

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

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Objections of: Antoine Members )  
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To the Nomination ) No.: 12-EB-WC-19  
Papers of: Curtis Lacy )  
 )  
Candidate for the office of Republican Party )  
Ward Committeeman for the 17th Ward, City )  
of Chicago )

**FINDINGS AND DECISION**

The duly constituted Electoral Board, consisting of Board of Election Commissioners for the City of Chicago 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 Antoine Members (“Objector”) to the nomination papers (“Nominating Papers”) of Curtis Lacy, candidate for the office of Republican Party Ward Committeeman for the 17th Ward of the City of Chicago (“Candidate”) at the General Primary Election to be held on March 20, 2012, having convened on December 19, 2011, at 8:30 AM, 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 December 19, 2011 and was continued from time to time.

5. The Electoral Board assigned this matter to Hearing Officer Yamil Colon 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 Officer on the date and at the time designated in the Hearing Schedule. The following persons, among others, were present at such hearing: the Objector, Antoine Members, pro se; the Candidate, Curtis Lacy, pro se.


7. The Hearing Officer has tendered to the Electoral Board his report and recommended decision. The Hearing Officer recommends that the Objections to the Candidate's Nomination Papers be overruled and that the Nomination Papers be declared valid.

8. The Electoral Board, having reviewed the record of proceedings in this matter and having considered the report and recommendations of the Hearing Officer, as well as all argument and evidence submitted by the parties, hereby adopts the Hearing Officer's recommended findings and conclusions of law. A copy of the Hearing Officer report and recommendations is attached hereto and is incorporated herein as part of the decision of the Electoral Board.

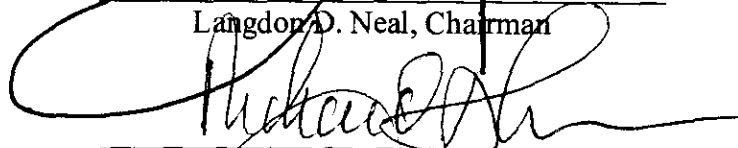
9. For the reasons stated above, the Electoral Board overrules the Objections to the Candidate's Nomination Papers and finds that the Candidate's Nomination Papers are valid.

IT IS THEREFORE ORDERED that the Objections of Antoine Members to the Nomination Papers of Curtis Lacy, candidate for the office of Republican Party Ward Committeeman for the 17th Ward of the City of Chicago, are hereby OVERRULED and said Nomination Papers are hereby declared VALID and the name of Curtis Lacy, candidate for the office of Republican Party Ward Committeeman for the 17th Ward of the City of Chicago, SHALL be printed on the official ballot for the General Primary Election to be held on March 20, 2012.

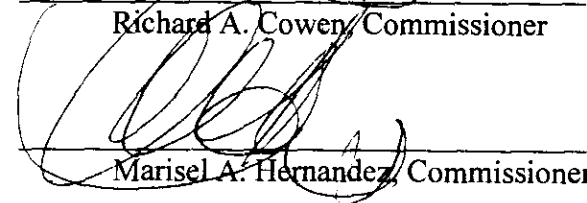
Dated: Chicago, Illinois, on January 4, 2012.



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 5 days after service of the decision of the Electoral Board.

**BOARD OF ELECTION COMMISSIONERS OF THE CITY OF CHICAGO  
AS THE DULY CONSTITUTED ELECTORAL BOARD FOR THE HEARING  
AND PASSING UPON OF OBJECTIONS TO NOMINATION PAPERS OF  
CANDIDATES FOR THE MARCH 20, 2012 GENERAL PRIMARY ELECTION**

ANTOINE MEMBERS )  
 )  
 Objector, )  
 )  
 v. ) 12 EB-WC-19  
 )  
 CURTIS LACY )  
 )  
 Candidate. )

**HEARING EXAMINER’S REPORT AND RECOMMENDED DECISION**

This matter came to be heard initially on December 19, 2011. Both the Objector (“Mr. Members”) and the Candidate (“Mr. Lacy”) appeared *Pro Se*. Mr. Members’ Petition alleged that Mr. Lacy’s Statement of Candidacy for the office of Committeeman of the 17 Ward from the Republican Party falsely represented his address; and that Mr. Lacy did not reside within the 17<sup>th</sup> District in the City of Chicago.

At the initial hearing, Mr. Members indicated that he required additional time to gather his evidence. Mr. Lacy represented that he had all of his supporting documents in order and was prepared to proceed to hearing. The matter was then set for hearing on December 27, 2011. Both parties were instructed to be prepared for hearing on that date with all of their supporting documents and evidence. In addition, both parties were instructed to exchange copies of the documents and materials they expected to present as evidence.

On December 27, 2011, Mr. Lacy appeared for the hearing. Mr. Members did not appear, even though he was advised in person at the December 19, 2011 conference that the matter would be heard on December 27, 2011.

Mr. Lacy proceeded to hearing and presented the following exhibits in support of his claim of residency at 747 W. 77<sup>th</sup> St., Chicago, Illinois: Exhibit A, Voter's Registration Card; Group Exhibit B, Real Estate Tax Bill for 2003 and 2010; Group Exhibit C, People's Gas Bills for the months of January through July, 2011, and September through November, 2011; Group Exhibit D, Commonwealth Edison Electric Bills for the months of January through April, 2011, and July, September and October, 2011; Group Exhibit E, an A.T.&T wireless telephone bill for November, 2011; Exhibit F, 5 rent receipts for a tenant during the year of 2006; and Exhibit G, a letter from the Chicago Department of Public Health.

Although the electrical and gas bills were directed to the address 745 W. 77<sup>th</sup> St., Chicago, Illinois, Mr. Lacy testified that the building in which he resides is a "double building" or conjoined structure bearing the addresses of 745-747 W. 77<sup>th</sup> St., Chicago, Illinois. He stated he resided in the 747 W. 77<sup>th</sup> St. side of the building. The remaining exhibits submitted reflected Mr. Lacy's name and the 747 W. 77<sup>th</sup> St., Chicago, Illinois address. In addition, Mr. Lacy testified that he has resided at the 747 W. 77<sup>th</sup> St., Chicago, Illinois address for numerous years continuously. Mr. Lacy's unrebutted testimony and the evidence he presented support his Candidacy Statement that he is a resident at 747 W. 77<sup>th</sup> St., Chicago, Illinois.

### **CONCLUSION**

It is my recommendation that Mr. Members' Objection be overruled. Mr. Lacy demonstrated by the requisite preponderance of the evidence that he resides at the

address stated on his Candidacy Statement. Therefore, his candidate's nominating papers should be deemed valid and the name of the Candidate, CURTIS LACY, as a candidate of the Republican Party for the office of Committeeman of the 17<sup>th</sup> Ward of the City of Chicago, be printed on the ballot for the March 20, 2012 General Primary Election.

Respectfully Submitted,

s/ Yamil E. Colón

Yamil E. Colón, Hearing Examiner  
December 30, 2011