

The Daily Tar Heel

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Hazy bones
Partly cloudy and hazy today with a high of 70; low tonight in mid-40s.

Blood drive
A Red Cross Blood Mobile will be at the Chi Psi fraternity, 321 Cameron Ave. today from noon to 5 p.m. Students are urged to donate.

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UNC dean files \$3 million claim

Two companies charged in separate counts of libel and invasion of privacy

By BEVERLY SHEPARD
DTH Staff Writer

Hayden B. Renwick, associate dean of the College of Arts and Sciences, has filed a \$3 million libel and invasion of privacy complaint in two separate counts against the News and Observer Publishing Co. in Raleigh and the Greensboro News Co.

The complaint, filed Oct. 26 in the Orange County Superior Court, stems from an editorial titled, "And he calls it bias," printed by *The Raleigh Times* on April 22. The *Times* editorial later was reprinted by the *Greensboro Daily News*, which is owned by the Greensboro News Co. In a separate complaint, the *Greensboro Daily News* is being charged with negligence for reprinting the alleged libel.

Renwick and his attorneys, Harold and Harvey Kennedy of Greensboro, contend that the *Times* editorial contained false and libelous statements in which Renwick was "injured in his good name, and in his profession and brought into public disgrace, contempt and infamy...."

Renwick is seeking \$500,000 in actual damages and \$1 million in punitive damages for each complaint and from each newspaper. Although the court is capable of upholding both libel and invasion of privacy charges, Renwick may only receive monetary compensation for one of them, Harvey Kennedy said.

The *Times* editorial printed that "Some of the continuing deluge of charges from Washington against The University of North Carolina at Chapel Hill — many obviously unfounded — are so ridiculous they only widen the gulf between reason and resentment as the state seeks to create better racial relations."

"The latest barrage is based on allegations by Hayden Renwick ... in a 1978 newspaper article."

The *Times* editorial referred to a column written by Renwick three years earlier on Sept. 17, 1978. Renwick was then UNC assistant director of minority admissions and the chancellor's special assistant on minority affairs. The *Times* editorial attributed Renwick with saying that between 1975 and 1978, 800 black students had been denied admission to UNC-Chapel Hill.

Renwick's column stated, "Over the past three years, I estimate that approximately 300 black students have been denied admission to The University of North Carolina at Chapel Hill."

In a June 3 letter to the *Times*, Renwick refuted the editorial's allegations. The *Times* printed the letter in July and added a footnote that acknowledged the correction from 800 to 300 black students but, Renwick's attorneys said, the paper did not satisfy Renwick by its failure to print a retraction of the other allegations as well.

Renwick declined comment. A.C. Snow, *Raleigh Times* editor, also declined comment but added that the matter had been turned over to Hugh Stevens Jr., a Raleigh attorney.

Stevens said Monday that the paper had received the complaint on Thursday but that he had not had sufficient time to review it.

W.D. Snider, editor of the *Greensboro Daily News/Record*, said Monday that the company had not received the complaint.

The court will decide whether Renwick is a public or private figure, said William Chamberlin, a UNC assistant journalism professor who teaches mass media law. A public figure would have to prove the papers printed the allegations with knowledge of falsehood and reckless disregard for the truth. Renwick's lawyers would have to prove negligence on the newspapers' parts if he is classified as a private figure. Both papers will have until Nov. 30 to respond to the complaints, Harold Kennedy III said.



Robert Drakeford, after victory in Carrboro mayoral race ... discouraged that fellow coalition members were defeated

Drakeford wins race for mayor

From staff reports

Robert Drakeford was a somber man last night despite his re-election to a third term as mayor of Carrboro.

The reason for the incumbent's uncharacteristic mood was the fact that three other members of the Carrboro Community Coalition — Doug Sharer, Braxton Foushee and Nancy White — all lost in their bids to retain town Board of Aldermen seats.

"I'm very sad because the people I ran with didn't get elected," Drakeford said.

He took 912 votes to 667 for opponent Roger Messer and 296 for William Pressley. A total of 37 percent of Carrboro's registered voters participated in Tuesday's election according to the Orange County Board of Elections.

It was Messer, a member of the rival Association for a Better Carrboro, who was happy.

"My reaction is one of jubilation," he said, referring to the Board of Aldermen victories of ABC members Hilliard Caldwell and Joyce Garrett, and ABC-supported candidate Jim White.

"Carrboro has won," Messer said from the small office on West Main Street that served as ABC headquarters. It was crowded with about 50 celebrating ABC members and supporters.

"The ABC ticket has won," Messer said. "Carrboro can now begin to plot a course which the people can have input into."

Drakeford and other coalition members were gathered at Nancy White's house, which grew quiet

Story by John Royster with reports from Greg Batten, John Conway, Richard Flynn, Dean Foust, Karen Haywood, Laura Seifert, and Sonya Weakley.

as the results came in quickly from the town's five voting precincts.

