

THE ALL-CAMPUS JUDICIAL COUNCIL OF THE UNIVERSITY OF ROCHESTER STUDENTS' ASSOCIATION

ANNA CZAPLA, .et al., PETITIONERS v. SENATE ELECTION COMMITTEE

[March 27,2002]

ORDER OF CONTEMPT

In our opinion of March 24, this Council found that the Senate Elections Committee (Chair Santo Marciano, Andrew Baukney, Ashley Conner, Stephen Duszlak, and Alex Voetsch) had failed to sufficiently publicize the upcoming Senate election and were thus in violation of Article VI, §1.D.1 of the Student Association bylaws. The Petitioners were unable, because of this violation, to gain information about the election process and submit their nominations before the deadline.

Our remedy for this infraction was two-fold: first, the Committee was to add the Petitioners names to the ballot. Second, the Committee was to delay the election "if and only if the Petitioners cannot be added to the ballot before the election is scheduled to begin" and then "only until such time as the revised ballot is prepared" To do otherwise, we wrote, would be to "create harmful and unnecessary disruptions."

Unfortunately, without petitioning the Council for an addendum to, or reconsideration of, our decision, the Senate Elections Committee has chosen to ignore part two of the remedy and delay the election beyond the time frame required to redraft the ballot.

Therefore, the Senate Elections Committee is found guilty of contempt of the All-Campus Judicial Council hearing panel.

The Council obtains its authority to punish for contempt from Article III, §1.2.b of the bylaws: "The Judicial Council, in relation to its findings, shall have the power to punish for contempt, contempt being defined as: a. Failure to comply with a decision of the Judicial Council."

The Council reserves the right to remove members from the Election Committee or impose other punishment under §1.2.b, or to invalidate elections that are conducted at variance with our decision. In this instance, however, we do not believe that any such action would constitute a proportional response. Instead we recommend that the Senate deal with the Election Committee in the manner it sees fit, with this notice of our reprimand

So ordered this 27 day of March, 2002.

Ryan Walters
Chief Justice