

IN THE SUPREME COURT OF OHIO

**STATE OF OHIO, ex rel.
FRANK MORRIS, et al.,**

Relators,

v.

**STARK COUNTY BOARD OF
ELECTIONS, et al.,**

Respondents.

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: Case No. 2015-1277
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: **Original Action in Prohibition**
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**MERIT BRIEF OF RESPONDENT
SECRETARY OF STATE JON HUSTED**

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I. Introduction

Make no mistake, Relators seek *extraordinary* relief in this case: disqualifying a candidate for public office, against the certification decision of the Board of Elections and Secretary of State. This request requires caution, for many reasons. Although Relators essentially request such an inquiry, this Court should be reluctant to peer into the subjective intentions of candidates (whether as to party affiliation or residency) in order to disqualify them. It should be reluctant to decide that a candidate's personal reasons for leaving a political party are not good enough. It should be reluctant to take a certification decision out of the hands of the Board and the Secretary, where Ohio law firmly places these ballot decisions. And it should be reluctant to reduce the field of candidates voters have to choose from, particularly where a reduction ensures a victory for Relators' preferred candidate at the ballot box.

This case decides whether *Thomas M. Bernabei* gets to run as an independent candidate for *Mayor of Canton*. But it is not the open-and-shut case Relators portray. In this fact-specific case, Relators claim that Mr. Bernabei failed to properly disaffiliate from the Democratic Party and establish residency in Canton. But the evidence Relators present tells only part of the story. Viewing the record as a whole (especially given Relators' clear and convincing evidentiary burden), the evidence supports the Board/Secretary's conclusions that (1) Mr. Bernabei disaffiliated from the Democratic Party in good faith, and (2) Mr. Bernabei established Canton residency.

First, the record supports the conclusion that Mr. Bernabei disaffiliated in good faith. Ohio law allows people to change their minds when it comes to their association with political parties. This is true even if a person has been a member of a party for a long time. In this case, the evidence demonstrates that Mr. Bernabei made the weighty decision to disaffiliate from his longtime connection with the Democratic Party. He did so because he was dissatisfied with the

Party's proposed leaders in his local area, an area he has spent his career serving. He did so knowing that he would burn well-established political bridges and that he would forfeit the many advantages party membership afforded him. Mr. Bernabei did not hide his decision. He took public actions to follow through, including declaring his independent candidacy and resigning from several Democratic-affiliated positions. In short, the record reflects that Mr. Bernabei's disaffiliation was sincere, and that is what the law requires.

Relators build their contrary argument on a shaky foundation. Attempting to show a failure to disaffiliate, Relators rely heavily on Mr. Bernabei's political activities *before* his disaffiliation. But, as Ohio courts (including this one) have recognized, prior activity before disaffiliation has limited value in determining whether a person disaffiliated in good faith. After all, disaffiliation, by its very nature, requires prior affiliation. If prior activity could trump current intentions, then disaffiliation (a free and highly personal choice) would become quite difficult for anyone who has ever been involved in party politics. The Court should be hesitant to both set such a precedent and overrule Mr. Bernabei's personal choice to disaffiliate, just because he *was* a longtime Democrat.

Second, the evidence shows that Mr. Bernabei established residency in Canton before submitting his independent candidacy. Before submitting his statement of candidacy on May 4, 2015, Mr. Bernabei signed a month-to-month lease for a Canton residence, moved belongings into that residence, slept in that residence, and submitted a voter registration form (signed under penalty of election falsification) updating his address. It was Mr. Bernabei's intent to remain at that address until an alternative *Canton* residence (that Mr. Bernabei owned but was renting out) became available. When this alternative Canton residence would become available was uncertain and out of Mr. Bernabei's control. In hindsight, Mr. Bernabei's stay at his initial

Canton residence was short. But residency is not about hindsight, it is about Mr. Bernabei's intent and actions at the time he declared his candidacy. And it should not be ignored that, even with his address switch, at all times since declaring his candidacy Mr. Bernabei has resided in Canton.

Relators request for this extraordinary writ comes with heavy standards. The question is *not* whether this Court agrees with Relators and would have granted their protest. Rather, within the writ of prohibition context, the question is whether the Board/Secretary's decision was so poor that it should be considered *unauthorized by law*. The decision at issue comes nowhere close to that limit. This case presents mixed facts, with substantial evidence supporting certification of Mr. Bernabei's candidacy. The Board and Secretary's decision was well within the range of acceptable discretion Ohio law affords them. The writ should be denied.

II. Background

This action involves Thomas M. Bernabei's candidacy for Canton Mayor in the November 2015 election. On May 4, 2015, Mr. Bernabei filed a statement of candidacy and nominating petitions (signed under penalty of election falsification), seeking to run for Canton Mayor as an independent candidate. Resp. Ex. A.¹ In addition to these filings, on or before May 4, 2015, Mr. Bernabei: (1) resigned his position with the Democratic Central Committee (Resp. Ex. B); (2) resigned his positions as treasurer for several Democratic candidates (*see* Resp. Ex. C); (3) wrote and signed letters resigning from various Democratic-affiliated clubs (Resp. Ex. D); (4) entered into a month-to-month lease for a Canton house (Resp. Ex. E); (5) moved into and stayed at this leased Canton house; and (6) filed a voter registration form changing his address to this Canton house (*see* Resp. Ex. F).

¹ Relators included all of Secretary Husted's exhibits in their evidence submission. Given the volume of that filing, however, the Secretary will attach his exhibits to this brief, for the Court's convenience.

Relators filed a protest against Mr. Bernabei's candidacy with the Stark County Board of Elections ("the Board") on May 29, 2015. Relators maintained that Mr. Bernabei failed to properly disaffiliate from the Democratic Party in good faith. They also argued that Mr. Bernabei did not satisfy residency requirements for the position. *See* Compl., ¶ 17; Relators' Ev., Vol. I, Ex. C.

The Board held a hearing on July 6, 2015. Several witnesses testified including Mr. Bernabei. At the close of the proceedings, the Board voted on whether to allow Mr. Bernabei's candidacy. The four Board members split two to two. Pursuant to R.C. 3501.11(X), the Board submitted the tie vote to the Secretary for decision. *See* Compl., ¶¶ 18, 22; Relators' Ev., Vol. I, Ex. B (transcript of protest hearing).

After review of the record, the Secretary voted in favor of certifying Mr. Bernabei's independent candidacy. The Secretary issued his decision through a July 31, 2015 letter to the parties. Resp. Ex. G. He acknowledged that Mr. Bernabei had "long-standing affiliation to the Democratic Party," but found that Mr. Bernabei took reasonable steps to "disaffiliate from the Democratic Party before filing his independent candidate nominating petition * * *." With regard to the good faith requirement for disaffiliation, the Secretary found that there was not enough evidence to prove—under a clear and convincing evidence standard—that Mr. Bernabei's disaffiliation was insincere. The Secretary further noted that unlike the circumstances in a past disaffiliation case, *Jolivette v. Husted*, 694 F.3d 760 (6th Cir. 2012), Mr. Bernabei had not attempted to run for this office through a partisan primary election.

The Secretary also found that Relators failed to prove their residency challenge. He explained that, beyond submitting a voter registration update form, Mr. Bernabei signed a lease for a Canton residence, moved his belongings into that residence, and slept at that residence. In light of these circumstances, the Secretary concluded that Mr. Bernabei's later move to a different Canton address, unavailable at the time of the previous lease, did not establish (again, by clear and convincing evidence) a lack of Canton residency during the relevant period.

Relators filed the current action against the Board and the Secretary on August 4, 2015. They seek to overturn the Board/Secretary's decision through a writ of prohibition barring Mr. Bernabei from appearing on the November 2015 ballot.

III. Standards of Review

Relators face a steep uphill climb. To be entitled to the extraordinary writ they seek, Relators must overcome *multiple* unfavorable standards.

To begin, at the initial protest hearing, Relators were required to show by clear and convincing evidence that Mr. Bernabei should be disqualified. *State ex rel. Monroe v. Mahoning Cty. Bd. of Elections*, 137 Ohio St.3d 62, 2013-Ohio-4490, 997 N.E.2d 524, ¶ 25 (applying clear and convincing evidence standard in determining whether a "candidate's claim to be an independent was false or not made in good faith"); *see also State ex rel. Husted v. Brunner*, 123 Ohio St.3d 288, 2009-Ohio-5327, 915 N.E.2d 1215, ¶ 27 ("[I]t cannot be shown by the heightened standard of clear and convincing evidence that the person is not a resident of that county, and great weight must be accorded to the person's claimed voting residence."). Clear and convincing evidence is "more than a mere preponderance of the evidence" and requires enough proof to "produce in the mind of the trier of facts a firm belief or conviction as to the facts sought to be established." *Id.* at ¶ 18 (quoting *Cross v. Ledford*, 161 Ohio St.469, 477, 120 N.E.2d 118 (1954)). This elevated standard is consistent with the requirement "that election

laws should be liberally construed in favor of candidates for public office.” *State ex rel. Livingston v. Miami Cty. Bd. of Elections*, 196 Ohio App.3d 263, 2011-Ohio-6126, 963 N.E.2d 187, ¶ 34 (2nd Dist.).

On top of providing clear and convincing evidence, Relators must now *also* demonstrate that they are entitled to a writ of prohibition. To justify this extraordinary relief, Relators must show “(1) the board of elections is about to exercise or has exercised quasi-judicial power, (2) the exercise of that power is not authorized by law, and (3) denying the writ will result in injury for which no other adequate remedy exists in the ordinary course of the law.” *State ex rel. Monroe* at ¶ 19. More specifically, “[i]n an extraordinary action challenging the decision of a board of elections, the standard is whether the board engaged in fraud, corruption, or abuse of discretion or acted in clear disregard of applicable legal provisions.” *Id.* at ¶ 21. Because Relators do not allege fraud or corruption “the question is whether the board clearly disregarded established law or abused its discretion.” *Id.* “An abuse implies an unreasonable, arbitrary, or unconscionable attitude.” *State ex rel. Cooker Restaurant Corp. v. Montgomery Cty. Bd. of Elections*, 80 Ohio St.3d 302, 305, 686 N.E.2d 238 (1997).

Accordingly, Relators must overcome *both* an unfavorable evidentiary standard *and* an unfavorable standard of quasi-appellate review. They must show the record weighs so strongly in their favor that *both* (1) clear and convincing evidence justifies Mr. Bernabei’s disqualification, *and* (2) the Board/Secretary’s decision otherwise amounts to an abuse of discretion or a clear disregard of the law. This is no small task, and Relators fail to meet it.

IV. Argument

A. **The Secretary did not abuse his discretion, or clearly disregard the law, in finding that Mr. Bernabei disaffiliated in good faith.**

The first issue before the Court, and presented to the Board and Secretary via Relators' protest, is whether Mr. Bernabei sufficiently disaffiliated from the Democratic Party. Relators contend—based predominantly on Mr. Bernabei's partisan activities *before* his disaffiliation—that Mr. Bernabei is not qualified to run as an independent candidate because he did not properly “disaffiliate” from the Democratic Party. The evidence of this, however, is much weaker than Relators suggest. The record no doubt reflects that Mr. Bernabei was a longtime Democrat, but it *also* reflects that he made a thoughtful, serious, and sincere decision to cut ties with the Party. He took various steps to execute this decision and make it clear that he was, in fact, leaving the Party, including resigning from several Democratic-affiliated positions. Ultimately, upon examination of the record, clear and convincing evidence does not support Relators' contentions regarding lack of good faith. The Secretary neither abused his discretion nor clearly disregarded the law in concluding that Mr. Bernabei was qualified to appear on the ballot as an independent candidate.

1. **Ohio law requires independent candidates to disaffiliate in good faith; in evaluating disaffiliation, courts have focused primarily on candidates' actions *after* disaffiliation as opposed to actions *before* disaffiliation.**

Under Ohio law, a person may run as an independent candidate by filing a statement of candidacy and nominating petitions no later than four p.m. on the day before the primary election. R.C. 3513.257. An independent candidate is defined broadly as “any candidate who claims not to be affiliated with a political party * * *.” R.C. 3501.01(I); *State ex rel. Davis v. Summit Cty. Bd. of Elections*, 137 Ohio St. 3d 222, 2013-Ohio-4616, 998 N.E.2d 1093, ¶ 16 (same). Notably, “one cannot register with the secretary of state's office as an independent.”

State ex rel. Davis at ¶ 16. This Court has recognized that R.C. 3513.257 requires an independent candidate to disaffiliate from any previous party in good faith. *Id.* at ¶ 17, citing *Morrison v. Colley*, 467 F.3d 503 (6th Cir. 2006).

Whether a candidate has disaffiliated in good faith is a case-by-case, fact-specific inquiry. *See* Ohio Sec. of State Adv. Op. No. 2007-05 (providing guidelines to boards of elections in assessing an independent candidates and party affiliation). Certain circumstances—for example, (i) voting in a party primary after filing as an independent, or (ii) serving on a party’s central or executive committee after filing—may serve as conclusive or near-conclusive evidence that a candidate has not properly disaffiliated. *Id.* at 3-4. Other factors, such as past voting history or holding public office, are relevant to the inquiry, but require more delicate consideration. *See id.* at 4. For instance, in the 2007 Advisory, the Secretary stressed that a candidate’s past voting history, although relevant, is not conclusive evidence of affiliation “*because Ohioans are freely entitled to change or revoke their party affiliation at any time.*” *Id.* at 4.

Consistent with the Secretary’s Advisory, courts have distinguished between pre- and post-disaffiliation activity when assessing the sincerity of a candidate’s disaffiliation. Courts have found that certain behavior *after* a candidate files as an independent undermines the candidate’s “good faith” disaffiliation. *State ex rel. Davis* at ¶ 26. In *Davis*, this Court emphasized that “[w]hen courts have refused to allow an independent onto the ballot, they have identified at least some postpetition evidence to undermine the disaffiliation claim.” *Id.* For example, Ohio courts have found a lack of good faith when a candidate votes an absentee ballot in a partisan primary after filing as an independent candidate. *State ex rel. Lorenzi v. Mahoning Cty. Bd. of Elections*, 7th Dist. Mahoning No. 07 MA 127, 2007-Ohio-5879, 2007 WL 3227667, ¶¶ 26-27; *State ex rel. Wilkerson v. Trumbull Cty. Bd. of Elections*, 11th Dist. Trumbull No.

2007–T–0081, 2007-Ohio-4762, 2007 WL 2696769, ¶ 29. This inquiry into post-petition activity makes sense; if a candidate truly desires to disaffiliate from a political party, then he or she will not continue to associate with that party *after* disaffiliation. Evidence of affiliation after declaring as an independent therefore belies the sincerity of the disaffiliation.

The Sixth Circuit’s decisions in *Morrison* and *Jolivette* further illustrate the point. In *Morrison*, the plaintiff candidate, *after filing his independent candidacy*, voted in a Republican primary and appeared on a Republican primary ballot for the Party’s county and state central committees. 467 F.3d at 510. The court, therefore, rejected the plaintiff’s constitutional challenges to R.C. 3513.257, finding that his post-petition actions “evinced a desire to be affiliated with the Republican Party” by “running as a Republican in the primary, and voting in the Republican primary * * *.” *Id.* at 510. Such actions “precluded a good faith claim to be unaffiliated with any party” at the time of his independent candidacy filings. *Id.*

Jolivette tells a similar story. The Sixth Circuit again rejected constitutional challenges to the requirement that an independent candidate disaffiliate in good faith. *See generally Jolivette*, 694 F.3d 760. Because there were “objective facts” in the record that the candidate maintained an active affiliation with the Republican Party *after* filing as an independent, the court held that disqualification of the candidate, based on lack of good faith disaffiliation, was constitutionally sound. *Id.* at 667-70. The court relied on two pieces of post-petition evidence: (i) the candidate failed to amend a designation of treasurer form indicating his affiliation with the Republican Party for two months after filing as an independent; and (ii) maintained a website and Facebook page advertising his membership in Republican organizations and promoting his candidacy as a “Vote for Strong Republican Leadership.” *Id.* at 667-68.

