

STATE OF ILLINOIS)
) ss.
COUNTY OF SANGAMON)

**BEFORE THE DULY CONSTITUTED ELECTORAL BOARD FOR THE HEARING
AND PASSING UPON OBJECTIONS TO THE NOMINATION PAPERS FOR
CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED STATES IN
THE STATE OF ILLINOIS**

IN THE MATTER OF THE OBJECTION)
OF JON A.ZAHM TO THE NOMINATING)
PETITIONS OF MITT ROMNEY, AS A)
CANDIDATE FOR THE REPUBLICAN NOMINATION)
FOR THE OFFICE)
OF PRESIDENT OF THE UNITED STATES IN)
THE STATE OF ILLINOIS TO BE VOTED ON AT)
THE MARCH 20, 2012 ELECTION)

**VERIFIED OBJECTOR’S PETITION OF JON A. ZAHM
TO THE NOMINATING PETITIONS OF MITT ROMNEY**

NOW COMES Jon A. Zahm, hereinafter referred to as the “Objector,” and respectfully represents that your Objector makes the following objections to the nominating petition of Mitt Romney as a candidate for election to the office of President of the United States in the State of Illinois, and files the same herewith, and states that the nominating petition is insufficient in law and in fact for the following reasons:

1. Objector resides at 14910 Osco Road, within the unincorporated area of Osco, County of Henry, located in the State of Illinois, zip code 61274; that Objector is a duly qualified, registered, and legal voter at that 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 filing of nominating petitions in the Republican Primary for election to the office of President of the United States in the State of Illinois are properly complied with and that only qualified candidates have their names appear on the Republican Primary ballot as candidates for that office.

2. Your Objector states that the Candidate has filed a Statement of Candidacy notarized by a Notary Public authorized to take acknowledgements of deeds and documents in the state of _____. It is a mandatory provision of the Illinois Election Code under 10 ILCS 5/10-5 that a candidate for office in the State of Illinois utilize a Notary Public commissioned in the State of Illinois. Not having a valid and legally sufficient Statement of Candidacy invalidates the entire candidacy of the office seeker. Substantial compliance with mandatory provisions of election code requiring that statement of candidacy be subscribed and sworn before officer authorized to take acknowledgements of deeds in state was insufficient, and thus statements of candidacy and nominating petitions notarized by Notary Public in another state were invalid. *Knobeloch v. Electrical Board for City of Granite City*, App. 5 Dist. 2003, 272 ILL. Dec. 826, 337 ILL App. 3d 1137, 788 N.E. 2nd 130, appeal denied 275 ILL.Dec 76,204 Ill. 2d 661, 792 N.E.2d 307.

3. Your Objector states that the laws pertaining to the securing of ballot access require that certain requirements be met as established by law. Filings made contrary to such requirements must be voided, being in violation of the statutes in such cases made and provided. Violation of a mandatory requirement of the Election Code renders the petition fatally defective. Bolger v. Electoral Board of City of McHenry, 210 Ill.App.3d 958, 569 N.E.2d 628, 155 Ill.Dec. 447 (2d Dist. 1991); Powell v. East St. Louis Electoral Board, 337 Ill.App.3d 334, 785 N.E.2d 1014, 271 Ill.Dec. 820 (5th Dist. 2003). The nomination papers and petitions are, therefore, not in compliance with the statutes in such cases made and provided.

CONCLUSION

WHEREFORE, your Objector prays that the purported nomination papers and nominating petitions of MITT ROMNEY as a candidate for election to the office of President of the United States 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 MITT ROMNEY as a candidate of the Republican Party for nomination to the office of President of the United States in the State of Illinois NOT BE PRINTED on the OFFICIAL BALLOT for the Republican Party at the Primary Election to be held on March 20, 2012.

Objector Jon A. Zahm
14910 Osco Road
Osco, Illinois 61274

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 Jon A. Zahm
14910 Osco Road
Osco, IL 61274

County of Sangamon)
) ss.
State of Illinois)

Subscribed to and Sworn before me, a Notary Public, by Jon A. Zahm, the Objector, on this the 13th day of January 2012 at Springfield, Illinois.

_____ [notary seal]
NOTARY PUBLIC

My Commission expires: _____, 20