The polls closed at 7:30 p.m. and Drakeford held a commanding lead by 9 p.m.

"I would hope that anybody who got elected tonight will work for a better Carrboro in the future," Drakeford said.

Messer said he would have made a better showing in the race if not for the presence of independent candidate Pressley.

"I feel that I am the mayor of Carrboro," Messer said. "If you will add Mr. Pressley's votes with my votes, you will see that I indeed won."

Messer elaborated on the election.

"I feel that the election results are a mandate from the people, and I will defend to my death Mr. Pressley's right to have run in the race," he said. "I feel that it was a mistake on his part. However, once again, it was his right."

Pressley said he remained committed to Carrboro despite his loss.

"I'll be back," he said, but ruled out a second run for mayor if it would mean running against friends.

Pressley called Drakeford "a very good opponent. He didn't throw any mud. He was a very gracious opponent."

Pressley spent the evening at his Old Leader Road home surrounded by family and friends.

"I came in (filed) a little late," he said in explaining his loss. He called the election a good educational experience and said he would attend meetings in Town Hall in the coming months.

The candidates held varying opinions on what the election would mean for the future of the town.

See MAYOR on page 2

Boulton, Kawalec return to seats

Two Council incumbents defeated

From staff reports

Chapel Hill voters Tuesday ousted two incumbents from the Town Council, while returning two others, Marilyn Boulton and Bev Kawalec, to their seats.

Boulton led the 10-candidate field with 2,602 votes; Kawalec came second with 2,327 votes. David Pasquini and Winston Broadfoot were elected to the council by defeating incumbents Bill Thorpe and Joe Herzenberg and four other candidates. Pasquini polled 2,213 votes and Broadfoot 2,180 votes. Thorpe was fifth with 2,012 votes and Herzenberg was sixth with 1,770.

Boulton, Kawalec and Pasquini had clinched their seats early in the night, but the fourth spot came down to the Carol Woods precinct

— the final one to turn in results. Thorpe had a 68 vote lead going into that precinct, but Broadfoot outpolled Thorpe 222-86 to defeat him.

"When I saw that Carol Woods was the last precinct out, I knew I had the election," Broadfoot said. "We will have a new coalition — the Over-the-Hill-Gang. I have more friends and contacts there. The retirement community out there made the difference in the election."

Story by Geoffery Mock with reports from Michelle Christenbury, Frank Kennedy, Dean Foust, Alexandra McMillian, Jeannie Reynolds, Anna Tate, and Sonya Weakley.

The election was marked by a light turnout. Only 31.6 percent of the registered voters in Chapel Hill cast a ballot. "It's embarrassing to me as a citizen that there was such a low turnout," Herzenberg said. "Nobody could not say that there wasn't a choice in this election."

Both Boulton and Kawalec said their re-election indicated popular support for tighter fiscal policies. "The budget played a big part in the election," Boulton said. "The other two incumbents thought that future service levels should be kept at the level we have now. Bev and I thought the people wanted tighter scrutiny of the budget."

Kawalec said she thought the new council would make some budget cuts. "The voters

See COUNCIL on page 2



Pasquini



Hilliard Caldwell (left), Jim White and Joyce Garrett ... celebrating victory after winning Board of Aldermen race

ABC sweeps aldermen's race

From staff reports

Candidates representing the Association for a Better Carrboro scored upsets in Tuesday's Board of Aldermen election as Hilliard Caldwell, Joyce Garrett and Jim White each unseated incumbent candidates.

Three incumbents and members of the Carrboro Community Coalition, Doug Sharer, Braxton Foushee and Nancy White, opposed the ABC.

"Nobody expected to lose this bid," said Tom Curtis, 23, a campaign worker for the CCC. "It's just a shock is what it is. Everyone is torn between being real sad and being real angry, but by God, it's not going to happen again," he said.

Story by Charles Herndon, with reports from Greg Batten, John Conway, Richard Flynn, Dean Foust, Karen Haywood and Sonya Weakley

With all five precincts reported, Caldwell led the ballot with 1,090 votes, followed by Garrett, who earned 1,007 votes. Jim White gained 879 votes to fill the last of the three seats.

Of the losers, Doug Sharer received 854 votes, followed by Braxton Foushee with 841 votes and Nancy White with 782 votes.

Supporters of the CCC were disappointed with the town's voter turnout, which totaled only 37 percent of the registered voters, according to figures provided by the Orange County Board of Elections.

The mood was ecstatic at ABC headquarters, however, and as champagne broke out around 9:30 p.m., several of the winning candidates and about 50 supporters began to assess the situation.

