

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

MATTHEW J. ROSS)		
Objector,)	No.	19-EB-ALD-145
DERRICK G. CURTIS)		
Candidate.)		

IN THE MATTER OF THE OBJECTIONS OF MATTHEW J. ROSS TO THE NOMINATION PAPERS OF DERRICK G. CURTIS OF 8208 S. CHRSTIANA AVENUE CHICAGO ILLINOIS 60652, AS A CANDIDATE FOR ELECTION TO THE OFFICE OF ALDERMAN FOR THE 18TH WARD TO BE VOTED FOR AT THE MUNICIPAL GENERAL ELECTION TO BE HELD ON FEBRUARY 26, 2019.

VERIFIED OBJECTOR'S PETITION

NOW COMES MATTHEW J. ROSS hereinafter referred to as the "Objector," and respectfully Represents that Objector resides at 8012 S. Sawyer Chicago Illinois 60652 in the 18TH Ward in the City of Chicago; that Objector is a duly qualified, registered, and legal voter at such address; that Objector's interest in filing the following objections is that of a citizen wanting to see that the laws governing the filing of nomination papers for election to the office of Alderman for the 18th Ward in the City of Chicago are properly complicated with and that only qualified candidates have their names appear on the ballot as candidates for the said office; and therefore your Objector makes the following objections to the appropriation papers of DERRICK G. CURTIS as a candidate for election to the office of Alderman for the 18th Ward in the City of Chicago, and files the same herewith, and states that the said nomination papers are insufficient in law and in fact for the following reasons.

- 1. Your Objector states that in the 18th Ward of the City of Chicago in the County of Cook and State of Illinois the signatures of not less than 473 dirly qualified, registered, and legal voters of the said 18th Ward of the City of Chicago in the County of Cook and State of Illinois are required. 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 be executed in the form and manner required by law.
- 2. Your Objector states that the Candidate has filed petition signature sheets in excess of 473 signatures of allegedly duly qualified, legal, and registered voters of the 18th Ward of the City of Chicago in the County of Cook and State of Illinois.
 - 3. Your Objector further states that the said nomination papers contain the names of

numerous persons who did not sign the said nomination papers in their own proper persons, and that the said signatures are not genuine, as more fully set forth in the Appendix-Recapitulation under the column designated "SIGNER NOT PROPER PERSON AND SIGNATURE NOT GENUINE (A)," attached hereto and made a part hereof, all of said signatures being in violation of the statutes in such cases made and provided.

- 4. Your Objector further states that the aforesaid nomination papers contain the names of numerous persons who are not in fact duly qualified, registered, and legal voters at the addresses shown opposite their names in the 18th Ward of the City of Chicago in the County of Cook and State of Illinois and their signatures are therefore invalid, as more fully set forth in the Appendix-Recapitulation under the column designated "SIGNER NOT REGISTERED AT ADDRESS SHOWN (B)," attached hereto and made a part hereof, all of said signatures being in violation of the statutes in such cases made and provided.
- 5. Your Objector further states that the said nomination papers contain the names of numerous persons who have signed said petition but who are not, in fact, duly qualified, registered, and legal voters at addresses that are located within the boundaries of the 18th Ward of the City of Chicago in the County of Cook and State of Illinois as shown by the addresses they have given on the petition, as more fully set forth in the Appendix-Recapitulation under the column designated "SIGNER RESIDES OUTSIDE DISTRICT (C)," attached hereto and made a part hereof, all of said signatures being in violation of the statutes in such cases made and provided.
- 6. Your Objector further states that the said nomination papers contain the names of numerous persons who have signed said petition but who are not, in fact, duly qualified, registered, and legal voters at addresses that are located within the boundaries of the 18th Ward of the City of Chicago in the County of Cook and State of Illinois as shown by the addresses they have given on the petition, as more fully set forth in the Appendix-Recapitulation under the column designated "SIGNERS ADDRESS MISSING OR INCOMPLETE (D)," attached hereto and made a part hereof, all of said signatures being in violation of the statutes in such cases made and provided.
- 7. Your Objector further states that said nominating petition contains the signatures of various individuals who have signed the petition more than once, and such duplicate signatures are invalid, as more fully set forth in the Appendix-Recapitulation, under the column designated "SIGNERS SIGNED PETITION MORE THAN ONCE (E)," with a further notation therein of the sheet and line numbers of the alleged duplicate signature(s) as sheet 31 line 9, sheet 31 line 8, sheet 49 line 3 and sheet 49 line 2 attached hereto and made a part hereof, all of said signatures being in violation of the statutes in such cases made and provided.
- 8. Your Objector further states that the said nomination papers contain the names of numerous persons who did not sign or write on the said nomination papers in their own proper persons, but instead printed their signature, as more fully set forth in the

Appendix-Recapitulation under the column designated "SIGNER SIGNATURE PRINTED NOT WRITTEN (F)," attached hereto and made a part hereof, all of said signatures being in violation of the statutes in such cases made and provided.

