

BEFORE THE DULY CONSTITUTED ELECTORAL BOARD FOR THE HEARING AND PASSING UPON NOMINATION OBJECTIONS TO THE NOMINATION PAPERS OF CANDIDATES FOR THE OFFICE OF **ALDERMAN OF THE TWENTY-THIRD WARD OF THE CITY OF CHICAGO**, COUNTY OF COOK, STATE OF ILLINOIS, TO BE VOTED UPON AT THE FEBRUARY 26, 2019, MUNICIPAL GENERAL ELECTION.

| | | |
|----------------------|---|-------------------------------|
| ARLYCE GIUDICE |) | |
| |) | |
| |) | |
| Petitioner-Objector |) | |
| |) | |
| v. |) | Case No. 19-EB-ALD-003 |
| |) | |
| RICHARD MAYERS |) | |
| |) | |
| Respondent-Candidate |) | |

VERIFIED OBJECTOR'S PETITION

INTRODUCTION

Arlyce Giudice, hereinafter sometimes referred to as the Objector, states as follows:

1. The Objector resides at 6650 West 63rd Place, Chicago, Illinois, Zip Code 60638, in the Twenty-Third Ward of the City of Chicago, County of Cook, State of Illinois, and is a duly qualified, legal, and registered voters at that address.
2. The Objector's interest in filing this Petition is that of voters desirous that the laws governing the filing of nomination papers for the office of Alderman of the Twenty-Third Ward of the City of Chicago, County of Cook, State of Illinois, are properly complied with and that only qualified candidates appear on the ballot for said office.

OBJECTIONS

3. The Objector makes the following objections to the purported nomination papers ("Nomination Papers") of Richard Mayers ("Candidate") as a candidate for election to the Office of Alderman of the Twenty-Third Ward of the City of Chicago, County of Cook, State of Illinois ("Office") to be voted for at the Municipal General Election on February 26, 2019 ("Election"). The Objector states that the Nomination Papers are insufficient in fact and law for the following reasons:

4. Pursuant to State Law, nomination papers for the Office to be voted for at the Election must contain the signatures of not less than 473 duly qualified, registered, and legal voters of the Twenty-Third Ward of the City of Chicago, County of Cook, State of Illinois, collected in the manner prescribed by law. In addition, said Nomination Papers must truthfully allege the qualifications of the candidate, be gathered and presented in the manner provided for in the Illinois Election Code, and otherwise be executed in the form and manner required by law.

CHICAGO BOARD OF
 ELECTION COMMISSIONERS
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5. A candidate for the Office to be voted for at the Election must timely file with the Cook County Clerk a Statement of Economic Interests as required by the Illinois Governmental Ethics Act in relation to his candidacy. In violation of the Election Code, the Candidate has failed to file the required Statement of Economic Interests by the end of the period for the filing of nomination papers.

6. A candidate for the Office to be voted for at the Election must timely file with the Chicago Board of Election Commissioners a Receipt for their Statement of Economic Interests from the Cook County Clerk. Such receipt shall be so filed not later than the last day on which nomination papers may be filed. In violation of the Election Code, the Candidate has failed to file the required Receipt for her Statement of Economic Interests by the end of the period for the filing of nomination papers.

7. The nomination papers for the Office to be voted for at the Election must include the signatures of at least 473 voters of the 23rd Ward of the City of Chicago. The Nomination Papers contain the signatures of one voter of the 23rd Ward. This is below the legal required minimum of 473 signatures, in violation of a mandatory provision of the Illinois Election Code.

8. In violation of a mandatory provision of the Illinois Election Code, the Candidate's Statement of Candidacy does not state that he is qualified for the Office or that he has filed or will file before the close of petition filing period a statement of economic interests as required by the Illinois Governmental Ethics Act.

9. In violation of the Illinois Election Code, the Circulator's affidavit in the Candidate's single voter petition sheet does not certify that the signatures on that sheet of the petition were signed in the Circulator's presence; does not certify that the signatures are genuine; does not certify either (1) the dates on which that sheet was circulated, or (2) the first and last dates on which the sheet was circulated, or (3) that none of the signatures on the sheet were signed more than 90 days preceding the last day for the filing of the petition; does not certify that to the best of his knowledge and belief the persons so signing were at the time of signing the petition duly registered voters of the Twenty-Third Ward; and does not certify that the voters' respective residences are correctly stated therein. Each failure to certify is a violation of a mandatory provision of the Illinois Election Code.

10. The Candidate's Nomination Papers are legally and factually insufficient due to his failure to file with the Cook County Clerk a Statement of Economic Interests on or before November 26, 2018. The Candidate's Nomination Papers are legally and factually insufficient due to his failure to file with the Chicago Board of Election Commissioners a Receipt for a Statement of Economic Interests on or before November 26, 2018. The Candidate's Nomination Papers are legally and factually insufficient due to his failure to file the signatures of 473 voters residing in the Twenty-Third Ward of the City of Chicago. The Candidate's Nomination Papers are legally and factually insufficient due to his Statement of Candidacy and Circulator's Affidavit not containing required language. The Candidate failed to comply with these several mandatory provisions of the Illinois Election Code. A copy of the Nomination Papers is attached as Exhibit A. By the law of the State of Illinois and the precedent of this Electoral Board, the name of Richard Mayers is not eligible to appear on the ballot for the Office at the Election.

