

**BOARD OF ELECTION COMMISSIONERS OF THE CITY OF CHICAGO AS THE  
DULY CONSTITUTED ELECTORAL BOARD**

LAROY DAVIS	)	
	)	
Objector,	)	
v.	)	No. <b>19-EB-ALD-018</b>
	)	
JULIUS MODELISTE	)	
	)	
Candidate.	)	

IN THE MATTER OF THE OBJECTIONS OF LAROY DAVIS TO THE NOMINATION PAPERS OF JULIUS MODELISTE OF 8044 S. LOOMIS 1<sup>ST</sup> FLOOR CHICAGO ILLINOIS 60620, AS A CANDIDATE FOR ELECTION TO THE OFFICE OF ALDERMAN FOR THE 21<sup>ST</sup> WARD TO BE VOTED FOR AT THE MUNICIPAL GENERAL ELECTION TO BE HELD ON FEBRUARY 26, 2019.

**VERIFIED OBJECTOR'S PETITION**

NOW COMES LAROY DAVIS hereinafter referred to as the "Objector," and respectfully Represents that Objector resides 8809 S. Aberdeen Chicago Illinois 60620 in the 21<sup>st</sup> Ward in the City of Chicago; that Objector is a duly qualified, registered, and legal voter at such address; that Objector's interest in filing the following objections is that of a citizen wanting to see that the laws governing the filing of nomination papers for election to the office of Alderman for the 21<sup>st</sup> Ward in the City of Chicago are properly complied with and that only qualified candidates have their names appear on the ballot as candidates for the said office; and therefore your Objector makes the following objections to the nomination papers of JULIUS MODELISTE as a candidate for election to the office of Alderman for the 21<sup>st</sup> Ward in the City of Chicago, and files the same herewith, and states that the said nomination papers are insufficient in law and in fact for the following reasons:

1. Your Objector states that in the 21<sup>st</sup> Ward of the City of Chicago in the County of Cook and State of Illinois the signatures of not less than 473 duly qualified, registered, and legal voters of the said 21<sup>st</sup> Ward of the City of Chicago in the County of Cook and State of Illinois are required. 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.

2. Your Objector states that the Candidate has filed petition signature sheets in excess of 473 signatures of allegedly duly qualified, legal, and registered voters of the 21<sup>st</sup> Ward of the City of Chicago in the County of Cook and State of Illinois.

3. Your Objector further states that the said nomination papers contain the names of numerous persons who did not sign the said nomination papers in their own proper

persons, and that the said signatures are not genuine, as more fully set forth in the Appendix-Recapitulation under the column designated "SIGNER NOT PROPER PERSON AND SIGNATURE NOT GENUINE (A)," attached hereto and made a part hereof, all of said signatures being in violation of the statutes in such cases made and provided.

4. Your Objector further states that the aforesaid nomination papers contain the names of numerous persons who are not in fact duly qualified, registered, and legal voters at the addresses shown opposite their names in the 21<sup>st</sup> Ward of the City of Chicago in the County of Cook and State of Illinois and their signatures are therefore invalid, as more fully set forth in the Appendix-Recapitulation under the column designated "SIGNER NOT REGISTERED AT ADDRESS SHOWN (B)," attached hereto and made a part hereof, all of said signatures being in violation of the statutes in such cases made and provided.

5. Your Objector further states that the candidate's statement of candidacy, the introductory paragraph of the candidate's petition sheet and in the circulator's affidavit identified the candidate as from the "Democratic Party." This is in violation of the Election Code requiring aldermanic petitions to conform with the provisions relating to "nomination of independent candidates for public office by petition." The candidate's nomination petitions are therefore invalid. *Toney v. Maxwell*, 91-EB-ALD-122 (Chicago Electoral Board 1991).

6. The candidate failed to file with the election authority with which nomination papers are to be filed, a receipt evidencing that the candidate filed a Statement of Economic Interests with the appropriate official thereby invalidates his nomination papers. *Henning v. Lawrence* (Chicago Electoral Board 2007), affirmed, *Lawrence v. Board of Election Commissioners, et al.*, Cir. Ct. Cook Co., 2007 COEL 0008, affirmed Illinois Appellate Court, No. 1-07-0286 (unpublished order).

WHEREFORE, your objector prays that the purported nomination papers of JULIUS MODELISTE as a candidate for election to the office of Alderman of the 21<sup>st</sup> Ward of the City of Chicago in the County of Cook and State of Illinois be declared by this Honorable Electoral Board to be insufficient and not in compliance with the laws of the State of Illinois and that the Candidate's name be stricken and that this Honorable Electoral Board enter its decision declaring that the name of JULIUS MODELISTE as candidate for election to the office of Alderman of the 21<sup>st</sup> Ward of the City of Chicago in the County of Cook and State of Illinois BE NOT PRINTED on the OFFICIAL BALLOT for the Municipal General Election to be held on February 26, 2019.



OBJECTOR

LAROY DAVIS  
8809 S. ABERDEEN  
CHICAGO IL 60620

VERIFICATION

The undersigned as Objector, first being duly sworn on oath, now deposes and says that he has read this VERIFIED OBJECTOR'S PETITION and that the statements therein are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true and correct.

Lesley Rose  
OBJECTOR

LAROY DAVIS  
8809 S. ABERDEEN  
CHICAGO IL 60620

County of Cook

State of Illinois

Subscribed to and Sworn before me, a Notary Public, by LAROY DAVIS  
the Objector, on this the 3 day of DECEMBER 2018.

Tonya M. Dulaney-Little  
NOTARY PUBLIC

My Commission expires: 4/17/21

