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IN THE NEWS

Top stories from the state, nation and world

Serbs Reject Yugoslavian 'Last-Chance' Peace Plan

SARAJEVO, Bosnia-Herzegovina — Bosnian Serbs overwhelmingly rejected what was billed as a last-chance peace plan, but the Russian foreign minister on Monday urged them to reconsider.

The results of the Bosnian Serb referendum were no surprise in Sarajevo.

Officials at Bosnian Serb headquarters in Pale, east of Sarajevo, said about 90 percent of those voting in the weekend referendum had rejected the plan crafted by the United States, Russia, France, Britain and Germany. Final results were to be announced Wednesday.

But the answer was clear, and it deepened prospects that the 28-month-old Bosnian war, would spiral out of control.

Rwanda, Zaire Hold Talks To Solve Refugee Problem

GOMA, Zaire — Zaire and Rwanda's Tutsi-led government held U.N.-sponsored talks Monday to find ways to persuade more than 1 million Hutu refugees to return to Rwanda.

Filippo Grandi of the U.N. High Commissioner for Refugees office met with Zairian officials and the Rwandan Patriotic Front, but the meeting ended without a resolution. They are to resume talks today.

The success of the talks, however, depends on support from Rwanda's former Hutu-led government, which was overthrown in July by the Tutsis. Exiled Hutu leaders in Zaire say they will ask refugees to return only after the Tutsis agree to share power and U.N. peacekeepers ensure the refugees' safety.

Report Shows USAir Pilot Did Not Receive Warning

CHARLOTTE — The pilots of USAir Flight 1016 missed a wind shear warning for all of Charlotte-Douglas International Airport just seconds before the DC-9 crashed and killed 37 passengers, FAA tapes revealed Monday.

The pilots, approaching the airport in a driving rainstorm, heard a wind shear warning for the airport's northeast quadrant, but the plane was in the northwest quadrant at the time.

Capt. Michael Greenlee and First Officer James Hayes had switched from one radio frequency to another shortly before the all-points warning was issued, said Phil Loftin, manager of the air traffic control tower at the airport.

Simpson Defense Lawyers Say Detective Was Racist

LOS ANGELES — O.J. Simpson's attorneys argued Monday that a detective showed racism through his own words, while the officer's lawyer claimed his client was being destroyed by "truth-be-damned" defense tactics.

The racial issue, which has simmered throughout the Simpson case, broke out in open court during a fractious hearing on whether the police department should turn over the personnel files of Detective Mark Fuhrman and three other homicide detectives.

The defense told Superior Court Judge Lance Ito that Simpson needed Fuhrman's records to see if the officer was a racist and a liar. Ito did not rule immediately on the request.

5 Drug Officers Presumed Dead After Plane Wreck

LIMA, Peru — Rain and clouds kept rescuers Monday from reaching a plane that crashed carrying five U.S. drug agents in a remote area of Peru's cocaine-producing jungle.

U.S. officials held out little hope the agents were alive. The plane crashed Saturday afternoon in a heavily forested region of the Upper Huallaga Valley, where most of Peru's illegal coca crop is grown.

Drug Enforcement Administration and Peruvian officials found wreckage believed to be the plane Sunday in the Andes foothills about 285 miles northeast of Lima, the DEA said.

Rescue teams left Tocache, 15 miles from the crash site, at dawn Monday, but heavy rain and low clouds prevented their helicopters from landing, said Maj. Marcos Velasquez of the Peruvian air force.

THE ASSOCIATED PRESS

Weather

TODAY: 20-percent chance of rain; high mid-80s.

WEDNESDAY: 30-percent chance of rain; high upper 80s.

Hardin: Audit Reporting Guidelines Unclear

BY AMY PINIAK
UNIVERSITY EDITOR

Having the internal audit director report directly to the chancellor would give more credibility to the auditing process, Chancellor Paul Hardin said Monday.

Acting on recommendations from the state auditor's office, Hardin said that effective Sept. 1, the Internal Audit Department would report to him instead of to the vice chancellor for business and finance.

Hardin's actions came after a state investigation found that UNC Internal Audit Director Edwin Capel had regularly failed to file reports of financial irregularities. State Auditor Ralph Campbell found that Capel did not file audit reports in at least six instances. The investigation found that although Capel's office had spent about

5,277 hours — more than two years of labor — on audits over the past eight years, the reports had never been released.

