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

Objections of: ROBERT L JACKSON and LAURENCE OLIVIER	)	
To the Nomination Papers of: JASMINE ROBERSON	)	No.: 23-EB-ALD-031
Candidate for the office of Alderperson of the 3rd Ward, City of Chicago	)	

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 ROBERT L JACKSON and LAURENCE OLIVIER ("Objectors") to the nomination papers ("Nomination Papers") of JASMINE ROBERSON, for the office of Alderperson of the 3rd Ward ("Candidate") at the Municipal General and Alderperson Elections to be held on Tuesday, February 28, 2023, having convened on Friday, December 9, 2022 at 4:00 p.m. 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 were duly and timely filed.

2. The Electoral Board was legally constituted under 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 Objectors 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 Friday, December 9, 2022 and was continued from time to time. The Electoral Board assigned this matter to Hearing Officer Demetrius Carney for further hearings and proceedings.

5. The Objectors and the Candidate were directed by the Electoral Board to appear before the Hearing Officer on the date and at the time designated in the Hearing Schedule. The following persons, among others, were present at such hearing: The Objectors, ROBERT L JACKSON and LAURENCE OLIVIER, through their attorney, MICHAEL J KASPER and JAMES HARTMANN; and the Candidate, JASMINE ROBERSON

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 her duly authorized representative was present during the examination of the registration records.

9. The Objectors and/or their duly authorized representative was present during the examination of the registration records.

10. 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.

11. The results of the records examination indicate that:

A. The minimum number of valid signatures required by law for placement on the ballot for the office in question is 473;

B. The number of purportedly valid signatures appearing on the nominating petition filed by the Candidate total 480;

C. The remaining number of signatures deemed valid as a result of the records examination total 349.

12. 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 candidate for the office of Alderperson of the 3rd Ward.

13. No motions were filed pursuant to Rule 8 of the Board's Rules of Procedure.

14. 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 only 349 valid signatures, which is less than the minimum number of valid signatures required by law to be placed upon the official ballot as a candidate for the office of Alderperson for the 3rd Ward, and that the Candidate's Nomination Papers should be found invalid.

15. 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 and incorporates the Hearing Officer's recommended findings and conclusions of law.

16. For the reasons stated above, the Electoral Board finds that the Candidate has an insufficient number of valid signatures on her nominating petitions and that the Nomination Papers of JASMINE ROBERSON are, therefore, invalid.

IT IS THEREFORE ORDERED that the Objections of ROBERT L JACKSON and LAURENCE OLIVIER to the Nomination Papers of JASMINE ROBERSON, candidate for election to the office of Alderperson of the 3rd Ward, are hereby SUSTAINED and said Nomination Papers are hereby declared INVALID and the name of JASMINE ROBERSON, candidate for the office of Alderperson for the 3rd Ward, SHALL NOT be printed on the official ballot for the Municipal General and Alderperson Elections to be held on Tuesday, February 28, 2023.

Dated: Chicago, Illinois, on Friday, January 13, 2023.

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.

BOARD OF ELECTION COMMISSIONERS OF THE CITY OF CHICAGO AS A DULY CONSTITUTED ELECTORAL BOARD
for the Hearing and Passing upon Objections
to Nomination Papers of Candidates
for The February 28, 2023 General Municipal Election for Alderman of the 3rd Ward in the City of Chicago

Objections of:	)	
	)	
Robert L. Jackson	)	
Laurence Olivier	)	
	)	
	)	
To the Nomination		
	)	
Papers of:	)	
Jasmine Roberson	)	**No. 23-EB-ALD-031**
	)	
	)	
Candidate for the Office of Alderperson	)	**DEMETRIUS CARNEY**
Of the 3rd Ward of the City of Chicago	)	**HEARING OFFICER**
County of Cook, State of Illinois		

HEARING OFFICER'S REPORT AND RECOMMENDED DECISION

This matter coming before the Board of Election Commissioners of the City of Chicago (CBEC or the Board) on the verified objections (Objection or Objections) of Robert L. Jackson and Laurence Olivier (Objector or Petitioner) to the nomination papers (Nominating Papers) of Jasmine Roberson candidate for the Alderperson of the 3rd Ward of the CITY OF CHICAGO (Candidate). The initial

hearing having convened on December 12, 2022. Demetrius Carney, Esq., the duly appointed Hearing Officer, hereby makes the following findings:

1. The Candidate filed Nomination Papers with the CBEC for the office of Alderperson of the 3rd Ward of the City of Chicago, State of Illinois, for the General Municipal Election to be held on February 28, 2023. Such Nomination Papers consisted of:

   a) A Statement of Candidacy;

   b) Loyalty Oath and

   c) 127 Nominating Petition Sheets containing a total of 1261 signatures.

2. Objections to the Nomination Papers of the Candidate herein were duly and timely filed. A public hearing (i.e. initial case conference) on the Objections commenced on December 12, 2022. The Candidate did not appear. No evidence that the Candidate received notice of the initial Call meeting. The Sheriff's Affidavit of Service filed December 6, 2022 disclosed that service of notice of the initial Call meeting by the Sheriff was attempted but there was no contact with the Candidate. The Objector was represented by James Hartmann from the Law Office of Mike Kasper. The Objector timely filed an appearance and Non-Disclosure and Confidentiality Agreement. Hearing Officer entered a directive for the Sheriff to attempt a second service on the Candidate.

The Hearing Officer prepared a status report and entered a notice for a continued Hearing on the matter to Friday, December 16, 2022.

I Status Hearing on December 16, 2022

1. The Objector represented by Counsel and Candidate (pro se) were present.
2. The Candidate filed an appearance and the Nondisclosure and Confidentiality Agreement.
3. Hearing Officer entered a Directive for a Records Exam.
4. Hearing continued until December 27, 2022 for an update on the Records Exam.

II Status Hearing on December 27, 2022

1. The Hearing Officer conducted a Status Hearing for an update on the progress of the Records Exam.
2. Objector represented by Counsel and Candidate (pro se) were present.
3. Reviewed rules of procedure and deadlines for submitting a Rule 8 Motion.
4. Status Hearing scheduled for January 3, 2023.

III Case Status Update subsequent to Hearing on December 27, 2022

1. The Records Exam final report dated December 27, 2022 disclosed that the Candidate has **124 signatures less than the required minimum.**

2. No Rule 8 Motion in response to the results of the Records Exam was timely submitted by the Objector or Hearing Officer to the Board or Hearing Officer.

3. Notice provided to the Candidate and Objector that the Status Hearing for January 3, 2023 was cancelled.

CONCLUSION

In light of the foregoing the Candidate did not submit to the Board or Hearing Officer, a timely Rule 8 Motion in response to the results of the Records Exam, therefore the results of the Records Exam shall be deemed **final.** It is my recommendation that the name of the **Jasmine Roberson** as Candidate for the office of Alderperson for the 3rd ward of the City of Chicago, State of Illinois **NOT** be printed on the ballot for the General Election to be held on February 28, 2023.

Respectfully Submitted,

Demetrius Carney, Hearing Officer

1-5-2023