THE OBSERVER

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Serving the Notre Dame and Saint Mary's College Community

WEDNESDAY, APRIL 8, 1970



nt Geven

Model UN

China.

2 sessions today

The first session of the 1970

Model United Nations General

Assembly will be officially

opened at 1 p.m. this afternoon,

when Secretary General Michael

Kendall addresses seventy-five

delegations in Stepan Center.

Following Kendall's remarks,

General Assembly President

Michael Kelly will speak to the

mittees that will alternately pres-

ent resolutions to the general

assembly after the opening

remarks and roll call. The committees are the Trusteeship committee headed by Rich Hunter, the Political Securities committee directed by Kendall, and Greg Turza's Social, Humanitarian and Cultural committee. The committees met before Easter vacation to determine which resolutions they would present to the General Assembly. They have prepared a total of fourteen resolutions for review. Kendall said that resolutions rejected by the committees

There are three major com-

by Don Ruane

representatives.

Krashna appoints cabinet sophomore from Puerto Rico by **Bill Carter**

In one of his first official functions as new student body president Dave Krashna announced his choices for appointment to his cabinet yesterday afternoon.

Chuck Ryan has been appointed Executive Coordinator, a job which Krashna called the third most important in student government. "Chuck is a very hard worker," Krashna said, "He is a little older, having been in the service, and he is a very stable individual. He will be the head of the cabinet."

The new Treasurer will be Denis Conroy. Conroy spent this year working in the treasurer's office and Krashna said he believed Conroy had the needed experience to handle the complications involved in student government finances.

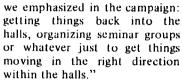
Orlando Rodriguez will replace Krashna as Human Affairs Commissioner. Rodriguez is a

and will direct a newly structured Human Affairs office, which will focus to a large extent on getting the foreign students at Notre Dame into a wider role of participation in the university. Krashna feels the extensive work of each individual commission is too much a load for one man to handle and so has named assistants to each commissioner. Rodriguez's assistant will be Dan Moore.

Krashna has chosen two sophomores to head the difficult office of Academic Affairs Commission. Bill Wilka will act as commissioner and Bob Meyers as his assistant. Krashna said both have been very much involved with the work of the commission this year and are prepared to move the office in the direction he talked about in his campaign.

The position of Research and Development Commissioner falls upon Tim Connor. Connor worked on the commission this year and brings a number of new ideas for expansion of the commission with him into office, in addition to helping complete some of the work of his predessors. Assisting Connor will be Bob Ohlemiller whose primary concern will be in the vital area of co-education.

Krashna indicated that the Hall Life Commission will be one of the most important offices in his cabinet. "We felt we needed dynamic people to work on problems of hall life and we've gotten dynamic people,' he said. " Commissioner Lee Fort has worked in Alumni Hall and his Assistant Eric Andrus in the Senate toward the goals that



For Public Relations Commissioner Krashna has selected Don Mooney assisted by John Knorr. He pointed out that their affiliation with the different media on campus, Moonev with WSND and Knorr with The Observer, would enable them to fill the important role of telling the student body what the student government is doing.

Jerry O'Connor will be the new Off-Campus Commissioner, a job that Krashna said entails a lot of work and thankless labor. O'Connor is uniquely qualified for the job according to Krashna because he realizes the problems of off-campus students and can address himself to their special needs. His Assistant Commissioner will be Walter Szwarc.

Krashna felt the role of the Community Relations Commissioner has become an increasingly more important one and has picked Dave Schmidt to fill the post. Schmidt has worked on the commission for several years and is very interested in developing further contact between Notre Dame and the South Bend community. The Only freshman in the cabinet, Carl Allison was chosen to assist Schmidt because Krashna feels that as a black member of the South Bend community, Allison best understands how to move towards better ties between the city's blacks and Notre Dame.

(continued on page 3)



Israeli), and the Arab Delegation contains a large number of Arab students. Kelly foresew an ex-

major issues will be seating the

Red China delegation and media-

tion of the Arab Israeli dispute.

shadow delegation of Joel Con-

nelly and Howard Dooley.

Dooley represented Red China

in the 1966 Model U.N. and

Connelly represented Nationalist

The Israeli Delegation in-

cludes four Sabras (a native born

There will be a Red Chinese

Jerry O'Connor

Kelly revealed that two of the tremely emotional clash between the two

opens

Other important issues will include a series of proposals from the South African delegation concerning the future of that country, and a variety of proposals for economic reform in Latin America.

Kelly was particularly gratified by the participation of foreign students in the affairs of their country's delegations and particularly the Pan American students.



Don Mooney

Tim Connor

Bill Wilks



listed by Kendall concerned arms control, Latin America, the Mideast and the intervention of foreign powers into the affairs of other nations.

will probably be submitted from the floor after the fourteen major resolutions have been discussed. Some of the resolutions

Countries represented in the Model United Nations were determined by the degree of participation of the real country in the United Nations, said Kendall. He also stated that the principal goal of the M.U.N. is realism, and delegates were expected to research their countries' political and social habits to help attain this realism.

The M.U.N. will meet for two sessions today and tomorrow. Sessions on each day will run from 1 p.m. until 4:40 p.m. and from 7 p.m. until eleven. Delegates to the M.U.N. are volunteers from Notre Dame, I.U.S.B. and St. Mary's.

Effects of Massachusets uiscusseu

by Mike Chapin

Professor Charles McCarthy of the Non-Violence Department and Thomas L. Shaffer, Associate Dean of the Law School, commented yesterday that the new Massachusetts Law challenging the use of U.S. armed forces in Vietnam probably will never be resolved by the Supreme Court.

The new law, passed last Thursday, allows any Massachusetts citizen to refuse fighting in any conflict that lacks a congressional declaration of war.

Shaffer thought that the law will have significant "symbolic value" because this was a whole state voicing their dissent. "I

think we have reached the point where we were last October. There has to be another public outcry because really nothing has happened."

Professor McCarthy felt that the Supreme Court would review the statute, "because the statute is so public."

"But I do not think that the Court will rule on the constitutionality of the war. They'll just rule that the Massachusetts Law is unconstitutional. After all the Supreme Court is hardly an objective judge -it's an agent of the state. It's made up of men who knew and know how to play their political cards," McCarthy said.

Colonel John J. Lavin of the

Army R.O.T.C. said, off the record, that the law was bound to have a negative effect on the soldiers in Vietnam. Lavin's personal opinion was that the men might think of Massachusetts "in a sense as succeeding from the union in the matter of the war." Although Lavin could not make an official department statement for the Army, he personally felt that the new law was a serious matter."

'The law is a direct challenge to the Commander in Chief's authority in matters of national security," he commented.

McCarthy felt that the Supreme Court is in a bind.

