

# CHRISTMAS SHOPPING EDITION

## The Daily Tar Heel

Weather  
Continued cold and fair.

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Associated Press Wire Service

### Wynn Sought Court Action On Sentence

By ALAN BANOV  
DTH News Editor

The UNC professor whose sentence for a racial demonstration arrest here last year was recently commuted by Gov. Terry Sanford said he is both disappointed and pleased about the action.

Dr. William Wynn, assistant professor of psychology, said yesterday, "I was a little disappointed it didn't include more cases. I am almost sure the state would have upheld our convictions and it would have taken about \$1,500 a case to take them to the Supreme Court."

"But had we pressed things through, there would have been a reversal of Superior Court Judge Raymond Mallard's ruling. A legal reversal would have been more powerful."

Wynn and 12 other Duke and UNC professors and students were arrested last year for testing racial barriers set up by local restaurants. When Sanford commuted their sentences the demonstrators were required to drop their appeals, Wynn explained.

Their bonds, which totaled hundreds of dollars, were not forfeited, he added, but the convictions still remain on their records.

Yesterday in Superior Court Mallard required that the demonstrators pay their court costs, which totaled \$1,343 and ranged from \$130 to \$260 per person.

Unlike some demonstrators, Wynn said he was not enjoined by Mallard from participation in future civil rights demonstrations. However, former Chancellor William B. Aycock "cautioned me very earnestly," the professor said, "that a second occurrence might lose me my job."

"He didn't say he would do it or who would do it. He was very gentlemanly — he was under lots of pressure himself. He said the demonstrations were considered unwise and injurious to the University, in the eyes of the state."

Asked if he would take part in any future racial demonstrations here, Wynn said he doubted much need for it. "Many of the principal objectives of the people pushing for equal rights in this area were solved by the Civil Rights Act of this summer," he explained.

The principal person in getting Sanford to commute the sentences Wynn thinks, was lawyer Floyd McKissick of Durham, National Chairman of CORE.

He doesn't know if any Duke or UNC administration officials persuaded the governor. "It is possible that some of them might have said something unofficially," Wynn said.

The Duke professors convicted of trespassing and resisting arrest at Watts Restaurant were David Smith, Harmon Lee Smith and Robert Osborn. David Smith was sentenced to 60 days, and Harmon Smith, Osborn and Wynn were given 90 days each by Mallard.

Arthur B. Simons, a UNC senior from Chapel Hill, also had his sentence commuted.



DELTA UPSILON FRATERNITY members Stu Matthews, Deane Brunson, Trey Vars and Robert Vanore clean up the right-of-way along N. C. 54 near the Pines Restaurant as part of a clean-

up campaign sponsored by the Interfraternity Council. UNC's 23 social fraternities participated in the event yesterday to help spruce up Chapel Hill for the Christmas season.

—Photo by Jock Lauterer

### NAMES IN THE NEWS

## Arthur Hays Wants Talent, Different Interests In SL

By JOHN GREENBACKER  
DTH Staff Writer

A loud crash from the back of the room brought a recent session of Student Legislature to a halt as everyone turned in their seats to see what happened.

Amidst the chuckles of his colleagues, Student Party Floor Leader Arthur Hays got up off the floor, righted his overturned chair and remarked, "May I suggest, Mr. Speaker, that that's the only way I'll lose my seat in this assembly."

Pride may come before fall, but as the legislature broke up over one of the funniest comments of the session, there came the sober afterthought that Hays' remark contained more truth than humor.

"The old goat of Student Government" has introduced over 20 bills to committee within the past four years, most of which have been passed by the body as a whole.

Among those have been judiciary bills, elections laws, two Student Government Budgets and organized bills.

Hays, a Franklin native, got his early experience in politics and parliamentary procedure as a freshman member of the Student Party and the Di-Phi Senate.

At an SP nominating convention in 1961, he and the fellow next to him nominated each other for seats in the legislature.

A successful campaign led Hays to nearly four solid years of legislative work.

He has served as Chairman of the Rules Committee, the Legislative Review Committee and the Finance Committee, and was Speaker Pro Tem for the body.

"I enjoyed my work with the Finance Committee the most," he said, and last year he had the privilege of trimming off \$8,000 in "excess fat" from the Budget after an estimated 40 hours of hearings.

His strict adherence to parliamentary procedure and separation of powers in Student Government is almost notorious.

"Perhaps I'm too concerned with structure, detail and procedure," he explained, "but you need some of this to be a good legislator."

