

# The Daily Tar Heel

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## RIAA crackdown hits University

### UNC SUBPOENAED FOR IDENTITY OF ON-CAMPUS STUDENT

BY JOE RAUCH  
STAFF WRITER

The Recording Industry Association of America's "fear and awe" campaign, combating illegal online music sharing, now is claiming UNC's network as a battleground.

The RIAA on Oct. 6 subpoenaed the personal information of an on-campus student it suspects of offering nine copyrighted songs for download, according to documents obtained Tuesday from the Office of the General Counsel.

The request marked the first time the RIAA has subpoenaed UNC for a student's personal information under the Digital Millennium Copyright Act.

The RIAA tracked the user through the file-sharing program Manolito P2P and linked the computer's IP address to the UNC network.

MP2P is like other music-swapping programs, such as KaZaA and LimeWire, which have become popular after pioneering Napster stopped being a free service.

The University has not yet responded to the subpoena, issued in U.S. District Court in Washington, D.C.

David Parker, an assistant general counsel specializing in copyright law, said the University does not plan to respond to the subpoena.

"We consulted with the state attorney general's office when we got this subpoena and notified the RIAA's counsel that we would be submitting a motion to quash this subpoena, on the grounds it was improperly filed," Parker said.

The RIAA responded by telling UNC to ignore the subpoena issued in Washington because a new one would be filed soon in the U.S. District Court in Greensboro.

"We've been sitting on our hands since that communication," Parker said. "It's not that the University is ignoring a subpoena, far from it. (Our next action) all depends on when the new subpoena comes from Greensboro."

Jonathan Lamy, a spokesman

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1 Number of times UNC has been subpoenaed under the Digital Millennium Copyright Act

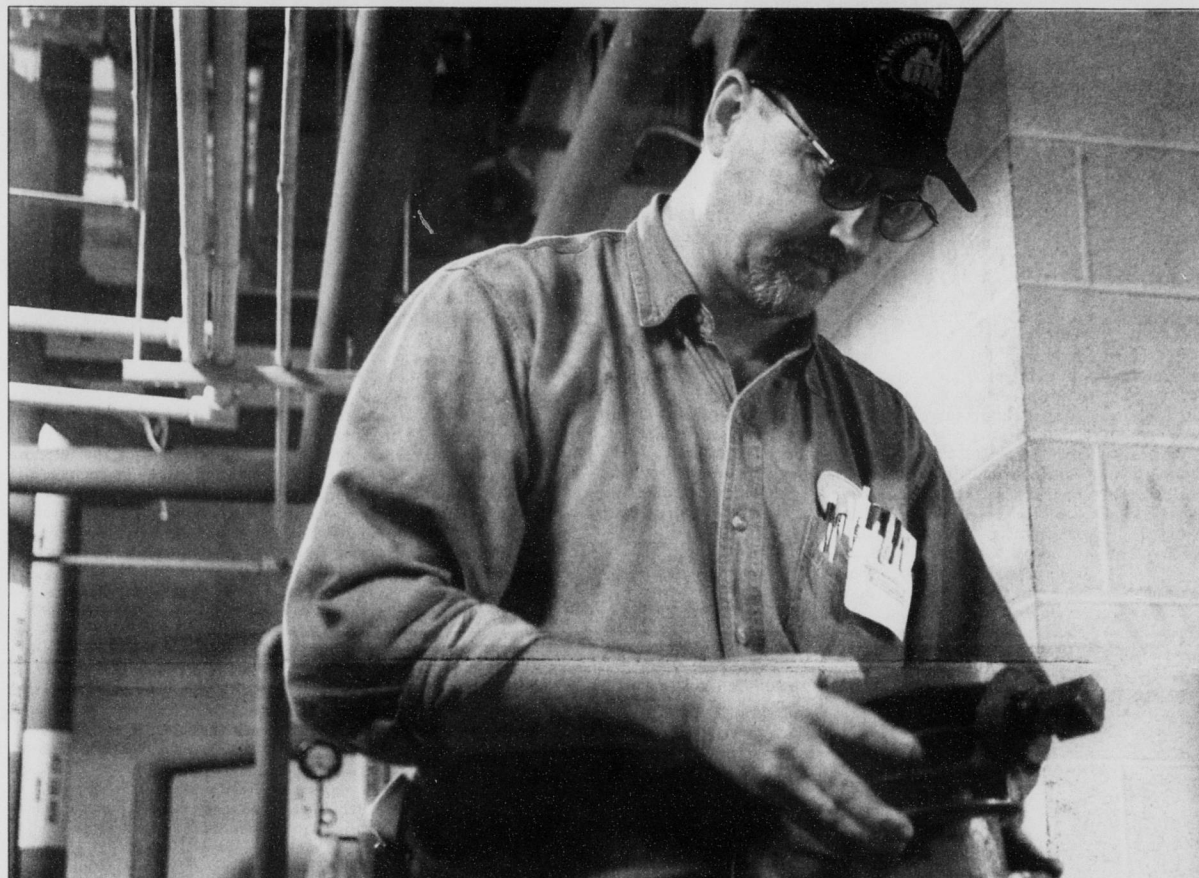
9 Number of songs RIAA claims a UNC user made available for downloading

