

BEFORE THE DULY CONSTITUTED ELECTORAL BOARD
FOR THE HEARING AND PASSING UPON OF NOMINATION OBJECTIONS TO
NOMINATION PAPERS OF CANDIDATES FOR ELECTION TO THE
OFFICE OF ALDERMAN OF THE 33rd WARD OF THE
CITY OF CHICAGO, STATE OF ILLINOIS

Patricia Martinez,)
)
 Petitioner-Objector,)
)
 v.)
)
 Joel Zawko,)
)
 Respondent-Candidate.)

19-EB-ALD-051

OBJECTOR'S PETITION

INTRODUCTION

Patricia Martinez, hereinafter sometimes referred to as the Objector, states as follows:

1. The Objector resides at 3326 W. Pensacola, Chicago, Illinois, Zip Code 60618, in the 33rd Ward of City of Chicago, State of Illinois, and is a duly qualified, legal and registered voter at that address.

2. The Objector's interest in filing this Petition is that of a voter who desires that the laws governing the filing of nomination papers for the office of Alderman of the 33rd Ward of the City of Chicago, State of Illinois are properly complied with, and that only qualified candidates appear on the ballot for said office.

3. The Objector makes the following objections to the purported nomination papers ("Nomination Papers") of Joel Zawko as a candidate for the office of Alderman of the 33rd Ward of the City of Chicago, 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:

OBJECTIONS

4. Pursuant to State law, nomination papers for the Office to be voted for at the Election must contain the signatures of not fewer than 473 duly qualified, registered and legal voters of the 33rd Ward of the City of Chicago, State of Illinois collected in the manner prescribed by law. In addition, 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 executed in the form provided by law. The Nomination Papers purport to contain

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the signatures of in excess of 473 such voters, and further purport to have been gathered, presented and executed in the manner provided by the Illinois Election Code.

5. The Nomination Papers contain petition sheets with the names of persons who are not registered voters, or who are not registered voters at the address specified in the petition, as is set forth specifically in the Appendix-Recapitulation attached hereto and incorporated herein under the heading, Column A, "Signer Not Registered at Address Shown," in violation of the Illinois Election Code.

6. The Nomination Papers contain petition sheets with the names of persons who did not sign the papers in their own proper persons, and such signatures are not genuine and are forgeries, as is set forth specifically in the Appendix-Recapitulation attached hereto and incorporated herein, under the heading, Column B, "Signer's Signature Not Genuine," in violation of the Illinois Election Code.

7. The Nomination Papers contain petition sheets with the names of persons for whom the addresses stated are not in the 33rd Ward of the City of Chicago, State of Illinois, and such persons are not registered voters in the 33rd Ward of the City of Chicago, State of Illinois, as is set forth specifically in the Appendix-Recapitulation attached hereto and incorporated herein, under the heading, Column C, "Signer Resides Outside District," in violation of the Illinois Election Code.

8. The Nomination Papers contain petition sheets with the names of persons for whom the addresses given are either missing entirely or are incomplete, as is set forth specifically in the Appendix-Recapitulation attached hereto and incorporated herein, under the heading, Column D, "Signer's Address Missing or Incomplete," in violation of the Illinois Election Code.

9. The Nomination Papers contain petition sheets with the names of persons who have signed the Nomination Papers more than one time as is set forth specifically in the Appendix-Recapitulation attached hereto and incorporated herein, under the heading, Column E, "Signer Signed Petition More Than Once at Sheet Indicated," in violation of the Illinois Election Code.

10. As evidenced by the Affidavits contained in Appendix B attached hereto and incorporated herein, the Nomination Papers contain the signatures of voters who had previously signed the nominating petition of Deborah Mell as a candidate for Alderman of the 33rd Ward of the City of Chicago. As a result each such signature on the Candidate's Nomination Papers is invalid. Such invalid signatures, and their corresponding valid signatures from the Nomination Papers of Deborah L. Mell are:

<u>Mell Petition Sheet/Line</u>	<u>Zawko Sheet/Line</u>
57/10	34/8
39/19	37/19
146/7	64/1
131/7	34/6

75/15	41/1
154/7	41/3
47/14	25/2
71/4	46/10
122/6	15/10
122/7	15/9
118/4	37/2
16/19	2/8
16/20	2/9
147/15	20/14
8/5	40/8
75/16	41/2
53/10	82/7
9/9	58/13
9/8	58/11
1/5	34/10
130/9	34/11
101/7	44/7
78/16	38/2
143/12	12/9
158/6	36/7

10. The Appendix-Recapitulation is incorporated herein, and the objections made therein are a part of this Objector's Petition.

11. The Nomination Papers contain less than 473 validly collected signatures of qualified and duly registered legal voters of the 33rd Ward of the City of Chicago, State of Illinois, signed by such voters in their own proper person with proper addresses, below the number required under Illinois law, as is set forth by the objections recorded in the Appendix-Recapitulation attached hereto and incorporated herein.

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 33rd Ward of the City of Chicago, 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 Joel Zawko shall not appear and not be printed on the ballot for election to the office of Alderman of the 33rd Ward of the City of Chicago, State of Illinois, to be voted for at the Municipal General Election to be held February 26, 2019.



OBJECTOR

Address:
Patricia Martinez
3326 W. Pensacola
Chicago, IL 60618

VERIFICATION

STATE OF ILLINOIS

)

) SS.

COUNTY OF COOK

)

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

Subscribed and sworn to before me
by Patricia Martinez
this 3rd day of December, 2018.

