

The Observer

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university of notre dame - st. mary's college

Wednesday, January 21, 1976

Calendar revision includes Friday holiday

by Mary Reher
Senior Staff Reporter

The Academic Council revised next year's calendar in a 23 to 22 vote yesterday afternoon to designate the Friday after Thanksgiving as a holiday.

Student representative Mike Gassman said the provision stipulated that "a Saturday class be included when required to account for the necessary number of days in the fall semester."

This calendar will serve as a model for future academic years, according to Gassman. However, a Saturday class will not always be included, he noted, in order to maintain the required 70 day semester.

Professor James L. Massey stated, "The reason classes will meet one Saturday next year is that the opening and closing class days have already been published. Now it is too late to move the dates up or back to include an additional day," he said. "In following years, though, classes may begin earlier or close later instead of meeting on Saturday," he observed.

"Roughly ten years ago, Tuesday-Thursday classes regularly met on Saturdays as well," Massey noted. He attributed the change to the fact that almost every other college did not meet on Saturday.

Dean of Administration Leo Corbaci is expected to designate

the Saturday class after considering the calendar. Corbaci was unavailable for comment.

Fr. Michael Murphy observed that the idea for classes to meet on Saturday "came from the students." The students original proposal to the Council was adopted, amending it to include Saturday classes "whenever necessary" to apply to future years.

Professor Gerald Jones stated, "Unless action is taken otherwise, the calendar will be applied in future years."

Jones originally favored having classes meet the Friday after Thanksgiving, but he said, "I was more concerned that Monday-Wednesday-Thursday classes not have one class fewer than ever before than that classes meet that particu-

lar Friday. I originally considered losing one MWF class from an already short semester worth making Thanksgiving a not-going-home holiday," he said. "However, all I care about is having a sufficient number of classes," he added.

Following the calendar vote, a two-hour discussion ensued to revise the Academic Manual. It was decided by a hand vote to allow faculty members who have been refused reappointment, promotion or tenure to request reasons for such action.

Gassman stated, "There was much discussion on each side - there were worries of the legalities of the statement." There is the possibility that the University be sued if the reasons are considered insufficient for such action, he explained.

Massey said, "At present, certain departments do give reasons but not all do since there was no requirement before."

"It is a matter of professional

courtesy to give reasons for reappointments, promotions or tenure," he said. "It increases credibility in the decision processes at Notre Dame, proving that they are not just arbitrary."

Massey cited an opposing argument as objecting to having to defend the reasons which may reopen the case, bringing it to court.

A third proposal passed at the meeting revised the University's policy of requiring approval by the provost or vice-president for business affairs in hiring close-related persons.

According to Gassman, the new policy provides for no "prejudice" in hiring related people. However, he added that the clause states that close relatives cannot initiate or participate in "any decisions involving matters which affect the appointment, retention, promotion, salary or there professional interest of a close relative."



Classes on the Friday after Thanksgiving were cancelled yesterday by a 23-22 Academic Council vote. One Saturday class will be added to make up the extra holiday. (Photo by Paul Clevanger)

In grade dispute Students claim unfairness

by Barbara Breitenstein
Staff Reporter

The number of failing grades given in one law course last semester has led to complaints by many first-year students the past week.

The 52 D's and F's given in the course, Tort Law, comprise over one-third of 149 students involved, and were given on the basis of one final exam at the end of the semester. Students who failed will be required to retake the course and the exam.

Professor Charles E. Rice, teacher of the course, stated only "As far as I'm concerned, there's no legitimate cause for complaint." However, many of his students disagree.

"After reflecting," one student revealed, "I can honestly say it was not fair." He cited the inclusion of "a few bad questions" and the test's concentration on "a few areas not taught well" as causes for the poor results.

"I feel the test was basically unfair," another student concurred, because the way it was set up there was a greater part of the test emphasized, out of proportion to the time spent in class and in the material covered in the readings on some areas. Also, there were certain full-or-no-credit sections on the test which should've been graded on a partial-credit basis."

"I'm not sure it was fair," another student remarked. "I thought it was a hard test. It covered more than I studied," she added.

Several complaints were made about two specific questions on the test. One was a three-point question on which Rice later conceded parts due to its lack of clarity.

Students claim unfairness

The other question, worth six points, was answered correctly by only 20 students and was regarded as a "trick question" by many of the students, according to one student. "These results," the student continued, "indicate the professor failed to communicate to the students what he wanted to communicate and is a reflection on the effectiveness of the professor to communicate," he commented.

"I think the professor misled students in the difficulty of the test, what would be on the test, and how to answer certain questions," another student added.



Professor Rice

ther student added.

Rice can not modify his grading on the six-point question, but is restricted by the Hoynes' Law School Code, which states that grades may not be changed, except on test questions which involved a question of judgment.

Some students cited the heavy work load for first-year students and a lack of preparation for the test as contributing factors. One student said the complaints were a reaction

by students not used to receiving low grades and that it was just an "emotional outburst."

"I think the main problem," John Ready, acting president of the Student Bar Association, stated, "is the heavy work load of the first-year curriculum, and steps are being taken to alleviate that." Ready stated meetings with Law Scholl Dean Link and between Link and first-year professors this week have dealt primarily with this problem.

"The big gripe," one student, who received an F for the course, commented, "seems to be that most people thought they knew the material."

Another student felt the test was "outrageous" and that "there was an awful lot of dirty dealing going on." He complained that grades given in the course were out of proportion to the rest of the grades given in the Law School and especially in the first year, and that the situation has created a "furor among first-year students."

Rice is a good teacher and respected as such," the student continued. "Complaints are about discrepancies in the test, not about the quality of the teacher. It's a question of the validity of the test."

Some students did not feel the test was unfair, but that the results upset many students. "Everyone is effected somewhat by it," one student said. "This whole situation of grades has damaged the learning atmosphere of the first year. Complaints are not just about the Tort exam, but other teachers and other exams are involved."

"I think there's a lot of unhappiness in the first year class," Ready said, "but it will fade away in a couple of weeks."

All we're asking," one student concluded, "is to be judged as fairly as other classes."



