracy: GA Code § 16-4-8 False statements and writings: GA Code § 16-10-20	1-2.5 years or a fine of \$500 or both
	Rudy Giuliani	Count 19		
	John Eastman			
	Kenneth Chesebro			
	Ray Smith III			
	Robert Cheeley			
	Michael Roman			
Criminal Attempt to Commit Filing False Documents	David Shafer	Count 14*	Criminal Attempt: GA Code § 16-4-1 Filing False Documents: GA Code § 16-10-20.1(b)(1)	1-5 years or a fine of \$5,000 or both
	Shawn Still			
	Cathy Latham			
Conspiracy to Commit Filing	Donald Trump	Count 15	Conspiracy: GA Code § 16-4-8	1-5 years or a fine of \$5,000 or both
	Rudy Giuliani			

Alleged offense	Defendants	Counts	Statute(s)	Potential penalties
False Documents	John Eastman		Filing False Documents: GA Code § 16-10-20.1(b)(1)	
	Kenneth Chesebro			
	Ray Smith III			
	Robert Cheeley			
	Michael Roman			
Criminal Attempt to Commit Influencing Witnesses	Stephen Lee	Count 20*	Criminal Attempt: GA Code § 16-4-1	1-5 years or a fine of \$5,000-10,000 or both
		Count 21*	Influencing Witnesses: GA Code § 16-10-93(b)(1)(A)	
Criminal Attempt to Commit False Statements and Writings	Jeffrey Clark	Count 22*	Criminal Attempt: GA Code § 16-4-1 False Statements and Writings: GA Code § 16-10-20	1-2.5 years or a fine of \$500 or both
Filing False Documents	Donald Trump	Count 27*	GA Code § 16-10-20.1(b)(1)	1-10 years or fine to not exceed \$10,000 or both
	John Eastman			
Conspiracy to Commit Solicitation of False Statements and Writings	Stephen Lee	Count 30*	Conspiracy: GA Code § 16-4-8 Solicitation: GA Code § 16-4-7 False Statements and Writings: GA Code § 16-10-20	1-1.5 years
	Harrison Floyd			
	Trevian Kutti			
Influencing Witnesses	Stephen Lee	Count 31*	GA Code § 16-10-93(b)(1)(A)	2-10 years or fine of \$10,000-20,000 or both
	Harrison Floyd			
	Trevian Kutti			
Conspiracy to Commit Election Fraud	Sidney Powell	Count 32*	Conspiracy to Commit Election Fraud: GA Code § 21-2-603 Interference with Primaries and Elections Generally: GA Code § 21-2-566	1-5 years or fine not to exceed \$50,000 or both
	Cathy Latham			
	Scott Hall			
	Misty Hampton			
Conspiracy to Commit Election Fraud	Sidney Powell	Count 33*	Conspiracy to Commit Election Fraud: GA Code § 21-2-603 Unlawful Possession of Ballots: GA Code § 21-2-	1-5 years or fine not to exceed \$5,000 or both
	Cathy Latham			
	Scott Hall			
	Misty Hampton			

Alleged offense	Defendants	Counts	Statute(s)	Potential penalties
			574	
Conspiracy to Commit Computer Theft	Sidney Powell	Count 34*	Conspiracy: GA Code § 16-4-8 Computer Theft: GA Code § 16-9-93(a)	0-7.5 years or fine not to exceed \$25,000 or both
	Cathy Latham			
	Scott Hall			
	Misty Hampton			
Conspiracy to Commit Computer Trespass	Sidney Powell	Count 35*	Conspiracy: GA Code § 16-4-8 Computer Trespass: GA Code § 16-9-93(b)	0-7.5 years or fine not to exceed \$25,000 or both
	Cathy Latham			
	Scott Hall			
	Misty Hampton			
Conspiracy to Commit Computer Invasion of Privacy	Sidney Powell	Count 36*	Conspiracy: GA Code § 16-4-8 Computer Invasion of Privacy: GA Code § 16-9-93(c)	0-7.5 years or fine not to exceed \$25,000 or both
	Cathy Latham			
	Scott Hall			
	Misty Hampton			
Conspiracy to Defraud the State	Sidney Powell	Count 37*	GA Code § 16-10-21	1-5 years
	Cathy Latham			
	Scott Hall			
	Misty Hampton			
Perjury	Robert Cheeley	Count 41*	GA Code § 16-10-70(a)	1-10 years or fine of not more than \$1,000 or both

*Charge simultaneously constitutes an alleged act of racketeering activity in furtherance of the RICO conspiracy

These Tables complement a useful States United Democracy Center chart: “The Georgia Indictment: Charges and Defendants,” which catalogs each count by defendant, description of the offense, and potential sentence. A link can be found [here](#) and the image is below.

We welcome reader comments and suggestions at info@justsecurity.org. Please feel free to call our attention to other handy references and we will compile links here in future editions.

