

# The Daily Tar Heel

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## IN THE NEWS

Top stories from the state, nation and world

### U.S. Will Continue Military Buildup Efforts in Kuwait

KUWAIT — Skepticism over Saddam Hussein's intentions prevailed Tuesday, with the United States and its allies continuing their massive military buildup in the Persian Gulf despite reports that Iraqi troops were pulling away from Kuwait.

Washington, D.C., was assembling its biggest military force since the 1991 Gulf War to face down the Iraqi leader. Tens of thousands of Americans were still ordered into the Gulf along with hundreds of the most potent U.S. aircraft and warships.

The Pentagon acknowledged some of the 80,000 Iraqi units menacing Kuwait might be "moving from their combat positions." Baghdad claimed its forces began moving Monday night to a position north of Basra, 35 miles north of the Kuwaiti border.

### American Soldiers Seize Haitian National Palace

PORT-AU-PRINCE, Haiti — Hundreds of U.S. troops took over the National Palace on Tuesday, sweeping away the last vestiges of Haiti's military-backed administration before President Jean-Bertrand Aristide's return.

About 500 American soldiers entered the sprawling white building and other ministries, escorting out employees of the government set up by the military leaders who overthrew Aristide in 1991.

Aristide's Cabinet ministers fired all employees hired under a civilian figurehead government installed in May by military strongman Raoul Cedras, who resigned Monday.

Aristide supporters crowded outside the gates of the palace grew agitated when they saw public hospital director George Dubuche trying to leave.

### Ruble Drops, Exchanges Out of Money in Russia

MOSCOW — Shock waves from "Black Tuesday" spread as money exchanges ran out of dollars and merchants and shoppers scrambled to squeeze as much as they could from a plummeting Russian ruble.

The ruble lost one-fourth of its value against the dollar Tuesday in the worst one-day plunge since 1992. It closed at 3,926 to the dollar at the Moscow Interbank Currency Exchange, a drop of 845 points.

The Central Bank, which spent billions of dollars to prop up the ruble this year, unleashed the panic when it stopped buying dollars last month. Some called the move an attempt to punish speculators.

Exchanges closed after selling out of dollars and kiosks shut while fledgling capitalists marked up merchandise.

### Streetcars Restart Service After Sniper Hits in Bosnia

SARAJEVO, Bosnia-Herzegovina — U.N. peacekeepers helped get Sarajevo's streetcars running again Tuesday by providing armored escorts and sitting in some windows exposed to sniper fire.

Streetcar service was suspended Saturday after gunfire believed to have come from Serb positions ringing the Bosnian capital killed one passenger and injured several.

Armored personnel carriers drove alongside some trams over the lines' most dangerous sections. The escort was requested by Sarajevo officials, who accused U.N. peacekeepers of not doing enough to stop sniper attacks. U.N. spokesman Claire Grimes said late Tuesday there had been no reports of sniper fire.

### Report to Recommend No More Action Against Espy

WASHINGTON, D.C. — A White House report on Mike Espy's ethical conduct will recommend no further action against the outgoing agriculture secretary, an administration official said Tuesday.

The official, speaking on condition of anonymity, said White House Counsel Abner Mikva's report had been turned over to Chief of Staff Leon Panetta.

Espy's Oct. 3 resignation announcement and his decision to reimburse the government for expenses and private groups for gifts he accepted left the White House requiring no further corrective action, the official said.

THE ASSOCIATED PRESS

## Weather

TODAY: Increasing cloudiness; high 60-65.

THURSDAY: Mostly cloudy; high in the 60s.

# University Withdraws Appeal in Edwards Case

## Attorney Says UNC Will Wait Until SPC Decision Before Deciding to Refile

BY ANDREW RUSSELL  
STAFF WRITER

The University has withdrawn its appeal to the judge's decision in the Keith Edwards discrimination case, Edwards' attorney Al McSurely said Tuesday.

