

BEFORE THE DULY CONSTITUTED ELECTORAL BOARD FOR THE HEARING AND PASSING UPON OBJECTIONS TO CERTIFICATES OF NOMINATION AND NOMINATION PAPERS FOR CANDIDATES SEEKING ELECTION TO THE OFFICE OF NAPERVILLE CITY COUNCIL, TO BE VOTED UPON IN THE CONSOLIDATED PRIMARY ELECTION TO BE HELD ON FEBRUARY 28, 2023; OR IF NO PRIMARY ELECTION IS REQUIRED, THE CONSOLIDATED ELECTION TO BE HELD ON APRIL 4, 2023

Elizabeth A. Zega,            )  
  )  
Objector                        )  
  )  
vs.                                )  
  )  
Nag Jaiswal,                 )  
  )  
Candidate                     )

OBJECTOR'S PETITION

NOW COMES Objector, Elizabeth A. Zega, who makes the following OBJECTIONS to the Certificate of Nomination and other Nomination Papers filed with the Naperville City Clerk by the Candidate, which purport to nominate him for the office of Naperville City Council in Naperville, Illinois. In support of this Objection, Objector states as follows:

1. Objector, Elizabeth A. Zega, resides at 1645 Apache Drive, Naperville, Illinois, which is located within the city limits of Naperville, Illinois. She is a United States citizen and registered voter.
2. Objector has an interest in ensuring that the laws of Illinois are followed, and that only candidates who follow those laws are nominated for elected office.
3. On November 21, 2022, Candidate filed documents that purport to nominate him for the office of Naperville City Council. The documents filed were:
  - a. Statement of Candidacy
  - b. A Receipt for a Statement of Economic Interest filed with the DuPage County Clerk
  - c. A Loyalty Oath; and

- d. Thirty-four petition sheets containing a header naming the Candidate as a nominee for the office of Naperville City Council.
4. Objector makes the following objections to the nomination papers of Candidate (“the Nomination Papers”) as a candidate for nomination to the office of Naperville City Council, and files the same herewith, and states that the nomination papers are insufficient in law and in fact for the following reasons:

**The Candidate’s Petitions Are Not Uniform Or Consistent As Required By The Illinois Election Code**

5. Candidate’s Petitions, as filed, are not uniform or consistent. They are confusing and thus do not comply with the Illinois Election Code, and as such all sheets should be stricken. The Illinois Election Code requires that for each petition sheet, “the heading of each sheet shall be the same.” *10 ILCS 5/7-10*. More specifically, the sheets contain the following defects:
  6. The field of the office for which the Candidate seeks nomination is not consistent on all petitions. Sheets 1, 3 – 17, 19 – 25, 27 – 32, and 34 list the office as “NAPERVILLE CITY COUNCIL”, sheet 2 lists the office as “CITY COUNCIL” and sheets 18, 26 and 33 list the office as “NAPERVILLE CITY.”
  7. The date on all petition sheets is incorrect. The petitions state “the Consolidated Primary election to be held on 4/4/2023” when the date of the Consolidated Primary, if held, will be February 28, 2023.
  8. Several sheets feature one or two fields that have been completed in a different color ink than the other fields in the heading, suggesting that the petitions were not complete when the signatures were collected. Sheets 2, 3, 6 – 15, 18, 19, 21 – 26, 28 – 30 and 34 show the name of “NAG JAISWAL” and/or part of the office of “NAPERVILLE CITY COUNCIL” in a first color of ink while the remainder of the heading is completed in a second color of ink different from the first color.
  9. Sheet 30 incorrectly lists the date of the Consolidated Primary election as “4/4/2022.”
  10. Sheet 31 is missing the date of the Consolidated Primary election.
  11. The following signatures are invalid because the signature line is incorrectly completed:

- a. Sheet 1, line 10: County of "Du" is incorrect.
  - b. Sheet 4, line 7: City and County are completed incorrectly.
  - c. Sheet 10, lines 8 and 9: City and County are completed incorrectly.
  - d. Sheet 12, lines 5 and 6: City and County are completed incorrectly.
  - e. Sheet 13, lines 2 and 4: City and County are completed incorrectly.
  - f. Sheet 16, line 2: City and County are completed incorrectly.
  - g. Sheet 19, line 2: County is missing.
  - h. Sheet 20, line 1: County is missing.
  - i. Sheet 29, lines 1 – 4, City is completed incorrectly.
  - j. Sheet 30, lines 2, 4, 7 and 8: City is missing or completed incorrectly.
  - k. Sheet 31, line 2: City is completed incorrectly.
  - l. Sheet 32, lines 1 – 3, 5 and 7: City is completed incorrectly.
12. The aforesaid failures to comply with the Election Code, and the aforesaid commingling of various forms and formats of the Candidate's purported petitions, render the entire petition set invalid.

WHEREFORE, Objector respectfully requests that the Certificate of Nomination and Nomination Papers for the Candidate be STRICKEN, that his nomination certificate be ruled INVALID, and that this Board rule that the name Nag Jaiswal NOT be printed on the ballot for Naperville City Councilman to be elected in the Consolidated Election.

Respectfully submitted,

*Glynneth A. Ziegler*

Subscribed and sworn to before me the 2 day of December, 2022.

*Therese M. Morrell*

Notary Public

