

JUDICIAL OFFICE HOLDER'S RETENTION APPLICATION

For Secretary of State Office's Use Only

Instructions: Please complete the form in its entirety, by printing the information requested in the spaces provided. Incomplete forms could delay the effective date of your filing. Be sure the form is legible. Do not sign the form until you are in front of a notary public or elections official. **If you have any questions, contact the Elections Division Staff at the Secretary of State's Office at (402) 471-2555.**

Filing Period: DECEMBER 2, 2019 to AUGUST 3, 2020

Time:

Initials:

Required Information

Registered Voter's Name: _____
(First, Middle Initial, Last) (County of Residence)

Registered Voter's Address: _____
(Street address where you reside & are registered to vote) (City) (State) (Zip)

Phone Number: _____ or _____
(Home) (Cellular)

I request that my name _____
(Print name as it is to appear on the ballot. - See reverse side for information.)

*To assist with proper pronunciation of your name on the ballot reading device, please provide the "rhymes-with" word or phonetic spelling or both.
 Ex.: Sue Jahn = Sue Hahn (rhymes with fawn) or William Mishaud = mee-SHO ('d' is silent) or Tanya Monte = TAWN -yuh (not TAN) mahn-TEA*

(Spoken Spelling Required)

be placed on the official ballot for the general election to be held the 3rd day of November, 2020 for the office of:

- Chief Justice of the Supreme Court
- Supreme Court Justice _____ District
- Court of Appeals _____ District
- District Court _____ District
- County Court _____ District
- Worker's Compensation Court
- Separate Juvenile Court _____ County

STATE OF NEBRASKA)
) ss.
 COUNTY OF _____)

Pursuant to the provisions of Nebraska Revised Statute 24-814, I respectfully request that the question of my right to be retained in office for an additional term be submitted to the electorate of the appropriate district or area at the General Election to be held on November 3, 2020.

IN WITNESS WHEREOF, I have hereunto subscribed my name this _____ day of _____.

(Day) (Month) (Year)

Signature of Judicial Office Holder

Subscribed in my presence and sworn to before me this

_____ day of _____

(Day) (Month) (Year)

(SEAL)

Officer Administering Oath

Title (e.g., County Clerk, Notary Public)

Names - Answers taken from AGO 10001 (2010-01-05)

1. May a candidate have her name printed on the ballot as "Mrs. John _____"?

It is our opinion that "Mrs. _____" is "in apparent conformity" as a name and will be valid unless objection is properly made as provided by statute.

2. May a candidate have his or her name printed on the ballot as "Dr. J. W. _____"?

"Dr." is an example of what we feel is too clearly a title to become a question of fact as to whether it is part of a name. A title may be part of the full description by which a person is known in the community, and yet never become part of the name. Our conclusion in this regard may be said to apply to such titles as Colonel, Professor, or similar others. It is our conclusion that the above designations are not "in apparent conformity" as names, and the Secretary of State, County Clerk or Election Commissioner shall refuse to certify them, even though objection is not made.

3. May a candidate have his or her name printed on the ballot as "John G. 'Jack' _____"?

This type of filing is an obvious attempt to add to the person's name an additional identification, not a part of the name. Once again, there may be a question of fact arise where the candidate expresses the desire to be listed upon the ballot as "Jack _____." The determinative factor, again, is whether that is the name by which he calls himself, and is generally known in the community. "John G. 'Jack' _____" is not in "apparent conformity" as a name, and the Secretary of State, County Clerk or Election Commissioner shall refuse to certify it, even though no objection is made. "Jack _____" raises a question of fact, and the Secretary of State, County Clerk or Election Commissioner may not refuse to certify it, in the absence of properly made objections."

4. May a candidate with a hyphenated last name use only a portion of the last name on the ballot?

It is our opinion that the name which should be placed on the candidate filing form and on the ballot for a particular candidate is the name ordinarily used for the person, by which he or she is known in the community, and by which he or she is distinguished from others. A hyphenated name or portions thereof may be used on the candidate filing form and on the ballot. If a person with a hyphenated last name is known in the community by only a portion of his or her last name, then it is permissible to place that name on the ballot.

5. May a candidate who usually uses her husband's last name, use her maiden name on the filing form and on the ballot?

Again, the correct name for a candidate is the name by which he or she is known in the community, and by which he or she is distinguished from others. As a result, a married woman may use her maiden name, her own Christian name and her husband's surname, a hyphenated name or portions thereof.

Instructions for Candidates Filing with the Secretary of State

General Election

Send to:

Secretary of State – Elections Division
1221 N Street, Suite #103
PO Box 94608
Lincoln, NE 68508

Filing Periods

- Incumbents: December 2, 2019 through July 15, 2020
- Non-incumbents: December 2, 2019 through August 3, 2020

The following are the requirements for each elected office:

Public Power Districts grossing under \$40 million:

- Must submit a nonpartisan candidate filing form
- Must submit the filing fee of \$10
- Must submit the Nebraska Accountability and Disclosure Commission C-1 form to the NADC directly*

Education Service Units:

- Must submit a nonpartisan candidate filing form
- No filing fee is required
- No Nebraska Accountability and Disclosure Commission C-1 form is required*

Reclamation Districts:

- Must submit a nonpartisan candidate filing form
- Must submit the filing fee of \$10
- No Nebraska Accountability and Disclosure Commission C-1 form is required*

Judicial Officers Filing for Retention:

- Must submit filing form by Aug. 3, 2020
- No filing fee is required
- No Nebraska Accountability and Disclosure Commission C-1 form is required*

This guidance document is advisory in nature but is binding on an agency until amended by such agency. A guidance document does not include internal procedural documents that only affect the internal operations of the agency and does not impose additional requirements or penalties on regulated parties or include confidential information or rules and regulations made in accordance with the Administrative Procedure Act. If you believe that this guidance document imposes additional requirements or penalties on regulated parties, you may request a review of the document.

November 2019

***Nebraska Revised Statute Reference for the NADC C-1 Form:**

49-1494.

Candidates for elective office; statement of financial interest; filing; time; supplementary statements; failure to file; effect.

- (1) An individual who files to appear on the ballot for election to an elective office specified in section [49-1493](#) shall file a statement of financial interests for the preceding calendar year with the commission as provided in this section.
- (2) Candidates for the elective offices specified in section [49-1493](#) who qualify other than by filing shall file a statement for the preceding calendar year with the commission within five days after becoming a candidate or being appointed to that elective office.
- (3) If the candidate for an elective office specified in section [49-1493](#) files to appear on the ballot for election prior to January 1 of the year in which the election is held, the candidate shall file supplementary statements, covering the preceding calendar year, with the commission on or before March 1 of the year in which the election is held or, if the filing deadline for the elective office is after March 1 of the year in which the election is held, the candidate shall file such supplementary statements on or before the filing deadline for the elective office.
- (4) If the candidate for an elective office specified in section [49-1493](#) files to appear on the ballot for election during the calendar year in which the election is held, the candidate shall file a statement of financial interests for the preceding calendar year with the commission on or before March 1 of the year in which the election is held or, if the filing deadline for the elective office is after March 1 of the year in which the election is held, the candidate shall file such statement on or before the filing deadline for the elective office.
- (5) A candidate for an elective office specified in section [49-1493](#) who fails to file a statement of financial interests as required in subsection (1) or (2) of this section within five days after the deadline in subsection (3) or (4) of this section and section [49-1493](#) shall not appear on the ballot.
- (6) A statement of financial interests shall be preserved for a period of not less than five years by the commission.

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