As opposed to post-disaffiliation activity, courts have been far more reluctant to rely on partisan activity *before* disaffiliation to disqualify an independent candidate. *See State ex. rel. Livingston*, 196 Ohio App.3d 263, at ¶ 32 (noting a lack of case law supporting disqualification “solely on the basis of prefiling conduct or activity”); *cf. also State ex rel. Davis v. Summit Cty. Bd. of Elections*, 137 Ohio St. 3d 222, 2013-Ohio-4616, 998 N.E.2d 1093, ¶ 27 (“[W]here the challenge is based solely on prepetition evidence, the evidence needs to be that much more substantial to warrant excluding an otherwise qualified candidate.”). Indeed, no court has ever required complete separation from a political party before the filing of an independent’s statement of candidacy and nominating petitions.

The value of pre-disaffiliation evidence is ordinarily limited for at least two reasons. First, Ohio law does not impose any “look-back” or “sit-out” timing requirements in order to qualify as an independent candidate. While *voters* in Ohio may be considered members of a party by “looking back” to see if they voted in a partisan primary election within the past two years, there is no such “look back” requirement to determine a candidate’s affiliation. *State ex rel. Davis* at ¶¶ 20-22. And, while some states require independent candidates to “sit-out” of partisan activities for a set period before running as an independent, *see Storer v. Brown*, 415 U.S. 724, 736 (1974), Ohio has no such law. In fact, this Court has stated that a “sit-out” requirement goes against general election-law principles: “Requiring disaffiliating candidates to ‘sit-out’ for any length of time ‘conflict[s] with this court’s precept that courts should liberally construe election laws in favor of persons seeking to hold office so as to avoid restricting the right of electors to choose among qualified candidates.’” *State ex rel. Davis* at ¶ 23, quoting *State ex rel. Lynch v. Cuyahoga Cty. Bd. of Elections*, 80 Ohio St.3d 341, 343, 686 N.E.2d 498 (1997).

Second, as a practical matter, partisan behavior is natural until the time of disaffiliation. Disaffiliation, by definition, requires *prior* affiliation. Ohio law does not prohibit a long-time member of a political party from becoming an independent candidate, and such a candidate will almost certainly come with a lengthy history of participation in party politics. As one example, “[i]f a candidate’s prior voting record, standing alone, could trump a declaration of disaffiliation, then disaffiliation would never be possible.” *State ex rel. Davis* at ¶ 19. Thus, while pre-petition behavior is not irrelevant to the good faith inquiry, it tends to “shed little light on the sincerity of [a candidate’s] declaration” on the day that declaration is made. *Id.* at ¶ 25 (concluding that a candidate’s prior donations to a political party had little value in assessing her disaffiliation).

2. Relators did not demonstrate by clear and convincing evidence that Mr. Bernabei disaffiliated in bad faith.

Applying the above principles to this case, Relators failed to meet their heightened burden of proving that Mr. Bernabei’s disaffiliation was not in good faith. Although the record reflects that Mr. Bernabei was a longtime Democrat, it also reflects that, in filing his statement of candidacy and nominating petitions, he made the sincere and difficult decision to break from the Democratic Party. Under these circumstances, the Secretary’s decision was correct.

To begin, Mr. Bernabei took the objective steps necessary to disaffiliate from the Democratic Party. As required under R.C. 3513.257, Mr. Bernabei filed his statement of candidacy and nominating petitions at 3:29 p.m. on May 4, 2015 (the day before the primary). Resp. Ex. A; *see also State ex rel. Davis* at ¶ 28 (recognizing that a candidate’s disaffiliation filings “can, in some circumstances, be sufficient affirmative action”). He signed these filings under penalty of election falsification, a fifth degree felony.

Because Mr. Bernabei completed the filings for independent candidacy required under R.C. 3513.257, the question turns to good faith. Caution is key in this subjective area. Policing

a candidate's political ideology and personal thoughts is not the point of the good faith inquiry. Rather, Ohio's independent-candidate laws allow candidates reasonable ballot access, and permit voters to vote for the candidates of their choosing. Accordingly, the issue is not whether Mr. Bernabei's reasons for disaffiliation are good enough to satisfy Relators or his former political party; the law simply requires that Mr. Bernabei's choice to disaffiliate be sincere.

The record supports a finding of good faith disaffiliation. In this case, the evidence demonstrates that Mr. Bernabei's disaffiliation was in good faith. In addition to declaring his independent candidacy for Mayor, Mr. Bernabei took several other measures confirming that he had decided to cut ties with the Democratic Party. Before filing his statement of candidacy, Mr. Bernabei:

- resigned from the Democratic Central Committee of Stark County;
- resigned as campaign treasurer for Kristen Donohue Guardado;
- resigned as campaign treasurer for Chryssa Harnett;
- resigned as campaign treasurer for Joe Martuccio;
- wrote a letter resigning from the Western Stark County Democratic Club;
- wrote a letter resigning from the Jefferson-Jackson Club; and
- wrote a letter resigning from the Alliance Area Democratic Club.²

See Complt., ¶ 69; Resp. Ex. D (letters dated April 30, time-stamped receipt of May 4 at 3:26 p.m. by Stark County Board of Elections); Resp. Ex. C (letter dated May 4, time-stamped receipt of May 4 at 2:02 p.m. by Stark County Board of Elections); Resp. Ex. B (letter dated April 30,

² Within their filings, Relators make much of whether Mr. Bernabei properly delivered these letters to the Alliance Area and Jefferson-Jackson clubs. See Resp. Exs. B and D. But regardless of whether these letters were appropriately delivered, they still depict Mr. Bernabei's intent to sever these Democratic affiliations. Moreover, Mr. Bernabei did not keep these resignation letters a secret from the Democratic Party. He had them delivered to Phil Garvais, the Chairperson for the Stark County Democratic Party. See Tr. 70, 202, 306.

2015, time-stamped receipt of May 4 at 3:26 p.m. by Stark County Board of Elections). Moreover, for the May 2015 primary, Mr. Bernabei voted a nonpartisan ballot, instead of casting a ballot in the Democratic Party's primary. Tr. at p. 77.

Beyond taking these steps to distance himself from the Democratic Party, at the protest hearing Mr. Bernabei offered a sincere and reasonable explanation for breaking from the Party. Mr. Bernabei has spent most, if not all, of his career serving the Canton and Stark County areas. See Tr. 62-63 (describing Mr. Bernabei's career in the Canton/Stark County area). With the 2015 primary election approaching, Mr. Bernabei began paying attention to the Canton Mayoral race. Tr. at pp. 229-30. Mr. Bernabei heard the April 22 debate for the race, and testified that he "was disillusioned by the nature, quality, and responses of both candidates." *Id.* Adding fuel to the fire, on April 26 the Canton Repository stated that it would not endorse either candidate for Mayor (no doubt confirming Mr. Bernabei's view, at least in his mind). *Id.* Moreover, in addition to Mr. Bernabei's own testimony, other witnesses also confirmed that this was Mr. Bernabei's state of mind at the time. See e.g., Tr. at p. 206 (testimony of Phil Giavasis); 309-10 (testimony of Jeanette Mullane). The combination of these circumstances is more than enough to reasonably conclude that Mr. Bernabei was genuinely dissatisfied with, and chose to genuinely split from, the Democratic Party.

And while Mr. Bernabei was a longtime Democrat, much of the record suggests that he was a relatively moderate one. Despite sporadic rhetoric about being a "dyed-in-the-wool" Democrat, Mr. Bernabei also self-identified as holding mixed ideological and practical viewpoints. Tr. at p. 222 ("I am not necessarily a loyalist to the Democratic Party as it exists. My conduct in office * * * has been more [] middle of the road."). Mr. Bernabei described, for example, that in his most recent election he was not endorsed by the AFL-CIO due to stances on

collective bargaining issues. *Id.* at 224. He also noted that, despite forty years of involvement with the Party, he was never appointed to the Stark County Democratic Party's Executive Committee. *Id.* at 221-24. Viewed in this light, Mr. Bernabei's disaffiliation from the Party is less surprising than one might initially think based solely on his years of membership.

Finally, and perhaps most significantly, the Court should not underestimate the import of Mr. Bernabei's disaffiliation decision. By running as an independent candidate, Mr. Bernabei is forsaking the support of the Democratic Party, support that has apparently been quite effective for him during his career. *See, e.g.,* Tr. at pp. 62-63. He is burning political bridges it took years to build. Going forward, he will no longer have Party resources available for advertisement or promotion, or the Party base for voter support. Nor will he have a party identifier on the ballot as shorthand for voters unfamiliar with his specific qualifications or platform.

Mr. Bernabei recognized the costs of his decision. *See* Tr. at pp. 224-27. He recognized disaffiliation would affect his relationships with friends and colleagues. *Id.* at 225. He recognized that he had "probably foreclosed" his chances at another term as County Commissioner. *Id.* at 227. For a person that had spent his career with the Democratic Party, this was not an easy decision of short-term convenience. It was an "irrevocable decision", *id.* at 226, that came with serious consequences. Although Relators might not like or agree with Mr. Bernabei's line of reasoning and decision to split with the Democratic Party, it satisfies the good faith threshold.

Relators failed to prove bad faith disaffiliation. Relators "do[] not strengthen their argument" by citing to Mr. Bernabei's history of voting Democrat, or to evidence of his past affiliation with the Democratic Party. *State ex rel. Davis v. Summit Cty. Bd. of Elections*, 137 Ohio St. 3d 222, 2013-Ohio-4616, 998 N.E.2d 1093, ¶ 19. Relators submit a lengthy recitation

of Mr. Bernabei's history with the Party, including his years of service as an elected officeholder, his employment under other Democratic officeholders, his appearance at past party events, and his past donations both to the party and Democratic candidates. *See*, Compl't., ¶¶ 65, 66, 71, 72, 73; Relators' Merit Br. at 31-34. But, again, a *disaffiliating* candidate necessarily comes with a history of *affiliation*. As this Court has noted, a prior history of partisan voting, and even donations to party candidates, does little to demonstrate that the disaffiliating candidate lacked good faith on the day he or she filed as an independent candidate. *See State ex rel. Davis*, at ¶¶ 18-19 (noting “[a] candidate’s prior voting history, standing alone, cannot be a sufficient basis for disqualifying an independent candidate” and “there is no necessary correlation between donations and political affiliation”). If anything, Mr. Bernabei's history as a Democrat underlines the serious and consequential nature of his decision to disaffiliate with his longtime Party – he might very well lose his seat as a Stark County Commissioner. *See, e.g.*, Tr. at p. 227.

In any event, Ohio law does not require a candidate to make a complete and total break with a political party prior to declaring as an independent candidate; that is, to unwind every entanglement, abandon every party-related friendship, resign from public office, or obliterate every existing marker of prior party involvement. It requires only that the break be made in good faith. Relators' purported evidence of post-petition partisan activity does not demonstrate a lack of good faith on Mr. Bernabei's part.

First, because Mr. Bernabei ran as a Democrat for his current position as a Stark County Commissioner, Relators argue that he is “objectively and conclusively” affiliated (and “affiliated in law,” at that) with the Democratic Party. Compl't., ¶¶ 34, 39; Relators' Merit Br. at 23-26. Importantly, the office of a county commissioner is not a party one (as opposed to, for example, a county central committee for a political party). County commissioners serve all residents of

the county, not only those affiliated with their party of choice. *See* R.C. 3.23 (prescribing county commissioner’s oath of office to support U.S. and Ohio Constitutions and to faithfully discharge the duties of the office). While Mr. Bernabei was elected to his position while a member of the Democratic Party, he does not serve under the direction of that Party. Further, Ohio law does not prohibit elected officials from affiliating with any political organization they choose, or require them to continue a prior affiliation until the expiration of their term. *See* U.S. Const., First Amendment; Ohio Const., Art. I, § 3. If the Democratic voters of Stark County take issue with Mr. Bernabei’s choice to disaffiliate, they are able to indicate that choice at the ballot box, as Mr. Bernabei himself recognizes. *See, e.g.*, Tr. at pp. 225-27.

Further, the oaths signed by party candidates and voters are in place to protect the integrity of the party primary by discouraging participation by candidates and voters who do not share that party’s political ideology. *See State ex rel. Murphy v. Graves*, 91 Ohio St. 36, 40-41, 109 N.E. 590, 591 (1914) (noting “the purpose of the primary is to enable the rank and file of each party to nominate the party’s representatives for public office”). At the time Mr. Bernabei ran as a Democratic candidate for a Stark County Commissioner’s seat, he was able to declare his affiliation with the Democratic Party. That has since changed, of course, as Mr. Bernabei has now declared himself an independent candidate, unaffiliated with any party. But Mr. Bernabei cannot retroactively alter either the ballots or the declarations of candidacy on which he ran as a Democrat in the past, even if he wanted to. *See, e.g.*, Complt., ¶¶ 34, 36. He is also unable to change his own voting history over the past two years, where he has run and voted in Democratic primary elections. Complt., ¶ 39. Once again, Mr. Bernabei’s disaffiliation with the Democratic Party does not (and cannot) change his *history* of affiliation with that party. Evidence of that history – past candidacies, and voting in past primaries – does little to demonstrate a lack of good

faith at the time of disaffiliation. *State ex rel. Davis v. Summit Cty. Bd. of Elections*, 137 Ohio St. 3d 222, 2013-Ohio-4616, 998 N.E.2d 1093, ¶ 25.

Second, Relators argue that because Mr. Bernabei endorsed and served as campaign treasurer for Democratic candidates, was a member of two local Democratic clubs, and that both his picture and name were posted on party websites, his claim of disaffiliation was not made in good faith. *See, e.g.*, Complt., ¶¶ 43, 51, 61; Relators' Merit Br. at 29-30. As Relators concede, Mr. Bernabei resigned as the treasurer for all Democratic candidates when he filed his independent candidacy petition. Complt., ¶ 69. The record also demonstrates that Mr. Bernabei made efforts to resign from those two clubs, Complt., ¶ 57, and he certainly does not control the websites of other candidates or the Democratic Party. Contrary to Relators' assertions, Relators' Merit Br. at 27, Mr. Bernabei did make an "affirmative act" of disaffiliation: he declared himself an independent candidate, disaffiliating from the Democratic Party.

But, as a practical matter, the fact that Mr. Bernabei's name appears on campaign materials, made *before* his disaffiliation, is to be expected. An independent candidate is not required to pluck up every yard sign, confiscate every old newspaper, or rescind every radio ad produced before his disaffiliation. "[T]he requirement imposed by R.C. 3513.257 and *Morrison v. Colley* is that a candidate must declare her lack of affiliation in good faith, *not that she take affirmative action to disaffiliate in order to prove her good faith.*" *State ex rel. Davis v. Summit Cty. Bd. of Elections*, 137 Ohio St. 3d 222, 2013-Ohio-4616, 998 N.E.2d 1093, ¶ 28 (emphasis added). Even if Mr. Bernabei remained friends with Democratic candidates, and supports their bids for elective office, this fact would not be dispositive. "The fact that [an independent candidate] has friendships with members of the Democratic Party is irrelevant. . . . [D]isaffiliation from a party does not require one to abandon all friends and acquaintances."

State ex rel. Monroe v. Mahoning Cty. Bd. of Elections, 137 Ohio St. 3d 62, 2013-Ohio-4490, 997 N.E.2d 524, ¶ 26. In short, nothing in the record indicates that Mr. Bernabei continued to actively participate in Democratic politics or clubs after his declaration of disaffiliation.

Relators finally contend that Mr. Bernabei could not have disaffiliated in good faith because he can cite no ideological split with the Democratic Party, only disappointment with the slate of candidates presented for the Canton mayoral race. Complt., ¶ 84; Relators' Merit Br. at 35-39. Relators suggest that Mr. Bernabei's decision to disaffiliate and run as an independent candidate was therefore motivated by strategic considerations. *See, e.g.*, Complt., ¶ 96; Relators' Merit Br. at 37. But strategic motivations are not sufficient to disqualify an independent candidate. *State ex rel. Monroe* at ¶ 27 (finding that the candidate's "remark that it was 'more strategic' to run as an independent is not disqualifying"). Even where "[t]he record supports a finding that [the candidates] may have acted on a calculation that they would have a better chance of winning as independent candidates," such evidence "fails to rise to the level of clear and convincing evidence that their claims of disaffiliation from the Republican party were not made in good faith . . . that is, that either actually remains affiliated with the Republican party." *State ex rel. Livingston v. Miami Cty. Bd. of Elections*, 196 Ohio App. 3d 263, 2011-Ohio-6126, 963 N.E.2d 187, ¶ 35 (2d Dist.).

