

STATE OF MICHIGAN  
WAYNE COUNTY CLERK

2025 APR 28 12:15:11

***In re: Frank A. Liberati's Sworn Challenge of Affidavits of Identity Filed  
By Joanna Michelle Whaley (legally born as Jonathan Michael Whaley)  
Candidate for State Representative District #2.***

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**FRANK A. LIBERATI**

Complainant

9068 Quant Ave.

Allen Park, MI 48101

[fiberati@aol.com](mailto:fiberati@aol.com)

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**SWORN COMPLAINT OF FRANK LIBERATI CHALLENGING ORIGINAL  
AND AMENDED AFFIDAVITS OF IDENTITY FILED BY CANDIDATE  
JOANNA MICHELLE WHALEY (legally born as Jonathan Michael  
Whaley).**

**FRANK LIBERATI**, a natural person, being first duly sworn and deposed,  
and under the penalty of perjury states the following:

1. That I am the complainant in the above-entitled matter.
2. That I have first-hand knowledge as to the facts stated, pled and alleged herein.
3. That on September 29, 2025, pursuant to MCL 168.163(2) and MCL 168.558, I filed a \$100 filing fee along with an original affidavit of identity and copies of the same with the Wayne County Clerk's office to qualify as a candidate for State Representative District #2.

**Joanna Michelle Whaley’s Original Affidavit of Identity Filed On  
September 12, 2025 Contains A False Statement In Violation of MCL  
168.558 of Michigan Election Law.**

4. That pursuant to MCL 168.163 and MCL 168.558, on September 12, 2025, a person identifying as ***“Joanna Michelle Whaley”*** purportedly filed an affidavit of identity, along with a \$100 filing fee, with the Wayne County Clerk’s office to qualify as a candidate for State Representative District #2. **(See Candidate Joanna Michelle Whaley’s September 12, 2025 affidavit of identity attached).**
  
5. Notably, on the September 12, 2026 affidavit of identity, the person identifying as ***“Joanna Michelle Whaley”*** checked the box that states the following: **“My name has formally changed in the last 10 years for a reason other than marriage or divorce. My former name is: Jonathan Michael Whaley.”** (See Candidate Joanna Michelle Whaley’s September 12, 2025 affidavit of identity attached).
  
6. That pursuant to MCL 168.558(2) of Michigan Election Law, “[a]n affidavit of identity must contain the candidate’s name and residential address.... and the manner in which the candidate wishes to have his or her name appear on the ballot. **If a candidate is using a name that is not a name that he or she was given at birth, the candidate shall include on the affidavit of identity the candidate’s full former name.**” (emphasis supplied).

7. However, the statement on candidate ***“Joanna Michelle Whaley’s”*** affidavit of identity dated September 12, 2025 that: **“My name has formally changed in the last 10 years for a reason other than marriage or divorce. My former name is: Jonathan Michael Whaley”** is FALSE! (See Candidate Joanna Michelle Whaley’s September 12, 2025 affidavit of identity attached).
8. A review of the Wayne County Circuit Court records has revealed that on May 22, 2023, Wayne County Circuit Court Judge Yvonna C. Abraham (“Judge Abraham”) entered an order in Case No. 23-101716-NC **DISMISSING WITHOUT PREJUDICE** a Petition To Change Name filed **by “Jonathan Michael Whaley”**, who **unsuccessfully** sought the Court’s permission to change his name from **“Jonathan Michael Whaley”** to **“Joanna Michelle Whaley.”** (See Wayne County Circuit Court Judge Yvonna C. Abraham’s May 22, 2023 Order attached).
9. According to records obtained from the Wayne County Circuit Court, on February 16, 2023, **“Jonathan Michael Whaley”** filed a Petition to Change Name in the Wayne County Circuit Court, where it was given Case No. 23-101716-NC and was assigned to Wayne County Circuit Judge Yvonna C. Abraham (“Judge Abraham”). (See **Jonathan Michael Whaley’s Petition To Change Name, Case No. 23-101716-NC** attached).

