

Decision of DIE Board

Monday, February 19 5:00pm

Members present: Heather Smillie, Vince Tong, Julien McNulty, Julius Wanyonyi, Kara Deringer, Rebecca Cuthbertson

Appellant: Kevin Flesher

Respondent: Heather Clark, CRO

Appeal regarding the CRO's ruling that Mr. Flesher's nominations Package not be accepted and that he not be allowed to run on the 2001 SU Executive Election.

Particulars: Mr. Flesher submitted \$50 cash instead of the mandatory certified cheque or money order. He requested that DIE Board overturn the CRO's decision and that he be allowed to run in the election and submit the proper form of payment as early as possible.

DIE Board has determined that the appeal will not be heard and the decision of the CRO will stand. This is not an "interpretation" issue, and no valid reason was provided for failing to meet nomination requirements. The Bylaw is clear, and it should be enforced as it is written. Further, precedent has been set on this issue by DIE Board in the past. There are no grounds for hearing this appeal, nor for setting new precedent.

Supplemental information regarding the 24 hour deadline for DIE Board to sit: Mr. Flesher's appeal was received by DIE Board on Saturday afternoon. DIE Board was called to meet at 7pm on Sunday, February 18, which was the soonest that five members (quorum) could convene. Mr. Flesher was asked to attend (by e-mail). Unfortunately, due to unforeseen circumstances affecting one voting member, DIE Board was not able to make quorum on Sunday and had to reconvene on Monday. Mr. Flesher did not appear on Sunday and has not contacted DIE Board by e-mail as of yet. His presence was not requested on Monday as the meeting was essentially just needed to make quorum before submitting this decision.

The decision of the board was unanimous.