

651 Prairie Pointe Drive Yorkville, Illinois 60560 Telephone: 630-553-4350 www.yorkville.il.us

#### NOTICE

#### UNITED CITY OF YORKVILLE ELECTORAL BOARD

Tuesday, November 26, 2024 6:00 p.m.

City Hall Council Chambers 651 Prairie Pointe Drive, Yorkville, IL

You are hereby notified that a meeting of the electoral board of the United City of Yorkville, Kendall County, Illinois, is to be held Tuesday, November 26, 2024, at 6:00 p.m. at the City Hall Council Chambers at 651 Prairie Pointe Drive, Yorkville, Illinois.

The purpose of the meeting is to hear and pass upon objections filed to the nominating petitions of Sammy Hall, Candidate for Alderman Ward 4.

Signed,

John Purcell

Mayor of the United City of Yorkville

Chairman of the Electoral Board



651 Prairie Pointe Drive Yorkville, Illinois 60560 Telephone: 630-553-4350

www.yorkville.il.us

#### **AGENDA**

#### UNITED CITY OF YORKVILLE ELECTORAL BOARD

Tuesday, November 26, 2024 6:00 p.m.

City Hall Council Chambers 651 Prairie Pointe Drive, Yorkville, IL

**PLEASE TAKE NOTICE** that: on Tuesday, November 26, 2024 at 6:00 p.m., Mayor Purcell, City Clerk Behland, and Alderman Funkhouser, constituting the United City of Yorkville Electoral Board, will hold a hearing for the purpose of passing upon of objections to nomination papers for a candidate for Alderman Ward 4 of the United City of Yorkville, as required by law for candidates to be voted upon at the Consolidated Election to be held on April 1, 2025.

The hearing will be held at the City Hall Council Chambers, 651 Prairie Pointe Drive, Yorkville, Illinois.

The meeting will follow this agenda:

- 1. Call to Order
- 2. Roll Call
- 3. Adoption of Rules of Procedure
- 4. Review of objections as set forth in Lowell Hyett v. Sammy Hall
- 5. Review of relevant case law
- 6. Discussion and decision
- 7. Public Comment
- 8. Adjournment

Posted: November 21, 2024

RECEIVED

| STATE OF ILLINOIS | ) |     |
|-------------------|---|-----|
|                   | ) | SS. |
| COUNTY OF KENDALL | ) |     |

NOV 2 1 2024
8:30 a.m.
United City of Yorkville
651 Prairie Pointe Drive
Yorkville IL 60560

BEFORE THE DULY CONSTITUTED THE MUNICPAL OFFICERS ELECTORAL BOARD FOR THE HEARING AND PASSING UPON OBJECTIONS TO THE NOMINATION PAPERS FOR A CANDIDATE FOR WARD 4 ALDERPERSON, CITY OF YORKVILLE, STATE OF ILLINOIS

| IN THE MATTER OF THE OBJECTIONS   | ) |
|-----------------------------------|---|
| OF Lowell Hyett TO THE            | ) |
| NOMINATION PAPERS OF              | ) |
| SAMMY HALL OF 1567 CORAL DRIVE    | ) |
| YORKVILLE, ILLINOIS, 60560        | ) |
| AS A CANDIDATE FOR ALDERPERSON OF | ) |
| WARD 4 OF THE CITY OF YORKVILE,   | ) |
| STATE OF ILLINOIS TO BE           | ) |
| VOTED ON AT THE APRIL 1, 2025     | ) |
| GENERAL CONSOLIDATED ELECTION.    | ) |

#### **VERIFIED OBJECTOR'S PETITION**

NOW COMES Lowell Hyett thereinafter referred to as the "Objector," and respectfully represents that Objector resides at 653 Andrea Ct, Yorkville, IL 60560, in the 4<sup>th</sup> Ward of the City of Yorkville, State of Illinois; that Objector is a duly qualified, registered, and legal voter at such address; that Objector's interest in filing the following objections is that of a citizen desirous of seeing to it that the laws governing the filling of nomination papers for Alderperson of Ward 4 of the City of Yorkville in the State of Illinois are properly complied with and that only qualified candidates have their names appear on the ballot as candidates for the said office; and therefore your Objector makes the following objections to the nomination papers of Sammy Hall as a candidate for election of to the office of Alderperson of Ward 4 of the City of Yorkville, of the State of Illinois, and files the same herewith, and states that the said nomination papers are insufficient in law and in fact for the following reasons:

