

# ASUO ELECTIONS GRIEVANCE AND COMPLAINT FORM

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Are you currently enrolled as a student at the University of Oregon? *YES*

## FACTUAL CHRONOLOGY OF YOUR GRIEVANCE/COMPLAINT

**Describe the situation and present the facts in the order in which they occurred. Include names, titles, and describe any affiliation to the 2010 ASUO Elections.**

Relevant campaign rules to the alleged violation:

- 1.5 Campaign material is defined as any matter, be it printed, electronic, spoken or otherwise, designed to affect the outcome of an ASUO election.
- 1.6 Posters and flyers are defined as any painted, printed, drawn or otherwise constructed visual media designed to carry a campaign message.

Party in violation of ASUO Election Rules: *Amelie Rousseau for Executive Campaign*

According to the Daily Emerald article "Candidate's copier use violates ASUO rule" (Monday March 29, 2010):

"Presidential candidate Amelie Rousseau acknowledged using a copy machine in the ASUO office to make campaign fliers during winter term, which is a violation of an ASUO rule. Rousseau is the ASUO's events coordinator and works in the office that contains the copier. No action has been taken against her by the executive's staff for using the machine."

This Emerald article provides evidence that Rousseau used the ASUO copy machine for campaign material production as she "acknowledged using a copying machine in the ASUO office to make campaign fliers."

**Describe any steps that you have taken to resolve the conflict. Include any official procedures that have been followed.**

This grievance is the official procedure I have followed.

**Are you aware of any laws, rules, etc. that you believe have been violated? If so, please list them. Please refer to the University and State laws.**

- 6.5 Regulations by the ASUO Student Senate and the ASUO Executive shall govern ASUO program behavior in the election process (see 7.3). Questions regarding the use of incidental fee funded resources shall be resolved under such regulations, subject to appeal to the ASUO Constitution Court. Such regulations, subject to appeal to the ASUO Constitution Court, and known to the ASUO Elections Board at the time of publication, include:

**ASUO Executive Rules 82.4**

**“No incidental fees may be spent to support the campaign of any individual, or party, for public office.**

Fees may be used to promote appearances and discussions between several candidates for public office, in order to increase student knowledge of the issues of candidates.”

- 6.7 In order to ensure fair and equal access to University facilities and resources for proponents of all views during an election or ballot measure, no elector shall employ, for any purpose relating to such election or ballot measure, any University facility or resource to which other electors do not have equal access.
- A. For purposes of this section, University facilities and resources shall be deemed to include, but not limited to:
- (v) Office equipment and visual or audio equipment available for use through any academic or non-academic department of division of the University;
  - (vi) Paper goods and other supplies stocked by any academic or non-academic department of division of the University;
- B. For purposes of this section, equality of access shall be measured by factors including, but not limited to:
- (i) Absence of any rule or policy limiting or barring any prospective individual’s use of the facility or resource for campaign-related purposes.
  - (ii) Absence of any preference accorded to any prospective user for the campaign-related use of the facility or resource,
- 6.10 No passive or active campaigning in support or in opposition to a candidate or ballot measure is permitted in the ASUO Office, Suite 4, EMU, including the use of mailboxes.

The Rousseau campaign is in violation of these rules because Ms. Rousseau used her ASUO position to use the ASUO copier for campaign material printing, which was funded by incidental fees (this violates Elections Rule 6.5 and ASUO Executive Rules 82.4). Rousseau's copying introduced campaign material into the ASUO office (a violation of Elections Rule 6.10) and it is an unequal use of the machinery Rousseau has the luxury of using that other campaigns do not because of her position on the Emma Kallaway executive staff (a violation of rule 6.7).

**What is your desired outcome of the grievance/complaint?**

Because the Elections Board cannot issue petty punishments that violate the first amendment (i.e. banning campaign material distribution), I hereby request that Amelie Rousseau be immediately removed from the ballot and disqualified from this year's ASUO Elections. Not only has Rousseau blatantly violated Election Rules by abusing her access to ASUO resources through her position on Emma Kallaway's Executive Staff, but also she has undermined core democratic values through her slimy campaign tactics. Her ascension to the Executive would do nothing but further tarnish the ASUO's poor reputation. Furthermore, I request that the Elections Board require Rousseau to publicly apologize to the student body for her misuse of ASUO Office

equipment and her campaigning in the ASUO Office. A press release to the Daily Emerald and Oregon Commentator will suffice.

**All of the information provided above is true to the best of my knowledge. I understand that the ASUO Elections Coordinator will be referring this to the appointed Hearings Officer. I further understand that neither the Elections Coordinator nor the Hearings Officer are lawyers and cannot provide legal advice.**

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**Grievant's Signature**

**Date**

**If you are unhappy with the resolution of this grievance, you may appeal to the ASUO President or to the ASUO Constitution Court.**