Bates denies violating laws





Student Body President Bill Bates (right) denied that he had violated campaign spending laws in the spring 1975 election. He accused the former student body treasurer of supplying false information to reporters.

UNC not to intervene as defendant in suit

by Dan Fesperman

The consolidated University of North Carolina Board of Governors has reversed its decision to intervene as a defendant in the NAACP Legal Defense Fund's law suit against the Department of Health, Education and Welfare.

But the board is leaving open the possibility of intervening later.

The board, which met Friday in Greensboro, had voted three weeks ago to intervene in the suit, which charges HEW with not enforcing strict enough desegregation measures in North Carolina and seven other states.

Richard Robinson, assistant to consolidated university President William C. Friday, said Monday, "The Board felt that there would probably be better opportunities later to address issues concerning the suit in which the Board would be interested." He then added, "There is still a possibility that they will intervene later."

The Board of Governors originally favored intervention to ensure the University system's representation in the suit.

Representation was considered important because a ruling in favor of the Legal Defense Fund would force HEW to order the University system to match the racial mix of high school graduating classes in North

But Robinson said two weeks ago, after meeting with N.C. Deputy Atty. Gen. Andrew Vanore and private attorney J.D. Williams, that Williams told him that the consolidated university would eventually be represented in court whether it intervened or

Without the intervention, he explained, a ruling in favor of the defense fund would not directly bind the University system to HEW's orders. "HEW would act, in a sense, as a conduit for the court order."

If the University system failed to carry out HEW's orders, HEW could then either move to have the system's federal funds cut off or refer the case to the U.S. Justice

No matter what course of action HEW took there would be a court case involving the University system.

Williams sent Vanore an opinion letter last week concerning the possible consequences of intervention.

Robinson said the letter stated that Williams believed the intervention "was not the best opportunity for North Carolina to have its full day in court, and that there would be future opportunities for litigation in which North Carolina would be better

Accuses Mike O'Neal of supplying misinformation to campus publications

by Vernon Loeb Staff Writer

Student Body President Bill Bates accused former Student Body Treasurer Mike O'Neal Monday of supplying false information to Carolina magazine and the Daily Tar Heel, which stated that Bates violated campaign spending laws during last spring's run-off election.

Both publications received an unsigned statement last week alleging that Bates willfully omitted expenditures from his campaign spending report, and that "these unreported expenditures placed Mr. Bates in violation of the Student General Election Laws."

However, O'Neal said Monday, he had not seen the statement, which according to Carolina co-editor Elliott Warnock, was the basis of a Carolina story Thursday which said Bates "may have violated campaign spending laws."

The unsigned statement alleged that Bates overspent the \$125 run-off election spending limit by \$45.30 for two unreported campaign

First, it alleged that, although Bates reported a \$122.94 expenditure to Chase Printers, he did not report an additional \$18 also paid to the printers. Included with the statement sent to both publications were photocopies of Bates' campaign spending report and a Chase Printers receipt for the additional \$18 payment.

The statement also contended that Bates failed to report expenses for eight endorsement letters which it said were distributed in residence areas the night prior to the run-off election. A conservative estimate of the cost of these letters would be \$27.36, the statement said.

Bates said if he could prove O'Neal wrote the statement, he would consider taking him to honor court for lying.

Carolina reported that Bates' failure to report the additional expenditure to Chase Printers and his failure to report the endorsement letters' expense "may" have constituted violations of campaign spending laws and "if" this is true, "the implications could be serious."

Bates said the additional \$18 payment to Chase Printers might have been a campaign expenditure and, if so, he would have exceeded the \$125 run-off spending limit.

He added, however, that he deliberately did not use approximately \$27 worth of printed materials in the campaign and that not using those materials kept him within the spending limit.

Elections Board Chairperson Brooke

Bynum said Monday a precedent has been established whereby candidates are not required to report the expenditures for materials not used in a campaign.

Ricky Bryant, Elections Board chairperson during last spring's election, said he agreed with Bynum's interpretation and added that the election laws leave much to individual interpretation.

As for the unreported expenditures for the endorsement letters, Bates said they were distributed prior to the regular election and not the run-off election as the unsigned statement and Carolina magazine reported. Expenditures for the letters were reported as regular election expenses, Bates said. The spending limit for the regular election was

He noted that each letter urged students to vote on Wednesday while the run-off election was held on a Monday.

While photocopies of the endorsement letters were sent with the statement apparently to prove that Bates violated election law spending limits during the runoff election, the letters' reference to a Wednesday as the election day disproves the

Bates said the unsigned statement, which he attributed to O'Neal, was libelous and part of a slur campaign. "What bothers me is that O'Neal didn't go through the Elections Board or the Surpreme Court, but through

Dean of the journalism school John B. Adams, an expert in libel law, said he thinks the unsigned statement is libelous. But he added that even if Bates knew who wrote the statement, it would be difficult to win a libel suit in state court.

