

Morgan accused of political firings

Public records throw charges leveled at Ladd by Morgan in doubt

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RALEIGH — North Carolina Attorney General Robert Morgan recently fired a top-level justice department official on charges which public records sharply contradict.

State government officials are saying the reason Morgan dismissed 27-year-old James R. Ladd from his position as director of the N.C. Criminal Justice Training and Education System (CJETS) is that Ladd would not contribute to or work for Morgan's Senate campaign.

Morgan's public explanation for Ladd's dismissal included charges that he improperly administered the new state Criminal Justice Training Academy, a police training school in Salemburg which Ladd directed.

State representative Marilyn Bissell (R-Mecklenburg), a member of the Criminal Justice Training and Standards Council (CJTSC) said last week it was her understanding that Ladd was fired because he wouldn't contribute to Morgan's campaign.

A highly-placed state official who has been close to the controversy, and who preferred to remain unidentified, said he agreed Ladd was fired because he wouldn't work for Morgan's campaign. "He was fired because Morgan doubted his loyalty to Morgan," he said.

Charles Winberry, Morgan's Senate campaign manager, said Thursday afternoon, "The charge that Mr. Ladd was fired because he failed to contribute to Morgan's campaign is a vicious and damnable lie. In printing this story in Friday morning's *Tar Heel* edition without contacting the Attorney General or his campaign office prior to Thursday afternoon and seeking a full and complete response in order that *The Tar Heel* might learn all the

facts, *The Tar Heel* and the University of North Carolina are participating in a vile and malicious attack on the Attorney General."

Morgan announced Ladd's dismissal during the June 28 meeting of the N.C. Justice Academy Council, the Salemburg Academy's administrative body. When he read his charges against Ladd at that meeting — charges one state official close to the matter has termed "fictitious, trumped up stuff" — several members of the audience expressed disbelief. One of these, academy business manager William B. Gibson, was fired four days later by acting academy director William S. Hunt, Jr. with "concurrence . . . from Attorney General Robert Morgan."

Another member of the audience, Marsha Mullinix, a CJETS research associate who married Ladd July 28, was suspended without pay July 8 for thirty days, at the direction of the Attorney General.

Both were charged with, among other things, showing disrespect to the Attorney General at the Council meeting. Both, along with Ladd, are appealing the actions to the State Personnel Board.

No comment

Ladd and his wife said they would not comment on why they had been dismissed until after their personnel board hearing August 9. Ladd also would not comment on reports he had been reprimanded by Morgan for not contributing to his campaign shortly before he was fired.

Gibson said Monday, "One reason I was fired was that I was an associate and a friend of Jim Ladd's. Another was that I was outspoken about some things Robert Morgan said which I believed to be untrue."

All three appeals are being heard at the same time and all are being handled by the same attorneys, Robert Epting and Joe Hackney of Chapel Hill.

Morgan told a *Greensboro Daily News* reporter in early June that Ladd was fired for "his failure to consult the executive

committee of the criminal justice planning council on major policy decisions," a charge Morgan reiterated at the June 28 Council meeting.

Gibson's letter of dismissal charges him, too, with being "unwilling to accept general policies for the Academy as determined by the Council."

Public records show, however, that Morgan called no meetings of the full Council between January 10 and June 28, 1974.

"Kangaroo court"

The executive committee of the Council met several times during that period, including May 31, a meeting Ladd has termed a "kangaroo court." Ladd says Morgan's secretary called him in Salemburg at 1:15 that afternoon saying the Attorney General had called a meeting of the Council in Raleigh. The meeting was to start in 15 minutes, she said, and, as a member of the Council, Ladd was expected to attend.

Raleigh is a 75-minute drive from Salemburg.

Ladd arrived at the meeting at 2:30 p.m., finding it had already been in progress for some time.

According to Ladd, Morgan then told him the Council had already discussed a number of things, but wouldn't say what.

The final part of the meeting, recorded on tape by the Attorney General, was devoted to questioning Ladd about his performance at the academy.

A copy of the tape was given to Ladd by



Robert Morgan

Morgan. The recording previous to Ladd's arrival is unintelligible.

Ladd said he later heard that other members of the executive committee had been notified of the meeting several days earlier.

Faculty of 52 claimed

One of Morgan's charges against Ladd, made at the June 28 full Council meeting, was that he proposed 52 faculty positions for the Salemburg Academy, making it "larger than the Institute of Government," UNC's

police training and research institute.

