

To: completed in triplicate

ASSOCIATED STUDENTS JUDICIARY
California State College, Long Beach

COMPLAINT TO REQUEST A DECLARATORY JUDGMENT

To: Associated Students Judiciary

From: John W. Wilson

Date: April 24, 1972

The undersigned requests a review of the rights and duties pursuant to:

Cause for request: Efforts of mine to circulate an initiative ^{poll} have been made almost impossible due to the percentage of regular student signatures needed. I feel Chap I, article IV sect 1 & 2 of the A.S. Bylaws is prohibitive on the average student's abilities to pursue the initiative & referendum process.
Briefly explain the substance of your issue: In 1967 the A.S. judiciary in a declaratory judgement stated ^{under #40} essentially this same position on current ^{A.S.} initiative & referendum processes. I would like to see a reduction in the percentage of signatures necessary to employ the initiative process.

I therefore request as a declaratory judgement that the percentage of signatures needed on an initiative ^{poll} question be based on 15% of the number of votes cast in the last previous election.
The undersigned does hereby request a judgment on the preceding issue.

Signed John W. Wilson
909 Gaddamer 591-5873

40 John Gazarian requesting a declaratory judgement.

ASSOCIATED STUDENTS JUDICIARY
California State University, Long Beach

REJECTION OF REQUEST FOR
DECLARATORY JUDGEMENT

25th April 1972

Party Directed to: John W. Wilson--Plaintiff

The Associated Students Judiciary declines to accept the request for a Declaratory Judgement submitted by the plaintiff, for the following justification: The Judiciary cannot render judicial relief in this case. To afford such relief would over-step the bounds of the court and would amount to legislation by court decree.

However, the Judiciary does recommend that the plaintiff submit his question, concerning an opinion poll, through the proper channels as stipulated in Chapter 2 of the By-Laws, Article VI, Section 6, b-3.


Presiding Justice-Gordon Park

Rejected: 6-0-0 Unanimous

Majority opinion written by Justice Wysocki.

Justices present: Leach, Park, Montejano, Fairbanks, Wysocki, Walker.
Justices absent: none

Dennis Leach--Associate Justice

Ronald Montejano
Ronald Montejano--Associate Justice

Gayle J. Fairbanks
Gayle Fairbanks--Associate Justice

James Walker
James Walker--Associate Justice

David L. Wysocki
David Wysocki--Associate Justice

Gordon Park
Gordon Park--Chief Justice, Pro Tem