

Associated Students, Inc.
California State University, Long Beach

JUDICIARY
Special Meeting #2 (FINAL)
March 18, 2021

1. CALL TO ORDER

Chief Justice Greg Figueroa called the meeting to order at 8:21 a.m.

2. ROLL CALL

Voting Members Present

Greg Figueroa, ASI Chief Justice
Jarrett Boice, ASI Associate Justice
Stephanie Castillo, ASI Associate Justice
Samantha Provencher, ASI Associate Justice
Gia Rubalcava, ASI Associate Justice
Keegan Turner, ASI Associate Justice

Voting Members Absent

Shayan Hashemi, ASI Associate Justice (Recused)

Staff Present

Zion Smith, CSULB Assistant Director, Student Conduct and Ethical Development
Lindsay San Miguel, Assistant Director Government Affairs and Initiatives

Staff Absent

Dr. Kathryn Perkins, CSULB Faculty Representative

3. PUBLIC COMMENT

Shayan Hashemi, candidate for ASI President, stated that he would not be staying in the hearing because it is illegitimate and in direct violation of the Election Handbook part VI.B.1a., regarding 24-hour notice of a hearing, thus not having adequate time to prepare.

4. APPROVAL OF AGENDA

Boice (MOVED) Rubalcava (SECOND) to approve Judiciary Agenda, Special Meeting #2, March 18, 2021

VOTE ON THE MOTION

PASSES 6-0-0

Approve-Abstain-Oppose

5. ANNOUNCEMENTS FROM THE CHIEF JUSTICE

There were none.

6. APPROVAL OF MINUTES

There were none.

7. REPORTS

There were none.

8. UNFINISHED BUSINESS

There were none.

9. NEW BUSINESS

There were none.

10. DOCKET

A. Action Item: 2021 ASI Elections Violation #001

Figueroa read the campaign violation that was filed by ASI Government Elections Officer Helen Rodriguez stating that sections V.A, IV.6.and IV.9 of the Election Handbook were violated by presidential candidate

Shayan Hashemi and candidate for Senator of the College of Business Martin Pelayo.

Figueroa asked Rodriguez to address the Judiciary. Rodriguez presented their complaint and reviewed the evidence submitted consisting of screen shots of the posts stating their public endorsements from various student organizations on Reddit and Hashemi's website, screenshot of a flier with the organizations' logos and candidates' campaign logo that was not approved, campaign worker forms on file for Hashemi and Pelayo, public endorsement forms on file, and email acknowledgments made by Hashemi and Pelayo after they were notified. Rodriguez stated that after the candidates were notified of the violation the posts were removed from Reddit and the logos removed from Hashemi's website; however, the Law Society testimonial was still present. Further the candidates acknowledged the rules up until the end of elections.

Boice asked Rodriguez to clarify who receives the public endorsement forms. Rodriguez responded that the forms come to the Government Elections Officer and Assistant Director of Government Affairs & Initiatives.

Figueroa asked Pelayo to address the Judiciary. Pelayo responded that they have nothing to state other than what Hashemi said during public comments. There were no questions posed by the Judiciary.

Figueroa asked Hashemi to address the Judiciary. Hashemi addressed the Judiciary by restating their concern that they were not given 24-hour advance notice of the hearing. Hashemi stated that there is no evidence that they made the post, it is easy on Reddit to make accounts, admits that for the Law Society endorsement they had it and forgot to send it in, that the logos on the website were approved and Pelayo wasn't mentioned on the website at all.

Boice asked if Hashemi has ever made a post on Reddit, even if it wasn't regarding the campaign. Hashemi responded "no."

Figueroa asked Hashemi to clarify if he was stating that a fake account had been created on Reddit. Hashemi stated that what he said was "How do we know that it was us that posted this?"

Figueroa asked Hashemi to explain how the post was removed after they were notified of the violation. Hashemi inquired if there was evidence to support that it was them that removed the post.

Figueroa addressed Hashemi's concern regarding the timing of the hearing by stating that this is an educational process and due to the time sensitive nature with the conclusion of the elections it was important to convene quickly to address the issue prior to moving forward with the election process. Further, respondents are not required to be present at the hearing.

Figueroa adjourned to close session at 8:48 a.m.

Figueroa resumed with open session at 9:19 a.m.

Figueroa thanked everyone for being here today, especially the complainant and respondents, acknowledging that this is a very stressful time for everyone with the pandemic, midterms and campaigning. Thank you for coming under such short notice and being cooperative with the process.

Provencher (MOVED) Boice (SECOND) to uphold campaign violation petition #001 as a minor violation

of the Election Handbook.

VOTE ON THE MOTION

PASSES 6-0-0

Approve-Abstain-Oppose

Boice (MOVED) Turner (SECOND) to impose no sanctions and recommend consistent communication with administrators of office such as these and the adherence to policies regarding activities such as these, and it is important to ensure that associates are on the same page regarding the accordance of compliance of policies.

VOTE ON THE MOTION

PASSES 6-0-0

Approve-Abstain-Oppose

11. CLOSING COMMENTS

There were none.

12. ADJOURNMENT

Without objection, Chief Justice Greg Figueroa adjourned the meeting at 9:22 a.m.