

BEFORE THE DULY CONSTITUTED ELECTORAL BOARD
FOR THE HEARING AND PASSING UPON OF NOMINATION OBJECTIONS TO
NOMINATION PAPERS OF CANDIDATES FOR ELECTION TO THE
OFFICE OF CITY CLERK OF THE CITY OF CHICAGO, STATE OF ILLINOIS

Daniel David Gerhardt Rogers,)	
)	
Petitioner-Objector,)	
)	
v.)	
)	19-EB-MUN-014
Elizabeth "Betty" Arias-Ibarra,)	
)	
Respondent-Candidate.)	

OBJECTOR'S PETITION

INTRODUCTION

Daniel David Gerhardt Rogers, hereinafter sometimes referred to as the Objector, states as follows:

1. The Objector resides at 1229 E. 53rd Street, Chicago, Illinois, Zip Code 60615, in the City of Chicago, State of Illinois, and is a duly qualified, legal and registered voter at that address.
2. The Objector's interest in filing this Petition is that of a voter desirous that the laws governing the filing of nomination papers for the office of City Clerk of the City of Chicago, State of Illinois are properly complied with, and that only qualified candidates appear on the ballot for said office.
3. The Objector makes the following objections to the purported nomination papers ("Nomination Papers") of Elizabeth "Betty" Arias-Ibarra as a candidate for the office of City Clerk of the City of Chicago, State of Illinois ("Office") to be voted for at the Municipal General Election on February 26, 2019 ("Election"). The Objector states that the Nomination Papers are insufficient in fact and law for the following reasons:

OBJECTIONS

4. Pursuant to State law, nomination papers for the Office to be voted for at the Election must contain the signatures of not fewer than 12,500 duly qualified, registered and legal voters of the City of Chicago, State of Illinois collected in the manner prescribed by law. In addition, 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 executed in the form provided by law. The Nomination Papers purport to contain the signatures of in excess

of 12,500 such voters, and further purport to have been gathered, presented and executed in the manner provided by the Illinois Election Code.

5. The Nomination Papers, on their face, contain fewer than 12,500 original signatures of voter of the City of Chicago signed by registered voters of the City of Chicago.

6. The Nomination Papers contain only 661 original petition signatures containing the actual signatures of petition signers. The remainder of the Candidate's petition sheets are not original petition sheets containing actual signatures but instead are photocopies of the original petition signature pages contained within the Candidate's nominating papers.

7. Specifically, as set forth in Appendix A, attached hereto and incorporated herein, the original Petition Sheet numbers are set forth under the column "Original Page Number" and the corresponding photocopies of that original Petition Sheet are set forth under the column "Duplicate Page Number of Original." For example, Petition Sheet number 37 is an original petition sheet containing actual signatures, but Petition Sheet number 72 is not an original petition sheet but is instead a photocopy of Petition Sheet 37, etc.

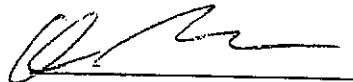
8. Each of the photocopied Petition Sheets is invalid in their entirety because, pursuant to Section 10-4 of the Election Code, nominating petitions must "be the original sheets which have been signed by the voters and by the circulator, and not photocopies or duplicates of such sheets." 10 ILCS 5/10-4.

9. Because the Candidate's Nomination Papers contain only 661 original petition sheets containing signatures with 15 signatures per page, the Candidate's Nomination Papers contain a maximum of 9,915 ($661 \times 15 = 9,915$) valid signatures, assuming each and every signature on each and every original Petition Sheet is valid.

10. Appendix A is incorporated herein, and the objections made therein are a part of this Objector's Petition.

11. The Nomination Papers contain less than 12,500 validly collected signatures of qualified and duly registered legal voters of the City of Chicago, State of Illinois, signed by such voters in their own proper person with proper addresses, below the number required under Illinois law, as is set forth by the objections recorded in the Appendix A attached hereto and incorporated herein.

WHEREFORE, the Objector requests: a) a hearing on the objections set forth herein; b) an examination by the aforesaid Electoral Board of the official records relating to voters in the City of Chicago, State of Illinois, to the extent that such examination is pertinent to any of the matters alleged herein; c) a ruling that the Nomination Papers are insufficient in law and fact, and d) a ruling that the name of Elizabeth "Betty" Arias-Ibarra shall not appear and not be printed on the ballot for election to the office of City Clerk of the City of Chicago, State of Illinois, to be voted for at the Municipal General Election to be held February 26, 2019.



OBJECTOR

Address:

Daniel David Gerhardt Rogers

1229 E. 53rd Street

Chicago, IL 60615

VERIFICATION

STATE OF ILLINOIS

)

COUNTY OF COOK

) SS.

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I, Daniel David Gerhardt Rogers, being first duly sworn upon oath, depose and state that I have read the above and foregoing OBJECTOR'S PETITION, and that the matters and facts contained therein are true and correct to the best of my knowledge and belief.

Daniel D. Gerhardt Rogers

Subscribed and sworn to before me
by Daniel David Gerhardt Rogers
this 3rd day of December, 2018.

Dorene M Egan

