

The Daily Tar Heel

Volume 102, Issue 122
101 years of editorial freedom
Serving the students and the University community since 1893

Chapel Hill, North Carolina
MONDAY, DECEMBER 5, 1994

News/Features/Arts/Sports 962-0245
Business/Advertising 962-1163
© 1994 DTH Publishing Corp. All rights reserved.



IN THE NEWS

Top stories from the state, nation and world

Serbs Free U.N. Hostages, Leaders Bargain for Peace

SARAJEVO, Bosnia-Herzegovina — Serbs eased their grip Sunday on U.N. peacekeepers, while at the same time tightening the squeeze on hard-pressed north-west Bosnia. Bosnian Serbs released 20 British and 33 Dutch peacekeepers, out of the 402 they were holding as insurance against further NATO air strikes.

British Foreign Secretary Douglas Hurd and French Foreign Minister Alain Juppe met with Serbian President Slobodan Milosevic in hopes he could persuade the Bosnian Serbs to accept a peace plan.

Bosnian Serb leader Radovan Karadzic is holding out for recognition of his self-declared government. Bosnian Prime Minister Haris Silajdzic also released part of a letter from President Clinton affirming U.S. support for Bosnia's territorial integrity.

Chechen Vows Violence If Not Granted Independence

GROZNY, Russia — Russia urged negotiations Sunday to end fighting in the breakaway region of Chechen, where leaders said they were willing to wage guerrilla war if Russia did not recognize Chechen independence.

Chechnya, a mainly Muslim region in the Caucasus Mountains of southern Russia, declared independence from Moscow in 1991, but Moscow has not recognized that claim.

Forces that back Chechen President Dzhokhar Dudayev have battled rebels for months, and the conflict intensified late last month with the capture of Russian fighters among the opposition forces.

Iraq Urges U.N. Action on U.S. Naval Interceptions

NICOSIA, Cyprus — Accusing the United States of trying to escalate tensions in the Gulf, Iraq is urging the U.N. Security Council to condemn the interception of Iraqi vessels by American warships and the alleged beating of Iraqi seamen.

The council, which recently voted to renew international trade sanctions against Iraq, is unlikely to respond to the Iraqi request.

The U.S. Navy said Saturday that it had boarded five vessels this week suspected of violating U.N. sanctions against Iraq.

According to the state-run Iraqi News Agency, American inspectors beat some Iraqi seamen after boarding the vessels.

A spokesman for U.S. Central Command said "minimum force" was used on crewmen of an Iraqi tanker.

Attack Fails As Cabinet Is Warned of Chaos in Gaza

JERUSALEM — Israeli troops foiled a suicide bomber at the main Israel-Gaza border crossing Sunday as security officials warned that Palestinian self-rule areas were falling into chaos.

Maj. Gen. Uri Saguy, the head of military intelligence, told the Israeli Cabinet that Gaza was undergoing "Lebanonization" — breakdown into rule by rival militias reminiscent of Lebanon's 1975-1990 civil war.

The gloomy assessment underscored the hurdles facing Israel and the PLO as they discuss extending Palestinian autonomy to the rest of the Israeli-occupied West Bank.

Sunday's attempted bombing was the latest in a series of attacks blamed on Islamic extremists that have killed 32 Israelis since Oct. 1.

Gingrich Says U.S. Should Reconsider Role in U.N.

WASHINGTON, D.C. — The United Nations is a failed institution with "grotesque pretensions," and the United States should rethink its commitment to the world body, future House Speaker Newt Gingrich said Sunday.

The Georgia Republican's harsh critique of the United Nations was another indication of the rough road U.S.-U.N. relations face under the new Republican leadership in Congress.

Sen. Jesse Helms, in line to become the next chairman of the Senate Foreign Relations Committee, is a longtime foe of funding for U.N. programs, and House Republicans, in their "Contract with America," are committed to banning any U.S. forces from being put under U.N. command.

Weather

TODAY: Cloudy, chance of rain; high mid-60s.

TUESDAY: Cloudy; high mid-60s.

Search May Violate State Law

BY JULIE CORBIN
STAFF WRITER

The efforts of UNC's chancellor search committee to keep its work secret may have put them in violation of the N.C. Open Meetings Law, as it has not provided notice to the public of its meetings since October.