"If the Court would happen

to find that the words in the

Constitution simply mean what they said, i.e. that Congress shall declare war, then it would have to find that for the past eight years some very prestigious people (e.g. Johnson, Nixon, and the Joint Chiefs of Staff to mention a few,) would not have been 'upholding the Constitution of the United States' as they took an oath to do."

"You don't uphold the Constitution of the United States by prosecuting an unconstitutional war. You can't constitutionally collect taxes such as the surtax and the telephone tax to support an unconstitutional war. You can't kill 300,000 Vietnamese

(continued on page 3)



Contemporary poets are invited to Festival

This year the Sophomore Literary Festival, being held from April 12-16, hopes to introduce the student body to contemporary poetry. Included among the guests attending are British poets Stuart Montgomery and Lee Harwood, and American poets Allen Planz and Michael Anania.

Stuart Montgomery is a twenty-nine year old Rhodesian who qualified as a doctor before becoming a full-time poet. He founded the Fulcrum Press four years ago which produces the most significant international poetry list in England or America. Prior to this he spent some t'me in Greece, working with the

Dr. Echelberger and Dr. Singer, both of the Civil Engineering Department at Notre Dame, teach the course Man and His Environment offered on campus.

In addition, Notre Dame Senior John Crump, a General Program major, will speak on household ccology, explaining how each person can live without polluting and poisoning the environment.

Later in the afternoon, Dr. Donald Levy, a chemist from the University of Chicago who has spent much time organizing people to fight pollution and polluters, will address the Conference.

The Conference will conclude with three workshops designed to educate the public on specific methods of coping with air pollution, water pollution, and ecology. Greek poet Odysseus Elytis in translation of his work.

Montgomery believes that every poet at some time has to become his own publisher, arrange his own readings and be involved in his own production. His latest work, *Circe*, was pubished in 1969. Gary Snyder has aid of it "... it's one of the most erotic things I've ever seen -also masterful suspense and Super-Elliptical! Splendid job!"

A native of England, Lee Harwood has edited various magazines, the latest being Tzarad. He was awarded the Poetry Foundation (New York) annual award in 1966. He has traveled extensively in the U.S. and has given readings from his work in England, Denmark and the U.S. The latest of his four volumes of poetry, The White Room (1969) is widely acclaimed. Of it, noted poet John Ashberry has said in the Sunday Times of London, "It is carelessly wise, that is, wise without knowing or caring what wisdom is.'

Lee Harwood bitterly admits that industrialism has nearly destroyed the culture of the English countryside. In an effort to reaffirm the balance between man and nature, Harwood dedicates himself, as a man and a poet, to the transcendental element of humanity.

Montgomery and Harwood will be reading Monday, April 13 at 3 p.m. in the Library Auditorium.

Allen Planz is a thirty-three year old native of New York who attended Hofstra and New York Universities. He has been active for several years in poetry programs in New York as one of the organizers of the St. Mark's Poetry Readings, and in readings sponsored by the Academy of American poets.

Planz, who is representative of today's angry young writers, finds his poetry in the decay he sees characterizing America. He is also a political activist and as such his writing reflects the chaos and violence surrounding us and our apathy concerning it. Mr. Planz' poetry has appeared in many magazines and anthologies including Chelsea, Chicago Review, Massachusetts Review, Poets of Today and Where is Vietnam. A selection of his noet-ry won the 1966 New York YM-YMHA Poetry Center Award and his first volume of poetry, A Night for Rioting, was recently published by Swallow Press. Mr. Planz lives in New

(continued on page 6)

Pollution conference is planned will be free of charge, with free

In the hope that residents of the South Bend Area will realize and work to counteract the dangers of environmental pollution, the Michiana Committee for Clean Environment will sponsor a Conference on Environmental Concern on Saturday, April 11 at the South Bend Public Library.

The Conference, to be held from 9:30 A.M. until 5:00 P.M.,

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will be free of charge, with free lunches provided, and the public is invited to attend all or part of the program.

The schedule of events for the Earth Day Program includes a general panel discussion on pollution in the environment and what can be done to discourage it, to be chaired by Dr. Larry Davis of the Notre Dame Biology Department. Panelists will be Notre Dame Biology Professor, Dr. Thomas Griffing, Dr. Julian Pleasants, Ass't. Professor of Microbiology at Notre Dame, Dr. Wayne Echelberger, an authority of air pollution, and Dr. Philip Singer, a specialist in the field of water pollution.

🗡 John Fonseca 🖈

Jim Balcerski

Fri - Sat

ENDS, (616) 426-4174 HARLEM GLOBETROTTERS Saturday April 11 8 pm

Agnew may have to break tie vote WASHINGTON (UPI) – bility that Vice President Spiro publican Marlow W. Cook of

T. Agnew will have to save him

claimed yesterday they had the

votes to deny him confirmation

if they could pick up the vote of

only one more uncommitted

Republican. But Carswell's

supporters disputed their head

The possibility still existed

that Agnew could cast the vote

for Carswell that would break a

48-48 tie when balloting begins

A UPI poll showed 48 sena-

tors publicy or privately com-

mitted to vote against confir-

mation, or leaning that way, and

at 1 pm EST today.

Carswell's Senate opponents

with a tie breaking vote

count.

WASHINGTON (UPI) – Today's showdown vote on Judge G. Harrold Carswell looks to be the closest on a Supreme Court nominee in almost a century-with a very real possi-

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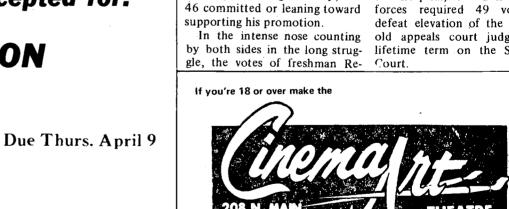
STUDENT UNION

publican Marlow W. Cook of Kentucky and of Mrs. Margaret Chase Smith, R-Maine, were

listed as the chief question marks. Carswell's opponents said if they won either vote the nomination would be rejected.

The Senate debated other matters the day after the 52-44 vote against resubmitting the nomination to the Senate Judiciary Committee. But throughout the Capitol, Carswell was a chief topic of conversation. The atmosphere was that of the eye of the storm.

With four senators expected to be absent for Wednesday's vote, two on business and two in the hospital, the anti-Carswell forces required 49 votes to defeat elevation of the 50 year old appeals court judge to a lifetime term on the Supreme Court.



