

a professional corporation

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VIA EMAIL

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Commissioner Yvette Talley Commissioner Dawn Medley Commissioner Scott R. Baker, Esq. Lathrup Village Election Commission 27400 Southfield Road Southfield, Michigan 48076

Re: Amended Opinion

Review of Affidavits of Identity for Candidates

Seeking Election to City Council

Dear Commissioners:

It was a pleasure meeting you on Friday, September 3 during the video public meeting of the Election Commission to discuss the sufficiency of the Affidavits of Identity and nominating petitions for those seeking seats on city council in the upcoming general election on November 2, 2021. On August 26, 2021, the City of Lathrup Village engaged Butzel Long, P.C., to provide a written legal opinion as to whether any candidates failed to comply with applicable elections laws and regulations, thereby requiring removal of their names from the general election ballot. The City had not indicated that it had identified any issues but rather, wanted Butzel to engage in an independent review. Although this review would normally require Butzel to verify the signatures on the candidate's petitions, the City excluded that from the scope of our engagement during a call on September 1, 2021, with Commissioner Talley and City Administrator Dr. Sheryl L. Mitchell Theriot. Accordingly, Butzel assumes for purposes of this opinion letter that the elections bureau within the Office of the City Clerk has verified the signatures on the petitions and that no candidate is disqualified from appearing on the ballot for want of a sufficient number of verified signatures. Butzel's review is therefore limited to the sufficiency of the candidate's affidavits of identity. On September 3, Butzel provided its preliminary opinion to the Commission. Based on additional information received during that meeting and additional review, Butzel offers the following opinion.

Executive Summary

Butzel was informed that there are eight candidates for city council, who are listed here in alphabetical order. If there are other candidates, Butzel was not asked to evaluate the adequacy of their affidavits and petitions.

Dizik, Mark Jennings, Jalen Kantor, Bruce Kenez, Barbara Miller, Karen Moore, Marvin Ruvolo II, Greg Siddiqi, Saleem

It is Butzel's opinion that each of the candidates' affidavits is sufficient, except for those submitted by Messrs. Moore and Ruvolo, whose names should be omitted from the ballot for want of an Affidavit of Identity that strictly complies with Section 558(2) of the Election Law, MCL 168.558.

Requirements for Affidavits of Identity

Candidates must submit two copies of an Affidavit of Identity with a nominating petition. MCL 168.558(1). 1

Under Section 558(2) of the Election Law, "[a]n affidavit of identity must contain [1] the candidate's name and residential address; [2] a statement that the candidate is a citizen of the United States; [3] the title of the office sought; [4] a statement that the candidate meets the constitutional and statutory qualifications for the office sought; [5] other information that may be required to satisfy the officer² as to the identity of the candidate;³ and [6] the manner in which

Although Section 558 is located within Chapter XXIV, which governs primary elections, "the location of the statute is of no consequence, and the courts have treated [Section 558] as applying to all elections." *Moore v Genesee Cnty*, No. 355291, 2021 WL 2600829, *2 (Mich. Ct. App. June 24, 2021) (citing additional cases).

The Election Law does not define the term "officer," but we find Section 555 instructive as to its meaning. Section 555 refers to "the various officers" named in the Act and makes specific reference the Secretary of State, county clerks, and city clerks. MCL 168.555. We therefore construe the term "officer" in Section 558 to refer to the Commissioner Talley in her capacity as the City Clerk.

the candidate wishes to have his or her name appear on the ballot." MCL 168.558(2) (citations omitted). If a candidate is using a name that is not a name that he or she was given at birth, the candidate shall include on the Affidavit of Identity the candidate's full former name. *Ibid.*

In addition, "[a]n affidavit of identity must include [7] a statement that as of the date of the affidavit, all statements, reports, late filing fees, and fines required of the candidate or any candidate committee organized to support the candidate's election under the Michigan Campaign Finance Act have been filed or paid; and [8] a statement that the candidate acknowledges that making a false statement in the affidavit is perjury, punishable by a fine of up to \$1,000 or imprisonment for up to 5 years, or both." MCL 168.558(4).

"Strict compliance with [Section] 558 is required." *Nykoriak v Napoleon*, —Mich App—, —NW2d— (2020); slip op at 5. "The failure to supply a facially proper affidavit of identity (AOI), i.e., an affidavit that conforms to the requirements of the Election Law, is a ground to disqualify a candidate from inclusion on the ballot." *Stumbo v Roe*, 332 Mich App 479, 481; 957 NW2d 830 (2020). The City Clerk "shall not certify to the board of election commissioners the name of a candidate who fails to comply with [Section 558]." MCL 168.558(4).

Guidance from the Bureau of Elections is consistent with this position. "A candidate who fails to file an Affidavit of Identity when filing is ineligible to appear on the ballot." Election Officials' Manual, Ch. 3, p. 3 (italicizing removed). "Affidavits of Identity submitted after the filing deadline may not be recognized." Election Officials' Manual, Ch.3, p. 11. Although "supplemental' filings may be accepted up until the filing deadline, the initial filing must contain at least the minimum number of required signatures or full fee and two completed Affidavits of Identity." *Ibid*.

Candidate Affidavits

At a public meeting of the Election Commission held on September 3, 2021, at 3:00 p.m., the Commission orally represented to Butzel that the Commission received two copies of an Affidavit of Identity from each candidate, even though the materials provided to Butzel included only one copy for some candidates. Based on this representation, Butzel assumes for purposes of this amended opinion that each candidate has complied with the requirement to submit two copies of the affidavit.