Students construct Mardi Gras booth in preparation for next weekends festivities. This year's festival will last ten days. (Photo by Paul Clevanger)

Independent grocer plans to replace A&P

by Matt Kane
Staff Reporter

An independent grocer will probably occupy the now closed A&P at Eddy and Howard streets, according to Roger Parent, president of the Common Council of South Bend.

Parent is also temporary chairperson of the newly formed task force which was set up to deal with the problem of what to do with the store.

Arthur Quigley, member of the task force, faculty member and president of the Northeast Neighborhood Council, agreed with Parent. Quigley said the task force was extremely interested in providing a store sensitive to community needs.

Both Quigley and Parent said their group has no buyer as or yet, but several parties have expressed interest. The major obstacle for a potential buyer is insufficient funds. Quigley says this is where the task force can help out.

Quigley said that A&P has closed around a thousand stores last year due to the "big store" trend in business. A&P neglected many of its small stores, like the one recently closed. The feeling is that a small store does not provide the profit to warrant its existence.

Quigley doubted a co-operative could be established because of the high degree of cooperation needed for it to succeed. He also encourages interested students to contact the task force.

News Briefs

National

Food dye ruling challenged

ST. LOUIS- The red food dye that has been banned by the Federal Food and Drug Administration has been challenged by a major producer of the dye.
 "There is absolutely no hazard in using Red No. 2 despite what has been reported by the FDA," said Jerome W. Kinnison, color products manager for Warner-Jenkinson Co. of St. Louis. "That dye has been in foods since before 1907 and no health hazards have been reported in humans."

Running back recieves summons

ST. LOUIS- A summons has been issued for St. Louis Cardinals running back Terry Metcalf in connection with his arrest at Lambert Airport, St. Louis County officials said yesterday. A clerk for a magistrate said Metcalf will face a charge of peace disturbance. Metcalf, when found to have firecrackers among his possessions as he was boarding a plane for New Orleans where he will play in the Pro Bowl, was reported to have told security personnel in a joking manner that his plans were to blow up the craft.

Prisoners escape to get guns

TRENTON, N.J.- Yesterday State Police said that the prisoners who shot up Trenton State Prison trying to escape Monday night were trying to get to a van loaded with guns.
 The shooting on Monday went on for about six hours before state police and corrections officers got the prison under control. A search is continuing for other guns the prisoners were believed to have had. It is not know how many prisoners were attempting to escape.
 One prisoner was killed in the battle and serious wounding resulted for three guards and another prisoner.

On Campus Today

- 12:15 pm --- seminar, "current studies on rat prostate carcinoma" by dr. morris pollard, n.d. rm. 278 galvin aud.
- 3:25 pm ---lecture, "catalytic control of automobile emissions" by dr. l. louis hegedus, general motors research lab rm 269 chem eng bldg.
- 3:30 pm --- computer course, "using tso at notre dame" 'rm 115 computer center
- 4:30 pm --- colloquium, "the effective interaction deduced from nuclear spectra" by dr john schiffer, argonne national lab rm 118 nieuwand science hall
- 7:00 pm ---meeting, college republican club, lafortune room 2d
- 7:30 pm ---american scene, "on living the american tradition" by thomas langan, univ of toronto carroll hall
- 8:00 pm --- basketfb II, st. joseph at notre dame in acc arena
- 8:15 pm ---concert, richard morris in all-debussey piano program library aud

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Mass held for ND graduate

A mass will be held today at 5:15 in memory of Major James Egan, a 1964 Notre Dame graduate who has been missing in action in Vietnam since January 21, 1965.
 The mass, which will be celebrated by Fr. Dan Jenke in Sacred Heart Church, is meant to focus attention on "the plight of servicemen still missing action and their families."
 The mass also marks the third anniversary of the end of U.S. hostilities in Vietnam.

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Hesburgh will highlight Junior Parents Weekend activities

by Ann Bebenek Staff Reporter

Junior Parents Weekend is scheduled for Friday, February 27 through Sunday, February 29, 1976. Activities begin with the Notre Dame vs. Minn-Duluth hockey game Friday night. Tickets are \$3.00 each. A cocktail party will be held after the hockey game. Tickets for this will cost \$3.00 per person which includes the price of two drinks. Additional drink tickets will be available.

The Collegiate Workshop, planned for Saturday morning at 10 a.m., will be sponsored by each of the colleges separately. The parents will have a chance to meet the professors in the college. Lectures or demonstrations will be given concerning what the students are doing now in the college and what their future possibilities are.

"Notre Dame in Review", a multimedia presentation by the Alumni Association will be shown throughout Saturday afternoon.

Father Theodore Hesburgh, University president, will celebrate the Junior Class mass Saturday evening at 6:30 p.m. in Sacred Heart Church. The homily will be given by Father James Burtchael, University Provost. The Presidential Dinner will be held in Stepan Center at 8 p.m. Saturday night.

Junior Parents Weekend will conclude with a breakfast Sunday morning at 8:30 a.m. "Digger" Phelps will be the guest speaker.

Parents will be able to check-in and pick up their tickets during either of the two registration periods, Friday from 4 p.m. to 8 p.m. or Saturday from 9 a.m. to 1 p.m. At this time any problems will be taken care of and any changes in the schedule will be

announced.
 Hotel reservations are allotted in the order in which they are received. The hotels will send a letter to the parents confirming the room reservation. Hotel bills will be taken care of at the hotel at checkout time.

Reservations for the Junior Parents Weekend are due by January 25, 1976. Checks can be mailed to P.O. Box 422, Notre Dame, Indiana 46554 or taken to 211 Walsh. Nancy Cueroni is the chairperson for this event and can be contacted about questions.



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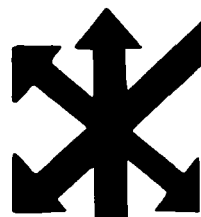
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Tax program to assist low income persons

by Frank Tennant
Staff Reporter

Notre Dame's Tax Assistance Program will offer free income tax preparation service and counseling to low-income individuals in the South Bend area again this year.

The program consists of approximately 200 student volunteers, mostly accounting majors, faculty advisors and local certified public accountants. The assist persons who earned \$10,000 or less in 1975.

Dr. James Wittenbach and Dr. Ken Milani are the faculty advisors. Anyone who wishes to volunteer and has not already signed up should contact them or go to the training session on Monday at 7:30 p.m.

