Filed 3/18/2025 3:54:00 PM Commonwealth Court of Pennsylvania 105 MD 2025

#### IN THE COMMONWEALTH COURT OF PENNSYLVANIA

In Re Nomination Petition of	:	<b>Election Matter</b>
Michael Huff	:	
As Democratic Candidate for Common Pleas	:	
Court Judge in the First Judicial District	:	
(Philadelphia)	:	

#### AMENDED PETITION TO SET ASIDE NOMINATION PETITION

Petitioner, Julian Domanico, by and through counsel, respectfully avers as follows:

- 1. The Petitioner is a duly qualified elector resident in the same Judicial District and party as the district that Candidate filed his petitions.
- 2. The Respondent is the above referenced Democratic Candidate for Common Pleas Court Judge.
- 3. On or before March 10, 2025, the Candidate filed Nomination Petitions with the Department of State.
- 4. The Candidate lists his address on his petition and other related documents as 6618 Greene Street, Philadelphia PA 19119. (Nominating Petitions, Statement of Financial Interests and the Candidates package that was filed with the Secretary of State attached hereto as Exhibit A).
- 5. In reality the Candidate lives at 309 Bryn Mawr Avenue, Bala Cynwyd, Montgomery County Pennsylvania.
- 6. Candidate's wife and children are registered to vote and lists their residence as the Bala Cynwyd address. In addition Candidates wife is a Democratic Committee person at the Bala Cynwyd address.
- 7. The Candidate is listed as the owner with his wife of the property located at 309 Bryn Mawr Avenue, Bala Cynwyd, Montgomery County Pennsylvania.
- 8. Section 704 of the Election Code, codified at 25 P.S. § 2814, provides the "Rules for determining residence" of individuals registering to vote. However, the Court has "applied these rules in determining a candidate's residency." Therefore, the Court must look to the provisions of 25 P.S. § 2814 when determining a residency challenge. There, subsection (d) controls such that (d) The place where the family of a married man or woman resides shall be considered and held to be his or her place of residence, except where the husband and wife have actually separated and live apart, in which case the place where he or she has resided for two months or more shall be considered and held to be his or her place of residence.

- 9. Since the candidate is not separated from his wife his place of residence is the Bala Cynwyd address. Accordingly he is ineligible to run for Common Pleas Court Judge in Philadelphia.
- 10. Section 977 of the Election Code, 25 P.S. §2937, provides that a court shall set aside nomination petitions that are defective.
- 11. For each of the aforementioned reasons, 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.
- 12. Petitioners respectfully reserve the right to add such additional objections as are appropriate at the time of hearing.

Respectfully submitted,

Gregory Weyer, Esquire 2403 Carpenter Street Philadelphia PA 19146 PA ID#: 314395

Date: March 17, 2025

CANDIDATE'S AFFIDAVIT	10-177	ANIA DEPARTMENT C JREAU OF ELECTIONS 210 NORTH OFFICE BLDG. HARRISBURG, PA 17120				USE ONLY 25000754	
Name: <u>Huff</u>		, Michael			, <u>N</u>		3
Last Name		First Nan	ne		Middle Na	me or Initial	Suffix
Residential Address: 6618	Greene Stree	t					
		Str	eet Address				
City: Philadelphia		-	State:	PA	_Zip Code:	19119	22
Municipality (City, Boro, or To	wnship):	Philadelphia			Gender:	F 🗆 м 🗵	NB 🗖
Mailing Address (if different fr	om residenti	al):					
				Street	Address		er destelster
City:			State:		_Zip Code:		
Voting Precinct Name (includi	ng Ward & Di	ivision, if applicable):	PHILA	WD	22 DIV 02		
Office for which you are seeki	ng nominatio	n: JUDGE OF THE		F COI	MMON PLEA	AS - PHILAD	ELPHIA
District Number (if applicable)	: 1st Judio	cial District (Philadelp	hia County	')			

Email address:

Mike Huff Name as it is to appear on the Ballot:

CANDIDATE AFFIDAVIT - I do swear (or affirm) that my residence, my election district and the title of the office for which I desire to be a candidate are as specified above, that I am eligible for said office, that I will not knowingly violate any election law or any law regulating and limiting nomination and election expenses, and prohibiting corrupt practices in connection therewith; that I am aware of the provisions of Section 1626 of the Pennsylvania Election Code requiring pre-election and post-election reporting of campaign contributions and expenditures; that unless I am a candidate for Judge of a Court of Common Pleas, the Philadelphia Municipal Court or the office of school board in a district where that office is elective or the office of magisterial district judge, my name has not been presented as a candidate by nomination petitions of any other party for the same office; that if I am a candidate for any office of a political party I am a registered and enrolled member of such party; that if I am a candidate for Committee Delegate or Alternate Delegate to the National Convention the name of the candidate to whom I am committed is as indicated on my nomination petition and that my signature on the Delegate's Statement was affixed to each page of my nomination petition prior to circulation of same; that I am not a candidate for an office which I already hold, the term of which is not set to expire on the same year as the office subject to this affidavit.

