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Western University

EGC DECISION

January 27th, 2020

After conducting a diligent and thorough review, the Elections Governance Committee (EGC) has concluded that Kris Tom has violated section 3.1 of the EGC Violations Policy. This violation occurred when Kris Tom uploaded a photo on his campaign website that contained the Western University and USC logo. Consequently, the EGC has sanctioned Kris with a warning and has asked him to remove the photo. The full report is attached.

For further inquiries, please contact Julia Crump at cro.intern@westernusc.ca.

Candidate(s) under review: Kris Tom

Deliberations: January 27th, 2020

Present: CRO, DRO, [REDACTED]

1. Allegation(s)
 - a. Kris Tom uploaded a photo on his campaign website that contained the Western University and USC logo. Specifically, the logos were displayed as arm bands and fanny packs (see Exhibit 1).
2. Violation Under By-Law #2/EGC Violations Policy
 - a. **Section 3.1 (EGC Violations Policy)**

Candidates in all elections shall refrain from the use of the USC or University logo and any other USC or University copyrighted material or image when producing materials printed, written, or otherwise produced for the purposes of campaigning.
3. Investigative Action Taken by the EGC
 - a. Several committee members examined the evidence in question to determine the validity of the allegation. Through this, the committee was able to determine these actions warranted a violation. The violation submission can be found in Exhibit 2.
 - b. Tom was requested to come in for a hearing on January 27th in order to follow up with the allegation. He attended the hearing.
 - c. Tom informed the committee that he understood that the use of the university and USC logo is in violation of the EGC Violations policy. He also informed the committee that his intent was not to break any rules, instead to showcase his prior experiences.
 - d. The EGC determined that although Tom lacked intent, he nonetheless displayed the university and USC logo in his campaign material.
4. The EGC's Findings
 - a. The EGC determined that Tom's use of the university and USC logo in his campaign material is in violation of section 3.1 of EGC Violations Policy.
5. Decision
 - a. In committee quorum, the EGC unanimously agreed that Kris Tom is in violation of section 3.1 of EGC Violations Policy, which is considered a non-disqualifiable offence.
 - b. The EGC has given Tom an official warning and has asked him to remove the photo from the website.

Approved for release:

Julia Crump

Chief Returning Officer, USC
Elections Governance Committee

Exhibit 1



c.

Exhibit 2

Name of the candidate alleged to have committed the violation:	Kris Tom
Position being sought by the candidate:	Health Studies Students' Association President
Approximate date the alleged violation occurred:	Jan 20, 2021
Approximate time the alleged violation occurred:	08:00 PM
Relevant section of bylaw 2 and/or EGC Violations Policy:	3.1
Details	
Use of Western University logo and USC logo on campaign website. Western fanny pack and USC arm bands both present the logos. The image is shown on the "About" section of the website.	
Website: https://kristom4.wixsite.com/kris-tom/about	