

TAU GAMMA PHI GLOBAL

JUDICIAL COMPLAINT

Submitted to:

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Chapter Judicial Committee: _____

☐

Cluster Adjudicatory Board: _____

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Global Judicial Chamber

Case No.

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(to be assigned by Judicial Body)

Year

Sequence

Received by: _____ Date: _____

Bro. Hector Concepcion, The Empire State Triskelions, et. al.
Complainants(s),

- versus -

New York Triskelions (NYT), NYT League of Leaders, NYT Founders and NYT

Advisers

Respondent(s)

x- -----X

1) The Complaint is for the offense(s) of: (Please Check)

- ☐ Physical Violence against a Fellow Triskelion
- ☒ Non-Physical Violence against a Fellow Triskelion
- ☐ Monetary or Property Offenses against a fellow Triskelion or Body of the Tau Gamma Phi
- ☐ Other Offenses against a fellow Triskelion or Body of the Tau Gamma Phi
- ☐ Legal and/or Procedural Errors in the Trial Process

2) Describe how the offense(s) was committed. In a clear and concise manner, state the time, date and place, the circumstances and specific act(s) that constitute the offense(s).

We are filing formal complaints against all identified officers/ members of the NYT League of Leaders, including the violated Articles and Sections of our NYT Ratified By-Laws and Tenets and Code of Conduct.

The complaint, presented by the plaintiff, Bro. Hector Concepcion, and members of the class, is respectfully submitted, outlining the alleged violations within the New York Triskelion League of Leaders (NYT LOL).

1. NYT event during the visitation of Congressman Bro. Bong Teves (June 16, 2023, at 9:15 P.M.).
2. Several brothers have asked who invited the suspended Brother to the event. Bro. Richard Delarmente and Bro. GT Baltazar Evangelista responded to the inquiry by saying that Sister Sachi asked the suspended Brother (Geuel Royce Penalosa).

3. Because she was also celebrating her birthday. Bro Hector Concepcion & Past GT Bro. Raphael Lauchengco (current member of the Grand Council as ex-officio) clarified the claims from Sister Sachiko.

4. Still, she denied it because it was not her event. Therefore, she does not have any right or privilege to make such invitations, particularly to former NYT members, under the penalty of Persona-Non-Grata.

Violations:

i. **Capital O- Obey all fraternity rules and regulations and be governed and guided by the Tenets and Code of Conduct.**

ii. According to the approved and ratified Constitution and Bylaws of New York Triskelion, Sec. 3. Disciplinary Action – Disciplinary action may be imposed upon a good faith determination of NYT that the member has failed in a material and severe degree to observe the rules of conduct of NYT or has engaged in conduct materially and seriously prejudicial to NYT's purposes and interests. A person under disciplinary action and whose membership is suspended shall not be a member during the period of suspension and, as such, shall not be entitled to any of the rights and privileges of membership. **He shall not be allowed to be present nor participate in any official fraternity meetings, functions, or events.**

iii. Article VIII, Sec. 2, Note. 3 To issue guidelines, rules, and regulations for ratifying and fulfilling the purposes set forth in this Bylaws, **for the exercise by the members of their rights and the performance of their responsibilities, and, generally, to decide on all matters affecting NYT.**

5. The disciplinary action enforced by the NYT Grand Council under the administration of MDG Bro. Raphael Lauchengco was lifted by the current Grand Council led by Bro. GT Baltazar Evangelista through election via Zoom meeting without coordinating the past administration who implemented the penalty, particularly MDG Bro. Raphael Lauchengco and a member of the Grand Council, according to Article VIII Section 2.

Article VIII Section 2. Powers and Duties of the **Grand Council. It shall be composed of all MDGs,** the current elected officers, GT, DGT, MKS, MKC and the Master Triskelions. Once elected and upon assumption of office, the new GT shall automatically assume his position and his duties as a Member of the Grand Council. The former Members of the Grand Council shall be considered automatically resigned except for the outgoing GT who shall remain as ex-officio member of the Grand Council and shall orient the incoming Members and shall assure an orderly transition.

Violations:

iv. **Tenet No. 5 Brothers, I shall love and respect their counsel I shall heed.**

v. Violation: Article X, Sections 1 & 2.

Sec.1. The **Order of MDGs** is the consultative and advisory body of NYT. It may be called upon as the final arbiter and adjudicator of all cases that may require its final decision.

