Associated Students Inc.

Elections Judicial Council Meeting

Fri Mar 14, 2025 9:30 AM - 10:30 AM PDT

1. Call to Order Members (Giacchino)
   Chair DJ Giacchino called the meeting to order at 9:30 am.
2. Roll Call
   Members present: Cova, Giacchino, Morales S., Nebedum, Wamala, Vasquez
   Members absent: None
   Liaisons present: Hesgard
   Liaison absent: None

   According to the ASI Policy Concerning Board of Directors Operations, attendance is defined as being present prior to the announcement of Unfinished Business and remining until the scheduled end of the meeting.

   * Indicates that the member was in attendance prior to the start of Unfinished Business but left before the scheduled ending of the meeting.

   ** Indicates that the member was in attendance for a portion of the meeting, but not in attendance prior to the announcement of Unfinished Business.

3. Approval of Agenda

(Morales S.-m/Nebedum-s) The agenda was approved by unanimous consent.

4. Approval of Minutes
   a. 3/7/2025 Elections Judicial Council Meeting Minutes

(Wamala-m/Morales S.-s) The 3/7/2025 meeting minutes were approved by unanimous consent.

5. Public Speakers
   Members of the public may address the Committee on any matters posted on this agenda.

   There were 8 public speakers.

Joe Morales, running on the Titan Proud slate with Haneefah and Juan, defended his teammates against recent complaints, calling them retaliatory and made in bad faith. Drawing on his own extensive ASI experience, he claimed Haneefah and Juan brought creative, unprecedented voter engagement to the election, which their opponents are now unfairly attacking. He accused the opposing side of selectively misrepresenting facts and twisting policies to make baseless, malicious claims—particularly following a disqualification last week. Joe argued that the complaints are personal attacks, not grounded in fairness, and urged the Judicial Council to recognize the intent behind them and hold the accusers accountable.

Speaker 2, Colson, an independent HSS Board candidate, spoke out against the complaints filed against Haneefah, Juan, and the Vote Titan Proud campaign, calling them retaliatory and baseless especially Complaint 3, filed by Joel, who had been disqualified for a Class A violation he admitted to. Colson praised Haneefah and Juan's creative campaign, contrasting it with their opponents' lack of engagement. He criticized how ASI policy was twisted and selectively quoted in the complaints to support weak arguments. He also highlighted obsessive behavior and intimidation tactics from Joel and Jade, calling it clear evidence of malicious intent.

Speaker 3, Talia, president of the SWANA Student Association, defended Haneefah and Juan against misleading complaints. She confirmed the SWANA Student Association officially endorsed them, providing both verbal and written proof. She clarified that Haneefah and Juan did not request to be posted on their Instagram—the club did so independently, which is allowed under ASI election policy. She emphasized that the Instagram used belongs to the student association, not the SWANA Interclub Council, and that SWANA is not part of the DERC department. Talia called the claims against Haneefah baseless, factually incorrect, and malicious, and condemned the misuse of SWANA's name to discredit someone who has supported their community.

Speaker 4 Sophia Darvish, a criminal justice major and student assistant at Cal State Fullerton, spoke out against the complaints targeting Haneefah and her slate, calling them malicious, baseless, and intended to intimidate. Though not involved in ASI, she expressed disappointment that some chose to bully Haneefah with bad-faith allegations instead of focusing on their own campaigns. Sophia praised Haneefah as a dedicated student leader and said it's unacceptable she has to waste energy responding to such attacks. She urged the council to recognize the complaints as retaliatory and called for stronger election policies to prevent similar situations in the future.

Speaker 5, Amy Parker, who filed Complaint 6, clarified that she cannot speak to the other complaints and hasn't read them, but emphasized that her own complaint was not filed in bad faith. She stated that upon identifying what she believed were clear violations of ASI policy, she submitted the complaint in good faith and expects the council to dismiss it if they find no violation. Amy stressed the importance of fair elections and proper enforcement of ASI rules. Regarding the Class B violation in her complaint based on the assumption that SWANA was an ICC, she requested it be dismissed if that assumption was incorrect. However, she stood by the Class A allegations, which she intends to further explain.

Speaker 6, Arushi Patil, a candidate for the College of Business Board of Directors, addressed a concern regarding an Instagram story posted by the CSUF Adobe Club endorsing her campaign. She explained that she directly asked Adobe to post the content but did not request them to tag BICC, which later reposted it. Arushi clarified she never sought or authorized an endorsement from BICC, and upon seeing the repost, she immediately contacted both BICC and Adobe to have it removed. She emphasized that ASI election policy focuses on intentional actions, and since she neither coordinated nor approved BICC's repost and acted promptly to correct it. She believes holding her accountable would be unfair and inconsistent with the policy. She respectfully requested that no violation be charged and her campaign remain in good standing.

Speaker 7, Koi Tran, a candidate with the Change ASI slate for HSS, stated that they did not file any of the complaints and hold no ill will toward those involved. They expressed that their purpose in attending was simply to observe the Judicial Council proceedings and emphasized the importance of fair and just rulings.

Speaker 8, Juan Salguero, running alongside Haneefah Syed for ASI president, emphasized that their campaign was rooted in a desire to serve students, promote civic engagement, and bring positive change to campus all while following ASI policy. He stated that their actions were made in good faith and with pure intentions. Juan acknowledged students' right to express concerns about ASI but made it clear that neither he nor Haneefah violated any policies. He reaffirmed their commitment to inclusivity and student engagement, stressing that their campaign is about unity, not division. He concluded by encouraging a focus on community-building, regardless of the election outcome.

6. Time Certain

- **a.** None

7. Reports

- **a.** Elections Director (Giacchino)

  Chair Giachinno presented his report in which he reminded everyone to respect the speakers and the complaints during the meeting, urging no disturbances from the gallery. Giacchino emphasized the importance of keeping in mind the purpose of the meeting and election season, which is to better the student body, as that is the core mission of ASI.

- **b.** Director of Student Government

  Rebecca Hesgard, Director of Student Government reminded EJC members and speakers to be mindful of the Chair's time instructions to ensure all complaints are heard. They also asked EJC members to be prepared with their comments and questions due to the tight schedule.

8. Unfinished Business

- **a.** None

9. New Business

a. Action: Complaint #3 (Giacchino)

The Elections Judicial Council will consider Complaint #3.

EJC 002 24/25 (Nebedum-m/Morales S.-s) a motion was made and seconded to review the Elections Complaint Number 3.

Chair Giacchino introduced the five action items in Complaint 3 for review, starting with action item one, which concerns the unlawful endorsement by the ASI president and invited the complainants to the podium to address the action item.

For action item 1, which was Unlawful Endorsement by ASI President, The complainant argued that Haneefah and Juan's Instagram page violated ASI's neutrality requirements because it featured support from current ASI student leaders, such as Joe Morales, Brian Walkley, Megan Hannoun, and Jared Brown. These individuals publicly endorsed the campaign on social media, which the complainant claimed violated the rule that ASI members cannot promote or discourage votes for any candidate. The complainant said this action amounted to election tampering and provided screenshots showing these individuals liking and reposting campaign posts without supporting other campaigns. The complaint emphasized that these individuals' social media bios listed ASI affiliation, highlighting their role as student leaders. The complainant argued this constituted a Class B violation.

The respondent addressed the complaints against them, calling the accusations baseless, illogical, and the result of misinterpreted ASI policy. Regarding the claim of unlawful endorsements, they pointed out that ASI Election Policy Section 8 prohibits official ASI bodies from endorsing candidates, but argued that personal social media activity by ASI members, such as Joe Morales, Brian Walkley, Megan Hannoun, and Jared Brown, does not count as official endorsement. The respondent emphasized that these individuals were acting in their personal capacity, not on official ASI platforms or in their official ASI roles, and that their support was informal and off-campus.

Chair Giacchino opened the floor to questions:

Morales S. asked how the complainant who could speak was determined, noting that the person who filled out the first form was not present at the meeting.

Chair Giacchino responded that the claims can have a designee.

Action item 2 was Misuse of ASI Facilities. The complainant argued that Haneefah and Juan violated ASI policy by using ASI-owned spaces, resources, and facilities—such as Titan Shops, the Student Recreation Center, and intramurals—for campaign purposes. They claimed this created a false perception of ASI endorsement, even if the materials were created outside of business hours. The complainant stated this use of ASI-controlled facilities gave Haneefah and Juan an unfair electoral advantage and constitutes a Class B violation, which could escalate to a Class A violation leading to disqualification if deemed significantly impactful.

The respondent addressed the second claim regarding misuse of ASI facilities, stating that Titan Shops is not an ASI facility but is managed by Auxiliary Services, and no photos from their campaign were taken at the intramural fields. Regarding the Student Recreation Center (SRC), while it is ASI-owned, the respondent argued it is open and equally accessible to all students and the public. They clarified that verbal permission was obtained from a front desk employee to take photos on the treadmills. The respondent dismissed the claim that these photos implied ASI endorsement, arguing that no reasonable person would perceive them as such.

Chair Giacchino opened the floor to questions:
There were no questions.

Action item 3 was Unlawful University-Affiliated Endorsement. The complainant clarified that the original complaint was filed incorrectly under DERC, but should have been filed under the ICC. They pointed out that SWANA's Instagram included "SWANA ICC" in one of its top posts, which they argued made it an ASI body endorsing a candidate. The complainant claimed this violated the ASI endorsement policy and constituted a Class B violation for using ASI resources for campaign materials.

The respondent addressed the third claim of unlawful university-affiliated endorsement, arguing that the SWANA club is a student-run organization and not affiliated with ASI, DERC, or Student Affairs. They explained that the SWANA Instagram account is used by the student-run club, not as an ICC account. The respondent stated that ASI policy allows endorsements from student clubs with written consent, which could be provided to the council, and emphasized that there was no violation of ASI policy regarding endorsements.

Chair Giacchino opened the floor to questions:

There were no questions.

Action item 4 was Deceptive Campaign Practices. The complainant argued that Haneefah and Juan’s campaign materials, posted on the "Vote Haneefah and Juan" account, implied an endorsement or sponsorship from ASI or the university without explicit approval. They pointed out that the campaign used images of Titan Shops, the SRC, and intramurals without including disclaimers to clarify that these entities were not endorsing the campaign. The complainant claimed this created a misleading perception of institutional support, giving the campaign an improper electoral advantage. This, they argued, constitutes a Class B violation under ASI’s deceptive campaign practices policy.

The respondent addressed the claim of deceptive campaign practices, arguing that the photos in question, taken in front of Titan Shops mannequins, the basketball court, and treadmills, did not imply any ASI or university endorsement. They emphasized that both the SRC and Titan Shops are accessible to all students and the public, and no endorsement or sponsorship was claimed in the campaign materials. The respondent dismissed the complaint as frivolous, comparing the photos to the harmless nature of posting a photo with the university president, which would imply an endorsement. They stated that such photos have historically been used by candidates and were not misleading.

Chair Giacchino opened the floor to questions:

There were no questions.

Action item 5 was False Endorsements and Unauthorized Use of Likeness and Branding. The complainant argued that Haneefah and Juan's campaign materials used celebrity images and corporate logos without authorization, falsely implying endorsements from public figures and major corporations. They stated that the materials lacked disclaimers, misleading voters into believing these entities supported the campaign. The complainant claimed that this unauthorized use of branding created a deceptive impression of legitimacy and support, and could constitute a Class B violation under ASI rules, with two strikes per instance.