³ No additional information is required of candidates under the City Charter or Code of Ordinances. See Lathrup Village Charter, §§4.2, 4.9; Lathrup Village Code, §22–1. Accordingly, the fifth requirement listed in Section 558(2) does not apply here.

Butzel also notes that no additional information is required of candidates under the City Charter or Code of Ordinances. See Lathrup Village Charter, §§4.2, 4.9; Lathrup Village Code, §22–1. Therefore, the fifth requirement listed in Section 558(2) does not apply to Butzel's analysis.

In addition, the standard language appearing on the preprinted standard form affidavit contains the requisite certification of compliance with the Campaign Finance Act and an acknowledgement that making a false statement on the affidavit is perjury punishable in the manner stated in the Election Law. Accordingly, the seventh and eighth requirements for a valid affidavit are automatically satisfied as to each candidate who submitted a signed affidavit for purposes of Butzel's review.

Butzel therefore focuses on whether each candidate's affidavit satisfied Requirements 1–4 and 6 under Section 558(2).

I. Dizik, Mark

Mr. Dizik satisfied Requirement 1. The affidavit bears his name and residential address. Exhibit 1, Affidavit of Identity of Mark P. Dizik §1 (Jul. 19, 2021).

Mr. Dizik satisfied Requirement 2. He marked the circle in Section 5 of the affidavit attesting that he is a citizen of the United States. *Id.* at §5.

Mr. Dizik satisfied Requirement 3. He states that he is running for city council.⁴ *Id.* at §3.

Mr. Dizik satisfied Requirement 4. In marking the circle in Section 5, he also attested that he meets the statutory and constitutional requirements for the office he seeks. Exhibit 1, Dizik Aff., at §5.

Mr. Dizik satisfied Requirement 6. The affidavit lists how he wishes to have his name appear on the ballot. *Id.* at §3.

Accordingly, it is Butzel's opinion that Mr. Dizik's Affidavit of Identity complies with Section 558(2) and, within the limited scope of our review, we detect no reason to exclude his name from the ballot for the November 2021 general election for city council.

Although technically the office Mr. Dizik seeks is "member of the city council," Butzel opines that the office listed on the affidavit—"city council"—adequately states the title of the office sought because there is no ambiguity in what is meant by that designation; city council consists solely of elected members. Lathrup Village Charter, § 3.1. We apply this same analysis for each candidate who similarly listed the office they seek as "city council" without further noting this issue in subsequent sections.

II. Jennings, Jalen

Mr. Jennings satisfied Requirement 1. The affidavit bears his name and residential address. Exhibit 2, Affidavit of Identity of Jalen C. Jennings, §1 (Mar. 30, 2021).

Mr. Jennings satisfied Requirement 2. He marked the circle in Section 5 of the affidavit attesting that he is a citizen of the United States. *Id.* at §5.

Mr. Jennings satisfied Requirement 3. He states that he is running for city council. *Id.* at §3. Commissioner Baker asked during the September 3 meeting whether a candidate's failure to mark the circle for primary or general election is disqualifying as to Requirement 3. Mr. Jennings's affidavit is an example of one where the affiant failed to mark the circle, although he wrote the date of the general election in the space provided. It is our opinion that Requirement 3 only requires affiants to state the *name* of the office they seek. Information about the *term* of office—*e.g.*, the date of the election, the commencement of the term, or the end of the term—is not part of the name of the office, and the omission of such information is not required under Section 558 and therefore not disqualifying.⁵

Mr. Jennings satisfied Requirement 4. In marking the circle in Section 5, he also attested that he meets the statutory and constitutional requirements for the office he seeks. *Id.* at §5.

Mr. Jennings satisfied Requirement 6. The affidavit lists how he wishes to have his name appear on the ballot. *Id.* at §3.

Accordingly, it is Butzel's opinion that Mr. Jennings's Affidavit of Identity complies with Section 558(2) and, within the limited scope of our review, we detect no reason to exclude his name from the ballot for the November 2021 general election for city council.

III. Kantor, Bruce

Mr. Kantor satisfied Requirement 1. The affidavit bears his name and residential address. Exhibit 3, Affidavit of Identity of Bruce A. Kantor §1 (Apr. 8, 2021).

Mr. Kantor satisfied Requirement 2. He marked the circle in Section 5 of the affidavit attesting that he is a citizen of the United States. *Id.* at §5.

Mr. Kantor satisfied Requirement 3. He states that he is running for city council. *Id.* at §3.

Nor is such information "other information that may be required to satisfy the officer as to the identity of the candidate" under Requirement 5 since a candidate's term and the election for which he has been nominated does not help to identify the candidate.

Mr. Kantor satisfied Requirement 4. In marking the circle in Section 5, he also attested that he meets the statutory and constitutional requirements for the office he seeks. *Id.* at §5.

Mr. Kantor satisfied Requirement 6. The affidavit lists how he wishes to have his name appear on the ballot. *Id.* at §3.

