

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

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Objections of: CHARLES E. SCHUTT )  
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To the Nomination ) No.: 19-EB-ALD-107  
Papers of: PATRICK SHINE )  
 ) Rel.: 19-EB-ALD-091  
Candidate for the office of )  
Alderman of the 44th Ward of the City of )  
Chicago, )

**FINDINGS AND DECISION**

The duly constituted Electoral Board, consisting of the Board of Election Commissioners of 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 CHARLES E. SCHUTT (“Objector”) to the nomination papers (“Nomination Papers”) of PATRICK SHINE, candidate for the office of Alderman of the 44th Ward of the City of Chicago (“Candidate”) to be elected at the Municipal General Election to be held on February 26, 2019, having convened on 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 or service was waived.

4. A public hearing held on these Objections commenced on Monday, December 10, 2018 and was continued from time to time. The Electoral Board assigned this matter to Hearing Officer Maurice Sone for further hearings and proceedings.

5. The Objector and the Candidate were directed by the Electoral Board's Call served upon them 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, CHARLES E. SCHUTT, and/or his Attorney MICHAEL J KASPER; and the Candidate, PATRICK SHINE and/or his Attorney KIM MOSBERG.

6. The Electoral Board finds that on Saturday, January 12, 2019, the Candidate executed papers withdrawing as a candidate for election and requesting that his name not be printed upon the ballot, thus rendering the Objections moot.

[continued on next page]

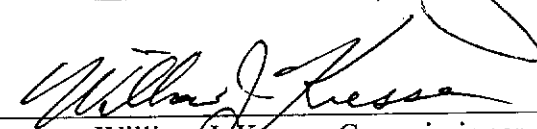
IT IS THEREFORE ORDERED that the name of PATRICK SHINE, candidate for the office of Alderman for the 44th Ward of the City of Chicago, SHALL NOT be printed on the official ballot for the General Municipal Election to be held on Tuesday, February 26, 2019.

Dated: Chicago, Illinois, on Friday, January 18, 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.

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

Objections of: )  
Charles E. Schutt, )  
Objector )  
)  
To the Nomination Papers of: )  
Patrick Shine, ) No. 19-EB-ALD-107  
Candidate )  
)  
For the Election for the Office of Alderman of the )  
44<sup>th</sup> Ward, City of Chicago, Cook County, Illinois, )  
To be voted on at the February 26, 2019, Municipal )  
General Election. )

**Recommended Decision**

This matter came before the Chicago Board of Election Commissioners on the Objector's Petition of Charles E. Schutt ("Objector") to the nomination papers of Patrick Shine ("Candidate") for the Office of Alderman of the 44<sup>th</sup> Ward in the City of Chicago. The Hearing Officer, Maurice Sone, finds and recommends as follows:

The initial hearing commenced at 1:15PM on December 10, 2018. The Objector appeared by his attorney, Mr. Michael Kasper. The Candidate appeared by his attorney, Ms. Kimberly Mosberg. The Candidate was also present. The Objector's Petition alleges that the nominating papers are insufficient and not in compliance with the laws of the State of Illinois. The parties were given the opportunity to file preliminary motions and the matter was continued to December 21, 2018.

On December 21, 2018, a status hearing was held. Since neither party filed a motion, it was determined that this matter required a Records Examination and the matter was continued to January 3, 2019, for a Status Hearing on the Records Examination. A Records Examination

Directive was issued on December 28, 2018, setting the Records Examination for January 2, 2019, at 1:30PM. On the January 3, 2019, status hearing, a Preliminary Petition Summary Report dated January 2, 2019, was made available to all parties. The matter was continued to January 7, 2019, for status on the final results of the records examination. At the January 7, 2019, status hearing it was reported that the records examination had not been completed and the matter was continued for status to January 11, 2019.

The hearing commenced at 10:00AM on January 11, 2019. The Final Petition Summary Report of the Records Examination, dated January 9, 2019, stated that the Candidate had 73 signatures fewer than the required minimum. As a result of the Final Petition Summary, the Hearing Officer recommends that the objections of Charles E. Schutt to the nominating papers of Patrick Shine be sustained and that the nominating papers of Patrick Shine for the Office of 44<sup>th</sup> Ward in the City of Chicago be deemed invalid and that the name of Patrick Shine for said office not be printed on the ballot at the February 26, 2019, Municipal General Election.

January 11, 2019.

  
Maurice Sone, Hearing Officer