

Declaration for Petition

Allegation of Facts

On Tuesday March 25, 2014, the official results of the Students' Society of McGill University's 2014 Elections were presented to the General Manager of the SSMU, Pauline Gervais. Tariq Khan, one of four (4) candidates running for the position of SSMU President, was elected by a margin of seventy-eight (78) votes. Mr. Khan had been in direct violation of ten (10) Elections By-Laws, lodged against him throughout the twelve (12) days of campaigning (March 10-March 21, inclusive), as well as one sanction lodged against him before the campaign period. On the final day of voting (March 21, 2014), Ben Fung [REDACTED] issued a public censure against Mr. Khan for his involvement with external parties to the SSMU for campaigning purposes. According to the Elections By-Laws, only members of the Society can carry out campaigning activities, and failure to meet this By-Law can result in censure, closure of the campaign team, or candidate disqualification.

Procedure Already Followed

There is no formal appeals procedure for Elections SSMU results beyond the Judicial Board (Article 28—Appeals, By-Law Book I). Requests have been made via email to the CEO to invalidate the election results based on similar grounds; these requests have been ignored.

What does the Petitioner want

The result the petitioner is requesting from the Judicial Board, should it be determined that the 2013-2014 SSMU CEO was in fact using his discretionary power incorrectly which resulted in election results that did not reflect the spirit of a fair campaign, is an overturning of the Presidential results of the 2014 SSMU Elections. The winning candidate shall be removed from office and, based on recommendations made by the Judicial Board, one of two results will follow: 1) The runner-up candidate shall be elected to office, or 2) Elections SSMU will run a by-election at the earliest possible date.

Reasoned argument

After fifteen (15) campaign violations (listed below) across eight (8) Elections By-Laws, the petitioner asserts that the respondent, using his discretionary powers with regards to Article 14—Campaigning of the By-Laws, erroneously awarded Mr. Khan a penalization that did not adequately reflect his disregard for the Elections By-Laws throughout the campaigning period. Mr. Khan continually demonstrated a lack of integrity and consideration for the Elections By-Laws, even after being warned and explicitly sanctioned by the respondent. Given the time sensitivity of the issuance of the censure and Mr. Khan's previous violations of Election by-laws, a public censure on the last day of campaigning could have little if any effect on the decision-making of many voters, nor does it serve as adequate punishment for the kinds of illicit behaviour Mr. Khan engaged in. This lack of action on the part of the respondent gave Mr. Khan an unfair advantage throughout the entirety of the campaign period that, although narrowly, afforded him an unfair victory.

Throughout the campaigning period, Mr. Khan violated several of the Elections By-Laws. In particular:

14.2 Campaign activities may only be carried out by members of the Society. All campaigning for an election must be carried out by the candidate or his/her authorized representatives (commonly called the “campaign team”). All campaigning for a referendum must be carried out by members of the referendum committee(s).

1. [REDACTED] non-Society member had Mr. Khan’s campaign poster as his profile picture. [REDACTED] is also an Administrator in [REDACTED] group and closed the group, preventing other candidates from viewing and posting to its members.²

2. [REDACTED], non-society member was publicly campaigning for Mr. Khan and scheduling meetings regarding the campaign and presidential position with Mr. Khan. This is substantiated by written testimony from [REDACTED].³

14.4 No candidate, campaign team member, or referendum committee member may abuse positions they hold with any group to provide greater resources, exposure, or support to their campaign. Such abuses shall include subversion of, or exertion of undue influence on, any established systems for issuing endorsements, using privileged access to contact lists or social media platforms to campaign, and any other actions deemed inappropriate by the CEO.

3. Pinned (to appear on the top, regardless of future postings) on [REDACTED] a Facebook group.⁴

4. Campaign committee member posted campaign material in [REDACTED] a closed Facebook group.⁵

5. Campaign committee member posted campaign material in [REDACTED] a closed Facebook group.⁶

14.5 Candidates and referendum committees shall respect the spirit of a fair campaign and should conduct themselves with full respect for their opponents. This includes, but is not limited to, refraining from interfering with the distribution of campaign material and engaging in slanderous campaigning.

6. Intimidating tactics in meeting with other candidates. Both [REDACTED] testify to feeling personally intimidated and unsafe during campaigning in direct relation to Mr. Khan.⁷

7. Interfering with other candidate’s (Austin Johnson) campaign material; written testimony of one of Mr. Khan’s campaign committee members defacing another presidential candidate’s campaign material and replacing it with Mr. Khan’s.⁸

8. Interfering with other candidate’s (Courtney Ayukawa) campaign material; written testimony of student who witnessed [REDACTED] (see violation 1) moderating

content of ██████████ Facebook group deleting Courtney's campaign material but retaining Mr. Khan's.

14.6 Candidates and referendum committees shall be permitted to campaign throughout the voting period, except within the vicinity of the polling stations, which shall also be cleared of all campaign material.

9. Mr. Khan was seen by several students using coercive measures to get students to vote, often using his Ipad and personally approaching students without leaving them privacy to vote. This has been substantiated by several other witness testimonials.¹⁰

14.10.2 Campaign literature (e.g. handbills, stickers, etc.) may be handed out only in person by a candidate or member of a candidate's campaign team/referendum committee to a member of the Students' Society, and only indoors on McGill campus unless told otherwise, in writing, by the CEO. There shall be no campaigning in any property operated by SSMU other than the Shatner University Centre.

10. A significant amount of Mr. Khan's promotional material was left in the Trottier Building.¹¹

14.10.4. Candidates may not distribute food or any other gifts in kind for any purpose during campaign or voting periods, with the exception of food for campaign team members at campaign meetings. Food provided at campaign team meetings must not exceed \$5/person and must be declared as part of the candidate's total campaign expenses. Food may not be used to recruit campaign team members.

11. In a secret group (violation of By-Law 14.10.5, see below), it is clear that Mr. Khan was promising funding to groups he personal favoured in order to win votes. Funding was not a feature of his campaign platform, and so by targeting specific groups with funding needs, Mr. Khan was attempting to unfairly win votes under the guise of future deliverances. Written testimony from a directly party substantiates this evidence.¹²

14.14. The campaign period shall last for the ten (10) days preceding the closing of the polls. There shall be no campaigning during any other period, including the nomination period.

