

The Daily Tar Heel

Volume 101, Issue 119
A century of editorial freedom
Serving the students and the University community since 1893

Chapel Hill, North Carolina
WEDNESDAY, DECEMBER 1, 1993

News/Features/Arts/Sports 962-0245
Business/Advertising 962-1163
© 1993 DTH Publishing Corp. All rights reserved.



IN THE NEWS

Top stories from the state, nation and world

Clinton Signs Brady Bill Into Law at Ceremony

WASHINGTON — As James Brady turned in his wheelchair to watch, President Clinton signed into law Tuesday the most sweeping handgun-control bill in a quarter century.

Cheers and applause erupted in the East Room as Clinton signed the long-fought bill before an audience of law-enforcement officials, mayors, governors, members of Congress and families who had lost relatives to gun violence.

The new law will require a five-day waiting period and a background check on handgun buyers when it takes effect in 90 days. It was named for Brady, the White House press secretary who was gravely wounded and left disabled in the 1981 assassination attempt against then-President Reagan.

Passenger Train Collides With Truck in Florida

INTERCESSION CITY, Fla. — An Amtrak passenger train slammed into a tractor-trailer stalled at a railroad crossing and derailed Tuesday, injuring at least 45 people. The driver of the rig could not be found, authorities said.

Mike Mahoney, an Osceola County fire-rescue dispatcher, said at least 45 were hurt, but the total could be almost double that. The eight-car Silver Meteor, bound for New York from Tampa, was carrying 103 passengers and about eight crew members when the accident occurred in early afternoon, said Sue Martin, an Amtrak spokeswoman in Washington.

Four of the train cars were thrown off the tracks in the accident, she said.

Violence Rocks Gaza Strip As Palestinians Protest

KHAN YUNIS, Occupied Gaza Strip — Palestinians hurled rocks and burned tires Tuesday to protest the army's attacks on PLO gunmen and the lack of progress in peace talks with Israel.

Soldiers wounded 65 Palestinians. It was the bloodiest day of street battles since the Israel-Palestine Liberation Organization accord was signed Sept. 13.

Hundreds of makeshift barriers blocked roads to enforce a three-day general strike called by the PLO.

The violence reflected Palestinians' growing frustration over the lack of change and threatened to complicate negotiations on the handover of Gaza and Jericho on the West Bank scheduled to start Dec. 13.

U.S. Hopes to Resolve Conflict Over Free Trade

WASHINGTON — Heading into a crucial round of negotiations, the Clinton administration suggested Tuesday that there was room for compromise with France in a fight that has blocked completion of global free-trade talks.

Both U.S. Trade Representative Mickey Kantor and Agriculture Secretary Mike Espy indicated that there were ways to resolve the dispute over farm subsidies, which has been the key stumbling block to completing the Uruguay round of trade negotiations.

Kantor expressed hope that the United States and the 12-nation European Community could reach an outline of an agreement covering not only agriculture, but other issues during discussions today and Thursday.

Former KGB Chief Denies Role in 1991 Soviet Coup

MOSCOW — Former KGB chief Vladimir Kryuchkov, the first defendant to testify about the failed 1991 Soviet coup, insisted Tuesday that he did not betray his country and accused his successors of bringing it to ruin. Kryuchkov and eight co-defendants could get the death penalty if they are convicted of conspiring to overthrow Mikhail Gorbachev and restore hard-line Communist rule.

Kryuchkov and the other defendants contend that they were trying to preserve the Soviet Union, and they wanted the coup to be nonviolent. But three protesters died in a clash with armored vehicles in Moscow, and the coup's failure accelerated the collapse of Soviet power and the rise of Russian President Boris Yeltsin, who led opposition to the putsch.

THE ASSOCIATED PRESS

Weather

TODAY: Mostly sunny, cool, high near 50.
THURSDAY: Partly cloudy, high upper 50s.

Congress to Vote on DTH Referendum

BY DAWN BRYANT
STAFF WRITER

Student Congress will tackle a full agenda that includes bills and referendums involving The Daily Tar Heel, The Carolina Review, Student Television and campus homosexual groups at 7:30 p.m. today in T-5 Carroll Hall.

Congress members will decide whether to allow the student body to vote in February to remove references to the student newspaper from the UNC Student Government Code and election laws, because the publication no longer receives student funding.

The last year that the DTH received funds from student fees was 1992; the paper is self-sufficient and operates on advertising revenue.

Andrew Cohen, Dist. 6 representative and a member of the DTH Board of Directors, said he introduced the referendum because he thought Student Congress should not have control over internal affairs of the DTH because it no longer received student fees.

