

BEFORE THE DULY CONSTITUTED CHICAGO ELECTORAL BOARD

MELVIN GUNN and)	
KARISHA CARRIEL,)	
)	
Petitioners – Objectors,)	19-EB-MUN-013
v.)	No. _____
)	
DOROTHY BROWN COOK,)	
)	
Respondent – Candidate.)	

OBJECTORS' PETITION

Objectors, MELVIN GUNN and KARISHA CARRIEL, referred to as "Objectors" file their Objectors' Petition challenging the legal and factual sufficiency and petition signers contained within the Nomination Papers submitted by DOROTHY BROWN COOK, as follows.

1. Objector, MELVIN GUNN, resides at 3131 W. Flournoy St., Chicago, IL 60612, and is a duly qualified, legal and registered voter at this same address in Chicago, Illinois. Objector, KARISHA CARRIEL, resides at 351 W. 120th St. Chicago, IL Zip Code 60628, and is a duly qualified, legal and registered voter at this same address in Chicago, Illinois.

2. The Objectors' interest in filing this objection is that of citizens and voters desirous of seeing to it that the election laws of Illinois and the City of Chicago governing the filing of nomination papers for the office of Mayor of the City of Chicago are properly complied with, and that only duly qualified candidates appear on the ballot for this office at the municipal general election to be held on February 26, 2019.

3. The Objectors makes the following objections to purported nomination paper ("Nomination Papers") of DOROTHY BROWN COOK as a candidate for the office of Mayor of the City of Chicago, County of Cook, State of Illinois ("Office") to be voted for at the City of Chicago municipal general election to be held on February 26, 2019 ("Election"). The Objectors state that the Nomination Papers are insufficient in the fact and law for the reasons stated herein and on the attached Appendix-Recapitulation.

BOARD OF ELECTIONS
COMMISSIONER
2018 DEC-3 P 1:47

4. Pursuant to Illinois law, nomination papers for the office of Mayor of the City of Chicago must contain the signatures and addresses at least 12,500 duly qualified, registered and legal voters of the City of Chicago, Illinois collected in the manner prescribed by law. In addition, nomination papers must truthfully allege the qualifications of the candidate and be gathered and presented in the manner provided for in 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 addresses shown opposite their respective names, as is set forth specifically in the Appendix-Recapitulation sheets attached 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 signatures and names of persons who did not personally sign the Nomination Papers in their own proper person, and that such signatures are not genuine signatures, but are forgeries, as is set forth specifically in the Appendix-Recapitulation attached 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 who are not registered voters in Chicago, Illinois, as is set forth specifically in the Appendix-Recapitulation sheets attached and incorporated herein, under the heading, Column C. "Signer resides outside of District," where the term District refers to voting district of the City of Chicago, in violation of the Illinois Election Code.

8. The Nomination Papers contain petitions sheets with the names of persons who have not properly written their voter address, or who have omitted their voter address, as is set forth specifically in the Appendix-Recapitulation attached 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 petitions sheets with the signatures, names and

addresses of persons who have signed the same petition more than one time, as more fully set forth in the Appendix-Recapitulation attached and incorporated herein, under the heading Column E. "Signer signed Petition more than once at Sheet/Line indicated" in violation of the Illinois Election Code.

10. The Nomination Papers contain petitions sheets with the signatures, names and addresses of persons who have signed the same petition in violation of the Election Code, or otherwise deviated from the requirements of the Election Code, as more fully set forth in the Appendix-Recapitulation attached and incorporated herein, under the heading Column F. "Other" in violation of the Illinois Election Code.

11. The Nomination Papers are insufficient because they contain fewer than 12,500 validly collected signatures of duly qualified and registered legal voters of the City of Chicago, Illinois, signed by such voters in their own proper person with proper addresses, as is set forth by the objections recorded in the Appendix-Recapitulation attached hereto and incorporated herein.

12. The attached Appendix Recapitulation is incorporated herein, and the objections made therein are a part of this Objector's Petition, as if fully stated herein.

13. A candidate's statement of candidacy must comply the requirements set forth in the Section 10-5 of the Election Code, 10 ILCS 5/10-5, and a candidate's petition sheets must comply with the requirements set forth in Section 10-4 of the Election Code, 10 ILCS 5/10-4, as governed by the Illinois Municipal Code, which specifies that the City of Chicago will hold municipal general elections that are non-partisan, under the provisions applicable to independent candidates, 65 ILCS 20/21-28, 10 ILCS 5/10-3.