The program provides the opportunity for students to gain practical knowledge through helping people. Milani said it gives the students a chance to apply what is learned in the classroom as some of the tax

problems are complicated.

Wittenbach believes "the Tax Assistance Program brings Notre Dame into the South Bend community." He added Notre Dame's national prominence separates it from South Bend and that the program is one way to bridge the gap. The volunteers show that Notre Dame does care about Michiana and the surrounding community.

The program is not limited to South Bend. Last year volunteers went to Rochester, Ind., to aid Fulton county tornado victims with their tax returns. Storm damage in April 1974 complicated them. This year Wittenbach has arranged for students to travel to Rochester on two Saturdays in February to serve low-income families.

The program began in 1972 with one center and two volunteers. Milani explained that the need was there and the students wanted to give their time. In 1975 there were

nine centers and 180 students.

Rapid growth enabled students to serve in key administrative and supervisory positions. Twenty-five students are enrolled for three pass-fail credits in a new course, BA 390. These students will be center supervisors and put in much more time than the average volunteer.

Wittenbach termed the program

Tax assistance extension planned

By Mike Mullen
Staff Reporter

Two accounting professors have announced plans for a "Tax-Tip" program for members of the Notre Dame-St. Mary's community which will possibly include a weekly feature in the *Observer*.

Professors Kenneth Milani and James Wittenbach have help set up this new program which is an extension of the Tax Assistance Program which has been in operation for five years. The program offers South Bend residents help in preparing their Federal income tax forms free of charge. The service is also available to students and faculty of the University.

Organizers of the program hope to encourage students to submit questions to the program through the *Observer* or by contacting volunteers at the program's office in Room 247 in the Hayes-Healy Center.

Milani said questions submitted by students should concern areas like summer employment and tax provisions for students. Foreign students may also wish to take advantage of the service, he said.

Beginning sometime in February the program will initiate "help" sessions two afternoons a week. The days for this service will be announced shortly.

successful with \$78,500 in returns last year and hopes to get \$100,000 returned to South Bend residents this year. Most of these people would not usually file a return.

Michael Welch, a senior accounting major who participated last year, said it is a needed service for

those who don't know where to find the answers. "People who are overwhelmed by the bureaucracy of the IRS can come in and ask questions," he said. "Then, they can approach their tax return form a more confident standpoint," he added.

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Budget Act imposes legislative timetable

WASHINGTON (AP) — When Congress gets President Ford's budget Wednesday the new machinery the lawmakers constructed to give themselves a better grip on the nation's fiscal plans will go fully into effect for the first time.

The Budget Act not only invites Congress to set spending ceilings for itself, but it imposes a tight timetable on all legislative actions that have to do with money.

The schedule is so demanding that some members question whether it can be followed, but publicly the budget committees of the House and Senate insist it can and will.

House Speaker Carl Albert in an interview said budget items will take precedence and all general legislation will have to stand aside until the early deadlines are met.

The House Budget Committee has scheduled two weeks of hearings on the budget. They begin Monday. The Senate committee is to begin its deliberations Feb. 3.

Both have their work cut out for them. The act requires each committee to report to its chamber by April 15 a target resolution setting out totals of contract authority and actual outlays, both as a total and for each major budget category; recommended levels of revenues, deficit or surplus — at present, certainly deficit — and debt.

That resolution, while it is not absolutely binding on Congress, will give the first firm

indication how far the Democratic-controlled legislature, with its emphasis on economic stimulation and legislation intended to produce jobs, will depart from Ford's recommendation for a \$394.2 billion spending ceiling and a \$10 billion tax cut.

To prepare their resolutions, the budget committees will have estimates and recommendations from all the congressional committees preparing legislation, a general recommendation from the Joint — Senate-House Economic Committee and a technical report from the new Congressional Budget Office laying out alternatives and effects of various budget levels.

May 15 is the date for Congress to complete action on the first budget resolution. Until it is adopted, with any differences between House and Senate versions ironed out, neither House may consider appropriation or revenue bills, although committees may work on them.

Committees considering bills that will require later appropriations must report them by May 15 unless the requirement is expressly waived.

Once Congress has set its guidelines by adopting the first budget resolution it is free to go ahead with legislation authorizing spending and providing the actual funds. The Budget Office and the two budget committees, however, will be monitoring the process and advising Congress periodically how its actions compare with the targets.

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The Observer

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Wednesday, January 21, 1976

Thanks

The failure of the drinking age bill to pass this session of the Indiana Legislature was a great disappointment for the students of Notre Dame and for everyone who would like to see a reasonable and realistic drinking law. But that disappointment should not obscure the fact that great thanks and commendation are owed to the student lobbyists who came within a few votes of pushing the bill through the State House of Representatives.

Lobby co-ordinator Tom Black and his associates Jerry Klingenberg, Ed Byrne, Cress Hizer, Tom Fitzgerald, Darlene Palma, John Lonsberg, Augie Grace, Rob Tully, Michael Tate, Daine Merton and Stan Cardenas put in enormous effort. They contacted all the House members individually, presenting the case for a lowered drinking age. State representatives credited them with doing a

very professional job. In an election year state legislators are extremely reluctant to take any controversial stands but the student lobbyists convinced many legislators to stand behind the bill.

While they did not succeed in getting the bill through, the Notre Dame group along with other student lobbyists got it past the committee where it stalled last year and onto the House floor. More importantly, they have laid a solid foundation for another attempt next year when legislators are more willing to legislate.

In a year more notable for drifting than for decisive leadership on all political levels the student body should be grateful for the strong, well-organized effort Tom Black and his team put out on their behalf.

opinion

A Christian in ROTC

stephen k. judge

A certain number of people ask me from time to time how it is possible for me to be in Army ROTC and also be a philosophy major. Sometimes their faces turn ghostly white when I explain that I hope to be an Airborne-Ranger qualified Infantry leader. How is it possible, they ask, for an intelligent and morally sensitive person to participate in the military? And especially the Army! Why could I not at least be in the Air Force or Navy where they perceive that war might at least be a little more glamorous and relatively anti-septic. To understand my position, or that of any other ROTC student who finds himself the object of criticism because of his chosen avocation, one must understand precisely what the role of ROTC is at a university like Notre Dame.

