

**BEFORE BOARD OF ELECTION COMMISSIONERS OF THE CITY OF CHICAGO
AS THE DULY CONSTITUTED ELECTORAL BOARD FOR THE HEARING AND
PASSING UPON OBJECTIONS TO NOMINATION PAPERS OF CANDIDATES FOR
ELECTION TO THE OFFICE ALDERMAN OF THE TWELFTH (12th) WARD OF
CHICAGO, TO BE VOTED UPON ON FEBRUARY 26, 2019**

HENRY CERVANTES,

Petitioners-Objectors,

vs.

MARTHA YERANIA RANGEL,

Respondent-Candidate.

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N 19-EB-ALD-118

NOTICE OF FILING VERIFIED OBJECTOR'S PETITION

To:

Martha Yerainia Rangel
3234 S. Hoyne Ave
Chicago, Illinois 60608

Via : Chicago Board of Election Commissioners

Please take notice that on December 3, 2018, the Petitioner-Objector, has filed a Verified Objector's Petition to the Respondent-Candidate's Nominating Papers, a copy of which is attached hereto.

/s/ Stephen Berrios
Stephen Berrios
Attorney for Petitioner Objector
Shiller Preyar Law Offices
601 S. California
Chicago, Illinois 60612
312-226-4590
sberrios@shillerpreyar.com

**BOARD OF ELECTION
COMMISSIONERS
2018 DEC -3 P 4: 02**

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No. EB

VERIFIED OBJECTOR'S PETITION

Henry Cervantes, hereafter "Objectors", state as follows:

1. Henry Cervantes, 2933 W. 24th Blvd., Apt. 2, Chicago, Illinois, 60623, and is a duly qualified, legal and registered voter at that address, which lies within the 12th Ward of Chicago, Illinois.
2. The Objector's interest in filing this Petition is to ensure that the laws governing the filing of nomination papers for the office of Alderman of the City of Chicago are properly complied with, and that only qualified candidates appear on the ballot for said office.
3. The Objector makes objections to the nomination papers, hereafter Nomination Papers, of Martha Yerania Rangel, hereafter Respondent, as candidate for the office of Alderman of the twelfth (12) Ward of the City of Chicago, to be voted on at the general municipal election on February 26, 2019. The Objectors state that the Nomination Papers are insufficient in fact and law for the reasons stated below.
4. Pursuant to 65 ILCS 20/21-28(a) nomination papers for candidates for the office of Alderman of any ward in the City of Chicago, must contain at least 473 signatures from valid qualified voters that reside within the boundaries of that ward and in a manner prescribed by law. Additionally, said nomination papers must truthfully allege the qualifications of the candidate, be gathered and presented in a manner consistent with the Illinois Election Code. The Nomination Papers of Martha Yeraia Rangel, purport to contain a sufficient number of signatures from such voters and purport to have been collected in a manner consistent with the Illinois Election Code.

5. Upon information and belief and the Candidate's Receipt for Nomination Papers, the Nomination Papers were not singularly bound in violation of 10 ILCS 5/7-10 and *Barnes v. Smith*, 95-EB-MUN-15 (1995).
6. The Candidate did not file a statement of economic interest with the City of Chicago, only with the County of Cook, in violation of the Illinois Election Code and the Municipal Code for the City of Chicago.
7. The Nomination Papers contain petition sheets with the names of persons who did not sign said papers in a manner consistent with the signature registered with the Board of Elections, and therefore are not genuine and/or are forgeries, as is set forth in the Appendix-Recapitulation attached to this Petition as Exhibit A, under Column A, under the heading, "Signature not genuine of purported voter," in violation of the Illinois Election Code.
8. The Nomination Papers contain petition sheets with the names of persons who are not registered voters at the addresses shown next to their names, as is set forth in the Appendix-Recapitulation attached to this Petition as Exhibit A, under Column B, under the heading, "Signer not registered at address shown," in violation of the Illinois Election Code.
9. The Nomination Papers contain petition sheets with the names of persons who do not reside within the 12th Ward of the City of Chicago, as is set forth in the Appendix-Recapitulation attached to this Petition as Exhibit A, under Column C, under the heading, "Signer Resides Outside of District," in violation of the Illinois Election Code.
10. The Nomination Papers contain petition sheets with the names of persons for whom the addresses stated missing, incomplete or illegible, as is set forth in the Appendix-Recapitulation attached to this Petition as Exhibit A, under Column D, under the heading, "Signer's Address Missing or Incomplete", in violation of the Illinois Election Code.
11. The Nomination Papers contain petition sheets with the names of persons for whom the signer signed the petition more than once, as is set forth in the Appendix-Recapitulation attached to this Petition as Exhibit A, under Column E, under the heading, "Signer Signed Petition More Than Once", in violation of the Illinois Election Code.
12. The Nomination Papers contain petition sheets with the names of persons for whom the signer signed the petition of Candidate Jose Rico before the petition of Martha Yerania Rangel, as is set forth in the Appendix-Recapitulation attached to this Petition as Exhibit A, under Column F, under the heading, "Signer Signed other candidate's sheet first, Sheet/Line", in violation of the Illinois Election Code.
13. The Nomination Papers contain petition sheets circulated by persons (circulators) whose sheets contain an affidavit where the Circulator certifies and swears to false assertions of signers being registered and signatures being genuine and demonstrate a pattern of fraud and disregard of the Illinois Election Code to such a degree that each sheet circulated by