The Open Meetings Law, amended Oct. 1, 1994, states that all public bodies, including committees of the University, must notify the public of the date and time of their meeting before it happens, said Katherine White of Everett, Gaskins, Hancock and Stevens law firm.

The chancellor search committee would be in violation of the law if it has not followed the guidelines for public notification, White said. "Apparently, they have not been doing that," she said.

Chancellor search committee Chairman

John Harris said Sunday that to the best of his knowledge, the search committee had complied with the Open Meetings Law.

"All we've been doing is what we have been doing all along and what previous search committees have done in the past," he said. "If we have done anything wrong, we will certainly correct it — but I do not believe that we have done anything wrong."

Because the chancellor search committee does not hold regular meetings, it is required to give 48 hours notice of the time and place of its meetings, either by posting the notice on its "principal bulletin board" or on the door of the room where the meeting will take place, said David Lawrence, a professor in UNC's Institute of Government.

The committee must also send written notice to anyone who has requested it, he said. All public bodies must begin their meetings in open session and then make a

motion to move into closed session before doing so, White said. They must then return to open session to adjourn their meeting, she said.

The Open Meetings Law allows public bodies to move into closed session to discuss personnel matters, said Ruth Walden, a professor of journalism. However, they must still follow the requirements of public notification as set forth by the Open Meetings Law, she said.

Harris said he had asked the University's chief legal counsel, Susan Ehringhaus, to see if the Oct. 1 amendment of the Open Meetings Law had affected the search committee. Ehringhaus could not be reached for comment Sunday.

UNC Board of Trustees Chairman David Whichard, who is vice chairman of the search committee, refused to comment on the possibility that the Open Meetings Law had been broken and referred all ques-

tions to Harris.

White mentioned a few possible consequences if the committee had indeed broken the Open Meetings Law.

A court order could force the committee to open its meetings, or the results of its nine-month search could be jeopardized by its failure to comply with the law, White said. "People could challenge the work that they've done so far for violating the Open Meetings Law," she said.

Lawrence presented a possible loophole by which the search committee could have been operating within the limits of the law.

Public bodies are permitted to recess the meeting from time to time, Lawrence said. He said that if they announced in open session that they were going to reconvene at another time and place, they were not required to post or send notification in that case.

IT'S BEGINNING TO LOOK A LOT LIKE

Christmas

BY DEAN HAIR
ASSISTANT CITY EDITOR

There is no snow on the ground and the weather outside is not so frightful, but this year's Christmas parade was quite delightful. This year's version of the annual Christmas parade incorporated more parade entries and bands than in years past, and there were very few problems. A few minor traffic tangles and delays on streets surrounding the main parade route were the only incidents reported.

Saturday's parade began at 10 a.m. at the Morehead Planetarium and ended at the Carrboro Town Hall. The parade lasted a little more than an hour.

Carrboro police had few problems with the crowd but had to block the major crossroads along the parade route.

"Basically anything that was a major intersection with Main Street at some point was blocked off by police officers," Carrboro Police Sgt. Rodney Taylor said.

"We did not have any major problems. We did not have any reason to respond due to the parade itself."

The Carrboro police did not use any more measures to encourage safety this



St. Nick wasn't the only character to visit the annual Christmas parade. An array of entrants made this year's installment one for the books.



Michael Hunter, Chloetilde in PlayMakers Repertory Company's "Beauty and the Beast" production, greets parade watchers in Carrboro.

See PARADE, Page 7

Committee Still Searching for Boulton Successor

BY STEVE MAGGI
STAFF WRITER

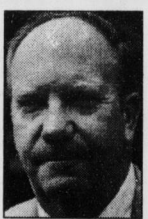
The controversy surrounding the University's search for a chancellor may seem to be overshadowing the search for a vice chancellor for student affairs, but search committee members claim that that process is continuing unimpeded.

"It's going fine. We're working our way through it," said Stephen Birdsall, dean of the College of Arts and Sciences.

"The process is moving along," said student committee member Wendy Sarraat. The goal of the search committee is to have the finalists chosen when the new

University chancellor is selected. The final appointment for the position of vice chancellor for student affairs will be made by the new chancellor.