12. Facebook event publicizing Mr. Khan's candidacy on February 14, 2014, twenty-four (24) days before the allotted campaigning period.¹³

13. Facebook page for campaigning publicized on February 14, 2014, twenty-four (24) days before the allotted campaigning period.¹⁴

3.9. During an election or referendum, the CEO may define and enforce the additional regulations, or changes to existing regulations, if it is necessary for the administration of elections and referenda or to uphold the spirit of a fair campaign. These changes can be overturned by Council with a simple-majority vote or by a Judicial Board ruling.

As per "Guidelines for Elections Campaigning in McGill Residences" (Ratified Feb 5,

2014),

2.5. There will be no campaigning in cafeterias.¹⁵

3.4. Any candidate or campaign committee member wishing to enter and/or campaign in a residence must ask a Hall Council Member before doing so. A Hall Council Member must accompany any person publically campaigning in an area that is normally restricted to residents and their guests. This includes, but is not limited to, residents of the residence.¹⁶

The respondent made all necessary efforts to reiterate these and other Residence-related campaigning rules to be followed to all candidates, disseminated via email.¹⁷

14. Mr. Khan and members of his campaign team were seen in [REDACTED] cafeteria sitting in an intimidating fashion beside the cafeteria's cash register. A floor fellow's testimony reiterates that Mr. Khan was indirectly campaigning within cafeteria space.¹⁸

15. Written testimony from residence floor fellow regarding door-to-door solicitation of Mr. Khan's campaign and accompanying picture. Although the individual claimed he was remaining impartial and had written permission from SSMU, both of these facts were determined to be false.¹⁹

Regarding these violations, the respondent has discretionary power over the execution of election penalties. In particular, as per the SSMU By-Laws Book I:

14.3. Any referendum committee or candidate believed by the CEO to have received assistance, either direct or indirect, from an external person(s) or organization(s) shall be subject to sanction up to and including public censure, closure of the referendum committee or campaign team, and/or candidate disqualification or nullification of the referendum.

16.5. The CEO has the discretion to disqualify, withhold reimbursement or deposit from, or officially censure a candidate or referendum committee in addition to declaring an election or referendum invalid for any infraction of the electoral by-laws, depending on the severity of the offence.

27.1. In the case of any grave violation of the Constitution, By-laws, or Policies on the part of a candidate, candidate's campaign team or referendum committee, the CEO shall invalidate the election or referendum if, in his/her determination, a violation of the Constitution, By-laws, Policies or electoral decisions by the CEO has adversely affected the outcome of the election or referendum. In making this decision, the CEO may consider the conduct of the parties and the seriousness of the violations.

With respects to several of these instances, private sanctions were issued. The respondent issued a public censure, the first piece of information available to the public regarding Mr. Khan's illicit campaigning behaviour, on the final day of voting (March 21, 2014). Considering his numerous previous violations and the time sensitivity of

information as it relates to voters' decision-making, a public censure on the final day of voting does nothing to affect the ultimate result of the election. This form of punishment allowed Mr. Khan to access and employ resources unavailable to other candidates and forbidden by SSMU Elections By-Laws without any fear or realization of consequence. Further, Mr. Khan won by a small margin of seventy-eight (78) votes, clearly demonstrating that any and all campaigning activity benefitted him and could be attributed to his victory. This not only sets an unfortunate precedent for future elections, but also violates Elections By-Law article 14.5, which seeks to uphold the spirit of a fair campaign. By failing to disqualify Mr. Khan from the campaign race, the respondent's discretionary power has adversely affected the Presidential election results and has in turn failed to uphold the integrity of a fair and honest election.

In closing, the petitioner would also like to bring forward the fact that the six (6) individuals who are elected to represent the SSMU every year should be upstanding students and individuals, in their academic, extra curricular, and campaigning activities. It should be of grave concern to the Judicial Board that an individual with a clear lack of respect for the Elections By-Laws should be elected to office in any circumstance, let alone one where the individual was repeatedly and then publicly penalized for their behaviour. The executive body acts as CEOs for the SSMU as a corporation under Quebec Provincial law; as such, these positions should be taken on with the utmost sincerity, integrity, and genuine best interest for the Society. By violating Elections By-Laws after sanctions had been issued against him, Mr. Khan clearly does not embody the character required to lead the Society as President. For these reasons, the petitioner avers that, in employing his discretionary power with regards to issuing punishment for violation of the By-Laws, the respondent failed to act with the best interest of the Society or of a fair election in mind.

ENDNOTES

1.

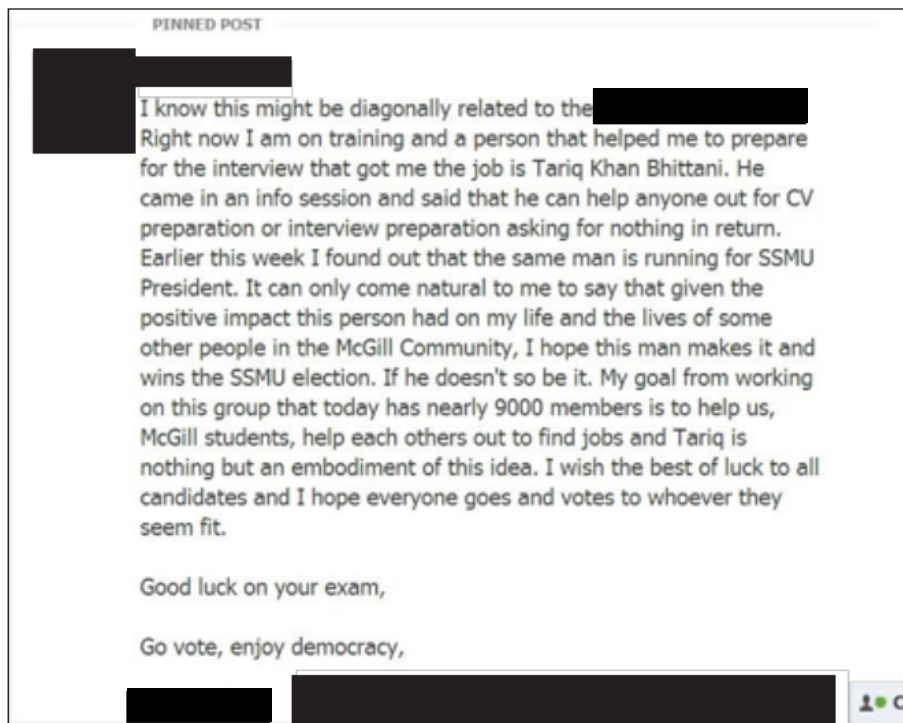


Photo of non-SSMU member [redacted] campaigning on behalf of Mr. Khan

2.

changed the group privacy setting from Open to Secret.