"Student Congress has held on to obsolete provisions to control the DTH," Cohen said. "We should have the DTH run as an independent organization without government regulation."

But Rep. Bret Batdorff, Dist. 23, said he opposed the referendum, which was reported unfavorably by the rules and judiciary committee, because the DTH was not totally independent. "I firmly believe that the DTH is not truly independent because it is housed in the Student Union, which was built by student fees," Batdorff

said. Batdorff added that the computers in the DTH office also were purchased using student fees.

"Students should still have a voice in their paper," he said. The referendum would dissolve the already defunct media board, which once handled the finances of student publications, and would no longer require the DTH Board of Directors to have three members appointed to the board by the congress speaker, the finance committee and the student body president.

The referendum also would remove the DTH from election laws because the DTH editor no longer is elected by the student body. The editor now is selected by a board composed of students and DTH reporters. Kevin Schwartz, the DTH's general

manager, said opposition to the referendum was inconsistent with the treatment of other student groups.

"The DTH is among 250 campus organizations recognized by the University and able to have space in the Union," he said. "They are trying to hang on to any control of the Tar Heel they have."

Congress members also are set to vote on a bill that would appropriate \$600 to the Carolina Review, a conservative publication that published its first issue in October.

Charlton Allen, Carolina Review publisher, said the Review had requested \$4,795 to bring conservative speakers to campus and cover printing costs, but congress' finance committee reduced that amount to

Please See CONGRESS, Page 5

Colonel Chutney's Closes Its Doors

Bar Owners Say They Want Time for Families, Careers

BY KATHRYN HASS
STAFF WRITER

Say good-bye to the \$2.95 Zombie. Colonel Chutney's signature drink disappeared when the popular West Rosemary Street bar closed its doors permanently Tuesday night.

A combination restaurant and bar called Pantana Bob's soon will occupy Chutney's old building.

The new business owner will be Bennett "Bo" LaPrade, but Chutney's co-owners Alex Porter and Brian Smith will maintain ownership of the property.

Porter and Smith, both University graduates, have decided to pursue other career interests and devote more time to their families.

"It's been a lot of fun," Porter said. "I was ready to do something else after 15 years."

Smith said trying to run a bar while finding time to spend with his family were not compatible, and he agreed it was time to move on to another venture.

"(Porter and I) both had things we were interested in doing," he said.

"There are a lot of mixed emotions. I've been in the business for 20 years."

Although Chutney's regulars will miss the drink specials and cheap beer, Smith said Pantana Bob's would beautify the entire lot with LaPrade's planned renovations.

Pantana Bob's is scheduled to open sometime between mid-January and February 1994 after the renovations are completed and the proper building permits are acquired.

LaPrade owns two Pantana Bob's restaurants in Raleigh and Greenville, S.C., and three other separate operations in those cities.

"It's going to be casual," Porter said. "It will be heavily oriented, I believe, toward the campus."

Colonel Chutney's opened in 1979 as a restaurant offering three meals a day.

Over the years, Porter said he watched the late-night clientele become almost exclusively college students.

Because UNC students are looking for entertainment as well as food, Porter said that Chutney's became a club in January 1993.

Chutney's regular customers said they were sad the bar would be closing because no other bar could provide the same atmosphere.

"I've been coming here for a year. It makes me sad and, quite frankly, I can't think of another place to go," said Ema Ritchie, a frequent Chutney's patron who spent some time at Chutney's on closing night.

Regular customer Mark Hamalainen agreed.

"I think that's the big part — searching out a place to go."

Bartender Pat McGuire said he hoped the new bar kept the same atmosphere that Colonel Chutney's had had during the past 15 years.

"We had a nice mix of people that came in here. Everybody really mingled really well here," he said.

"I'm going to miss it. When this place opened, I was probably one of their first customers. It's just a good neighborhood bar."

John Mayben, another regular, said Tuesday night that he had met his wife at Chutney's four years ago and was unhappy the bar was closing its doors.

"It's sad. I'm going to miss it."

"There is no need to encourage (suspects) to file complaints," he said. "It makes people cautious to do something about crime."

Fox disagrees. "There's nothing wrong with someone apprehending a suspect," he said. "They just can't stab him."

Sender said N.C. statutes recognized the defense of property but stated that a person never could use more than "reasonable force," which is a nebulous term left to the discretion of juries.

"I think we have a society where people are afraid," Sender said. "As society gets more violent, we will see more cases like these."

Please See DEFENSE, Page 2

Quilt Starts World AIDS Day Events

BY RACHAEL LANDAU
STAFF WRITER

More people died from AIDS in the past 10 years than died in World War I.

