

2018 Election Supervisory Board

In Res. Multiple Candidates

ESB Resolution: 2018-002

Election Supervisory Board Alternate Member Matthew Jeon authored the majority opinion of the Board:

“In the matter of multiple candidates on failing to attend the Candidate Seminar without advance notice of absence or substitution.”

Whereas, Section 4.13 of the Campus-Wide Election code reads, *“DEFINING CLASSES OF VIOLATIONS. Within the ranges established by the Election Supervisory Board, the Election Supervisory Board shall select the amount of the fine or length of the suspension most appropriate to both the severity of the infraction and the intent of the violator as determined by the Election Supervisory Board. At the candidate seminar, Election Supervisory Board shall clearly define what would constitute each class of violation,”* and,

Whereas, Section 4.12 of the Campus-Wide Election Code reads, *“CLASSES OF VIOLATIONS. Violations of the Code shall be divided into four classifications,”* one of which is *“(d) Class D Violation [which] may result in disqualification from the election,”* and,

Whereas, Section 7.9 (b) of the Campus-Wide Election Code reads, *“Attendance at the candidate seminar is required of each candidate running in a race that is part of the Campus-Wide elections process. Failure to attend the Seminar shall not be an acceptable excuse for violating this Code,”* and,

Whereas, Section 7.10 of the Campus-Wide Election Code reads, *“CANDIDATE SEMINAR ABSENCE. If the candidate has an excused absence as determined by the Election Supervisory Board, then s/he may send an authorized agent in his or her place. (a) The Election Supervisory Board must be notified of the substitution at least twenty-four (24) hours in advance of the Candidate Seminar,”* and,

Whereas, The Election Supervisory Board has determined that the absences of the candidates mentioned below do not constitute “excused absence” per Section 7.10 of Campus-Wide Election Code, and,

Whereas, The Election Supervisory Board has determined that these unexcused absences constitute Class D Violation by the power bestowed upon the Board by Section 4.13 of the Campus-Wide Election Code, and,

Whereas, Section 1.8 of the Campus-Wide Election Code reads, “*IGNORANCE. Ignorance of this Code shall not be an acceptable defense in response to any offense committed in any election under this Code, either by the candidates themselves, their agents or workers, or the election regulatory bodies, as defined by this Code,*” and, therefore, be it,

Resolved, That the following candidates are hereby issued the aforementioned Class D Violation, resulting in disqualification:

Victoria Bennett, Business Representative Candidate,
Brett Lester, Engineering Representative Candidate,
Haris Rafiq, Engineering Representative Candidate,
Alison O’Canas, Liberal Arts Representative Candidate,
Syeda Hubbul Rizvi, Liberal Arts Representative Candidate,
Brahvan Ranganathan, Liberal Arts Representative Candidate,
Ryan Kirschner, Student Government President Candidate,
Eyob Yirgou, Student Government Vice President Candidate,
Michael Lee, Transfer Representative Candidate,
Emma Hansen, University Co-Op Board Candidate,
Caroline McNamara, University Wide Representative Candidate,
Michelle Peplinsky, Texas Student Media Board (at-large) Candidate,
Jacob Atlas, Texas Student Media Board (at-large) Candidate,
Mark Witte, Texas Student Media Board (at-large) Candidate; 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 Friday, February 16, 2018 with the majority of board members who were present at the meeting.

Jennifer Valdez, Chair

Spencer Buckner, Secretary

Matthew Jeon, Alternate Member

Farhan Ali

Mariano Bracamontes Akle

Marissa Grabowsky, Alternate Member

Nrhari Duran

Tessa Slagle