Contrary to popular belief the ROTC departments do not show films of dead, burnt infants and nor do they encourage officer candidates to eat raw hamburger and drink goats' blood. Rather, they familiarize the officer candidate with the principles of leadership, personnel management and the nation's defense policies. It is hoped that when a young man or woman is commissioned he or she will be able to bring the skills acquired while earning a degree and the leadership developed in ROTC to the service of our nations' Armed Forces. It is essential that in a democratic society the military leadership be drawn from a pool of intelligent, sensitive and educated young men and women with a variety of academic backgrounds. No nation has been as successful as ours in preventing the evolution of an entrenched military caste, including certain so-called "peoples' governments". The Constitution, which every officer is sworn to uphold and

defend, and our Congress, which is invested with the power to commission officers, have made the career of an officer a highly selective and challenging one. No government employee can be as easily and abruptly dismissed for incompetence or misconduct as an officer in the Armed Forces.

To some, no doubt, these points may well appear to be inconsequential. They would argue that the mission of the Armed Forces is to prepare for war and wage it successfully. Since they feel war is immoral and success in war positively offensive (there is, I suppose, a certain romantic mystique about defeat) they say ROTC has no place at a Christian University. On the surface this complaint may appear sound. Unfortunately, with the exception of the Jehovah's Witnesses and a small number of other sects, very few Christian Churches have a consistent doctrine on the morality of war.

Each war has different moral problems attending to it. Christ, after all, when teaching Roman soldiers did not tell them to lay down their arms and desert to Outer Mongolia; he merely instructed them to be kind to widows and orphans and not complain about their pay. Nor did He make it a condition that the Centurion resign his commission before Christ would consent to heal his child. Within our Catholic tradition we have St. Thomas Aquinas who held to a just war theory and St. Francis of Xavier who was a soldier and founded the Jesuits on military principles.

Not all persons who criticize ROTC on the grounds of nonviolence are morally grounded in the Christian Faith. Their reasoning is more political than moral. While they pass themselves off as firm believers in

"nonviolence," they admit that revolutions, and wars of liberation are justified. One man's nonviolence is another man's 'war of liberation'. I am not surprised that this sort of person despises ROTC, since he is likely to despise our government and the West in general. I only wonder if he recognizes the shallow dishonesty of passing himself off as a conscientious believer in nonviolence? By that standard I would say the vast majority of our military and civilian leaders are nonviolent; wars are in and of themselves about as appealing as a case of tuberculosis.

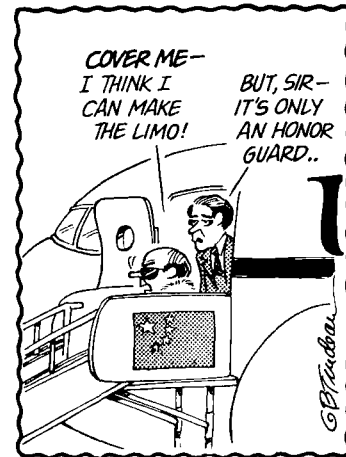
The question is not whether or not war is a good thing. Obviously war is the most desperate sort of diplomacy.

Yet it will not go away simply because we close our eyes. The Soviet-Cuban effort to impose their particular brand of socialism on Angola is evidence enough that the world is a dangerous place for the weak. No matter what our policy as a nation will be in the years ahead, be it isolationism or a vigorous effort to assist the world's impoverished millions, our voice will unheard unless we have the strength and will to command the ears of tyrants who fear and respect us. It would be nice if that were not true, but the world is a jungle and not an overglorified version of the Micky Mouse Club.

I hope someday that the nations of the world will learn to turn their swords into plowshares. That should be the life's work and prayer of every Notre Dame graduate. Until that day arrives we must deal with the world on its own terms. I believe that the United States, with all our faults, is still the world's last, best chance and I will be proud to wear the uniform of an officer of the Army of the United States. We may not be perfect, but we're the best game in town.

DOONESBURY

by Garry Trudeau



seriously folks

Catch-All Speech

art buchwald

WASHINGTON--Under the new financial guidelines of national elections, it is very expensive to hire speechwriters for a candidate's primary campaign. Therefore, as a public service, I am submitting an all-purpose speech that any candidate can use in any state primary.

'My fellow Americans,

I can't tell you what a pleasure it is to be here in the (cold) (warmth) of the great state of -----, a state that has given us such great public servants as -----, -----, ----- and, of course, the greatest one of all, ----- . As I stand here on this -----, I can't help thinking that 200 years ago your ancestors, then a scraggly rabble of colonists armed with nothing but muskets and hayforks, defeated the best troops that George III could send to the new world. This spirit of '76 still endures in the great state of -----, and I can see on your face the same love of liberty that must have shone on your ancestors' faces when they fought the bloody battles at ----- and -----.

"But I am not here to talk about the past, but the future. I have traveled from one end of the state to the other. I have spoken to your people and I understand your problems. I know the unemployment rate in your state is -----percent. If I am elected I intend to bring it down to -----percent. I have heard your fears about ----- . I assure you, ladies and gentlemen, that your fears and mine are the same. And the first thing I intend to do after I am sworn in is to attack -----.

"You have told me how you feel about big government destroying the American spirit. I want you to know I am against big government and I am for the people.

"The bureaucrats who sit behind their large desks in Washington do not understand the problems of the great state of ----- . They have lost touch with the needs of the people and I make a solemn pledge that, if you choose me as your leader, your voices will be heard in the halls of Congress and the federal agencies that are encroaching on your lives.

"We must turn big government around. At the same time we must have new federal programs that will serve the people. We must have better -----laws, more-----, higher -----for the poor and greater -----for the senior citizens. Our defense must be ----- to none. While we should not turn our backs on detente we must be prepared to meet the -----from a position of strength. I intend to cut the fat from our defense budget, but not the muscle.

"In education I am for quality education for all our students whether or not they are -----, -----, or red. I am -----busing because I believe busing is -----, ----- and -----.

"The one question that the people of the great state of ----- have asked me is where I stand on crime. I can tell you today my stand on crime has never wavered. I am against it. And I promise you if I'm elected I will continue to be against it.

"The American people are entitled to be safe in their -----and int the ----- . And I intend to do something about it with your help.

