

Fall 2018 Election Codes: Possible Violation of Rules 4.3.2, 3.4.1 and 3.4.3

Date: 9/20/2018

Justices Present: Chief Justice Jacob McAndrews, Associate Chief Justice Lane Hedricks, Associate Justices Yasmine Sadrina, Alex Rivera, Caroline Simpson, Annalicia Carlson, Isaac Keller.

Justices Absent: N/A

Facts: The following facts give rise to this complaint and petition: As complainant was checking his ID at the Bates-Runner Hall dorm on 9/18/18 ~10 p.m. complainant noticed a stack of printed sheets of suggested Senate candidates to vote for on the front desk free for students to pick up. Complainant is concerned this is a violation of Election Codes 4.3.2 (no legislative candidates may form a ticket), 3.4.1 (campaign materials may only be placed on bulletin boards) and 3.4.3 (no more than 2 posters per floor). See Addendum #1.

Holding

Rule 3.4.1: No violation. Rule 3.4 specifically governs the use of posters and signage (unless otherwise specified). Because these pages were not intended to be posted they do not fall under rule 3.4.1. Additionally, it was testified that those pages were left there for approximately 2 hours accidentally. They were not intended to be placed for the public to take.

Rule 3.4.3: No violation. Rule 3.4 specifically governs the use of posters and signage (unless otherwise specified). Because these pages were not intended to be posted they do not fall under rule 3.4.3.

Rule 4.3.2: No violation. This was not considered a violation for several reasons. 1) Rules under Section 4 are pertaining to Candidate Finance Guidelines. When executive candidates ticket they are able to combine their funds and pay for materials that include all of their names *once* on a shared cost sheet. In this case, each candidate paid for the total cost of the printed pages on their own cost sheets, therefore gaining no financial advantage over other candidates. 2) In order for a ticket to be formed, there must be an agreement among the candidates to campaign together. In this case, a third party reached out and wished to use Ex. 1 as a way to share his endorsement of the candidates. This does not constitute ticketing.

Action Taken: None.

7-0 decision: Chief Justice Jacob McAndrews, Associate Chief Justice Lane Hedricks, Associate Justices Yasmine Sadrina, Alex Rivera, Caroline Simpson, Annalicia Carlson, Isaac Keller in the majority.

Addendum #1: Pages found at the front desk in Bates-Runner Hall

SGA ELECTIONS: VOTE ON TOPNET

Freshman Senator (3)

Jillian Kenney

Patrick Schaller

Erika Puhakka

Intercultural Student
Engagement Center
Senator(1)

Nyla Rogers

Transfer/Non-
Traditional Student
Senator (1)

Derek Omar Collins

Potter College Senator
(1)

Ashlyn Jones

Gordon Ford College
Senator (1)

Alea Luckett

Ogden College Senator
(1)

Symone Whalin

Senator at-large (6)

Ashlyn Jones

Nyla Rogers

Jillian Kenney

Patrick Schaller

Garrett Bunch

Symone Whalin

Please vote for these individuals as they will best
represent the student body and move SGA forward!