STATE OF ILLINOIS)
) ss.
COUNTY OF COOK)

BCT

BEFORE THE ELECTORAL BOARD FOR THE HEARING AND PASSING UPON OF OBJECTIONS TO NOMINATING PETITIONS FOR THE OFFICES OF: WARD COMMITTEEMAN IN THE CITY OF CHICAGO

IN RE: Objection of: Marian R. Byrnes)
)
To the)
Nominating Petition of: Gerald Garcia)
) NO: 88-EB-WD-93
)
Candidate for the Office of Ward Committeeman in)
the 10th Ward, in the city of Chicago, Illinois.)

DECISION

The duly constituted Electoral Board, consisting of JAMES R. NOLAN, NIKKI M. ZOLLAR AND MICHAEL J. HAMBLET, organized by law in response to a Call issued by MICHAEL E. LAVELLE, then Chairman of said Electoral Board, for the purpose of hearing and passing upon Objections to Nominating Petitions for the Offices of Ward Committeeman in the city of Chicago, having duly convened 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 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;

5. The following persons, among others, were present at such hearings: the members of the Electoral Board, the Objector, by counsel, and the Candidate 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 Examination of the precinct binders was terminated at the request of the Objector; Objections withdrawn;

The Board finds that the number of valid signatures on the nominating petitions exceeds the minimum number of signatures required by law to be placed upon the ballot as candidate for election to the office of Ward Committeeman in the 10th Ward of the city of Chicago.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the objections of Marian R. Byrnes to the nomination petition of Gerald Garcia as candidate for election to the office of Ward Committeeman in the 10th Ward, Democratic party, in the city of Chicago are hereby overruled in conformity with the findings in Paragraph 11 hereof and the said petition is hereby declared valid and the name of Gerald Garcia, as candidate for election to the office of Ward Committeeman in the 10th Ward, Democratic party, in the city of Chicago, shall be printed on the ballot for the Primary Election to be held on March 15, 1988.

Dated: Chicago, Illinois, this 20th day of January, 1988.

JAMES R. NOLAN, COMMISSIONER

NIKKI M. ZOLLAR, COMMISSIONER

MICHAEL J. HAMBLET, COMMISSIONER