

STATE OFFICERS ELECTORAL BOARD
Special Meeting via Videoconference
Tuesday, January 17, 2012

MINUTES

PRESENT:

William M. McGuffage, Chairman
Jesse R. Smart, Vice Chairman
Harold D. Byers, Member
Betty J. Coffrin, Member
Ernest L. Gowen, Member
Judith C. Rice, Member
Bryan A. Schneider, Member
Charles W. Scholz, Member

ALSO PRESENT:

Rupert Borgsmiller, Executive Director
Steve Sandvoss, General Counsel
Amy Calvin, Administrative Assistant II

The special meeting of the State Officers Electoral Board was called to order via videoconference at 10:07 a.m. with all Members present. Chairman McGuffage and Members Gowen, Rice and Schneider were present in Chicago. Vice Chairman Smart and Members Byers and Coffrin were present in Springfield. Member Scholz was present via teleconference.

The first item on the Agenda was consideration of objections to candidate nominating petitions for the March 20, 2012 General Primary Election. The General Counsel presented *McSweeney v. Gaffney*, 11SOEBGP502 and indicated this case was not ready for disposition. The Board agreed to place the matter on the January 24 Agenda for consideration.

The General Counsel presented *Woods v. Maurice*, 11SOEBGP510 and summarized the objection. No one was present for the objector or the candidate. The General Counsel agreed with the hearing officer recommendation to sustain the objection and not certify the candidate to ballot due to insufficient number of signatures. Member Schneider moved to accept the recommendation of the hearing officer and General Counsel. Vice Chairman Smart seconded the motion which passed by roll call vote of 8-0.

The General Counsel presented subpoena requests in connection with challenges to nominating petitions of congressional candidates. The first was *Bromley v. Evans*, 12SOEBGP100 and the General Counsel concurred with the hearing officer recommendation to grant the objector's request for subpoenas but redact any personal information that might be contained in the documents. Attorney Jeff Jurgens was present on behalf of the objector and Candidate Richard Evans was present. Mr. Jurgens concurred and Mr. Evans said he objected to the subpoena requests. Member Schneider moved to accept the recommendation of the hearing officer and General Counsel. Member Smart seconded the motion which passed by roll call vote of 8-0.

The General Counsel presented a request for subpoena request for *Schaefflein/Brezinski v. Cunningham*, 12SOEBGP525 and reviewed the matter. He concurred with the hearing officer recommendation to grant the subpoena requests, however, the subpoena for Notary Lisa Hwang is limited to any knowledge she might have regarding the residency of Charlie Leslie. Attorney John Fogarty was present on behalf of the objector and Deanna Mool was present on behalf of the

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candidate. Mr. Fogarty agreed with the recommendation and Ms. Mool asked that the subpoena request be denied except for Mr. Leslie. Member Schneider moved to accept the recommendation of the hearing officer and General Counsel. Member Gowen seconded the motion which passed by roll call vote of 7-1 with Member Byers voting in the negative.

The Board returned to consideration of objections to candidate nominating petitions. The General Counsel presented *Montgomery/Williams v. Letke*, 11SOEBGP520 and concurred with the hearing officer recommendation to sustain the objection and not certify the candidate to the ballot due to an insufficient number of signatures. No one was present on behalf of the objector and Mr. Fogarty was present on behalf of the candidate. After discussion, Member Schneider moved to place the matter on the January 24 Agenda for consideration. Member Gowen seconded the motion which passed unanimously.

The General Counsel indicated that notice was received that the objector withdrew in *Hoffman, Jr. v. Farnick*, 12SOEBGP521. Member Schneider moved to accept the withdrawal. Member Byers seconded the motion which passed unanimously.

With there being no further business before the State Officers Electoral Board, Member Schneider moved to recess until Tuesday, January 24, 2012 at 11:00 a.m. or until call of the Chairman whichever occurs first. Member Byers seconded the motion which passed unanimously. The meeting adjourned at 10:40 a.m.

Respectfully submitted,



Amy Calvin, Administrative Assistant II



Rupert Borgsmiller, Executive Director