MOOT

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

Objections of: VICTOR WILSON	)	
	)	
	)	
To the Nomination	)	No.: 23-EB-ALD-005
Papers of: BERNARD "BK" KELLY	)	
	)	Rel.: 23-EB-ALD-057
Candidate for the office of	)	
Alderperson for the 21st 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 VICTOR WILSON ("Objector") to the nomination papers ("Nomination Papers") of BERNARD "BK" KELLY, candidate for the office of Alderperson for the 21st Ward ("Candidate") at the Municipal General and Alderperson Elections to be held on Tuesday, February 28, 2023, having convened on 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 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 Friday, December 9, 2022 and was continued from time to time. The Electoral Board assigned this matter to Hearing Officer Jeanette Samuels for further hearings and proceedings.

5. The Objector and the Candidate were directed by the Electoral Board's Call served upon them 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 Objector, VICTOR WILSON, through his attorney, MATTHEW M WELCH; and the Candidate, BERNARD "BK" KELLY, through his attorney, MICHAEL C DORF.

6. The Board finds that this case is mooted by virtue of the decision rendered by the Electoral Board in related case 23-EB-ALD-057, wherein the Candidate's Nomination Papers were found to be invalid.

IT IS THEREFORE ORDERED the name of BERNARD "BK" KELLY, candidate for the office of Alderperson for the 21st Ward, SHALL NOT be printed on the official ballot for the Municipal General and Alderperson Elections to be held on February 28, 2023.

Dated: Chicago, Illinois, on 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.