14. The signature petitions within the Nomination Papers must also contain a circulator's affidavit, which is in substantial conformity with Section 10-4 of the Election Code, 10 ILCS 5/10-4, contain an affirmation by each circulator, that the voters who signed thereon where duly registered voters in the political division in which the candidate sought elective office, and signed within the vicinity of the circulator, such that the circulator was able to observe each signature.

15. Candidate's circulators, **Marie A. Boozer** 115 E. 104th St. (sheets #427, 859, 1148, 1259, 1260, 1261, 519.), **Warren Phillips** 2249 W. Adams, Chicago (sheets #1226, 1235, 1256, 1257, 1258), **Sam D. Aiwuyo**, 835 E. 87th St., Chicago (sheets #4, 47, 48, 262, 441, 951, 784, 710, 667, 654, 580), **Christopher Hodges** 114033 Saginaw, Chicago (sheets # 22, 88, 524), **Portia McCaskill** 10220 S. Michigan, Chicago (sheets #14, 28, 29, 30, 196, 198, 202, 203, 241, 242, 243, 248, 266, 369, 370, 372, 373, 412, 426, 454, 455, 488, 486, 483, 480, 481, 878, 862, 860, 722, 613, 586, 581, 579, 578, 576, 575, 573, 569, 562), **Kelvin Atwood** 642 N. Kedzie, Chicago (sheets # 52, 89, 91, 92, 231, 605, 493), **Luz Pagan** 2129 N. Tripp, Chicago (sheets #379, 604), **Jovina Williams** 251 W. 117th St. Chicago (sheets #381, 386, 351, 352, 353, 542, 543, 544, 545, 721, 715, 700, 690, 663, 545, 543, 542, 541, 538, 537, 261, 291, 293), **Janet Romes** 7925 S. Avalon, Chicago (sheets #385, 634, 635, 1072, 1086, 1087, 1248), **Cheryl Mosey** 642 N. Kedzie, Chicago (sheets # 388, 389, 705, 528, 527, 526, 525, 512), **Jerome Altman** 1039 N. Menard (sheets #883, 884, 1121, 1244, 1245, 1246, 1249, 251, 253, 254, 255), **Best E. Anaele** 3855 W. 71st St Chicago (sheets #133, 1167, 1228, 1229, 1230, 1231, 1233, 1234, 267, 463, 471, 472, 996, 938, 899, 791, 729, 691, 657, 648, 639, 561, 227, 228, 233, 175, 65), **Sharon D. Woods** 642 N. Kedzie Chicago, IL (sheets #397, 1227, 826, 825), **Gary R. Smith** 20611 Attira Rd Olympia Field, IL (sheets #1221, 952, 857, 643, 475, 265), **Clonia I. Young** 2619B S. Indiana Ave, Chicago, IL (sheets #1218, 1219, 948, 945, 452, 570, 552), **Vanessa Freeman** 208 W 75th St. Chicago, (sheets #986, 1191, 1192, 1193, 1194, 1195, 1196, 1020, 533, 532, 531, 77), **George Williams** 19837 S. Troy St Chicago (sheets #1116, 1117, 1118, 1119, 1120, 1122, 1123, 1124, 1180), **Marilyn Pitchford** 1342 W 15th St. Chicago (sheets #1059, 396, 832, 831, 696, 695, 694, 693, 398, 399, 400, 548, 547, 535, 534, 290, 302, 303, 304, 151, 152, 153, 154, 94, 93), **Sylvester Sherrill** 649 N. Spaulding, Chicago (sheets #871, 1057, 1051, 709, 708, 707, 706), **Sharon Briggins-Levy** 6940 S Justice Chicago (sheets #127, 130, 417, 665, 651, 618, 615, 574, 516, 204, 61), **Mary E Perry** 1811 W Garfield Blvd (sheets #81, 82, 104, 186, 182, 594, 593, 540, 539, 434, 437, 438, 448, 449, 450, 307, 299, 155, 169, 194, 195, 200, 222, 225, 226, 238, 245, 247, 249, 264, 269, 270, 278, 283, 285, 295,

145, 146, 147, 148, 129) and others engaged in a pattern of fraud in the circulation of petitions, including but not limited to falsifying signatures, forging signatures, and engaging in round-tabling petition sheets, such that the voters shown on the sheets did not actually sign the petition sheets with their own hand. Indeed, many of these sheets appear to have been written by the same person, who wrote all or most voter names upon each sheet, and are so obvious that news media outlets¹ have posted pages of Candidate's petitions noting the obvious and apparent fraud.