Sworn to and subscribed before me this

day of March 20 🚽 Signature of Offiger Administering Affirmation Signature of Candidate **Telephone Number Official Title** PHILADELPHIA My commission expires **County of Residence** and the state and COMMONWEALTH OF PENNSYLVANIA - NOTARY SEAL Enit L Czyzewicz, Notary Public Philadelphia County My Commission Expires 5/27/2028 Commission # 1207699

I swear (or affirm) to the above part(s) as required by the law(s) applicable to the office I am seeking.

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# Statement of Financial Interests

IN ORDER TO FUNCTION PROPERLY, THIS FORM REQUIRES INTERNET EXPLORER 9 AND ABOVE, GOOGLE CHROME, OR MOZILLA FIREFOX. THIS FORM IS CONSIDERED DEFICIENT IF ANY BLOCK IS NOT COMPLETED OR IF CONFIRMATION OR SIGNATURE IS MISSING.

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PRINTING THIS FORM FROM YOUR WEB BROWSER DOES NOT CONSTITUTE AN OFFICIAL COPY OF YOUR FILING.

THOSE REQUIRED TO FILE FOR MORE THAN ONE POSITION MUST FILE IN <u>ALL</u> FILING LOCATIONS FOR ALL SUCH POSITIONS.

THIS FORM MUST BE COMPLETED AND FILED BY:

A: <u>Candidates</u> - Persons seeking elected state, county and local public offices, including first-time candidates, incumbents seeking re-election, and write-in candidates who do not decline nomination/election within 30 days of official certification of same.

B: Nominees - Persons nominated for public office subject to confirmation.

C: <u>Public Officials</u> - Persons serving as current state/county/local public officials (elected or appointed). The term includes persons serving as alternates/designees. The term excludes members of purely advisory boards.

D: Public Employees - Individuals employed by the Commonwealth or a political subdivision who are responsible for

taking or recommending official action of a non-ministerial nature with regard to: contracting or procurement; administering or monitoring grants or subsidies; planning or zoning; inspecting, licensing, regulating or auditing any person; or any other activity where the official action has an economic impact of greater than a de minimis nature on the interests of any person. The term does not include individuals whose activities are limited to teaching.

A former public official or former public employee must file the year after termination of service with the governmental body.

E: Solicitors - Persons elected or appointed to the office of solicitor for political subdivision(s).

Important: Please read all instructions carefully prior to completion of form. To see detailed instructions, hover the cursor over the "(?)" icon in each section or, to view the entire set of instructions in a second browser window, click "here". Any questions may be directed to the State Ethics Commission at (717) 783-1610 or Toll Free at 1-800-932-0936.

This Form is required to be filed pursuant to the provisions of the Public Official and Employee Ethics Act, 65 Pa C.S. § 1101 et seq.

Please check below if you have read and understand the above terms.\*

Yes I have read and understand the above the terms.

Are you amending a prior filing?\*

No

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01 Name

First Name\* (?) Michael

### Last Name\* (?) Huff

### Middle Initial

#### Suffix

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County/Local Entity * **Not Listed**
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Other County/Local First Judicial District Entity \* (?)

Position\*(?) Candidate

Do you have an additional Public Position or Public Office and Governmental Entity to add to this filing?\*

No

Selecting "Yes" will allow for additions below.

### 06 Occupation or Profession

**Current Occupation** Attorney or Profession\*(?)

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Year \* (?) 2024 The calendar year for which this form is being filed. ....

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108 Real Estate Interests

#### Do you have No reportable real estate Interests?\* (?)



### Do you have reportable creditors?\* (?)

Yes

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6618 Greene St. Address Line 2 City Philadelphia Postal / Zip Code 19119 63 32 12 JP

State / Province / Region PA

Country

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## 

# 11 Gifts

### Have you received any reportable gifts?\*(?)

No

### Gifts Disclaimer\*

By selecting "No" above, you are indicating that you did not receive any reportable gift(s) during the calendar year for which you are filing this Statement of Financial Interests. By checking the "I Accept" checkbox below, you are acknowledging your understanding that if reportable gift(s) were received and are not included on this form, you are subject to all applicable penalties.

🛂 I Accept

## 12 Transportation, Lodging, Hospitality

Do you have any reportable transportation, lodging, or hospitality?\*(?)

No

Transportation,	By selecting "No" above, you are indicating that you did not receive any reportable transportation, lodging or
Lodging, & Hospitality	hospitality during the calendar year for which you are filing this Statement of Financial Interests. By checking the "I Accept" checkbox below, you are acknowledging your understanding that if reportable transportation, lodging or
Disclaimer*	hospitality was received and is not included on this form, you are subject to all applicable penalties.

