

**Beren Judicial Court Decision Concerning the *Canadian Club v. Anonymous*
By Ruchama Benhamou**

The Beren Judicial Council

Official Court Decision

Date: May 5, 2024

To: All Concerned Parties and the Public

Subject: Court Decision in the Case of the *Canadian Club v. Anonymous*

Dear Concerned Parties and Members of the Public,

We hereby inform you of the official decision rendered by the Beren Judicial Council in the matter of the case of *Canadian Club v. Anonymous*. After careful consideration of all evidence presented and arguments made by the involved parties, the court has reached a verdict.

Case Summary:

The Canadian Club is a new campus club that holds events only open to Canadian citizens, which seemingly excludes many students on the Beren Campus.

The Beren Campus facilitates its students to be active members and leaders on campus through student-led initiatives, such as the creation of clubs, unions, and participating in student council and government. Accordingly, each student has a right to create any club they wish as long as it obeys the [Beren Campus Constitution](#) and the [Beren Campus Bylaws](#) (which includes everyone on the Beren campus). However, when a club's core values, rules, regulations, and/or propositions come into conflict with the constitutional laws, the Beren Judicial Council must take action.

Specifically, a student who wishes to remain anonymous, wishes to file a claim against the Canadian Club, for excluding her from a Hockey event. She explains that she was denied participation in this event (via obtaining a sponsored ticket), because she was not a Canadian citizen. Additionally, the flier promoting the event was labeled as: "Only for Canadian citizens." This student wishes to sue on the basis of discrimination for being an avid hockey fan and an American, in being excluded by the Canadian Club's events.

Issue(s) at Hand:

The Beren Judicial Court must address the following legal and policy questions:

1. Does the Canadian Club's exclusionary policy violate Beren Campus Bylaws or Beren Constitutional laws? (See Article VII: Student Organizations Part 1: Organizations and Requirements, Section 3: Requirements for all Organizations, Clause 10).
2. Is the labeling of events as "Only for Canadian citizens" discriminatory towards non-Canadian students?
3. What measures, if any, should be taken to rectify the situation and ensure inclusivity within campus organizations?

Court Decision:

After a lengthy preliminary hearing, in which both the plaintiff who wishes to remain anonymous at this time, as well as representatives from the Canadian Club presented their case, the Beren Judicial Council does not wish to pursue official action at this time. Specifically, due to the unfair treatment of the Canadian Club in the past (regarding being wrongfully terminated and excluded from the International Club), the court understands their wish to continue providing a space for Canadians to gather and hold events.

However, due to the internal conflicts within the waitlist being inherently discriminatory, and thus in violation of the Beren Campus Constitution and Beren Campus Bylaws, the court will work with Office of Student Life (OSL) and Campus Groups to make ALL waitlists randomized WITHOUT allowing the heads of clubs to manipulate it in ANY way, shape, or form. Additionally, the court wishes to establish a clause called “contempt of the court,” which will set a binding case law for all court proceedings in the future. Contempt of the court will be a serious accusation and should not be taken lightly. To ensure the proper punishment is due, the court will hold a meeting with the Legislature to set an official punishment. The possible punishments that could be implemented against clubs and student organizations will likely be suspension of major club events, removal of certain board members, and/or the dismissal and disbandment of the club. Additionally, a member of OSL will be present in all future court hearings to mediate court proceedings.

Significance and Implications:

This case holds significant importance within the college campus community and student government for several reasons:

1. It raises questions about the inclusivity and fairness of campus organizations, highlighting the importance of fostering an inclusive environment for all students.
2. It challenges the boundaries between freedom of association for student-led initiatives and the prohibition of discriminatory practices.

3. The outcome of this case will set a precedent for addressing similar issues in the future and shaping the policies governing campus clubs and organizations.

There are a few important implications of this proceeding. Firstly, there will finally be an end to wrongful conduct of club heads to exclude any student of the Beren Campus due to inherent traits or ascribed status (such as age, gender identification, race, ethnicity, citizenship, etc). Secondly, no club shall be allowed to disrespect the court with no ramifications to their club's standing and reputation. Lastly, the court must address internal issues within the consistency of the Beren Campus Constitution and Beren Campus Bylaws and amend them accordingly.

Next Steps:

The Beren Judicial Court will meet and discuss with the Beren Legislature to determine the appropriate consequences for the Canadian Club's contempt.

Conclusion:

The Beren Judicial Council affirms its commitment to justice and upholding the rule of law. We thank all parties involved for their cooperation throughout this process.

For further inquiries or information regarding this matter, please contact the Beren Judicial Council.

Sincerely,

Ruchama Benhamou
Chief Justice

Beren Judicial Court