

LOU BILLOUIS Editor
CHUCK ALSTON, Managing Editor
BETSY FLAGLER, Associate Editor
DON WOODARD, Associate Editor
BERNIE RANSBOTTOM, University Editor
MARY ANNE RHYNE, City Editor
DAVID STACKS, State and National Editor
JACI HUGHES, News Editor
LESLIE SCISM, Features Editor
MARK SCANDLING, Arts Editor
LEE PACE, Sports Editor
ALLEN JERNIGAN, Photography Editor

The Daily Tar Heel

86th year of editorial freedom

One innocent sufferer worse than 10 guilty but free

If the Honor Court were on trial, the verdict from an unbiased jury might be guilty.

Guilty of maintaining and promoting a collusive judicial system that fails to provide for a defendant's right to counsel.

Guilty of permitting one office to direct the defense and the prosecution, thereby endangering the right of the defendant to enter court with a presumption of innocence.

It was Sir William Blackstone, in his Commentaries on the Laws of England, who said, "It is better that 10 guilty persons go free than one innocent suffer."

UNC's Honor Court system does not provide for that independence of defense. Under the current non-adversary system, if an accused student requests council, one is appointed to him through the attorney general's office.

Whenever one tight-knit group tackles a problem, the answer is apt to reflect the predilections, goals and persuasions of the group. In the case of Honor Code violations, the attorney general's office — which has expressed as its goal more convictions for Honor Code offenses — enjoys a monopoly.

Independent pool

Lee Chavis, formerly a member of the attorney general's staff, holds that fear. He may be remembered for his controversial dismissal last spring by then Attorney General Chuck Lovelace for advising a student to plead not guilty, although the defendant admitted guilt.

Chavis is establishing an independent pool of defense counselors to represent students in the Honor Court. "I hate to see an accused student shafted due to incompetence and collusion of his defense counsel," Chavis said.

By freeing his defense counselors from the prosecution, Chavis hopes to more adequately protect a student's right to counsel and the presumption of innocence. He said his staff will make it a policy not to disclose confidential matters and client-counsel consultations with the prosecution.

But Suzie Mitchell, the recently appointed attorney general, feels Chavis' office may prove an unnecessary duplication of effort. And she envisions cases that might rest more on technicalities and the eloquence of the counsel than on the facts surrounding the issue.

It is clear that Mitchell's predictions are well-founded. In fact, the American system of justice operates just that way today. But the question still remains: Is the adversary system a good one for UNC?

The answer is unequivocally yes. The adversary system promotes a vocal and active defense concerned with both the rights of the individual and justice, while the current system, even with revisions in the wing, leaves too much room for collusion and unfair representation.

The Honor Court, Student Government and the attorney general's office should consider Lee Chavis' proposition carefully. Although the dangers of turning the court into a playground for junior Perry Masons are definitely disconcerting, the possible consequences of continuing a non-adversary system are infinitely more condemning.

Pro-Con: Georgia Tech's admission to ACC

Yellow Jackets will enhance league's image

By LEE PACE

Putting seven athletic administrators together around a conference table is much the same as listening to a circle of grandmothers at a quilting party: an awful lot is said, but little is agreed upon.

So it came as a bit of a shock this week that the athletic directors of the seven Atlantic Coast Conference schools were unanimously in favor of admitting Georgia Tech as the league's eighth member.

Georgia Tech and ACC schools, players and fans, should be thankful that Tech's admission went as smoothly as it did. Tech will soon prove to be a valuable asset to the league.

Tech withdrew from the Southeastern Conference in 1963 when its football program, under the direction of head coach Bobby Dodd, was a national power. In the past 15 years, however, the Yellow Jackets have gradually slipped in football.

As several ACC athletic directors have pointed out, Tech's admission to the ACC should benefit both sides.

First, Tech's admission should help the league where it matters most: on the bottom line.

The ACC already has a lucrative regular-season basketball television contract, and ACC teams annually make several appearances in the NCAA tournament and in the National Invitational Tournament.

And although the TV pie now will have to be split eight ways instead of seven, the increase in revenues generated by the vast Atlanta TV market will more than make up for the losses. The additional TV revenue also should offset the added expenses that

schools will incur in traveling to Atlanta.

Tech is one of the leading technical and engineering schools in the Southeast, which further enhances the ACC academic image. And the Yellow Jackets might eventually provide Clemson with a strong regional rival the Tigers have lacked since South Carolina dropped out of the league in 1971.

Things will be much more interesting for Tech fans, who constantly are being tugged away from collegiate sports and attracted to Atlanta's pro market. And players now will have a conference title to shoot at, which will help Tech immensely in recruiting.

Tech plans to begin competing for ACC titles in basketball and non-revenue sports with the 1979-80 school year. It might be several years, however, before it can arrange its football schedule to compete against ACC schools.

The sooner the better. Lee Pace, a junior journalism major from Hendersonville, is sports editor for the Daily Tar Heel.

Seven-team ACC does not need extra member

By PETE MITCHELL

Georgia Tech is a good school with fine athletic teams, excellent facilities and a strong sports tradition. But we don't need it or anybody else new in the ACC right now.

