

UNIVERSITY OF WYOMING

February 13, 2017

Brian Schueler

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Emily Kath

emily.kath.ek@gmail.com

Dear Mr. Schueler and Ms. Kath,

I have reviewed your appeal of April 15, 2016 that stemmed from Senate Bills 2487, 2489, and 2492 during the 2015-2016 academic year. I have also reviewed all the available information related to the original complaint. This appeal was conducted based upon the written record.

According to the ASUW By-Laws Article III, Section 4, Subsection C, "the ASUW Judicial Council shall conduct its business pursuant to the principles of *due process* and fairness." Specifically, "Each party to a dispute or charge... shall be afforded an opportunity to speak in their own behalf, present rebuttal, have an opportunity to question any witnesses; and present summary testimony."

I have found that notice and opportunity to be heard was not provided to you in relevant matters of this decision. I therefore order the Judicial Council decision (Majority, Concurrence, and Dissenting opinions) be permanently struck from ASUW records and not be distributed to any individuals. The Senate was able to complete its work on Senate Bills 2487, 2489, and 2492. These Judicial Council decisions only serve to create a permanent record of concerns that you were not able to fairly respond to.

I have requested Chief Justice Stott disseminate my appeal decision as appropriate.

Sincerely,



Sean S. Blackburn

Associate VP for Student Affairs and Dean of Students

CC: Jerry Stott, ASUW Judicial Council Chief Justice
Macki Snyder, ASUW Advisor
Sara Axelson, Vice President for Student Affairs