WHEREAS, the following Supreme Court decision was delivered at 9 PM, April 2, 2019, two days into the current Election period: “From the ticket, one individual must be present in the UNT SGA Office to conduct office hours from the START of their term beginning officially on June 1st as stated in the SGA Constitution (Article 5, Section 3),”

WHEREAS, Article V, Section 3 of the Student Constitution reads:
“A) The President and Vice President shall be popularly elected as a team by a majority of all voting students during the Spring semester, according to the rules established in the Student Government Association Bylaws.
B) Any candidates for President or Vice President must meet eligibility requirements as defined by this constitution.
C) The President and Vice President shall serve a concurrent term of two Summer Semester and two long semesters, the Fall and Spring of one academic year.
D) The President and Vice President shall officially assume office on June 1st following their election.”

WHEREAS, the Student Constitution (Article V, Section 5, Subsection A) empowers only the Senate to establish Supreme Court procedure through the Bylaws.

WHEREAS, a procedural appeal for Senate review was filed in accordance with the Bylaws (Article IV, Section 2, Subsection A) and the Bylaws give Senate jurisdiction to declare a mistrial (Article IV, Section 2, Subsection B).

WHEREAS, Case #4 ruling violated the procedures established in the bylaws in the following ways:

1. If the Supreme Court held a hearing for the Case #4 decision, they violated proper procedure for hearings by not notifying the concerned parties to this ruling at least 48 hours in advance, thereby violating the Bylaws (Article IV, Section I, Subsection C).

2. If the Supreme Court did not hold a hearing, it violated the Student Constitution by inventing a judicial procedure that was not outlined in the bylaws by the Senate.
3. Not making all procedures clear to all parties with every reasonable attempt before receiving testimony, violating the Bylaws (Article IV, Section I, Subsection I).

4. Not giving all parties a reasonable amount of time to state their case while in the hearing, violating the Bylaws (Article IV, Section I, Subsection E)

WHEREAS, releasing the Case #4 clarification after the SGA election makes the bylaws concerning elections an unreliable source of information (Article V, Section 1, Subsection A) by issuing a new interpretation of candidate eligibility in the middle of an election. The bylaws state: “Student Government elections will be conducted in accordance with the official SGA Election Code. The Code outlines all rules pertaining to elections and candidates,”

LET IT BE RESOLVED THAT, the SGA Senate declares a mistrial concerning Supreme Court Case #4 for the 2018-2019 academic year.

LET IT BE FURTHER RESOLVED, a copy of this resolution be sent to the Chief Justice of the Student Body Supreme Court, all Student Body President/Vice-Presidential candidates, and the Election Board.

Respectfully Submitted,
Senator Shane Warren
College of Liberal Arts and Social Sciences

Cassidy Wray
UNT Student and Moot Court Executive

Angie Whistler
UNT Student and Moot Court National Competitor

In Witness thereof, I hereby certify the Student Senate of the University of North Texas Student Government Association has approved this document and is referred to the office of the President.

Datum
President of the Student Government Association

Vice President of Student Affairs