1,300 Total number of subpoenas the RIAA has issued under the act to date

#### SUSPECT SONGS

The RIAA subpoenaed UNC for personal information about a user who offered these nine songs for download.

1. Dru Hill - Beauty
2. Dru Hill - Never Make A Promise
3. Dru Hill - These Are The Times
4. Maxwell - Whenever, Wherever, Whatever
5. LSG - Curious
6. LSG - My Body
7. Usher - My Way
8. Usher - Nice & Slow
9. Usher - U Got It Bad



DTH/ALLISON MONEY

Maintenance mechanic Mack Rich works in the Mary Ellen Jones Building on Monday. In his eight years at UNC, Rich has received only one salary increase.

## FEELING THE CRUNCH

Employee pay varies by department because of differing budgets and priorities

Editor's note: This story is the first of a three-part series examining UNC workplace issues.

BY JOE SAUNDERS  
STAFF WRITER

Mack Rich, a maintenance mechanic with Facility Services, has been working for UNC-Chapel Hill for eight years but has received a salary raise only once — an increase of less than 2 percent last month.

"The money's always been there, it's just not being given out," Rich said. "It's like every year, the staff is just overlooked."

James Mergner, director of facilities operations, said the department always has tried to direct a portion of its budget increases to staff salary raises.

"We know when our salaries are not where they are

suppose to be."

Like many departments at the University, Facility Services has faced budget problems in the last few years.

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Reclassification and pay raises can be difficult to secure  
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of funds devoted to staff pay raises can vary greatly depending on those priorities.

"The situation is (that) because of the department you're (working) in, you might not be able to get those

raises," said Tom Arnel, vice chairman of the Employee Forum.

University departments provide staff salary increases through an in-range adjustment process, which is meant to ensure that employees with similar positions are paid equitably.

The N.C. General Assembly sets a minimum and maximum salary that employees can be paid depending on a job's specific classification.

New employees typically receive the minimum salary for their classifications. New hires, however, sometimes are paid above the minimum salary to adjust for departmental needs and the offers of competing institutions.

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## Ducote puts cap proposal on table

Amendment modifies proposed enrollment plan

BY SHELLEY MAYO  
STAFF WRITER

The scope of plans submitted to the UNC-system Board of Governors to alter the out-of-state enrollment cap grew as UNC Association of Student Governments President Jonathan Ducote added a student voice to a current proposal.

Ducote's amendment is a modification of the proposal drafted by fellow BOG members Addison Bell and Peter Keber, which would allow individual campuses to request an out-of-state enrollment cap exemption from the BOG.

