

# JUDICIAL OFFICE HOLDER'S RETENTION APPLICATION

For Secretary of State Office's Use Only

Time:

Initials:

**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:** JANUARY 5, 2022 to AUGUST 1, 2022

### 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 8<sup>th</sup> day of November, 2022 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 8, 2022.

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.