

New hearing system proposed

Lewis Hall incident provides impetus for action

by David Rust
Staff Reporter

Notre Dame's Advanced Student Affairs Committee has produced a compromise judicial hearing system that would allow students accused of offenses against the community to choose between a private hearing and one conducted by a board with student membership.

Creation of the new system, initiated by the Lewis Hall affair of last December in which a graduate student was forced to withdraw following accusations of cohabitation, came only after two chaotic Committee meetings, behind-the-scenes negotiations and the help of the Faculty Senate.

According to Barry Wessels, Graduate Student Union President and member of the ASAC, the Committee "unanimously agreed" to the tri-partite system, which now goes to other administrators, presumably Vice President for Student Affairs Philip Vaccenda and Provost Fr. James Burtchaell, for their approval.

The new system would allow accused graduates to choose a private hearing conducted by either the ASAC chairman or the Dean of Students.

This hearing officer would report his "recommendation" to the Vice President for Advanced Studies, who would then decide sanctions.

If the accused feels at this time his right to due process has been violated in some way, the Vice President would appoint a special Hearing Officer who would make his own investigation and report to the Vice President. Final appeal would be allowed to the President of the University.

A student may also choose a public judicial mechanism, in which the student would plead his case before a tripartite board of administration, faculty



Father Austgen noted the impropriety of disregarding Dr. Gordon's letter "without so much as a discussion."

and students and the board would decide guilt and specify sanctions. These sanctions would be reviewed by the Vice President for Advanced Studies, with appeal to him and the President.

If accepted at all levels, this would replace the present system which requires all cases to go to the Dean of Students and then to the Vice President for Advanced Studies, who may in special cases appoint a Hearing Officer to investigate and recommend a course of action to him.

Even this judicial method is new, architected by present Vice President for Advanced Studies Robert Gordon and put into effect last January.

It was this system that Dr. Gordon put before the Committee via two letters read at the Committee's Jan. 22 meeting.

According to the minutes of the meeting, authored by Chairman Fr. Robert Austgen, immediate response to the reading of the proposal was a request by committee member Brother Mark Ratkus of the Social Science division to be allowed to offer a contrary motion.

"Father (Austgen) responded that it was quite improper to brush Dr. Gordon's letter aside without so much as a discussion, in favor of another motion," the minutes read.

Actually, as the minutes of the next meeting go on to hint, Gordon was "dissappointed" that his proposal was never really discussed by the Committee, said the GSU's Wessels.

"Fr. Austgen wanted us to answer Dr. Gordon's proposal," explained Wessels. "Because of comments that were made during its presentation we mistook it to be an interim arrangement that need not be answered."

"Some members wanted to make another proposal because Dr. Gordon's did not make allowances for students on the Board," he continued.

In fact, the minutes present a letter from Gordon listing what the Vice President calls "general needs," which he asks to have considered by the Committee, and another letter sent to Lewis, Brownson and Carroll Halls, written by Gordon and paraphrased by Fr. Austgen, suggesting what the minutes call an "interim" judicial and appeals mechanism measure.

The way Fr. Austgen chose to present the Committee's deliberations in the minutes is on the whole a definite point of contention, said Wessels.

For example, the minutes of the second (Feb. 23) meeting, criticized Wessels, make the sanctions Board of the system which has been accepted by the ASAC sound as though it is more subject to the Vice President for Student Affairs than it was actually meant to be.

"The Sanctions Board should be a fairly autonomous body," said Wessels. "Although the Vice President should have the power to review its decisions, we would hope that he wouldn't make it a practice to overturn them."

This brings the process away from an "in loco parentis" attitude, explained Wessels.

The GSU chief also took aim on arguments recorded in the minutes, put forth by ASAC member Brother Kieran Ryan, Assistant Vice President for Business Affairs, that the Administration, "always...sincere in its attempts to protect the student's rights...would not present or volunteer confidential information to the (Sanctions) Board."

"If the student members of the Board were not allowed pertinent information, confidential or not, how could the Board be able to render a complete and fair decision?" asked Wessels.

"It is not my intention that students go delving indiscriminately into the private affairs of fellow students, but only have availability to those facts which are pertinent to the case," he said.

(continued on page 7)



Dr. Robert Gordon, Vice President for Advanced Studies, under the new proposals, would review all sanctions made by a tripartite board.



GSU President Barry Wessels feels students should have access too "facts which are pertinent to the case."

Reporter 'shields' sources; court refuses case

(C) 1973 New York Times

Washington--The Supreme Court declined today to review the contempt conviction of a New Jersey newspaperman who had refused to provide a grand jury with information given him in confidence unless the state proved "compelling need."

The decision left standing lower court rulings that the first amendment did not provide reporters with any privilege to remain silent when questioned about their sources and the the

state "shield law" then in effect was inoperative if the name of a source appeared in the paper.

The case involved Peter J. Bridge, then a reporter for the Newark Evening News, who quoted a commissioner of the Newark Housing Authority as having said she had been offered a \$10,000 bribe to vote for an unnamed candidate for Executive Director of the Authority.

Called by the Essex County Grand Jury, Bridge confirmed the

quote but refused to say what other information the Commissioner, Mrs. Pearl Beatty, had given him. He was convicted of contempt and served 21 days in jail, until the grand jury investigating the housing situation was discharged.

None of the nine justices voted to review the New Jersey court decision, but Associate Justice William O. Douglas based his refusal on a belief that the case had already been resolved since Mr. Bridge had served his term.

The newspaper reporter's lawyer told the Supreme Court that a grand jury should not be entitled to compel him to reveal confidential information when the jury might not produce any indictments at all, but merely a critical report, on the area it was investigating.

He also maintained that the state should have the burden of proving some compelling need for the information before a grand jury could force a reporter to testify. These arguments had been

rejected by the New Jersey Superior and Supreme Courts.

Last June, the Supreme Court ruled, 5 to 4, that the first amendment did not give journalists the right to refuse to provide grand juries with the names of sources and information given them in confidence.

Since that time, efforts have been accelerated to win legislative approval of statutes that would provide that kind of protection, at the state and federal level.

world briefs

(C) New York Times

Moscow--The Soviet authorities waived emigration taxes Monday for at least educated Jews in what appeared to be the start of an effort to appease American Congressional opposition to an easing of trade with the Soviet Union. Jewish sources said the five, including two married couples, had been summoned to the Soviet Visa Office and had been told that they could leave for Israel without paying the high duty normally levied on emigrants with a higher education.

New York--Prospects of a fare cut this year on regularly scheduled trans-Atlantic flights have virtually disappeared, and it became all but certain that fares for American travelers would rise 6 per cent starting April 15 to reflect the recent dollar devaluation.

Washington--A House subcommittee made public documents purporting to show that at least six more high-ranking officials of the Nixon Administration were involved in the successful attempt to persuade the Justice Department to settle its anti-trust suits against the International Telephone and Telegraph Corporation on terms acceptable to the company.