PAGE 2

ACADEMIC COMMISSIONER SERVICES COMMISSIONER SOCIAL COMMISSIONER Due Fri. April 10 COMPTROLLER (Treasurer) EXECUTIVE SECRETARY (Public Relations) In Application Include Reason Why You Desire Position Send applications to: Robert Pohl (c/o Student Government) Box 427 Notre Dame, Indiana 46556



THE OBSERVER



Professor Charles McCarthy

Reds attacked by Migs

PHNOM PENH, Cambodia (UPI) - Russian-made MIGs of the Cambodian air force joined a battle yesterday against Viet Cong guerrillas in jungles 12 miles from the South Vietnamese border. Cambodian troops reported killing 40 Viet Cong in fighting that started Monday night.

Cambodian losses were placed at two killed and 18 wounded.

The combat was near the town of Chipou in Svay Rieng province, the same general area where five newsmen, including two Americans, were reported missing and possibly captured by the Viet Cong.

One oif the American newsmen was identified as Sean Flynn, a freelance photographer on assignment for Time Magazine. He is the son of the late movie actor Errol Flynn. The other was Dana Stone of North Pomfret, Vt., a camera man for the Columbia Broadcasting System.

Military officials in Phnom Penh said an undetermined number of Communist troops started the fight by attacking Cambodian forces near Chipou in the so called "parrot's beak"

Appoint editor

region which juts into South Vietnam to a point only 35 miles from Saigon

Field reports said Cambodian troops, many of whom moved into the region as reinforcements during the past week, hurled back the attack and counted 40 Viet Cong bodies when the smoke of battle cleared.

The town of Chipou was virtually deserted Tuesday, according to newsmen at the scene, but several miles to the east MIG jet fighter bombers flown by Cambodian pilots streaked over jungles at treetop level to rake Communist positions with machine gun fire and bombs.

Take applications

Applications are now being taken by the new officers of Student Government for the SMC Judicial Board. The positions open are for one senior chairman, and three other seniors, two juniors, and one sophomore. The positions are appointive. Applications should be submitted to Jean Gorman, Box 212, by Thursday, April 9, at noon.

Muncie Americans

Rich Mathys - Fri.

Effects of law discussed

(continued from page 1)

civilians and drop more bombs on North Vietnam than in the entire Second World War in an effort to prosecute an unconstitutional activity (mass murder) without simultaneously bringing Johnson and Nixon to trial for war crimes.'

Shaffer explained that the court probably will not hear the case because it has ruled way back in the New Deal that a "state cannot represent a citizen as against the federal government. We are citizens of the federal government which is a federation of states," he said.

"This is what the whole Civil War was fought about," Shaffer commented.

Shaffer also explained that in the past when other challenges to the war have been brought before the Supreme Court, they have always failed to get the minimum of four members to want to hear the case. He said up to now only two judges have usually voted to hear similar cases

McCarthy, however, saw the matter differently.

"The Vietnam War and the Laotian War have been going on more or less for eight years. And for eight years people, almost monthly, have tried to bring actions that would get the court to rule on the constitutionality of the war. And for eight years the Court has very conveniently stuck its head in the sand."

McCarthy discussed the Gulf of Tonkin Resolution as a possible declaration of war.

"Why not-anything will do-

WHEN DREAMS

if things get desperate enough the Court will tell the world that this straw is a sturdy elm. And at least the citizen of the United States will say 'The Court must know what's constitutional?' There is an interesting tidbit here though. I wonder what the court will do with all of Senator Fulbright's statements since December 1969 where he has point blankly said in the press and on T.V. that he was lied to by the executive about the Gulf of Tonkin incident and all the other eidence that now has been accumulated about the 'incident'. I tional or unconstitutional'."

wonder what the constitutionality is of a non-declaration of war which was procurred by lying."

McCarthy saw further implications of this law.

"Who knows maybe the Berrigans and the resisters are not the real enemies of the state (criminals). After all, if the war is unconstitutional, then the present heroes are the criminal and the present criminals are the Heroes!"

"I suppose it won't be long before we see a bumper sticker reading 'My country, constitu-

Cabinet appointed

(continued from page 1)

Walt Williams a black junior has been chosen as Chairman of the Recruitment Action Program. Williams has worked in the program for the past few years and will have the duty of caring for the needs of the freshman group next year as well as heading an extensive recruitment program for the next year.

The new NSA Commissioner will be Steve Novak whose experience in the association the past few years has given him some idea of the benefits the NSA can bring to the campus. Novak hopes to increase those benefits.

Two positions remain unfilled and Krashna indicated the appointments will be made as soon as possible. He indicated that the position of Judicial Coordinator could not be filled until the government learns exactly what the set up of the new judicial code will be. The other open position is chairman of the Students Against Racism, Krashna

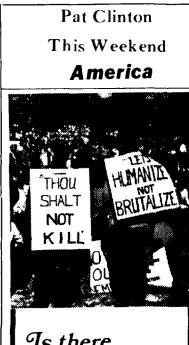
COME TRUE

The story of a boy, a student, a

by Father Jan

said he delayed on that appointment because he intends to revamp the organization, give it new direction and see exactly what is needed in the racial question on campus before he makes his choice for chairman.

Krashna said the selections had been based on careful consideration of qualifications indicated in the applications he had received for each of the positions in addition to his personal contact with a few individuals who had impressed him with special abilities and interests.



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Sophomore Steve Hoffmann a Government major from Little Rock, Arkansas, has been appointed Observer News Editor for the coming year. Hoffmann, who served as an Assistant News Editor and reporter during the past year, will succeed newlyappointed Campus Editor Glen Corso.

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WEDNESDAY, APRIL 8, 1970

THE OBSERVER

An Independent Student Newspaper

DAVID C. BACH, Editor

GAETANO M. De SAPIO, Publisher

FOUNDED NOVEMBER 3, 1966

NOTRE DAME, INDIANA

can exercise their rights in the absence of a

speculation that the Supreme Court might

refuse to hear this case. It is an issue that

calls for a decision, one way or the other,

that will be as authoritative as the Supreme

Court's rulings on school desegregation and

anti-Vietnam War. But if the Court decides

that the President has wide discretionary

powers in waging wars, it may once and for

all answer the question as to whether the

war is legal. The decision will influnce

further involvement by America in similar

wars. The question is not the bill itself. The

Court must hear the case and establish

The bill can be construed as being

It is strange, then, that there should be

congressional mandate.

integration.

guidelines.

Editorial

On April 2, the Massachusetts state legislature declared that any serviceman from Massachusetts can decline service in fighting which "is not an emergency" and which is "not otherwise authorized in the powers granted to the President as Commander-in-Chief."

At the heart of this bill is the fact that the war in Vietnam has not been formally declared a war by the Congress of the United States. As Gov. Francis W. Sargent of Massachusetts said, "The issue is whether and when, under our Constitution, a citizen can be compelled to engage in a conflict that lacks a congressional declaration of war."

