

The Daily Tar Heel

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ERNIE McCRARY, EDITOR

Proposed Judicial Changes

FOURTH IN A SERIES

Concern with judicial reform has had its ups and downs this year, but enough interest has been generated to get some proposals for constitutional changes on paper at last.

Lengthy suggestions for changes in the powers of Student Legislature, especially in the area of reorganizing the student court system, were introduced at last week's SL meeting. The bill is now in Committee and is not expected to be acted on before the just-elected legislators take office.

New regulations concerning the judicial system are included in the proposals.

Before these constitutional amendments are approved by SL and the student body (in a referendum), the proposals must be openly and thoroughly discussed. As the groundwork for such discussion, the proposed amendment concerning the judiciary is reprinted below.

JUDICIARY

Section 1. Student Responsibility. It shall be the responsibility of every student at the University of North Carolina at Chapel Hill while within the university community or while present at an organized student function:

- To obey the Honor Code prohibiting lying, stealing, and cheating, and to report any possible violation of the Honor Code of which he has knowledge;
- To obey the Campus Code by conducting himself or herself as a gentleman or lady, and, insofar as it may be appropriate, to see that his fellow students do likewise, and
- To obey such other duly enacted codes and rules as may be established by the constitutionally established legislative bodies.

Section 2. Judicial Power. The judicial power of the student body shall be vested in one Supreme Court and such inferior courts as the Student Legislature may establish from time to time.

Section 3. Supreme Court.

- The Supreme Court shall be composed of a Chief Justice and four associate justices appointed by the President of the Student Body and confirmed by the Student Legislature. No person shall be a member of the Supreme Court while an officer, or while a member of an agency or organization, whose actions might be subject to review by the court. The member of the Supreme Court shall serve during good behavior for the duration of their enrollment at the University.
- The Supreme Court shall have original jurisdiction in controversies concerning executive and legislative action raising questions of law arising under this Constitution or laws enacted under its authority.
- The Supreme Court shall have appellate jurisdiction from all inferior courts in cases where error of law, under this Constitution or laws enacted under its authority, is alleged to have occurred.

Section 4. Rights Guaranteed Defendant. A defendant before an inferior court exercising original jurisdiction shall be guaranteed:

- The right to seventy-two hours notice, prior to the trial, of the charges against him, the composition of the court, and his rights under this Constitution and the laws enacted in pursuance thereof;
- The right to summon material student witnesses and evidence in the possession of students;
- The right to summon a reasonable number of character witnesses;
- The right to disqualify members of the court on the showing of possible prejudice;
- The right to a closed trial upon request;
- The right to a public trial upon request, under such exceptions and regulations as may be established by law;
- The right to a separate trial upon request;
- The right to an active defense;
- The right to the assistance of defense counsel selected from the student body under such exceptions as may be established by law;
- The right to be present during the presentation of material evidence and witnesses and to question and impeach said evidence and witnesses;
- The right to be presumed innocent and to be acquitted unless proven guilty beyond a reasonable doubt;
- The right to be convicted only upon a two-thirds vote of the court;
- The right to be suspended only upon a two-thirds vote of the court; and
- The right, upon acquittal, to be free from retrial by a student court for the same offense."

Section 2. Directions to Elections Board. The Elections Board shall present to the student body for its ratification, on March 22, 1966, the aforesaid constitution amendment as proposed by Section 1 of this resolution, and said amendment shall be ratified or rejected in its entirety.

Section 3. Legislative Intent. The student Legislature takes legislative notice of Article VII, Section 2 of the Student Constitution in proposing this amendment. All courts now operative shall continue in existence and shall operate under existing law until the Student Legislature enacts such laws as it shall deem necessary and proper for the execution and institution of the aforesaid constitutional amendment.

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"That Draft Board Quiz Is One I Don't Want To Get An 'A' On!"

Barry Jacobs

Remember The Newspapers

Anyone connected with a newspaper, even a college newspaper, had to stop and think for a little while when the news came this week of the planned merger of three New York newspapers. The announcement spotlighted the continuing contraction of daily papers, especially in the major cities.

The three newspapers involved have all been around for a long time. The New York Herald Tribune was created by a merger in 1924. The World - Telegram was the product of a merger in 1931. The Sun was picked up in 1950. The Journal - American came from a merger of two Hearst papers in 19.