The respondent responded to the claim of falsely claiming endorsements, arguing that the complaint was made in bad faith. They pointed out that the plaintiffs, Jade Rodriguez and Joel Garibay, were not the rightful owners of the images in question, such as stock photos of NBA stars like LeBron James, Stephen Curry, and Giannis Antetokounmpo. The respondent stated that there were no external legal consequences for using these images, and emphasized that the posts were made with good intentions to boost student engagement. They also argued that the use of edited NBA superstars' photos fell under First Amendment rights of satire and parody, and should not be considered a violation. The respondent requested that the complaint be dismissed.

Chair Giacchino opened the floor for council discussion:

Morales S. addressed the five action items. Regarding the social media posts, she emphasized that personal accounts, including his own, are not created or controlled by ASI, and actions on these accounts should not be considered violations. For the Titan Shops and SRC photos, she pointed out that both are public, accessible spaces, and thus don't imply ASI endorsement. On the SWANA endorsement, she noted that the endorsement was legitimate with written consent from SWANA's president, which should dismiss the complaint. He argued that the deceptive use of ASI logos didn't apply, as there were no ASI logos in the photos to imply endorsement. Lastly, regarding the use of NBA star images, Morales S. stated that since the players themselves didn't object, using their images shouldn't be considered a violation.

Chair Giacchino emphasized that as students first and foremost, the respondents have protected First Amendment rights, including freedom of speech, which should take precedence over ASI policies. Regarding action item five, he clarified the use of satire and parody, explaining that it would only be an issue if the posts directly claimed endorsements from figures like LeBron James. For complaint three, he pointed out that the complaint was filed incorrectly, which should nullify it. He agreed that the endorsement was from a student club, not an ICC, making it valid. On complaint one, he argued that the personal social media use of Joe Morales, who is both a student and ASI president, should not be restricted, as it's his right to support the campaign. He concluded that these actions should not be considered violations, as they were aligned with student rights.

Nebedum expressed agreement with the previous speakers, particularly on two points. First, she supported the idea that the ASI President, being part of the slate, has the right to campaign for

that slate, thus dismissing the claim of unlawful endorsement. Second, regarding complaint four about using the SRC and Titan Shops for photos, she argued that there was no clear implication of endorsement, likening it to posing in front of a building without suggesting it endorses the campaign. She shared similar views to others, emphasizing fairness in the implications of the actions in question.

Wamala shared similar views to the others but emphasized the distinction between breaking the rules and effective marketing. He acknowledged that while some of the actions, particularly the Instagram posts from Juan and Haneefah's slate, might push the boundaries, they were also creative marketing tactics. He noted that if a celebrity were to complain about the use of their image, it would be a valid claim, but pointed out that all students, including the public, had access to the facilities where photos were taken. Therefore, he didn't see the use of those facilities as a violation.

Rebecca Hesgard, Director of Student Government addressed each action in the complaint, beginning with the endorsement by current student leaders. She clarified that, unlike some campuses with social media accounts dedicated to specific ASI roles, CSUF only has a general ASI Instagram and one for the SRC. While acknowledging ethical concerns about student leaders using personal social media to support candidates, she noted that similar complaints had been brought up in past years, and current student leaders are part of the slate.

Regarding unfair campaign practices, Hesgard emphasized that Titan Shops is not affiliated with ASI and does not fall under its ownership. She also clarified that if the term "intramurals" referred to the basketball courts, ASI does not own those either. Concerning the SRC, she acknowledged the respondents' claim of receiving front desk permission to take photos but reminded the council that the SRC has operating procedures that require approval from the director of the Student Recreation Center for such activities. She suggested that future candidates should seek proper permission to avoid any issues, noting that previous candidates had used public spaces within the TSU without issues.

On the third action item, Hesgard addressed confusion around ICCs and the SWANA student organization. She explained that while ICCs are funded by ASI and should not use ASI funds to support candidates, recognized student organizations like SWANA are allowed to endorse candidates as long as they do not misuse ASI funds.

Hesgard reiterated her point on SRC operating procedures related to action four and concluded by stating that no intellectual property complaints had been formally raised by the owners in action five.

Vasquez campus advisor for the Elections Commission, shared his background as a former ASI president, reflecting on how campaigning has evolved over the years, from using wooden stakes and posters to the current social media-driven landscape.

Vasquez acknowledged the challenges that arise from the fast pace of technological change, noting that policies often struggle to keep up with these shifts. He emphasized that his role was

to advise, not participate in judgment or voting, and to offer support in navigating the complexities of the situation.

He discussed the importance of reviewing the use of CSU Fullerton or ASI facilities, funds, or resources for campaign purposes, highlighting that such actions could impact the integrity of the election. Vasquez pointed out that any actions affecting the election outcome could fall under Class A, B, or C violations, warranting careful review by the Committee.

He noted that social media introduces additional challenges and interpretations, making it harder to enforce policies effectively. He encouraged the Committee to keep the changing landscape in mind and consider possible future discussions with the Board of Directors on adapting policies to better align with today's digital world. Vasquez concluded by reiterating his support for students and his willingness to collaborate with the Committee to ensure a fair process.

The council then moved to a roll call vote for the five action items.

EJC 002.a 24/25 (Nebedum-m/Morales S.-s) Roll Call Vote 0-5-0. The motion failed.

EJC 002.b 24/25 (Nebedum-m/Morales S.-s) Roll Call Vote 0-5-0. The motion failed.

EJC 002.c 24/25 (Nebedum-m/Morales S.-s) Roll Call Vote 0-5-0. The motion failed.

EJC 002.d 24/25 (Nebedum-m/Morales S.-s) Roll Call Vote 0-5-0. The motion failed.

EJC 002.e 24/25 (Nebedum-m/Morales S.-s) Roll Call Vote 0-5-0. The motion failed.

b. Information: Complaint #4 (Giacchino)

The Elections Judicial Council will receive information on Complaint #4.

Chair Giacchino yielded his time to Rebecca Hesgard, Director of Student Government to review the complaint.

Hesgard explained that the issue being discussed was an information item and not an action item because the complaint was submitted too late, well past the 24-hour window after the alleged infraction occurred. After reviewing the content, both the Elections Director and Hesgard determined that the complaint should be dismissed. She also clarified to the complainant that ASI policy only considers purchasing paid advertising in ASI or CSUF-affiliated publications as a Class B violation. Since the complaint was about a paid Instagram post, it did not qualify under that rule and was therefore dismissed.

Chair Giacchino opned the floor to questions:

There were no questions.

c. Action: Complaint #5 (Giacchino)

The Elections Judicial Council will consider Complaint #5.

EJC 003 24/25 (Morales S.-m/Nebedum-s) a motion was made and seconded to approve the review of Elections Complaint Number 5.

Chair Giacchino invited the complainant to speak about the complaint.

The complainant filed a complaint against Shea Kwok, arguing that an Instagram post made on Kwok's personal account was misleading. In the post, Kwok claimed credit for securing a $111,000 increase in ASI scholarship funding. The complainant argued that this was deceptive because the funding was a collective action by the entire ASI Board of Directors—not solely Kwok's achievement. They emphasized that using personal social media does not exempt someone from election rules, especially when referencing ASI resources or accomplishments. The complainant believes this could constitute a Class B violation for spreading misleading information that may influence the election outcome.

The respondent, Shea Kwok, defended himself against the complaint by explaining that his Instagram post was meant to showcase his qualifications, similar to how a job applicant highlights achievements in an interview. As the current ASI Board Representative for the College of Business and Economics, he stated that he participated in the October 22, 2024, board meeting where a $111,000 increase in ASI scholarships was approved. He emphasized that he used the words "advocated" and "resulting" accurately in his post, without claiming sole responsibility for the increase. He cited public meeting minutes as proof of his role in the vote. Regarding the mention of being a Daily Titan account executive, he clarified that this was a factual statement and not intended as an endorsement.

Chair Giacchino opened the floor to discussions and amendments:

Morales S. stated that after reviewing the post, it appeared more like a résumé than a misleading campaign message. He explained that the post simply listed general facts and achievements in a résumé-style format, rather than implying that the accomplishments were solely due to the candidate's ASI role. He emphasized that he did not interpret it as misleading or falsely attributing actions to a specific position.

Wamala said that, as a business major familiar with job interviews and resumes, he viewed the post as a way for the candidate to share qualifications—similar to how someone would during a job interview. He emphasized that the phrase "advocated to increase scholarships" doesn't imply the candidate single-handedly secured the funding, but rather highlighted involvement in the process. Based on this, Wamala didn't see the post as misleading.

EJC 003 (Morales S.-m/Nebedum-s) Roll Call Vote 0-5-0. The motion failed.

Chair Giacchino proposed for the meeting to be extended by 10 minutes.

(Morales-m/Wamala-s) The motion for the meeting to be extended by 10 minutes was approved by unanimous consent.

d. Action: Complaint #6 (Giacchino)

The Elections Judicial Council will consider Complaint #6

EJC 004 24/25 (Nebedum-m/Morales S.-s) a motion was made and seconded to approve the review of Elections Complaint Number 6.

Chair Giacchino invite the complainant to the podium.

The complainant emphasized that the core issue in the complaint isn't whether SWANA is an ICC, but that their logo used in campaign-related posts contains official university branding, specifically Tuffy the Titan and the CSUF logo. These are restricted university resources that regular students can't use for campaigning. While SWANA can use the logo for legitimate organizational purposes, extending its use to endorse a campaign is not allowed under ASI policy. The complainant argued this constitutes a Class A violation, especially since SWANA's Instagram post reached potentially thousands of students. They cited precedent from a previous case where a lesser outreach (a student speaking at a meeting) was ruled a Class A violation. Additionally, the complainant noted that SWANA reposted the entire Titan Proud voter guide on March 11, which extended the scope of endorsement from just Haneefah and Juan to the entire slate.

The respondent argued the complaint stems from a misunderstanding between the SWANA ICC and the SWANA Student Club, which are separate entities. The SWANA Student Club, not the ICC, posted the campaign materials. It operates independently from ASI, DIRK, and Student Affairs, and runs its own Instagram account. The use of Tuffy the Titan in their logo is common among student clubs and doesn't imply unauthorized university endorsement. The respondent emphasized they did not direct or solicit the endorsement, which is allowed under ASI policy with consent.

They also argued the comparison to Joel's Class A violation is inaccurate Joel used his ASI role during an ICC meeting, while the SWANA post came from an independent club. Finally, the respondent stated that student club free speech rights outweigh ASI election policies.

Chair Giacchino opened the floor to questions:
There were no questions.

Chair Giacchino opened the floor to discussions and amendments:

Morales S. clarified that the issue lies with the SWANA club using a university logo, not the ICC. He suggested that if a club is using the university's logo, it should be addressed with Student Life and Leadership to possibly change the logo. He did not see this as an election issue, emphasizing that it's more about the image. He also highlighted that the support from the club is different from support from the ICC.

Chair Giacchino expressed that he didn't see an issue with the use of the CSUF logo or the reference to CSUF by the club. He felt it was a gray area and didn't think it posed a problem, noting that people can use CSUF in their names without issue. He also emphasized that the concern here was about the club, not the ICC, and didn't believe the logo had much impact on the complaint.

