

2016 Election Supervisory Board

In Res. Alexander Chase
ESB Resolution: 2016-004

Election Supervisory Board Chair David Engleman delivered the majority opinion of the board:

“In the matter of Alexander Chase, candidate for Editor-in-Chief of the Daily Texan, the Election Supervisory Board heard one count of deceptive or misleading campaigning.”

Whereas, Section 4.12 of the Student Government Specific Election Code reads, *“DECEPTIVE OR MISLEADING CAMPAIGNING. Candidates shall refrain from knowingly deceptive campaign activities, including any act or statement reasonably calculated to injure or compromise the rights or interests of any student, faculty member, or administrator,”* and,

Whereas, Section 4.11 (v) of the Campus-wide Election Code reads, *“The complaining party shall bear the burden of proof”*, and,

Whereas, Mr. Maly did not prove that Mr. Chase’s complaint or testimony qualified as campaign activities, and,

Whereas, Mr. Maly did not prove that Mr. Chase lied in his testimony before the Election Supervisory Board or the Student Government Supreme Court, and,

Whereas, Mr. Maly did not prove that Mr. Chase filed a complaint against the Helgren-Kim Executive Alliance with malicious intent, therefore, be it,

Resolved, That the complaint brought by Mr. Maly against Mr. Chase is dismissed, and, therefore, be it further,

Resolved, That any adversely-affected party has the right to appeal this decision pursuant to Section 5.1 of the Campus-wide Election Code, which reads, *“APPEAL OF ESB DECISION: Any party adversely affected by a decision of the Election Supervisory Board may file an appeal with the entity with appellate jurisdiction within twenty-four (24) hours after the adverse decision is announced, unless the Election Supervisory Board’s decision takes place during a voting period.”*

In conclusion, the Election Supervisory Board submits its resolution on Thursday, February 25, 2016 with the majority of board members who were present at the hearing.

David Engleman, Chair

Zachary Long, Vice Chair

Kyle Mason, Member

Courtney May, Member

Elizabeth Vigants, Member

Erin Larson, Alternate Member