

weather - more rain,
more clouds. more
cold, but not very. fog,
too, at night.

THE OBSERVER

Vol. VI, No. 57

serving the notre dame - st. mary's community

Monday, December 6, 1971

Student group wants "arbitration"

by John Abowd
Observer Assistant Editor

A group of independent students last night released a statement calling for arbitration of the Notre Dame St. Mary's merger problem by "a delegated representative of the Roman Catholic Church."

"We feel that the Church has the clearest legitimacy in the dealings of both Notre Dame and St. Mary's," the statement said.

The proposal also called for:

—"the full Boards of Trustees of Notre Dame and St. Mary's to meet on campus during February or March of 1972 to discuss the possibility of renewing plans for merger. These meetings should be opened to student and faculty participation."

—"maintenance of operations at the present level of cooperation until a final decision is made. Women promised Notre Dame degrees should receive them."

The statement was signed by Don Mooney, Eric Andrus, Steve Flavin, Dan Sherry, Jerry O'Connor, and Jack Candon of the Student Union; Phil Michaels and Bob Welly, hall presidents; Joe Hotz, co-editor of the Scholastic; and Glen Corso, editor of the Observer.

"We felt independent action by students is good for the University and that the temper of Notre Dame student government so far on this issue has been one of inaction," Mooney said in explaining why the students had not gone directly to student government.

"It is time," Mooney added, "for some type of action to be directed at the Notre Dame administration and not just at St. Mary's"

The statement notes what Mooney termed the "lack of specific information" available about the reversal decision.

"Until the facts are known, we must assume that at least half the blame must belong to the University of Notre Dame," the statement says.

The students plan to take the proposal to Fr. Hesburgh and Provost Fr. James Burtchaell, Mooney said. In addition to administrators they also plan to ask for student senate and hall presidents council, according to Mooney.

"As students of Notre Dame we feel an obligation to the present students of St. Mary's. They have been active members of this University's community. Many of them came to the University with the expectation of receiving a Notre Dame degree an an education superior to ond offered by an independent St. Mary's. Many students at Notre Dame feel these women should not be abandoned so non-chalantly," the satatement ways.

"At the same time" it continues, "merger with St. Mary's offers a richer academic atmosphere to the University in the future."



Don Mooney



Eric Andrus

If they have ND majors

SMC upperclassmen can win Notre Dame degrees

by Ann Therese Darin

St. Mary's upperclassmen currently enrolled in exclusively Notre Dame major departments will receive Notre Dame degrees, announced Mother Olivette Whelan, SMC Board of Trustee chairman at a student convocation Friday.

Four student representatives and four faculty representatives will be allowed to explain their opinions on the merger stoppage to the Board at its meeting, Dec. 18, Mother Olivette said.

Before introducing the trustee chairman, who flew in from a Boston meeting of the Sisters of the Holy Cross specifically to address the student convocation, Kathy Barlow, student body president, announced an emergency meeting of the Board of Trustees had been requested.

Acknowledging the request, Sr. Alma Peter, acting college president, told Miss Barlow she had notified members Thursday night and was waiting replies Thursday night.

"At Notre Dame there is no opportunity for women," Mother Olivette said, defending the college's position. "They are not yet ready for them."

However, despite the college's feelings, Mother Olivette emphasized, "there will be no change in the coexchange program for next semester."

She expressed disbelief that the St. Mary's Freshman Year Office had denied freshmen the opportunity to schedule Notre Dame classes because the shuttle buses are too crowded. She said that if they wanted to, freshmen could sign up for all of their classes at Notre Dame.

To substantiate this, Mother Olivette quoted Fr. James Burtchaell, university provost, who was unable to accept the chairman's invitation to accompany her to the student convocation.

"While it was impossible for Fr. Burtchaell to be here," she said, "he did send a message with me: 'There is absolutely no change for next semester. No fees. You can register for any class offered by Notre Dame'." Burtchaell claimed, she said, that this semester would give the two schools time to reach an equitable solution.

In revealing four students could attend the Trustees meeting, she acknowledged "We always have a time when students and the Board can speak at the other two Holy Cross colleges (Dumbarton in Washington, D.C. and Cardinal Cushing College in Boston.) This has not been done here and I think this was a mistake. I intend to see this will be done in the future."

Before the May ratification of unification by both boards of Trustees, Mother Olivette noted there was much talk about how size and inequality of size, would effect unification.

To stress her point, she illustrated it with an anecdote about a 6'6" man who married a 4'4" woman, who both realize there are going to be problems because of size. The man says, she quoted, "We're going to do things my way."

This would not be the case at St. Mary's and Notre Dame, she stated flatly. "The atmosphere has not been there for the input of women into Notre Dame. Fr. Burtchaell said they wanted such help, but I haven't yet seen it," she claimed.

Denying financial problems were the major problem, she quoted an article in this week's Time Magazine, on coeducation: "Coeducation is a sham unless it has a genuine equality. There must be an opportunity for women."

Most SMC administrators feel, she stated that Notre Dame was reneging on its commitment with SMC for unification, made last spring.

In the spring meetings, both Notre Dame and St. Mary's had agreed that both schools would be re-organized into a new University of Notre Dame encompassing the best of both schools, Sister comment.

"We had this third entity vision in the future," Mother Olivette reflected, "but what has been taking place is something rejected by all of you (students), faculty," and as the Park-Mayhew report predicted, the Board of Trustees have also. "This is absorption," she continued.

"Merger is not possible between two unequal institutions," she emphasized. "It must be incorporation."

For this reason, The Observer learned Friday, St. Mary's alumnae board representatives had refused voting privileges on the Notre Dame Alumni Board last fall. They felt, sources claimed, they would be absorbed into Notre Dame. Instead, they requested a complete reorganization of the Board with equal representation for women.

She implored students to hold off because "we have some work to do as a group of women and as a women's college" before unification could be accelerated again.

SMC students disputed her statement, that "We can show some of the trends of where education can go and we can do this and we can influence Notre Dame, but not too quickly."

Describing Notre Dame as "very traditional" amid much applause from the audience of 1100 students, she said "If we are content to stay in a traditional life, all right, this is a choice we can make."

Exiting off stage to a waiting pool of reporters, Mother Olivette said "they can destroy St. Mary's," referring to the students, "It's within their power."

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SG announces support of SMC student reactions

by Jerry Lutkus
Observer News Editor

A statement released last night in the name of the Notre Dame Student Government decried the "injustice" done to the students of St. Mary's and urged the University to give preference to SMC girls transferring into Notre Dame. The statement further asked the university to clarify their position on Notre Dame degrees for St. Mary's students. And it supported the strike action of the SMC students.

"It is quite apparent," the statement reads, "that the feelings and rights of the women at St. Mary's—particularly the Freshman—have been disregarded, and that they have been done a great injustice."

The release urges that the students of St. Mary's who apply for transfer should be given preference over "students applying for transfer from other schools". In a count conducted Thursday and Friday, approximately 600 St. Mary's students have filled out transcript forms in preparation for transferring, although not all of these students have applied to Notre Dame.

The statement also urges a clarification of the degree situation. "We specifically request that the Provost in cooperation with the four College Deans and the Department Chairmen of all colleges clarify, before Christmas, precisely the details of Notre Dame's willingness to grant degrees to qualified St. Mary's students." (This same point was clarified somewhat by Mother Olivette Whelan in her Friday press

conference. See story top page one.)

The stopping of the merger has created confusion in the minds of students and the statement asks that Notre Dame clarify the situation of the co-ex classes. Student Government feels that this is "crucial" to clearing up much of the confusion that the unmerger has caused.

The statement further decries the lack of information that has been supplied to the students, faculty, and many administrators. It also calls for more student aid in the decision making process.

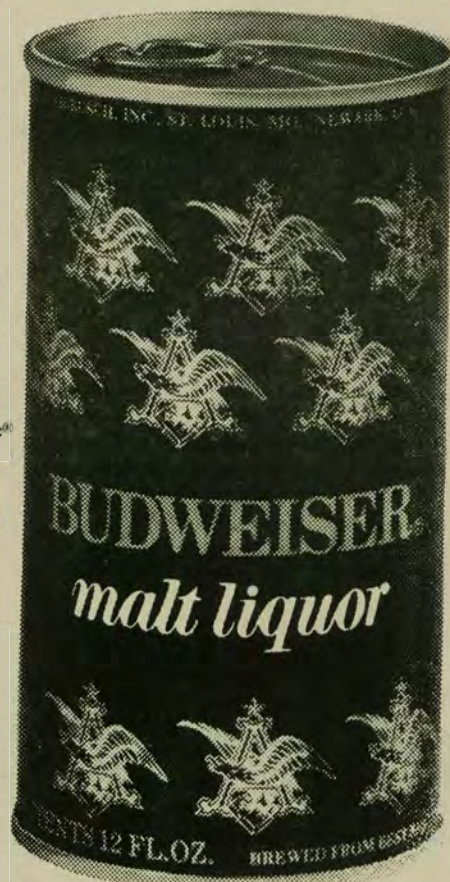
"We believe the University must realize the importance of student input into the decision-making process and in the decisions themselves," the release reads, "Students make up a sizable segment of Notre Dame and to consistently ignore them and their elected representatives—even unintentionally—can only lead to a serious distrust of the community we purport to have here."

