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

Objections of: EMMA ROBINSON	)
To the Nomination Papers of: SHAWN A. WALKER	) ) No.: 07-EB-ALD-096
•	)
Candidate for the office of	)
Alderman of the Twenty-eighth Ward,	)
City of Chicago	)

## **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 EMMA ROBINSON ("Objector") to the nomination papers ("Nomination Papers") of SHAWN A. WALKER, candidate for the office of Alderman of the Twenty-eighth 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 Objector and the Candidate, by registered or certified mail and by Sheriff's service, as provided by statute.
- 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 Edwin Reyes 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 Objector, EMMA ROBINSON, by counsel, James P. Nally, PC; and the Candidate, SHAWN A. WALKER, by counsel, Michael C. Dorf.
- 7. At an evidentiary hearing scheduled to consider Objector's evidence in support of his Objections, the Objector's attorney indicated on the record that the Objector wished to withdraw his Objections to the Candidate's Nomination Papers.
- 8. For the reasons stated above, the Electoral Board finds that Objections are withdrawn and that the Candidate's Nomination Papers are deemed valid.

IT IS THEREFORE ORDERED that the Objections of EMMA ROBINSON to the Nomination Papers of SHAWN A. WALKER, candidate for election to the office of Alderman of the Twenty-eighth Ward of the City of Chicago, are hereby WITHDRAWN and said Nomination Papers are hereby declared VALID and the name of SHAWN A. WALKER, candidate for election to the office of Alderman of the Twenty-eighth Ward of the City of

Chicago, SHALL be printed on the official ballot for the Municipal General Election to be held on February 27, 2007.

Dated: Chicago, Illinois, this 23rd day of January, 2007.

Langdon D. Neal, Chairman

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.

SORVICE ATTACHED

BEFORE THE DULY CONSTITUTED BOARD OF ELECTION COMMISSIONERS OF THE CITY OF CHICAGO AS THE DULY CONSTITUTED ELECTORAL BOARD FOR THE HEARING AND PASSING UPON OBJECTIONS TO NOMINATION PAPERS OF CANDIDATES FOR THE FEBRUARY 27, 2007 MUNICIPAL GENERAL ELECTION FOR ALDERMAN IN THE CITY OF CHICAGO

IN THE MATTER OF:	
EMMA ROBINSON,	
Petitioner-Objector,	)
VS.	) No.: 07-EB-ALD-096 )
SHAWN A. WALKER,	) Hearing Officer: Edwin Reyes
Respondent-Candidate.	)

The Objector, Emma Robinson filed an Objector's Petition on December 26, 2006. The Respondent-Candidate, Shawn A. Walker filed a Motion for Summary Judgment January 3, 2007. The Objector filed a response to Motion to Strike and Dismiss on January 4, 2007. The Hearing Officer denied candidate's Motion for Summary Judgment. The parties proceded to hearing.

The Hearing Officer finds, the Objector, Emma Robinson has made global objections with respect to 74 of Candidates 77 petition sheets without presenting evidence with respect to these global objections. The Objector violates Section 10-8 requirement that the Objection state fully the nature of the Objections.

A Candidate for 28<sup>th</sup> Ward Alderman needs at least 141 valid signatures on petition sheets to qualify. Respondent-Candidate has filed 77 petition sheets which were not challenged by Objector by the way of Record Examinations.

The Circulators, Shawn A. Walker, Linda Gooden, Edwin Day and Dannell A. Clark were subpoenaed to testify before the Hearing Examiner. The circulators were required to bring Commonwealth Edison utility records, Peoples Gas utility records, drivers license and phone records.

After examination of these documents by the Objector prior to hearing. The Objector was satisfied that circulators had presented proper documentation. The Objector withdrew this objection.

Shawn A. Walker, the Respondent-Candidate filed his nominating petitions for 28<sup>th</sup> Ward Alderman. A candidate for the 28<sup>th</sup> Ward needs 141 valid signatures. The candidate has in

excess of 141 signatures. Therefore, it is recommended that Shawn A. Walker's name appear on the ballot for the February 27, 2007 Municipal General Election.

## RECOMMENDED FINDINGS OF FACT AND DECISIONS:

After reviewing the records, motions, objections and documents submitted, the Hearing Officer recommends that Shawn A. Walker be on the ballot as a candidate for 28<sup>th</sup> Ward Alderman in the February 27, 2007 Municipal General Election in the City of Chicago.

Hearing Officer, Edwin Reyes

Edwin Legs