

# The Daily Tar Heel

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## Bills Ask Abolition Of System

By PETE WALES

Two similar bills asking for the abolition of the student judiciary were presented before the Judicial Committee of Student Legislature yesterday.

In other business, the committee considered the recommended penalties of the Men's and Women's councils submitted to legislature last week which included expulsion. They voted to report the penalties out favorably to legislature.

Hank Patterson and John Randall, former student legislators and now law students, represented the Student Committee for Constitutional Integrity in the presenting of the two bills.

They asked the committee to hold extensive hearings for the next two or three weeks to test the truth of several charges made in the whereas clauses of the two bills.

They further requested that the two bills be combined to make consideration easier.

"The bill doesn't have to come to a vote this week," Patterson said.

"It's a bill that has to be considered over a period of time."

Patterson explained that the bill came primarily as a reaction to the faculty decision to drop students from the Student-Faculty Review Board.

"The faculty's action has put the student judiciary in the position of a sandbag affair. It leaves very little validity to the student judiciary."

The bill that Patterson is proposing would strike Article II from the Student Constitution. This article sets up the Honor System and student judicial procedure.

He would have three things retained from the article:

1) The Honor Code and Campus Code

2) The Constitutional Council

3) A provision by Student Legislature providing for defense and counsel for students appearing before Administration and Faculty tribunals for violations of the various codes of conduct.

In the whereas clauses, the bill charges administrators with three violations of due process to students other than the recent faculty committee decision:

1) The alleged administrative expulsions of students in the past year in morals cases. Students are not made aware of the judicial procedures in these circumstances.

2) The alleged use of Administrative Probation places students in double jeopardy.

3) The alleged Administrative instructions to resident advisors which condone the urging of students to vacate their dorm as a threat of being reported to the IDC for action prevent the IDC from carrying out its judicial responsibilities.

"We are asking for deliberate hearings that will bring out the facts," Patterson said.

He suggested the committee hear testimony from Administrative and faculty committee representatives and from student leaders concerned with the student judiciary over the past three years.

## No Forum For Destroyers Of State, Moody Asserts

By MICKEY BLACKWELL

N. C. Assistant Attorney General Ralph Moody upheld the speaker-ban here Monday night saying "the state does not have to provide a forum for those who would destroy the state."

Moody, speaking in Howell Hall to some 100 members of the UNC chapter of the American Association of University Professors, said the law was constitutional because the state had jurisdiction over the university and that freedom of speech "is not applicable to those who advocate Communism, no matter how skillfully the doctrines may be cloaked and disguised."

"Any person who is a communist," he said, "is dedicated to the overthrow of the government of the United States by any means possible."

"The theory of the competition of concepts in the market place of ideas in which communism must be afforded its hearing is silly on its face, for communism would destroy the market place itself," he said.

Moody added:

"The doctrine of academic freedom has no application in this situation. Academic freedom has no statutory or constitutional basis except possibly the situation where it may merge into the freedom of speech clause and the first amendment."

Moody did say, however, that he had "no idea of the extent" the so-called gag-law restricts the flow of purely scientific information.

He said that many of the legislators were probably unaware of the law's adverse effect, particularly in nonpolitical fields.

Moody said he wanted to correct any misunderstanding that had arisen over his part in the drafting of the bill.

"I did not draft this act nor was I at any time consulted about it," Moody said. "I did not support the act in any form or fashion and the truth is that I knew nothing about the act until I read in the newspaper that it had been enacted into law."

Following Moody's address, he joined a panel of UNC professors who discussed the law and answered questions from the audience.

Some of the typical comments from panel members other than Moody were:

Corydon P. Spruill—"The law is truly a symbol of mortal danger. If the vagueness and lack of a penalty is later corrected by the legislature, it will be drastic for the University."

Arnold Nash—"The legislature shouldn't interfere with the running of the University unless they have to. Genuine democracy interferes (with the elements of society) as little as possible, until there is a reason. When they make their mistake it comes down on them like a ton of bricks but not until then."

Dan Pollitt—"No one had an opportunity to present their views opposing the bill. We should always be able to expose the different viewpoints on this campus."

Robert Rupen—"If redistricting is a cause for a special session of the Legislature, then this is a cause for a special session."



—Photo by Jim Wallace

Assistant Attorney General Ralph Moody

## Miami U. Editor Fired From Post

MIAMI (CPS) — The University of Miami Student Publications Board recently dismissed the editor of its student newspaper, The Hurricane but denied that this was due to a controversial editorial urging greater participation of Negro students in campus activities, which had appeared the week before.