Ladd says that to arrive at that number, Morgan had to count groundskeepers, typists, cooks and secretaries.

Gibson says in his appeal that, following the June 28 meeting, he complained to acting Academy Director Hunt about this "misstatement of fact, and was told in response by Hunt that if the Attorney General says that a maintenance man is a faculty member, then that's what he is."

The tape of the May 28 executive committee meeting clearly recorded Morgan reading Ladd's list of proposed Academy personnel, including nine faculty members and various support personnel, all totalling 52.

The application for the federal Law Enforcement Assistance Administration (LEAA) grant, which funded 90 per cent of the Academy's operating budget, is on file in the State Division of Law and Order, bearing Morgan's signature. The \$719,000 grant includes the same proposal by Ladd for nine faculty members and 43 support personnel.

Another of Morgan's charges is thrown in doubt by the May 31 executive committee meeting tape. Morgan said during the June 28 Council meeting that Ladd refused to cooperate with the Council on plans for the Academy. On the May 31 tape, Ladd is heard saying to the executive council, "I would welcome your review (of plans and grants for the Academy). I welcome scrutiny."

Firing is taped

Another tape in Ladd's possession records his conversation on June 4 with Morgan — the meeting during which Ladd was fired. Morgan recorded this meeting, Ladd says, and when he asked Morgan for a copy of the charges against him, Morgan simply gave him a copy of this tape.

On the tape, Ladd is heard saying to Morgan:

"As a last act of personal loyalty to you, sir, and I think you will find I have been very loyal to you, I feel it is my duty to inform you of possible violations of the Hatch Act here within the justice department . . . I am referring to Dr. Kozy. . ."

"I am not waiting for your resignation," Morgan responds. "You're fired."

Morgan had apparently already decided to dismiss Ladd. An "Under the Dome" column in *The Raleigh News and Observer* several days earlier announced that Morgan had already picked William S. Hunt as the new CJETS director.

The Hatch Act is a federal law limiting the local political activity of federal employees, and of state employees working with federal funds. Ninety per cent of the Academy's operations money and 50 per cent of its construction funds come from an LEAA grant.

Consultant writes speeches

Dr. John G. Kozy is a professor of philosophy at East Carolina University who, in January, was named by Morgan to be please turn to page 3

Bennett: Morgan abused SBI

RALEIGH (UPI) — State Republican Chairman Thomas S. Bennett Thursday accused Attorney General Robert Morgan, the Democratic Senate nominee, of "playing politics" with the State Bureau of Investigation (SBI).

Both Morgan and SBI Director Charles J. Dunn, who was appointed by Morgan in 1969, denied the accusation. Morgan called it "politically motivated, unfounded and untrue."

Bennett said that since Republican Gov. James E. Holshouser Jr. took office in January, 1973, Morgan has "been playing politics with the SBI."

"He has continuously attempted to find some blemish in the actions of Governor Holshouser and the Republican Party," Bennett said.

He cited as examples SBI checks of two inaugural celebrations to determine whether liquor laws were violated and SBI probes into the activities of Holshouser's chief 1972 campaign fund-raiser.

His allegations were the latest in an almost daily barrage of accusations of political skulduggery that began last weekend when Morgan said his background had been investigated by the Enforcement and Theft Bureau of the Motor Vehicles

Division, an agency under Holshouser's control.

The Greensboro Daily News reported Wednesday that the bureau appeared to be engaging in activities similar to the White House plumbers.

Holshouser denied that report, but did admit that the bureau had purchased an automatic weapon and wrist-watch tape recorders, disposing of them on his instructions.

Bennett said SBI agents were investigating liquor served both at a private inaugural celebration and at an official inaugural reception to determine whether it was properly purchased.

Bus system opens with festivities

by Jennifer Miller
Staff Writer

"I hope this is the beginning of the building of a total public transport system in the Research Triangle," spoke Mayor Howard Lee at the Wednesday ribbon cutting ceremony marking the start of the Chapel Hill bus service. "Maybe someday mass transit will connect Raleigh, Durham and Chapel Hill, and someday, maybe even Carboro."

The ceremony at the Municipal Building was marked by local color such as that usually found in Chapel Hill street fairs and

celebrations.

Balloon faces announced, "I'd rather bus in Chapel Hill," and a poster behind the speakers' platform read, "Keep on Bussin', Rollin' My Blues Away."

