

For distribution

Faculty Senate receives reports

by Theresa Stewart
Staff Reporter

Three committee reports scrutinizing the University budget, religious preferences in employment, and the faculty appointments and promotions process were approved for distribution by the Faculty Senate last Wednesday, Sept. 11.

The Recent University Budgets Report charges that the surplus in the unrestricted fund declared by the administration is consistently incomplete. 'In the statement for 1972-73,' for example, the report reads, 'the declared surplus in the unrestricted fund was only \$339,000. In fact, however, \$1,400,000 in unrestricted gifts were transferred out of unrestricted current funds into restricted current funds.'

The Legal Implications of Religious Preference in Employment Report concludes that the policies described in the University's tentative COUP Report are in direct conflict with a federal executive order and could jeopardize the University's present federal contracts.

The report presented by the Committee on the Appointments and Promotions Process shows that nearly all of the committee's recommendations for new appointments and tenure have been upheld by the administration. The report also points out, however, that 'the question confronting the Faculty Senate and the faculty at large is the relatively small number of tenure recommendations overturned without adequate explanation.'

The Committee on Recent University Budgets, headed by Professor Irwin Press, has examined the University's recent financial statements in an effort to determine how resources have been employed. It has found that the administration focuses upon the unrestricted fund balance each year to determine

whether or not money has been made.

The committee's report claims that this procedure is 'somewhat misleading' due to the administration's policy of transferring large sums out of the unrestricted current fund into restricted funds. 'This sort of discretionary surplus,' the report states, 'has ranged between \$1,500,000 and \$2,500,000 in each of the past several years.'

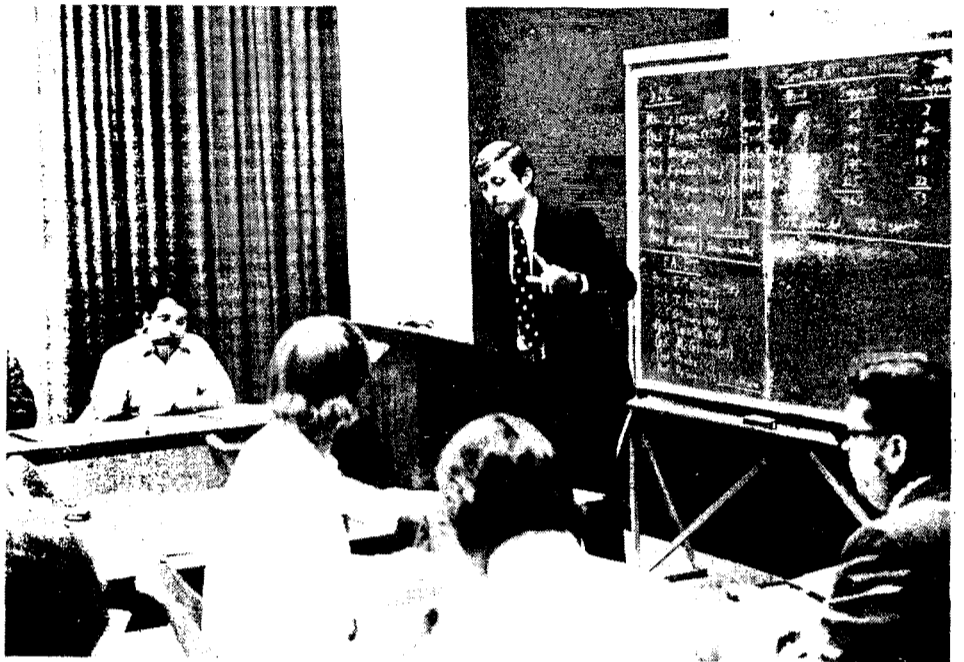
The committee questions the priorities used in the distribution of funds by the University. Citing the 'deteriorating purchasing power of the salary of the average Notre Dame faculty member over the last four years,' the report investigates the possibility of a salary increase of 10 to 12 percent.

The Committee on the Legal Implications of Religious Preference in Employment, headed by Professor Robert Vasoli, has examined certain allegations related to religious discrimination on the part of the University in its recent decisions on hiring, tenure, promotions, and reappointments.

To determine whether or not sufficient grounds exist in law for such an inquiry, the committee had asked Professor Howard Glickstein and the staff of the Center for Civil Rights to prepare a memorandum concerning the legal ramifications of the intrusion of a religious factor into the University's employment policies.

The Center concluded that the hiring policies outlined in the COUP Report do not violate Title VII of the Civil Rights Act of 1964, but are contrary to Executive Order No. 11246, as amended. This executive order requires any institution contracting with the federal government to pledge that it does not discriminate in employment on the basis of race, color, religion, national origin, or sex.

The executive order contains no exemption for the use of religious



The Faculty Senate met Wednesday and approved reports concerning the University budget, religious preferences in employment and faculty appointments and promotions.

preference in the employment practices of religious institutions. Consequently, in the opinion of the Center's memorandum, 'persistence of this policy on the part of the University could jeopardize the University's present federal contracts and could result in its being barred from further federal contracting.' In other words, federal funding could be withdrawn.

The report points out, however, that 'it remains to be seen whether federal enforcement agencies and officials will insist upon a fuller compliance with the language of the executive order.' As yet there appears to be no test case in this area regarding religious discrimination.

Dr. James Lyon was opposed to distributing the committee's report. 'It will only get us into the problematic relationship of church and state,' he said. 'There are no viable possibilities open to the University for a solution,' Lyon claimed.

Dr. Julian Pleasants at last Wednesday's Senate meeting argued against the importance of having a religious faculty. 'Since dialogue concerning religion does not happen accidentally, what is the use of having an articulate religious faculty?' he asked. Pleasants suggested a program of structured dialogue.

(continued on page 2)

At other Catholic schools

Positions on sexuality compared

by Ken Girouard
Staff Reporter

In light of the current controversy over the University's position on human sexuality, the Observer contacted several other major Catholic universities and colleges. The purpose of this poll was to examine Notre Dame's position on sexuality in relation to other educational institutions.

An important finding of the poll is that none of the schools questioned had any written or explicit policy regarding sexual activity. It must be noted, however, that all of them ban cohabitation to comply with state and federal laws.

Georgetown

At Georgetown University, there are no rules controlling male-female relations, except one which prohibits cohabitation. For first-semester freshmen, there are parietal hours which are similar to those at Notre Dame. After the first semester, however, there are no visitation limits.

The Board of Directors of Georgetown University issued a statement which prohibits students "to engage in immoral activities against the unmarried," but Thomas Ritz, Associate Dean for Resident Life, pointed out that this does not necessarily mean that sexual relations are involved.

In regard to cohabitation, Ritz stated that it is virtually impossible to prove that cohabitation is occurring. "There is no way to ascertain if a girl has been in a room for a night or a week," he said.

Marquette University

Father Sauve, Director of Campus Ministry at Marquette University said that there are no rules or statements whatsoever on sexual conduct. "Since we subscribe to the Christian ethic, it's more of a common sense thing. We don't need any moral rules," he said.

Marquette has two coeducational dorms, two female dorms, and one male hall. The visitation hours are between 4 p.m. and midnight on week nights, and 4 p.m. and 1 a.m. on weekends. Fr. Sauve pointed out that these are merely for the order of the community and have nothing to do with sexual activity.

University of Dayton

Like the other institutions, the University of Dayton prohibits cohabitation. Their parietal hours are exactly the same as those at Notre Dame.

Dayton's policy determining visitation hours is the "Escort Policy." Under this rule, every male visiting a female dormitory is required to be accompanied by a resident of that dormitory. This is to eliminate "prowling around," which often leads to theft of the residents' personal property.

There is no written policy on the subject of human sexuality. Father Rupp, Director of Campus Ministry, commented, "We don't condone it and we don't condemn it. The only way a student gets in trouble is by violating the rights of others, such as kicking out a roommate for the weekend."

Boston College

Fr. Ed Hanrahan, Dean of Students at Boston

College, said, "we have no such rule. Generally, we are in compliance with the civil and federal code. Specifically, that means no cohabitation."

Father Hanrahan explained that cohabitation was against the law and, as a result, Boston College prohibited it. He said that there is no written rule regarding sex. "Since we adopt the Catholic belief, it's all rather implicit that we don't believe in pre-marital sex, but we don't have it written down as a rule."

Boston College does have parietals. It also has a large number of apartments and modular homes for student housing. These could be classified as coeducational, but they are still completely private and assigned randomly.

Stonehill College

"The philosophy of our school says that we are dedicated to the development of an ethically sensitive person. It's impossible to dictate moral stands and achieve this," stated Mary Hurley, Assistant Dean of Students at Stonehill College. She said that although the school believes in the Christian moral system, there is nothing in writing about moral systems except for the basic college conduct guides.

Parietals at Stonehill apply only to freshmen, allowing visitation til midnight during the week and on weekends.

All schools polled treat violations on the hall judicial system level. Cases of greater magnitude then are directed to the Dean of Students Office. Every school official contacted also emphasized that there had been no major problems in the implementation of their respective conduct codes.

world

briefs

SAN CLEMENTE, CALIF. (UPI) - Reports persist that former President Richard Nixon may be ailing, David Eisenhower has described his father-in-law as depressed, adding that his left leg, stricken with the blood disease phlebitis, has swollen to twice its normal size. A medical source says doctors have asked Nixon to seek hospital treatment, but he has refused.

ETHIOPIA (UPI) - Lt. Gen. Aman Michael Andom takes over as Ethiopia's military strongman, capping a seven-month gradual coup that began with barracks rumbling and ended with the ouster of Emperor Haile Selassie.

WASHINGTON (UPI) - President Ford and the U.S. Senate have agreed on a joint policy regarding Watergate defendants: There will be no pardon for anyone who has not come to trial.

BOSTON (UPI) - Schools officials expect absenteeism to be as high as 33 per cent city wide and 95 per cent among whites in some areas for the second day of Boston's court-ordered desegregation.

on campus today

friday, september 13, 1974

5-9 pm entertainment peter lind hayes show, dinner 5-8 pm, show 8-9 pm. university club for members and guests both \$3.95
 5 pm evensong vespers log chapel
 5 pm mass and supper everyone welcome bulla shed
 8 & 10 pm film 'easy rider' sponsored by smc social commission carroll hall of madeleva memorial
 9 pm-1 am coffeehouse spook out concerts-frank martin, steve paspek, dennis klee, pete snake. candy apples \$.20 st. mary's
 8-12 pm square dance sorin-farley sponsored bookstore b-ball courts free

saturday, september 14, 1974

6:30 pm film 'abhiman' sponsored by nd italian assc. lib. aud. free
 8 & 10 pm film 'easy rider' sponsored by smc social commission carroll hall of madeleva memorial

sunday, september 15, 1974

4:30 pm evensong vespers lady chapel
 7:30 pm concert van morrison and dave loggins... acc \$4,5,6100
 dailuy
 12-9 pm art exhibit 'neon & drawings'-tom scarff moreau gallery
 12-9 pm art exhibit 'recent photographs'-faye serlo photo gallery
 12-9 pm art exhibit 'drawings and paintings'-sarita levin little theatre
 10-5pm art exhibit pre-colombian art, contemporary graphics, art faculty & masterpieces from permanent coll. nd art gallery
 1-5 pm sun.