Washington--Two months after President Nixon's inauguration for a second term, more than a quarter of the major sub-cabinet positions in his administration remain to be filled. A survey by the New York Times of the situation in each of the cabinet departments shows a 28 per cent vacancy rate among under secretaries, assistant secretaries and their approximate equivalents.

on campus today

7:00 p.m.--lecture fundamentals of investing, finance series, carroll hall, smc

7:30 p.m.--lecture--lecture, hemingway and the left, prof. john d. garvick, audio-visual auditorium, cpe

8:00 p.m.--dance, eleo pomare dance company, o'laughlin auditorium, smc, student admission \$2.00

8:15 p.m.--concert, notre dame glee club spring concert, washington hall.

at nd-smc

West adopts flexible new exchange rates

by Clyde H. Farnsworth
(C) 1973 New York Times

Paris--A new monetary system of flexible and frequently floating exchange rates was ushered into the western world today under calm, circumspect market conditions in which the beleaguered dollar was able to pick up a little strength against the other major currencies.

The reopening of official foreign exchange trading after a 17-day shutdown left the currency specialists in the major European centers still confused over the implications of last Friday's Paris settlement and divided over its durability.

Opinions ran the gamut from this statement by a Brussels banker: "I think we'll see orderly conditions for quite a while"--to this admonition by a Zurich banker: "Confidence has not returned."

The dollar moved sharply higher against the European currencies early in the day, and then retreated while still closing with a net gain on the day.

The gold price, which weakens when the dollar strengthens in almost automatic inverse reaction fell from \$82.75 an ounce in London Friday to \$82.25.

One thing that helped the dollar today, dealers said, was the news that the prime rate of two New York Banks had risen by a half percentage point to 6 3/4 per cent, signaling perhaps a new round of tighter money.

There have been rumors, formally denied by federal reserve board chairman Arthur F. Burns, that the United States promised its trading partners to get interest rates higher to help shoulder some of the burden of excess dollars in the world.

European observers note that whether it is to curb domestic inflation or placate American allies, the effects of higher interest rates in the U.S. will be the same--to draw dollars homeward.

Against the Swiss franc, which the Swiss authorities said today would continue to float independently, the dollar rose as high as 3.28 francs before falling back to 3.25. Last Friday's closing rate was 3.23.

Against the German mark, the dollar closed Friday at 2.82 marks, rose as high as 2.8350 marks today before retreating to 2.8250 at the close.

That was incidentally the "floor" rate to which the dollar had been pressed by the floods of excess dollars that moved to Frankfurt on March 1. Those dollars were exchanged for marks on a bet that either the mark would be upvalued or the dollar devalued.

On March 2, the governments of Western Europe and Japan stopped intervening in the exchange markets and called a round of conferences to try to resolve a crisis, not just of the dollar, but of the monetary system itself.

Over the intervening fortnight the old system of fixed and infrequent varied exchange rates went by the boards. Governments decided last Friday they would no longer be committed to defending a given exchange rate but that they would nevertheless try to maintain orderly market conditions by intervening in the exchange markets from time to time.

The U.S. joined in the declaration.

The other main characteristic of the new exchange system is the joint float of six of the nine common market currencies, and it was an event arising from this development that caused the only major action in today's exchange dealings.

France, Germany, Belgium, the Netherlands, Denmark and Luxembourg are committed in the joint float to keeping their currencies locked together within a 2.25 per cent margin while the currencies move relatively freely as a bloc against the dollar. The linked currencies are described as a snake.

Britain, Ireland and Italy, the other European economic community members, continue their pre-crisis policy of letting their monies fluctuate independently.

AT NOTRE DAME

Settle down to the natural one. Busch.



Nominations for GSU

President, Vice President and Secretary-Treasurer are now being accepted

All interested Grads see Barry Wessels 102B N.S.H. for more information.

Nominations close March 30th

SMC students consider reforms

by Mary Janca
Staff Reporter

A referendum concerning the proposed restructuring of Saint Mary's Student Government will be offered to the students for approval this Friday, according to Sue Oglesbee, Student Body Vice President.

If passed, the revision will go into effect on an experimental basis for one year. However, regardless of its passage, elections for student government offices will be held soon after the referendum, Oglesbee stated.

"This reform," she said, "drawn up by Debbie Carvatta and Barb McKiernana, substitutes the Student Body President and Vice President with a Board of Governance, and encompasses four main areas: Hall life, Student Affairs, Academic Affairs, and the Student Judiciary Board." Both the Academic Affairs Commissioner and the Chairman of the

Judicial Board will serve in an advisory capacity while a board composed of the Chairman, Hall Life Commissioner, and Student Affairs Commissioners have voting rights.

"The purpose of the revision," Oglesbee continued, "is to have better communication between students and student life, and to bring in more channels of communication between class presidents and hall presidents, so bettering the process of filtration."

The Student Assembly, Student Affairs Committee, and Student Affairs Council have passed the proposal, following the regular procedure prescribed in the Student Manual, she added.

"We strongly urge that students contact their Student Assembly representative or call the Student Government Office at 5373 if they have a question on the revision. We will also have printed copies of the revision for students who want them," she said.

The Observer is published daily during the college semester except vacations by the students of the University of Notre Dame and St. Mary's College. Subscriptions may be purchased for \$8 per semester (\$14 per year) from The Observer, Box Q, Notre Dame, Indiana 46556. Second class postage paid, Notre Dame, Ind. 46556.

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Dance company to stage revue in O'Laughlin tonight at 8:00

The Eleo Pomare Dance Company will perform at 8:00 p.m., Tuesday, March 20, 1973, in O'Laughlin Auditorium, Saint Mary's College, Notre Dame, Indiana. This is part of the Performing Arts series.



The Eleo Pomare Dance Company utilizes Negro talent and ability.

From the outset this integrated but predominantly Negro dance company took as its purpose "the creative utilization of Negro talent and ability in contemporary Modern Dance in an effort to break away from confining stereotypes of Negro or Primitive dance."

Eleo Pomare, Artistic Director and Choreographer for the company, was born in Colombia, raised in Panama, and moved to New York City at the age of ten. He graduated from the High School of Performing Arts and within two years started his own dance company. Pomare won a John Hay Whitney Fellowship to study dance in Europe. While abroad, he formed a European Company which achieved great success. They performed in Germany, Holland, Denmark, Sweden and Norway. Mr. Pomare also taught at the National Ballet and Scapino Ballet Companies in Holland, at Stockholm University, and at the

ance work to Handel. "Of Mice and Marigolds" is based upon children's poetry.

Among the company's notable successes has been "Blues for the Jungle," which was created as a tribute to Harlem.

The Eleo Pomare Dance Company has performed to great critical acclaim at the New York City Center and the Brooklyn Academy of Music. It was the only American dance company invited to appear at the internationally renowned biennial Adelaide Festival of Arts in Australia.