His compliance with Requirements 1–4 and 6 notwithstanding, we must assess what effect, if any, follows from his filing of an affidavit and petition for a partial term expiring November 13, 2023. Exhibit 3A, Affidavit of Identity of Bruce A. Kantor §1 (Jul. 13, 2021). Under Section 558(5), a person cannot be a candidate for more than one office at a time if the terms of those offices run concurrently or overlap. MCL 168.558(5). A person who files for more than one office must restrict his candidacy to one of those offices within three days after the last day to file petitions. *Ibid.* If he fails to do so, he is disqualified from appearing on the ballot for any of the affected offices. *Ibid.*

Here, after filing an affidavit and petitions for a seat on city council for a regular term, Mr. Kantor filed a second affidavit and petitions for a partial term that would overlap with the regular term. He was therefore candidate for two offices with overlapping terms in violation of Section 558(5). The last day to file petitions was July 20, 2021. MCL 168.590c(2). He was therefore required to restrict himself to one of those two offices by July 23, 2021, or he would become disqualified from appearing on the ballot for either office. On July 21, 2021, Mr. Kantor withdrew himself from the partial term and asked for his name to be left on the ballot for the regular term. Exhibit 3B, Letter from Bruce Kantor to Yvette Talley, Clerk of the City of Lathrup Village (Jul. 21, 2021).

It is Butzel's opinion that this satisfied Section 558(5). Section 558(5) does not state *how* a person is to restrict themselves to one office. It says merely that the person must select which office to which they will be restricted. Mr. Kantor's letter articulates a selection. We also note that a candidate may withdraw his candidacy by written notice to the filing officer who received the petition within three days of the filing deadline. MCL 168.590c(3). Mr. Kantor's letter alternatively qualifies as a timely withdrawal of his candidacy for the partial term, at which point he was no longer a candidate for two overlapping offices. Accordingly, Butzel concludes that Mr. Kantor's July 21 letter timely avoided a violation of Section 558(5).

Accordingly, it is Butzel's opinion that Mr. Kantor's Affidavit of Identity for the regular term complies with Section 558(2) and, within the limited scope of our review, we detect no reason to exclude his name from the ballot for the November 2021 general election for city council.

IV. Kenez, Barbara

Ms. Kenez satisfied Requirement 1. The affidavit bears her name and residential address. Exhibit 4, Affidavit of Identity of Barbara H. Kenez § 1 (Jul. 19, 2021).

Ms. Kenez satisfied Requirement 2. She marked the circle in Section 5 of the affidavit attesting that she is a citizen of the United States. *Id.* at §5.

Ms. Kenez satisfied Requirement 3. The affidavit states that she seeks the office of city council member. *Id.* at §3. Although she did not designate the primary or general election for which she was petitioning, the identification of the term of office or the election at which her name is to appear on the ballot is not part of the title of the office to which she seeks election. See Section II, *supra*.

Ms. Kenez satisfied Requirement 4. In marking the circle in Section 5, she also attested that she meets the statutory and constitutional requirements for the office she seeks. *Id.* at §5.

Ms. Kenez satisfied Requirement 6. The affidavit lists how she wishes to have her name appear on the ballot. *Id.* at §3.

At the September 3 meeting, Commission Medley noted that Ms. Kenez did not list her date of birth in her affidavit and asked if that disqualified her. Section 558 does not require candidates to list their dates of birth. See MCL 168.558. The Board of Election's Election Officials' Manual confirms that a date of birth is only "recommended, not required." Election Officials' Manual, Appendix I, p. 26. We therefore conclude that her decision to omit her date of birth does not disqualify her from appearing on the ballot.

Accordingly, it is our opinion that Ms. Kenez's Affidavit of Identity complies with Section 558(2) and, within the limited scope of our review, we detect no reason to exclude her name from the ballot for the November 2021 general election for city council.

V. Miller, Karen

Ms. Miller satisfied Requirement 1. The affidavit bears her name and residential address. Exhibit 5, Affidavit of Identity of Karen L. Miller §1 (Jul. 17, 2021).

Ms. Miller satisfied Requirement 2. She marked the circle in Section 5 of the affidavit attesting that she is a citizen of the United States. *Id.* at §5.

Ms. Miller satisfied Requirement 3. The affidavit states that she seeks the office of city council member. *Id.* at §3.

Ms. Miller satisfied Requirement 4. In marking the circle in Section 5, she also attested that she meets the statutory and constitutional requirements for the office she seeks. *Id.* at §5.

Ms. Miller satisfied Requirement 6. The affidavit lists how she wishes to have her name appear on the ballot. *Id.* at §3.

Because Commissioner Medley raised a question about the omission of the date of birth on Ms. Kenez's affidavit, we address here for completeness Ms. Miller's apparent decision to cross out her date of birth on her affidavit. Because a date of birth is not required, Butzel concludes that the redaction of that information does not disqualify Ms. Miller from appearing on the ballot.

Accordingly, it is Butzel's opinion that Ms. Miller's Affidavit of Identity complies with Section 558(2) and, within the limited scope of our review, we detect no reason to exclude her name from the ballot for the November 2021 general election for city council.

VI. Moore, Marvin

Mr. Moore satisfied Requirement 1. The affidavit bears his name and residential address. Exhibit 6, Affidavit of Identity of Marvin A. Moore § 1 (Jul. 19, 2021).

