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

| | | |
|---|---|---|
| *In Re:* | : | **Election Matter** |
| **Nomination Papers of** | : | |
| | : | **AUGUST TERM, 2019** |
| _____ | : | |
| **As Candidate for Office of** | : | |
| | : | |
| _____ | : | **NO. _____** |

**PETITION TO SET ASIDE NOMINATION PAPERS**

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

1. The Petitioner, _____, is a duly qualified elector, who lives at _____, Philadelphia, PA _____ and, if the Objections are to candidates for district office, resides in the Electoral District to be represented by the candidate.

2. The Respondent ("Candidate") is the above referenced Candidate for the office of _____ (the "Nomination") as an Independent candidate or as a candidate of the _____ Party ("Political Body").

3. On or before August 1, 2019, the above Candidate filed Nomination Papers for the above Office. A copy of the Candidate's Nomination Papers is available from the Office of the Philadelphia City Commissioners.

**A copy of the Nomination Papers is attached.**

4. If applicable, for the reasons set forth in greater detail in the attached Exhibit, the Candidate's Nomination Papers are improperly drawn, fails to contain the required number of properly ascribed signatures, and/or was improperly or untimely filed, or is otherwise improper.

5. The Nomination Papers therefore fail to conform to the requirements of the Election Code, and must be set aside and the Candidate's name not be placed on, or stricken from, 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 Papers of the above referenced Candidate should not be set aside and the Candidate's name shall not appear on the 2019 General Election ballot.

_____

, Attorney for Petitioner
Pa. Supreme Court I.D. No.: _____

**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.A. §4904 relation to unsworn falsification to authorities.

Date: _____        _____
                                                    Petitioner

| | | |
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| *In Re:* | : | **Election Matter** |
| **Nomination Papers of** | : | |
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| **As Candidate for Office of** | : | |
| | | |
| _____ | : | **NO. _____** |

## <u>AFFIDAVIT OF SERVICE</u>

I, _____, hereby certify that I have served a copy of the:

(**1**) *Petition to Set Aside Nomination Papers* and attachments, and *Order to Show Cause* dated March \_\_, 2019 on _____ , an employee of the County Board of Elections on August \_\_\_, 2019 at _____ AM/PM electronically at the following email address:

**or** at the following location: _____
on August \_\_, 2019 at \_\_\_\_\_ AM/PM.

(**2**) *Petition to Set Aside Nomination Papers* and attachments, the Candidate's *Nomination Petition* and *Order to Show Cause* dated August \_\_, 2019 on the Candidate/Respondent and or Political Body: _____ ,
on August \_\_, 2019 at \_\_\_\_ AM/PM

(**a**) by Personal service on the Candidate _____or adult person at the Candidate's residence address and/or Political Body, namely _____
_____at the following location:
_____ .

(**b**) through a nationally recognized overnight service, Saturday delivery, to the Candidate's residence address as shown on the Candidate's affidavit filed with Candidate's Nomination Petition, and:
(i) the Service Packet was sent with instructions to leave it at said address if no one answers the door; and
(ii) the Service Packet was delivered before August 10 2019, at 4 PM; and
(iii) proof of delivery is attached.

I verify that the facts contained herein 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: _____ _____