The company is accredited with the New York State Council on the Arts and is under the Coordinated Residency-Touring Dance Program of the National Endowment for the Arts.

Tickets are \$3.50, general public, and \$2.00 students, and are available at Saint Mary's College, Room 239, Moreau Hall, or call 284-4176 for reservations.

First International Dance Seminar of the Royal Dutch Ballet.

Upon his return from Europe, Mr. Pomare reorganized and expanded his company's repertory and touring activities.

Eleo Pomare's choreographic works vary widely in theme and mood. "Serendipity" is a pure-

Pedtke will direct his last Glee Club concert tonight

Professor Daniel "Dean" Pedtke will direct his last Glee Club performance for the Notre Dame student body tonight at 8:15 in Washington Hall. After directing the Glee Club for thirty-five years, Prof. Pedtke will retire at the end of this semester. Though he will direct one more concert on campus during graduation weekend, tonight's concert will be the last chance for most students to hear the Glee Club under his direction.

Pedtke, 67, has studied under such musicians as Alexander Raab and Sergio Tarnosky, and made his debut as a pianist at the age of fifteen. He worked for several years as an organist in silent movie theatres and as an accompanist for radio station WGN in Chicago.

He appeared as a soloist with the Chicago Symphony Orchestra

before he received his musical degree from DePaul University in Chicago. He then studied at both the Bush and the American Conservatories of Music.

After serving as an organist and choirmaster for numerous churches in the Midwest and as the head of the Department of Music at the College of St. Theresa in Winona, Minnesota, Pedtke came to the University of Notre Dame in 1936. He was named the Chairman of the Department of Music and assumed the additional duties of Director of the Glee Club in 1938.

Pedtke is a Fellow of the American Guild of Organists and has written several works for the piano and organ, including a Mass in honor of St. Jude. He is also the author of a textbook for piano students entitled *Keyboard Harmony*.

Glee Club Concert

Tuesday March 20

8:15 pm



Washington Hall FREE

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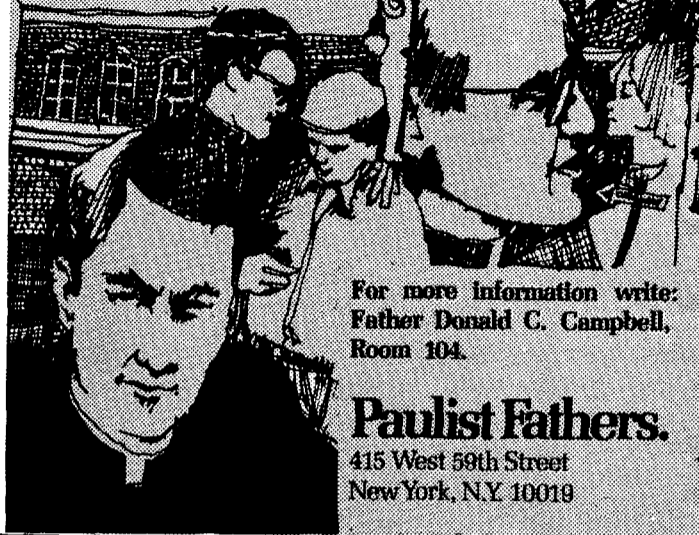
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Tuesday, March 20, 1973



Gordian Knot Three Memorable Fancies Ed Ellis

I once sat alone before my fireplace on a cold, windy night, and being in a state of moral dissatisfaction, I fancied the following panorama:

It was a dark, drizzly November day, in both my soul and my vision of Notre Dame. The Golden Dome was painted a black, not a shiny, dark shiny black, like the black onyx of a ring, but a flat, dull blackness like that of a badly painted barroom wall. The Rockne Building was filled with apes, some of whom swung from the basketball nets grinning stupidly, while others hurled basketballs at each other in the swimming pool. A gorilla had replaced Fat Eddy, and was handing brown suits to the female apes.

People on campus were grinning, not the happy smile of fulfillment, but the hideous grin all known well only to the prince of cynicism. Fr. Sorin's statue was grinning insanely, as if his brain had been eaten alive by the squirrels that daily climb his back. The Sacred Heart in front of the Dome laughed insidiously, and gestured to the grass and trees around him, all of which displayed colorless, odorless, and tasteless brown.

Finally the panorama turned to the Memorial Library, where lost souls pursued the demon of truth through mazes of rotten fruit, hanging from trees on each floor as if the trees were shelves and the fruit volumes holding some great wealth of human knowledge. When I protested that they worked in vain, a scholar glared at me and recited, "The Demon is Real."

Worst of all, however, was the touchdown Jesus, whose arms were spread very wide, not high to signify a score, but in the low negative position, indicating that the attempted score was "No Good." For in fact, nothing Jesus saw was good. He saw only failure.

II

As suddenly as it appeared, my vision vanished to be replaced by a second memorable fancy. We were now in a sunny, happy May with flowers. The Rock was filled with gallant athletes, reminiscent to the scholarly of a Greek gymnasium or a Roman bath. A bustle of activity occupied the quads - football, softball, frisbee - all were happy.

The Golden Dome was shining with a brilliance unknown in Indiana. A singular sense of permanence prevailed, a sense that whatever the pressures and temptations of contemporary society, this campus would somehow survive under the protection of the Holy Virgin. Fr. Sorin, the Sacred Heart, Touchdown Jesus and the ghosts of Washington Hall and the Stadium ratified this notion in a sacred Congress in the LaFortune Ballroom. In an adjoining room, Student Government folks gaily wrote letters to anyone they could think of... letters of congratulation, letters of protest, letters of encouragement... words, words, words.

The bars, of course, were full, for how else can Notre Dame be happy. Nickie, Corby, Frankie, and Jay's Lounge reported profits, as smiling Domers and laughing SMCer's pledged each other eternal fidelity and everlasting bliss. Cynicism was dead, and the word went out: All is well at this best of all possible Notre Dames.

III

These two contradictory phenomena troubled me, but while I hoped for some sort of enlightenment there came a third vision that proved a synthesis of the previous two.

It was now early Spring perhaps March or April, that time of year when the dull browns and greys of Winter begin to yield to the pleasant green of Spring. Notre Dame was in a state of transition, accompanied by dynamic tension and a curious sense of affirmation.

This new panorama was neither entirely cynical nor totally naive. I saw many parties in the halls, some populated by raucous, drunken bores, but others with people who danced and sang, and enjoyed themselves and their friends. Bad professors taught bad courses, as they always have and always will, but other men brought their students wisdom, and these men were honored. No one was pretentious enough to suggest that he sought "Truth" or the like in any but accidental fashion.

