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S13RS SGB No. 3 (Rules of Court)

Cavell

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STUDENT SENATE

S13RS

SGB No. 3

BY: SENATOR CAVELL

A BILL

TO AMEND THE STUDENT GOVERNMENT RULES OF COURT

PARAGRAPH 1: WHEREAS, THE STUDENT GOVERNMENT RULES OF COURT ARE CRITICAL TO HAVING A FUNCTIONING JUDICIAL BRANCH IN STUDENT GOVERNMENT, AND;

PARAGRAPH 2: WHEREAS, THE FOLLOWING CHANGES WILL BE MORE IN LINE WITH THE CURRENT PROCEDURE OF THE UNIVERSITY COURT, AND;

PARAGRAPH 3: WHEREAS, ARTICLE IV SHOULD READ AS FOLLOWS;

Section 3. Motions

At the commencement of proceedings the Clerk of Court shall entertain any motions from the parties. If necessary, the Court shall hear arguments and testimony on the motions, provided that the Chief Justice, at his/her discretion, may limit the time allotted for arguments and testimony.

- A. At any time after the commencement of proceedings, the Chief Justice shall entertain any motions.
- B. The University Court shall recognize ten (10), but is not limited to recognizing these motions which, if granted, shall have the effect of delaying or dismissing the case, as appropriate:
 1. Motion for a Continuance
 - i. Allows for the Court to continue hearing the case at a later time.
 2. Motion for Dismissal on the Grounds of Lack of Subject Matter Jurisdiction
 - i. Allows for the Court to dismiss a case outside the realm of authority.
 3. Motion for Dismissal on the Grounds of Lack of Standing on the Part of the Complainant
 - i. Reference Article I, Section 4 of the Rules of Court.
 4. Motion for Dismissal on the Grounds of Prescription
 - i. Reference Article I, Section 5 of the Rules of Court.
 5. Motion for Dismissal on the Grounds of Issue at Hand has Already been Decided
 6. Motion for Default Judgment
 7. Motion for Summary Judgment
 - i. Allows for the Court to dismiss the case in whole or part based on the interpretation of the University Court.
 8. Motion for Intervention of Interested Parties
 - i. Allows for the Court to define individuals who possess material information relevant to the case at hand.
 9. Motion for Recusal
 - i. Reference Article VI of the Rules of Court.
 10. Motion for Supplementary Evidence

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i. Allows the court to consider additional evidence after the submission of the brief

PARAGRAPH 4: THEREFORE, BE IT ENACTED BY THE LOUISIANA STATE UNIVERSITY AND AGRICULTURAL AND MECHANICAL COLLEGE STUDENT SENATE THAT THE STUDENT GOVERNMENT RULES OF COURT BE AMENDED, AND

PARAGRAPH 5: THIS BILL SHALL TAKE EFFECT UPON PASSAGE BY A TWO-THIRDS (2/3) VOTE OF THE LSU STUDENT SENATE AND SIGNATURE BY THE PRESIDENT, UPON LAPSE OF TIME FOR PRESIDENTIAL ACTION, OR IF VETOED BY THE PRESIDENT AND SUBSEQUENTLY APPROVED BY THE SENATE, ON THE DATE OF SUCH APPROVAL.

APPROVED:

MEREDITH WESTBROOK
SPEAKER OF THE SENATE

R. TAYLOR COX
STUDENT BODY PRESIDENT

DATE: _____

DATE: _____