

REFLECTIONS WITH REFILWE



The Guardian spoke with A.S. Vice President of External Affairs Refilwe Gqajela about her experiences as a student leader and what she hopes to see in the university's future.

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FORECAST



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VERBATIM

"Bars and clubs make up the bulk of queer spaces, and it is more than common to see scantily clad men pulling attention on posters or poles. Even more common are the instances of groping, drunk affection, and blatant sexual assault."

Chris Robertson
Queeries
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Singer, Nieman, performs at Sixth College's annual music festival, Kuncocshun. Photo by Jerry Zhou // UCSD Guardian

UCSD

UC San Diego Workers Strike for Three Days in System-wide Strike

BY TYLER FAUROT EDITORIAL ASSISTANT

A three-day strike organized by the UC workers union the American Federation of State, County, and Municipal Employees 3299 began today at UC San Diego and the other UC campuses. The main cause for the strike is contract disagreements between workers and the UC system that have lasted for almost a year, bringing the tensions between the administration and the negotiators to a boiling point.

At around 11 a.m., strikers began marching from the Gilman Parking Structure near Geisel Library and made their way around the campus. First, the group circled around the Campus Services Complex, then marched up toward Geisel via the snake path from Earl Warren College.

The marchers stopped for a brief rally in front of the library by Silent Tree before continuing on toward Thurgood Marshall College, passing by the Chavez Legacy mural at Peterson Hall. Their final destination was the administration offices, where the group stopped in Matthews Quad at the center of the offices.

Here, a few speakers made a few rallying calls

to their fellow strikers and union members. They made statements including, "The people are the power," and "We are not to be ignored. We are the backbone of this university."

The group cited the significant impact workers have on the campus, stating that the cleanliness and safety of the school is largely thanks to the work of union laborers.

One speaker noted that "our dear Chancellor [Khosla] has the power to bring this all to a happy end. If not, we'll be back."

Angela Velasquez, a union member and laborer at UCSD told the UCSD Guardian, "Mostly, we're here just for respect. We are protesting the inequality that's grown here at the university, with respect to economic gender and racial issues they are seeing through their contract. They are fighting to try and address these inequalities, but the UC [system] has refused to."

Elaborating on gender issues, she said that much of her work is dictated by her being a woman.

"There's an uneven balance of workload

See **AFSCME**, page 3

CAMPUS

Department of Justice Fines UCSD for Immigrant Worker Discrimination

The fine was part of a settlement for illegally requesting additional documentation from immigrant employees.

BY ARMONIE MENDEZ
ASSOCIATE EDITOR

UC San Diego reached a settlement with the United States Department of Justice after the university's Resource Management and Planning department reportedly requested additional documents from its non-citizen employees proving their continued work authorization after their documents had expired.

The university, along with the UC Board of Regents, admitted to no wrongdoing on their parts. However, they reached a settlement with the DOJ, which inevitably fined the university \$4,712.40 after finding it in violation

of the Immigration and Nationality Act, which forbids employers from requesting such additional paperwork on the basis of the employee's citizenship status.

"Employers must comply with anti-discrimination laws, not only when employees are first hired, but throughout their employment. We will work with the university to ensure that its employment eligibility re-verification procedures avoid unnecessary burdens on permanently work-authorized immigrants based on citizenship status," Acting Assistant Attorney General John Gore of the Civil Rights Division said.

Not only has the school been fined,

but the DOJ has required that the RMP department's human resources staff be trained on the work eligibility verification and re-verification process, as well as thoroughly review the school's anti-discriminatory policies.

"The division's Immigrant and Employee Rights Section is responsible for enforcing the anti-discrimination provision of the INA," the press release by the DOJ stated. "The statute prohibits, among other things, citizenship, immigration status, and national origin discrimination in hiring, firing, or recruitment or referral for a fee unfair documentary practices

See **DISCRIMINATION**, page 3

CAMPUS

UC Lawyers Gear Up to Defend DACA Before Appeals Court

The attorneys representing the UC system in its lawsuit to save DACA spoke to the media on Friday.

