ASSOCIATED STUDENTS OF UCI

Judicial Board

Preliminary Injunction on R56-19

BY ORDER OF THE ASUCI JUDICIAL BOARD

Dated: October 6th, 2020

ORDER:

On October 7th, the Plaintiff's Counsel petitioned the Judicial Board for injunction against two legislations: R56-22 and R56-23. Plaintiff alleged to Board that such legislation explicitly violated several clauses of the Bylaws, including, but not limited to, §7.3.4 and §27.1. *See: Wang v. ASUCI Senate Et al* (__).

In analyzing this case, the Judicial Board maintains a two-tier policy, as echoed by *Damavandi* (2019), in issuing any injunction. More specifically, first, we analyze the potential for irreparable harm. On face, the Court believes that a violation of the procedural protections to the public is a serious, continuing harm, which by its nature would yield further actions null and void. Such process may be met by a failure to notify joint committees of any changes to the annual budget. Furthermore, the transferring of potentially several million dollars constitutes a foreseeable harm. Second, we find there are indeed reasonable grounds to issue such an injunction, as §7.3.4 explicitly prohibits changes to the annual budget omnibus: "The Annual Budget may not be amended, and may only be rescinded by a positive vote of thirty (3) properly seated Senators. Prior to any motion to rescind, Senators must request a positive recommendation from all Joint Committees."

Without being an affirmative ruling in favor of either party, we therefore concur with the filing of the plaintiff that a preliminary injunction is required to protect the rights of parties involved.

Therefore, the Judicial Board, by a unanimous consensus, in order to properly examine the issue, and pursuant to our authority under §7.1.4.1 of the Judicial Code, hereby enjoins the government to halt implementation of the following legislations: R56-22 and R56-23. This injunction will expire on October 12th, 11 PM.

BY ORDER OF THE JUDICIAL BOARD,

Kimo Gandall
Chief Justice

Madison Craw
Vice Chief Justice

Logan Knight
Associate Justice

Nicholas Ortiz
Associate Justice

Heriberto Mendez
Associate Justice

Mario Lopez
Associate Justice