

BEFORE THE DULY CONSTITUTED  
DU PAGE COUNTY OFFICERS' ELECTORAL BOARD  
FOR THE HEARING AND PASSING UPON OBJECTIONS TO PETITIONS  
FOR CANDIDATES FOR THE OFFICE OF TRUSTEE,  
CAROL STREAM FIRE PROTECTION DISTRICT, DU PAGE COUNTY, ILLINOIS

IN RE: THE MATTER OF THE OBJECTION )  
OF RICK FISHER, OBJECTOR, TO THE )  
NOMINATION PAPERS OF JEFF CLARK )  
OF 1218 SARATOGA DRIVE, CAROL )  
STREAM, ILLINOIS, AS CANDIDATE FOR ) DOCKET No. 2013 C-6  
THE OFFICE OF TRUSTEE OF THE CAROL )  
STREAM FIRE PROTECTION DISTRICT TO )  
BE VOTED ON AT THE APRIL 9, 2013, )  
CONSOLIDATED GENERAL ELECTION )

**COUNTY OFFICERS' ELECTORAL BOARD DECISION**

NOW COMES the County Officers' Electoral Board, consisting of Cathy Terrill, Chair; Art Ludwig, Member; and Christopher Hage, Member, organized and existing pursuant to law, and states as follows:

**PREFATORY REMARKS**

The County Officers' Electoral Board (hereinafter referred to as the "ELECTORAL BOARD"), pursuant to the Election Code, 10 ILCS 5/10-9, *et seq.*, and in accordance with the County Officers' Electoral Board Rules of Procedure (hereinafter referred to as the "RULES"), which were duly promulgated, approved, implemented and adopted on January 4, 2013, convened for the hearing and passing upon objections to Nomination Papers filed with the Carol Stream Fire Protection District.

The ELECTORAL BOARD convened for the purposes of hearing and passing upon the Verified Objector's Petition (hereinafter referred to as the "PETITION") filed by Rick Fisher, (hereinafter referred to as the "OBJECTOR"), to the Nominating Papers of Jeff Clark, (hereinafter referred to as the "CANDIDATE"), Candidate for the Office of Trustee of the Carol Stream Fire Protection District (hereinafter referred to as the "OFFICE"), to be voted upon at the Consolidated General Election to be held April 9, 2013, (hereinafter referred to as the "ELECTION").

Within the time frame set forth by statute, the CANDIDATE filed with the Local Election Official for the Carol Stream Fire Protection District, Nominating Papers for the OFFICE to be voted on at the

ELECTION. A copy of the Nominating Papers is attached hereto and incorporated herein by reference as Exhibit "A." Objection to the Nominating Papers were timely filed with the Local Election Official for the Carol Stream Fire Protection District on December 27, 2012, who in turn filed the with the DuPage County Election Commission on December 28, 2012, as required by law. A copy of the filing of the Objection with the DuPage County Election Commission is attached hereto and incorporated herein by reference as Exhibit "B."

A Call Notice for Hearing was issued on December 31, 2012, by Cathy Terrill, Chair of the ELECTORAL BOARD. A copy of the Call Notice is attached hereto and incorporated herein by reference as Exhibit "C." The Call Notice was issued and served upon the OBJECTOR and the CANDIDATE, by certified mail, in accordance with the Election Code, 10 ILCS 5/10-10, as evidenced by the Certified Mail Receipts to both CANDIDATE and OBJECTOR attached hereto and incorporated herein by reference as Exhibit "D." The CANDIDATE and the OBJECTOR were also served by the DuPage County Sheriff's Office, in accordance with the Election Code. A copy of the proof of service to both CANDIDATE and OBJECTOR is attached hereto and incorporated herein by reference as Exhibit "E." The CANDIDATE appeared and filed a written Appearance. A copy of the Appearance is attached hereto and incorporated herein by reference as Exhibit "F." The OBJECTOR appeared and filed a written Appearance. A copy of the Appearance is attached hereto and incorporated herein by reference as Exhibit "G." Prior to commencement of the Hearing, the CANDIDATE filed a Motion to Strike the OBJECTION. A copy of the Motion is attached hereto and incorporated herein by reference as Exhibit "H."

On January 4, 2012, the ELECTORAL BOARD convened the Hearing on the Objection, which Hearing was held before the full and legally constituted ELECTORAL BOARD in accordance with the Election Code, 10 ILCS 5/10-9(2), and the laws of the State of Illinois for hearing and passing on the objections to the CANDIDATE for said OFFICE. Notice of such Hearing was given in conformance with provisions of the Election Code and the Illinois Open Meetings Act.

**PROCEEDINGS**

Prior to commencement of the proceedings in this cause, the OBJECTOR, Rick Fisher, withdrew his objection to the CANDIDATE, Jeff Clark. On this basis, the ELECTORAL BOARD took no action as to the Verified Objector's Petition filed in this proceeding. The Nominating Papers, therefore, stand as filed.

DU PAGE COUNTY OFFICERS' ELECTORAL BOARD,  
SITTING IN ITS CAPACITY TO HEAR AND PASS ON  
OBJECTIONS IN THE CAROL STREAM FIRE  
PROTECTION DISTRICT

/s/ Cathy Terrill  
CATHY TERRILL, CHAIR

/s/ Art Ludwig  
ART LUDWIG, MEMBER

/s/ Christopher Hage  
CHRISTOPHER HAGE, MEMBER

Dated: January 9, 2013

Prepared by:

PATRICK K. BOND  
Counsel for County Officers' Electoral Board  
BOND, DICKSON & ASSOCIATES, P.C.  
400 S. Knoll Street, Unit C  
Wheaton, IL 60187  
(630) 681-1000