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

Objections of: RICKEY HENDON, LATOYIA HARRIS and BERNETTE BARNES	)	
To the Nomination Papers of: SALLY JOHNSON	)	**No.: 07-EB-MUN-004**
Candidate for the office of Clerk of the City of Chicago	)	

FINDINGS AND DECISION

The duly constituted Electoral Board, consisting of Board of Election Commissioners of the City of Chicago Commissioners Langdon D. Neal 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 RICKEY HENDON, LATOYIA HARRIS and BERNETTE BARNES ("Objector(s)") to the nomination papers ("Nomination Papers") of SALLY JOHNSON, candidate for the office of Clerk for the City of Chicago ("Candidate") to be elected at the Municipal General Election to be held on February 27, 2007, having convened on January 2, 2007, at 10:00 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 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 January 2, 2007 and was continued from time to time.

5. The Electoral Board assigned this matter to Hearing Examiner Christopher Agrella 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), RICKEY HENDON, LATOYIA HARRIS and BERNETTE BARNES, *pro se*; and the Candidate, SALLY JOHNSON, by counsel, Robert Anderson.

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 this records examination.

9. The Candidate and the Objectors or ther duly authorized representatives were present at the commencement of the examination of the registration records. Neither the Candidate nor her representatives were present on the 2nd or 3rd day of the records examination.

10. The examination of the registration records of the Board was terminated after examining 345 petition sheets. The Candidate's nominating petition sheets contained a total of 12,654 signatures. The records examination was suspended after 3,374 objections to the

Candidate's signatures had been sustained, leaving the Candidate with only 9,280 valid signatures. The minimum signature requirement for the office of City Clerk of the City of Chicago is 12,500. (65 ILCS 20/21-28(b))

11. The Hearing Examiner has tendered to the Electoral Board his report and recommended decision. The Hearing Examiner recommends that the Objections to the Candidate's Nomination Papers be sustained and that the Nomination Papers be found invalid.

12. The Electoral Board, having reviewed the record of proceedings in this matter and having considered the report and recommendations of the Hearing Examiner, as well as all argument and evidence submitted by the parties, hereby adopts the Hearing Examiner's recommended findings and conclusions of law. A copy of the Hearing Examiner's Report and Recommended Decision is attached hereto and is incorporated herein as part of the decision of the Electoral Board.

13. The Electoral Board finds that the Candidate has an insufficient number of valid signatures on her Nomination Papers to be placed upon the ballot as a candidate for election to the office of Clerk of the City of Chicago.

14. For the reasons stated above, the Electoral Board sustains the Objections to the Candidate's Nomination Papers and finds that the Candidate's Nomination Papers are invalid.

IT IS THEREFORE ORDERED that the Objections of RICKEY HENDON, LATOYIA HARRIS and BERNETTE BARNES to the Nomination Papers of SALLY JOHNSON, candidate for election to the office of Clerk of the City of Chicago, are hereby SUSTAINED and said Nomination Papers are hereby declared INVALID and the name of SALLY JOHNSON, candidate for election to the office of Clerk of the City of Chicago, SHALL NOT be printed on the official ballot for the Municipal General Election to be held on February 27, 2007.

Dated: Chicago, Illinois, this 19th day of January 2007.

Langdon D. Neal, Chairman

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.