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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 NEW POLITICAL PARTY CANDIDATES FOR THE NOVEMBER 5, 2002 GENERAL ELECTION FOR STATE SENATOR AND REPRESENTATIVE IN THE GENERAL ASSEMBLY

Objections of: OLGA MEDINA	)	
	)	
To the Nomination	)	
Papers of: JACOB C. WITMER	)	
	)	No. 02-EB-NPP-01
Candidate for the office of	)	
State Senator for the 2nd Legislative District, State of	)	
Illinois, Libertarian 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 OLGA MEDINA to the nomination papers ("Nomination Papers") of JACOB C. WITMER, candidate of the Libertarian Party for the office of State Senator for the 2nd Legislative District, State of Illinois ("Candidate"), having convened on July 10, 2002, at 11:00 a.m., in the Board's Conference Room, 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 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 July 10, 2002.

5. The following persons, among others, were present at such hearing: the members of the Electoral Board, the Objector, OLGA MEDINA, by and through her attorney, Michael Kasper; and the Candidate, JACOB C. WITMER, by and through his attorney, Andrew Speigel.

6. The Electoral Board finds as follows:

A. The Candidate has filed nomination papers seeking the nomination of the Libertarian Party as a candidate for the office of State Senator in the General Assembly for the 2nd Legislative District of the State of Illinois.

B. The Libertarian Party is a new political party in the 2nd Legislative District of the State of Illinois.

C. Pursuant to Section 10-3 of the Illinois Election Code (10 ILCS 5/10-3), nominating petitions for new political party candidates for the office of State Senator in the General Assembly must be signed by at least 3,000 qualified voters of the legislative district.

D. The Candidate's Nomination Papers include three nominating petition sheets containing seven (7) signatures of purportedly qualified voters.

E. The Candidate's Nomination Papers contain less than the 3,000 signatures of qualified voters of the 2nd Legislative District required by law.

7. The Electoral Board finds, therefore, that the Candidate's Nomination Papers fail to contain a legally sufficient number of signatures and such papers are invalid.

IT IS THEREFORE ORDERED, that the Objections of OLGA MEDINA to the Nomination papers of JACOB C. WITMER, candidate of the Libertarian Party for election to the office of State Senator for the 2nd Legislative District, State of Illinois, are hereby SUSTAINED and said Nomination Papers are hereby declared INVALID and the name of JACOB C. WITMER, candidate of the Libertarian Party for election to the office of State Senator for the 2nd Legislative District, State of Illinois, SHALL NOT be printed on the official ballot for the November 5, 2002 General Election.

Dated: Chicago, Illinois, this 16th day of July, 2002.

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.