It is, in short, a bill that touches the very foundation of our federal system. It seeks to determine to what lengths the individual states, and, through the states, the people,

Editor:

The appearance on the campus of William M. Kunstler was a fitting climax to a year in which those invited to Notre Dame to speak on public issues were disproportionately representative of collectivism and revolution. Perhaps the students do not realize that they are being predominantly exposed to only

At the very least, the Student Union Academic Commission and the program for the study of non-violence ought to invite United States Attorney Thomas Foran, who prosecuted the Chicago Conspiracy case, to speak at Notre Dame. This is particularly so in view of the

extravagant fee paid to Mr.

Kunstler to come here and preach revolution. Failing a sustained effort to balance their programs, let these organizations frankly acknowledge that what they are about is propaganda. If the students care to accept it, that is their chouce. But we ought no longer to pretend that it is education instead of brainwashing.

Sincerely, Charles E. Rice

Professor of Law

Editor's note: The Academic Commission has contacted Mr. Foran and the initial response has been favorable, but Foran went on vacation after the first contacts were made and his appearance is still indefinite.

Mr. Kunstler's honorarium was \$1000 and his appearance was not listed in the original SUAC budget. But by charging an admission fee, SUAC was able to break even and meet the fee without affecting its budget. Two years ago William Buckley was paid \$3000 but the gate receipts did not cover his fee.

Glen Corso The SLC

Since its inception in the fall of 1968 the Student Life Council has done quite a bit towards changing student life at Notre Dame. Parietals, which except for football Saturdays were non-existent several years ago, may, pending the decision of the Board of Trustees, now be on the verge of becoming among the most liberal in the nation. Other students drink without fear of reprisal. Liquor on campus, formerly banned, is now legal in the rooms of students over 21. Car privileges are now open to all seniors and juniors, and possibly in the near future even sophomores. With the advent of parietals and a relaxed attitude towards drinking, coupled with the hall judicial system, the SLC has advanced hall autonomy tremendously.

Now that many of the issues dealing with University regulations have been resolved, the SLC has moved into the larger areas of student life. They have considered Hall life, in the form of Father Edgar Whelan's report. They have also looked at University "complicity" through their committee investigation of the Placement Bureau.

In both of these instances the SLC recommended courses of action which call for some rather drastic changes in University Policy. As of yet no action has been taken on the SLC's proposals in the Hall Life Report, while the most controversial provision in the report on the Placement Bureau was denied by Vice President Frick on the grounds that the University could not in good faith bar any Government agency from recruiting on campus.

The SLC report on Hall Life recommended sweeping changes in the roles of the rector and the resident assistants.

"If the University is to maintain a residence hall system, it will soon have to staff the halls with men capable of exercising those responsibilities demanded by the S.L.C.; these might include married persons from the faculty or graduate students.'

The SLC has called for "twenty-one rectors who would actively involve themselves and specifically do so through leadership, advice, sharing their authority and providing pastoral counseling with liturgical service."

The report also criticized the present University policy of using rectors who also have other duties, which preclude them from serving as full time rectors

"Moreover we cannot overlook the overextension of the work load and responsibilities of the present Rectors. Only two are functioning as full time rectors and both are serving as University Chaplains. The University demands the same professional competency of the Rector-teacher as his colleagues on the faculty. This is as it should be. But the same University appoints him to administer a hall and do so in specific ways. Could such blatant over taxing candidly be termed a cheap labor policy?"

The questions raised are valid. If the University is to remain a residential school, then steps should be taken to insure the development of the halls into more than mere motels. Whose responsibility is it to act in this situation? The SLC can only advise, it cannot implement. If the bodies charged with acting (the administration and the Trustees) refuse to do so, the situation stagnates.

I would like to advance the contention for discussion that the SLC is seriously crippled due to its inability to implement policy changes. If the SLC is to be a cogent factor in the creation of a community it should be given the power to affect change, beyond the superficial level of disciplinary rules and procedure. The only persons who should be allowed a partial veto are the Trustees. The SLC should begin charting the outlines of the type of University community they would like to have. Several areas which have not been touched by the SLC such as academic affairs, university priorities, and University admissions policies should be studied, with the distinct possibility for reform in mind.

The most important task the SLC will face is that of creating an equalization of the three member blocs of the University. The administration should do just that, administer, not determine policy, the students should concentrate on learning, and developing themselves, while the faculty should concentrate on creating an academic atmosphere and doing their utmost to impart their knowledge to the students. Policy should be determined by the three groups acting in concert.

dave krashna on : **Hall Elections**

(Editor's note: This is the first column by Student Body President Dave Krashna in an effort to further communication between Student Government and the student.)

In the first of my columns I would like to begin by stressing an issue which is upcoming and will be vital to the success of Notre Dame as a community in the forthcoming year. This issue concerns the upcoming hall president elections. The SBP election is over. However I hope the same excitement and interest will be shown towards these elections, and that these factors will result in the same intense questioning of the candidates concerning how they plan to lead their respective halls towards the goal of developing a community.

As has been stated quite frequently during the past five weeks, it is hoped that a Student Forum composed of the elected hall presidents will be the essential body for student life at the University. As a result I feel it is important for everyone to realize that the people they elect will be in a position to affect their lives directly. I see student government as being correlative to half government. It should be stressed that it will be very difficult to make student government an effective representative of the student unless you can get to the fundamentals, i.e., hall life. The hall presidents as a group, I feel, will better co-ordinate each individual hall's actions into a total community action. These officers, in the unique position they will hold will better be able to sense campus opinion on all issues, and to better regulate the flow of communication between the student and student government. Let me conclude with my feelings on the recent crisis in Alumni hall (not to necessarily single out Alumni as the majority of the halls have experienced or may experience similar situations). Unfortunately, the only time people sit down to discuss things is during a period of conflict. This is similar to a hotel fire where the only time the guests meet is in a sphere of self-survival. We have to get away from this "hotel" psychology and atmosphere. In keeping with the idea of a Christian University where people strive to be both human and Christian, the hall must be the basis for the all important factor of communication. I am hoping very much to implement this in all the halls to better enable the idea of a total community to come to the fore. Very shortly after the elections, a student assembly where all students can be heard will be held.

one side.

Letter

The important issue now is electing good hall leaders not necessarily considering a student senate vs. student forum; so, I ask you to look at the people and issues, question them closely, and select wisely.