Budget critiques submitted

(continued from page 1)

The Committee on the Appointments and Promotions Process, headed by Professor James Cushing, contacted all the department chairmen in the University and talked with members of several departmental committees to determine how often and by whom CAP (Committee on Appointments and Promotions) recommendations had been overturned in the last three years. It also sought to learn whether the committees had received adequate explanations in such cases and 'to detail the

specifics of a controversial appointment of a department chairman last spring.'

The CAP report shows that 109 out of 114 of the committee's positive recommendations for new appointments have been upheld by the administration, as have 54 of the 75 unanimous or strong positive CAP recommendations for promotion and tenure.

The committee, however, did express its concern about the relatively small number of CAP tenure recommendations overturned 'without adequate explanation to the satisfaction of some committee members.'

Cushing announced that the reports of all three committees will be distributed to all faculty members in a week or two. He stressed the need for discussion about them among the faculty in order to decide what should be done on the issues raised. These suggestions will be discussed at the next Senate meeting, Oct. 1.

Four additional committees are preparing reports for future presentation: the Liaison Committee to the Board of Trustees, the Budget Review Committee, the Committee on Collective Bargaining and the Committee on the Status of the Faculty.

Coffeehouse opens tonight

by Bill Gonzenbach
 Staff Reporter

Nazz, the new student coffeehouse, opens tonight in the basement of LaFortune Student Center. The coffeehouse is free and is open on Friday and Saturday nights from 9:30 to 1:30.

"Folk, rock, and jazz music will be performed," said Ralph Pennino, the coffeehouse organizer, "and soda, cider and cheese and crackers will be sold for a very small charge."

Pennino said the coffeehouse is operating on a trial basis for six weeks. "If everything runs well we will continue to be open on Friday and Saturday nights and we will attempt to open on Friday and Saturday nights and we will attempt to open the coffeehouse on Wednesday nights from 10:00 to

12:00," said Pennino.

In the future the Nazz organizer hopes to show films such as the Marx Brothers movies and to get performers from South Bend and Chicago to play at the coffeehouse.

Pennino also wants to have an amateur show where students could sing, act or do impersonations.

"There is no place on campus to take a date after a film or a party," said Pennino, and we hope to provide such a place at a reasonable price - free. We hope

that people will enjoy the music, snacks and candle-lit tables and that they will support the coffeehouse so that it will become a permanent institution."

Tonight there will be four musical performances. The first group consists of Jim Ernzén, Chuck Beck, and Marylu Iredale and the second group is comprised of Bill and Mike Blanford, J. Steinman, and John Beget. John Salverson and Dave Shaheen will give solo guitar performances.

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Erratum

The article about renovation in the Placement Bureau in yesterday's Observer gave an incorrect date for the expected completion of the renovation.

Instead of the date October 23 give in the article, the Placement Bureau renovation is expected to be completed on September 23. Placement Director Richard Willemin said that he will be completely settled in the offices by October 20 in time for the Open House scheduled the week of October 23.

Donations to be collected

by Mark Jahne
 Staff Reporter

Collections to help feed starving people around the world will be made daily outside of the North and South Dining Hall, beginning Sunday, September 15, and continuing throughout the school year.

Donations can be made during lunch at lines E and F of the North Dining Hall, and during dinner at the South Dining Hall entrance.

The money collected will be distributed equally among CARE, UNICEF and the Catholic Relief Services. It will be used primarily to feed those suffering from hunger in West Africa and Bangla Desh.

Last year the Notre Dame community contributed \$2,300 to such charities.

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Hesburgh to speak at SLC meeting

By Fred Herbst
Staff Reporter

SLC Chairman Frank Flanagan yesterday set Monday, September 16 as the date for the first business meeting of the Commission. Highlighting the agenda for Monday night's meeting will be an address by the University's President, Fr. Theodore Hesburgh.

Also during the meeting, which Flanagan termed as "semi-organizational", the Commission will receive reports from each of its five standing committees: the Planning and Policy Committee; the Off-Campus Committee; the Campus Life Committee; the Rules Committee; and the Steering Committee.

The Chairman noted that the University's sexuality rule and directive on alcohol are his "number one and two priorities" for the year, but stated that they would probably not be discussed at the upcoming meeting.

Discussing the University's

sexuality rule, Flanagan said that the issue would be raised early in the semester. He also noted that he anticipates an attempt to liberalize the rule.

The University's directive to ban alcohol also drew comment as the chairman was unable to say in what manner the SLC would approach the directive. He said,

though, that the matter would more than likely be brought before the Commission at their next meeting.

Flanagan mentioned that the

SLC would take an extensive look at the parietal regulations of the University, in order to determine if "they represented what they were originally intended to represent."



SLC Chairman Frank Flanagan hopes to 'liberalize' the University's sexuality rule.

Mitchell says fair trial impossible

By JANE DENISON

longer possible in this case."

WASHINGTON (UPI) — Arguing that Richard M. Nixon "unavoidably implied" his own guilt in the Watergate scandal by accepting a pardon, former Attorney General John N. Mitchell moved Thursday for dismissal of his conspiracy indictment because the publicity now makes a fair trial impossible.

In a legal brief filed with U.S. District Judge John J. Sirica, Mitchell argued that the former president's acceptance of the pardon would lead jurors in the cover-up case to believe that because he is guilty, his subordinates—who were "acting in his interest"—also are guilty.

"The inequity is particularly offensive to the American concept of equal justice in this case where, for no legally cognizable reason, one co-conspirator, Richard Nixon, is permitted to go free while other co-conspirators, who were subordinates to Mr. Nixon and acting in his interest, on his behalf, and in concert with him are required to stand trial for those actions," the brief said.

It added that "the extremely prejudicial effect of the pardon and the publicity generated by it (makes) a fair trial ... no

"By accepting the pardon, Richard Nixon has unavoidably implied that he had engaged in certain illegal acts which are inextricably related to the actions underlying the charges against the defendant Mitchell," the brief said.

"The pardoning of Richard Nixon, who has been identified as a co-conspirator, undoubtedly leaves the average citizen and potential juror with the impression that he was guilty of certain illegalities and that his subordinates, the defendants at the bar, are equally guilty."

Mitchell is scheduled to go on trial for the cover-up conspiracy Sept. 30 along with other former aides H.R. Haldeman, John D. Ehrlichman, Gordon C. Strachan, Robert C. Mardian and Kenneth W. Parkinson. The same grand jury that indicted them in March named Nixon a co-conspirator.

Mitchell also filed a motion asking for an indefinite postponement of the trial due to the heavy publicity over the Nixon pardon in the event Sirica refuses to dismiss the indictment.

"The President of the United States, speaking through his press secretary, has now

(continued on page 9)

To allot club funds Budget hearings planned

by John DeCoursey
Staff Reporter

The Board of Commissioners will hold its annual budget hearings Sunday, September 22, starting at 6 p.m.

All clubs and organizations on campus applying for funds must turn in a brief statement to the Student Government Office no later than 5 p.m. Tuesday, September 17.

The written statement should include an explanation of the clubs function and some of the major activities in which it participates. The statement should also outline the club's major income and expenditures for the past year and its proposed budget for the 1974-75 school year.

The budget hearings will provide an opportunity for the club to give a personal presentation of its proposed budget, and allow the commissioners to ask any questions about it. All presentations will be limited to ten minutes.

Art department offers dance course

by Annette Buzinski
Staff Reporter

The SMC-ND Fine Arts department has introduced a course in student dance in response to a strong student and departmental interest. The program, initiated this semester, is a one-credit hour course open to all interested students.

Dr. Reginald Bain, sponsor of the program, stated that it will be a nice complement to the current SMC-ND Fine Arts program and is one feature of the fine arts not previously included, but definitely needed. He also noted that the course is "integrated into the academic program."

Presently, three dance classes are being offered: modern ballet; beginning ballet; and intermediate ballet, each of which is filled. The class is conducted on the O'Laughlin Auditorium Stage and an accompanist from the Music Department is assigned to each class.

Bain observed it is too early to decide what must be done to improve the program.



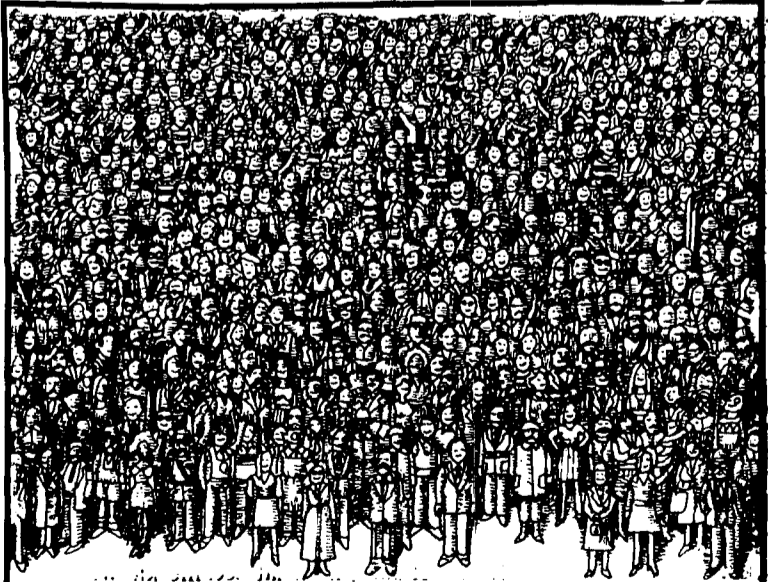
Mike Schnaus: 'The money which we allocate comes from the \$14.00 Student Activities Bill.'

Each club will be notified of its allotment a few days after the meeting. Any organization that feels it deserves more may submit a complaint to the Student Government Office before 5 p.m., September 30. The appeal will then go before the Board of Commissioners for a final decision.