Wamala stated that the complaint would be more valid if it involved the SWANA ICC Instagram, but emphasized that it was the SWANA Club Instagram in question. She noted that this distinction had been mentioned multiple times in the complaints. Regarding the use of the Tuffy logo, she pointed out that many clubs and random profiles on Instagram also use the image, suggesting it's common practice.

Vasquez asked if there is any precedence or guidance regarding the use of university logos in the past, specifically in terms of what constitutes official versus unofficial use of logos or marketing images from the university.

Hesgard responded that she cannot speak to all past precedents from the Elections Judicial Council (EJC), but regarding the use of logos, it's not something candidates are specifically required to comply with during elections. She suggested that the issue is more related to Student Life and Leadership and their guidance for student organizations. She mentioned that the elections office doesn't specifically address this in relation to the election process.

Vasquez acknowledged that it's possible for people to contact the university to customize a version of the Tuffy logo. He then clarified that if it's related to a club using the logo, it falls under Student Life and Leadership. He agreed with the chair that this issue seems to be a gray area and suggested that it might be helpful to clarify the situation in the future, especially with Student Life and Leadership.

EJC 004 24/25 (Nebedum-m/Morales S.-s) Roll Call Vote 0-4-1. The motion failed.

e. Discussion: Information: RFI #10 (Giacchino)

The Elections Judicial Council will receive information on Request for Information #10.

Rebecca Hesgard, Director of Student Government gave a brief overview of the meeting's agenda and updates on various items. She explained that Item 11 and Item 12 were discussed in relation to RFI 10. She also mentioned that this was a change from the previous week, where Committee members hadn't received responses to requests for information (RFIs). However, this week, the Committee had received those responses in advance.

She clarified that Item 10 was related to a follow-up on last week's meeting, focusing on what happens when candidates receive Class A, B, or C violations. This included discussing the deadlines for submitting complaints and appeals, as well as providing updates on candidates who had appealed their violations.

Regarding Items 11 and 12, Hesgard noted that they addressed questions about student interest in appointed positions and how professors should share or promote candidate flyers on platforms like Instagram, Discord, and Canva. She also shared that the Committee had received the necessary information for student privacy and that the responses were distributed to all candidates and the EJC.

Chair Giacchino opened the floor to questions:

There were no questions.

Chair Giacchino opened the floor to discussions:

There were no discussions.

10. Announcements & Members Privilege

Chair Giacchino expressed his gratitude to all the candidates, regardless of the outcome. He acknowledged their hard work in campaigning and getting the word out, calling it a competitive and successful election season. He commended them for their efforts.

11. Adjournment (Giacchino)

Chair Giacchino adjourned the meeting at 10:40 am.

DJ Giachino, Elections Committee Chair

Erika Perret-Martinez, Recording Secretary

Reviewed and approved by the ASI Board of Directors, May 6, 2025.

Noah Alvarez

Noah Alvarez (May 8, 2025 09:20 PDT)

Noah Alvarez, Board Secretary

Erika Perret-Martinez

Erika Perret-Martinez, Recording Secretary

Roll Call Spring-2025

03/14/2025 EJC MEETING

Attendance	Board Members			
			Present	Absent
BOD	NEBEDUM	SOMI	1	
EJC TEAM	COVA	ALYSSA	1	
EJC TEAM	WAMALA	NATHANIEL	1	
VICE PRESIDENT	MORALES	SUZIE	1	
CHAIR	GIACCHINO	DJ	1	
			Present	Absent
			5	0

Attendance		Liaisons		
			Present	Absent
CAMPUS REP	VAZQUEZ	PHILLIP	1	
ADVISOR	HESGARD	REBECCA	1	
			Present	Absent
			2	0

Recording Secretary: Erika Perret-Martinez

Roll Call Votes			002 Elections Complaint #3-Action 1		
			YES	NO	Abstain
BOD	NEBEDUM	SOMI		1	
EJC TEAM	COVA	ALYSSA		1	
EJC TEAM	WAMALA	NATHANIEL		1	
VICE PRESIDENT	MORALES	SUZIE		1	
CHAIR	GIACCHINO	DJ		1	
			YES	NO	Abstain
			0	5	0

Roll Call Votes			004 Elections Complaint #6		
			YES	NO	No Infraction
BOD	NEBEDUM	SOMI		1	
EJC TEAM	COVA	ALYSSA		1	
EJC TEAM	WAMALA	NATHANIEL		1	
VICE PRESIDENT	MORALES	SUZIE		1	
CHAIR	GIACCHINO	DJ			1
			YES	No	Abstain
			0	4	1

Roll Call Votes			002 Elections Complaint #3 -Action 2		
			YES	NO	No Infraction
BOD	NEBEDUM	SOMI		1	
EJC TEAM	COVA	ALYSSA		1	
EJC TEAM	WAMALA	NATHANIEL		1	
VICE PRESIDENT	MORALES	SUZIE		1	
CHAIR	GIACCHINO	DJ		1	
			YES	No	Abstain
			0	5	0

Roll Call Votes			002 Elections Complaint #3 -Action 3		
			YES	NO	No Infraction
BOD	NEBEDUM	SOMI		1	
EJC TEAM	COVA	ALYSSA		1	
EJC TEAM	WAMALA	NATHANIEL		1	
VICE PRESIDENT	MORALES	SUZIE		1	
CHAIR	GIACCHINO	DJ		1	
			YES	No	Abstain
			0	5	0

Roll Call Votes			002 Elections Complaint #3 -Action 4		
			YES	NO	No Infraction
BOD	NEBEDUM	SOMI		1	
EJC TEAM	COVA	ALYSSA		1	
EJC TEAM	WAMALA	NATHANIEL		1	
VICE PRESIDENT	MORALES	SUZIE		1	
CHAIR	GIACCHINO	DJ		1	
			YES	No	Abstain
			0	5	0

Roll Call Votes			002 Elections Complaint #3 -Action 5		
			YES	NO	No Infraction
BOD	NEBEDUM	SOMI		1	
EJC TEAM	COVA	ALYSSA		1	
EJC TEAM	WAMALA	NATHANIEL		1	
VICE PRESIDENT	MORALES	SUZIE		1	
CHAIR	GIACCHINO	DJ		1	
			YES	No	Abstain
			0	5	0

Roll Call Votes			003 Elections Complaint #5		
			YES	NO	No Infraction
BOD	NEBEDUM	SOMI		1	
EJC TEAM	COVA	ALYSSA		1	
EJC TEAM	WAMALA	NATHANIEL		1	
VICE PRESIDENT	MORALES	SUZIE		1	
CHAIR	GIACCHINO	DJ		1	
			YES	No	Abstain
			0	5	0

Roll Call Votes					
			A	B	No Infraction
BOD	NEBEDUM	SOMI			
EJC TEAM	COVA	ALYSSA			
EJC TEAM	WAMALA	NATHANIEL			
VICE PRESIDENT	MORALES	SUZIE			
CHAIR	GIACCHINO	DJ			
			YES	No	Abstain
			0	0	0

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Final Audit Report 2025-05-08

Created:	2025-05-06
By:	Susan Collins (sucollins@fullerton.edu)
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Document created by Susan Collins (sucollins@fullerton.edu)
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Signer asboardsecretary@fullerton.edu entered name at signing as Noah Alvarez
2025-05-08 - 4:20:17 PM GMT- IP address: 137.151.175.115

Noah Alvarez (asboardsecretary@fullerton.edu) has agreed to the terms of use and to do business electronically with California State University, Fullerton
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Document e-signed by Noah Alvarez (asboardsecretary@fullerton.edu)
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Erika Perret-Martinez (eriperret-martinez@fullerton.edu) has agreed to the terms of use and to do business electronically with California State University, Fullerton
2025-05-08 - 5:19:51 PM GMT- IP address: 137.151.176.51

Document e-signed by Erika Perret-Martinez (eriperret-martinez@fullerton.edu)
Signature Date: 2025-05-08 - 5:19:51 PM GMT - Time Source: server- IP address: 137.151.176.51

Agreement completed.

2025-05-08 - 5:19:51 PM GMT

ASI Election Complaint Form 2024-2025

COMPLETE #3

Please use this form to file a complaint related to the ASI Student Body Election. The form requires your name, email address, and phone number as the requester. Including your contact information is required in order for the complaint to be considered. In addition, you or a representative must appear at the Elections Judicial Council in order to present your complaint and have it be considered. If you or a representative is not present, your complaint filing will be dismissed.

Elections Judicial Council meetings are being held in person on Fridays at 9:30am in the ASI Board Room in the Titan Student Union.
These meetings will allow the complainant/submitter to present their complaint and the accused candidate(s) to provide a response.

The ASI Elections Complaint Form will be deactivated as of 9pm on Wednesday, March 12th per the ASI Policy Concerning ASI Elections.

CREATED

PUBLIC
Mar 4th 2025, 8:12:02 pm

IP ADDRESS

[redacted]

* **Complainant Name (the person filling out this form)**

Jades Rodriguez

* **Complainant Email**

[redacted]

* **Complainant Phone Number**

[redacted]

* **This complaint is against:**

A President and/or Vice President Candidate

*** Complaint Description--Please include a detailed summary of your complaint including: Who you believe committed the violation, what act(s) you believe were committed that were in violation, where you believe the act(s) were committed, when you believe the act(s) were committed, and why you believe this is a violation. Please include specific names, dates, times, locations, etc. It is also recommended that you indicate the area(s) of the ASI Bylaws that have been violated.**

FIRST CAUSE OF ACTION (Currently happening)
(Unlawful Endorsement by ASI President – Abuse of Authority & Election Tampering)
The ASI Election Policy states (Section 8 - Endorsements):
"any unit, body, or office of ASI shall be prohibited from promoting or discouraging a vote in favor or against any candidate in any election."
-Defendant Joe Morales, Brian Walkie, Magen Hannoun, Jared Brown while serving in an official capacity, publicly endorsed Defendant Haneefah Syed and Juan Salguero, thereby abusing their authority and violating ASI's neutrality requirements.
-Such an endorsement constitutes a Class B violation (2 strikes) under ASI rules, directly influencing the election outcome through an improper use of ASI leadership.
-This act created an unfair advantage for Defendants, undermining the election's fairness and disadvantage Plaintiff's campaign.

SECOND CAUSE OF ACTION (currently still happening)
(Misuse of ASI Facilities – Unfair Campaign Practices)
ASI Election Policy states (Section 10 - Violations):
"Candidates shall not use ASI-owned spaces, resources, or facilities for campaign purposes unless equally accessible to all candidates."
-The ASI Election Policy prohibits the use of ASI-owned spaces, resources, or facilities for campaign purposes unless they are equally accessible to all candidates.
-Defendants VotehaneefahandJuan and Haneefah Syed/Juan Salguero used Titan Shops, the Student Recreation Center (SRC), and Intramurals in their campaign materials, creating the false perception of an ASI-affiliated endorsement.
-Even if the materials were created outside of ASI business hours, their use of ASI-controlled facilities constitutes an improper electoral advantage.
-This misuse qualifies as a Class B violation (2 strikes), and if deemed significantly impactful, may escalate to a Class A violation (automatic disqualification).