10. In Paragraph No. 3 of the Petition To Change Name, "***Jonathan Michael Whaley***" stated that the name change was being requested for the following reason: "**The proposed name fits me better; therefore, I would like to be known by this name in all my personal and business affairs.**" (See Paragraph No. 3 of **Jonathan Michael Whaley's Petition To Change Name, Case No. 23-101716-NC attached**).
11. In Paragraph No. 8 of the Petition to Change Name, "Jonathan Michael Whaley" requested the following name change to be approved by the Court: **FROM: "*Jonathan Michael Whaley*" TO: "*Joanna Michelle Whaley.*"** (See Paragraph No. 8 of **Jonathan Michael Whaley's Petition to Change Name, Case No. 23-101716-NC attached**).
12. In Paragraph No. 9 of the Petition to Change Name, "Jonathan Michael Whaley" also requested "**the court to order the State Registrar to create a new live birth certificate that does not disclose the name of Jonathan Michael Whaley at birth and to seal the original certificate.**" (See Paragraph No. 9 of **Jonathan Michael Whaley's Petition to Change Name, Case No. 23-101716-NC attached**).
13. The Petition to Change Name was dated February 11, 2023 and signed by "***Jonathan Michael Whaley***" under the penalty of perjury. (See

**Jonathan Michael Whaley's Petition to Change Name, Case No. 23-101716-NC attached).**

14. However, as noted, "*Jonathan Michael Whaley's*" Petition to Change Name was **DENIED** and **DISMISSED WITHOUT PREJUDICE** by Judge Abraham on May 22, 2023. (See **Judge Abraham's May 22, 2023 Order attached**).
15. According to the Wayne County Circuit Court's Register of Actions for this case, Judge Abraham **DISMISSED** "*Jonathan Michael Whaley's*" Petition to Change Name because "Jonathan Michael Whaley" seemingly failed to timely provide the Court with copies of fingerprints. (See **Register of Actions for Case No. 23-101716-NC attached**).
16. A review of the Wayne County Circuit Court records indicates that to date, **NO OTHER** Petition to Change Name has been filed by "*Jonathan Michael Whaley.*"
17. Consequently, as a result of Judge Abraham's May 22, 2023 Order **DISMISSING** "*Jonathan Michael Whaley's*" Petition To Change Name, "*Jonathan Michael Whaley's*" legal birth name has **NOT** been formally changed to "*Joanna Michelle Whaley*" as was **FALSELY** attested to in "*Joanna Michelle Whaley's*" original affidavit of identity dated September 12, 2025. (See "**Joanna**

**Michelle Whaley's Original Affidavit of Identity dated September 12, 2025 attached).**

18. MCL 168.558(4) of Michigan Election Law provides, in relevant part:  
**"An officer shall not certify to the board of election commissioners the name of a candidate who fails to comply with this section, *or the name of a candidate who executes an affidavit of identity that contains a false statement with regard to any information or statement required under this section.*"** (emphasis supplied).
19. Here, the affidavit of identity filed on September 12, 2025 by **"Joanna Michelle Whaley"** contains a **FALSE** statement because **"Jonathan Michael Whaley's"** legal birth name was **NOT** formally changed to **"Joanna Michelle Whaley"** as was **FALSELY** attested to in the original affidavit of identity dated September 12, 2025. **(See Original Affidavit of Identity dated September 12, 2025 attached).**
20. More importantly, because the original affidavit of identity dated September 12, 2025 contained a **FALSE** statement, **"Joanna Michelle Whaley"** could **NOT** file an "amended" affidavit of identity to cure the perjured statement.
21. In accordance with the Administrative Procedures Act (APA), in 2022, the Michigan Secretary of State properly promulgated a rule to address this very issue.

22. Mich. Admin. Code R. 168.3(2) provides:

**(2) The filing official shall disqualify a candidate who provides false information as of the date the candidate signed the affidavit of identity regarding information required by section 558(2) of the Michigan election law, 1954 PA 116, MCL 168.558. Candidates disqualified on this basis cannot reverse disqualification by filing a corrected affidavit.** [emphasis supplied.]

23. It is well-settled under Michigan Law that “a rule promulgated in accordance with the APA has the force of law.” *O’Halloran v Secretary of State*, 348 Mich.App. 652, \_\_\_; 20 NW2d 297 302 (2023), citing *Slis v Michigan*, 332 Mich App 312, 346, 956 N.W.2d 569 (2020).

24. Therefore, because the original affidavit of identity dated September 12, 2025 contained a **FALSE** statement with respect to the formal changing of the name, “**Joanna Michelle Whaley**” shall **NOT** be certified by the Wayne County Clerk and “**Joanna Michelle Whaley**” should **NOT** have been able to file an amended affidavit of identity to cure the perjured statement.

