

No. _____

In The
Judicial Board
of the
Undergraduate Students Association
of
UCLA

Justin Jackson
v.
USAC Election Board

PETITION FOR CONSIDERATION

Justin Jackson
714 Veteran Ave.

18 April 2019

USAC Election Board
Room 519, Kerckhoff Hall

Phone
usacelectionboard19@gmail.com

Signatures (official use only):

Chief Justice

Clerk

PART I: JURISDICTION

USA Constitution Article VI, Section B1 “The Judicial Board shall rule upon the Constitutionality of legislation and official actions of elected or appointed officials at the request of the Council or any other members of the Association.”

USA Constitution Article VI, Section B2 “The Judicial Board may also question, comment, or rule upon other matters at the request of the Council or any member of the Association.”

USA Judicial Board Bylaws Article X, Section 1A “All other processes, actions, and decisions, which are not instructed by these official Judicial Board Rules but pertain to the duties delegated to the Judicial Board by the Undergraduate Students Association Constitution and Bylaws, may be determined at the discretion of the Judicial Board.”

PART II: VIOLATIONS

Enumeration of Violations

USA Bylaws Article VI, Section A2, Subsection B VII “No "Action" may be taken upon items in the Special Presentations, Reports or Announcements Sections of the Agenda.”

PART III: RAMIFICATIONS

The USAC voted to approve the current election calendar on February 19th, 2019. This vote was illegitimate. As pursuant to **Article VI, Section A2, Subsection B VII**, “no "action" may be taken upon items in the Special Presentations, Reports or

Announcements Sections of the Agenda.” The election calendar was introduced, by the Election Board Chair, to the USAC on February 19th, 2019 as a Special Presentation. Thereafter, council took immediate action—illegitimate action— to vote in approval of the election calendar (11-0-1).

(*Note:* The USAC’s official records are kept within the Meeting Minutes (USAC Website) and further kept on USAC Live (YouTube). These are the only two acceptable transcriptions of Council Meetings. All else should be regarded as hearsay.)

Action items are not to be voted on as a “Special Presentation” but rather as “New Business” in the Council Agenda. The USAC would have needed to amend the Council Agenda or suspend the Bylaws in order for this action to be legitimate on February 19th, 2019. Neither is reported in the Meeting Minutes on February 19th, 2019.

Furthermore, issues pertaining to the Election Board are never put in “New Business”, besides to impeach the Election Board Chair and appoint new members in subsequent meetings.

The USAC is held responsible for this technicality that is an unfortunate, but still, a demonstrative affront to the guiding bylaws governing the actions and decorum of elected officials.

The current election calendar is illegitimate and in effect, moot.

PART IV: REMEDY SOUGHT

There are five remedies sought.

1) The illegitimate action taken by the USAC is to be ruled as not in accordance with the guiding bylaws for the USAC and its elected council members.

2) It is the request of the Petitioner that the Judicial Board strike the illegitimate action of the USAC and the implications of said illegitimate action as null and void.

3) It is the request of the Petitioner that the Judicial Board issue a writ of mandate, as it pertains to the duties herein trusted and delegated to the Judicial Board as an independent appellate body, to call the USAC immediately into action in order that it may do a full review of its Meeting Minutes on 02/19/19; 02/26/19 and strike all illegitimate action, as it pertains to the election process. Due to the demonstrated neglect of voting procedures by the USAC on several occasions, it should further be the discretion of the Judicial Board if further review of past Meeting Minutes is necessary.

4) It is the request of the Petitioner that the Judicial Board issue a writ of mandate, as it pertains to the duties herein trusted and delegated to the Judicial Board as an independent appellate body, that calls on the USAC to vote in approval of a new and legitimate calendar. With all deliberate speed by the associated parties.

5) It is the request of the Petitioner that the Judicial Board offer extensive comment on the actions taken and the implications thereafter of the USAC as it pertains to their handling of the 2019-2020 elections. Specifically as it pertains to the USAC's responsibility to vote and approve Election Board members, pursuant of **USA Constitution Article IX, Section B.**

Lastly, it should be noted that **USA Election Code Article VII, Section 7.1** provides for wide flexibility in the election processes that does not restrict the timeline of the election season whatsoever. This provision will not have an adverse effect on the seated councilmembers nor on the newly elected council members.

PART V: INFORMATION

Petitioner: Justin Jackson
[REDACTED]

Council: John Ulysses Keevan-Lynch
[REDACTED]

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).

Respectfully submitted,

DATED:

Justin Jackson (electronic
signature)

Justin Jackson
Petitioner

DATED:

John Ulysses
Keevan-Lynch (electronic
signature)

John Ulysses
Keevan-Lynch
Counsel for Petitioner