The amendment states that a campus seeking exemption must ensure that its programs train students for jobs in short supply in North Carolina. The university also must attract and retain students to the state's work force for a period of time after they graduate.

"Right now a teaching and nursing shortage exists, and by increasing the number of students allowed into nursing and teaching programs this shortage can be filled," said Ducote, a nonvoting member of the BOG.

BOG Chairman Brad Wilson said he is interested in Ducote's proposal because it represents student opinion. "That Jonathan Ducote is bringing forward a proposal means it will be given serious consideration," he said. But not all board members share Wilson's interest in the amendment.

BOG member Robert Warwick said some parts of Ducote's amendment might be hard to implement. "How does the BOG go about establishing what types of professionals are in high demand?" he said. "How do you prove how many more nuclear scientists the state needs?"

Despite concerns about the practicality of Ducote's proposal, Wilson said, the student voice Ducote brings is important. "I know he doesn't have a vote, ... but he has an equal seat at the Board of Governors' table," Warwick said.

The Council of Student Body Presidents, a de facto board of directors for the ASG, is scheduled

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## AIDS sufferers find hope, community

BY CAROLINE LINDSEY  
SENIOR WRITER

DURHAM — She loves to socialize, laugh and meet other people. When she talks about her life, she is as full of enthusiasm as a little girl describing her Christmas list. She loves her apartment. She loves her friends. She loves life.

"Life has been great," she says, with a smile in her voice. "Really, it has been great."

This is Mary Barr now. Five short years ago, she thought her life as she knew it was over.

In 1998, Barr learned she was HIV-positive. Soon after, her partner of five years committed suicide,

and Barr was left to undergo treatment and support herself alone. Scared, she didn't know where to begin. The future looked bleak.

Barr, 47, was among 42 million people worldwide living with HIV or AIDS as of last year and one of more than 816,149 cases reported in the United States by the end of 2001, according to the U.S. Centers for Disease Control and Prevention.

She qualified for disability benefits, ensuring her a fixed income and Medicaid coverage. After treatment, her next task seemed

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## Fewer Muslims entering college

Critics blame new U.S. security regulations



DTH/KRISTEN ASHTON

Owais Khan (left) and Rashad Hunter eat dinner after sundown Tuesday during a Ramadan dinner sponsored by Sangam for the Muslim Student Association.

BY BERNARD HOLLOWAY  
STAFF WRITER

Purvi Thacker could easily pass for a Muslim.

Her best friend back home in Bombay, India, is Muslim. Many of her friends at college practice Islam, and some joke that she might know more about the faith's tenets than they do.

Though she's not a Muslim, Thacker said she has identified with the experiences of Muslim students since the Sept. 11 terrorist attacks — experiences that in some ways explain the declining enrollment of foreign-born Muslims at U.S. colleges and universities.

While it is relatively easy to be accepted at a college in the United States,

Thacker said, the approval process to attend school in this country has become unnecessarily complicated.

"Since I applied, the visa process has become a lot less straightforward and a lot more secretive," she said.

This has led many in higher education circles to question the federal government's approach to fighting terror.

During a five-year span prior to fall 2001, the number of international students coming to the United States was growing at rate of about a 5 percent per year. Since 2001, that number has fallen to a 0.6 percent growth rate.

Perhaps more telling, the recent

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#### ARTS

**THE LEGEND CONTINUES**  
Underground author visits UNC to discuss comic book **PAGE 4**



#### SPORTS

**CRUISING TO VICTORY**  
Tar Heel team trounces Blue Devils in its first ACC win of the season **PAGE 5**

#### INSIDE

**PUTTING IT OFF**  
Orange County commissioners delay decision on local schools merger **PAGE 4**

#### WEATHER

**TODAY** Partly cloudy, H 78, L 56  
**THURSDAY** Partly cloudy, H 63, L 31  
**FRIDAY** Mostly sunny, H 52, L 27

