



## **Decision by the Judicial Review Board April 9th, 2010**

On April 4, 2010, this Board received a formal request for judicial interpretation of the Undergraduate Association Constitution by a member of the undergraduate student body.

Request from Tim Stumbaugh, UA Speaker of the Senate:

Evaluate the eligibility of a Class Council officer being appointed as a member of Senate.

Decision:

Miss Sivakami Sambasivam is eligible to be appointed as a member of Senate and retain her position as a member of Class Council.

Explanation:

Section 3.4.f of the Senate Bylaws states that Panhel is entitled to choose their representation if their Senate seat is vacated. Given that there is no exception to this duty enunciated in the governing documents and that the Judicial Board finds no reason to believe there to be a conflict of justice in this act, our decision is as stated.

In addition, note that the Election Code (Section 3.2.B) states that a candidate may only run for one position during any election. This implies that the situation where a party serves two positions can only occur when an established incumbent is appointed to another position. The Judicial Board disagrees with this on grounds of rights to representation and exercises its right to reverse this policy to the following:

Election Code 3.2.B: An individual may submit a petition for both the UA Senate and Class Council offices. However, no petition may be submitted for the UAP/VP in conjunction with another office.

*Cinjon Resnick '10, Chairman of the Judicial Review Board  
Mitch Westwood '11, Member of the Judicial Review Board  
Andy Kalendarian '12, Member of the Judicial Review Board*