Hardin said that at 13 of UNC's 16 campuses, the head of the audit department reported to the chief financial officer. In Chapel Hill, that person is Wayne Jones, vice chancellor for business and finance, who in May asked Campbell's office to investigate allegations about the Internal Audit Department. At the other three campuses, Hardin said, the head auditor reports directly to the chancellor.

Despite the change in how the audit will be reported, Hardin said he did not blame the chain of command or Jones for the missing reports.

Hardin said Monday that he planned to better formalize the guidelines surrounding what types of reports must be issued.

He added that he thought Capel had simply used bad judgment and had not known what should be reported.

In his report, Campbell said he would "strongly recommend" that the internal audit director report directly to a Board of Trustees audit committee instead of to the vice chancellor for business and finance. The state auditor issued a similar recommendation in 1989 after finding that some reports were never being issued to the Board of Trustees.

Although Hardin decided that as of September the internal audit director would report to him, he said auditors should not report to the BOT. The issue should stay on campus where he could observe the day-to-day operations, he said. Most BOT members do not live in Chapel Hill.

Hardin said guidelines for filing reports

were unclear. In an audit of the business school, Capel said he "felt it reasonable not to continue the school's 'bad press,'" the report states. Although officials acknowledge that the school's previous problems had been taken care of, they said they had been unaware of the "issues of concern" that Capel mentioned in the state's report.

Capel said that at the time of the audit, the school had been recovering from cases of embezzlement and of missing equipment items, Campbell's report states. Capel was asked to look at the school's operations "to see if there were any other areas that were deficient," he said. Capel said he had used two or three other staff members to assist him. The Internal Audit Department spent 472 hours on the audit, according to the state report.

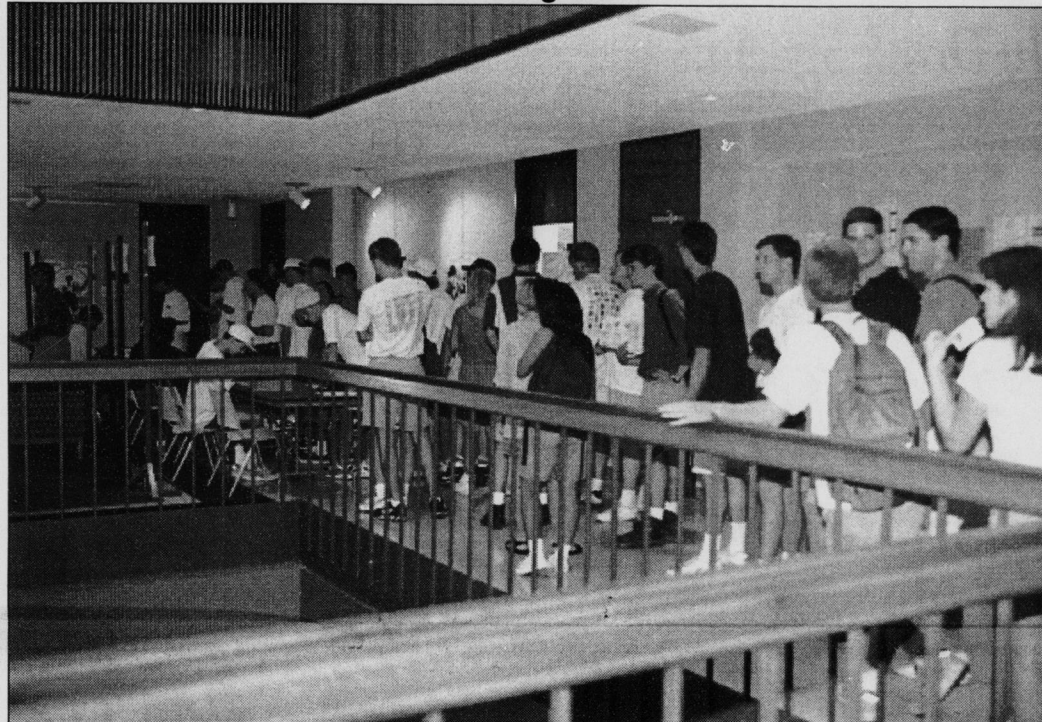
During the audit, Capel said, "issues of

concern came to my attention." He said he met with school administrators "to discuss the deficiencies or noncompliance issues noted and the changes that had been made or improvements accomplished."

Kathy Phillips, the business school's media relations manager, said she had met with Dean Paul Fulton Monday to discuss the state audit report. When asked about the issues Capel cited, Phillips said, "We don't know what the other issues are that Capel could be referring to."