As I talked with students across campus I found a pervading sense of hope. These people in this spring of an unknown year knew that things were not all for the best in their world. But they had avoided the emasculating depths of senseless cynicism as well as they had avoided the drunken heights of an exaggerated innocence. They saw parts of Notre Dame worth embracing and loving and developing to their fullest potential. They had made the affirmation that is the only possible foundation for worthwhile human activity.

Just when I had perceived the reality of this unreal Dome, my fire woke me by flaming, sparking and praying fire in a most fearful manner. I resolved then to meet myself, not in November or May, but in the setting of affirmation, which is now.

The "New" V.P.

This afternoon at 4:00, Notre Dame is going to announce the appointment of a permanent Vice President for Student Affairs. Throughout the past year, Dr. Philip Faccenda has filled in as temporary Vice President, and even though absolute confirmation cannot be obtained, indicators point toward the re-appointment of Faccenda to the post. If that is the case, it will be another step forward for student affairs at Notre Dame.

Temporary Post

Last Spring after Father Thomas Blantz stepped down from the position, the Vice Presidential Search Committee was formed to find a replacement. In their desire to get the best possible man they ended up stalemated and asked Faccenda to accept the job on a temporary basis. He did so and waded into the Vice President's job determined to straighten out the office with some administrative house cleaning.

The House Cleaning

First Faccenda moved the office of student affairs out of LaFortune and into the Administration Building, attempting to return to the post the prestige of a true University Vice President and the power that goes with it.

His most important move was the centralization of the Student Affairs Office. He created a central staff with a clearcut line of power and responsibility. Thus replacing the vagueness that came with the office's lack of definition.

The Housing Move

Despite the unpopularity of his major decision on housing, he nonetheless made the decision early in the year to facilitate students looking for off-campus housing. Also, with commendable foresight, he named the women's dorm for the 1974-75 school year thus eliminating the problem of choosing a women's dorm next year.

A Good Job

As is always the case, it is impossible to make decisions that everyone agrees with, but Faccenda in the long run has shown excellent foresight and throughout the year he has proven himself to be cooperative and honest with the students.

Faccenda remarked last semester that the job was strictly temporary and he was sure that the Search Committee would come up with a qualified replacement for him. All evidence points to Faccenda moving into the Vice President's office on a permanent basis now. He has shown himself worthy of the post and his retention would be to the benefit of all involved. Hopefully at 4:00, the University will show that they agree.

Jerry Lutkus

To John

John Abowd stepped into the office of Editor-in-Chief of **The Observer** on Thursday, March 2 and 127 issues later he moved his materials out of the office ending his tenure.

John inherited a newspaper with good economic foundations, but inconsistent journalistic quality. The paper that he took over was solid for the first time in its history, though. It was a paper with a wealth of qualified personnel and endless potential.

And he took all those factors, mixing them as he saw fit to guide **The Observer** through the finest year of its history. John vastly improved the economics of the paper, making it financially sound.

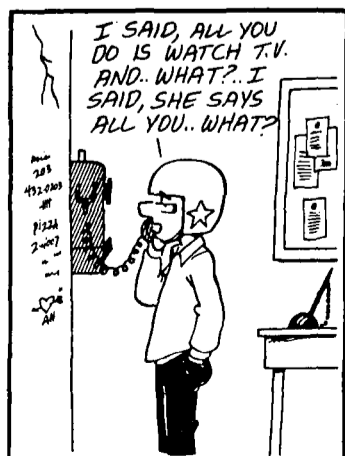
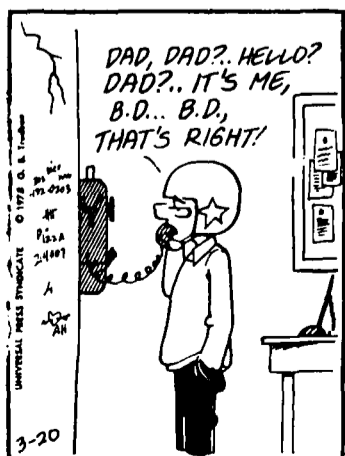
His economic improvements allowed the journalistic advances to take place.

He introduced special supplements to the paper and utilized two color printing for the first time. His full color Christmas front page will stand as a highpoint in **Observer** history. Abowd also began signed editorials so that the sources of editorial opinion could be verified and confusion prevented.

All in all, it was a banner year for the newspaper. **The Observer** as it stands today is a tribute to the genius and talent of John Abowd. Everyone here will miss him and to him goes the staff's grateful thanks and our congratulations on a magnificent year.

The Editorial Board

doonesbury



garry Trudeau

the observer

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kevin dockrell: minstrel of the night

david kaminski

A few minutes before midnight a student, wearing a Mickey Mouse visor cap and carrying a stack of record albums under his arm, enters the back door of O'Shaughnessy Hall. He runs down the corridor to the elevator, inserts a key, and starts his climb to the fifth floor of the clock tower and the studios of WSND student radio. He is Kevin Dockrell and he does the Wednesday version of the "Nocturne Night Flight," WSND's late night radio show from midnight to two a.m.

The FM studio of WSND looks like the shipping office of a dusty warehouse. It is a small, cluttered room with a plywood floor and a twenty foot ceiling. The holes in the floor are hazards to chair legs. Near the ceiling, the walls are scarred with old glue where acoustical tile has fallen down. Dockrell settles into this studio to wait for the start of his show, after midnight news and sports.

the flight begins

The sports announcer is finally finishing: "And now stay tuned to WSND for an exciting Nocturne Night Flight with Kevin Dockrell." With a quick swallow of Bubble Up, Dockrell switches on his personal theme song, turns up the volume in the studio, and pulls a movable speaker up onto the control

panel so that it is three feet from his head. Dockrell's NightFlight has begun.

Kevin Dockrell is in his third year as an announcer at WSND. "I started out as a freshman. Back then I was taken under wing by one of the pros here and taught everything that I now know. My teacher has since had to leave the station because he was in trouble with his grades.

"Knowing your stuff"

"Everyone that works here seems to have similar grade problems. Even with a station manager with better than a 3.5 in Engineering, the semester cumulative average for the station is usually around .3.

"I used to do a top forty show that I really liked. But when someone offers you Nocturne Night Flight, you just don't turn it down. This is the prestige show of the station. On Night Flight you have to know your stuff. You have to have a pretty broad based musical taste."

Part of "knowing your stuff" shows in the way you regard your music. Dockrell only plays albums from his own collection, which he painfully guards against dust and scratches. Before the show, he goes through his collection and chooses the records that would match the kinds of moods he'd like to create during the show. "I pretty well



have my show made up in my head before I do it. I never offer to play requests and usually refuse to if someone calls and asks. Requests would interfere with what I have planned for the show. I'd like to think that I'm doing something a little bit creative here."

about the music

Almost from the moment that this show starts, the phone in the studio starts ringing. Calls come in from all over the campus and the city. Friends want to talk to Dockrell about the folk band that he's forming or about some great antique guitar that they saw a few days ago. But mostly they want to talk about the music he's playing on the show and Dockrell is always ready for that.