**Amended Affidavit of Identity Dated April 16, 2026 Contains A False Statement With Respect To Candidate’s Legal Name.**

25. On April 16, 2026, “**Joanna Michelle Whaley**” purportedly filed an “amended” affidavit of identity without first filing a notice of withdrawal of the original affidavit of identity dated September 12, 2025. (See Amended Affidavit of Identity dated April 16, 2026 attached).

26. The “amended” affidavit of identity **FALSELY** lists the candidate’s name as **“*Joanna Michelle Whaley.*”** (See Amended Affidavit of Identity dated April 16, 2026 attached).
27. However, as noted above, that is **NOT** the candidate’s legal birth name. As the Wayne County Court records attached clearly prove and show, the candidates legal birth name is **“*Jonathan Michael Whaley*”** and **NOT** “Joanna Michelle Whaley” as it is **FALSELY** attested to in the original and amended affidavits of identity.
28. **“*Joanna Michelle Whaley*”** is **NOT** a “common law name” for **“*Jonathan Michael Whaley*”** as evidenced by the Petition to Change Name that was filed in February 2023 in the Wayne County Circuit Court.
29. Like the original affidavit of identity, the “amended” affidavit of identity dated April 16, 2026 also contains a **FALSE** statement because the name listed is **NOT** the candidate’s legal name and thus, pursuant to MCL 168.558(2) and (4) of Michigan Election Law, the Wayne County Clerk has a statutory legal duty **NOT** to certify **“*Joanna Michelle Whaley*”** as a candidate for State Representative District #2.
30. “To be included on the primary election ballot of any political party in this state, a candidate must have filed nominating petitions according to the provisions of the Michigan Election Law, MCL 168.1 *et seq.*, and

complied with ‘all other requirements’ of the law. MCL 168.550. The filing of certain documents—including AOIs—is governed by MCL 168.558.” *Reed-Pratt v Detroit City Clerk*, 339 Mich.App. 510,\_\_\_; 984 NW2d 794, 797-798 (2021), quoting *Nykoriak v. Napoleon*, 334 Mich.App. 370, 375-377, 964 N.W.2d 895 (2020).

31. “The failure to supply a facially proper affidavit of identity (AOI), i.e., an affidavit that conforms to the requirements of the Election Law, is a ground to disqualify a candidate from inclusion on the ballot.” *Stumbo v. Roe*, 332 Mich.App. 479, 481; 957 N.W.2d 830 (2020).
32. Moreover,”[c]andidates are required to strictly comply with MCL 168.558.” *Reed-Pratt v Detroit City Clerk*, 339 Mich.App. 510,\_\_\_; 984 NW2d 794, 798 (2021), citing *Nykoriak*, 334 Mich.App. at 377, 964 N.W.2d 895.
33. Accordingly, pursuant to MCL 168.558(4) of Michigan Election Law, because both the original and amended affidavits of identity filed by “Joanna Michelle Whaley” contain FALSE statements, she/he cannot be certified to appear on the August 4, 2026 primary election ballot as a candidate for State Representative District #2.
34. That to the best of my knowledge, information and belief, all of the facts and allegations stated herein in each numbered paragraph are true and correct.

35. If called and sworn as a witness, I am competent to testify as to the facts stated herein.

36. Please send all responses to this sworn challenge to my email address:

fiberati@aol.com.

**FURTHER AFFIANT SAYETH NOT.**



**FRANK A. LIBERATI**

Subscribed and sworn to before me

On this 20th day of April, 2026



**Notary Public Signature**



**Printed Name of Notary Public**

State of Michigan, County of Wayne

My Commission Expires 6-19-28

Acting in the County of Wayne

<p><b>STEPHANIE C. VARGO</b> NOTARY PUBLIC, STATE OF MICHIGAN COUNTY OF WAYNE My Commission Expires 06-19-2028 Acting in the County of <u>Wayne</u></p>
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**STATE OF MICHIGAN  
WAYNE COUNTY CLERK**

***In re: Frank A. Liberati's Sworn Challenge of Affidavits of Identity Filed  
By Joanna Michelle Whaley (legally born as Jonathan Michael Whaley)  
Candidate for State Representative District #2.***

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**FRANK A. LIBERATI**

Complainant

9068 Quant Ave.

Allen Park, MI 48101

[fiberati@aol.com](mailto:fiberati@aol.com)

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**INDEX OF EXHIBITS**

**SWORN COMPLAINT OF FRANK LIBERATI CHALLENGING ORIGINAL  
AND AMENDED AFFIDAVITS OF IDENTITY FILED BY CANDIDATE  
JOANNA MICHELLE WHALEY (*legally born as Jonathan Michael  
Whaley*).**