Notre Dame will hold this semester's final examinations from Sunday, December the twelfth through Saturday the eighteenth, Dean of Students Rev. James L. Riehle C.S.C. announced last night.

According to the Dean, students with conflicts in examination schedules or who through "emergency absence or illness" are unable to attend a final exam must report to the Office of the Registrar some time before the examination commences. The Registrar's office is located in room 215 of the Administration Building.

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SMC faculty seeks unification

The SMC faculty called for a "candid account" of the proceedings that led to the merger cancellation from the Board of Trustees and endorsed a letter from Dr. Paul Messbarger, which contended that "we must have some assurance that the leadership of this institution will be changed," in a faculty Senate meeting last Friday afternoon.

The meeting, which was open to the students for the first time in the Senate's history, also saw the faculty send Messbarger's letter to the full SMC Board of Trustees.

The faculty's own resolution, which was presented by the Executive Committee of Notre Dame's Academic center, said in part that "the St. Mary's faculty assembly urgently requests an open meeting in order that the communities be able to assist them in solving the problems preventing unification."

The meeting came after SMC Trustees Chairman Mother Olivette Whelan met with the Senate's Academic Affairs Council, which includes Messbarger, Dr. William Hickey, Dr. Bruno Schlesinger and Dr.

Clarence Dineen. In this meeting, according to Senate member Dr. Donald Miller, Mother Olivette invited an as-yet-unnamed faculty committee to meet with the Board of Trustees at the scheduled December 18 session. The faculty Senate directed the Executive Committee Faculty Assembly to set up the machinery for such a meeting.

About forty-five faculty members - some of whom walked out when the meeting was opened to the public - were present at the Friday meeting.

Indians overrun Pakistani troops:

(c) 1971 New York Times

Suadih, Pakistan, Dec. 5--The ruins of this small East Pakistan village are still smoldering--the mud huts with thatch roofs smashed by Indian artillery shells firing on retreating Pakistani troops.

At the edge of the village, in a vegetable field, the bodies of 22 Pakistanis lie sprawled in the trenches of their bunkers, where they were overpowered by a superior Indian force with tanks.

Nearby, people gather on the roads to shout "Joe Bangla! (Victory for Bengal!)" to passing Indian troops.

These are some of the marks of the two-day-old Indian thrust into East Pakistan. The Indians' aim is to bring the 80,000 Pakistani troops in the eastern province to their knees and set up an insurgent Bangla Desh or Bengal Nation government on East Pakistani soil.

In this area, the Jessore sector, the Indian forces--who greatly outnumber and outgun the Pakistanis--had by nightfall pushed to Kotchandpur, a town about 16 miles within East Pakistan, and were driving on toward Kaliganj and Jhenida to try to cut off the Pakistani escape routes to the capital at Dacca.

Suadih was finally wrested from the Pakistanis early this morning after fighting that lasted about 15 hours.

As Indian officers, standing amid the Pakistani bodies, explained it this afternoon, two companies of Pakistanis from a Punjab Battalion about 250 men, had straddled the road at Suadih to try to halt the Indian advance.

The Indians said they sent a company around to attack from the north, with another company in reserve. Three light tanks and some 25-pound artillery guns were moved in to support the Indian troops.

The fighting began about midday on Saturday, the officers said. One of the Pakistani companies retreated. The other, dug into bunkers in the vegetable field, stayed to make a stand. The villagers of Suadih had already fled into the brush.

Two of the attacking Indian tanks were disabled in mine fields, but the artillery pounded the Pakistani positions relentlessly. Most of the Pakistanis appear to have been killed by the shelling. The Indians finished them off with an infantry charge, hurling grenades into the bunkers, the officers said.

One of the bunkers was overrun by the remaining tank.

Each bunker held two or three bodies. Flies were gathering. One bunker had caved in, burying its dead occupants, all that could be seen were two booted feet

protruding through the dirt.

In another, a soldier, seemingly unmarked, lay perfectly straight on his back, his eyes closed, as if in a coffin.

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world briefs

(C) 1971 New York Times

Moscow—The Soviet Union called Maoist communism a "utilitarian, pragmatic" ideology that puts the nationalistic interests of China above all. The analysis, an escalation in the ideological warfare between the Soviet Union and China, appeared in Pravda and seemed to reflect the Kremlin's analysis of the downfall of Lin Piao.

New York—A small foundation in New Brunswick, N.Y., that has distributed less than \$5 million, mostly to hospitals in New Brunswick, since it was formed in 1936 by Robert Wood Johnson, then the chief executive officer of Johnson & Johnson, disclosed that it had received more than \$1 billion in securities from the estate of the late Mr. Johnson. Among foundations, only the Ford Foundation is now wealthier.

Washington—Sources familiar with the workings of the price commission said the body would rule this week that hospital charges can rise between 5 and 6 per cent and that doctors' fees can also rise, by perhaps 2 per cent. Hospital charges have been the fastest rising component of the cost of living over the past decade.

on campus today

4:15—lecture, bernard norling, violence is neither good nor bad per se: it is neutral and all depends on the circumstances, 127 nieuwland

7:30—lecture, dr. gideon hausner, the eichman trial in retrospect, library auditorium

nd-smc

UN: invite Bangla Desh reps?

(C) 1971 New York Times
News Service

United Nations, N.Y., Dec 5—The Security Council met for the second consecutive day today to discuss the India-Pakistan conflict and found itself immediately embroiled in a wrangle over whether to invite a representative of the insurgent Bangla Desh to address the council.

A decision was deferred after Yakov A. Malik, the Soviet Delegate, as the chief sponsor of the invitation to Bangla Desh, the East Pakistani autonomy movement, declared that he would not press for a vote now.

Malik made his concession after Carlos Ortiz De Rosaz of Argentina pointed out that the Bangla Desh delegation in a letter to the council president had asked to be heard in the capacity of representatives of "the government" of Bangla Desh. The implication of Ortiz De Rosaz was that the council could not possibly give Bangla Desh government status. Malik agreed that the matter needed further consultation.

ABU Sayeed Chowdhury, the leader of the Bangla Desh delegation, watched the council debate from the visitors' gallery.

The meeting was delayed three-and-a-half hours as the delegates, in a mood of growing tension and frustration, sought to bridge the gap that had opened during the first meeting last night between the unconditionally pro-Indian position of the Soviet Union and the equally adamant pro-Pakistani stand of China.

The central issue in these consultations was whether the council should, or could, pass a resolution that would call for an immediate cease-fire in the Indian subcontinent and for the withdrawal of Indian and Pakistani troops to their own side of the border.

The Soviet deegate, Yakov A. Malik, was understood to have told his colleagues that he would vote against any resolution that included cease-fire and with-

drawal calls. His vote as a permanent member of the council would constitute a veto.

Early this morning, during the first meeting of the council, Malik had in fact vetoed an American resolution calling for cease-fire and withdrawal as well as for the dispatch of a U.N.'s observer force if such a force was desired by the two governments directly involved.

George Bush, the American Delegate, made it clear during today's consultations that the U.S. could not vote for any resolution that did not include calls for cease-fire and withdrawal. Bush was understood to have received strict formal instructions to this effect from President Nixon, conveyed by Secretary of State William P. Rogers this morning.

Speaking informally to reporters between consultations with his colleagues, Bush compared Pakistan to a "man who has his leg almost cut off."

"What you do in such a situation is put on a tourniquet," Bush added, explaining that this was the reason for the American insistence on cease-fire and withdrawal.

India clearly was "the major aggressor," Bush said.

The Chinese delegation, led by Huang Hua, the permanent representative, hardly took part in the informal consultations preceding today's meeting.

"Our position is so clear there is no need for consultation," a Chinese delegate said.

The Chinese today submitted a

draft resolution that not only called for a cease-fire and withdrawal but included a clause "strongly condemning" India for "creating a so-called 'Bangla Desh' and for subverting, dismembering and committing aggression against Pakistan."

By the time today's meeting started at 6 p.m., delegates from several countries felt that only one draft resolution remained that still had a remote chance of being adopted by the council.

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Observer Insight

ND campus now involved in unmerger reactions



Rev. James Burtchaell

by Ed Ellis

Observer Associate Editor

The revolution finally came to Saint Mary's last week, and, as one girl at SMC student government offices commented, "It came when people's interests was directly involved."

Today, after a week of protests, letter-writing, petitioning, and organizational meetings, the focus of unmerger action is about to broaden, to include the Notre Dame campus, its students and faculty. And two weeks away looms Christmas vacation.

Last Tuesday, the crucial announcement was made officially confirming what people had suspected for several weeks, namely that the proposed merger was being canned.

The unknown - and officially still unknown - reasons supposedly were of two types, financial and philosophical, and they were supposedly of such a deep and enduring character that no one could bridge the gap.

