

No. \_\_\_\_\_

In The  
*Judicial Board*

of the  
Undergraduate Students Association  
of  
UCLA

\_\_\_\_\_  
*Jackson Price*

*v.*

*Undergraduate Student Association Council (USAC)*

\_\_\_\_\_  
**PETITION FOR CONSIDERATION**

\_\_\_\_\_  
Jackson Price

\_\_\_\_\_  
May 23, 2018

USAC  
Address

Phone  
Email

Signatures (official use only):

\_\_\_\_\_  
Chief Justice

\_\_\_\_\_  
Clerk

**PART I: JURISDICTION**

1. Article VI, Section B,1 of the USAC Constitution states that the Judicial Board “shall rule upon the constitutionality of legislation and official actions of appointed officials at the request of the Council or any other members of the Association”.
2. Article II of the Election Code states that the “Election Board has original jurisdiction over the Election process”.
3. Article XII, Section 2 of the USAC Election Code states that “the election results for all elected officials positions as certified by the Election Board shall become effective by their being read into the minutes of the council meeting following their swearing in ceremony by the Judicial Board”.

**PART II: VIOLATIONS**

**Enumeration of Violations**

1. All Elected officials serving on the Undergraduate Student Association Council, hereafter USA Council, are limited in tenure based on the constitutional constraints delineated in Article III, Section B.2, which states: “All elected Officers of the Association shall be installed before the end of the academic term in which they were elected, and **shall serve one year**, or until removed from office, **or until their successors are elected or appointed**”. The 2017-2018 USA Council was installed and called to order on their first meeting on May 9, 2017 according to the official minutes of the USA Council meetings. On May 4, 2018, the 2018 USAC elections ended and the results were read and posted that evening. On May 15, 2018, the USAC Election Board Chairperson presented the certified election results to the USA Council. The constitution **does not specify** the need for council to **vote** on the results. Such practices of this in the past have been ceremonial

and is not required by rule or policy. The power to certify the election results is reserved to the Election Board. Judicial Board Rules VIII.1.b state that “the Judicial Board will have deemed to approve the certification when the Chief Justice swears in the Officers-Elect”. With no disputes by the Judicial Board, the Chief Justice or their designee is required to swear in the officers as a ministerial duty. According to USAC Election Code Article XII, Sect1, Clause 2, the Judicial Board should have automatically certified the results **on the day the results were read into the minutes of the council meeting.**

2. On May 22, 2018, the 2017-2018 USA Council engaged in unconstitutional actions by calling the meeting to order, approving minutes, and further exercising power and authority beyond their one-year term of office. They further violated the constitutional process by preventing the Chief Justice from swearing in the officers-elect. On May 22, 2018, the USA Council attempted to engage in an unconstitutional certification process but failed to move to a vote on the matter. The result of council’s indecisive actions and lack of adherence to the USAC Constitution and Election Code has been the delay of the installation of the newly elected and Election- Board-certified 2018-2019 Council.
3. As of May 22, 2018, the 2017-2018 USA Council is no longer the acting council since the provision of a single year (365 day) term limit as well as the provision of the election of successors delineated in Article III, Section B.2 of the USAC Constitution, have been exhausted. Despite this explicit provision of a single-year term limit, the 2017-2018 USA Council **refuses to transfer its authority to the newly elected 2018-2019 USA Council.**

### **PART III: RAMIFICATIONS**

Ramifications of the actions of the 2017-2018 USA Council include the following

1. A truncation of the tenure, and impingement upon the representative and legislative abilities, of the newly elected 2018-2019 USA Council.
2. The issue of unconstitutional orders and actions.
3. Declining confidence within the student constituency for the integrity and work of Undergraduate Student Association.
4. Prevention of 2018-2019 USA Council's ability to carry out duties mandated in the USAC Constitution. Article II, E, states that "the council shall approve the seating of its own member".

**PART IV: REMEDY SOUGHT**

1. All orders and actions made by 2017-2018 USA Council on May 22, 2018 should be nullified to reflect the term limits delineated in the USAC Constitution (Article III, Section B, 2).
2. The Judicial Board should abide by its constitutional duty (Article XII, Section 2) and conduct a swearing in ceremony of the newly elected 2018-2019 USA Council.
3. The newly elected and certified 2018-2019 USA Council must be seated and given full authority to conduct duties on May 29, 2018.

**PART V: INFORMATION**

Petitioner: Jack Price  
SID:

Counsel: Mher Mkrtchian  
SID:

**PART VI: STATEMENT OF AUTHENTICITY**

By signing below, I hereby attest that the above information is true to the best of my knowledge. Furthermore, I have read and understand the Judicial Board Procedure (Rules).

No. \_\_\_\_\_

Respectfully submitted,

DATED: May 23, 2018

Jackson Price

Name  
Petitioner

DATED: May 23, 2018

Mher Mkrtchian

Name  
Counsel for Petitioner