THIRD CAUSE OF ACTION (currently still happening)
(Unlawful University-Affiliated Endorsement – SWANA Violation of Election Neutrality)
ASI Election Policy states (Section 8 - Endorsements):
"No university-affiliated organization shall promote or oppose any candidate in ASI elections."
-ASI Election Policy mandates neutrality from all ASI-affiliated and CSU-affiliated organizations, prohibiting the use of university resources to promote or oppose any candidate.
-The SWANA program, operating under DIRC and Student Affairs, publicly engaged with and followed only VotehaneefahandJuan, thereby showing preferential treatment and providing an unfair campaign advantage.
-Although SWANA is not directly under ASI, it is a CSU-affiliated entity, and its engagement in an ASI election constitutes a violation of the policy's neutrality requirement.
-Such actions are classified as a Class B violation (2 strikes) for improper use of university-affiliated resources to influence the election outcome.

FOURTH CAUSE OF ACTION (Currently still happening)
(Deceptive Campaign Practices – Misleading Messaging and False Endorsements)
ASI Election Policy States (Section 10 - Violations):
"Imply an endorsement or sponsorship from ASI or the university without explicit approval."
-The ASI Election Policy prohibits misleading campaign materials, particularly those that imply an endorsement or sponsorship from ASI or the university without explicit approval.
-Defendants Votehaneefahandjuan used images of Titan Shops, SRC, and Intramurals in campaign materials without a disclaimer stating that these entities were not endorsing their campaign.
-This omission misled voters into believing that these official university entities supported the campaign, creating an unfair electoral advantage.
-This constitutes a Class B violation (2 strikes) under ASI's deceptive campaign practices policy.

FIFTH CAUSE OF ACTION (Currently still happening)
(False Endorsements and Unauthorized Use of Likeness & Branding – Violation of ASI Election Bylaws)
ASI Election Policy (Section 10 - Violations) explicitly prohibits:
-"Candidates shall not claim endorsements from individuals, groups, or organizations without written permission."
-"Using the intellectual property of another person or organization to campaign, without the permission of the rightful owner, is prohibited."
-The ASI Election Policy explicitly prohibits candidates from falsely claiming endorsements or using branding, logos, or the intellectual property of other individuals or organizations without explicit written permission.
-Defendants Votehaneefahandjuan included celebrity images and corporate logos in their campaign materials without authorization, falsely implying endorsements from public figures and major corporations without disclaimers.
-This misuse of intellectual property constitutes a Class B violation (2 strikes) per instance and could lead to external legal action from the entities whose images were used.

*** Date that the Violation Occurred:**

2025-03-04

*** Please attach any documents and/or photos relevant and/or supporting of your complaint. Combine multiple documents and/or photos into one file prior to upload.**

[redacted]

I. PARTIES

6. Plaintiffs **Jades Rodriguez** and **Joel Garibay** are CSUF students, candidates in the ASI election, and a concerned party seeking to enforce election fairness.
7. Defendant **VotehaneefahandJuan** is the opposing campaign involved in the ASI election, responsible for the violations outlined in this complaint.
8. Defendant **Haneefah Syed and Juan Salguero** are the individual(s) leading the campaign and responsible for the campaign's actions.
9. Defendant **Associated Students Inc. (ASI)** is the governing body overseeing student elections at CSUF and is responsible for enforcing election policies and maintaining neutrality.

II. FACTUAL ALLEGATIONS

FIRST CAUSE OF ACTION

(Unlawful Endorsement by ASI President – Abuse of Authority & Election Tampering)

The ASI Election Policy states (Section 8 - Endorsements):

"any unit, body, or office of ASI shall be prohibited from promoting or discouraging a vote in favor or against any candidate in any election."

1. Plaintiff incorporates all prior allegations as though fully set forth herein.
2. Defendant **Joe Morales**, **Brian Walkie, Magen Hannoun, Jared Brown** while serving in an official capacity, publicly endorsed Defendant **Haneefah Syed and Juan Salguero**, thereby abusing their authority and violating ASI's neutrality requirements.
3. Such an endorsement constitutes a **Class B violation (2 strikes)** under ASI rules, directly influencing the election outcome through an improper use of ASI leadership.
4. This act created an unfair advantage for Defendants, undermining the election's fairness and disadvantage Plaintiff's campaign.

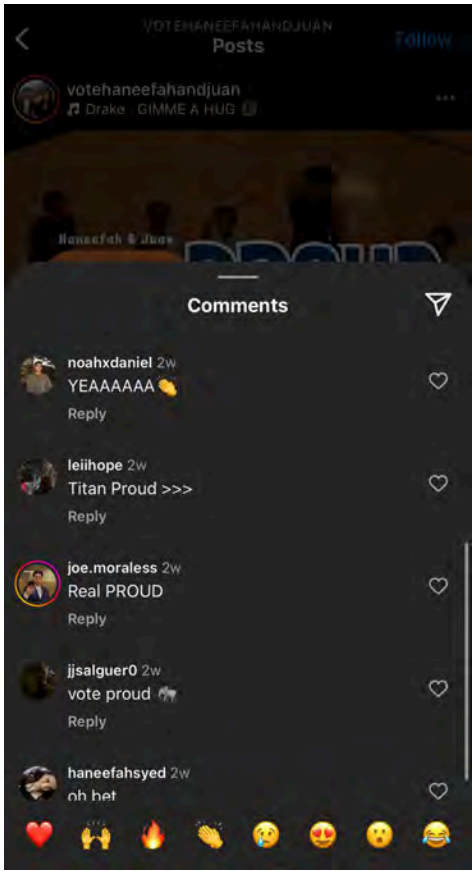
Exhibit A – Screenshots of ASI President Joe Morales, Brian Walkie, Megan Hannoun, and Jared Brown's Public Endorsement on Social Media


VOTEHANEEFAHANDJUAN
Posts
votehaneefahandjuan and haneefahsyed
HANEEFAH SYED
Comments
megan_hannoun 2w
Soooo proud of you Haneefah
Reply
megan_hannoun 2w
Madam President
Reply
j.ant_brown 2w
Mrs President
Reply
nutrinut 2w
so proud of you!!!!!
Reply
maysem.awadalla 2w
HABIBTIIIIII


VOTEHANEEFAHANDJUAN
Posts
Follow
votehaneefahandjuan and haneefahsyed
HANEEFAH SYED
Comments
joe.moraless 2w
the best
Reply
jjsalguer0 2w
Vote!!
Reply
lanaievv 2w
can't wait to vote for her !!
Reply
megan_hannoun 2w
Soooo proud of you Haneefah
Reply
megan_hannoun 2w


VOTEHANEEFAHANDJUAN
Posts
Follow
JUAN SALGUERO
Comments
Reply
3
megan_hannoun 2w
Mr. vice president
Reply
1
lukas__guerra 2w
Juan Salguero? Like future U.S. Senator Juan Salguero?
Reply
7
marinldavis 2w
Reply
1
merojas_7 2w
Let's go Juan!!
Reply
1


VOTEHANEEFAHANDJUAN
Posts
Follow
votehaneefahandjuan and haneefahsyed
HANEEFAH SYED
Comments
Reply
nicoleammarii 2w
Reply
brian.walkley 2w
GO HANEEFAH!!
Reply
z.kiwi 2w
This is awesome Mashallah!
Reply
c_youssef11 2w
Let's gooooo
Reply



SECOND CAUSE OF ACTION

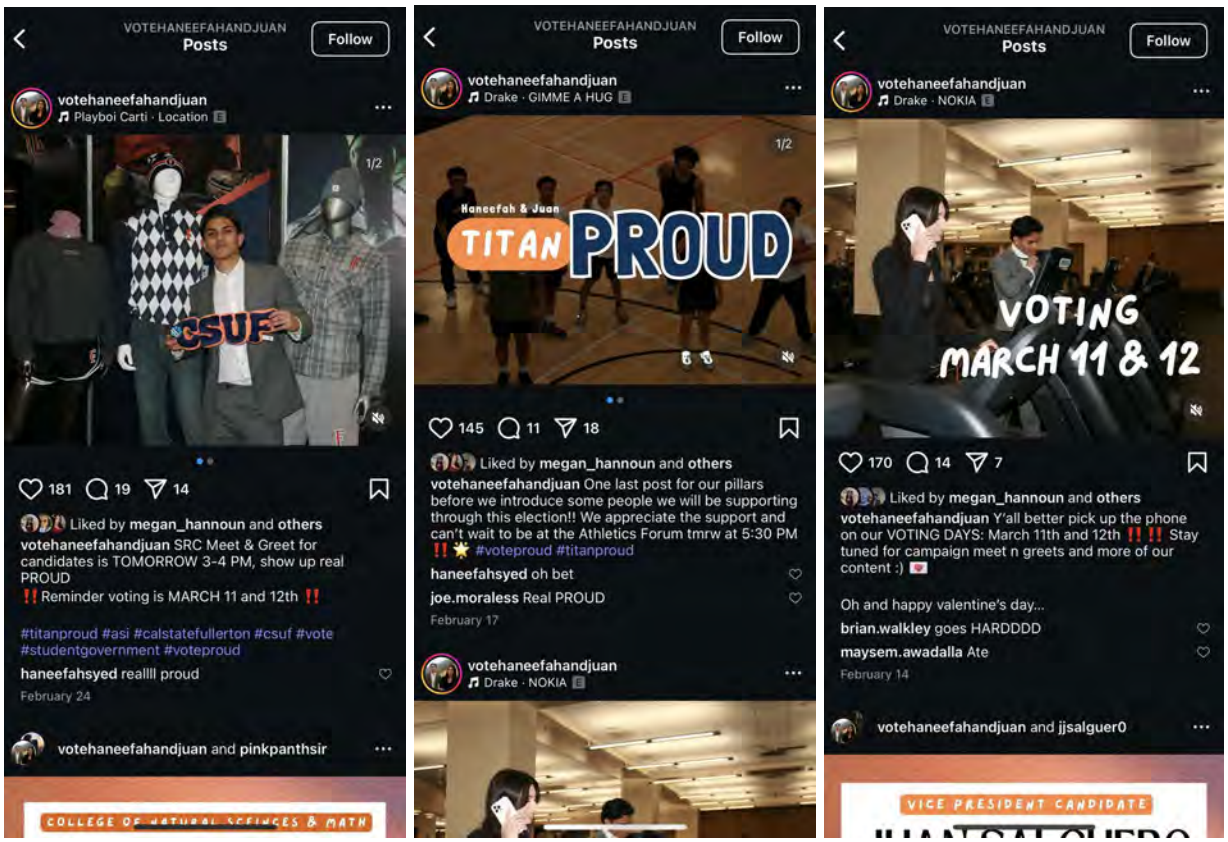
(Misuse of ASI Facilities – Unfair Campaign Practices)

ASI Election Policy states (Section 10 - Violations):

> *"Candidates shall not use ASI-owned spaces, resources, or facilities for campaign purposes unless equally accessible to all candidates."*

1. Plaintiff incorporates all prior allegations as though fully set forth herein.
2. The ASI Election Policy prohibits the use of ASI-owned spaces, resources, or facilities for campaign purposes unless they are equally accessible to all candidates.
3. Defendants **VotehaneefahandJuan** and **Haneefah Syed/Juan Salguero** used **Titan Shops, the Student Recreation Center (SRC), and Intramurals** in their campaign materials, creating the false perception of an ASI-affiliated endorsement.
4. Even if the materials were created outside of ASI business hours, their use of ASI-controlled facilities constitutes an improper electoral advantage.
5. This misuse qualifies as a **Class B violation (2 strikes)**, and if deemed significantly impactful, may escalate to a **Class A violation (automatic disqualification).**