"A mandate has been given by the people. It's time for a change in Carrboro as indicated by the vote," said aldermen-elect Caldwell. He said the ABC would break

up now that the election was over, and that he would represent not ABC but the people who elected him.

"Each of us will leave here tonight as individual members of the board, not as ABC members," Caldwell said. "It is important that the people realize, as I think they did, as indicated by the vote, that the ABC was organized for the sole purpose of promoting our campaign and will not exist during our term in office."

Several of the winning candidates cited student support as a major element in the election, and Jim White said he was impressed with the student influence on the race.

"I am particularly satisfied at the involvement of the student body in the effort," White said. "I think it demonstrates that the students know the issues and can make a reasonable judgment and evaluation in such a campaign."

See BOARD on page 2

Senate subcommittee votes to stop use of busing as desegregation tool

The Associated Press

WASHINGTON — A Senate Judiciary subcommittee voted 4-1 Tuesday to prohibit federal judges from using busing as a tool for desegregating public schools.

Although the proposal is far from winning final congressional approval, the subcommittee vote gives momentum to a broader effort by conservatives to limit sharply the authority of lower federal courts over various issues — including busing, abortion and school prayer.

Sen. Orrin Hatch, R-Utah, chairman of a Judiciary subcommittee on the Constitution, said he hoped the measure approved by the panel would become the main focus for busing opponents in the Senate.

Among those voting for the Hatch proposal was Sen. Strom Thurmond, R-S.C., chairman of the full Senate Judiciary Committee, where a vote is likely within two weeks.

Under the legislation, entitled the Public School Civil Rights Act of 1981, busing orders

previously issued by federal courts could be re-challenged. Judges would be required to examine whether some other method of desegregating schools could be used.

In any present or future school desegregation cases, judges would be barred from using busing to achieve racial balance.

Sen. Dennis DeConcini, D-Ariz., said he supported the Hatch proposal as "a moderate but workable approach."

Joining Hatch, Thurmond and DeConcini in voting for the measure was Sen. Charles E. Grassley, R-Iowa. The only vote against it was cast by Sen. Patrick Leahy, D-Vt.

There was little debate prior to the subcommittee vote.

Earlier this fall, the Senate approved an amendment to a Justice Department authorization bill which would prohibit federal judges from ordering students to be sent to schools more than five miles or 15 minutes from their homes to improve racial balance.

The House has approved similar amendments.

The Senate proposal, sponsored by Sens. Jesse Helms, R-N.C., and Bennett Johnston, D-La., also would bar the Justice Department from asking federal courts to use busing to increase the ratio of minorities to whites in public schools.

The overall authorization bill still is pending in the Senate because the Helms-Johnston amendments are tangled in the threat of a renewed filibuster led by Sen. Lowell Weicker, R-Conn. No final action is likely in the next few months.

Hatch said he hoped the anti-busing bill approved by the subcommittee would replace the version urged by Johnston and Helms before the end of the year.



Thurmond

Crash story spurs reaction

By JEANNIE REYNOLDS
DTH Staff Writer

A story in Monday's *Daily Tar Heel* dealing with a recent plane crash at Horace Williams Airport has brought reaction from the Orange County Planning Department concerning a special meeting with various town officials and the Citizens for Airport Planning.

Julianne Andresen, a spokesman for the Citizens for Airport Planning, was quoted in the story as saying the group, which is concerned with the safety of the airport and its nearness to schools, had arranged a special meeting Thursday with the Chapel Hill-Carrboro school board, the University, the Greater Chapel Hill-Carrboro Chamber of Commerce and the Town of Chapel Hill.

Susan Smith of the Orange County Planning Department staff said that she and another member of the staff were the only people scheduled to be at the meeting with Citizens for Airport Planning.

The meeting is to discuss the airport's safety and possible alternatives to its use, Smith said.

"The meeting will be at 8:30 Thursday morning and the only county representatives that will be there are Fred Luce and myself, who are staff members of

the planning department," she said. "Technically, it is not a public meeting."

The airport, built prior to World War II and used during the war as a pre-flight training school for the Navy, has been the subject of controversy because of its nearness to Estes Hill Elementary School and Guy B. Phillips Junior High School.

Smith said that last week, prior to the Friday night crash which seriously injured one man, she and Luce finished going through documents concerning the airport issue and decided to turn to individuals and groups in the community for ideas.

"It was originally planned as an informal meeting between myself, Luce and Andresen," she said.

Andresen called back, Smith said, and asked if she could bring other members of her group to the meeting.

"We initiated it (the meeting) as an informal fact-gathering meeting to be part of an in-house work objective concerning the possible need for a general aviation airport in Orange County," Smith said. "We certainly did not take it as far as it has gone."

She said that Andresen's group was one of several sources they would talk to for the purposes of gathering ideas and information.