University Attorney Tom Ziko, a lawyer in the education section of the state attorney general's office in Raleigh, said Tuesday that the University had withdrawn its appeal until the State Personnel Commission decided how much pay or

attorney's fees, if any, would be awarded to Edwards.

Orange County Superior Court Judge Gordon Battle ruled in July that Edwards should receive back pay to 1987, attorney's fees and a retroactive promotion to University Police Sergeant. He ordered the State Personnel Commission to decide what would be awarded to Edwards.

The University filed the appeal in August and withdrew it on the grounds that it was filed prematurely, McSurely said.

The University is waiting until the State Personnel Commission's litigation is complete before they refile the appeal, Ziko said.

"At this time, the case is not ripe for appeal," Ziko said.

University Police officer Keith Edwards

is pressing a grievance suit against UNC which alleges that University Police discriminated against her when it promoted another officer to sergeant in 1987.

Edwards said the seven-year suit had taken its toll on her. She has been on leave since June 14 because of stress.

"I'm fragile," Edwards said. "It's almost impossible to work and fight this at the same time."

Edwards, who is scheduled to report back to work on Monday, applied for the job of crime prevention officer Sept. 30 but has yet to receive any notification from University Police.

"I interviewed all day long," Edwards said. "They have always let you know whether or not you got the promotion within a week, and it's been two weeks. If

they're not going to give me the promotion, then they should let me know."

University Police Chief Alana Ennis was not available for comment Tuesday.

If the State Personnel Commission rules in favor of Edwards, the University will refile the appeal, but if they rule against her she will be forced to appeal the commission's decision, McSurely said.

The State Personnel Commission has ruled against Edwards twice before, once in 1989 and again in 1993. Both times the commission overturned the judges' rulings that Edwards had been discriminated against.

"The State Personnel Commission does not want to find the University guilty of discrimination because the University's federal funds will be jeopardized,"

McSurely said.

Edwards sees the latest move by the University as another attempt to delay the judicial process.

"It's just delay, delay, delay because they know the SPC is the weakest link in my grievance," Edwards said.

She said the University was once again delaying a process that had already taken seven years. She cited the Blackmore vs. Friday case, referring to another discrimination dispute that took the University 17 years to settle. The University won that case after some of the plaintiffs had died.

"They want me to either die or give up and call it quits," Edwards said. "I'd rather die than give up. I'll never give up. I have been wronged and enough judges have told me that."

## Ground-Breaking Couples Register Under New Law

BY CHRIS NICHOLS  
CITY EDITOR

CARRBORO — All the hoopla surrounding Carrboro's domestic partners ordinance was put to rest in relative quiet Tuesday morning.

Perceived by many as an ordinance to give homosexuals the same rights as married couples, the first partners to register under the ordinance were a heterosexual couple — Chuck Morton and Wendy Wenck, who weren't expecting a media circus and 15 minutes of fame.

But the press wasn't there to see Morton and Wenck. The press was there for the first gay couple to register, Mary O'Melia and Wendy Weber.

For O'Melia and Weber, the first homosexual couple to register, the entire process took about 10 minutes. They sat chatting quietly in the office of Carrboro Town Clerk Sarah Williamson. Flash bulbs and television cameras surrounded them. The ceremony was over at 9:13.

By 2:30 Tuesday afternoon, three couples — a heterosexual couple, a lesbian couple and a male couple had registered.

At the press conference following the signing, O'Melia read from a brief, prepared statement.

"Wendy and I are honored to be the South's first registered domestic partners," O'Melia read. "Gay men and women have been forming domestic partnerships throughout history. Only the formal recognition by our community is novel enough to warrant this attention."

"Like many couples, heterosexual, gay and lesbian, we met and began to like and then love each other. Out of that love grew a commitment to care for each other and a desire to express that commitment. Our relationship is life-giving and a genuine blessing to both of us every day."

Carrboro Alderman Mike Nelson, North Carolina's only openly gay elected official, also spoke at the press conference.

"I think it's very important because this shows that the legislation here in Carrboro works for all nontraditional families,"



DTH/CRAIG JONES

Wendy Weber and Mary O'Melia are the first homosexual couple to register as domestic partners in the Town of Carrboro. The Board of Alderman passed the domestic partners ordinance Sept. 20.

