BOARD OF ELECTION COMMISSIONERS FOR THE CITY OF CHICAGO AS A DULY CONSTITUTED ELECTORAL BOARD

Objections of: ABDUL REHMAN SHAIKH)
)
)
To the Nomination) No.: 19-EB-ALD-014
Papers of: ZEHRA QUADRI)
) Rel.: 19-EB-ALD-081
Candidate for the office of)
Alderman of the 50th Ward of the City of)
Chicago)
)

FINDINGS AND DECISION

The duly constituted Electoral Board, consisting of the Board of Election Commissioners for the City of Chicago, Commissioners Marisel A. Hernandez, William J. Kresse and Jonathan T. Swain, organized by law in response to a Call issued by Marisel A. Hernandez, Chair of said Electoral Board, for the purpose of hearing and passing upon objections ("Objections") of ABDUL REHMAN SHAIKH ("Objector") to the nomination papers ("Nomination Papers") of ZEHRA QUADRI, candidate for the office of Alderman of the 50th Ward of the City of Chicago ("Candidate") at the General Municipal Election to be held on Tuesday, February 26, 2019, having convened on Monday, December 10, 2018, at 8:30 a.m., in Room 800, 69 West Washington Street, Chicago Illinois, and having heard and determined the Objections to the Nomination Papers in the above-entitled matter, finds that:

- 1. Objections to the Nomination Papers of the Candidate were duly and timely filed.
- 2. The Electoral Board was legally constituted under the laws of the State of Illinois.

- 3. A Call to the hearing on said Objections was duly issued by the Chair of the Electoral Board and served upon the members of the Electoral Board, the Objector and the Candidate, by registered or certified mail and by Sheriff's service, as provided by statute.
- 4. A public hearing was held on these Objections commencing on Monday,

 December 10, 2018 and was continued from time to time.
- 5. The Electoral Board assigned this matter to Hearing Officer Travis Richardson for further hearings and proceedings.
- 6. The Objector and the Candidate were directed by the Electoral Board to appear before the Hearing Officer on the date and at the time designated in the Call. The following persons, among others, were present at or filed appearances during such hearing; the Objector, ABDUL REHMAN SHAIKH, and/or his Attorneys, ROSS D SECLER and MARY RYAN NORWELL; and the Candidate, ZEHRA QUADRI, pro se.
- 7. The Hearing Officer ordered that an examination of the voter registration records be conducted by clerks and agents under the Board's direction and supervision, in accordance with the laws of Illinois and the rules of the Board.
- 8. The Hearing Officer directed all parties to appear and be present, either personally and/or by their authorized representatives during this records examination.
- 9. The Candidate and/or her duly authorized representative was present during the examination of the registration records.
- 10. The Objector and/or his duly authorized representative was present during the examination of the registration records.
- 11. The examination of the registration records was completed and the Electoral Board hereby adopts and incorporates by reference the results of the records examination

conducted by its clerks and agents. The written report of the result of the registration records examination is contained in the Board's file in this case and a copy has been provided or made available to the parties.

- 12. The results of the records examination indicate that:
 - A. The minimum number of valid signatures required by law for placement on the ballot for the office in question is 473.
 - B. The number of purportedly valid signatures appearing on the nominating petition filed by the Candidate total 1,794.
 - C. The number of signatures deemed invalid because of objections sustained as a result of the records examination total 1150.
 - D. The remaining number of signatures deemed valid as a result of the records examination total 677.
- 13. The Electoral Board finds that the number of valid signatures appearing on the Candidate's nominating petition following completion of the records examination exceeds the minimum number of valid signatures required by law to be placed upon the ballot as a candidate for the office of Alderman for the 50th Ward of the City of Chicago.
- 14. The Hearing Officer has tendered to the Electoral Board a report and recommended decision. Based upon the evidence presented, the Hearing Officer found that the Candidate's Nomination Papers contained 677 valid signatures, which exceeds the minimum number of valid signatures required by law to be placed upon the ballot as a candidate for the office of Alderman for the 50th Ward of the City of Chicago, and that the Candidate's Nomination Papers should be found valid.

- 15. The Electoral Board, having considered the evidence and arguments tendered by the parties and the Hearing Officer's report of recommended findings and conclusions of law, hereby adopts the Hearing Officer's recommended findings and conclusions of law.
- 16. For the reasons stated above, the Electoral Board finds that the Candidate has a sufficient number of valid signatures on her nominating petitions and that the Nomination Papers of ZEHRA QUADRI are, therefore, valid.

IT IS THEREFORE ORDERED that the Objections of ABDUL REHMAN SHAIKH to the Nomination Papers of ZEHRA QUADRI, candidate for the office of Alderman for the 50th Ward of the City of Chicago, are hereby OVERRULED and said Nomination Papers are hereby declared VALID and the name of ZEHRA QUADRI, candidate for the office of Alderman for the 50th Ward of the City of Chicago, SHALL be printed on the official ballot for the General

Dated: Chicago, Illinois, on Friday, January 25, 2019.

