

# The Daily Tar Heel

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## Official Protest Lodged By Harris

By GLENN L. MAYS  
DTH Staff Writer  
The Feb. 22 referendum on the so-called "slate amendment" has been protested.

Harris said he was not necessarily opposed to the constitutional amendment which provided for the election of the student body president and vice president on the same ballot. "These mechanical difficulties lead to a violation of both the spirit and the letter of the general election laws," Harris said.

John Winborne, then the temporary board chairman, resigned his post and no action was taken on the referendum protest. Dickson appointed Jerry Wagner as temporary Elections Board chairman but he has not yet been approved.

Harris said he later found out that the protest was to be filed with the Constitutional Council.

"In my opinion, the protest is valid," Dickson said Friday. "However, it's up to the elections board to decide."

Harris said he filed the protest on the basis that (1) "the polls were never opened in Alexander Residence Hall, which is a violation of the election laws;" (2) "ballot boxes at Y-Court were not manned properly, despite the usual popularity of that poll;" and (3) "debate was such that very few people knew what the referendum was about, if they knew there was a referendum at all."

Van McNair, chairman of

the Constitutional Council, was not available for comment Friday.

Harris said he was not necessarily opposed to the constitutional amendment which provided for the election of the student body president and vice president on the same ballot. "These mechanical difficulties lead to a violation of both the spirit and the letter of the general election laws," Harris said.

He stated in the protest, "Until this situation is corrected by appropriate legislation, logic dictates that any election not involving candidates may be protested within a reasonable length of time providing that provisions of the question have not become effective. In this case we must hold that the so called 'slate amendment' is open to protest until an election has taken place under the amendment."

The amendment was passed in a light voter turnout by 1,283 to 657. However, Harris said he filed the official protest with Dickson at 4 p.m. Friday, Feb. 24. The 96-hour period following the final tabulation of the referendum in which any protest had to be filed ended at 9 p.m. the following day.

Harris said he hoped the council will invalidate the referendum of Feb. 22 and include the amendment referendum in the March 22 elections.

## Poll Reveals 64% Oppose Ban Pickets

By ERNEST ROBL  
DTH Staff Writer

An overwhelming majority of Carolina students are against yesterday's picketing of South Building by members of the Committee for Free Inquiry.

A poll taken by the DTH showed 119 students object to the action of the pickets, while only 46 said they approved of the action; 22 had no opinion.

Twelve CFI members marched with signs in front of the administration building for slightly over an hour yesterday to protest acting Chancellor J. Carlyle Sitterson's barring of leftist Frank Wilkinson and Communist Herbert Aptheker.

(A poll taken by the DTH on Feb. 3, showed that 231 students favored letting the two speak here, while 187 were opposed to this.)

Typical student comments on the picketing included: "I agree with their principles, but it just doesn't look good." — Jim Perkins, sophomore, Marshville.

"I think the CFI no longer has the support of the mass of students due to the infiltration of the pseudo-beatniks who think they are saving the world, but actually don't know what they are saving it for." — Ed McDonald, senior, Reidsville.

"I believe continuing interest should be shown." — Tom Deleot, freshman, Mt. Pleasant.

"For one thing, it (the picketing) will bring the issue out in front of the students and combat student apathy." — Dave McFadden, junior, Asheville.

"I don't see that it's going to gain anything." — Kenneth Steele, senior, Statesville.

"This isn't the right stage for picketing. We can still work things out." — Hank Barnes, sophomore, Bellair, Md.

"It's ridiculous! It has absolutely nothing to do with the whole situation. Everything that Paul's done could be destroyed." — Alvin Tyndall, senior, Wilson.

A number of those who voted no opinion told the DTH interviewers they thought they did not know enough about the picketing to comment on the situation.

# Carolina Loses Keep-Away 21-20—Final Freeze Folds

By GENE RECTOR  
DTH Sports Editor

RALEIGH — Tar Heel ice cubes hung on the playing floor of Raleigh's Reynolds Coliseum last night.

But with four seconds remaining, Duke's Mike Lewis hit the second shot of a two-shot foul to hand the Blue Devils a 21-20 victory before 12,400 fans at the 13th annual ACC Basketball Tournament.

The victory moves top-seeded Duke into tonight's final round of action.

For the Tar Heels it was a cold, sad ending to a dedicated performance.

