

**IN THE OFFICE OF THE SECRETARY OF STATE
STATE OF GEORGIA**

ROBERT WITTENSTEIN & JILL)	
VOGIN,)	
Petitioners,)	
)	Docket Number: 2502869
v.)	2502869-OSAH-SECSTATE-CE-60-
)	Malihi
ROBERT F. KENNEDY, JR.,)	
Respondent.)	
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FINAL DECISION

Petitioners Robert Wittenstein and Jill Vogin (collectively, “Petitioners”) filed this challenge pursuant to O.C.G.A. § 21-2-5(b) contending that Respondent Robert F. Kennedy, Jr. (“Respondent”) does not meet the qualifications to run as an independent candidate for the office of President of the United States. Petitioners contend that (1) the Respondent’s claimed address is “willfully inaccurate” rendering his nomination petition invalid; and (2) Respondent is not an “independent” candidate within the meaning of Georgia law.

An Administrative Law Judge (“ALJ”) of the Office of State Administrative Hearings held an evidentiary hearing on August 19, 2024. Petitioners and Respondent were both represented by counsel at the hearing. The ALJ issued an Initial Decision on August 26, 2024, concluding that (1) the Respondent’s claimed address was not the Respondent’s residence; and (2) the Respondent is “independent” as that term is used in the Georgia Elections Code. The ALJ concluded that Respondent has not met the qualifications to seek the office of President of the United States.

Following the ALJ’s Initial Decision, Respondent formally withdrew his nomination petition and candidacy for President of the United States by filing written notice of his withdrawal with the Secretary of State on August 26, 2024, followed by a signed certificate of withdrawal on

August 27, 2024. Because Respondent withdrew his candidacy, the issue of the candidate's qualification is now moot.

Therefore, **IT IS HEREBY DECIDED** that the candidate challenge is DENIED AS MOOT.

SO DECIDED this 29th day of August, 2024.



BRAD RAFFENSPERGER
Secretary of State