

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

Objections of: RAUL E. MOLINA)	
)	
)	
To the Nomination)	No.: 07-EB-ALD-166
Papers of: THOMAS JAMES)	(rel. 07-EB-ALD-056)
GUNDERSON)	
)	
Candidate for the office of)	
Alderman of the Thirty-third 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 RAUL E. MOLINA (“Objector”) to the nomination papers (“Nomination Papers”) of THOMAS JAMES GUNDERSON, candidate for the office of Alderman of the Thirty-third 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.

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 John Ashenden 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, RAUL E. MOLINA, *pro se*; the Candidate, THOMAS JAMES GUNDERSON, *pro se*.

7. At the hearing on January 2, 2007, the Objector attempted to introduce Appendix-Recapitulation sheets that had not been filed with this original Objector's Petition. The Hearing Examiner ruled that the Objector could not amend his Objector's Petition by adding such Appendix Recapitulation sheets, citing *Ligas v. Martinez*, 95-EB-ALD-134, CBEC, January 17, 1995.

8. The Objector stated that he no basis other than the Appendix-Recapitulation sheets on which to proceed with his Objections.

9. The Hearing Examiner has recommended that the Objections be dismissed.

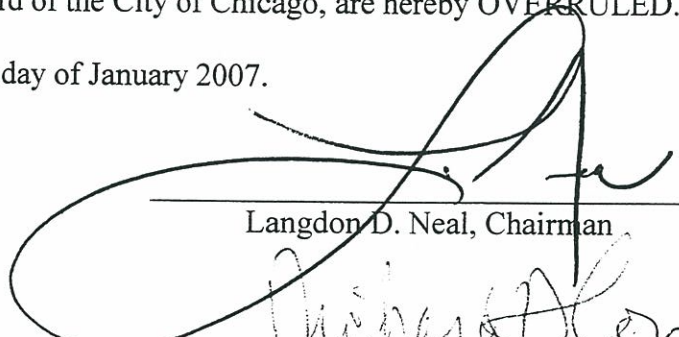
10. The Electoral Board adopts the Hearing Examiner's recommended findings and conclusions.

11. For the reasons stated above, the Electoral Board finds that the Objections are overruled.

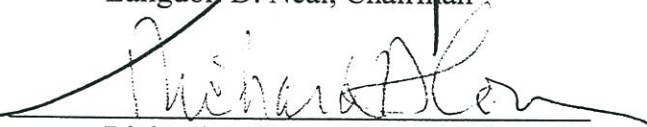
12. The Electoral Board further finds that there is another objection to the Candidate's Nomination Papers in case 07-EB-ALD-056 that will determine whether the Candidate's Nomination Papers are valid or invalid.

IT IS THEREFORE ORDERED that the Objections of RAUL E. MOLINA to the Nomination Papers of THOMAS JAMES GUNDERSON, candidate for election to the office of Alderman of the Thirty-third Ward of the City of Chicago, are hereby OVERRULED.

Dated: Chicago, Illinois, this 9th 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.