Notre Dame President Rev. Theodore M. Hesburgh, C.S.C., pacifying the crowd of several hundred in Farley Hall last Tuesday night, refused to lay the blame anywhere, which of course makes it especially difficult for students to direct their efforts at correcting the situation. Many students have wondered, particularly in the past few days, whether Fr. Hesburgh perhaps refused to blame the nuns - as it was obvious he was refusing to do - because he was "human being and a gentleman," as he said or because the blame did not indeed lie there.

At any rate, this disavowal of blame did not satisfy anyone, and the students decided to boycott SMC classes Wednesday, a tactic which was well-adhered to. As this would suggest, initial efforts concentrated on St. Mary's and in particular, on a group of nuns believed by student leaders to be solely responsible for the obstruction.

Wednesday night, the "power-behind-the-throne", Sr. Gerald Hartney, C.S.C., was visited by student opinion for what was believed to be the first time in her

experience at the college. The four girls who spoke with Sr. Gerald, Regina Ivory, Cathy Hicks, Ann Shoemaker, and Grita Anderson, came away from the meeting with the opinion - new at the time - that the merger had been stalled by the fear of the nuns that they would lose control of the students now under their jurisdiction.

This contradicted the view that finances were the stumbling block.

Sr. Gerald also held to the "no comment" line when it came to affixing the blame.

Thursday, the major happenings stopped, to be replaced by the intense and hopefully prolonged protest activity that involves tuition-withholding, transfer application, and negative recruitment. Still, the thrust of the activity was at the nuns and was called "their decision."

Another pacifier was injected into the complex and situation when the chairman of the SMC Board of Trustees, Mother Olivette Whalen, C.S.C., appeared rather suddenly on Friday to address the student body. Apparently her statements were received with little more enthusiasm than were Sr. Alma's on Tuesday night.

Meanwhile the faculty of St. Mary's with some backing at Notre Dame, was moving towards a position of solidarity with the students. Under the direction of Dr. Paul Messbarger, chairman of the SMC English Department, the faculty participated in the discussions held by the students and proposed a resolution in the Notre Dame Senate criticizing the secrecy of the circumstances surrounding the merger breakdown.

During these attacks on the SMC administration, little has been said about the Notre Dame administration and its part in the failure of the merger talks. The reasons for this are three. First, many people actually believed that SMC and the nuns were indeed the sole cause of the failure.

Secondly, because the Notre Dame students are not directly affected by the breakdown, it was assumed, not without some justification, that sufficient pressure could not be brought to bear on the Notre Dame administration.

Thirdly, some people believe that Notre Dame is better off without SMC in the combination, particularly if the nuns are going to be obstinate about it.

However, as the saying goes, it takes two to tango and pressure is slated to build at the Dome within the next few days.

A difference will arise, however, in the two pressures. Since Notre Dame students are not as directly and obviously

affected - if they were, the rabble would be roused already - the activity will be directed more at the facts surrounding the merger and at the silence of Fr. Hesburgh and other top administrators than at the actual merger breakdown itself.

And the infinitely larger question involved here is one of "who decides?"

Students have long argued that they should make most, if not all, the decisions directly involving their lives, but student apathy has always stifled all but the most aggressive protesting this area. The most recent issue was that of parietals, when over 600 students appeared at a Student Life Council meeting in opposition to a strict plan for enforcement of parietals. The Board of Trustees never gave in, but neither did the students, so the result is "discreet unenforcement," where few are caught and nobody cares so long as it isn't him.

Apparently this sort of situation will continue as long as there is no uprising or "cause celebre" to unbalance things.

In addition to basic question of merger, however, one other factor entered into the necessity to involve Notre Dame in what has thus far been "a Saint Mary's problem." At the joint Board of Trustees meeting at Key Biscayne last Spring, the statement was made that the

merger would be a "new Notre Dame," not merely the collapse of one institution into the structures of another.

In this goal, SMC student government leaders were one with their administration. But when it came time to work out the details it apparently seemed to the nuns as if the feared "collapse" were on its way. This they could not accept, so they backed out of the merger entirely, or at least long enough to make the Notre Dame brass think twice.

This theory, like most of the others, is largely speculation, since nobody will talk on the subject so far.

The question that now arises is that of time. The semester ends in less than two weeks; for many, a good deal less. If the protest movement is allowed to continue with unsatisfied basic goals there is good question whether it will ever start up again in sufficient force. The expansion of the movement to Notre Dame in one week's time diffuses the available pressure. It's fairly obvious that the two administrations have been playing for time all along, but an even worse thought is that they might actually get that time to defuse student protest.

In short, last week brought confusion to an already dimly lit scene. The weekend brought chaos, and the week to come may



Sr. Alma Peter



Kathy Barlow

A group of twenty nine Sioux Indian students from Rosebud, South Dakota will be visiting the Notre Dame-St. Mary's campus this Thursday, Friday and Saturday.

Chief Redbird, who will accompany the high school students, will give a lecture on Thursday at 8:00 on the experience of the American Indians. The lecture was originally

scheduled for the Library Auditorium, but has been moved to Washington Hall.

The Indians will also be going to the Notre Dame-St. Louis basketball game on Saturday. Notre Dame students have been asked by their student government to donate their tickets by giving them to their hall presidents after Monday night's game with Western Michigan.

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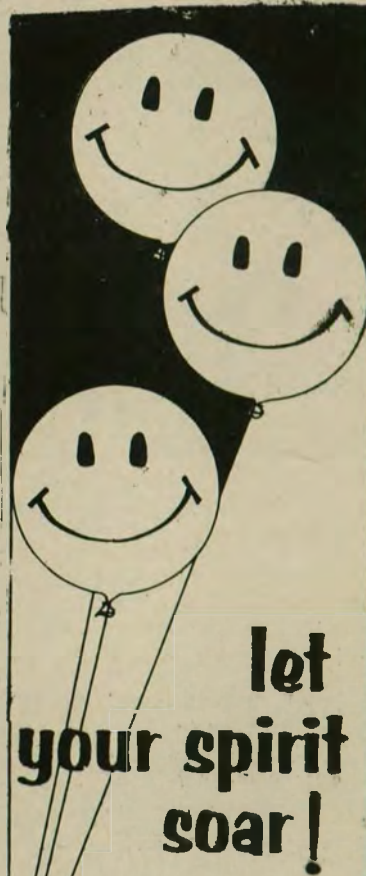


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Jim Jendryk

Editor-in-Chief, Glen S. Corso

All successful newspapers are ceaselessly querulous and bellicose. They never defend anyone or anything if they can help it; if the job is forced upon them, they tackle it by denouncing someone or something else.

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Fr. Hesburgh, Sr. Alma: It's Your Move

Amidst the babble of controversy, demagoguery, radicalism, foolishness, and idiocy that surrounds and now threatens to engulf the "unmerger" decision made just before Thanksgiving, a whole new set of rationales for the move are beginning to emerge as St. Mary's basis for suspension.

Two entirely different rationales have been repeated most frequently. One that contends that the Sisters of the Holy Cross have invested a great deal of time, money, material and human toil into St. Mary's and the offer tendered by Notre Dame for the use of the campus was simply insufficient - the second says that despite the rhetoric of the unification agreements conclude by both boards of Trustees, rhetoric claiming that a new institution would emerge from the unification of the two schools, which would take the best elements from both, the merger looked more and more like Notre Dame simply absorbing St. Mary's - taking what it wanted and casting the rest aside.

No hard information has come out supporting either contention. Sister Olivette Whelan, in her talk Friday, stated the latter reason as one thing that held up unification and rumors from highly reliable sources have supported the former.

Notre Dame, on the other hand, has been officially silent. Some highly placed administrators have hinted that St. Mary's asked an ungodly lease from Notre Dame for use of their campus, in order to pay off a myriad of mortgages against the school. Nothing has been released backing up the charge. There has been no response, official or unofficial, to Sr. Olivette's charges from the university.

What the actual reasons for "unmerger" are shrouded in mystery - a mystery apparently imposed by a joint agreement, an agreement made to minimize the backbiting and blame fixing that was sure to come about.

So instead of announcements from each school flatly stating the reasons they believe to be the true ones for the "unmerger", vicious rumors are circulating both campuses, rumors that gossip mongers hopping, rumors that are serving to cloud the issue, rumors have invited, are inviting and will continue to invite backbiting and blame fixing.

The fact remains - a gross injustice has been done the St. Mary's girls - an injustice which has not been explained.

We think the students are entitled to that explanation. The Observer hereby officially extends an invitation to Sr. Alma Peter and Fr. Theodore Hesburgh, to send us, in a sealed envelope the reasons they believe to be the correct ones for the suspension of the merger.

We are ceasing publication on Wednesday, for the Christmas Holidays. On that day, if we have received the correspondence, we will print it.

Sr. Alma and Fr. Hesburgh - the move is now yours.

For What It's Worth

An ND Power Sweep?

Don Ruane

A few days ago when this unmerger mess finally came to light, I for one, was ready to accept Fr. Hesburgh's attempts to be a "human being and a gentleman." There was no apparent need for blame to be attributed to anyone.

