

BEFORE THE DULY CONSTITUTED ELECTORAL BOARD  
FOR THE HEARING AND PASSING UPON OF NOMINATION OBJECTIONS TO  
NOMINATION PAPERS OF CANDIDATES FOR ELECTION TO THE  
OFFICE OF ALDERMAN OF THE 13th WARD OF THE  
CITY OF CHICAGO, STATE OF ILLINOIS

Moeen Zahdan,

Petitioner-Objector,

v.

David J. Krupa,

Respondent-Candidate.

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**19-EB-ALD-077**

OBJECTOR'S PETITION

INTRODUCTION

Moeen Zahdan, hereinafter sometimes referred to as the Objector, states as follows:

1. The Objector resides at 5544 S. Narragansett Avenue, Chicago, Illinois, Zip Code 60638, in the 13<sup>th</sup> Ward of City of Chicago, State of Illinois, and is a duly qualified, legal and registered voter at that address.

2. The Objector's interest in filing this Petition is that of a voter desirous that the laws governing the filing of nomination papers for the office of Alderman of the 13<sup>th</sup> Ward of the City of Chicago, State of Illinois are properly complied with, and that only qualified candidates appear on the ballot for said office.

3. The Objector makes the following objections to the purported nomination papers ("Nomination Papers") of David J. Krupa as a candidate for the office of Alderman of the 13th Ward of the City of Chicago, State of Illinois ("Office") to be voted for at the Municipal General Election on February 26, 2019 ("Election"). The Objector states that the Nomination Papers are insufficient in fact and law for the following reasons:

OBJECTIONS

A. Invalid Signatures.

4. Pursuant to State law, nomination papers for the Office to be voted for at the Election must contain the signatures of not fewer than 473 duly qualified, registered and legal voters of the 13<sup>th</sup> Ward of the City of Chicago, State of Illinois collected in the manner prescribed by law. In addition, nomination papers must truthfully allege the qualifications of the

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candidate, be gathered and presented in the manner provided for in the Illinois Election Code, and otherwise executed in the form provided by law. The Nomination Papers purport to contain the signatures of in excess of 473 such voters, and further purport to have been gathered, presented and executed in the manner provided by the Illinois Election Code.

5. The Nomination Papers contain petition sheets with the names of persons who are not registered voters, or who are not registered voters at the address specified in the petition, as is set forth specifically in the Appendix-Recapitulation attached hereto as Appendix A and incorporated herein under the heading, Column A, "Signer Not Registered at Address Shown," in violation of the Illinois Election Code.

6. The Nomination Papers contain petition sheets with the names of persons who did not sign the papers in their own proper persons, and such signatures are not genuine and are forgeries, as is set forth specifically in the Appendix-Recapitulation attached hereto as Appendix A and incorporated herein, under the heading, Column B, "Signer's Signature Not Genuine," in violation of the Illinois Election Code.

7. The Nomination Papers contain petition sheets with the names of persons for whom the addresses stated are not in the 13<sup>th</sup> Ward of the City of Chicago, State of Illinois, and such persons are not registered voters in the 13<sup>th</sup> Ward of the City of Chicago, State of Illinois, as is set forth specifically in the Appendix-Recapitulation attached hereto as Appendix A and incorporated herein, under the heading, Column C, "Signer Resides Outside District," in violation of the Illinois Election Code.

8. The Nomination Papers contain petition sheets with the names of persons for whom the addresses given are either missing entirely or are incomplete, as is set forth specifically in the Appendix-Recapitulation attached hereto as Appendix A and incorporated herein, under the heading, Column D, "Signer's Address Missing or Incomplete," in violation of the Illinois Election Code.

9. The Nomination Papers contain petition sheets with the names of persons who have signed the Nomination Papers more than one time as is set forth specifically in the Appendix-Recapitulation attached hereto as Appendix A and incorporated herein, under the heading, Column E, "Signer Signed Petition More Than Once at Sheet Indicated," in violation of the Illinois Election Code.

B. Signers Who Signed for More than One Candidate.

10. As evidenced by the Affidavits contained in Appendix B attached hereto and incorporated herein, the Nomination Papers contain the signatures of voters who had previously signed the nominating petition of Marty Quinn as a candidate for Alderman of the 13<sup>th</sup> Ward of the City of Chicago. A registered voter may only legally sign the petition of one candidate for the Office and where a voter signs the petition of more than one candidate for the same office at the same election, the first such signature is valid and all subsequent signatures for other candidates for the same office are invalid. Because each of the voters identified in Appendix B

signed the nominating petition of Marty Quinn before they signed the Candidate's petition, each such subsequent signature on the Candidate's Nomination Papers is invalid. Such invalid signatures, and their corresponding valid signatures from the Nomination Papers of Marty Quinn, are set forth in Appendix B.

