

**JUDICIAL COUNCIL OF THE ASSOCIATED
STUDENTS OF THE UNIVERSITY OF NEVADA**

TITLE OF CASE V. CASE

Filed: 13 March 2013

Decided: 13 March 2013

Direct Judgment

Chief Justice Robert Eugene del Carlo, Associate Chief Justice Jordan Christensen and Associate Justice Jonathan Barnes write the following **unanimous opinion** of the ASUN Judicial Council:

Elections Chair Jake Flynn charged Alex Bybee of violating subsection *e* of the Elections Code within the Statutes, stating that three pieces of campaign materials were in the campaign box at the time of query.

Facts Revealed by the Hearing

This elections season has been rife with security issues. The elections box wherein candidates declare the materials they present to the public was by no means monitored for the first week of campaigns. As a result, the box was moved to a locked location for the remainder of campaign season. The fact that Mr. Bybee's campaign seems to be missing documentation for three materials calls into question two faiths:

- 1) That Mr. Bybee did indeed place his materials in the box before it was under lock and key, and
- 2) That Mr. Bybee's campaign materials were indeed tampered with.

It was also noted that Mr. Bybee's running-mate, Jake Pereira, had exactly the same contents inside his campaign box as did Mr. Bybee—including the documents supposedly missing from Mr. Bybee's campaign. This perhaps shows evidence in favor of Mr. Bybee's assertions.

Interpretation by the Judicial Council

Erring on the side of caution, the Judicial Council realizes that the state of security of the campaign box puts our decision in a grey-area of logic. Knowing full well that our council does not have sufficient evidence to rule either way:

**It is the ruling of the ASUN Judicial Council that the charges against
Alex Bybee are dropped.**

It is the opinion of the 81st Session ASUN Judicial Council that the elections code be revised to consider procedures which certify the accuracy and security of the elections-materials box. This should include, but is not limited to: time-stamped entries and a ledger of the contents for each campaign.