

Rain?

There is a chance of showers today increasing to 40 percent tonight. Temperatures will be in the mid-50s. Thursday will be partly cloudy and temperatures will range from the upper 30s to near 50.

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Who's No. 1?

The Associated Press released its Top Twenty basketball rankings Tuesday. For the poll and other sports, see page 5.

Please call us: 933-0245

Illegal hazing still alive; frats draw IFC fire

By SUSAN LADD

Staff Writer

When UNC freshman Pell Tanner decided to pledge a fraternity last fall, he never thought his decision would result in three weeks in the hospital with multiple fractures after being struck by a truck. But it did.

Tanner is one of the pledges for whom a hazing prank turned into a hazing tragedy.

Although hazing is illegal under official University policy and a 1974 North Carolina statute, it still is a reality at UNC.

"There is a lot of hazing," said Tom Terrell, Interfraternity Council president. "But it's primarily small incidents—counting bricks in the sidewalk—silly and time-wasting activities that possibly involve no mental or physical harm. Most of the hazing incidents are benign when it comes to physical abuse."

But some hazing "pranks" can turn into serious incidents. Two such have come before the University Hearings Board this year in which excessive consumption of alcohol combined with hazing activities led to the hospitalization of two pledges, Terrell said.

One concerned Tanner, and the other, which occurred last year, involved a pledge who had to be hospitalized after overconsumption of alcohol in an initiation activity. Tanner's fraternity was found guilty of hazing; the other fraternity was not.

University administration could not reveal details of the cases because both cases were granted closed hearings.

Hazing is defined by North Carolina statute as "any action taken or situation created whether on or off fraternity-sorority premises, to produce mental or physical discomfort, embarrassment, harassment or ridicule. Such activities include paddling in any form; creation of excessive fatigue; physical and psychological shocks; involuntary road trips or any other such activities carried on outside the confines of the house; wearing, publicly, apparel which is conspicuous and not normally in good taste; engaging in public stunts and buffoonery; morally degrading or humiliating games and activities; and any other activities which are not consistent with fraternity-sorority law."

In Tanner's case, Sigma Alpha Epsilon pledges were left on a country road after a night of drinking to find their way back to Chapel Hill. Tanner broke a

leg and wrist in the accident.

Elson Floyd, judicial programs officer in the division of Student Affairs, said the fraternity was charged with hazing and placing a person in fear of imminent danger.

The University Hearings Board found SAE guilty of hazing and put it on social probation until Feb. 1. SAE cannot hold any parties until the probation time is up, but it does not prevent informal rush activities not involving parties.

"Some members of the board were looking toward a more severe sanction," Floyd said. "But the fraternity had the opportunity to offer character witnesses and showed that they had made efforts to correct the hazing problem."

Terrell called this kind of punishment "verbal wrist-slapping" and said he advocates tougher penalties.

"We have had two serious cases this year," Terrell said, referring to Tanner and the other hospitalized pledge. "Both times, the University Hearings Board tried the cases and acquitted the fraternity or gave them an extremely light penalty. The Student Honor Court and the University Hearings Board have demonstrated that they cannot competently or

adequately deal with the situation."

Suzie Mitchell, student attorney general, and Reggie Gillespie, prosecutor in both cases, disagreed.

"I support the court's ruling," Gillespie said. "Until jurisdiction is removed from the University Hearings Board, I think they have done the proper thing."

"Tom has shown strong interest in the hazing matter, and I'm glad he has," Mitchell said. "It has done a lot of good for the fraternity system."

"These two cases this year were the first cases to be brought to the judicial system in its present form. The court is trying to form a definition of exactly what hazing is. I think the decisions were appropriate and convey a significant message to the Greek community."

But Tanner, said he doesn't think such punishment will stop hazing.

"In a way, they (SAE) are getting punished twice," Tanner said. "What happened to me is punishment enough. The other punishment is really for everybody—to set an example. But I don't think it will do the other fraternities any good. I don't think it will stop hazing."

See HAZING on page 4



Tom Terrell

But arena faces hurdle

Aldermen rezone Baity tract

By CAROL HANNER

and MIKE COYNE

Staff Writers

Chapel Hill Aldermen rezoned 36.6 acres of land known as the Baity property Monday and cleared the way for the University to build a proposed athletic complex and 600-space parking lot.

The board also conducted a public hearing on restrictions of the University-A zoning designation, including a stipulation giving the town some control over where UNC would build the proposed complex.

The rezoning of the Baity property on Mason Farm Road from residential to University use has aroused concern from nearby residents that a coliseum would disrupt the neighborhood.

The University responded to residents' fears by including a 200-foot buffer strip around the property.

Gordon H. Rutherford, director of UNC planning, said the Baity rezoning will allow the University to begin construction of a 600-space parking lot to be completed by fall semester of 1979.

The athletic complex is included in UNC's five-year growth plan and was approved by the UNC Board of Governors in October. It has not been approved yet by the N.C. General Assembly.

If the state legislature which is now in session approves the proposed \$21 million complex,



Town leaders at Monday night's board meeting

Rutherford said, the University will begin preliminary plans on the structure.

