

1 James J. Davis, Jr., AK Bar No. 9412140
2 Savannah Fletcher, AK Bar No. 1811127
3 **NORTHERN JUSTICE PROJECT, LLC**
4 406 G Street, Suite 207
5 Anchorage, AK 99501
6 (907) 308-3395 (telephone)
7 (866) 813-8645 (fax)
8 Email: jdavis@njp-law.com
9 Email: sfletcher@njp-law.com

10 Attorneys for Plaintiff Randall Kowalke

11 **IN THE SUPERIOR COURT FOR THE STATE OF ALASKA**

12 **THIRD JUDICIAL DISTRICT AT ANCHORAGE**

13 RANDALL KOWALKE,)

14 Plaintiff,)

15 vs.)

16 DAVID EASTMAN, STATE OF)
17 ALASKA, DIVISION OF ELECTIONS,)
18 and GAIL FENUMIAI in her official)
19 capacity as Director of Elections)

20 Defendant.)

21 Case No. 3AN-22-07404 CI

22 **SUPPLEMENTAL AFFIDAVIT OF MATTHEW KRINER**

23 ~~STATE OF~~ Washington)
24) ss.
25 De COUNTY)

26 MATTHEW KRINER, being first duly sworn upon oath, deposes and states
27 as follows:
28

1 1. As stated in my prior affidavit, I contributed to Department of Justice
2 investigations into violent threats leading into and after the January 6, 2021
3 Insurrection. Additionally, as the Senior Research Scholar at the Center on
4 Terrorism, Extremism, and Counterterrorism, it is my duty to oversee research
5 related to violent extremist movements and efforts to destabilize democratic
6 governments.
7

8
9 2. The Oath Keepers have not formally disbanded as a group.
10 Following the January 13, 2022 arrest of the group's founder and leader, Stewart
11 Rhodes, the Oath Keepers' General Counsel, Kellye SoRelle, subsequently and
12 publicly acknowledged that she was "currently acting as President of Oath Keepers
13 in lieu of Mr. Rhodes until he is released." This is in contrast to other violent
14 extremist groups such as the Three Percenters, who did formally dissolve as a
15 group on February 21, 2021, following the January 6 Insurrection.
16

17
18 3. I have studied the Oath Keepers' bylaws, including Section 8
19 referenced by David Eastman in his Affidavit.
20

21 4. The Oath Keepers' bylaws were likely written by the founder and
22 leader of the Oath Keepers, Stewart Rhodes.

23 5. While Section 8.01(a) of the bylaws states that "no person who has
24 been convicted of treason or felony in any state or territory of the United States"
25 may be a member of the Oath Keepers, there is no formalized vetting process to
26 review individuals applying for membership. This is not a consistently enforced
27
28

1 bylaw.

2
3 6. Similarly, Section 8.02(a) of the bylaws states that “[n]o person
4 who advocates, or has been or is a member, or associated with, any organization,
5 formal or informal, that advocates the overthrow of the government of the United
6 States or the violation of the Constitution thereof, shall be entitled to be a member
7 or associate member.” But there is again no vetting process to review this
8 membership limitation. Thus, this is not a consistently enforced bylaw.
9

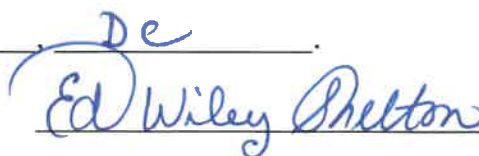
10 7. The likely author of these bylaws, Stewart Rhodes, has been
11 indicted for seditious conspiracy along with other members of the Oath Keepers.¹
12
13 The group’s actions are not limited by its stated bylaws.
14

15 END OF AFFIDAVIT.

16 DATED this 19 th day of September, 2022 at Washington,
17 DC.

18
19
20
21 
22 MATTHEW KRINER

23 SUBSCRIBED AND SWORN TO before me on this 19 day of
24 September, 2022 at Washington DC.

25
26 
27

28 ¹ *United States of America v. Elmer Stewart Rhodes III, et. al*, Indictment (D.D.C. Jan. 12, 2022), available at <https://www.justice.gov/opa/press-release/file/1462481/download>.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Notary Public for the State of Washington, DC
My commission expires 05/14/2024



District of Columbia
Signed and sworn to before me on
19 September, 2022
by Matthe Stephen KRINER
Ed Wiley Hilton
Notary Public
My commission expires 05/14/2024