Mr. Moore did **not** satisfy Requirement 2. He failed to attest that he is a citizen of the United States by failing to mark the circle in Section 5 of the affidavit. *Id.* at §5. We noted that Mr. Moore attested, as a circulator for his nominating petition, that he is a U.S. citizen, <u>Exhibit 6A</u>, Nominating Petition for Marvin A. Moore, but Section 558(2) unambiguously requires the citizenship attestation to appear in the affidavit. Regardless, the nomination petition attestation does not include a statement that the signor meets the statutory and constitutional requirements for the office listed on the petition, which is an independent disqualifying omission, as noted below.

This matter is akin to *Moore v Genesee Cnty*, No. 355291, 2021 WL 2600829, *2 (Mich. Ct. App. June 24, 2021), where the court held that a village council candidate's "failure to check the box stating that she was a citizen of the United States and met the appropriate constitutional and statutory qualifications was a fatal defect." The court ruled that the county election officials were "required by law to refrain from certifying plaintiff as a candidate" and "plaintiff had no right to appear on the ballot." *Id.* at *3. The court further ruled that "[t]here is simply no statutory provision for amending an AOI after the deadline has passed." *Id.* at *4. It did not matter that the candidate was in fact a U.S. citizen. *Ibid*.

Mr. Moore satisfied Requirement 3. The affidavit states that he seeks the office of city council member. *Id.* at §3.

Mr. Moore did <u>not</u> satisfy Requirement 4. By failing to mark the circle in Section 5, he also failed to attest that he meets the statutory and constitutional requirements for the office he seeks. *Id.* at §5.

Mr. Moore satisfied Requirement 6. The affidavit lists how he wishes to have his name appear on the ballot. *Id.* at §3.

Accordingly, despite his substantial compliance with Section 558 and despite his attestations on the nominating petition that would suggest he is a U.S. citizen and eligible to hold the office he seeks, it is Butzel's opinion that Mr. Moore's Affidavit of Identity fails to comply with Section 558(2) and that his name **should be excluded** from the ballot for the November 2021 general election for city council because of the "strict compliance" required with Section 558, *Nykoriak*, slip op at 5. Further, because the July 20 deadline has passed, Mr. Moore cannot now amend his deficient affidavit, *Moore*, 2021 WL 2600829 at *4.

VII. Ruvolo II, Greg

Mr. Ruvolo satisfied Requirement 1. The affidavit bears his name and residential address. Exhibit 7, Affidavit of Identity of Gregory A. Ruvolo II §1 (Jul. 20, 2021).

Mr. Ruvolo satisfied Requirement 2. He marked the circle in Section 5 of the affidavit attesting that he is a citizen of the United States. *Id.* at §5.

Mr. Ruvolo did **not** satisfy Requirement 3. He did not identify the office he seeks in his affidavit. Id. at §3. We note that Mr. Ruvolo twice tried to cure this deficiency by filing an unsworn statement on July 22, 2021, Exhibit 7A, Unsworn Statement of Gregory A, Ruyolo II (Jul. 22, 2021), and an affidavit of intent on July 23, 2021, attesting to a conversation that he had with an unnamed representative of the City, during which he confirmed his intent to run for the partial term of office. Exhibit 7B, Affidavit of Intent of Gregory A. Ruvolo II (Jul. 23, 2021). Unfortunately, these efforts could not cure the deficiency. Section 558(2) unambiguously requires the title of the office sought to appear in the Affidavit of Identity. The subject of the first sentence in subsection (2) is the affidavit—not the candidate. Bureau of Elections guidance further provides that "[o]nly Affidavits of Identity with a revision date of 2/2019 or 8/2019 are currently approved." Election Officials' Manual, Ch.3, p. 23. The Legislature has delegated to the Secretary of State "the authority to issue instructions for the conduct of elections and to 'prescribe and require uniform forms that the secretary of state considers advisable for use in the conduct of elections and registrations." Stumbo, 332 Mich App at 488 (citing MCL 168.31(1)(a) and (e)). Mr. Ruvolo's unsworn statement and affidavit of intent are not the approved Affidavit of Intent form, and regardless, they would not have sufficed to provide the information required on the affidavit of identity. To cure the deficiency, Mr. Ruvolo could have

simply executed another Affidavit of Identity form with the required information before the July 20 filing deadline.

Mr. Ruvolo satisfied Requirement 4. In marking the circle in Section 5, he also attested that he meets the statutory and constitutional requirements for the office he seeks. *Id.* at §5.

Mr. Ruvolo satisfied Requirement 6. The affidavit lists how he wishes to have his name appear on the ballot. *Id.* at § 3.

Accordingly, despite his substantial compliance with Section 558 and his efforts to cure the deficiency in his affidavit of identity, it is our opinion that Mr. Ruvolo's Affidavit of Identity fails to complies with Section 558(2) and that his name **should be excluded** from the ballot for the November 2021 general election for city council because of the "strict compliance" required with Section 558, *Nykoriak*, slip op at 5. Further, because the July 20 deadline has passed, Mr. Ruvolo cannot now amend his deficient affidavit, *Moore*, 2021 WL 2600829 at *4.

VIII. Siddiqui, Saleem

Mr. Siddiqui satisfied Requirement 1. The affidavit bears his name and residential address. Exhibit 8, Affidavit of Identity of Saleem R. Siddiqi § 1 (Jul. 19, 2021).

Mr. Siddiqui satisfied Requirement 2. He marked the circle in Section 5 of the affidavit attesting that he is a citizen of the United States. *Id.* at §5.

Mr. Siddiqui satisfied Requirement 3. He states that he is running for city council. *Id.* at §3.