After nearly four years of meetings he can boast of his 100 per cent attendance rate.

The short, slightly stooped figure, the navy blue suit, the thick glasses, the attache case and, of course, the tattered copy of "Robert's Rules of Order" have become familiar sights in Graham Memorial.

During his four years in office, Hays has formed some frank opinions about the nature of the University Party and the UP leaders.

"The people on my side of the aisle have tremendous respect for Mal King, the UP Floor Leader," he said. "We wish he was on our side."

Unfortunately, others in the UP ranks aren't treated as kindly in his estimation.

"Don Carson does not have the broad concept of Student Government that Bob Spearman has," Arthur said. "In fact, I doubt if Don has any well developed philosophy of Student Government at all."

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"Don Carson does not have the broad concept of Student Government that Bob Spearman has," Arthur said. "In fact, I doubt if Don has any well developed philosophy of Student Government at all."

"Any time a conflict develops, Don likes to pretend he is aloof from it all. His favorite tactic is to render pronouncements of his own alleged neutrality, and opposition to petty partisan politics."

"That phrase sounds better and means less than any term I know, but I think most people see through it."

Hays has a lot of respect for President Spearman, but he sees him as a man in a peculiar position.

"Bob Spearman is basically Student Party in his outlook and I think he realizes it," Hays said. "The Student Party and the people in it have given him more support on 'gut' issues than has his own party."

"I would say he is very much aware of the limitations of the UP," he said.

Hays has a few things to say about the nature of the UP itself.

"Spearman and Mike Chanin have made some changes in the UP by force of their own personalities, but these changes are no more than skin deep," he said.

"The University Party has traditionally been top-heavy with all the real power resting in a few key people. They determine the character of the party."

"There is no one in the Spearman-Chanin tradition to assume control, and when they leave, the party will fall back into its nice, comfortable rut."

When you work with an organization for any great length of time, you come to know intimately its faults and its strong points. Arthur can safely say

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ARTHUR HAYS  
... four-year SL man

## Cunningham Guns 48; Gains Scoring Record

### Frosh Drop 'Foul' Game To Davidson

By PETE GAMMONS  
DTH Asst. Sports Editor

Carolina Freshmen saw four regulars foul out and just could not overcome Davidson's height here last night, dropping a wild 100-87 decision.

Trailing only 68-67 with 9:05 remaining in the game, 6-10 Tom Youngdale drew Dixon Gribble's fifth foul, starting both the Tar Heels' downfall and the parade of players fouling out. Don Shankleford (8:43), Jim Frye (8:46) and Larry Miller (4:01) followed Gribble.

The Wildcats took full advantage of these fouls by hitting on 42 of 49 free throws, including 31 of 32 in the second half.

Youngdale led all scorers with 27 points, but was by no means a one-man show. Bobby Lane (21), Scott Sinnock (13), 6-9 Rodney Knowles (13) and Cecil Clifton (10) also hit double figures for the winners.