Again, the decision to disaffiliate from a political party is a weighty one, alienating party support and risking affirmative votes. Mr. Bernabei gave serious thought to the decision to disaffiliate, and ultimately came to the conclusion that he wished to separate from the Democratic Party and run as an independent candidate in the Canton mayoral race. *See* Tr. at p. 224-27 (noting costs to Mr. Bernabei's relationships and political career because of disaffiliation).

As a final note, Relators rely extensively on the *Jolivette* decisions to support their contention that Mr. Bernabei did not disaffiliate from the Democratic Party in good faith. Of course, the federal courts were deciding, in part, an as-applied First Amendment challenge to R.C. 3513.257. As the Sixth Circuit emphasized, its opinion did not reach the merits of the disqualification decision. The court decided only that, “[u]nder the circumstances of this case, . . . the disqualification of an independent candidate based on a finding that the candidate’s claim to have disaffiliated with a political party was not made in good faith because the candidate is not actually unaffiliated is constitutionally permissible.” *Jolivette v. Husted*, 694 F.3d 760, 770 (6th Cir. 2012) (internal quotation and citation omitted). The court specifically did not decide “what standard of evidence applies under Ohio law to sustain a protest for lack of disaffiliation under § 3513.257, and whether that standard was met in this case.” *Id.* at 770 n.4.

3. At a bare minimum, the Board/Secretary’s decision was not an abuse of discretion or in clear disregard for the law

But there is still an extra layer to the Court’s disaffiliation analysis (if it needs to get this far). Even assuming, for the sake of argument, that this Court disagrees with the Board/Secretary’s disaffiliation decision, that is not enough to justify a writ of prohibition. Relators must still demonstrate that the decision was an abuse of discretion or in clear disregard of the law. This they cannot do. As detailed above, the Court has defined “abuse” in this context as “an unreasonable, arbitrary, or unconscionable attitude.” *State ex rel. Cooker Restaurant Corp. v. Montgomery Cty. Bd. of Elections*, 80 Ohio St.3d 302, 305, 686 N.E.2d 238 (1997). Here, the Secretary’s decision does not reflect an unreasonable attitude; it reflects a prudent one.

Relators’ disqualification request asked for *exceptions* to general election-law principles. They asked the Secretary to (1) deviate from the standard rule that pre-disaffiliation evidence has limited value, and (2) resolve doubt, given the unique facts of this case, in favor of

disqualification rather than ballot access. Given the unusual and arguably unprecedented facts of this case,³ it was *at the very least* reasonable for the Secretary to resolve this dispute on the side of candidacy and find that Mr. Bernabei disaffiliated in good faith. Even presuming there is room to debate this outcome, the Secretary’s decision was still not an abuse of discretion or in clear disregard of the law.

B. The Secretary did not abuse his discretion, or clearly disregard the law, in finding that Mr. Bernabei established his residence in Canton, Ohio.

The second issue before the Court, and presented to the Board/Secretary via Relators’ protest, is whether Mr. Bernabei satisfied the residency requirements set forth in R.C. 3513.261. In deciding, based upon the evidence presented, that Mr. Bernabei met these residency requirements, the Secretary did not abuse his discretion.

R.C. 3513.261 requires, in addition to being an elector, that a candidate swear under penalty of election falsification that he or she is “qualified to vote for the office he [or she] seeks.” *State ex rel. Markulin v. Ashtabula Cty. Bd. of Elections*, 65 Ohio St. 3d 180, 184, 602 N.E.2d 626 (1992). To be able to sign the statement truthfully, a candidate must be registered at an address within the election district at the time the statement is signed. *See State ex rel. Walsh v. Ashtabula Cty. Bd. of Elections*, 65 Ohio St.3d 197, 602 N.E.2d 638 (1992). Moreover, in determining the voting residence of a person courts have looked to the provisions set forth in R.C. 3503.02. *See State ex rel. Stine v. Brown Cty. Bd. of Elections*, 101 Ohio St.3d 252, 2004-Ohio-771, 804 N.E.2d 415, ¶15. Among other things, R.C. 3503.02 provides that a voting

³ Relators raise the specter of an independent Presidential run by Donald Trump. *See* Relators’ Merit Br. at 40-42. Should that issue ever come before either the Secretary or this Court, the “good faith” disaffiliation inquiry is a fact-specific one. The facts surrounding Mr. Trump’s candidacy for President are not analogous to the facts of this case, and are more akin to the candidate activity in *Morrison* and *Jolivette*: Mr. Trump has filed with the FEC in pursuit of a Republican nomination, and appeared as a Republican hopeful in a nationally televised debate, all for the same office he would be seeking as an independent candidate in Relators’ hypothetical. *See id.* at 41.

residence “shall be considered the residence of a person in which the person’s habitation is fixed and to which, whenever the person is absent, the person has the intention of returning,” R.C. 3503.02(A), or “[t]he place where the family of a married person resides shall be considered to be the person’s place of residence . . .” R.C. 3503.02(D). Additionally, “[a] person shall not be considered to have lost the person’s residence who leaves the person’s home and goes into another state or county of this state, *for temporary purposes only*, with the intention of returning.” R.C. 3503.02(D).

When multiple sections of R.C. 3503.02 are applicable, “it is difficult to find by clear and convincing evidence that a person is not a resident of the county claimed” simply because one provision is satisfied and another is not. *State ex rel. Husted v. Brunner*, 123 Ohio St. 3d 288, 2009-Ohio-5327, 915 N.E.2d 1215, ¶ 27. That is, “[t]he rules which the General Assembly specified were apparently intended to enable an individual in such a situation to select as his residence some place which fairly conformed with one or more of the several rules specified, even though it might not conform with some of the other rules so specified or might not be his domicile.” *Id.* at ¶27, quoting *State ex rel. Klink v. Eyrich*, 157 Ohio St. 338, 344, 47 O.O. 198, 105 N.E.2d 399 (1992) (Taft, J., concurring). “Consequently, when the applicability of multiple sections leads to conflicting results, it cannot be shown by the heightened standard of clear and convincing evidence that the person is not a resident of that county, and great weight must be accorded to the person’s claimed voting residence.” *Id.*

In reviewing the record, the Secretary did not abuse his discretion in finding there was sufficient evidence that Mr. Bernabei’s statement of candidacy satisfied the residency requirements set forth in R.C. 3513.261. This Court has routinely held that it does not substitute its “judgment for that of a board of elections if there is conflicting evidence on an issue.” *State*

ex rel. Commt. for the Referendum of Lorain Ord. No. 77-01, 96 Ohio St.3d 308, 2002-Ohio-4194, 774 N.E.2d 239, ¶ 47, quoting *State ex rel. Wolfe v. Delaware Cty. Bd. of Elections*, 88 Ohio St.3d 182, 185, 724 N.E.2d 771 (2000). The Court has specifically applied this principle to deny writs challenging decisions of boards of elections on candidate-residence issues. *Herdman v. Franklin Cty. Bd. of Elections*, 67 Ohio St.3d 593, 596, 621 N.E.2d 1204 (1993); *State ex rel. Clinard v. Greene Cty. Bd. of Elections*, 51 Ohio St.3d 87, 88, 554 N.E.2d 895 (1990) (“There is no abuse of discretion when the board reaches its decision based on substantial though conflicting evidence”). For example, in *State ex rel. Duncan v. Portage Cty. Bd. of Elections*, 115 Ohio St.3d 405, 2007-Ohio-5346, 875 N.E.2d 578 and *State ex rel. Stine v. Brown Cty. Bd. of Elections*, 101 Ohio St.3d 252, 2004-Ohio-771, 804 N.E.2d 415 (two cases relied upon by Relators), the Court specifically *deferred to the judgment of the board of elections* because there was conflicting evidence before the board of elections concerning a candidate’s appropriate legal residence.

Here, there was sufficient evidence submitted that Respondents could reasonably conclude that at the time Mr. Bernabei filed his statement of candidacy, he intended to reside at the 2118 University Avenue NW, Canton, Ohio address and therefore complied with the residence requirement set forth in R.C. 3513.261 and 3503.02(A). Specifically, Mr. Bernabei entered into a month-to-month lease agreement on April 30, 2015 to lease property located on University Avenue. Tr. at p. 242; Resp. Ex. E. In doing so, Mr. Bernabei paid \$1,000 for the first month’s rent. Tr. at p. 242-243. Concurrently, he began the process of updating his voter registration to reflect this new address. Mr. Bernabei testified that on April 30, 2015, he completed a Voter Registration Form changing his voting residence address from 2745 Dunkeith Drive, Jackson Township, Ohio to 2118 University Avenue NW, Canton, Oh. Tr. at p. 253;

Resp. Ex. F. The form was dated May 3, 2015, the date Mr. Bernabei moved into the property and the date the form was actually filed. *Id.* at 253-354. Thereafter, Mr. Bernabei continued to reside at the University Avenue address and returned to that property each night until an alternate home that he already owned in Canton, Ohio became available. *Id.* at 259. In addition to his conduct, Mr. Bernabei also testified from May 3, 2015 forward he understood that his address, for residency purposes, was 2118 University Avenue. *Id.* at 255. In light of these facts, it was more than reasonable for the Secretary to conclude that, at the time he filed his statement of candidacy, Mr. Bernabei's residence was at the University Avenue address, as contemplated by R.C. 3503.02(A).

Although Relators make a number of allegations they contend cut against Mr. Bernabei's claimed residency, these arguments do not overcome Relators' high burden of demonstrating by clear and convincing evidence that Mr. Bernabei did not in fact intend to reside at the University Avenue property. First, Relators argue that because Mr. Bernabei ultimately moved to a second residence in Canton on Lakecrest Street (property he already owned), he never really intended to make the 2118 University Avenue property his residence. Compl., ¶ 122. But the record is replete with conflicting evidence such that Respondents could reasonably conclude Mr. Bernabei did intend to return the University Avenue residence at the time he filed his statement of candidacy. In fact, Mr. Bernabei testified (and there is no evidence to the contrary) that he began residing at the University Avenue property beginning May 3, 2015 and returned every consecutive night until an alternate home that he owned in Canton, Ohio became available. Tr. at p. 259.

At the time Mr. Bernabei moved to the University Avenue property, he and his wife also owned a home at 441 Lakecrest Street NW in Canton, Ohio. Tr. at p. 237. He and his wife

leased that property to tenants who could not initially vacate the premise when Mr. Bernabei was ready to move to Canton. Tr. at pp. 238-239. Although the tenants at the Lakecrest property had advised Mr. Bernabei they were eventually planning to move, Mr. Bernabei testified neither he nor the tenants knew when they would actually be out of the property. *Id.* at pp. 238-239. Of course Mr. Bernabei hoped that he and his wife would eventually be able to move into the Lakecrest property that they already owned, but at the time he filed his statement of candidacy he had no assurances as to when that might be. *Id.* In light of this, Bernabei located and leased the University Avenue property with the intention of making that the address where he would reside and continue to return for an indefinite period of time. *Id.* at p 255.

On May 3, 2015, Mr. Bernabei began moving his belongings into the University Avenue property. *Id.* at p. 258. Mr. Bernabei began living at the University Avenue property beginning May 3 and consistently returned to that address through May 6, 2015. *Id.* at p. 259. It was not until the Lakecrest property became available that he vacated the University Avenue property. *Id.* Moreover, there is no evidence in the record to suggest that, had the Lakecrest property not become available on May 7, 2015, Mr. Bernabei would not have continued to return to the University Avenue property.

Ohio law does not set forth a specific time frame upon which one must continue to reside at a voting residence. Where the intention, at the time of registration, is to return to the property, proper voting residence is established. *See* R.C. 3503.02(A); *State ex rel. Husted v. Brunner*, 123 Ohio St.3d 288, 2009-Ohio-5327, 915 N.E.2d 1215. And Mr. Bernabei's desire to eventually move to property that he already owned in Canton, Ohio does not undercut his intentions when submitting his statement of candidacy, as he established that he had no way of knowing when that property might become available. Additionally, unlike the candidate in

Duncan who refused to testify as to where he usually slept at the time he submitted his statement of candidacy (*Duncan*, 115 Ohio St.3d at ¶ 17), Mr. Bernabei has established that from the time he filed his statement he slept at the University Avenue property until subsequent property *in Canton* became available. And unlike the candidate in *Stine*, who testified that if he lost the election he would return to his former address outside the county in which he was running (*Stine*, 101 Ohio St.3d at ¶ 7), Mr. Bernabei’s subsequent move into the Lakecrest property was within Canton – the very place he intends to reside and run for Mayor.

Next, Relators argue that Mr. Bernabei’s conduct when moving into the University Avenue residence did not suggest an intent to stay. Compl., ¶¶ 125, 127. However, as has been set forth above, there is sufficient evidence in the record (such as Mr. Bernabei’s testimony that he stayed at the property consistently until the Lakecrest property came available, paying up front for a full month’s rent) that the Secretary could conclude Mr. Bernabei satisfied the residency requirements. Given what turned out to be a short time frame between when Mr. Bernabei moved to the University Avenue address and when the Lakecrest property became available, it is understandable that Mr. Bernabei did not have an opportunity to move more significant furnishings into the property. Additionally, Mr. Bernabei testified that he did not require much. Tr. at 258. Nor would one have necessarily expected that Mr. Bernabei would have already changed his mailing address or forwarded his mail, particularly where he testified that much of his time during this period was consumed with the petition process. Tr. at pp. 257-258.

Finally, Relators argue that R.C. 3503.02(D) (providing that “the place where the family of a married person resides shall be considered to be the person’s place of residence”) contradicts Mr. Bernabei’s residence in Canton, Ohio because at the time his statement of candidacy was

filed, Mr. Bernabei's wife still lived in Jackson Township. Tr. at p. 263. However, this argument disregards this Court's prior holding in *State ex rel. Husted v. Brunner* that it is impermissible to elevate, without reasonable justification, one provision of R.C. 3503.02 over another where the language of all provisions is mandatory. 2009-Ohio-5327, ¶ 32. Here, as in *Husted*, there is sufficient evidence to support the Secretary's decision that Mr. Bernabei satisfied R.C. 3503.02(A) (demonstrating intent to return to the University Avenue property such that the University Avenue property was Mr. Bernabei's intended residence). The Secretary was not, therefore, required to treat Mrs. Bernabei's residence as dispositive. *State ex rel. Husted* at ¶ 33.

In fact, none of Relators' allegations are dispositive of Mr. Bernabei's residency, particularly when Mr. Bernabei testified that his intention was to make the University Avenue property his residence and where the record reflects that at the time Mr. Bernabei filed his statement of candidacy, he had (1) registered as a voter in Canton, Ohio, (2) entered into a lease agreement and paid the first month's rent at a residence in Canton, Ohio, (3) moved belongings into that property, (4) upon return from a vacation physically moved into that property, and (5) consistently returned to the property each night until an alternate residence in Canton, Ohio (one that he owned) became available.

To the extent Relators have submitted conflicting evidence related to Mr. Bernabei's residency, they had to demonstrate by *clear and convincing evidence* that Mr. Bernabei's voting residency was in fact not proper. That the Secretary found that Relators failed to do so was well within in his discretion and supported by evidence set forth in the record. Accordingly, that finding should not be disrupted.

V. Conclusion

For all the foregoing reasons, this Court should deny the Relators' extraordinary request for a peremptory writ of prohibition. Based upon the evidence submitted, Respondents reasonably concluded within their sound discretion that Mr. Bernabei sufficiently disaffiliated with the Democratic Party and became a residence of Canton, Ohio as required under Ohio law. This Court should not disrupt that finding.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing *Merit Brief of Respondent Secretary of*

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IN THE SUPREME COURT OF OHIO

STATE OF OHIO, ex rel.
FRANK MORRIS, et al.,

Relators,

v.

STARK COUNTY BOARD OF
ELECTIONS, et al.,

Respondents.