That's perhaps the snobbish point of view, but everyone between College Park, Md. and Clemson, S.C., has been broadcasting for a while now the fact that the ACC is the best conference in the nation with its present seven teams.

After spending four football teams to bowl games last season and having a representative in the NCAA basketball finals the last two years, remodeling the conference doesn't make sense. Taking on the Ramblin' Wreck is a gamble; it already has succeeded from the Southeastern Conference and the Metro 7. What is stopping it from growing tired of the ACC in a few years and again becoming a recluse? Besides, the

ACC isn't even Tech's first choice. The Yellow Jackets wanted to get back in the SEC but were rejected last November.

Granted, a tremendous amount of increased revenue is involved for the conference, but dollar signs might have obscured the member schools' vision so that they unanimously overlooked some important shortcomings.

In the sports that people point to the most — football and basketball — Tech is good but not outstanding. A conference which is powerful enough to get its basketball tournament on national television has a right to be highly selective. If the ACC needs to add another school it should be one which is a perennial powerhouse. Ga. Tech had an ordinary record, 6-5, in football last year and fell to Florida State for the Metro 7 basketball crown.

The ACC basketball season is currently so intense that it is dangerous to disrupt such a delicate balance. Whether Ga. Tech improves or hurts the conference doesn't matter as much as the fact that it will be changed. Something which completely infatuates people every November until April doesn't need to be altered.

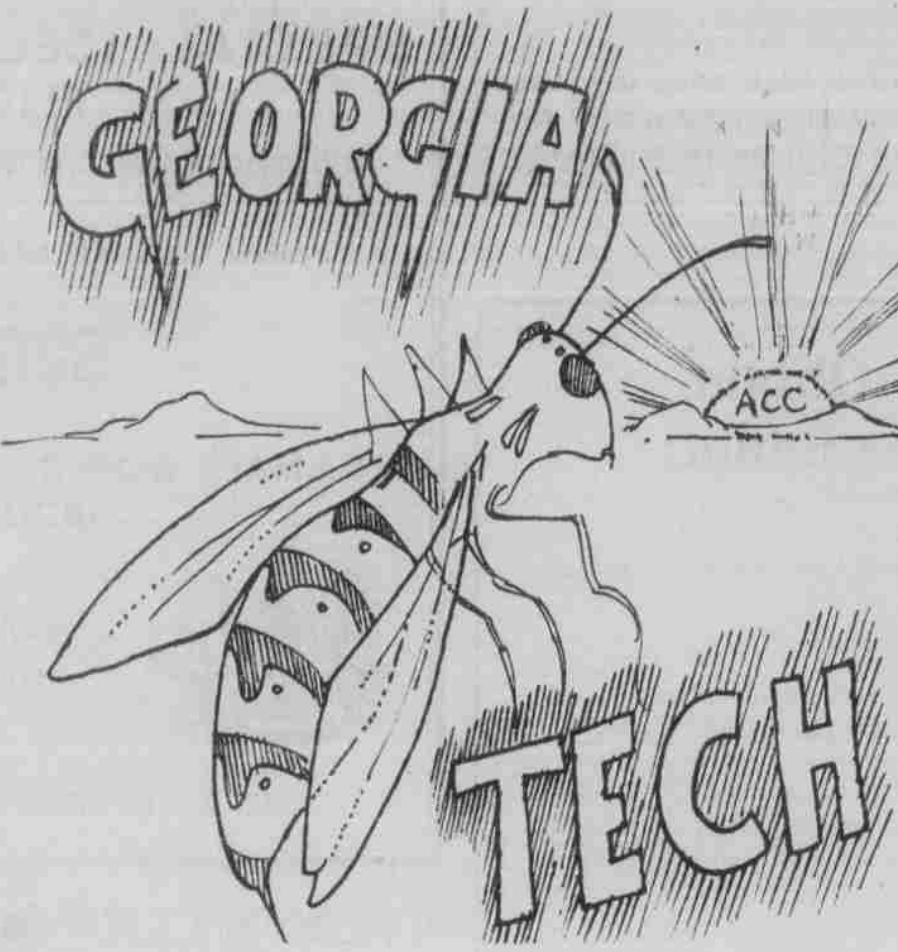
And what about the tournament? With eight teams, the bye which Carolina has received the last three years for winning the regular season will no longer exist. Within a couple of years, the Yellow Jackets will be crying to have the tournament played in Atlanta's Omni. Now, there will be fewer tournament tickets for each school.

Travel is suddenly made more difficult and expensive and schedules need to be revamped completely.

It all just shouldn't be happening right now when the ACC is so wealthy in talent and dollars. The conference is so highly respected as it is that there's no need to gamble just to acquire a television market and a good, but not great, athletic program.

It's an intimate little seven-team group which is enjoying itself so much right now that it shouldn't think of sharing its toys with anyone else. There might come a day when a tired, impoverished ACC might need an eighth member. But now just isn't the right time.

Pete Mitchell, a junior journalism major from Lexington, is assistant sports editor for the Daily Tar Heel.



