

January 17<sup>th</sup>. 2015  
*Without prejudice*

Agreement to abandon the suit and defer to a judicial reference

We hereby agree to conclude the Khan and Ali Syed v. SSMU Council and Speaker case. The issues are agreed to be resolved on the basis that two questions will be submitted to the Judicial Board (“JBoard”). The JBoard is hereby mandated to investigate and make recommendations on the following:

1. Does a special 2/3 majority rule instead of a simple majority for the “Motion to Postpone Indefinitely” constitute a valid standing rule according to Article 5.2.2 of By-Law Book I-5?
2. Analyze and clarify the meaning of Article 5.2 of By-Law Book I-5. If the JBoard deems that there is an obligation, it shall elaborate on the nature and extent of the obligation therein implied.

In the event that question 2 is answered in the affirmative, the JBoard shall outline the procedure for publication of “Standing Rules” to the Society.

We, the undersigned, agree to the above and commit to respecting the non-binding recommendation of the JBoard in good faith.

Nadir Khan

Zain Ali Syed

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Courtney Ayukawa,  
on behalf of SSMU Legislative Council

Charles Daoust,  
Junior Advocate on behalf of Speaker of Council

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I, the Chief Justice of the Judicial Board, in my capacity as mediator for the session held January 17, 2015, formalize the above agreement.

Muna Tojiboeva,  
Chief Justice of the Judicial Board

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Daniel Richer, Junior Advocate for the Petitioners

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Charles Daoust, Junior Advocate for the Respondents

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