

Opinion of the Court

**THE JUDICIAL BRANCH OF THE STUDENT
GOVERNMENT ASSOCIATION OF THE
UNIVERSITY OF TENNESSEE-KNOXVILLE**

Case No. 2017-4

ELECTION COMMISSIONER, PLAINTIFF v. ANTONIO BUTLER, DEFENDANT

Decided on Summary Judgement on 06 April 2017

I

This case arises out of the grievance submitted by the plaintiff, the Election Commissioner, regarding the use of a trademarked design or logo in his campaign design by the defendant, Antonio Butler. The defendant used the trademarked “UT” logo in his campaign design which is trademarked under the United States Patent and Trademark Office registration number 3433721.

II

This is in clear violation of Section F, Section 3, Subsection E(2) of the election packet which states, “No candidate shall model a campaign design from a trademarked or copyrighted design or logo held by a public or private company or organization regardless of the campaign receiving permission.”

* * *

THEREFORE, the court rules that the defendant acted in violation of the election packet by using a trademarked logo in his campaign design. The court hereby requires the defendant to cease usage of the logo in all campaign promotion, and may not begin setting up for tabling anywhere on campus until 8am on Monday, April 10th, 2017.

It is so ordered.

HOWELL (C.J.) delivered the opinion of the court. DARBY, GORE, MORGAN, THOMAS, and WRIGHT joined.