Between June 1981 and December 1992, more than 170,000 people died of acquired immune deficiency syndrome in the United States, and the number grows larger each day, according to the National AIDS Hotline.

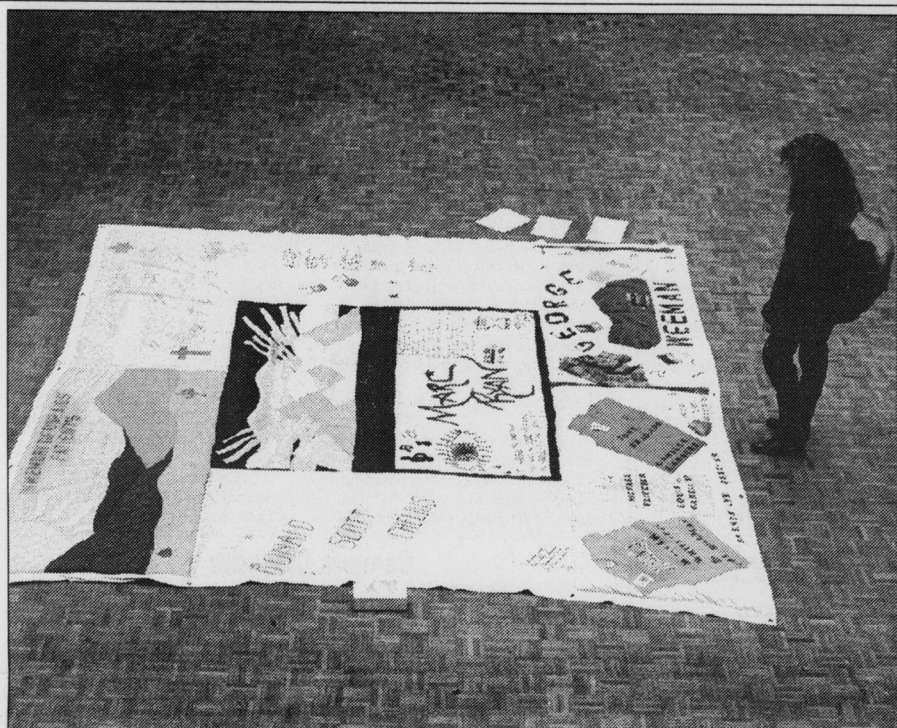
Twenty-four panels of the International AIDS Memorial Quilt, which commemorates AIDS victims, were displayed Tuesday in the Great Hall in honor of World AIDS Day, which is today. The quilt display was the opening event in UNC's three days of AIDS awareness programming, which will include several panel discussions.

"I think this is a great opportunity for the public to really see how AIDS has affected the lives of the victims and especially their loved ones," said

Sherry Stanfield-Oakley, a research analyst in the UNCLineberger Comprehensive Cancer Center, said she felt like crying after seeing the quilt.

"The quilt is a really nice tribute," she said. "It puts feelings on facts. It shows that AIDS isn't just about statistics." The quilt originally began as a commemorative exhibit in San Francisco to alert the public of the number of people who had died of AIDS in the area, said Al Calarco, a member of the UNC World AIDS Day Committee and an associate director of student and staff services for the University housing department.

At the time, there were 1,000 reports of AIDS victims in the San Francisco Bay area.



Shelly Senterfitt, a senior from Atlanta, reads the names on a section of the AIDS Memorial Quilt on Tuesday in the Great Hall. Senterfitt said she planned to make a panel for the quilt in memory of a friend who recently died of AIDS.

Now the quilt consists of 25,000 panels,

each of which represents an individual AIDS victim. Friends and relatives of victims volunteer to make the cloth panels, which feature the name of the victim and quotes and pictures that describe the person.

The quilt has been displayed around the world. Last fall, the entire quilt was displayed in Washington in the lot of Washington Memorial.

Mona Sinno, a senior from Durham and a volunteer at the quilt display, said that in one hour, she had seen three people who knew people dying of AIDS.

"I wish I could see all of (the quilt)," she said. "A lot of love and care went into it. It is amazing."

Shannon Casey, a freshman from Greenville, had seen the quilt previously in Morehead City at an AIDS ceremony and was affected by the display because she saw two pieces honoring friends of hers.

The full exhibit in Morehead City was so large that Casey said it took three hours to see all the sections. "It made you think a lot about how each panel was such a

Please See QUILT, Page 5

Attorney Says Simpson's Case Shouldn't Be Capital

BY BILL BLOCKER
STAFF WRITER

The defense attorney for the 18-year-old who was charged this summer with the murder and the attempted rape of Estes Drive jogger Kristin Lodge-Miller does not believe his client should face the death sentence.