A foul by Bob Bennett set up the final-seconds heroics. Duke held the ball with 0:16 remaining. Steve Vacendak passed to Jack Marin, got it back and hit Varga in the corner. At the same time, Mike Lewis broke for the basket and Varga flipped him the ball. Bennett fouled Lewis while the latter shot, and the big Duke pivot was on the line with a two-shot foul. The score tied at 20-all, and four seconds remaining.

Lewis missed the first try, but hit the second, and the Tar Heels were through.

A wild pass upcourt in a vain attempt to get off a shot for victory went out of bounds as the buzzer sounded.

A sellout crowd saw the Tar Heels take the opening tap and then play keep-away from the taller, stronger Blue Devils.

North Carolina's Larry Miller took the game's first shot with 15:45 to go in the first half, and Bob Bennett's free throw with 15:36 to go was the first point of the night.

Bob Varga's jump shot seconds later gave Duke a 2-1 lead.

Again UNC elected to sit on the ball — waiting for the good shot. That good shot came with 12:46 left, as Bob Lewis drove down the lane for a layup and a 3-2 UNC lead.

But a field goal by Steve Vacendak and a free throw by Jack Marin had the Devils back out in front, 5-3, with 11:42 remaining.

John Yokley — UNC's top scorer with six points and

Tom Gauntlett sandwiched free throws around a Duke fielder by Bob Riedy, and the score was 7-5 in the Devils' favor at the half.

After controlling the second-half tipoff and missing two easy layups, the Tar Heels took command for most of the remainder of the game.

A driving shot by Yokley tied it at 7-7 with 18 minutes left to play, and with 15:47 to go, Johnny did it again to give his team a 9-8 lead.

Then Bobby Lewis' three-point play with 12:31 remaining shot the Tar Heels to a 13-10 advantage.

Varga popped one in from outside to slice Duke's deficit to one, but Lewis hit Bennett with a pass and the UNC center drove for a bucket. Then Larry Miller got his only field goal of the night to put Carolina in a good position — on top, 17-12, with 10:12 to play.

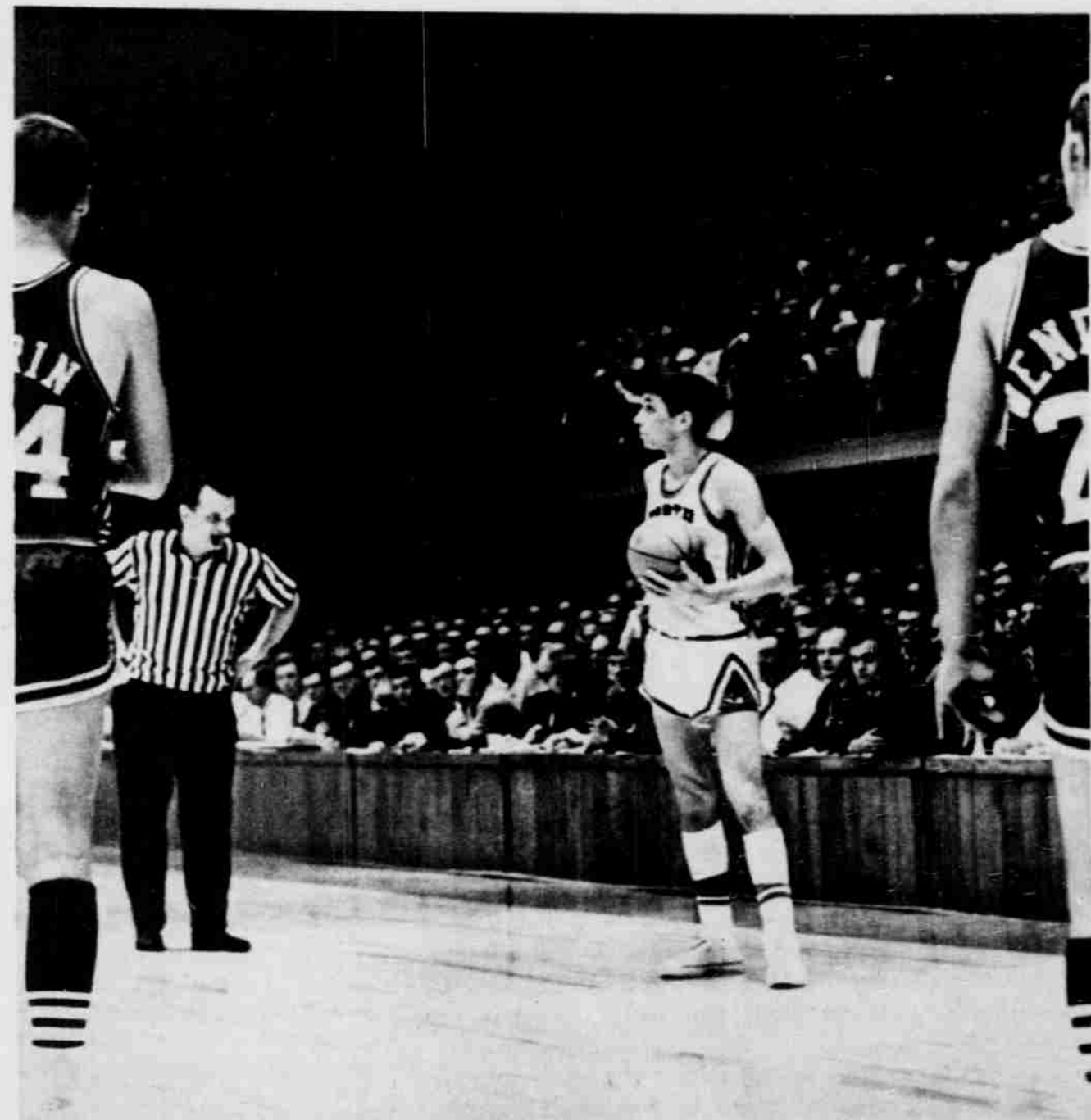
But here, Duke began its move, outscoring UNC by 7-3 in the next seven minutes.

