



THE
JUDICIARY COMMITTEE
CALIFORNIA COLLEGE REPUBLICANS

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Rules and Convention Protocols)
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Practitioner Guide)
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Summary Overview

Unlike the rules set out for most committees, the Judiciary Committee has established a set of precise, explicit methods of adjudication; whereas many committees, such as Credentials, is empowered to hear cases at will and upon discretion, the Judiciary Committee acts as, at least within the realm of the convention, a procedural adjudicator. The Judiciary Committee will thus often not hear cases of fact, as these deal with ethical violations that have statutes requiring reasonable due process, which is commonly translated to the preparatory time of up to 30 days. Thus, the functions of the Judiciary Committee can often be difficult to discern during convention. Therefore, the Judiciary Committee has opted to publish this practitioner guide, which, unlike an extensive opinion, should provide some clarity to the over 900 pages of Judicial opinions, forms, parliamentary rules, and procedures, many of which can often muddy the process. For these purposes, this guide will be divided into 3 sections:

1. Appropriate grounds for the Judiciary to hear a case.
2. Procedures.
3. Authority and reasonable relief.



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4 Appropriate Grounds

5 Any case alleging an unethical activity against another member is subject to mandatory
6 timeframes and statutes. One of these, the requirement for formal hearings, requires
7 at least a 5 day's notice and is part of the defendant due process rights. Judiciary
8 Committee Charter, Art VII §10; *See also: California College Republicans v.*
9 *Steinwender*. Pursuant to our power appropriated to the Judiciary Committee during the
10 Board of Directors meeting in 2018, the Committee can, however, hear appeals from the
11 Credentials Committee or any other organization entity. Therefore, if you were to have
12 a complaint against an agency, such as for denying you delegates, it would be
13 appropriate to appeal to the Judiciary Committee. Thus, it would not be appropriate to
14 appeal to the Committee on grounds outside of this area of
15 jurisdiction, at least in the expectations the Committee will handle it during the
16 convention.

17 Note: Should you earn the defendant's consent in the case of an ethical allegation,
18 your issue may be resolved by a summary judgement pursuant to the Judiciary rules.

19 Note: The Judiciary Committee retains to consider your case based on standing,
20 grounds, consideration, and precedent.

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22 Rules and Guiding Procedures

23 If you believe the Credentials Committee has inadequately heard your case, you
24 may appeal to us. To do so, submit a petition to the Judiciary Committee using the
25 petition as indicated online at www.cacollegegop.com. The petition may be emailed or
26 delivered by hand into the Judiciary Committee Chair, Kimo Gandall, at the following
27 address: judiciary@cacollegegop.com.



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4 The Judiciary page, under 'Judiciary Docket', contains all necessary documents needed
5 to understand the procedures of the Committee. Please reference these if you have any
6 inquires.

7 The case, after received, will follow as such: first, the Justices will meet to
8 determine if they wish to pursue your case. Should it fall appropriately under our
9 standards as indicated in this guide, we will determine whether your case is a
10 question of law or fact. If fact, the Committee will alert you, the plaintiff, and
11 follow these steps for resolution:

- 12 1. Issuing of summons and or subpoena to the appropriate agencies or persons;
13 2. Preliminary Hearing;
14 3. Formal Hearing;
15 4. Deliberation;
16 5. Verdict;

17 If the Committee decides the case is a question of law, the Committee will
18 issue a summary judgement.

19 Please note: this procedure is only to be applied for appeals to the decisions
20 of CCR agencies, not for grievances against other members for ethical or other
21 violations. If you believe this has occurred, please submit a petition following
22 standard procedures, as indicated through the petition outlined in the Judiciary
23 charter.

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25 *** All further questions can be forwarded to: judiciary@cacollegegop.com.
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4 Authority and reasonable relief

5 The Committee will offer relief only in credentialing and agency related
6 benefits. Thus, if the in case you believe your chapter or another chapter had been
7 wronged in some manner, or the Credentials Committee ruled improperly, you may appeal
8 to the Judiciary Committee. As such, the Committee may offer relief in the form of
9 reversing the decisions of these agencies, and offering injunctive relief, such as a
10 requirement to credential your delegates, charter, or decharter your chapters.

11 The Committee will not, without proper notice as defined in the Judiciary
12 charter, remove a member of good standing, indict a member of ethical charges, or
13 provide relief for or against any individual member without a connection to the state
14 organization. Thus, please request relevant relief; for instance, an appropriate
15 request for relief may include a plea to reverse the Credential Committee's ruling
16 that a chapter missed a deadline. An inappropriate request for relief may include a
17 plea to indict the Chair of the Credentials Committee of corruption because you
18 believe he has been biased against your chapter. Even if such a claim is true, the
19 defendant must be offered his due process rights, which ultimately includes reasonable
20 notice.