NBCOFF-REP

BOARD OF ELECTION COMMISSIONERS OF THE CITY OF CHICAGO AS THE DULY CONSTITUTED ELECTORAL BOARD FOR THE HEARING AND PASSING UPON OBJECTIONS TO THE NOMINATION PAPERS OF CERTAIN CANDIDATES FOR THE NOVEMBER 3, 1998 GENERAL ELECTION IN THE CITY OF CHICAGO

Objections of: Robert J. Bugielski	)	
To the Nomination Papers of: Joseph P. Adamcik	)	No.: 98-EB-RES-001
Candidate for the Nomination of the Republican Party for the Office of Representative in The General Assembly for the 19th Representative District, State of Illinois	)	

FINDINGS AND DECISION

The duly constituted Electoral Board, consisting of Board of Election Commissioners of the City of Chicago Commissioners Langdon D. Neal, Richard A. Cowen, and Theresa M. Petrone, organized by law in response to a Call issued by Langdon D. Neal, Chairman of said Electoral Board, for the purpose of hearing and passing upon Objections of Robert J. Bugielski to Nomination Papers of Joseph P. Adamcik, Candidate for the nomination of the Republican Party for the office of Representative in the General Assembly for the 19th Representative District of the State of Illinois, having convened on June 1, 1998, in City Hall, 121 North LaSalle Street, Chicago, Illinois, and having heard and determined the Objections to the Nomination Papers in the above entitled matter, finds that:

1. On May 18, 1998, there was filed with the State Board of Elections certain nomination papers consisting of (a) a Resolution to Fill a Vacancy in Nomination nominating Joseph P. Adamcik of 2325 North Neva, Chicago, Illinois, to fill a vacancy in nomination of the Republican Party for the office of Representative in the General Assembly in and for the 19th Representative District of Illinois to be voted upon at the November 3, 1998 General Election; (b) a Statement of Candidacy; (c) a Loyalty Oath; and (d) a receipt for the filing of a Statement of Economic Interests.

2. Objections to the Nomination Papers of the Candidate herein were duly and timely filed.

3. The said Electoral Board has been legally constituted according to the laws of the State of Illinois.

4. A Call to the hearing on said Objections was duly issued by the Chairman of the Electoral Board and served upon the members of the Electoral Board, the Objector(s) and the Candidate, by registered or certified mail and by Sheriff's service, as provided by statute.

5. A public hearing was held on these Objections commencing on June 1, 1998 and was continued from time to time.

6. 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.

7. The Board assigned this matter to Hearing Examiner Cheryl Blackwell Bryson for further hearings and proceedings.

8. The Board finds that the Candidate filed certain papers with the Chicago Board of Election Commissioners on June 1, 1998, purporting to withdraw as a Candidate of the Republican Party for the office of Representative in the General Assembly for the 19th Representative District. However, such withdrawal papers have never been filed with the State Board of Elections, the agency with whom the original nomination papers were filed.

9. The Board finds that the residence address of the Candidate Joseph P. Adamcik, stated as 2325 North Neva Avenue, Chicago, Illinois, is not within the 19th Representative District, the District in which the Candidate is seeking office.

10. The Board further finds that Article IV, Section 2(c) of the Illinois Constitution requires a Candidate for the office of Representative in the General Assembly to reside in the district which he is seeking to represent for two years preceding his election or appointment to the office of Representative in the General Assembly.

11. The Board therefore finds that the Candidate does not satisfy the residency requirement in Article IV, Section 2(c) of the Illinois Constitution for a Candidate seeking the office of Representative in the General Assembly and is not legally qualified to hold such office.

12. Therefore, the Board finds that the objector's objections are sustained and Candidate's nomination papers are invalid.

IT IS THEREFOR ORDERED that the Objections of Robert J. Bugielski, to the Nomination Papers of Joseph P. Adamcik, Candidate of the Republican Party for the office of Representative in the General Assembly for the 19th Representative District of the State of Illinois, are hereby SUSTAINED and said Nomination Papers are hereby declared to be INVALID and the name of Joseph P. Adamcik, Candidate of the Republican Party for the office of Representative in the General Assembly for the 19th Representative District of the State of Illinois, SHALL NOT be printed on the ballot for the General Election to be held November 3, 1998.

Dated: Chicago, Illinois, this 11 day of June, 1998.

Langdon D. Neal, Chairman

Richard A. Cowen, Commissioner/Member

Theresa M. Petrone, Commissioner/Member

NOTICE: Pursuant to Section 10-10.1 of the Election Code (10 ILCS 5/10-10.1) a party aggrieved of this decision and seeking judicial review of this decision must file a petition for judicial review with the Clerk of the Circuit Court of Cook County within 10 days after the decision of the Electoral Board.