Letters to the editor

Co-op claims substantial savings, high quality

To the editor:

Twice, the Daily Tar Heel has reported on comparative food prices at grocery stores around Chapel Hill. Has the DTH thought to contact any one of the numerous food cooperatives in this area? It is known to many that high quality fruits and vegetables, eggs, home-baked bread, juices, flour and beans are available from these food co-ops, often at substantial savings over grocery store prices.

I represent the newly merged Chapel Hill Foods, Inc., which offers all of these items and more on Tuesdays from 4-7 p.m. at the Community Church.

To all of those who are concerned about food cost and quality, please come see us and join in our successful operation!

Student outraged by FILEMFC

To the editor:

I was amazed to see the front page feature story on the group of UNC students called FILEMFC in Monday's Tar Heel. My girlfriend was outraged when she received an invitation to go to Swenson's for ice cream by a group with which she was totally unfamiliar.

Pat Nicholson 321 W. Cameron Ave.

To various individuals and organizations, I decided upon making my reply available to all in one fell swoop by means of a news medium.

Of course, I do not pretend to know on which side of the issue a conscientious person should stand; I can only state the facts shorn of emotional and personal bias. The finer points of argument must fall into the hands of the doctrinaires, the moralists, the Church, and, ultimately (not the people, you thought I was going to say "the people," didn't you?), the Federal Government.

So we come to the point. They always ask me, Why? Pourquoi? My answer is that men enjoy it more because women are better looking.

Admiration for professor

To the editor:

Emerson once asked, "Is it not manifest that our academic institutions should have a wider scope; that they should not be timid and keep the ruts of the last generation, but that wise men thinking for themselves and heartily seeking the good of mankind, and counting the cost of innovation, should dare to arouse the young to a just and heroic life; that the moral nature should be addressed in the school-room, and children should be treated as the high-born candidates of truth and virtue?"

It is with an impassioned assent that I must answer Emerson's question, which compels me to declare that the primary requirement this University should make of its teachers is that they become molders of a man's character. Obviously such a demand radiates unrealistic idealism in the confines of the massive academic institution at Chapel Hill. It could serve, however, as an admirable guideline upon which to construct an educational system.

Fortunately for the student body, there is a small number of teachers on this campus who share in the confused decisions of others at the expense of their own time and energy. These persons provide us with a vital link to our own humanity which is too often overlooked within a university setting.

Last week, I was extremely upset to discover that a member of this group, Joutett L. Powell, assistant religion professor, was denied tenure and will not return to the University next fall. Powell is undoubtedly one of the finest professors at UNC. His 19th-century religious thought course is a revelation.

Powell's courses extend beyond the classroom into the intimacies of the heart. A gentle demeanor and a sincere willingness to listen relieves many students' uncertainty and provides cherished guidance.

Joutett Powell will probably leave the University of North Carolina in obscurity but there is, however, one student who will always realize that:

"Still round the corner there may wait A new road or a secret gate; And though I oft have passed them by, A day will come at last when I Shall take the hidden paths that run West of the Moon, East of the Sun. We still remember, we who dwell In this far land beneath the trees The starlight on the Western Seas." It is with a deep sense of admiration and affection that I reluctantly tip my hat and say, "au revoir, Joutett Powell."

Martin Paul Trimble 223-A Friendly Lane

The Daily Tar Heel welcomes contributions and letters to the editor. Letters must be signed, typed on a 60-space line, double-spaced and must be accompanied by a return address.

THE Daily Crossword by Mort Tepper

- ACROSS 1 Times of day: abbr. 5 Glance through 9 Compos mentis 13 Sob stuff 14 New Zealand native 15 Cake decorator 16 Feign 18 Name in lights 19 Sheep 20 Fragments 22 Pretend 26 Unites 27 Admonish 28 Prynne of fiction 31 South of France 32 Quick raid 33 Farrow of films 36 Made into law 38 Behavior 40 Medicinal salt 41 Explosive exams 43 British social bigwigs 44 Have — for (be partial to) 45 Put — in one's ear 46 Stride 48 Wobbly 50 Coward 53 Middle point: abbr. 54 Dating from 55 Grow up! 60 Cotton Fabric 61 Page 62 Way out 63 Czech river 64 Rumpus 65 Rue — Paix DOWN 1 Cleopatra's undoing 2 Viral condition 3 Little child 4 Occasional 5 — Leandro 6 Sled 7 Curve 8 Naldi of the silents 9 Nun 10 Performed 11 Approaches 12 Makes a faux pas 14 Papa's partner 17 Scruff 21 Sound of a bird 22 Pinnacles 23 Porcelain 24 Kind of wave 25 Colossus of — 29 New York City island 30 Facial twitchings 32 Bristle 33 Money: sl. 34 Not up yet 35 Analysis of ore 37 Spud 39 Supposed 42 Runty 44 Represent 45 Aleutian island 46 Struck an attitude 47 By oneself 49 Glaswegian, for one 50 — Alto 51 Drying oven 52 Eight: Sp. 56 Navy man, for short 57 Chopping tool 58 — Hodges 59 Greek letter