1. Your Objector contends that the Candidate filed 29. In the 2023 Consolidated Election 603 voters cast their vote for Alderman in Ward 4. For the consolidated election, the signature requirement is not less than 5% nor more than 8% (or 50 more than the minimum, whichever is greater) of the number of persons who voted at the last regular election in the district or political subdivision in which the district or political subdivision voted as a unit for the election of officers to serve its respective territorial area. (10 ILCS 5/10-3). This means the amount required of signatures is 31 to 81 registered voters of the ward.

Further of the candidates signatures the following are invalid:

Verified Objector's Petition of

The Nominating Papers of Sammy Hall

Page 1 of 3

| Page | Line | Reason  |
|------|------|---|
| 1    | 2    | Not A Resident of the City of Yorkville           |
| 1    | 9    | Not A Resident of the City of Yorkville           |
| 3    | 5    | Not A Resident of Ward 4 of the City of Yorkville |

Whenever a statute requires that a nomination petition or a petition proposing a public question be signed by a specific percentage of the registered voters of the State, political subdivision, or district, the total number of voters to which the percentage is applied shall be the number of voters who are registered in the State, political subdivision, or district, as the case may be, on the date registration closed before the regular election next preceding the last day on which such petition may be filed. (10 ILCS 5/3-1.3) This brings the number of valid signatures down to 26, which is below the required number of 31 signatures. As the number of signatures is below the required amount of as required the candidate shall be removed from the ballot.

WHEREFORE, your Objector prays that the purported nomination papers of Sammy Hall for election to the office of Alderperson of Ward 4 of the City of Yorkville in the State of Illinois be declared by this Honorable Electoral Board to be insufficient and not in compliance with the laws of the State of Illinois and that the Candidate's name be stricken and that this Honorable Electoral Board enter its decision declaring that the name of Sammy Hall for election to the office of Alderperson of the City of Yorkville in the State of Illinois BE NOT PRINTED on the OFFICIAL BALLOT for at the Consolidated Election to be held on April 1, 2025.

OBJECTOR Lowell Hyett

653 Andrea Ct, Yorkville, IL 60560

#### VERIFICATION

The undersigned as Objector, first being duly sworn on oath, now deposes and says that he has read this VERIFIED OBJECTOR'S PETITION and that the statements therein are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true and correct.

OBJECTOR Lowell Hyett

653 Andrea Ct, Yorkville, IL 60560

COUNTY OF KENDALL

SS.

State of Illinois

Verified Objector's Petition of

The Nominating Papers of Sammy Hall

Page 2 of 3

| Subscrib | ed to and Sworn be                 | efore me, a Notary I   | Public, by _ | Lowell Hyett | , the Objector, on |
|----------|------------------------------------|------------------------|--------------|--------------|--------------------|
| this the | 11   21   2024<br>(date of swearin | g) at <u>Yorkville</u> | _, Illinois. |              |                    |

NOTARY PUBLIC

[notary seal]

My Commission expires: 01 19 2025 (date of expiration)

OFFICIAL SEAL
WENDY C HARRINGTON
NOTARY PUBLIC, STATE OF ILLINOIS
My Commission Expires 1/19/25

Verified Objector's Petition of \_\_\_\_\_\_\_
The Nominating Papers of Sammy Hall