The names that the papers carry, of course, go back much further. Men like Greeley, Hearst and Pulitzer are bound up in their history. In fact, the great irony of the merger is that it will bring together the papers of William Randolph Hearst and Joseph Pulitzer, the archenemies of the yellow journalism days of the 1890's.

It was Horace Greeley's Tribune that issued the cry, "On To Richmond!" in the early days of the Civil War. Charles A. Dana's Sun published the still - reprinted editorial, "Yes, Virginia, There Is A Santa Claus." Pulitzer, and, especially, Hearst have been given much of the credit or blame for triggering the Spanish - American War.

These reveries may not mean much to the average person. Nevertheless, the merger has significance for him, too. The newspaper industry, like, say, the automobile industry, is a part of the American

scene. What happens to any part of this scene affects the whole. Like the automotive industry, the newspaper industry is contracting. Like the Kaiser, the Packard and the Edsel, many newspapers have vanished. Now one more New York paper is gone.

The contraction is far from complete. The trend is unmistakably toward single - ownership cities or, at best, one morning and one afternoon paper under separate ownerships. The day of direct competition, except in a few instances, is over. New York, which had 12 papers in 1930, now has five; and it remains to be seen whether the merger can save the Herald Tribune, caught in a losing fight between the Times and the Daily News.

The reduction in the number of papers puts added responsibility on both the readers and the publishers who remain. The readers now have fewer versions of the news and fewer editorial viewpoints to choose from. They must be more critical of what they have. If there is only one editorial stand to read, the reader must examine that stand closely. He will no longer have opposing opinions to compare with it. He will have to rely more on radio, television and magazines to supplement his newspapers.

The newspaper publishers gain added wealth and power from the elimination of competition. In return, they must strive harder to be fair. They cannot slant their news coverage; there will be no competitor to slant it in the other direction. They should continue to present a strong editorial policy, but they should allow opposing viewpoints a forum through columns and letters.

A monopoly newspaper can be pretty much what its publisher wants it to be. Starting a new paper in competition to an established one is such an expensive proposition that it is generally not feasible. A monopoly publisher should accept this responsibility and make his paper a good one. If he is too lazy to keep up his paper's standards, the readers should voice their displeasure. Perhaps prolonged criticism can force a change. If not, the reader will have to rely on other sources for information. The other newspapers are almost all gone.



The Student Speaks

Maupin Presents Misleading Picture Of Faculty Members

By THOMAS ROBBINS

Armistead Maupin's "Reddi - righteous resignation form" is clever and funny, however, it embodies a misleading stereotype of the radical faculty member. The stereotype goes something like this: These faculty members do little for the University (they're assistant graders), yet they demand that the administration cater to their every leftist whim.

The resignation talk is a big bluff. (The only alternative to U.N.C. being a job at Joan Baez's School of Non - Violence), and is significant merely as a way of exhorting on the hand that feeds them.

Possibly Mr. Maupin's article arose partially in connection with a letter published in the Tar Heel by a certain faculty member, wherein he stated that he might resign if the administration censored another Speaker. Taking this particular faculty member (whom I'm not naming) as an example, let's check the accuracy of the stereotype.

Professor X is not an assistant grader, he teaches four courses a year (six counting the summer terms). He does not research Medicare among the M'Bwatzes, but the effects of a college education on occupational mobility. (The job market for college grads and similar trivial, irrelevant and esoteric subjects.)

I do not know what Mr. Maupin has against "commentators" but Professor X does not deliver himself of a periodic bombast in the Tar Heel or any other paper, nor, to my knowledge, has he ever been involved in picketing or any other demonstrative trouble - making. He does, however, have offers from institutions as excellent if not more so than this one.

One does not have to have a yen for martyrdom to figure that, all other things being nearly equal, a free atmosphere is pleasanter than a less - than free one.

It is my thesis that the real message of Mr. Maupin's satire is not only that the faculty cease being pseudo-martyrs for free speech, but that they should become real martyrs to fundamentalist education. Academics tend to like freedom because they don't get very much money. If a potential academic goes into business or advertising he will receive a higher salary, but he will not be able to choose his own research topics and in general to call his own shots.

Moreover, his freedom of expression may be considerably more circumscribed and his life - style and socializing prescribed by company mores. On the other hand, as an academic he gets paid less but enjoys more personal, professional and intellectual freedom. This freedom becomes a sort of substitute for a big salary, attracting to academic life persons willing to sacrifice money for diminished restraints.