"Busing is the best solution for a town this size," said Gerry Cohen, Chapel Hill Alderman. "It's taken five years of planning to get here. I think the system will be successful."

Wooden Circus took the stage and played while children lined up for balloons and several hundred people milled and conversed. Robert Tallo, bus driver, discussed his new job and the 2½ week

course taken by the drivers.

"We're all pretty reliable," he said, "and we've handled the buses enough in practice to do okay." He mentioned that the drivers seem to have been chosen by "some liberal bureaucrats" as they include women, blacks, middle-class hippies and middle-aged people too.

Diana Watley, Feminist Newsletter writer turned bus driver, said, "Some people laugh at the idea of me driving a bus, I guess because they think a bus is mechanical and they associate mechanical facilities with men." She continued, "I was a secretary for ten years; I'm sick of it. At least when you're

out on the road, you're on your own."

Short speeches were made by Mayor Lee, UNC Chancellor Ferebee Taylor, State Department of Transportation Deputy Secretary Isabel Holmes, and David Robinson, State Director of Mass Transportation.

The ribbon cutting was executed jointly by Taylor and Lee, and then the buses filled with those wishing to benefit from the day's free service.

The cost of a ride on the orange and yellow buses is 25¢ for a town route and 15¢ on campus. Schedules may be obtained at the Municipal Building.

BSM defendants deny allegations

University administrative and student government officials, named recently as defendants in a legal complaint protesting student funding of the Black Student Movement, have filed a formal reply.

The reply denies the allegation made by plaintiffs Robert Arrington and Lawrence Uzzell that subsidization of the Black Student Movement by mandatory student fees deprives non-blacks of the 14th Amendment's guarantee to equal protection under the laws. It also denies all other charges of the complaint, including the allegation that the student body constitution allows student officials to be appointed strictly on the basis of race.

Listing a series of defenses, the reply states that "the complaint fails to state a claim over which this court has subject matter jurisdiction" and "fails to state a claim against the defendants on which relief can be granted."

In addition, the reply maintains that

plaintiffs Arrington and Uzzell, who have requested their suit be made a class action, have not made claims typical of the class they seek to represent and that they will not "fairly and adequately protect the interests of the class."

Student Body Treasurer Timothy Dugan, one of the defendants in the suit, explained the function of the formal reply.

"In essence, the reply streamlines and clarifies the summons," he said. "It will force the plaintiffs to plead their case and prove their allegations."

Dugan explained further that the first three defenses listed in the reply, if judged as true statements by the court, will cause the case to be dismissed.

The reply concludes with the defendants'

requests for a pre-trial hearing and a dismissal of the case.

Other defendants named besides Dugan include Consolidated University President William Friday, Chancellor Ferebee Taylor, Vice-Chancellor Claiborne Jones, Student Body President Marcus Williams, the UNC Board of Trustees and the University of North Carolina Board of Governors.

Washington found guilty

by Jim Thomas
Sports Editor

Former UNC basketball star Donald Washington was found guilty on two charges of bastardy and nonsupport Thursday.

District Court Judge Stanley Peele found Washington to be the father of identical twins born to Cynthia Lackey, of A-5 Estes

Drive Extension, and declared him guilty of willful nonsupport of the two children.

UNC basketball coach Dean Smith said he was "terribly disappointed" at the court's decision.

"Donald is a great player and we would like to have him on the Tar Heel team this season," Smith said. "In his association with the Carolina basketball program, Donald has been an exceptional representative of the University."

The court directed Washington to pay \$60 a week hereafter for support of the twins, of which \$30 will go to the mother and \$30 to Memorial Hospital for restitution of bills totaling \$13,380. Washington also received a 90-day jail term which was suspended.

Washington, who was not present for the verdict, is expected to appeal the case to the Superior Court where he would be tried by jury.

Miss Lackey told the court she had had sexual relations with Washington from November, 1972 to February, 1973. The twins were born July 14, 1973.

Blood tests made on Washington, Lackey and the twins July 23 proved inconclusive, but Judge Peele said, "The twins have a marked facial resemblance to their father."

Regardless of the outcome of Washington's appeal, it appears that

Washington has lost his chance to regain eligibility for the 1974-75 basketball season. Washington enrolled in summer school in an effort to boost his grade point average, but reports indicate he has failed to make the grades.

