

# DIE Board Hearing Application

Please note that this information will all be public. While the UASU's practice is to redact email addresses and phone numbers from publicly posted DIE Board hearing applications, the information provided may be kept, used, and disclosed in keeping with the operations of the DIE Board, UASU Bylaws, and Alberta's Personal Information Protection Act.

If necessary, the Students' Union DIE Board Registrar may contact you to confirm that you are a student.

NOTE: Under the DIE Board Protocols, the DIE Board reserves the right to reject applications that it judges to be frivolous or vexatious.

**Name** Naima Warfa

**E-mail**

[REDACTED]

**Phone Number**

[REDACTED]

**This application is for a:**

DIE Board Hearing

## Reason for Application

Describe the specific violation of a bylaw or rule, your specific interpretation question, or the specific errors made by the DIE Board or the CRO. If you want the Board to issue some kind of order, explain what you think the Board should do. You may also attach additional written submissions or supporting documents at the end of this form.

### Reason

On Thursday March 7 the UASU released the final results of the executive and bog winners for the 2024 UASU election. This announcement comes as a violation of the Students' Council Legislation Bylaw 330 Section 8 wherein it states that the C.R.O shall "post final results within two (2) Business Days of all complaints and appeals being resolved." An appeal regarding the VPA candidates was still being processed when the final results were announced. From my understanding, the C.R.O cannot prematurely release final results amidst an appeal.

I have attached further reasoning for election misconduct and supporting documents at the end of this form.

## Proposed Respondent(s)

List the individual(s) alleged to have infringed a rule or who are otherwise adversely involved in interest to your application. If you are appealing a CRO Ruling, list the CRO and any candidates involved.

### Proposed Respondent

C.R.O  
Farah Elgaweesh

## Anticipated Witnesses

List other individuals involved in the case who can contribute to the Hearing, if any.

**Signature**



## Attach File

Although not required, you may attach additional written submissions or supporting documents for the Board to consider, including any relevant facts, a copy of any Students' Union legislation or rules relevant to your arguments, and your position on the matters in issue. These submissions will help the Board understand the nature of your complaint or request for interpretation. The Board may rule against you if you do not provide sufficient reasons for your application.

**Please submit as a single document.**

*If you're unsure of how to combine multiple separate documents, you can save all documents as a PDF and use [PDF Merge](#).*

**File upload**



DIE BOARD APPEAL.pdf

**Direct any questions to:**

DIE Board Registrar

[governance@su.ualberta.ca](mailto:governance@su.ualberta.ca)

SUB 6-24

On Thursday March 7 the UASU released the final results of the executive and bog winners for the 2024 UASU election. This announcement comes as a violation of the Students' Council Legislation Bylaw 330 Section 8 wherein it states that the C.R.O shall “post final results within two (2) Business Days of all complaints and appeals being resolved.” An appeal regarding the VPA candidates was still being processed when the final results were announced. From my understanding, the C.R.O cannot prematurely release final results amidst an appeal. Notably, these results were not listed as “unofficial” which caused great confusion amongst voters.

The removal of Farah’s candidacy despite her being listed on the ballot till the end of the voting period and no notice of her disqualification from the UASU’s end is questionable, thereby I request that this conduct be investigated by the DIE board.

I am genuinely concerned with the CRO’s competency considering the unreasonable and unfair actions he has taken towards Farah and her campaign. I, as a student, believe that the CRO has failed to provide adequate transparency which has inadvertently created an undemocratic election process. The handling of student votes thi defames the reputation of the UASU and University of Alberta in general. Thereby, I encourage that this further be looked into to ensure no further harm is caused by the C.R.O.

Based on these concerns, I ask that the board;

- A) Release the percentage of votes the VPA candidates received to the public.
- B) Investigate Farah’s disqualification.
- C) Review the C.R.O’s behavior and conduct throughout this election season towards the public and towards candidates, particularly Farah.

