§ 452.80 Bona fide candidates.

A person need not be formally nominated in order to be a bona fide candidate entitled to exercise the rights of a candidate. However, a person who is not formally nominated may be a candidate if they meet the requirements of section 401(g), although the committee was formed by defeated candidates and their supporters, the court stated that "* * * It does not promote the candidacy of any person if an election is declared invalid by a court under title IV's procedure despite the fact that in the rerun election the candidates may be identical. Neither the winner nor the loser of the disputed election gains votes by the setting aside of the election. Such action is not a vote-getting device but merely returns the parties to their pre-election status; it does not place any candidate into office." 39


[38 FR 18324, July 9, 1973, as amended at 63 FR 33780, June 19, 1998]