Jack Evans, who was dean of the business school at the time of Capel's audit, said that there had been no problems and that he had asked the Internal Audit Department to do a routine internal audit. "The audit was conducted according to practice and procedure," he said. "We expected a report but didn't get it."

Passing Out



Students stand in line on the second floor of the Student Union Monday afternoon to pick up their athletic passes for the 1994-95 school year. Passes will be distributed to off-campus students all week from 11 a.m. to 1 p.m. and from 4 p.m. to 6 p.m. today through Thursday.

DTH/KATIE CANNON

Police Cite Bars For Overcrowding

BY JAMIE KRITZER
CITY EDITOR

Students and barflies crammed local watering holes to great capacity over the weekend — too much for some bars.

Four bar owners were arrested and charged with overcrowding during the students' first official weekend back at school. And those numbers couldn't be ignored, Chapel Hill police Chief Ralph Pendergraph said Monday.

"I think these are more than I've seen issued," Pendergraph said. "The fire department over the last year has put some more emphasis upon it."

This crackdown is meant to alleviate the possibility of crowd violence and unsafe passageways in the often packed bars. And fire inspectors and police would continue to make their rounds, which should send a warning signal to bar owners, said one owner who was cited this weekend.

"The fire marshal said that he would be doing this every week," said Jon Noyes, owner of West Franklin Street's Local 506. "He apparently will be doing this a lot."

Noyes added that he thought the inspections weren't a good idea. "For the limit of time it occurs, there was such a limited chance of fire breaking out."

He said he was forced to clear 40 people out of the club in 10 minutes Saturday night. Noyes complied, ushering several dozen bar-goers into the street between acts at Sleaze Fest, a festival of local and regional bands.

The evacuation did not come without a price. Noyes said that when he had removed the 40 people from his bar, he had given each customer \$10 back to compensate for their not being able to see all of the bands featured in the festival. This \$400 doesn't include how much bars are charged for violating the code when they appear in court.

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No Ruling Yet on Aune's Case Against University

BY KARI COHEN
STAFF WRITER

HILLSBOROUGH — The ongoing legal battle between former Associate Dean Kirk Aune and UNC continued in Orange County Superior Court in Hillsborough on Monday afternoon, with nothing decided upon except another court date.

Judge Anthony Brannon heard arguments in the University's motion for a summary judgment. If Brannon rules in the University's favor, the case will be dismissed. If not, the case will go to trial. Aune is asking for damages in excess of \$1 million.

On Monday, Aune's counsel, Al McSurely, presented a brief of his arguments to Brannon before the two sides argued for two hours. Both sides agreed to meet sometime later in the week to continue the motion. Only one out of three complaints by Aune — a complaint of retaliatory discharge and discrimination by UNC — was argued to completion on Monday.

The two remaining complaints concern a misrepresentation issue and Aune's claim that his wrongful termination and its surrounding events caused him severe emo-

tional stress.

McSurely was pleased with the way Brannon handled Monday's proceedings.

"I was pleased with him reading through the brief and the way he paid attention in there," McSurely said. "As I tried to point out, it was kind of a dry bunch of paperwork."

In his coming judgment, Brannon may dismiss the entire case, dismiss only one or two of the complaints, or rule that all three complaints must be brought to trial.

David Parker, an attorney for the University, argued on Monday that Aune's complaint of retaliatory discharge and discrimination had no merit, while Al McSurely presented contrasting facts and painted a picture of willful wrongdoing by UNC School of Medicine administrators.

Aune, formerly the associate dean for information systems at the medical school, filed his lawsuit in July 1993, three months after his contract was not renewed by a medical school committee. His contract expired April 30 of this year.

Aune claims his contract was not renewed as a direct result of his investigation into financial misdoings by employees

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TEP's House Safe From Lawsuit

BY JENI COOK
STAFF WRITER

A lawsuit against the Tau Epsilon Phi chapter at George Washington University no longer holds the future of UNC's TEP house in limbo, according to UNC TEP president Kevin Berman.

Berman, a senior from Chicago, said national fraternity officials would make sure UNC's TEP chapter did not lose its house, which is located at 216 E. Rosemary St.

UNC's TEP chapter, which is owned by TEP's national fraternity, has been on campus since 1924.

"Our nationals are looking out for us," Berman said. "They will find some other way to pay."