Page 3 of 3

Suggested Revised March 2020 SBE No. P-1B

#### STATEMENT OF CANDIDACY

#### INDEPENDENT

| NAME: Sammy Hall  | CITY, VILLAGE, TOWNSHIP, COUNTY, DISTRICT OF STATE                                  |
|---|---|
| ADDRESS-ZIP CODE: 1567 Coral Dr.<br>Yorkville, IZ 60560   | office: Ward 4 Alderperson  |
|   | A Full Term is sought, unless an unexpired term is stated here: year unexpired term |
| If required pursuant to 10 ILCS 5/7-10.2, 8-8.1 or 10-5.1, complete the   | e following (this information will appear on the ballot)                            |
| FORMERLY KNOWN AS (List all names during last 3 years)  | ITIL NAME CHANGED ON(List date of each name change)                                 |
| STATE OF ILLINOIS  County of Kendall  SS.   |   |
| I, Sammy Hall being first duly sworn (or af in the City, Village, Unincorporated Area of Yorkville provides postal service) Zip Code 60560 in the County of           | (if unincorporated, list municipality that  |
| that I am a qualified voter therein, that I am a candidate for election the   | pon at the election to be held on April 15 202 and that (date of election)          |
| I am legally qualified (including being the holder of any license that n  | nay be an eligibility requirement for the office to which I seek election)          |
| to hold such office and that I have filed (or I will file before the clos   | e of the petition filing period) a Statement of Economic Interests as               |
| required by the Illinois Governmental Ethics Act and I hereby requ  | uest that my name be printed upon the official ballot for election to               |
| such office.  | (8ignature of Candidate)  |
| Signed and sworn to (or affirmed) by Sammy Hall (Name of Candidate )  OFFICIAL SEAL"  JOEL RECCHIA  NOTARY PUBLIC, STATE OF ILLINOIS  MY COMMISSION EXPIRES 4/21/2026 | before me, on   |

| A | T | T | A | C | H | T | 0 | P | E | T | 1 | - | 0 | P | V |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
|   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |

10 ILCS 5/7-10.1

Suggested Revised July, 2004 SBE No. P-1C

# LOYALTY OATH (OPTIONAL)

| United States of America ) SS.   |
|--|
| State of Illinois )  |
| I, Sammy Hall, do swear (or affirm) that I am a citizen of the   |
| United States and the State of Illinois, that I am not affiliated directly or indirectly with any communist        |
| organization or any communist front organization, or any foreign political agency, party, organization or          |
| government which advocates the overthrow of constitutional government by force or other means not                  |
| permitted under the Constitution of the United States or the Constitution of this State; that I do not directly or |
| indirectly teach or advocate the overthrow of the government of the United States or of this State or any          |
| unlawful change in the form of the governments thereof by force or any unlawful means.                             |
| (Signature of Candidate)   |
| Signed and sworn to (or affirmed) by Sammy Hall before me, (Name of Candidate)                                     |
| on(insert month, day, year)  |
| "OFFICIAL SEAL" JOEL RECCHIA  SEMOTARY PUBLIC, STATE OF ILLINOIS   |

We, the undersigned, qualified voters in the

#### X BIND HERE X

Suggested Revised March 2020

in the County of

#### INDEPENDENT CANDIDATE PETITION

SBE No. P-3

State of Illinois, do hereby petition that the following named person shall be an Independent Candidate for election to the office hereinafter specified to be voted for at the outolis Election to be held on / NAME: OFFICE: Ward 4 Alderperson ADDRESS - ZIP CODE: Yorkville, IL 60560 A Full Term is sought, unless an unexpired term is stated here: \_\_\_\_\_ year unexpired term If required pursuant to 10 ILCS 5/10-5.1, complete the following (this information will appear on the ballot) FORMERLY KNOWN AS UNTIL NAME CHANGED ON (List all names during last 3 years) (List date of each name change) VOTER'S PRINTED NAME STREET ADDRESS OR CITY, TOWN OR COUNTY VILLAGE (VOTER'S SIGNATURE) RR NUMBER NAME (optional) SS (Circulator's Name) do hereby certify that I reside at 1567/ac. (if unincorporated, list municipality that provides postal service) (Zip City/Village/Unincorporated Area of that I am 18 years of age or older (or 17 years . County of Level a State of of age and qualified to vote in Illinois), that I am a citizen of the United States, and that the signatures on this sheet were signed in my presence, not more than 90 days preceding the last day of filing of the petitions and are genuine and that to the best of my knowledge and belief the persons so signing were at the time of signing the petition registered voters of the political division in which the candidate is seeking elective office, and their respective residences are correctly stated, as above set forth. (Circulator's Signature) before me, on Signed and sworn to (or affirmed) by (Insert month, day, year) (Name of Circulator) "OFFICIAL SEAL (SEAL) JOEL RECCHIA NOTARY PUBLIC, STATE OF ILLINOIS (Notary Public's Signature) MY COMMISSION EXPIRES 4/21/2026