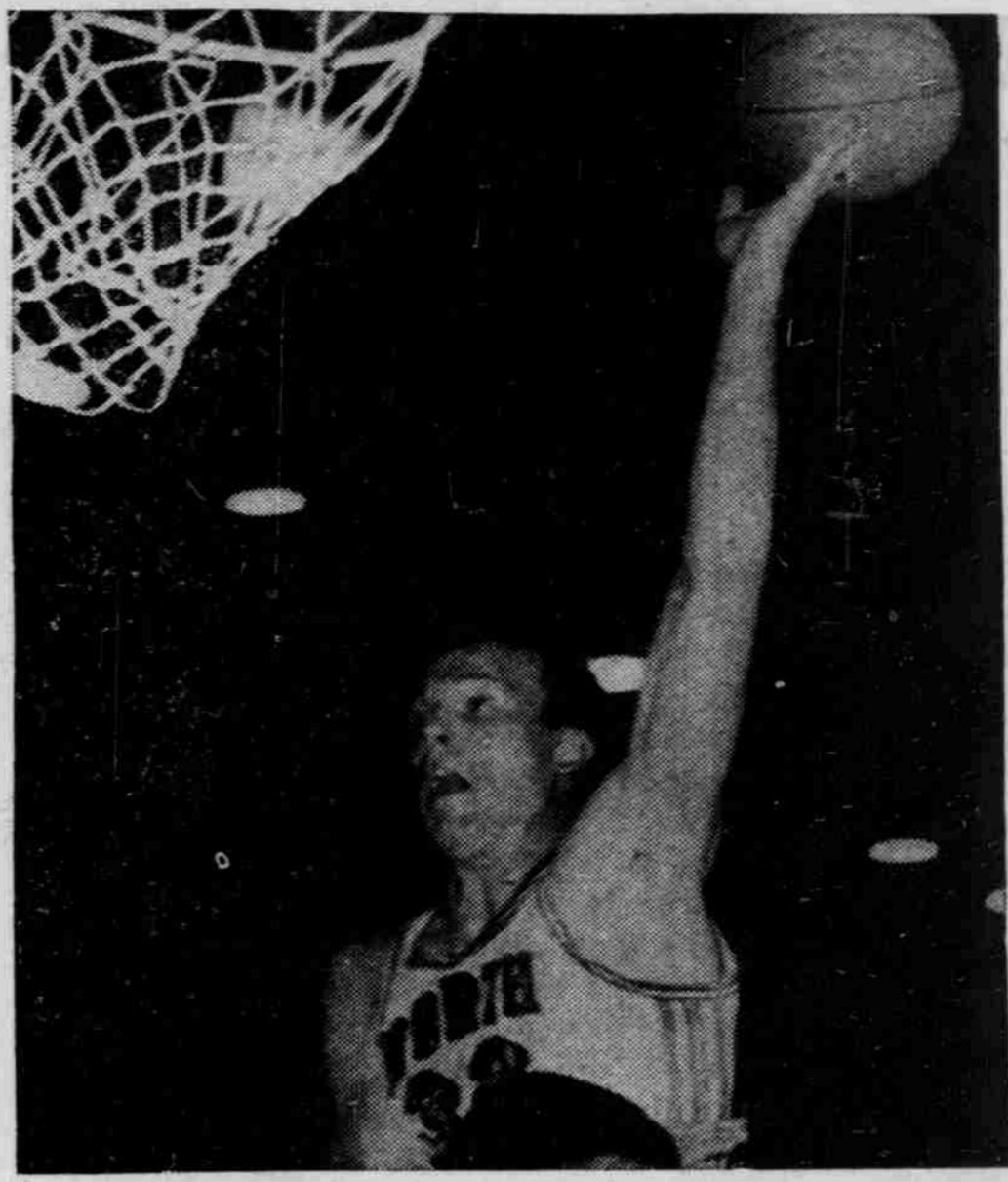
The Tar Heels were trying to come from behind most of the game, leading only three times in the first half, 10-8, 34-33 and 39-37. The Wildcats showed remarkable poise in hitting four shots whenever the Heels wobbled into their lead.

Miller led the UNC scorers with 25, while Greg Campbell had 22 and Frye, 17.

In the first half Davidson jumped out to a five-point lead and led by as much as 33-25 at the 12-minute mark, but they couldn't pull away.

Miller and Frye led scorers at intermission with 15 apiece.

Both teams now have identical 2-1 records, the Wildcats' loss coming at the hands of Duke's freshmen.



—Photo by Jock Lauterer

BILLY THE KID tosses in another basket to lead the Heels to a 111-74 win over the Green Wave of Tulane last night. Cunningham's 48 points set a new school single game scoring record.

### Heels Swamp Bayou Boys By 111-74

By LARRY TARLETON  
DTH Sports Editor

It was Billy The Kid's night at Woolen Gym Thursday as the Tar Heel All-American broke a school scoring record with 48 points to lead the Tar Heels to a 111-74 win over the Tulane Green Wave.

Although sitting out the last six minutes of the game, Cunningham broke Lennie Rosenbluth's old record of 47 set against Furman in 1957. By leaving the game with 5:54 remaining, the Kid passed up a chance to top the ACC mark of 55 set by Ronnie Shavlik of N. C. State.

"We wanted to rest him for Indiana coming up Saturday," said Coach Dean Smith. "If I had left him in and he had gotten hurt, I would never have forgiven myself."

After scoring 20 points in the first half, Billy went out for the second half with orders to score, and that is exactly what he did. He scored five quick points in the first two minutes, and never let up as he poured in 28 points in 14 minutes.

When Billy left the game, he was given a tremendous standing ovation by the partisan crowd. For the remainder of the game, the fans kept up the chant "We want Billy, We want Billy."

For the night, Cunningham hit 21 of 39 field goals, but had his troubles at the foul stripe, hitting only 6 of 15.

