ASUCI JUDICIAL BOARD

"The Judicial Board has final judicial authority for ASUCI, which extends to all cases arising under the governing documents of ASUCI, all official actions of ASUCI officials and staff, and any matters delegated to the Judicial Board by the Senate or Student Advocate General."

Ruling in ASUCI Senate v. Schuld

Dated May 7, 2025

BOLEK, C.; MALANI, A.; FARNWORTH, J.; KARATAS, Z.; MARIN, R.; RINGDAHL, N.; VISWANATH, G.; approve of what is written.

On Wednesday, April 23rd, 2025, the Judicial Board received a formal Petition for Hearing following Senate legislation R60-107, initiating the process of removal of Senator Joshua Schuld from their position as an At-Large Senator. Pursuant to Art. 11 of the ASUCI Constitution, the Senate may impeach certain ASUCI officers for violations of the governing documents. ASUCI Const. Art. 11 § 1. The Board's decision to remove and/or disbar in this case is final.

On Wednesday, April 30th, 2025, all parties were formally informed of the initiation of the Formal Hearing process. Consequently, both parties were requested to submit a Formal Hearing Briefing Memo, a filled-out Authorization

of Representation form if the parties so chose, and a When2Meet form for scheduling purposes.

While the petitioner submitted the required documents on the stated deadline of Friday, May 2nd, 2025, the respondent failed to do so by that date. Consequently, the Judicial Board summarily rules against the respondent, formally removing Senator Schuld from office.

Furthermore, the Board has decided that the Senator has not exhibited any signs of misconduct in their current position beyond a failure to appropriately participate in the business of the Senate and communicate with Senate leadership as statutorily required. Additionally, the Board has no evidence to suggest the Senator has exhibited any pattern of misconduct in any other offices, which would warrant a disbarment of the Senator from all positions across ASUCI. The Board thus chooses not to disbar the Respondent.

It is so ordered.

Appendix A:

Relevant Sections of the ASUCI Constitution

As of the writing of this opinion, the cited sections of the ASUCI Constitution read as follows:

Article 11. Impeachment and Removal

Section 1. Impeachment

(a) The ASUCI Senate may impeach the following officials by a ⅔ vote:

(1) Individual Senators;
(2) Individual Executive Officers;
(3) Individual appointed officials in the Office of the Student Advocate General; and
(4) Individual Deputy Elections Commissioners.

(b) The ASUCI Senate may impeach the following officials by a ¾ vote:

(1) The Student Advocate General; and
(2) The Elections Commissioner.

(c) The ASUCI Senate may impeach the following officials by a ⅘ vote:

(1) Individual Judicial Board Justices.

(d) The Executive Cabinet may impeach the following by a majority vote:

(1) Appointed Executive Officers.

(e) Impeachment charges may not be brought against an official more than once per Quarter, regardless of whether the Senate or Executive Cabinet brings the charges.

Section 2. Removal Process

(a) Officials who are not Justices

(1) If the Senate or Executive Cabinet impeaches an official who is not a Judicial Board Justice, the Judicial Board shall hold a hearing to determine whether or not the official should be removed from

office, and if so, whether they should be barred from holding office in ASUCI for a period of time.
(2) A ⅔ vote of present voting Justices shall be required to remove an impeached official or bar them from holding office in ASUCI.

(b) Judicial Board Justices

(1) If the Senate impeaches a Judicial Board Justice, the Executive Cabinet shall hold a hearing to determine whether or not the official should be removed from office, and if so, whether they should be barred from holding office in ASUCI for a period of time.
(2) A ⅘ vote of present voting Executive Cabinet members shall be required to remove an impeached Justice or bar them from holding other office in ASUCI.

(c) An official who is removed from office in this manner may appeal the decision by a process described in the ASUCI Bylaws.

Appendix B:

Relevant Legislation

R60-107: Impeachment of At-Large Senator 2024-25