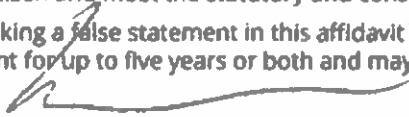
- EXHIBIT A-           Original Affidavit of Identity Dated September 12, 2025**
- EXHIBIT B-           Amended Affidavit of Identity Dated April 16, 2026**
- EXHIBIT C-           Petition To Change Name Filed In Wayne County Circuit  
Court on February 16, 2023 By "Jonathan Michael  
Whaley" requesting to Change His Name To "Joanna  
Michelle Whaley".**
- EXHIBIT D-           Wayne County Circuit Judge Yvonna C. Abraham's May  
22, 2023 Order Dismissing Petition To Change Name Filed  
In Wayne County Circuit Court on February 16, 2023 By  
"Jonathan Michael Whaley" requesting to Change His  
Name To "Joanna Michelle Whaley".**
- EXHIBIT E-           Secretary of State's Promulgated Rules Under The APA  
Concerning Disqualification of Candidates Due To  
Deficiencies In Affidavit of Identity.**


# Affidavit of Identity and Receipt of Filing ORIGINAL CLEAR FORM

Information must be completed unless otherwise noted. Missing or incorrect information may result in disqualification. Judicial candidates should use a combined judicial affidavit of identity/qualification form rather than this form.

SECTION 1 Candidate information	First name <u>Joanna</u>		Middle name	Last name <u>Whaley</u>		
	Year of birth <u>1987</u>	<input checked="" type="checkbox"/> My name has formally changed in the last 10 years for a reason other than marriage or divorce. My former name is: <u>Jonathan Michael Whaley</u>				
	Residential address <u>2354 Progress Ave</u>			City <u>Lincoln Park</u>	ZIP <u>48146</u>	
	Mailing address, if different than above			City	ZIP	
	Phone number	Email		Campaign website, if applicable <u>www.joannawhaley.com</u>		

SECTION 2 Office & ballot information	Office name <u>Michigan House of Representatives</u>		Jurisdiction <u>Michigan</u>	District/Ward <u>2</u>	
	Select one	<input checked="" type="checkbox"/> I am running for a partisan office, and my political party is: <u>Democratic Party</u>			
		<input type="checkbox"/> I am running for a nonpartisan office without party affiliation (judicial office: see note above)			
		<input type="checkbox"/> I am running for a partisan office without party affiliation.			
	<input checked="" type="checkbox"/> Primary election <u>08/04/2026</u> <small>DATE (MM/DD/YYYY)</small>		<input checked="" type="checkbox"/> General election <u>11/03/2026</u> <small>DATE (MM/DD/YYYY)</small>		
Term of office (select one): <input checked="" type="checkbox"/> Regular term <input type="checkbox"/> Partial term expiring: _____ <input type="checkbox"/> Recall					
Indicate exactly how you want your name to be printed on the ballot (use upper and lowercase letters): <u>Joanna Whaley</u>					
Filing method (Select one): <input type="checkbox"/> Petitions <input type="checkbox"/> Return to me in January <input type="checkbox"/> Destroy in January <input checked="" type="checkbox"/> \$100 filing fee (if applicable) <input type="checkbox"/> Certification of party nomination and certificate of acceptance (if applicable)					

SECTION 3 Certification & attestation	<input type="checkbox"/> I previously ran in Michigan for office that required filing reports under the Michigan Campaign Finance Act. I ran in the following counties _____				
	By signing, I certify that:				
	<ul style="list-style-type: none"> <li>• At this date, all statements, reports, late filing fees, and fines required of me or any candidate committee organized to support my election under the Michigan Campaign Finance Act have been filed or paid; and</li> <li>• I am a United States citizen and meet the statutory and constitutional requirements for the office sought; and</li> <li>• I acknowledge that making a false statement in this affidavit is perjury - a felony punishable by a fine up to \$1,000 or imprisonment for up to five years or both and may result in disqualification from the ballot.</li> </ul>				
					<u>9/12/2025</u> Date
	Notary signature <u>Kim E. Janeski</u>			Notary name <u>Kim E. Janeski</u>	
County of commission <u>Wayne</u>			Acting in the County of <u>Wayne</u>		
My commission expires <u>09/26/2026</u> <small>DATE (MM/DD/YYYY)</small>			Date of notarization <u>09/12/2025</u> <small>DATE (MM/DD/YYYY)</small>		

Office use only	Date of filing <u>9/12/2025</u> <small>DATE (MM/DD/YYYY)</small>	Received by <u>9/12/2025</u> <small>DATE (MM/DD/YYYY)</small>	Reviewed by 	Check number
	Number of petition sheets <u>Misc # 1089</u>		Campaign Finance Number <u>Fee # 892</u>	

Amended

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# Affidavit of Identity and Receipt of Filing

# ORIGINAL

All information must be completed unless otherwise noted. Missing or incorrect information may result in disqualification. Judicial candidates should use a combined judicial affidavit of identity/qualification form rather than this form.

