STATE OF ILLINOIS )
) ss.
COUNTY OF COOK )

BEFORE THE ELECTORAL BOARD FOR THE HEARING AND PASSING UPON OF OBJECTIONS TO NOMINATING PETITIONS FOR THE OFFICES OF: REPRESENTATIVES IN THE GENERAL ASSEMBLY, STATE SENATOR, STATE CENTRAL COMMITTEEMAN AND REPRESENTATIVE IN CONGRESS

IN RE: Objection of )
)
PETER CLEMENT )
To the Nominating Petition of )
)
TRINA A. SMITH ) No. 85-EB-RGA-6
Democratic Candidate for the Office of )
of Representative in the General Assembly )
25th Representative Districe )

D E C I S I O N

The duly constituted Electoral Board, consisting of MICHAEL E. LAVELLE, JAMES R. NOLAN 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 Nominating Petitions for the Offices of Representatives in the General Assembly, State Senator, State Central Committeeman and Representative in Congress, having convened on December 24, 1985 at 9:30 a.m. in Room 1707, Richard J. Daley Center, Chicago, Cook County, Illinois; and having heard and determined the objections to the petition 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 24, 1985;

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

6. ~~Objections having been withdrawn by the objector (or)~~

~~The candidate agreeing that his name not be printed~~
~~on the ballot to avoid a hearing on the objections (or)~~

C. THE BOARD FINDS that the statement of economic interests filed by the candidate did not properly designate candidacy for Representative in the General Assembly and therefore the nomination papers filed by the candidate are not valid pursuant 46 Ill. Rev. Stat., 7-12(8). See Miceli v. Lavelle, 114 Ill. App. 3d. 311; 448 N.E. 2d 989 (1st Dist. 1983).

Because of the above ruling, the Board finds it not necessary to decide the residency-of-the-candidate issue.

IT IS THEREFORE ORDERED that the name of TRINA SMITH, candidate for the Office of Representative in the General Assembly, of the Democratic Party, for the 25th Representative District, Cook County, Illinois, ~~shall (or)~~ shall not be printed on the ballot at the Primary Election held on March 18, 1986.

Dated at Chicago, Illinois, this 14th day of January, 198 6.

Chairman

Member

Member