- 9. Your Objector states that various purported signatures are legally defective and deficient for a variety of reasons, as more fully set forth in the bottom section of Appendix-Recapitulation and under the column designated as "OTHER" that being "SHEET NOT NOTORIZED", "PURPORTED NOTARY DID NOT NOTARIZE SHEET" and "CIRCULATOR'S AFFIDAVIT NOT PROPERLY NOTARIZED" "PREPRINTED NOTARY DATE ON CIRCULATORS AFFIDAVIT", attached hereto and made a part hereof, with specific reference to the following sheets: 6, 9, 30, 33, 37 78, 79, 149, 56, 173, 260 261, 296, 305, 307, 345 and 366, all of said signatures being in violation of the statutes in such cases made and provided.
- 10. Improper Listing of Candidates Name and Invalid Designation of Candidates Name The candidate listed and signed his name on his statement of candidacy as Derrick G. Curtis. The candidate listed and signed his name on his loyalty oath as Derrick G. Curtis. The candidate listed and signed his name on his statement of economic interest as Derrick G. Curtis. However, the candidate listed two names Derrick G. Curtis and Derrick Curtis on the top heading of all his petition sheets in violation of 10 ILCS 5/10-4, 10 ILCS 5/10-5 and 10 ILCS 5/10-5.1 of the Election Code. More specifically the candidate violated the Election Code by failing to adequately apprise the voters of his name and true identity at the time of the request by the circulator to the voter to affix there signature on his petition in support of his candidacy. Furthermore, candidate petition sheets contained the name of two circulator's Derrick G. Curtis of 8208 S. Christiana Chicago IL 60652 (sheets 13, 89, 148, 240, 243, 293) and Derrick D. Curtis 7624 S. Artesian Chicago IL 60652 (sheets 3, 4, 86, 98, 103, 159, 168, 227, 391) who was also a signer on sheet 219 at line 10 thereby creating a likelihood of confusion to the voters regarding the true identity of the candidate. Is the candidate Derrick G. Curtis, Derrick D. Curtis or Derrick Curtis?
- 11. In addition and the most perplexing of the purported signatures objected to by the objector is the signature on sheet 1 line 1 that purports to be from a Derrick Curtis who resides at 8208 S. Cristiana Chicago IL 60652 but is very dissimilar and not the genuine signature of the candidate Derrick G. Curtis whose statement of candidacy list his home address as 8208 S. Cristiana Chicago IL 60652. Furthermore, the objector request that the hearing officer make a determination as to genuineness of the dissimilar signature on sheet 1 line 1 that purports to be the candidate pursuant to 735 ILCS 5/8-1501. Although section 8-1501 refers to "the witness or the jury," it is proper for a jury or a judge to form an opinion as to the genuineness of handwriting based upon a comparison of proven and disputed handwriting samples. 1601South Michigan Partners v Measuron, 271 Ill.App.3d 415, 417-18, 648 N.E.2d 1008 (1st District 1995).

WHEREFORE, your objector prays that the purported nomination papers of DERRICK G. CURTIS as a candidate for election to the office of Alderman of the 18th Ward of the City of Chicago in the County of Cook and State of Illinois be declared by this Honorable Electoral Board to be insufficient and not in

compliance with the laws of the State of Illinois and that the Candidate's name be stricken and that this Honorable Electoral Board enter its decision declaring that the name of DERRICK G. CURTIS as candidate for election to the office of Alderman of the 18th Ward of the City of Chicago in the County of Cook and State of Illinois BE NOT PRINTED on the OFFICIAL BALLOT for the Municipal General Election to be held on February 26, 2019.

OBJECTOR

State of Himois

County of COOK

Signed and effected before me
on Dec. 3.0018 (date)
by YOL-Dew 1.208 (name/s of person/s)

(Signature of Notary Public)

"OFFICIAL SEAL"
LITIECE N WILLIAMS
N. day Public, State of Illinois

VERIFICATION

The undersigned as Objector, first being duly sworn on oath, now deposes and says that he has read this VERIFIED OBJECTOR'S PETITION and that the statements therein are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true and correct.

OBJECTOR

MATTHEW J. ROSS **8012 S. SAWYER** CHICAGO IL 60652

County of Cook

State of Illinois

Subscribed to and Sworn before me, a Notary Public, by Mathew J. Ross

the Objector

, on this the 3ln day of Oecember 2018.

MyCommission expires: August 1, 2000

"OFFICIAL SEAL" LITIECE N WILLIAMS

Notary Public, State of Illinois My Commission Expires 8/1/2022