BY REBECA CAMACHO
STAFF WRITER

This past Friday, the University of California held a teleconference to discuss the appeals court hearing and legal impacts of its case against the Trump administration's decision to rescind the Deferred Action for Childhood Arrivals program. The UC system mediated the conference call between various participating news media outlets and the lawyers Jeffrey Davidson and Alexander Berengaut — attorneys from Covington & Burling LLP representing the UC system — who will be presenting the oral arguments to the 9th U.S. Circuit Court of Appeals on May 15. The lawyers spoke on the overall case developments and national significance the UC system represents in the broader effort to challenge executive evasion of judicial rule.

The UC administration was the first to file suit against the current presidential administration back in September, when President Donald J. Trump announced he would be ending DACA, an Obama-era immigration policy initiated by current UC President Janet Napolitano when she served as secretary of the Department of Homeland Security in 2012. The policy provides a two-year deferment from deportation actions and establishes eligibility for work permits for about 700,000 children living in the U.S. without legal permission.

Berengaut, who is stationed in the Washington, D.C. branch of Covington & Burling LLP, spoke first to provide context on where the case stands in the overall DACA landscape.

Firstly, Davidson distinguished that this case is part of a broader effort against the rescindment of DACA. Beginning in January of this year, U.S. District Judge William Alsup in San Francisco took the lead in entering an injunction so that the government's decisions first go through proper legal channels, effectively severing its ability of immediate implementation and keeping the program alive for at least another year. This was followed with similar rulings by Judge Nicholas G. Garaufis of the U.S. District Court in Brooklyn in February, and U.S. District Judge John Bates of Washington, D.C. in April.

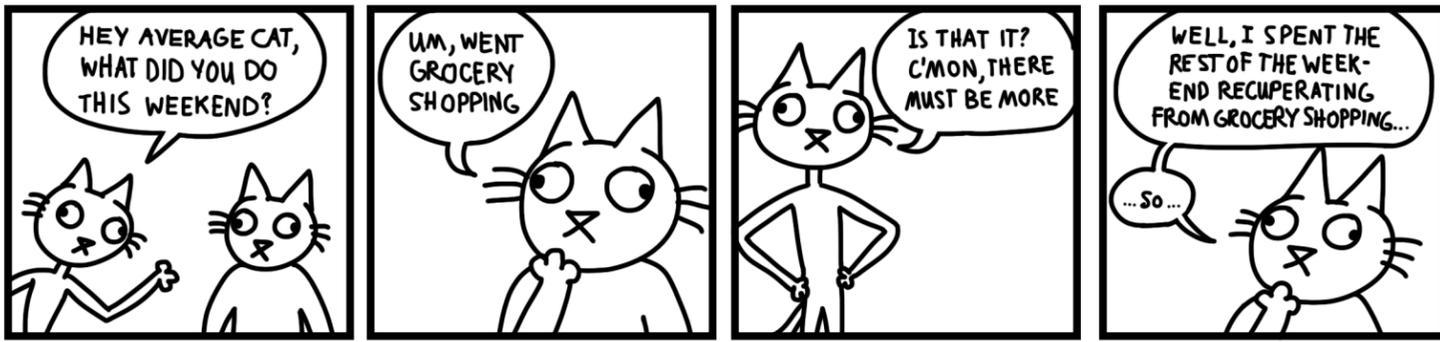
Overall, three of the four judges to which the case was submitted have come out against the government's decision. This allowed for more than 55,000 DACA recipients to renew their grants, giving them at least two years of safety. The rulings are from judges on both sides of the partisan aisle, Berengaut pointed out, indicating that the problem is regarding how executive decision-making should be made.

"Our view goes straight to the core of what it means to be an American and what our society is made of," Berengaut stated.

