

NEIGHBORHOOD COUNCIL ELECTION CHALLENGE FORM

I hereby submit my challenge for the Studio City

Neighborhood Council Election held on 03/20/2014

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: Concerns regarding Ballots

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

Serving members of the current SCNC Board engaged in a deliberate campaign of misinformation and unlawful acts with the intent to suppress the votes, and otherwise deny the civil rights of SCNC stakeholders in the Volunteer Service Organization (VSO) class, with the express intent of securing an advantage for the two incumbents running for re-election to those seats. 1. The current Board never promulgated a list of "approved" VSO's in compliance with their by-laws, which specify that such a list be issued at least 30 days before the election, not the night before. (Article V, Section 1-F) 2. The list & seat definition approved 3-19-14 was not forwarded from a committee after being discussed and approved in an announced public meeting, but rather was created via an exchange of private e-mails among Board members, in flagrant violation of the Brown Act. (California Government Code § 54950 Et seq.) 3. The day of the election, one Board member tried to deny voters access to the list, which potentially impeded their right to vote for the VSO seat, deliberately causing confusion amongst both voters & poll workers, until the miscreant was ejected from the polls. 4. The illegal adoption of both a new seat definition, differing from the one approved by the City in January of this year, as well as the new list, which was not available for public inspection at the March 19th meeting, caused the leadership of the volunteer service organization "Save Coldwater Canyon" to falsely inform their membership the morning of the election that they would be unable to vote in that class if they were not members of a group on the new list, which was the exact opposite of the guidance previously given by Department Of Neighborhood Empowerment (DONE), regarding that group's eligibility. 5. The President of the Board also

caused an e-mail to be sent out the day of the election, to its mailing list, falsely claiming that voters would have to bring proof of their eligibility to vote, despite SCNC using "self-affirmation" to determine eligibility. A retraction of the e-mail hours later was not a remedy, but rather camouflage to hide the intent of the original act. 6. The requirement that organizations have to apply to be included on a list is discriminatory, in that it violates the "self-affirmation" policy of SCNC, and furthermore, the current list is overly restrictive and contradicts the by-laws that govern the issue. (Article IV & Article V, Section 1-F) 7. These actions were taken after attempts by Board members to have DONE disallow my candidacy, and personal efforts by Board members to persuade me to withdraw from the race failed. 8. While I was voting, poll workers tried to enforce this illegal restriction of my civil rights, and were stopped only by my knowledge of the SCNC by-laws, and by my insistence on exercising said rights in the face of determined opposition, advantages not necessarily available to other stakeholders wishing to vote in the VSO race.

Complete investigation into any and all potential violations of city, county, state and federal laws pertaining to the issues of voter suppression, civil rights and discrimination against particular voter classes, to include "protected classes", with all appropriate civil penalties and criminal prosecutions being brought against those individuals found to be in violation. New election, with incumbents found to be tainted by illegal acts excluded from the ballot. Absent a new election, removal from office of said parties, as well as those who directly benefited from said suppression, with their places being taken by the nearest runners up in their class.

Please state your desired remedy. (max 100 words)

Attach all supporting documentation:

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