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Trustees respond to McKenna's proposals

by Cliff Wintrobe

"The Trustees became more aware of the needs and interests of students," said Student Body President Phil McKenna last night indicating a general feeling of satisfaction with the Board of Trustees' responses to the seven proposals he presented to them at their October 2 meeting.

The Board's decisions and their rationale for each decision were made known to McKenna Friday when he received a letter from Edmund Stephan, Chairman of the Board of Trustees.

McKenna said that he has drafted a letter indicating his reactions to the Board's decisions which he will send to Stephan.

Student representation on the Board was denied because of an incompatibility "with the underlying principles on which the Board has been constituted."

The Board felt that a member ought to have a complete disinterest in the judgements of the Board and "should not represent any special class or group, however meritorious."

McKenna commented on these ideas.

"I still can not understand how the interests of the students which are essentially for the betterment of the University can conflict with the interests of the Trustees which I presume are also essentially for the betterment of the University."

Stephan related that the Board divided the Educational and Student Affairs Committee into the Educational Committee and the Student Affairs Committee. He added that the Board provided for representation of students on the Student Affairs Committee with full voting privileges.

McKenna viewed these actions

as "positive achievements for all concerned at Notre Dame. My only additional hope is that the committee agrees with our philosophy - that student affairs is a term applicable to all university affairs, since everything that takes place at Notre Dame does, in some degree, affect students."

McKenna said the Board's decision to provide after each meeting a release describing what took place at that meeting was "quite satisfactory to our desires."

The Board determined that the names of all companies in which we carry investments would be made available on or about November 1, 1969.

The Board revealed its investment philosophy as to "gain the maximum income and appreciation for the University's operations and capital needs consistent with the preservation of the principal of our funds and in keeping with ethical standards."

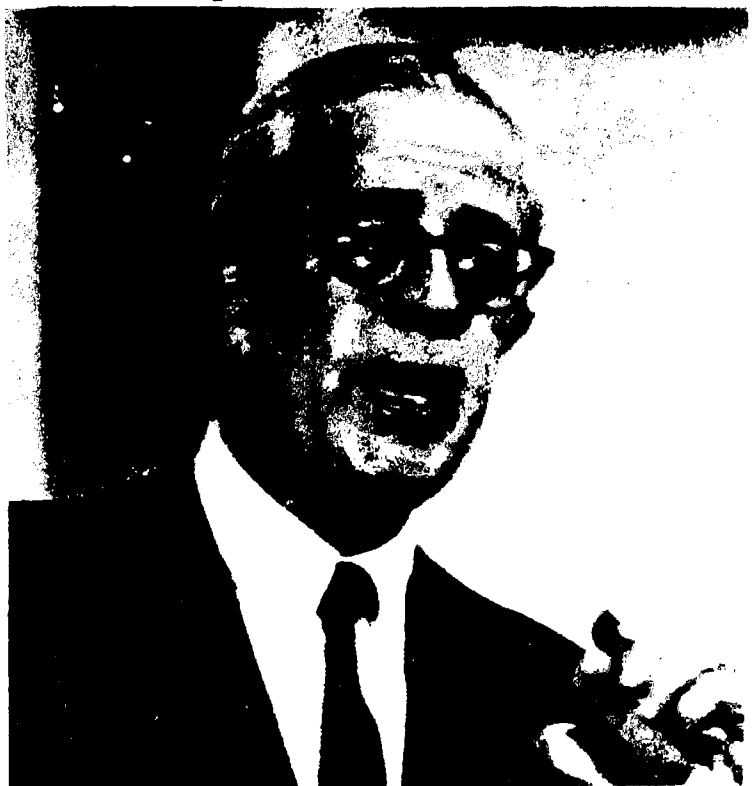
McKenna replied that he was "quite satisfied" with the Trustee's answers.

Stephan said he was informed that the University holds stock in Dow Chemical, Gulf, Standard Oil of New Jersey, and Standard Oil of California.

The Board considered the request that "any matters concerning the financial status of the University be accessible to the Student Body President" to be inappropriate for action.

The Board concluded that the dates and frequency of Student Affairs Committee meetings should be left to the "determination of the Committee after it is constituted." The specific agenda for each meeting likewise it was felt should not be predetermined.

McKenna concluded in part the letter he drafted to Stephan by expressing "my gratitude to you and your fellow trustees for the gracious reception and attention that was given myself and other students. I sincerely believe that we all have a deep dedication to Notre Dame."



