

**BEFORE THE DULY CONSTITUTED ELECTORAL BOARD
FOR THE HEARING AND PASSING UPON OBJECTIONS TO
NOMINATION PAPERS FOR CANDIDATES FOR THE
OFFICE OF MAYOR FOR THE CITY OF CHICAGO FOR
THE FEBRUARY 26, 2019 MUNICIPAL ELECTION**

RICHARD L. BARNETT,)
)
Petitioner-Objector,)
)
v.)
)
CONRIEN HYKES CLARK,)
)
Respondent-Candidate.)

No. **19-EB-MUN-009**

VERIFIED OBJECTOR'S PETITION

INTRODUCTION

NOW COMES, Richard L. Barnett (hereinafter referred to as the "Objector"), and states as follows:

1. The Objector resides at 3910 West 18th Street, Chicago, Illinois 60623, in the County of Cook, and is a duly qualified, registered and legal voter at such address.
2. The Objector's interest in filing the following objections is that of a citizen desirous of seeing to it that the laws governing the filing of nomination papers for a candidate for the office of Mayor for the City of Chicago in Cook County, Illinois, are properly complied with and that only legally qualified candidates have their names appear upon the ballot as candidates for said office.

BOARD OF ELECTIONS
COMMISSIONER
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OBJECTIONS

3. The Objector makes the following objections to the purported nomination papers of Conrien Hykes Clark (the "Nomination Papers"), as a candidate for nomination to the office

of Mayor for the City of Chicago in Cook County, Illinois, to be voted at the Municipal Election to be held on February 26, 2019, and has filed the same herewith, and states that said Nomination Papers are insufficient in law and in fact for the following reasons:

4. The Nomination Papers for Mayor for the City of Chicago in Cook County, Illinois, to be voted for at the Municipal Election to be held on February 26, 2019, must contain the signatures of not fewer than 12,500 duly qualified, registered and legal voters of said district. 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.

5. The Candidate's failure to file a statement of candidacy renders the Nomination Papers invalid. Section 10-5 of the Illinois Election Code, 10 ILCS 5/10-5, requires that a candidate's nomination papers include a statement of candidacy setting out the name and address of the candidate, the office for which he or she is a candidate, and stating that the candidate is qualified for the office specified and that the candidate has filed (or will file before the end of the filing period) a statement of economic interests as required by the Illinois Governmental Ethics Act, 5 ILCS 420/4A-106.

6. The Nomination Papers do not include a required receipt demonstrating that a statement of economic interests has been properly filed, as required by the Election Code. Such statement of economic interests was required to be filed with the office of the Cook County Clerk pursuant to the Illinois Election Code, 10 ILCS 5/10-5; and the Illinois Governmental Ethics Act, 5 ILCS 420/4A-106. The failure to file a receipt evidencing the filing of a statement of economic interests renders the Nomination Papers invalid.

7. The Candidate's failure to fasten or bind together the petition sheets, in any manner whatsoever, renders the Nomination Papers invalid. Section 10-4 of the Illinois Election Code, 10 ILCS 5/10-4, provides that petition sheets "shall be neatly fastened together in book form, by placing the sheets in a pile and fastening them together at one edge in a secure and suitable manner, and the sheets shall then be numbered consecutively."

8. None of the petition sheets filed by the Candidate are numbered. The Candidate's failure to comply with the page-numbering requirement of Section 10-4 of the Illinois Election Code, 10 ILCS 5/10-4, renders the Candidate's Nomination Papers invalid. *Wiley v. Clark*, 16-EB-WC-11 (Chicago Electoral Board 2016) (failure to number any of the candidate's 16 petition sheets invalidates nomination papers).

9. The Nomination Papers consist of six (6) unnumbered petition sheets which purport to contain a total of 53 signatures of qualified and duly registered legal voters of the City of Chicago in Cook County, Illinois, which is far below the 12,500 valid signatures required under Illinois law. Therefore, as the Nomination Papers contain an insufficient number of valid signatures from duly qualified, legal, and registered voters of the City of Chicago, the Nomination Papers are invalid as a matter of law.

10. The laws pertaining to the securing of ballot access require that certain requirements be met as established by law. Filings made contrary to such requirements must be voided, being in violation of the statutes in such cases made and provided.

WHEREFORE, the Objector requests a hearing on the objections set forth herein; a ruling that the Nomination Papers of Conrien Hykes Clark as a candidate for nomination to the office of Mayor for the City of Chicago in Cook County, Illinois, are insufficient in law and fact;

and a ruling that the name of Conrien Hykes Clark as a candidate for nomination to the office of Mayor for the City of Chicago in Cook County, Illinois, shall not be printed on the official ballot at the Municipal Election to be held on February 26, 2019.



Richard L. Barnett
Richard L. Barnett, Objector

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Subscribed and sworn to before me
this 3 day of 12 2018
at Chicago, County of Cook, State of Illinois.
Notary Public *[Signature]*

