



TO: Campus Media
FROM: Election Committee, Judicial Council
DATE: February 23, 2018, 3:30am
RE: McGavick-Gayheart campaign violation and sanction

ELECTIONS MEMORANDUM FOR IMMEDIATE RELEASE

The Election Committee found that the McGavick-Gayheart ticket was in violation of Judicial Council's Election Regulations and Sections 13.4(e), 17.1(g), and 17.1(h) of the *Constitution of the Undergraduate Student Body of the University of Notre Dame du Lac*. The ticket was found to have supporters releasing confidential information from previous Judicial Council allegation hearings, as well as engaging in a continued pattern of unethical behavior.

The Election Regulations read, "You are responsible for your actions as well as the actions of your supporters." Section 13.4(e) reads, "...All other information pertaining to hearings and appeals shall be considered confidential." Section 17.1(g) reads, "Candidates may not be involved in or instruct others to engage in any unethical behavior as detailed in 17.1(h)." Section 17.1(h) reads, "Candidates are expected to behave ethically at all times. Unethical behavior will be penalized by the Election Committee of Judicial Council. Examples of unethical behavior include monopolization of limited bulletin board space, covering or defaming of any other candidates' posters, insulting or defaming other candidates, and harassment or misconduct toward any election officials."

As an appropriate sanction Election Committee hereby requires the McGavick-Gayheart ticket to forfeit 12% of votes cast for the candidates' ticket. The Election Committee used support from past precedent, including instances where past Election Committees decided to forfeit a percentage of candidates' votes.

Judicial Council will not release the election results while there are pending allegations and appeals per Section 17.1(m)(5) of the *Student Union Constitution*, "No election result may be released to the public while any allegation or appeal is pending."

Pursuant to Section 13.4(e) all information regarding the above incident excluded from this memo is confidential. The full elections regulations can be found on the Judicial Council website: jcouncil.nd.edu.