Edmund Stephan sent Board's response to McKenna on Friday

New Judicial Code is to be voted on today

by Thomas Bornholdt

The Student Life Council will discuss and vote on the Notre Dame Judicial System and Code at its meeting this afternoon at 4:15 in the Center for Continuing Education.

Several of the aspects of the Judicial Code, as drawn up by the Judicial Code Committee of the Student Life Council under Chairman Leslie G. Foschio, are up for consideration and include these basic points.

The Code's three different types of courts on campus: the Hall Judicial Boards, the University Court, and the Student Judicial Court.

Of these the most important for the average student living on campus will be the Hall Judicial Board. This court will try any offense committed within residence halls. It will be composed of five students selected by the Hall Rector, Hall Judicial Advisor and Hall Judicial Chairman.

The University Court would be responsible for trying students accused of any of a list of serious school offenses which, with the exception of disorderly or disruptive disturbances or demonstrations, are felonies. This court will consist of two students, two faculty members, and two administrators, all chosen by the Student Life Council.

The Student Judicial Court would be responsible for the trying of any student accused of a university offense not under the jurisdiction of either the Hall Judicial Boards or the University Court. This court will consist of five members and five alternates, appointed by the Student Body President and Judicial Coordinator.

The proposed Code provides for a student appeal of a conviction if he desires. If he has been convicted by the Hall Judicial Board, he would make his appeal to the Hall Appeals Board, which consists of the Hall Presi-

dent, a Resident Assistant and a resident of the hall, selected by the Hall Council.

The proposed Appeals Court, would hear any appeal concerning a conviction by either the University Court or the Student Judicial Court. Before a trial could be held, questions of jurisdiction must be decided by this court. It will consist of one student, one faculty member, and one administrator, all appointed by the Student Life Council. The Appeals Court would have complete power to reverse a verdict or demand a new hearing.

In complaints involving Hall Judicial Boards, the accused person could see his Hall Rector before the hearing and ask for a summary disposition of the case, i.e. pleading guilty or not guilty, upon which the Rector examines the facts and makes a decision.

Likewise, a student accused of violating a University regulation not under the jurisdiction of a Hall Judicial Board could see the Dean of Students for a summary disposition of his case. If the student then wished to appeal the decision of the dean, he would have to go to the Appeals Court.

A penalty imposed by the Appeals Court might be softened by the Dean of Students, but not reversed.

HESBURGH'S STAND

Father Hesburgh made his position on the war very clear Friday afternoon as he introduced Senator Charles Goodell to a group of over 350 students in Stepan Center.

"If I had the wisdom and the power I would stop the war tonight before midnight," Hesburgh stated.

The remark was followed by over twenty seconds of applause.



SBP Phil McKenna is "generally satisfied" with Board's decisions

Senate - HPC conflict explained

by Mark Nelson

Tom Suddes, President of Holy Cross Hall and Chairman of the Hall Presidents Council, said yesterday that the controversy in the Senate elections was "a misunderstanding, and everything should be cleared up by the next election."

Suddes said the whole thing started several weeks before the election, when Keenan Hall president Tim Mahoney and Mike Lindberg, president of Breen-Phillips Hall, brought a suggestion before the Election Committee to allow the individual halls to count their ballots, and just turn in the results to the Committee.

The suggestion that the halls be allowed to turn in only the results was defeated by a 5-1 margin by the Committee, with no reason given for the decision. The halls were allowed, however, to count their own ballots, but

the ballots were then to be turned in to be recounted by the Committee.

The controversy arose when Mahoney put a lock on the box containing the Keenan ballots. The Election Committee broke Mahoney's lock and opened the box.

Mahoney commented that "the whole problem was lack of communication. We were not actually told when the ballots had to be turned in, and Keenan was holding the ballots for a twenty-four hour challenge period, so that a recount would be granted for any candidate wishing one."

"So when we were told to turn in the ballots, I put a lock on the box until the twenty-four period was up. However, the Committee broke open the box and counted the ballots, rather than ask us our count, which

was all they had to do."

Mahoney also said, "I think that the halls should be able to carry on their own elections. We wanted to print our own ballots, count them, burn them, and turn in the results. There would have been no chance for fraud, because there was a representative for each candidate at the counting. In all, ten people examined each ballot."