16. Objectors state that there will be presented substantial, clear, unmistakable, and compelling evidence that establishes a "pattern of fraud and false swearing" with and "utter and contemptuous disregard for the mandatory provisions of the Election Code." In addition, an examination of the nominating petition as well as the results of the records examination hereunder will reveal a pervasive and systematic attempt to undermine the integrity of the electoral process. Consequently, your Objectors state that this Electoral Board "cannot close its eyes and ears" but will be compelled to void the entire nominating petition as being illegal and void in its entirety under the principles set forth in *Cunningham v. Schaefflein*, 2012 IL App (1st) 120529, ¶¶32 - 42; *Harmon v. Town of Cicero Municipal Officers Electoral Board*, 371 Ill.App.3d 1111 (1st Dist. 2007); *Canter v. Cook County Officers Electoral Board*, 170 Ill.App.3d 364, 523 N.E.2d 1299, 1300 - 1301 (1st Dist. 1988); *Huskey v. Mun. Off. Elec. Bd. for Vill. of Oak Lawn*, 156 Ill.App.3d 201, 509 N.E.2d 555, 556 - 558 (1st Dist. 1987); and *Fortas v. Dixon*, 122 Ill.App.3d 697, 462 N.E.2d 615, 617, (1st Dist. 1984). This allegation is made with specific reference to petition signature sheets listed in the foregoing paragraph (Par. 15) and, with investigation continuing to, portions of petition signature sheets circulated by each of said circulators. Your Objectors will produce documentary and testimonial evidence that will establish inter alia that:

(a) The purported circulator of the enumerated petition signature sheets listed in Par. 15 was not, in fact, the actual circulator.

¹ <https://capitolfax.com/2018/11/28/hey-kids-dont-try-this-at-home/>
<https://twitter.com/MaryAnnAhernNBC/status/1067574239971168256/photo/1>

(b) Several signatures were not placed on the petitions by the voters in their own proper persons but were signed by other individuals and family members on the petition signature sheets identified in the immediately preceding paragraph (Par. 15).

(c) Several signatures that appear on these sheets identified in Par. 15 were written by the same hand and are not genuine and are forgeries.

(d) The circulators of petition signature sheets enumerated in Par. 15 who were required to provide their true places of residence do not, in fact reside at the addresses contained in their Circulator Oaths, rendering such oaths false and perjurious.

(e) The circulators of these sheets enumerated in Par. 15 never actually appeared before the Notary Public to take the Circulator Oath, but instead presented these sheets to other persons who procured notarization after the fact and out of the presence of the circulators.

(f) An excessively high percentage of signatures procured by circulator(s) enumerated in Par. 15, are not genuine.

17. As such, the combined effect of the errors and deficiencies in Candidate's Nomination Papers renders them legally and factually insufficient, in their entirety, and Candidate has failed to comply with the requirements of the Election Code, and his name should not be printed upon the City of Chicago Municipal General Election to be held on February 26, 2019.

WHEREFORE, the Objectors request the following: (a) a hearing on the objections set forth herein; (b) an examination by the Chicago Board of Election Commissioners of the official records relating to voters in the City of Chicago; (c) a determination that the Nomination Papers are legally and factually insufficient; (d) a decision that the name DOROTHY BROWN COOK shall not be printed upon the official ballot for the office of Mayor of the City of Chicago, to be voted upon at the Chicago Municipal General Election to be held on February 26, 2019.

Respectfully submitted by:

Melvin Gunn 3131 W. Flourney St., Chicago, IL 60612,
Karisha Carriel 351 W. 120th St. Chicago, IL 60628

State of Illinois)
County of Cook)ss

VERIFICATION

The undersigned, Objector, being duly sworn, under oath deposes and confirms on personal knowledge and belief, that the Candidate's nomination papers were reviewed and compared against the voter registration records kept by the Chicago Board of Election Commissioners, and the objections alleged in the Objectors' Petition are made in good faith based upon such review, and the factual statements in the Objectors' Petition are true and correct to the best of the undersigned's knowledge and belief, except as to matters therein stated to be on information and belief and as to such matters the undersigned believes the same to be true and correct.



Melvin Gunn
3131 W. Flournoy St.
Chicago, IL 60612

*Subscribed and sworn to before me
by the above-named signer on
November 28, 2018.*


Notary Public

(seal)