"As the date of your primary election comes nearer I can't help thinking of what (a) Thomas Jefferson (b) Abraham Lincoln (c) Franklin Roosevelt (choose one) said. He said, '(find suitable quote)'. Every night before I go to bed I repeat those words.

"I would like to close on a personal note. My wife -----and I would both like to thank you for the great hospitality the people of the great state of ----- have shown us. We've put on -----pounds eating your fine-----and-----your -----which is the greatest in the world. As ----- said to me just before we went to bed at the motel the other night, 'If this primary lasts much longer and we keep eating more of those tasty ----- you're going to have to buy me a whole new wardrobe.' (Wait for laugh and standing ovation. Then make wife get up and hug her as you both wave with one hand to the crowd.)

Byrne addresses HPC on calendar change

by Bill Shaughnessy
Staff Reporter

Ed Byrne, speaking as an SLC representative addressed the Hall Presidents Council(HPC) meeting on the change in next year's academic calendar and the failure of the student lobby to lower the drinking age to 19 last night in Howard chapel.

Byrne reported the Academic Council had voted to replace the Friday class day after Thanksgiving with a Saturday class day. He assured the Council that this class day would not be the Saturday after

Thanksgiving, thus ensuring a four day Thanksgiving break.

Concerning the lobbying effort, Byrne pointed with pride to the efforts of Notre Dame students in Indianapolis. "As far as I see it, there are two causes for optimism," he said. First, next year will not be an election year and legislators will not feel so much constituent pressure. Also, the schools will have another year to work for the bill," Byrne added.

HPC President Elton Johnson said a General Guideline of Alcohol policies was compiled from rules received from each dorm. Letters

containing these guidelines were sent to Fr. Hesburgh, Fr. Burtchaeil, Brother Just and Dean Roemer.

Johnson also outlined plans for a monthly discussion group composed of 63 section leaders, three from each hall. The section leaders will be split into smaller groups

Law students win competition

Law students at the University of Notre Dame are winners of the Region Four National Inter-Law School Mock Trial Competition and will advance to the national finals scheduled next month in Houston, Texas. The regional elimination was conducted at Wayne State University in Detroit.

Each team in the competition was given an established case to be tried before a panel of judges that include State and Federal judges, as well as local attorneys. Student presentations covered basic principles of trial practice including an opening statement, direct and cross-examination of two witnesses, objections and a closing argument.

Members of the Notre Dame team are David Bottger, Columbus, Ohio; William Kane, Hayes, Kan.; Nancy O'Connor, Rockville, Md.; James Guarino, Middleton, Conn.; and Mike Hanley, Newport, Vt. Dr. James H. Seckinger is faculty advisor to the group.

Earlier this month, Notre Dame law students placed fourth in the National Moot Court competition.

where common problems will be discussed.

"The purpose of the discussions," Johnson said "will be to get more feedback from the students and to provide information

that the HPC can act upon."

Mike Casey, President of Pangborn, was appointed to establish informal ties with the Hall Presidents of St. Mary's and invite them to the next HPC meeting.

Women's Caucus seeks Indiana passage of ERA

by Cathy Cannon
Staff Reporter

The passage of ERA is the number one priority of the Womens Political Caucus, according to Paula Auburn, president of the South Bend Chapter of the National Organization of Women (NOW).

"Indiana is a key state for ERA. Unless it goes through next year, it probably won't," Auburn said.

The Indiana Political Caucus is concentrating on finding candidate for the state legislature who support ERA and can win, Auburn explained.

Auburn spoke last night to the SMC-ND Women's Caucus for the 1976 Democratic Mock Convention.

She told the members of the caucus to educate themselves on the issues that will be raised in the convention. She said, "A lot of the work with the delegates will be similar to collective bargaining: Decide on priorities but keep an eye on reality."

NOW organized the National Women's Caucus in 1971 to give women an entrance into political parties. The caucus also hopes to make women realize the only way to bring about change is to become involved in politics.

The caucus is organized on the state level and made up of independent chapters within the state, Auburn explained. "Right now we're trying to backtrack locally. We think the reason many women don't get involved in politics is because they don't know how. We're trying to educate women."


Auburn discussed some of the specific problems the caucus members may encounter while lobbying

One of the main problems will be economic, Auburn said. "You will hear more and more arguments about women taking money from breadwinners," she explained.

Auburn said most politicians will avoid the issue of abortion because it is surrounded by propaganda and emotion.

Auburn stressed the importance of working for the candidates who support the caucus stand on the issues rather than the issues themselves. She explained, "Most of the time the issues are forgotten in the platform."

The SMC-ND Women's Caucus is open to both Notre Dame and St. Mary's women.



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Student extra-curricular readings are varied

by Karen Sikorski
Staff Reporter

Science fiction and the news occupy most students' outside reading time, according to various suppliers of student reading matter. Taste in books varies greatly, science fiction being the most popular topic, and the most widely read magazines are news publications: **Time**, **Newsweek**, and **Sports Illustrated**.

Pat Vanek, head of the Book

Seats available for Senior trip

by Ken Bradford
Copy Editor

Fifty-three plane seats are still available for the Senior Class Trip to Freeport in The Bahamas and they're not expected to last long.

The Senior Class has collected deposit money from 210 seniors for the March 13-20 trip. The total price for the trip package is \$285, which includes plane fare, hotel accommodations and various parties on the island.

Senior Class President Augie Grace urged seniors who are considering the trip to make their deposits as soon as possible. "Those last 53 seats are going to be taken very quickly," Grace said.

According to Grace, over one hundred reservations were made during the last three days of the semester. "Everyone seems to have waited to see who else is going before they make their own arrangements," Grace stated. "Now that so many people are going, I am confident that those remaining seats will be filled soon."

Grace said the goal of the trip planners was to provide the seniors with the maximum enjoyment at a minimal cost. The officers are still negotiating for special golf and tennis privileges, meal arrangements, and discounts on tours and sporting events as well as an evening at the El Casino.

Arrangements have also been made to provide bus transportation to the chartered planes in Chicago.

Reservation deposits may be left at the Student Activities Office in LaFortune or mailed to the Class of '76, Box 114, Notre Dame. Any openings left after Friday will be offered to underclassmen.

Students form sociology honor society

Twenty undergraduate and graduate students in Sociology met on Monday, Jan. 19, to organize Alpha Kappa Delta (AKD), the local chapter of the national sociology honor society.

