

10-23-2013

## Request for Evan Brown Trial - Denied

Brandon Telchi  
btelchi@usf.edu

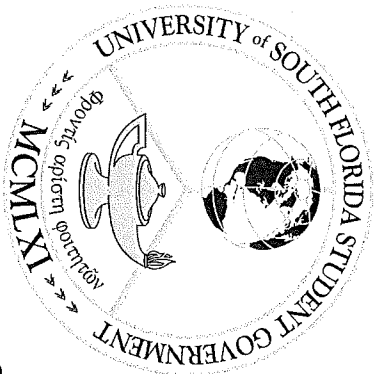
Follow this and additional works at: [http://scholarcommons.usf.edu/sg\\_jud\\_pubs](http://scholarcommons.usf.edu/sg_jud_pubs)

---

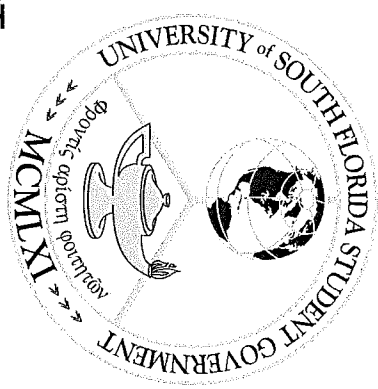
### Scholar Commons Citation

Telchi, Brandon, "Request for Evan Brown Trial - Denied" (2013). *Judicial Branch Publications*. Paper 29.  
[http://scholarcommons.usf.edu/sg\\_jud\\_pubs/29](http://scholarcommons.usf.edu/sg_jud_pubs/29)

This Supreme Court Opinion is brought to you for free and open access by the Student Government at Scholar Commons. It has been accepted for inclusion in Judicial Branch Publications by an authorized administrator of Scholar Commons. For more information, please contact [scholarcommons@usf.edu](mailto:scholarcommons@usf.edu).



**University of South Florida**  
**Student Government**  
**Supreme Court**  
**2013 – 2014 Term**  
**Fall Session**



**STUDENT GOVERNMENT SUPREME COURT**

---

**Senator of the College of Business, Evan Brown's Request for Trial**

**CERTIORARI TO THE SUPREME COURT**

DATE SUBMITTED: 10/22/2013

DECISION RENDERED: 10/23/2013

---

**Question before the Court:** Whether the ERC (Elections Rules Commission) had violated their ROP rule # 6.3.1; "Persons filing grievances against a candidate must submit all supporting evidence with the grievance and once a grievance is filed, no new evidence may be added. Grievances filed without any evidence will be dismissed without consideration or review."

**Jurisdiction:** According to Title V of the Student Government Statutes:

501.2 The Supreme Court shall have appellate jurisdiction over:

501.2.1 All cases and controversies involving the Election Rules Commission.

**Relevant Facts:**

Pursuant to Title VII of the Student Government Statutes, Candidate is defined as follows:

**700.14 Candidate-** *A person* who has been certified by the Election Rules Commission as eligible to run for an elected Student Government office.

**Verdict:** We, the Student Government Supreme Court voted unanimously to deny Certiorari to Senator Evan Brown's request for trial due to the facts mentioned in the Court's opinion.

**Opinion of the Court:**

While the Court does have authority to hear this case under its appellate jurisdiction as outlined in Title V: 501.2.1: *The Supreme Court shall have appellate jurisdiction over*. All cases and controversies involving the Election Rules Commission; a factual allegation has not been made as Student Government as a Student Organization does not fall under the Title VII definition of "candidate".

Therefore, in accordance with Supreme Court Rule of Procedure- Appendix C 1.5.1: The complainant must *factually* allege a violation of the Student Body Constitution and/or Student Government Statutes. The Court therefore decided not to grant certiorari for this request.