The 48 points bettered Billy's old personal mark of 40 set last year against Maryland. The Kid also pulled down 25 rebounds, falling three short of his school record of 28 set last year against the same Terrapins.

Oh yes, the ball game. Well it wasn't much of one. The Tar Heels simply outmanned the Greens.

With a 50-37 halftime lead, the Heels came out in the second half and scored 34 points in the first 10 minutes, and Smith coasted to the victory with his reserves playing the last 10 minutes.

Trailing Cunningham in the scoring department was sensation-ist Bob Lewis, who scored 21, although sitting out the last nine minutes.

Tom Gauntlett, starting his first game, had his third straight big game as he pumped in 6 of 8 field goals and added two free throws for 14 points. Bob Bennett was the only other Tar Heel in double figures as he scored 10. Mark Midken controlled the backboards during his limited playing time, and ended with 12 rebounds.

Al Andrews paced the Greensies with 23 points, 18 in the first half. George Fisher added 17 and Denny Shoup had 13.

## Six Changes Sought In Code Jurisdiction

The Honor System Commission tentatively agreed to six proposals for the modification of Campus Code jurisdiction and the campus judiciary procedure in a meeting Wednesday.

Pending final hearings, the Commission will send the recommendations to the special Student-Faculty Committee on the Judiciary, according to commission Chairman Paul Dickson.

The commission heard a special report on the jurisdiction of the Campus Code by Bayard Harris. It voted to accept an area of jurisdiction similar to one currently being used by the University of Oregon.

The Oregon Code is enforced only on the University of Oregon campus. Students arrested by civil police are not returned to campus authorities for trial, as they frequently are here.

Under this concept, the campus police force will only operate on campus property. Fraternity and sorority houses are considered part of the campus.

Exceptions to this rule of jurisdiction occur when a violation is committed by a student while on another college campus, engaged in intercollegiate activity or attending a fraternity, sorority, or residence hall party at an off-campus location.

The commission has proposed a statute of limitations which requires the campus judiciary not to try a student unless his offense was reported within 30 days after it was committed.

It has also been recommended that an accused student be given a preliminary hearing and told of his rights within one week after he is charged, and that his trial should occur no more than two weeks afterwards.

The commission has requested that it be allowed to evaluate and compile records of precedent-setting cases for the Honor Council's benefit.

A recommendation that the Honor Councils be given the power to suspend parking privileges and athletic passes will also be submitted.

The separation of Women's Campus Code violations and Women's Rules violations may be requested.

Changes in the current penalty system will probably be made by the commission after a series of hearings, Dickson said.

Dickson said he is personally supporting the establishment of a period of probation which would require the sentenced student to attend a study hall for several nights of the week.

"Persons currently on probation can still go downtown every night and guzzle beer," Dickson said.

"We are seeking penalties which are constructive, restrictive and effective."

## Sinfonians Jazz It Up In Hill Hall

The sound of authentic jazz music is described by the Carolina Sinfonians as "America's only native art form."

The group, which will perform tonight at 8 in Hill Hall, has made it their interest to promote the appreciation and understanding of jazz dance music.

The concert is sponsored by Graham Memorial.

Organized in 1962 by a former student, the band consists of four trumpets, three trombones, five saxophones, a piano, bass and drums. Over half of the group's repertoire of more than 50 selections was written by Sinfonia members.

Though few Sinfonia members are actual music majors, all of them have studied privately and a majority of them are engaged in music appreciation and theory courses in the Music Department.

Their activities consist of concerts and dance programs at high school, college, and fraternity functions in the Chapel Hill area.

Performing with the band is a jazz quintet composed of Sinfonia members. Though all of the members have full opportunity to solo before an audience, most of the solo work is handled by a few of the most talented musicians.

The Sinfonians is associated with Phi Mu Alpha Sinfonia, a national music fraternity. An executive board of four Phi Mu Alpha members supervised the operation of the band.

Part of the income of the group is donated directly into the James Michael Barham Scholarship Fund of the fraternity to be used to educate deserving undergraduate music majors.

In this way it is hoped that Sinfonia members will retain an enthusiasm in their music for the sake of art, not money.

### TICKETS

Tickets for the Vanderbilt game Monday night at the Greensboro Coliseum are on sale at the Ticket Office now.

Student tickets for the meeting with the second-ranked Commodores cost \$1.25.



—Photo by Jock Lauterer

KITTY POWELL puts a shine on a pair of scuffed shoes Thursday at Y Court. The pretty coed was one of many who cleaned footwear as a junior class fund raising project.