NEW ELECTION

Walsh Hall's Senatorial Election has been invalidated because of a drop in population in the hall. Walsh is entitled to only one senator, while two were elected in Thursday's voting.

The new election will be held on Thursday and will involve all three of Walsh's candidates, Jeff King, Fred Lochbinder and John Bruhda.

LaFortune vandalism becoming major problem

by Mark Walbran

Vandalism and theft in the LaFortune Student Center have become "serious problems," according to Tom Cashore, the center's student manager. The latest incidents occurred Saturday night after a party in the Fiesta Lounge of the student center.

These incidents included overturned furniture, glass on the stairway to the main ballroom, ashtrays dumped on the floor of

the ballroom, ripped out window screens, refuse tossed from the second floor men's lavatory window outside, and breakage of the light fixture in the north hallway near the ballroom.

Cashore also reported that a fire was started in the courtyard of the Student Center. A lighted cigarette was put in the upholstery of a chair. He said that evidence suggests that the fire was "not accidental." He also said that cushions from the

courtyard's wrought iron furniture have been stolen.

In addition, Cashore reported that the cigarette machine and the drinking fountain in the Rathskellar were damaged. Chairs in the vending machine room were overturned and garbage from the disposal cans was strewn on the floor.

"Three purses have been stolen this weekend," Cashore said in an interview Sunday. "Two were stolen Saturday night, and one 45 minutes ago."

Although drinking alcoholic beverages in LaFortune is strictly prohibited, Cashore said much drinking is going on. After Saturday night's party beer and liquor bottles were around the walls and in waste baskets of the Fiesta Lounge.

Cashore said these were not the first incidents of vandalism. On Saturday, October 4th, a glass topped table in the Fiesta Lounge was broken and the glass

was "ground into very small pieces" into the floor.

Cashore said the vandalism is being done by people from town who come to the parties held in the Fiesta Lounge.

"Some people from the South Bend community are coming as invited guests to enjoy themselves," Cashore explained. "Some others apparently are using these gatherings as a cover for increasing acts of vandalism."

He added that people invited by Notre Dame students are welcome as guests in the student center. Although there is no official rule about non-students using the center facilities Cashore said, "It is an understanding that these non-students should be guests of Notre Dame students."

Earlier in the year, Cashore said, the Saturday night gatherings were arranged by the Afro-American Society. "Now these parties are spontaneous," Cashore said, "and there seems to be a different crowd."

Cashore added, "Saturday night no one seemed to be in charge."

As a result of such vandalism, Cashore said that a policy might

be formulated so that the Fiesta Lounge would be open only to groups having a reservation.

Cashore noted that people doing vandalism are liable to prosecution for trespassing and for destruction of University property.

'Ruffians' cause LaFortune blast

There is now a one-foot diameter hole in the ceiling of LaFortune's third floor. It was put there early Saturday afternoon as the result of a fire extinguisher explosion.

Apparently two local juveniles had been tampering with the fire fighting device. Seconds before the explosion, the two youths ran into *The Observer* office on the second floor, stopped short, and nervously asked, "How do you get out of here?"

Before anyone could answer, the extinguisher blew.

"What's that?" exclaimed the culprits, as they made themselves scarce.

Observer Editor Guy DeSapio immediately converged on the floor, realized what had happened, and with other members of his staff pursued the juveniles. But the two were nowhere to be found.

An *Observer* secretary, who was on hand at the time of the incident, commented: "What ruffians. You'd think they had no sense of responsibility."

"Eee gads" was the response of a Student Union employee when he saw the hole.

Brother Francis Gorch, CSC, LaFortune manager, was unavailable for comment.

2 named fellows

Two graduate students at the University of Notre Dame have received graduate research fellowship awards from the National Institute of General Medical Sciences (NIGMS).

William F. Bailey, a graduate student in chemistry from Rutherford, N.J., and Sister Dolores M. Morek, a graduate student in biology from Maple Mount, Ky., are two of 2,300 fellows supported by the NIGMS, one of the ten institutes of health.

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HOMECOMING '69

LOTTERY INFORMATION

READ CAREFULLY: Any failure to follow these instructions could result in disqualification.

