CANDWD

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

Objections of: ANY HUAMANI GUTIERREZ	)	
To the Nomination Papers of: DARIUS DEE NIX	)	No.: 24-EB-SBD-014
	)	Rel.: 24-EB-SBD-036
Candidate for the office of Member of the Chicago Board of Education, 8th District	)	

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 ANY HUAMANI GUTIERREZ ("Objector") to the nomination papers ("Nomination Papers") of DARIUS DEE NIX, candidate for the office of Member of the Chicago Board of Education, 8th District ("Candidate"), at the General Election to be held on Tuesday, November 5, 2024, having convened on Tuesday, July 9, 2024 at 10:30 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 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 and service by email was authorized.

4. A public hearing held on these Objections commenced on Tuesday, July 9, 2024 and was continued from time to time.

5. The Electoral Board assigned this matter to Hearing Officer Joe Ponsetto for further hearings and proceedings.

6. 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. Appearances were filed by or on behalf of the following persons: the Objector, ANY HUAMANI GUTIERREZ, by Attorneys KEVIN MORPHEW, STEVEN H. FINE, MICHAEL KRELOFF, AND MICHAEL J. KASPER. No appearance was filed by or on behalf of the Candidate, DARIUS DEE NIX.

7. The Electoral Board finds that on Tuesday, July 9, 2024, the Candidate filed papers with the election authority with whom the original nomination papers were filed withdrawing as a candidate for election and requesting that his name not be printed upon the ballot, thus rendering the Objections moot.

IT IS THEREFORE ORDERED that the name of DARIUS DEE NIX, candidate for the office of Member of the Chicago Board of Education, 8th District, SHALL NOT be printed on the official ballot for the General Election to be held on Tuesday, November 5, 2024.

Dated: Chicago, Illinois on Friday, July 26, 2024.

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 by 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.