ASUCI JUDICIAL BOARD

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Judicial Board Ruling
JB-045-O-02

Preliminary Restraining Order In Re: R45-75

The matter at hand concerns the process of amending the constitution of the Associated Students of the University of California, Irvine. R45-75 is a resolution, unanimously approved by the Legislative Council on March 30, 2010 and reviewed and approved by the Judicial Board on April 9, 2010.

As stated in Article X of the ASUCI Constitution and cited in R45-75, “The Legislative Council shall arrange for proper publicity of the election, which shall include, but is not limited to, the publications and broadcast of the full text of the amendment in the various student media during the school week prior to the election.”

The Judicial Board finds that there has been no publicity of these amendments coming even close to meeting a standard of “proper” to inform the student body of this measure. To date there has been no public broadcasting or publicity regarding these amendments in the New University or other student media. The Board does not deem merely posting a link to these proposed amendments on a subsidiary page of the ASUCI website as sufficient to satisfy the demand stated in the Constitution. Furthermore, Facebook or any other social media site may not serve as a substitute for established Student Media.

Consequently, the Judicial Board Chair, with the unanimous consent of the Judicial Board, which convened and approved this action on April 9, 2010, and acting under the authority provided in the Judicial Board Policies and Procedures Article VI, Section A., Subsection 4, has ordered a restraining order to prohibit the inclusion of the ASUCI Constitutional Amendments on the Spring 2010 Ballot.

_____/s/_____
Jeremy Dircks, Chair

_____/s/_____
Curt Brown, Vice-Chair

_____/s/_____
Ben Dye, Associate Justice

_____/s/_____
Armeen Komeili, Associate Justice

_____/s/_____
Dmitriy Kunitskiy, Associate Justice