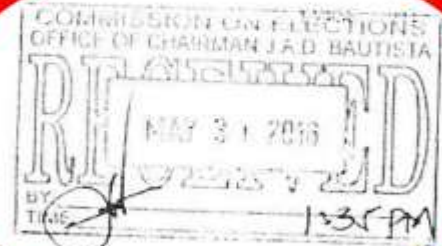


31/05/2016 10:08 AM 05534

bong Legal
VICE PRESIDENT
B3 National Headquarters

VIA FACSIMILE & EMAIL

31 May 2016

CHAIRMAN ANDRES D. BAUTISTA
COMMISSION ON ELECTIONS
Palacio Del Gobernador
Intramuros
Manila

Re : Urgent Request for the preservation and security of data and audit logs in the Central Server

Dear Chairman Bautista:

This has reference to the letters dated 11 May 2016 and 17 May 2016, which we have sent to your office, and in relation to Mr. Ferdinand R. Marcos, Jr.'s urgent request for an audit of the transparency and central servers.

It has come to our attention that the hardware of the Central Server is scheduled to be unmounted at 1 o'clock in the afternoon, today, 31 May 2016, from its present location at the IPC Data Center with address at 30th Street corner 2nd Avenue, Bonifacio Technology Center, Taguig City.

Considering the above action, we **urgently request the Commission, all relevant departments and concerned personnel, to preserve and secure the data and the audit logs contained in all servers, and the Central Server in particular.**

We confirm our intention to pursue our earlier requests to permit Mr. Marcos' team of experts to **conduct an audit of the transparency Server and the Central Server**, under the close supervision of this Commission and its technical personnel.

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BY HAND

02 June 2016

CHAIRMAN ANDRES D. BAUTISTA
COMMISSION ON ELECTIONS
Palacio Del Gobernador
Intramuros
Manila

Re: Request for Audit of the Transparency Server and Central Server and Other Requests

Dear Chairman Bautista:

This is further to our letters dated 11 May 2016, 19 May 2016 and 31 May 2016, and to the letter of Senator Ferdinand R. Marcos, Jr., dated 17 May 2016 requesting for an audit of the COMELEC Transparency and Central Servers, which we have sent to your office.

In response to said letters, the Commission sitting *en banc* issued Minute Resolution No. 16-0387 which resolved to defer the action on our request for a system's audit of the Transparency Server and Central Server until after the completion of the canvassing by the National Board of Canvassers (NBOC). The Commission, in the same Minute Resolution, resolved to advise Senator Marcos of this Commission's willingness to the conduct of a system's audit if carried out by a group of disinterested and qualified information technology experts, citing the Department of Science and Technology (DOST) as one such body/group.

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BY HAND

16 June 2016

CHAIRMAN ANDRES D. BAUTISTA
COMMISSION ON ELECTIONS
Palacio Del Gobernador
General Luna St.
Intramuros, Manila

Re: Request for Information as to Compliance with the Requirements of R.A. No. 8436, as amended by R.A. No. 9369

Dear Chairman Bautista:

We write in behalf of Senator Ferdinand R. Marcos, Jr., a Vice- Presidential candidate in the last elections.

Pursuant to R.A. No. 8436, as amended by R.A. No. 9369, to assure that the results of an election conducted through "an automated election system" are "fast, accurate and reflective of the genuine will of the people",¹ certain requirements are mandated by the law, among others, in its Section 6 (Minimum System Capabilities), Section 7 (Communication Channels for Electronic Transmissions), Section 11 (Functions of the Technical Evaluation Committee), Section 12 (Procurement of Equipment and Materials), Section 29 (Random Manual Audit) and Section 30 (Authentication of Electronically Transmitted Election Results).

May we respectfully request information as to whether the requirements of the aforementioned provisions of R.A. No. 8436, as amended by R.A. No. 9369, have been

¹ Section 1.

Louise Archeta - Marcos
Edward S. Serapio *
Joseph C. Tan

Jose Amor M. Amorada
Liza G. Logan
Peter M. Manzano

Plutarco B. Bawagan, Jr.
John Z. Lee
Pablo S. Teston
Anne G. Lapuz *
Elaine T. Masukat
Fernando S. Maronilla
Jonathan B. Ronulo

Frances C. Ramos
Stephen G. Valera
Ryan J. Esplana
Francesca M. Huang
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BY HAND

14 July 2016

CHAIRMAN ANDRES D. BAUTISTA
COMMISSION ON ELECTIONS
Palacio Del Gobernador
General Luna St.
Intramuros, Manila

Re: Follow up Request

Dear Chairman Bautista:

This is a reply to your letter dated 20 June 2016, copy attached for easy reference.

With respect to the Technical and Evaluation Committee (TEC) Certification, please explain why the certification on the source codes was only issued on 30 April 2016, contrary to Section 11 of the Republic Act 9369 which expressly requires the TEC to issue a certification not later than three months before the date of the electoral exercise.

With respect to our request for a systems audit, COMELEC issued Resolution No. 16-0387 which deferred the conduct of the audit "until after the completion of the Presidential and Vice Presidential canvass." Since the canvassing has long been over, we would like to follow-up our demand for a systems audit. In relation thereto, we request that the representatives of various political parties who participated during the source codes review, be likewise invited in the systems audit.

In paragraph 4 of your letter, you assured us that "the Commission has taken measures to preserve and secure all data" in "all the servers, as well as the Central Server." We would like to inquire on the specific measures taken by COMELEC regarding this matter.

Finally, we observed that your letter did not address our request to "preserve and secure any and all other server, including but not limited to the **DATABASE SERVER** and any and all **"INTERMEDIARY SERVERS"** (also known as the **QUEUE SERVERS**), together with all routers, switches, listeners,