Both institutions admitted they had broken off more than they could chew, and seemed willing to continue building bridges principally through the coex program.

The one thing that bothered a great many persons, at least superficially, the refusal to reveal any of the specific problems that torpedoed the merger. We had been hearing favorable things, except for supposedly moderate problems in the financial aspects of the negotiations.

And then the bomb was dropped with Notre Dame and Sr. Alma claiming financial and administrative reasons, SMC Trustees Chairman, Mother Olivette Whalen, saying they were only two of many.

It is beyond many students why the reasons must be so abstract. Why can't the Trustees of both schools get together and tell us with no holds barred. Fr. Hesburgh said Tuesday that the executive committee of the ND board feels it would be "counter productive" to release the whys.

How would it be counter productive? Is there something to hide that is an embarrassing blunder by the negotiation teams? Or is there something more basic, and base, about the whole thing?

A local television station Friday night ran a film clip of the all school convocation at SMC that day. Mother Olivette, intentionally or not, hinted at something very ugly, especially for a leading, modern, Catholic university in the United States.

Mother Olivette compared the merger to a marriage, a marriage between a five foot, two inch women and a six foot, plus man. Recognizing the differences in size, the prospective groom gets chauvanistic and states that since there is such a difference, and since he is the larger; things will be done his way or not at all. Needless to say, Mother Olivette said this would not be acceptable in the spirit of cooperation.

Has Notre Dame tried a power play? Did Du Lac want to buy out SMC and assume full title instead of following the Park-Mayhew report recommendation that SMC be a minor campus, and be listed as St. Mary's of Notre Dame? Perhaps the power play, if there ever was one, took another, unknown form which was not financially acceptable to the Sisters of the Holy Cross.

In any case Notre Dame has, in effect, been called a bully. St. Mary's refusal to reveal anything indicates she has attempted to be a human being and a lady, and it is surprising that such an analogy was made.

No one really wants a scapegoat, but it now appears that there could be one. If facts are not revealed more ugly remors will rise from this mess and hurt the reputations of both schools. It is also human and gentlemanly to respect the students. The whys should be revealed.

+++

It has been difficult to believe St. Mary's is completely at fault for the failure of the merger, as some people like to think. It is difficult to convince the other especially when there is so much to discuss, and so little time to discuss it. In this sense it is good the merger was postponed.

In retrospect, it was a mistake to set the time limit. Last year in Florida, St. Mary's was pressured to go ahead with the merger out of fear of a coeducational institution across U.S. 31. Too little time was available for St. Mary's, but her big mistake was not thinking in terms of the future, especially when several eastern women's schools went coed with neighboring male institutions.

Another mistake made by SMC-Notre Dame occurred when it appeared the Park-Mayhew Report would not be followed. However, both institutions went ahead with a timetable, and no plan to fit it. This makes St. Mary's argument that 80 percent of the freshmen were accepted before the merger was announced is shaky when you consider how many admission catalogues promoting an unplanned but timed merger were in circulation before the announcement.

+++

One of the most foreboding things revealed has been St. Mary's lack of concern for student-faculty views. More consultation has been promised in the future during various assemblies and press conferences last week, but faculty and students have heard this before.

Thus far reaction from these two groups has taken a sound course. This faculty letter from Paul Messbarger is well written and contains sound statements of feeling and recommendation. St. Mary's cannot operate in their interests of education when it is subject to the interests of the Holy Cross Sisters.

The student boycott is always effective to some degree, and caution should be exercised. If it is to be effective, SMC residents should not spend their time listening to records and discussing the unmerger. Many have worked hard this semester and it is senseless to let that effort be wasted with only a week to go.

+++

UNMERGER FOOD FOR THOUGHT: In less than two weeks Christmas vacation starts, and is a good time to discuss with your folks to stick it out or transfer. Please be sure it is a wise choice, and those who decide to return, be ready to continue the protest. Merry Christmas.

obeying a higher authority:
a commentary

the buffalo - to promote & preserve life



the buffalo: Chuck Darst, Jeremiah Horrigan, Ann Masters, Jim Martin, and Maureen Considine. Darst and Considine were once students here. "Simply stated, we stand for life, love, laughter, music, good friends, air, sunshine - all things green and living and beautiful" from the statement of the buffalo

On the night of Saturday, August 21, 1971, five people were arrested by FBI agents and Buffalo police in the old federal building in Buffalo, New York while attempting to destroy draft records and remove files from the office of army intelligence.

The five - Maureen Considine, Chuck Darst, Jim Martin, Ann Masters, and Jeremiah Horrigan - were then interrogated by the FBI for five hours early Sunday morning before being removed to the Erie County Jail.

Arraignment followed later Sunday and the five were charged with theft of government property, destruction of government property, and committing a crime on a federal reservation.

Bail was set at \$15,000 for Jim, Ann, and Maureen. Bail for Chuck and Jeremiah was \$35,000 because they exercised their legal right to remain silent. Their bail was later reduced to \$15,000.

At a pre-trial hearing on August 31, the five were ordered held for further action by the federal grand jury.

Indictments against the five on charges

of conspiracy, theft of government property, and burglary were announced by U.S. attorney general John Mitchell on Thursday, September 30, 1971.

Arraignment on these charges was held in Buffalo federal court on Friday, October 8, 1971. The five entered this statement in lieu of plea which the judge accepted as a plea of not guilty.

We find it extremely difficult to enter a plea of "guilty" or "not guilty" to these charges - not that the notion entering a plea is necessarily bad, but because of the extraordinary times in which we live and the crucial circumstances surrounding our act. Ours is no criminal act. Ours is a moral outcry aimed at those who, in the name of Law and Order, perpetuate such social evils as war and poverty and prisons... namely the makers and upholders of the law.

We want to say with our lives that we want to promote and preserve life, not death. And when one is trying to stop a crime, how does he enter a plea of guilty or not guilty? Our plea is to you to help stop this madness.

The Buffalo are continuing to address themselves to the compelling reasons

which led them to act. They are continuing to say with firmness, vigor, courage, and sincerity that obedience to a higher authority has precedence over obedience to the state and the position of a responsible person today is in opposition to entrenched power.

J. Edgar Hoover and the federal government may believe that they have 'broken the conspiracy' which to them includes the Catonsville raid, the Flower City Conspiracy, actions taken by the East Coast Conspiracy to Save Lives, the Harrisburg case, and now the recent Buffalo and Camden draft board raids.

They have not yet realized that what they are up against is a movement, an idea that cannot be walled in and crushed by the tactics of electronic surveillance, prison terms, and fear of spies and informers. The movement stands for life and justice while the state is choking on its diet of death, racism, and fear.

The five brothers and sisters of The Buffalo actively stand for life, a stance for which the state will try to send them to prison. If the state succeeds, Chuck, Ann, Maureen, Jim, and Jeremiah will not be the ones locked inside of walls.

A community of support for The Buffalo is flourishing. People are gathering to share with the five people the joy and anguish of coming months.

The Buffalo Defense Committee is not only organized for the purposes of raising money for The Buffalo's legal proceedings, but also for handling their speaking and publicity efforts.

The five people will be busy talking to groups of all kinds in the western New York area until their trial. They hope by confronting people on a personal human level an exchange of ideas and energies will occur. Their desire is to communicate with as many people as possible. The Buffalo's trial will be expensive and there's an urgent need for them to share their ideas. Legal costs are not inexpensive in this society where it is a crime to be poor. Contributions should be made out to The Buffalo Fund and sent to:

The Buffalo Defense Committee

124 Jewett Parkway
Buffalo, New York 14214
(716-836-3262).

Arrangements for a rap session can be made by contacting the defense committee at the above address.

at pandora's, books and friends

Pandora's Books, a new store at the corner of Notre Dame Avenue and South Bend Avenue, offers a number of services not available to the university community anywhere in the South Bend area.

First of all, Pandora's carries over 8,000 secondhand paperback titles, especially those of current interest to the student, as well as the paperbacks used in courses. Non-fiction used books are discounted between 25-40 percent of their new price. Fiction books are a flat 40 percent.

Secondly, Pandora's buys paperbacks. In most cases, they will pay about 20 percent of a book's retail price in cash or give 40 percent credit toward used books. For example, if you brought in paperbacks for which you had paid \$5.00, you could either be paid \$1.00 in cash or given \$2.00 credit toward used books.

Third, books can be ordered and in many instances, received within three business days of the order. Special orders are not limited to paperback books or used books. Even some out-of-print titles can be obtained through Pandora's. Pandora's is able to offer an additional discount on quantity orders.

In addition, Pandora's carries a fairly extensive collection of new paperbacks, especially those of current interest to students. Books like *The Teachings of Don Juan* by Carlos Castaneda and the works of people like Brautigan, Vonnegut, and Mailer are of course available as new

books when used copies cannot be located. You should not be surprised to find that Pandora's has a just-published book you want - well in advance of any other bookstore in the area.

