

The Daily Tar Heel

VOLUME 112, ISSUE 3

WEDNESDAY, FEBRUARY 25, 2004

www.dailytarheel.com

STUDENT BODY PRESIDENT ELECTION

BOARD DECISION CALLS FOR NEW VOTE

WEST GUILTY OF VIOLATIONS, AVOIDS DISQUALIFICATION

BY BROOK R. CORWIN
UNIVERSITY EDITOR

The 2004 student body president race will continue for at least another week, as the Board of Elections ruled Tuesday night to hold a second runoff election between candidates Matt Calabria and Lily West.

But the two hopefuls for the position won't start on the same footing.

The Board ruled that a preponderance of evidence indicated that West's boyfriend, UNC alumnus Alistair Cooper, served as an "illegal campaign worker who maliciously solicited votes from students" on the night of the first runoff.

The board stated that it did not believe Cooper's behavior was known or caused by West and, thus, ruled not to disqualify her.

As part of the board's judgement, West's remaining legal campaign funds were reduced to less than one cent, and her campaign was warned that any future violations of election laws, no matter how small, will mean automatic disqualification.

Charges against the Calabria campaign, which included illegal political solicitation outside Davis Library and the Undergraduate Library, were ruled not substantiated. The campaign received no warnings from the board and will be able to use all its remaining funds in the runoff election.

"The board finds that the best remedy in this case is to call for a re-election on the grounds that violations occurred during the runoff election that affected the outcome of the runoff election," BOE Chairwoman Melissa Anderson announced shortly before midnight in Union 3102.

Prior to the ruling, the candidates each defended the charges against their campaigns in prepared statements and in two rounds of questioning by board members.

Calabria said after the announcement that he was pleased with the results garnered by his presentation to the board, which included photos and weblogs.

"I think the evidence was clearly on our side," he said. "We presented hard facts."

While Calabria said he had been hoping for West's disqualification and disputed the board's claims that she had no knowledge of Cooper's actions, he said he was glad the BOE highlighted the differences between allegations against her campaign and those against his.

"This was the second best option the board had in front of it," he said. "The fact that she didn't make it to another runoff without punitive damage shows that the board is concerned with balance and fairness."

West left the Union immediately after the announcement and chose to issue a statement instead of commenting on the ruling.

"Obviously, I'm disappointed about tonight's decision, but I am looking forward to moving on to another week of sharing with the student body my comprehensive vision for making UNC a better school for all students," the statement reads.

During her presentation to the board, West advocated for the three charges against her to be dropped and for the original

SEE BOE RULING, PAGE 7



Candidate Lily West (right) and Christina Bell listen as the Board of Elections reads its decision Tuesday finding West's campaign guilty of violations.

ELECTION EVENTS

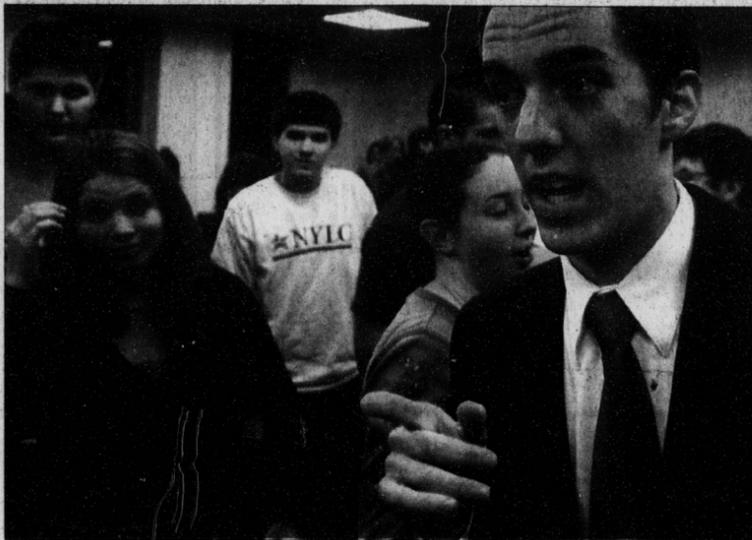
Feb. 17
Student body president candidates Matt Calabria and Lily West face off in a runoff election. The Board of Elections delays the certification of the results because of last minute allegations of campaign violations by both sides.

Feb. 18
The BOE announces the uncertified results of the election, which have West winning by seven votes. The board also notifies both candidates that they are being investigated for alleged violations.

Thursday
Witnesses, campaign workers and candidates submit 42 statements to aid in the board's investigation.