Student Government Treasurer Mike Schnaus, discussing the total budget allotment said, "The money which we allocate, comes from the \$14.00 Student Activities

bill. We don't know exactly how much money this will amount to since the fee is optional, but we expect to have a budget of about \$80,000 to \$85,000.

"Last year, we had \$83,000 to work with, but we had to pay off a debt of \$2,500 carried over from the year before," Schnaus explained. "Consequently, we budgeted \$80,000 to various clubs and organizations last year. The main recipients were Student Union, Student Government, the Halls, and An Tostal."



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Considerably below estimates

Rocky reportedly worth 33 million

WASHINGTON (UPI) - Vice-Presidential nominee Nelson A. Rockefeller is worth \$33 million—considerably below previous estimates, some of which put Rockefeller fortune as high as \$500 million—the Washington Post reported in its Friday edition.

Rockefeller filed the voluminous statements of his wealth with the House Judiciary and Senate Rules Committees as part of the preparation for his confirmation hearings. The House committee said Thursday it could not possibly finish its investigation of Rockefeller until after the November elections.

The Post, quoting unidentified sources, said that the \$33 million figure might be revised upward soon because some of the former

New York governor's assets apparently had been listed at their value when first acquire rather than their present market value.

It is believed that Rockefeller has put considerable amount of his fortune in trust for his six children and wife 'Happy.'

In New York, Rockefeller's press secretary Hugh Marrow refused to either confirm or deny the Post story. Marrow said Rockefeller would withhold a public statement on his net worth until the beginning of his confirmation hearings Sept. 23.

The Post reported that Rockefeller had assets totaling \$37 million and debts of \$4 million.

His principle holdings were listed as \$13 million in stocks and

\$12.5 million in art. The Rockefeller collection, which totals 1,500 works, is mostly in modern art and includes several Picassos.

The report said Rockefeller has \$8 million in real estate, \$2 million in boats and airplanes and \$1 million in 'furnishings'.

The governor has five homes—a vacation retreat in Seal Harbor, Maine; a residence on the 3,000 acre family estate overlooking the Hudson River; a 24 room duplex apartment in New York City; a ranch in Venezuela; and a mansion

on Washington's posh Foxhall Road.

Rockefeller's financial report showed that he had paid about \$2 million in taxes for each of the last seven years, the Post said.

The figures cited by the Post

apparently did not include assets Rockefeller holds jointly with his brothers or other holdings in trust for his immediate family.

The extent of the Rockefeller fortune has been kept a closely guarded secret in the past.

Garrett discusses proposed reforms

by Marjorie Irr
Staff Reporter

Joanne Garrett, legislative commissioner of the St. Mary's Student Board of Governance, discussed proposed reforms in SMC student government in a recent interview.

'My primary concern is getting student government adjusted to the student and the needs of the student,' Garrett stated. 'Student government tends at times to be too policy-oriented and that's what needs to be changed.'

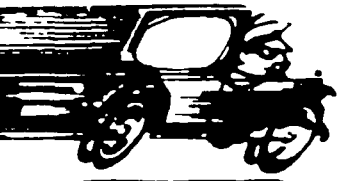
Included in the planned reforms is a movement to get the judicial process closer to the students. 'This year, decisions regarding quiet hours were made by sections instead of the hall as a whole,' Garrett stated. 'It seems that if a small group makes their own rules in a situation like this, they'll be followed more closely if the rules were imposed and enforced.'

Class councils are also to be a new addition at SMC. It is hoped that the councils will bind the members of each class together, through their representatives.' In the past, primary emphasis was placed on hall unity.

'Right now we're just getting the sophomore and junior councils started,' said Chris Albosta, Student Affairs Commissioner. 'We'd like to put together councils of twenty-five members each to help chair committees. When that's accomplished, we should see more union within the individual classes.'

Action

EXPRESS



I don't know how to square dance, but I'd like to see one. Where will the square dance be held this Friday?

The square dance will be behind the Book Store on Friday night from 8-12. In case of inclement weather, it will be held in Stepan Center. You don't necessarily need to know how to square dance to enjoy one, however it isn't hard to pick up. So if you come early, you may be "swinging yer pardner" by the third dance.

Is it mandatory for a student salesman to carry a card giving him authorization from the University?

To provide protection for the students against "burn" salesmen, the University requires an authorization card. For further information you can talk to Fr. David Schlaver at 7308.

When will the meal tickets to eat at St. Mary's be in?

The Co-ex tickets have already come in and should be in the hands of your hall president. The first day for scheduled use is September 12.

What can we do about our hall Coke machine? It works on occasion but it always keeps the money!

The University's Vending Service now has telephone service 24 hours a day. You can contact them at any time now about problems. Ask for Dean Winter, manager of vending at 8888, during the day. At night leave your name, address, amount lost, and location of the machine with the operator or answering service. Refunds will be made promptly by the routeman during his next service call.

AIESEC begins job placement service for foreign students

by Joe Caverly
Staff Reporter

Members of AIESEC, a program for foreign exchange students, met last night to begin this year's program of employing students from abroad. The group focused on training students to solicit local businesses for jobs for the exchange students.

Selling workers to companies is an essential part of AIESEC's program. Only by getting businesses to accept foreign students as workers can they send American students abroad.

AIESEC sends students from fifty-three countries into foreign lands to work in companies in fields which will compliment their studies at home. It prepares students for international business, combining their theoretical experience from school with practical experience in a foreign business.

The exchange program works on a one-to-one basis, which means students from this country cannot go abroad until positions from their foreign counterparts are found in the United States. Finding

those positions is the responsibility of the solicitors.

Tom Webber, who heads the AIESEC membership in this area, said that the South Bend Chamber of Commerce will be a key asset in this year's drive to find job openings. 'We have given them a list of prospective businesses and they are helping to revise our list as well as putting us in touch with many of the firms by means of a third party,' he observed.

Webber indicated that AIESEC is

seeking new members but the organization's growth, at least in the Notre Dame area, will be controlled by a thorough screening process. Although the opportunity to travel abroad is a good stimulus for the program, Webber pointed out that travel is not the prime objective.

Currently students from France, Germany, Ireland, Brazil, and Africa are participating in the program, with still others scheduled to arrive from South America and Africa.

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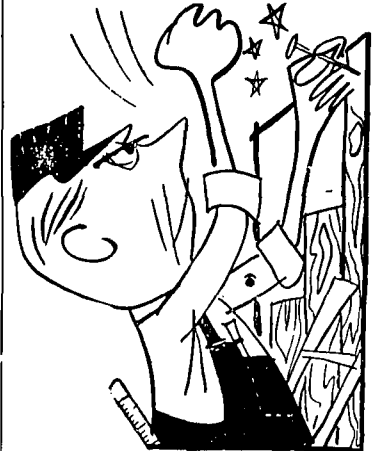
A Carpenter Without His Hammer—

— or a surgeon without his scalpel — is something like a student without his book. For books are the basic tools of the student's trade. Nothing has ever replaced the professor in the classroom, and nothing has ever replaced the main tool of teaching and learning—the book. You may forget, but your books won't. At 4:00 a.m. before your exams, your professors are getting their much needed rest. But your books are working with you—that is—if you have your own books.

Presumably you are in college because you want to learn. Your books are your tools. Don't be like the carpenter with a borrowed hammer who must finish his work at the convenience of

the man who owns a hammer!

Penny for penny, page for page, books are the best



"buy" of your college career. We have then. Come inspect them, and buy your own books today.

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SHOW YOU'RE NO BUZZ...
COME TO THE NAZZ

For Mrs. Kings murder

Chenault given death sentence

By WILLIAM COTTERELL
ATLANTA (UPI) — Marcus Wayne Chenault, ranting he was "ordered here by my master...and my God," drew a conviction and the death sentence Thursday for the fatal shooting of Mrs. Martin Luther King Sr., and a church deacon June 30.

The 23-year-old black man, who pleaded insanity, clowned throughout his four-day trial and at one point acted out his death in the electric chair.

A jury of eight whites and four blacks deliberated about 70

minutes in finding Chenault guilty of the slaying of Mrs. King and Deacon Edward Boykin at Ebenezer Baptist Church. It is the same church in which Mrs. King's son, the late civil rights leader Dr. Martin Luther King Jr., once served as pastor. King also was killed by an assassin.

Chenault bowed from the waist to the jury from his chair in the courtroom when he heard the death sentence read. His parents, Mr. and Mrs. Marcus Wayne Chenault Sr., of Dayton, Ohio, wept silently.

In addition to the murder counts, the jury also convicted Chenault on one count of aggravated assault and two of carrying concealed weapons. It took them 70 minutes to arrive at the guilty verdict, and about an hour and 45 minutes to decide on the death penalty.

Standing before Fulton Superior Court Judge Luther Alverson, Chenault smiled as he was sentenced to die Nov. 8 in the electric chair at the State Prison at Reidsville. However, there is an automatic appeal for condemned prisoners and

there have been no executions in Georgia in about seven years.

Chenault, who also received a 10-year sentence for assault in wounding a woman during an unprovoked shooting spree at the church and 12 months each on the weapons charges, said only: "My name is Servant Jacob. I was ordered here by my master, my father and my god."

His attorneys, who admitted he fired the deadly shots, had claimed he was insane at the time.

Chenault's court appointed attorney, Randy Bacote, speaking in a low voice, recalled how King was slain by an assassin in 1968, saying both he and his mother "died a violent death. If

they were here, they'd say 'you will not kill anyone in my name'."

During Bacote's argument against the death sentence, Chenault clutched the arms of his chair, stuck out his tongue and convulsed as though he were being electrocuted. Seconds later, he smiled, flashed a V-for-victory sign and sat up.

Again as District Attorney Lewis Slaton called for his execution, Chenault turned his thumbs down and shook his head.

Slaton said "this society cannot afford this defendant. Send him to prison for what happened, and he'll find a weapon. Ladies and gentlemen, he has tasted blood and he'll kill again."

Dr. Cannon announces changes in SMC student affairs office

by Cathy Busto
Staff Reporter

Dr. Mary Alice Cannon, SMC Vice-President of Student Affairs, outlined yesterday the changes which have taken place in the office of Student Affairs. "We have changed the Dean of Students title to Assistant to Vice-President for Student Affairs. Secondly, we have hired an assistant to the director of counseling who will be in charge of the resident advisor program," Cannon said.

"We are not suspending any rule" she explained. "We are trying to put more responsibility on the students. We hope that students working together will create an environment where students can meet their responsibilities as students."