Like · Comment · 10 minutes ago

Why?
10 minutes ago · Like · 9

this doesn't make sense.
8 minutes ago · Like · 3

This is just temporary . But this is what we'd have to resort to IF WE DONT VOTE FOR TARIQ KHAN.
4 minutes ago · Like

Are you saying that this is political?
3 minutes ago · Like · 2

I dont know . Is it?
2 minutes ago · Like

Calm your horses people i was trying to emulate the formate of the group which is a great group
a few seconds ago · Like

will switch it back, dont worry.
a few seconds ago · Like

How can students join the group if it's set to secret?
a few seconds ago · Unlike · 2

People from the group add their friends
a few seconds ago · Like

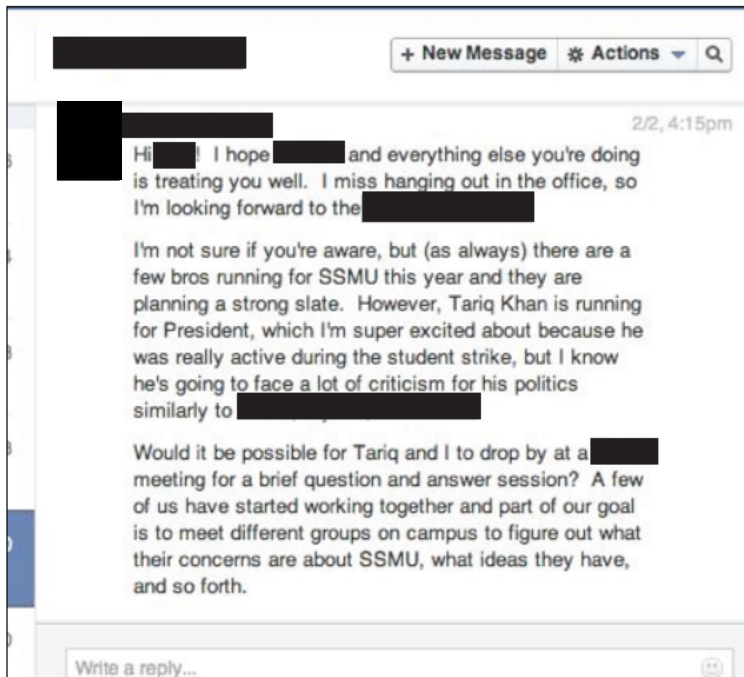
Write a comment... 

Screenshot of acting as page administrator, making a public Facebook private for campaigning purposes.

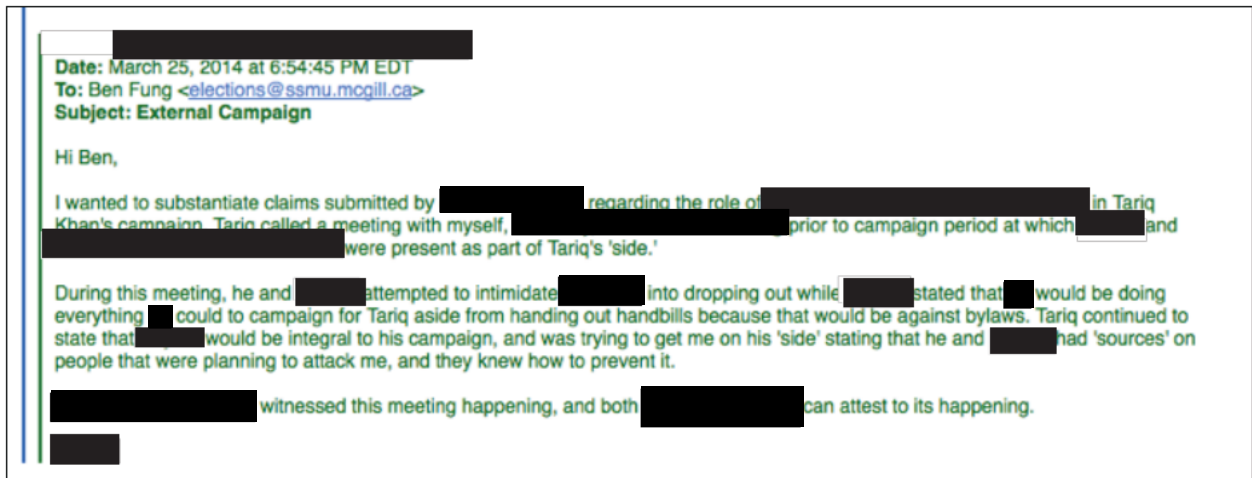


List of approved and not approved campaign committee members. According to by-laws, only campaign members may campaign on a candidate's behalf.

3.

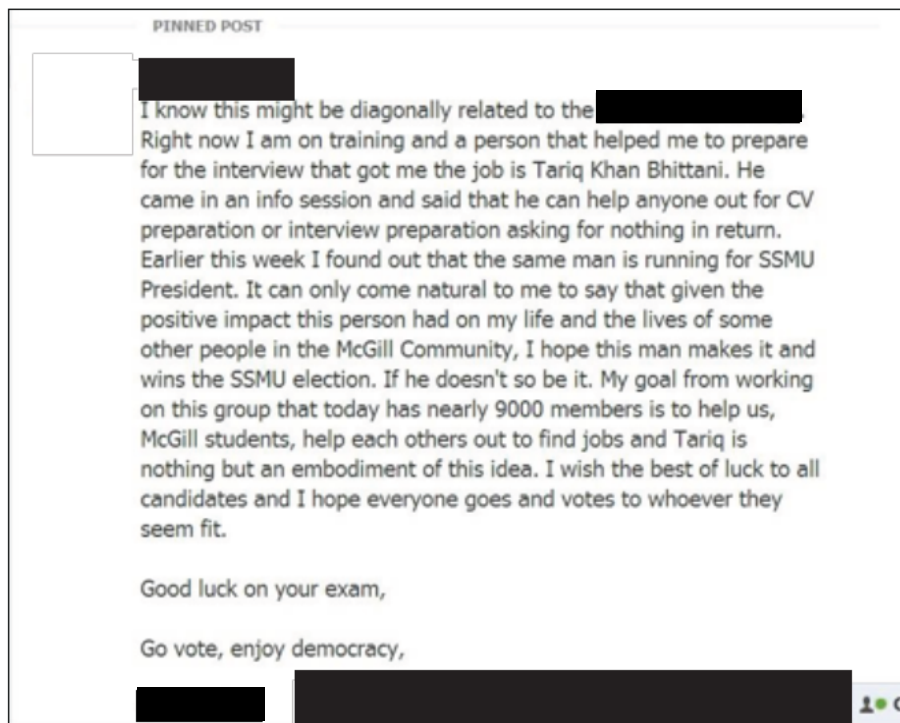


[redacted], a non-Society member, directly engaging in campaign schedule on behalf of Mr. Khan. Please refer to footnote one for list of approved campaign team members.