Exhibit B – Screenshots from Votehaneefahandjuan Promotional Materials Featuring ASI-Owned Facilities



THIRD CAUSE OF ACTION

(Unlawful University-Affiliated Endorsement – SWANA Violation of Election Neutrality)

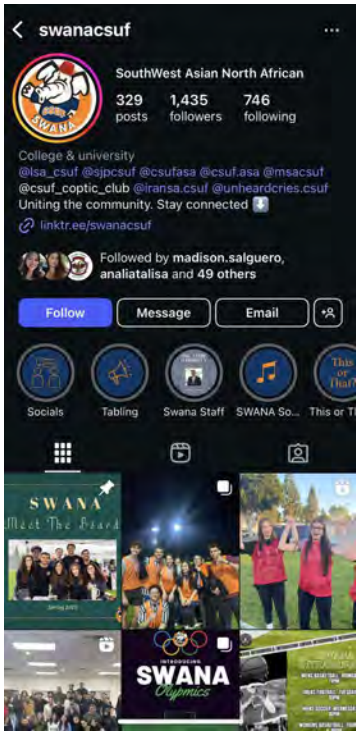
ASI Election Policy states (Section 8 - Endorsements):

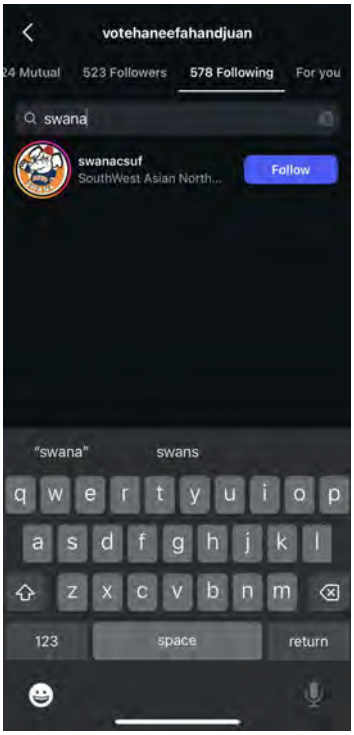
> *"No university-affiliated organization shall promote or oppose any candidate in ASI elections."*

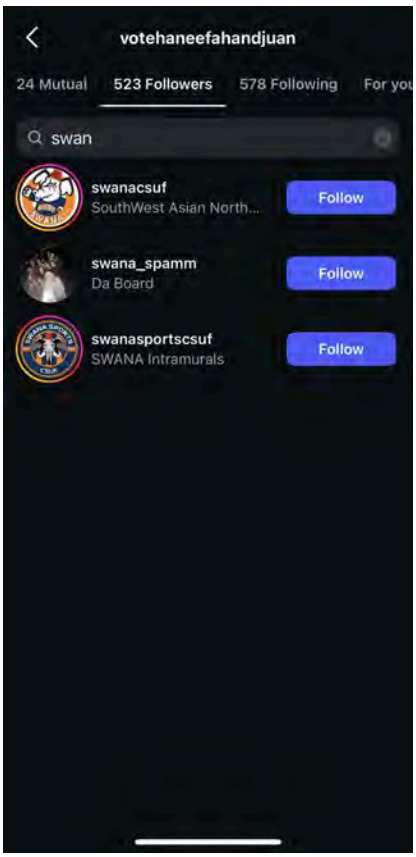
1. Plaintiff incorporates all prior allegations as though fully set forth herein.
2. ASI Election Policy mandates neutrality from all ASI-affiliated and CSU-affiliated organizations, prohibiting the use of university resources to promote or oppose any candidate.
3. **The SWANA program**, operating under **DIRC and Student Affairs**, publicly engaged with and followed only **VotehaneefahandJuan**, thereby showing preferential treatment and providing an unfair campaign advantage.

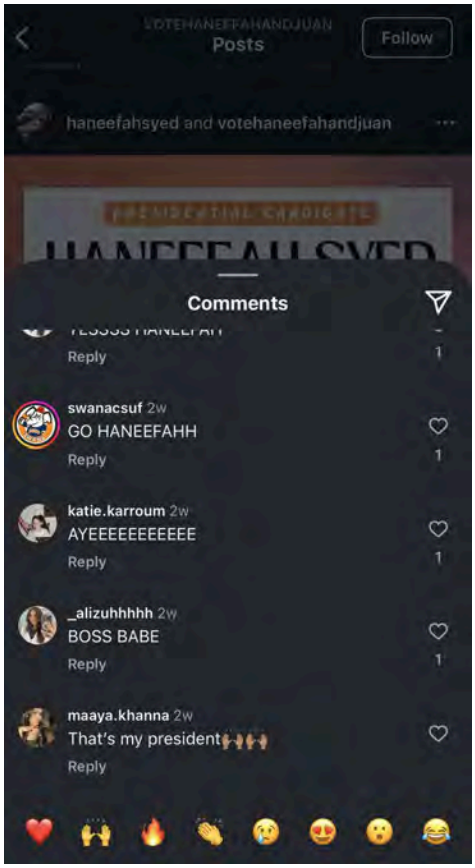
4. Although SWANA is not directly under ASI, it is **a CSU-affiliated entity**, and its engagement in an ASI election constitutes a violation of the policy's neutrality requirement.
5. Such actions are classified as a **Class B violation (2 strikes)** for improper use of university-affiliated resources to influence the election outcome.

Exhibit C – Screenshot of SWANA's Social Media Activity Engaging with Votehaneefahandjuan









FOURTH CAUSE OF ACTION

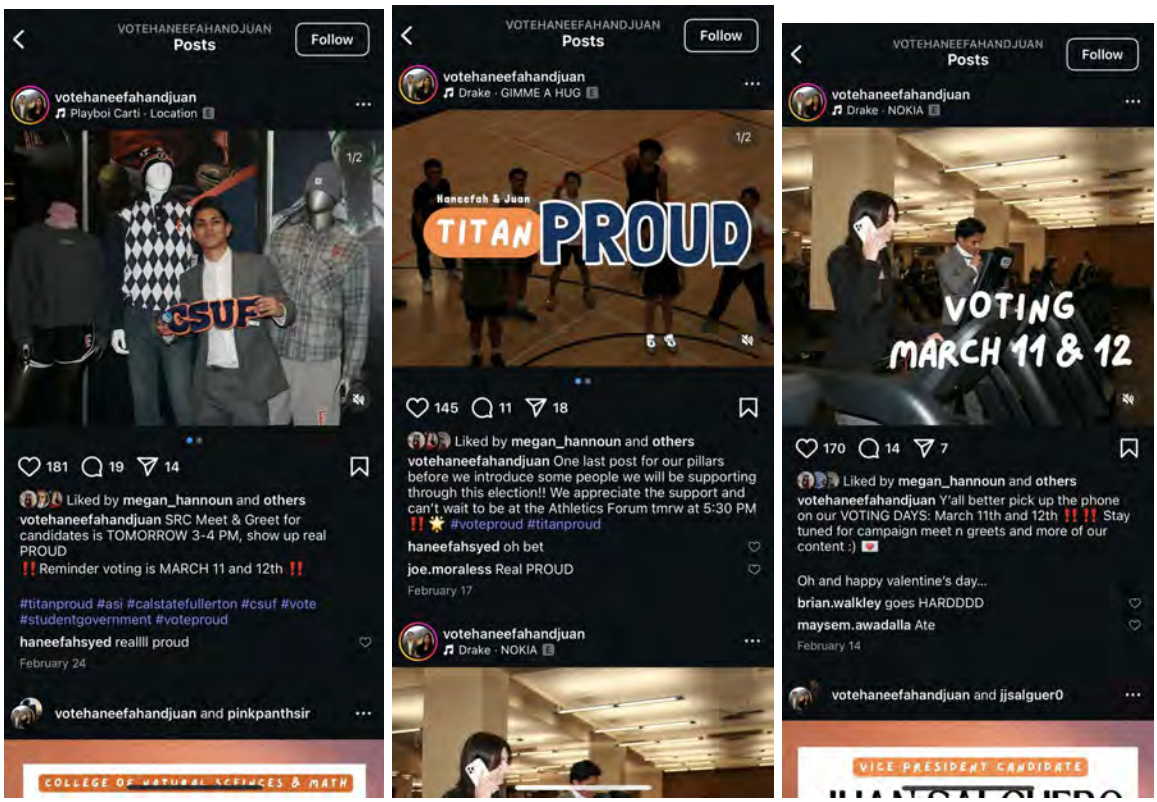
(Deceptive Campaign Practices – Misleading Messaging and False Endorsements)

ASI Election Policy States (Section 10 - Violations):

> *"Imply an endorsement or sponsorship from ASI or the university without explicit approval."*

1. Plaintiff incorporates all prior allegations as though fully set forth herein.
2. The ASI Election Policy prohibits misleading campaign materials, particularly those that imply an endorsement or sponsorship from ASI or the university without explicit approval.
3. Defendants **Votehaneefahandjuan** used images of **Titan Shops, SRC, and Intramurals** in campaign materials without a disclaimer stating that these entities were not endorsing their campaign.
4. This omission misled voters into believing that these official university entities supported the campaign, creating an unfair electoral advantage.
5. This constitutes a **Class B violation (2 strikes)** under ASI's deceptive campaign practices policy.

(Exhibit B – Screenshots of Deceptive Campaign Materials Lacking Proper Disclaimers)



FIFTH CAUSE OF ACTION

(False Endorsements and Unauthorized Use of Likeness & Branding – Violation of ASI Election Bylaws)

ASI Election Policy (Section 10 - Violations) explicitly prohibits:
-*"Candidates shall not claim endorsements from individuals, groups, or organizations without written permission."*
-"Using the intellectual property of another person or organization to campaign, without the permission of the rightful owner, is prohibited."

1. Plaintiff incorporates all prior allegations as though fully set forth herein.
2. The ASI Election Policy explicitly prohibits candidates from falsely claiming endorsements or using branding, logos, or the intellectual property of other individuals or organizations without explicit written permission.
3. Defendants **Votehaneefahandjuan** included **celebrity images and corporate logos** in their campaign materials without authorization, falsely implying endorsements from public figures and major corporations without disclaimers.
4. This misuse of intellectual property constitutes a **Class B violation (2 strikes) per instance** and could lead to external legal action from the entities whose images were used.

POTENTIAL EXTERNAL LEGAL CONSEQUENCES

- The **unauthorized use of intellectual property** could result in external legal action by the rights holders (celebrities, corporations, or their representatives).
- If pursued, this could expose ASI and CSUF to liability for allowing election-related materials containing trademarked or copyrighted content.

Exhibit E – Screenshots of Campaign Materials Featuring Unauthorized Celebrity Images & Corporate Logos

ARGUMENT IN SUPPORT OF TIMELY CONSIDERATION OF ELECTION COMPLAINT

I. INTRODUCTION

Plaintiff **Jades Rodriguez** and **Joel Garibay** submit this argument in response to any contention that the complaint is untimely under the ASI Election Policy, which states:

"Election complaints must be submitted within twenty-four (24) hours of the infraction. All formal complaints filed after twenty-four (24) hours of the infraction will not be considered unless the severity of the violation warrants consideration."