## Coming Out Day Supports Homosexuals

BY KATHRYN TAYLOR  
STAFF WRITER

Bisexuals, Gay men, Lesbians and Allies for Diversity (B-GLAD) celebrated National Coming Out Day on Tuesday in the Pit with a guest speaker and an open microphone so people could share their coming out stories.

Members of B-GLAD distributed rainbow-colored stickers to the crowd which signified support for homosexuals.

B-GLAD Co-chairwoman Dawn Prince, a sophomore from Zebulon, said she thought the event was a success.

"We were extremely pleased with the number of people who were wearing stickers to show support and with all the people who told their coming out stories," she said. "Derek Livingston's speech was particularly motivational."

Livingston, a representative of the North Carolina Pride political action committee for Lesbian and Gay Equality, delivered a speech on the importance of the

visibility of the homosexual community.

"We must be visible and proud of who we are," he said. "We will always be treated as second-class citizens as long as we continue to live second-class lives."

People who are still in the closet about their homosexuality must not be afraid of being honest about who they are to themselves and others, Livingston said.

"We often hide from our families so they will continue to love only a part of us," he said.

Junior Graham, a member of B-GLAD and the first person to tell a coming out story in the Pit, said it was a positive but intimidating experience to speak in front of the large crowd.

"It was really great to see the number of people who turned out," he said. "You could tell that the people there really were concerned, so it was great to see all the support."

"Later, I was walking around and I saw all of these people wearing rainbow stickers," he said. "It made me feel really good."

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## Former UNC Coach Dies After Illness

BY JACSON LOWE  
ASSISTANT SPORTS EDITOR

Former North Carolina men's basketball head coach Frank McGuire, who led the Tar Heels to their 1957 NCAA championship, died at his home Tuesday following an extended illness. He was 80.

"People throughout North Carolina and South Carolina as well as his native New York have a great deal of sadness today to see a great man and a great coach die," said current UNC head coach Dean Smith. "The last time I had actually seen him was this past June, but we had talked on the phone every two weeks or so."

"I was trying to get him ready for next golf season."

McGuire's Tar Heel squad bucked the odds in 1957, winning the national crown

after participating in six total overtime games during the Final Four in Kansas City, Mo. They first topped Michigan State 74-70 in three overtimes to meet the Wilt Chamberlain-led Kansas Jayhawks in the final.

Joe Quigg's two free throws with six seconds left in the final overtime preserved a 54-53 victory as well as a perfect 32-0 season for UNC.

Quigg, along with Billy Cunningham, Lennie Rosenbluth, Jerry Vayda and a host of others, was among the recruits McGuire stole away from New York.

"Coach McGuire was a tremendous influence on our athletic program and the growth of basketball in the Atlantic Coast Conference," said UNC Athletic Director John Swofford. "He rebuilt our basketball program in the 1950s, leading our magnificent undefeated 1957 team in the process."

McGuire, a native of the Greenwich Village section of New York City, began his coaching career in 1948 at St. John's in Jamaica, N.Y., before coming to North Carolina in 1952, bringing the Empire State's top recruits with him and opening a new era for North Carolina basketball.

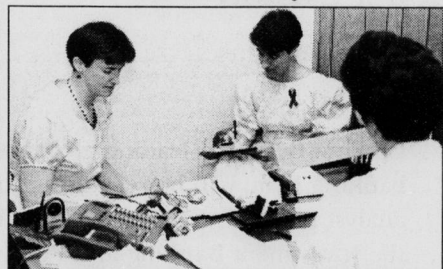
"Frank was a tremendous leader," Smith said. "He would have been a great head football coach, president of a com-

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FRANK MCGUIRE led UNC to the 1957 NCAA championship.

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DTH/CRAIG JONES

Mary O'Melia and Wendy Weber sign the necessary documents in front of town clerk Sarah Williamson in order to register as domestic partners.

