

STATE OF WISCONSIN

COUNTY OF MILWAUKEE

BEFORE THE MILWAUKEE COUNTY ELECTION COMMISSION

IN THE MATTER of the Nomination Papers
 Filed By Bryan Kennedy with Respect to the
 Spring Election for Milwaukee County
 Executive

File No. _____

VERIFIED COMPLAINT OF Theodore A. Lipscomb, Sr

1. The Complainant, Theodore A. Lipscomb, Sr. (“Complainant”), is an elector of the City of Glendale and County of Milwaukee residing at 1104 West Montclair Avenue, Glendale, Wisconsin 53217.

2. The Respondent, Bryan Kennedy (“Respondent”), is upon information and belief a candidate in the Spring 2020 Election for Milwaukee County Executive and whose address is listed as 5669 N Bethmaur Lane, Glendale, Wisconsin 53209.

3. On or about January 7, 2020, Respondent filed with the Milwaukee County Election Commission (“Election Commission”) Nomination Papers for Non-Partisan Office for the position of Milwaukee County Executive. A typical Nomination paper of Respondent is attached hereto as Exhibit A and incorporated herein.

4. Upon information and belief, Respondent’s Nomination papers were allegedly circulated between December 1, 2019 through January 7, 2020.

5. Upon information and belief, the Respondent submitted two-thousand nine hundred and thirty nine (2,939) signatures to the Election Commission.

6. Upon information and belief, the Election Commission verified two-thousand two hundred and eighty nine (2,289) of Respondent's submitted signatures.

7. David Crowley ("Crowley") is upon information and belief a candidate in the Spring 2020 Election for Milwaukee County Executive and whose address is listed as 3737 N 77th Street, Milwaukee, WI 53222.

8. On or about January 7, 2020, Crowley filed with the Milwaukee County Election Commission ("Election Commission") Nomination Papers for Non-Partisan Office for the position of Milwaukee County Executive.

6. Upon information and belief, Crowley's Nomination papers were allegedly circulated between December 1, 2019 through January 3, 2020.

CHALLENGES TO CIRCULATOR INFORMATION

6. All of the preceding paragraphs are re-alleged and incorporated as if fully stated herein.

7. Wis. Stats. Sec. 8.04 provides:

Nomination paper signatures. If any person signs nomination papers for 2 candidates for the same office in the same election at different times, the earlier signature is valid and the later signature is invalid. **If any person circulates a nomination paper for 2 candidates for the same office in the same election at different times, the earlier paper is valid and the later paper is invalid.** [Emphasis added]

Wis. Stats. Sec. 8.04

8. That Crowley and Respondent used many of the identical persons to circulate their respective nomination papers for the Spring 2020 Election for Milwaukee County Executive.

9. That pursuant to Wis. Stats. Sec. 8.04, the below Nomination Pages of Respondent shall be invalidated in their entirety:

Crowley

Circulator Name: Alisha Pettis
Circulator Address:
2438A N 54th Street,
Milwaukee, WI 53210

Nomination Page #: 43

Date: 12/19/2019

Respondent

Circulator Name: Alisha Pettis
Circulator Address:
2438A N 54th Street
Milwaukee, WI 53210

Nomination Page(s) # and Date:

Page #: 277

Each Dated: 12/23/2019

Page(s) #: 104, 186, 193, 194, 239

Each Dated: 12/24/2019

Page(s) #: 66, 86, 94, 96, 97, 178,
179, 200, 234, 235, 255, and 256

Each Dated: 12/28/2019

Page(s) #: 89, 90, 93, 107, 108, 171,
184, 201, 203, 204, 205, 214, 231,
251, 271, 273, 309, 310, 311, and 312

Each Dated: 12/29/2019

Page(s) #: 2, 9, 147, 150, 151, 156,
157, 158, 160, 161, 163, 187, 188,
189, 198, 202, 212, 213, 215, 217,
225, and 226

