



TEXAS A&M UNIVERSITY  
STUDENT GOVERNMENT ASSOCIATION  
JUDICIAL COURT

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***BRIAN FOLEY V. ELECTION COMMISSION***

FEBRUARY 11, 2007 9:00 PM

**CASE SUMMARY**

Brian Foley addressed the court appealing the Election Commissioner's decision to prevent him from filing for Student Body President. He was prohibited from running based on Rule 6 of the "Candidates Filing for Office" section of the Election Regulations. This rule prohibits anyone who was previously removed from office from running for office within one year after removal. Brian Foley was removed from Student Senate on February 21, 2006 for excessive absences.

**MAJORITY OPINION**

The Court interprets "one year" in Rule # 6 of the "Candidates Filing for Office" section of the Election Regulations to mean one calendar year.

As such, Mr. Foley is not eligible for file for office. Effective immediately, the preliminary injunction ordered by Chief Justice Cook is rescinded and is superceded by this FINAL JUDGEMENT.

Finally, the Court encourages the Student Senate to evaluate this rule and amend as necessary to ensure clear understanding.

SIGNED this 11<sup>th</sup> day of February, 2007.

Chris Cook, Chief Justice  
Devin Guilliams, Associate Justice  
Cody Rose, Associate Justice  
Cullen Merritt, Associate Justice  
Amber Simek, Associate Justice

Joshua L. Sandoval, Vice Chief Justice  
Jimmy Gatica, Associate Justice  
Pooyan Rohani, Associate Justice  
Amy Schwarzbach, Associate Justice  
Sean Wainerdi, Associate Justice