WHEREFORE, the Objector requests: a) a hearing on the objections set forth herein; b) an examination by the aforesaid Electoral Board of the official records relating to voters in the 23rd Ward of the City of Chicago, County of Cook, State of Illinois, to the extent that such examination is pertinent to any of the matters alleged herein; c) a ruling that the Nomination Papers are insufficient in law and fact, and d) a ruling that the name of RICHARD MAYERS shall not appear and shall not be printed on the ballot for Election to the office of Alderman of the 23rd Ward of the City of Chicago, County of Cook, State of Illinois, to be voted for at the Municipal General Election to be held on the 26th day of February, 2019.



ARLYCE GIUDICE
OBJECTOR
6650 West 63rd Place
Chicago, Illinois 60638

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ElectionLegal.com
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Pericles@UChicago.edu

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

VERIFICATION

I, ARLYCE GIUDICE, being first duly sworn upon oath, depose and state that I have read the above and foregoing VERIFIED OBJECTOR'S PETITION, and that the matters and facts contained therein are true and correct to the best of my knowledge and belief.

Arlyce Giudice

ARLYCE GIUDICE
OBJECTOR
6650 West 63rd Place
Chicago, Illinois 60638

Subscribed and sworn to before me,
a Notary Public, by ARLYCE GIUDICE,
who is to me personally known,

this the 2nd day of December, 2018.

Christopher Abbasi
Notary Public

(STAMP)

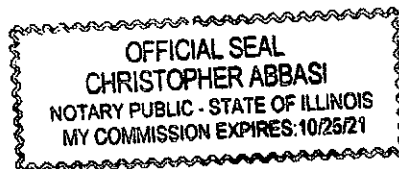


EXHIBIT A
THE ENTIRE NOMINATION PAPERS
FILED BY RICHARD MAYERS
FOR HIS CANDIDACY OF ALDERMAN
OF THE TWENTY-THIRD WARD



Receipt for Nomination Papers – City of Chicago
 For the February 26, 2019 Municipal Election
 Board of Election Commissioners for the City of Chicago
 Lance Gough, Executive Director

Name of Candidate Richard Mayers

Address 2139 W 64th place
Chicago IL 60638

Alderman, Ward 23rd City Clerk City Treasurer Mayor

Filing Ticket Number _____

Are these items included? (Mark Yes or No)

| Yes | No | |
|-------------------------------------|-------------------------------------|-----------------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Statement of Candidacy |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Receipt for Statement of Economic Interests |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Loyalty Oath (This document is optional.) |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Are the Nominating Papers bound? If yes, describe how they are bound: <u>stap. d</u> |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Was Election Board photo taken of Nominating Papers? |

BOARD OF ELECTION COMMISSIONERS
 FOR THE CITY OF CHICAGO
 5:00 P.M. PETITION FILING
 NOV. 28 2018

Number on Last Page of Petition 1
 Received From Richard Mayers Phone1 _____

Address _____ Phone2 (if available) _____

Email 1 _____

Signature of person submitting petition [Signature] Date 11/20/18

The following 2 items will be included on the Chicago Election Board's web site and candidate lists.
 1. Campaign Phone _____ 2. Campaign Email _____

For Election Board Employee to Complete

Notice of Campaign Finance & Disclosure Requirements Given: In Person _____ By Mail

Received By [Signature] Date 11/20/18

Original: ~~Keep with Petition~~ Copy: For Candidate

Notarized Copy

BOARD OF ELECTION COMMISSIONERS
FOR THE CITY OF CHICAGO
5:00 P.M. PETITION FILING

NOV 26 2018

Deputy of Candidate
Richard Meyer
Signed and sworn to me on

of 26th Nov 2018 A.B.

OFFICE
KATHLEEN ANN BEHRENDT
Notary Public, State of Illinois
My Commission Expires 03/01/22

My Commission Expires 03/01/22

To Richard B. Mayer
Candidate for Election Commission

I Richard B. Mayer candidate
Candidate for the Office of 23rd Ward
of Chicago
1467 W. Chicago

of Candidate

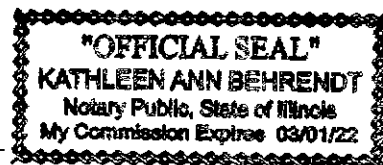
BOARD OF ELECTION COMMISSIONERS
FOR THE CITY OF CHICAGO
5:00 P.M. PETITION FILING

NOV 26 2010

Richard B. Mayer 6159 W. of
Chicago Illinois 60637
Signature of Richard B. Mayer

Signed Richard B. Mayer
26 day of November 2010

Richard B. Mayer
Expires 03/01/22



LAST PAGE OF THE
DOCUMENT FILED.

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BFC