STATE OF ILLINOIS )
) SS.
COUNTY OF COOK )

NBCON-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.**

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| **Objection of: Ferris J. Williams** | ) | |
| | ) | |
| **To the** | ) | |
| **Nomination Papers of: Tony Davenport** | ) | **No.: 95-EB-ALD-133** |
| | ) | |
| **Candidate for the Office** | ) | |
| **of Alderman of the 34th 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 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 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 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 finds that the Candidate's nominating petitions contain a printed jurat that states "Subscribed and Sworn to before me by _____" and that such blank line is intended to be filled in by the Notary Public by writing in the name of the circulator appearing before such Notary Public. The Board finds that the Candidate's nominating petitions are notarized but that the blank line provided for the name of the circulator was not filled in by the Notary Public.

7. The failure of the Candidate's nominating petitions to contain the name of the circulator/affiant in the space provided in the jurat does not render said petition sheets invalid. Cintuc, Inc. v. Kozubowski, 230 Ill.App.3d 969, 596 N.E.2d 101 (First District 1992); Riani v. Education Officers Electoral Board for School District No. 87, 93 CO 456, (Cir. Ct. Cook Co., Hon. J. Curtis Heaston, October 5, 1993).

8. The Board finds, therefore, that the objections will be overruled and that the Candidate's nomination papers are valid.

IT IS THEREFORE ORDERED, that the Objections of FERRIS J. WILLIAMS to the Nomination Papers of TONY DAVENPORT, Candidate for election to the office of Alderman of the 34TH Ward, are hereby OVERRULED and said Nomination Papers are hereby declared VALID and the name of TONY DAVENPORT, Candidate for election to the office of Alderman of the 34TH Ward, 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