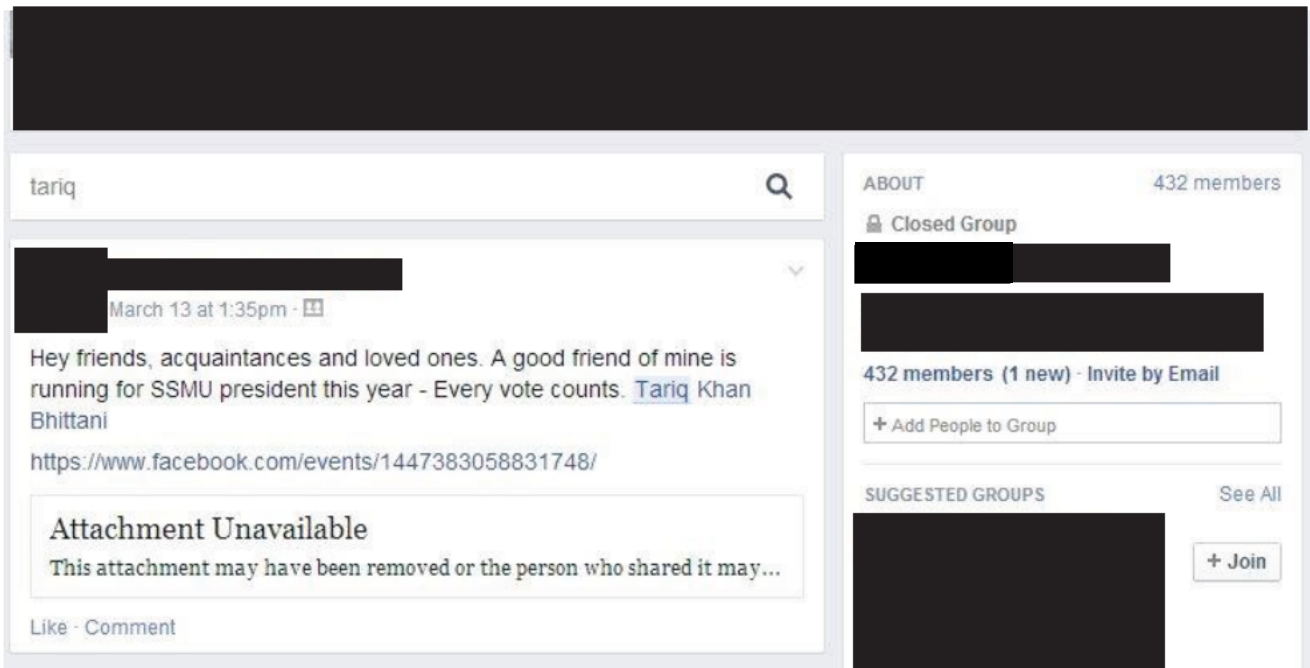
Testimony substantiating evidence of [redacted] involvement with Mr. Khan's campaigning activities. Backed up by 4 other testimonies.

4.



Pinned post explicitly endorsing Mr. Khan's candidacy.

5.



Evidence of campaigning within closed group. [REDACTED] was a member of Mr. Khan's campaign team.

6.



Evidence of campaigning within closed group. [REDACTED] was a member of Mr. Khan's campaign team and posted in [REDACTED].



Confirmation that the [REDACTED] group on Facebook has a "closed" privacy setting.

7.

Date: March 25, 2014 at 6:54:45 PM EDT
To: Ben Fung <elections@ssmu.mcgill.ca>
Subject: External Campaign

Hi Ben,

I wanted to substantiate claims submitted by [REDACTED] regarding the role of [REDACTED] in Tariq Khan's campaign. Tariq called a meeting with myself, [REDACTED] prior to campaign period at which [REDACTED] and [REDACTED] were present as part of Tariq's 'side.'

During this meeting, he and [REDACTED] attempted to intimidate [REDACTED] into dropping out while [REDACTED] stated that [REDACTED] would be doing everything [REDACTED] could to campaign for Tariq aside from handing out handbills because that would be against bylaws. Tariq continued to state that [REDACTED] would be integral to his campaign, and was trying to get me on his 'side' stating that he and [REDACTED] had 'sources' on people that were planning to attack me, and they knew how to prevent it.

[REDACTED] witnessed this meeting happening, and both [REDACTED] can attest to its happening.

Written testimony for [REDACTED], regarding meetings held by [REDACTED] and Mr. Khan collectively.

From: [REDACTED]
Date: Mon, Mar 24, 2014 at 3:06 PM
Subject: Closed Group, Intimidation/Fear, and Job Offer
To: Ben Fung <elections@ssmu.mcgill.ca>

Hi Ben,

1. Attached is a photo of a post encouraging people to vote for Tariq in the closed [REDACTED] group from a member of Tariq's campaign team. While I know this is being sent pretty late now that campaigning is over, I feel it is still important to send this to you in order to add to the other violations Tariq, his team, and supporters committed which (in my opinion) greatly undermined the spirit of a fair campaign.

2. I wanted to reiterate what I mentioned to you [REDACTED]. Unfortunately I strongly feel Tariq and his supporters used intimidation and fear tactics to further his campaign. When I received the email from [REDACTED] and neither [REDACTED] nor [REDACTED] received one, I believe I had received a targeted attempt to intimidate and worry me. Instances like this caused me to feel unsafe and fearful for my own well-being when alone in public places. Furthermore, I strongly believe there are members of Tariq's campaign team and the McGill community that have more evidence of his unfair campaigning, but they do not want to report it because of this culture of fear and intimidation he has brought into this campaign period.

3. Lastly, I am not sure how important this may be, but on Friday I remembered a conversation I had with Tariq a couple months ago when I was deciding whether or not I would run. During this conversation, the topic of [REDACTED] came up and he acknowledged that my understanding would be valuable. He also said that he would like my help with the [REDACTED] aspect of his campaign if I decided not to run and instead to support him while campaigning. He then mentioned that he was planning on bringing in some part-time, student [REDACTED] positions to SSMU when he's Pres (similar to the [REDACTED] coordinator or [REDACTED] commissioners I think) and that he would want me working for SSMU [REDACTED] next year. At the time, this didn't seem like a huge deal, but upon reflection this seems a lot like a thinly-veiled job offer / promise.