University of Miami Vice-President and Chairman of the Publications Board, H. Franklin Williams, said Monday night that there is a requirement that student editors carry a full class load and that editor Elayne Gilbert fell below that standard.

"It is not true that Miss Gilbert was taken to task for the editorial she wrote," The University extends a great deal of freedom to its students," Williams said.

Williams said that she had been dropped from the courses because of excessive absences. He noted that she had been specially registered for these courses two weeks late, because she had not the proper course load at the beginning of the semester.

Miss Gilbert said that two of her teachers dropped her from their courses without any warning and that "it occurred immediately after my editorial."

She said that both of them were journalism courses and one is taught by the paper's advisor. She noted that her teachers had informally allowed her to miss class in order to work on the paper and that she had not been warned about excessive cutting.

The new editor is Linda Reisman, senior in journalism, who has "never worked on the paper before," according to Miss Gilbert.

Williams said that the paper's supervisor picked the best editor he could find. She was not on the staff, but is well qualified, and was confirmed by the Board after a complete hearing of Miss Gilbert's case."

The editorial charged that there are no Negroes in any of the athletic departments except intramurals and that there is only one graduate assistant. It also urged an end to possible fraternity discrimination.

Williams noted that "the editorial gave an improper impression that there are some reservations on integration at Miami. The impression of her editorial is incorrect, since the University of Miami has achieved complete integration."

Miss Gilbert said that she had been told that there were certain areas she was not to write editorials on and they included integration, temporary buildings, student freedom of the press and morals. She added that she had no opportunity for a retraction.

Williams said that "editorial restrictions are negligible and that only certain restrictions within good journalistic taste such as morals are clearly taboo subjects."

### LUXON JUDGES

Norval Neil Luxon, Dean of the School of Journalism at The University of North Carolina, will spend Saturday in Washington, D.C. judging science articles in newspapers and magazines for which two \$1,000 prizes are awarded by the American Association for the Advancement of Science and the Westinghouse Company.

## Cleveland Says Faculty Had Responsibility To Uphold

### Say Race Not Cause Of Attack

## DKE's Apologize To Tilden

Bill Davis, DKE fraternity president, yesterday issued a statement terming Saturday night's incident at the joint DKE-Zeta party "unfortunate" and apologizing to Doug Tilden for the treatment he received at the party.

Tilden, a UNC junior from Orlando, Fla., was roughed up while attending the open house party and received a bloody

nose and black eye in the incident. Meanwhile a member of the DKE fraternity, Tom Crudup, admitted being one of those who hit Tilden. Crudup indicated, however, he was not solely responsible for the incident.

Tilden disagreed with Davis' statement as to why and exactly how the incident occurred. Davis maintained that the trouble was simply a misunderstanding be-

tween Tilden and Crudup, and was not related to the fact that Tilden came to the party with Kellis Parker, a Negro UNC student.

Tilden, however, contended that the remarks made at the time of the incident left no doubt in his mind that his association with Parker had motivated the assault.

Otherwise, Tilden said he appreciated Davis' attitude of concern over the incident, and felt that "the sooner this thing settles down the better." He indicated he had no intentions of filing either civil or Honor Council charges.

Davis' statement: "The DKE house would like to make a public statement concerning the incident which occurred in our house Saturday night.

"The incident is sincerely regretted, but we feel it is important to stress the fact that racial issue was not the basis for the unfortunate treatment of Doug Tilden.

"We also regret that The Daily Tar Heel did not give those of us who might have been able to supply additional information time to investigate the matter.

"The DKE house must be responsible for the maltreatment of Doug Tilden, but motivations for this affair has regrettably become the issue, not the affair itself.

"The incident was a misunderstanding between personalities. Tilden was 'hustled out the door,' but by a different individual and only to avoid further trouble.

"Kellis Parker was not personally insulted, nor was he mistreated or embarrassed in any way. Parker has attended functions at this house before, such as the mock U.N. Convention party, at which the DKE house served as host for the entire delegation.

"This incident has also been publicized on the radio, but no member of the DKE house has been formally approached for comment by this news media.

"Joel Bulkley, author of the article in the Daily Tar Heel, did contact the house officers Monday afternoon, but as this was the first we had heard of the incident, we could shed no light on the situation. If the story had been held out only one day, the incident could have been reported more accurately.

"The DKE house is taking steps to assure that these incidents do not continue, and once more publicly apologizes to Doug Tilden for the treatment he received Saturday night."

### RTI EXEC TO SPEAK

James R. Pearson Jr., assistant to the president of the Research Triangle Institute, George Herbert, will describe the institute and its general operation today at 2 p.m. on UNC-TV, Channel 4.

The program is intended to provide general background for future appearances of RTI scientists who will describe the specific research they direct in their laboratory or division.

