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**ASSOCIATED STUDENTS OF COLORADO STATE UNIVERSITY
FORTY-SIXTH SENATE
SESSION 01
DATE 8/30/2017**

Petition for Impeachment

This is a petition for the impeachment of President Josué "Josh" Silva of the Associated Students of Colorado State University, based on a previously filed and acted upon code of ethics violations:

- A violation of Section 801 of the ASCSU Constitution, which states, "Funds may be transferred between ASCSU departments by the President, only with the approval of the Senate in the form of a Supplemental Funding Bill that shall be written and presented by the President."

AND

A violation of Section 302 of the ASCSU Constitution, which states, "If the President decides to move funds between the departments that exist within ASCSU accounts, the change must be submitted to the Senate in the form of a Supplemental Funding Bill... The Senate may vote to approve the reallocation of funds with a simple majority vote."

AND

A violation of Article 1, Section D, Part 6, of the ASCSU Code of Ethics, which states, "Officials shall make no unauthorized commitments or promises of any kind purporting to bind ASCSU"

DUE TO

An approved requisition, a binding commitment for funding, submitted to the University for the contract of the Wall Street Journal, which clearly states that 19,067 dollars will be paid from the presidential discretionary budget. However, President Silva's presidential discretionary budget only contains \$17,000. President Silva has made it clear to the Senate that part of the funding for this contract will be coming from the discretionary funds for the Office of Innovation and Technology, which requires a funding bill presented to the Senate. When asked if he had plans to write a bill for this supplemental

funding. President Silva replied that he has no plans to write a bill for Senate approval of this funding.

- A violation of Section 302 of the ASCSU Constitution, which states, "The President shall negotiate and act as signatory for all contractual agreements relating to ASCSU. Throughout negotiations, the President will keep the Senate updated on progress and will receive input from the Senate. The President will present to the Senate, for the purpose of discussion, any contract that they sign."

DUE TO

A lack of communication with the ASCSU Senate for the entirety of the Wall Street Journal negotiations. During the presentation in which President Silva was supposed to provide information about the contract to the Senate, none of the information was shown to the Senate. Instead, President Silva simply apologized for "a lack of communication" and asked for questions. The budget was never shown to the Senate, and information about the contract was never shown to the Senate either.

- A violation of Article 1, Section D, Part 4 of the ASCSU Code of Ethics, which states, "Officials shall not provide false information to any students, faculty, other ASCSU Officials, any members of the press, or any other sources."

DUE TO

Giving false information to the ASCSU Senate in the requisition and distribution of presidential discretionary and innovation and technology funds, false information to other Officials of ASCSU in claiming the contract was "ready to be enacted", false information to the press in the form of the Collegian during an article from August 30th, which clearly states that the Wall Street Journal project is being implemented, which read:
"Finally, ASCSU has collaborated with the College of Business, the College of Liberal Arts, and Commitment to Campus to provide every CSU student with a digital subscription to The Wall Street Journal for the entire calendar year...while students will be able to access the daily copy of The Wall Street Journal Online, there will be a limited amount of printed papers available 15 weeks out of the semester. Access to the paper will be available within the first few weeks of school. Students will be able to sign up for memberships with their CSU eID."

False information to students and faculty who read the Collegian article, false information to funding partners in the project—the College of Business, the College of Liberal Arts, and the Vice President for University Operations in stating that we had the adequate funds to pay for the project.

- A violation of Article 1, Section D, Part 3 of the ASCSU Code of Ethics, which states, “Officials shall not act in a manner to damage the image of ASCSU with the Student Body, the Faculty, the Administration, or the Community.”

DUE TO

A promise made by President Silva to fulfill the necessary funding requirements of the Wall Street Journal Contract to his funding partners for the project, even though he cannot deliver on this promise. This wildly damages the image of ASCSU to the College of Business, the College of Liberal Arts, and the CSU Administration. The false information provided to the press and students have also damaged the image of ASCSU to the student body and the press.

- A violation of Article 1, Section C, Part 3 of the ASCSU Code of Ethics, which states, “Officials shall endeavor to avoid any actions creating the appearance that they are violating the law or the ethical standards put forth by this code.”

DUE TO

An extreme lack of transparency regarding the Wall Street Journal, a direct comment from President Silva to the Senate stating that if he could negotiate the contract over again, he would have included Senate in every step of the way. This proves that President Silva realizes that he did something wrong throughout the process, and created the appearance that he violated the Constitution and Code of Ethics.

- A violation of Article 1, Section D, Part 5, of the ASCSU Code of Ethics, Which States, “Officials shall not speak for all of ASCSU without formal approval.”

DUE TO

An executive proclamation in which president Silva proclaimed a formal stance of the Associated Students of Colorado State University without input from other officials of ASCSU. This proclamation was presented to the Senate as “Executive Proclamation

#47-001" on Wednesday, August 30. This was a unilateral proclamation from President Silva that had no input from other Officials or members of ASCSU.

- A violation of Section 106 of the ASCSU Constitution, which states, "All officials of ASCSU shall be responsible for the duties specified in the job description for their office. No office shall exist without an accompanying job description. Job descriptions shall be created or changed only by the action of a bill passed by the Senate and approved by the President.",

AND

A violation of Article 1, Section B, Part 2 of the ASCSU Code of Ethics, which states, "Officials shall adhere to the requirements of their job descriptions."

DUE TO

The lack of an official job description for the position of President to be held accountable by other members of Senate.

[REDACTED]

DUE TO

[REDACTED]

[REDACTED]

[REDACTED]

AND

[REDACTED]

- A violation of Article 1, Section B, Part 5, of the ASCSU Code of Ethics, which states, "Officials shall disclose waste, fraud, abuse and corruption to appropriate authorities"

DUE TO

The deletion and concealment of emails and files sent from the public presidential email address in an attempt to obstruct impeachment proceedings.

- A Violation of Article 1, Section A, Part 1 of the ASCSU Code of Ethics, which states, "Public service is a public trust, requiring officials to place loyalty to the constitution, the laws, and ethical principles above private gain."

AND

A violation of Article 1, Section B, Part 1, which states, "Officials shall put forth honest effort in the performance of their duties."

AND

Article 1, Section B, Part 3 of the ASCSU Code of Ethics which states, "Officials shall adhere to the requirements of the ASCSU Constitution, the bylaws of their individual branches, any laws passed by ASCSU, and any other supplemental governing documents such as the code of ethics."

DUE TO

Chronic and consistent instances in which President Silva has made comments stating that he "Just didn't think about it" or that he "didn't realize" many of the rules in the ASCSU governing documents, leading to violations of many of the Ethics Codes currently in effect and other reasons stated above.

1. Ceccidwyn Nordstrom

Cecidwyn Nordstrom

2. S. Connor Christie

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3. Kane Haddstrom

Kane Haddstrom

4. Haneen Badri

Haneen Badri

5. Cassie Gardner

Cassie Gardner

6. Isaiiah Martin

Isaiiah Martin

7. Josh Lindell

Josh Lindell

8. Milena Castañeda

M. Castañeda

9. Tam Salcedo

Tam Salcedo

10. Derry Echidank

Derry Echidank

*11. Jennifer Murray

Jennifer Murray

12. Tyler Sir

Tyler Sir

13. [Redacted]

[Redacted]

14. Shyanne Rambo-Cromer

Shyanne Rambo-Cromer

15. [Redacted]

[Redacted]

16. Daisy Vandenberg

Daisy Vandenberg

17. Nolan Buting

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18. Keenan Ock

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