Those who criticize the concept of academic freedom on the grounds that it denotes some sort of special privilege granted exclusively for academics are missing the point. Academic freedom is only for academics and operates as a sort of implicit supplement to their meagre salaries.

Consequently if we continue on our present road to becoming the last outpost of educational bigotry we will be allowing other places to outbid us in all - important salary supplements. The best minds will then go elsewhere, and we'll be left with an "also - ran" faculty. All of which gets to the big point, if an equally prestigious

institution offers one an equal salary, why stay in Redneckville?

"Redneckville?" Mr. Maupin may have felt that he was ridiculing paranoid exaggeration when he had his reddi - resigner denounce "vile, ignorant, race - baiting Southerners." In point of fact, there are too many vile, ignorant rednecks around.

When, at the Aptheker outing, Paul Dickson announced that the authoritarian atmosphere has hastened the departure of the Chairman of the Slavic Department, the announcement was greeted with hoots and comments such as "HAH, HAH, TOO BAD FOR THE SLAVS," and "SLAV-IC??" AIN'T THAT ONE O THEM FUR-

RIN LANGUAGES?"

What kind of intellectual atmosphere is this? Mr. Maupin is asking the faculty to stay here and martyr themselves in behalf of the authoritarian "educators" who banned Aptheker and Wilkinson and the Maupinesque "students," most of whom lie under a tree all day swigging white lightning and spitting tobacco and occasionally berating themselves to lynch an atheist.

With the possible exception of an anthropologist, why would any faculty member opt to stay in Redneckville if he can teach at a real university?

Thomas Robbins
225 Connor

Mike Jennings

Contribute To Wawer Effort

Ladies and gentlemen, the President of the United States.

Mah fellow Americans. The time has come for every able-bodied person in this country to contribute his share to our wawer effort.

We must all be prepared to engage in a - er - la - awng period of dedication. General Westmoreland, in whom I have great confidence, has informed me that the wawer in Viet Nam will never end, and that our

wisest policy is to fight forever and keep casualties as low as possible.

It is for us at hawm, mah fellow Americans, to support our military effort in ways I shall enumerate.

First, let me make clear that the very thing we must not do is to deprive ourselves of commawdities. Sacrifices had their place in previous wawers, such as World Wawer Two. But intoday's world we can-

not afford to ration our national product.

Glut yourselves, mah fellow Americans. A second way in which you can spur on our eternal fight for freedom is by buying United States Savings Bonds. This will prevent inflation, and will give you back five for four after six years.

How's that for a bargain? You can help by writing sawngs about our special forces and making a million in lawng green.

You can help by drawing out of school and going about this great nation of ours singing sawngs of your own choice and awthersip.

You can help in little ways and in big 'uns too.

An' as you lay your heads down on your pillows tonight, mah fellow Americans, let one noble fact be foremost in your minds. Let it sustain you in the days ahead, and let it see you through travails and temptations.

That fact is simply this, mah fellow Americans.

Odds are you'll come out ahead, if you play it smart and awawid the draft.

Letters

Respect Candidates

Editors, The Daily Tar Heel: This letter is being written in reference to the comments in Tuesday's Tar Heel concerning the "rather dark subject" of campus elections. Being a freshman, I cannot judge the present election to any previous one. However, in your evaluation of the candidates seeking the more important positions on campus, the editorial presented, on the whole, a pessimistic attitude wholly unwarranted.

Perhaps the candidates this year are not as glamorous or exciting as in previous elections, but nevertheless their qualifications are valid. After the energy, expense, and time required for campaigning, the candidates deserve the respect, not the degradation, of the present Tar Heel editor.

This writer does not question the validity or truthfulness of your statements, but the tactfulness with which you have presented them to the student body of Carolina.

Larry Transou
301 Manly

Be Wary, Skeptical

Editor, The Daily Tar Heel: Those who attended the patriotic revival in Carmichael Monday night glimpsed a glaring contradiction. "Sing - Out's" parody on the beatnik freedom singers revealed more than a trace of the prejudice and bigotry they sing so enthusiastically against.

My inference was that MRA thinks it knows the one true way to save society, and feels a moral obligation to discredit anyone who sings in another key. Let us be wary of this kind of self assurance and skeptical of this brand of morality.

R. David Ekstrom
509 North St.