While Defendants may argue that certain infractions occurred outside the 24-hour reporting window, this claim fails for two reasons:

1. **The violation is ongoing and continuous, as all improper endorsements, campaign materials, and misleading representations remain publicly accessible and continue to influence the election.**
2. **The severity of the violation warrants consideration under the exception outlined in the policy.**

For these reasons, the complaint must be heard and adjudicated.

II. ONGOING VIOLATION AND CONTINUOUS HARM

ASI Election Policy does not define an "infraction" as a single momentary action; rather, it encompasses any conduct that materially impacts the integrity and fairness of the election process. Here, the violation is ongoing because:

1. **Unlawful Endorsements Remain Public:** The ASI President's improper endorsement of Defendants is still publicly visible on social media and continues to provide an unfair electoral advantage. Every passing day in which this endorsement remains unaddressed perpetuates an ongoing breach of neutrality.
2. **Improper Use of ASI Facilities in Campaign Materials Continues to Influence Voters:** The campaign's promotional content featuring ASI-owned spaces (Titan Shops, the SRC, and Intramurals) remains accessible and continues to mislead voters into believing ASI supports or affiliates with Defendants' campaign.
3. **University-Affiliated Endorsements (SWANA) Continue to Provide an Unfair Advantage:** SWANA's engagement with only one campaign is still visible, actively influencing voter perceptions and violating election neutrality policies.
4. **Deceptive Campaign Messaging is Still Being Disseminated:** The misleading use of university-related branding and the absence of disclaimers continue to create a false perception of institutional support, unfairly shaping voter opinions.

Since the harm caused by these violations has not ceased, the "infraction" is still occurring. Consequently, the 24-hour deadline has not expired because the offense remains active and continues to impact the election.

III. SEVERITY WARRANTS CONSIDERATION UNDER POLICY EXCEPTION

Even if the court were to consider the violation as occurring outside the 24-hour period, the policy explicitly allows for exceptions when *"the severity of the violation warrants consideration."* In this case, the severity is evident because:

1. **Multiple High-Level (Class B and Potential Class A) Violations Have Been Committed:** The violations at issue include abuse of authority, misuse of university resources, and election fraud through deceptive campaign practices. Each of these

infractions, on its own, is classified as at least a **Class B violation (2 strikes)**—and some could escalate to **Class A violations (disqualification).**

2. **The Violations Directly Compromise the Integrity of the Election:** By allowing these infractions to stand without consideration, ASI would be setting a dangerous precedent that undermines the legitimacy of the electoral process. If violations of this magnitude are ignored due to a technicality, future elections will be vulnerable to similar abuses.
3. **Voter Perception Has Been Manipulated:** The ongoing presence of misleading materials means that every day these violations persist, voters continue to be misled by false endorsements, improper use of university spaces, and biased institutional affiliations. Ignoring this complaint would allow election results to be influenced by misinformation.
4. **Failure to Address This Issue Will Render the Election Fundamentally Unfair:** The ASI Election Policy is designed to ensure a fair and neutral election. Dismissing this complaint on procedural grounds, when the violations are still actively occurring, would reward misconduct and contradict the policy's purpose.

IV. CONCLUSION

Given that the violations at issue are ongoing and continue to have a real and tangible impact on the election, the 24-hour deadline should not bar this complaint. Additionally, even if the complaint were deemed outside the window, the severity of the infractions unquestionably warrants consideration under the policy's exception.

For these reasons, the complaint must be fully investigated, and appropriate remedies, including disqualification of the offending campaign, must be applied to uphold the integrity of ASI elections.

V. PRAYER FOR RELIEF

WHEREFORE, Plaintiff prays for judgment against Defendants as follows:

1. **A judicial declaration that Defendants violated ASI Election Policies and engaged in unlawful campaign practices.**
2. **An injunction preventing further violations and requiring Defendants to publicly rescind any endorsements and campaign materials that breach ASI Election Policy.**
3. **An order disqualifying Defendant's campaign due to exceeding the 3-strike threshold for disqualification.**
4. **Any other relief this Court deems just and proper.**

ARGUMENT IN SUPPORT OF CANDIDATE'S RIGHT TO FILE A LEGITIMATE COMPLAINT

I. INTRODUCTION

Plaintiff Jades Rodriguez, a candidate in the ASI elections, submits this argument in response to any potential claims that this complaint is malicious, frivolous, misleading, or filed in bad faith under the ASI Election Policy. The policy states:

> *"Filing malicious, frivolous, misleading, or bad faith charges or complaints against any candidate, candidate team, proponent, or opponent in the Elections Judicial Council. If an individual engages a third party to file such charges, both individuals shall be held responsible."*

While this provision is intended to prevent unsubstantiated attacks, it does not prohibit candidates from filing legitimate complaints when clear violations of ASI election policies have occurred. To bar candidates from filing complaints simply because they are in the election would effectively nullify the accountability mechanisms of the ASI election process, allowing rule-breaking to go unchecked.

II. THE COMPLAINT IS BASED ON FACTS, NOT MALICIOUS INTENT

A malicious or frivolous complaint is one that lacks merit, is intended solely to harass or undermine an opponent, or contains misleading information. In contrast, the complaint filed here is factually supported by evidence and clearly aligned with ASI election policy. Specifically:

- The endorsement by ASI President Joe Morales is an objective violation of ASI Election Policy Section 8, which states that ASI offices must remain neutral.
- The use of ASI-owned facilities in campaign materials is an objective violation of Section 10, which prohibits the misuse of ASI resources.
- The unauthorized endorsement by a university-affiliated program (SWANA) is an objective violation of ASI's neutrality rule under Section 8.
- The misleading use of ASI branding and corporate logos without disclaimers is an objective violation of Section 10, which prohibits deceptive campaign practices.

These are not subjective accusations—they are clear violations of the ASI Election Policy and are supported by concrete evidence (i.e., social media posts, campaign materials, and documented endorsements).

III. CANDIDATES MUST BE ABLE TO REPORT VIOLATIONS FOR ELECTION INTEGRITY

Elections are governed by rules to ensure fairness and legitimacy. If only non-candidates were allowed to file complaints, there would be no meaningful way to enforce election policies, since non-candidates are often unaware of violations or lack motivation to report them. This would create a dangerous precedent where candidates could:

- Engage in prohibited electioneering, knowing their opponents could not report them.
- Receive endorsements from ASI officials and university-affiliated organizations without consequences.

- Violate campaign policies without accountability.

The ASI Election Policy does not prohibit candidates from filing complaints—it only prevents abusive filings. Denying a candidate's right to report violations would contradict the purpose of the complaint and enforcement process outlined in Section 11, which states:

> *"Election complaints must be submitted within twenty-four (24) hours of the infraction. All formal complaints filed after twenty-four (24) hours of the infraction will not be considered unless the severity of the violation warrants consideration."*

The existence of a formal complaints process confirms that candidates are allowed to report infractions. If the ASI intended to prohibit candidates from filing complaints, the policy would explicitly state so, which it does not.

IV. PREVENTING THIS COMPLAINT FROM BEING HEARD WOULD VIOLATE ASI'S DUTY TO MAINTAIN A FAIR ELECTION

The ASI Election Policy states that neutrality must be maintained and that violations will be penalized through an enforcement process. If this complaint is dismissed solely because the Plaintiff is a candidate, it would:

1. Render the complaint system ineffective, as those most aware of rule-breaking (other candidates) would be barred from reporting misconduct.
2. Reward election violations by allowing one campaign to break rules while others remain bound by them.
3. Compromise the legitimacy of the election, as ASI itself would be failing in its duty to enforce its own rules.

There is no clause in ASI Election Policy that states that a candidate cannot file a complaint. The only restriction is against false or malicious complaints, which this is not.

V. CONCLUSION

For these reasons, this complaint is valid and must be heard. It is based on clear violations of ASI election policies, supported by objective evidence, and filed in good faith to ensure a fair electoral process. Dismissing it on the grounds that the complainant is a candidate would set a dangerous precedent where election rules become unenforceable, allowing misconduct to continue unchecked.

Accordingly, Plaintiff respectfully requests that:

1. The complaint will be fully investigated in accordance with ASI Election Policy Section 11.
2. The Elections Judicial Council issued a ruling based on the merits of the evidence, rather than on the identity of the complainant.

3. ASI reaffirms its commitment to a fair and impartial election process, ensuring that violations of neutrality and election rules are addressed regardless of who reports them.

Respectfully submitted,

JADES RODRIGUEZ & JOEL GARIBAY
Plaintiff

ASI Election Complaint Form 2024-2025

COMPLETE #4

Please use this form to file a complaint related to the ASI Student Body Election. The form requires your name, email address, and phone number as the requester. Including your contact information is required in order for the complaint to be considered. In addition, you or a representative must appear at the Elections Judicial Council in order to present your complaint and have it be considered. If you or a representative is not present, your complaint filing will be dismissed.

Elections Judicial Council meetings are being held in person on Fridays at 9:30am in the ASI Board Room in the Titan Student Union.
These meetings will allow the complainant/submitter to present their complaint and the accused candidate(s) to provide a response.

The ASI Elections Complaint Form will be deactivated as of 9pm on Wednesday, March 12th per the ASI Policy Concerning ASI Elections.

CREATED

PUBLIC
Mar 5th 2025, 5:24:52 pm

IP ADDRESS

[redacted]

*** Complainant Name (the person filling out this form)**

tyler gibbs

*** Complainant Email**

[redacted]

*** Complainant Phone Number**

[redacted]

*** This complaint is against:**

A Board of Directors Candidate

*** Complaint Description--Please include a detailed summary of your complaint including: Who you believe committed the violation, what act(s) you believe were committed that were in violation, where you believe the act(s) were committed, when you believe the act(s) were committed, and why you believe this is a violation. Please include specific names, dates, times, locations, etc. It is also recommended that you indicate the area(s) of the ASI Bylaws that have been violated.**

My complaint is against Eziquel Sanchez. I was unaware that this qualified as a complaint but roughly a week ago I came across this instagram advertisement for his campaign which showed up on my personal Instagram account and my friends. These types of advertisements are paid and targeted and are in violation of the rule: "no purchasing of campaign advertising". I wanted clarification on this infraction especially as these advertisements can run for long periods of time depending on how much the person is paying for them to be up. This gives an unfair advantage and harms the integrity of the election especially as it is targeted to certain users and other campaigns are doing unpaid advertising that is more limited in accordance to the rules.

*** Date that the Violation Occurred:**

2025-02-23

* Please attach any documents and/or photos relevant and/or supporting of your complaint. Combine multiple documents and/or photos into one file prior to upload.

[redacted]

ASI Election Complaint Form 2024-2025

COMPLETE #5

Please use this form to file a complaint related to the ASI Student Body Election. The form requires your name, email address, and phone number as the requester. Including your contact information is required in order for the complaint to be considered. In addition, you or a representative must appear at the Elections Judicial Council in order to present your complaint and have it be considered. If you or a representative is not present, your complaint filing will be dismissed.

Elections Judicial Council meetings are being held in person on Fridays at 9:30am in the ASI Board Room in the Titan Student Union.
These meetings will allow the complainant/submitter to present their complaint and the accused candidate(s) to provide a response.

The ASI Elections Complaint Form will be deactivated as of 9pm on Wednesday, March 12th per the ASI Policy Concerning ASI Elections.