1. All undergraduate students of the University of Notre Dame are eligible to enter the lottery.
2. Only one (1) entry per I. D.
3. Entry will be made by personal check only. This means no money orders, cash, travellers' checks, etc.
4. Check for ten (\$10) dollars to cover the cost of the dance bid, should be made out to STUDENT GOVERNMENT FUND. Checks made out for any amount other than ten dollars will not be accepted.
5. Check must include name and I. D. number of the entrant (person desiring the bid) in the upper left hand corner of the check, regardless of who wrote the check.
6. If the check belongs to someone else it should include his I. D. number beneath his signature.
7. All entries should include a self addressed envelope with your local address so that the checks of those not winning bids may be returned.
8. ALL ENTRIES MUST BE MAILED TO:
HOMECOMING '69 LOTTERY
BOX 427
UNIVERSITY OF NOTRE DAME
NOTRE DAME, INDIANA
Do not use the campus mail.
9. Entries must be postmarked no later than midnite, Sunday, October 19, 1969.
10. Winners will be posted on Tuesday, October 21, 1969 in the Huddle and the Dining Halls.

Discuss rebates for Grace residents

Student Body President Phil McKenna headed a small committee in a meeting Thursday morning with University Business Affairs Vice-President Fr. Jerome Wilson. The committee attempted to point out the necessity of some kind of rebate for those students whose room accommodations were upset by the delay in the completion of Grace Hall.

Working with figures that were largely approximations, McKenna's committee tried to present Fr. Wilson with evidence of a significant loss on the part of both the displaced students and those who were compelled to share their suites with them. Ed Davey, Stay Senator, was responsible for tracking down most of the figures that were used as the basis for the committee's request.

The room and board as listed for Grace Tower amounts to \$1030 while the same bill for such halls as Pangborn, Keenan, and Stanford is only \$1000. Fees for living in older dorms are even less. Displaced Grace residents, it is argued, should then receive a rebate in proportion to the number of days that they had to live in another dorm. Students who put them up would receive a rebate for having to lodge them.

McKenna's committee's plan called for a calculation of the exact room fee in each instance to be divided by the number of days in the year for which the students pays to call it his resi-

dence. Then those affected by the room squeeze could be eligible for a rebate for the total number of days in which they did not receive the lodging service they paid for. The procedure for repayment was also worked out.

"Paying the students back would be simple. All you have to do is deduct the amount that they are due from the second semester bill," McKenna said.

Based on the report the com-

mittee offered, no rebate would be likely to exceed \$30. However, there are enough students involved in the issue to make the final rebate total a considerable amount.

McKenna admitted that he really had no idea whether the rebate plan would be finally accepted, but he reported that Fr. Wilson conceded that there were reasons for the request.

The committee which includes Jim Smith along with

McKenna and Davey, is now working on securing the exact figures and plans to have that accomplished by Monday. If so, they will present the entire plan to the Vice President's Council on Tuesday.

Regarding the present situation of Grace Hall, McKenna said that three more floors were scheduled to move in today leaving just three floors unoccupied, and those are due to be ready by next Friday.

MONDAY - OCT. 13

PITT WEEKEND

\$40

INCLUDES:

Round trip transportation
2 nights at the William Penn Hotel
2 parties & buffet dinner
Game ticket

Ticket sales: Wednesday, Oct. 5 - Room 2D LaFortune, 7:30.



Grace open

Father Edgar Whelan, Director of Student Housing, announced last week that barring unforeseen difficulties, students will be moving onto the eighth floor of Grace Tower C tomorrow and onto the ninth, tenth, and eleventh floors on Friday.

All furniture will be in the new Grace Tower rooms when students move into them.



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617 yards - everyone gets a piece of the action

by Mike Pavlin
Observer Sports Editor

The worst aspect of Saturday's game from the Irish fans' point of view was the inept camera work by Channel 16 on the broadcast back to South Bend. Otherwise, everyone had a ball as ND destroyed Army 45-0 in Yankee Stadium. The Cadets were buried under an avalanche of 617 Irish total offense yards, many of the most exciting ones being produced by the reserves.

An avalanche starts slowly and the ND attack sputtered for most of the first half as a hope-

lessly outclassed Army defense held on deep in Cadet territory. ND had 24 points in the first half, but lost other opportunities on two interceptions and a loss-of-downs takeover.

Quarterback Joe Theismann got his team untracked with a beautiful 55-yard touchdown bomb to split end Tom Gatewood. Cutting from right to left, the young sophomore was wide open and trotted into the end zone. Gatewood, who caught nine passes in less than three quarters, also took a seven-yard TD pass from Theismann to close out the half and give the Irish a 24-0 lead.

