

1 IN THE STUDENT SUPREME COURT)
2)
3 Action No. _____)
4)
5 Ronald F. Bilbao)
6)
7 PLAINTIFF)
8)
9 VERSUS)
10)
11 Ryan Morgan)
12 Chair, Board of Elections)
13 DEFENDANT)

COMPLAINT

14 *****

15 I. Jurisdiction

16 The Student Supreme Court has jurisdiction over this matter according to Title VI
17 Section 403.I.(1).C “Right of the Defendant to Appeal. A defendant who is disqualified
18 shall have his/her right to appeal to the Student Supreme Court guaranteed.” The Student
19 Supreme Court has exclusive jurisdiction over disqualification appeals.

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21 II. Standing

22 Board of Elections (BOE) document 08-BE-031 disqualified Ron Bilbao as a
23 candidate for the office of Student Body President. As a disqualified candidate, Mr.
24 Bilbao’s right to appeal is secured by Title VI Section 403.I.(1).C.

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26 III. Necessary Defendants

27 According to Title III, Section 510.B.3 the Board of Elections and Ryan Morgan
28 in his capacity as Chair of the BOE is a necessary defendant.

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30 IV. Relief

31 1. Plaintiff alleges that the BOE convened a meeting on February 10, 2009 shortly
32 after the announcement of the election results.

33 2. This meeting was chaired by Mr. Morgan.

34 3. In this meeting Mr. Morgan initiated allegations of suspected election law
35 violations to Mr. Bilbao. Mr. Morgan stated that this evidence was relayed to him via e-
36 mail.

37 4. Mr. Morgan did not place the Vice-Chair of the BOE in charge of this
38 investigation in violation of Title VI, Section 403.D.(1).

39 5. Two days after this meeting, the BOE disqualified Mr. Bilbao by issuing
40 document 08-BE-031.

41 6. Plaintiff alleges that Mr. Bilbao’s due process was violated because the BOE
42 failed to “submit a written administrative decision to the defendant of the accusations
43 placed against him.” Title VI. Section 403.I.2.a.

44 7. Plaintiff alleges that Mr. Bilbao’s due process was violated because the BOE
45 failed to give “forty-eight (48) hours notice of such an action.” Title VI. Section
46 403.I.2.a.

47 V. Demand for Judgment.

48 Since the BOE failed to comply with Title VI Section 403, the plaintiff asks the
49 Student Supreme Court to vacate Punitive Decision 08-BE-031.

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51 Andrew S. Pham

52 Counsel for the Plaintiff

53 Ram Village 5503

54 apham@unc.edu

55 (704) 449-7418

56

57 Ronald F. Bilbao

58 Plaintiff

59 400 W Poplar Ave, Carrboro, NC 27510

60 ronbilbao@unc.edu

61 919.923.7288

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63 I do affirm that I have read in full the complaint and the allegations contained are true to
64 the best of my knowledge and belief.

65

66 Filed this the 20th day of February 2009, at 12:00 P.M.