

IN RE	:	COURT OF COMMON PLEAS
NOMINATION PETITION OF	:	PHILADELPHIA COUNTY
	:	
AS	:	ELECTION MATTER
MEMBER OF WARD EXECUTIVE COMMITTEE	:	TERM,
FOR THE WARD, DIVISION	:	NO.

PETITION TO SET ASIDE NOMINATION PETITION

The Petitioner, by and through counsel, respectfully avers that:

1. The Petitioner, _____, is a duly qualified elector, lives at _____ Philadelphia, PA _____, and is a registered _____ in the above Ward and Division.
2. The Respondent is the above referenced Candidate for the stated position in the identified Ward and Division.
3. On or before _____, 20____, above captioned Candidate filed a Nomination Petition for the Office of Member of the Executive Committee for the _____ Party, in the above-captioned Ward and Division. A copy of the Nominating Petition is attached as Exhibit "A".
4. For the reasons set forth in greater detail in the attached Exhibit "B", the Candidate's Nominating Petition is improperly drawn, fails to contain the required number of properly ascribed signatures, and/or was improperly or untimely filed.
5. The Nomination Petition therefore fails to conform to the requirements of the Election Code, 25 Pa.C.S.A. §2867, et seq., and must be set aside and the Candidate's name not be placed on the ballot.
6. Petitioner respectfully reserves the right to add such additional objections as are appropriate at the time of hearing.

WHEREFORE, Petitioner prays this Honorable Court to issue a Rule upon the Candidate and upon the Philadelphia County Board of Elections to show cause why the Nomination Petition should not be set aside and the Candidate's name not be placed on the ballot.

Petitioner/Attorney for Petitioner

VERIFICATION

I, _____, hereby verify that the facts contained in the within Petition are true and correct to the best of my knowledge or information and belief.

I understand that the statements made herein are made subject to the provisions of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Date: _____

PETITIONER/COUNSEL

FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
Court of Common Pleas of Philadelphia County

In Re : Election Matter
Nomination Petition of :
: MARCH TERM, 2010
:

As Candidate for Office of :
Member of Ward Executive Committee :
For the _____ WARD _____ DIVISION : NO. _____

FINAL ORDER

AND NOW, this _____ day of March, 2010, upon consideration of the Petition to Set Aside Nomination Petition filed on March __, 2010, after a hearing held thereon, and upon consideration of the evidence and/or legal arguments presented, **IT IS HEREBY ORDERED,**

ADJUDGED and DECREED that:

- The Court finds that:
- the Nomination Petition is defective; and/or
 - the Nomination Petition does not contain a sufficient number of genuine signatures of electors entitled to sign; and/or
 - the Nomination Petition was not filed by persons entitled to file the same
- the objections to the Nominating Petition of Respondent-Nominee _____, are granted, and the Nomination Petition is set aside, and/or the name of the Respondent-Nominee should be removed from the ballot as a candidate for the above-referenced position.
- The Objections to the Nomination Petition of Respondent-Nominee _____, are denied, and the Nomination Petition shall be accepted by the County Board of Elections.
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BY THE COURT:

J.