Marin got a free throw off Bob Lewis' foul, and Vacendak hit from the outside right for 17-15, UNC. After Bennett scored again for the Tar Heels for a 19-15 lead at 8:11, Marin canned two free tosses.

Then Mike Lewis dropped a foul shot, and Miller got one of the same for Carolina, which now held a 20-18 lead with 3:21 to go.

But with 2:08 remaining, the

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"IT'S CALLED STALL ref. You see we don't want them to get the ball. That's why I'm not passing. Tell them to come get it." —DTH photo by Ernest Robl.

## Students Here From Germany

By CAROL GALLANT  
DTH Staff Writer

Studentenverband Deutscher Ingenieurschulen - Landesverband Berlin. That's pretty impressive, but since you probably understand it as well as I did when I heard it, I'll translate.

The "Student Association of Engineering Colleges" has a group of 18 students from Berlin traveling in the United States for 21 days and they were on the UNC Campus at Chapel Hill Thursday and Friday.

My German vocabulary is limited to "gesundheit" but talking with three of the students was not difficult as they speak excellent English. I couldn't help but wonder why engineers would be interested in The Daily Tar Heel office but I'm glad they wandered in.

The group spent the last 7 days in Raleigh with State College serving as host. They stayed in American homes and were amazed by the "Southern Hospitality." "They couldn't do enough for us."

They spent their first five days in New York. Juergen Hellenschmidt says he found New York "very expensive and interesting." From New York they traveled to Maryland where they played a soccer match. Proceeds went to the John F. Kennedy Memorial Library to be built in Cambridge, Mass.

The trip is being made to promote understanding between the people of Berlin and the U. S. Only eighteen are selected from the fifty that took a technical engineering test.

Hugh Blackwell rose in rebuttal. "Though I hold deep respect for Rep. Cleaver, I do regret those people who become disillusioned with Student Government and simply throw in the towel instead of staying in and fighting."

The Legislature refused to permit "A Resolution to Express Appreciation to Those Involved in the Amendment to the Speaker Ban" to be brought to the floor. A two-thirds vote was required to remove the resolution from the Ways and Means Committee in which it had been held since early February.

A resolution, authored by John Strickland, asking for an end to dormitory crowding was tabled.

Strickland pointed out the trustees had appointed a committee headed by Dr. A. K. King to study the question of increasing the size of UNC, and the resolution would state the students' position on residence hall crowding.

The appointment of Jerry Wagner as chairman of the Elections' Board was turned down by an 11 to 8 vote.

The Legislature voted \$100 for clerical help in keeping its records.

