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

Objections of: DALE CHARLETTA	)	
	)	
	)	
To the Nomination	)	No.: 24-EB-WC-006
Papers of: PAUL MCKINLEY	)	
	)	24-EB-WC-007
Candidate for election to the office of	)	
REPUBLICAN Party Ward Committeeperson	)	
of the 4th Ward, City of Chicago, State of	)	
Illinois	)	

FINDINGS AND DECISION

The duly constituted Electoral Board, consisting of the Board of the 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 DALE CHARLETTA ("Objector") to the nomination papers ("Nomination Papers") of PAUL MCKINLEY, candidate for election to the office of REPUBLICAN Ward Committeeperson of the 4th Ward, City of Chicago, State of Illinois ("Candidate") at the General Primary Election to be held on Tuesday, March 19, 2024, having convened on December 18, 2023, at 9:30 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 statutory service was waived and service by email was authorized.

4. A public hearing held on these Objections commenced on December 18, 2023 and was continued from time to time. The Electoral Board assigned this matter to Hearing Officer Lynne Ostfeld 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. Appearances were filed by or on behalf of the following persons: the Objector, DALE CHARLETTA, by Attorney DANIEL J KELLEY; and the Candidate, PAUL MCKINLEY, appeared pro se.

6. The Candidate filed a Motion to Dismiss, and the Objector responded. The Hearing Officer tendered a report and recommended decision to the Electoral Board and granted the Candidate's Motion to Dismiss, dismissed the Objections and found the Objections did not contain an Appendix. The Hearing Officer relied on this Board's decision in *Whitehead v. Gholar,* 91-EB-ALD-45, which states, an objection "without any appendix sheets" merely alleges defects and does not state the nature of the objections with adequate specificity.

7. Based upon the argument and evidence presented, the Hearing Officer dismissed the Objections and found the name of PAUL MCKINLEY be placed upon the official ballot as a candidate for election to the office of REPUBLICAN Party Ward Committeeperson, 4th Ward in the City of Chicago, State of Illinois ("Candidate") at the General Primary Election 4th Ward of the City of Chicago, State of Illinois, and that the Candidate's Nomination Papers should be found valid.

8. 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 and incorporates them herein.

IT IS THEREFORE ORDERED that the Objections of DALE CHARLETTA to the Nomination Papers of PAUL MCKINLEY, candidate for election to the office of REPUBLICAN Ward Committeeperson of the 4th Ward, City of Chicago, State of Illinois, are hereby OVERRULED and said Nomination Papers are hereby declared VALID and the name of PAUL MCKINLEY, candidate for election to the office of REPUBLICAN Ward Committeeperson of the 4th Ward, City of Chicago, State of Illinois, SHALL be printed on the official ballot for the General Primary Election to be held on Tuesday, March 19, 2024.

Dated: Chicago, Illinois, on Friday, January 5, 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.