After denying Bates charges, O'Neal said all documents that accompanied the unsigned statement were part of the public record and not documents that only O'Neal would have access to.

O'Neal helped direct Bates' campaign last spring. He also set up Bates' account with Chase Printers during the election.

The anonymous statement was received first by Carolina magazine late last Wednesday, Warnock said, after he was told by an unidentified phone caller that information for an article could be found in the Dialectic Chambers on the third floor of

There, Warnock said, the unsigned statement was found with its accompanying documents. Carolina's article on possible spending law violations ran Thursday after reporter Dave Duckett wrote the story early Thursday morning.



Kate the fire-eater and juggler, along with her partner George (not pictured) gave an impromptu show in the Pit Monday. Kate spits fire, using scented lamp-oil, and then smothers the fire with her mouth. She said it isn't that hard to eat fire, it simply takes guts and timing. Kate spent the last six months in Europe, learning methods of streetbegging from





Method of sign-up may be left to areas

by Bob King Staff Writer

Dormitory room sign-up procedure, a source of controversy among campus residents this fall, will probably be left for individual residence areas to decide, Director of University Housing James

Condie said. Students will have a choice between the persistence method (waiting in line) and the random selection (the so-called lottery) methods of selecting which residents can return to their dorms next year.

A recent Residence Hall Association (RHA) survey showed opinion divided between the two plans, while a plurality of students favored a combination of plans. Many residence areas clearly favored one method, and Condie said he wants to accomodate those areas and "give students a responsible position in the sign-up

Applications for campus housing, published in the "Room to Live" booklet, will have to be turned in along with a \$50 deposit a week before sign-up. Condie said some buildings might find that the number of students who apply to return is less than the quota, eliminating the need to allot space by lottery or persistence.

This year's sign-up will probably be conducted in late March, Condie said. He

added that he hopes the housing department will be able to announce room rent rates by early March. Rent rates will not be determined. Condie

said, until the General Assembly acts on a proposed salary increase for state Although it is not a state agency, the

housing department is obliged by law to pay its employees the same salaries as state employees, who have not received a legislated cost-of-living increase in three years. Staff salaries comprise a major portion of the housing department budget.

If the legislature does not decide on the proposed pay increase before rent rate are announced, Condie said he would budget for a higher rent figure. "If the legislature still failed to pass the salary raise, housing would refund the differential to students." Condie

"The department might keep the fund and put more money into renovations and repairs, if it's small," he said.

The new plan's major feature is a program to help students find off-campus housing. The program will begin in mid-February, so student can get assistance in finding off campus accomodations before dormitory room sign-up, Condie said. This will prevent student from signing "for campus housing as insurance."

CGC to debate eliminating president's vote

by Chris Fuller Staff Writer

Two constitutional amendments, one which would, in effect, remove the student body president from the Campus Governing Council and one which would allow a three-fifths vote of CGC to override a presidential veto, will be voted on tonight by the CGC.

If the resolution to amend passes, the student body will vote on each amendment separately in a Jan. 21 election.

The first amendment would make CGC a 20-member council, composed of one representative from each district and, if needed to have minority representation, up to four presidential appointees.

The president, who is now a voting ex-officio member under constitutional law, would not be included on the council.

The second amendment would allow the CGC to override a presidential veto by a three-fifths vote of members present at a council meeting, while now a majority vote will override a veto.

CGC Rep. Jay Tannen, who. introduced the amendments along with Reps. Tal Lassiter and Dick Pope, said the resolution to amend will be the most interesting legislation discussed at the CGC meeting tonight.

Tannen said the resolution is not vindictive toward Student Body President Bill Bates, but said "having an executive on the legislative body is improper."

Bates said Monday he is against the resolution. Although separation of power may be needed, he said, more complete studies should be made before any action is taken.

Removing the president from CGC strengthens the legislative body's power without providing a real system of checks and balances, Bates said. But Lassiter, who is optimistic of the resolution's passage, said the amendment separates the duties of the executive and legislative branches.

Criticizing the present system, Pope

said the president has more power than any single legislator because after voting against a bill in CGC, he can veto it and then vote to uphold his veto.

However, Bates argued that once a bill passes CGC, a veto will probably not be upheld by a majority is needed to pass a bill and to override a veto.

Pope also said the proposed threefifths vote to override a veto would be a sufficient check on the legislature's power because, as the amendment is worded, all abstentions would count as "no" votes.

The idea of separation of power was used by Bates in opposition to the bill passed last week which established a student body comptroller. He had argued that the office of comptroller gives a legislative position executive

Pope, who voted for the comptroller bill, said, "I happen to feel the power there (in the comptroller bill) can go to either the executive or legislative branch. I prefer to give it to the legislative."

