NBCOFF-ALD

**BOARD OF ELECTION COMMISSIONERS OF THE CITY OF CHICAGO
AS THE DULY CONSTITUTED ELECTORAL BOARD
FOR THE HEARING AND PASSING UPON OBJECTIONS
TO NOMINATION PAPERS OF CANDIDATES
FOR THE FEBRUARY 23, 1999 MUNICIPAL GENERAL ELECTION
FOR MAYOR, CLERK, TREASURER AND ALDERMAN
IN THE CITY OF CHICAGO**

Objections of: DWAYNE GEIREN	)	
	)	
To the Nomination	)	
Papers of: CHARLIE KIDD	)	No.: 99-EB-ALD-016
	)	
Candidate for the office of	)	
Alderman of the 29th Ward	)	
	)	

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 ("Objections") of DWAYNE GEIREN to nomination papers ("Nomination Papers") of CHARLIE KIDD, candidate for the office of Alderman of the 29th Ward for the City of Chicago ("Candidate"), having convened on December 28, 1998, at 9:00 a.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 finds that:

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

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

3. 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.

4. A public hearing held on these Objections commenced on December 28, 1998 and was continued from time to time.

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

6. The Electoral Board assigned this matter to Hearing Examiner KELLYE KEYES for further hearings and proceedings.

7. The Hearing Examiner conducted an initial hearing of this case on December 28, 1998 at 10:15 a.m. The Objector was present by counsel and the Candidate was present, pro se.

8. The Hearing Examiner scheduled the hearing for status on January 11, 1999. The Candidate was present pro se and the Objector did not appear. The Hearing Examiner set this matter for continued hearing on January 22, 1999. On January 22, 1999, the Candidate was present at the hearing and the Objector did not appear.

9. The Electoral Board finds that the Objector, DWAYNE GEIREN, did not appear at the two duly called meetings and hearings conducted in this matter after having been present at the initial trial call in this matter and is therefore in default.

10. The Electoral Board further finds that there is another objection filed against the Candidate's Nomination Papers in case 99-EB-ALD-150 which will determine whether the Candidate's Nomination Papers are valid and whether the Candidate's name will appear on the ballot.

IT IS THEREFORE ORDERED, that the Objections of DWAYNE GEIREN are STRICKEN AND DISMISED due to the failure of the Objector to appear and that the Board's decision in case 99-EB-ALD-150 will determine whether the name of CHARLIE KIDD, candidate for election to the office Alderman of the 29th Ward for the City of Chicago will be printed on the official ballot for the Municipal General Election for Mayor, City Clerk, City Treasurer and Alderman to be held on February 23, 1999.

Dated: Chicago, Illinois, this Twenty-Eighth day of January, 1999.

Langdon D. Neal, Chairman

Richard A. Cowen, Commissioner

Theresa M. Petrone, Commissioner

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.