Student Body President and search committee member George Battle said he was not satisfied with the amount of time he had personally



DONALD BOULTON resigned as vice chancellor for student affairs in July.

spent working on the search.

"I have been too busy with other things to devote as much attention as I need to for the search for a new vice chancellor," he said.

A recent Campus Y survey polled students about the criteria that should be used in selecting a new chancellor and vice chancellor. Results from the survey included various responses from students about what they wanted in the new vice chancellor.

Some of these included:

- awareness of "nontraditional" and part-time students, and recognition of these students as contributors to the University,

- increased communication with the student body,

- more emphasis placed on improving the academic atmosphere,

- creation of specialist groups for graduate students that would help to bring graduate students together,

- increased student participation and attendance at athletic events and other functions, and

- a background in mediation in order to settle disputes.

Sarraat attended a forum held by the Campus Y to get feedback from the stu-

See BOULTON, Page 8

Smith Jams All the Way Into History

BY ROBBY PICKERAL
ASSISTANT SPORTS EDITOR

Somebody call Guinness — Charlotte Smith has made history again.

With only 17 seconds clicked off the Carmichael Auditorium game clock against North Carolina A&T Sunday afternoon, the 6-foot UNC senior forward — who hit the NCAA championship-winning 3-pointer with 0.7 seconds remaining last season — stole the game's opening pass, glided the length of the court and threw in a one-handed jam at the opposite end.

And with it, she became only the second woman in history to dunk in a women's collegiate basketball game.

"I'm not totally satisfied because it wasn't the most convincing dunk," Smith said. "But maybe somewhere down the line I'll have the chance to do a better one."

The play originated on a man-to-man set. After the Aggies got control of the opening tip, Smith picked up A&T guard Samara Dobbins near the top of the key, guarded her to the right, then intercepted an attempted cross-court pass to former UNC forward Erica Turner. Dobbins chased Smith down the center of the court but could only watch the right-handed putdown.

"My job was to stay at the top and not deny but to go for the steal," Smith said. "And the pass was just there, and the whole time I was running I was just focusing on getting it over with."

"It wasn't the most convincing dunk
See DUNK, Page 9



CHARLOTTE SMITH recorded the third dunk in women's basketball history.

Doctor Convicted Of Assault

BY JASON SILVERSTEIN
STAFF WRITER

A former UNC Hospitals resident trying to clear his name through a retrial was instead found guilty Saturday of having fondled a recovering patient in her bed.

Jose Diaz, who was a second-year resident in pediatrics, was sentenced to two years probation and 100 hours of community service by Chapel Hill District Judge Lowry Betts. When he pleaded no contest to the assault charge in May, he was found guilty and handed the same sentence.

Diaz received a second trial, however, after new allegations surfaced about the credibility of his accuser, Stephanie Brown.

Brown testified Friday that Diaz fondled her breasts. He then tried to stick his tongue in her mouth while she lay there recovering from surgery, Brown said.

From the outset of the trial, Diaz's attorney, David Rudolf, attempted to discredit the plaintiff's assault claim by questioning her credibility in connection with two theft charges she faces.

"All testified that this is a woman who has a substantial problem with lying," Rudolf said during his closing statement.

Assistant District Attorney Jim Woodall said that he had "some doubts" about Brown's credibility but that he believed what she said about the assault.

Brown is currently free from jail on \$10,000 bail, on a charge of having stolen \$64,000 worth of jewelry from a former employer. She is also charged with having stolen \$12,000 worth of property from her ex-fiance, Darin Reynolds.

Reynolds testified that after he had started living with her, he had found his fiance was not to be trusted. In particular, he said he had been offered "hush money" to keep silent about the theft allegations she was facing.

Reynolds also said Brown had talked about the money she would make from a possible civil suit against UNC Hospitals that she would file if she won the case against Diaz. Brown had already picked out a car, Reynolds said.

Brown's former employer, Timothy Callahan of Asheboro, testified that the jewelry store had a "significant shortage" after a routine inventory check. He said he

See DIAZ, Page 8

Once the people begin to reason, all is lost.

Voltaire