"You may not like groups like Creedence Clearwater and Three Dog Night. But there's one thing about anyone as successful as them. They learn how not to mess up. They know what they want their material to sound like and they can keep making it sound like that. The result is hit after hit."

his favorites

Dockrell knows his music well because he is a musician himself. He'll argue with you about who's a better lead guitarist, Eric Clapton or Stephen Stills. And he'll convince you that Stills is better for reasons of structure, technique, and control. But he does have his undisputed favorites, and one of them is Tom Rush.

Rush & Dylan

"I'd rather listen to Rush than anyone else, I suppose. If you were to decide who had the best awareness of the progression of American music in the last ten years, it would have to be Tom Rush. Just look at his Circle Game album that came out in 1968. In one album he discovered the writing talent of both James Taylor and Joni Mitchell. And when Rush started writing his own stuff, it was even better. I think he's greater than Bob Dylan.

"The thing about Dylan is that he was such a surprise to music. No one could believe that he was doing the things that he was back in 1962 and '63 when popular music

was as poor as it was. But Dylan is always abrasive. He shakes and disturbs you. Dylan is not the kind of music to listen to when you want to stay in a calm mood."

Dockrell warns you that he's a great put-on artist. But you think after awhile that that's only an excuse for his unusual enthusiasm about music. "I don't know, music just does strange things to me... I do radio back home during the summer too... WMAL stereo FM in Washington, D.C.

professional radio

"I might like to stay in radio when I graduate from Notre Dame. But I also might like to teach. Professional radio is pretty ruthless. You're all right as long as you stay in touch with the times. But as soon as you fall behind, you're out on the street."

The Night Flight is well into its second hour. Most of the calls stop coming in after one o'clock. Dockrell is left pretty much alone with his music, up in the FM studio.

"It does get kind of lonely up here sometimes. But I always know that someone is still listening to me. Night Flight has a really big listening audience.

loves the night

"And even if no one is listening, I love to do this show: I love the night. I know that when I leave, I'll drive home in a quiet snow to my house. Everyone will be asleep and all the lights will be out. I'll slip to my room with a book and a bottle of wine and read until I fall asleep.

"It's funny, just when you think you're all alone at the end of the show, the phone will ring and a soft voice will say, 'Thanks, it was really nice tonight.' That makes it all worthwhile."

2:00 a.m.

So 2:00 a.m. comes around, and the time has gone by fast. With his closing theme song in the background, Dockrell signs WSND off the air for the day, shuts down the transmitter, finishes up entries in the FCC log, locks up the station, and walks out into a still Notre Dame night.

"But when someone offers you Nocturne Night Flight, you just don't turn it down. This is the prestige show of the station."

Little Big Screen reruns begin



art ferranti

Get set for still another week of the made-for-TV beauties that we have been subjected to for the past month. There is only one movie that has appeared on the screen which is being rerun Thursday at 9 on 22 and that can easily be skipped. It is titled *Hornet's Nest* and stars Rock Hudson as an Army officer in WW II wiping out the Nazi occupation in Italy with a bunch of kids who call themselves the Baby Brigade. They blow up a dam and laugh with glee when creaming a Nazi. It is strictly comic-book stuff.

Genesis II, the Gene Roddenberry pilot I wrote about in my last column, premieres Friday at 9:30 on 22. They have added a new twist to the plot though. Alex Cord (*The Brotherhood*) stars as a man put into a state of suspended animation, who awakens in the year 2133 A.D. I am sure that the viewer will be treated to Roddenberry's usual scientific gimmickery without becoming bored with Jack Webb-type explanations.

Tom Sawyer

Just before this premiere, a new feature version of *Tom Sawyer* airs on 22 at eight. This one has Tom a great deal more correct in his manner which means that he and Becky might not go off to the cave together. Anyhow, Jan Wyatt plays Aunt Polly, Buddy Ebsen plays grave digger Muff Potter, a couple of unknowns play Tom, Huck, and Becky, and Vic Morrow, who starred as Sgt. Chip Saunders on "Combat!" some years back, plays Injun Joe. I wonder if he would be allowed in at Wounded Knee...

Vic Morrow also stars tonight in *Police Story*, a pilot for next year created by Joseph Wambaugh who wrote *The New Centurians* and *The Blue Knight*. Also in the cast are Edward Asner of "The Mary Tyler Moore Show", Chuck Connors, and David Doyle of "Bridget Loves Bernie" fame. The sirens whine at 8 tonight on 16.

Beg. borrow or Steal

Also tonight three TV good guys become bad guys in *Beg. Borrow, ... or Steal*. Mike Connors ("Mannix") plays a cripple, Michael Cole ("Mod Squad") is handless, and Kent McCord ("Adam-12") lacks sight. They can not make it legally so they are forced to commit a burglary. It might be interesting to see how or if they pull it off. I am sure you can count on some typical Hollywood cliches. The rip-off is scheduled for 8:30 on ABC, 28.

Murdock's Gang has Alex Drier as an ex-lawyer who joins the ranks of the myriad TV detectives with his own group of sleuths, a kind of "Garrison's Guerillas" in 1973. At any rate, the movie begins at 9:30 on 22.

This next movie is the most promising next to Roddenberry's production. *Toma* follows the real life adventures of New York detective David Toma who become a veritable chameleon to break up a \$20 million dollar gambling syndicate in 1970. Tony Musante plays Toma with Susan Strasberg whose looks match her superlative acting as his wife. Catch this instead of "Banacek" which is a rerun anyhow. It airs Wednesday at 8:30 on 28. Reruns officially begin this week. There will not be an ABC Sunday night movie so that the Tony Awards may be presented. These are for plays and the theater.

NBC has two more pilots scheduled for Saturday in place of their normal movie. *Chase* at nine is a Jack Webb produced film about undercover policemen and *Partners in Crime* has Lee Grant, one of the most most accomplished and under-rated actresses in the business, as an early-retirement-judge-turned-crimebuster. She quits the bench at ten on 16.

Assorted Nonsense; So far the ax has fallen on "Laugh-In" for next season but Rowan and Martin have been promised a new series regardless. "Mission: Impossible" died in mid-season and will not be back, ditto "Cool Million" and "Banacek" the latter has not been finalized yet but indications tend to favor its cancelation. Of course, with more pilots in the future, the new schedule is not yet known.

Why all the pilots?

The reason for all the pilots, incidentally, is quite simple. The producers in the past would have to put up the money for the pilot and hope it would sell. If it did not, the costs of production came directly from his pocket. This way, by lengthening the program to 90 or 120 minutes (theoretically), it can be sold as a made-for-TV movie. The audience ratings then determine if it will be a program series or not. In any case, the producer does not lose his investment. It can only pay off. Of the pilots I have seen this year (about 95 per cent), I think the experiment was successful. When they have all aired, I shall list those that I believe are the most promising.

