

# NEIGHBORHOOD COUNCIL ELECTION CHALLENGE FORM

I hereby submit my challenge for the Pico Union

Neighborhood Council Election held on 04/03/2014

I affirm that I am a stakeholder in this Neighborhood Council and that I have personal knowledge of the following challenge.  check here

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REASON FOR CHALLENGE: Electioneering by candidates

Please state the facts for your challenge.  
(max 500 words)

I challenge Union NC Vice President Rick Rodriguez, and Miguel Amaya, (Outreach Chair,, due to a reasonable belief that they have violated the election guidelines for the Pico Union NC 2014 Elections. On March 17 at the end of the PUNC candidates meeting, Miguel Amaya handed out flyers. He was hosting a platform for the candidates to meet the community and solicit votes for their slates. Since Mr. Amaya and Mr. Rodriguez had both agreed to run on a slate with myself and several other candidates I felt this was a good opportunity. The flyer was a Press Release: see attached. I arrived at the event, with Kenneth Wyrick, at 10:20, there were a few people including Rick Rodriguez and Miguel Amaya. There was a table that had the Pico Union Newsletter, with Miguel Amaya's business card stapled to the front of it, there no other material regarding candidates. I had brought flyers with the candidate slate I was running with. I placed them on the table making sure that they were separate from the Newsletter. There were only four or five candidates present. Rick Rodriguez and Miguel Amaya handed out the newsletter, (attached). This is a clear violation by Miguel Amaya and Rick Rodriguez of the Election Rules regarding the Pico Union NC Election in regards to campaigning. Article IX, #2, #3: IX. Campaigning 2. Any use of a logo, regardless of intent, will be considered a violation of this article and the Neighborhood Council Election Procedures unless the logo is used as part of outreach material produced by the City, a City department, or the Neighborhood Council for the sole purposes of promoting the election. If such outreach material contains candidate names, all qualified candidates must be listed on the material. 3. The purpose of this provision is to prevent candidates or supporters of

candidates from campaigning under the expressed or implied endorsement or authorization of the City, a City department, or a Neighborhood Council and prevent voter confusion. Please note that any logo that is substantially similar to a City, City department, or Neighborhood Council logo may lead to voter confusion and may be subject to a challenge. Miguel Amaya's business card was stapled to the front of the PUNC newsletter and Rick Rodriguez's picture is in it identifying him as a general board member could lead potential voters to presume it is an endorsement from the Pico Union NC. I left the event at 11:15. I contacted the candidates on our slate to express my concerns and our need to separate from Rick Rodriguez and Miguel Amaya. I had expressed to Mr. Amaya prior to this, NOT to use the PUNC newsletter with the slate that he and Rick Rodriguez had agreed to run on with myself and others.

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Please state your desired remedy. (max 100 words)

These two candidates should be considered for disqualified

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Attach all supporting documentation:

[flyer\\_miguel.pdf](#) [amaya\\_flyer\\_1\\_2.pdf](#)

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