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: Case No. 2015-1277
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: **Original Action in Prohibition**
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RESPONDENT OHIO SECRETARY OF STATE
JON HUSTED'S EVIDENCE INDEX

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Counsel for Respondent
Ohio Secretary of State Jon Husted

N. ZACHARY WEST (0087805)*

*Counsel of Record

The Ohio Democratic Party

340 East Fulton Street

Columbus, Ohio 43215

Tel: 614-221-6563

Fax: 614-221-0721

zwest@ohiodems.org

Counsel for Relator

The Ohio Democratic Party

RAYMOND V. VASVARI, Jr. (0055538)*

*Counsel of Record

K. ANN ZIMMERMAN (0059486)

Vasvari & Zimmerman

1301 East Ninth Street

1100 Erieview Tower

Cleveland, Ohio 44114-1844

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vasvari@vasvarilaw.com

zimmerman@vasvarilaw.com

Counsel for Intervenor

Respondent Thomas M. Bernabei

DEBORAH A. DAWSON (0021580)

STEPHAN P. BABIK (0080165)

JOHN D. FERRERO

The Stark County Prosecuting Attorney

110 Central Plaza South, Suite 510

Canton, Ohio 44702

Tel: 330-451-7865

Fax: 330-451-7225

dadawson@starkcountyohio.gov

spbabik@starkcountyohio.gov

Counsel for Respondent

Stark County Board of Elections

**RESPONDENT OHIO SECRETARY OF STATE
JON HUSTED'S EVIDENCE INDEX**

Exhibit A	Thomas M. Bernabei Nominating Petitions as Independent Candidate for Office of Mayor of Canton, Ohio (submitted May 4, 2015)
Exhibit B	Letter of Resignation from Democratic Central Committee filed with Stark County Board of Elections (submitted May 4, 2015)
Exhibit C	Thomas M. Bernabei Campaign Treasurer Resignation Letter (submitted May 4, 2015)
Exhibit D	Letters of Resignation from Western Stark County Democratic Club, Jefferson-Jackson Club, and Alliance Area Democratic Club filed with Stark County Board of Elections (submitted May 4, 2015)
Exhibit E	Lease Agreement for 2118 University Ave. NW (May 1, 2015)
Exhibit F	Thomas M. Bernabei Change of Voter Address Forms (submitted May 3, 2015 and May 15, 2015)
Exhibit G	July 31, 2015 Tie-Vote Letter from Secretary of State Jon Husted to the Stark County Board of Elections (dated July 31, 2015)

Respectfully submitted,

/s Sarah E. Pierce

SARAH E. PIERCE (0087799)*

*Counsel of Record

ZACHERY P. KELLER (0086930)

NICOLE M. KOPPITCH (0082129)

Assistant Attorneys General

Constitutional Offices Section

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zachery.keller@ohioattorneygeneral.gov

nicole.koppitch@ohioattorneygeneral.gov

Counsel for Respondent

Ohio Secretary of State Jon Husted

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing *Respondent Ohio Secretary of State Jon*

Husted's Evidence Index was served by email on August 20, 2015, upon the following:

LEE E. PLAKAS
lplakas@lawlion.com

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dadawson@starkcountyohio.gov

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*Counsel for Respondent
Stark County Board of Elections*

*Counsel for Relators
Frank Morris, Chris Smith, Thomas E.
West, Kevin Fisher, David R. Dougherty,
John Mariol II, and Edmond J. Mack*

RAYMOND V. VASVARI, Jr.
vasvari@vasvarilaw.com

K. Ann Zimmerman
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N. ZACHARY WEST
zwest@ohiodems.org

*Counsel for Intervenor
Respondent Thomas M. Bernabei*

*Counsel for Relator
The Ohio Democratic Party*

/s Sarah E. Pierce

SARAH E. PIERCE (0087799)*
Assistant Attorney General

EXHIBIT A

A True Certified Copy

JEFFREY A. MATTHEWS, Director
Stark County Board of Elections

By Abby Sichenos
Date 5-15-15

Form No. 3-N Prescribed by Secretary of State (03-09)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**

For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

**NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY
BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.
(Street and Number, if any, or Rural Route Number)
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton
for the: (check one) full term, or unexpired term ending _____ in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015. (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015
[Signature]
(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

NAME	RESIDENCE

RECEIVED
2015 MAY -4 PM 3:23
STARK COUNTY
BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected. (Fill in the appropriate date)

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.	<u>Richard D. Sengler Jr.</u>	<u>332 22nd St. NW</u>	<u>Canton</u>	<u>Stark</u>	<u>5/14/15</u>
2.					
3.					
4.					

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					
13.					
14.					
15.					
16.					
17.					
18.					

CIRCULATOR STATEMENT -- Must be completed and signed by circulator.

I, Michael Hanke, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 2 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Michael E. Hanke
(Signature of Circulator)

1712 Southpointe Ct. NE
(Permanent residence address)

Canton, Ohio 44714
(City or Village, State and Zip Code)

**WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE**

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filed _____

Certificate of Validity
 REVISED CODE 3501.11

We, the undersigned members of the Board of
 Elections of this county, certify that we have
 reviewed and examined the foregoing petition and
 find it to be sufficient and valid, and caused our
 signatures and official seal to be
 affixed at _____ Ohio,
 This _____ day of _____
 Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____ (seal)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**
For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

**NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY
BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. F.W.
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Street and Number, if any, or Rural Route Number) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015. (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015
[Signature]
(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

NAME	RESIDENCE

RECEIVED
2015 MAY 14 PM 3:28
STARK COUNTY
BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected. (Fill in the appropriate date)

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.	<u>[Signature]</u>	<u>1533 Cottage Pl NW</u>	<u>Canton</u>	<u>44703</u>	<u>5/3/15</u>
2.	<u>[Signature]</u>	<u>1533 Cottage Pl NW</u>	<u>Canton</u>	<u>44703</u>	<u>5/3/15</u>
3.	<u>Jacqueline B. Brown</u>	<u>1521 Ridge Rd NW</u>	<u>Canton</u>	<u>44703</u>	<u>5-3-15</u>
4.	<u>Judy M. McDonald</u>	<u>5805 Quarry Lk Dr</u>	<u>Canton</u>	<u>44703</u>	<u>5-3-15</u>

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Broadley McDonald</i>	5885 Quarry Lake Drive	Canton	Stark	5/3/15
6.	<i>Sheree Russell</i>	5886 QUARRY LAKE DR SE	E. CANTON	STARK	5-3-15
7.	<i>Don Blasko</i>	5886 Quarry Lake	E. CANTON	STARK	05/03/15
8.	<i>William E. Peice</i>	5914 Quarry Lake	CANTON	STARK	05/03/15
9.	<i>James M. Carman Jr.</i>	5923 Quarry Lake Drive	Canton	Stark	5/3/15
10.	<i>Julie Cannon</i>	5923 Quarry Lake Dr. SE	Canton	Stark	5/3/15
11.	<i>Maureen Katten</i>	5937 Quarry Lake Dr. SE	Canton	Stark	5/3/15
12.	<i>Carol Smith</i>	6055 Quarry Lake	Canton	Stark	5/3/15
13.	<i>Larni L. Ketter</i>	645 Smith Ave. SW	Canton	Stark	5/3/15
14.	<i>Randi Ketter</i>	645 Smith Ave. SW	Canton	Stark	5/3/15
15.	<i>Liandra E. Carman</i>	1417-4th St NW	Canton	Stark	5-3-15
16.	<i>Jan E. Smithley</i>	909 Broadview NW	Canton	Stark	5/3/15
17.	<i>Ronnie Jean Carmichael</i>	205 Brown Ave. NW	Canton	Stark	5/3/15
18.	<i>Sandra Rufford</i>	1703 21st N.W	Canton	Stark	5/3/15

CIRCULATOR STATEMENT - Must be completed and signed by circulator.

I, JAMES M. CARMAN, declare under penalty of election falsification that I
 (Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 18 signatures; that I witnessed the affixing of every signature; that all signers were to
 (Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

J. M. Carman
 (Signature of Circulator)

WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE

9632 SPANISH BAY ST SE
 (Permanent residence address)

CANTON, OH 44720
 (City or Village, State and Zip Code)

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filed _____

Certificate of Validity
 REVISED CODE §501.11

We, the undersigned members of the Board of
 Elections of this county, certify that we have
 reviewed and examined the foregoing petition and
 find it to be sufficient and valid, and caused our
 signatures and official seal to be
 affixed at _____ Ohio,
 This _____ day of _____

Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____ (seal)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**

For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

**NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY
BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.
(Street and Number, if any, or Rural Route Number)
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015 (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015

(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

NAME	RESIDENCE

2015 MAY 14 PM 3:23
RECEIVED
STARK COUNTY
BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in (Fill in the appropriate date) our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected.

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.	<u>Laura M. Wymore</u>	<u>4020 Shanabrock Ave</u>	<u>Canton Ohio</u>	<u>Stark</u>	<u>5/3/15</u>
2.	<u>Harley D. Wymore</u>	<u>4020 SHANABROCK AVE.</u>	<u>CANTON, OHIO</u>	<u>STARK</u>	<u>5/3/15</u>
3.	<u>Lee M. Gode</u>	<u>1225 4th St. N.W.</u>	<u>CANTON</u>	<u>STARK</u>	<u>5-3-15</u>
4.	<u>Michael T. Gode</u>	<u>4002 Shanabrock Ave</u>	<u>CANTON</u>	<u>Stark</u>	<u>5-3-15</u>

0

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	Judith Branch	5114	CANTON	STARK	5/3/15
6.	Kelly Collins	4002 Shonabuck	Canton	Stark	5/3/15
7.	Paul Austin	4097 Canton	Canton	Stark	5/3/15
8.	Alex Hall	3522 Edgemoor	Canton	Stark	5-3-15
9.	Kevin Hall	3522 Edgemoor	Canton	Stark	5-3-15
10.	Bonnie King	1025 41st St	Canton	Stark	5-3-15
11.	TED PERKINS	1010 41st St	Canton	Stark	5-3-15
12.	Amanda Perkins	1010 41st NW	Canton	Stark	5-3-15
13.	Beth McClung	4003 Arnold Ave	Canton	Stark	5-3-15
14.	Scott McClung	4003 Arnold Ave	CANTON	Stark	5-3-15
15.	Jim Som	3027 Glen Place NW	CANTON	STARK	5-3-15
16.	Kelly Joaglorne	3027 Glen Place NW	Canton	Stark	5-3-15
17.	Nikki Ogden	1214 37th St NW	Canton	Stark	5-3-15
18.	Paul Yeager	134 37th St NW	Canton	Stark	5-3-15

CIRCULATOR STATEMENT – Must be completed and signed by circulator.

I, ALICE M. SARVER, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 18 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Alice M. Sarver
(Signature of Circulator)

**WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE**

1225 Hed. Street N.W.
(Permanent residence address)
Canton, Oh. 44709
(City or Village, State and Zip Code)

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filed _____

Certificate of Validity
 REVISED CODE 3501.11

We, the undersigned members of the Board of
 Elections of this county, certify that we have
 reviewed and examined the foregoing petition and
 find it to be sufficient and valid, and caused our
 signatures and official seal to be
 affixed at _____ Ohio,
 This _____ day of _____

Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____ (seal)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**

For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY BEFORE PETITIONS ARE CIRCULATED.

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.,
(Street and Number, if any, or Rural Route Number)
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton,
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015. (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015
[Signature]
(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

NAME	RESIDENCE

2015 MAY -4 PM 3:23
 RECEIVED
 STARK COUNTY
 BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected.

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.	<u>Claire Adessi</u>	<u>2213 FRAZER AVE NW</u>	<u>CANTON</u>	<u>STARK</u>	<u>5/3/15</u>
2.	<u>Adler Adessi</u>	<u>2213 Frazer Ave NW</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>
3.	<u>Caren Adessi</u>	<u>2213 Frazer Ave NW</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>
4.	<u>Pat Adessi</u>	<u>2213 FRAZER AVENUE</u>	<u>CANTON</u>	<u>STARK</u>	<u>5/3/15</u>

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Danny Coletti</i>	5200 Granddale NE	Canton	Stark	5-4-15
6.	<i>Sam Coletti</i>	5200 GRANDDALE N.E. CANTON	CANTON	STARK	5-4-15
7.	<i>Pauline Minella</i>	1125 Buena Vista NE	CANTON	Stark	5-4-15
8.	<i>Stephen A. Minella</i>	1125 Buena Vista NE	Canton	Stark	5-4-15
9.					
10.					
11.					
12.					
13.					
14.					
15.					
16.					
17.					
18.					

CIRCULATOR STATEMENT – Must be completed and signed by circulator.

I, Joseph J. Concatto, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 8 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Joseph J. Concatto
(Signature of Circulator)

1320 Granddale Cir. N.E.
(Permanent residence address)

North Canton, Ohio 44720
(City or Village, State and Zip Code)

**WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE**

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filed _____

Certificate of Validity
 REVISED CODE 3503.11

We, the undersigned members of the Board of
 Elections of this county, certify that we have
 reviewed and examined the foregoing petition and
 find it to be sufficient and valid, and caused our
 signatures and official seal to be
 affixed at _____ Ohio,
 This _____ day of _____

Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____

(seal)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**

For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

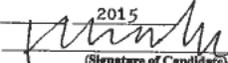
**NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY
BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Street and Number, if any, or Rural Route Number) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015. (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015

(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

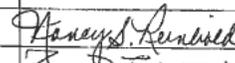
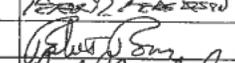
NAME	RESIDENCE

2015 MAY -4 PM 3:28
RECEIVED
STARK COUNTY
BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in (Fill in the appropriate date) our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected.

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.		4633 Kingsrow	CANTON	STARK	06/03/15
2.		5226 MARKET AVE	CANTON	STARK	7/3/15
3.		212 36th ST NW	CANTON	STARK	5/3/15
4.		212 36th ST NW	CANTON	STARK	5/3/15

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	Elaine Barkan	6030 Quaker Lake Dr	Canton	Stark	5-3-15
6.	Richard Barkan	6030 Quaker Lake Dr	Canton	Stark	5-3-15
7.	Raymond Barkan	5949 Quaker Lake Dr	Canton	Stark	5/3/15
8.	Matthew Smith	5949 Quaker Lake Dr	Canton	Stark	5/3/15
9.	James G...	212 Spr...	Canton	Stark	5/3/15
10.	James M. ...	5632 Spr...	Canton	Stark	5/3/15
11.	William ...	605-17th St NW	Canton	Stark	5/4/15
12.	Michele E. ...	1812 Southpointe Dr NE	Canton	Stark	5/4/15
13.	Marilyn E. ...	1812 Southpointe Dr NE	Canton	Stark	5/4/15
14.					
15.					
16.					
17.					
18.					

CIRCULATOR STATEMENT - Must be completed and signed by circulator.