# Sitterson OK's Two Reds, Not Aptheker

By ED FREAKLEY  
DTH Staff Writer

Communist Herbert Aptheker was officially denied use of campus speaking privileges yesterday, but two other Communists have been granted permission to give talks here.

Vladimir Alexandrov, a specialist on the history of the Communist Party of the Soviet Union, and Hanus Papoušek, a visiting professor at the University of Denver, have been invited by the departments of political science and psychology, respectively.

Neither of the two men have

replied as yet to the invitations.

In granting the men permission to come here, Acting Chancellor J. Carlyle Sitterson said, "The invitations issued by the two departments are clearly in accord with the policy on visiting speakers adopted by the board of trustees Feb. 28."

In a letter to Paul Dickson, student body president, explaining why he barred Aptheker, Sitterson said he had not acted on the question previously because the student-faculty committee had not given the Communist theoretician's invitation consideration.

"Since then," Sitterson said, "I have consulted with the committee. I am denying permission to use University facilities for Mr. Aptheker's proposed speech on March 9."

Sitterson said the reason for his decision was based on the executive committee of the board of trustee's cancellation of Aptheker's scheduled appearance last Feb. 7.

"Even though prior to the executive committee action I recommended that the earlier invitation be allowed to stand, I regard their action as in effect binding in this instance," Sitterson said.

Dickson said, "The chancellor did exactly as we expected. It figured that since he would also turn down Aptheker."

In his letter to Dickson, Sitterson said he was "well aware of the difficulties before us all at this time. As soon as things quieted down a bit and we both have an opportunity for a leisurely conversation, I would appreciate an opportunity to talk with you about these and related matters."

Prof. Frederic N. Cleveland, chairman of the political science department, said that Pi Sigma Alpha, the political science graduate student organization, had invited Alexandrov.

Papoušek was invited by the UNC Developmental Psychology Training Program which is headed by Prof. Halbert B. Robinson.

The communist scholars have been offered a choice of dates to speak here this spring.

# Students Protest In Orderly March

By ANDY MYERS  
DTH Staff Writer

Members of the Committee for Free Inquiry paraded in front of South Building yesterday for an hour and a half with signs protesting the denial of free speech at Carolina.

About 35 graduates and undergraduates attracted a curious crowd of more than 200 onlookers while they quietly circled from 11 a.m. to 12:30 p.m.

Some signs carried by the picketers read: "Why Were We Locked Out of Carroll Hall?" "Free Speech When? Free Speech Now," and "I'd Rather Be An Orphan."

A collection box was set up in Y-Court to receive donations for the activities of CFI.

Student Body President Paul Dickson refused to align himself with yesterday's actions by the CFI, saying "such action is not needed. It accomplishes nothing, and I do not at this time condone it."

Dickson, who is also chairman of the CFI steering committee, noted that Thursday's CFI meeting was called without consulting him, adding that it was "hastily-called and poorly attended."

A Sunday meeting in Gerrard Hall has been called by the CFI for 7:30 p.m. "We will discuss recent developments and our plans for the future," Dickson said in a statement.

"All the students and faculty are urged to attend this meeting because decisions will be made which will affect the entire campus."

It is expected that Dickson will reveal the outcome of talks with lawyers in Greensboro Thursday. Smith, Moore, Smith, Shell, and Hunter is the

law firm Dickson conferred with.

Other members of the steering committee are Jim Little, Gary Waller, Neil Thomas, Robert Keiser, Daryl Powell, Dr. John Honnigmann and Dr. Walter Hollander.

Little, also chairman of the Student Party, rejected the picketing action. "They have a right to picket," he said yesterday, "but I personally am not in favor of picketing for the sole purpose of picketing."

"I don't criticize their picketing per se," Little said. "What I do question is the fact that Stu Matthews called the meeting."

Matthews is not on the CFI steering committee.

Thomas, also chairman of the University Party, said, "I am dead set against picketing."

"You must consider how the people in the state will react to it," Thomas continued. "This reaction," he said, "will most likely be 'adverse.'"

"You've got to consider the problem in two areas," he said, "in the shell of the campus and in the sphere of the state."

None of the steering committee members contacted said they would resign from the committee. "I'm going to stay in there and keep as much a moderating influence as I can," Thomas said.

Dickson said court action is still in the planning stage. He refused to comment on how the CFI will raise money to take the case to court, but indicated this matter would be discussed at the Sunday meeting.