Sec. 2. **Composition of the Order of MDGs. It shall be composed of all the past Grand Triskelions as Voting members, Alumni Association Presidents, and past MDGs of the Tau Gamma Phi/Tau Gamma Sigma as ex-officio, non-voting members.** By a majority vote, the Order of MDGs may veto a policy, a program, a project, a budget, or an activity that is approved by the Grand Council for implementation if found by the Order of the MDGs to be inimical to the best interest of NYT and the Tau Gamma Phi/Tau Gamma Sigma. When called upon as the final arbiter and adjudicator, the Order of the MDGs may overturn, reverse, annul, invalidate, or abolish a decision, verdict, judgment, or resolution of the Grand Council, and its decision shall be deemed final and immediately executory.

6. The administration led by Bro. GT Baltazar Evangelista called upon an emergency meeting and made a letter less than 24 hours ago on (June 17, 2023). Bro. GT Val Baltazar Evangelista.

7. Lifting the Persona-Non-Grata penalty of Bro. Geuel Penalosa, without due process of reopening the case and re-investigating and relying on the suspended Brother's letter and video on (July 14, 2023, at 4:09 P.M.).

8. The current event officers signed and received an apology letter from Bro. Geuel Peñalosa but was never dispensed to the other members and past officers.

9. It was only dispensed after we reacted and discovered that Bro. Geuel Peñalosa was already there celebrating with everyone.

10. A conditional letter was also made by NYT leadership after the fact stating that the Bro. Geuel Penalosa is not allowed to hold/ assign to any position in NYT within 365 days from date of letter.

11. We strongly believed that the NYT leadership made the said emergency meeting, video, conditional letter as their justification to cover their gross negligence of not abiding on the NYT Ratified By-Laws, which we also believe as an admission of guilt because they knowingly violated the Tenets and Code of Conduct.

Violations:

vi. **Tenet 7. The Grand Triskelion is righteous, just, and strong.** He shall be obeyed. The letter was made to justify the suspended Brother's presence during the event. Bro. GT Val's (Baltazar Evangelista) actions did not behave to what is morally right and fair with the previous administration, particularly the complainants.

vii. 1st I- Inform & orient your fellow brothers on everyday matters which you consider vital to the Fraternity.

Prayer for Relief:

WHEREFORE, plaintiff and class members demands judgment against defendants New York Triskelion League of Leaders the following remedies:

- i. Release of custody of unedited recorded video of Zoom meeting held on August 2023, attended by Bro. Hector Concepcion et al., Bro. Richard Delarmente, Bro. Baltazar Evangelista, Bro. Susan Tevez, NYT officers et al., and Brod. GGT Dod Peralta.
 - ii. Immediate arrest of NYT Charter from TGP Global roster of chartered chapters if found guilty.
 - iii. Expulsion from the Root Chapter of all NYT League of Leaders, NYT Advisers, NYT MDGs, and each NYT member who will be found guilty of conspiracy in covering up all of these listed plaintiff’s claims.
 - iv. The verdict shall be posted in all Tau Gamma Phi websites and social media sites, including the names of all NYT officers found guilty of conspiracy to defraud the honorable members of TGP Global, the plaintiff, and its class members.
- 3) The evidence (affidavits, pictures and other documents) to prove the allegations of the complaint are being proffered to prove the facts and offenses. (Use alphabetical sequencing, e.g. Annex “a” , “b”, “c”,...)

ANNEX	Description of Document	Purpose of the Proffered Document
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(a) _____

IN WITNESS WHEREOF, I/we have hereunto set my/our hand(s) this _____ day of _____, _____ in _____.

Complainant’s Name

Signature

Bro. Hector Concepcion, et. al



Cc. TEST Officers and Members

SUBSCRIBED AND SWORN to before me this _____ day of _____, _____ in _____.

Administering Officer

VERIFICATION and CERTIFICATION of NON-FORUM SHOPPING

I/we, the undersigned Complainants, of legal age(s), single/married after having been duly sworn in accordance with law, do hereby depose and state that:

- 1. I/we had caused the preparation and filing of the foregoing Complaint, and I/we have read the contents thereof which are true and correct based on my/our personal knowledge and authentic documents, and;
- 2. I/we have not commenced any other action or proceeding involving the same or similar issues in the any fraternal body or any other tribunal. If I/we should come to the knowledge that similar action(s) or proceeding(s) are pending before these fraternal bodies, I/we shall undertake to notify this Honorable Office within five (5) days from knowledge thereof.

IN WITNESS WHEREOF, I/we have hereunto set my/our hand(s) this _____ day of _____, _____ in _____.

Complainant’s Name

Signature

Bro. Hector Concepcion

Bro. Armando Encanto

Bro. Ian Jonathan Gonzales

SUBSCRIBED AND SWORN to before me this _____ day of _____, _____ in _____.

Administering Officer