

IN RE: THE NOMINATION PETITIONS OF MATTHEW WAYMAN AS A REPUBLICAN CANDIDATE FOR STATE REPRESENTATIVE IN THE 110TH LEGISLATIVE DISTRICT

: ELECTION MATTER

: DOCKET NO:

8a MD 2024

PETITION TO SET ASIDE NOMINATING PETITIONS

AND NOW, come Petitioners, by their counsel, Lawrence M. Otter, Esquire, and file the within Petition and, in support thereof avers as follows:

- 1. Exclusive jurisdiction over the subject matter of this Petition is vested in the Commonwealth Court of Pennsylvania by the provisions of the Pennsylvania Election Code, 25 P. S. § 2937, and the provisions of the Judicial Code, 42 Pa. C. S. A. § 764.
- 2. One Petitioner is Joan Jenkins, who resides at 72 State St., Nicholson, PA 18446 and is a duly registered and enrolled Republican elector of the Commonwealth of Pennsylvania who votes and resides in the 110th Legislative District.
- 3. One Petitioner is Julia Newman who resides at 111 Edwards St., Athens
 PA 18810 and is a duly registered and enrolled Republican elector of the
 Commonwealth of Pennsylvania who votes and resides in the 110th
 Legislative District.

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- One Respondent is Matthew Wayman, a candidate for State
 Representative in 110th Legislative District who as of February 13, 2024,
 allegedly resides at 114 Hickory Dr, Athens Twp, PA
- One Respondent is Al Schmidt, the Secretary of the Commonwealth, whose office is located at 305 North Office Building, Harrisburg, Pennsylvania.
- 6. On or about February 13, 2024, Nominating Petitions were filed with the Pennsylvania Department of State, Bureau of Elections, nominating Respondent, Bmatthew Wayman, as a Republican candidate for State Representative in the 110th Legislative District.
- 7. The nominating Petitions are purported to consist of 19 petition pages and allegedly containing 360 lines of signatures of electors supporting the nomination of Matthew Waymans, Respondent.
- 8. Three Hundred (300) valid signatures of qualified electors who reside within the 110th Legislative District are required by statute, 25 P. S.
 §2872.1 (14) to support the Nominating Petitions of Matthew Wayman in the Primary Election scheduled for April 23, 2024.
- 9. The Nominating Petitions of Respondent Matthew Wayman are invalid and inadequate in that they contain less than 300 valid signatures and

because of various inadequacies and deficiencies as outlined in a

spreadsheet attached hereto and incorporated as Exhibit A.

10. Service upon the candidate was effectuated pursuant to the Order of

this Court by the posting of this petition on the Commonwealth Court

Docket.

WHEREFORE, Petitioner prays this Honorable Court to set aside the Nominating

Petitions of Respondent Matthew Wayman, since he lacks the minimum number

of valid signatures (300) for the office of State Representative and to order that his

name not appear on the ballot for nomination as the Republican Party candidate for

State Representative in the 110th Legislative District.

Respectfully submitted,

LAWRENCE M. OTTER, ESQUIRE

ATTORNEY FOR PETITIONERS

PAATTORNEY ID 31383

PO Box 575

Silverdale, PA 18962

267-261-2948

Email: larryotter@hotmail.com

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IN THE COMMONWEALTH COURT OF PENNSYLVANIA

IN RE: THE NOMINATION PETITIONS OF

: ELECTION MATTER

MATTHEW WAYMAN AS A REPUBLICAN

CANDIDATE FOR STATE REPRESENTATIVE : DOCKET NO:

MD 2024

IN THE 110TH LEGISLATIVE DISTRICT

ORDER

AND NOW, this	day of	, 2024, it is hereby
ORDERED that the Nominatin	ng Petitions of Matth	ew Wayman, as a Candidate
for State Representative in the 1	10 th Legislative Distr	ict be and hereby are stricken
and dismissed, and		

FURTHER ORDERED

that the name of respondent Matthew Wayman not appear on the ballot for the April 23, 2024 Primary Election for the Republican Party candidate for State Representative in the 110th Legislative District.

BY THE COURT

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

IN RE: THE NOMINATION PETITIONS OF

: ELECTION MATTER

MATTHEW WAYMAN AS A REPUBLICAN

CANDIDATE FOR STATE REPRESENTATIVE : DOCKET NO: IN THE 110TH LEGISLATIVE DISTRICT

MD 2024

CERTIFICATE OF SERVICE

Lawrence M. Otter, Esquire, counsel for Petitioner, hereby certifies that a true and correct copy of the within Petition with proposed order affixed thereto was duly served on February 20, 2024 upon the following:

BY HAND

Secretary of the Commonwealth 305 North Office Building Harrisburg, PA 17120-0029

ATTORNEY FOR PETITIONERS

PO BOX 575

SILVERDALE, PA 18962

267-261-2948

Email: larryotter@hotmail.com

EXHIBIT A

The objection petition shall specify objections to individual signature lines in nomination petitions or papers and these shall be set forth in an EXCEL® or other similar spreadsheet format. Objector may use the downloadable spreadsheet provided on the Court's website at: http://www.pacourts.us/courts/commonwealth-court/.

Spreadsheet columns shall include, for each challenged signature line on the nomination petition/paper: page number, line number, county, and the reason or reasons for each challenge. The spreadsheet shall designate the grounds for objection using the following abbreviations (challenge codes key):

NR –	Not Registered
NRA –	Not Registered at Address
NRCP –	Not Registered in Candidate's Party
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
DCS –	Defective Circulator Statement
SAC –	Signed After Circulator's Statement Dated
Other –	Any ground for objection not listed

above

SEE EXCEL SPREADSHEET FOLLOWING

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