STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

BCT-ALD

**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: Kenneth Jackson)
)
To the)
Nomination Papers of: Clarence C. Barry) **No.: 95-EB-ALD-081**
)
Candidate for the Office)
of Alderman of the 3rd 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 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 after two pages had been checked because there were 269 signatures from pages 3 through 38 that were not objected to. Therefore, the Candidate's nomination papers had at least 313 valid signatures;

12. The Board finds that the binder check did not indicate a pattern of fraud as alleged by the Objector and the Objector failed to provide any evidence in support of such allegations.

13. The Board finds that the Candidate has a sufficient number of valid signatures on his Nomination Papers to be placed upon the ballot for the office of Alderman of the 3rd Ward for the City of Chicago.

14. The Board finds that another objection was filed against the Candidate's Nomination Papers in case 95-EB-ALD-107 but that such objections were withdrawn.

15. The Board further finds that the Candidate's nomination papers are valid.

IT IS THEREFORE ORDERED, that the Objections of Kenneth Jackson to the Nomination Papers of Clarence C. Barry, Candidate for election to the office of Alderman of the 3rd ard are hereby overruled and said Nomination Papers are hereby declared valid and the name of Clarence C. Barry, Candidate for election to the office of Alderman of the 3rd 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 28 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