

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

Objections of: Melissa L. Williams and)	
Sharmaine D. Hendrix - Miller)	
)	
)	
To the Nomination)	No. 10-EB-RGA-09
Papers of: Arthur Turner)	
)	(rel.RGA -10)
)	
Candidate for the office of Representative)	
in the General Assembly, 9th)	
Representative District, State of Illinois,)	
Democratic Party)	

FINDINGS AND DECISION

The duly constituted Electoral Board, consisting of Chicago Board of Election Commissioners Langdon D. Neal, Richard A. Cowen, and Marisel A. Hernandez, 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 Melissa L. Williams and Sharmaine D. Hendrix - Miller ("Objectors") to the nomination papers ("Nomination Papers") of Arthur Turner, candidate for the nomination of the Democratic Party for the office of Representative in the General Assembly, 9th Representative District, State of Illinois ("Candidate"), having convened on November 16, 2009, at 10:00 a.m., at 69 W. Washington Street, 8th Floor Conference Room, 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 November 16, 2009 and was continued from time to time.

5. The Electoral Board assigned this matter to Hearing Officer Ernesto D. Borges, Jr. for further hearings and proceedings.

6. The Objectors and the Candidate were directed by the Electoral Board's Call served upon them to appear before the Hearing Officer for a hearing on the date and at the time designated on the Electoral Board's Initial Hearing Schedule.

7. The following persons, among others, were present at such hearing: the Objectors, Melissa L. Williams and Sharmaine D. Hendrix - Miller, appearing pro se; and the Candidate, Arthur Turner, appearing by counsel, Michael Kasper.

8. The Electoral Board finds that the Candidate filed two sets of nomination papers with the State Board of Elections. The Candidate elected to cancel the first set of nomination papers and proceed with the second set of nomination papers. The objections filed in the case were filed against the Candidate's first set of nomination papers. Because such nomination papers were cancelled at the State Board of Elections, the Objectors' Petition in this case are moot and they are dismissed.

9. These same Objectors filed additional objections against the Candidate's second set of nomination papers in case 10-EB-RGA-09. The objections in that case were overruled and the Electoral Board found that the Candidate's Nomination Papers in that case were valid.

IT IS THEREFORE ORDERED that the Objections of Melissa L. Williams and Sharmaine D. Hendrix - Miller to the Nomination papers of Arthur Turner, candidate for nomination of the Democratic Party for the office of Representative in the General Assembly, 9th Representative District, State of Illinois, are MOOT and are dismissed inasmuch as the Nomination Papers to which they relate were cancelled and withdrawn by the Candidate at the State Board of Elections.


Dated: Chicago, Illinois, on December 1, 2009.



Langdon D. Neal, Chairman



Richard A. Cowen, Commissioner



Marisel A. Hernandez, 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.