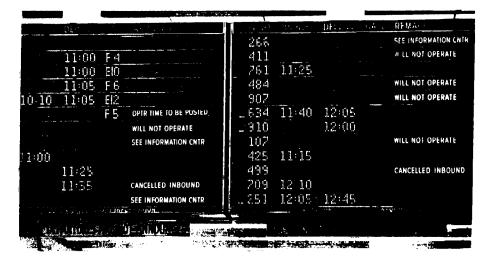
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Students struck by tribal folk-rock musical O'Hare







....Miami Beach is 81 and sunny

Moose Krause past foe of Globetrotters

The Harlem Globetrotters presented their razzle dazzle basketball show at the brand new Athletic and Convocation Center on the University of Notre Dame campus last season and among the turnaway crowd of some 12,000 was the school's athletic director, Ed (Moose) Krause.

The presence of Krause, one-time football and basketball All-American with the Fighting Irish, stirred a lot of memories of the past - back to the days when he had a professional team known as the Minnesota All-Stars, opponents of the Trotters more than three decades ago in many cities of the Gopher State.

"I was coaching at St. Mary's College of Winona, Minnesota, at the time and organized a team of college and high school coaches to play a game against the Trotters," he recalled.

"We had a good ball club and the Trotters really had to hustle to beat us. After that game we got together and decided to play each other as often as possible. From 1934 until I went into the Navy in 1942, we played something like sixty games. It was a great experience.

"The Globetrotters were a great ball club then, as they are now. I enjoyed watching them in action again after so many years and hope they'll make a stop at Notre Dame a regular part of their annual schedule. "We beat them a few times but not very often. The Trotters would do very little of their clowning unless they were on the front end of the score, but they had great shooters and could pass like they were born with a basketball in their hands." In all the games he played against the Globetrotters, Krause always had Inman Jackson, the team's original clown, as his opponent. Both played center and both were about 6-3, though the 230 pound Krause had about 25 pounds on "Big Jack", whom he claims was one of the greatest players the game ever produced. They became good friends, and still are today, but it wasn't always that way in their battles against each other. One night Krause really got heated up, he recalls.

the stands started to laugh. I looked around to see what they were laughing at and I couldn't see the ball.

"I finally looked down on the floor and there was the ball, lying there between my feet. Well, I chased Jackson all over the gym and he was having a tough time keeping ahead of me because he was laughing so hard. My teammates finally calmed me and I had a good laugh about it afterwards."

Occasionally, Krause and Jackson have the opportunity to reminisce about "the good old days." They've remained close and valued friends.

Jackson is still associated with the Trotters, serving as consulting coach and coordinating the development of raw talent into polished Globetrotters.

Ice Capades to hold auditions

Ice Capades' scouts and coaches are constantly searching for new skating talent. Local and area skaters are invited to audition this year at Notre Dame at 4:00 PM, Friday, April 17 and at another session immediately following that even-



Of course, some people changed planes in Claveland



"The game was close and we were giving it everything we had," remembered Krause. "The Trotters had possession of the ball and all of a sudden, everybody in ing's performance at the Athletic and Convocation Center.

In addition to good pay, performing with Ice Capades offers the opportunity to tour the United States, Canada and summer tours overseas.

Though amateur skaters need not be champions, they must be skaters of superior merit. Ice Capades' professional coaching staff will train acceptable applicants before they are assigned specific spots in the show. Those who do not pass the initial audition may try again after following prescribed skating recommendations.

Prospective male skaters must be 17 to 25 years of age and measure between five feet eight inches and six feet two inches in height. Girls must be between the ages of 17 and 23 years and between five feet two inches and five feet nine inches in height.

Applicants are requested to bring their own skates and costumes. Judging will be done by the Ice Capades coaching staff.

Freddie Trenkler, left, will appear with the Ice Capades at the ACC beginning Wednesday, April 15.

WEDNESDAY, APRIL 8, 1970





The University of Notre Dame Concert Band

No indictment in Kopechne case

EDGARTOWN, Mass. (UPI) -A whirlwind grand jury, which heard just four witnesses, ended its investigation without indictments yesterday in the death of

PAGE 6

Mary Jo Kopechne in Sen. Edward M. Kennedy's car. The district attorney pronounced the case "closed."

The 10 men and 10 women of

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the Dukes County grand jury, after deliberating three hours and 15 minutes, apparently found no evidence to indict Kennedy or others in connection with the 28 year old secretary's death last July.

Conclusion of the grand jury probe, one of four in the Kopechne case, seemed to preclude any further possibility the sole surviving Kennedy son would face additional criminal charges stemming from the fatal car accident last July.

District Attorney Edmund S. Dinis said as much when he emerged from the old court house here:

"This is the end of the investigation into the death of Mary Jo Kopechne. The case is closed.'

The jurors apparently were denied access to the impounded 764 page transcript of testimony and the judge's report of a four day secret inquest three months ago during which 27 witnesses were heard.

The documents presumably now can be made public under ground rules laid down by the Massachusetts Supreme Court. The high court said the documents could be released when no further criminal action appeared forthcoming.

Concert band performs under new conditions

The Notre Dame Concert Band, fresh from its 3,500-mile tour of the East, will present its annual Spring Concert at 8:15 this Friday evening in the Athletic and Convocation Center. There will be no admission charge.

Although this performance has served as the traditional climax to the tour for several years, this year it will be marked by several noticeable changes. Most obvious is its new location. Instead of Stepan Center, where the sound and the seating are unfavorable to musical presentations, the concert will be held in the ACC.

A second change involves the composition of the Band itself. After 123 years, making it the oldest college band in continu-

ous existence, of an all-male tradition, the Band has finally gone co-ed. Six young ladies successfully competed and passed auditions in December and were thus the first ever to be admitted to the Concert Band.

The Band's program, which was well received in the cities of Boston, Lewiston, New York, Buffalo, and Montreal, will consist of show tunes, marches, and contemporary jazz. Selections from the award-winning movie Oliver the "UN March," and arrangement of which the Marching Band performed at this year's Cotton Bowl Game, and "Harlem Nocturne" will be featured at the Concert.

Mr. Robert F. O'Brien will direct for the 17th consecutive year, and he will be assisted by James S. Phillips.

Festival invites poets

(continued from page 2)

York City and makes his living as an independent fisherman and as poetry editor of The Nation.

Allen Planz will be reading Thursday, April 16, at 3 p.m. in the Library Auditorium.

Michael Anania, who will be reading Thursday afternoon with Allen Planz, was born in 1939 and attended the University of Nebraska and SUNY at Buffalo. In Mr. Anania's poetry one finds a deep compulsion to know everything that one can know. His writing deals primarily with the people, from the simple way they talk, to the intricate way they feel.

Mr. Anania's poetry and essays have appeared in Chicago Review, Audit, Tri-Quarterly and Omnibus. He has previously been co-editor of Audit/Poetry

and makes his living teaching at Chicago Circle Campus and as Poetry Editor of Swallow Press. His first collection of poetry, The Color of Dust, was recently published by Swallow Press.



