

HOUSE No. 2034

By Mr. Burke of Boston, petition of Charles H. McGlue for a recount of all ballots cast for representative to the General Court from the Eighth Middlesex District and that John C. Fiore be declared one of the duly elected Representatives from said district. Elections (House).

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-One.

AN ACT TO PROVIDE FOR RECOUNT OF ALL BALLOTS CAST FOR REPRESENTATIVE IN THE EIGHTH MIDDLESEX DISTRICT ON NOVEMBER SEVENTH, NINETEEN HUNDRED AND FIFTY.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 The undersigned petitioner, a resident and citizen
2 of Boston and a former member of the house of
3 representatives, respectfully represents upon informa-
4 tion and belief, as follows:—

5 That John Charles Fiore, together with Robert J.
6 Bliss of Framingham, were duly nominated demo-
7 cratic candidates for election as representatives to the
8 general court of Massachusetts in the eighth Middlesex
9 district, comprising the towns of Ashland, Framing-
10 ham, Hopkinton, Holliston and Sherborn, at the elec-
11 tion held November seventh, nineteen hundred and
12 fifty.

13 That at the same election, J. Alan Hodder and
14 William I. Randall, both of Framingham, were duly

15 nominated republican candidates for the same offices
16 in said district.

17 That at the said election held in said district on
18 November seventh, nineteen hundred and fifty, the
19 result of said representative contest as determined by
20 the official count was that both Randall and Hodder
21 were declared elected.

22 That a petition was duly filed requesting a recount
23 of the ballots for representatives in the said eighth
24 Middlesex district, and as a result of said petition,
25 said boards of registrars held recounts.

26 That said recounts resulted in changes and correc-
27 tions in the number of votes received by the four
28 candidates.

29 That in the town of Framingham your petitioner
30 protested ninety-six ballots for improper marking or
31 for irregularities concerning them.

32 That the town clerk of Framingham refused to per-
33 mit counsel and counters to see the entire ballot for
34 purposes of comparison and identification.

35 That the town clerks of Ashland, Hopkinton and
36 Holliston refused to permit my representative to see the
37 applications and affidavits of the absentee voters for the
38 purposes of comparison, and also refused to allow my
39 representative to see the check lists of those who voted.

40 That in the town of Sherborn more than half of the
41 absentee ballots were improperly cast.

42 That there were other irregularities that could have
43 affected the election and the count of ballots.

44 *Wherefore*, Your petitioner prays that such action,
45 including a recount of ballots, be taken so that he
46 may be declared elected as representative to the gen-
47 eral court from the said eighth Middlesex representa-
48 tive district, and be seated in place of said Hodder or
49 Randall.