

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

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Objections of: INGLESIA TONEY )  
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)  
To the Nomination ) No.: 19-EB-ALD-037  
Papers of: (PAT) PATRICIA MARSHALL )  
)  
Candidate for the office of )  
Alderman of the 24th 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 INGLESIA TONEY (“Objector”) to the nomination papers (“Nomination Papers”) of (PAT) PATRICIA MARSHALL, for the office of Alderman of the 24th 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 held on these Objections commenced on Monday, December 10, 2018 and was continued from time to time.

5. The Electoral Board assigned this matter to Hearing Officer Jeanette Samuels 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 Hearing Schedule. The following persons, among others, were present at such hearing: the Objector, INGLESIA TONEY, and/or her Attorney, MICHAEL J KASPER; and the Candidate, (PAT) PATRICIA MARSHALL, and or her Attorney, JAN KOWALSKI.

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. The Candidate and/or her duly authorized representative was present during the examination of the registration records. The Objector and/or her duly authorized representative was present during the examination of the registration records.

9. 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 Electoral Board's file in this case and a copy has been provided or made available to the parties.

10. 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 remaining number of signatures deemed valid as a result of the records examination total 283.

11. Neither party filed a Rule 8 motion, so the results of the Rule 6 records exam shall stand undisturbed.

12. The Electoral Board finds that the number of valid signatures appearing on the Candidate's nominating petition following completion of the records examination was less than the minimum number of valid signatures required by law to be placed upon the official ballot as a candidate for the office of Alderman of the 24th Ward of the City of Chicago.

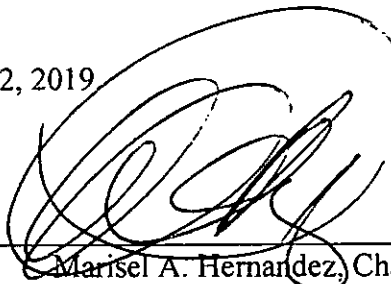
13. The Hearing Officer has tendered to the Electoral Board a report and recommended decision. Based upon the evidence presented, the Hearing Officer found that the Candidate's Nomination Papers contained only 283 valid signatures, which is less than the minimum number of valid signatures required by law to be placed upon the official ballot as a candidate for the office of Alderman for the 24th Ward of the City of Chicago, and that the Candidate's Nomination Papers should be found invalid.

14. 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.

15. For the reasons stated above, the Electoral Board finds that the Candidate has an insufficient number of valid signatures on her nominating petitions and that the Nomination Papers of (PAT) PATRICIA MARSHALL are, therefore, invalid.


IT IS THEREFORE ORDERED that the Objections of INGLESIA TONEY to the Nomination Papers of (PAT) PATRICIA MARSHALL, candidate for election to the office of Alderman of the 24th Ward of the City of Chicago, are hereby SUSTAINED and said Nomination Papers are hereby declared INVALID and the name of (PAT) PATRICIA MARSHALL, candidate for the office of Alderman for the 24th Ward of the City of Chicago, SHALL NOT be printed on the official ballot for the General Municipal Election to be held on Tuesday, February 26, 2019.

Dated: Chicago, Illinois, on Tuesday, January 22, 2019



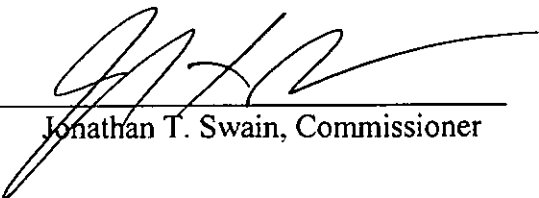
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Marisel A. Hernandez, Chair



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William J. Kresse, Commissioner



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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  
AS THE DULY CONSTITUTED ELECTORAL BOARD**

Inglesa Toney, )  
)  
Petitioner-Objector, )  
)  
v. ) No. 19-EB-ALD-037  
)  
(Pat) Patricia Marshall, )  
)  
Respondent-Candidate. )

**HEARING EXAMINER'S FINAL REPORT AND RECOMMENDATION**

This matter coming before the duly constituted Electoral Board, consisting of the Chicago Board of Election Commissioners, and before the undersigned Hearing Examiner, the Hearing Examiner hereby makes the following Final Report and Recommendation:

**PRELIMINARY FACTS**

1. The Candidate timely filed Nomination Papers as a Candidate for the Alderman of the 24th Ward for the City of Chicago, State of Illinois. Such Nomination Papers contain: a) Statement of Candidacy; b) Statement of Economic Interest; c) Loyalty Oath; and d) Nomination Petition Sheets.
2. Objectors' Petition to the Nomination Papers of the candidate was timely filed by 3 December 2018. In the Petition, the Objectors attach an Appendix-Recapitulation and allege that the petition suffers from the following deficiencies: a) the names of persons who are not registered voters at the address shown; b) the signer's signature is not genuine; c) the signer resides outside of the district; d) the signer's address is missing or incomplete; and e) names of persons who signed the petition papers more than once.
3. The Objector additionally alleges that the Nomination Papers contain less than 473 valid signatures.
4. A Call to hearing on said Objections was duly instituted by the Chairman of the Electoral Board and served upon members of the Electoral Board, the Objector and Candidate, by certified mail or by Sheriff's service, as provided by statute.
5. The initial hearing on Objections was called on 10 December 2018. Jan Kowalski appeared for the Candidate, who was also present. Michael Kasper appeared for the Objector.
6. Board Exhibits were marked as follows:

Board Exhibit A. Nomination Papers  
Board Exhibit B. Objector's Petition  
Board Exhibit C. Proof of Service  
Board Exhibit D. Appearance and Non-Disclosure Forms

7. The case then proceeded to a records examination which was concluded on 12 January 2019.
8. The records examination found a total of 283 valid signatures, 190 signatures fewer than the required minimum.
9. At the conclusion of the Records Examination, neither party filed a Rule 8 Motion requesting a hearing.
10. On 16 January 2019, the Parties agreed that no issues remained pending and to a ruling by mailing.

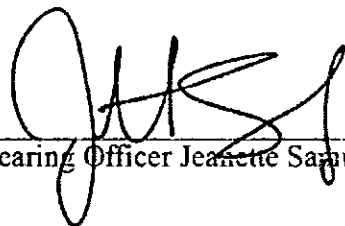
#### **FINDINGS**

11. The Candidate was required to have 473 signatures of legal votes of the Ward.
12. The Candidate's Nomination Papers contains a total of 283 valid signatures, 190 signatures fewer than the required minimum.

#### **RECOMMENDATIONS**

13. Based upon the foregoing, the hearing examiner recommends the following:
  - a. Objector's Petition be SUSTAINED;
  - b. Candidate's Nomination Papers be found NOT VALID; and
  - c. the name of the Candidate (PAT) PATRICIA MARSHALL not appear on the ballot for the office of Alderman of the 24th Ward of the City of Chicago, State of Illinois.

Dated: 16 January 2019

  
Hearing Officer Jeanette Samuels