I, THOMAS M. BERNABEI, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 13 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Thomas M. Bernabei
(Signature of Circulator)

**WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE**

2118 University Ave NW
(Permanent residence address)
Canton OH 44709
(City or Village, State and Zip Code)

<p>County Board of Elections Form 3-N Nominating Petition For Municipal Office</p> <p>Statement of Candidacy of Candidate for _____</p> <p>Filed _____</p> <p>Certificate of Validity REVISED CODE 3501.11</p> <p>We, the undersigned members of the Board of Elections of this county, certify that we have reviewed and examined the foregoing petition and find it to be sufficient and valid, and caused our signatures and official seal to be affixed at _____, Ohio, This _____ day of _____</p> <p>Chairperson _____ Member _____ Member _____ Member _____ Member _____ Director _____</p> <p style="text-align: right;"><small>(seal)</small></p>

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**
For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

**NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY
BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.
(Street and Number, if any, or Rural Route Number)
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015. (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015
[Signature]
(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

NAME	RESIDENCE

RECEIVED
 2015 MAY -4 PM 3:23
 STARK COUNTY
 BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected. (Fill in the appropriate date)

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.	<u>[Signature]</u>	<u>230 Altman Ave NW Canton OH 44708</u>	<u>Canton</u>	<u>Stark</u>	<u>5/4/15</u>
2.	<u>[Signature]</u>	<u>231 Grandview N.W. Canton OH 44708</u>	<u>Canton</u>	<u>Stark</u>	<u>5/4/15</u>
3.	<u>[Signature]</u>	<u>231 Grandview N.W. Canton, OH 44708</u>	<u>Canton</u>	<u>Stark</u>	<u>5/4/15</u>
4.	<u>[Signature]</u>	<u>237 Grandview NW Canton, Ohio 44708</u>	<u>Canton</u>	<u>Stark</u>	<u>5/4/15</u>

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Donnie Schme</i>	215 Harter Ave. NW	Canton, OH	Stark	5-4-15
6.	<i>Steve [unclear]</i>	220 AULTMAN AVE NW	CANTON	STARK	5-4-15
7.	<i>Richard James Parks</i>	201 LINWOOD AVE NW	CANTON	STARK	5-4-15
8.	<i>Alfred K. Jackson</i>	910 BELLFLOWER AVE SW	CANTON	STARK	5-4-15
9.	<i>Paul [unclear]</i>	3240 DOVER AVE NE	CANTON	STARK	5-4-15
10.	<i>Christopher M. Schibitz</i>	435-52nd St. NW	Canton	Stark	5-4-15
11.	<i>Andrew Frank Miller</i>	5043 Susetha Ave. NW	Canton	Stark	5-4-15
12.	<i>Thodore Kinich</i>	706 23 RD ST NW	Canton	Stark	5-4-15
13.	<i>Anna Kisha</i>	706-23 RD ST. NW	Canton	Stark	5-4-15
14.	<i>Belinda Marand</i>	135 34th St. NW	Canton	Stark	5-4-15
15.	<i>J. Michael Reed, Jr.</i>	207 LINWOOD AVE NW	CANTON	STARK	5-4-15
16.	<i>Chloe D. [unclear]</i>	220 HATTIE AVE NW	CANTON	STARK	5-4-15
17.	<i>Laura K. [unclear]</i>	4501 Yale Ave. NW	Canton	STARK	5-4-15
18.	<i>Megan M. [unclear]</i>	136 Belleflower NW	Canton	Stark	5-4-15

CIRCULATOR STATEMENT - Must be completed and signed by circulator.

I, Kimberly Kingsbury, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 18 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Kimberly Kingsbury
(Signature of Circulator)

**WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE**

3124 Sussex St NW
(Permanent residence address)
Canton, OH 44718
(City or Village, State and Zip Code)

County Board of Elections Form 3-N Nominating Petition For Municipal Office	Statement of Candidacy of Candidate for	Filed	Certificate of Validity REVISED CODE 3501.11	We, the undersigned members of the Board of Elections of this county, certify that we have reviewed and examined the foregoing petition and find it to be sufficient and valid, and caused our signatures and official seal to be affixed at _____, Ohio, This _____ day of _____, Chairperson Member Member Member Member Director	(seal)
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**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**

For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

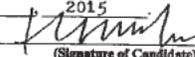
**NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY
BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Street and Number, if any, or Rural Route Number) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton,
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the _____ day
of November, 2015. (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015

(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

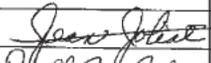
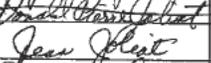
NAME	RESIDENCE

RECEIVED
 2015 MAY 4 PM 3:23
 STARK COUNTY
 BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected. (Fill in the appropriate date)

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.		1245 11th St NW	Canton	Stark	5-3-15
2.		1245-11 St NW	Canton	Stark	5/3/15
3.		1245-11th St NW	Canton	Stark	5/3/15
4.		1245-11 St NW	Canton	Stark	5-3-15

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Christine M. May</i>	2824 6 th NW	CANTON	STARK	5-3-15
6.	<i>Jeffrey Stark</i>	2918 5 th NW	Canton	Stark	5-3-15
7.	<i>Mona Stark</i>	2918-5 th NW	Canton	Stark	5-3-15
8.	<i>Randy Everhart</i>	2918 5 th SE NW	Canton	Stark	5-3-15
9.	<i>W. R. H.</i>	2918 5 th NW	Canton	Stark	5-3-15
10.	<i>Christina</i>	2918 5 th NW	Canton	Stark	5-3-15
11.	<i>Paul H. Morris</i>	2824 6 th NW	Canton	STARK	5-3-15
12.	<i>Sarah Thompson</i>	2903 6 th NW	Canton	Stark	5-3-15
13.	<i>Quinn Kelly</i>	22457 6 th NW Canton, OH	CANTON	STARK	5-3-15
14.	<i>Neil L. Ford</i>	2918 5 th NW Canton, Ohio	Canton	Stark	5-4-15
15.	<i>Robert Proffitt</i>	1524 FULTON RD	Canton	Stark	5-4-15
16.	<i>Jeffrey</i>	142 35 th SE NW	CANTON	STARK	5/4/15
17.					
18.					

CIRCULATOR STATEMENT - Must be completed and signed by circulator.

I, GREGORY F. MORRIS, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 14 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Gregory F. Morris
(Signature of Circulator)

**WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE**

2807 6th NW
(Permanent residence address)

CANTON OH 44708
(City or Village, State and Zip Code)

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filed _____

Certificate of Validity
 REVISED CODE 3501.11

We, the undersigned members of the Board of
 Elections of this county, certify that we have
 reviewed and examined the foregoing petition and
 find it to be sufficient and valid, and caused our
 signatures and official seal to be
 affixed at _____, Ohio,
 This _____ day of _____

Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____ (seal)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**

For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY BEFORE PETITIONS ARE CIRCULATED.

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election falsification that my voting residence address is 2118 University Ave. N.W. Canton, Ohio 44709; and I am a qualified elector.
(Name of Candidate) (Street and Number, if any, or Rural Route Number) (City or Village) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor in the Municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, in Stark County, Ohio at the general election to be held on the 3rd day of November, 2015. (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015.
[Signature]
(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to represent me:

NAME	RESIDENCE

RECEIVED
 2015 MAY -4 PM 3:23
 STARK COUNTY
 BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected.

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.	<u>[Signature]</u>	<u>151 26th St NW</u>	<u>CANTON</u>	<u>STARK</u>	<u>5-3-2015</u>
2.	<u>[Signature]</u>	<u>314-30th St NW</u>	<u>CANTON</u>	<u>STARK</u>	<u>5/3/15</u>
3.	<u>[Signature]</u>	<u>314-36th St NW</u>	<u>CANTON</u>	<u>STARK</u>	<u>5-2-15</u>
4.	<u>[Signature]</u>	<u>336-36th St NW</u>	<u>CANTON</u>	<u>STARK</u>	<u>5/3/15</u>

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Peggy L. Pugh</i>	334 36 th NW	Canton	Stark	5/3/15
6.	<i>Michelle Apple</i>	334-33 rd NW	Canton	Stark	5-3-15
7.	<i>Mike Johnson</i>	224-23 ^{RD.} NW	CANTON	STARK	5-3-15
8.	<i>Colleen Bant</i>	330-33 rd NW	Canton	stark	5-3-15
9.	<i>Mark Pollock</i>	330-33 rd NW	CANTON	STARK	5-3-15
10.	<i>Dott & Zuckerman</i>	350 33 rd NW	CANTON	st.	5-3-15
11.	<i>Blair & Zuckerman</i>	350 33 rd NW	Canton	Stark	5-3-15
12.	<i>D. B. Ely</i>	402 23 rd NW	Canton	Stark	5-3-15
13.	<i>[Signature]</i>	402 23 rd St NW	Canton	Stark	5/3/15
14.	<i>Tosh Lloyd</i>	408 23 rd ST. NW	CANTON	STARK	5/3/15
15.	<i>[Signature]</i>	414 23 rd ST NW	CANTON	STARK	5-3-15
16.	<i>Norman P. [Signature]</i>	414 23 rd ST NW	Canton	stark	5/3/15
17.	<i>John E. [Signature]</i>	421 23 rd ST NW	Canton	Stark	5/3/15
18.	<i>Dellah [Signature]</i>	351 23 rd ST NW	Canton	Stark	5/3/15

CIRCULATOR STATEMENT -- Must be completed and signed by circulator.

I, Patricia Bernabie-Forrier, declare under penalty of election falsification that I (Printed Name of Circulator) reside at the address appearing below my signature; that I am the circulator of the foregoing petition containing 18 signatures; that I witnessed the affixing of every signature; that all signers were to (Number) the best of my knowledge and belief qualified to sign; and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Patricia Bernabie-Forrier
(Signature of Circulator)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

212 36th St NW
(Permanent residence address)
Canton OH 44709
(City or Village, State and Zip Code)

County Board of Elections
Form 3-N Nominating Petition
For Municipal Office

Statement of Candidacy of
Candidate for _____

Filed _____

Certificate of Validity
REVISED CODE 3501.11

We, the undersigned members of the Board of Elections of this county, certify that we have reviewed and examined the foregoing petition and find it to be sufficient and valid, and caused our signatures and official seal to be affixed at _____ Ohio, This _____ day of _____

Chairperson _____
Member _____
Member _____
Member _____
Member _____
Director _____ (seal)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**

For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY BEFORE PETITIONS ARE CIRCULATED.

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election falsification that my voting residence address is 2118 University Ave. N.W. Canton, Ohio 44709; and I am a qualified elector.
(Name of Candidate) (Street and Number, if any, or Rural Route Number) (City or Village) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor in the Municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, in Stark County, Ohio at the general election to be held on the 3rd day of November, 2015. (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015
[Signature]
(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to represent me:

NAME	RESIDENCE
<u>ALBERT R. CONDE</u>	<u>310 23rd St. NW Canton Stark County Ohio</u>

2015 MAY -4 PM 8:23 RECEIVED
STARK COUNTY BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected. (Fill in the appropriate date)

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.	<u>M. P. O'Brien</u>	<u>310 23rd St NW</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>
2.	<u>Greg D'Brien</u>	<u>310 23rd St. NW</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>
3.	<u>[Signature]</u>	<u>310 23rd St. NW</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>
4.	<u>[Signature]</u>	<u>326 23rd St. NW</u>	<u>CANTON</u>	<u>STARK</u>	<u>5/3/15</u>

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Anthony Strupat</i>	225 2 nd ST NW 1101	CANTON	STARK	5.4.15
6.					
7.					
8.					
9.					
10.					
11.					
12.					
13.					
14.					
15.					
16.					
17.					
18.					

CIRCULATOR STATEMENT – Must be completed and signed by circulator.

I, Albert R. Conrad, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing FIVE signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Albert R. Conrad
(Signature of Circulator)
318 23rd St NW
(Permanent residence address)
Canton, OH 44709
(City or Village, State and Zip Code)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

<p>County Board of Elections Form 3-N Nominating Petition For Municipal Office</p> <p>Statement of Candidacy of Candidate for _____</p> <p>Filed _____</p> <p>Certificate of Validity REVISED CODE 3901.11</p> <p>We, the undersigned members of the Board of Elections of this county, certify that we have reviewed and examined the foregoing petition and find it to be sufficient and valid, and caused our signatures and official seal to be affixed at _____, Ohio, This _____ day of _____</p> <p>Chairperson _____</p> <p>Member _____</p> <p>Member _____</p> <p>Member _____</p> <p>Member _____</p> <p>Director _____ (seal)</p>
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**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**

For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY BEFORE PETITIONS ARE CIRCULATED.

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election falsification that my voting residence address is 2118 University Ave. N.W. Canton, Ohio 44709; and I am a qualified elector.
(Name of Candidate) (Street and Number, if any, or Rural Route Number) (City or Village) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor in the Municipality of City of Canton, in the County of Stark, Ohio at the general election to be held on the 3rd day of November, 2015.
(Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015
[Signature]
(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to represent me:

NAME	RESIDENCE

RECEIVED
 2015 MAY -4 PM 3:23
 STARK COUNTY
 BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending , to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected.

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.	<u>[Signature]</u>	<u>4008 Logan Avenue W</u>	<u>Canton</u>	<u>Stark</u>	<u>5/4/2015</u>
2.	<u>[Signature]</u>	<u>351 Lakecrest St</u>	<u>Canton</u>	<u>Stark</u>	<u>5/4/2015</u>
3.	<u>[Signature]</u>	<u>351 Lakecrest St NW</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>
4.	<u>[Signature]</u>	<u>4120 Logan Ave</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Maria Vasquez</i>	4215 Logan Ave NW	Canton	Stark	5/3/15
6.	<i>Joe P. P.</i>	4015 Logan Ave NW	Canton	Stark	5/3/15
7.	<i>Pat J. McMillan</i>	150 Lakeside St	Canton	Stark	5/3/15
8.	<i>Fred H. Miller</i>	4534 Logan Ave	Canton	Stark	5-3-15
9.	<i>Frank Tulecia</i>	415 Santa Clara St NW	Canton	Stark	5/3/15
10.	<i>Madison L. P.</i>	415 Santa Clara St NW	Canton	Stark	5/3/15
11.	<i>Philipp</i>	3934 Logan Ave NW	Canton	Stark	5/3/15
12.	<i>Charles R. Miller</i>	4107 SANTIAGO CANYON	CANTON	STARK	5/3/15
13.	<i>Barbara Carter</i>	408 Santa Clara	Canton	Stark	5/3/15
14.	<i>John M. Mudditt</i>	090 31st St NW	Canton	Stark	5/3/15
15.	<i>Alan M. M.</i>	4021 Beechtree Blvd	Canton	Stark	5/3/15
16.	<i>Jonathan</i>	201 Lakeside NW	Canton	Stark	5/3/15
17.	<i>Jim Tom</i>	151 35th St NW	Canton	Stark	5/3/15
18.	<i>Heather Mann</i>	151-35th St, NW	Canton	Stark	5-3-15

CIRCULATOR STATEMENT – Must be completed and signed by circulator.

I, Eric Waldrop, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 18 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Eric Waldrop
(Signature of Circulator)
4008 Logan Ave NW
(Permanent residence address)
Canton, OH 44709
(City or Village, State and Zip Code)

**WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE**

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filed _____

Certificate of Validity
 REVISED CODE 3501.11

We, the undersigned members of the Board of
 Elections of this county, certify that we have
 reviewed and examined the foregoing petition and
 find it to be sufficient and valid, and caused our
 signatures and official seal to be
 affixed at _____, Ohio,
 This _____ day of _____

Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____ (read)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**

For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

**NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY
BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Street and Number, if any, or Rural Route Number) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton,
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015 (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015

(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

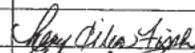
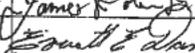
NAME	RESIDENCE

RECEIVED
 2015 MAY - 4 PM 3:23
 STARK COUNTY
 BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in (Fill in the appropriate date) our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected.

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.		5404 Kingswood Blvd	CANTON	STARK	6/3/15
2.		1606 KALISA BLVD NW	CANTON	STARK	6/19/15
3.		131 477 TH STREET	CANTON	STARK	5/13/15
4.		222 - 417 TH SE. N.W.	CANTON	STARK	6/10/15

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Nancy McCain</i>	300 47th St NW	Canton	Stark	5/3/15
6.	<i>Daniel Van Dusen</i>	300 47th St	Canton	Stark	5-3-15
7.	<i>Daniel Van Dusen</i>	325 47th St	Canton	Stark	5-3-15
8.	<i>Barbara Pappas</i>	332 47th St NW	Canton	Stark	5.3.15
9.	<i>J. A. Gill</i>	332 47th St NW	Canton	Stark	5/3/15
10.	<i>Liesl Forbes</i>	329 47th St NW	Canton	Stark	5/3/15
11.	<i>James E. Schuf</i>	4700 Logan Ave NW	Canton	Stark	5/3/15
12.	<i>Cornelius J. Bawter</i>	4836 Ellinda Cir NW	CANTON	STARK	5/3/15
13.	<i>Richard A. Fungoli</i>	215 47th St NW	CANTON	STARK	5/3/15
14.	<i>Christina J. Bawter</i>	4836 Ellinda Cir NW	Canton	Stark	5/3/15
15.	<i>Diamonda Pappas</i>	2400 Logansville NW	Canton	Stark	5/3/15
16.	<i>J. P. Pappas</i>	4633 Kingsrow Ave NW	Canton	Stark	5/3/15
17.	<i>Mr. M. O'Leary</i>	624 23rd St NW	Canton	Stark	5/4/15
18.	<i>Colley A. Richard</i>	315 6th St SW Canton, OH 44700	Canton	Stark OH	5/4/15

CIRCULATOR STATEMENT - Must be completed and signed by circulator.