Tuning up for Southern Cal, Theismann hit on 15-24 passing attempts for 215 yards and two touchdowns. He also ran for 58 yards and has accumulated 618 yards in total offense in the last two games.

While the Irish were slowly grinding up the lighter Cadets on offense, Army's backfield was unable to get any sort of a drive going. Fullback Lynn Moore, banged-up on a pass pattern, saw little action and gained only nine yards in three carries. In an attempt to open up the ND defense, Army spread linemen further than usual at the line of

scrimmage and even used a triple flanker passing formation.

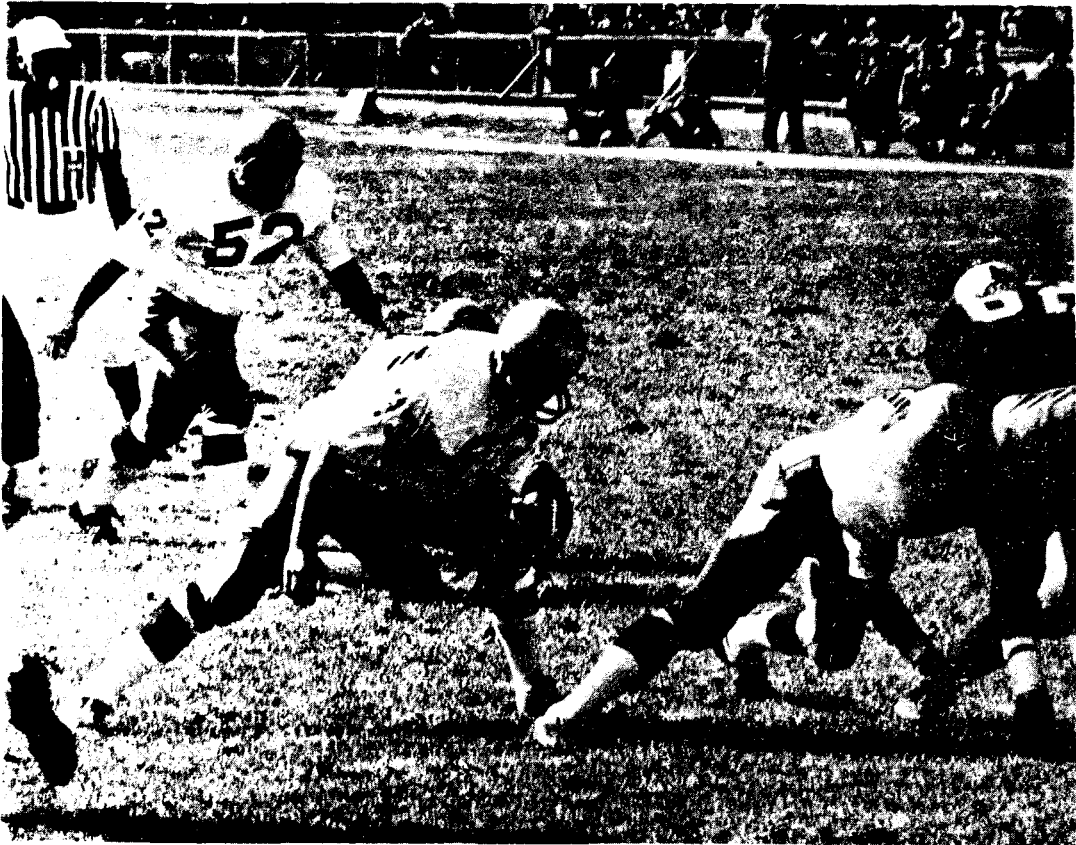
In vain. The Cadets could manage only 160 yards in total offense, the great percentage of it coming in the second half when sub quarterback Bob Mohn completed several passes. Army mounted one drive in the third quarter down to the Irish 15, but Walt Patulski pounced on a fumbled pitch-out to end the threat.

After guiding his team to an early third period score (fullback Bill Barz from the one), Theismann left the game. Reserve Bill Etter then put on quite a show of his own with help from Bob Minnix, Mike Crotty, and Jim Yoder. Etter completed 4-5 passes, two to split end Nick Furlong, and pulled off a 52-yard run to the goal line. The official ruled that he was knocked out of bounds just before the end zone, but if Etter

didn't score, then New York City was dry on Saturday night.