Saturday
The board sorts through the written statements and determines that it will hold a formal hearing the following Tuesday to rule on two allegations against Calabria and three allegations against West.

Tuesday
The BOE announces that a second runoff election will be held March 2, and it sanctions and censures the West campaign.



Candidate Matt Calabria asks Board of Elections Chairwoman Melissa Anderson when the second runoff election will be held after Anderson announced the previous vote could not be certified.

THE NEXT 7 DAYS

Hopefuls return to students, platforms

BY JENNIFER IMMEL
AND EMILY STEEL
SENIOR WRITERS

Six weeks after announcing their candidacy for student body president, Matt Calabria and Lily West remain just that — candidates.

Now in a seventh week of campaigning, unprecedented in recent history, Calabria and West have until Tuesday to win the support of the student body.

But both candidates face new hurdles in the next seven days: overcoming allegations, campaigning with limited funding and inspiring a student body that has now voted not once, but twice within a one-month period.

"We know students are fed up, but this may be a more important time than ever to vote," Calabria said.

West shared a similar sentiment in a statement released about 30 minutes after the Board of Elections called for a re-election.

"The student body's confidence in student government is inevitably shaken right now," West stated.

The only change candidates will face in this week of campaigning is the amount of funding allotted to each candidate.

The board found West in violation of two election laws and essen-

SEE RUNOFF, PAGE 7

Kirkpatrick, 64, poet, mentor

BY BRIAN HUDSON
AND PHILIP MCFEE
SENIOR WRITERS

UNC English professor Robert Kirkpatrick died Tuesday afternoon at the age of 64 from complications stemming from surgery.

Kirkpatrick, an instructor of romantic poetry and freshman honors poetry writing, had a knowledge of literature and love for the University that earned him adoration among students and respect from peers.

Colleague and friend Bland Simpson, director of the Creative Writing Program, said he was inspired by Kirkpatrick's easily accessible expertise.

"He really seemed to know everything. That's the prevailing opinion," Simpson said. "Students



English Professor Robert Kirkpatrick leaves a legacy of passion for poetry.

thought of him as one of the ideal teachers. He was so passionate and enthusiastic about literature ... so brilliant (and) witty in his delivery."

Born to a South Carolina family in 1939, Kirkpatrick grew up in Charlotte. He earned his undergraduate degree from Erskine College in 1961 and an A.M. Degree from Harvard University

SEE KIRKPATRICK, PAGE 7

GROWING PAINS

Children of Hispanic immigrants face tough road

BY EMILY VASQUEZ
STAFF WRITER

In many ways, Jonathan Gaspar Dominguez is exactly what one would expect an 8-year-old to be.

He likes video games and X-Men. He likes to draw, and occasionally he struggles with math. He loves soccer.

After a long day at school, he curls up on his parents' bed in their Carrboro apartment and flips through a comic book.

The book, though, is written in Spanish.

Jonathan flips through its pages and explains the misadventures of El Capitán Calzoncillos in English, translating without a hitch.

The scene is increasingly common. As the U.S.-born child of Mexican immigrants, Jonathan is part of one of the most rapidly growing demographic groups in the United States today.



Jonathan Gaspar Dominguez (center), 8, plays with his father, Leonel, in the backseat of a car while his mother, Silvia, applies her make-up.

According to The Pew years, U.S.-born children of immigrants will emerge as the largest subset among the countries. During the next 20

SEE FAMILY, PAGE 4

Rape trial jury mulls evidence

BY EMMA BURGIN
CITY EDITOR

Jurors in the case of Robert Allen Harris, accused of rape by his ex-girlfriend, will continue to weigh evidence today against the former UNC football player.

After more than two hours of jury deliberation Tuesday, Judge John Jolly recessed until 9:30 a.m. today because the case's stenographer had to leave.

"Usually, I'd keep going until 10 o'clock tonight, but unrelated logistical things with court personnel came up, and I promised we'd quit at 5 p.m.," Jolly said.

He then thanked the jury for taking seriously the case, which

SEE TRIAL, PAGE 7



INSIDE

BACK TO SCHOOL

Non-traditional students reassess the events of their lives while studying history in UNC classes PAGE 2



SPORTS

ON THE ROAD, AGAIN

The Tar Heel men's basketball team takes another hit on the road, losing 72-74 to the Cavaliers PAGE 5

WEATHER

TODAY Partly cloudy, H 47, L 29

THURSDAY Partly cloudy, H 44, L 30

FRIDAY Partly cloudy, H 51, L 26