### INDEPENDENT CANDIDATE PETITION

|         | Su  | gge  | stea |
|---------|-----|------|------|
| Revised | Mar | ch 2 | 2020 |
|         | SBE | No.  | P-3  |

| We, the undersigned, qualified voters in the   | ne 4th Ward of                               | forKullein the Cou  | unty of Kendal   | and and  |
|--|--|---|--|--|
| State of Illinois, do hereby petition that the   |  | 3 1 Cofee   | tion to the office here  | inafter specified  |
| to be voted for at the Lonsolidated  | Election to be held on <u>Ap</u>             | m//= 2025 (date of elec   | ction).  |  |
| NAME: Sammy Hall   |  | office:<br>Ward 4 alde  | person   |  |
| ADDRESS-ZIP CODE: 1567 Cora  | 1  | 00 01.  |  |  |
| Yorkville,   | IL 60560                                     | A Full Term is sought, unless an unexpired te                               | rm is stated here: year  | runexpired term  |
| If required pursuant to 10 ILCS 5/10-5.1, FORMERLY KNOWN AS  | complete the following (this information v   | will appear on the ballot) CHANGED ON                                       | minimu kaskinskinskinskin  |  |
|  | nes during last 3 years)                     | (List date of each name cha   | and the contract of the contra |  |
| NAME<br>(VOTER'S SIGNATURE)  | VOTER'S PRINTED  NAME (optional)             | STREET ADDRESS OR<br>RR NUMBER  | CITY, TOWN OR<br>VILLAGE   | COUNTY   |
| 1 Restall  | Austra Troca                                 | 1355 Gral DR  | Voleville "  | Kentell  |
| Vincest Waggerson  | Vince Klappench                              | 1568 Coral Dr.  | yorkville"   | Kendall  |
| 3. That we had   | Fodney Ward                                  | 1577 CAPOR DR   | Jaxune   | Kentall  |
| 4. January   | Penny Ward                                   | BM COROL DR   | LOKVILLE   | Kendall  |
| 5. Whill Millian   | Nicole Vlacaench                             | 1908 Oval Dr.   | Noverlille"  | Kendall  |
| Marguet Lanan  | MARGARET LINNANE                             | 1538 SIENNA DR  | YORKVILLE"   | Kendall  |
| 1 an Zennone   | DON LIMMONE                                  | 1538 SIENWA DE  | YOURULLE"  | Kendali  |
| Muse I was   | Nicde Lindrow                                | 1391 Crimson Dr   | Markville "  | Kendall  |
| 9.   | Sim Nickelman                                | 1391 Gimson La  | Yorkville "  | Kenelall   |
| Colonga Februari   | Rebecca Heitman                              | 1 202 Nader Ct.   | Yorkeille  | Kerdan   |
| State of Illinois  | )  |   |  |  |
| County of Kendall  | ) SS.  |   |  |  |
| 1. Sammy Hall  | (Circulator's Name) do hereby                | certify that I reside at 1567 (0)   | al Dr  | , in the   |
| City/Village/Unincorporated Area of  | for kville                                   | (if unincorporated, list munici   | pality that provides po  | ostal service) (Zip  |
| Code) County of County of County of Across of age and qualified to vote in Illinois), that more than 90 days preceding the last day signing were at the time of signing the pe | of filing of the petitions and are           | tes, and that the signatures on this see genuine and that to the best of my | knowledge and belie  | my presence, not<br>of the persons so  |
| respective residences are correctly stated,  |  |   |  |  |
|  |  | 2   |  |  |
|  | 11 1   | ○ Circula   | tor's Signature)   |  |
| Signed and sworn to (or affirmed) by   | saymy Hall                                   | before me, on   | 11,11,20   | 24   |
| ~~~~~  | (Name of Circulator)                         | (in   | sert month, day, year)   |  |
|  | ECCHIA {                                     |   |  | and the second s |
| S NOTARY PUBLIC,   | STATE OF ILLINOIS EXPIRES 4/21/2026 SHEET NO | (Notary P   | ublic's Signature)   |  |

