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**BEFORE THE DULY CONSTITUTED ELECTORAL BOARD FOR THE HEARING AND PASSING UPON OF OBJECTIONS TO NOMINATION PAPERS OF CANDIDATES FOR ELECTION TO THE OFFICE OF ALDERMAN OF THE 25<sup>TH</sup> WARD OF THE CITY OF CHICAGO, ILLINOIS, TO BE VOTED UPON AT THE FEBRUARY 26, 2019 MUNICIPAL GENERAL ELECTION**

**Raul Hernandez,**

Petitioner-Objector

**19-EB-ALD-126**

v.

**Byron Sigcho- Lopez,**

Respondent-Candidate

**OBJECTOR'S PETITION**

The objector, Raul Hernandez states that he resides at 2430 S. Bell Ave., Chicago, IL 60608 and further states that he is a duly qualified and registered legal voters of the 25<sup>th</sup> Ward, City of Chicago, State of Illinois, the district in which the candidate is to be voted upon, and that his interest in filing the following objections is that of a citizen desirous of seeing that the election laws governing the filing of nomination papers for the office of Alderman of the 25<sup>th</sup> Ward, City of Chicago, State of Illinois, are properly complied with, and that only qualified candidates appear on the Municipal General Election ballot for said office as candidates for the February 26, 2019 Municipal General Election.

Therefore, he makes the following objections to the Nomination Papers of Byron Sigcho-Lopez as a candidate for election to the office of Alderman of the 25<sup>th</sup> Ward, City of Chicago, State of Illinois, to be voted upon at the February 26, 2019 Municipal General Election.

1. Pursuant to state law, nomination papers for candidates for election for the office of Alderman of the 25<sup>th</sup> Ward, City of Chicago, State of Illinois to be voted for at the February 26, 2019 Municipal General Election, must contain the signatures of not fewer than 473 duly qualified, registered and legal voters of said District collected in the manner prescribed by law. In addition, said Nomination Papers must truthfully allege the qualifications of the 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.
2. Pursuant to Illinois law, a candidate who changes his name within three years of the date


of an election must disclose the name he was formally known by on the petitions submitted to the voters for signature. Byron Sigcho- Lopez was formally known as Byron Sigcho, and changed his name within the last three years to Byron Sigcho- Lopez. He failed to disclose this change of name on the nomination petitions submitted to the voters for their signature and submitted in support of his candidacy here. The candidate is in violation of Illinois law and the nomination petitions submitted by the candidate are invalid and must be stricken..

3. Pursuant to Illinois law, candidates for the office of Alderman of the 25<sup>th</sup> Ward of the City of Chicago must reside in the Ward for at least one year prior to the election. This Candidate has not resided within the 25<sup>th</sup> Ward for one year prior to the election date of February 26, 2019. The candidate falsely claims a residence address of 1813 South Carpenter St., Chicago, IL which is located within the 25<sup>th</sup> Ward, but he does not reside there now and has not resided there for at least one year prior to the date of the election, and has never resided at that address. The Candidate fails to meet the statutory residence requirement and his candidacy is invalid.
4. The nomination petitions presented to the voters falsely represented to the voters that the candidate resided at 1813 S. Carpenter St., Chicago, IL when in fact he does not currently reside there and has not resided there within the last year, and at the time the petitions were presented to the voters for signatures. The candidate has committed a fraud upon the voters and fraudulently obtained voter signatures by misrepresenting his residence address on the petition sheets submitted to the voters. Nomination petitions must be free from any basis for confusion for voters, *Zapolsky v Cook County Officers Electoral Board*. The petition sheets submitted by this candidate constitute a pattern of fraud and disregard of the requirements of the Illinois Election Code and must be stricken in their entirety.
5. The Candidate executed under oath a Statement of Candidacy falsely stating that he resides at 1813 S. Carpenter St., Chicago, IL. The candidate does not reside at that address and has not resided at that address for at least one year prior to the election date, and has never resided at that address, and did not resided that address on the date he executed his statement of candidacy. The statement of candidacy constitutes a false swearing by this candidate and constitutes a pattern of fraud and disregard of the requirements of the Illinois Election Code and requires that this candidacy be stricken and held for naught.

WHEREFORE, your objector prays that the nomination papers of Byron Sigcho-Lopez as a candidate for election to the office of Alderman of the 25<sup>th</sup> Ward of the City of Chicago, Cook County, State of Illinois, to be voted for at the February 26, 2019 Municipal General Election be declared to be insufficient and not in compliance with the laws of the State of Illinois, and that this name be stricken and that this Board enter its decision declaring that the name of Byron Sigcho-Lopez as a candidate for election to the office of Alderman of the 25<sup>th</sup> Ward of the City of Chicago, Cook County, State of Illinois to be voted for at the February 26, 2019 Municipal General Election be not printed upon the official ballot for the Municipal General Election to be conducted February 26, 2019.

  
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Objector

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