

BEFORE THE DULY CONSTITUTED ELECTORAL BOARD FOR THE HEARING AND PASSING UPON OF OBJECTIONS TO NOMINATION PAPERS OF CANDIDATES FOR ELECTION TO THE OFFICE OF ALDERMAN OF THE 3rd WARD, CITY OF CHICAGO, ILLINOIS, TO BE VOTED UPON AT THE FEBRUARY 26, 2019 MUNICIPAL GENERAL ELECTION

Mattie B. Lacy,

Petitioner-Objector

19-EB-ALD-101

v.

LeAlan M. Jones,

Respondent-Candidate

OBJECTOR'S PETITION

2019 DEC -3 PM 3:16
ELECTION COMMISSIONER

The objector, Mattie B. Lacy states that she resides at 4317 S. Vernon Ave., Chicago, IL 60653 and that she is a duly qualified and registered legal voters of the 3rd Ward, City of Chicago, State of Illinois, the district in which the candidate is to be voted upon, and that her interest in filing the following objections is that of a citizen desirous of seeing that the election laws governing the filing of nomination papers for the office of Alderman of the 3rd Ward, City of Chicago, State of Illinois, are properly complied with, and that only qualified candidates appear on the Municipal General Election ballot for said office as candidates for the February 26, 2019 Municipal General Election.

Therefore, she makes the following objections to the Nomination Papers of LeAlan M. Jones as a candidate for election to the office of Alderman of the 3rd Ward, City of Chicago, State of Illinois, to be voted upon at the February 26, 2019 Municipal General Election.

1. Pursuant to state law, nomination papers for candidates for election for the office of Alderman of the 3rd Ward, City of Chicago, State of Illinois to be voted for at the February 26, 2019 Municipal General Election, must contain the signatures of not fewer than 473 duly qualified, registered and legal voters of said District 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 executed in the form provided by law. The Nomination Papers purport to contain 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.
2. Pursuant to the Illinois Election Code and case law, candidates for this office are required

to file a receipt for their statement of economic interest filed with the Cook County Clerk, using the form required for candidates for local office under the statutes. This candidate filed an un-stamped Statement of Economic Interest form to be filed with the Illinois Secretary of State for candidates seeking offices under the jurisdiction of the State of Illinois. The filing of the wrong form of the Statement of Economic Interest invalidates the candidacy of any candidate for municipal office, as is the case here, who does not file the correct form. This provision of the law is mandatory and must be strictly complied with, see *Cortez v Municipal Officers Electoral Board* 2013 IL App 1st 130442 ¶ 29 – 39. The failure of this candidate to file the receipt for the proper form filed with the Cook County Clerk invalidates this candidacy.

3. The wrong statement of candidacy filed by this candidate with his nomination papers is not stamped showing that it was filed with any office. The failure to file a statement of candidacy receipt stamped to show that the receipt was filed with the proper office (in this case the Cook County Clerk) violates the mandatory provisions of Illinois law and invalidates this candidacy, see *Powell versus East St. Lewis Electoral Board* 337 Ill App 3d 334 (2003), see also 10 ILCS 5/10 – 5.

WHEREFORE, your objector prays that the nomination papers of LeAlan M. Jones as a candidate for election to the office of Alderman of the 3rd Ward of the City of Chicago, Cook County, State of Illinois, to be voted for at the February 26, 2019 Municipal General Election be declared to be insufficient and not in compliance with the laws of the State of Illinois, and that this name be stricken and that this Board enter its decision declaring that the name of LeAlan M. Jones as a candidate for election to the office of Alderman of the 3rd Ward of the City of Chicago, Cook County, State of Illinois to be voted for at the February 26, 2019 Municipal General Election be not printed upon the official ballot for the Municipal General Election to be conducted February 26, 2019.

Matthew S. Lacy
Objector

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