Alleged Grievance: Mr. Yusuf Fattah filed a grievance against the presidential ticket Cunningham and Wilson on March 8, 2021 alleging that the campaign ticket had violated the rule prohibiting the use of University Logos or trademarks on campaign materials.

Potential statute(s) violated:

1. 706.2.3. Campaign materials shall not use University and Student Government logos or trademarks

Decision:

The Elections Rules Commission reviewed all submitted evidence and arguments. The submitted evidence showed the main building of the Sarasota-Manatee Campus in the background. The evidence submitted doesn't meet the burden of clear and convincing evidence as outlined in statute 706.6.14.1.

Therefore, with a vote of 0-4-1, the Presidential ticket Cunningham and Wilson was not assessed this minor violation.

Shemar Mckoy
Supervisor of Elections
Election Rules Commission
Alleged Grievance: Mr. Yusuf Fattah filed a grievance against the presidential ticket Cunningham and Wilson on March 8, 2021 alleging that the campaign ticket had violated the rule prohibiting the use of University Logos or trademarks on campaign materials.

Potential statute(s) violated:

1. 706.2.3. Campaign’s materials shall not use University and Student Government logos or trademarks.

Decision:

The Elections Rules Commission reviewed all submitted evidence and arguments. There was a banner with the USF logo in the center of an image posted as a story on the campaign’s Instagram page. Above the banner, the words, “VOTE Cunningham and Wilson for USF President & Vice President! March 8th-11th”, were present. The logo on the banner was clearly visible and was in close proximity to the aforementioned words.

Therefore, with a vote of 3-2-0 the presidential ticket Cunningham and Wilson was assessed one (1) minor violation for 706.2.3. Campaign’s materials shall not use University and Student Government logos or trademarks. This is a first violation, thus resulting in a warning.

Shemar Mckoy
Supervisor of Elections
Election Rules Commission
Alleged Grievance: Mr. Yusuf Fattah filed a grievance against the presidential ticket Cunningham and Wilson on March 8, 2021 alleging that the campaign ticket had violated the rule prohibiting the use of University Logos or trademarks on campaign materials.

Potential statute(s) violated:

1. 706.2.3. Campaign’s materials shall not use University and Student Government logos or trademarks.

Decision:

The Elections Rules Commission has reviewed all submitted evidence and arguments. There was a student endorsement posted on the campaign’s Instagram page in which the University seal is clearly present. The screenshot submitted as evidence was of a student, Whitney Clark, wearing an Ambassador jacket with the university seal located on the left side of the blazer.

Therefore, with a vote of 2-1-1, the presidential ticket Cunningham and Wilson was assessed one (1) minor violation for 706.2.3. Campaign’s materials shall not use University and Student Government logos or trademarks. This subsequent minor violation results in a $50 fine.
Alleged Grievance: Mr. Yusuf Fattah filed a grievance against the presidential ticket Cunningham and Wilson on March 8, 2021 alleging that the campaign ticket had violated the rule prohibiting the use of University Logos or trademarks on campaign materials.

Potential statute(s) violated:

706.2.3. Campaign’s materials shall not use University and Student Government logos or trademarks.

Decision:

The Elections Rules Commission has reviewed all evidence and arguments. In this grievance, a screenshot of a story post from the Presidential ticket Cunningham/Wilson Instagram was submitted. The evidence submitted doesn’t meet the burden of clear and convincing evidence as outlined in statute 706.6.14.1.

Therefore, with a vote of 0-5-1, the Presidential ticket Cunningham and Wilson was not assessed this minor violation.

Shemar Mckoy
Supervisor of Elections
Election Rules Commission
Alleged Grievance: Mr. Yusuf Fattah filed a grievance against the presidential ticket Cunningham and Wilson on March 8, 2021 alleging that the campaign ticket had violated the rule prohibiting the use of University Logos or trademarks on campaign materials.

Potential statute(s) violated:

706.2.3. Campaign’s materials shall not use University and Student Government logos or trademarks.

Decision:

The Elections Rules Commission has reviewed all submitted evidence and arguments. In this submission, a screenshot of a story post on the official campaigning account for the Cunningham and Wilson ticket was included. The evidence submitted doesn’t meet the burden of clear and convincing evidence as outlined in statute 706.6.14.1.

Therefore, with a vote of 0-4-1, the presidential ticket Cunningham and Wilson was not assessed this minor violation.

Shemar Mckoy
Supervisor of Elections
Election Rules Commission
Alleged Grievance: Mr. Yusuf Fattah filed a grievance against the presidential ticket Cunningham and Wilson on March 8, 2021 alleging that the campaign ticket had violated the election code of ethics.

Potential statute(s) violated:

1. 706.5.3.12: Any violation of the Election Code of Ethics.
2. 701.15: No candidate, ticket, or member of a campaign shall violate any university policy or applicable laws in the course of campaigning.

Decision: The Election Rules Commission reviewed the evidence and arguments. In the photos provided as evidence, there is clear indication that the Cunningham and Wilson Presidential ticket tabled on campus. Ms. Cunningham also confirmed that the picture submitted as evidence included her and Ms. Wilson.

Therefore, with a vote of 2-1-1, the presidential ticket Cunningham and Wilson was assessed one (1) minor violation for 706.5.3.12. Any violation of the Election Code of Ethics. This subsequent minor violation results in a fine of $50.
University of South Florida
Student Government
1st Consolidated Term

Election Rules Commission

Grievance Hearing Opinion
REQUESTED BY: MR. DEVON SHANK, MARCH 9, 2021
DECISION RENDERED: APRIL 5, 2021

Alleged Grievance: Mr. Devon Shank filed a grievance against the presidential ticket Cunningham and Wilson on March 8, 2021 alleging that the campaign ticket had violated the rule prohibiting the use of University Logos or trademarks on campaign materials.

Potential statute(s) violated:

1. 706.2.3. Campaign materials shall not use University and Student Government logos or trademarks

Decision: The Elections Rules Commission reviewed the evidence and arguments. The evidence submitted doesn’t meet the burden of clear and convincing evidence as outlined in statute 706.6.14.1.

Therefore, with a vote of 0-3-1, the Presidential ticket Cunningham and Wilson was not assessed this minor violation.

Shemar Mckoy
Supervisor of Elections
Election Rules Commission