

Cloudy and Breezy
High 80-85
Thursday: Showers
High near 80

The Daily Tar Heel

Last day to drop
a class or declare
a class pass/fail

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Israeli violence sparks Arab wrath

NICOSIA, Cyprus — Much of the Arab world bitterly condemned the killing of 19 Palestinians in Jerusalem by Israeli forces, and some extremists vowed Tuesday to exact vengeance against Israel and the United States. The killings at Jerusalem's Temple Mount — sacred to both Islam and Judaism — could drag Israel into the Persian Gulf dispute at a time when it has been trying to avoid just that. Middle East experts in Jordan expressed concern that Monday's deaths might trigger terrorist acts which could be interpreted as Iraqi-sponsored and bring the U.S.-led multinational force and Iraq closer to war. Palestinian terrorist Abul Abbas threatened to retaliate unless the United States cuts its strategic ties with Israel. President Saddam Hussein of Iraq said the deaths brought Israel closer to "the abyss." Iraq called for U.N. action, while the radical Moslem Brotherhood in Jordan called for a Jihad, or Holy War, to liberate Palestinian land.

House to investigate bank's loans to Iraq

WASHINGTON—Despite a request from Attorney General Dick Thornburgh, a House committee chairman refused Tuesday to stop investigating secret loans to Iraq from the Atlanta office of an Italian bank. In a letter to Rep. Henry Gonzalez, chairman of the House Banking Committee, Thornburgh said publicizing the case of Banca Nazionale del Lavoro could jeopardize the Justice Department's criminal investigation of the matter. "This is a sensitive case with national security concerns," he said. A committee hearing, scheduled for Oct. 16, "raises the prospect that culpable parties will elude prosecution," he said. "The purpose of this letter is to express my profound disappointment in your decision to ignore the strong objections of this department," Thornburgh wrote Sept. 26. Gonzalez, D-Texas, said the case, which could cost the U.S. government hundreds of millions of dollars because it guaranteed some of the loans, "involves a serious regulatory breakdown."

8 stabbed during S. African rampage

DURBAN, South Africa — Blacks armed with knives went on a rampage Tuesday and stabbed eight whites, raising the specter of new racial violence, authorities said. About 20 young blacks stole knives from a store and began stabbing people along a beachfront street, police said. "They were in a berserk state and were lashing out with knives at anyone who was near them," witness Robert Trulock told the independent South African Press Association. Two suspects were shot and wounded by police, and seven were arrested, police said. The attack may have been racially motivated, said police Lt. Nina Barkhuizen. Police were investigating the possibility that some participants wore badges of the Pan Africanist Congress, a militant black opposition group, she said.

— From Associated Press reports

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Fee hike proposed in response to cuts

By ASHLEY FOGLE
Staff Writer

A \$600 increase in student fees over a three-year period is one solution being proposed by student leaders to offset the budget crisis on campus. Student Body President Bill Hildebolt and Student Congress Speaker Matt Heyd introduced a proposal for the fee increase to University administrators over the summer. The budget crisis was the primary reason for proposing a fee increase, Hildebolt said. Hildebolt and Heyd drafted the plan

in response to an ad-hoc committee discussion about generating revenue. In the proposal, Heyd and Hildebolt suggested generating revenue by increasing student fees and established guidelines for spending the money. "My gut reaction is that to raise student fees \$600 to pay for things is crazy," he said. "But this is a strange situation. These budget cuts are not going away." Student fees, unlike tuition fees, stay within the school instead of being pooled with other state revenues in the General Fund. Student fees normally are in-

creased by the student body in a referendum vote. "The (written) proposal calls for Student Congress approval," Hildebolt said. "The general concept could be brought to a referendum vote, but we could not (feasibly) have a vote on the specifics." Student Congress would gain full control of student fees if the proposal is adopted. The group now controls student activities fees only. The proposal was submitted to Donald Boulton, vice chancellor of

student affairs, and other members of an ad hoc committee on inclusive fees this summer. Inclusive fees are separate from student activities fees. "The committee was put together to look at the possibility of raising student fees to do various things," Hildebolt said. "(At the time) it was not necessarily to counteract budget cuts, but to enhance what goes on on campus. "Each year, the state gives us (the University) more money, but the University budget also increases more," Hildebolt said. "You have to think about

the long-term well-being of the University. If we have to raise fees, that's something that I would support for this University." The proposal states that the revenue generated from the increase would be divided among various groups. Under the proposal, 25 percent would go to student programs, 20 percent to financial aid, 20 percent to faculty salaries, 15 percent to graduate students' salaries, 10 percent for staff salary increases and

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Police arrest teen linked to assaults