SECTION 1 Candidate information	First name <u>Joana</u>	Middle name	Last name <u>Whaley</u>		
	Year of birth <u>1987</u>	<input type="checkbox"/> My name has formally changed in the last 10 years for a reason other than marriage or divorce. My former name is: _____			
	Residential address <u>2354 Progress Ave</u>		City <u>Lincoln Park</u>	ZIP <u>48146</u>	
	Mailing address, if different than above		City	ZIP	
	Phone number	Email	Campaign website, if applicable <u>www.joanawhaley.com</u>		

SECTION 2 Office & ballot information	Office name <u>Michigan House of Representatives</u>	Jurisdiction <u>Michigan</u>	District/Ward <u>2</u>	
	Select one: <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> I am running for a partisan office, and my political party is: <u>Democratic</u></li> <li><input type="checkbox"/> I am running for a nonpartisan office without party affiliation (judicial office: see note above)</li> <li><input type="checkbox"/> I am running for a partisan office without party affiliation.</li> </ul>			
	<input checked="" type="checkbox"/> Primary election <u>08/04/2026</u> DATE (MM/DD/YYYY)		<input checked="" type="checkbox"/> General election <u>11/03/2026</u> DATE (MM/DD/YYYY)	
	Term of office (select one): <input checked="" type="checkbox"/> Regular term <input type="checkbox"/> Partial term expiring: _____ DATE (MM/DD/YYYY) <input type="checkbox"/> Recall			
Indicate exactly how you want your name to be printed on the ballot (use upper and lowercase letters): <u>Joana Whaley</u>				
Filing method (Select one): <ul style="list-style-type: none"> <li><input type="checkbox"/> Petitions <input type="checkbox"/> Return to me in January <input type="checkbox"/> Destroy in January</li> <li><input checked="" type="checkbox"/> \$100 filing fee (if applicable)</li> <li><input type="checkbox"/> Certification of party nomination and certificate of acceptance (if applicable)</li> </ul>				

SECTION 3 Certification & attestation	<input type="checkbox"/> I previously ran in Michigan for office that required filing reports under the Michigan Campaign Finance Act. I ran in the following counties: _____				
	By signing, I certify that: <ul style="list-style-type: none"> <li>• At this date, all statements, reports, late filing fees, and fines required of me or any candidate committee organized to support my election under the Michigan Campaign Finance Act have been filed or paid; and</li> <li>• I am a United States citizen and meet the statutory and constitutional requirements for the office sought; and</li> <li>• I acknowledge that making a false statement in this affidavit is perjury - a felony punishable by a fine up to \$1,000 or imprisonment for up to five years or both and may result in disqualification from the ballot.</li> </ul>				
	<u>[Signature]</u> Candidate signature			<u>4/16/26</u> Date	
	Notary signature <u>Jennifer Redmond</u>		Notary <u>JENNIFER REDMOND</u> NOTARY PUBLIC, STATE OF MI COUNTY OF MACOMB MY COMMISSION EXPIRES OCTOBER 12, 2031 ACTING IN THE COUNTY OF <u>Wayne</u>		
County of commission _____		Date of notarization <u>4/16/2026</u> (MM/DD/YYYY)			
My commission expires <u>10/12/2031</u> DATE (MM/DD/YYYY)					

Office use only	Date of filing <u>4/16/26</u> (MM/DD/YYYY)	Received by <u>[Signature]</u> DATE (MM/DD/YYYY)	Reviewed by <u>[Signature]</u>	Check number
	Number of petition sheets <u>Misc # 1029 Feff</u>	Campaign Finance Number		

Imaged and Filed 2/16/2023 2:57 PM Cathy M. Garrett, Wayne County Clerk

For help filling out this form, go to michiganlegalhelp.org

PC 51-1111

STATE OF MICHIGAN  
3rd JUDICIAL CIRCUIT - FAMILY DIVISION  
Wayne COUNTY

PETITION TO CHANGE NAME

WHALEY, JONATHAN MICHAEL

VS

Hon. Yvonna C. Abraham

02/16/2023

23 - 101716 - NC

Court address

Court telephone no.