Michael Anania

Apollo may be delayed by measles

CAPE KENNEDY (UPI) -Doctors examined blood from the three Apollo 13 astronauts yesterday for clues to whether or not they will break out with the measles while in space next week. The fate of Saturday's launch date hangs on the prognosis.

Dr. Charles A. Berry, the moon pilots' chief physician, said the laboratory testing should be completed by today. Then he will make the "agon-

Summer Jobs

How hard can you work?

izing" decision whether to recommend Apollo 13 blast off as planned Saturday or wait for the next opportunity, May 9.

If the tests indicate that any one of the three pilots would get sick, a spokesman said the shot probably would be delayed. Berry said measles could disable a crewman in flight.

Despite the unprecedented medical questions, astronauts antibodies in the astronauts' James A. Lovell, Thomas K. Mattingly and Fred W. Haise went about the business of getting ready for the toughest moon expedition vet attempted.

The three astronauts worked out in spacecraft trainers much

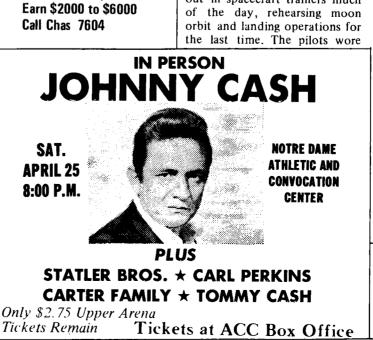
pressure suits and the mission control center followed the drill as if it were real.

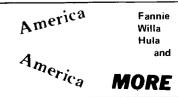
The laboratory tests on the astronauts' blood were being conducted in the Lunar Receiving Laboratory at the Manned Spacecraft Center in Houston by a team of specialists.

The doctors were measuring the amount of disease fighting systems. This will determine their state of immunity to German measles and enable doctors to predict the astronauts' chances of getting sick.

Lovell, Mattingly and Haise were exposed to a "fairly classic case'' of German measles through backup lunar module pilot Charles Duke Duke broke out in a rash Sunday, and Berry said that means the disease could have been contacted by one of the prime crewmen seven days earlier. It takes anywhere from 14 to 21 days for the German measles virus to develop in an individual. This means the astronauts-if they are going to get the measles-would probably become sick next week, possible while circling or walking the moon

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Is there a better way to govern Notre Dame?

This is the first part in a five-part series written by the Nutting for President Headquarters. The second installment will discuss the managerial problems involved in running any large organization .- Ed.

In an attempt to discuss the issue of university governance and revision at Notre Dame (apart from the personalities of those people involved in the structure) we intend to consider the "Structural" University of Notre Dame and to answer the question "How is Notre Dame governed?" We will then ask if there is a better way to govern this university.

In attempting to answer this question we will propose, in contrast to the administrative status que, an alternative plan for the governance of Notre Dame. In the development of the Chancellor-President structure we will focus upon "How would (or should) Notre Dame be governed?" Our last question, quite separate from those above, yet at the same time essential to

A unique interdisciplinary

program combining the forces of

the social sciences and the

humanities for the study of ur-

ban problems has been initiated

by Saint Mary's College, in co-

operation with the University of

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problems of cities and their

Under the co-direction of Dr.

Charles Poinsatte, chairman of

the history department, and Pro-

fessor Louis Tondreau, chairman

of the department of political

science, the Program for Urban

Studies intends to bring in-ser-

minorities.

any innovation, is the question: will it work? : a consideration of comparative advantages and disadvantages.

No institution, particularly no university, can survive without change...One of the mafor challenges of change for the university today is its governance: how it has been governed in the past and how its governance is likely to evolve in the future...

-Theodore Hesburgh,

The Nature of the Challenge

Perhaps the only way to really appreciate how Notre Dame is governed is to be Notre Dame's President or Chairman of the Board for a day. Since this option is clearly not open to us, we are forced to draw on the written description of Notre Dame's structure. Keeping in mind that how a structure appears on paper, and how it actually operates may be quite different things, we intend to explore the questions: How are decisions made at Notre Dame? What types of decisions are made by the high-level administrators? and On what basis are administrative problems relegated to the various decisionmaking levels?

The document which governs the University of Notre Dame is a 17-page statement called "The Statutes of the University and the By-laws of the Board of Trustees". It begins,

On April 8, 1967, at a meeting of the Fellows, the statutes were ratified and new By-laws were approved which delegate the ordinary power of governance of the University to a Board of Trustees.

The "Fellows of the University," referred to in this passage, are six C.S.C. priests and six lay fellows, all 12 from the Board of Trustees. They have all power and authority granted by...the state of Indiana [in] the Chartering Act... on January 15.

offer course work in three disci-

1844. Six of the Fellows are ex officio (by virtue of their office) members: The Provincial of the Congregation of Holy Cross, the President of the University, the Executive Vice-President, Vice-President for Academic Affairs, Chairman of the Board of Trustees, and Secretary of the Board of Trustees. Vacancies are filled by a majority vote of the Fellows. The President of the University is the Chairman of the Fellows.

The Fellows are responsible for: (1) electing and removing Trustees, (2) adopting and amending the by-laws of the University (by 2/3 vote), (3) approving the selling of a "substantial part of the physical properties," (4) making sure... "the essential nature of the University as a Catholic institution [is] maintained," and (5) that the C.S.C. priests are a vital component of the "university's operations."

Except for these "powers...all powers for the governance of the University shall be vested in a Board of Trustees which shall consist of such number of Trustees not less that thirty (30) nor more than forty (40)...The six ex officio members of the Fellows as well as the Vice--President for Business Affairs, are ex officio members of the Board of Trustees. The membership of the Board may be altered by removal (requiring the recommendation of the Board and approval of the Fellows) or retirement to the status of Honorary Trustee (mandatory at age 70).

The Board is presided over by a chairman, who is elected by the Board every two years. Records and proceedings are the responsibility of the Secretary.

The activities of the Board, which require a quorum of "fifteen persons," are;

(1) Election of "all officers of the University."

(2) serving on the Board's

standing committees: Executive Committee, Investment Committee, Development Committee, the Committee on Educational Matters, the Nominating Committee, the Liaison Committee for the Advisory Councils; each committee has not less than seven (7), nor more than thirteen (13) members. The Executive Committee, is by far the most powerful, for it has "all of the powers and functions of the Board,...between meetings of the Board." During its six required meetings per year, it is chaired by the President, and its ex officio members are the Chairman and Secretary of the Board. and the Executive Vice-President.

(3) (Sec. IV) "if a matter of serious importance" concerning "university policy which in the usual course would be resolved by decision of the President, [it] may... be referred in the discretion of the President to the Board of Trustees for final determination "...If it is impractical or untimely to refer such...to the full Board of Trustees for appropriate action, the matter may, in the discretion of the President, be referred to the Executive Committee..."

