

To be completed in triplicate

ASSOCIATED STUDENTS JUDICIARY
California State College, Long Beach

COMPLAINT TO REQUEST A DECLARATORY JUDGMENT

To: Associated Students Judiciary

From: ~~Jan Strout A. S. Vice President~~

Date: March 12, 1971

The undersigned requests a review of the rights and duties pursuant to
The Elections Code of the Associated Students.

Cause for request: ~~Chapter II, Section 2B of the revisions to the Code which were recently passed by the Senate: No campaigning, publicity or the use of the Speakers Platform may be ~~initiated~~ initiated prior to the issuing of the Supplementary Regulations for the election in which the candidate intends to participate.~~

~~The question I raise is what is to be construed as publicity or campaign materials which would violate the Election Code according to that section.~~

~~I would like a declaratory judgment on the attached leaflet to determine this.~~
Briefly explain the substance of your issue: _____

~~The attached leaflet was printed for the purpose of gaining two types of input into the Associated Students: students' feelings on the budget
informing the students of the upcoming election~~

~~I would like to distribute this leaflet in order to realize these two purposes, but not to violate the Election Code. Until a judgment is made by the Court, I shall distribute this leaflet, unless the Court declares this is a violation or the Court finds that it shall not be construed in this manner.~~

The undersigned does hereby request a judgment on the preceding issue.

Signed

Jan Strout

TO ALL CONCERNED STUDENTS
from:

WALT WILSON

A.S. SENATOR - BUSINESS

JAN STROUT

A.S. VICE PRESIDENT

BUDGETING TIME IS COMING UP SOON. IN THE HOPES THAT
STUDENT GOVERNMENT BECOMES MORE RESPONSIVE TO YOUR NEEDS,
WE ASK YOU TO DO TWO THINGS:

1. WRITE LETTERS, VISIT YOUR STUDENT LEADERS, AND, IN
ESSENCE, TELL US HOW YOU WOULD LIKE TO SEE YOUR
ONE-HALF MILLION DOLLARS IN A.S. FEES SPENT; AND
2. BE CONCERNED ABOUT YOUR CAMPUS: COMPARE ALL THE
CANDIDATES IN THE UPCOMING A.S. ELECTIONS. WHO
DO YOU FEEL CAN SERVE ALL THE STUDENTS INTERESTS
FAIRLY AND HONESTLY?

APPLICATIONS TO RUN IN THE UPCOMING A.S. ELECTIONS ARE DUE
BETWEEN MARCH 1st AND MARCH 12th, by 3 pm.

THE GENERAL ELECTION WILL BE HELD MARCH 24th, 25th, and 26th.

Walt Wilson THANK YOU.

Jan Strout

ASSOCIATED STUDENTS JUDICIARY
California State College,
Long Beach

Rejection of Request for a
Declaratory Judgement

Plaintiff, Jan Strout, requested on March 12, 1971, a review of the Elections Code of the Associated Students, Chapter II, Section 2B, which reads:

No campaigning, publicity or use of the Speakers Platform may be initiated prior to the issuing of the Supplementary Regulations for the election in which the candidate intends to participate.

Miss Strout raised the question as to what is to be construed as publicity or campaign materials, and requested the Judiciary to render a judgement as to whether her distribution of leaflets violated the A.S. Elections Code.

It is the Opinion of the Judiciary to reject this request for a Declaratory Judgement and remand it to the A.S. Elections Commission since according to the A.S. Bylaws, Chapter II, Article III, Section 3, Subsection C, and Article VI, sections 1A and 2A, it is well within the jurisdiction of the Elections Commission to render a judgement concerning this complaint.

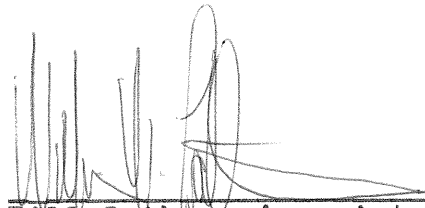
Adjudicated this 18th day of March, 1971.



Gayle Alaimo, Associate Justice



Brian L. Arthur, Associate Justice



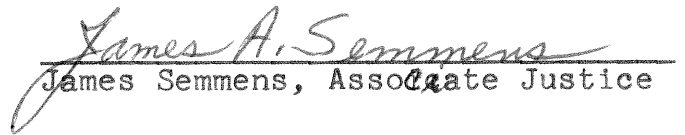
Bill Latham, Associate Justice



Gordon Park, Associate Justice



David Schmidt, Associate Justice



James Semmens, Associate Justice



George Salmas, Chief Justice

Vote: 7-0-0
Unanimous decision