Note: This petition must be accompanied by a notice of hearing prepared for publication under MCR 3.613 (see PC 50). Every person 22 years of age or older who is requesting a name change must have a criminal background check. For details, go to michiganlegalhelp.org.

In the matter of Jonathan Michael Whaley

Present first, middle, and last name(s) (type or print)

Petitioner's name, address, and telephone no.  
Jonathan Michael Whaley  
27435 Burnham Blvd., Apt. 126  
Brownstown, Michigan 48183  
(734) 934-7727

Petitioner's attorney, bar no., address, and telephone no.

1. An action within the jurisdiction of the family division of circuit court involving the family or family members of person(s) named above has/have been previously filed in \_\_\_\_\_ Court, Case Number \_\_\_\_\_, was assigned to Judge \_\_\_\_\_ and  remains  is no longer pending.


2. The name change is for  
 a. a married person who wishes to also include a name change for his/her  spouse.  minor child(ren), of whom the petitioner has legal custody. (For a minor 14 years or older, written consent is required. See form PC 51b.)  
 b. an adult.  
 c. a minor, whose natural or adopted parents are \_\_\_\_\_ Parent  Deceased and \_\_\_\_\_ Parent  Deceased  
 Both parents are deceased. The guardian is \_\_\_\_\_ Name (Attach letters of guardianship.)

3. The name change is for the following reason: The proposed name fits me better; therefore, I would like to be known by this name in all my personal and business affairs.

4. The name change is not sought for any fraudulent intent.

5. The following person(s) seeking a name change has/have a criminal record: \_\_\_\_\_

6. Each person for whom a name change is sought has been a resident of the county for at least one year.

23 - 101716 - NC  
FOCASPD  
Case Filing Fee - Paid  
890082  


Petition to Change Name (4/21)  
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Note: Skip item 7 if the noncustodial parent consents to the name change or if there is not a noncustodial parent.

- 7. I have legal custody of the minor.
  - a. The noncustodial parent has had the ability to visit, contact, or communicate with the child and has regularly and substantially failed or neglected to do so for a period of two years or more before the filing of this petition and either:
    - a support order has been entered, and the noncustodial parent has failed to substantially comply with the order for a period of two years or more before the filing of this petition; or
    - a support order has not been entered and the noncustodial parent, having the ability to support or assist in supporting the child, has failed or neglected to provide regular and substantial support for two years or more before the filing of this petition.
  - b. The noncustodial parent has been convicted of child abuse (MCL 750.136b), criminal sexual conduct (MCL 750.520b, 750.520c, 750.520d, or 750.520e), or assault with intent to commit criminal sexual conduct (MCL 750.520g) and the child or a sibling of the child was the victim. (Attach judgment of sentence.)
  - c. The noncustodial parent has been convicted of first degree murder (MCL 750.318) or second degree murder (MCL 750.317). (Attach judgment of sentence.)
  - d. The last known address of the noncustodial parent is: \_\_\_\_\_
- The noncustodial parent is not living at the above address, and I have taken the following steps to locate him/her: \_\_\_\_\_

8. I request the following name change(s): (Type or print first name, middle name, and last name.)

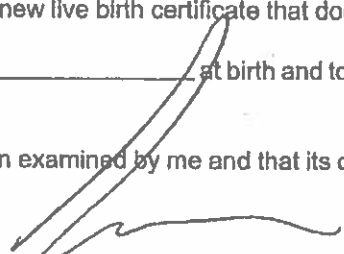
FROM	TO	DATE OF BIRTH
Petitioner Jonathan Michael Whaley	Joanna Michelle Whaley	Put DOB in Ref. No. row 10 on MC 97a.
Spouse		Put DOB in Ref. No. row 11 on MC 97a.
Minor child		Put DOB in Ref. No. row 12 on MC 97a.
Minor child		Put DOB in Ref. No. row 13 on MC 97a.
Minor child		Put DOB in Ref. No. row 14 on MC 97a.
Minor child		Put DOB in Ref. No. row 15 on MC 97a.
Minor child		Put DOB in Ref. No. row 16 on MC 97a.

If you want a new live birth certificate, check item 9. A special order is not needed if you only want to add the changed name(s) to the original certificate(s).