(4) providing for the safekeeping and the handling, of the University's properties and funds.

(5) Alteration of "these bylaws" requires "at least twothirds of the Fellows" concurrence.

NOTICE

Students planning to student teach during First Semester, 1970 71, must report by April 10.

<u>St. Mary's College</u> students go to Room 320, Madeleva Hall. <u>University of Notre Dame</u> students go to Room 1110 East, Memorial Library.

Overrules Kirk

TAMPA, Fla. (UPI) A federal district judge overruled Gov. Claude Kirk's intervention in a school desegregation case yesterday and sternly told the governor to "be here personally" Friday to answer civil contempt charges.

Judge Ben Krentzman reinstated the Manatee County school board-which Kirk suspended Sunday night in a move to foil the court ordered desegregation-and told the board he wanted the court ordered plan carried out by Thursday.

Kirk was to have appeared at

vice teachers, public officials and concerned citizens an understanding of urban problems in their historical, political and economic aspects and to provide the regional and ultimately the national communities with the results of Program-directed research.

SMC programon Urban Studies

A successful pilot program in urban studies conducted at the College last summer led to a grant of \$25,000 from the National Endowment for the Humanities for funding the current program. The grant will also make possible full tuition remission for 30 participants. Approval of the grant was announced April 3 by Congressman John Brademas of Indiana's 3rd District. Mr. Brademas, who chairs the House Sub-Committee on Education, is a former faculty member of Saint Marv's.

In cooperation with the Department of Graduate Studies in Education at the University of Notre Dame, students enrolled in the Urban Studies Program will earn graduate credit for each session attended. The projected long-range program offering several semesters of classroom, laboratory and intern study experiences in large metropolitan areas such as Chicago and Detroit will lead to a master's degree from the University of Notre Dame.

The initial summer session, June 22 through July 31, will plinary approaches. "American Urban History" will study the significance of the city on American history from colonial times to the present. An analysis of political and social dimensions of urban life will be the concern of "Political Problems of the Metropolis and Its Communities." "The Economic Aspects of Urban Development" will investigate the role and contribution of economics to urban problems and relate questions of contemporary value to the traditions of the humanities. The interdisciplinary character of the Program will be emphasized through joint seminar examination of research results.

Community research at the outset will be focused primarily on the Michiana area cities of South Bend, Mishawaka, Elkhart and Niles. It is hoped that student research will aid in providing the communities with a clear community self-image and in establishing a concrete research source and a pilot program for the significant relation of city and academic communities.

Urban affairs consultants will assist the staff and students in establishing research studies and techniques to provide the greatest impact on local and national urban problems. The consultants and regional public officials will also address class sessions on relevant topics.



yesterday's hearings, but sent word he was too busy because of the opening session of the legislature.

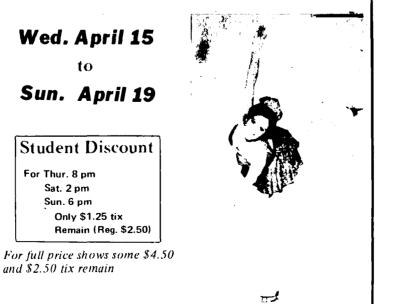
The governor did not appear concerned over the possibility of being cited for contempt. "I don't think they'll do anything to a sick, old expectant father," he said. Kirk referred to his recent kidney operation and the fact his wife is expecting the birth of a child shortly.

He later told the legislature he intended to fight the busing issue all the way to the U.S. Supreme Court.

> Paul Guernsey & Jim Moran

> > America

ICE CAPADES



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THE OBSERVER

Irish netmen beat Boilermakers

Mansfield had taken the first set

La Sage roared back as he com-

pletely dominated the second

set. However, Mansfield regained

hard fought victory.

8-6.

Irish.

by Jack Schaefer **Observer Sports Writer**

The Notre Dame varsity tennis team opened its home season with a solid six to three victory over the Boilermakers of Purdue. The Irish won five of the six singles matches played while Purdue captured two of the

JIM MURRAY

three doubles matches.

Sophomore Buster Brown won the number one singles match defeating Nick Giordano 4-6, 6-2, 6-0. Buster as the score indicates got off to a slow start before he started to play in his accustomed manner.

In the number two singles

Nothing has changed

© 1970, Los Angeles Times

As previously noted, sending Lew Alcindor to UCLA was a monumental redundancy on the order of sending a parade to Germany, a singer to Italy or a hot watch to a hock shop.

John Robert Wooden must have felt like a guy living in a trailer who suddenly wins an elephant.

For Alcindor's part, he must have felt like a guy who suddenly steps through a door marked "1890."

First of all, there was the language barrier. To John Wooden, "dig" is something you do with a shovel. When he says "it's cool," he means the sun isn't out.

John Wooden was so square, he was divisible by four. Lew Alcindor was from New York where they're born knowing everything.

Alcindor later confessed in his memoirs that he thought Johnny Wooden was something that escaped from that painting of American Gothic. Lew wondered where he put the pitchfork.

No one asked Wooden to write his memoirs. For one thing, they'd be rated "G." But to the rest of basketball, Lew Alcindor looked like something that nested in the Andes. His legs were longer than some streets.

Wooden had always been successful because he taught his teams fundamentals. Teaching Alcindor fundamentals was like teaching a shark to bite. Wooden concentrated on the supporting cast.

The result was a Johnny Wooden team minus one. John stoically endured the Alcindor era. The rest of the community was not so fortunate and got a pretty good going-over from Lew under the boards.

"I think," signed Wooden, "we changed each other."

If you were reading the bulletings out of College Park, Md., a week ago, you will know this is not altogether so. That team which John put together so painstakingly, ignoring a few off-court detonations here and there in the Alcindor era, turned out to be the best in the country as usual. They played so well together, the vagrant notion might have crossed your mind Alcindor was lucky to make it.

Wooden didn't have any canary feathers trickling out the side of his mouth when I cornered him in his office at UCLA the other day.

If he's changed any, it wasn't visible. It was 10 o'clock in the morning and his feet were killing him but he was wearing a shirt and tie and cuff links. He didn't have "shades," he had his usual bifocals.

It was Good Friday and the rest of the college was shut down. John had to get an early start because he would be busy in church from 12 'til 3.

He wasn't wearing bell-bottoms. He didn't have buckles on his shoes. He was reading Luke, Chapter 6, Verses 36, 37, not Harold Robbins.

I sneaked a look at his walls. Everyone in the pictures had all his clothes on. There were kids on a court and kids on a bicycle.