Crotty, a sophomore who has improved steadily this year for the reserves, accounted for 53 yards in 10 carries, and had one long run called back by a clipping penalty. Minnix rolled up 24 yards and Yoder carried once for 16 yards and a touchdown.

The Irish defense intercepted three passes (Larry Schumacher and John Gasser share the team lead with two) and now has nine for the year, with an outside chance of breaking the record of 26 set in 1966. Jim deArrieta (41) and Jim Yoder (49) combined to average 45 yards punting. It was Yoder's first career punt although he kicked well during the Blue-Gold game. And Scott Hempel now has kicked 19-19 extra points this season while adding one field goal, that one opening Saturday's scoring in the first quarter.



Behind the protection of the Irish offensive line, Scott Hempel (above) boots one of his six extra points. (Right) Mike Kadish distracts passing ideas of Cadet quarterback Hubert Wall. Wall and Bob Mohn, harassed all day by the Irish defense, completed only 11 of 33 passes.



And now bring on Davis and Jones

ARMY						NOTRE DAME						ARMY					
TOTAL FIRST DOWNS	13			31		Barz	1			3							
Rushing Attempts	29			70		Allan	3			46							
NET YARDS RUSHING	48			365		Ziegler	1			5							
Passes Attempted	33			29		Huff	1			-3							
Passes Completed	11			19		Crotty	1			5							
Passes Had Intercepted	3			2		Furlong	2			14							
NET YARDS PASSING	112			252		Yoder	1			9							
Total Plays	62			99		PUNTING		NO						AVG			
TOTAL OFFENSIVE YARDS	160			617		deArrieta	1							41			
Passes Intercepted	2			3		Yoder	1							49			
YARDS RETURNED	28			28		PUNT RETURNS		NO						YDS			
Punts-Blocked	10-0			2-0		Stepaniak		2						12			
PUNTING AVERAGE	33.3			45		Lewallen		3						16			
Punts Returned	0			5		KICKOFF RETURNS		NO						YDS			
YARDS RETURNED	0			28		Allan		1						33			
Kickoff Returns	7			1		INTERCEPTION RETURNS		NO						YDS			
YARDS RETURNED	79			33		Schumacher		1						0			
Penalties	3			6		Gasser		1						3			
YARDS PENALIZED	41			54		Stepaniak		1						25			
Fumbles-Lost	1-1			2-1													
NOTRE DAME						ARMY											
ARMY	10	14	14	7	45	RUSHING	ATT		NET YDS		TD						
	0	0	0	0	0	Moore	3		9		0						
SCORING						Andrzejczak	12		28		0						
ND: Hempel FG 20						Wall	4		-5		0						
ND: Gatewood 55 pass from Theismann, Hempel kick						Ritacco	1		4		0						
ND: Theismann 4 run, Hempel kick						Roden	3		8		0						
ND: Gatewood 7 pass from Theismann, Hempel kick						Mohn	6		3		0						
ND: Barz 1 run, Hempel kick						PASSING	ATT	COMP	INT	YDS	TD						
ND: Huff 1 run, Hempel kick						Wall	5	1	2	13	0						
ND: Yoder 16 run, Hempel kick						Mohn	28	10	1	99	0						
NOTRE DAME						RECEIVING		NO		YDS	TD						
RUSHING	ATT		NET YDS		TD	McDonald		1		13	0						
Allan	12		52		0	Andrzejczak		1		6	0						
Ziegler	10		62		0	Ritacco		1		5	0						
Theismann	12		58		1	Masciello		2		15	0						
Barz	5		10		1	Simar		2		41	0						
Huff	5		24		1	Roden		2		8	0						
Etter	5		48		0	McGuckin		1		12	0						
Minnix	7		24		0	True		1		12	0						
Crotty	10		53		0	PUNTING			NO		AVG						
Yoder	1		16		1	Bonarrigo			10		33.3						
Cielony	3		18		0	KICKOFF RETURNS			NO		YDS						
PASSING	ATT	COMP		INT	YDS	TD	Moore		5		64						
Theismann	24	15		2	215	2	Albano		1		10						
Etter	5	4		0	37	0	Andrzejczak		1		5						
RECEIVING		NO		YDS		TD	INTERCEPTION RETURNS		NO		YDS						
Gatewood		9		164		2	McDowell		1		22						
							Brenner		1		6						



Denny Allan, fighting for yardage against Army's forward wall, gained 52 yards on Saturday. He and Ed Ziegler each have over 200 yards rushing this season.