Pandora's also has a full selection of underground newspapers from around the country. You'll find quasi-establishment papers like the Village Voice and the Boston Phoenix as well as the L.A. Free Press, the Berkeley Barb, the Tribe from Berkeley, the L.A. Staff, the Seed from Chicago and South Bend's own River City Review, among others from New England, the South and the Midwest. Political newspapers like the Liberated Guardian, the Cuban paper Granma, and the Daily Worker are also sold. Pandora's is also selling the Realist, The Black Panther, and I.F. Stone's Bi-Weekly.

You'll also find a wide selection of literary and scholarly magazines at Pandora's. Their magazine selection includes those two organs of sexism, Playboy and Penthouse, as well as Psychology Today, Esquire, Rolling Stone, Ramparts and Evergreen. Pandora's also has a large number of underground comix such as Zap, Greaser, and Yellow Dog. You can also buy rolling papers and pipes at Pandora's.

On Sunday you can get the Sunday New York Times at 1 p.m. They also have the Sun-Times, the Chicago Tribune and the



South Bend Tribune on Sunday.

Pandora's Books wants to encourage people not only to come in to sell and purchase books, but to hang out, have a free cup of coffee or tea, and feel free to read their books and periodicals. They are open from 10 in the morning until at least midnight Sunday through Thursday, and from 10 p.m. until at least 1 a.m. on Friday's and Saturday's. Their phone number is 233-2342.

It is likely that a student could save up to a third of his total book cost by buying and ordering his books through Pandora's. In

order to obtain fast service there is no choice but to use the long distance telephone and charge the customer a service fee to cover the phone calls necessary, about 25 cents depending on the number of calls that must be made. Therefore, if you wish to order next semester's books from Pandora's, it would be best to leave your list with them over the semester break and avoid the service fee.

The people are friendly and you won't find anything like it anywhere in South Bend.

Coalition of new voters headed by Julian Bond

by Jack Kelly

Three thousand student leaders from across the nation saw Georgia state representative Julian Bond elected co-chairman of the Emergency Conference of New Voters, at Loyola University in Chicago, this weekend.

Bond was elected so as to form a coalition between the National Youth Caucus, the Black Caucus, and the Women's Caucus, in order to maximize their strength at the 1972 Presidential Nomination Conventions, organizers claimed.

The conference was billed as "non-political" and, according to organizers, supposed to "show youths how they can elect a president who speaks to their hopes, rather than their fears, one who believes that honesty and not deception is the surest appeal to America's greatness."

many Democrats

Most of the "names" attending the conference were Democratic, raising the complaint among some delegates that the conference was partisan, despite its billing. Among those attending were: Sen. Alan Cranston, Re. Bella Abzug, Rep. Walter Fauntroy, Daniel Ellsberg, A.D.A. Vice Chairman Joseph Rauh and singer Peter Yarrow, all Democrats, and lone Republican Rep. Peter McCloskey.

"All I have seen here are Democrats," one delegate said, "I was under the impression that the kids would run this thing, but I was mistaken."

The overall effectiveness of the weekend, organizers said, will not be felt until the slating of delegates at the respective

nominating conventions. However some present did venture their opinions on the effectiveness of the meeting.

Former Rep. Allard Lowenstein, in an interview with the Observer, said "this conference will create a greater political atmosphere to dump Nixon, I feel that Pete McCloskey will be a great help to our cause."

Daniel Ellsberg, who revealed the Vietnam Pentagon papers this past summer, felt "from this conference will emanate a kind of process, a decent process."

Notre Dame seniors Bill Eiler and Don Mooney, part of Notre Dame's delegation to the conference, were uncertain as to the effectiveness of the conference.

"There is a national spirit here, but if the coalition doesn't elect delegates, everything goes down the drain," Eiler said.

"There is a lot of delusion of power here," Mooney, ND Social Commissioner said, "and a group like this will never have any power."

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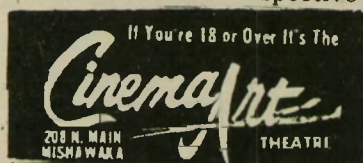
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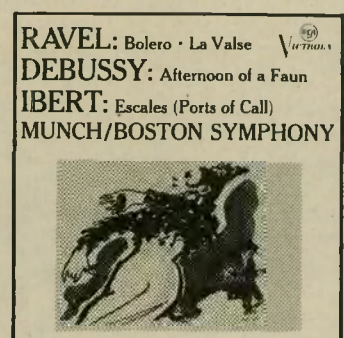
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India and Pakistan deadlocked

(Dispatch of the Times, London)

Rawalpindi, Dec. 5—Pakistan appears to have made no significant gains across the Western border with India in the two days since full-scale hostilities began.

A military spokesman here today declined to say how far Pakistan troops had penetrated into India, but he spoke of an advance across the cease-fire line in Kashmir and said that the Pakistani army was not dominating the town of Poonch, which lies close to the border.

Heavy fighting is also said to be taking place in the areas of Tithwal and Uri, north and south of Lahore. The Pakistanis have also claimed the capture of a number of border posts. At the same time, they have conceded some losses of territory along the front but will not say where or how much ground is involved.

In the opening stages of the conflict both sides recognized that one of the most important battles was for control of the skies above the battlefields of the western border. Pakistan now

claims to have destroyed or damaged 61 Indian aircraft in air combat or through ground fire of which 46 are said to be "confirmed."

Making maximum use of their two squadrons of Mirage 3's, the Pakistani Air Force first crossed the border on Friday.

The strikes against airfields and radar installations followed allegations that Indian troops had attacked all along the border. The Pakistanis still decline to say how many planes they destroyed on the ground or what other damage was done in the first air assault, but when an official was asked whether they were happy with the results he said, "we have every reason to be satisfied."

In continuing attacks since then the Pakistanis have struck most Indian airfields, including raids last night on Pathankot, Srinagar, Sirsa in the Punjab and Agra, over 400 miles from the border.

They have also made ground attacks against Indian troop and tank concentrations. The regime still maintains that the only planes Pakistan has lost were two

jets shot down in the vicinity of Dacca.

India appears to have made only limited sorties over West Pakistan, using between two and eight planes in any one attack. Their raids last night were concentrated on Karachi Harbor and airport, but there have also been attacks on the northern airbases of Peshawar, Sargodha and Shorkot.

Pakistan, like India, has made no formal declaration of war. Prior to the United States demand for a convening of United Nations Security Council, diplomatic sources here were saying that Pakistan's attitude was that it would ask for the advice of the Security Council, based on consultation with individual members.

This morning, officials said, two Indian planes strafed the airport here, destroying a United Nations plane and a sporting aircraft belonging to the United States embassy.

In Rawalpindi there is now a total blackout the little traffic that is on the streets moves slowly and without lights. In

some parts of the city electricity is switched off automatically on the sounding of the air raid warning to ensure that no lights are visible.

Many cars have been camouflaged with mud and three limbs as protection against daylight raids. Families have been similarly covering the houses or makeshift huts or tents in which they live.

Throughout the day and night there are fairly frequent air raid warnings. When they sound, some people make for the slit trenches dug beside streets or next to houses. Others ignore the sirens and stay where they are.

At the Intercontinental Hotel, residents including families evacuated from Lahore, have moved to the basement. There has been an absence of panic, and during the daytime, life has been proceeding fairly normally.

Most of the Indian planes flying high overhead are on their way to more distant targets, but there have been repeated bursts of fire from anti-aircraft guns.

In the event of war, the general assumption here had been that the Pakistanis would want to seize a substantial chunk of territory before a cease-fire was imposed and then use it as a bargaining counter in subsequent negotiations.

The drawback to making thrusts across the Punjab or into Rajasthan is that even if the initial breakthrough was successful, there are no obvious defensible positions for them to hold. They would be exposed to counterattack and particularly in the case of Rajasthan, to the severance of their supply lines.

The most tempting prospect for the Pakistanis has always been Kashmir, which they have claimed since partition in 1947 and which has a majority Moslem population, but such an operation might require considerable time to clear Indian positions.

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Possible cancer viruses found

(C) 1971 New York Times News Service

Washington, Dec. 5 — Research workers here and on the west coast have announced the discovery of two new viruses that could be the link with cancer in humans.

The discoveries, made independently of each other, are new developments in a great ferment of research currently trying to link viruses with human cancer. When and if such a link is proved, it is expected to have profound effect on man's understanding of cancer, and, potentially, his ability to deal with it. There have been several other suspected human cancer viruses, but none has been proved to date.

There are strong similarities between the two new candidate viruses, but also evidently some differences. Both are of a kind called "C type" viruses. Much of current cancer virus research is focused on these.

Both newly found viruses are thought to stem from cells of one kind of human cancer — a cancer of muscle tissue called rhabdomyosarcoma. The cancer tissue studied on the west coast was from a seven-year-old girl; that on the east coast from a 38-year-old woman.

In each case, cells from the original cancer were propagated at length in laboratory flasks and showed no evidence of virus. It

was the achievement of coaxing viruses forth at last that led to the announcements from each team.