I, NANCY S. REINOLD, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 19 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Nancy S. Reinold
(Signature of Circulator)

**WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE**

4633 KINGSROW AVE NW
(Permanent residence address)
CANTON, OH 44709
(City or Village, State and Zip Code)

County Board of Elections Form 3-N Nominating Petition For Municipal Office	Statement of Candidacy of Candidate for	Filed	Certificate of Validity REVISED CODE 3501.11	We, the undersigned members of the Board of Elections of this county, certify that we have reviewed and examined the foregoing petition and find it to be sufficient and valid, and caused our signatures and official seal to be	affixed at _____, Ohio, This _____ day of _____	Chairperson	Member	Member	Member	Member	Member	Director	(seal)
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**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**

For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

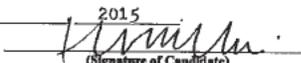
NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY BEFORE PETITIONS ARE CIRCULATED.

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.
(Street and Number, if any, or Rural Route Number)
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015. (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015

(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

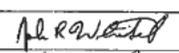
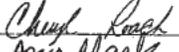
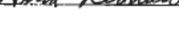
NAME	RESIDENCE

2015 MAY - 4 PM \$ 25
 RECEIVED
 STARK COUNTY
 BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in (Fill in the appropriate date) our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected.

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.		1510 34 th St NW	Canton	Stark	5/4/15
2.		1119 15 th St NW	Canton	Stark	5/4/15
3.		2232 Anderson Pl SW	Canton	Stark	5/4/15
4.		2325 4 th SE	Canton	Stark	5.4.15

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Angela Griffin</i>				
6.	<i>[Signature]</i>	13270 Main CORNE	CANTON	STARK	5-4-15
7.	<i>Nancy S. Reinbold</i>	1503 39TH NW	CANTON	STARK	5-4-15
8.	<i>[Signature]</i>	401 GIRARD AVENUE	CANTON	STARK	5-4-15
9.	<i>Constancia Colborn</i>	404 GLENRIDGE CIR. NE	CANTON	STARK	5-4-15
10.	<i>[Signature]</i>	2029 38TH St. N.E.	CANTON	STARK	5-4-15
11.	<i>[Signature]</i>	1130 Bellflower Avenue	Canton	Stark	5-4-15
12.					
13.					
14.					
15.					
16.					
17.					
18.					

CIRCULATOR STATEMENT – Must be completed and signed by circulator.

I, NANCY S. REINBOLD, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 10 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Nancy S. Reinbold
(Signature of Circulator)

4633 KINGSROW AVE NW
(Permanent residence address)

CANTON, OH 44709
(City or Village, State and Zip Code)

WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filed _____

Certificate of Validity
 REVISED CODE 3501.11

We, the undersigned members of the Board of
 Elections of this county, certify that we have
 reviewed and examined the foregoing petition and
 find it to be sufficient and valid, and caused our
 signatures and official seal to be
 affixed at _____, Ohio,
 This _____ day of _____

Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____ (seal)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**
For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

**NOTE -- THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY
BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. R.W.
(Street and Number, if any, or Rural Route Number)
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015 (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015

(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

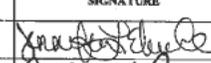
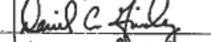
NAME	RESIDENCE

2015 MAY 14 PM 3:23
STARK COUNTY
BOARD OF ELECTIONS
RECEIVED

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in (Fill in the appropriate date) our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected.

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.		1815 29th St NW	Canton	Stark	5/4/15
2.		21617 Marble Ave NW	Canton	Stark	5/4/15
3.		333 Bellflower Avenue	Canton	Stark	5/4/15
4.		2335 Jewell Ave E	Canton	Stark	5/4/15

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Mike Hetchel</i>	1807 Audubon St. NW	Canton	Stark	5-4-15
6.	<i>Jean Buongiorno</i>	236-26 th St. NW	Canton	Stark	5-4-15
7.	<i>Emily J. B...</i>	1237 Logan Ave NW	Canton	Stark	5-4-15
8.	<i>Diane Perry</i>	462 3 rd St NW	Canton	Stark	5-4-15
9.	<i>Denise M. Dunn</i>	3866 Westview Ave	Canton	Stark	5-4-15
10.	<i>[Signature]</i>	3337 Harrison Ave	Canton	Stark	5-4-15
11.	<i>[Signature]</i>	256 Poplar Ave NW	Canton	Stark	5-4-15
12.	<i>Christy [Signature]</i>	1712 24 th St NW	Canton	Stark	5/4/15
13.	<i>Debbie Tate</i>	605. Hyke Ct. SE	Canton	Stark	5-4-15
14.	<i>[Signature]</i>	1215-16 th NE	Canton	Stark	5-4-15
15.	<i>Allen P. Rocky III</i>	2782 Fulton NE	Canton	Stark	5-4-15
16.					
17.					
18.					

CIRCULATOR STATEMENT – Must be completed and signed by circulator.

I, Pamela A. Burnick Porter, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 15 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Pamela A. Burnick Porter
(Signature of Circulator)

WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE

212 31st St NW
(Permanent residence address)
Canton, OH 44709
(City or Village, State and Zip Code)

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filed _____

Certificate of Validity
 REVISED CODE 3501.11

We, the undersigned members of the Board of
 Elections of this county, certify that we have
 reviewed and examined the foregoing petition and
 find it to be sufficient and valid, and caused our
 signatures and official seal to be
 affixed at _____, Ohio,
 This _____ day of _____

Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____

(seal)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**

For Use in Cities or Any Village with a Population of 2,000 or more

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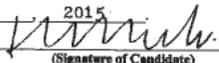
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BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

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(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.
(Street and Number, if any, or Rural Route Number)
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(City or Village) (Zip Code)

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in the Municipality of City of Canton
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015. (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015.

(Signature of Candidate)

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I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

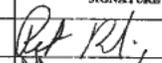
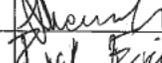
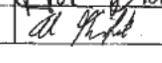
NAME	RESIDENCE

2015 MAY -4 PM 3:23
 STARK COUNTY
 BOARD OF ELECTIONS
 RECEIVED

NOMINATING PETITION

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Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.		351 35th N.W.	Canton	Stark	5/1/15
2.		310 21st Street NW	Canton	Stark	5/3/15
3.		310 2nd Street NW	Canton	Stark	5/3/15
4.		402 22nd Street NW	Canton	Stark	5/2/15

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>[Signature]</i>	400 Wood Ave NW	Canton	Stark	5/3/15
6.	<i>[Signature]</i>	345 22nd St NW	Canton	Stark	5/3/15
7.	<i>[Signature]</i>	405-23rd NW	Canton	Stark	5/3/15
8.	<i>[Signature]</i>	714-21st St NE	Canton	Stark	5-3-15
9.	<i>[Signature]</i>	216 St. NE	Canton	Stark	5/3/15
10.	<i>[Signature]</i>	722 26th St. NW	CANTON	STARK	5-3-15
11.	<i>[Signature]</i>	726 26th St. NW	Canton	Stark	5-3-15
12.	<i>[Signature]</i>	816 Colman Blvd NE	Canton	Stark	5-3-15
13.	<i>[Signature]</i>	723-26th St NE	Canton	Stark	5-3-15
14.	<i>[Signature]</i>	335-36th St NW	Canton	Stark	5-3-15
15.	<i>[Signature]</i>	335 36th St NW	Canton	Stark	5-3-15
16.	<i>[Signature]</i>	209 36th St NW	Canton	4	5/3/15
17.	<i>[Signature]</i>	209 36th St NW	Canton	Stark	5/3/15
18.	<i>[Signature]</i>	143 18th St NW	Canton	Stark	5/3/15

CIRCULATOR STATEMENT - Must be completed and signed by circulator.

I, Pamela A. Bernabei-Porcer, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 18 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

[Signature]
(Signature of Circulator)

**WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE**

212 36th St NW
(Permanent residence address)
Canton, OH 44709
(City or Village, State and Zip Code)

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filed _____

Certificate of Validity
 REVISED CODE 3501.11

We, the undersigned members of the Board of
 Elections of this county, certify that we have
 reviewed and examined the foregoing petition and
 find it to be sufficient and valid, and caused our
 signatures and official seal to be
 affixed at _____, Ohio,
 This _____ day of _____

Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____ (seal)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE
For Use in Cities or Any Village with a Population of 2,000 or more**

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

**NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY
BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.
(Street and Number, if any, or Rural Route Number)
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015 (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015

(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

NAME	RESIDENCE

RECEIVED
 2015 MAY -4 PM 3:23
 STARK COUNTY
 BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected.
(Fill in the appropriate date)

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.	<u>Gillian Bell</u>	<u>2917 8th NW</u>	<u>Canton</u>	<u>Stark</u>	<u>05-03-15</u>
2.	<u>Joseph J. Bell</u>	<u>5149 Rebecca Ave. NW</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>
3.	<u>Kecanne Bell</u>	<u>5149 Rebecca Ave. NW</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>
4.					

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					
13.					
14.					
15.					
16.					
17.					
18.					

CIRCULATOR STATEMENT – Must be completed and signed by circulator.

I, BERNADETTE BERUBE, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 3 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Bernadette Berube
(Signature of Circulator)

WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE

2745 DUNKERIN DR NW
(Permanent residence address)

CANTON OHIO 44708
(City or Village, State and Zip Code)

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filed _____

Certificate of Validity
 REVISED CODE 3501.11

We, the undersigned members of the Board of
 Elections of this county, certify that we have
 reviewed and examined the foregoing petition and
 find it to be sufficient and valid, and caused our
 signatures and official seal to be
 affixed at _____, Ohio,
 This _____ day of _____

Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____ (seal)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**
For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

**NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY
BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.
(Street and Number, if any, or Rural Route Number)
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015 (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015

(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

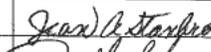
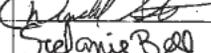
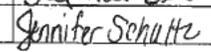
NAME	RESIDENCE

RECEIVED
 2015 MAY 14 PM 8:24
 STARK COUNTY
 BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected.

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.		3811 BERNARD AVENUE	CANTON	STARK	5-3-15
2.		3811 BERNARD AVENUE	CANTON	STARK	5-3-15
3.		1326 31 st ST NW	CANTON	STARK	5-3-15
4.		828 37th ST NW	CANTON	STARK	5-3-15

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>[Signature]</i>	825 37th NW	Canton	Stark	5/9/15
6.	<i>Cindy Virda</i>	3900 NORMAN AVE	Canton	Stark	5/3/15
7.	<i>Heather Heigel</i>	914 Field St NW	Canton	Stark	5/13/15
8.	<i>Michael R. Maffio</i>	121 CRESTDALE AVE	CANTON	STARK	5/3/15
9.	<i>Diana M Maffio</i>	121 Crestdale Ave 5995	Canton	Stark	5-2-15
10.	<i>Judie Mutton Kamp</i>	704 Constance Ave	Canton	STARK	5-3-15
11.	<i>[Signature]</i>	4444 Dawnridge Ln	Canton	STARK	5/3/15
12.	<i>[Signature]</i>	4444 Dawnridge Ln	CANTON	STARK	5/3/15
13.	<i>[Signature]</i>	4450 Dawnridge Ave	Canton	Stark	5/3/15
14.	<i>Mary Jo DeChalco</i>	4450 Dawnridge Ln	Canton	Stark	5/3/15
15.	<i>[Signature]</i>	4415 Dawnridge Ln	CANTON	STARK	5/3/15
16.	<i>Elyse J. Lunde</i>	4415 Dawnridge Ln	CANTON	STARK	5/3/15
17.	<i>Mary Garrison</i>	535-38th NW	CANTON	STARK	5/3/15
18.					

CIRCULATOR STATEMENT – Must be completed and signed by circulator.

I, BERNARDIE BERUBER, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 17 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

[Signature]
(Signature of Circulator)

WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE

2745 DUNWORTH DR. NW.
(Permanent residence address)

CANTON, OH 44708
(City or Village, State and Zip Code)

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filed _____

Certificate of Validity
 REVISED CODE 3901.11

We, the undersigned members of the Board of
 Elections of this county, certify that we have
 reviewed and examined the foregoing petition and
 find it to be sufficient and valid, and caused our
 signatures and official seal to be
 affixed at _____, Ohio,
 This _____ day of _____,
 Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____

(seal)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**

For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

**NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY
BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Street and Number, if any, or Rural Route Number) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015 (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015
[Signature]
(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

NAME	RESIDENCE

RECEIVED
 MAY 4 PM 3:24
 STARK COUNTY
 BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected.

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.	<u>[Signature]</u>	<u>1211-41st St. NW Canton</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>
2.	<u>[Signature]</u>	<u>1506-39th Rd</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>
3.	<u>[Signature]</u>	<u>1306 72th St NW</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>
4.	<u>[Signature]</u>	<u>5203 Leon Glavford</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Porti Ancker</i>	5203 Canton Ken Circle	Canton	Stark	5/3/15
6.	<i>Bea A Kraus</i>	5315 Roma Circle St. NE	Canton	Stark	5/3/15
7.	<i>Janet Proffitt</i>	1211 41st Ave Ca.	Canton	Stark	5/4/15
8.	<i>Sandra Poole</i>	1411-41 st W	CANTON	STARK	5/4/15
9.	<i>Wendy Poole</i>	1411-41 st N.W.	CANTON	STARK	5/4/15
10.	<i>Anna M. Baumgardner</i>	1616-41st. N.W.	Canton	Stark	5/4/15
11.	<i>Ann F. [unclear]</i>	3916 Vermont Ave	Canton	Stark	05-04-15
12.	<i>Michelle [unclear]</i>	4002 Shandrick Ave NW	Canton	Stark	5/4/15
13.	<i>Janet [unclear]</i>	1105 Younger Ave SE	CANTON	STARK	5/4/15
14.	<i>Marcia K. Zawady</i>	2831 Harmon Ave NW	Canton	Stark	5/4/15
15.	<i>Marion H. Zawady</i>	2831 Harmon Ave NW	Canton	Stark	5/4/15
16.	<i>Harold [unclear]</i>	1224 Centreville Sp NE	Canton	Stark	5/4/15
17.					
18.					

CIRCULATOR STATEMENT - Must be completed and signed by circulator.

I, LEON M. COTE, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 16 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Leon M. Cote
(Signature of Circulator)

WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE

1225 41st St. N.W.
(Permanent residence address)
CANTON, OHIO 44709
(City or Village, State and Zip Code)

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filed _____

Certificate of Validity
 REVISED CODE 3501.11

We, the undersigned members of the Board of
 Elections of this county, certify that we have
 reviewed and examined the foregoing petition and
 find it to be sufficient and valid, and caused our
 signatures and official seal to be
 affixed at _____ Ohio,
 This _____ day of _____
 Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____

(see)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE
For Use in Cities or Any Village with a Population of 2,000 or more**

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

**NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY
BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Street and Number, if any, or Rural Route Number) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015. (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015

(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

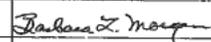
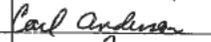
NAME	RESIDENCE

RECEIVED
 2015 MAY - 4 PM 3:24
 STARK COUNTY
 BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected.

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.		922-27th St. NE	Canton	Stark	05/03/15
2.		918-27th St. NE	Canton	STARK	05/03/15
3.		918 27th St NE	Canton	STARK	05/03/15
4.		24105 University Ave	Canton	Stark	5/3/15

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Richard H. Hart</i>	4405 UNIVERSITY BLVD.	CANTON	STARK	5/3/15
6.	<i>March A. Bowman</i>	117 Colonial Blvd	Canton	Stark	5/3/15
7.	<i>Karen Norman</i>	117 Colonial Blvd	NE Canton	Stark	5-3-15
8.	<i>Amy Ross</i>	703 Colonial Blvd	NE Canton	Stark	5-3-15
9.	<i>Rand E. Hill</i>	3309 Belmont Pl SW	Canton	Stark	5-3-15
10.	<i>Jane Henderson</i>	237 33rd St NW	Canton	Stark	5-3-15
11.	<i>Shawn A. Jones</i>	2617 WILLOWWOOD AVE	CANTON	STARK	5-4-15
12.					
13.					
14.					
15.					
16.					
17.					
18.					