#### X\_BIND HERE\_X

Suggested Revised March 2020 SBE No. P-3

#### INDEPENDENT CANDIDATE PETITION

| We, the undersigned, qualified voters in t  | he 4th Ward of   | orKuille in the Cou   | nty of Kondall   | and   |
|---|--|---|--|---|
| State of Illinois, do hereby petition that the to be voted for at the Cansalidate of  | A  | e an Independent Candidate for elect  |  | inafter specified   |
| NAME: Sammy Hall  |  | OFFICE:<br>Ward 4 alder   | person   |   |
| ADDRESS-ZIP CODE: 1567 Coral<br>Yor Kuille  | Dr.<br>, FL 60560  | A Full Term is sought, unless an unexpired ter  | · .  | unexpired term  |
| If required pursuant to 10 ILCS 5/10-5.1 FORMERLY KNOWN AS  | , complete the following (this information UNTIL NAME  | CHANGED ON  |  |   |
| (List all nan<br>NAME<br>(VOTER'S SIGNATURE)  | voter's printed  NAME (optional)   | (List date of each name char<br>STREET ADDRESS OR<br>RR NUMBER  | CITY, TOWN OR VILLAGE  | COUNTY  |
| 1. Wared Hostmends  | DAVIN HEITHANDER   | 202 NADEN CA  | Yorkidle   | VENNUL  |
| Marly Didas   | Marsho J. Vidas  | 14275/ate C+  | Yorkville  | Kendal  |
| 3 Millight  | TIFARY CLIK  | 1422 STAK OF  | YNKALLE  | KERCALL   |
|   | ANTHONY CELLA  | 14275CATE CT  | YORKUILLE"   | Kentall   |
| S. Jana J. Jana SV  | I might foresun  | 132 BERTHAM De  | JORKVILLE  | X=WAL4  |
| · Jourson   | Jarmur Kamikez   | 1532 Orchia St.   | Morkville "  | Kendall   |
| 7.  | Dav. Ranias  | 1532 Ochidst  | Herkv.16   | Kendu   |
| 8. Que  | Joe Secono   | 2356 LAVENDER WY  | VanKoli  | Kenst   |
| 9.  | Siffun Brund   | 1494 Cohusonely   | Yor kilo   | Bed-a   |
| State of Illinois   | )  |   |  |   |
| County of Kndal   | ) SS.<br>)   |   |  |   |
| 1, Sammy Hall   | (Circulator's Name) do hereby  | certify that I reside at 1567   | lonal Dr.  | , in the  |
|   | orkville   | (if unincorporated, list munici   | and the second s | ostal service) (Zip   |
| Code) (65 (60), County of Level of age and qualified to vote in Illinois), that more than 90 days preceding the last day signing were at the time of signing the perespective residences are correctly stated | t I am a citizen of the United Sta<br>of filing of the petitions and are<br>etition registered voters of the p | that I am these, and that the signatures on this see genuine and that to the best of my solitical division in which the candida | 18 years of age or o<br>heet were signed in<br>knowledge and beli  | older (or 17 years<br>my presence, not<br>ef the persons so |
| Signed and sworn to (or affirmed) by  | ammy Hall  | before me, on   | 11,11,20   | 24  |
| NOTARY PUBLIC.  | (Name of Circulator)  A L S E A L "  ECCHIA STATE OF ILLINOIS EXPIRES 4/21/2026 SHEET NO                       |   | sert month, day, year)   |   |

# STATEMENT OF ECONOMIC INTERESTS TO BE FILED WITH THE SECRETARY OF STATE



#### **INSTRUCTIONS:**

You may find the following documents helpful to you in completing this form:

- (1) federal income tax returns, including any related schedules, attachments, and forms; and
- (2) investment and brokerage statements.

To complete this form, you do not need to disclose specific amounts or values or report interests relating either to political committees registered with the Illinois State Board of Elections or to political committees, principal campaign committees, or authorized committees registered with the Federal Election Commission.

The information you disclose will be available to the public.

You must answer all 7 questions. Certain questions will ask you to report any applicable assets or debts held in, or payable to, your name; held jointly by, or payable to, you with your spouse; or held jointly by, or payable to, you with your minor child. If you have any concerns about whether an interest should be reported, please consult your department's ethics officer, if applicable.

