

ASUNM Student Court  
Answer Form

**Date of Submission of Answer:** May 1<sup>st</sup>, 1997

**Defendants:** Shane Evangelist, President of ASUNM  
Joann Buckley, Vice President of ASUNM

**Address:** Student Union Building  
Suite 242  
University of New Mexico  
Albuquerque, NM 87131-2016

**Phone #:** 277-5528

**Plaintiffs:** Vicente Vargas, Keith Valles, Abby Anderson, Megan Davidson

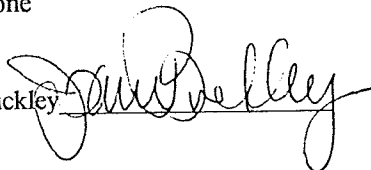
**Date of Alleged Infraction:** 4-9-97

**Summary of Answer:**

1. The events that occurred on April 9<sup>th</sup> followed a set precedence.
2. The Senate met on the evening of April 9<sup>th</sup> with twelve voting members and fulfilled quorum with the use of an ex-officio member, Abby Anderson as Treasurer of ASUNM. At this meeting the Senate voted on and passed Appropriation Bill #25B with a majority vote of the present and voting members of the Senate.
3. Appropriation Bill 25B was delivered to the President's office in person by 5 pm on April 10<sup>th</sup> by the Vice President, as required by ASUNM law.
4. Appropriation Bill #25B was then approved by signature of the President within six (6) working days, as required by ASUNM law.
5. Past precedence has set that for a bill to pass through the Senate, a majority vote of present and voting members is required, not that of the "seated Senate." On several occasions during this session and prior sessions, many other bills have passed in a similar fashion. For instance, Appropriation Bill # 20B that passed through the Senate with a vote of 9-6-4 on March 26<sup>th</sup> 1997. This is just one example of legislation that would be directly affected by the decision of this court.
6. Because of this set precedence, the defendants feel there was no violation of the law and solicit an interpretation from the court of Article II Section 6 of the ASUNM Constitution.
7. The defendants request a ruling on Article II Section 6 as to the necessity of a majority vote of the "seated Senate" or a majority vote of present and voting member as requirement for passage of a bill, which has been precedence to date.

List of Witnesses: None

Signature: Joann Buckley



Shane Evangelist