Significant academic achievement is required for membership. At this meeting two undergraduates and two graduate students were elected officers: Robert Tauro, President, Robert Teitler, Vice President, Laura Dodge, Secretary, and Larry Boren, Treasurer. All sociology students with good academic averages are invited to join during the next week. Applications will be accepted until Friday, January 31.

AKD is already planning its first major activity, a convention of undergraduate and graduate students in sociology from the colleges

Department at the Notre Dame Bookstore, feels that student preferences generally reflect national trends. To find out what students are reading she said, "one only has to look at the Best Seller List of the **New York Times** or **Publishers' Weekly**."

Books on Psychology are favored in the non-fiction category. Included are **The TM Book** by Denniston and McWilliams and Martin Ebon's **TM: How To Find Peace of Mind Through Meditation**, as well as several books on transactional analysis and assertiveness training.

Some of the science fiction offerings are **The Best of Isaac Asimov** and **The Outer Space Connection** by Alan and Sally Landsburg. Other books which are

selling in large numbers are **Helter Skelter** by Vincent Bugliosi and Solzhenitsyn's **The Gulag Archipelago II**.

Pandora's Books also serves much of the student body. Manager Bruce Seal does not believe that the national taste in books influences student choices. "People don't pay attention to what's selling," he said. "Many students buy a book because someone has read it and recommended it to them."

He agreed that science fiction books are currently favored by students, and cited other popular titles such as **Fear of Flying** by Erica Jong and Woody Allen's **Getting Even**. Neither Manek nor Seal found significant differences in taste between men and women.

Both the Huddle and the Periodi-

icals of the library named **Time**, **Newsweek**, and **Sports Illustrated** as the most widely read magazines.

Other choices varied according to individual fields of study or special interests, such as tennis or golf.

Tom Grogan, manager of the Huddle, commented that although

men do not purchase magazines directed toward women (such as **Redbook** or **McCall's**), many women buy sports publications.

In the Periodicals Center, assistant librarian Marilyn Cervigni observed that most men ask for **Time**, while most women read **Newsweek**.

Advisory Council reviews past semester problems

by Peter Arndt
Staff Reporter

The Freshman Advisory Council met yesterday to discuss the general outline of business of the Freshman Class, Dean Emil Hofman reported yesterday.

The Council, set up by Hofman to review and discuss specifically freshman problems and suggestions, reviewed the past year and the beginning of this semester in order to find out if any great difficulty occurred for the freshman, in either academics or school life.

Points brought up by the council members, consisting of one freshman representative from each hall, ranged from the difficulty in acquiring wanted theology courses to why a student is not allowed to change class sections.

Hofman said "The reason for the difficulty getting theology courses was because of the number of spaces available. Concerning changing class sections," Hofman said, "the individual departments made limits for the number of sections for a course and the number of students per section depending upon the nature of the discipline."

Also discussed at the meeting was the process of transition for next semester, a future meeting between the Freshman Council and the University Committee for the Freshman Year, and an Honors

Convocation for the Freshman on the Dean's Honor List. Information concerning these functions will be discussed in future Newsletters.

A major part of the meeting was taken up planning the Notre Dame-St. Mary's Freshman Semi-Formal, tentatively scheduled for April 2nd. Dance Committee Chairman Tim Beaty, Freshman Representative from Dillon Hall worked in conjunction with St. Mary's Freshman Council, headed by Terry Tuohy and Natalie Ross to come up with possible locations for the dance.

The ACC Concourse was finally agreed on and was voted unanimously by the council. Tickets will range anywhere from five to seven dollars, which will include refreshments and entertainment. Committees for various functions of the dance were appointed by the council. Kris Quann from Farley Hall is handling refreshments and Pete Arndt from Flanner Hall is working on publicity.


Freshman Council President David M. Leibowitz said, "The Freshman Class of N.D. is, through this event, striving to become an active functioning part of the student body." This dance, which is the first of its kind planned for freshman year, expects about 350 couples to attend. "The possibility of future similar freshman class activities hinges on the success of this dance," Leibowitz said.



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COMMITTEE MEETING

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ND media presentation planned

by Chris Hopkins
Staff Reporter

The Information Service Center, ordained by the University, is in charge of the operation to produce an updated, multi-media presentation based on life at Notre Dame.

Mr. Jay J. Kane, Assistant Director of Information Center, gave a general explanation of the purpose of the program, "Pictures go out of date so fast that we must continually update them in order to portray the proper image of the

University. For example, a few years ago there were 99 men for every woman walking around on campus. That picture has changed considerably, so we have to update it," Kay explained.

"This program is not a new one. We have had to update our presentations in the past and we will continue to update them in the future. We are trying to get the latest sights and sounds of Notre Dame," he added.

These film and slide presentations usually run from twenty-thirty

minutes in length. However, some may be as short as five minutes. The presentations are used at various activities throughout the country. Speakers from the university travel to the 176 N.D. clubs in the United States and use these films and slides in their presentations. Football highlights will be shown often at these Club meetings.

These films are also used at the different college nights throughout the country. Or, when the T.V. networks need something for the

televised games. A short film is usually shown at halftime to display life at Notre Dame.

Kane explained a final use of these presentations, "If there are any groups visiting the campus during the summer we try and throw something together for them," he said. "We also used a film entitled, 'N.D. in Review', which we ran before the home football games this past season at Washington Hall," Kane commented.

The materials used for these presentations are gathered by N.D.

photographers. Often other N.D. student publications are used to help the Information Service receive the latest pictures. The student's photographers usually include scenes of different classes, laboratories, halls and libraries. These photographers hope to capture the general picture of life at Notre Dame.

Kane concluded, "We are proud of such things as the heart valve and germ free systems being researched here. We want other people to know about these things."

Freeze fatalities expected

ALBUQUERQUE, N.M. (AP) — Scores of people will die this winter, victims of a silent killer called hypothermia, sometimes known as freezing to death.

Hunters, hikers and lost children frequently are candidates. So are stranded motorists, plane crash victims and alcoholics who pass out in snowbanks.

The body temperature low-

ND wrestlers on road

The Notre Dame wrestling team will be on the road this week, traveling to Cleveland State Wednesday and further east to meet Slippery Rock State Thursday.

