

STATE OF ILLINOIS )  
                          ) ss.  
COUNTY OF COOK    )

NBC

BEFORE THE THE MUNICIPAL OFFICERS ELECTORAL BOARD  
FOR THE HEARING AND PASSING UPON OF OBJECTIONS TO  
INDEPENDENT NOMINATING PETITIONS FOR THE OFFICE  
OF MAYOR OF THE CITY OF CHICAGO FOR THE  
APRIL 4, 1989 MAYORAL ELECTION

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IN RE: Objection of: Frank Villanova                    )  
  )  
To the    )  
Nominating Petition of: Peter David Kauss                )  
  )  
Independent Candidate for the Office                        )  
of Mayor of the City of Chicago.                            ) NO:88-EB-SIM-1

DECISION

The duly constituted Municipal Officers Electoral Board, consisting of NIKKI M. ZOLLAR, JAMES R. NOLAN AND MICHAEL J. HAMBLET, organized by law in response to a Call issued by NIKKI M. ZOLLAR, Chairman of said Electoral Board, for the purpose of hearing and passing upon Objections to Independent Nominating Petitions for the Office of Mayor of the City of Chicago, having convened on February 2, 1989 at 10:00 a.m. in the offices of the Board of Elections, Chicago, Illinois; and having heard and determined the objections to the petition in the above entitled matter find that:

1. The said Electoral Board has been legally constituted according to the laws of the State of Illinois;
2. Objections to the nominating petition of the candidate herein were duly filed;
3. A call to the hearing on said objections was duly issued and was served upon the members of the Municipal Officers Electoral Board, the Objector and the Candidate by mail and by personal service as provided by statute;

4. A public hearing was held on these objections commencing on February 2, 1989;
5. The following persons, among others, were present at such hearings: the members of the Electoral Board, the Objector, by counsel, and the Candidate, pro se;
6. The Board finds that the candidate, Peter David Kauss, failed to appear for a hearing on this matter that was scheduled with his prior knowledge and approval and is, therefore, defaulted.

The Board further finds that the objections, taken as true, constitute sufficient grounds for the removal of the candidates name from the ballot.

IT IS THEREFORE ORDERED that the objections of Frank Villanova to the Independent nominating petition of Peter David Kauss, Independent candidate for election to the office of Mayor, of the City of Chicago, are hereby sustained and said petition is hereby declared invalid and the name of Peter David Kauss, Independent candidate for nomination to the office of Mayor of the City of Chicago, shall not be printed on the ballot for the Special Mayoral General Election to be held on April 4, 1989.

Dated: Chicago, Illinois, this 7<sup>th</sup> day of February, 1989.

  
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NIKKI M. ZOLLAR, CHAIRMAN

  
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MICHAEL J. HAMBLET, COMMISSIONER

  
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RAYMOND L. JAGIELSKI, COMMISSIONER