## Servatius, Jordan Lose Recall Elections

BY PETER ROYBAL  
STAFF WRITER

Student Congress reps. Jonathan Jordan, Dist. 1, and Tara Servatius, Dist. 12, were both unseated in a Tuesday recall election. Seven empty congress seats were filled, leaving three out of 37 seats vacant.

Jordan said he was pleased with turnout in his district. "I received a great number of votes," he said. "I will be able to hold my head up high — I just hope my successor will be able to say the same."

Jordan has represented the law school since April 1993.

"My supporters have been absolutely fantastic, and I am just sorry that I won't be able to represent them for the remainder of the 76th session," Jordan said in a prepared statement. He would not elaborate.

Roger Canaff, who beat Jordan, was unavailable for comment. Julian Barnes, a third-year law student from Carrboro and friend of Canaff's said the election was not about Jordan. "(Canaff) ran on his record. He did not run bashing Jonathan Jordan," he said. Canaff ran simply to represent the law school, Barnes said.

Servatius said she was not upset by the outcome of the election. "This is just a

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## Tuesday's Special Election Results

**District 1: Law School**  
Roger Canaff 158  
Jonathan Jordan 134  
Andrew Johnson 54

**District 2: Schools of Education, Social Work, Library Science**  
Greg Chamblee 2

**District 8: Public Health, Nursing, Pharmacy, Physical Therapy**  
Wendy Greene 26  
Sam Damre 5

**District 12: Spencer, McIver, Old East, Old West, Alderman, Kenan**  
Adar Berghoff 41  
Tara Servatius 28

**District 16: Avery, Parker, Teague, Carmichael, Whitehead**  
Terius Dolby 23

**District 18: Ehringhaus, Hinton**  
James Stacy Schneider 22

Robert Simes 18  
Shawn Fraley 9  
Constantine Hingson 7

**District 19: North and East of the Intersection at Franklin and Columbia streets to Estes Drive**  
Nathan Darling (write-in) 12  
Bryson Koehler 7

**District 22: North and West of the Intersection at Franklin and Columbia streets**  
Amanda Lail (write-in) 6  
Ian Hunter 5  
Martha Bader 1

**District 23: North and East of the Intersection at Franklin and Columbia streets (Not in Dist. 19) (Two seats; top two win)**  
Deborah Evans 12  
Tod Blackwell 6  
Christopher Cole 5  
Mark Santaniello 3

SOURCE: ELECTIONS BOARD

DTH/MATT LECLERCQ, PETER ROYBAL

## Grand Jury Indicts Lewis on First-Degree Murder Charge

State Will Not Pursue the Death Penalty Due to No Aggravating Circumstances

BY SUZANNE WOOD  
STAFF WRITER

David Alton Lewis, the 26-year-old accused of killing James "Buck" Jefferson Copeland at the West Franklin Street McDonald's last month, was indicted on charges of first-degree murder Monday by a grand jury in Orange County Superior Court in Hillsborough.

Orange-Chatam District Attorney Carl Fox said the state was not seeking the death penalty.

"The district attorney does not decide to

push for the death penalty," Fox said in a telephone interview Monday. "Only first-degree murder cases with aggravating circumstances warrant the death penalty. It's not a matter of discretion."

Eleven cases of aggravated circumstances are written into state law. A first-degree murder case without such circumstances cannot have the death penalty as an option.

Lewis, of Hillsborough, is accused of shooting and killing Copeland the morning of Sept. 14.

An indictment, or true bill, is passed when 12 or more grand jurors find probable cause for a trial. In order for a jury to vote that probable cause exists, it must have reasonable grounds to believe a crime has been committed and that the defendant was the person who committed it.

As is customary in grand jury proceedings, neither the defendant nor the public were allowed to attend Monday's session.

Lewis was represented by Ken Richardson, the assistant public defender, at the preliminary hearing Sept. 23. James Williams, who was not present at the first

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CARL FOX said the prosecution had no grounds for seeking capital punishment.

Life is too short for traffic.

Dan Bellack