

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

IN RE: THE NOMINATION PETITIONS OF : ELECTION MATTER
MARIAN KEEGANAS A DEMOCRATIC :
CANDIDATE FOR STATE REPRESENTATIVE : DOCKET NO:
IN THE 139TH LEGISLATIVE DISTRICT : 134 MD 2022

PETITION TO SET ASIDE NOMINATING PETITIONS

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

1. Exclusive jurisdiction over the subject matter of this Petition is vested in the Commonwealth Court of Pennsylvania by the provisions of the **Pennsylvania Election Code, 25 P. S. § 2937**, and the provisions of the **Judicial Code, 42 Pa. C. S. A. § 764**.
2. One Petitioner is Jarad Shockcor who resides at 401 Log Tavern Rd, Milford, PA and is a duly registered and enrolled Democratic elector of the Commonwealth of Pennsylvania who votes and resides in the 139th Legislative District.
3. One Petitioner is Dustin Werner Fazio who resides at 32 Kensington Rd., Hawley, PA and is a duly registered and enrolled Democratic elector of the Commonwealth of Pennsylvania who votes and resides in the 139th Legislative District.
4. One Respondent is Marian Keegan a candidate for State Representative in the 139th Legislative District who as of March 28, 2022, allegedly resides at , 130 Trailwood Dr., Greeley, PA 18425.
5. One Respondent is the Secretary of the Commonwealth, whose office is located at 305 North Office Building, Harrisburg, Pennsylvania.

6. On or about March 28, 2022, Nominating Petitions and Papers were filed with the Pennsylvania Department of State, Bureau of Elections, nominating Respondent, Marian Keegan, as a Democratic candidate for State Representative in the 139th Legislative District.
7. The nominating Petitions and Papers are purported to consist of 28 petition pages and allegedly containing 361 lines of signatures of electors supporting the nomination of Marian Keegan, Respondent.
8. Three Hundred (300) valid signatures of qualified electors who reside within the 139th Legislative District are required by statute, **25 P. S. §2872.1 (14)** to support the Nominating Petitions and Papers of Marian Keegan, in the Primary Election scheduled for May 17, 2022.
9. The Nominating Petitions and Papers of Respondent, Marian Keegan, are invalid and inadequate in that they contain less than 300 valid signatures and because of various inadequacies and deficiencies as outlined in a spreadsheet attached hereto and incorporated as **Exhibit A**.
10. **Exhibit A** lists 104 challenges to the 361 lines in Keegan's petitions.

WHEREFORE, Petitioner prays this Honorable Court to set aside the Nominating Petitions and Papers of Respondent, Marian Keegan, for failure to obtain the minimum number of valid signatures (300) for the office of State Representative and to order that her name not appear on the ballot for nomination as the Democratic Party candidate for State Representative in the

139th Legislative District.

Respectfully submitted,

/s/ Lawrence M. Otter, Esq.

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IN RE: THE NOMINATION PETITIONS OF : ELECTION MATTER
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IN THE 139TH LEGISLATIVE DISTRICT : MD 2022

ORDER

AND NOW, this _____ day of _____, 2022, it is hereby **ORDERED**
that the Nominating Petitions and Papers of Marian Keegan as a Candidate for State
Representative in the 139th Legislative District be and hereby are stricken and dismissed, and

FURTHER ORDERED

that the name of respondent Marian Keegan not appear on the ballot for the May 17, 2022
Primary Election for the Democratic Party candidate for State Representative in the 139th
Legislative District.

BY THE COURT

J.

EXHIBIT A

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

2. Spreadsheet columns shall include, for each challenged signature line: page number, line number, county, and the reason or reasons for each challenge. The spreadsheet shall designate the grounds for objection using the following abbreviations:

