STATE OF ILLINOIS)
) ss.
COUNTY OF COOK)

BCT

ELECTORAL BOARD
FOR THE HEARING AND PASSING UPON OF OBJECTIONS TO NOMINATING PETITIONS FOR THE OFFICES OF: MAYOR, CLERK AND TREASURER OF THE CITY OF CHICAGO; AND ALDERMAN IN THE CITY OF CHICAGO, FOR THE FEBRUARY 26, 1991 MUNICIPAL PRIMARY AND ALDERMANIC ELECTIONS.

IN RE: Objection of: Dukhan Arafat
To the
Nominating Petition of: Robert Shaw

Candidate for the Office of Alderman of the 9th Ward.

NO: 91-EB-ALD-81

DECISION

The duly constituted Electoral Board, consisting of MICHAEL J. HAMBLET, ARNETTE R. HUBBARD and RAYMOND L. JAGIELSKI, organized by law in response to a Call issued by MICHAEL J. HAMBLET, Chairman of said Electoral Board, for the purpose of hearing and passing upon Objections to Nominating Petitions for the Offices of Mayor, Clerk and Treasurer of the City of Chicago and Alderman in the City of Chicago, having convened on December 28th, 1990 at 10:00 a.m. in the City Council Chambers, City Hall, 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 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 December 28th, 1990;

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 having heard and considered all evidence and arguments tendered by those appearing at the hearing;

7. The Board having 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 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 having been present during the examination of the binders at all times;

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

11. Examination of the records of the Board was terminated at the request of the Board;

The Objector challenged the validity of every signature filed (2,400) by the Candidate. A partial binder check was ordered, where each party was requested to submit 10% of the signatures filed. Of the 20% signatures checked, objections were overruled at a rate of 75%. The Board finds that the high rate of objections overruled, in light of the 2,400 signatures filed by the Candidate for an office requiring 415 minimum valid signatures, reveals that the objections were indeed "shot gunned." Therefore, the Candidate's motion to dismiss on such grounds shall be granted.

12. The Board therefore finds that the candidate has sufficient valid signatures on his nomination papers to be placed upon the Aldermanic ballot in the 9th Ward.

IT IS THEREFORE ORDERED that the objections of Dukhan Arafat to the nominating petition of robert Shaw, candidate for election to the office of Alderman of the 9th Ward, are hereby overruled and said petition is hereby declared valid and the name of Robert Shaw, candidate for election to the office of Alderman of the 9th Ward, shall be printed on the ballot for the Aldermanic Election to be held on February 26th, 1991.

Dated: Chicago, Illinois, this 30th day of January, 1991.

Michael J. Hamblet
MICHAEL J. HAMBLET, CHAIRMAN

Arnette R. Hubbard
ARNETTE R. HUBBARD, COMMISSIONER

Raymond L. Jagielski
RAYMOND L. JAGIELSKI, COMMISSIONER