See **DACA**, page 3

AVERAGE CAT

By Christina Carlson



LIGHTS & SIRENS

Lights and Sirens is compiled from the Police Crime Log at police.ucsd.edu

Tuesday, May 1

- 10:52 a.m. Medical Aid**
Adult male experiencing chest pains and shortness of breath. Transported to Hospital.
- 1:55 p.m. Drunk in Public**
Original report of suspicious male hunched over possibly needing medical attention or intoxicated. Closed by Adult Arrest.
- 4:56 p.m. Welfare Check**
Male with suicidal thoughts. Transported to Hospital.
- 5:29 p.m. Disturbance**
Report of male throwing rocks and using hands to hit vehicles. Stay Away Order Issued.
- 11:15 p.m. Battery**
Physical altercation between patient's visitors, victim sustained laceration to his nose, other party escorted off premises. Hospital Security Report Taken.

Wednesday, May 2

- 12:55 a.m. Prowler**
Report of a male on ground who appeared disoriented by stairs at main entrance. Stay Away Order Issued.
- 5:58 a.m. Vandalism**
Psych subject, report of male in underwear only, in fenced area of school, subject reported to have escaped from Scripps Hospital, subject ran from police and was later found on roof of the Nissan Design Building on Campus Point Dr, Nissan reporting intentional damage to HVAC unit of roof, cost of damage \$2000.00. Transported to Hospital.
- 10:32 a.m. Welfare Check**
Report of student with suicidal thoughts. Transported to Hospital.
- 12:49 p.m. Medical Aid**
Female conscious but having trouble breathing. Transported to Hospital.
- 1:30 p.m. Collision Counter Report**
Motorist of personal vehicle, states he was sideswiped by MTS bus when it veered into his lane. Report Taken.
- 3:10 p.m. Alcohol Violation**
Student under the legal drinking age was intoxicated to such an extent that they self-RAP themselves to the on-campus sobering facility. Referred to Student Conduct.

Thursday, May 3

- 7:10 a.m. Citizen Contact**
Complaint of adult male taking pictures of employees due to being upset about a

collision that occurred the previous day. Information Only.

- 10:12 a.m. Information**
Subject with stay away order on campus looking for their property, referred to UCSD Police Department. Information Only.
- 11:17 a.m. Suspicious Person**
Student with active suspension on campus, additional information for case 2018-0685. Information Only.
- 5:58 p.m. Welfare Check**
Male talking to himself and appeared upset. Unable to Locate.
- 7:20 p.m. Animal Call**
Report of dead bird on PD counter at storefront. Unable to Locate.
- 8:31 p.m. Alcohol Violation**
Reporting party heard someone yelling and crying under overpass. Information Only.
- 9:53 p.m. Unknown Trouble**
Unknown male caller asked CSO to respond to West Tower, when asked why, subject hung-up. Checks OK.

Friday, May 4

- 5:34 a.m. Illegal Camping**
Report of transient defecating on walkway. Gone On Arrival.
- 2:09 p.m. Animal Call**
Small injured bird outside the women's restroom. Gone On Arrival.
- 11:17 a.m. Suspicious Person**
Student with active suspension on campus, additional information for case 2018-0685. Information Only.
- 4:09 p.m. Gas/Water/Sewer Leak**
Strong odor of natural gas in the area. Checks OK.
- 4:56 p.m. Traffic Hazard**
Report of young adult male running in and out of traffic. Unable to Locate.
- 6:29 p.m. Information**
Report of road rage incident with Lyft/Uber driver. Information Only.
- 12:00 a.m. Theft/Trespass**
Patient reported that his backpack was stolen from waiting room, suspect located and issued stay away order, property returned to owner. Hospital Security Report Taken.