Mr. Siddiqui satisfied Requirement 4. In marking the circle in Section 5, he also attested that he meets the statutory and constitutional requirements for the office he seeks. *Id.* at §5.

Mr. Siddiqui satisfied Requirement 6. The affidavit lists how he wishes to have his name appear on the ballot. *Id.* at §3.

Accordingly, it is Butzel's opinion that Mr. Siddiqui Affidavit of Identity complies with Section 558(2) and, within the limited scope of our review, we detect no reason to exclude his name from the ballot for the November 2021 general election for city council.

Litigation Risk

We recognize that disqualifying candidates may subject the City to litigation by the aggrieved parties. Specifically, Messrs. Moore and Ruvolo may argue that the City failed to notify them that their Affidavits of Identity were deficient at the time of filing or sometime

before the filing deadline.⁶ Section 558(4) is clear, however, that the City Clerk cannot certify the name of a candidate who fails to file the proper affidavit. Conversely, the City may be subject to litigation by qualified candidates if the City certifies candidates that should have been disqualified under the Election Law.

Further, if Messrs. Moore or Ruvolo sought a writ of mandamus against the City *after* it submits candidate names to the Oakland County Clerk, we expect that claim would fail on the merits. In *Berry v Garrett*, 316 Mich App 37, 44 n 2; 890 NW2d 882 (2016), the Court of Appeals held that a writ of mandamus could issue against Plymouth Township because Plymouth Township lacked authority to take any action regarding the ballots after the Affidavits of Identity were submitted to the Wayne County Clerk. "Mandamus is not directed at ascertaining whether an error occurred in the *past*. In other words, even if the Plymouth Township defendants mishandled the affidavits of identity, their role in the matter has ended; ergo, mandamus will not lie against them." *Ibid.* (emphasis in original). Moreover, a candidate cannot argue that he did not know of the requirements under the Election Law. See *Curley v Beryllium Development Corp.*, 281 Mich. 554, 556; 275 NW 246 (1937) ("It is a maxim of the law that 'ignorance excuses no one"). Ultimately, Butzel believes that the Election Law and applicable caselaw support removing these candidates from the ballot.

In short, based on the records provided, we recommend that Messrs. Moore and Ruvolo be removed from the ballot for failing to meet all of the requirements of Section 558(2) before the July 20 filing deadline.

Respectfully submitted,

BUTZEL LONG, P.C

Kurtis T Wilder

Encls.

Messrs. Moore and Ruvolo might rely on Section 553 of the Election Law for this argument, which provides in pertinent part: "In case it is determined that the nominating petitions of any candidate do not comply with the requirements of this act, or if for any other cause such candidate is not entitled to have his name printed upon the official primary ballots, it shall be the duty of the . . . city clerk to *immediately notify* such candidate of such fact, together with a statement of the reasons why his name was not certified to the respective boards of election commissioners." MCL 168.553 (emphasis added). Even if the candidate was correct that the City had violated Section 553, there does not appear to be a clear remedy that a court could lawfully provide to the candidate under the Election Law.

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un ferrolam commence des	BRUCE	Aren	J KA	INTOR	Item A.
candidate information	first name 18129 S residential address	UNNY Brook A	J KA last LATHANA city	VIUNGE 4	8076
	mailing address, if applicabl	e	city	/ zip	
additional information	phone number bkartarg email address	-1270 AOL. com	idaliy dardil or library disbu	3/4/1964 e of birth M/A paign website	postmark, im il vybere to fije
office sought/	other than marriage CITY COUNCY office name NO PRETE A	hanged in the last 10 years for or divorce; if checked, print ATI-D. jurisdic FFILA-Tau office. if running without party af	full former name:	PNECING district / circuit	/ Ward
ballot information	term (check one):	ted on the ballot (use upper and egular term partial p	al term expiring /	/ O recall ection 1) / 2- / 202 tion O new judgeship	
filer's acknowledg- ment (check one)	a filing fee of \$100 (i		a mis u	to be destroyed r	
statements and attestation	I swear, or affirm, that the At this date, all si support my electrical acknowledge that maki	e facts I have provided and the statements, reports, late filing fon to office under the Michigang a false statement in this af and may result in disqualification of the statement in the statem	notary name WETTE TALI day of NOTARY PUBLIC, ST	ment set forth below are true. The any Candidate Committee or 1888 of 1976, have been filed of 18558, 933, and 936). The second of the second of 1869 of 186	ganized to r paid.
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Michigan Dei	jurisdiction/district of office	Original - Filing Official Copy - Cane	didate www.Printing		(R 08/19) FORM 43

Affidavit	of Identity and Receipt of Fil	of identity and flacetpt of Falmigs '- pull	Hystolika
SECURISE SYNERUS MALLOY	Karen L.	Miller	Item A.
candidate information	residential address middle 18755 Glenwood Bly	Vd. Lathrup Village, M1 & city/zip	18076
	mailing address, if applicable	city / zip	
additional information	(2(8) 515-8653 phone number Kare 156@aol.com email address	date of birth campaign website	Maradw Maradw
office	O my name formally changed in the last 10 years for a recother than marriage or divorce; if checked, print full for the council Member Lattoffice name jurisdiction	thrup Village, mi district / circuit / ward	that in findled faces (now to ec
sought/ ballot information	political party, if a partisan office. if running without party affiliation without party affiliation exact name I would like printed on the ballot (use upper and lower term (check one): regular term partial term election (check one): primary election / / judicial candidates only: incumbent position	case letters) n expiring / / O recall	1. candi
filer's acknowledg- ment (check one)	nominating or qualifying petitions (estimated number of a filing fee of \$100 (if applicable) certification of party nomination and certificate of acception judicial candidates only: affidavit of constitutional quality	www.it. telming the oblice for which you are a	January
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	acting in the county of Oaklard		William
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	jurisdiction/district of office sought	campaign finance number	(1162)

