

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

IN RE:	:	COMMONWEALTH COURT OF
	:	PENNSYLVANIA
NOMINATION PETITION OF	:	
JASMIN VELEZ	:	ELECTION MATTER
As a Candidate for the Democratic	:	
Nomination for Representative in the	:	
General Assembly from the One	:	NO. _____ CD 2022
Hundred Eightieth (180 th) District	:	

ORDER

AND NOW, this day of April, 2022, upon consideration of the attached petition of Carol Evangelista, and any response thereto, it is ORDERED and DECREED that the Nomination Petition of Jasmin Velez is SET ASIDE and her name is REMOVED from the ballot as a candidate for the Democratic Nomination for Representative in the General Assembly for the 180th District.

By The Court:

J.

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

IN RE: : COMMONWEALTH COURT OF
 : PENNSYLVANIA
NOMINATION PETITION OF :
JASMIN VELEZ : ELECTION MATTER
As a Candidate for the Democratic :
Nomination for Representative in the :
General Assembly from the One : NO. _____ CD 2022
Hundred Eightieth (180th) District :

RULE

AND NOW, this day of April, 2022, upon consideration of the attached petition of Jose Giral, a RULE is granted to show cause before this Court on the day of , 2022 at o'clock in Courtroom , Pennsylvania why the Nomination Petition of Jasmin Velez should not be set aside and why the name of Jasmin Velez should not be removed from the ballot as a candidate for the Democratic Nomination for Representative in the General Assembly from the 180th District.

Service upon the Department of State to be made upon the Secretary of the Commonwealth or person in charge of the Secretary's Office, North Office Building, Harrisburg, PA on or before the day of , 2022.

Service upon Jasmin Velez to be made by personal service upon Jasmin Velez or by service upon an adult at her residence or the person in charge of her

place of business, or be leaving a copy of the rule and attached petition at Jasmin Velez residence or principal place of business on or before the day of , 2022.

By The Court:

J.

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

IN RE: : COMMONWEALTH COURT OF
 : PENNSYLVANIA
NOMINATION PETITION OF :
JASMIN VELEZ : ELECTION MATTER
As a Candidate for the Democratic :
Nomination for Representative in the :
General Assembly from the One : NO. _____ CD 2022
Hundred Eightieth (180th) District :

PETITION TO SET ASIDE NOMINATION
PETITION OF JASMIN VELEZ

TO THE HONORABLE JUDGES OF THE SAID COURT:

The Petition of Carol Evangelista, by and through her attorney, Anthony L. Cianfrani, Esquire, respectfully represents that:

1. By virtue of the Judicial Code at 42 Pa C.S.A. § 764(2), the Commonwealth Court of Pennsylvania is vested with exclusive jurisdiction of all matters arising in the Office of the Secretary of the Commonwealth relating to “statewide office” such as a Representative in the General Assembly.
2. Petitioner is a qualified and duly registered and enrolled elector of the Democratic Party residing within the One Hundred Eightieth (180th) Legislative District of the General Assembly of the Commonwealth of Pennsylvania at 133 East Westmoreland Street, Philadelphia, Pennsylvania, 19134. Petitioner is sometimes herein referred to as the “Objector”.

3. On or about March 27, 2022, there was filed with the Pennsylvania Department of State, Bureau of Elections, a Nomination Petition purporting to nominate Jasmin Velez as a Candidate for the Democratic Nomination for the 180th Legislative District in the Democratic Primary election to be held on May 16, 2022.
4. Said Nomination Petition fails to satisfy the requirements of the Election Code, Act of June 3, 1937, as amended, 25 P.S. 2870, Section 910, for the reasons which are set forth in the text of the following paragraphs. Said Nomination Petition is incorporated herein by reference and consists of the electronic copies of the Nomination Petition.
5. Said Nomination Petition contains 586 alleged elector signatures.
6. There are a total of 359 alleged elector signatures contained in the aforesaid pages being challenged.
7. Said Nomination Petition should be set aside because it contains material defects, in particular:
 - a) Page 18 of said Nomination Petition is objected to, in whole, because there is no circulator on the Page. There are a total of 22 alleged electors contained in Page 18 that are being challenged;

b) The specific grounds for Petitioner's objections to individual electors' signatures are listed by page and line in the spreadsheet incorporated herein and attached hereto as Exhibit A, collectively. There are a total 337 alleged elector signatures contained in the spreadsheet being challenged.

8. The Nomination Petition of Jasmin Velez contains fewer than 300 valid signatures required to be placed on the ballot as a candidate for Representative in the General Assembly.

WHEREFORE, Petitioner respectfully prays that this Court enter an Order pursuant to 25 P.S. Sections 2870, 2936, 2937 and 3502.1 ORDERING that the Nomination Petition of Jasmin Velez be set aside, that her name be removed from the ballot as a candidate for the Democratic Nomination for Representative in the General Assembly for the 180th District, and that Jasmin Velez shall compensate Petitioner for court costs, attorney fees and similar flowing from this action.

Respectfully Submitted,

By: 

ANTHONY L. CIANFRANI, ESQUIRE
Attorney Identification Number: 45866
Suite 409, 426 East Allegheny Avenue
Philadelphia, PA 19134
P 215-922-1241, Fax: 215-207-9692
anthony.cianfrani@gmail.com

VERIFICATION

Carol Evangelista verifies that the facts set forth in the forgoing Petition to Set Aside Nomination Petition of Jasmin Velez are true and correct to the best of her knowledge, information and belief. The undersigned understands that the statements therein are made subject to penalties of 18 Pa. CS §4904 relating to unsworn falsification to authorities.