I would be happy to talk with you more about the above three things via email, phone, or in person.

Thank you again for all of the work you've done already.

Testimonial by [REDACTED] of Mr. Khan's invasive and intimidating campaign tactics.

8.

March 26th 2014

To whom it may concern,

[REDACTED]
[REDACTED] I witnessed a clear violation of the electoral rules.

As the exam was taking place, the TA Invigilator [REDACTED] proceeded to erase a message on the board stating "Vote for Austin" and replaced it with "Vote for Tariq". This is a clear abuse of powers by a Teaching Assistant who has access to [REDACTED]
[REDACTED]

Additionally, I later discovered that [REDACTED] belonged to the Campaign Committee of Presidential Candidate Tariq Khan at the time of this violation, which means that Article 14.4 of the SSMU Electoral Bylaws was violated by Khan's Committee.

Consider this as a formal complaint.

Sincerely,

[REDACTED]

Witness testimony of campaign committee member interfering with other candidate's campaigning. Please refer to figure 1 for list of approved campaign committee members (of which [REDACTED], the TA in question, is a member).

9.

to whom it may concern;

During the week of [REDACTED] and only a couple days before the end of the SSMU elections period, I had made a post on the [REDACTED] group on Facebook (one of many "groups at McGill"). The post had a link to [REDACTED] campaign website and suggested students check it out. There was also a photo making a joke about the Statues in Three-Bares park.

I made this post with the intention of promoting [REDACTED] campaign and to encourage [REDACTED] students to vote. I had an understanding that this was an open group for campaigning, as there was an earlier post (a few days earlier) encouraging students to vote for Tariq Khan. An hour after I made the post, it was deleted by [REDACTED], who also had Tariq's campaign poster as his profile picture.

[REDACTED] then made this group 'secret', and removed [REDACTED] putting a bunch of other people in his place. Later that night, a coup-d'état was staged and the group was left in control of a few [REDACTED] students that currently attend McGill.

If you have any more questions, or would like a more detailed explanation, please contact me at [REDACTED] or [REDACTED]

Student testimony of [REDACTED] (non-Society member campaigning on Mr. Khan's behalf, see violation 1 of article 14.2) moderating content of Facebook group to favor Mr. Khan

10.

Sent march 24th at 1:36 PM

"Hi Ben,

On March 21st [REDACTED] I witnessed Presidential candidate Tariq Khan using what I believe to be illegitimate campaigning techniques.

Mr. Khan was standing outside of the elevator on 4th floor Schulich with an Ipad waiting for students to step out of the elevator. He would then proceed to present his Ipad to them, asking them to vote for him. Mr. Khan made no effort to give the students privacy as they voted and proceeded to stand by them while looking at the Ipad screen. I do not know if this directly violates any campaign by-laws, but I do not agree with candidates being able to pressure students into voting for them.

If ever this email testimony is used to sanction the candidate, I would like to remain anonymous but am willing to provide any clarification directly to you if necessary.

Best,
[REDACTED]

Testimonial by a student regarding Mr. Khan's invasive and intimidating campaign tactics.

To Whom It May Concern:

I am [REDACTED] and I would like to formally complain about my interactions with Tariq Khan's campaigning strategies during the course of the 2014 SSMU Executive Elections.

1) As I am part of most [REDACTED] Facebook groups, I was unaware that the [REDACTED] Facebook group was administered by [REDACTED] (whom according to [REDACTED]). This administrator was screening what was allowed to be posted on this group. On March 19th, this group went from Public to Secret. Many of us vocalized our opinions about this, as I am sure you have seen from several screen shots about this post. Anyways, it all seem to me as weak and ill mannered way create publicity for Tariq and we all know there is no such thing as bad publicity. [REDACTED] went out of his way to censor my comments as well as his own about an engineer getting elected. Attached you will find the only screen shot I could salvage.

2) Upon studying for a midterm [REDACTED] I was approached by two individuals [REDACTED] about if I had voted in the SSMU elections. I was with my friend [REDACTED] whom was also studying there the night before and had gotten approached the night before as well. My friend answered frustrated that he had approached her the night before and that she had already voted. When talking to my friend about it, she had told me this was the second time this happen and that the previous night that had suggested her roommate (which chose to remain nameless) to vote, as SSMU uses \$100 of our tuition every year and best we vote and as well advertised Tariq Khan as a candidate and to vote for him. For transparency, I have CC'd my friend [REDACTED] in this email, so she knows how I interpreted the situation. I acknowledge that she will need to confirm this situation herself.

I proceeded to follow them to the 5th floor to try to get their names, but told me they were simply telling people to vote and not for any particular candidate.

I found out yesterday when I crossed Tariq's path with this friend that this person going around Trotter on the [REDACTED] was [REDACTED] is effectively on Tariq's campaign team.

3) Lastly, after the suspicious activity of March 19th, I asked to look into the size of Tariq's campaign team and who was exactly on this team. I've noticed he had the smallest team. As there has been a lot of controversy around his actions, I've noticed his rebuttal to all of these suspicious actions is "They are not members of

my campaign team and I have advised me team to follow the rules". As a student who is part of [REDACTED] and modestly acquainted with the elections, I am quite hesitant of transparency of Tariq's campaign. I think the answer that "these members are not on my campaign team and had nothing to do with this" is easy when your team looks excessively small. He also told my friend [REDACTED] he had a campaign team of over 100 people which is obviously not the case.

Again, for transparency I'd like reiterate that I am a member of [REDACTED] but however regardless these actions are certainly very suspicious and I don't believe SSMU elections campaign should be this way.

Cheers,
[REDACTED]

Testimonial by [REDACTED] regarding Mr. Khan and his campaign team member [REDACTED] invasive and intimidating campaign tactics.

To Whom It May Concern:

I'm writing to confirm the encounter described by [REDACTED]

Additionally, after I told said individual for the first time that I had already voted, he approached my roommate directly beside me (who would like to remain anonymous) and asked her to vote for the SSMU elections. He proceeded to suggest his friend Tariq was a great candidate and if she wanted she could look at his platform. He just hovered over her until she voted pointing out his name to check him on the ballot. She pointed out that there were so many other positions to check he said you can abstain from voting for all the other options and waited over her shoulder until she submitted the ballot.