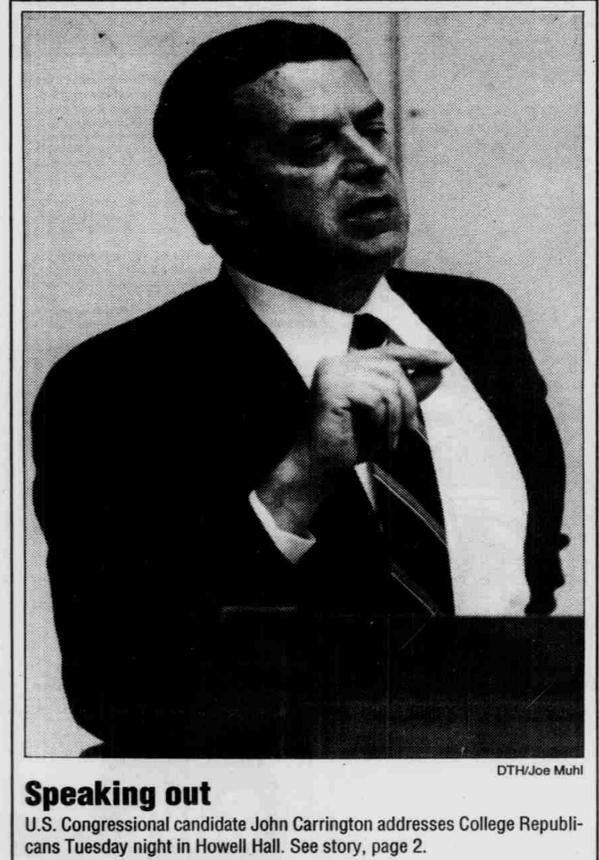
By DOUG FERGUSON
Staff Writer

Chapel Hill police have made an arrest in response to the Sept. 29 attacks on Franklin Street. According to police reports, Henry Green DeShane of 220 Knoll St. in Chapel Hill was arrested Monday and charged with two counts of simple assault. Police officials said DeShane, a 16-year-old Chapel Hill Senior High School student, was released into his parents' custody after a trial date was assigned.

Chapel Hill Police Captain Ralph Pendergraph said the Sept. 29 attacks prompted the police department to assign two special investigators to the case. The investigators issued a warrant for DeShane's arrest after they received information indicating he might be guilty.

Witnesses of the Sept. 29 incident said the trouble started in the Barrel of Fun arcade where UNC student Gray Brooks was assaulted after he refused to give money to three assailants. Brooks said the attackers were teenage males who left the arcade after their "leader" struck him twice. Brooks said although he had decided earlier not to press charges, he changed his mind after a suspect was identified. "Once I found out (the attack) was more than just an isolated incident, I decided to go ahead and press charges," Brooks said. "Possibly, it will stop this

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DTH/Joel Muhl

Speaking out

U.S. Congressional candidate John Carrington addresses College Republicans Tuesday night in Howell Hall. See story, page 2.

Arts and Sciences needs additional funding, Cell says

By ELIZABETH BYRD
Senior Writer

The College of Arts and Sciences will require additional funding reallocated from other University departments to survive the 1990-91 school year, Dean Gillian Cell said. The college's dependence on the state for its funding has put it in a precarious position, Cell said. In general, humanities departments receive fewer donations and research grants than professional schools and health-related areas. Departments were forced to give up supplies, postage and equipment, she said. "We've had to give up so much that it will be very difficult to function for the rest of the year. "We're very, very dependent on state appropriations, so we have less flexibility (than other departments) to draw on other non-state funds," she said. Chancellor Paul Hardin announced Monday that money may have to be reallocated from departments that rely less on state-appropriated funds to areas heavily dependent on state funding. Law School Dean Judith Wegner said she did not expect any funds to be reallocated from the law school. "I don't know the law school's position relative to the College of Arts and

Sciences," she said. "We receive some endowment from alumni and so do they. At this point I don't foresee any more cuts to aid other parts of the University." The supplemental funds, if they are forthcoming, would not compensate for the budget cuts but would allow the college to continue to function, she said. Of the approximately 50 personnel layoffs suggested in departments' budget proposals for this semester, 39 were submitted by College of Arts and Sciences, she said. Because Chancellor Hardin spared personnel by avoiding layoffs, UNC is now left with a \$400,000 to \$500,000 hole in its budget. Ben Tuchi, vice chancellor for business and finance, said money to fill the deficit could be reallocated from a variety of sources, including frozen positions, financial gifts to departments, interest earnings, proposed renovations and the University's bicentennial campaign. Administrators may allow the University to hold off on paying some bills this quarter to make up for the deficit, he said. "We may allow the bills we carry forward quarter to quarter to grow

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Anheuser-Busch loses trademark lawsuit to alumnus

By JENNIFER PILLA
Assistant University Editor

A jury ruled in favor of former UNC student Michael Berard in Anheuser-Busch's trademark infringement case against him in May, but a motion by the company for a judge to overturn the decision still is pending. Because of the motion, the court will not return to Berard the approximately 4,200 T-shirts which were seized when the suit was filed. Berard, who graduated in August, cannot begin selling the T-shirts in question until the case is settled. The company sued Berard for selling T-shirts which featured a drawing of a can similar to a Budweiser beer can with the slogans "Nags Head — the King of Beaches" and "This Beach is for You."