Reminder; The Academy Awards is next Tuesday night at ten on NBC (16). Referring to my picks of a month and a half ago, I should like to clarify my position. The ones I picked reflect those I think that will get the awards not necessarily those that deserve it, although the majority do coincide.

Trivia Question: In what city did Hitchcock's *Vertigo*, *Rear Window*, *The Birds* (besides Bodega Bay - there's a hint), and Dashiell Hammett's *The Maltese Falcon* to name a few, all take place?

San Francisco Answer

Dissident Sioux Indians threaten tribal split

by J John Kifner
(c) 1973 New York Times

Pine Ridge, S.D., Oglala Sioux tribesmen in opposition to the tribal council chairman, Richard Wilson, began proceedings today that could lead to the overthrow of his government.

Meanwhile, militant Indians holding Wounded Knee today responded to a settlement if the armed confrontation proposed the federal government by demanding a meeting with a "special presidential emissary" to negotiate on the basis of 19th century treaties.

The tribal dissidents presented petitions late this afternoon to the reservation superintendent, Stanley Lyman, and Charles Soller,

Associate Solicitor of the Interior Department, who was sent here as that agency's top representative. The petitioners called for a referendum of the tribal constitution.

Wilson's government has become a key issue here.

The militants, led by members of the American Indian Movement, have demanded his ouster, charging that his regime is "corrupt and dictatorial."

The Interior Department regards such a move as a threat to tribal government across the country, as established under the Indian Reorganization Act of 1934, and has refused to budge.

The petitioners come largely from Indians in the outlying areas of the Pine Ridge Reservation, who

consider themselves a part of the full-blood traditionalist faction of the tribe.

The traditionalist Indians feel that the established tribal government reflects the interests of the mixed blood Indians living primarily around the village of Pine Ridge.

The dissident Sioux said that they had 1,450 signatures on the petitions. The tribal constitution says that a referendum may be called for on petition of one-third of the approximately 3,000 voting members of the tribe.

Soller told the group in a meeting at the reservation superintendent's office today that "I assure you we will take these petitions and follow the rules."

Later, a government so-

pokesman said that the federal officials had accepted the petitions and were in the process of verifying the signatures.

Two of the dissident tribal councilmen who had unsuccessfully attempted to impeach Wilson, Richard Little and C. Hobart Keith, attended the meeting, along with three other tribe members Delores Swift Bird, a former tribal judge; Barbara Ann Means, a clerk at the tribal court and Louis Bad Wound, a staunch traditionalist.

They also charged that the tribal police and a group known among Wilson's opponents as "The Goon Squad" were attempting to intimidate political dissidents.

At Wounded Knee, the response of the militants fell far short of the ultimatum promised by the leadership of the American Indian Movement yesterday and indicated they are still considering the proposal for a settlement offered by the government yesterday.

In the meantime, however, the militant Indians called on President Nixon to name representative "selected from among the Sioux" to negotiate a settlement based on treaties signed in 1868 and 1876. The treaty details were not spelled out, but the Indians said that suggestions for such a settlement were delivered to the White House on Friday.

Hunt announces commencement plans

Senior Class President Jim Hunt announced that plans for the 1973 Commencement Exercises in May are well underway, with the first mailing to parents of graduating seniors being sent out during spring break.

"The letter from the Center for Continuing Education explained that the housing for parents will remain basically the same as last year," Hunt said. "Parents will be housed in various dorms on campus for a very nominal price per night."

The accommodations on campus will be handled on a first come first serve basis and a parents' preference of hall and room does not necessarily mean he will get it.

This letter will also be sent to the Seniors with a packet of information concerning the weekend. A packet of information

will be sent to each parent with more information concerning not only the ceremonies and activities for the weekend, but also an explanation of campus parking areas open for visitors and information centers.

"There is no limit to the number of guests permitted," Hunt stated, "but Seniors are asked to keep the number reasonable." Presently, the hall clerks in all the halls that will be used for parent housing are checking over the lists of Seniors, to be certain that no graduating Senior's room is rented out.

As far as the graduation ceremonies themselves are concerned, Hunt confirmed that the University made many changes in the actual ceremonies last year and they appeared quite workable. The Graduation Committee will be working in the next month or so to

work out all the problems that did come up last year's events, however most of them were rather minor. Anyone with ideas concerning the events should contact either Jim Hunt or Marty Clements at 233-4840 or Tony Greco at 287-6010.

Hunt pointed out that any underclassmen planning to stay on campus through the graduation weekend must send a written excuse to Graduation Committee, Senior Class Offices, Box 114, Notre Dame, Indiana. If no excuse is submitted to the committee before March 30th, all underclassmen will be without a room because the Center for Continuing Education will begin placement of parents in the presumed vacant rooms on the first of April.

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New S U head plans changes

by Thomas Bundy
Staff Reporter

Setting his goal as "exploding the myth that Student Union is composed of an elite caste," newly-instated Student Union Director Jim Rybarczyk announced plans to improve Union operations for next year. Initially, Rybarczyk plans a feedback system to gather student ideas and opinions. "The crucial task is to get ideas and people to support them," he said. He urged all students to get involved in Student Union activities by volunteering their time.

He issued a special invitation to Notre Dame women to participate in Student Union work. Citing the increasingly important role of women on campus, he commented, "Now that women are finally a part of Notre Dame, they want a voice in student affairs, yet very few are willing to volunteer their time, efforts, and ideas for the betterment of social life through Student Union. Their lack of response this year was my greatest disappointment." Looking forward to the 1973-74 school year, Rybarczyk brought up

the problem of Mardi Gras planning. "This year's Mardi Gras was one of the most successful of all time, but if it is to continue, we need a Mardi Gras Chairman to begin work this year," he commented, adding that any interested parties may apply by next week, mentioning the possibility of Mardi Gras' cancellation of the event. He further plans to broaden the Services Commission to include a full range of student services. He listed early student directories, more student trips, and a staff to handle student complaints as several of the expanded activities.

Newly proposed judicial system offers choice of public or private hearings

(continued from page 1)

It is a sensitive question, admitted Wessels, one that applies to the whole Board.

"All board members, not just students, would certainly have to understand they are prohibited from discussing this information with anyone outside the Board," he added.

The original Gordon proposal for a judicial system, under which graduates now live, was first met head on with an alternate plan authored by Bar Association President Anthony Palumbo.

Palumbo's system would involve the same choice between a public and private hearing as is retained in the latest adopted plan, but would run the public route through both fact-finding and sanctioning boards, whose members would be chosen and which would work through a system which some ASAC members considered too cumbersome.