Much experience in animal research has shown that detectable virus often disappears from cancers known to be caused by that virus. New techniques to make those hidden viruses reappear have generated much new study in recent years as scientists have tried to use the lessons of the research in animals to solve the still-unanswered question concerning viruses and human cancers. It has long been known that viruses can cause cancers in animals.

The announcement from Los Angeles was from a team led by Dr. Robert M. McAllister and Dr. Murray B. Gardner of University of Southern California School of Medicine, in collaboration with scientists here, including Dr. Robert J. Huebner, head of the viral carcinogenesis branch of the National Cancer Institute.

The other success in finding a candidate C-type virus of man was led by Dr. Sarah Stewart and colleagues of Georgetown University School of Medicine here.

Both projects are supported by the special virus cancer program of the National Cancer Institute,

a unit of the National Institutes of Health.

In the research done primarily on the west coast cells from a tissue culture derived from the young girl's cancer cells were injected into fetal kittens still in the mother cat's womb. After birth, some of the kittens developed tumors which showed strong evidence of being human cancer tissues rather than animal. From one of these cancers much virus had been obtained.

In interviews by telephone, Gardner and Huebner both said the evidence to date suggests strongly but does not yet prove, that a human virus has been found in these cancer cells. Whether it is a virus that caused the original cancer is unknown. Attempts to prove that point will be the focus of future research.

The work by Dr. Stewart and her colleagues at Georgetown also involved tissue culture cells derived originally from a cancer patient, but did not involve animal research. Instead, the team used a new chemical technique developed by Dr. Wallace P. Rowe and colleagues of the National Institute of Allergy and Infectious Diseases to coax forth hidden viruses from cells growing in tissue culture.

Dr. V. De Santis to speak at IUSB

Dr. Vincent P. DeSantis, professor of history at the University of Notre Dame, will lecture on "The Politics of the Gilded Age: A Collective Portrait" at Indiana University at South Bend Tuesday (Dec. 7).

The lecture, which is open to the public without charge, will start at 8:15 pm in the faculty lounge in Northside Hall.

Dr. DeSantis is a former chairman of the Notre Dame History Department. His talk is co-sponsored by Phi Alpha Theta, honorary history society, and the IUSB Forensic Association.

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LETTERS TO THE EDITOR

Dear Editor:

Today being Thursday, this has been the third morning that Holy Cross Hall has been without hot water in the last four mornings. Tuesday there was hot water. I mention this fact, not to engage sympathy, nor even to elicit sarcastic remarks about where the bad smells in classes come from. Rather, I would like to restate a point made *ad infinitum* on this campus: the lack of respect and understanding by the administration for the point of view and situation of the student.

If, as I have said, this point has already been made more times than anyone would care to recall, then there is no need for it to be made again, except that the circumstances surrounding this particular telling are rather unique and amusing, in a perverted sort of way. The circumstances of this particular telling are that Holy Cross Hall has been, more times than could be believed, without hot water in the morning.

This circumstance is amusing because students seem to think that money grows on trees, that hot water on a regular basis is something less than a luxury. The problem lies, fundamentally, in the automatic re-set on the boiler, which switches off after a large relative increment in the temperature and fails to switch back on (from 0 degrees to 25 degrees is a large relative increment). What is needed is a new boiler, and for that what is needed is about \$1500.00, and money, as noted above, does not grow on trees.

The amusing twist to this particular tale lies in the fact that THEY (either the University or the C.S.C. Order: no one knows or is willing to say) can afford to renovate the old infirmary, from the days of the minor seminary, at great cost exceeding \$1000.00, in order that the rector and assistant rector can live there, deeming the noise level around their present rooms to be too excessive. And so, while THEY can finance the retreat from that thick of things to which a hall staff presumably should address itself, there is no funding for hot water for the hall...

It has been noted in an *Observer* article that Holy Cross received \$866.00 from the Hall Life Board. This was for that carpeting in the corridors which all other halls have, which we must put in ourselves, because there is no money...

Radiators have exploded in rooms, and the plumbing in washrooms (and I don't mean the sinks) has been known to back up and drip down into rooms, but there is no money...

There is no money.

Perhaps a bingo party.

David Tokarz
219 Holy Cross

-Law School-

Editor:

As a member of Notre Dame's law community may I suggest that your paper end its fantasied reporting about a Law Center which will make the law school the Harvard of the mid-West and begin to query about serious problems affecting the law school (of which there are many). I would suggest that you inquire into an issue which affects all of the law students, that is the distribution of scholarship grants (or the lack thereof). The scholarship program of the law school is run like a sham, and it effuses a strong aroma of hypocrisy.

The reporting of factual issues is more profitable to your readers than are fairy tales. The law school states its policy that scholarship grants are given on the basis of "need". May I submit for your evaluation two typical illustrations of how this policy is implemented. First, there are students who can well afford to attend the law school, but they are also highly qualified students, even valedictorians. They are given full grants plus a "little something extra". What "need" does that student have?

Secondly, there are minority students who can also well afford to attend the law school. A similar grant is given to these students. (I submit that minority does not always equal indigent as the law school assumes.) What "need" does that student have?

I am somewhat confused over the published policy of the law school and the actual circumstances of scholarship distribution. Just exactly whose need is the law school talking about? Is it the need of the student? Or, is it the need of the law school to have highly qualified students who might have gone elsewhere, or to have minority students, that is, any minority student, so that there would appear to be equal representation? The law school should and must recruit highly qualified students as well as minority students, but when they have no financial need, the law school should not bait them here by offering them full grants when many more students "need" at least partial grants.

Hypocrisy is an evil which affects individuals; it is even baser when it appears to affect institutions. Reverse discrimination on admissions did not work at U. of Washington's law school, will it work here on scholarship grants? The answer to WHOSE NEED seems all too simple, but is it the answer which the law school appears to be using?

Name withheld

-merger morality-

Editor:

It seems that all the discussion that has occurred in the past two days regarding the decision of the trustees about the merger will come to naught if we continue to overlook one very important dimension of that decision, namely, the moral dimension. In our ethical theory class today (Phil 314) we tried to articulate precisely what constitutes this dimension of the decision. We felt that our reflections might prove valuable to a larger community, for which reason we have drafted this letter.

We began by accepting as fact that the members of this community (trustees, administrators, faculty, and

students) profess adherence to a Christian, humanistic ethic. Such an ethic we believe excludes an ethical egoism, by virtue of its commitment to a common good, as well as moral authoritarianism, by virtue of its commitment to reason and the intelligent solution of human problems. Furthermore, we take as a central moral principle of this ethic the claim that men are always to be treated as persons, as free, rational moral agents, and never merely as objects, things to be manipulated. Yet the trustees by their action, specifically, by their unwillingness to either consult with faculty and students or to explain the rationale behind their decision, have evidenced both an attitude of moral authoritarianism, which could be merely a sign of stupidity or cause for moral concern depending on their motives, as well as complete disregard for the above moral principle, which is just cause for nothing short of moral outrage. In handing down a fiat the trustees have in effect said that faculty and students are merely objects to be manipulated in whatever ways necessary to achieve efficiency of operation. This is a complete denial of our being as free, rational persons. It is, moreover, a denial of the community that supposedly embraces trustees, students, and faculty, for we do not usually speak of a community of persons and objects.

Perhaps even more alarming though is the indifference and unconcern of the majority of Notre Dame undergraduates toward even the moral aspects of the decision of the trustees, which aspects should be as much a matter of moral outrage on their part as on the part of the faculty and students of St. Mary's, for presumably we are all part of the same community. However, the primary and exclusive concern of most Notre Dame undergraduates seems to be final exams, which would seem to indicate that the principles of ethical egoism rather than any concern for a common good govern their practical thinking. If such be the case, then all the rhetoric about building a Christian community in the dorms was just that—rhetoric! There is no community at Notre Dame, nor between Notre Dame and St. Mary's. At best there are the social and cultural trappings of community, not any moral foundation. If anyone denies that this is the case, let their denial take the form of action, not more rhetoric.

Leonard M. Fleck
(instructor in philosophy, SMC)
Deborah A. Batt
Denise Salerni
Teresa How
Brian McMahon
Carol Longo

-selfishness-

Editor:

The failure of the Notre Dame student body and faculty to contribute to the St. Mary's student body and faculty protest against the nonmerger of the two schools indicates not only selfishness but also a failure to perceive the extent to which Notre Dame is the loser in the fiasco.

The situation which the proposed merger would have remedied is best, if seldom, described as one of segregation. As in the case of blacks and whites, the segregation of men from women during the educational process is the segregation of the ins from the outs, the power or ruling class from the powerless, ruled class. As always happens in such situations, the heirs to power get the best of everything, while the powerless get what's left. Notre Dame has the grad school, the labs, the library, the grants, the diversity, the name. St. Mary's has the fine arts, and it has them only because our over-masculinized culture values the fine arts so little.