- 9. I request the court to order the State Registrar to create a new live birth certificate that does not disclose the name of Jonathan Michael Whaley at birth and to seal the original certificate.

I declare under the penalties of perjury that this petition has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

2/11/23  
Date

  
Petitioner signature

Imaged and Filed 2/16/2023 2:57 PM Cathy M. Garrett, Wayne County Clerk

WHALEY, JONATHAN MICHAEL

vs

Hon. Yvonna C. Abraham

02/16/2023

23 - 101716 - NC

Petition to Change Name (4/21)  
Page 3 of 3

**SIGNATURE OF PARENT/GUARDIAN FOR MINOR**

\_\_\_\_\_  
Date  
\_\_\_\_\_  
Signature  
\_\_\_\_\_  
Name (type or print)  
\_\_\_\_\_  
Address  
\_\_\_\_\_  
City, state, zip Telephone no.

\_\_\_\_\_  
Date  
\_\_\_\_\_  
Signature  
\_\_\_\_\_  
Name (type or print)  
\_\_\_\_\_  
Address  
\_\_\_\_\_  
City, state, zip Telephone no.

**CONSENT BY SPOUSE OF PETITIONER**

If the petition is filed for a spouse, this consent must be signed by the spouse of the petitioner.

I am the spouse of the petitioner and consent to the granting of this petition to change my name.

\_\_\_\_\_  
Date  
\_\_\_\_\_  
Signature  
\_\_\_\_\_  
Name (type or print)  
\_\_\_\_\_  
Attorney signature  
\_\_\_\_\_  
Attorney name (type or print) Bar no.

\_\_\_\_\_  
Address  
\_\_\_\_\_  
City, state, zip Telephone no.  
\_\_\_\_\_  
Address  
\_\_\_\_\_  
City, state, zip Telephone no.

Imaged and Filed 2/16/2023 2:57 PM Cathy M. Garrett, Wayne County Clerk

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

JONATHAN MICHAEL WHALEY,

Petitioner.

Case No. 23-101716-NC  
HON. Yvonna C. Abraham

ORDER FOR DISMISSAL WITHOUT PREJUDICE

At a session of said Court held in the Coleman A. Young  
Municipal Center, Detroit, Wayne County, Michigan,

On 05/22/2023.

PRESENT: HON. YVONNA C. ABRAHAM  
Circuit Court Judge

**THIS MATTER** having come before the Court pursuant to  
*Name Change*, the Court having been made aware that Petitioner  
resides in Wayne County, and the Court being duly advised in the  
premises:

**IT IS HEREBY ORDERED** that Petitioner's case is **DISMISSED** for lack of progress.

DATE: 05/22/2023

Yvonna C. Abraham  
Circuit Court Judge

**DEPARTMENT OF STATE**

**BUREAU OF ELECTIONS**

**DISQUALIFICATION FROM BALLOT BASED UPON CONTENTS OF  
AFFIDAVIT OF IDENTITY**

(By authority conferred on the secretary of state by section 31 of the Michigan election law, 1954 PA 116, MCL 168.31)

**R 168.1 Definitions.**

Rule 1. As used in these rules:

(a) "Affidavit of identity" or "affidavit" means the filing made pursuant to section 558 of the Michigan election law, 1954 PA 116, MCL 168.558.

(b) "Compliance statement" means the statement required by section 558(4) of the Michigan election law, 1954 PA 116, MCL 168.558, that the candidate does not owe any statements, reports, fines, or late filing fees.

(c) "Filing official" means the township, city, or county clerk or the secretary of state with which the affidavit of identity is filed.

(d) "Good cause" means 1 or more of the following reasons:

(i) The incapacitating physical illness, hospitalization, accident involvement, death, or incapacitation for medical reasons of the challenger or candidate or a member of the immediate family of the challenger or candidate.

(ii) Other unique, unintentional factors beyond the control of the challenger or candidate not stemming from a negligent act or nonaction that a reasonably prudent person would excuse the failure to comply on a temporary basis.

(e) "Notice of error or omission" means the notice issued pursuant to section 16(6) of the Michigan campaign finance act, 1976 PA 388, MCL 169.216.

History: 2022 AACs; 2025 MR 12, Eff. June 4, 2025.