Orange County Public Defender James Williams filed a motion Nov. 18 with Orange County Superior Court for a pretrial hearing to determine whether the trial of Anthony Georg Simpson would be a capital or noncapital case.

In the motion filed with the superior court, Williams asked the court to try the case as a noncapital first-degree murder case rather than a capital case.

On July 15, Chapel Hill police charged Simpson of 127 Essex Drive with first-degree murder and first-degree attempted

rape.

"(The) defendant denies that he was attempting to or intended to rape Ms. Lodge-Miller," Williams wrote in the court motion. "(The) defendant further alleges that the evidence in this case falls far shy of being substantial evidence necessary to convince a rational trier of fact beyond a reasonable doubt that Anthony Simpson was attempting to rape Ms. Lodge-Miller."

But Orange-Chatham District Attorney Carl Fox said the state intended to try Simpson in a capital case, which is ex-

pected to be heard in court at the beginning of 1994.

Fox said a capital case required at least one aggravating factor in the crime.

"A killing done in conjunction of a robbery, rape, kidnapping, burglary... that sort of thing," he said. "A person having committed a felony like that or a murder before (would be eligible)."

Fox would not say which of these factors applied in Simpson's case.

"(The defense) is trying to eliminate the possibility of one of the aggravating (factors)," Fox said of the motion.

Williams also asked that the judge sequester the jurors before and during the jury-selection process because of the adverse publicity surrounding the incident.

When jurors are sequestered, they are put into isolation so they are not influenced by outside factors such as the media or friends.

"There has been an emotional public forum that has been broadcast live, and there have been numerous letters and editorials published by irate citizens," Williams wrote. "This case has been the subject of massive and repeated newspaper coverage. In several months since the shooting, there have been over 50 newspaper articles, including approximately 25 front-page articles."

He noted that because of the publicity, the jurors should be interviewed extensively to ensure a fair trial.

"It will be necessary to examine jurors very carefully regarding their familiarity with the case, the deceased, the impact of publicity on their ability to be fair and impartial, and other features related to this case," Williams said.

Williams wouldn't comment on whether publicity would cause him to seek a change of location for the trial.



District Attorney CARL FOX says the state still will pursue the death penalty.

Clerk Who Wounded Would-Be Thief Sparks Debate Over Self-Defense Law

BY ANUBHA ANAND
STAFF WRITER

In 1986, Bernhard Goetz's case — the trial of New York City's subway vigilante who shot four teenagers after they approached him for money — revved emotions and opened a national debate on self-defense.

That same year, The National Review asked, "Is government on the side of thugs?" An article in MacLeans magazine called Goetz "An underground hero."

In Durham, Michael Seagroves is being tried for voluntary manslaughter in the shooting of 15-year-old Jamal Elliott and his friend, 16-year-old Clifton Hester, who broke into Seagroves' garage.

"Michael Seagroves is the Bernhard Goetz of suburban Durham," said Ben Sender, a public defender in Durham's appellate court system and editor of "North Carolina Crimes," a handbook on state law. "He's a lightning rod for people who say they're tired of being afraid."

Police say that when Elliott and three friends broke into Seagroves' garage, Seagroves fired six shots as the teenagers fled, killing Elliott with four shots in the back and wounding Hester. Some argue that Seagroves had a right to protect his home; others wonder why Elliott had to die for that right.

Sender and other public officials worry about the message sent by cases such as Seagroves'. With the recent frenzy over

rising crime, the public's paranoia sometimes prompts people to overstep legal boundaries.

In Chapel Hill last week, a store clerk was charged with stabbing a would-be robber in the arm and leg. Police said the man pretended to have a gun in his pocket and demanded money from Nick Craw, a clerk at the Franklin Street Market.

Craw grabbed a machete from underneath the counter and chased the suspect down the street, according to reports.

Some think Craw did the police a favor by catching Larry Laws, 24, of 806 Briggs Ave. in Durham — a man charged with armed robberies at three other local stores.

Others believe that Craw broke the law, including Orange-Chatham District Attor-

ney Carl Fox, who said state law did not allow someone to chase a retreating suspect with a weapon.

Sjouk Overdyk, a Chapel Hill resident, said Laws should not have had the option to press charges against the man he intended to rob. Overdyk said he was so angry after reading about the incident that he called Fox last week to complain.

"I would encourage every citizen to do what they can to stop these people and catch them," he said. "(Craw) was brave."

Overdyk said he was alarmed by the amount of crime in Chapel Hill. He said crime here was worse than in the last town in which he lived — Ridgewood, N.J., a commuter town just outside of New York City.

My heart is pure as the driven slush.

Tallulah Bankhead