Segregation clearly hurts the powerless, and those of us who belong to the class with social and political power ought to help those who are denied our privileges. But segregation also hurts the powerful; indeed in the long run segregation hurts the powerful more than it hurts the powerless. Because we (whites, men) are segregated from them (blacks, women), our stereotypes of them are perpetuated, our

insensitivity to their plight is increased, and our access to their collective and individual wisdom is diminished. Basically segregation keeps the powerful from seeing either that their power rests on a flimsy foundation — one that is both unjust and unnatural — or that their position of power enslaves them as much as it enslaves the powerless, only in subtler ways. That man is not free who cannot accept another person for all that the other is.

This letter has been quite abstract, but I think that anyone who has lived at Notre Dame for any length of time will find it easy to instantiate my generalizations for himself. My hope is that those Notre Dame students who take the time to reflect on how segregation hurts them will then get involved in the nonmerger protest. Notre Dame's gradual approach to coeducation, without St. Mary's cooperation, is clearly a case of too little too late for any present Notre Dame student.

Sincerely,
John Robinson

All letters to the editor should be sent to Box Q, Observer, Notre Dame, Ind. They should be typed, double-spaced, and signed. Names will be withheld upon request.

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ME 213 2 MWF

Irish outslug Valparaiso 81-71

Even record at 1-1; face Western Michigan tonight

by Mike Pavlin '71

Coaches are wont to complain that in cramped, antiquated gyms, their players need protection from enemy fans.

Saturday night in Valparaiso, however, the fans certainly had the right to demand protections from the players. The Crusader gym resembled a battlefield with enough elbows thrown, punches exchanged, bodies knocked around and blood spilt to have the fans begging for plexi-glas along the sidelines.

The Irish took away an 81-71 victory that was literally "hard-fought." There were 45 personal fouls, 68 free throws, 52 turnovers, four players fouling out and two ejected for fighting. ND did most of the fouling and had most of the turnovers, but had the higher shooting percentages in upping their season record to 1-1.

It was more like an episode from the Thirty Years' War than a ball game, but coach Digger Phelps' crew made the key shots and kept their poise down the stretch. The Irish vaulted to a 43-36 halftime advantage, extended

Jim Donaldson

their lead to 16, then held on as the Crusaders twice closed the gap to six in front of a roaring crowd of 4,000.

The tiny floor was tailor-made for the ND press and the Irish forced Valpo into several early turnovers. The Crusaders, coming off a 110-74 pasting of Carroll (Wis.) College, were unable to hit from floor or line. The Irish had great success working inside against a Valpo forward line of approximately the same height and build. ND even dusted off the old "back door" play and worked it for easy buckets throughout the game.

The first half quickly degenerated into a hacking and shoving match with the Irish picking up fouls with careless abandon. The ND corps of guards was soon decimated: Bob Valibus got his 3rd at 15:16, Tom Hanset his at 12:53, John Egert his at 6:43 and Tom McGraw his at 2:40. Egert also added a 4th before the end of the half.

Luckily, Chris Stevens, Tom O'Mara and Gary Novak were able to control the inside on of-

fense while the Irish found that putting the Crusaders on the foul line was a sound strategy. Valpo converted only 14-24 (59 percent) free throws. From the floor, the Crusaders were no better. 6-8 center John Wolfenberg, supposedly the team's best inside shooter, went 3-13 with his new pair of contact lenses. 6-5 forward Tom Hoerl, who had 26 points against Carroll, hit for only 3 first half points.

Novak, O'Mara and Egert led the Irish to a 36-24 bulge at 7:15 and withstood some hot shooting by Tom Haeberle to leave the floor up seven points. Novak had 15 and O'Mara 11 points as the Irish shot 39 percent from the field, due mostly to a bushel of missed tip-in attempts. The Crusaders were led by Haeberle and former South Bend St. Joe star Dale Lesicki, each with 13.

Wolfenberg put his old glasses back on for the second half but they didn't do him any good as he shot 5-22 for the game. Starting forward Wally Schultz departed at 15:23 via his 5th foul and the Irish further depleted the Crusader ranks when Hoerl and Don Silinski traded blows during a scuffle over a rebound at 13:22. Though their antics were perfectly in character with the general trend of the game, they were banished.

With their first string unproductive (Lesicki was held scoreless), Valpo turned to reserves Gus Haeburg and Rick List who combined for 16 second half points. Novak, Egert and Valibus helped push the ND lead to 62-46 at 11:55 despite continuing to pile up fouls. This half, however, the Irish forwards did most of the fouling so no Irishman departed (except Silinski) until the 1:15 mark.



John Egert turned in the best performance of his career in helping the Irish record their first win of the season Saturday night, an 81-71 victory over Valparaiso.

The Crusaders refused to let go despite their miserable shooting and began a late comeback. Wolfenberg made up for his poor shooting by grabbing 21 rebounds and Valpo began to make 2nd and 3rd shots count. Phelps sent the Irish into a slow-down offense but the Crusaders rallied to cut the deficit to 65-59 at 6:52.

Baskets by Egert and Novak, some Valpo turnovers, and a fallaway jumper by Willie Townsend got the Irish a 12-point bulge again. Valpo came right back to make it 71-65 at 3:03, but a running hook by Novak and a tip-in by Stevens ended the threat.

Novak had a superb outing: 13-22 from the floor, 4-4 from the line, 30 points and 9 rebounds. O'Mara, injured in the second half, added 15 points and Stevens had 13 rebounds. Egert and Valibus each scored 10 points and each added six assists. Egert was particularly impressive, playing the entire second half with four fouls (until 1:15). Haeberle, had 20 points, Lesicki 13 and Wolfenberg 10.

From the floor: ND 32-75-40 percent, Valpo 24-70-34 percent. At the line: ND 17-27-63 percent, Valpo 23-41-56 percent. Rebounds: ND 51, Valpo 67. Turnovers: ND 27 Valpo 25.

The Irish Eye

You blew it, ref!

Referees are both the savior and the bane of sport. It's impossible to conduct an athletic contest without them, yet on occasion, these gentlemen, and not the participants, can be directly responsible for the outcome of a game. It shouldn't happen, but it's unavoidable.

Friday night at the Michigan Coliseum, the officials cost Notre Dame a victory. And they were a contributing factor in Notre Dame's demise Saturday too.

In general, knowledgeable sports fans must sympathize with the men whose job is to determine rules infractions in a sporting event. Calling fouls and penalties in a fast-moving game is no easy task. Assuming control of a game and gaining the respect of the players is most difficult. Referees have been known to make mistakes in judgement calls but they call 'em the way they see 'em and it's an honest mistake, one of "the breaks of the game."

But there is never an excuse for an official failing to make a call because of lack of nerve. 'And that's just what happened and enabled Michigan to beat Notre Dame Friday night.

The Irish were leading the Wolverines 4-2 in the second period Friday when Michigan's Bernie Gagnon came skating down the right side and fired a shot on the Irish goal. Dick Tomasoni stopped the puck and was juggling it a bit, trying to gain full possession, when referee Bob Gilray blew his whistle.

What happened in the next second and a half is hard to believe. Tomasoni, hearing the whistle, let the puck drop to the ice and Gagnon swooped in on the disc and flipped it into the net. The red light behind the goal went on and the Michigan fans let out a roar.

It seemed like a small matter. Gilray would merely disallow the goal because he had blown the whistle, the Wolverine fans would vent their wrath upon him, and the game would continue.

That's what should have happened, but it didn't. The jubilation among the Wolverine players and fans continued unabated because Gilray allowed the goal. It just didn't seem possible, but the tally was permitted to stand. Gilray claimed he never blew his whistle and Irish pleas to the contrary went unheeded. Their complaints fell on deaf ears, as proven by the fact that Gilray claimed later that he never heard his whistle.

"I put it (the whistle) up, but I didn't think I blew it," Gilray said in his dressing room afterwards.

He blew it alright.

Gilray's fellow official, when questioned about whether or not he had heard the whistle pleaded the Fifth Amendment with the comment, "Ask me no questions and I'll tell you no lies."

Tomasoni said, "Of course I heard the whistle" and Wolverine coach Al Renfrew admitted that he, too, was aware that the goal should never have been allowed.

It was a frustrating experience for the Irish and provided Michigan with the elusive quality, momentum. The fired-up Wolverines, overjoyed at being presented with a gift goal, came from behind to tie the game and went on to win in sudden-death overtime. A game that should have ended with the Irish on top 5-4 ended with Notre Dame on the short end of a 6-5 score, all because of an inexcusable, foolish blunder by an official.

Saturday night, the Irish were again victimized by the same pair of officials. Gilray, a veteran WCHA official, but one who should have retired a couple of seasons ago, was often out of position to make a good call. His partner, a first year man, simply didn't have the confidence (maybe guts is the right word) to take charge of the game. The duo turned in a disgraceful job for presumably qualified college officials.

Notre Dame did not play the brand of hockey they're capable of playing over the weekend but it was chiefly because of the official's ineptitude, and not Notre Dame's deficiencies, that the Irish left Ann Arbor with a 4-4 record and not a 6-2 mark.

Icers drop 2 at Michigan

by Jim Donaldson
Sports Editor

It was a frustrating weekend for the Notre Dame hockey team. Victimized by sub-par defensive play and poor officiating the Irish suffered a pair of tough losses to the Michigan Wolverines Friday last weekend at the Michigan Coliseum.