CIRCULATOR STATEMENT – Must be completed and signed by circulator.

I, C. DAVID MORGAN, declare under penalty of election falsification that I (Printed Name of Circulator) reside at the address appearing below my signature; that I am the circulator of the foregoing petition containing 11 signatures; that I witnessed the affixing of every signature; that all signers were to (Number) the best of my knowledge and belief qualified to sign; and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

[Signature]
(Signature of Circulator)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

922 27th NE
(Permanent residence address)
CANTON OH 44714
(City or Village, State and Zip Code)

County Board of Elections
Form 3-N Nominating Petition
For Municipal Office

Statement of Candidacy of
Candidate for _____

Filed _____

Certificate of Validity
REVISED CODE 3501.11

We, the undersigned members of the Board of Elections of this county, certify that we have reviewed and examined the foregoing petition and find it to be sufficient and valid, and caused our signatures and official seal to be affixed at _____, Ohio, This _____ day of _____

Chairperson _____
Member _____
Member _____
Member _____
Member _____
Director _____ (seal)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**

For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY BEFORE PETITIONS ARE CIRCULATED.

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election falsification that my voting residence address is 2118 University Ave. N.W.
Canton, Ohio 44709; and I am a qualified elector.
(Name of Candidate) (Street and Number, if any, or Rural Route Number) (City or Village) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor in the Municipality of City of Canton for the: (check one) full term, or unexpired term ending _____, in Stark County, Ohio at the general election to be held on the 3rd day of November, 2015. (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015

(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to represent me:

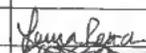
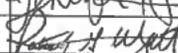
NAME	RESIDENCE

2015 MAY -4 PM 3:24
RECEIVED
STARK COUNTY BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected. (Fill in the appropriate date)

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.		444 Lakecrest St NW	CANTON	Stark	5/3/15
2.		[Redacted]	[Redacted]	[Redacted]	[Redacted]
3.		608 21st St. NW	Canton	Stark	5/4/15
4.		225 9th NW Suite 101	Canton	Stark	5/18/15

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Brenda Jackson</i>	336 23rd St NW	Canton	Stark	5/3/15
6.	<i>Blaine Fearen</i>	345 23rd St NW	Canton	Stark	5/3/15
7.	<i>Deborah Fearen</i>	345 23rd St NW	Canton	Stark	5/3/15
8.	<i>Maureen A. Conde</i>	318 23rd St NW	Canton	Stark	5/3/15
9.	<i>[Signature]</i>	244 23rd St. N.W.	CANTON	STARK	5/3/15
10.	<i>Lisa Mears</i>	205 23rd St. NW	Canton	Stark	5/3/15
11.	<i>[Signature]</i>	205 23rd St NW	Canton	Stark	5/3/15
12.	<i>David Baker</i>	168 23rd St NW	Canton	Stark	5/3/15
13.	<i>Rene Baker</i>	168 23rd St NW	Canton	Stark	5/3/15
14.	<i>Rodney Conrad</i>	145 19th St. NW	Canton	Stark	5/3/15
15.	<i>Elisba Conrad</i>	148 19th St. N.W.	Canton	Stark	5-3-15
16.	<i>E. Dennis Holbrook</i>	319 31st NW	CANTON	STARK	5/3/15
17.	<i>Maureen M Holbrook</i>	319 31st NW	CANTON	STARK	5/3/15
18.	<i>[Signature]</i>	520561ACOMOCTNW	canton	Stark	5/3/15

CIRCULATOR STATEMENT – Must be completed and signed by circulator.

I, ALBERT R. CONDE, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 17 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Albert R. Conde
(Signature of Circulator)

WHOEVER COMMITS ELECTION
 FALSIFICATION IS GUILTY OF A
 FELONY OF THE FIFTH DEGREE

318 23rd St. NW
(Permanent residence address)
Canton, Ohio 44709
(City or Village, State and Zip Code)

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filed _____

Certificate of Validity
 REVISED CODE 3501.11

We, the undersigned members of the Board of
 Elections of this county, certify that we have
 reviewed and examined the foregoing petition and
 find it to be sufficient and valid, and caused our
 signatures and official seal to be
 affixed at _____ Ohio,
 This _____ day of _____
 Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____

(seal)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**
For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

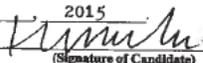
**NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY
BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Street and Number, if any, or Rural Route Number) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015. (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015

(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

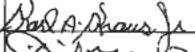
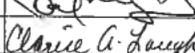
NAME	RESIDENCE

2015 MAY -4 PM 3:24
 RECEIVED
 STARK COUNTY
 BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected. (Fill in the appropriate date)

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.		<u>218 25th St NW</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/2015</u>
2.		<u>5315 Lora Linda Ln. E.</u>	<u>CANTON</u>	<u>STARK</u>	<u>5/3/2015</u>
3.		<u>922 27th NE</u>	<u>CANTON</u>	<u>STARK</u>	<u>5/3/2015</u>
4.		<u>711-41st. NW</u>	<u>CANTON</u>	<u>STARK</u>	<u>5/4/15</u>

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Shelley Jandy</i>	721-41st St NW	Canton	Stark	5/4/15
6.	<i>Michael Conkey</i>	702 11th St NW	Canton	Stark	5/4/15
7.	<i>Karen McKee Kestner</i>	3103 CRUMER AVE NW	CANTON	STARK	5/4/15
8.	<i>Timothy Costello</i>	124 Fulton Rd NW	Canton	Stark	5/4/15
9.	<i>Carolyn S. Kuby</i>	1130 26th St NE	Canton	Stark	5/4/15
10.	<i>Spodi L. [unclear]</i>	1920 Eduardo NE	Canton	Stark	5/4/15
11.	<i>Shelley Graydon</i>	1939-54th St, N.E.	Canton	Stark	5-4-2015
12.	<i>Brian Korman</i>	2147 Rowland Ave. NE	CANTON	STARK	5-4-2015
13.	<i>Joseph D. Deitch</i>	223 22nd St. NW	Canton	Stark	5-4-2015
14.					
15.					
16.					
17.					
18.					

CIRCULATOR STATEMENT – Must be completed and signed by circulator.

I, JANET WEIR CREIGHTON, declare under penalty of election falsification that I
(Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 13 signatures; that I witnessed the affixing of every signature; that all signers were to
(Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

Janet Weir Creighton
(Signature of Circulator)
7711 Bucknell Cir NW
(Permanent residence address)
N. Canton OH 44720
(City or Village, State and Zip Code)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filled _____

Certificate of Validity
 REVISED CODE 3501.11

We, the undersigned members of the Board of Elections of this county, certify that we have reviewed and examined the foregoing petition and find it to be sufficient and valid, and caused our signatures and official seal to be affixed at _____, Ohio, This _____ day of _____

Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____

(seal)

**NOMINATING PETITION AND STATEMENT OF CANDIDACY
FOR MUNICIPAL OFFICE**

For Use in Cities or Any Village with a Population of 2,000 or more

To be filed with the Board of Elections not later than 4 p.m. the day before the primary election.
Revised Code 3501.38, 3513.261, 3513.262

**NOTE - THE CANDIDATE MUST FILL IN, SIGN AND DATE THIS STATEMENT OF CANDIDACY
BEFORE PETITIONS ARE CIRCULATED.**

STATEMENT OF CANDIDACY

I, Thomas M. Bernabei, the undersigned, hereby declare under penalty of election
(Name of Candidate)
falsification that my voting residence address is 2118 University Ave. N.W.
(Street and Number, if any, or Rural Route Number)
Canton, Ohio 44709; and I am a qualified elector.
(City or Village) (Zip Code)

I further declare that I desire to be a candidate for election to the office of Mayor
in the Municipality of City of Canton,
for the: (check one) full term, or unexpired term ending _____, in
Stark County, Ohio at the general election to be held on the 3rd day
of November, 2015 (Fill in the appropriate date)

I further declare that I am an elector qualified to vote for the office I seek.

Dated this 3rd day of May, 2015

[Signature]
(Signature of Candidate)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

I, Thomas M. Bernabei, hereby designate the persons named below as a committee to
(Name of Candidate)
represent me:

NAME	RESIDENCE

2015 MAY -4 PM 3:24
RECEIVED
STARK COUNTY
BOARD OF ELECTIONS

NOMINATING PETITION

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby nominate Thomas M. Bernabei as a candidate for election to the office of Mayor in the municipality of City of Canton, for the: (check one) full term, or unexpired term ending _____, to be voted for at the next general election, and certify said person is, in our opinion, well qualified to perform, the duties of the office or position to which the person desires to be elected. (Fill in the appropriate date)

Signatures on this petition must be from only one county and must be written in ink.

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
1.	<u>[Signature]</u>	<u>5046 Rebecca Avenue</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>
2.	<u>[Signature]</u>	<u>5046 Rebecca Avenue</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>
3.	<u>[Signature]</u>	<u>326 Montebello Ave</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>
4.	<u>[Signature]</u>	<u>336 Montebello Ave</u>	<u>Canton</u>	<u>Stark</u>	<u>5/3/15</u>

	SIGNATURE	VOTING RESIDENCE ADDRESS STREET AND NUMBER	CITY, VILLAGE OR TOWNSHIP	COUNTY	DATE OF SIGNING
5.	<i>Ronald Bad</i>	326 Montabeta PI	Canton	Stark	5/3/15
6.	<i>Til F. M...</i>	335 Montabeta PI	Canton	Stark	5/3/15
7.	<i>Maha Beth...</i>	1628 Beverly St NE	Canton	Stark	5/3/15
8.	<i>Joyce L. George</i>	1631-17th St. NW	Canton	Stark	5/3/15
9.	<i>Patricia Dawson</i>	317-19th St NW	Canton	Stark	5/3/15
10.	<i>Ted Dawson</i>	317-19th St NW	Canton	Stark	5/3/15
11.	<i>Mary Ann Lemms</i>	1129 Ridge Rd NW	Canton	Stark	5/3/15
12.	<i>Ronald Lemms</i>	1129 Ridge Rd NW	Canton	Stark	5/3/15
13.	<i>Carlene J. Wolf</i>	222 Raff Rd NW	Canton	Stark	5/3/15
14.	<i>[Signature]</i>	222 Raff Rd NW	Canton	Stark	5/3/15
15.	<i>Robert J. George</i>	1631 17th St. NW	Canton	Stark	5/4/15
16.	<i>[Signature]</i>	2907 G St NW	Canton	Stark	5/4/15
17.	<i>[Signature]</i>	236 Raff Rd NW	Canton	Stark	5/4/15
18.	<i>Angela Eggertson</i>	1126 Raff Rd SW	Canton	Stark	5/4/15

CIRCULATOR STATEMENT - Must be completed and signed by circulator.

I, Alan Harold, declare under penalty of election falsification that I
 (Printed Name of Circulator)
 reside at the address appearing below my signature; that I am the circulator of the foregoing petition
 containing 18 signatures; that I witnessed the affixing of every signature; that all signers were to
 (Number)
 the best of my knowledge and belief qualified to sign; and that every signature is to the best of my
 knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact
 acting pursuant to section 3501.382 of the Revised Code.

[Signature]
 (Signature of Circulator)

3025 Darlington NW
 (Permanent residence address)

Canton OH 44708
 (City or Village, State and Zip Code)

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

County Board of Elections
 Form 3-N Nominating Petition
 For Municipal Office

Statement of Candidacy of
 Candidate for _____

Filed _____

Certificate of Validity
 REVISED CODE 3401.11

We, the undersigned members of the Board of Elections of this county, certify that we have reviewed and examined the foregoing petition and find it to be sufficient and valid, and caused our signatures and official seal to be affixed at _____, Ohio, This _____ day of _____

Chairperson _____
 Member _____
 Member _____
 Member _____
 Member _____
 Director _____ (seal)

EXHIBIT B

Thomas M. Bernabei
2745 Dunkeith Dr NW
Canton, Ohio 44708
330-284-5713

April 30, 2015

Mr. Phil Giavassis
Chairperson, Stark County Democratic Party
2968 Easton St NE
Canton, OH 44721

Dear Mr. Giavassis:

Please accept this letter as my resignation from the Democratic Central Committee of Stark County.

Thank you.



Thomas M. Bernabei

RECEIVED
2015 MAY -4 PM 3:26
STARK COUNTY
BOARD OF ELECTION

EXHIBIT C

RECEIVED

2015 MAY -4 PM 2: 02

STARK COUNTY
BOARD OF ELECTION

May 4, 2015

To the Board of Elections:

Effective immediately, I resign as Treasurer of the following campaign committees and any other campaign committee affiliated with a Democratic candidate.

Kristen Donohue Guardado for Judge

Elect Chryssa Hartnett

Keep Joe Martuccio Law Director Committee

Sincerely,



Thomas M. Bernabei

A True Certified Copy

JEFFREY A. MATTHEWS, Director
Stark County Board of Elections

By Holly Fisher Deputy,
Date 5-5-2015

EXHIBIT D

Thomas M. Bernabei
2745 Dunkeith Dr NW
Canton, Ohio 44708
330-284-5713

April 30, 2015

Ms. Jeanette Mullane
Western Stark County Democratic Club
7769 Hudson Dr SW
Navarre, OH 44662

Dear Ms. Mullane:

Please accept this letter as my resignation from the Western Stark County Democratic Club.

Thank you.



Thomas M. Bernabei

RECEIVED
2015 MAY -4 PM 3: 26
STARK COUNTY
BOARD OF ELECTION

Thomas M. Bernabei
2745 Dunkeith Dr NW
Canton, Ohio 44708
330-284-5713

April 30, 2015

Mr. Dave Kirven
President, Jefferson-Jackson Club
P.O. Box 9765
Canton, OH 44711-9765

Dear Mr. Kirven:

Please accept this letter as my resignation from the Jefferson-Jackson Club.

Thank you.



Thomas M. Bernabei

RECEIVED
2015 MAY -4 PM 3: 26
STARK COUNTY
BOARD OF ELECTION

Thomas M. Bernabei
2745 Dunkeith Dr NW
Canton, Ohio 44708
330-284-5713

April 30, 2015

Ms. Gwendolyn Dunagan
1115 S. Seneca Street
Alliance, OH 44601

Dear Ms. Dunagan:

Please accept this letter as my resignation from the Alliance Area Democratic Club.

Thank you.



Thomas M. Bernabei

RECEIVED
2015 MAY -4 PM 3:26
STARK COUNTY
BOARD OF ELECTION

EXHIBIT E

A

LEASE AGREEMENT

This Lease is made this 30TH day of April, 2015 by and between Robert G. Johns and Irene L. Motts, hereinafter "Lessor," and Thomas M. Bernabei, hereinafter "Lessee."

1. Lessor hereby leases to Lessee and Lessee hereby leases from Lessor the single family residence located at 2118 University Ave. N.W., Canton, Ohio 44709.

2. The term of this Lease shall be for one month, commencing May 1, 2015 and ending May 31, 2015. Lessee may renew this lease on a month-to-month basis.

3. The rent shall be \$1,000 per month, due and payable in advance on the first day of each month, beginning May 1, 2015. Rent shall be payable in cash, money order or by check, to Robert G. Johns at his mailing address: 1113 Buena Vista St. N.E., Canton, Ohio 44714. Any monthly rent payment not paid by the 5th day of any month shall constitute a default in payment of the rent.

4. Lessee shall pay a security deposit in the amount of \$1,000 which Lessor shall hold without interest. The security deposit may not be used for payment by Lessee of the final month's rent. Lessor shall return said security deposit to Lessee upon termination of the Lease, less any damages to the property or less any rent owed.

5. Lessee shall be responsible for and make all payments for all utilities, to include gas, electric, telephone, cable tv, water, sewer and trash pickup. Lessor shall maintain all utilities in Lessor's name and shall bill Lessee on a monthly prorated basis.