Each Dated: 1/2/2020

Page(s) #: 164, 165, 166, 208, 209,
210, 211, and 272

Each Dated: 1/4/2020

Page #: 308

Dated: 1/5/2020

Crowley

Circulator Name: Lesa Trotter

Circulator Address:

4305 N 18th Street, Milwaukee, WI 53209

Nomination Page #: 69

Page Dated: 12/16/2019

Respondent

Circulator Name: Lesa Trotter

Circulator Address:

4305 N 18th Street, Milwaukee, WI 53209

Nomination Page(s) # and Date:

Pages: 298, 299, 230, 232, 261

Each Dated: 12/29/2019

Pages: 152, 153, 159, and 224

Dated: 1/3/2020

Pages: 154, 155, 162, 191, 216, 219, and
281

Each Dated: 1/4/2020

Crowley

Circulator Name:

Dominique Thomas

Circulator Address:

2878 N 26th Street, Milwaukee 53206

Nomination Page #: 24

Date: 12/16/2019

Respondent

Circulator Name:

Dominique Thomas

Circulator Address:

2878 N 26th Street, Milwaukee 53206

Nomination Page(s) # and Date(s):

Page(s): 206

Each Dated: 12/29/2019

Crowley

Circulator Name:

Circulator Address:

Nomination Page #: 24

Date:

Respondent

Circulator Name:

Circulator Address:

Nomination Page(s) # and Date(s):

Page(s):

Each Dated:

CONCLUSION

10. Accordingly, Respondent has not submitted a sufficient number of signatures to be placed on the ballot for the Spring Election for the Non-Partisan Office for the position of Milwaukee County Executive.

11. This Verified Complaint is made pursuant to § El Bd 2.07(1), Wis. Admin. Code, and § 9.10(3)(b), Wis. Stats., and pursuant to § El Bd 10.03(6), Wis. Admin. Code, was served on Respondent via U.S. mail postage prepaid prior to filing. *See Exhibit C, Affidavit of Mailing.*

WHEREFORE, Complainant respectfully requests that the Milwaukee County Election Commission conduct an investigation pursuant to § El Bd 2.07(5), Wis. Admin. Code, in conjunction with such other public officials as the Election Commission, or the Executive Director thereof, may deem appropriate and determine the Nomination papers of the Respondent to be insufficient for the reasons set forth in this Verified Complaint.

Dated at Milwaukee, Wisconsin this 10th day of January 2020.

By: Theodore A. Lipscomb

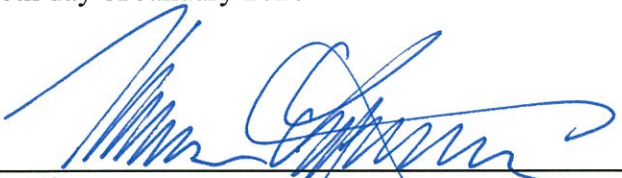
Complainant
1104 West Montclair Avenue
Glendale, WI 53217
theo@votersforlipscomb.com
414-350-0609

VERIFICATION

Theodore A. Lipscomb, Sr., being first duly sworn, on oath, deposes and says as follows:

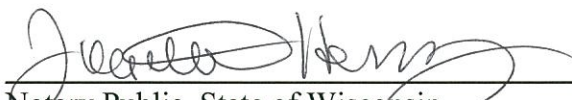
1. That he is an elector and a resident of Milwaukee County, Wisconsin.
2. That he has read the foregoing Verified Complaint and that the same is true and correct, except as to those matters therein stated upon information and belief and, as to those matters, he believes them to be true.

Dated at Milwaukee, Wisconsin this 10th day of January 2020



Theodore A. Lipscomb, Sr.
Complainant

Subscribed and Sworn to before
me this 10th day of January 2020.

 9.27.2020

Notary Public, State of Wisconsin
My Commission Is Permanent.