# BYLAW 330: BALLOTING AND COUNTING

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## 01. Mandate

1. This bylaw shall govern voting procedures, balloting and counting.

## 02. Right to Vote

1. Each Member shall be entitled to cast one (1) ballot, except the C.R.O., who shall be entitled to cast a ballot as outlined in Section 09(2).
2. All votes cast shall be by secret ballot.

## 03. Voting

1. Voting shall be conducted at times determined and advertised by the C.R.O.
2. The C.R.O. shall conduct balloting by any secure electronic means that provides precise and accurate results. For electronic ballots, see [Regulation 330.03 - Voting](#) for the procedure.

## 04. Ballots

1. For each ballot, the rank order of Candidates shall be decided randomly.
2. Ballots shall list all Candidates for each position, followed by "None of the Above."
3. Where a referendum or plebiscite question(s) is/are on the ballot, the ballot shall list "yes" followed by "no" for each referendum or plebiscite question.
4. Where a Voter's intention is clear, that Voter's ballot shall be counted.

## 05. Balloting and Counting - Executive, Board of Governors and Councilor Elections

1. Balloting shall be conducted by preferential voting. See [Regulation 330.05 - Elections Preferential Balloting](#) for the process.
2. Voters shall be entitled to mark as few as zero or as many as all Candidates for any position.
3. A section of a Voter's ballot shall be considered spoiled where that Voter has:
  - a. indicated the same number for more than one (1) Candidate;
  - b. not included the number one (1) next to any Candidate;
  - c. indicated more than one (1) number next to the same Candidate;
  - d. used non-consecutive numbers; or
  - e. left all Candidates in a race unranked.
4. The process in [Regulation 330.05 - Elections Preferential Balloting](#) shall continue for each position until all the Candidates are preferentially declared victorious.
5. Candidates shall be allocated seats as specified in [Regulation 110](#).

## 06. Balloting and Counting- Plebiscites and Referenda

1. The side that receives the greater number of votes shall be declared victorious.
2. Where both sides receive an equal number of votes, and the C.R.O. is a Member, then the C.R.O. shall cast a ballot.
3. Where both sides receive an equal number of votes, and the C.R.O. is not a Member, then the result shall be determined by a random or quasi-random method selected by the C.R.O.

## 07. Secure Handling of Ballots

1. The C.R.O. shall have secure access to the electronic ballots through the platform providing the

electronic ballot.

## **08. Requirements of the C.R.O**

1. The C.R.O. or at least one (1) D.R.O. shall
  - a. supervise the counting of ballots electronically, when necessary;
  - b. post final results within two (2) Business Days of all complaints and appeals being resolved;
  - c. notify the Speaker of the Students' Council and President of the Students' Union of the final results in writing;
  - d. for GFC Elections, notify the Vice President (Academic) of the Students' Union and the GFC Secretary of the final results in writing;
  - e. post unofficial results at any time, including during counting; and
  - f. store the ballots in a secure place for at least two (2) weeks after completing the last recount.
2. The C.R.O. shall prepare a paper ballot before the close of voting as if their capacity as C.R.O. did not restrict their voting privileges.
  - a. The C.R.O. shall place this ballot in a sealed and signed envelope and give it to the D.R.O. before any results from an election are available to the C.R.O.
  - b. The envelope shall only be opened if the C.R.O.'s vote is required to break a tie.
  - c. If required, a D.R.O. shall open the envelope and oversee the C.R.O. as they implement the tie-breaking mechanism as outlined in [Regulation 330.05 - Elections Preferential Balloting](#).
  - d. If this procedure is not followed, the C.R.O.'s ballot will be considered spoiled.

## **09. Audits**

1. The C.R.O. shall audit the results at any time with the support of the balloting provider.
2. The C.R.O. shall audit the results if evidence or reports of electoral tampering have occurred and thoroughly investigate any reported tampering.
3. The C.R.O. shall post the results of any audit within 24 hours of its completion.

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Revision #5

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