The Wolverines posted a 6-5 overtime triumph over Notre Dame Friday night and edged the Irish by the same score in regulation time on Saturday.

The double setback left the Irish with a 4-4 record and dropped them out of first place in the Western Collegiate Hockey Association. Michigan upped their league mark to 3-3 and picked up four points in the standings.

Notre Dame was unable to sustain leads in either game and saw the Wolverines come from behind to win both nights. Bernie Gagnon scored the game-winning goal for Michigan Friday night, at 6:13 of the sudden-death overtime period and Pat Donnelly did in the Irish on Saturday, pumping in the Wolverines' sixth goal at 15:20 of the third stanza. It was a goal that Gagnon did, yet didn't, score that was the key factor in Michigan's triumph in the first game of the series.

The Wolverines were trailing 4-2 in the second period when Gagnon came down the right wing and gunned a slap shot at Dick Tomasoni in the Irish cage. Tomasoni stopped the shot with his chest and juggled the puck, trying to gain possession. The official, Bob Gilray, blew his

whistle and Tomasoni let the puck fall to the ice. Gagnon then swept in and stuck the puck into the net, lighting the red light and sending the Wolverine fans into hysteria. The Irish kept waiting for Gilray to disallow the goal, but, remarkably, he never did.

The Wolverines, overjoyed at this gift goal, largely controlled play thereafter. Bucky Straub tied the game at 11:15, banging a rebound past Tomasoni after an Irish defensive misplay.

Ric Schafer put Notre Dame on top again at 13:40 while Michigan had two men in the penalty box but the Wolverines tied the game again, at 11:20 of the third period, on a power play by Donnelly. Gagnon won it for Michigan in the overtime period, stealing the puck in the Irish defensive zone, faking Tomasoni out of position and putting the puck into the net.

Michigan scored first Friday, going ahead at 3:28 of the opening period on a power play goal by Straub, but the Irish bounced back with a pair of goals, to take a 2-1 lead after the first 20 minutes.

Freshman Ray Delorenzi netted the first Irish goal on a power play at 9:46 and Eddie Bumbacco's 10th goal of the season, at 17:22, with both teams a man short, put the Irish in front.

Ian Williams' power play goal made it 3-1 in favor of the Irish at 2:43 of the second period but Gagnon cut the Notre Dame lead to one with a power play goal of his own at 5:51. Paul Regan put the Irish ahead by two again at 6:38 but Gagnon got his "free" goal less than two minutes later

to turn the game around.

Saturday night, Michigan overcame a three goal deficit to win the game and sweep the series.

Michael Jarry's power play goal at 14:42 of the opening period had given the Wolverines an early advantage but Regan scored for the Irish at 18:24.

Rich Mallette put Michigan ahead again at 5:20 of the second stanza but the Irish got a break several minutes later when the Wolverines' "Punch" Cartier put an elbow into John Campbell's face, drawing a five-minute major penalty, joining teammate Randy Neal in the penalty box.

The Irish, fired up by Cartier's cheap shot, which sent Campbell to the bench for the remainder of the period, unloaded a barrage of shots at Michigan goalie Karl Bagnell during the ensuing five minutes and registered four scores.

Bumbacco hit the twine first, at 9:01, and Regan tipped in a slap shot by D'Arcy Keating a minute later. Keating drilled his slap shot past Bagnell without any help 90 seconds later and Delorenzi finished off the Irish scoring flurry a little over a minute later.

Michigan managed to close the gap to 5-3 before the period ended, thanks to a power play goal by Straub and tied the score early in the final period. Paul-Andre Paris scored at 1:53 and Neal tallied a power play goal at 4:13 to knot the count at five-all. Donnelly's 25 foot slap shot wrapped up the game for Michigan.

It's the same way everywhere

By Sue Oblesbee

The following is a commentary on the Loyola conference. It does not necessarily reflect the opinion of the Observer.

This past weekend, Loyola University in Chicago was the site for an Emergency Conference for New Voters with representation from the major universities, and minorities such as the woman's coalition, the Chicanos, and Blacks. Theoretically, it was a shame Saint Mary's College, with the spirit they have shown in the past

week, could not have sent a large delegation to spread their enthusiasm and dedication to change the traditional ethics St. Mary's College has adhered to in the past 125 years.

Coincidentally, the ideology on which the Conference was based is identical to that which the students at St. Mary's formulated and initiated for its acceptance last week. Both aims are to enter into a coalition in order that the majority in either situation, the students and faculty and the citizens of the U.S., may have a leadership who employs its

energies to conform to the majorities hopes and not their fears and who believes that honesty and not deception is what the people should have in a leader to pride themselves that they are members of that community or nation.

The Conference declared that support would be given only to those Presidential candidates who are dedicated to making necessary changes so that the wishes of the American people may be fulfilled. St. Mary's, aren't you doing the same thing?

Another purpose of the conference, in terms of the girls of St. Mary's, "to end the deceptive lies," by national leaders. Isn't it ironic how the corruptiveness of politicians is criticized, yet the Trustees seem to be playing the game, "do as I say, not as I do". Would you elect one of our Trustees President of the United States?

The Conference also stated that one of its goals was to put an end to the discrimination and repression which now prevails, and the high rate of unemployment.

Because of the courses the past two presidential administrations have followed, the citizens of the United States have developed a mistrust of the political process. This same situation of distrust is present at St. Mary's. Tjeadministration of both have not produced results which place faith in their prestigious words.

Isn't it a warm feeling that this mistrust has not led to a complete loss of self-confidence that the status quo can be changed. The strength of the women of St. Mary's should break its walls of isolation and grow in the many political campaigns already underway.

dispute over merger vote

(Continued from page 1)

In a private interview, The Observer questioned the chairman on the way the decision was reached by the Executive Board.

"Four members of the Board were physically present in the same room, for the vote. The fifth (Robert Cahill) I personally contacted," she responded.

Cahill however, last Monday in a telephone interview with The Observer, denied he was consulted on the decision.

Some students had felt that even if P. Jordan Hamel (the only layman supposedly present at the meeting) voted against suspension of unification, the three sisters on the committee, Mother Olivette, Sr. Gerald Hartney, community treasurer, and Sr. Alma, acting college president could have made the decision with their bloc of votes. Hamel could not be contacted.

When unification was announced by the Executive Committee last spring, it was contingent on ratification by both Boards meeting as a whole in May. Mother Olivette agreed after questioning that this new decision would also not take effect until ratification by the Board, Dec. 18.

She denied the possibility that SMC would also announce plans to go coed on its own if student enrollment dropped substantially.

In other news, reaction among alumnae to suspension of the

merger has been non-existent. Reached in Munster, Indiana, Mrs. Timothy P. Galvin, president of the St. Mary's Alumnae Board, said she had only received one letter from a student so far.

"I have had no reaction from alumnae," she added. She expected the bulk of the letters to come probably Wednesday after alumnae had seen national press and television coverage.

She sent a letter to Mother Olivette Whelan in the name of the alumnae, Mrs. Galvin said, requesting clarification of the statement.

The SMC Presidential Search Committee, reactivated last week by Sr. Alma, acting college president, to find a replacement for the late Fr. John McGrath, has reported two nominations already.

Both nominees are Sisters of the Holy Cross. Sr. Basil Anthony O'Flynn, college vice-president for fiscal affairs, is one nominee. Sr. Miriam Patrick Cooney, mathematics department chairman, another aspirant, headed last year's search committee.

To attempt to force a unification of the schools, students have submitted Fr. James T. Burtchael, C.S.C., university provost, to the list for consideration. They may circulate petitions among students to affirm the choice.

ND to exhibit Lauck art show

An exhibition of the sculpture and drawings of Rev. Anthony J. Lauck, C.S.C., University of Notre Dame professor of art and director of the art galleries, is scheduled during the month of December at Saint Francis College, Fort Wayne, Ind.

Included in the exhibition will be carvings in wood and stone, ceramic sculpture and pottery, and drawings in various mediums. Father Lauck's recent exhibitions have included one-man shows at the Jacques Seligmann gallery in New York and at the Rockford (Ill.) Museum of Art.

A reception is planned for exhibition visitors and friends of the priest-artist in the Saint Francis art lounge from 2 to 4 pm Sunday (Dec. 5).

A native of Indianapolis, Father Lauck received professional diplomas from the John Herron Art School and the Corcoran School of Art, Washington, D.C. He has been a member of the Notre Dame faculty since 1950.



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11-15	1.00	1.50	1.85	2.10	2.40
16-20	1.30	1.95	2.15	2.55	2.95
21-25	1.70	2.55	3.20	3.85	4.45
26-30	2.10	3.15	3.95	4.75	5.45
31-35	2.45	3.65	4.45	4.35	6.15
36-40	2.80	4.20	5.25	6.75	7.75
41-45	3.15	4.70	5.90	7.10	8.20
46-50	3.55	5.20	6.50	7.80	8.95