OBJWD2-WC

BOARD OF ELECTION COMMISSIONERS OF THE CITY OF CHICAGO AS THE DULY CONSTITUTED ELECTORAL BOARD

Objections of: GINA FRANKLIN-LIVERPOOL	)
	)
To the Nomination	)
Papers of: MELVIN DELK	)
	) No. 04-EB-WC-47
Candidate for the office of Ward Committeeman for	) [rel. 04-EB-WC-53]
the 28th Ward of the City of Chicago, Republican	)
Party	)

FINDINGS AND DECISION

The duly constituted Electoral Board, consisting of Chicago Board of Election Commissioners Langdon D. Neal, Theresa M. Petrone, and Richard A. Cowen, 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 GINA FRANKLIN-LIVERPOOL to the nomination papers ("Nomination Papers") of MELVIN DELK, candidate for the office of Ward Committeeman for the 28th Ward of the City of Chicago, Republican Party ("Candidate"), having convened on January 5, 2004, at 2:00 p.m., in the City Council Chambers, 121 North LaSalle Street, 2nd Floor, 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 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 5, 2004 and was continued from time to time.

5. The Electoral Board assigned this matter to Hearing Examiner LYNNE R. OSTFELD for further hearings and proceedings.

6. The Objector and the Candidate were directed by the Electoral Board to appear before the Hearing Examiner for a hearing on the date and at the time designated on the Electoral Board's docket. The following persons, among others, were present at such hearing: the Objector, GINA FRANKLIN-LIVERPOOL; and the Candidate, MELVIN DELK.

7. The Electoral Board finds that on January 6, 2004, the Objector filed a motion to withdraw her Objections against the Candidate's Nomination Papers.

8. The Electoral Board further finds that there is another objection filed against the Candidate's Nomination Papers in case 04-EB-WC-53 and in that case the objections were sustained and the Candidate's Nomination Papers were declared invalid.

IT IS THEREFORE ORDERED that the Objector's motion to withdraw the Objections is granted and said Objections are withdrawn and this case is dismissed as moot.

Dated: Chicago, Illinois, this 3rd day of February 2004.

Langdon D. Neal, Chairman

Theresa M. Petrone, Commissioner

Richard A. Cowen, 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.