



JUDICIAL BOARD

UCLA UNDERGRADUATE STUDENTS ASSOCIATION

MEMORANDUM

FROM: Nicholas Yu, Chief Justice
DATE: Thursday, May 17, 2018
RE: Petition Denied: Rafael Sands v. USAC Election Board

On May 16, 2018, the JUDICIAL BOARD officially received a Petition for Consideration (No. 18-5) filed by PETITIONER, Rafael Sands, against the RESPONDENT, USAC Election Board.

The Petition for Consideration alleges that USAC Election Board violated the JUDICIAL BOARD order issued in Case 18-4, *Ramneek Hazrah et al. v USAC Election Board*, in three ways. (1) The Election Board did not have the authority to reinvestigate cases #C59-S2018 given that it did not receive any new evidence relevant to this case. (2) The reinterpretation of testimony provided by candidate Bella Martin does not constitute new evidence to this case. (3) Election Board's decision to re-define for its own purposes the definition of the word "coercion" as it applies to case #C59-S2018 does not constitute new evidence and is not a valid basis of reinvestigation.

The remedy the PETITIONER requested was for USAC Election Board to withdraw its second finding in case #C59-S2018.

The JUDICIAL BOARD has DENIED the Petition for Consideration on the matter of *Rafael Sands v. USAC Election Board* for the following reasons:

1. The PETITIONER cites that the USAC Election Board should not have reinvestigated #C59-S2018 based on the order below:

"The JUDICIAL BOARD requests the USAC Election Board to further investigate claims of Election Code violations as detailed in #C61, C62, C64, and C66-S2018 ONLY IF evidence provided at the hearing or any new information Election Board receives by 11:59 p.m. on May 11, 2018 is relevant to the allegations detailed in those complaints."

The citation of this order is not relevant. #C59-S2018 is not mentioned in the list of sanctions the order applies to.

2. Although the JUDICIAL BOARD has jurisdiction over this matter, the JUDICIAL BOARD retains discretion over which cases it will hear, *De La Fuente v. UCLA Election Board*.

The case will not be held for further review. As per the Official Rules of the Judicial Board, Article 1, §3, the denial of a "Petition for Consideration" should not be construed as an endorsement of either side of any issue.

Please refer to the Official Rules of the Judicial Board Article I for more information.

The Official Rules of the Judicial Board can be found on the USAC website at:

<https://www.usac.ucla.edu/jboard/docs/jboardrulesv2.pdf>