

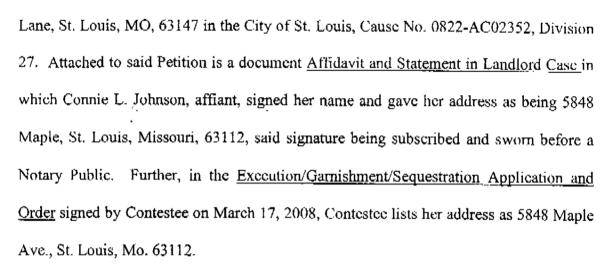
ROBIN WRIGHT-JONES,	)
Contestant, vs. CONNIE L. JOHNSON,	) ) Cause No. 0800- CC01491 ) Division No. 19
Contestee, Hold Scrvice and	) ) !
ROBIN CARNAHAN, SECRETARY OF STATE, MISSOURI  Necessary Party.	Zie APR 2
Serve at: Business Services Division 600 W. Main, Jefferson City, Mo.	22 Ph 2:

## PETITION TO CHALLENGE QUALIFICATIONS OF CANDIDATE FOR MISSOURI STATE SENATORIAL 5<sup>th</sup> DISTRICT AND TO HAVE NAME REMOVED FROM BALLOT

COMES NOW "Contestant", Robin Wright-Jones, Democratic Candidate for the Missouri State Senate, 5th District, and for her Petition to Challenge Qualifications of Candidate for Missouri State Senatorial 5<sup>th</sup> District and to Have Name Removed from Ballot, states as follows:

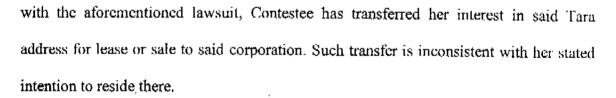
- 1. Robin Wright-Jones "Contestant" has duly filed for the Democratic nomination for the office of Missouri State Senate, 5th District in the Secretary of State's office and resides within said district at 2841 Eads Avenue, St. Louis, Missouri 63104.
- 2. Connie L. Johnson "Contestee" has filed for the same Democratic nomination for the office of Missouri State Senate, 5th District in the Secretary of State's office and claims to reside within said district at 5956 Tara Lane, St. Louis, Missouri 63147.

- 3. Robin Carnahan is the Secretary of State in Missouri and by virtue of such office has the authority to accept filings for said candidates for the office of Missouri State Senate and the duty to certify the list of candidates to election authorities to be voted for at the primary election. In addition, the secretary of state shall also include the order in which the candidates for each office are to be listed on the official ballot. As such, the Secretary of State is a necessary and proper party for this Honorable Court to order, if it so finds, not to certify Contestee's name on said list of candidates to be voted for at the primary election and for printing by election authorities on the official ballot and therefore, ordering that said candidate's name not be printed on the official ballot.
- 4. Contestant has reason to believe that Contestee does not reside at said Tara address, but rather resides at 5848 Maple Avenue, St. Louis, Missouri which is outside the 5th District.
- 5. As such, Contestee does not meet the residence qualification to be a candidate for said office.
  - 6. In support of Contestant's claim, Contestant will prove the following points:
  - a. Contestee is the sole owner of the residence at 5969 Tara Lane, St. Louis, Missouri 63147.
  - b. That in October 2007, Contestee, leased the residence at 5969 Tara Lane, St. Louis, Missouri 63147 to William Keys and Michelle Hayes for a term of one year.
  - c. That the tenants failed to pay their rent and thereafter, there was a lawsuit filed for such, as well as possession of said premises.
  - d. Contestee, as attorney of record for Sampson Holdings, Inc., filed a Petition for Rent and Possession for unpaid rent, damage and restitution of the premises at 5969 Tara



- e. Contestee purchased and relocated to a residence at 5848 Maple in October 2007, which is outside said district.
- f. Contestee secured utility services (gas, water, electricity) for said Maple address on or about the same date as service.
  - g. Contestee is the general warranty deed holder of said Maple address.
- h. Contestee was not the Ameren UE named account holder for the Tara Lane residence from August 2007 to November 2007, said account being in the name of William Keys.
- i. An investigation of the Tara Lane residence on April 7, 2008, by election officials showed said residence to be sparsely furnished, with an electric meter running at a very slow pace, and with no one at home.
- j. Contestee has stated to election board officials that her lease arrangement with her tenants provided for her to be able to occupy a portion of the Tara residence even though no lease was produced containing no said language.
- k. Contestee stated to election officials that Sampson Holdings, Inc. was formed for "the acquisition of commercial or residential property for sale or lease." Consistent





- I. Contestee wrote a letter to her tenant Keys suggesting that her residing at said

  Tara address would be at most one day a week....on the weekends...not even then."
- m. Said Tara property was put on the market for sale in August 2007, giving further credence to the point that Contestee had plans to move to said Maple residence, which she purchased in October 2007.
- n. Keys has further stated that Contestee had not occupied even one night at Tara Lane while he was residing there.
- o. In addition, Contestee continued to receive some mail at the Tara residence, Keys regularly collected her mail and delivered it to her residence on Maple.
- p. Contestant contends that Contestee's actions do not reflect an intention to reside at the Tara residence.
- r. The investigation conducted by the City of St. Louis Board of Election Commissioners, dated April 14, 2008, concluded that "public trust" was at stake. The report urged that there be further objective proof produced to completely counter Contestee's stated assertion that she maintained a physical presence and residence at 5969 Tara and continues to do so today.

WHEREFORE, Contestant prays that this Honorable Court to set this matter for hearing so that she may have leave to produce proof of Contestee's failure to meet the residency requirements of a candidate for the office of Missouri State Senate, 5<sup>th</sup> District, to have this Honorable Court thereafter determine that Contestee is not qualified to be a candidate for the office of Missouri State Senate, 5<sup>th</sup> District, due to her lack of residency in said district, order the Secretary of State to delete Contestee's name from the certified list of those candidates who have filed a declaration of candidacy with her office for the office of Missouri State Senate, 5<sup>th</sup> District, to be voted on in the primary election and further to notify the election authory, the St. Louis City Board of Election Commissioners not to print her name on the ballot, order Contestee

to pay attorney's fees to Contestant for having to bring this action and for such other relief that

PAULE, CAMAZINE & BLUMENTHAL A Professional Corporation

By:

this Honorable Court may deem just under all the circumstances.

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