Please ensure that the information you provide is complete and accurate. If you need more space than the form allows, please attach additional pages for your response. If you are subject to the State Officials and Employees Ethics Act, your ethics officer must review your statement of economic interests before you file it. Failure to complete the statement in good faith and within the prescribed deadline may subject you to fines, imprisonment, or both.

| 0. 5541.  |   |
|---|---|
| BASIC INFORMATION:  |   |
| Name: Sammy Hall  Job title: Sales Frewting   |   |
| Job title: Sales Executive  |   |
| Office, department, or agency that requires you to file this form:  |   |
| Other offices, departments, or agencies that require you to file a Statement of Economic Interests form:  |   |
| Full mailing address: 1567 Corq   Dr. Yorkville TL  | 60560                                     |
| Preferred e-mail address (optional):  |   |
| QUESTIONS:  |   |
| 1. If you have any single asset that was worth more than \$10,000 as of the end of the precedurable to, your name, held jointly by, or payable to, you with your spouse, or held jointly by, or payable to, you with your spous | ayable to, you with your minor child, its |
| none  | - 13138X                                  |
|   |   |
|   | 10,00                                     |
|   | 1 12 32 32 1                              |
|   |   |
|   |   |

| 6. List the name of each person, organization or entity that was the sor in the aggregate in excess of \$500 received during the preceding caler excluding any gift or gifts from a member of your family that was not kno State of Illinois. If you had no such gifts, list "none" below.   | ndar year and the type of gift or gifts, or nonorarium or nonoraria,   |
|--|--|
|  | ,  |
| 7. List the name of any spouse or immediate family member living win this State and the name of the public utility that employs the relative.  | ith the person making this statement employed by a public utility  |
| Name and Relation  | Public Utility   |
| VERIFICATION:  "I declare that this statement of economic interests (including any knowledge and belief is a true, correct and complete statement of my end Act. I understand that the penalty for willfully filing a false or incomplet penal institution other than the penitentiary not to exceed one year, or be Printed Name of Filer:  Date:  Signature:  If this statement of economic interests requires ethics officer review price  CERTIFICATION OF ETHICS OFFICER REVIEW:  "In accordance with law, as Ethics Officer, I reviewed this statement | e statement is a fine not to exceed \$2,500 or imprisonment in a both fine and imprisonment."  or to filing, the applicable ethics officer must complete the following:  t of economic interests prior to its filing."   |
| Printed Name of Ethics Officer:  |  |
| Date:  |  |
| Signature:   | and the same of th |
| Preferred email address (optional):  |  |

NOTE: This statement is to be filed in the Office of the Secretary of State, Economic Interest Section, Index Department, 111 East Monroe Street, Springfield, Illinois 62756.



651 Prairie Pointe Drive Yorkville, Illinois 60560 Telephone: 630-553-4350

www.yorkville.il.us

| Date:  | _11-12     | - 2021 | 1      |                |
|--|------------|--------|--------|----------------|
| Time:  | 9:00       | AM     | ,      |                |
| Received From:   | Sammy Hall |        |        |                |
| Position Seeking:  | ward       | 4 - A  | Idermo | m              |
| Documents Received:  |            |        |        |                |
| Statement of C   | andidacy:  | Yes    | [] No  |                |
| Nominating Petition Sheets:  |            | X Yes  | [] No  | # of Sheets: 3 |
| Receipt for filing of Statement of Economic Interest with County Clerk  Yes  [] No |            |        |        |                |
| CICIK  |            |        |        |                |
| Loyalty Oath (Optional)  |            | Yes    | [] No  |                |
| Received By: United City of Yorkville Clerk's Office Jori Behland, City Clerk      |            |        |        |                |



651 Prairie Pointe Drive Yorkville, Illinois 60560 Telephone: 630-553-4350

www.yorkville.il.us

#### RECEIPT FOR NOTICE OF OBLIGATION

I hereby acknowledge receipt of Form D-5 Notice of Obligation.