**R 168.2 Statement on the affidavit of identity regarding compliance with the campaign finance act.**

Rule 2. (1) For the purposes of the candidate's statement that as of the date of the affidavit, all statements, reports, late filing fees, and fines required of the candidate or any candidate committee organized to support the candidate's election under the Michigan campaign finance act, 1976 PA 388, MCL 169.201 to 169.282, have been filed or paid, an outstanding notice of error or omission is not a statement, report, late filing fee, or fine for the purposes of section 558(4) of the Michigan election law, 1954 PA 116, MCL 168.558. A candidate with an outstanding notice of error or omission may be disqualified based on the unfiled or unpaid statement, report, late filing fees, or fines upon which the notice was based.

(2) When submitting an affidavit of identity, the candidate shall disclose every jurisdiction in the state of Michigan in which the candidate previously sought nomination or election. The candidate is not required to disclose a jurisdiction in which the candidate

previously sought nomination or election if the only offices for which the candidate previously sought nomination or election in that jurisdiction are not offices for which candidates are required to file campaign finance statements under the Michigan campaign finance act, 1976 PA 388, MCL 169.201 to 169.282. A failure to disclose a jurisdiction or jurisdictions in which the candidate previously sought nomination or election shall not be a reason to disqualify a candidate from appearing on the ballot.

(3) The filing official shall examine the campaign finance records of the secretary of state and county clerk for any county in which the candidate previously sought nomination or election, if applicable, to determine whether the candidate made a false statement in the affidavit of identity.

(4) The filing official shall disqualify a candidate who falsely states that as of the date he or she signed the affidavit of identity, all statements, reports, late filing fees, and fines required of the candidate or any candidate committee organized to support the candidate's election under the Michigan campaign finance act, 1976 PA 388, MCL 169.201 to 169.282, have been filed or paid. Candidates disqualified on this basis cannot reverse disqualification by filing a corrected affidavit.

(5) A candidate who files a statement of organization and does not request a reporting waiver is presumed to owe the campaign statement for the reporting period that includes the date the candidate committee was formed.

(6) A candidate who, as of the date he or she signed the affidavit of identity, has not responded to a notice of error or omission shall not be disqualified solely for that reason.

History: 2022 AACCS.

### **R 168.3 Other information on the affidavit of identity.**

Rule 3. (1) Subject to subrule (2) of this rule, a candidate who omits information required by section 558(2) of the Michigan election law, 1954 PA 116, MCL 168.558, may correct the omission by filing a new affidavit of identity up until the filing deadline elapses. The filing official shall disqualify a candidate who fails to correct an omission by the filing deadline. For purposes of this subrule, omissions include, but are not limited to, blanks or incomplete information on the affidavit of identity, but do not include omissions on the compliance statement required by section 558(4) of the Michigan election law, 1954 PA 116, MCL 168.558.

(2) The filing official shall disqualify a candidate who provides false information as of the date the candidate signed the affidavit of identity regarding information required by section 558(2) of the Michigan election law, 1954 PA 116, MCL 168.558. Candidates disqualified on this basis cannot reverse disqualification by filing a corrected affidavit.

History: 2022 AACCS.

### **R 168.4 Date of signing; notarization.**

Rule 4. (1) The affidavit of identity must be signed, sworn to, and dated by the candidate. All information given and statements made by the candidate on the affidavit of identity must be true as of the date that the affidavit is signed.

(2) An affidavit of identity must be notarized in accordance with the Michigan law on notarial acts, 2003 PA 238, MCL 55.261 to 55.315.

History: 2022 AACCS.

**R 168.5 Affidavit of identity challenge.**

Rule 5. (1) Except as provided in subrule (3) of this rule, the filing official shall reject any challenge received more than 7 days after the deadline for the filing of the affidavit of identity.

(2) Except as provided in subrule (3) of this rule, the filing official shall reject any challenge that is not in the form of a signed and notarized complaint.

(3) The filing official may exercise discretion to accept a challenge that does not meet the requirements in subrules (1) and (2) of this rule on a showing of good cause.

History: 2025 MR 12, Eff. June 4, 2025.

**R 168.6 Candidate response to challenge.**

Rule 6. (1) Except as provided in subrule (3) of this rule, the filing official shall render a decision without consideration of a candidate's response to a challenge to the candidate's affidavit of identity if the response is received more than 7 days after the candidate was provided with the challenge.

(2) Except as provided in subrule (3) of this rule, the filing official shall decline to consider a response that is not signed.

(3) The filing official may exercise discretion to accept a challenge that does not meet the requirements in subrules (1) and (2) of this rule on a showing of good cause.

History: 2025 MR 12, Eff. June 4, 2025.