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ASUO: McCartan not sanctioned

Continued from Page 1
director Jonathan Collegio had illegally used a megaphone for campaigning, had illegally distributed campaign fliers and had taunted her.

Justice Anna Spickerman said in the opinion that the court was "disturbed" by Collegio's behavior but decided the complaints either did not warrant sanctions or fell outside its jurisdiction because it stemmed from a municipal noise ordinance.

The court looked to a decision last year that said it did not have the authority to decide matters of state or local law. It therefore would have to wait for a conviction in state or local court before it could act on such cases.

Chief Justice Joel Corcoran disagreed with that reasoning in his concurrence.

Melissa Watson also had complained that the Honesty Campaign had not accounted for its printing costs. The court ordered it to make that information available.

Watson vs. McCartan

Watson had argued the McCartan leaflets that Unger had removed were illegal in the first place.

The court agreed McCartan had broken elections rules with the leaflets but decided she could not be held responsible. It pointed out that the rules had not been widely published, and McCartan could have reasonably assumed the leaflets were legal.

Enslow vs. Grzybowski

Peter Enslow, who worked for the Honesty Campaign, said Jerome Grzybowski had violated elections rules by campaigning

for OSPIRG, himself and Progressive Slate candidates near a polling booth.

Enslow could not prove whether Grzybowski was inside the 50-foot no-campaign boundary around polling places. Instead, he argued Grzybowski could influence voters inside that boundary, even though he himself was not inside that boundary.

Enslow was effectively asking the court to reinterpret elections rules to take into account what influence people have on voters, regardless of whether they are physically inside the boundary.

Corcoran, writing for a unanimous court, said the court had not considered that point because Enslow had not offered evidence that Grzybowski had violated that broader definition.

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