Date: 11/12/24 Signature of Candidate:

Printed Name: Saymy Hall

# RULES OF PROCEDURE TO BE ADOPTED BY THE UNITED CITY OF YORKVILLE, KENDALL COUNTY, ILLINOIS, ELECTORAL BOARD FOR THE HEARING AND PASSING UPON OF OBJECTIONS TO THE NOMINATION PAPERS OF CANDIDATES

- 1. Appearance by an objector or by a candidate at the hearing on objections may be in person or by counsel. All parties appearing before the Board must file a completed Appearance form. On the Appearance form each party must provide the Board with telephone numbers and other contact information at which that party can be reached. These rules also apply to cases before the Board involving objections to referendum petitions, proponents and opponents to the petitions.
- 2. On the day set for the hearing of objections, both the objector and the candidate are required to be present in person or by counsel and to be ready for the initial hearing of their case.
- 3. The Board will grant no continuances or resetting of initial hearings on objections except for good cause shown. The Board may schedule proceedings in a case to extend beyond the initial day set for hearing.
- 4. If a candidate fails to appear for the hearing, a decision in the nature of a default judgment may be entered and the objections contained in the objector's petition shall be confessed against the candidate only upon a determination by the Board that the objector's petition sets forth valid grounds for the removal of the candidate's name from the ballot. If an objector fails to appear for the hearing, the Board may, in its sole discretion, default the objector and dismiss the objection. The Board has the sole discretion as to grant or deny a motion to withdraw an objection or objections. The Board may, in its sole discretion, require a preliminary showing of proof on the validity of any objection or may order a partial check of some portion of the allegations of an objection.
- 5. Preliminary motions and objections to an objector's petition in the nature of a motion to strike the objections may be heard first. If sufficient objections to an objector's petition are sustained, the objector's petition shall be overruled and the validity of the petitions held valid. If objections to a portion of an objector's petition are sustained, that part of the objector's petition shall be overruled.
- 6. The permanent registration records of the jurisdiction or jurisdictions involved shall be received as evidence with respect to all objections to which the material contained in such records is relevant. Relevant issues include, but are not limited to, whether the signer is a registered voter; whether the signer is a qualified elector, if required; whether the signature is that of a registered voter whose signature purports to appear on the petition; whether the signer or the candidate are residents of the City ward involved; and whether the signer is registered to vote at the address shown beside the signature on the petition in question. The Board may make appropriate provisions when an election authority has computerized its registration records, or otherwise created electronically-stored registration records.

When ordered by the Electoral Board, petitions and objections shall be compared with those registration records by the Office of the Kendall County Clerk's Election Department. The objector and the candidate each shall have the right to have designated and duly authorized representatives present at such comparison during their good conduct. The comparison shall commence at the time specified by the Electoral Board through its agent and the failure of the candidate, objector or their duly authorized representatives to timely appear for said comparison shall neither delay nor in any way affect the validity of the comparison. Notice to the parties will be given at the telephone numbers listed on their Appearance forms and notice may be given as late as 9:00 p.m. the evening before.

- 7. Representatives of the objector or candidate may object to the findings of the election authority's representative, which objection shall be noted by the election authority's representative. In no case shall a review of the result of the examination of an individual record or the presentation of additional evidence as to that record be permitted when no objection was made to the finding at the time of the comparison. It is the responsibility of the candidate or objector or their representatives to insure that any objection is recorded and preserved.
- 8. Within the parameters of the law, the Electoral Board will only consider written objections and the written specifications of such objections to the original petitions, as set forth in the objector's petition. The objector's petition may not be amended. No answer or response to the objector's petition need be filed.
- 9. All arguments of counsel and evidence must be confined to the points raised by the objections and specifications, if any, to the objector's petition, and by the objector's petition and specifications with respect to the nomination papers. The parties shall be limited to 15 minutes each for the presentation of their case, unless the Board extends the period of presentation.
- 10. If the objections to the nomination papers, or sufficient part thereof, are sustained, the nomination papers will be held invalid, and the Board will state its findings in a decision in writing, noting the objections which it has sustained. A decision may be executed by members of the Board in counterparts. If the objections, or a sufficient part thereof, are overruled, the nomination papers will be held valid, and the Board will state its findings in a written decision. In the event that the Board is sitting with only two members, and the two members do not agree as to the validity of any objection, that objection shall not be sustained.
- 11. After the Electoral Board convenes on the date and at the time set, it will be in session continuously until all objections have been considered and disposed of, and, if necessary, in the sole discretion of the Board, its session will be extended or recessed from time to time. One member of the Board may attend sessions by audio or video conferencing, when the other two members are physically present at the session.

UNITED CITY OF YORKVILLE ELECTORAL BOARD