"Not only is it in our best interest, but it is also in the national's best interest to make sure we don't lose our house," Berman added.

The future of the house came into question in the fall of 1993, when the members of the local TEP chapter at George Washington, 18 months into a five-year lease, claimed they could no longer honor the terms of the contract.

The three investors involved, Gary Weinstein, Jeffrey Marston and Richard Levy, who leased the house to the George Washington TEP chapter, filed suit in fall 1993 against the George Washington fra-

teraternity chapter.

Charlotte attorney Robert Bernhardt, who represents Weinstein, Marston and Levy's case in North Carolina, said earlier this summer that his clients then had begun looking at other assets which were owned by the national fraternity as a means of payment.

The investors say they delivered the national lawsuit. But National TEP officials said they were never even notified of the suit until it came to North Carolina at the beginning of July.

The national fraternity was in the process of moving headquarters from Atlanta to New Jersey when the papers were delivered.

Washington, D.C., Superior Court Associate Judge Jose Lopez ordered this sum-

mer that TEP pay \$197,472 in damages, with interest from March 25 and court costs.

According to Orange County records, Chapel Hill's TEP house is valued at \$329,336.

National TEP officials said they believed Lopez had ruled against them partly because they had failed to respond to the lawsuit.

Weinstein said yesterday that he and his partners had filed the lawsuit properly and that national TEP officials were in fact aware of the lawsuit.

But TEP officials say they never saw a copy of the lawsuit.

TEP Fraternity Inc. recently filed a motion to reopen the case after Lopez ruled against them.

Weinstein said that to counter TEP's recently filed motion to reopen the litigation, he and his clients had also filed a motion. The motion states that TEP knew about the suit and in fact had been served with a copy of the papers, according to Weinstein.

"TEP owes us about \$200,000," Weinstein said Monday. "We don't care where the fraternity gets it. We just want our money."

TEP Fraternity Inc. and Weinstein, Marston and Levy are now waiting to hear Lopez's decision on whether or not to reopen the case.

KEVIN BERMAN
TEP president

Editor's Note

The Daily Tar Heel wants you. The DTH is looking for enthusiastic, motivated students to take part in its daily production.

Desk editors need editorial writers, reporters, photographers, copy editors, graphic artists, cartoonists and design/layout artists.

A DTH interest session will be held today at 7 p.m. in the Union Auditorium for interested students to learn about the paper.

Applications are available in the DTH office, Union Suite 104. Applications for editorial writers are due by 5 p.m. Wednesday. All other staff applications are due by 5 p.m. Friday.

Please call the DTH newsroom at 962-0245 with any questions.

Students Can Voice Opinions on Government at Open Meeting

BY JUDY ROYAL
ASSISTANT UNIVERSITY EDITOR

Students interested in getting involved with student government or just learning about the organization are invited to meet the faces behind the scene on Thursday.

Student government will hold an interest meeting at 7 p.m. Thursday in Hamilton 100. So far, more than 500 students have expressed interest in getting involved with the organization. Chief of Staff Philip Charles-Pierre said the meeting would give committee secretaries and other officers the chance to meet potential supporters and organize areas of involvement. "This meeting will enable us to organize the

machine for the entire year," Charles-Pierre said.

A large majority of the 500 supporters were freshmen because of a huge effort to generate interest at Pit meetings during C-TOPS, he said.

With almost 10 committees and various projects, he said finding a place for such a large number of students would not be a difficult task.



PHILIP CHARLES-PIERRE says more than 500 students are interested in Student Government activities.

"The only problem I foresee is keeping everything organized," Charles-Pierre said. "But with the great staff we have, I don't think that will be a problem."

At the meeting, each committee secretary will present an overview of his or her area and potential projects for the year. Major projects include a proposal for a 24-hour study center, a Student Bill of Rights to inform students of academic expectations at the University, a handbook for new students and a computer literacy program aimed at expanding the number of computers available to students on campus.

Students also would receive a brochure about student government with pictures of the officers so they could become more

acquainted with the organization, Charles-Pierre said.

The meeting is not only for those who have already signed up to participate in student government but also, more importantly, for students who haven't had the chance to express their interest yet, said Lee Conner, student body co-secretary. "The more people we have as human resources, the more we can get done," he said.

"This meeting's a real launching pad for the year," Conner said. "We've got a lot of pilots for the space shuttle, but we need a crew."

Donyell Phillips, student body vice president

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A lie can travel halfway around the world while the truth is putting on its shoes.

Mark Twain