each such Circulator is invalid, and should be stricken in their entirety as invalid. Such petitions are: sheet no.'s 62-70.

14. Exhibit A is an Appendix-Recapitulation and reference the Nomination Papers. An "X" placed on a line in a column indicates that the Objector is objecting to that particular signature for the corresponding reason listed in the column.
15. Based on the above listed irregularities and insufficiencies, the Nomination Papers are invalid in their entirety.

WHEREFORE, the Objectors request a hearing on the objections set forth herein, an examination by the aforesaid Electoral Board of the official records relating to voters in the applicable district, to the extent that examination is needed for any other matters alleged, a ruling that the nomination papers are insufficient in fact and law, and a ruling that the name Martha Yerania Rangel shall not appear and not be printed on the ballot for the office of Alderman of the twelfth (12th) ward, of the City of Chicago, Illinois, for the municipal election to be held on February 26, 2019.

Respectfully submitted,



Attorney for Objector

Stephen Berrios
Shiller Preyar Law Offices
Attorneys for Objector
601 S. California Ave.
Chicago, Illinois, 60601
312-226-4590
sberrios@shillerpreyar.com

VERIFICATION BY CERTIFICATION

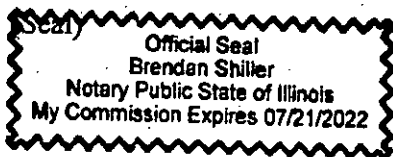
I, HENRY CERVANTES, certify, pursuant to 735 ILCS 5/1-109 of the Illinois Code of Civil Procedure, that I have read the attached pleading, and that the statements set forth therein are true and correct, except as to matters therein stated to be upon information and belief, and as to such matters, the undersigned certifies as aforesaid that they verily believe the same to be true.

Henry Cervantes 12/3/18
/s/ Signature Date

State of Illinois

County of Cook

This instrument was acknowledged before me on 12/3/18 (date) by Henry Cervantes (name of person acknowledged). *Brendan Shiller*



Notary Public's Signature

EXHIBIT

A



**Receipt for Nomination Papers – City of Chicago
 For the February 26, 2019 Municipal Election
 Board of Election Commissioners for the City of Chicago
 Lance Gough, Executive Director**

Name of Candidate Martha Yerania Rangel
 Address 3234 S. Hoyne Ave.
Chicago, IL 60608

Alderman, Ward 12th City Clerk City Treasurer Mayor

Filing Ticket Number 053

**BOARD OF ELECTION COMMISSIONERS
 FOR THE CITY OF CHICAGO
 5:00 P.M. PETITION FILING**

Are these items included? (Mark Yes or No)

Yes	No
✓	
✓	
✓	
✓	
✓	

Statement of Candidacy

Receipt for Statement of Economic Interests

Loyalty Oath (This document is optional.)

Are the Nominating Papers bound?

If yes, describe how they are bound: Binder clips / Fasteners

Was Election Board photo taken of Nominating Papers?

Number on Last Page of Petition 141

NOV 26 2018

Received From Martha Yerania Rangel Phone1 773-971-9518

Address 3234 S. Hoyne Ave Phone2 (if available) _____

Email 1 _____

Signature of person submitting petition Martha Y. Rangel Date 11/25/18

The following 2 items will be included on the Chicago Election Board's web site and candidate lists.

1. Campaign Phone _____

2. Campaign Email _____

For Election Board Employee to Complete

Notice of Campaign Finance & Disclosure Requirements Given: In Person By Mail

Received By: MONICA GARCIA Date 11/26/18

Original: Keep with Petition

Copy: For Candidate