Pearson, who received his BS degree in Electrical Engineering from North Carolina State, has been with RTI since 1961.

Prior to joining the Institute, he was with the research division of Radiation, Inc., in Melbourne, Fla.

### PLAYMAKERS

The Carolina Playmakers second production of the season, Eugene O'Neill's Pulitzer Prize-winning "Long Day's Journey Into Night," is set for Nov. 26-28. Director Thomas Patterson announced this week.

The play, which depicts one shattering day in the life of an alcoholic, dope addicted family, will be presented by a cast which includes Earl Wynn of the UNC faculty, Marion Fitz-Simons a Chapel Hill actress, and three UNC students: Frank McDonald of Charlotte, Richard Parks of Jacksonville, Fla., and Neal Chaffin of Richmond Va.

**BALLOT COUNTERS**  
Ballot counters are desperately needed this afternoon. Interested students should stop by the SG offices, second floor GM, anytime after 12 o'clock.



## WORLD NEWS BRIEFS

### Berlin Convoy Still Held

BERLIN (UPI) — Soviet troops and armored vehicles blocked a U. S. Army convoy in East Germany for the second day Tuesday but permitted a French and a British convoy to rush to the support of the Americans in what could be the start of a Soviet breakthrough.

British and French officials sent convoys of their own from Berlin along the 110-mile highway through East Germany to link

up with 44 American Soldiers guarded by 100 Red army soldiers in armored cars armed with machine guns at Marienburg, 110 miles west of Berlin.

Both the British and French convoys defied a Soviet demand that soldiers dismount to be counted at the Soviet Berlin checkpoint. The French convoy was held up for 65 minutes and the British convoy for 55 minutes.

### U.S. Refuses Asylum

SAIGON, South Vietnam (UPI) — The United States Tuesday delivered slain president Ngo Dinh Diem's younger brother, Ngo Dinh Can, to the new revolutionary government for probable trial and execution.

Can, feared and hated master of central Viet Nam, escaped house arrest Tuesday in Hue, 400 miles to the north, and sought asylum in the U.S. consulate. He had been under heavy guard to prevent mob violence by angry Buddhists in Hue.

### Lodge Hailed In Saigon

SAIGON, South Viet Nam (UPI) — U.S. Ambassador Henry Cabot Lodge received a hero's welcome from 300 Buddhists yesterday when he visited the Xa Loi Pagoda, Saigon's Main Buddhist cathedral.

The ambassador and his wife made an informal visit to the pagoda shortly after noon.

They entered unannounced, with Lodge wearing a short-sleeved sport shirt. It was several minutes before they were noticed.

### Poland Signs Wheat Pact

OTTAWA (UPI) — Canada and Poland Tuesday signed a long-term wheat agreement providing for the sale of some 44 million bushels to the Communist na-

tion during the next three years. The deal, fifth major grain sale negotiated with the Communist bloc during recent months, will net Canada about \$90 million.

### Ike Falls Into Old Habit

HARRISBURG, Pa. (UPI) — Former President Dwight D. Eisenhower lost his chance to vote Tuesday because he did not apply for an absentee ballot in time.

A spokesman said that Eisenhower had planned to vote in person, but that a "trip came up at

the last minute" and he left Monday for Augusta, Ga.

The Adams County Board of Elections told the former President that it was too late to apply for an absentee ballot. State laws require that applications for absentee ballots be submitted a week prior to the election.

## Orgies At Harvard?! Well, Maybe Little Bitty Ones

CAMBRIDGE, Mass. (UPI) — Harvard students admit that sex relations occasionally occur when an undergrad entertains a coed in his room, but they denied Friday that there had been orgiastic parties in the dormitories.

Students criticized the press and their own ears for airing the university's sex problems before a national audience. Faculty masters of Harvard residence halls tended to support the student's contention that dormitory behavior was not out of line.

Attention was focused on Harvard's sexual climate Thursday because of a letter to the campus newspaper from a dean who complained that allowing girls into men's dormitories tended to license "wild parties and sexual intercourse." The university admitted a few incidents but said that,

in the main, the wild parties consisted of isolated heavy drinking bouts.

Harvard, like numerous other Eastern schools, allows its men to entertain women in their suites, bedrooms included, at certain specified hours. The practice is long-standing, and the duration of the hours was last changed in 1952.

There was no indication that the new public controversy would lead to any immediate revision of house rules. In fact, the November meeting of the faculty of arts and sciences, which would have to vote such changes, has been canceled.

Erik Sundquist, 21, a Harvard senior from Arlington, Va., scoffed at the idea of a general campus sex scandal.