While the Board of Aldermen's vote Monday gives UNC permission to build an athletic complex, the town is also working on another ordinance placing restrictions on the University-A zone.

The ordinance, which elicited little response at Monday's public hearing, includes a stipulation placing coliseums and auditoriums under special-use procedures.

Such a restriction would force the University to ask the town for a special-use permit to construct

See BOARD on page 4

Friday, Califano hope to avoid courts

From staff and wire reports

UNC President William C. Friday said Tuesday he shares Health, Education and Welfare Secretary Joseph Califano's hope that an agreement can be reached on desegregation of the 16-campus University of North Carolina system without a court battle.

Califano, at a news conference Monday announcing acceptance of Virginia's desegregation plan, said, "We've still got some time" to settle the desegregation issue. HEW has until March 11 to complete its review of the UNC plan.

"I would hope we don't have to do that (go to court)," Califano said. "Once we go into litigation, everything freezes."

"I'm not hurt, Gov. Hunt is not hurt, President William C. Friday is not hurt," he said. "It's the students of North Carolina who are hurt."

The HEW Office of Civil Rights is reviewing the UNC plan and will send the results of its study to UNC officials.

Friday said he has had no indication of when the study might be concluded. "I have not heard from anyone since Dec. 11 (when UNC's duplication report was submitted to the OCR)," Friday said. "I would have no way of knowing."

Donald J. Stedman, UNC vice president for academic affairs, said he doubted HEW would report on its findings before February. "My feeling is, since the report went in Dec. 11, it would take them at least a couple of months," he said.

"It takes a while for any organization to digest that amount of material."

Of Califano's statement that he hopes the issue will be kept out of court, Friday said, "I would share his view."

"In my judgment, it (the UNC desegregation plan) complies fully, more than any other state's," he said.

Friday said he hopes the desegregation dispute, which began more than eight years ago when OCR charged the state was maintaining a racially dual system of colleges and universities, can be resolved quickly.

He said he has faith in the University's plan. "I know that what we've done is right, and I hope he (Califano) will see it that way too."

Califano's statement was his first public comment on the UNC-HEW dispute in recent months.

Unconfirmed newspaper reports last week said

federal officials will reject UNC's position that there is no unnecessary duplication of programs among neighboring black and white campuses.

Califano said he would not go along with a recent request by civil rights lawyer Joseph L. Rauh that HEW immediately begin cutting off funds to UNC. Rauh wrote Califano a letter saying UNC's failure to propose elimination or merger of any duplicated programs "is an incredible defiance of the law of the land."

Friday declined comment on the letter Tuesday, but said, "Mr. Rauh obviously doesn't know what the state has done."

Califano said Monday he would treat all states equally—extending to North Carolina a period of negotiation just as he has done with Virginia and Georgia.

Virginia education officials obtained HEW approval by agreeing to drop three programs at Old Dominion University in Norfolk that competed with programs at nearby Norfolk State College, a predominantly black school.

In North Carolina, the duplicated programs being reviewed are in the Piedmont Triad and Research Triangle areas.

"We're definitely loose and relaxed now and expect a good, close, hard-fought game."

—Al Wood

Heels up for Pack game at 9 tonight

By PETE MITCHELL

Assistant Sports Editor

Sometimes there's no clear-cut winner when N.C. State and Carolina play each other in basketball.

The officials catch an earful every time they even hedge toward a call against the home team. But they never submit.

And Joe Wolfpack and a kid with a light blue sweater holler back and forth the whole game. It was something the latter said about going to State if you can't go to college. But neither ever gives in.

Down on the court there's always a chance to claim a moral victory, even if the scoreboard doesn't say so. Take last year in Reynolds Coliseum, the place where Carolina and State will tip it off at 9 tonight on Channel 5.

Phil Ford, Mike O'Koren and Rich Yonakor wore ties and sat on the bench injured. State won by only a few. Forward Al Wood remembers the game; he got a chance to start in a State-Carolina game as a freshman, and they've heard about those even in Gray, Ga., Wood's hometown.

With all the screaming and cheering and pep bands blaring so loud you can't hear the coach's instructions, it's just a fan rivalry as far as Wood is concerned.

"The people who are mainly into that—all the 'Go to hell State stuff—but goin' to State doesn't bother us," Wood said. "Those people can't jump out of the stands and play. We're gonna go at it hard no matter who we play or where we play."

Sounds exactly like something his coach would say. But after a weekend in psyched-up Carmichael and before a national audience in Greensboro, it might take a few sneers out of Hawkeye Whitney and Tony Warren to get the Tar Heels thinking mean.

See STATE on page 5



DTH/Andy James

Kelly declares candidacy for student body president

By BEN ESTES

Staff Writer

J.B. Kelly, a junior political science major from Jacksonville, Fla., Tuesday became the first announced candidate for student body president.

"I see Student Government as providing a service to the students throughout their University life," Kelly said. "My goal is to improve the quality of life for students here at the University."

Among the ideas Kelly proposes for increasing Student Government services are a telephone action line which students could use to obtain information, expansion of Student Government's tutorial service and establishing an employment office which would inform students of available part-time jobs on campus.

