BCC

STATE OF ILLINOIS )
) ss
COUNTY OF COOK )

BEFORE THE ELECTORAL BOARD FOR THE HEARING AND PASSING UPON OF OBJECTIONS TO DEMOCRATIC NOMINATING PETITION FOR THE OFFICE OF REPRESENTATIVE IN THE GENERAL ASSEMBLY

IN RE: OBJECTION OF )
TAYLOR POUNCEY )
TO THE NOMINATING PETITION OF ) CASE NO. 80-EB-8
PEGGY SMITH MARTIN )
DEMOCRATIC CANDIDATE FOR REPRESENTATIVE IN THE GENERAL ASSEMBLY, 26TH LEGISLATIVE DISTRICT, COOK COUNTY, ILLINOIS. )

D E C I S I O N

The duly constituted Electoral Board, consisting of MICHAEL E. LAVELLE, MARIE H. SUTHERS and CORNEAL A. DAVIS, organized by law in response to a Call issued by MICHAEL E. LAVELLE, Chairman of said Electoral Board, for the purpose of hearing and passing upon Objections to Democratic Nominating Petition for the Office of REPRESENTATIVE IN THE GENERAL ASSEMBLY, 26TH LEGISLATIVE DISTRICT, having convened on December 27, 1979, at 9:30 a.m. in Room 1707, Richard J. Daley Plaza, Chicago, Cook County, Illinois; and having heard and determined the objections to the petitions in the above entitled matter, finds 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 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 December 27, 1979;

5. The following persons, among others, were present at such hearings: The members of the Electoral Board; the objector, ~~xxxxxxxxxx~~ by counsel; and the candidate, ~~xxxxxxxxxx~~ by counsel;

6. The Board heard and considered all evidence and arguments tendered by those appearing at the hearing.

7. The Board ordered an examination of the precinct binders to be conducted by its clerks and agents under the Board's direction and supervision, in accordance with the laws of Illinois and the rules of the Board.

8. During examination of the precinct binders, the Board directed all parties to appear and to be present, either personally and/or by their authorized representatives, duly appointed and authorized by said parties.

9. The candidate and/or his duly authorized representatives were present during the examination of the binders at all times;

10. The objector and/or his duly authorized representatives were present during the examination of the binders at all times;

11. Examination of precinct binders was completed;

12. The Board having heard oral argument and considered all evidence hereby finds:

a. The minimum number of statutory signatures required for placement on the ballot is 300

b. The number of signatures filed by the candidate total 408

c. The number of signatures because of objections sustained deemed invalid total 131

d. The remaining number of signatures deemed valid total 277

The written report of the Board's findings, sustaining signature objections are contained in the Board's file in this cause, and is available upon request of a party.

The Board further finds: That candidate's motion to further continue this matter is denied and that the total number of signatures remaining on the petition is insufficient to meet the statutory minimum number of signatures required for a candidate seeking nomination to the Office of Representative in the General Assembly, 26th Legislative District, Democratic Party.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Objections of TAYLOR POUNCEY to the Democratic Nominating Petition of PEGGY SMITH MART Candidate for nomination to the Office of Representative in the General Assembly of the 26th Legislative District are hereby sustained ~~(or overr~~ ~~ruled~~ in conformity with the findings in Paragraph 12 hereof and the said petition is hereby declared ~~XXXXXXXXXX~~ not valid, and the name of PEGGY SMITH MARTIN ; as Democratic candidate for nomination to the Office of Representative in the General Assembly for the 26th Legislative District, City of Chicago, ~~shall not~~) shall not be printed on the ballot for the Primary Election to be held on March 18, 1980

DATED: Chicago, Illinois this 31 day of December, 1979.

Michael E. Lonelle
CHAIRMAN

Marie H. Breathett
MEMBER