IN THE SUPREME COURT OF PENNSYLVANIA **EASTERN DISTRICT**

IN RE: PETITION TO CONTEST

NOMINATION OF ANTHONY PAYTON : AS DEMOCRATIC CANDIDATE FOR

179TH LEGISLATIVE DISTRICT

: No. 485 EAL 2006

STATE REPRESENTATIVE IN THE : Petition for Allowance of Appeal from the

: Order of the Commonwealth Court

PETITION OF: DEMOCRATIC VOTERS : OF THE 23RD WARD, 19TH DIVISION

OF PHILADELPHIA

ORDER

PER CURIAM

AND NOW, this 25th day of October, 2006, it is hereby ordered that the Petition for Allowance of Appeal is denied.

Mr. Justice Saylor files a dissenting statement.

Mr. Justice Baer files a dissenting statement.