AD INNERNATIVE RECEIVED THE	Marvin Anthony Moore	tem A.		
candidate information	Marvin Anthony Moore Trest name 28050 Red River Drive N, Latherp Village, city/zip	dV sili		
	mailing address, if applicable city / zip			
additional information	248-569-7746 phone number Moores 5240 ad i.com email address campaign website	oq adee .		
	O my name formally changed in the last 10 years for a reason	idi idi		
office	City Council Member Lather Village MI. office name jurisdiction district/circuit/ward			
sought/ ballot information	political party, if a partisan office. if running without party affiliation list "No Party Affiliation." MORVINA MOOCE exact name I would like printed on the ballot (use upper and lower case letters) term (check one): Pregular term	6 A		
	election (check one): O primary election / / / general election / / / Judicial candidates only: O incumbent position O non-incumbent position O new judgeship			
filer's acknowledg- ment (check one)	nominating or qualifying petitions (estimated number of signatures 35) to be destroyed returned in January a filing fee of \$100 (if applicable) certification of party nomination and certificate of acceptance (if applicable) judicial candidates only: affidavit of constitutional qualification affidavit of candidacy (incumbents only)			
	O I am a citizen of the United States and I meet the statutory and constitutional requirements for the office sought. I swear, or affirm, that the facts I have provided and the facts contained in the statement set forth below are true. At this date, all statements, reports, late filing fees, and fines due from me or any Candidate Committee organized to support my election to office under the Michigan Campaign Finance Act, PA 388 of 1976, have been filed or paid. I acknowledge that making a false statement in this affidavit is perjury - a felony punishable by a fine up to \$1,000.00 or imprison for up to 5 years, or both and may result in disqualification from the ballot (MCL 168.558, 933, and 936).	ment		
statements and attestation	CHUKWUDI C. NWAMBA HERE MANUA A. Motary Public, State of Michigane County of Oakland Ny Commission Exp: 03-10-2028 HUK WUDI C. Humanus Acting in the County of Oakland subscribed and sworn to me on the	<u>A</u>		
		2028		
	received by number of petition sheets receipt number	1 2		
for office use only	the studies. The affoliavit is not complete until supred and. It is true are a suprementable and a suprementable and are a sup	8		
	Jampaign Finance Act compliance; do not sign orsution that acquire planted and the same sign of the	<u> </u>		
	jurisdiction/district of office sought campaign finance number	56		

INSTRUCTIONS ON REVERSE SIDE

NOMINATING PETITION

RECEIVED

1111 20 2021

	(CITY/TOWNSHIP	NONPARTISAN)	02 - 0	
City We, the undersigned, registered and qualified voters of the Townshi <u>STRIKE O</u>	ip of } Latherp Ullage		F LATHRUP VILLAGE	$_$, and State of Michigan,
nominate Marvin A. Moore	28050 Red River. 1	Press or Rural Route)	Loge	
(Name of Candidate)		ress or Rural Route)	(City or Township)	
as a candidate for the office of City Courcil mem (Title of Office/Term Ex	piration Date) (District, if a	to be voted for at the Primary Election to be held on the 2	_day of Novem be	<u>, 20 21.</u>
WARNING - A PERSON WHO KNOWINGLY A PETITION MORE THAN ONC	SIGNS MORE PETITIONS FOR THE SAME E, OR SIGNS A NAME OTHER THAN HIS (E OFFICE THAN THERE ARE PERSONS TO BE E OR HER OWN IS VIOLATING THE PROVISIONS O	ELECTED TO THE (OFFICE, SIGNS ELECTION LAW.
Signature	Printed Name	Street Address or Rural Route	Zip Code	DATE OF SIGNING Month Day Year
1. Glape V. Barron	Jeanne V. Barron	27270 W. Goldengak	48076	7 17 21
2. Maney B. Bucinster	Nancy B. Bacinsku	27514 RACKHAM	18076	7/721
3. Atomes W Keney	HOMES W. KENEZ	19115 GLENMOSO SUD.	48076	71721
4. from amile	Robert B. TAMARELLI	18485 DOLORESAU	48076	7 1721
5. Mary M. Tamaulli	Mary M. Tamarelli	18485 Doloses Ave.	48076	7 17 21
6. Haren L. Vrueler	Karen L. Miller	18755 Glenword Blvd.	48076	71721
7. Charlie Bayon	Charles Darron	2)2>0 Goldengate W	218076	7 17 24
8. James A Dacinski	JAMES A. BALIBH	27514 KACKHAM	48076	7 17 21
o. Carbara H. Kinen	Partara H. Kenez	19115 Genwood Polval.	48076	7 17 21
10. Prov	Martha Moore	28050 Red River Dive N	48076	11721
11. Y fichello Than	Michelle Moore	28050 Red River Or. N.	4807C	1 17 21
12. Kan D James	ROGER B. LYNN	18590 GAN JOSE	48076	7 18 21
CERTIFICATE OF CIRCULATOR CIRCULATOR — DO NOT SIGN OR DATE				
The undersigned circulator of the above petition asserts that he or she is 18 years of age or older and a United States citizen; that each signature on he petition was signed in his or her presence; that he or she has neither caused nor permitted a person to sign the petition more than once and has no				
nowledge of a person signing the petition more than once; and that, to his or her best knowledge and belief, each signature is the genuine signature of				
e person purporting to sign the petition, the person signing the petition was at the time of signing a registered elector of the City or Township listed in (Signature of Circulator) e heading of the petition, and the elector was qualified to sign the petition. (Date)				
If the circulator is not a resident of Michigan, the circulator shall make a cross [X] or check mark [v] in the box provided, otherwise each signature on (Printed Name of Circulator)				
is petition sheet is invalid and the signatures will not be counted by a filling official. By making a cross or check mark in the box provided, the undersigned regulator asserts that he or she is not a resident of Michigan and agrees to accept the jurisdiction of this state for the purpose of any legal proceeding or				