Washington starred as a freshman for Carolina after a sensational career at St. Anthony's prep school in Washington, D.C. He had a spectacular start as a sophomore, scoring 55 points in his first two varsity games, before breaking his foot in the fourth game of the season. He suffered a recurrence of the injury later in the season and did not play for the rest of the year.

He was declared academically ineligible after two sessions of summer school in 1973 and spent last winter playing amateur basketball in Switzerland. Upon his return to Chapel Hill in June, Washington was arrested on bastardy charges.

Weather

Partly cloudy through Saturday with a chance of thunder showers. Highs today in the 80's. Lows tonight in the 60's. Chance of precipitation 60 per cent today and tonight.



Barges ram into Louisiana causeway

NEW ORLEANS — A tugboat captain suspected of sleeping at the wheel Thursday rammed four empty shell barges into the world's longest bridge, toppling 260 feet of roadway and pitching a car and pickup truck into the water.

At least two persons were killed and the Lake Pontchartrain Causeway, the main commuter artery from towns north of New Orleans, was closed for several hours.

Carrasco demands armored truck

HUNTSVILLE, Tex. — Outlaw Fred Gomez Carrasco, who has held hostages longer than any other convict in U.S. penal history, Thursday demanded an armored truck for his escape and said he would leave his prison library fortress only if shielded by his 13 captives.

Carrasco said he would release nine of the hostages once he reached the safety of the armored truck.

North Vietnamese advance on Da Nang

SAIGON — A 2,000-man North Vietnamese regiment moved southward Thursday toward Da Nang, South Vietnam's second largest city which already is beleaguered by fighting to the south and southwest, air force sources said.

In Cambodia, a government task force pushed insurgent troops to the northern end of a small island in the Tonle Sap river northwest of Phnom Penh Thursday in an attempt to recapture the island. The rebels have held the tear-shaped island 20 miles from the capital for several months.

Vice President plans N.C. trip in fall

WASHINGTON — Vice President Gerald R. Ford, who plans two visits to North Carolina this fall, Thursday added another stop to his itinerary.

Ford will visit Salisbury Sept. 13 to attend a \$100-per-person reception at Catawba College for Reps. James T. Brophyhill, R-N.C., and Earl Ruth, R-N.C.

The event was scheduled to raise funds for the congressmen's reelection campaigns.

It was earlier announced that the vice president would join golfing dignitaries Sept. 11 at Pinehurst for dedication of the World Golf Hall of Fame.

Court acquits two McIver defendants

Two of five women charged with visitation violations during the June 16 search of McIver dorm were found innocent by the Honor Court Wednesday on the basis that evidence against them was obtained illegally.

Student Attorney General Nita Mitchell said the court ruled according to a pamphlet on student rights, issued by the student government in 1970, which states that students do not surrender the basic right of privacy held by all citizens when they become members of the University community.

Jim Mayo, a member of Mitchell's staff who represented the students, said the defense contended that the search was illegal. "We considered a very basic human right from the United States," he said. "I have no doubt that, had this been tried in a civil court rather than a student court, it would never even been considered because of the way the evidence was obtained."

Investigator Marilyn Usher, also a member of Mitchell's staff, said the defendants and a report submitted by Residence Director Debbie Gaskins, a housing staffer who conducted officers on the search, said police checked their closets and under beds — actions which housing policy expressly prohibits in room inspections.

Two campus police officers conducted the room-by-room search at 3:00 a.m. Sunday morning, June 16, after a door of the dorm was found propped open. Gaskins and Jo Ann Travis, McIver's Assistant Resident Director, discovered and charged housing code violators as they escorted the officers through the dorm.

"The cases of these particular girls were decided on the basis of their particular circumstances," Mitchell said. "If the situation proves different for the others, they will be found guilty."

"We have no precedent for this type of thing in student

courts, and as yet there is no student bill of rights to go by," she added. "However, because of the way in which the evidence was obtained, it was thrown out just as it would have been in any other court."

Mitchell believed checking in closets and under beds is unnecessary even in the event of an emergency security search. "If you go into a girl's room and she says everything's all right, then it's all right," she said.

Mitchell said the trial was held by the Honor Court, a combination of the Men's and Women's Courts, in the summer absence of most members of the Women's Court. She added that although each person charged is tried separately, Wednesday's two cases were heard concurrently because of "special circumstances."

The three remaining defendants charged during the McIver search will be tried this fall.