



The Progressive Party at F.S.U. v. F.S.U. Student Government Association and the F.S.U. Supervisor  
of Elections

IN THE STUDENT GOVERNMENT ASSOCIATION ELECTIONS COMMISSION FLORIDA STATE  
UNIVERSITY, LEON COUNTY, FLORIDA

THE PROGRESSIVE PARTY AT  
FLORIDA STATE UNIVERSITY

CASE NO.: SPRING 2021-1

v.

FLORIDA STATE UNIVERSITY  
STUDENT GOVERNMENT  
ASSOCIATION AND THE  
FLORIDA STATE UNIVERSITY  
SUPERVISOR OF ELECTIONS

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PER CURIAM

The Student Government Association’s Attorney General (hereinafter “Defendant”) brings a Motion to Dismiss The Progressive Party at Florida State University (hereinafter “Plaintiff”) Complaint Contesting the Spring 2021 Election. When reviewing a complaint with respect to a Motion to Dismiss, the trial court’s review is confined to the four corners of the complaint. *See Minor v. Brunetti*, 43 So. 3d 178, 179 (Fla. 3d DCA 2010). Further, the Florida Rules of Civil Procedure require only the following for an original claim: “(1) a short and plain statement of the grounds upon which the court’s jurisdiction depends . . . , (2) a short and plain statement of the ultimate facts showing that the pleader is entitled to relief and, (3) a demand for judgment for the relief to which the pleader deems himself or herself entitled.” Fla. R. Civ. P. 1.110(b).

This Commission having found within the four corners of the Complaint the facts sufficiently pled to survive a Motion to Dismiss, it is so ordered that the Motion is DENIED without prejudice. Any decision made by the Elections Commission may be appealed to the Supreme Court no later than twenty--four (24) hours after said decision has been issued, sustained, dismissed or overturned at the Elections Commission meeting. No appeals of decisions made by the Elections Commission shall be accepted after this twenty--four (24) hour period.

*Decided March 17th, 2021 in conference at the College of Law Advocacy Center in Leon County Florida. Decision electronically filed on March 19th, 2021 on the Elections webpage. Opinion electronically submitted on March 18<sup>th</sup>, 2021.*