As [REDACTED] stated, he asked me a second time for a minute of my time and I said he already approached me the day before.

I hope this information proves useful

Regards,

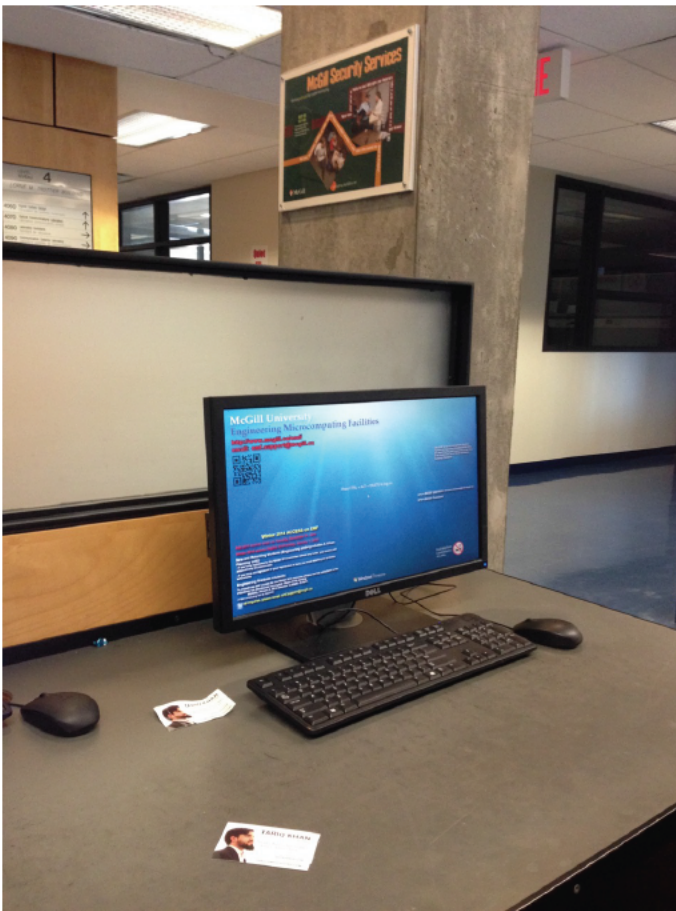
[REDACTED]

Testimonial by [REDACTED] confirming [REDACTED] testimonial.

11.



Photos of handbills left out in the Trotter building.



Photos of handbills left out in the Trotter building.

----- Forwarded message -----

From: [REDACTED]
Date: Tue, Mar 18, 2014 at 12:35 AM
Subject: Trotter
To: "elections.ssmu@gmail.com" <elections.ssmu@gmail.com>
Cc: "elections@ssmu.mcgill.ca" <elections@ssmu.mcgill.ca>

Hi,

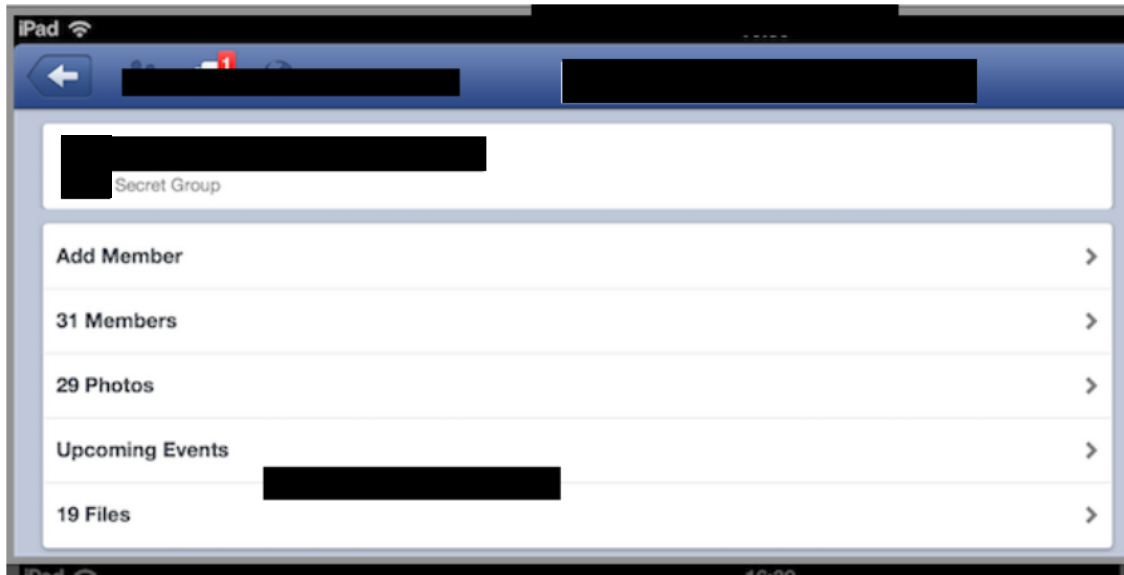
We found these cards on the 4th floor of the Trotter building in the quiet study area. A student sitting beside us said he saw Tariq earlier this morning hand them out and place them on the tables, although I cannot be sure if this student knows who Tariq is (could be him or someone who looks similar, who knows).

Thanks again for all your time! Please see attached photos.



Email confirming location of promotional materials left out in the Trotter building.

12.



Confirmation that the [REDACTED] group on Facebook has a “secret” privacy setting.



Post in the [REDACTED] Facebook group, evidencing Mr. Khan’s promise of funding to the [REDACTED] in exchange for their vote.

