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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: LINDA LUMPKIN	)
	)
To the Nomination	)
Papers of: THEODORE THOMAS	)
	) No. 00-EB-WC-033
Candidate for the office of Ward Committeeman for	)
the 15th Ward of the City of Chicago, 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 LINDA LUMPKIN to the nomination papers ("Nomination Papers") of THEODORE THOMAS, candidate for the office of Ward Committeeman for the 15th Ward of the City of Chicago, Democratic Party ("Candidate"), having convened on January 10, 2000, at 9:30 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 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 following persons, among others, were present at such hearing: the members of the Electoral Board, the Objector(s), LINDA LUMPKIN; and the Candidate, THEODORE THOMAS.

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

7. The Electoral Board finds that pursuant to Section 10-8 of the Election Code (10 ILCS 5/10-8) the objector's petition shall in part "state fully the nature of the objections to the certificate of nomination or nomination papers."

8. The Electoral Board finds that the objections filed in this matter consist of a single page. The Electoral Board finds that the only allegation contained in the objection petition consisted of paragraphs numbered C and D. Paragraph C states as follows: "The objector makes the following objections to the purported nomination papers ("Nomination Papers") of Theodore Thomas as a candidate for Committeeman voted at the General Primary election on March 21, 2000 ("election"). The objector states that the nomination papers are insufficient in fact and law for the following reasons: [Paragraph D] "Pursuant to state law, nomination papers for [blank space] 15th ward, city of Chicago, to be.

9. The Electoral Board finds that the Objector's petition filed in this cause failed to fully state why the Candidate's nominating petitions were not legal.

10. The Electoral Board finds that the Objector failed to specifically identify which of the petition sheets contained the alleged defects and irregularities and therefore the Objector's petition fails to fully state the nature of the objections and is invalid.

11. The Electoral Board finds that where an objector's petition that makes general allegations with regard to candidate's nomination papers without specifically identifying which of the petition sheets or signatures contain the alleged defects of irregularities and where no appendix-recapitulation was filed with objector's petition identifying the specific petition sheets and alleged defects therein, the objector's petition fails to fully state the nature of the objections and is invalid. *Ligas v. Martinez,* 95-EB-ALD-134, CBEC, January 17, 1995; *Whitehead v. Hodges,* 91-EB-ALD-047, January 16, 1991. The objection petition must adequately and sufficiently apprise the Candidate of the specificity of each objection, thus making evaluation possible. *Alschuler v. Feigenholtz,* 94-EB-REP-009, CBEC, January 19, 1994.

12. The Objector, LINDA LUMPKIN, failed to appear at the hearing on January 18, 2000, and therefore is in default.

IT IS THEREFORE ORDERED, that the Objections of LINDA LUMPKIN to the Nomination papers of THEODORE THOMAS, candidate for the election to the office of Ward Committeeman for the 15th Ward of the City of Chicago, Democratic Party are hereby OVERRULED and said Nomination Papers are hereby declared VALID and the name of THEODORE THOMAS, candidate for election to the office of Ward Committeeman for the 15th Ward of the City of Chicago, Democratic Party, SHALL be printed on the official ballot for the General Primary Election for State Senator, Representative in the General Assembly and Ward Committeeman in the City of Chicago to be held on March 21, 2000.

Dated: Chicago, Illinois, this 20th 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.