



University  
of Manitoba  
**STUDENTS'  
UNION**

# Election/Referendum Complaint Form

FOR OFFICE USE ONLY		
Date and Time Received:	Complaint #	Staff Initials
February 23, 3:00 pm	2020-003	

*All complaints must be submitted to the CRO, using this form, within 48 hours of the alleged breach.  
Contact the CRO at [cro@umsu.ca](mailto:cro@umsu.ca) or 204-391-2358. Submissions preferred via email.*

<b>Complainant name</b>	Karan Saxena
<b>Complaining email address</b>	saxenak@myumanitoba.ca
<b>Date and time of incident</b>	Sunday February 23, 2020, 2:05 pm
<b>Specific section(s) of the Election Rules that are alleged to have been breached</b>	<p>Nominations Package 6, B: The CRO may require Candidates, Slates and authorized representative(s) of Sides and Campaign Managers to attend any meetings deemed mandatory by the CRO.</p> <p>D. Failure to attend any mandatory meeting may result in penalties up to and including disqualification.</p> <p>E. Permission may be granted by the CRO to miss any mandatory meeting up to 24 hours in advance of the scheduled meeting time. The 24-hour notice period may be waived in the event of emergency situations as deemed appropriate by the CRO.</p> <p>With the exception of the All Candidates Meeting, Candidates, Slates and Sides may send one representative or Campaign Manager to attend a mandatory meeting on their behalf.</p>

<p><b>Specific Slate, Candidate or Referendum Side that is alleged to be in breach</b></p>	<p>Connect UMSU</p>
<p><b>Specific facts which, if proved, constitute a breach.</b></p> <p><b>(Continue on separate page as necessary.)</b></p>	<p>The Office of the CRO announced Friday February 21<sup>st</sup> that a meeting was to be held on February 23<sup>rd</sup> for all candidates, slates, and community representatives, ahead of time for the campaigning period. The meeting was intended for candidates et. Al to ask any final questions before campaigning began, and for the Office of the CRO to announce any final supplementary rules. The Office of the CRO stated that slates and representatives could send one member of their team to represent the slate.</p> <p>Connect UMSU, represented by Tino Hove, arrived an hour late to the meeting, with only 5 minutes left in the meeting. This is deemed as an absence, despite the team not stating previously that they would be absent or potentially late to the meeting.</p>
<p><b>Evidence of these facts.</b></p> <p><b>(Continue on separate page as necessary.)</b></p>	<p>On Friday February 21, at 8:25 pm the Office of the CRO sent the following email to all slates, individual candidates, and community representatives:</p> <p>Hello all,</p> <p>There will be a mandatory meeting on Sunday in the council chambers. This will be at 1 PM. At least one person from your team <b>MUST</b> be present, and this is especially enforced for executive candidates. This will be about campaigning, the 'do's and 'don't's, how to avoid complaints, how to focus on your own campaigns, how to avoid slander, etc. etc. We'll give folks their forum questions, go over the minimal supplementary rules we have, and so on. We want to avoid complaints, and the best way to do that is to avoid making errors.</p> <p><b><u>THIS IS MANDATORY.</u></b> As outlined in different by-laws, all meetings called by the CRO are mandatory and failure to attend might result in demerits or disqualification.</p> <p>Bring all the questions you have for me and Myles, and we'll review everything with you and figure things out as we go.</p>

	<p>Additionally, please limit the number of people who attend in terms of volunteers. Campaign managers and a couple of crucial members are okay.</p> <p>Let us know if you have any questions in this email thread. Please do not reply all.</p> <p>Best,</p>
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**OFFICE OF THE CHIEF RETURNING OFFICER**  
 University of Manitoba Students' Union

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## Ruling Form

<b>Ruling #</b>	2020-004
<b>Date and time ruling posted</b>	Monday February 24 2020 @ 10:15 am
<b>Deadline to appeal (48 hours from posting)</b>	Wednesday February 26 2020 @ 10:15 am
<b>Concerning Complaint #</b>	2020-005
<b>Summary of the allegation</b>	Connect UMSU no showed a mandatory meeting announced by the Office of the CRO, arriving an hour late at a period in which the meeting was all but over.
<b>Summary of the parties to the complaint</b>	Connect UMSU

<p><b>Does the CRO have jurisdiction?</b></p>	<p>Yes</p>
<p><b>Applicable Election Rules</b></p>	<p>Nominations Package 6, B: The CRO may require Candidates, Slates and authorized representative(s) of Sides and Campaign Managers to attend any meetings deemed mandatory by the CRO.</p> <p>D. Failure to attend any mandatory meeting may result in penalties up to and including disqualification.</p> <p>E. Permission may be granted by the CRO to miss any mandatory meeting up to 24 hours in advance of the scheduled meeting time. The 24-hour notice period may be waived in the event of emergency situations as deemed appropriate by the CRO.</p> <p>With the exception of the All Candidates Meeting, Candidates, Slates and Sides may send one representative or Campaign Manager to attend a mandatory meeting on their behalf.</p>

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<p><b>Finding of facts</b></p>	<ol style="list-style-type: none"> <li>1) The meeting was announced for 1:00 pm on Sunday February 23<sup>rd</sup>. The CRO knocked on Connect UMSU's election office door twice before the meeting began, and the meeting was delayed 20 minutes while waiting for Connect UMSU to arrive.</li> <li>2) Representatives for UMSU For You, Our UMSU, and individual candidates were in attendance at this time, and serve as eyewitness testimonials.</li> <li>3) Connect UMSU candidate Tino Hove arrived at the meeting at 2:01 pm. The meeting was adjourned at 2:10 pm.</li> <li>4) As the candidate missed all instruction from the CRO, the late arrival was deemed an absence.</li> <li>5) In conversation with the Office of the CRO, Tino Hove stated that the absence was a poor mistake, and made no excuses for his absence.</li> </ol>
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<p><b>Ruling on the alleged breach</b></p>	<p><b><u>Findings:</u></b></p> <ol style="list-style-type: none"> <li>1. As the slate was not represented during the mandatory meeting, and arrived at the tail end of the meeting, the late arrival is deemed an absence.</li> <li>2. As the violation was a first-time violation, and as the candidate still arrived at the tail-end of the meeting, the Office of the CRO deems that a certain degree of leniency be given.</li> </ol>
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<p><b>Penalty assigned</b></p>	<p><b>The Office of the CRO assigns:</b></p> <ol style="list-style-type: none"> <li>1. Sia Yamba (President – Connect UMSU): 15 demerits</li> <li>2. Cayden Thomson (Vice president student life – Connect UMSU): 15 demerits</li> <li>3. Masha Bak (Vice president community engagement – Connect UMSU): 15 demerits</li> <li>4. Aqdas Cheema (Vice president advocacy – Connect UMSU): 15 demerits</li> <li>5. Tino Hove (Vice president finance and operations – Connect UMSU): 15 demerits</li> </ol>
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