March 27/2014

To Whom This May Concern —

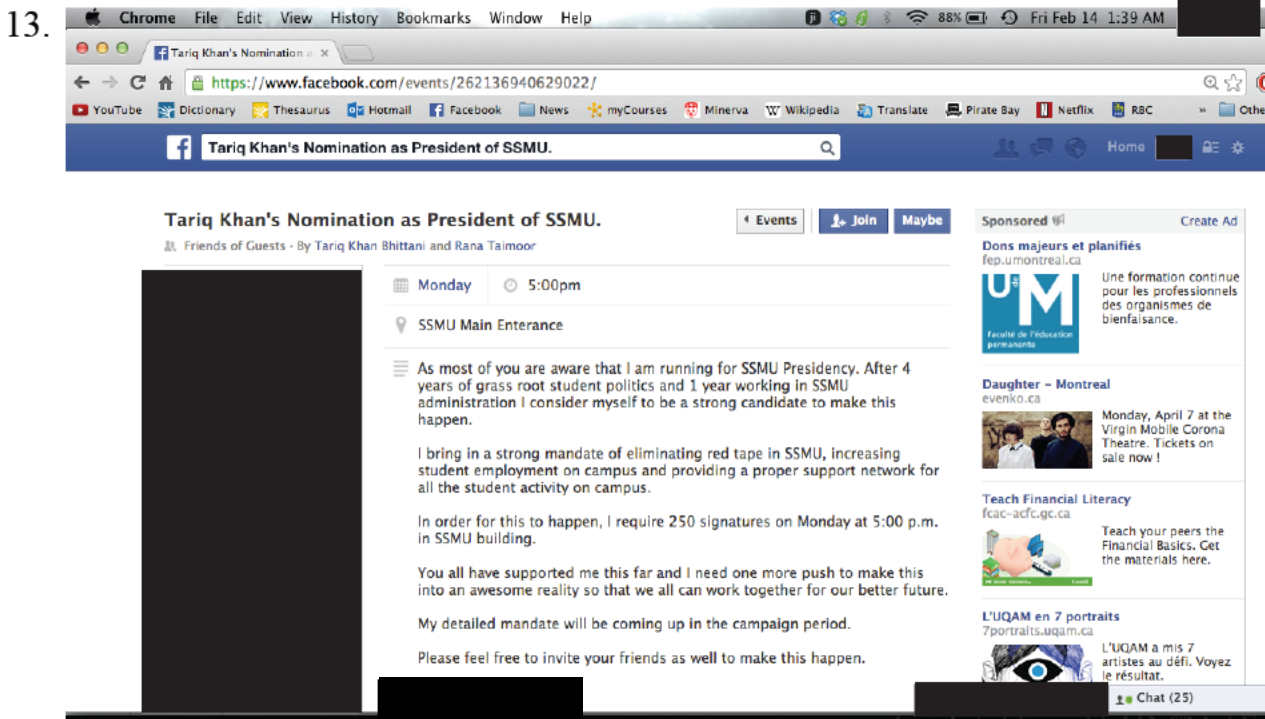
I am writing this statement to explain a conversation I had with [redacted] over lunch on [redacted]

Our lunch on the aforementioned date, I asked my roommate about the [redacted] tournament that the [redacted] Team applied for on [redacted] since she's on the team, I figured she'd be able to tell me why the [redacted] team can't use their team's money to attend — that is, why McGill refuses to recognize the tournament — and thus needs funding. She answered, and later on, when I asked if her and our other friends have voted in the SSMU elections, she mentioned that Tariq Khan, according to her teammate, ~~said~~ is promising to give [them] money for tournaments by establishing a so-called Emergency Fund (according to the post). According to my roommate, it's very difficult to ask the team to pay extra for the expenses that McGill refuses to cover given that they ~~it~~ must pay [redacted] to play each year. Their tournament's expenses are normally covered by McGill. I also told her that the President has absolutely no say on funding and cannot give money as he claims to be able to do. As the [redacted] for [redacted] consistency was my biggest focus. Last year's and this year's [redacted] have devoted so much time and energy in first creating and developing a framework such that abuses — be it from an applicant's or the Committee's perspective — can be avoided.

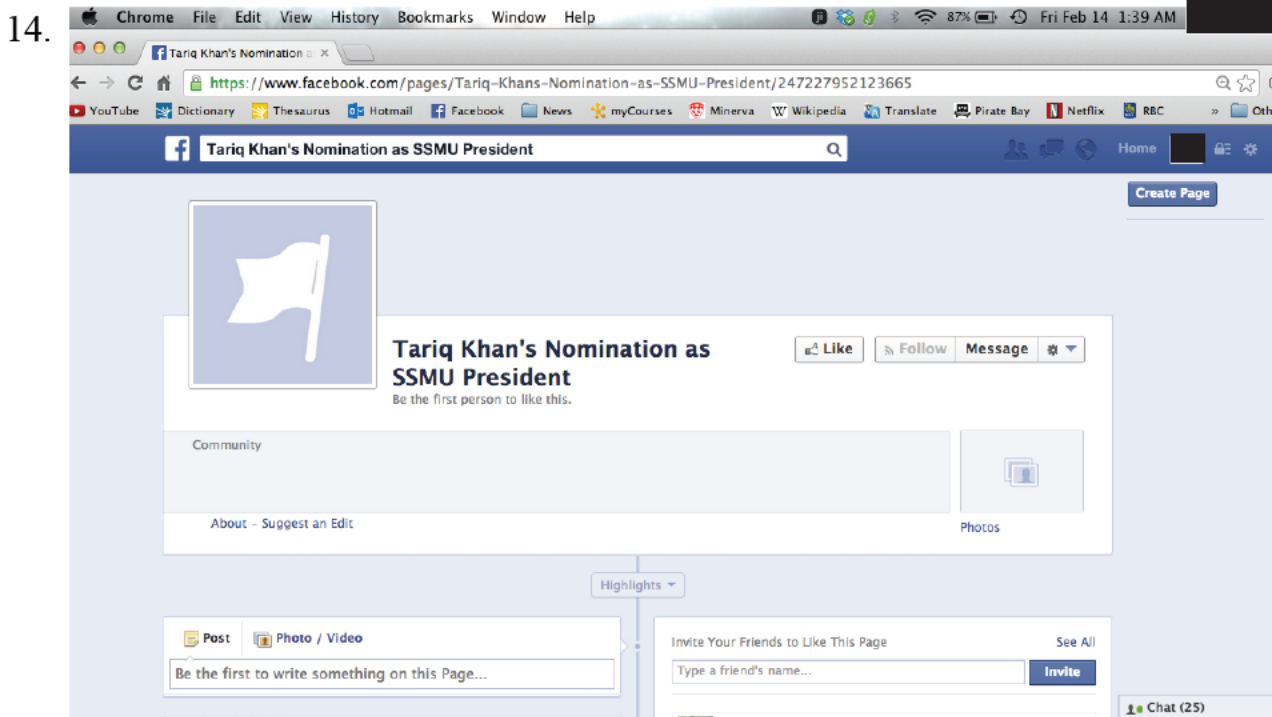
P.S. Given that the [redacted] is a closely knit group and out of respect for my friend I have omitted her name, but if absolutely necessary I will provide her name — I just request that it remain confidential.

Sincerely,

Testimony from [redacted], evidencing Mr. Khan's promise of funding to the [redacted] team, in exchange for their support of his candidacy. The letter states "Tariq Khan, according to her teammate, is promising to give [them] money for tournaments".