The closest thing to a scandal

at Harvard happens when the deans say one is brewing and the newspapers print it, Sundquist said.

### LAW DEAN HERE

Dr. Frank K. Walwer, Assistant Dean of Columbia University Law School will be on campus Thursday to talk to any students interested in attending Columbia.

Dr. Walwer said Columbia would like to have more students from North Carolina. He will be glad to discuss admissions or the possibilities of scholarships with interested students.

Interested students should contact Dr. Frank Duffey of the College of Arts and Sciences at 942-3664 to make an appointment.

## New Craze! Hot Cars!

Thieves left a trail of crime to Durham and half the way back Sunday night when they stole two automobiles and broke into a service station.

The first car was stolen from Durham and recovered at the Town and Country Service Station here at Airport Rd. and Hillsboro St.

The service station was broken into through a side window and \$30 in bills, cookie machine change and \$20 in nickles were stolen, according to Lt. H. Pendergraft of the Chapel Hill Police.

The Town and Country car was also stolen, but later ran out of gas in front of the Howard Johnson's Restaurant on U.S. 15-501, between Chapel Hill and Durham. It was abandoned and no trace of the thieves was left.

Pendergraft said that a rash of thefts had been occurring lately and urged that students take their personal belongings with them when they leave their cars.

## Wigner Takes 1/2 Of Nobel Prize

A noted physicist who spoke at the Eastern Theoretical Physics Conference here recently was awarded the Nobel Prize in physics yesterday.

Dr. Eugene P. Wigner of Princeton University received half of the \$51,158 Nobel Prize money awarded to him, Dr. Maria Goeppert Mayer of the University of California and Professor Hans D. Jensen of the University of Heidelberg, West Germany.

The three were honored for research contributing to mankind's knowledge on how nuclear energy might be best operated and applied. Wigner, 61, was one of the scientists who witnessed the birth of the atomic age at the University of Chicago in 1942. He was co-author with the late Enrico Fermi of a 1939 letter to President Roosevelt suggesting that uranium could be turned into "a new and important source of energy."

The letter led to the first atomic bomb.



DR. WIGNER

## Calls Earlier Agreement 'A Mistake'

By HUGH STEVENS

Dr. Gordon Cleveland, chairman of the Faculty Committee on Student Discipline, told a special session of Student Legislature last night that students were not consulted about the recent dropping of students from the Student-Faculty Review Board because "the faculty felt that this was a responsibility that was theirs and theirs alone—one that could not be shared."

He said the question of abrogation of the student constitution was not considered "too seriously" because the committee "did not feel that the student constitution was the proper place for this to be written up."

He contended that the committee felt the Student Legislature, in approving the Constitution, had "unilaterally created a constitutional restriction on the faculty in its own area of jurisdiction."

Cleveland admitted that the Faculty Committee had, in 1956, encouraged the incorporation of the Student-Faculty Review Board in Student Constitution.

"However," he said, "I feel that this action was a mistake, in that the faculty allowed another group to legislate away its jurisdiction without having a means of withdrawal."

He indicated that the recent action of the committee was simply an attempt to rectify what they considered an improper decision of the committee.

Cleveland denied that the committee's action represented a lack of faith in the students, saying that students were not consulted because the committee's decision was "a final one."

"I don't know how consultation could have been provided for which would have satisfactory," he said. Cleveland also noted that the students were thus relieved of any responsibility for a decision which they could not have prevented.

He said that if the decision represented a "breach of agreement," it was an agreement into which "the faculty had no right to enter."

Cleveland appeared before the Legislature with Dean of Student Affairs C. O. Cathey and Dean of Men William G. Long, who also supported the decision.

## Pre-Dental, Med Society To Hold Meet

Alpha Epsilon Delta, the Pre-Med, Pre-Dent Honor Society, will hold its first annual Pre-Med Orientation on Thursday at 7:30 p.m. in the auditorium of Howell Hall.

Ronald Joyner, President of the AED campus chapter, urges all freshman and sophomore students to attend. He said, "Since the University has no special pre-med or pre-dent set-up like other schools, it is our duty to inform those persons on the campus interested in going on to medical or dental school." Joyner feels the meeting will help clarify medical school requirements and application procedures.

Talks will be given by Dr. W. R. Stroughn, pre-medical faculty advisor; Dr. E. M. Hedgpeth of the medical school; Floyd Bryan, 3rd year medical student, and Joyner. Following the meeting there will be a question and answer session.

According to AED, the United States needs many more trained physicians and dentists that it has, but during the four undergraduate years the number of medical and dental school candidates dwindles rapidly. AED feels that if questions are answered while the premed student is a freshman or sophomore, there will be more junior-senior premeds.