13 Office, Directorship, or Employment in any Business

Did you hold any office, directorship, or employment in any business for the calendar year for which you are reporting?\* (?)

Yes

Business Entity	n - n n n n n n n n n n n n n n n n n n	سینیست بیان پیشپر بشیخ بیت بوش کرد. مقریف اور مقدری کلام کر دی در در در در در در در کلام بیش بیش بیش کرد. 
Name*(?)	Law Offices of Michael N. Huff Esquire	
Address * (?)	Street Address	×
	1333 Race St.	
	Address Line 2	
	City	State / Province / Region
	Philadelphia	PA
	Postal / Zip Code	Country
	19107	
Position Held*(?)	Sole Proprietor	
Name* (?)	County of Montgomery Pennsylvania	
Address*(?)	Street Address	
	Montgomery County Public Defender's C	Office
	Address Line 2	
	PO Box 311	

City Norristown Postal / Zip Code 19404

Position Held \* (?) Assistant Public Defender

stated in the of the state of the state

State / Province / Region

12 13

PA

Country

# 14 Financial Interest in any Legal Entity in Business for Profit

Do you have a reportable financial interest in any legal entity in business for profit? \* (?) Yes

Name * (?)	Law Offices of Michael N. Huff	
Address*(?)	Street Address	
	1333 Race St.	
	Address Line 2	
	City -	State / Province / Region
	Philadelphia	PA
	Postal / Zip Code	Country
	19107	
Interest Held*(?)	100	
	Exclude the "%" symbol	

### 15 Business Interests Transferred to Immediate Family Member

Did you transfer any business interests to an immediate family member during the calendar year which you are reporting?\* (?)

No

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Additional comments or explanations about any of the above sections:	
Confirmation *	The undersigned hereby affirms that the foregoing information is true and correct to the best of said person's knowledge, information, and belief; said affirmation being made subject to the penalties prescribed by 18 Pa.C.S § 4904 (unsworn falsification to authorities) and the Public Official and Employee Ethics Act, 65 Pa.C.S § 1109(b).
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## **Statement of Financial Interests**

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Please check below if you have read and understand the above terms.\*

Yes I have read and understand the above the terms.

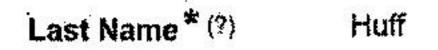
Ŋ

```
Are you amending a prior filing?*
```

Yes

01 Name

### First Name\* (?) Michael



### Middle Initial

#### Suffix



Business,	Street Address	
Governmental, Home,	6618 Greene St.	
or Postal Address*	Address Line 2	
(?)	City	State / Province / Region
	Philadelphia	PA
	Postal / Zip Code	Country
	19119	
Telephone * (?)	215-432-7311	
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03 - 05 Public P	osition or Public Office and Gov	ernmental Entity in which you
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Status * (?)	Candidate (including write-in)	
State or	County/Local	
County/Local * (?)		
County*(?)	Philadelphia County	

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County/Local Entity * **Not Listed**
(?)
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Other County/Local First Judicial District
Entity*(?)
```

Position\*(?) Judge of the Court of Common Pleas

Do you have an additional Public Position or Public Office and Governmental Entity to add to this filing?\*

Yes

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Selecting "Yes" will allow for additions below,
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Status*(?)	Candidate (including write-in)
State or County/Local * (?)	County/Local
County*(?)	Philadelphia County
County/Local Entity*	**Not Listed**
Other County/Local Entity * (?)	First Judicial District
Position * (?)	Judge of the Municipal Court



Current Occupation Attorney or Profession \* (?)

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# 07 Year

Year \* (?) 2024 The calendar year for which this form is being filed.

## 08 Real Estate Interests

Are you amending Noyour form as to real estate interests?\*

# 09 Creditors

Are you amending your form as to creditors?\*

No

# 10 Direct or Indirect Sources of Income

Are you amending your form as to sources of income?\*

No

## 

Are you amending your form as to gifts?\*

No

# 12 Transportation; Lodging, Hospitality

Are you amending your form as to transportation, lodging, or hospitality?\*

No

13 Office, Directorship, or Employment in any Business

Are you amending your form as to office, directorship, or employment in any business?\*

No

14 Financial Interest in any Legal Entity in Business for Profit

Are you amending your form as to financial interests in any legal entity in business for profit?\*

No

15 Business Interests Transferred to Immediate Family Member

Are you amending your form as to transferals of business interests? \*

No

### Additional comments or explanations about any of the above sections:

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### Confirmation\*

The undersigned hereby affirms that the foregoing information is true and correct to the best of said person's knowledge, information, and belief; said affirmation being made subject to the penalties prescribed by 18 Pa.C.S § 4904 (unsworn falsification to authorities) and the Public Official and Employee Ethics Act, 65 Pa.C.S § 1109(b).

I Confirm 

A ATVE	
	(?)

Date

Michael N. Huff

С.

2025-03-07

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