"The reason Student Affairs has dispensed with the dean of students title is that in the kind of educational concept being developed at St. Mary's, the title is obsolete, Cannon said. The new title gives a greater flexibility to the position since all areas which emanate from the office will be coordinated to provide wellrounded educational programs outside of classrooms," she continued.

Dale Ritchie, Assistant to the Director of Counseling, will spearhead the program. Dr. Suzanne Areson, Director of Counseling, will work with Ritchie to develop outreach programs within the halls. The outreach program is designed to make the ra's more available within the residence halls.



Dr. Mary Alice Cannon

69 killed in Carolina jet crash

By JERRY MITCHELL
CHARLOTTE, N. C. (UPI) — A stewardess who survived the crash of an Eastern Airlines jet which killed 69 people said Thursday the crash occurred with such suddenness there was no outcry aboard the plane.

"My first impression was that the landing gear had failed," said Colette Watson. "I saw flames and I knew we had crashed. My first thought was to do everything I could to get the people out. But the flames were right in front of me."

"There was never a cry on the airplane."

As a 10-man investigative team worked to determine the cause of the crash, doctors used dental and other medical records to attempt to identify the victims, most of whose bodies were burned beyond recognition.

Mecklenburg County Medical Examiner Dr. Hobart Wood said a preliminary investigation indicated most of the victims died as a result of violent impact, fire or carbon monoxide asphyxiation.

A team of Federal Aviation and safety officials worked Thursday to determine what caused the plane to crash into a

fog-enshrouded cornfield and burn three miles short of Douglas Airport Wednesday morning on a flight from Charleston, S.C. to Charlotte.

"It's in the nitty gritty stage now," said Ed Slattery, public affairs director for the National Transportation Safety Board.

He said it likely would be months before a decision on the probable cause of the crash would be released to the public.

Five of the injured remained hospitalized at Charlotte Memorial Hospital Thursday, including three burn victims who were listed in critical condition. The other seven passengers who were hurt were transferred to hospitals in South Carolina.

Mrs. Watson, a 26-year-old honey blonde, walked away from the crash with only scratches.

"I think my first real feeling was that 71 persons were dying and there was nothing I could do," she said. She said flames kept her from reaching the first class section to check on the passengers.

"The flames were right in front of me," she said. "One passenger was standing in front of me. He and I were the only two to get out."

She and the passenger, whose name she did not know, managed to pull the injured co-pilot, James Daniels, Jr., through the cockpit window. She said Daniels, with injuries to both legs and the head, was "delirious" but kept mumbling to "get the people out."

KNIGHTS OF COLUMBUS

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Erratum

The headline of one of yesterday's observer articles incorrectly identified Ms. Stevie Wernig as the Vice President for Student Affairs at St. Mary's. Ms. Wernig is the assistant to the Vice President for Student Affairs. We regret this error.

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Right to life

Charles Rice

In pursuit of academia

Editor, The Observer,

I've been trying to come up with an alternative solution to our "alleged" problem concerning Dean's List students. It seems unfair to penalize students for being both intelligent and studious. Most schools take pride in the intellectual calibre of their student body but here it's somehow different. After effectively removing most social outlets on campus, increased diligence and a corresponding improvement in academic performance seems an inevitable result. It's interesting to note that the arrival of co-eds--usually a factor that undermines cumulative averages--precluded the increase in overall performance. This is not surprising because the administration has chosen to barricade the girls' dorms, preventing the normal interchanges that serve to disrupt periods of study.

If it is alarming that intelligent students, forced into scholarly pursuits by existing social conditions have been earning better grades, then let's choose a more effective way to deal with these reluctant over-achievers than raising their target. A shift from 3.25 to 3.4 will only further fuel their zeal. Let's remove the barricades and allow our co-eds to experience the distractions those in the unlocked dorms have had to deal with for so long. Let's work for more social outlets to tempt the hard-core grade-grabber, thereby solving the real problems instead of just raising the standards.

It's time the administration began coming up with real solutions (like these) rather than raising larger obstacles for soon, all that was fun at Notre Dame will be gone and then what will we have?

Ed Byrne

Metamorphosis

Dear Editor,

In the beginning of the school year I watched the freshmen entering the North Dining Hall for the first time, with unsure glances and hesitant movement usually reserved for debutantes. I offered consolation and encouragement to them all: to those in my section already anxious to return to family, to those who fumbled with Campus maps and long distance telephone numbers, and I cried for them as I watched them face the empty mailbox.

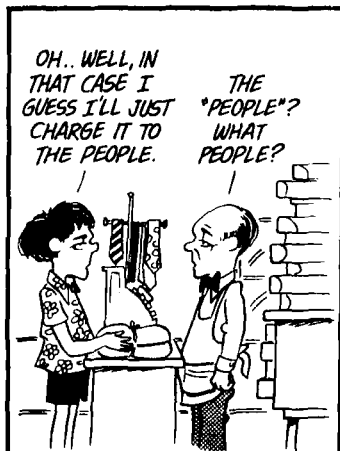
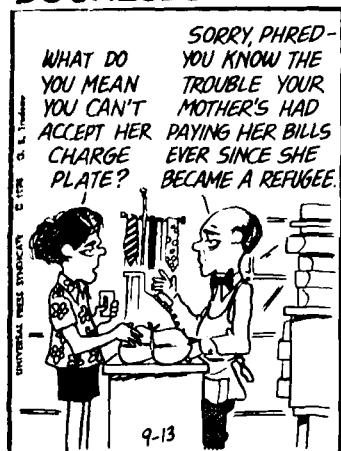
But no longer, sir. Now they are playing their stereos at full volume and pushing me aside in Dining Hall lunch-lines, and flashing those four digit checks from Mom and Dad before me, grinning. And I await the day they get trampled in a panty raid.

Because some of us still struggle with homesickness, sir, and some are still poor, and without stereos.

Harvey Ingram

DOONESBURY

by Garry Trudeau



The April 24th speech in Denver by Rev. Theodore M. Hesburgh, President of Notre Dame, covered many issues on the subject of 'Where is the Church Going?' Unfortunately the media tended to emphasize and sensationalize the comparatively brief comments he made on the subject of abortion. The Chicago Sun-Times, for instance, headlined the story, 'Hesburgh hits 'mindless' tactics of some abortion foes.' The story led off by saying, 'The president of the University of Notre Dame Wednesday night characterized some Catholic anti-abortionists as 'mindless and crude zealots.' In the next paragraph, it noted that Father Hesburgh supported the Church's stand on abortion but that he 'said opponents of abortion should shun the practice of 'calling the opposition murderers.' (Chicago Sun-Times, April 25, 1974, p. 5, col. 1)

Father Hesburgh's Denver comments on abortion raised a number of serious and probing questions. In this commentary, however, I am concerned primarily with the passage emphasized in the headline and opening paragraphs of the Chicago Sun-Times story. Father Hesburgh said:

Finally, we must be effectively concerned and thoughtfully articulate about abortion, not backing unworkable solutions, not engaging in calling the opposition murderers, not being politically naive, and, thereby, repeating our past ineffectiveness and dividing the forces for good, many of whom do not want to be identified with mindless and crude zealots who have neither good judgment, sophistication of procedure, nor the modicum of civility needed for the rational discussion of disagreements in a pluralistic democracy.

For historical and technical reasons the crime of abortion has not been defined as murder in the technical, legal sense in which the crime of murder is defined in statutes or at common law. It is especially clear today, since the Supreme Court's abortion rulings of January 22, 1973, that abortion cannot in any way be said to be technically murder in this sense.

However, apart from the technical, legal use of the term, abortion can be classed properly as murder in a genuine moral sense. In this sense, murder is the directly intended taking of innocent human life without justification. A description of abortion as murder does not involve any judgment whatever as to the interior culpability, or lack of it, of any person. This is a matter for the mercy and justice of God. There is, however, an other objective ethical reality as to which it can be said, without presuming to judge the internal dispositions of any individual, that what the abortionist does is to commit murder. Pope Pius XI referred to abortion as 'the direct murder of the innocent.' (Casi Connubii, Dec. 31, 1930) This is the same sense of the term, 'murder', which was used, for example, by Roy Wilkins in reaction to the assassination of Dr. Martin Luther King, when he announced that he was 'shocked and deeply grieved by the dastardly murder' of Dr. King. (New York Times, April 5, 1968, p. 1, col. 4) This statement was made before the assassin of Dr. King was even apprehended. It was not, therefore, a judgment as to the assassin's technical guilt of the statutory crime of murder. It was evidently, instead, an expression of Mr. Wilkins' opinion that the killing of Dr. King was murder in the ethical sense. It was an entirely proper use of the term. What is significant, however, is that each killing of an unborn child by abortion is no less a murder in the objective ethical sense than was the killing of Dr. King.

In this legitimate though non-legalistic manner of speaking, therefore, abortion is murder. Those who commit abortion commit murder in this ethical sense. Without presuming to judge the subjective culpability of any individual, it is fair to say that they are murderers. Thus it was that the Danish Lutheran leader, Rev. Christian Bartholdy, said in 1965, that widespread abortion was making Denmark 'a nation of murderers.' (See Grisez, Abortion: The Myths, the Realities and the arguments (1970), 349) Or, as Dietrich Bonhoeffer said, concerning abortion, 'The simple fact is that God certainly intended to create a human being and that this nascent human being has been deliberately deprived of his life. And that is nothing but murder.' (See Willke and Willke, Handbook on Abortion (1971), 92)

It may be asked whether it serves any legitimate purpose to call abortionists murderers in the ethical sense. I suggest that it does. The abortionist, whatever his internal disposition, is committing an objective wrong. We owe him in charity a duty of candor. We serve neither the wrongdoer nor the cause of rational analysis if we euphemize his wrong and pretend that it is other than it is in objective reality. The abortion movement is founded on a great untruth, that innocent human beings should be defined as non-persons and subjected to death at the convenience of others or because those others consider them unfit to live. In responding to that movement, it is important to ar-

ticulate the truth with utter candor. The first prerequisite for the 'rational discussion of disagreements in a pluralistic society' is a candid acknowledgement of the truth of objective reality. It is a reality that abortion is, in the ethical sense, murder. It does not constructively contribute to the treatment of this issue to imply indirectly that those who say that abortion is murder and that abortionists are, objectively speaking, murderers, are 'mindless and crude zealots who have neither good judgment, sophistication of procedure, nor the modicum of civility needed for the rational discussion of disagreements in a pluralistic society.'