hearing that concerns a petition sheet executed by the circulator and agrees that legal process served on the Secretary of State or a designated agent of the Secretary of State has the same effect as if personally served on the circulator.

WARNING-A CIRCULATOR KNOWINGLY MAKING A FALSE STATEMENT IN THE ABOVE CERTIFICATE, A PERSON NOT A CIRCULATOR WHO SIGNS AS A CIRCULATOR, OR A PERSON WHO SIGNS A NAME OTHER THAN HIS OR HER OWN AS CIRCULATOR IS GUILTY OF A MISDEMEANOR.

(Complete Residence Address [Street and Number or Rural Route]) - [Do not enter a post office box]

Lathwell Ullege, M2, 48076
(City or Township, State, Zip Code)

(County of Registration, if Registered to Vote, of a Circulator who is not a Resident of Michigan)

Affidavit	of Identity and Re	ceipt of Filing	elpt of Filippe expense	t of (dentity and then	histal)A
personal and property and prope	SALGEM first name 27670 LATHEUP residential address	RA24 middle	SIDD/Q[City	Item A.
candidate information	residential address SAME mailing address, if applicable	BLVD. L	ATTHEW VILLAGE city/zip	MT 480 16	tie IIA
additional information 2	248-390-3602 phone number Sa leem siddigi @ email address	comcast, net	date of birth campaign website	11967	macq. I steriw
	my name formally changed in the other than marriage or divorce;			icludes more than one fing statowide) and all except probate or indi	dat n (indu nacer
	CITY CONCIL 4			district / circuit / ward	how to c
office sought/ ballot information	political party, if a partisan office. if running a partisan office.	ng without party affiliation list "No		idate information	L. cand
	term (check one): regular term election (check one): primary election	on / /	n, email address anyebsite	O recall 2 / 2	
	judicial candidates only: O incum	bent position O non	-incumbent position	new judgeship	
filer's acknowledg-	nominating or qualifying petition a filing fee of \$100 (if applicable)		ures 30) to be 0 des	troyed 🔵 returned in J	anuary
ment (check one)	certification of party nomination judicial candidates only: affidav		a for which you are a	(incumbents only)	Print corce cand
	I am a citizen of the United State I swear, or affirm, that the facts I have At this date, all statements, re support my election to office to	e provided and the facts conta eports, late filing fees, and fine		pelow are true. Committee organized to	the indeed
	I acknowledge that making a false sta for up to 5 years, or both and may re				sonment
statements and 5 attestation	SIGN HERE A		DATE	7/19/2	Fillia Fillia elec
9778	notary signature Melody subscribed and sworn to me on the	J. Simpson	notary n Melody MELODY J.S Notary Public - Sta	te of Michigan	SON 21
	notary public, state of Michigan, coun	Maan	Acting in the County	res Maxylres 20085 / 0 /	, 200
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	jurisdiction/district of office sought		campa www.PrintingSystems.us (8)	ign finance number	63

Bruce Kantor 18129 Sunnybrook Avenue Lathrup Village, MI 48076-3432

July 21, 2021

Yvette Talley City Clerk City of Lathrup Village 27400 Southfield Road Lathrup Village, Michigan 48076

Madame Clerk,

I respectfully request that my name be removed from the November 2, 2021 ballot for City Council—more specifically, to be removed <u>only</u> from the ballot for the City Council seat to fill the partial term expiring on November 13, 2023 (Donna Stalling's incomplete term). Please leave my name on the ballot for the regular City Council term election (two 4-year terms & one 2-year term).

If there are any questions, I can be reached via cell at (734) 276-2375.