Municipal Election to be held on Tuesday, February 26, 2019.

Marisel A. Hernandez, Chair

William L.Kresse, Commissioner

Jonathan T. Swain, Commissioner

NOTICE: Pursuant to Section 10-10.1 of the Election Code (10 ILCS 5/10-10.1) a party aggrieved of this decision and seeking judicial review of this decision must file a petition for judicial review with the Clerk of the Circuit Court of Cook County within 5 days after service of the decision of the Electoral Board.

BOARD OF ELECTION COMMISSIONERS OF THE CITY OF CHICAGO

Objections of:		
ABDUL REHMAN SHAIKH,)	
)	
To the Nomination Papers of:)	
ZEHRA QUADRI,)	No. 19-EB-ALD-014
)	
)	Travis Richardson
Candidate for the Office of Alderman)	Hearing Officer
of the 50th Ward, City of Chicago	Ś	8
General Primary Election, February 26, 2019.	í	

HEARING EXAMINER'S AMENDED REPORT AND RECOMMENDED DECISION

This matter having come before the Chicago Board of Elections ("CBOE") on the objections of Abdul Rehman Shaikh ("Objector") to the nomination papers of Zehra Quadri ("Candidate") Travis Richardson, Hearing Officer, finds and recommends as follows:

- 1. The hearing on the objections began on December 10, 2018. In attendance at the hearing were the Objector's counsel, Mary Ryan Norwell, appearing on behalf of Ross Secler, the Candidate, and her attorney, Jane Kowalski McDonald, who appeared on behalf of Frank Avila.
- 2. The Objectors' petition requested that the Candidate's name not be printed on the February 26, 2019 primary election ballot for the position of Alderman of the 50th Ward of the City of Chicago essentially on the basis that the Candidate had an insufficient number of valid signatures on her petitions. The petition also alleged that the Candidate's petition sheets are defective for the following reasons: the nomination papers are not consecutively numbered in that the first petition signature sheet submitted begins with the number "2" and, further, the

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petition signature sheets in between sheets numbered 10 and 11 and between 70 and 71 are un-

numbered and, therefore, are invalid in their entirety. The Hearing Examiner finds that these

were minor defects and that the petition sheets are in substantial compliance with the Election

Code.

3. The Candidate indicated that she may possibly file a Motion to Strike, therefore

the following briefing schedule was set:

Motion due:

12/12/18

Response due: 12/13/18

Reply due:

12/14/18,

4. A Records Examination was then ordered, but not yet scheduled. The next

hearing date was set for 12/15/18.

5. On 12/15/19, Objector's counsel, Norwell, Candidate and Candidate's counsel

Avila appeared. No Motion to Strike had been filed and the Records Examination had not yet

been scheduled. The matter was scheduled for a 12/20/18 status.

6. Also on 12/15/18, Objector filed his Request for Subpoena, which the Candidate

opposed on 12/16/18. Objector's Request was denied for failure to identify the purpose of the

subpoena and why it was relevant to the issues presented by the objection.

On 12/16/18, notice was served that the Records Exam was scheduled for

12/18/18.

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- 8. On 12/20/18, Objector appeared through his attorney, Norwell, and Candidate appeared along with her attorney, Avila. Despite the denial of his request for a subpoena, Objector orally withdrew his request for subpoena. The Records Exam had commenced, but was not yet completed. The matter was continued to 12/27/18.
- 9. On 12/27/18, Objector appeared through his attorney, Norwell, and Candidate appeared along with her attorney, Avila. The Records Exam was completed, but the final petition summary report had not been prepared. This case was then continued to 1/3/19.
- 10. The records examination was completed on 12/27/18. Both parties were represented at the examination. The examination results were as follows:

Signatures Required	473
Total Pages	202
Total Signatures	1794
Total Objections	2171
Total Ruled On	2171
Total Remaining	0
Total Sustained	1150
Total Overruled	1021
For Review (Candidate)	1148
For Review (Objector)	165
Total Valid Signatures	365

204 Signatures greater than the required minimum

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11. On 1/3/19, Objector appeared through his attorney, Norwell, and Candidate

appeared along with her attorney, Avila. There was no dispute that the Candidate had the

requisite number of signatures based on the Final Petition Summary Report.

12. Accordingly, since the Candidate has the minimum number of signatures on her

petition sheets pursuant to the records examination, the Hearing Officer recommends that the

Chicago Board of Election Commissioners order that the name of ZEHRA QUADRI be printed

on the ballot for Alderman from the 50th Ward, City of Chicago, in the General Primary Election

to be held on February 26, 2019.

/s/_Travis Richardson_____

Travis Richardson

Hearing Officer

Travis Richardson

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