

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

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<b>Objections of: MELVIN DELK</b>	)	
	)	
	)	
<b>To the Nomination</b>	)	<b>No.: 07-EB-ALD-083</b>
<b>Papers of: WALLACE E. JOHNSON</b>	)	<b>(rel. 07-EB-ALD-186)</b>
<b>"MICKEY"</b>	)	
	)	
<b>Candidate for the office of</b>	)	
<b>Alderman of the Twenty-fourth Ward,</b>	)	
<b>City of Chicago</b>	)	

**FINDINGS AND DECISION**

The duly constituted Electoral Board, consisting of Board of Election Commissioners of the City of Chicago Commissioners Langdon D. Neal and Richard A. Cowen, organized by law in response to a Call issued by Langdon D. Neal, Chairman of said Electoral Board, for the purpose of hearing and passing upon objections ("Objections") of MELVIN DELK ("Objectors") to the nomination papers ("Nomination Papers") of WALLACE E. JOHNSON "MICKEY", candidate for the office of Alderman of the Twenty-fourth Ward of the City of Chicago ("Candidate") to be elected at the Municipal General Election to be held on February 27, 2007, having convened on January 2, 2007, at 10:00 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 herein were duly and timely filed.
2. The said Electoral Board has been legally constituted according to the laws of the State of Illinois.

3. A Call to the hearing on said Objections was duly issued by the Chairman 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 January 2, 2007 and was continued from time to time.

5. The Electoral Board assigned this matter to Hearing Examiner Gerald Mullin for further hearings and proceedings.

6. The Objector and the Candidate were directed by the Electoral Board's Call served upon them to appear before the Hearing Examiner on the date and at the time designated in the Call. The following persons, among others, were present at such hearing; the Objectors, MELVIN DELK, *pro se*; and the Candidate, WALLACE E. JOHNSON "MICKEY", *pro se*.

7. The Objections alleged that the Candidate's Nomination Paper contained fewer than the required 172 signatures of qualified voters in the ward for nomination as Alderman in the 24<sup>th</sup> Ward and that the Candidate failed to file a Statement of Candidacy with his Nomination Papers.

8. The Candidate stipulated that he did not file a Statement of Candidacy with his Nomination Papers.

9. Section 10-5 of The 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. The statement of candidacy shall request that the candidate's name be placed upon the official

ballot and shall be in substantially the form set forth in Section 10-5 and shall be subscribed and sworn to by the candidate before some officer authorized to take acknowledgments of deeds in the State of Illinois.

10. The Electoral Board finds that the Candidate did not file a Statement of Candidacy with his Nomination Papers as required by Section 10-5 of The Election Code.

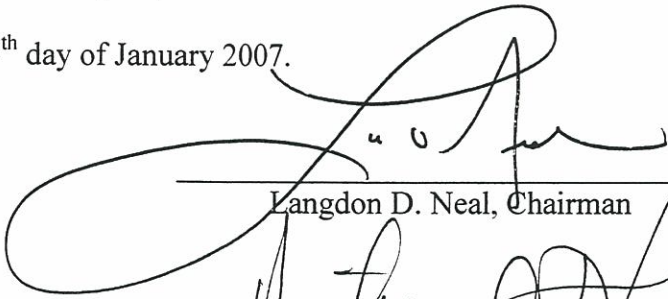
11. The Electoral Board finds that the failure to file a statement of candidacy renders the Candidate's nomination papers invalid. *Nichols v. Fields*, 99-EB-ALD-153, CBEC, 1999; *Purnell v. Alcozer*, 95-EB-ALD-28, CBEC, 1995; *Hernandez v. Alcozer*, 95-EB-ALD-39, CBEC, 1995; *Mobley v. Beard*, 95-EB-MUN-07, CBEC, 1995; *Lacy v. Sias*, 92-EB-WC-35, CBEC, 1992.

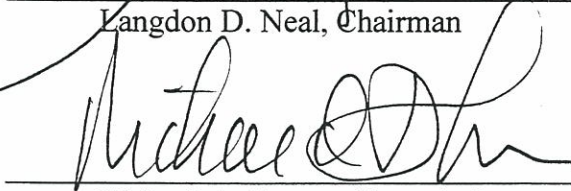
12. For the reasons stated above, the Electoral Board finds that the Candidate's Nomination Papers are invalid.

13. The Electoral Board has reached the same result in another objection filed against the Candidate's Nomination Papers in case 07-EB-ALD-186.

IT IS THEREFORE ORDERED that the Objections of MELVIN DELK to the Nomination Papers of WALLACE E. JOHNSON "MICKEY", candidate for election to the office of Alderman of the Twenty-fourth Ward of the City of Chicago, are hereby SUSTAINED and said Nomination Papers are hereby declared INVALID and the name of WALLACE E. JOHNSON "MICKEY", candidate for election to the office of Alderman of the Twenty-fourth Ward of the City of Chicago, SHALL NOT be printed on the official ballot for the Municipal General Election to be held on February 27, 2007.

Dated: Chicago, Illinois, this 9<sup>th</sup> day of January 2007.

  
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Langdon D. Neal, Chairman

  
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Richard A. Cowen, 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 10 days after the decision of the Electoral Board.