



Republic of the Philippines  
Polytechnic University of the Philippines  
Student Council Constitutional Commissions

**Commission on Elections**

**Decision**

**Petition:** MOTION FOR RECONSIDERATION FOR THE CASE OF MR. AARON CABORNAY, CANDIDATE FOR THE POSITION OF COUNCILOR FOR THE COLLEGE OF ACCOUNTANCY AND FINANCE STUDENT COUNCIL

**Petitioners:** PUP Students' Party for Equality and Advancement of Knowledge (PUP SPEAK)

In August 24, 2021, the Implementing Rules and Regulations of the 2021 PUP Election Code has taken effect.

On August 27, 2021, the filing of the Certificate of Candidacy for the 2021 Elections has commenced and ended on September 1, 2021. Additional documents, like the Certificate of Grades, is extended until September 4, 2021.

The candidate, Mr. Aaron Cabornay, who seeks to run for a position in the College of Accountancy and Finance Student Council did not submit the documents required in the IRR but submitted a pledge that he will be disqualified in case he fails to comply with the Commission.

The party, PUP-SPEAK, submitted the documents of all of their candidates in September 4, 2021 at 12:57PM, before the prescribed deadline set by the Commission. The name of Mr. Aaron Cabornay is not on the list of documents.

The petitioners filed this motion on September 19, 2021, fifteen days after the deadline and four days after the initial release of all qualified candidates in the said college.

**Decision:** The Commission dismisses the Motion for Reconsideration.

The candidate, Mr. Aaron Cabornay, running for councilor in the College of Accountancy and Finance Student Council, did not submit any documents mandated by the Implemented Rules and Regulations therefore ineligible to seek election.

The candidate gave his consent that when the deadline expires and he still fails to submit the correct document, he will be disqualified. The Commission upholds his consent.

The commissioners from CCIS delivered the opinion of the commission, joined unanimously.

The commissioner from ITECH took no part in the deliberations of the protest.

**Opinion of the Commission:**

The petitioner cited the following grounds to file this motion:

- a. There has been a minor error and miscommunication between the campaign managers and candidates of PUP SPEAK during the submission of the requirements., Mr. Aaron Cabornay has in fact completed his requirements which includes the Certification of Enrollment, and the Certificate of Grades, and he is cleared from any financial liabilities. The Campaign Managers made a slight error in consolidating his requirements.
- b. PUP SPEAK believes that since this is the first time that our university will be conducting an election through an online platform. Those who will be participating in the election will be prone to minimal mistakes, intermittent errors and delays due to the on-going pandemic. Thus, there should be consideration and understanding on the part of the COMELEC during this entire process.

The Commission is not at fault in the miscommunication between the campaign managers and the candidates of PUP SPEAK. It is the responsibility of the candidates to submit the correct documents to the Commission. In case that the candidate is unable to do so, the paralegal is responsible because he/she represents the candidate.

Additionally, the candidate pledge to submit the document on time on the consequence of disqualification if failed to do so.

**SO, ORDERED**

**(SGD) JANNETTE PRINCESS V. HINATE**  
*Chairperson*  
College of Education Commissioner

**(SGD) JANEL MARIEKE B. BAÑARIA**  
*Vice Chairperson*  
College of Social Science and Development  
Commissioner

**(SGD) ALEC MARIZ G. AVERILLA**  
*Secretary General*  
College of Human Kinetics Commissioner

**(SGD) KATHERINE CLAIRE A. HOANG**  
*Treasurer*  
College of Architecture, Design and Built  
Environment Commissioner

**(SGD) ANGELA LUISA H. MONTENEGRO**  
College of Accountancy and Finance  
Commissioner

**(SGD) DIVINA MARIE B. IBAÑEZ**  
College of Arts and Letters Commissioner

**(SGD) ELIZABETH MARIE G. ANDAYA**  
College of Business Administration  
Commissioner

**(SGD) PETER THADDEUS V. IBAÑEZ**  
College of Communication Commissioner

**(SGD) MARC JOSEPH V. BARCIAL**  
College of Computer and Information  
Systems Commissioner

**(SGD) CHARLIZE KRIZIA R. LOPEZ**  
College of Engineering Commissioner

**(SGD) FRANZ MARIELLA D. SUMOCOL**  
College of Science Commissioner

Motion for Reconsideration for the case of Mr.

**(SGD) CYRUS JAMES P. MAGSINO**  
College of Political Science and Public  
Administration Commissioner

**(SGD) KRISTAN MARK F. BERNARDO**  
College of Tourism, Hospitality and  
Transportation Management Commissioner

**DIVINA I. ASIS**  
Institute of Technology Commissioner