CAROLINA STYLE with Ed Freakley

## Ban Stand Of 1852

And you think this speaker ban situation is bad. Look brothers, don't yell too loud. Use your heads. Things could be much, much worse.

You don't believe it? Well the following letter was written by the University to parents of students June 6, 1852, and is clear precedence for another kind of ban which might be enacted any time.

Sir, THE SECLUDED situation of this place is not without disadvantages, but they are believed to be more than counterbalanced by the safeguards which the Legislature and the Trustees have been thereby enabled to throw around us. Extensive inquiry, long experience and personal examination, have left no doubt on the mind of any one of us that our location was, on the whole, happily chosen.

TO MAINTAIN A tippling house within two miles of the University, or to sell within that distance wine, ardent spirits, or malt liquors, to be used by a student, without the consent of the Faculty, is an indictable offense. Gaming, horse-racing, and other kindred practices, within four miles, are prohibited in like manner. To give full sanction and efficiency to the provisions of the criminal law, the Trustees have ordained that any student who may be seen publicly intoxicated, or in whose room ardent spirits may be found, shall be forthwith suspended or dismissed, as the circumstances of the case may seem to require. This ordinance has been and will be faithfully carried into execution in every instance of its violation.

EXTRAVAGANT HABITS ordinarily tend to the hindrance of all improvement, intellectual and moral; and the deleterious effect is by no means confined to the individual who is subject of them. It is impossible to preserve young men in all cases from indiscretions of his character. So carefully have these evils been guarded against, however, that no parent can suffer from them, who is faithful to the college, the community, his son, or himself. The Rev. Elisha Mitchell, D.D., is bursar of the institution. It is his duty to receive all sums of money that young men bring with them, to "disburse the same in paying their board, tuition fees, college dues, and other necessary expenses" . . . to keep an account of the money thus received and disbursed, and at the close of each session to transmit a copy of such account to the parent or guardian of each student.

THE REVISED Statutes "concerning the University," (chap. 116.) make it "unlawful for any merchant, shop-keeper, or other person at Chapel Hill, or within two miles thereof, to sell to any student of the University, goods, wares or merchandise, without the consent of the faculty, or some member thereof, in writing." Any contract for the sale of such article is "null and void, and no recovery can be had thereon." The parent is consequently absolved from all obligation to pay an account thus created, and it is very clear that guardian cannot discharge such a claim, without rendering himself liable to the estate of his ward for the amount. The ordinance of the Trustees, on the subject, requires the Faculty to dismiss a student, who may contract a debt without permission.

YOU MAY ALL breathe new. The Grill is open and only a short distance from campus. And Aptheker can even speak there.

# Approval Given To TV Measure

By JIM SMITH  
DTH Staff Writer

Color television for everyone? That's right! Student Legislature passed a bill Thursday night to set up the means for every residence hall, fraternity and sorority of have a color or black-and-white TV.

According to the author of the bill, Steve Jolly, this is how the set up will work: If you residence hall's TV is from one to two years old, Student Government and the television maintenance fund will give it \$60 toward a new TV, either black-and-white or color. If your residence hall TV is two to three years old, they will give it \$120; from three to four years, \$180; and more than four, \$240.

The same applies to fraternities and sororities, only on a smaller scale. If you fraternity or sorority TV is one to two years old, it will get \$40; from two to three years, \$80; from three to four years, \$120; and more than four, \$160.

The money provided by Student Government is in addition to the trade-in value of the TV.

In the past Student Government and the Administration have provided residence halls with televisions. This bill extends this service to fraternities and sororities for the first time. Many legislators felt that the past practice had neglected a major part of the campus.

It will be up to the Treasurer of the student body to determine whether the residence hall, fraternity or sorority has a legitimate need for a new TV.

Under this bill, Cobb, Craig and Ehringhaus will be entitled to one extra TV, and Morrison will be allowed to get two more.

Jolly said it was his belief that "as soon as the sets are

available through the University purchasing agent, every living area on campus will probably have a color TV. The cost of a color TV, bought through the purchasing agent will be \$290, and a color antenna will cost \$20.

In other action Thursday night, Rep. De Haven Cleaver resigned from the Legislature in protest to the Student Government administration's handling of the Speaker Ban controversy. He alleged that Pres. Paul Dickson has placed Student Government out on a limb from which it cannot retreat.