CREATED

PUBLIC
Mar 11th 2025, 3:52:25 am

IP ADDRESS

[redacted]

*** Complainant Name (the person filling out this form)**

Ezequiel Sanchez

*** Complainant Email**

[redacted]

*** Complainant Phone Number**

[redacted]

*** This complaint is against:**

A Board of Directors Candidate

*** Complaint Description--Please include a detailed summary of your complaint including: Who you believe committed the violation, what act(s) you believe were committed that were in violation, where you believe the act(s) were committed, when you believe the act(s) were committed, and why you believe this is a violation. Please include specific names, dates, times, locations, etc. It is also recommended that you indicate the area(s) of the ASI Bylaws that have been violated.**

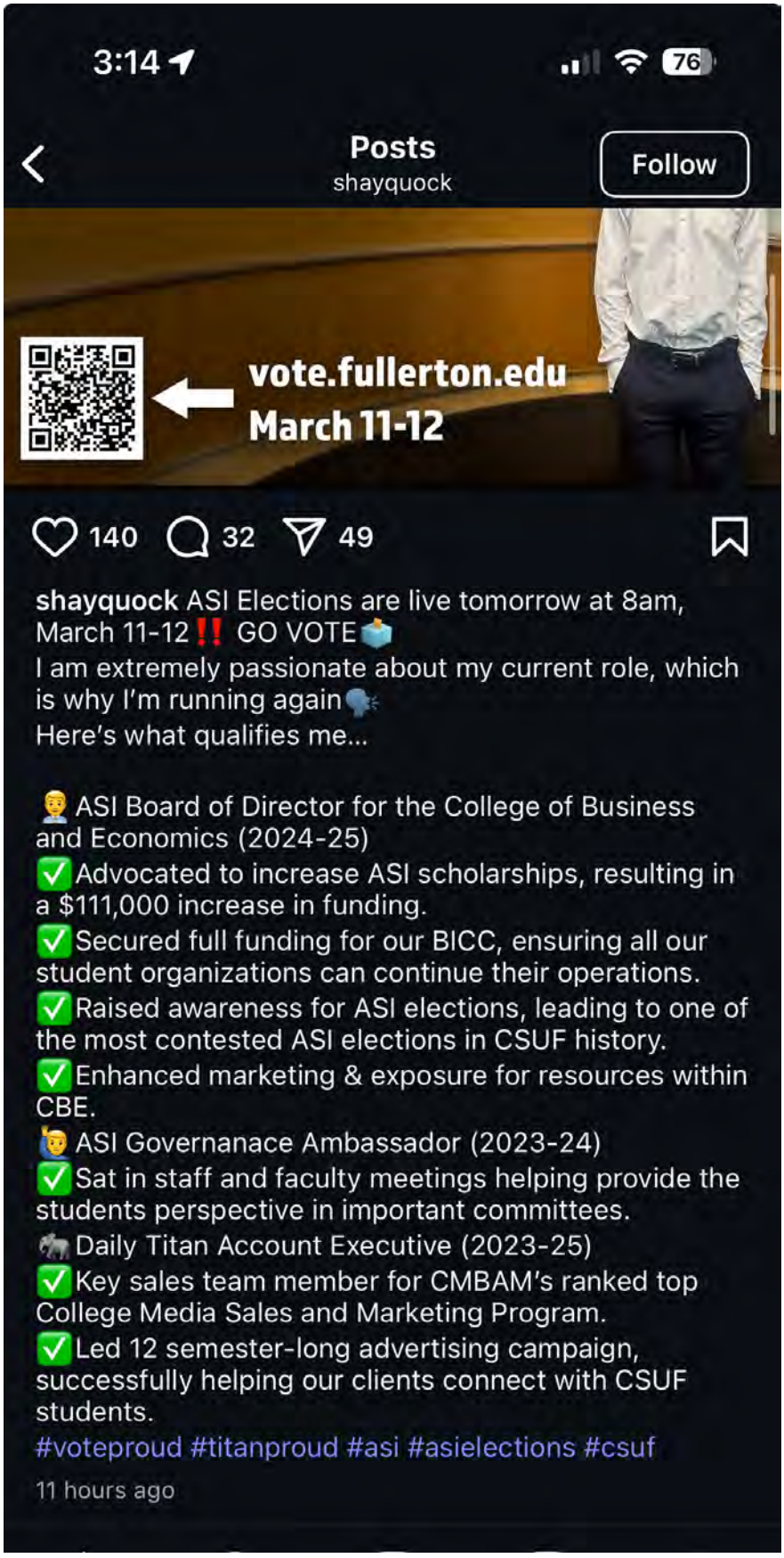
This complaint is against Board of Directors Candidate Shay Quock. This compliant pertains to a instagram post made by Shay on his personal instagram on March 10th, 2025 around 9:50AM. The post is a campaign flyer type post in which he lists qualifications that make him a good candidate in the caption under the post. Some of the statements seem misleading particularly the one about increasing ASI scholarship funding by $111,000. The statement was phrased in a way which could mislead votes into believing that Shay was solely responsible for that increase in funding rather than the Board collectively. ASI Scholarships are also a ASI administered resource that seems to have been used in this instance for campaign purposes. This may be a Class B Violation because it spreads deceptive or misleading information and has a high probability of affecting the outcome of the election. Another possible Class B violation is the mention of being the Daliy Titan Account Executive which could be seen a possible endorsement attempt.

*** Date that the Violation Occurred:**

2025-03-10

* Please attach any documents and/or photos relevant and/or supporting of your complaint. Combine multiple documents and/or photos into one file prior to upload.

[redacted]



ASI Election Complaint Form 2024-2025

COMPLETE #6

Please use this form to file a complaint related to the ASI Student Body Election. The form requires your name, email address, and phone number as the requester. Including your contact information is required in order for the complaint to be considered. In addition, you or a representative must appear at the Elections Judicial Council in order to present your complaint and have it be considered. If you or a representative is not present, your complaint filing will be dismissed.

Elections Judicial Council meetings are being held in person on Fridays at 9:30am in the ASI Board Room in the Titan Student Union.
These meetings will allow the complainant/submitter to present their complaint and the accused candidate(s) to provide a response.

The ASI Elections Complaint Form will be deactivated as of 9pm on Wednesday, March 12th per the ASI Policy Concerning ASI Elections.

CREATED

PUBLIC
Mar 11th 2025, 8:57:16 am

IP ADDRESS

[redacted]

*** Complainant Name (the person filling out this form)**

Amy Parker

*** Complainant Email**

[redacted]

*** Complainant Phone Number**

[redacted]

*** This complaint is against:**

A President and/or Vice President Candidate

* Complaint Description--Please include a detailed summary of your complaint including: Who you believe committed the violation, what act(s) you believe were committed that were in violation, where you believe the act(s) were committed, when you believe the act(s) were committed, and why you believe this is a violation. Please include specific names, dates, times, locations, etc. It is also recommended that you indicate the area(s) of the ASI Bylaws that have been violated.

The SWANA Inter-Club Council has regularly campaigned on behalf of Haneefa, and by extension her entire slate. This has included, and has been primarily centered around, Instagram (@swanacsuf) campaigning. I believe this is with the consent of the Haneefa/Juan slate, which brings the violation upon them.

These violations happened multiple times over the campaigning period. I only have a copy of evidence from March 3, but I can attest that it has happened multiple times. EJC/BOD can call in SWANA's social media team and require a positive or negative affidavit for confirmation of this information.

This constitutes the following violations:
1. Using Cal State Fullerton or ASI authority, facilities, funds, or resources that are not open to all students for campaign purposes. SWANA ICC's logo uses the official University brand depiction of Tuffy, albeit with slight alterations, to demonstrate their official status and legitimacy. By campaigning while using such logo (as it displays on Instagram alongside their endorsement), and due to the heavy restrictions the University places on who can use University logos, SWANA used CSUF resources not available to all students for campaign purposes. I believe this constitutes a Class A violation because of SWANA's size (8 student organizations and a sizable following of its own) and the number of votes it would have influenced; further, as EJC determined that Joel's violation was Class A, and this violation has a similar if not greater impact (small meeting of an ICC vs. large Instagram following), this should also be a Class A violation. Note that I believe this should fall under the general category, and not the Class B intellectual property violation category.
2. If Haneefa requested the endorsement and campaign advertising from SWANA, this is "... soliciting unpaid campaign advertising in ... ASI affiliated publication", a Class B violation. As an ICC, SWANA is naturally an ASI affiliated publication due to being (as far as I can tell) an ICC, and thus is an ASI funding council.

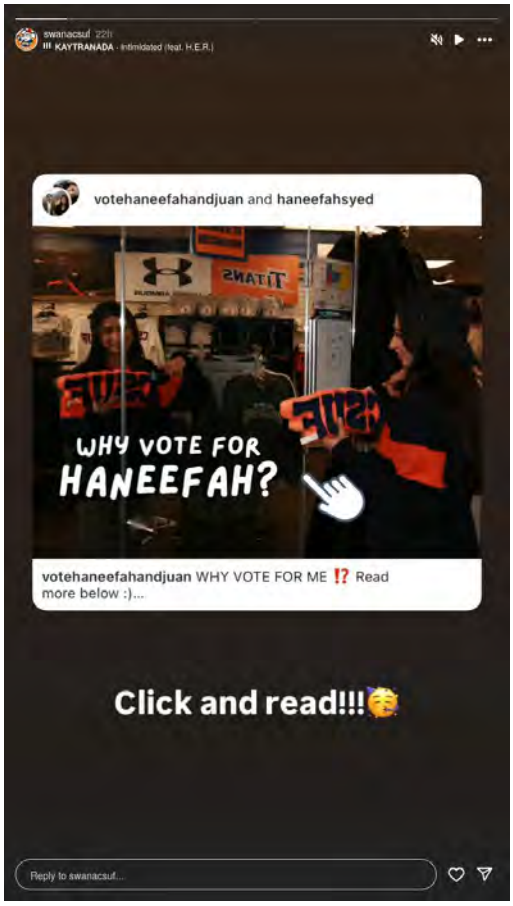
I would also like to note that ICCs have been commonly informed that they cannot endorse candidates. While I don't have direct evidence of such statements being made to ICCs, the Black Student Union communicated to a candidate team that they could not endorse them due to a prohibition on ICC endorsements.

* Date that the Violation Occurred:

2025-03-03

* Please attach any documents and/or photos relevant and/or supporting of your complaint. Combine multiple documents and/or photos into one file prior to upload.

[redacted]



Outlook

Amended Elections Complaint

From Parker, Amy <amyipdev@csu.fullerton.edu>
Date Tue 3/11/2025 11:15 AM
To ASI Elections <aselections@fullerton.edu>
Cc Hesgard, Rebecca <rmhesgard2@FULLERTON.EDU>

2 attachments (2 MB)
1000012378.jpg; 1000012377.jpg;

Hello,

I would like to amend my elections complaint against Haneefa and Juan with the following.

1. The offense (which occurred multiple times) has occurred again today. See attachments of screenshots from @swanacsuf on Instagram. This both eliminates the 24 hour override issue and updates the most recent occurrence to today.

2. Given that the promotion done by SWANA is for the entire slate (both implicitly and directly as per the screenshots today), EJC should evaluate the complaint as both regarding the Haneefa ticket and as regarding all candidates on the slate, for all offenses originally alleged.

3. As there are two documented cases now, EJC should determine for the Class B violation (as well as the Class A, if downgraded) whether the separate occurrences each constitute their own violations.

Thank you.