6. Lessor shall maintain fire and liability insurance on the property and shall pay the real estate taxes. Lessee agrees that Lessee's personal property shall be at Lessee's sole risk and Lessor is not liable for any damage or loss to the property. Lessee may obtain, at Lessee's option, tenant insurance coverages.

7. Lessee has inspected the property and accepts it in "AS IS" condition. Lessee agrees to maintain the property in a state of good condition, fair wear and tear excepted. Lessee shall be responsible for making minor repairs to the premises; Lessor shall be responsible for major repairs. Lessee shall provide reasonable access to the premises to Lessor to inspect or make necessary repairs.

8. Lessor shall maintain the lawn and flower beds and remove leaves in the fall. Lessee shall provide snow and ice removal. Lessee shall keep the outside of the property clean and free from litter and trash. Lessee shall not keep or store any items of unused personal property outside of the house and shall not keep any unlicensed or inoperable vehicles on the property.

9. Lessee shall maintain the property in compliance with all state and local building, zoning and health codes. Lessee shall not create or permit any unreasonably loud or annoying activities on the property which would interfere with the quiet enjoyment of any persons in the neighborhood. Lessee shall not create any nuisances. Lessee shall comply with the Ridgewood Homeowners Association's rules and regulations.

10. Lessee shall be responsible for maintaining, testing and changing the batteries in the smoke detectors as needed.

11. Lessee shall keep no pets.

12. Lessee shall not assign or sublet the premises without consent of Lessor.

13. Lessee shall not make any material alterations, decorations, additions or modifications to the premises without consent of Lessor.

14. The following events shall constitute default of this Lease:

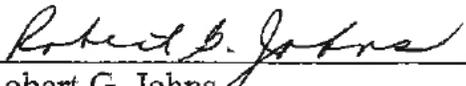
a. If rent shall remain unpaid for a period of five days after its due date.

b. If Lessee fails to keep and perform any of the agreements or obligations set forth in this Lease.

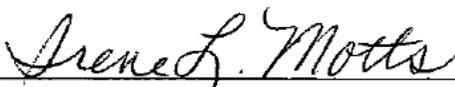
c. If Lessee abandons or vacates the property.

The parties have hereunto set their hands at Canton, Ohio this 30TH
day of April, 2015.

LESSOR



Robert G. Johns



Irene L. Motts

LESSEE



Thomas M. Bernabei

EXHIBIT F

2

Voter Registration Form

Please read instructions carefully. Please type or print clearly with blue or black ink.
For further information, you may consult the Secretary of State's Web site at: www.sos.state.oh.us or call 1-877-757-6446.

Eligibility

You are qualified to register to vote in Ohio if you meet all the following requirements:

1. You are a citizen of the United States.
2. You will be at least 18 years old on or before the day of the general election.
3. You will be a resident of Ohio for at least 30 days immediately before the election in which you want to vote.
4. You are not incarcerated (in jail or in prison) for a felony conviction.
5. You have not been declared incompetent for voting purposes by a probate court.
6. You have not been permanently disenfranchised for violations of the election laws.

Use this form to register to vote or to update your current Ohio registration if you have changed your address or name.

NOTICE: This form must be received or postmarked by the 30th day before an election at which you intend to vote. You will be notified by your county board of elections of the location where you vote. If you do not receive a notice prior to Election Day, please contact your county board of elections.

Lines 1 and 2 below are required by law. You must answer both of the questions for your registration to be processed.

Registering in Person

If you have a current valid Ohio driver's license, you must provide that number on line 10. If you do not have an Ohio driver's license, you must provide the last four digits of your Social Security number on line 10. If you have neither, please write "None."

Registering by Mail

If you register by mail and do not provide either a current Ohio driver's license number or the last four digits of your Social Security number, please enclose with your application a copy of one of the following forms of identification that shows your name and current address:

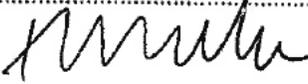
Current valid photo identification card, military identification, or current (within one year) utility bill, bank statement, paycheck, government check or government document (except board of elections notifications) showing your name and current address.

Your Signature

Your signature is required for your registration to be processed. In the box next to the arrow by line 14, please affix your signature or mark, taking care that it does not touch surrounding lines or type so it can be effectively used to identify you. If your signature is a mark, include the name and address of the person who witnessed the mark beneath the signature line. If by reason of disability you are unable to physically sign, you may follow specific procedures found in Ohio law (R.C. 3501.382) to appoint an attorney-in-fact who may sign this form on your behalf at your direction and in your presence.

Please see information on back of this form to learn how to obtain an absentee ballot.

FOLD HERE

1. Are you a U.S. citizen? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
2. Will you be at least 18 years of age on or before the next general election? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
If you answered NO to either of the questions, do not complete this form.			
3. Last Name BERNABETI		First Name THOMAS	Middle Name or Initial M
4. House Number and Street (Enter new address if changed) 2118 UNIVERSITY AVE NW		Apt. or Lot #	5. City or Post Office CANTON
6. ZIP Code 44709		7. Additional Rural or Mailing Address (if necessary)	
8. County where you live STARK		FOR BOARD USE ONLY SEC4010 (Rev. 07/08) City, Village, Twp.	
9. Birthdate (MO-DAY-YR) (required) [REDACTED]	10. Ohio driver's license No. OR last 4 digits of Social Security No. (one form of ID required to be listed or provided) [REDACTED]	11. Phone No. (voluntary) 3302845713	
12. PREVIOUS ADDRESS IF UPDATING CURRENT REGISTRATION - Previous House Number and Street 2745 DUNKERTH DR NW			
Previous City or Post Office CANTON	County STARK	State OH	
13. CHANGE OF NAME ONLY Former Legal Name		Former Signature	
I declare under penalty of election falsification I am a citizen of the United States, will have lived in this state for 30 days immediately preceding the next election, and will be at least 18 years of age at the time of the general election.			
14. Your Signature → 	[REDACTED]		
Date 5, 3, 2015 MO DAY YR	[REDACTED]		

STARK COUNTY BOARD OF ELECTIONS
 RECEIVED
 2015 MAY 3 PM 4:55
 School Dist.
 City Dist.
 Senate Dist.
 House Dist.

Voter Registration and Information Update Form

Please read instructions carefully. Please type or print clearly with blue or black ink.

For further information, you may consult the Secretary of State's website at: www.OhioSecretaryofState.gov or call 1-877-767-6446.

Eligibility

You are qualified to register to vote in Ohio if you meet all the following requirements:

1. You are a citizen of the United States.
2. You will be at least 18 years old on or before the day of the general election.
3. You will be a resident of Ohio for at least 30 days immediately before the election in which you want to vote.
4. You are not incarcerated (in jail or in prison) for a felony conviction.
5. You have not been declared incompetent for voting purposes by a probate court.
6. You have not been permanently disenfranchised for violations of election laws.

Use this form to register to vote or to update your current Ohio registration if you have changed your address or name.

NOTICE: This form must be received or postmarked by the 30th day before an election at which you intend to vote. You will be notified by your county board of elections of the location where you vote. If you do not receive a notice following timely submission of this form, please contact your county board of elections.

Numbers 1 and 2 below are required by law. You must answer both of the questions for your registration to be processed.

Registering in Person

If you have a current valid Ohio driver's license, you must provide that number on line 10. If you do not have an Ohio driver's license, you must provide the last four digits of your Social Security number on line 10. If you have neither, please write "None."

Registering by Mail

If you register by mail and do not provide either an Ohio driver's license number or the last four digits of your Social Security number, you must enclose with your application a copy of one of the following forms of identification:

Current and valid photo identification, a military identification, or a current (within the last 12 months) utility bill, bank statement, paycheck, government check or government document (other than a notice of voter registration mailed by a board of elections) that shows your name and current address.

Residency Requirements

Your voting residence is the location that you consider to be a permanent, not a temporary, residence. Your voting residence is the place in which your habitation is fixed and to which, whenever you are absent, you intend to return. If you do not have a fixed place of habitation, but you are a consistent or regular inhabitant of a shelter or other location to which you intend to return, you may use that shelter or other location as your residence for purposes of registering to vote. If you have questions about your specific residency circumstances, you may contact your local board of elections for further information.

Your Signature

In the area below the arrow in Box 14, please write your cursive, hand-written signature or make your legal mark, taking care that it does not touch the surrounding lines so when it is digitally imaged by your county board of elections it can effectively be used to identify your signature.

Please see information on back of this form to learn how to obtain an absentee ballot.

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE.

FOLD HERE

I am: Registering as an Ohio voter Updating my address Updating my name

1. Are you a U.S. citizen? Yes No
 2. Will you be at least 18 years of age on or before the next general election? Yes No
 If you answered NO to either of the questions, do not complete this form.

3. Last Name: Bernabei First Name: Thomas Middle Name or Initial: M Jr., II, etc.
 4. House Number and Street (Enter new address if changed): 441 Lakecrest St NW Apt. or Lot #: 5. City or Post Office: Canton 6. ZIP Code: 44709

7. Additional Mailing Address (if necessary): 8. County (where you live): Stark
 9. Birthdate (MO-DAY-YR) (required): 7/21/1946 10. Ohio Driver's License No. OR Last Four Digits of Social Security No. (one form of ID required to be listed or provided): 6033 11. Phone No. (voluntary): 330 284 5713

12. PREVIOUS ADDRESS IF UPDATING CURRENT REGISTRATION - Previous House Number and Street: 2118 University Ave NW
 Previous City or Post Office: Canton County: Stark State: OH

13. CHANGE OF NAME ONLY Former Legal Name: Former Signature:

14. I declare under penalty of election falsification I am a citizen of the United States, will have lived in this state for 30 days immediately preceding the next election, and will be at least 18 years of age at the time of the general election.

Your Signature ↓ Date 05 / 15 / 2015
 MO DAY YR

[Handwritten Signature]

FOR BOARD USE ONLY
 SEC4010 (Rev. 6/14)

City, Village, Twp. _____

Ward _____

2015 MAY 5 PM 2:25
 RECEIVED

Stark County Board of Election

School Dist. _____

County Dist. _____

Senate Dist. _____

House Dist. _____

EXHIBIT G



Jon Husted
Ohio Secretary of State

180 East Broad Street, 16th Floor
Columbus, Ohio 43215
Tel: (877) 767-6446 Fax: (614) 644-0649
www.OhioSecretaryofState.gov

July 31, 2015

Director Jeffrey Matthews
Deputy Director Jeanette Mullane
Stark County Board of Elections
3525 Regent Ave N.E.
Canton, OH 44705

Re: Tie Votes on the Independent Candidacies of Mr. Thomas M. Bernabei and
Mr. Francis H. Cicchinelli, Jr.

Dear Director Matthews and Deputy Director Mullane:

At the Stark County Board of Elections meeting on July 6, 2015, the board held a protest hearing concerning the independent candidacy and residency of Mr. Thomas M. Bernabei for Mayor of Canton. At the close of the hearing, Chairperson Ferruccio and Board Member Sherer voted to grant the protest and keep Mr. Bernabei off the ballot. Board Members Braden and Cline voted to deny the protest and allow Mr. Bernabei to appear on the ballot.

Additionally, at the Stark County Board of Elections meeting on July 13, 2015, the board held a protest hearing concerning the independent candidacy of Mr. Francis H. Cicchinelli, Jr. for Mayor of Massillon. At the close of the hearing, Chairperson Ferruccio and Board Member Sherer voted to grant the protest and keep Mr. Cicchinelli, Jr. off the ballot. Board Members Braden and Cline voted to deny the protest and allow Mr. Cicchinelli to appear on the ballot.

The board members submitted both tie votes to the Secretary of State for a decision pursuant to R.C. 3501.11(X).

Under Ohio law, an independent candidate is “any candidate who claims not to be affiliated with a political party.”¹ The Sixth Circuit Court of Appeals explained that an independent candidate must actually be unaffiliated or disaffiliated from any political party, and that the claim of unaffiliation or disaffiliation must be made in good faith.²

¹ R.C. 3501.01(I).

² *Morrison v. Colley*, 467 F. 3d 503 (6th Cir. 2006).

MR. BERNABEI

There is little doubt Mr. Bernabei took calculated efforts to disaffiliate from the Democratic Party. Thus, in breaking this tie vote, the determination must be whether Mr. Bernabei's disaffiliation from the Democratic Party was made in good faith. Chairman Ferruccio and Board Member Sherer claim that Mr. Bernabei failed to disaffiliate from the Democratic Party in good faith. I acknowledge that evidence highlighted by Members Ferruccio and Sherer reflects Mr. Bernabei's long-standing affiliation with the Democratic Party. However, the Ohio Supreme Court has noted that "disaffiliation by definition presumes a history of support for or membership in a political party," and if evidence of affiliation "standing alone, could trump a declaration of disaffiliation, then disaffiliation would never be possible."³ Thus, proving that Mr. Bernabei failed to disaffiliate from the Democratic Party in good faith requires more than a recitation of his past political activity. It requires clear and convincing evidence that Mr. Bernabei's declaration was motivated by something other than a sincere change of ideology.

"Clear and convincing" evidence is that measure or degree of proof which will produce in the mind of the trier of facts a firm belief or conviction of the allegations sought to be established.⁴ No evidence in the record before me imparts a firm belief or conviction that Mr. Bernabei's disaffiliation from the Democratic Party was not made in good faith. Instead, the record reflects that Mr. Bernabei expressed a change in ideology leading to his disaffiliation from the Democratic Party, and his actions in furtherance of that change are clear.

His situation is factually distinguishable from Mr. Jolivette's in an important way.⁵ Unlike Mr. Jolivette, Mr. Bernabei did not file a declaration of candidacy and petition for the partisan primary election, and then file a nominating petition for the general election, claiming to be independent, only after becoming aware that his first petition was insufficient and he would not qualify for the ballot. Instead, Mr. Bernabei did not decide to run for office until well after the primary election, and appears to have taken every reasonable step he could have taken to disaffiliate from the Democratic Party before filing his independent candidate nominating petition for the general election. Ohio law provides him no other avenue for disaffiliation than the one he chose.

Protestors also allege that Mr. Bernabei does not have a qualifying voting residence in the city of Canton. However, the record does not support this assertion either. Mr. Bernabei submitted a voter registration update form, signed a lease for the University Avenue apartment, moved belongings into the apartment, and slept there. The fact that he would later move into a home at another address in Canton, that was not available when he signed the apartment lease, is of little significance. The Ohio Supreme Court has noted that a "person's intent is of great import,"⁶ and no evidence in the record before me imparts a firm belief or conviction that Mr. Bernabei's actions exhibited anything but an intent to reside in the city of Canton.

³ *State ex rel. Davis v. Summit Cty. Bd. Of Elections*, 137 Ohio St. 3d 222 (2013).

⁴ *Cross v. Ledford*, 161 Ohio St. 469 (1954).

⁵ *Jolivette v. Husted*, 694 F. 3d 760 (6th Cir. 2012).

⁶ *Stine v. Brown Cty. Bd. Of Elections*, 101 Ohio St.3d 252 (2004).

Without clear and convincing evidence that Mr. Bernabei's disaffiliation from the Democratic Party was not in good faith or that Mr. Bernabei did not intend to reside in Canton, I break the tie in favor of certifying Mr. Bernabei's independent candidacy for Mayor of Canton to the November 3, 2015 General Election ballot.

MR. CICCHINELLI, JR.

Engaging in a similar analysis of the record in Mr. Cicchinelli, Jr.'s case, I arrive at the same conclusion. Once again unlike Mr. Jolivette, Mr. Cicchinelli, Jr. did not seek to run in a party primary election before filing a nominating petition as an independent candidate for the general election, and a recitation of past political activity does not impart a firm belief or conviction that Mr. Cicchinelli, Jr.'s motivation was insincere.

Without clear and convincing evidence that his disaffiliation from the Democratic Party was not in good faith, I also break this tie in favor of certifying Mr. Cicchinelli, Jr.'s independent candidacy for Mayor of Massillon to the November 3, 2015 General Election ballot.

Sincerely,

A handwritten signature in black ink that reads "Jon Husted". The signature is written in a cursive, flowing style.

Jon Husted

cc: Members of the Stark County Board of Elections