The Irish come off a very successful weekend which saw them boost their dual meet record to 4-5 with a double-dual meet sweep over DePauw University and Middle Tennessee State. Dan Heffernan (134), Pat McKillen (150), John Dowd (167), Rob Dregger (177) and Bob Colic (HWT) were all double winners for the Irish.

Golic, a freshman making his Notre Dame wrestling debut was most impressive. The Ohio high school heavyweight champion of last year

needed only 1:37 of match time to register two first-period pins. McKillen, Mike Merriman (126) and Joe Pseracki (190) also had one pin as the Irish routed DePauw, 40-3, and clipped Middle Tennessee State, 21-19.

Cold weather survival experts say many of the deaths could have been prevented if the victims had known a few tricks about staying alive in the cold: building a fire in wet conditions, wearing woolen clothing

that retains its insulation value when wet, carrying food and finding shelter out of the wind.

The National Ski Patrol, in its winter first aid manual, says mental confusion sets in when the body temperature falls from the normal 98.6 degrees.

By the time it reaches 95 degrees, the manual says, the victim might be unable to speak clearly and might find it difficult to walk. The victim also might not be aware of what is happening to him.

The threat of a cold death isn't always apparent to those setting out on a hunting, hiking or any kind of winter excursion.

The Ski Patrol manual says that as the body temperature sinks below 90 degrees, shivering ceases and muscles become increasingly rigid.

The victim loses consciousness below 81 degrees, and the heart may stop when the temperature sinks below 71.

New Mexico Medical Examiner James Weston says the victim might even feel warm before he dies.

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Irish host Pumas tonight

by Tom Kruczek

There is something about big games that just seems to get the Irish foe for this evening, St. Joseph's College, aroused—sometimes. Take the Marquette game of this year for example. The Pumas played the Warriors even throughout much of the contest. With just 12 minutes to play in the game, the Pumas trailed by 5 points before Marquette came back to win by 25. Then against Cincinnati, another formidable foe, the Pumas fell behind early, and were beaten 120-49.

These two games seem to point the sort of season that St. Joe's has been having. With an 9-5 record, Coach John Weinert is trying to rebuild a team that was hurt by graduation. The biggest part of the graduation wound was left by the departure of all-time Puma leading scorer Jim Thordsen. Last year Thordsen led his team to a 21-7 record, and lost to Notre Dame by just 16 points.

Forming the nucleus of the team is the guard spot. Duane Gray(6-1) and Gerry Klamrowski(6-1) both returning from last year's team with experience, average 20 and 12 points per game, respectively. Klamrowski also hits at a 57% clip from the field. Gray will be looked on, however, as the primary outside threat.

At forward, Kyle Wiggs(6-6) will hold down one of the spots, while four others rotate between the second forward and center. Wiggs averages 17 points per game, and is the team's leading rebounder, averaging 10 per game. Ray Johnson(6-7), Bobby Dalton(6-5), Tom Gallant(6-3) and Greg Stegeman(6-6) will be the rotating crew.

The Irish on the other hand are now 9-3 and have shown steady improvement in their last four games since being drubbed by UCLA. Dantley, currently the number three scorer in the country, comes into the contest averaging

28.8 points per game and 9.4 rebounds a game, to lead the team in that department as well. There is a large gulf between Dantley and the next scorer on the team, Don (Duck) Williams at 9.1 points per game. Tonight, however could be one of those nights where everyone gets a chance to pad their point figures.

After the Notre Dame game, the Pumas will take on DePauw on Saturday and Evansville the following Wednesday. Major games left for the Pumas later in the season include Butler, Valparaiso, and a final game against St. Bonaventure.

Following this game, UCLA will invade the ACC on Saturday for a nationally televised encounter, and the days of padding point totals will be over. After the Bruins, DePaul comes to town and then on the final day of January, Maryland finishes out the intensive three-game siege of South Bend.

Tonight's game will be broadcast live by WSND, with John Vasso and Tim Baily covering the action. Tip-off is at 8 p.m.



New Irish assistant coach Dick Kuchen watches the team as they prepare for St. Joseph's.

Kuchen getting settled at ND

by Ernie Torriero

If you ask Digger Phelps about his two assistant coaches, he will certainly claim they are among the finest in the land. So when one of Phelps' trusted companions, Dick DiBiasi left to preach his hardwood philosophy to the masses at Stan-

ford, Digger was left with the difficult decision of quickly finding a replacement. The man he chose to fill the void was Dick Kuchen, then an assistant at Iowa.

"When Digger called and said the job was open," Kuchen explains, "we were in the middle of recruiting at Iowa. I knew most of the recruiting had been finished at Notre Dame, so I asked Digger if I could finish my obligations here at Iowa."

Phelps was most understanding of the situation and Kuchen feels a lot of the credit for that goes to Digger's other assistant, Frank McLaughlin.

"Frank did just a great job in lining up the high school kids we really wanted to go after," says Kuchen. "When I got here I knew the three freshmen we recruited would be of great help to us this year."

Kuchen and Phelps go back to the glory days of Rider College, the tiny school in Lawrenceville, N.J. which gained national prominence through a stunning upset of the N.Y.U. Violets in 1964.

"Digger was a senior when I was a freshman at Rider," relates Kuchen. "He scouted NYU as a graduate assistant. Our win ended the Violets' homecourt winning streak. They hadn't lost there since 1941."

Kuchen neglected to point out that it was his last second free throws which iced the game. He also sometimes forgets that he is the school's third leading scorer and all-time rebounder.

"Sure that was a great time in my life," the 6'8", 235 pound Kuchen concurs. "Yet the records are not really that important. What is important is the people that I met and the long-lasting friendships which grew out of Rider. The tendency is to forget about the human experience and remember records."

Kuchen certainly is well versed in the human experience, as his biography makes for interesting reading. After a brief try with the then St. Louis Hawks, Kuchen hooked on with a team of all-stars which traveled throughout Europe sponsored by the Gulf Oil Corporation. After a six month stint, the squad returned home with an 84-6 mark.

"I quickly came to find," he explains, "that despite a language barrier, sport is a common denominator between people who were brought up in different lands. The interests, intensities and emotions are similar. The competition was intense. Yet we all got along. It makes me wonder why if we can get along in that type of situation, why we can't get along all the time."

