

August 14, 1987

REPORT TO THE HONORABLE
MAYOR AND CITY COUNCIL
PRATT V. ABDELNOUR,
Superior Court Case No. 589122

On August 13, 1987 Wes Pratt sought a writ of mandate to direct that he be placed on the September 15, 1987 primary ballot even though he had obtained only 179 of the required 200 signatures required by San Diego Municipal Code sections 27.2104 and 27.2106.

The Honorable Richard D. Huffman reviewed the points and authorities submitted by both sides and ruled on August 14, 1987 that, although the City's nominating procedure was constitutional, as to the particular case of Mr. Pratt, he had "substantially complied" with the procedure and ordered his name to be placed on the ballot for the 4th District Council seat.

We have advised the City Clerk to place Mr. Pratt's name on the primary ballot but since there has been no showing of special circumstances as to other disqualified candidates, they will not be placed on the primary ballot.

Respectfully submitted,
JOHN W. WITT
City Attorney

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