

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

***In Re* Nomination Petition of** : **Election Matter**
Kevin BAUMLIN :
As Democratic Candidate for U.S. Senate :
for the 2nd Congressional District :

PETITION TO SET ASIDE NOMINATION PETITION

Petitioner Barry Nelson, by and through counsel, respectfully avers as follows:

1. The Petitioner is a duly qualified elector registered as a Democrat in the Commonwealth of Pennsylvania.
2. The Respondent is the above referenced Democratic Candidate for U.S. Senate.
3. On or before March 15, 2022, the Candidate filed a Candidate Affidavit and Nomination Petitions with the Department of State. A copy is attached as Exhibit A.
4. For the reasons set forth in greater detail in the attached Exhibit B, the Candidate's Nomination Petition fails to contain the required number of properly ascribed signatures.
5. The candidate has submitted 2,675 signature lines; 1,222 of these lines are challenged. This includes 413 lines which were signed by electors who signed on a page other than that designated for the elector's county of residence, and 274 lines with required information omitted.
6. Section 977 of the Election Code, 25 P.S. §2937, provides that a court shall set aside nomination petitions which are defective.
7. The Nomination Petition therefore fails to conform to the requirements of the Election Code, 25 P.S. §2867 et seq., and must be set aside and the Candidate's name not be placed on, or stricken from, the ballot. Candidate has not submitted the requisite 2,000 valid signatures from registered Democrats in the Commonwealth.

8. Petitioners respectfully reserve the right to add such additional objections as are appropriate at the time of hearing.

Respectfully submitted,

By: _____

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Dated: March 22, 2022

VERIFICATION

I, Barret Nelson, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904, relating to unsworn falsification to authorities.



Signature

3/22/22

Date