

**IN THE STUDENT SUPREME COURT
IN AND FOR THE FLORIDA STATE UNIVERSITY**

RYAN DYSON,

Plaintiff,

v.

CASE NO.: 2020-AP-05

Michael Morgan, as Speaker, CONGRESS
OF GRADUATE STUDENTS,

Defendant.

ORDER DISMISSING PLAINTIFF'S COMPLAINT WITH PREJUDICE

This matter came before the Court. The Court has finds as follows:

1. On March 26, 2020, this Court ordered the Congress of Graduate Students (COGS) to conduct a re-vote on a resolution that had previously passed unanimously because a representative of COGS challenged the resolution, with no real merit to her claim. *See 2020-AP-04.*
2. Because the COGS representative and COGS, the entity the representative was suing, agreed on a remedy, this Court had no other option but to dismiss the complaint.
3. This Court *vacated* the previous resolution in order for a re-vote to be held. *See id.* (emphasis added).
4. Plaintiff in this, Ryan Dyson, now alleges that COGS violated this Court's order and demands a full reimbursement of the monetary value sought by the Student Bar Association for a trip that occurred nearly a year and a three months ago.

5. Plaintiff correctly alleges that the previous resolution passed, and at that, it passed unanimously. However, Plaintiff has not taken note of this Court's previous Order that vacated the previous resolution.
6. The new resolution, which in this Court's view is the re-vote it ordered, failed.
7. While this Court finds it quite precarious and unsettling that a resolution could go from passing unanimously to failing in less than a month¹, this Court cannot involve itself in the duties of the legislature. *See generally Marbury v. Madison*, 5 U.S. 137 (1803).
8. Therefore, Plaintiff's Complaint fails on its face and no remedy exists for a claim that lacks merit.

It is therefore based upon any of the foregoing²,

ORDERED AND ADJUDGED:

- A. Plaintiff's complaint is dismissed with prejudice.

DONE AND ORDERED on this 23 day of April, 2020.

/s/ Eleanor Sills

Acting Chief Justice

¹ Maybe this is because there is an ongoing feud between COGS, LSC, SBA (and by extension this "Softball Tournament"). This Court has heard more cases on this dispute and rendered more decisions on this dispute than any other subject in the past year. This Court wants to emphasize this fact in hopes that this feud can be settled either by administrative remedies or by judicial remedies in the form of bringing a live case in front of the Second Judicial Circuit of Leon County, Florida.

² Only Justices Nations, Drake, Lagos, and Sills took part in this order. This Court takes judicial notice that this controversy came before it during a pandemic and during final exams and felt that appointing a temporary Justice would be a waste of time, judicial economy, and unfair to impose such an obligation on a fellow law student.