NR = Not Registered

NRD= Not Registered in District

NRDS = Not Registered on Date Signed

NRA = Not Registered at address

OC = Out of County

Ill = Illegible

LIO = Line Information Omitted

DUP = Duplicate

IHA = Line Information in Hand of Another

N/I = Nickname/Initial

PRI = Printed Signature

DCA = Defective Circulator Affidavit

SAC = Signed After Circulator's Affidavit Dated

Other = Any ground for objection not listed above

SEE EXCEL SPREADSHEET FOLLOWING

Page #	Line Number #	County	Reason	"Other" explanation
1	3	Pike	LIO	strike-through
1	20	Pike	LIO	strike-through
1	21	Pike	NRD	
1	22	Pike	NRD	
1	24	Pike	NRD	
1	28	Pike	NRD	
1	30	Pike	LIO	strike-through
2	3	Pike	IHA	
2	4	Pike	IHA	
3	2	Pike	LIO	strike-through
3	6	Pike	IHA	
3	7	Pike	IHA	
3	8	Pike	IHA	
3	9	Pike	IHA	
3	12	Pike	PRI	
3	13	Pike	LIO	strike-through
3	15	Pike	NR/Other	Not Registered Democrat
3	18	Pike	NR/Other	Not Registered Democrat
3	19	Pike	NR/Other	Not Registered Democrat
3	22	Pike	LIO	strike-through
3	24	Pike	PRI	
3	26	Pike	DUP/Other	Both candidates petitions signed
3	30	Pike	NRD	
4	3	Pike	LIO	strike-through
4	7	Pike	LIO	strike-through
6	1	Pike	LIO	strike-through
6	3	Pike	LIO	strike-through
6	6	Pike	NR/Other	
6	7	Pike	LIO	strike-through
6	8	Pike	LIO	strike-through
6	10	Pike	LIO	strike-through
6	12	Pike	NR/Other	Not Registered Democrat
6	14	Pike	NR/Other	Not Registered Democrat
6	21	Pike	IHA	
6	22	Pike	IHA	
6	25	Pike	NR	
7	8	Pike	NR/Other	Not Registered Democrat
7	11	Pike	NR/Other	Not Registered Democrat
7	18	Pike	LIO	strike-through
7	24	Pike	IHA	
7	25	Pike	IHA	
7	26	Pike	NR/Other	Not Registered Democrat
7	30	Pike	NR/Other	Not Registered Democrat
8	7	Wayne	LIO	strike-through
8	16	Wayne	IHA	
8	17	Wayne	IHA	
8	18	Wayne	IHA	
8	19	Wayne	IHA	
11	4	Pike	NRA	
11	9	Pike	LIO	strike-through
11	14	Pike	NRA	
11	19	Pike	NRA	
11	20	Pike	NRA	
11	28	Pike	NR	
11	29	Pike	NR	

12	3	Wayne	LIO	strike-through
12	6	Wayne	NR	
12	8	Wayne	ILL	
12	13	Wayne	NR/Other	deceased
12	16	Wayne	LIO	strike-through
13	1	Pike	NRA	
13	2	Pike	DUP	also signed Page 14 line Number 4
13	3	Pike	NRA	
14	2	Wayne	ILL	
14	3	Wayne	NR/Other	Not Registered Democrat
14	4	Wayne	DUP	also signed Page 13 line number 2
15	2	Pike	NRA	
15	4	Pike	NRA	
16	9	Pike	IHA	
16	10	Pike	IHA	
17	1	Pike	IHA	
17	2	Pike	IHA	
17	10	Pike	LIO	strike-through
17	12	Pike	LIO	strike-through
17	13	Pike	LIO	strike-through
17	14	Pike	LIO	strike-through
18	1	Pike	NR/Other	Not Registered Democrat
18	2	Pike	LIO	strike-through
18	3	Pike	LIO	strike-through
18	4	Pike	IHA	
18	5	Pike	IHA	
19	3	Pike	IHA	
19	4	Pike	IHA	
20	2	Wayne	NR	
20	3	Wayne	NR	
21	2	Pike	NRA	
21	3	Pike	NRA	
22	2	Wayne	IHA	
22	3	Wayne	IHA	
22	10	Wayne	IHA	
22	11	Wayne	IHA	
23	3	Wayne	IHA	
23	4	Wayne	IHA	
23	5	Wayne	NR	
24	2	Wayne	IHA	
24	3	Wayne	Other	ditto symbol for street/road
24	4	Wayne	IHA	
25	2	Wayne	NR/Other	Not Registered Democrat
25	4	Wayne	NR	
26	3	Wayne	NRD	
26	4	Wayne	NRD	
27	3	Wayne	NR/Other	Not Registered Democrat
28	4	Wayne	LIO	strike-through