MEMORANDUM

To: The Florida State University Student Government Association
From: Justices Donald Thompson and Harrison DuBosar
Date: 6/17/15
Re: Pending Litigation/Summer Recess

The Supreme Court will reconvene session and hear pending cases during the Fall Semester. The Court recognizes that there are pending cases before the Court that were filed prior to the commencement of the Summer Session. However, the Supreme Court may not operate with fewer than five members. The Supreme Court currently only has two sitting justices. Prior to the start of the Summer Term, all five of the previous sitting Justices graduated the Florida State College of Law. Applications for the open justice positions were closed on April 20, 2015. However, the two current sitting justices were not sworn into office until June 3, 2015. The Court cannot operate with only two sitting justices.

Ordinarily, the Chief Justice would appoint replacement justices at the start of the summer term. In this instance, the Summer Session began before a Chief Justice could be appointed. Pursuant to the Student Government Constitution, the Student Body President may appoint an interim Chief Justice, who would then appoint replacement justices subject to Senate approval. Further, only active students may serve in student government positions. The Law School Summer session ends June 25, 2015. There is simply not enough time to appoint replacement justices and hear cases that are pending before the Court. In light of this, the Court will not hear any pending cases until the Fall semester.
For any additional questions regarding this or any other court matter, please contact Harrison DuBosar, Associate Justice, at hrd09c@my.fsu.edu