

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

Objections of: JESSICA ANDERSON and)
JESSICA TERRY)
)
To the Nomination) No.: 19-EB-ALD-122
Papers of: KIMETHA HILL)
) Rel.: 19-EB-ALD-147
)
Candidate for the office of Alderman 20th)
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 JESSICA ANDERSON and JESSICA TERRY (“Objectors”) to the nomination papers (“Nomination Papers”) of KIMETHA HILL, candidate for the office of Alderman for the 20th 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 Objectors 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.

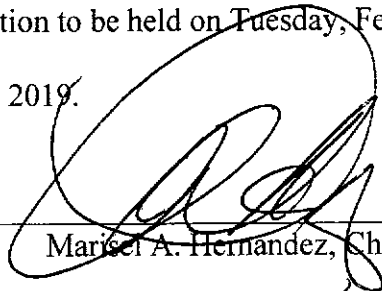
6. The Objectors and the Candidate were directed by the Electoral Board's Call served upon them to appear before the Hearing Officer on the date and at the time designated in the Hearing Schedule. The following persons, among others, were present at such hearing: the Objectors, JESSICA ANDERSON and JESSICA TERRY, and/or their Attorney, ANDREW FINKO. Due to lack of evidence of service on the Candidate, the matter was continued to December 16, 2018. The Candidate also failed to appear on December 16.

7. 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 contain only 281 petition signatures, which is less than the 473 required. The Hearing Officer found, therefore, that the Candidate's Nomination Papers are invalid.

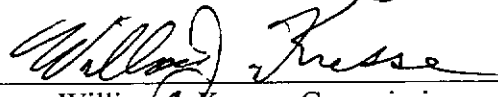
8. The Electoral Board, having considered the evidence and arguments tendered by the parties and the Hearing Officer's report of recommended findings and conclusions of law, hereby adopts the Hearing Officer's recommended findings and conclusions of law.

9. For the reasons stated above, the Electoral Board finds that the Objections filed in this matter should be sustained and that the Candidate's Nomination Papers are invalid.

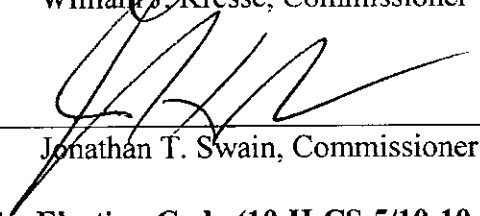
IT IS THEREFORE ORDERED that the Objections of JESSICA ANDERSON and JESSICA TERRY to the Nomination Papers of KIMETHA HILL, candidate for the office of Alderman for the 20th Ward of the City of Chicago, are hereby SUSTAINED and said Nomination Papers are hereby declared INVALID and the name of KIMETHA HILL, candidate for the office of Alderman for the 20th 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 8, 2019.



Marisel A. Hernandez, Chair



William J. Kresse, Commissioner



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**

JESSICA ANDERSON,)	
JESSICA TERRY,)	
)	
Petitioners-Objectors,)	
)	
v.)	No. 19-EB-ALD-122
)	
KIMETHA HILL,)	
)	
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 20th 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 signers who are not registered at the address shown; b) the signer's signature is not genuine of registered voter; 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 Objectors additionally allege that the Nomination Papers contain fewer than the requisite number of validly collected 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 and the Objectors, by certified mail or by Sheriff's service, as provided by statute.
5. The initial hearing on Objections was called on 10 December 2018. Andrew Finko appeared for the Objectors. The Candidate did not appear.

6. As no proof of service was contained within the file, the matter was continued until 16 December 2018 to allow service on the candidate.
7. On 16 December 2018, Finko for the Objectors and the Candidate appeared for the initial status.
8. 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
9. A Records Examination was requested and subsequently scheduled for 3 January 2019 at 9:30am.
10. On 3 January 2019 the Records Examination was halted.

FINDINGS

11. The Candidate was required to have 473 signatures of legal votes of the Ward.
12. Upon a review of the Nominating Papers, the Candidate filed 281 signatures, a number less than the 473 required signatures needed to be on the ballot.

RECOMMENDATIONS

13. Based upon the foregoing, the hearing examiner recommends the following:
 - a. Candidate's Nominating Papers be found NOT VALID; and
 - b. the name of the Candidate KIMETHA HILL not appear on the ballot for the office of Alderman of the 20th Ward of the City of Chicago, State of Illinois.

Dated: 3 January 2018

/s/ Jeanette Samuels

Hearing Officer