STATE OF ILLINOIS)
) ss.
COUNTY OF COOK)

NBC

ELECTORAL BOARD
FOR THE HEARING AND PASSING UPON OF OBJECTIONS TO NOMINATING PETITIONS FOR THE OFFICES OF STATE SENATOR AND REPRESENTATIVE IN THE GENERAL ASSEMBLY OF THE STATE OF ILLINOIS FOR THE MARCH 15, 1994 PRIMARY ELECTIONS.

IN RE: Objection of: Frank S. Alschuler
To the
Nominating Petition of: Sara Feigenholtz

NO: 94-EB-REP-09

Candidate for the Office of Representative in the General Assembly of the 12th Representative District, Democratic Party.

DECISION

The duly constituted Electoral Board, consisting of MICHAEL J. HAMBLET, ARNETTE R. HUBBARD and CHRIS ROBLING, 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 Office of State Senator and Representative in the General Assembly for the State of Illinois, having convened on December 27th, 1993 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 27, 1993;

5. The following persons, among others, were present at such hearings: the members of the Electoral Board, the Objector pro se and by counsel, and the Candidate by counsel;

6. The Board finds that as of November 8, 1992, the Candidate did, in fact, reside at 1322 West Melrose, Chicago, Illinois, that such address is situated within the 12th Representative District from which Candidate seeks to be elected, and that Candidate satisfies the requirement of Article 4, Section 2(c) of the Illinois Constitution that she be a resident of the representative district for the two years preceding her election. Therefore, Objector's objection is overruled;

7. Objector's argument that the Candidate's October 3, 1992 voter registration contained a false statement and should be declared null and void was not raised in his Objection Petition, is beyond the scope of such Petition and will not be considered;

8. The Objector's objection petition must adequately and sufficiently apprise the Candidate of the specificity of each objection, thus making evaluation possible. In this instance, Objector's objection petition failed to do so, see, e.q. Marcus v. Nimrod, 82-COEB-33 (Cook County Officers Electoral Board), affirmed 82 CO 315 (Circuit Court of Cook County, 1982).

IT IS THEREFORE ORDERED that the objections of Frank S. Alschuler to the nominating petition of Sara Feigenholtz, candidate for the nomination of the Democratic Party for the office of Representative in the General Assembly of the 12th Representative District, are hereby overruled and said petition is hereby declared valid and the name of Sara Feigenholtz, candidate for the nomination of the Democratic Party for the office of Representative in the General Assembly of the 12th Representative District, shall be printed on the ballot for the Primary Election to be held on March 15th, 1994.

Dated: Chicago, Illinois, this 19th day of January, 1994.

MICHAEL J. HAMBLET, CHAIRMAN

ARNETTE R. HUBBARD, COMMISSIONER

CHRIS ROBLING, COMMISSIONER