Amy Parker
she/her/hers


11:10
52%
swanacsuf 26m
VOTE HANEEFAH FOR ASI PRESIDENT
TODAY!
PRESIDENTIAL CANDIDATE
HANEEFAH SYED
@VOTETITANPROUD - HANEEFAH AND JUAN
@votehaneefahandjuan and haneefahsyed
Message


11:10
52%
swanacsuf 27m
Voting is live today!
Voter Guide
PRESIDENT: HANEEFAH SYED
VICE PRESIDENT: JUAN SALGUERO
HSS: JOE MORALES
BUSINESS: SHAY QUOCK
NSM: LIAM RYALS
EDUCATION: MAHAK AHMAD
HHD: LUISA CAMARILLO
ECS: SIDDHARTH VASU
COMM: LUCA ROMERO
ARTS: JOSHUA LOPEZ
POLLS OPEN: MARCH 11 &12
TITAN PROUD
HANEEFAH AND JUAN
WEBSITE TO VOTE IS : VOTE.FULLERTON.EDU
@votehaneefahandjuan
VOTE HANEEFAH!
Message

ASI Election Request for Information 2024-2025

COMPLETE #10

Please use this form to file a request for information related to the ASI Student Body Election. The form requires your name, email address, and phone number as the requester. Including your contact information is required in order for the request to be reviewed and answered.

Some inquiries may be able to be answered without consideration by the Elections Judicial Council while others will not. If an inquiry needs to be considered by the Elections Judicial Council, it may delay response.

CREATED

PUBLIC
Mar 7th 2025, 12:50:21 pm

IP ADDRESS

[redacted]

*** Requester Name (the person filling out this form)**

[redacted]

*** Requester Email**

[redacted]

*** Requester Phone Number**

[redacted]

*** Request for Information--Please include a detailed summary of your request including: The general description and specific application of what you would like to do, the ASI Bylaws clause you want clarification on and in what way, and any other pertinent information to your request.**

Please explain the process more in depth if a candidate is found guilty of a violation (A,B,C) will their name appear on the ballot still, do they become a write in candidate or will the violation show up next to their name when students go to vote.

Please attach any documents and/or photos relevant and/or descriptive of your request. Combine multiple documents and/or photos into one file prior to upload.

Outlook

Re: Request for Information #10 - Response

From Hesgard, Rebecca <rmhesgard2@FULLERTON.EDU>

Date Mon 3/10/2025 4:00 PM

Cc ASI Elections <aselections@fullerton.edu>; ASI Vice President <asvicepresident@fullerton.edu>; ASI Board HSS <asboard-hss@fullerton.edu>; Collins, Susan <sucollins@fullerton.edu>; Perret-Martinez, Erika <eriperret-martinez@FULLERTON.EDU>; Vasquez, Philip <philipvasquez@FULLERTON.EDU>

Bcc [redacted]

Good afternoon,

As an update to the information provided, please note we have received an appeal regarding a candidate team who received a finding of Class A (Automatic Disqualification) Violation at last week's Election Judicial Council meeting.

To ensure the voting period is not delayed, the candidate team will be listed on the ballot. The results of the election will not be tabulated or announced until all pending complaints and appeals have been heard. For awareness, complaints and appeals may be submitted up until 1 hour following the voting period. This deadline will be Wednesday, March 12 at 9pm PST.

Complaints and appeals will be heard at either the next Elections Judicial Council (Friday, March 14 at 9:30am) or the next ASI Board of Directors meeting (Tuesday, March 18 at 1:15pm) in accordance with the ASI Elections policy. This means the results of the election will not be announced until after the next ASI Board of Directors meeting and the results are certified, again, in accordance with our policy.

All the best,
Rebecca

Rebecca Hesgard, M.A. | *Pronouns: she, her, hers*
Director of Student Government
Associated Students, Inc.
California State University, Fullerton

P: (657) 278-7201 | **O:** TSU-208

From: Hesgard, Rebecca
Sent: Sunday, March 9, 2025 10:05 PM
Cc: ASI Elections <aselections@fullerton.edu>; Hesgard, Rebecca <rmhesgard2@FULLERTON.EDU>; ASI Vice President <asvicepresident@fullerton.edu>; ASI Board - HSS <asboard-hss@fullerton.edu>; Collins, Susan <sucollins@fullerton.edu>; Perret-Martinez, Erika <eriperret-martinez@FULLERTON.EDU>; Vasquez, Philip <philipvasquez@FULLERTON.EDU>
Subject: Request for Information #10 - Response

Good afternoon,

The ASI Elections team has received a RFI submission. The request was reviewed by the ASI Elections Director and myself. It was deemed appropriate to respond to via email. All candidates may review the RFI language that was submitted, below, as well as the response on behalf of the ASI Elections Director and myself.

> **RFI #10:** Please explain the process more in depth if a candidate is found guilty of a violation (A,B,C) will their name appear on the ballot still, do they become a write in candidate or will the violation show up next to their name when students go to vote.
>
> **Response to RFI #10:** Penalties regarding the ballot for candidates accruing strikes varies depending on the Class of the violation. Class C and B violations result in (1) and (2) strikes, respectively, against the candidate or candidate team and the official ballot shall reflect the specific violation and circumstance (ASI Policy Concerning ASI Elections, page 8-9). Class A violations carry (3) strikes and result in automatic disqualification (page 8). Candidate or candidate teams who have accrued (3) strikes of any combination are penalized with removal from the ballot (page 10).
>
> Please note, complaints may be reviewed for appeal by the ASI Board of Directors (page 10). If an appeal is received for a disqualified candidate or candidate team prior to the voting period but before the ASI Board of Directors can hear the appeal, their name(s) will be included on the ballot due to the pending nature of the appeal. All pending complaints and appeals will be heard prior to the certification or announcement of voting results. Complaints or appeals may be submitted until 1 hour after the polls close, which is Wednesday, March 12 at 9pm PST.

All the best,
Rebecca

Rebecca Hesgard, M.A. | *Pronouns: she, her, hers*
Director of Student Government
Associated Students, Inc.
California State University, Fullerton

P: (657) 278-7201 | **O:** TSU-208

ASI Election Request for Information 2024-2025

COMPLETE #11

Please use this form to file a request for information related to the ASI Student Body Election. The form requires your name, email address, and phone number as the requester. Including your contact information is required in order for the request to be reviewed and answered.

Some inquiries may be able to be answered without consideration by the Elections Judicial Council while others will not. If an inquiry needs to be considered by the Elections Judicial Council, it may delay response.

CREATED

PUBLIC
Mar 11th 2025, 11:36:52 am

IP ADDRESS

[redacted]

*** Requester Name (the person filling out this form)**

[redacted]

*** Requester Email**

[redacted]

*** Requester Phone Number**

[redacted]

*** Request for Information--Please include a detailed summary of your request including: The general description and specific application of what you would like to do, the ASI Bylaws clause you want clarification on and in what way, and any other pertinent information to your request.**

Hi! I was wondering if there is still a way to enter the elections? [redacted]
I was interested in running for the Campus Relations Office position for the next year. I wanted to see if I am still able to do so as the elections have already started. Thanks!

Please attach any documents and/or photos relevant and/or descriptive of your request. Combine multiple documents and/or photos into one file prior to upload.

ASI Election Request for Information 2024-2025

COMPLETE #12

Please use this form to file a request for information related to the ASI Student Body Election. The form requires your name, email address, and phone number as the requester. Including your contact information is required in order for the request to be reviewed and answered.

Some inquiries may be able to be answered without consideration by the Elections Judicial Council while others will not. If an inquiry needs to be considered by the Elections Judicial Council, it may delay response.

CREATED

PUBLIC
Mar 11th 2025, 8:17:52 pm

IP ADDRESS

[redacted]

*** Requester Name (the person filling out this form)**

[redacted]

*** Requester Email**

[redacted]

*** Requester Phone Number**

[redacted]

*** Request for Information--Please include a detailed summary of your request including: The general description and specific application of what you would like to do, the ASI Bylaws clause you want clarification on and in what way, and any other pertinent information to your request.**

Is it permitted for professors to share a candidate's flyer on their Canvas course page? Also, is promoting one's campaign on Instagram and Discord allowed?

Please attach any documents and/or photos relevant and/or descriptive of your request. Combine multiple documents and/or photos into one file prior to upload.

Outlook

Request for Information #10 thru 11 - Response

From Hesgard, Rebecca <rmhesgard2@FULLERTON.EDU>

Date Wed 3/12/2025 4:18 PM

Cc ASI Elections <aselections@fullerton.edu>; ASI Vice President <asvicepresident@fullerton.edu>; ASI Board HSS <asboard-hss@fullerton.edu>; Collins, Susan <sucollins@fullerton.edu>; Perret-Martinez, Erika <eriperret-martinez@FULLERTON.EDU>; Vasquez, Philip <philipvasquez@FULLERTON.EDU>

Bcc [redacted]

Good afternoon,

The ASI Elections team has received a RFI submission. The request was reviewed by the ASI Elections Director and myself. It was deemed appropriate to respond to via email. All candidates may review the RFI language that was submitted, below, as well as the response on behalf of the ASI Elections Director and myself.

> **RFI #11:** Hi! I was wondering if there is still a way to enter the elections? I was interested in running for the Campus Relations Office position for the next year. I wanted to see if I am still able to do so as the elections have already started. Thanks!
>
> **Response to RFI #11:** At this time, the ballot and voting is underway. Therefore, the candidacy and write-in candidacy applications are both closed. However, the applications for Executive Officer roles, such as the Chief Campus Relations Officer, is expected to be posted to the ASI website and social media by the end of this week, with a priority deadline of March 31 at 11:59pm. Additional applications for other appointed roles will become available throughout March and April. More info will be shared on ASI social media and our website.
>
> ***
>
> **RFI #12:** Is it permitted for professors to share a candidate's flyer on their Canvas course page? Also, is promoting one's campaign on Instagram and Discord allowed?
>
> **Response to RFI #12:** Please see the information from the ASI Elections policy that clarifies what is and is not considered "spam" communication, which constitutes a Class B (Major) Violation.
>
> An example of a Class B Violation includes, "Using any means of unsolicited electronic communication "spam" to campaign (electronic mail, phone, message, text, social media). The following are not "Spam":
>
> - o The recipient-initiated contact regarding campaign matters through the same communication medium with the author,
> - o The recipient gave their contact information for the same communication medium to the author's campaign,

o The communication is sent through a social network and the recipient has the author as a connection/friend/etc. on the same social network, or
o The communication is sent through a listserv/group message mechanism run by some organization and the author has permission from the leadership of that organization or is a member in good standing of that organization and the communication clearly indicates the group/listserv through which it is sent. These criteria shall not be valid for group messages sent to an entire class, academic program, or other groups/listservs which students are required to be or automatically are members of."

Due to the last bullet point, it would not be recommended that campaign materials are shared in academic virtual spaces, such as Canvas, since all members of the course are required to be part of the course page. It is also recommended that faculty are supportive of all students within the elections process.

For other social media sites that are voluntary to join/follow/engage with (Instagram, Discord, etc.), sharing campaign materials is not viewed as spam and would not be a violation.

***

All the best,
Rebecca

Rebecca Hesgard, M.A. | *Pronouns: she, her, hers*
Director of Student Government
Associated Students, Inc.
California State University, Fullerton

P: (657) 278-7201 | **O:** TSU-208