



**TEXAS A&M UNIVERSITY
STUDENT GOVERNMENT ASSOCIATION
JUDICIAL COURT**

AUSTIN KURTH V. ELECTION COMMISSION

April 3, 2006, 11:30 PM

MAJORITY OPINION:

The plaintiff provided three contentions: One, the Election commissioner failed to properly enforce expense violations against Cari Fore. Two, the Election commissioner failed to apply an appropriate punishment to a violation on the part Brian Gibson and Cari Fore. Testimony was provided alleging that an additional infraction occurred on March 20th. Finally, it was contended that the ballot contained ambiguous and misleading language with respect to the RHA member eligibility.

The court has addressed each contention individually.

On the first count, the court unanimously finds that the Election Commissioner acted properly within his capacity according to The Election Regulations, 'The Election Commissioner,' Duty 1.

On the second count, the court unanimously finds that the Election Commissioner again acted properly within his capacity. This is consistent with the court's finding in *Olsen v. Election Commission* (2005). The court did not consider the accusation of March 20th towards Brian Gibson and Cari Fore as the violation was not properly reported to the Election Commissioner.

On the third count, the court unanimously affirms the current election results for the RHA Leadership races. In doing so, the court rules that the potential ambiguity of the question was not sufficient enough to warrant a new election.

Caitlin Cashion, Chief Justice
Zachary Herbst, Associate Justice
Morgan Streckfuss, Associate Justice

Chris Cook, Associate Justice
Joshua Sandoval, Associate Justice