

IN THE SUPREME COURT

ACTION NO. 22-002-001

DEAN PEARCE, CONNOR COMMUNITY
GOVERNOR

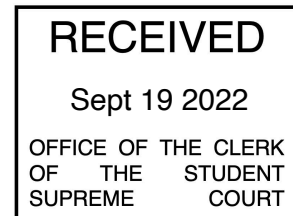
PLAINTIFF

v.

MARY MILLER, RESIDENCE HALL
ASSOCIATION VICE PRESIDENT

DEFENDANT

COMPLAINT



I. Jurisdiction

The Supreme Court holds jurisdiction as authorized under III J.C.S.G. §610 (A)(1) which states that the Jurisdiction of the Student Supreme Court shall “[e]xtend to questions of law arising under the Student Body Constitution, the laws enacted under its authority, the actions of... other independent agencies of Student Government...” The Plaintiff alleges that the Defendant, Mary Miller, Vice President of the Residence Hall Association (RHA), which is established as an independent agency under I J. C.S.G. §121 (B)(8), violated the governing documents (Bylaws and/or Constitution) of the RHA and thus has violated the Plaintiff’s rights contained therein.

II. Standing

The Plaintiff has standing, as required under III J.C.S.G §620, by their allegation that Mary Miller prevented the the Plaintiff from exercising the “powers, rights, privileges, benefits or immunities” of their position as Connor Community Governor.

III. Necessary Defendants

The Plaintiff asserts that the action of Mary Miller to deny the promulgation of a Community Government publication concerning applications for appointed positions violates the Community Governor’s unlimited authority to appoint members of the Community Government is not in accordance with any of the governing documents of the RHA, or the Connor Community Government. Therefore, Mary Miller is a necessary defendant.

IV. Relief

On September 8th, 2022 the Defendant rejected the Plaintiff’s draft of their ”Meet the Governor Email”, introducing themselves to their constituency and clarifying procedures for applications for Community Government appointed positions, citing that ”[she] cannot send

external applications or extend the deadline” of applications for the Connor Community Government. However, unlimited authority to appoint members of the Connor Community Government is vested solely within the Community Governor, as per the RHA Bylaws, Constitution, and the Connor Community Constitution. Thus, the Plaintiff asserts that the refusal to promulgate their ”Meet the Governor Email” constitutes an illegal infringement upon their rights and duties as Connor Community Governor.

V. Demand for Judgement

The Plaintiff’s ability to appoint members of the Community Government was unlawfully restricted by this injurious action. Therefore:

1. The Plaintiff seeks a court order barring the Vice President, and other members of the RHA, from further interference with the Community Government appointment process.
2. The Plaintiff seeks a court order that RHA events relating to training of Community Government officers be postponed, or new trainings scheduled, to give reasonable time for the Connor Community Government to be appointed.
3. The Plaintiff seeks a court order granting a stay on RHA Ethics Hearings predicated on charges of failure to appoint mandatory Community Government positions which arise as a result of the injurious action to give reasonable time for the Connor Community Government to be appointed.

Plaintiff

Dean Avery Pearce

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I do affirm that I have read in full the foregoing Complaint and that the allegations contained therein are true to the best of my knowledge and belief.

*Filed this the 19th day of September,
2022, at 10:40 p.m.*