It is appropriate here to suggest that it would be desirable for the University of Notre Dame to take a corporate stand against abortion. It is of course, clear that the administrators of the University, including particularly Father Hesburgh, are personally strongly opposed to abortion. However, there is a legitimate concern over the failure of the University to take a corporate position on this issue. The primary civil right is the right to live and the primary civil rights issue is abortion. If the University had taken no official position on any issue of civil rights, it could be concluded that there is no need for the articulation of a position specifically on abortion. In fact, however, the University has frequently and properly taken a corporate position, as a University, in support of the civil rights of racial minorities. The contrasting silence of the University, as an institution, with respect to the civil right to live of the most poor and defenseless of all minorities, the unborn children in the womb, gives rise to an appearance of ambiguity. While the University properly speaks as an institution in defense of civil rights in general, its silence with respect to the most important civil right tends to confer an implicit legitimacy on the violations of that right.

It would be desirable for the University of Notre Dame and the Notre Dame Center for Civil Rights to speak and act as strongly in defense of this minority group as they speak and act in advancing the civil rights of racial minorities. To date the University and the Center appear to entertain a fragmented vision of civil rights that tends to define those rights in almost exclusively racial terms. Their corporate silence on abortion is especially regrettable in that the genocidal overtones of abortion and other governmentally promoted population control measures are now abundantly clear, as Rev. Jesse Jackson and other black leaders have pointed out. Abortion on its own merits is the primary civil rights issue. But even a conception of civil rights as primarily racial should lead one to denounce abortion for the obvious threat that it presently poses to the freedom and integrity of racial minorities.

The University of Notre Dame has an opportunity to exercise constructive and perhaps decisive leadership in restoring respect for the right to live. The restoration of protection to that right will serve to rekindle a greater respect for life on other issues as well, including the rights of the innocent in war and the need for a more equitable distribution of food and other necessities of life. There are many alumni and other concerned citizens in this nation who look to Notre Dame to exercise that leadership, which would seem to be in accord with the Catholic character of Notre Dame. It would be appropriate for the University to recognize the legitimacy of those concerns and to act in its corporate capacity in defense of the right to live.

the observer

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Welcome Darla and Family

a liturgy of the hours

by andy peevler

The pungent odor of burning incense and aged wood greets the visitor as he steps into the dark room. Thirty-two chairs divided into two rows each line either side of the chamber and a large cloth-covered altar stands dominantly in the background. With a little effort, one peers through the filtered light which passes through the entrance way and gazes upon a dark Indian tapestry and an intricately woven blanket which hang from the walls. There is an unmistakable tranquility present, and the visitor is immediately put at ease. Sound like the stage directions for a new Tennessee Williams' play? No, it's an impression of Notre Dame's Log Chapel, one of the campus's



(Photo by Paul Joyce.)

oldest and most historic buildings in which daily at 5:00 p.m. the traditional Evensong service is held.

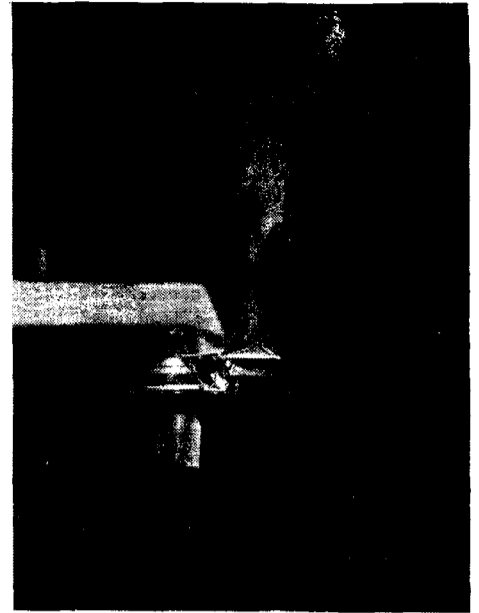
Now in its sixth year of practice on the campus, Evensong is a vocal celebration of day's end—one which many Catholics may find slightly unfamiliar though it is a service which dates back centuries. In a modern world where faith and traditions are constantly being examined and revised, Evensong was discarded by most parishes over the past twenty years. Some felt that it was simply too ritualistic with its ceremony which includes various bowings, chants, and smoking incense. However, there appears to be a revival of sorts with the service, and several colleges and parishes are re-establishing this evening ceremony although many highly ethnic parishes have always included Evensong in their order of worship. At Notre Dame, Barbara Budde, and John Graczack theology majors, are the co-ordinators, of this unique form of worship which is held at 5:05 in the Log Chapel on weekdays and at 4:30 in the Lady Chapel on Sundays.

Officially termed "A Liturgy of the Hours in Musical Setting," the service seems mystical in appearance. It opens with the celebrant and the cantor entering from the front of the chapel. The curious smell of an intense incense fills the atmosphere with wisps of scented smoke as the celebrant commences by placing a lighted candle on the altar while chanting "Jesus Christ is the Light of the World." The main body of sung prayer at each Hour consists of four songs: the "Light Hymn," Psalm 141 ("My prayers rise like incense, my hands like the evening

offering."), an evening Psalm, and a New Testament Cantic. After each of these songs the celebrant (who by the way does not have to be an ordained priest) calls the assembly (let us pray) to a period of silent meditative prayer. During the first psalm, the celebrant liberally "incenses" the candle, the cantor, and all the people. Through this act and the use of special collects, the penitential significance of this highly traditional vespereal psalm is accentuated. In effect it becomes an evening act of contrition for the sins of the past day and a plea for protection during the night. In the case, incense is an atonement symbol.

For Christians, incense, according to the hymnbook *Morning Praise and Evensong*, can help recall "the sweet odor of Jesus Christ" (11 Cor 2:14-16) which penetrates the lives of those who accept him as Lord and Savior. As a purifier and sweetener, incense is an expressive sign of him "who gives himself up in our place as a fragrant offering and sacrifice to God" (Eph 5:2). Among Eastern Christians this kind of incensation is considered a kind of non-verbal "absolution."

There are also readings, a gospel cantic, corporate intercessions (from New Testament times on, universal intercession for the Church and the world has been a basic and customary part of all liturgical prayer—such prayers of intercession were created to permit and encourage the people to play the major role in them), the singing of the Lord's Prayer ("an epitome of the entire Gospel"), and a concluding Blessing by the celebrant. It is stressed by religious



(Photo by Paul Joyce.)

educators that this blessing is not merely a final portion to the service but instead is a form of dismissal which invokes in a conclusive way the power of God on the assembly and sends it away under the shadow of this power. Whether one feels that strongly about the conclusion of the ceremony depends on his faith, his feelings, his involvement, his attitudes. Yet there is a definite air of calmness, of peacefulness, of quiet meditation which is created throughout the thirty minute ceremony, and it suitably seems a serene ending to a hectic day's classes.

Letters To A Lonely God the church of the plaster jesus

reverend robert griffin



Recently, I attended a funeral in a church that was so ornately cluttered with the art-junk of Catholic piety that I was embarrassed to be a Catholic priest. There were dozens of statues, paintings, and stained glass windows, allegedly of holy persons, but I couldn't recognize an authentic Jesus anywhere. The Christ that the priest preached of in a fifteen minute homily was as vague and platitudinously dull as the art objects depicting Him. He wasn't even a God you could feel sorry for, much less trust to raise your loved ones from the dead. Death, when it comes as a sudden, unexpected interruption to a life filled with accomplishment or promise, is a very specific event about which one reserves the right to complain to heaven:

"Look here, sir, old Deity of deities: why did you have to do it? In a morning mischievous with earthquakes in Chile and bombings in Belfast, could not this two year old child have been spared from suffocating in a fire? Could not this sixteen year old girl have escaped from murder in a parking lot?"

The dull, cliché-ridden Saviour that emerged as comforter in that recent funeral homily was too unreal for the specifics of my grief. (If He was all that worthy of trust,

why did He let the death occur, anyway?) According to eye witnesses, Christ went to the actual door of Lazarus' tomb to wrestle with death. In my bereavement, give me also a God Who can recognize that for us who are on this side of the rainbow, untimely death is a shocker; let Him and me confront the horror together. Spare me the flatulent rhetoric of a Christ I never believed in, and never could believe in, whose balm for easing pain is the news that in eternity, crosses are exchanged for starry crowns. This Christ of some preachers is unreal, as the statues and windows are unreal, and I am embarrassed when I hear about Him. People might mistake me as a priest ordained in the church of the plaster Jesus.

A girl who went with me to the funeral said: "I have difficulty in coming to terms with death." I answered: "I have difficulty in coming to terms with funerals." I could have added: I also have trouble with Billy Graham, "Good Night, Sweet Jesus," evangelical preachers, charismatic who sound like evangelical preachers, Norman Vincent Peale, "Are You Running With Me, Jesus," Garner Ted Armstrong, "Smile! Jesus Loves You!" and the faith epigraphs in flannel asserting that the One, True Bluebird of Happiness Is the Paraclete.

Sometimes I seem surer of Who Jesus is not than I am of the dazzling beauty of His real image. Who is He? What does He do? Crossing through Pennsylvania on Route 80, I listen to the radio choir:

There is a Fountain filled with blood
Drawn from Emmanuel's veins;
And sinners plunged beneath that flood
Lose all their guilty stains.

Oh terrific, if you can believe in the blood bath of the Lamb. But what if He doesn't exist?

"If God doesn't exist," writes a Catholic wit, "That's His problem."

"Not so," says the radio preacher. "Unless you believe, you shall surely

perish"—i.e., burn forever in a lake of fire. Bertrand Russell said: "If there is, in fact, a Supreme Deity, which I doubt, I think it most unlikely that he would possess so uneasy a vanity as to be offended by my views about his existence."

"Let us suppose, sir," the believer asked, "that after you left this sorry vale, you actually found yourself in heaven, standing before the throne. There, in all his glory, sat the Lord. What would you think?"

"I would think I was dreaming."
"But suppose you realized you were not? Suppose that there, before your very eyes, beyond a shadow of a doubt, was God. What would you say?"

Bertrand Russell wrinkled his nose. "I would probably say, 'Sir, why did you not give me better evidence.'"

To the radio evangelist, I reply: if my salvation from hell fire depends on the slaughter of innocence, demanded by the vanity of omnipotence as the price for offending His justice with my sins, I must also murmur a complaint: "Sir, why do you not give me better evidence?"

Oh, I do believe in Christ as my Redeemer. But how can I be sure He does not seem as pietistic to the Christians to whom I preach Him, as Oral Robert's redeemer seem pietistic to me?