Upon his return from Europe, Kuchen became associated with

the Pittsburgh Pipers of the ABA.

"I wasn't able to stay with the parent club," he points out. "So I got a job as a chemical salesman while playing with the Columbus Comets on the weekends. After doing that for a while, I found the traveling to be too much."

"Someone approached me from the Art Institute in Pittsburgh," Kuchen says of his next stop. "He was starting a basketball team and asked if I was interested in the coaching job. At the end of the year we finished second in the National Little College Tourney in Tennessee."

Later that same year, Kuchen taught music to high school students while attending Mammouth College for master's work. But he was to last only six months on the shores of New Jersey.

For it was at Washington University in St. Louis where the well-traveled Kuchen landed one of the most unique jobs in sport. "They needed an assistant basketball coach," he remembers, "and the Sports Information job was also open. It ended up that I took both those jobs plus the job of head golf coach."

"Sure it was hectic," Kuchen admits. "During the football season I wrote releases and held press conferences. During the basketball season my assistant did most of the information work."

Yet when the call came from Iowa City, Kuchen accepted with readiness. "I really enjoyed the five years I spent at Iowa," Kuchen smiles. "I just hope I was able to make a contribution to the program there. I wouldn't have left Iowa for many other jobs."

"There are two main reasons I came to Notre Dame," he adds. "First there was the tremendous prestige and quality of the university. Secondly, I had a lot of respect for Digger and his coaching abilities."

The blond-haired, 31 year-old bachelor notices no difference in coaching here at Notre Dame. "The ability of the players changes he admits. "But the enjoyment level of coaching is always the same for me. There might be more exposure here at Notre Dame and I usually don't notice that."

Kuchen is more than satisfied with the talent he has to work with at Notre Dame. "We couldn't expect a better group of players to work with," he says of his Notre Dame men. "They are good people with a great team attitude."

In these days of increased specialization, Kuchen is probably the only musically inclined, former sports information director who coaches big-time college basketball.

It may be that Kuchen, a man of many moves, has finally found a place to stay.

Observer Sports

Shakeup in baseball near?

by Tom Kruczek

June 19, 1972 was a fateful day for professional baseball players. This was the day that the Supreme Court delivered its opinion on the antitrust case of Curt Flood vs. Bowie Kuhn. This was the day that baseball owners found that they were at the top of the heap. They were different from other sports and were destined to remain different by virtue of a decision from the highest court in the land.

As good of a day as it was for owners, for the players it became a day to forget. The players found out that the antitrust laws that apply to all other money making companies, do not apply to baseball. This was a day that the baseball players found out that they would not have the freedom to move as they pleased, but would instead have to listen to the edicts of the owners.

Prof. Francis X. Beytagh of the Law School, urged that the Supreme Court's decision be read in order to fully understand the subtle difference that exists between baseball and all other sports.

The antitrust suit was brought by Flood against the Commissioner of Baseball, the presidents of the two major leagues, and the 24 major league clubs. The reason for the suit was that Flood was traded from the St. Louis Cardinals to the Philadelphia Phillies in 1970 without his permission. Flood had sought to be declared a free agent by Kuhn but was refused, which in essence was a challenge to the reserve clause which binds one player to a team.

In a lengthy decision written by Justice Harry Blackmun, the decision was rendered that "the longstanding exemption of professional baseball's reserve system from federal antitrust laws is an established aberration." The Court decided that the matter was for legislative, not judicial resolution.

The court ruled that baseball is a business and it is engaged in interstate commerce, but its reserve system does enjoy an exemption from federal antitrust laws, baseball then is "an exception and an anomaly."

They also called it an aberration that has been with us now for half a century and entitled to the benefits of one that has survived the Court's expanding concept of interstate commerce. They also list other professional sports such as football, boxing, basketball, hockey and golf which are not exempt.

Blackmun sums the case with the statement "that the reserve system is a mandatory subject of collective bargaining and that federal labor policy therefore exempts the reserve system from the operation of federal antitrust laws."

As far as the Supreme Court was concerned the reserve clause was necessary only for baseball. But that was four years ago. In the current case of Messersmith and McNally, and the arbitration of Seitz, Kuhn contends that Seitz had no right to rule on

an issue of such broad impact on the foundation of the game. Baseball is the great American pastime and has existed for years when football was just a gleam in George Halas' eye. Baseball was here first, so they get their reserve clause.

If that sounds a little strange, it's because it is strange. Blackmun covered that too in writing that any inconsistency or illogic is to be remedied by the Congress and not by the Supreme Court."

The ball was then clearly put back into the lap of Congress. Congress was confused on the matter, finally not making any legislation on the subject. So baseball stayed with its unique situation, until this year.

But baseball is appealing the decision of the arbitrator in a federal court in Kansas City. The grounds they are arguing the appeal is the only one open to them, that of proven bias on the part of the arbitrator.

Seitz contended though, after he was fired by baseball, that he did not rule on the reserve clause, but on that of a man's freedom when he is no longer bound by contract.

Baseball, like football has one avenue open to them even before the court's rule. That avenue is negotiation, and Beytagh agreed that that will probably be the route taken in both cases.

Baseball's players' contract expired December 31, the same day coincidentally that Larson's ruling hit the newspapers. If the players association is unable to reach an agreement with the owners before spring training, a strike will probably be the result.

Kuhn is denouncing the ruling as bad for baseball, bad for the new contract negotiations, and presumably bad for mother and apple pie as well. Critics have been quick to point out that Kuhn and his football counterpart Rozelle are over-reacting just as Ed Garvey and the players associations position that no harm will result may be extreme as well. The real answer is somewhere in that gray area in the middle.

In regard to the entire muddle of legal arguments, Beytagh did point out that "all of the rulings are such as Judge Larson's, is a preliminary determination of law, and with the entire litigation ahead, it will be a long way off before a final determination of the case is reached."

And when will that final determination be reached? "It probably will come in the form of baseball and football negotiating with the players associations and reaching an agreement that way," Beytagh said.

If sports does wait until the courts make their final ruling, then as Beytagh pointed out, the reserve clause just may be found to violate the freedom of players and that antitrust legislation does apply.

Then perhaps the nature of sports will change. But by then it will be too late for the George Halas's or Walter O'Malley's to do a damn thing about it.