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

Objections of: ROBIN RAMIREZ	)	
	)	
	)	
To the Nomination	)	No.: 22-EB-NPP-001
Papers of: FROYLAN "FROY" JIMENEZ	)	
	)	
Candidate of the Working Taxpayers Party for	)	
the office of State Senator of the 1st	)	
Legislative District, State of Illinois	)	
	)	

FINDINGS AND DECISION

The duly constituted Electoral Board, consisting of the Board of Election Commissioners for the City of Chicago, Commissioners Marisel A. Hernandez, William J. Kresse and June A. Brown, organized by law in response to a Call issued by Marisel A. Hernandez, Chair of said Electoral Board, for the purpose of hearing and passing upon objections ("Objections") of ROBIN RAMIREZ ("Objector") to the nomination papers ("Nomination Papers") of FROYLAN "FROY" JIMENEZ, candidate of the WORKING TAXPAYERS PARTY for the office of State Senator of the 1st Legislative District in the State of Illinois ("Candidate") at the General Election to be held on Tuesday, November 8, 2022, having convened on July 26, 2022 at 10:00 A.M., and having heard and determined the Objections to the Nomination Papers in the above-entitled matter, finds that:

1. Objections to the Candidate's Nomination Papers were duly and timely filed.

2. The Electoral Board was constituted according to the laws of the State of Illinois.

3. A Call to the hearing on said Objections was duly issued by the Chair 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, or service was waived.

4. A public hearing held on these Objections commenced on July 26, 2022 and was continued from time to time. The Electoral Board assigned this matter to Hearing Officer Barbara Goodman for further hearings and proceedings.

5. The Objector and the Candidate were directed by the Electoral Board to appear before the Hearing Officer on July 26, 2022 at 11:00 a.m. as designated in the Call. The following persons, among others, were present at such hearing: the Objector, ROBIN RAMIREZ through Attorney, ADAM R VAUGHT; and the Candidate, FROYLAN "FROY" JIMENEZ through Attorney, JOHN FOGARTY.

6. The Hearing Officer ordered that an examination of the voter registration records be conducted by clerks and agents under the Board's direction and supervision, in accordance with the laws of Illinois and the rules of the Board.

7. The Hearing Officer directed all parties to appear and be present, either personally and/or by their authorized representatives, during this records examination.

8. The Candidate and/or his duly authorized representative was present during the examination of the registration records. The Objector and/or duly authorized representative was present during the examination of the registration records.

9. The examination of the registration records was completed and the Electoral Board hereby adopts and incorporates by reference the results of the records examination conducted by its clerks and agents. The written report of the result of the registration records examination is contained in the Electoral Board's file in this case and a copy has been provided or made available to the parties. The Electoral Board also notes that the parties stipulated to other

records exam results as referenced in the Hearing Officer's final report and recommended decision and as memorialized in the record.

10. The results of the records examination as stipulated by the parties indicate that:

A. The minimum number of valid signatures required by law for placement on the ballot for the office in question is 3,000;

B. The number of purportedly valid signatures appearing on the nominating petition filed by the Candidate total 4,716;

C. The number of signatures deemed invalid because of objections sustained as a result of the records examination total 1,847;

D. The remaining number of signatures deemed valid as a result of the records examination total 2,869.

11. The Electoral Board finds that the number of valid signatures appearing on the Candidate's nominating petition following completion of the records examination was less than the minimum number of valid signatures required by law to be placed upon the official ballot as a WORKING TAXPAYERS PARTY candidate for the office of State Senator of the 1st Legislative District of the State of Illinois.

12. The Hearing Officer conducted a hearing to allow the Candidate and Objector an opportunity to present evidence in support of their Rule 8 motions objecting to the Board's clerk's findings during the records examination. At the hearing on Rule 8 Motions the Candidate rehabilitated 105 signatures. The Objector presented no evidence in support of Objector's Rule 8 Motion or in support of any remaining issues in the Objector's Petition.

13. The Hearing Officer has tendered to the Electoral Board a report and recommended decision. Based upon the evidence presented, the Hearing Officer found that the

Candidate's Nomination Papers contained 26 signatures fewer than the minimum number of valid signatures required by law to be placed upon the official ballot as a WORKING TAXPAYERS PARTY candidate for the office of State Senator for the 1st Legislative District of the State of Illinois, and that the Candidate's Nomination Papers should be found invalid.

14. The Electoral Board, having considered the evidence and arguments tendered by the parties and the Hearing Officer's report of recommended findings and conclusions of law, hereby adopts the Hearing Officer's recommended findings and conclusions of law.

15. For the reasons stated above, the Electoral Board finds that the Candidate has an insufficient number of valid signatures on his nominating petitions and that the Nomination Papers of FROYLAN "FROY" JIMENEZ are, therefore, invalid.

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IT IS THEREFORE ORDERED that the Objections of ROBIN RAMIREZ to the Nomination Papers of FROYLAN "FROY" JIMENEZ, for election to the office of State Senator of the 1st Legislative District of the State of Illinois, are hereby SUSTAINED and said Nomination Papers are hereby declared INVALID and the name of FROYLAN "FROY" JIMENEZ, candidate for the office of State Senator for the 1st Legislative District of the State of Illinois, SHALL NOT be printed on the official ballot for the General Election to be held on Tuesday, November 8, 2022.

Dated: Chicago, Illinois, on Friday, September 9, 2022.

Marisel A. Hernandez, Chair

William J. Kresse, Commissioner

June A. Brown, 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 5 days after service of the decision of the Electoral Board.