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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 MARCH 21, 2000 GENERAL PRIMARY ELECTION FOR STATE SENATOR, REPRESENTATIVE IN THE GENERAL ASSEMBLY AND WARD COMMITTEEMAN IN THE CITY OF CHICAGO

Objections of: ADOLPHUS KINDLE AND PEARLINE JONES	)	
To the Nomination Papers of: CLARENCE DESMOND CLEMONS	)	No. 00-EB-SS-02
Candidate for the office of State Senator for the 3rd Legislative District, Democratic Party	)	

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 ADOLPHUS KINDLE AND PEARLINE JONES ("Objector(s)") to the nomination papers ("Nomination Papers") of CLARENCE DESMOND CLEMONS, candidate for nomination to the office of State Senator for the 3rd Legislative District, Democratic Party ("Candidate"), having convened on January 10, 2000, at 9:00 a.m., in Room 800, 69 West Washington Street, 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 Objectors(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 January 10, 2000 and was continued from time to time.

5. The Electoral Board assigned this matter to Hearing Examiner ROBIN SHOFFNER for further hearings and proceedings.

6. The Objector(s) and the Candidate were directed by the Electoral Board's Call served upon them to appear before the Hearing Examiner on the date and at the time designated in the Call. The following persons, among others, were present at such hearing: the Objector(s), ADOLPHUS KINDLE AND PEARLINE JONES; and the Candidate, CLARENCE DESMOND CLEMONS.

7. The Hearing Examiner ordered that an examination of the registration records 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. The Hearing Examiner directed all parties to appear and be present, either personally and/or by their authorized representatives during the record examination.

9. The Candidate and his duly authorized representative(s) were present during the examination of the registration records.

10. The Objector(s) and their duly authorized representative(s) were present during the examination of the registration records.

11. The examination of the registration records of the Board was terminated at the request of Andrew Pappas, Supervisor-Registration of the Chicago Board of Election Commissioners.

12. The Electoral Board finds that after completion of the first 21 pages of the Candidate's nominating petitions, there were 213 sustained objections. The Candidate filed nominating petitions containing 700 alleged valid signatures. The total number of legally valid signatures required for a Candidate for the nomination to the office of State Senator of the 3rd Legislative District, Democratic Party, is 600. Even if the remaining objections were overruled, the Candidate is still 113 valid signatures below the legally required minimum.

12. The Electoral Board has considered all evidence and arguments tendered by the parties.

13. The Electoral Board finds that the Candidate has an insufficient number of valid signatures on his Nomination Papers to be placed upon the ballot as a candidate for nomination to the office of State Senator for the 3rd Legislative District, Democratic Party.

14. The Electoral Board further finds that the Candidate's Nomination Papers are not valid.

IT IS THEREFORE ORDERED that the Objections of ADOLPHUS KINDLE AND PEARLINE JONES to the Nomination papers of CLARENCE DESMOND CLEMONS, candidate for nomination to the office of State Senator for the 3rd Legislative District, Democratic Party are hereby SUSTAINED and said Nomination Papers are hereby declared INVALID and the name of CLARENCE DESMOND CLEMONS, candidate for nomination to the office of State Senator for the 3rd Legislative District, Democratic Party, SHALL NOT be printed on the official ballot for the General Primary Election to be held on March 21, 2000.

Dated: Chicago, Illinois, this 1st day of February, 2000.

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.