



1 UNF Drive
Jacksonville, Florida 32224-2645
(904)620-2750 Fax (904)620-1005
Office of the Judiciary

Judicial Complaint

This form should be used when a student wants to file a written complaint to the Office of the Judiciary against an organization operating under Student Government, a Student Government Officer, any person seeking office within Student Government, or any legislative act enacted by Student Government. This form shall be delivered to the Attorney General. Refer to Title 505.1, 505.5

1. I, Kaitlin D. Ramirez, as an Activity and Service fee-paying student of the University of North Florida, do hereby file the following complaint against

An organization operating under Student Government - _____

A Student Government Officer - Attorney General Matthew S. Harris

A person seeking office within Student Government - _____

A legislative act enacted by Student Government - _____

2. I hereby request the Office of the Judiciary to conduct a hearing to determine if the above entity is in violation of the following: Chapters 301, 302, 307, and 1303.

3. Please describe the issue you are appealing. This section may be typed; be sure to include or attach all additional relevant information.

Please see attached

Signature of Petitioner: [Signature] Date: 11/17/14 N Number: [Redacted]

Address: [Redacted] City: [Redacted] State: FL Zip: [Redacted]

E-mail Address: [Redacted] Phone number: [Redacted]

Forms may be hand delivered, mailed, or faxed to:
Student Government
Attention: Attorney General
1 UNF Drive
Jacksonville, Florida 32224-2645
Phone: (904) 620-2753 Fax: (904) 620-1005
Building 58 East Room 3317

Timestamp:
NOV 17 AM 11:49



Student Senate President of the Legislative Branch

TO: Matthew Harris, Attorney General
FROM: Kaitlin D. Ramirez, Student Senate President
SUBJECT: Violation of Presidential Authority and Power of Appointment
DATE: November 17, 2014
CC: Daniel Powers, Chief Justice
Joseph C. Turner, Student Body President
Victoria Shore, Student Government Advisor
Student Senators
Dr. Mauricio Gonzalez, Vice President of Student Affairs

Attorney General Harris,

On October 8th, 2014, the Judicial Hearing of *State v. Ramirez*, you announced your creation of the position of Lieutenant Attorney General.

Only the Student Body President may create other Executive cabinet positions, per Chapter 301.1 § F:

Chapter 301: Composition of the Executive Branch

301.1 The Executive Branch shall be composed of:

F. Other Cabinet offices that the President deems necessary

Further, Chapter 302.1 and 302.2 outlines only the President and Vice-President have the authority to act, and President has the sole power of appointment:

Chapter 302: The Executive Branch

302.1 The Executive Branch derives its authority from the President and has no authorization, power or authority to act unless specifically granted by the President or Vice President.



302.2 The President has sole power of appointment within the Executive Branch and may dismiss at his/her discretion, any appointment at any time with the exception of Treasurer and Attorney General.

This appointment has not been confirmed by the Government Oversight Committee, per Chapter 1303:

Chapter 1303 Confirmations

1303.1 Confirmation Process

- A. The Government Oversight Committee shall have the opportunity to interview all Executive appointees before their confirmation hearings in the Senate.
- B. The Government Oversight Committee Chair shall issue on behalf of the committee before the Senate a recommendation of action for each appointee during their confirmation hearings.

According to Chapter 307.2 § B, **any appointed member to the Executive Branch requires confirmation by a majority vote of Senate**:

Chapter 307: Presidential Appointment and Dismissal Powers

307.2 Appointment to Executive Branch Positions

- B. Any individual appointed to an Executive Branch position shall require confirmation by a majority vote of the Senate.

Lastly, **this position was not advertised** per Chapter 307.1:

Chapter 307: Presidential Appointment and Dismissal Powers

307.1 Candidate Search

- A. No position requiring Senate confirmation may be filled until the position has been advertised.
- B. Advertisements must run, in a widely distributed media forum, at least once during the candidate search time period.



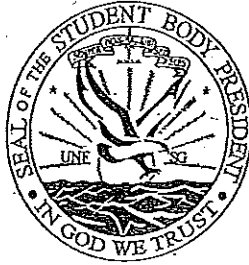
Only the Student Body President may create another Executive Branch position.

However, in your document concerning the appointment of the Lieutenant Attorney General, you state, "Insomuch as I have the authority and autonomy to organize the Office of the Attorney General as I see fit and may do so through the commissioning of qualified individuals willing to volunteer their time in service of the student body through the performance of administrative and assistive functions within my office, I hereby appoint Daniel Koker to the post of *Lieutenant Attorney General* effective immediately." You do not have the authority or autonomy to do create an Executive Branch position, therefore, I am filing a Judicial Complaint against you regarding this violation.

Transparency and accountability are paramount to serving the Student Body in a professional manner in keeping with the positions we hold. **This oversight demonstrates noncompliance and malfeasance.**

Kaitlin D. Ramirez

Student Senate President



OFFICE OF THE ATTORNEY GENERAL

Concerning the Appointment of a Lieutenant Attorney General:

By the power vested in my by the Office of the Student Body President through the Executive Privilege of Administrative Authority I hereby ordain and establish the volunteer position of *Lieutenant Attorney General* within my office.

Insomuch as I have the authority and autonomy to organize the Office of the Attorney General as I see best fit and may do so through the commissioning of qualified individuals willing to volunteer their time in service of the student body through the performance of administrative and assistive functions within my office, I hereby appoint Daniel Koker to the post of *Lieutenant Attorney General* effective immediately.

The Lieutenant General shall report directly to myself and shall exercise no independent, direct, or indirect authority within the Executive. He shall serve as assistant commander of the Office of the Attorney General and assist myself and the office in the completion of all tasks and obligations thereunder.

All members of the Office of the Attorney General shall be subject to internal office policy and procedure issued by the Attorney General and or the Student Body President, as well as all applicable Student Government law.

So Ordered on this 6th day of October, 2014.

Matthew S. Harris

Attorney General,
UNF Student Government

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