Evidence of Facebook Event up on February 14, 2014.



Evidence of Facebook Page up on February 14, 2014.

15.

2. GENERAL

- 2.1. RESPECT FOR RESIDENTS.** All campaigning activities must respect the residents' right to privacy and peaceful enjoyment of premises in their homes.
- 2.2. CIRCULATION OF GUIDELINES.** These guidelines will be distributed to the University Residence Council, the dons, MORE and floor fellows, faculty, and returning officers at the beginning of each academic semester.
- 2.3. SANCTIONS.** Any campaigning activities in residences that compromise the respect for candidates are subject to sanctions from the appropriate returning officer.
- 2.4. PERSONAL SPACE.** There must be no knocking on doors or entering a resident's personal space without prior invitation
- 2.5. CAFETERIAS.** There will be no campaigning in cafeterias.

Article 2.5 of the Guidelines for Elections Campaigning in McGill Residences stating that campaigning is not permitted in cafeterias.

16.

- 3.4. ACCOMPANYMENT AND SUPERVISION.** Any candidate or campaign committee member wishing to enter and/or campaign in a residence must ask a Hall Council Member before doing so. A Hall Council Member must accompany any person publically campaigning in an area that is normally restricted to residents and their guests. This includes, but is not limited to, residents of the residence.

Article 3.4 of the Guidelines for Elections Campaigning in McGill Residences stating that campaigning is not permitted without a Hall Council Member present.

17.

From: [REDACTED]
Subject: Fwd: SSMU Campaigning in MORE
Date: March 27, 2014 at 23:33
To: [REDACTED]

Begin forwarded message:

From: Ben Fung <elections@ssmu.mcgill.ca>
Subject: Fwd: SSMU Campaigning in [REDACTED]
Date: March 5, 2014 at 9:57:32 PM EST

[REDACTED]

Hi everyone,

See attached for campaigning in residences. We will keep you updated as other Hall Councils update us. Unless otherwise stated, you may ask to campaign on those halls that are still undeclared. Again, you must be accompanied by a hall council member while campaigning.

Cheers,
Ben

Chief Electoral Officer | Directeur du Scrutin
Elections SSMU | Elections de l'AEUM
Shatner Building Room 405 | Pavillon Shatner Salle 405
3600 rue McTavish, Montreal, Quebec, Canada H3A 0E7
(514) 398-6474 | elections@ssmu.mcgill.ca
<http://ssmu.mcgill.ca/elections> | @Elections_SSMU

[REDACTED]

Subject: SSMU Campaigning in [REDACTED]
Date: March 5, 2014 at 5:38:11 PM EST
To: "elections@ssmu.mcgill.ca" <elections@ssmu.mcgill.ca>

[REDACTED]

Hey Ben!

My name is [REDACTED] and if you have any questions regarding campaigning in [REDACTED] or concerns, you can contact myself at this email [REDACTED].

Email from CEO Ben Fung, reiterating that the “Guidelines for Elections Campaigning in McGill Residences” prohibit campaigning in residences without a hall council member present.

18.

From: [REDACTED]
Subject: Questionable Behaviour from the SSMU President-Elect during Campaigning
Date: March 24, 2014 at 12:46:42 PM EDT
To: <elections@ssmu.mcgill.ca>

Hi Ben (and the rest of the Elections SSMU team),

Before discussing what I think was problematic behaviour, I would like to disclose that I am a floor fellow at [REDACTED] a personal friend of both [REDACTED] but tried to stay neutral (with the exception of changing my profile picture to [REDACTED] poster) because I feel that as a floor fellow we should try our hardest to not influence the votes of our students.

I am writing you with regards to concerning behaviour I viewed at the [REDACTED] cafeteria (I do not know what day it was, but it was definitely in the first couple days of campaigning). As you know, there are specific rules to campaigning in residences, and even if [REDACTED] council had decided to allow campaigning (which as I am aware they did not) a council member must accompany the candidate when any campaigning occurs.

That night in the cafeteria, Tariq and a couple other, older students (definitely not [REDACTED] council members, as I checked with an [REDACTED] floor fellow sitting with me) were sitting basically four feet away from the cash register in this imposing way that made me feel personally uncomfortable (you could not miss them if you were paying for your meal, I had to ask one of his friends to move so I could get around them to sit down).

I also heard people coming up to him asking questions about the campaign, and he would respond "technically, I can't campaign in residences but look at ----- (his campaign website) or ----- (his facebook event page) and it will tell you everything you need to know".

I would contend that he was campaigning in the residence, and I think trying to "walk the line" on technicalities was super questionable on his part.

If you need any more information, please do not hesitate to ask.

Thanks,
[REDACTED]

Testimony from floor fellow at [REDACTED] States that Mr. Khan was campaigning in a residence cafeteria, and was not accompanied by a hall council member.

19.

To Whom It May Concern,

On [REDACTED] around [REDACTED] I was in [REDACTED] Floor Fellow's room in [REDACTED] [REDACTED] door was propped open and we heard someone knock on the door of the student across the hall. We then heard the door opened and the person who knocked began a speech giving this student information about SSMU elections ("there was such a low turn out last year", "this is a really important decision" etc.). I poked my head out the door and saw that an unaccompanied McGill student was telling a [REDACTED] resident about the elections. I asked him if he lived in the building and if he was a student. He replied that he did not, that he was on [REDACTED] Council last year, that he was just going around door to door getting people to vote, and that his name was [REDACTED]. After conferring with [REDACTED] I asked him to come into the room so we could talk. After explaining that we were uncomfortable having an unaccompanied guest in the building going door to door (for anything), he explained to us that he "had permission from SSMU elections" and had "signed a form" saying that he would "remain neutral". We asked him to leave and he did.

Later that night, around [REDACTED] in the lobby, a student resident approached me and told me that this person had also visited her earlier that evening. She also told us that he had shown her one of Tariq's campaign cards since it "had the voting address on it". It is clear to me, [REDACTED], and my student, that this person was a) not being neutral, b) was disobeying the rules set out by the University Residence Council, SSMU, and [REDACTED] Hall Council regarding campaigning in residence, and c) had lied to me and [REDACTED].

These rules are in place for a reason, which is to keep residence a home for students. If you require any more information, feel free to contact me [REDACTED]

Thank you,

[REDACTED]

Testimony by a floor fellow at [REDACTED] confirming campaigning in residence.