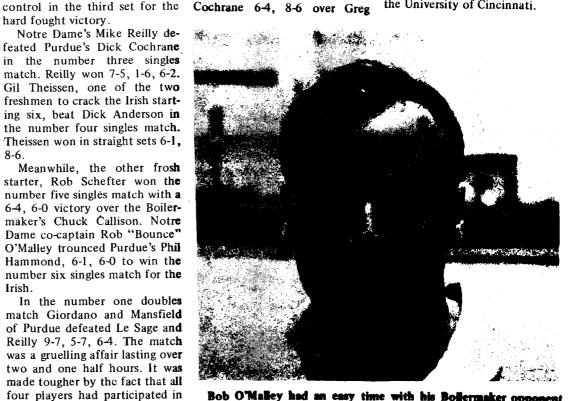
The wall poems didn't run to "Howl!" but to Elbert Hubbard. He was leafing patiently through a stack a mail on the off-chance there was one from a kid who could play the corner in a pressing defense.

I listened carefully but I didn't hear a single word that would have offended Louisa May Alcott. There were a lot of "Gracious sakes!" and "Goodness gracious alive!" and all that kind of jive talk that must have made Lew think he was putting him on

Bernie Le Sage of N.D. dropped three set singles matches. an extremely close match to Jim In the second doubles match Mansfield 6-4, 1-6, 6-4. After N.D.'s Brown and Theissen ably

disposed of Anderson and Hammond 6-3, 6-1. However, the third doubles match was won by Purdue's Callison and Dick Cochrane 6-4, 8-6 over Greg Murray and Schefter.

With yesterday's victory the Irish upped their season record to three wins and two defeats. The next Irish match is Friday at Northwestern. The next home match will be April 18th against the University of Cincinnati.



Bob O'Malley had an easy time with his Bollermaker opponent yesterday at the Convo. O'Malley won 6-1 and 6-0.

'Living legend'is dead

CINCINNATI (UPI) - Former Cincinnati Royals star Maurice Stokes, who became a "living legend" at St. Francis College, will be laid to rest Thursday in the Franciscan Cemetery on the Loretto, Pa. campus.

Stokes, whose brief professional basketball career ended after only three years, died Monday after suffering from a heart ailment. He was 36.

Stokes, once considered big at 6 foot 7 and 240 pounds, was stricken with encephalitis March 15, 1958. He suffered a heart attack March 30. Doctors said the heart attack complicated his condition and attributed death to the heart attack.

"We're all very much broken up," said Jack Twyman, Stokes' legal guardian because he was 'the only Cincinnatian with the Royals at the time of the tragedy.'

A special Requiem Mass was planned for tonight in the Chapel at Good Samaritan Hospital where he died. The body will then be taken to the St. Francis College campus for a student mass Thursday afternoon and a funeral mass in the

Stokes brought fame to the

small St. Francis College near

Pittsburgh when he scored 43

points and grabbed 19 rebounds

against Dayton in the 1955

chapel that evening

National Invitation Tournament. He was named the most valuable player of that tourney and finished his senior year at St. Francis with a 26.6 scoring average.

He was the first round draft. choice of the Royals, then in their final year at Rochester, of 16.4 per game.

N.Y

Stokes turned down an offer by the Harlem Globetrotters. He was named "rookie of the year" in 1956 when he set a league record with 1,256 rebounds. In his three year career. Stokes scored 3,315 points, an average

Masters are ready

Augusta, Ga. (UPI) - Gary four-time champion Arnold Player says that although his victory at Greensboro indicates he's playing well enough to win here, "It's a brand new ball game when you get to the Masters.'

The muscular South African, only foreigner ever to win the Masters (in 1961) which is being after a gruelling 36 hole Sunday played for the 34th time starting Thursday, says "This is the only course I know where you start choking when you drive through the front gate."

The layout at the 6,980 yard Augusta National favors the Florida but was expected back power hitters-men like three- today. time champion Jack Nicklaus,

Paimer and Tom Weiskopf, only man to be under par in each of his last seven rounds here.

Palmer, the darling of Masters' fans, didn't arrive until late in the afternoon, explaining: "I just decided to take the day off" finale at Greensboro.

Nicklaus, who skipped Greensboro to get in three practice rounds here last weekend, left Sunday night to spend a couple of nights with his family in

JOR LEAGUES GB

American-East TEAM Won Pet

PAGE 8

No, John Wooden is still keeping the mod world well in the backcourt. Lew Alcindor's world has been changed. You can tell that from Dun & Bradstreet but for John Wooden, things are still Standard and Poor.

No, I don't think the change is too visible. John Wooden is still the best basketball coach in the world. Lew Alcindor is still 7 feet 2 inches tall.

Hockey playoffs scheduled

NEW YORK (UPI) - This is the schedule for the first round of the National Hockey League play of fs:

Eastern Division Series "A" Chicago Detroit Chicago April 8, 9 Detroit April 11, 12 aft Chicago April 14 Detroit April 16 Chicago April 18 or 19

Series "B" Boston-New York Boston April 8,9 New York April 11,12 Boston April 14 New York April 16 Boston April 18 or 19

Western Division Series "C" St. Louis-Minnesota St. Louis April 8,9

Missesota April 11,12 aft St. Louis April 14 Minnesota April 16 St. Louis April 18 or 19

Series "D" Pittsburgh-Oakland Pittsburgh April 8,9 Oakland April 11,12 Pittsburgh April 14 Oakland April 16 Pittsburgh April 18 or 19

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*Detriot	1	0	1.000	-	*Cincinnati	1	0	1.000	-
Boston	1	0	1.000	-	Houston	1	0	1.000	-
Baltimore	1	0	1.000	-	*Los Angeles	0	0	.000	1/2
New York	0	1	.000	1	Atlanta	0	0	.000	1∕₂
Cleveland	0	1	.000	1	San Diego	0	0	.000	1∕₂
*Washington	0	1	.000	1	San Fran	0	1	.000	1
West					East				
Oakland	1	0	1.000	-	New York	1	0	1.000	-
Minnesota	1	0	1.000	-	Philadelphia	1	0	1.000	
California	1	0	1.000	-	St. Louis	0	0	.000	1∕₂
Chicago	0	1	.000	1	Chicago	0	1	.000	1
Kansas City	0	1	.000	1	Montreal	0	1	.000	1
Milwaukee	0	1	.000	1	Pittsburgh	0	1	.000	1
Detriot at Wa	shingt	on, ni	ght	*-last night's game not included.					
	New Yo		•	Cincinnati at Los Angeles, night					
Baltimore 8	Cleve	eland	2	New York 5 Pittsburgh 3					
California 12	Mil	wauke	e O	Philadelphia 2 Chicago 0					
Oakland 6	Kansa	s City	4	Houston 8 at San Francisco 5					
Minnesota 12	2 Ch	icago	0	Atlanta at San Diego, night					