Here, then, is the Lord as I have faith in Him, perhaps to your embarrassment. My favorite images are the conventional ones of Scripture that depict Him as an elemental man much in love with His Father's world: earth and birds, winds and sea, wheat fields and hillsides where the lilies grow wild. He could command the storms and weather, just as He commanded the demons and even the grave itself. Because He loved people, he understood the things that troubled them and the events that gave them joy; and His ministry encompassed all human needs and celebrations. Because we suffer, He suffered; because we are subject to death, He submitted Himself to that humiliation. But there was a strength and grace in Him that

gave dignity to pain; and a love in Him that made Him stronger than death. Easter was His gift to us, assuring us that nothing or no one is more triumphant than God, or the children to whom God gives life.

My God is a father who deals with me as a child who sometimes has to work things out for himself. Jesus, as first-born, has taught me about our father; as an older brother, He has given me His wisdom and example; as redeemer, He gives me the grace to grow on. Damnation is not a word that is spoken between us. Damnation is something I do to myself, if I forget how to love. My father and My Brothers are involved in a conspiracy to keep me alive to love.

More complexly, the Christ I believe in is. I hope, the Lord of the Scriptures and the Creeds, Whom the theologians write of and the liturgy celebrates as the Word made flesh. I do not shape His glory into faith; He is the God-Man to Whom my faith imperfectly responds.

My crises of faith come from those who would diminish either His divinity or His humanity; with those who never have felt the mystery of His hiddenness; with those who would make God cheap, like a commercial product whose use removes the pain or embarrassment of daily life.

I guess I am a bigot of my own beliefs. It probably doesn't matter much except sometimes at funerals, when I know no other Lord to offer as a comforter to those who mourn, as I meet them in the churches of the plaster Jesus.

Anyone interested in working on a radio program for urchins, to be called *The Children's Hour*, on WSNB is invited to call me at the University Chaplain's digs at 101 Keenan, tel. 7066 or 7171. The program will be a weekly presentation, beginning October 5. All kinds of talent, with the possible exception of mimes and jugglers, are needed.
Robert Griffin, C.S.C.

book notice

Darby O'Gill the first dog ever to assist the University Chaplain, has announced that his compatriot and some-time master, Father Robert Griffin, will be publishing a second book sometime in December of January. The book will be titled "The Lonliness of Unicorns," and will be published by the Paulist Press. Darby welcomes this news, as the publication of a book by the good father tends to make him something of a celebrity among the other dogs on this campus.

Interviews for seniors and grads

Placement bureau operations begin tuesday

by Lonnie Luna
Staff Reporter

The Placement Bureau will

conduct a special series of interviews with major companies for seniors and graduate students next week.

The Bureau will hold a presentation, starting Tuesday Sept. 17 and running through Sept. 19, with representatives from companies across the United States. Tuesday will be strictly for the Arts and Letters majors with Sears Roebuck and IBM as the visiting employers. This session discusses how to take an interview, will conduct a mock interview and end with a critique and a question and answer period.

Wednesday night, Sept. 18, Mellon National Bank of Pittsburgh and Kaufman's of Pittsburgh will host the Business majors. Concluding the program will be Alcoa and Firestone for Science and Engineering majors. These Placement Nights will start at 7:00 in the Engineering Auditorium.

The Placement Bureau is a service provided by the University to help employers find perspective employees. It supplies resumes to

the employer and at the same time it gives the job-seeker information about the company.

picked up in the office in October.

On Monday, Sept. 23, the Bureau will hold an Open House for all students, faculty, and staff members between the hours of 1:30 and 4:30 p.m. and will continue through Sept. 26. The Bureau has undergone renovations which include the moving of the central office to Rm. 213 and the establishment of interview rooms in Rooms 220, 221, and 222. Director Richard Willemin and his staff urge all seniors and grad students to take advantage of these opportunities.

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Director Willemin urges students to take advantage of the bureau.

Nixon resigns from Bar

By GEORGE FRANK
SACRAMENTO, Calif. (UPI)

Former President Richard M. Nixon's formal letter of resignation as a member of the California Bar Association was received Thursday, association officials reported.

The letter arrived at the association's headquarters in San Francisco as the ruling

Board of Governors of the bar prepared to consider what action it would take on the resignation.

Newly elected association president Brent Abel of San Francisco and John Malone, executive secretary of the bar, confirmed receipt of the letter but did not disclose its contents.

The Board of Governors indicated it had three options available in dealing with

Nixon's resignation: delaying any action until next month, rejecting it or accepting it.

The former President's personal attorney, Dean S. Butler, surprised the annual convention of the California Bar Association Monday with the disclosure that Nixon no longer intended to practice law in California or New York and would resign as a member of the bar in those states.

Association officials said earlier that a resignation from practice was the equivalent of disbarment. The state Supreme Court has the final say over acceptance or rejection of Nixon's resignation.

Magazine solicitors contacted by security

by Bob Radzewicz
Staff Reporter

Notre Dame Security apprehended Edward Kelly, III, and his wife Nancy, yesterday afternoon as they continued soliciting magazine subscriptions in hall residences without the permission of the Vice-President for Student Affairs, Brother Just Paczensny.

Kelly and his wife were sought for questioning concerning the legitimacy of magazine subscriptions they had sold in some of the residence halls Tuesday and Wednesday. Following his investigation today, Arthur Pears, director of Security, released case details to the Observer in a press statement.

"They are indeed employed by 'Opportunities Service Company,' located in Michigan City, Indiana. All magazine subscriptions are legitimate," Pears stated.

Kelly asserted, "Any student

who subscribes to any magazine through the company can have their money returned and the subscription cancelled by notifying the company in writing, and sending a copy of the receipt from the salesman." The address of "Opportunities Service Company" is 2601 E. Michigan Blvd., Michigan City, Indiana, 46360 (telephone: 219-874-7248). Kelly further related that had given strict instructions to his sales crew not to work college campuses.

Pears pointed out that University regulations specifically state that no outside soliciting is permitted or allowed without the permission of the Vice-President for Student Affairs Office. The Kellys had not received this permission, nor had they attempted to obtain it.

Pears added, "We encourage all students help by not making purchases by outside solicitors unless show proof of permission from the Student Affairs Office."

Announcement of the resignation seemed to render moot the bar association's investigation into whether Nixon should be disbarred following his resignation as President because of the Watergate scandal.

However, an insurgent group of about 100 attorneys launched a petition campaign urging the board of governors to continue the investigation of Nixon in spite of his intended resignation.

The bar's year-long investigation of Nixon and five other Watergate implicated California lawyers has cost \$150,000 and consumed 2,000 man-hours, bar sources said.

Malone refused to comment specifically on the confidential material that was compiled on Nixon but described it as "a file like no other file."

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Mitchell argues innocence

(continued from page 3)

further inflamed the atmosphere by publicly agonizing over whether or not further pardons are to be issued for all

'Watergate persons,' the brief said. 'The result of this presidential inaction has generated violent opposition to pardons by congressional leaders,' thereby further engender-

ing in the public mind the belief that the defendants...are culpable.'

Mitchell's lawyers said that Nixon has received "different treatment ... based solely on the arbitrary circumstance of his former position as President of the United States." They cited an 1856 Supreme Court opinion about presidential pardon power in which Justice James M. Wayne noted that when one person in the same case is pardoned "the pardon for one of them is a pardon for although they may not be mentioned in it."

This, the Mitchell lawyers reasoned, means all the Watergate defendants should also go free.

Square dance slated for bookstore B-ball courts

by David Bender
Staff Reporter

The basketball courts behind the Notre Dame bookstore will be the scene this Friday evening as the folks of Sorin and Farley present an old-fashioned square dance to round out the summer and usher in the fall. From eight to twelve, dance caller Bob Barnes, 'the Midwest's Best,' will provide the tunes and instruction for any rookie square dancers that feel their experience in the field is limited.

The dance is open to all Notre Dame and St. Mary's students free of charge, and will feature soft drinks, old fashioned doughnuts, and country popcorn.

Director Norm Shickel and assistants Sue Swaitek and Kathy Smouse are doing their very best to provide a real country square dancin' atmosphere with special lighting, hay, and old fashioned banners.

A committee of sixteen from Sorin and Farley halls have been

working hard all week to guarantee a great time for one and all. Farmer Norb reminds us that moonshine disturbs the farm animals, and that in case of cloudburst, the dance will be moved to Farmer Stepan's barn.

Ford's pardon requested by Oklahoma football team

NORMAN, OKLA. UPI-

President Ford has been asked to "pardon" the Oklahoma football team so the Sooners will be eligible for television coverage...

Seven employees of Norman Municipal Hospital sent Ford a telegram which stated "Since pardons are the order of the day, please pardon the Oklahoma University football team so they may be nationally televised."


The NCAA and Big Eight Conference have placed a ban on

Oklahoma television appearances because of a recruiting violation.

On Wednesday, U. S. District Judge Stephen Chandler dismissed an antitrust suit filed by Oklahoma Television Sports Inc. aimed at reversing the ban in Oklahoma City.

The suit had urged that sanctions applied to the Sooners by the NCAA and the Big Eight unlawfully prohibited the new firm from telecasting Oklahoma games. It claimed interference with private enterprise.