Date: 04/01/2022

Carol Evangelista
CAROL EVANGELISTA

Challenge Codes Key

NR	Not Registered
NRA	Not Registered at Address
NRD	Not Registered in District
NRDS	Not Registered on Date Signed
OC	Out of County
Ill	Illegible
LIO	Line Information Omitted
DUP	Duplicate
IHA	Line Information in Hand of Another
N/I	Nickname/Initial
PRI	Printed Signature
Other	Any ground for objection not listed above

Directions for completing spreadsheet:

1. For each signature line that is challenged as invalid complete the information indicated for columns A through C.
2. Indicate the ground or grounds that allegedly render the signature line invalid by inserting an "X" in the appropriate column (column D through Q).
3. When "Other" (column Q) is used, specify the exact nature of the objection in the "Describe Other" cell (column R).
4. Do not make any marks in columns S through T.
5. See the Election Spreadsheet Directions tab below for detailed directions and a legend of the objection codes.

Page	Line	County	Specific Grounds for Objection													
			NR	NRA	NRD	NRDS	OC	ILL	LIO	DUP	IHA	N/I	PRI	Other		
10	12	Philadelphia	x							x						
10	13	Philadelphia								x		x				x
10	18	Philadelphia	x	x	x											
10	19	Philadelphia	x	x	x											
10	22	Philadelphia	x	x	x											
10	27	Philadelphia	x	x	x				x							
10	28	Philadelphia	x	x	x				x							
11	1	Philadelphia								x						
11	2	Philadelphia														x
11	5	Philadelphia	x	x	x											
11	6	Philadelphia													x	
11	7	Philadelphia													x	
11	8	Philadelphia														x
12	4	Philadelphia										x				x
12	5	Philadelphia										x				x
12	6	Philadelphia										x				x
12	7	Philadelphia										x				x
12	8	Philadelphia								x						
12	9	Philadelphia	x	x	x											
12	10	Philadelphia														x
12	13	Philadelphia	x	x	x											
12	15	Philadelphia														x
12	18	Philadelphia	x	x	x											
12	19	Philadelphia	x	x	x											
12	23	Philadelphia	x	x	x											
12	24	Philadelphia	x	x	x											
12	25	Philadelphia	x	x	x											
12	26	Philadelphia														x
12	27	Philadelphia	x	x	x				x							

Directions for completing spreadsheet:

1. For each signature line that is challenged as invalid complete the information indicated for columns A through C.
2. Indicate the ground or grounds that allegedly render the signature line invalid by inserting an "X" in the appropriate column (column D through P).
3. When "Other" (column O) is used, specify the exact nature of the objection in the "Describe Other" cell (column Q).
4. Do not make any marks in columns R through T.
5. See the Election Spreadsheet Directions tab below for detailed directions and a legend of the objection codes.

Page	Line	County	Specific Grounds for Objection												
			NR	NRA	NRD	NRDS	OC	ILL	LIO	DUP	IHA	N/I	PRI	Other	
12	28	Philadelphia	x	x	x										
12	29	Philadelphia													x
12	30	Philadelphia	x	x	x										
13	2	Philadelphia										x			x
13	5	Philadelphia	x	x	x										
13	6	Philadelphia	x	x	x										
13	7	Philadelphia													x
13	9	Philadelphia	x	x	x										
13	10	Philadelphia	x	x	x										
13	11	Philadelphia	x	x	x										
13	12	Philadelphia	x	x	x										
13	13	Philadelphia	x	x											x
13	14	Philadelphia						x							
13	15	Philadelphia						x							
13	16	Philadelphia	x	x	x				x						
14	1	Philadelphia	x	x	x										
14	2	Philadelphia	x	x	x										
14	7	Philadelphia	x												
14	8	Philadelphia													x
14	9	Philadelphia													x
15	1	Philadelphia													x
15	3	Philadelphia	x	x	x										
15	5	Philadelphia										x			x
15	6	Philadelphia										x			x
15	7	Philadelphia										x			x
15	8	Philadelphia	x	x	x										
15	9	Philadelphia													x
15	11	Philadelphia	x	x	x										
15	13	Philadelphia							x						

CERTIFICATE OF SERVICE

Pursuant to Commonwealth Court order No. 126 Misc. Dkt No.3, service is being made upon the following persons and method as follows:

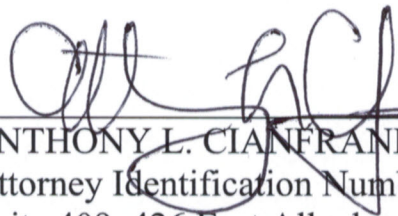
Jasmin Velez

via electronic mail and Pennsylvania Unified Judicial System

Secretary of the Commonwealth

via requirements of Section 977 of the Election Code

By:


ANTHONY L. CIANFRANI, ESQUIRE
Attorney Identification Number: 45866
Suite 409, 426 East Allegheny Avenue
Philadelphia, PA 19134
P 215-922-1241, Fax: 215-207-9692
anthony.cianfrani@gmail.com