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Court injunction adjourned

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Brunswickan Staff

The Student Union will have another week to settle their differences and resolve the current dispute which has kept comptroller-elect Tony Tracy from assuming his seat on the student council.

Court of Queen's Bench Justice David Dickson adjourned the proceedings on a request for a court injunction by Mr. Tracy on grounds that he has been unduly kept from his council position. Mr. Justice Dickson ordered Mr. Tracy to "present himself before the student council or a couple of officers of the Student Union" to explain the circumstances that led him to receive unauthorized student union funds under the former government of John Bosnitch.

Justice Dickson also told the student council to "give very serious consideration to seating Mr. Tracy in his position of comptroller.

"I'm not ordering council to seat him, but I'm sure that these conflicts of personality can probably be cleared up. Hopefully you will come and report that Mr. Tracy has taken his seat," said Judge Dickson.

If the conflict is not resolved, the two opposing groups will appear before Justice Dickson to hear his decision as to whether he will grant Mr. Tracy the injunction. This injunction would effectively shut down the student union. Mr. Tracy has asked the court to demand that there be no council or executive meetings, no changes in the by-laws and no signing of cheques.

Mr. Tracy's lawyer, Norville Getty, said the Comptroller-elect was duly elected and therefore should be seated. He said no charges have been laid against Mr. Tracy after he was mentioned in connection with the distribution of unauthorized student union funds.

Mr. Getty said there is no reason Mr. Tracy should have to answer questions about the funds. "He has done no wrong. He has not met council on principle," Mr. Getty to Mr. Justice Dickson. "My client has

Peter Forbes argued that not only has Mr. Tracy refused to meet with representatives of council, but he also has publicly stated that he does not recognize the present student government.

that he did not recognize the body for which he sought of-

vice. His intentions are destructive."

in an aside...

Justice David Dickson of the Court of Queen's Bench said Wednesday that he asked the two battling Student Unions, "Why don't you tear the whole thing up?"

He asked the question during a discovery hearing earlier this month in connection with litigation brought against former SU comptroller Eric Semple and others by former executive members Michael Bennett, Tony English and Hugh Brown.

"I hate to see something like

this go this far," he said during proceedings on Wednesday requesting a court injunction against the Student Union.

Mr. Justice Dickson also said that the creation of the Foundation, which will oversee the financial affairs of the Union, has effectively, "knocked the feet from under the functions of the comptroller," to which Tony Tracy was elected to but not seated in last October's general elections.

Mr. Tracy has not been seated by Council and has asked the Court of Queen's Bench for an injunction that would effectively halt Student Union business.

"It doesn't matter if he is a fascist or a communist, ...he should be seated."

bent over backwards to give council enough time. He should be seated. It doesn't matter if he is a fascist or a communist, but he should be seated."

UNB Student Union lawyer

Mr. Forbes said, "Mr. Tracy has denied the existence of council. In fact he has taken steps to interfere with its operations."

"He misled the electorate by not disclosing to the students



THE BIG CHEER!
-Residence Contest

If they made a movie about this Saturday's Red Devils' game, it might be called "The Big Cheer." "The Big Cheer" is a UNB residence challenge sponsored by the University of New Brunswick Athletic Club. The House which makes the most noise at Saturday's Red Devils game against what could prove to be the top team in the AUAA conference, the Dalhousie Tigers, will be declared "Big Cheer Champion."

Game time is at two o'clock. The winning house will get a free movie night for their residence, including movies, VCR, popcorn, and softdrinks. The Fredericton media will pick the winner with consideration given to the loudest cheering squad, banners and Red Devils-oriented costumes.

Each house must identify themselves with either a banner or group uniform (i.e. house shirts) and sit as a group. Excitement about UNB sports is on the rise: last week the Main Gym was packed to capacity with feverish basketball fans. This week it will be the Aitken Centre that is filled with UNB supporters.

Catch the excitement: be a part of UNB sports. For additional information contact the UNB Athletics Department.