11. In addition to the duplicate, invalid signatures described in Paragraph 10 and Appendix B, the Nomination Papers contain the signatures of voters who had previously signed the nominating petition of Marty Quinn as a candidate for Alderman of the 13<sup>th</sup> Ward of the City of Chicago. The names of each of these voters is set forth in Appendix B, however, Affidavits from these individuals are not included in Appendix B, but will be presented at an evidentiary hearing on the matters set forth herein. As a result each such signature on the Candidate's Nomination Papers is invalid. Such invalid signatures, and their corresponding valid signatures from the Nomination Papers of Marty Quinn are:

<u>Marty Quinn Sheet/Line</u>	<u>David J. Krupa Sheet/Line</u>
1/14	3/4
52/5	191/5
102/2	170/7
153/9	7/5
1703/11	7/6
165/1	117/7
157/2	125/9
157/1	125/10
159/19	130/4
192/11	152/4
219/15	2/9
366/5	183/5
396/1	21/10
375/2	139/2
462/5	78/1
574/18	1/5
574/18	33/7
586/10	38/1
596/6	114/7
596/8	114/8
609/5	24/3
1807/7	120/6
641/8	120/9
688/1	12/9
687/12	29/9
1680/18	103/4
708/7	157/2
721/14	177/8
1826/7	4/9

1825/14	47/7
946/3	148/1
1006/3	101/1
1843/3	188/9
1003/10	189/6
1101/4	64/4
1121/1	113/6
1267/6	76/3
1249/7	155/10
1250/2	186/5
1268/2	28/9
1273/2	134/5
1272/9	155/7
1362/9	172/2
1380/4	122/5
1868/12	154/5
1566/5	14/4
1566/5	25/2
1590/1	66/3
1610/2	120/5
1645/1	2/2
1636/8	81/9

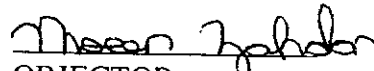
C. Revoked Signatures.

12. As evidenced by the Revocation Affidavit Forms contained in Appendix C, attached hereto and incorporated herein, the Nomination Papers contain signatures of voters who revoked their signatures, in accordance with Section 10-4 of the Election Code, from the Candidate's nominating petitions before the Candidate's nominating petitions were filed with the Board of Elections. 10 ILCS 5/10-4 ("no signature shall be revoked except by revocation in writing presented or filed with the officers or officer with whom the petition is required to be presented or filed, and before the presentment or filing of such petition."). Each of the signatures that were revoked from the Candidate's Nomination Papers is set forth in Appendix C.

13. Appendices A (Appendix-Recapitulation), B, and C, are incorporated herein and the form and affidavits contained therein are a part of this Objector's Petition.

14. The Nomination Papers contain less than 473 validly collected signatures of qualified and duly registered legal voters of the 13<sup>th</sup> Ward of the City of Chicago, State of Illinois, signed by such voters in their own proper person with proper addresses, below the number required under Illinois law, as is set forth by the objections recorded in the Appendix-Recapitulation attached hereto and incorporated herein.

WHEREFORE, the Objector requests: a) a hearing on the objections set forth herein; b) an examination by the aforesaid Electoral Board of the official records relating to voters in the 13<sup>th</sup> Ward of the City of Chicago, State of Illinois, to the extent that such examination is pertinent to any of the matters alleged herein; c) a ruling that the Nomination Papers are insufficient in law and fact, and d) a ruling that the name of David J. Krupa shall not appear and not be printed on the ballot for election to the office of Alderman of the 13<sup>th</sup> Ward of the City of Chicago, State of Illinois, to be voted for at the Municipal General Election to be held February 26, 2019.

  
OBJECTOR

Address:  
Moeen Zahdan  
5544 S. Narragansett  
Chicago, IL 60638

VERIFICATION

STATE OF ILLINOIS

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) SS.

COUNTY OF COOK

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I, Moeen Zahdan, being first duly sworn upon oath, depose and state that I have read the above and foregoing OBJECTOR'S PETITION, and that the matters and facts contained therein are true and correct to the best of my knowledge and belief.

Moeen Zahdan

Subscribed and sworn to before me

by Moeen Zahdan

this 2nd day of December, 2018.

Tiffany Moy