— Armonie Mendez
Associate News Editor



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Page Layout

Aleya Zenieris, Tina Chen, Z.Y. Lin, Kristy Liou

Copy Readers

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Advertising Design

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General Editorial:
editor@ucsdguardian.org

- News: news@ucsdguardian.org
- Opinion: opinion@ucsdguardian.org
- Sports: sports@ucsdguardian.org
- Features: features@ucsdguardian.org
- Lifestyle: lifestyle@ucsdguardian.org
- A&E: entertainment@ucsdguardian.org
- Photo: photo@ucsdguardian.org
- Design: design@ucsdguardian.org
- Art: art@ucsdguardian.org
- Marketing: marketing@ucsdguardian.org

Advertising: 858-534-3467
ads@ucsdguardian.org

Fax: 858-534-7035

The UCSD Guardian
9500 Gilman Drive MC 0316
La Jolla, CA 92093-0316



2018 BUDDHA'S BIRTHDAY CELEBRATION

SUNDAY, MAY 20
慶祝佛誕節

- 10:30AM —
Dharma Service and Buddha's Birthday Offering Ceremony
- 10:30AM —
Goodie Bazaar
- 11:30AM —
Vegetarian Food Fair
- 12:30PM —
Cultural Performance

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The Employees Marched Throughout Campus

► **AFSCME**, from page 1

between the men and the women," Velasquez said. "Women are more concentrated in some job titles that are considered to be more woman-oriented, as opposed to more 'manly' work. The starting pay is different based on job titles, and generally the generically women's jobs pay less."

One of the main objectives in the union's contract negotiations is a wage increase for laborers. The union demanded a 6-percent raise, but the UC only offered as much as 3 percent over four years.

"There is a growing gap between workers at the bottom to administrators," Velasquez told the Guardian. "What we're asking for is not a lot compared to the rates of [the University of California] using taxpayer dollars to pay a

Chancellor's salary."

"I hope we can come together so I can go back to my work and serve the students, which I enjoy doing here. Just like the people in the hospitals being able to go back and help their patients," Velasquez said.

The strike is set to continue into Wednesday. It is expected that more marches involving larger groups of union members will take part in the coming days.

"If the university really wants what is best for students, they should come to the table," Velasquez concluded. "What we're asking for is not unreasonable."

READERS CAN CONTACT
TYLER FAUROT TFAUROT@UCSD.EDU

UCSD Has 60 Days to Amend Its Behavior

► **DISCRIMINATION**, from page 1

retaliation and intimidation."

The DOJ has given the university 60 days after the effective date of the settlement to review existing policies

regarding non-discriminatory hiring practices on the basis of citizenship and revise them in accordance to regulations described in the settlement

statement.

READERS CAN CONTACT
ARMONIE MENDEZ AEMENDEZ@UCSD.EDU

The Lawyers Will Use Trump's Statements Against Him

► **DACA**, from page 1

The second point was about how Texas and a few other states have filed federal lawsuits seeking declaration that DACA is unlawful. Lawyers in Brownsville, Texas argued that their case was not directed against other currently pending cases, seeing as federal courts cannot legally enter any injunction that might interfere with cases not yet closed.

Berengaut ended on the importance of the legislative branch in giving the final say in the matter.

"None of these cases are substitution for legislative decision; it is only Congress that can enshrine

decision into law," he said.

Davidson, located in Washington, D.C., gave the oral arguments that will be used when the lawyers defend it on Tuesday in the 9th Circuit.

Davidson explained how, contrary to previous public statements made by the president, DACA is premised on the enforcement of authority established during the Eisenhower administration, dating back over 50 years in U.S. history.

He also pointed out that the government's chief defense strategy is extreme in reach; when declaring DACA to be unlawful, the statement

of the ruling is outside of court jurisdiction, discrediting such a notion.

The Trump administration has made public statements claiming to anticipate DACA's ruling as political leverage against Democrats, which Davidson ultimately concluded will illustrate how DACA recipients are being utilized as political bargaining chips and strengthen the argument of the capricious and unconstitutional nature of the executive order.

READERS CAN CONTACT
REBECA CAMACHO RLCAMACHO@UCSD.EDU

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