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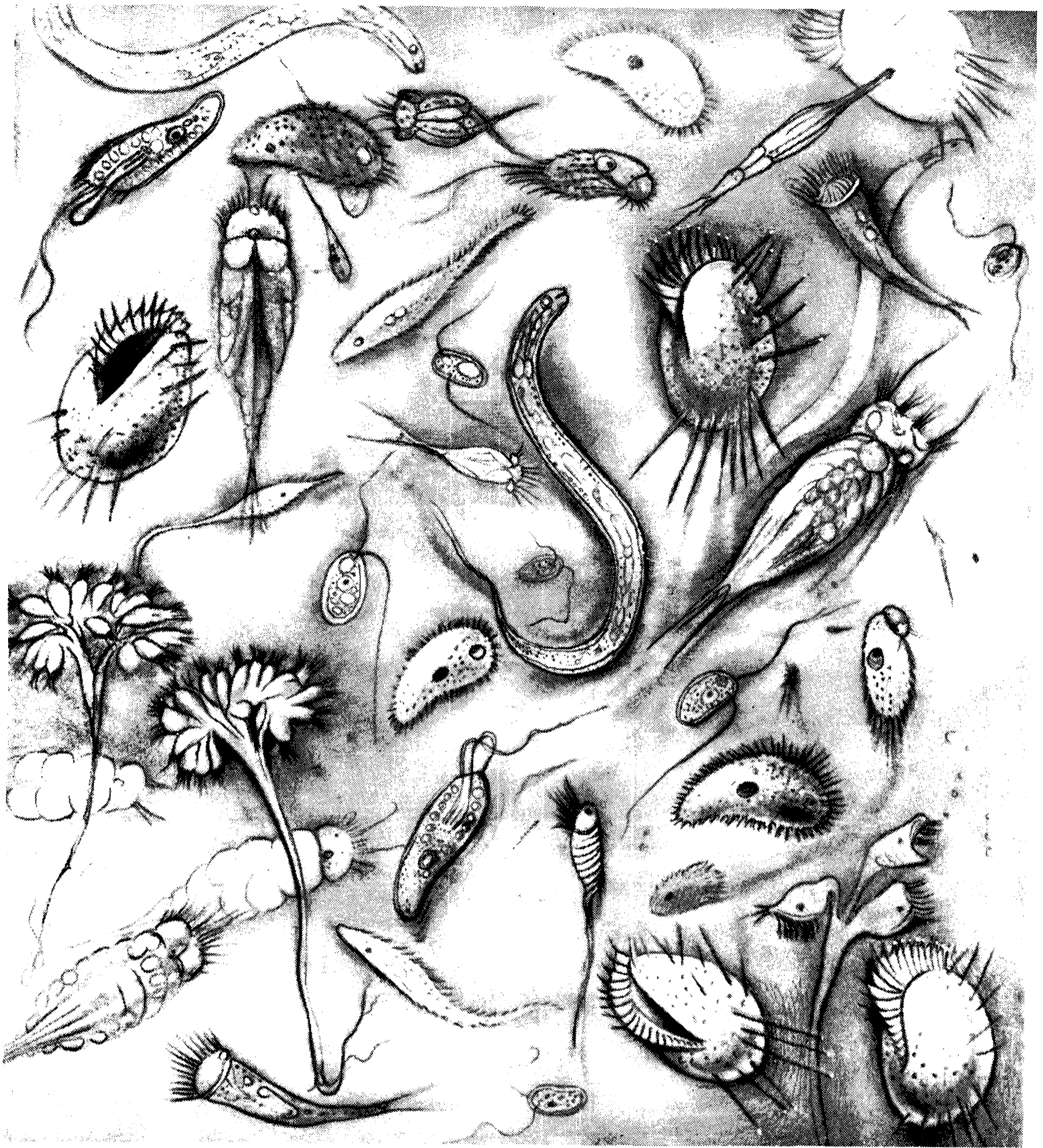
You're going to see us in a new light

We have a new look...the same fine university-styled apparel, the same team of "tuned-in" personnel, but a brand new look to the store. You're going to like it. The new look goes beyond the Tiffany lamps and decor, the apparel and accessories were all especially selected for you and your way of life (and your budget). This is your store.

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ON THE CAMPUS...NOTRE DAME



We invited a few friends for dinner and they helped clean up the Genesee River.

With the aid of a few thousand pounds of microorganisms, we're helping to solve the water pollution problem in Rochester. Maybe the solution can help others.

What we did was to combine two processes in a way that gives us one of the most efficient water-purifying systems private industry has ever developed.

One process is called "activated sludge," developed by man to accelerate nature's microorganism adsorption. What this means is that for the majority of wastes man can produce, there is an organism waiting somewhere that will happily assimilate it. And thrive on it.

The breakthrough came when Kodak scientists found a way to combine the activated sludge process with a trickling filter process and optimized the combination.

We tested our system in a pilot plant for five years.

(At Kodak, we were working on environmental improvement long before it made headlines.) And the pilot project worked so well, we built a ten-million-dollar plant that can purify 36-million gallons of water a day.

Governor Rockefeller called this "the biggest voluntary project undertaken by private industry in support of New York State's pure-water program."

Why did we do it? Partly because we're in business to make a profit—and clean water is vital to our business. But in furthering our own needs, we have helped further society's. And our business depends on society.

We hope our efforts to cope with water pollution will inspire others to do the same. And, we'd be happy to share our water-purifying information with them. We all need clean water. So we all have to work together.



Kodak
More than a business.

Vending machines offer the best products to students

by John Kenward
Staff Reporter

The University of Notre Dame's Vending Department is a service few people are aware of, yet many take advantage of it constantly. Managed by Dean Winter, whose office is located in the basement of the North Dining Hall, the service provides extra sustenance to the Notre Dame community via the 171 vending machines located on campus.

These machines dispense, for a price, almost everything from Bubble-Up to Winstons. Winter took over the operation two years ago and since then has restructured the complicated routes and servicing methods for better vending. He also has almost completed a replacement program for the various machines, which date back to 1963 or even 1956.

"By next year we will have finished replacing each and every machine. But we still will have to constantly be in the process of buying machines, at an average cost of between 1500-2000 dollars each to replace the broken ones, the tampered-once-to-often ones, and even the ones that still work as to not have all of the vending machines get old at the same time," said Winter.

Besides seeing to the machines' upkeep and stocking, Dean Winter also is in charge of the complaint department which he manages personally or with the aid of an automatic tape recorder wired to the phone. On an average day, the department gets about six calls reporting monetary loss or item exhaustion, and a few more calls that relate very little to the business at hand.

Few days are boring for Winter and his staff, as people call in their vending problems or cranks with a flair. In the words of Steve Snavely, Vending Machine Mechanic, "They have pretty clever ways to tell us their problem. You just don't know what you're going to get over that phone or tape recorder."

Snavely, Winter, and Assistant Manager Ed Rusinek chuckled as they recalled some of the more repeatable experiences, such as the Pangborn Rootbeer Crisis.

"Rootbeer just wasn't selling there so we took it out," recalled Winter. "Then later some guys phoned in a tape recording they had made with a guitar while singing 'Give Rootbeer Back to the Irish'. It was quite good. So we put Rootbeer back in

Pangborn."

"But it still didn't sell," added Ed Rusinek.

Also over the phone they have gotten various propositions that violate the ND-SMC sex code, reports of certain machines mating in the hall "in public, yet!", and such complaints as "Vot do you mean der machine doess not take Reichsmarks?!"

Providing the Notre Dame community with the best products that can be bought at the cheapest price with the best service guarantee is not an easy job. Keeping the machines working in the face of angry kicks and poundings is even harder," Winter noted.

When a machine runs out of a favorite item or gets jammed with someone else's Coke tab rings, slugs, Canadian coins, or Reichsmarks, or doesn't come though with the goods, all too often it is given thirty kicks for silent robbery. People shouldn't do that, said Winter.

"Human error in the cases where people don't read the 50-cent price sign on the cigarette dispensers and drop in 45 cents in the slot in memory of last year's prices, and human pranks such as deliberate jammings rate high," Winter observed. If they would only read the correct prices, use the coin return lever, and call us instead of taking it out on the machine, our ability to service the community would be greatly improved."

Winter would like to remind everyone that the vending service is a department of ND, and not a private organization. The profits involved are turned over to the University and are used against the rising costs of tuition and room and board. Thus, a harm rendered to a vending machine is a physical strike against Notre Dame.

"We try to keep good relations with the community," commented Rusinek. "Anyone with a problem concerning one of the machines need only call us." Rusinek added that machines at the ACC are not handled by his department.

Complaints may be phoned in, 24 hours a day, at 8888. Complaintants are asked to leave their name, address, amount of money lost if a refund is desired, and the location of the problem machine. A refund and/or repair will then be made.

Suggestions for improvements may either be directed at Winter or E.T. Price, Director of Food Services.

freshmen. The body of the book contains pictures of all freshmen and a brief list of their hobbies and interests. Mike Gassman edited the book and the cover was designed by Chris Smith.

"I would like to thank the 1700 freshmen who responded to the applications we sent them this summer," said Golden. He stated that this represents a 30 per cent increase over last year's response.

Freshmen who do not wish to purchase the entire book can pick up a copy of the introduction free of charge, in the ballroom at the same time the books are sold.

Any problems concerning the directory should be addressed to Mike Gassman of Student Services at 8701.

FOR SALE

For sale, Rollei 35 camera black finish. Excellent cond. Want \$90 Paul 1882

Want to sell 4 season tickets & want to buy 3 GA tickets to Miami or Pitt. Call 232-6790 after midnight on Mon., Tues., or Wed.

1969 Olds 442 convt. (blue) \$1100. Contact 283-6162 or -6162 or 272-5498 (after 4pm)

1972 Yamaha 250 street bike recently tuned \$525; 3378

68 Plymouth Fury III 58,000 miles. New tires since June. Good cond. \$595. Bed, Queen size, \$75; coffee table \$15; stroller, \$5; car seat, \$12. All items like new. 272-9193

STEREO 80 bucka w-o speakers can't beat it! 234-5646

1 Slazenger tennis racket \$12.00 Excellent cond. Jeff 6161

NOTICES

Two garage sale! Sept. 13-15 Fri, 1pm to ? Sat. 10 to ? elec. range, elec. dryer, elec. sweepers, regular tires, snow tires, old trunks, packing and steamer, elec. appliances, trash cans, 26" boys bike, games, men, women, boys and girls clothing, musc. items. 1914 Wedgewood dr.

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NAVAJO Squash blossoms made out of merenci turquoise Call 234-5646

Money? Morrissey loan fund can lend you up to \$150. Basement of La fortune-daily, 11:15-12:15

N.E. Day Care may fit your needs. students faculty or otherwise. 233-2233 233-3865

24 hr. T.V. repair- color T.Vs \$60 and up 282-1955

Bilbo's Birthday- Sept. 22. Organizing now for suitable celebration. 6246; 11-midnight

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Joan,
Too bad Kelly is your roommate.

CLASSIFIED ADS

THE STUDENT UNION TICKET OFFICE HOURS THIS SEMESTER WILL BE 12:15-5:00 MWF AND 11:00-1:00 & 2:30-5:00 on TT. THE TICKET OFFICE IS LOCATED ON THE SECOND FLOOR LAFORTUNE (ABOVE THE HUDDLE) VAN MORRISON & SHANA NA TICKETS NOW AVAILABLE.

