

## Student Conduct Code Committee

by Sean Higgins

Assistant to the Vice President Liz Baldizan said she wants to remind students of the Conduct/Code Committee to redress any grievances they may have.

The rules by which the committee governs were made under the guidelines of Chapter 6 of the Board of Regents. Suggestions were also drawn from other campuses throughout the country.

The Code/Committee was selected, and is under the direct supervision of Vice President of Student Services Robert Ackerman, with the approval and scrutiny of the university president and Board of Regents.

Grievances may be resolved in different ways. There may be an informal hearing where the complaint is resolved by the administration officer, Baldizan, conciliating with the parties.

If a disagreement cannot be resolved informally, it may be referred to a formal hearing.

There are three types of formal hearings: by the General Hearing Officer, by the Hearing Committee, and

by the Special Hearing Officer. There is also a Special Hearing Committee.

The student hearing process begins with a conduct complaint, followed by an informal resolution process. If this fails to resolve the problem it may be followed by a formal hearing process. In all cases students have the right to a formal hearing.

"As of this date none of the complaints has gone formal. The cases have been resolved in the informal process," Baldizan said.

The conduct code handbook is available to students in the Humanities Building, Room 330. The book covers everything from students' rights and responsibilities to proper procedures for filing a grievance and the chain of command every grievance must follow.

Complaints that occur on campus are to be filed with Baldizan in Humanities Building Room 330.

Any complaints in the Residential Life area of campus should be filed with Terry Piper, who can be contacted personally through area coordinators in the residence halls.

## Student Body President deemed eligible for office

by Tricia Ciaravino and Bonar Tucker

Student Body President Joe Bunin's prediction came true when Student Government's Judicial Council determined Bunin is eligible to hold his office.

The prediction, which Bunin made in February at a public meeting, was that when he fights, he usually wins.

The council's decision to free Bunin of the complaint which had been filed against him came 18 days past the 21 working-day extension the council had issued Bunin to get his case together.

According to some of the 18 students listed on the complaint, evidence named Bunin as being a member of the Executive Board who had not completed the six credits required to hold office from the prior semester.

The constitution states in Article IV that an executive officer must have completion at UNLV of at least six credits from the semester prior to holding office.

However, members of the Judicial Council explained that according to the Registrar's office, a class for which an incomplete has been filed can be completed the following semester with the credits applied to the previous semester.

At the Saturday hearing, Bunin presented proof that his alleged missing credits were now completed.

During the deliberations Bunin said, "As a president, I'm very good at getting policies (passed) through the Board of Regents. I'm very bad at running my own office."

Later when the spokesperson (Joe Wheeler) for the 18 students told Bunin he had lost respect for him when Bunin did not present his proof at the original Judicial Council meeting, Bunin responded, "I'm square with the important people."

Tina Crinite, a member of the 18 students, answered him by saying, "I think the students are important."

## SUIT

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Civil Rights Act, SUNY's Black said.

"The rules need to be revised back to what they were before the Education Department stepped in," he said.

The case could be the most significant campus "reverse discrimination" effort since the U.S. Supreme Court's 1978 "Bakke decision."

In that case, Allan Bakke, a white student, complained the University of California-Davis med school, which could admit only a limited number of students each year, had rejected him in favor of several minority students who had lower grades and board scores than him.

The Supreme Court agreed, calling Davis's affirmative action program an unconstitutional punishment of Bakke because of the color of his skin.

The new scholarship lawsuit reminds Black of the Bakke case.

"Basically it's a similar kind of argument" except that Bakke involved admissions and the foundation suit involves financial aid, Black said.

The nation, moreover, is less sympathetic to affirmative action programs than it was in the late 1970s, he adds. "There's a conservative swing in the country."

Tichy and Cazenavette say they also are willing to take the case all the way to the Supreme Court if necessary.

The other five plaintiffs are Daniel Young, a UCLA law student; Edmund D. Daniels of Texas; Catherine Ficco, a student at Mercy College in New York; David Mastio of Iowa and Douglas Wills, a law student at Southern Cal.

Cazenavette said he's never met or talked to any of the other student plaintiffs, but that many students at Virginia have been supportive of his involvement in the lawsuit.

## Yellin' Rebel reporter vindicated

The Student Government Judicial Council voted 5-0-0 in favor of former Yellin' Rebel reporter Christopher Kindred's complaint against former Publications Board Director John Ynigues at a meeting in which Ynigues failed to attend.

The preliminary hearing of the complaint was first heard on December 17, 1990. At that time the Judicial Council voted 6-0-0 in favor of having a general hearing for the complaint. However, it was not until April 2, 1991 that the general hearing was heard.

According to the official minutes of the Nov. 27, 1991 Publications Board meeting, "John Ynigues informed the board that a complaint had been filed to him against Chris Kindred for 'violating the canons of responsible journalism.'" This was in response to the controversial article Kindred had written in which members of Student Government were allegedly implicated in a party shop theft.

On Thursday, Nov. 29, 1990, Kindred presented Ynigues with a written request for a copy of the complaint against him. The following day Ynigues was personally asked by Kindred in the Yellin' Rebel offices for a copy of the com-

plaint. Ynigues told Kindred that he didn't know when he would give a copy to him. On Dec. 4, 1990, Kindred filed a complaint against Ynigues with the Judicial Council.

During the Judicial Council's preliminary hearing, Ynigues testified that the original complaint against Kindred was a handwritten note that stated, "Chris Kindred violated the canons of responsible journalism." He then testified that he did not accept the complaint at that time as it lacked sufficient detail. However, upon questioning from the Judicial Council, Ynigues testified that he did not dismiss the complaint against Kindred and that he was the only one who had seen the complaint.

Ynigues also failed to produce the complaint and its author, testifying that he had left it at home. Despite the advice of Chief Justice Mike Barclay, Ynigues refused to give Kindred a copy of the complaint. Publications Board member Ken Tomory also requested a copy of the complaint from Ynigues, but was refused.

The Judicial Council voted 6-0-0 in favor of hearing Kindred's complaint against Ynigues in a general hearing.

Kindred filed supplemental complaints against Ynigues. Student Body President Joe Bunin announced on Feb. 14 that Ynigues was resigning from his position as Publications Board Director.

During the April 2 general hearing, Kindred charged that Ynigues had violated the Nevada Open Meeting Law as well as the CSUN Constitution. Kindred charged Ynigues with violating Bylaw 25 as well as the Publications Board Operational Policy. The Judicial Council returned with a 5-0-0 vote in favor of Kindred.

The Judicial Council meeting was presided over by Associate Chief Justice Paul Stuhff. Other Judicial Council justices present were Kevin Briggs, Kara Kelley, Mike Kennedy and Gina Myers. Chief Justice Barclay and Justice Mike Quick were unable to attend.

This story was contributed by Christopher Kindred.

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