Lassiter agreed, saying the bill is good in that it gives the legislative the power to fire the person controlling the treasury, rather than the president.

Also scheculed to come before CGC

tonight is a bill to repeal the Daily Tar . Heel Emergency Loan Fund. If passed, the bill would absolve a \$10,000 fund used to extend loans to the DTH in times of financial difficulties.

Lassiter, who is the CGC representative to the Media Board's committee investigating the DTH, said he does not think the loan fund should be eliminated. Although he does not forsee the DTH asking for more money, he said the money should be available in case a real crisis should arise.

Lassiter also said CGC has the option to refuse the loan.

Lee adopts person-to-person campaign



North Carolina, addresses the Young

Democrats Club Nov. 11

Staff photo by Alice Boyle Chapel Hill Mayor Howard Lee, a candidate for lieutenant governor of

"You always have to try and remember the faces," the candidate said, driving to the Democratic Party rally.

"If I see someone halfway smiling, I'll say, 'It's sure good to see you again, and shake his The candidate is outgoing Chapel Hill Mayor Howard N. Lee, 41, who wants to be

North Carolina's next lieutenant governor. The Democratic rally, held last Friday night at the Country Squire steak house located in Duplin County halfway between Kenansville and Warsaw, was rather subdued for a political get-together. Most of those attending talked quietly and ate panfried steak while candidates gave threeminute speeches before a looming Terry

Sanford-for-President campaign poster. "It really doesn't do you that much good to come to one of these rallies," Lee said on the way there. "It's just that if you don't come, you're missed."

Exposure is the key to Mayor Lee's campaign at this point. Three weeks ago, as he drove to a meeting of the Wake County Young Democrats Club (YDC) in Raleigh, the candidate said, "This type of event is to contact known areas of support and also win over those on the borderline."

And although Wake County is not considered to be one of Lee's strongholds (his most formidable opponent being Wake

"The Democratic Party gave us the New Deal, the People's Deal and the Fair Deal. But the Republican Party has given us the Raw Deal."

-Howard Lee

he seemed to impress the Young Democrats.

"He's (Lee) a pretty good politician," one YDC member said. "I'm pretty much for Waverly (Akins), but Lee's going to get some support from Wake County. Being from Chapel Hill, he (Lee) is recognized pretty well in this area."

Despite the fact that Lee has not officially declared his bid for the nomination and the fact that the election is barely less than a year away, Lee is campaigning hard. He estimates that he now spends 65-70 per cent of his working time on the campaign.

The remainder is divided between his duties as mayor, his position as director of a Duke University employee training program and his various business interests. He says he averages four to five hours of sleep a night.

More time will be devoted to the campaign when, in December, Lee finishes his third term as mayor of Chapel Hill. And in January. Lee will take a leave of absence

from his position at Duke. So far, in the campaign, the mayor has centered on raising money and identifying

County Commissioner Waverly F. Akins), statewide Democratic support for his candidacy, Dick Broom, his campaign assistant, said recently.

> In late August and early September Lee spent a week visiting party leaders and media representatives in Fayetteville, Lumberton, New Bern, Washington and Greenville. He has also ventured to Democratic rallies in individual counties across the state.

> Broom, a former reporter for local radio station WCHL and Lee's only paid campaign worker, said the reception received by Lee on these campaign trips has been amazing. "Either we're talking to the right people or they're just being polite."

> During most of the trips and rallies, contact between the mayor and the partisan Democrats has been on a one-to-one basis. "The mayor is most effective person-toperson-unprepared and off the cuff,"

> Broom said. "He does so well meeting At the Young Democrats meeting in

Raleigh and the Duplin County rally, he spent much of his time doing just that. At Don Murray's Bar-B-Q restaurant in

Raleigh, Lee not only shook hands with but also talked to all of the 50 young Democrats

And at the Duplin County banquet. between bites of steak. Lee walked around the dining room talking with party acquaintances and their friends.

But Lee wasn't the busiest politician there. State Sen. George Marion, D-Surrey, seemed as if he couldn't sit still. With long grey hair which made him look like a middleaged college student, Marion spent his time hopping from table to table, talking with most of the approximately 300 Democrats

State Sen. John Jordan. D-Alamance. "works these things the most," Lee said before the rally. "He stands at the door and greets the people as they come in."

Lee's campaign is also progressing on the organizing level, as campaign groups have been established in Forsyth, Guilford, Robeson, Cumberland, Alamance, Mecklenburg, Wake, Durham and Orange counties, he said.

While his strongholds are in the Piedmont, Lee said he is weak in the western parts of the state and his support is sporadic

Lee also believes he is weak in the business community. "I've been labeled as a liberal, and many think that automatically makes me anti-business."

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