

Statement of Facts

United States v. Harold Smith

If this case went to trial, the evidence would be:

In the Spring of 2012, there was an election for Sheriff of Faulkner County, Arkansas. Harold Smith was one of the candidates for Sheriff in the Republican primary, as was Andy Shock. During February and March, 2012, Smith had meetings with people, including Stephen Hawks, the Faulkner County civil attorney and Jeff Johnston, the Faulkner County Administrator, to discuss the election and how to prevent Andy Shock from winning the primary. Johnston suggested that Smith drop out of the race to run an anti-Shock campaign. Hawks noted that it would be funny if a birth certificate surfaced showing that Shock was the father of an illegitimate black child.

As a result, Smith, with the help of Ron Bartles, created false Texas birth certificates showing that Shock was the father of an illegitimate black child.

On March 28, 2012, Smith and Carol Fletcher drove to Hooks, Texas where Smith mailed approximately 12 envelopes containing a note and a false Texas birth certificate to residents in Faulkner County, Arkansas, who it was believed would vote in the Republican primary.

Our evidence would consist of the mailings, witnesses from the Texas Department of Vital Statistics, Carol Fletcher, Andy Shock, and a written statement from Harold Smith admitting to all of this.

Shock won the Republican primary and in November, 2012, won the general election for Sheriff of Faulkner County.