

jcourt.tamu.edu
Chief Justice: Julian Whitley
Email: [REDACTED]

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Texas A&M Judicial Court
Student Government Association

APPEAL PETITION

This Appeal may be submitted online via email to the Chief Justice: [REDACTED]

Please fill out the grey text boxes and check the boxes

Name of Appellant: Gracie Wood **Phone:** [REDACTED] **Email:**

[REDACTED]

If you are someone filling this form out that is not the Appellant, please provide your name as well as your contact information.

Name:

Cash Fields, Chair of Fish Aides **Phone:** [REDACTED] **Email:**

[REDACTED]

Please list the organization and or person that you are filing this case against.

Name: Cary Cheshire **Phone:** _____ **Email:** [REDACTED]

Every student may request a Judicial Advocate at any point. Judicial Advocates are responsible for assisting those who ask for counsel for their hearings in front of the Judicial Court. If asked, the Judicial Advocate will support their assigned party to prepare the best case possible.

As of now, would you like a Judicial Advocate to be assigned to you? Yes No

To get a better idea of the case at hand, please answer the following inquiries to the best of your abilities. If you need to do so, you may attach extra pages. Although there is no minimum or maximum limit to the number of pages that you may submit, brevity is key. If available, please attach copies of any documents that you deem relevant, prudent, and would help the Court determine whether or not a writ of certiorari would be necessary.

Case Brief

Describe what happened. Please limit your response to a couple of paragraphs. Also please state if your case is in regards to an Election, Constitutional issue, by-law issue, or a piece of Senate legislation.

The bill I have authored in Senate have been seeking to set a hearing for our request for funds for Fish Aides annual Custodial Banquet for the better part of the past month. I am the bill author. The Finance Chair we believe has intentionally made it extremely difficult to schedule this hearing, despite the requirement that every allocation request must be granted a hearing. The finance chair has never tried to

contact myself or the bill author to set a hearing date, although he has arranged a similar allocation request hearing that was sent to the committee in the same Senate meeting. He has ignored multiple emails from the Chair of the Custodial Banquet, responding with unreasonable excuses on at least 4 occasions. He also threatened the freshman chair for the banquet that he would perform his job with the minimal effort required if the chair of fish aides or the author of the bill continued to contact him about a hearing date AFTER he ignored the freshman custodial banquet chair. "If I continue to be relentlessly pressed, harassed, and vilified for what should be objectively considered good-faith efforts on my part to go above and beyond my obligations and make it easier for other people, then I will simply perform only the minimum requirements. That is not something I would like to do." This is a blatant sign of disregard for his duties as well as a show of his noncommittal attitude towards ensuring we receive our timely due process. A Chair should not be allowed to be biased in the way he grants and conducts allocation hearings, because he is using his position to impede upon the bill process. A hearing has still not happened after over a month. We were stood up on last Monday after he scheduled a hearing with us. He did not show up, and told us he forgot to tell his committee members. His committee was never contacted about it at all, according to multiple committee members.

CHAPTER 501. ARTICLE 1. SECTION I. The Senate intends this act to set forward regulations for the proper use of Student Services fees as appropriated by the Student Senate and to provide for a continuous, fair, ethical, and accountable process for the presentation of budgets, use of appropriated funds, reporting of SGA finances, and encumbrance of un-spent appropriated funds

We believe that the Finance Chair has not been acting in a fair, ethical and accountable process, as mandated by the Bylaws.

Special Circumstances (If Applicable)

Are there any special considerations that the Court should take into account? Does this case need to be heard in a specific time frame? Should the Court act by writing an injunction? Please explain.

We would like the case to be heard as soon as possible. The Custodial Banquet is set for April 14th and due to the constraints this lack of funds places on our event, we need to know if we will be granted the funds requested. We tried in good faith to do the senate process correctly, but have since been required to resort to other means..

Legal Citations

Please tell the Court specifically what passages if any in the Student Government Constitution, by-laws, Senate legislation, have been violated. In addition, if any of the aforementioned documents bolster your case in any way, please list those passages as well.

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Facts

State the facts that are pertinent to your appeal. Specificity here is a must. Who, what, when, where, why, and how.

We have on multiple occasions been evaded by Finance Chair Cary Cheshire in our attempts to schedule a hearing for our funding requested. Even the Speaker of Senate has ignored us as we reached out to him to try to go over the Finance Chair. We have made all possible efforts to hold this meeting, and have repeatedly been either denied, tricked, or stood up by the Finance Chair.

Relief That You Are Seeking

What would you like the Court to do to rectify the harm that you have faced in your appeal?

We would like a court order suspending the bylaw requiring a bill in senate to pass through committee, effectively moving this bill straight to the floor for presentation. If this is not possible, we want him to be forced to have our hearing, because at this point, it seems as if he is going to hold it off infinitely. If nothing else, I want him removed from this position so that we can work with someone reasonable. If that means an impeachment from myself, I will go ahead and do that, but I came to the court first for help.

Certification Statement, Rights, & Signature

I hereby certify to the best of my knowledge, that all statements and documents contained herein and attached are true, and correct. I acknowledge that the submission of false documents and or statements is a violation of the Aggie Honor Code.

- *I understand that if I have not received a decision within five (5) working days, it is my responsibility to check with the Judicial Court*
- *I understand that I will receive the decision on this appeal via the information I provided in this form. If I wish to get a signed copy, I must contact the Judicial Court.*
- *I understand that by submitting this electronically, that constitutes an electronic signature on behalf of the person who submitted it.*

Signature: Gracie Wood and Cash Fields

Date 4/7/14

If you have any inquiries, please contact Chief Justice Julian Whitley: 