STATE OF ILLINOIS)
) SS. BCCON-ALD
COUNTY OF COOK)

ELECTORAL BOARD
FOR THE HEARING AND PASSING UPON OBJECTIONS TO THE NOMINATION PAPERS OF CANDIDATES FOR THE OFFICES OF MAYOR, CITY CLERK, CITY TREASURER AND ALDERMAN FOR THE CITY OF CHICAGO FOR THE FEBRUARY 28, 1995 ALDERMANIC AND MUNICIPAL PRIMARY ELECTIONS.

Objections of: Milena Tintor)
)
To the)
Nomination Papers of: Gilbert Ortiz, Jr.) **No.: 95-EB-ALD-077**
)
Candidate for the Office)
of Alderman of the 10th Ward.)

DECISION

The duly constituted Electoral Board, consisting of MICHAEL J. HAMBLET, ARNETTE R. HUBBARD, and RICHARD A. COWEN, 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 Nomination Papers of Candidates for the Offices of Mayor, City Clerk, City Treasurer and Alderman for the City of Chicago, having convened on January 3, 1995, at 1:00 p.m., in the City Council Chambers, City Hall, Chicago, Illinois; and having heard and determined the Objections to the Nomination Papers 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 Nomination Papers of the Candidate herein were duly filed;

3. A Call to the hearing on said Objections was duly issued and served upon the members of the Electoral Board, the Objectors and the Candidate, by mail and by personal service, as

provided by statute;

4. A public hearing was held on these Objections commencing on January 3, 1995;

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

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(s) and/or her duly authorized representatives having been present during the examination of the binders at all times;

11. Examination of the precinct binders was completed;

12. The Board finds that:

    a. The statutory minimum of signatures required for placement on the ballot is 256;

    b. The number of signatures filed by the Candidate total 464;

    c. The number of signatures deemed invalid because of objections sustained total 146;

d. The remaining number of signatures deemed valid total 317;

The written report of the result of the binder examination is contained in the Board's file in this case and is available upon request of a party;

13. The Board finds that the number of valid signatures on the nominating petition exceeds the minimum number of signatures required by law to be placed upon the ballot as a candidate for election to the office of Alderman of the 10th Ward of the City of Chicago;

14. The Board finds that the Candidate's nominating petitions contain a heading which lists the residence address of the Candidate as "10823 Avenue L". The heading of the petition sheet failed to include the name of the city of residence. However, the Board finds that the Candidate's nominating petitions substantially comply with Section 10-4 of the Election Code in that the address can be discerned from reading the Candidate's Nomination Papers as a whole.

15. For the reasons stated above the Board overrules the objections and finds that the Candidate's Nomination Papers are valid.

16. The Board also finds that another objection was filed against the Candidate's Nomination Papers in Case 95-EB-ALD-110 and that the objections therein were overruled.

IT IS THEREFORE ORDERED, that the Objections of MILENA TINTOR to the Nomination Papers of GILBERT ORTIZ, Jr. Candidate for election to the office of Alderman of the 10th Ward are hereby OVERRULED and said Nomination Papers are hereby declared VALID and the name of GILBERT ORTIZ, JR., Candidate for election to the office of Alderman of the 10TH Ward of the City of Chicago, SHALL BE printed on the ballot for the Aldermanic Election to be held on February 28, 1995.

Dated: Chicago, Illinois, this 30th day of January, 1995.

Michael J. Hamblet

MICHAEL J. HAMBLET, Chairman

Arnette R. Hubbard

ARNETTE R. HUBBARD, Commissioner

Richard A. Cowen

RICHARD A. COWEN, Commissioner