Berard formed a company, Venture Inc., and began printing and selling the shirts in the summer of 1988. He learned he was being sued for trademark infringement in September 1989 when a U.S. Marshal, an Anheuser-Busch lawyer and a private investigator visited the office of his mother, Pauline Berard, and seized 200 of the T-shirts. Robert Reeves, Berard's lawyer, said the judge has no time limit for hearing the motion. "There are no deadlines," he said. "Frankly, these types of motions are very standard. Either side can make them. You just ask the judge to review the evidence and the jury's decision." Berard's mother said his lawyers have asked the judge twice to hear the motion but he has not responded. "He's a federal judge and he can do

anything he wants," she said. "It's hard for me to comprehend. A lot of people cannot believe that a judge can go in and overturn the verdict of a jury." Berard said, "He (the judge) has no one to answer to. He's appointed for life. The only way he can be fired is if he's impeached." If the judge does overturn the verdict, there will be a retrial and Anheuser-Busch could win the assets of Venture, Inc. In the event that Anheuser-Busch does win the suit, Berard will probably have to declare bankruptcy, he said. Lawyers for Anheuser-Busch declined to comment on the case. Mrs. Berard said this was the first time in Anheuser-Busch's history they had lost a trademark infringement case. Reeves said lawyers for Anheuser-

Busch called the dispute an "unprecedented case in American trademark law." The case was unusual because most trademark infringement disputes are settled out of court, he said. "When you're being sued by a big company like this, everybody usually just rolls over and says 'please don't hurt me,'" he said. "Mike stood up to them." Berard has incurred attorneys' fees of about \$35,000 and Anheuser-Busch has spent about \$350,000, he said. Reeves said Berard was attempting to collect for attorneys' fees. "We countersued for something called malicious prosecution in a civil proceeding," he said. "But the judge ruled that one of the criteria necessary for it was missing. Now that the T-shirt

has been vindicated by a jury, the judge could award attorneys' fees." Berard said if the judge upholds the jury's decision, he would sue for lawyers' fees, loss of business and injury to reputation. Berard received payment on a \$27,000 check which was frozen by L.L. Wings Co. when representatives from Anheuser-Busch came to one of the company's stores and seized 4,000 of the T-shirts. Wings, a chain store with more than 25 locations on the East Coast, sold a large quantity of the shirts. Reeves said, "We cross-claimed for breach of contract with L.L. Wings for the \$27,000. That was cleared up during the lawsuit."

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Teachers file grievances against state, FPG center

By MARCIE BAILEY
Staff Writer

Six teachers at the Frank Porter Graham Family and Child Development Center have filed grievances against the state and center because of a regulation that could cost the center's teachers their jobs in October 1991. The teachers, who have worked at the center an average of 16 to 18 years each, will lose their jobs if they are unable to obtain bachelor's degrees by the 1991 deadline. Donna Bryant, director of the Family and Child Care Research Program, said she supported the requirement. Teaching at the center requires extensive knowledge in assessing and evaluating educational plans for the children and working with handicapped children on a personal level, she said. "This is not just a day-care center," she said. The center is giving teachers the choice of obtaining the required credentials or of finding another job, she said. The teachers are caught in the middle, he said. Because the women are in their 40s and 50s, going back to college is difficult, he said.

ers." Alan McSurely, the lawyer handling the teachers' case, said problems originated from the center's emphasizing specialization in education and care for handicapped children. "I believe the main reason for the center's change is that the grant they will receive targets handicapped kids instead of just poor kids," he said. "They (the center) believe to get the handicapped money, teachers should have credentials of the state; that's what has prompted their decision." McSurely said this case was of great national significance because the center was shifting away from ways of helping minority and poor children to helping handicapped children. "This is a major policy shift for the University and federal agencies," he said. "The federal government is turning away from the commitment to give head starts to (financially deprived) kids." The teachers are caught in the middle, he said. Because the women are in their 40s and 50s, going back to college is difficult, he said.

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Special to the DTH/David Minton

Accordioning to John

John Linnell of They Might Be Giants performs an impromptu accordion solo for "Dead" from the group's

latest album, *Flood*, during their Monday night show at The Cat's Cradle.

Roses are red, violets are blue, I'm a schizophrenic, and so am I. — Frank Crow