Sincerely,

Bruce Kantor

Affidavit	of Identity and	l Receipt of Filing	entity and Accelpt of Filing	
THE PARTY OF THE ART	BRUCE	A constitution of the second s	KANTOR	Item A.
candidate information	residential address SAM2 mailing address, if applicable	innybrook Av	ELATHRUP VILLAGE, MI, city/zip	48076
additional and information	248-552-12 phone number BKANTUL G ACC email address	Clerk to december 677	3 / 4 / 1964 date of birth N/A campaign website	postmark, an
office sought/ ballot information	other than marriage or de City Carcil Photoeffice name political party, if a partisan office exact name I would like printed of term (check one): O regular	if running without party affiliation list "No continue to the ballot (use upper and lower case for term partial term expiritly election / /	district / circuit / w.	milenoihulis
filer's acknowledg- ment (check one)	nominating or qualifying a filing fee of \$100 (if app certification of party nom	petitions (estimated number of signa	atures <u>30</u>) to be O destroyed ③ retures (if applicable)	irned in January
statements and attestation	I swear, or affirm, that the face At this date, all statem support my election to I acknowledge that making a for up to 5 years, or both and support my election to I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or both and I acknowledge that making a for up to 5 years, or bot	cts I have provided and the facts continents, reports, late filing fees, and find office under the Michigan Campaig false statement in this affidavit is permay result in disqualification from to the facts of the day of	d constitutional requirements for the office sought rained in the statement set forth below are true. The statement se	nized to and aid. Or imprisonment a section of the section of th
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Affidavit	of Identity and R	eceipt of Filing	entity and Beceipt of Filing	bi io rivotilita
ents familiation and account of	Parbara		Kener	Item A.
candidate information	Forbara first name 19115 Olenwo residential address	middle Od Blvd.	Lathrup Village for	8076
	mailing address, if applicable	gelüt yar Jawashia Ciedelar awashia olifices	city / zip	THE DIES SHOW
additional information	phone number Bhkenez af email address	rotmail, co	date of birth	pastmado ai
office sought/ ballot information	_	if checked, print full former national partial term expiring the parti	Party Affiliation." ers) g i 1 / 13/ 23	Candidata ii
filer's acknowledg- ment (check one)	nominating or qualifying petitions (estimated number of signatures			
statements and attestation	I swear, or affirm, that the facts I ha At this date, all statements, support my election to office	reports, late filing fees, and fines and the Michigan Campaign I tatement in this affidavit is perjuitesult in disqualification from the least of th	notary name Lisa A. Hes	id.
for office use only	received by reviewed by jurisdiction/district of office sought	number o	f petition sheets receipt number date of filing campaign finance number	eonstitigen a cidzen of t arrestation. horatrist
Michigan Der	partment of State Original - Filing	Official Copy - Candidate	www.PrintingSystems.us (800) 95-12345 (R 08	/19) FORM #

Amaavi	t of identity and Receipt of Filing
candidate information	GREGORY ANTHONY RUVOLO II first name Middle Iast LAARAP VILLAGE Fesidential address mailing address, if applicable Item A. Item A.
additional	248-224-6700 07/12/1972 phone number GRUVOlogyutil. Com MEET Like Ruvolo. Com Campaign website
office sought/ ballot information	office name jurisdiction district / circuit / ward political party, if a partisan office. if running without party affiliation list "No Party Affiliation." exact name I would like printed on the ballot (use upper and lower case letters) term (check one): Pregular term partial term expiring / / Precall election (check one): Primary election / / Primary election / / Primary election / / Primary election Primary election Proposition Proposition Precall Proposition Precall Primary election Proposition Precall Proposition Proposition Precall Proposition Precall Proposition Prop
filer's acknowledg- ment (check one)	nominating or qualifying petitions (estimated number of signatures
statements and attestation	I am a citizen of the United States and I meet the statutory and constitutional requirements for the office sought. I swear, or affirm, that the facts I have provided and the facts contained in the statement set forth below are true. At this date, all statements, reports, late filing fees, and fines due from me or any Candidate Committee organized to support my election to office under the Michigan Campaign Finance Act, PA 388 of 1976, have been filed or paid. I acknowledge that making a false statement in this affidavity's perjury - a felony punishable by a fine up to \$1,000.00 or imprisonment for up to 5 years, poth and may result in disqualification from the ballot (MCL 168.558, 933, and 936). SIGN HERE AND ATTE HERE AND AND ATTE HERE AND AND ATTE HERE AND AND ATTE HERE AND
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AFFIDAVIT OF INTENT

NOW COMES, Affiant, Greg A. Ruvolo II, and, states as follows:

- 1. I am a resident of the State of Michigan, Oakland County, City of Lathrup Village and I am a competent person over 18 years of age. This affidavit is voluntarily made on my personal knowledge and, if sworn as a witness, I can testify competently to the facts in this affidavit.
- 2. On July 20, 2021 I presented to the City of Lathrup Village staff a nomination petition to run for the partial term vacated City Council seat.
- 3. The nomination petition I submitted contained 41 signatures.
- 4. On July 20, 2021 I was contacted by the a representative of the City of Lathrup Village, during that conversation I confirmed my intent to run for the partial term vacated City Council seat.

I certify under penalty of perjury that the	roregoing stateme	nts are true and correct
	/ '	
	MRd	A Kind of

Dated: July 23, 2021

Greg.A. Ruvolo II

STATE OF MICHIGAN))ss. COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 23nd day of July, 2021 by Greg A. Ruvolo II, 27641 Lathrup Blvd, Lathrup Village, 48076 Michigan

MUCOMB Notary Public

Oakland County, MI

My commission expires: MAY 1, 2028

Acting in Oakland County

MELODY J SIMPSON
Notary Public - State of Michigan
County of Macomb
My Commission Expires May 1, 2028
Acting in the County of Oakland

Affidavit of Intent

I, Greg Ruvolo, intend to run for the available partial-term for Lathrup Village City Council for the November 2, 2021, General Election.

I successfully turned in 41 signatures on my Nomination Petition on July 20, 2021.

Printed Name

Signature

Date