Paulumbo argued that his system would protect a "spirit of legal purity" by leaving the decision of innocence or guilt to the sole and final discretion of the fact-

finding board, following the example offered by civil law, while sanctions could be reviewed and changed by the Vice President for Advanced Studies. Gordon's and Paulumbo's different plans fomented disagreement in the ASAC which began to look hopeless, said Wessels.

Then Prof. Jerry Jones, President of the Faculty Senate, entered the scene and played an important part in breaking the deadlock, he said.

Between the two ASAC meetings, the GSU called a meeting to discuss the problem and invited Jones to attend.

Making a cautious entrance into discussion of the proposal, Jones clarified the issue and exerted a calming effect on the GSU personnel, who were, according to Wessels, split into two camps, one favoring the Palumbo plan, the other more willing to compromise it.

"His (Jones) presence had a calming affect on the graduates," said Wessels. "After he spoke with us about it, both sides modified

their stands and finally united behind the compromise proposal" that has since been passed by the ASAC.

Wessels is satisfied with the final plan accepted by the ASAC, he said, stressing the fact that "the graduates have compromised on their first proposal, after much deliberation."

One major detail has yet to be decided upon concerning the newly-accepted judicial procedure—that is, the number of students that will be able to serve on the Board. The minutes of the second ASAC meeting reported that "no consensus" was reached by the Committee in that regard.

The matter of disciplinary sanctions, and rules which broken would call down the use of these sanctions, are concerns of the ASAC which have been discussed at great length within various graduate student and official circles, said Wessels, and proposals are ready to define each. An explanation of deliberations in this area of the aftermath of the Lewis Hall affair will appear in *The Observer* later this week.

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Nominations for GSU President, Vice-President and Secretary - Treasurer are now being accepted. All interested Grads see Barry Wessels 102B N.S.H. for more information. Nominations close March 30th.

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Fri 2-4

In Student Union Offices

We Need Much Help For A Successful Year

Irish nip Trojans in NIT opener

Shumate, Brokaw, free throws earn St. Patrick's Day triumph

by Vic Dorr

St. Patrick's Day, 1973, brought the usual festive trappings to New York City: green beer, gaiety in the streets, parades, and shamrocks. But last Saturday the Big City added another element to its "Wearin' of the Green" celebration—it added Notre Dame against Southern California in the first round of the National Invitational Tournament.

And the addition was a successful one, particularly for coach Digger Phelps and the Fighting Irish basketball team.

But ND's first round success—even on St. Patrick's Day—did not come easily. The Irish, in their first meeting ever against the Trojans, suffered through a poor-shooting first half and trailed by one at intermission, 32-31. ND fell further behind during a see-saw second half—they trailed by as many as four points with less than five minutes remaining—but Phelps' charges pulled even with USC with just over three minutes left, and then rallied at the free throw line to claim a 69-65 triumph.

John Shumate (who finished as the game's high scorer with 24 points) and Gary Brokaw (who claimed runner-up honors with 17) combined for six free throws during those last three minutes of play, and sent the Irish into Tuesday's quarterfinal round. ND's second-round opponent will be the Louisville Cardinals, 97-84 winners over American University.

The Irish won the game at the free throw line, where they converted 23 of 33 attempts (coach

Bob Boyd's Trojans hit only one of two from the line), but Pete Crotty's four-point play midway through the second half and a measure of good luck with loose basketballs also played big roles in the triumph, Notre Dame's 16th of the season.

Crotty's big play came with USC ahead, 50-46. The 6-8 sophomore, a New York-area native, clicked on the front end of a one-and-one situation to slice the Trojan lead to three, 50-47. Crotty missed the second free throw, but he followed his shot and netted a short jumper while being fouled to pull ND to within one. The free throw—Crotty's fourth point within a four-second span—tied the game with 10:15 remaining.

A free throw by Bill Boyd and a lay-in by 6-6 Clint Chapman moved the Trojans back in to a four-point spread with just over five minutes showing but a follow shot by Crotty and a baseline jumper by Dwight Clay knotted it again at 61.

Shumate followed Clay's basket by sinking the front end of a bonus free throw situation, but the second shot caromed off the rim and rolled free on the floor until Gary Novak scrambled to regain possession for the Irish. ND worked the ball inside to Shumate again, and again the big sophomore drew a foul.

This time, though, he hit both ends of the one-and-one, and gave Notre Dame a 64-61 lead with just under three minutes remaining. A tip-in by SC's Dan Anderson cut the Irish lead to one, but Novak's reverse lay-in on a follow-up kept ND in front by three with 1:50 remaining.

Anderson's long jumper from the corner made it 66-65, and ND went

into a weave during its next possession trying to protect the one-point cushion. Clay and Gary Brokaw dribbled away a full minute of time before the SC defense deflected a pass, and Shumate grabbed the loose ball out of mid-air. The Irish center was fouled while attempting a shot, and was awarded two free throws with 0:29 showing.

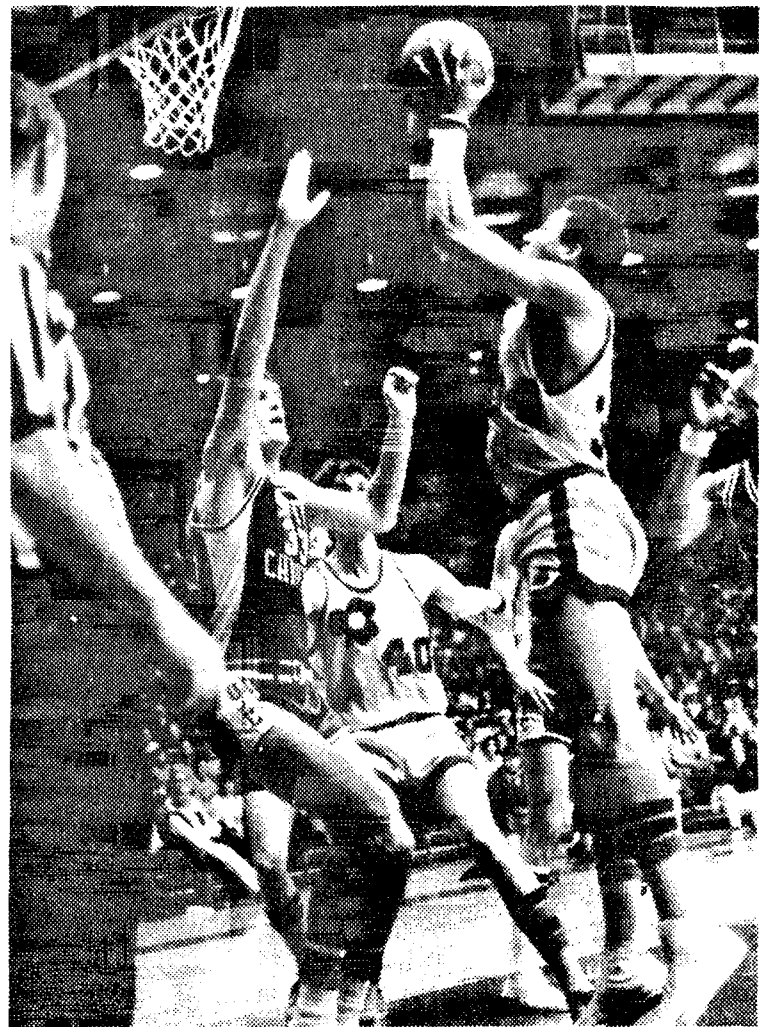
"Shue" misfired on his first try from the line, but netted the second to give ND a 67-65 lead. The Trojans, who shot 48 per cent for the game, missed on their answering attempt at a tie, and Shumate and 6-10 John Lambert fought for the rebound along USC's right baseline. But Lambert tipped the ball out of Shumate's hands—and out of bounds—and ND was awarded possession with 10 seconds remaining. Five seconds later Gary Brokaw sunk a pair of free throws to ice the Irish triumph.