EXHIBIT A: NOMINATION PAPERS FOR ELECTION BY ELECTION

IN THE MATTER OF

NOMINATION PAPER FOR NONPARTISAN OFFICE

Candidate's name (required); no titles may be used.
Bryan Kennedy

KENNEDY

Candidate's residential address (required) No P.O. box addresses
 Street, fire, or rural route number; box number (if rural route); and name of street or road
5669 N Bethmaur Lane

Candidate's municipality for voting purposes (required)
 Town
 Village
 City
Glendale

Candidate's mailing address, including municipality for mailing purposes (required if different than residential address or voting municipality)
5669 N Bethmaur Lane Glendale

State (required)
WI

Zip code
53209

Type of election (required)
 Spring
 Special

Election date (required) Do not use primary date.
 Mo/Day/Year **April 7, 2020**

Title of office (required)
County Executive

Branch, district or seat number (required if applicable)
 Branch
 District
 Seat
N/A

Name of jurisdiction or district in which candidate seeks office (required)
Milwaukee County

I, the undersigned, request that the candidate, whose name and residential address are listed above, be placed on the ballot at the election described above as a candidate so that voters will have the opportunity to vote for him or her for the office listed above. I am eligible to vote in the jurisdiction or district in which the candidate named above seeks office. I have not signed the nomination paper of any other candidate for the same office at this election.

The municipality used for mailing purposes, when different than municipality of residence, is not sufficient. The name of the municipality of residence must always be listed.		The municipality of residence must always be listed.		Municipality of residence		Check the type and write the name of your municipality for voting purposes.		Date of Signing	
Signatures of Electors	Printed Name of Electors	Residential Address (No P.O. Box Addresses) Street and Number or Rural Route (Rural address must also include box or fire no.)	Municipality of residence	City	State	Mo/Day/Year	Mo/Day/Year	Mo/Day/Year	Mo/Day/Year
<i>Marcellos Roby</i>	Marcellos Roby	2554 N. 51st Street	City	Glendale	WI	010520	010520	010520	010520
<i>Tracyna Powell</i>	Tracyna Powell	3534 P. 605th Street	City	Glendale	WI	010520	010520	010520	010520
<i>Janet Hase</i>	Janet Hase	4173 W 41st	City	Glendale	WI	010520	010520	010520	010520
<i>gang Kirksey</i>	gang Kirksey	2508 W 123rd St	City	Glendale	WI	010520	010520	010520	010520
<i>Bryan Miller</i>	Bryan Miller	2885 W 10th St	City	Glendale	WI	010520	010520	010520	010520
<i>Eric W. L...</i>	Eric W. L...	3088 N 23rd St	City	Glendale	WI	010520	010520	010520	010520
<i>Angel Carver</i>	Angel Carver	2008 N 56th St	City	Glendale	WI	010520	010520	010520	010520
<i>Richard Walter</i>	Richard Walter	4005 N 55th	City	Glendale	WI	010520	010520	010520	010520
<i>Marcel Wilson</i>	Marcel Wilson	1908 N 18th	City	Glendale	WI	010520	010520	010520	010520
<i>Marid Johnson</i>	Marid Johnson	3415 N 18th St	City	Glendale	WI	010520	010520	010520	010520

CERTIFICATION OF CIRCULATOR
 I certify: I reside at _____ (Name of circulator)
 _____ (Circulator's residential address - include number, street, and municipality.)

I further certify I am either a qualified elector of Wisconsin, or a U.S. citizen, age 18 or older who, if I were a resident of this state, would not be disqualified from voting under Wis. Stat. §6.03. I personally circulated this nomination paper and personally obtained each of the signatures on this paper. I know that the signers are electors of the jurisdiction or district the candidate seeks to represent. I know that each person signed the paper with full knowledge of its content on the date indicated opposite his or her name. I know their respective residences given. I intend to support this candidate. I am aware that falsifying this certification is punishable under Wis. Stat. § 12.13(3)(a).

[Signature]
 _____ (Signature of circulator)

[Signature]
 _____ (Signature of circulator)

_____ (Date)