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LOST AND FOUND

9-11 A.M. Notre Dame class ring (white inscription on inside 'PMR' 75) Reward for return Please contact Pat 3404

High School class ring '72 La Lumiere call 234-2620

Pr. of mens glasses between ND Ave. and Campus Pat 234-5823

Reward for return of green spiral notebook and -or computer data processing book 'accidentally' taken from South Dining Hall 9-5. Please give back- no questions asked 235 Walsh 8093

WANTED

NEED 2 GA TIX FOR PURDUE GAME. CALL TRACE AT 234-1889

need 1 Purdue ticket call Pam 5185

3 or 4 tickets to Elvis Presley concert (either night) tickets must be together. Call Marty at 289-3751

Need 2 GA tickets for Miami call Jim 3805

Need 3 GA tix to Army call Randy 272-7198

Need home for a male malamute pup 2 1/2 months old until May 1975. Will pay for food and expenses call Ken 272-8879 or 283-3797

Need 2 GA tix Purdue Game call Bob 283-1889

Need 2 GA Tix to Rice or Army games. Willing to pay \$. Call; Jim 6764

Desperately need 4 GA tix to Purdue Phone 6816

Wanted: one ticket to Purdue game. Call Bob at 8627

Must have 1 Purdue ticket GA or student ca;; Joe-1132

Need 2 GA Purdue tix call Bob 3374

Need 4 GA Rice tix Dave 6818

2 GA tix for Purdue. Call Larry 288-7375

Need 4 to 6 GA tickets for Pitt or Miami. 288-2613

Need 6 GA tickets for Purdue \$110 call 8164

Desperately need two GA tickets for Rice. Will pay top dollar. Call Bill after 7 pm 8533

Need Northwestern tix. Call Bryan, Chuck or Mike 3185

Desperately need 2 GA tix for Purdue game call Trace at 283-1889 N

TIX FOR Rice or Army games. Willing to pay.\$ call Jim 6764

PERSONALS

To the Antichrist and the Atheists: May pitch and brimstone shower upon Avignon and may you be bound by red-hot chains to your judgment! The Supreme Roman Pontif

To the Pontiff of Rome- Happy Friday 13 AntiChristal Coalition

Dear Marvina R., Congratulations on a great game! Keep up the good work. 414 Lyons

With sincere thanks to the Notre Dame Community- especially Father Hesburgh, the employees of the North Dining Hall, the members of the 1973-74 Mexico group, the class of 1976 and clergy- who helped us through a difficult time. Your thoughts, feelings and generosity will be long remembered The Bartosik Family

Dear Dan, Happy 21st Birthday Love, your Honey Honey

Come one, come all to ehe fabulous Farley-Sorin Square Dance Friday 13th Bookstore Basketball courts

COME AND PRANCE IN YOUR FANCY PANTS AT FRIDAYS SQUARE DANCE

Directories available at LaFortune today

by Andy Praschak
Staff Reporter

Freshman directories for the Notre Dame-St. Mary's community have arrived, according to Rick Golden, of the Notre Dame Student Union. The directory, sponsored by the Services Commission of the Student Union, can be picked up in the LaFortune ballroom today from 2 to 4:30 p.m. Extra books can be purchased at \$4.00 for the soft cover and \$5.50 for the hard back.

The introduction of the book contains highlights of upcoming social activities, a directory of campus establishments, campus media information, a guide to student government and other assorted articles of interest to

ATTENTION ARTS AND LETTERS

Present Sophomores, Juniors, and Seniors. Applications for A & L.

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are now being accepted. Students are asked to write a brief statement - one typewritten page or less - on why they are interested in serving in either (or both) positions. Include address and phone number. All statements must be submitted to the

DEAN'S OFFICE 137 O'SHAUGHNESSEY
NO LATER THAN FRIDAY, SEPTEMBER 13
AT 4:30 P.M.

(interviews will then be arranged)

ND Open heads into final stage

By Bill Delaney

The 1974 edition of the Notre Dame Open heads into its final 36 holes this weekend, with many of last years Irish linkers vying for medalist honors. The Open, an annual tournament for the benefit of those students wishing to try out for the team, finished the first 36 holes last weekend, with captain Jeff Burda leading the Open with a score of 138, four-under-par, for the

par-71 Burke Course. Burda posted scores of 71 and 67 in his first two rounds, and made a sensational display of his shot-making ability, carding 7 birdies on his round of 67.

Richard Knee, a freshman from Wilmington, Delaware, carded runnerup honors with scores of 71 and 70, for a two-day total of 141, or one under. Last year's starters Ed Whelan, Jim Culveyhouse, Paul Koprowski, and Mike Kistner were

also among the leaders, with Kistner's 80 and 69 total being the most remarkable score of the tournament so far. Koprowski and Whelan shot 146 and 147 respectively, while Culveyhouse carded two 74's for 148.

Noel O'Sullivan, in his second year as coach of the Irish linkers, was very pleased with the turnout of students. 'I know that there are some fantastic golfers throughout the campus, but for one thing or another, most are never found,' commented O'Sullivan. 'The idea of the Open-where anybody can come out and display his talents, has perennially given us a player or so capable of playing golf for Notre Dame. With the tremendous turnout last weekend (138 golfers started, and 68 completed the first two rounds), I definitely feel that the top scorers will really contribute to the Notre Dame golfing program.'

The final two rounds will be held this weekend at the Burke course on campus. 'Burda and my men from last year will be hard to beat, but Knee and Frank Flanigan (who had a score of 148 last weekend) can certainly provide some excitement down the stretch.' With the talent O'Sullivan has amassed last year, and the addition of four



Golf coach Noel O'Sullivan enjoys looking over the many prospects for ND's 1974 golf team.

or five golfers from this tournament, the future of the Notre Dame linksmen... looks very promising indeed.

Greg Corgan

The Irish Eye

Football picks

The first big weekend of college football arrives tomorrow and with it, The Irish Eye resumes its annual weekly prognostications.

The challenge is great this season. Past curator Vic Dorr set a sizzling pace a year ago with an impressive 49 for 60, a percentage of .817. However, the degree of difficulty assigned to the games selected was, at times, suspect. Nonetheless, as Dorr vociferously points out, "These are the games the fans are interested in!"

With this in mind The Irish Eye will attempt to examine the top fifteen contests of the upcoming weekend involving the top teams. And Saturday's schedule is a dandy.

Alabama at Maryland: The Terrapins are picked to win the Atlantic Coast Conference title but that's hardly the SEC. The Crimson Tide are hurting somewhat with key injuries in key positions. Still, look for Maryland to be 0-1 on Sunday.

Arkansas at Southern Cal: Frank Broyles may once again have the material to make the Southwest Conference a two-team race. Unfortunately for the Razorbacks, SC's John McKay has enough material to make the Pac-8 a one team race. The Trojans by 14.

Baylor at Oklahoma: Should be a cakewalk for the Sooners. Baylor will have trouble finishing seventh in the eight-team SWC.

Texas at Boston College: The BC Eagles have suicidal tendencies. Texas this year and Notre Dame in 1975. Boston College will be a good team in the East, but the Longhorns are a better team in the West. Darrel Royal would enjoy the color commentary on this game.

Colorado at L.S.U.: Charlie McLendon's Tigers are out to impress people this year while Colorado, after a couple of years of high class football will fall upon hard times. LSU by 10.

Ohio State at Minnesota: The Buckeyes will bury Minnesota in a hole even a Gopher couldn't get out of.

Oregon State at Georgia:

This could be one of the closer contests of the afternoon. Both teams are not expected to fare well in their respective conferences. The Georgia Bulldogs will be at home so look for them to treat the Beavers with anything but generosity.

South Carolina at Georgia Tech: Tech is still licking its wounds after the Irish thumping on Monday night. A second game in four days may also be too much. Still, Pepper Rodgers has a good team and the Yellow Jackets should come out on top in this southern battle.

Indiana at Illinois: The Hoosiers have improved but the Illini have gotten even better. Indiana has one of the toughest schedules around and they'll find out why tomorrow. Illinois by 7.

Iowa at Michigan: Iowa was winless (0-11) in 1973. If you include last year they'll be 0-12 on Saturday.

Iowa State at Texas Tech: Iowa State may finish in the Big Eight cellar. Still the Cyclones are anything but weak. The Red Raiders of Texas Tech aren't as strong as last year and the game should be close, but look for Tech.

Northwestern at Michigan State: The Spartans secondary was destroyed by graduation losses. Northwestern's Mitch Anderson will attempt to lead the Big Ten in passing for the third straight year. Only Len Dawson has accomplished such a feat. Anderson should get off to a good start against MSU. Look for the Wildcats.

Oregon at Nebraska: Nebraska will use the Ducks to tune up for more important Big Eight matches. Oregon is no slouch but the Cornhuskers are anxious to get back on top.

Wisconsin at Purdue: Last year's contest ended up with the Boilers on top 14-13. This year's game should be just as tense. The Badgers are a team to be reckoned with in the Big Ten, but in West Lafayette Alex Agase's squad may have the advantage they'll need. Purdue by two.

Upset of the week: Stanford over Penn State: Joe Paterno claimed to have had one of the worst springs in his coaching career. The Nittany Lions have lost a multitude of lettermen including Heisman Trophy winner John Capelletti. The Cardinals were 7-4 last season and are expected to improve on that. They may start with Penn State tomorrow.

ND football highlights



In action Monday night, Tom Clements gets ready to drop a pass to one of his backs. Halfback Ron Goodman holds up at the line waiting to see what develops.

Netmen ready for Fall tournament

by Pat Lennon

On the weekend beginning Friday, October 4, the Notre Dame Irish Invitational tennis tournament will be held on the tennis courts next to the A.C.C. building. Invited universities are Indiana, Illinois, Indiana State, Illinois State, Southern Illinois, Iowa, and Cincinnati, the defending champion. If Cincinnati cannot participate, Purdue will fill the vacant spot.

The tournament, a round robin affair in which every team plays every other team, will help Head Tennis Coach Tom Fallon get an idea of his team's strengths and weaknesses.

Fallon expects a strong, experienced team this year, having lost only two players from last season. A tournament held here on August 31 added eight more players to this year's squad. Freshman Tony Bruno defeated Dave Cantu in straight sets to capture first place honors.

Added to the team, along with the two finalists, were upperclassmen Pat Murphy, Steve Lyons, and Dave Wheaton. Freshmen Rod Stephan, Brian Bracken, and Mike Kelly also joined the varsity courtmen.

The team's present strength seems to lie in the consistency and depth of the squad. The top five or six players, said Fallon are so even that it would be difficult to name one as better than another.

With the returning strength and experience of John Carrico, Chris Kane, and Rick Slager, the Notre Dame net set looks to equal or better last year's mark of 24-6. In any event, the 51st year of Notre Dame net set should prove interesting.

Wrestling exams given Sunday

Physical exams for all men interested in wrestling for Notre Dame will be given at Infirmary on Sunday, Sept. 15, 1974 at 2 p.m.

If you want to get a locker and check out gear you MUST first have a physical—BE THERE!! You will be reminded by phone on Saturday.

The first official wrestling team meeting will be on Monday, Sept. 16 in the wrestling room (ACC) at 5 p.m. (Those not able to make it, call Coach Pechek at 232-5359)

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