"We knew they had tremendous talent," said Shumate afterwards, "but we didn't think any less of ourselves because of it. I'm just glad I was lucky enough to hit those jump shots (a string of three outside shots early in the second half.)

Even when we were losing early in the season," he remembered, "I knew that talent-wise we were equal to most everyone we played. And now that we have experience, I think we are ready to play anybody."

Shumate and Brokaw paced the Irish scorers, but Pete Crotty and Gary Novak each had 10 points and Dwight Clay chipped in seven.

Willie Townsend (one point from the free throw line) was the only other Irish player to see ac-



"The Big Shue" scored 24 points in Saturday's win over Southern Cal, and his four late-game free throws sealed the outcome of the game.

tion. Crotty led the Irish rebounding effort with 16, Novak had 10, and Shumate pulled in seven.

The Trojans, who now own an 18-10 slate, received double-figure scoring efforts from Chapman

(16), Boyd (13), and Gus Williams (10). Boyd and Chapman paced SC on the boards (eight apiece), while John Lambert collected seven bounds and Mike Westra six.

Tipoff for tonight's game with Louisville is 9:00.

Wisconsin captures 'one-game season' by one goal, 4-3

by Jim Donaldson Sports Editor

The way things turned out, Notre Dame's hockey team could be said to have missed out on the national championship by one goal. And it was a tainted goal at that.

The Irish, second place finishers during the WCHA regular season, were eliminated in the final round of the league playoff by the Wisconsin Badgers, 8-7, March 10 at the ACC.

After battling for a 4-4 tie in the opener of the two game, total-goals series, Notre Dame was edged in the second game, 4-3, on a late-game power play goal.

Wisconsin, which placed third in the final standings, went on to the NCAA championship in Boston last weekend, along with league champion Denver, as the West's representative. Led by Center Dean Talafous, coach Bob Johnson's sextet captured the national title by rallying from a 5-2 deficit to edge ECAC champ Cornell, 6-5, in overtime and topping Denver, 4-2, in the finals. Denver had romped in its first round game belting Boston College, 10-4.

The Badgers probably weren't bothered much the the pressure of titles after playing their nip and tuck series with the Irish. The two teams were tied after every period of hockey they played—except the last one. And it took a questionable penalty call to give Wisconsin what proved to be a decisive break.

With the score 3-3, and less than 5 minutes to go in the third period, Notre Dame's John Noble was whistled off the ice for cross-

checking by referee Ron Wilkie. The Irish protested vigorously, but to no avail.

It took Wisconsin less than a minute to make good on the one-man advantage, David Pay taking a perfect pass from behind the net and beating Irish goalie Mark Kronholm from in close, and then the Badgers defended tenaciously to hang on to their victory and clinch their trip to Boston.

Wilkie's penalty call was ironic because he wasn't even supposed to be officiating. According to the WCHA, participating playoff teams can name several officials whom they do not want to work their games. Wilkie was one of those officials named by Notre Dame coach "Lefty" Smith but he still ended up doing the series, and ultimately doing in the Irish.

Although Smith received no explanation for that turn of events from league officials, he refused to comment on the situation, or Wilkie's critical call, after the bitter defeat.

"When you lose, you keep your mouth shut," the disappointed coach said.

"I feel very sorry for the kids," Smith commented. "They were outstanding all year and to lose like this is a real misfortune."

"The two teams were very equal," he continued. "Had we gotten the break here or there things might have been different. This was an extremely close series with lots of given and take. It's a shame that either club had to lose."

After the first seven periods of play, it seemed questionable whether or not either team would



In a scene all too typical of last week's ND-Wisconsin series, Badger goalie Dick Perkins stops the Irish from in close.

lose. All seven ended in ties.

Ric Schafer gave the Irish what proved to be their only lead of the series at 13:52 of the opening game's first period when he picked up a loose puck in the Badger's zone and slipped a backhand by goalie Dick Perkins.

Gary Winchester got that one back for Wisconsin at 17:24 with both teams a man short, stealing the puck away from defenseman Mark Steinborn, faking Kronholm down and scoring.

Notre Dame wasn't getting any help from the officials in the first game of the series either, picking up nine penalties as compared with six against Wisconsin, and the Badgers took advantage of two of their power play chances to grab a 3-1 lead in the second period. Steve Alley (11:15) and Tim Dool (13:59) scored while Notre Dame had men in the penalty box, but the Irish came back to tie the score before the period ended on Eddy Bumb-

acco's power play goal at 14:38 and a tremendous individual effort by Larry Israelson at 19:11.

Wisconsin converted yet another man power advantage into a goal early in the third period when Pay deflected Dennis Olmstead's shot by Kronholm, but, again, couldn't retain its lead. Ian Williams knotted the score at 4-4 with 10:13 gone, taking a pass at front from Bumbacco and deflecting it past Perkins.

That was the last shot to get by either goalie that night, however. Perkins, who made several great saves on point blank shots, finished the game with 38 stops and Kronholm wound up with 24.

Neither club was able to penetrate Kronholm or Perkins in the first period of the second game, either, although both had opportunities. Wisconsin missed two power play chances in the first half of the session and the Irish were unable to convert on three occasions with a man advantage

in the second ten minutes.

The Badgers finally broke the scoring drought just 2:42 into the second session when Talafous, who netted the game-winning goals in both the Cornell and Denver games beat Kronholm with a backhand from the slot.

Notre Dame's Paul Regan answered that goal with an unassisted tally at the eight minute mark, but only six seconds later, Dool took a pass from the ensuing faceoff and blasted a forty-footer by Kronholm from the left side.

Israelson got that one back for the Irish, though, putting a short shot by Perkins after a good setup pass by Williams.

Despite falling behind for the third time in the game, 3-2, in the final period, the Irish didn't fold. Ray DeLorenzi tied the score again with less than ten minutes and Notre Dame was pressuring the Badgers when Wilkie sent Noble to the penalty box and paved Wisconsin's road to Boston.