The action line would be "a telephone line where students call up if they have a problem or question," Kelly said. An action line coordinator would take the

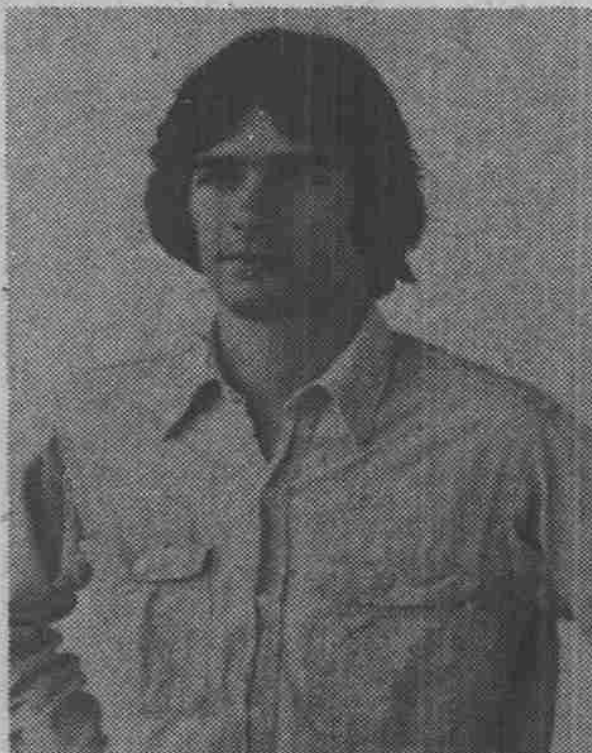
student's question and his name and number and call the student back when the information the student needs is found, Kelly said.

Students currently do not know where to turn for much of the information they need, Kelly said.

Kelly also proposed the reduction of prices at Student Stores, reopening of the Avery Snake Bar, extension of operating hours at Wilson Library and the possible inclusion of an extra reading day.

He also said he would like to end the practice of UNC students paying \$3 for Tar Heel basketball games in Greensboro and Charlotte and that he would like to look into the possibility of having students' schedules mailed to their homes before they return to school.

Kelly said he would urge the administration to concentrate on improving the quality of education rather than attempting to lower students' grades. The University administration



J.B. Kelly

pays too much attention to grades and does not take enough interest in academic quality, he said.

Kelly was speaker pro tem for the CGC during the spring and fall of 1977. In the spring of 1978 he worked as an intern with the N.Y. state legislature. He currently is executive assistant to Student Body President Jim Phillips.

Pro, con confident

ERA women unite for 4th round

By TERRI HUNT

Staff Writer

Despite many predictions that the Equal Rights Amendment will be defeated again by the N.C. General Assembly, 17 of the 20 women legislators support the bill and plan to use a get-tough approach to fight for its passage.

In a caucus last week, pro-ERA women legislators discussed such tactics as voting in blocs, trading votes, holding bills hostage in the committees they lead and courting the aid of the people who make the difference—the state's 50 senators and its leader, Lt. Gov. Jimmy Green.

"There is no definite plan of action yet in our fight to pass ERA, but we'd like to show that we are a force to be reckoned with," said Rep. Trish Hunt of Orange County and a leader for supporters of the bill.

"We would like to show how much we are in favor of ERA and show that we have confidence it will pass," Hunt said. "We are a substantial number of people in the House, and passage of the ERA bill is our No. 1 priority in legislation for this term. We want North Carolina to be the

first real southern state to pass it, and we want it this year."

For the third time, in February 1977, North Carolina defeated ERA, failing to become the 36th state to ratify it. Members of the House passed the amendment by a vote of 61-55, but it was defeated 26-24 in the Senate.

Both supporters and opponents of the bill admit the fight once again will be close. Hunt said there were 61 solid votes in the House favoring ERA passage, while 20 senators have committed their votes to support the measure with 10 others undecided. For majority approval in the Senate, 26 votes are needed.

The national deadline for passage of ERA is March 22, however an extension plan was adopted by Congress, allowing time for approval by the 38 needed states until June 30, 1982.

Beth McAllister, president of North Carolinians United for ERA (NCUERA), said the group is waiting until the votes are lined up before introducing the bill this session.

"The very fact that the pro-ERA women legislators got together is a sign to me that they want to play good old boy

politics," McAllister said. "We don't want to wait until 1982, we want it passed by March 22."

McAllister said NCUERA plans to contact as many of its 1.3 million members as possible by phone, personal interview or letter and ask them to write their legislators expressing support for ERA.

"Women are a political force now in the state for the first time," McAllister said. "But we expect help from Governor Hunt. His support will be crucial for the passage of the bill."

Gov. James B. Hunt has expressed support for ERA, saying it is the best way to give equal opportunities to all citizens of the state.

Even though pro-ERA forces have the support of the governor, opponents of the bill are confident they will win.

"At this point, we are in better shape in the Senate than we were two years ago," Sen. Anne Bagnall, R-Forsyth, said. "I feel very positive of its defeat."

"A good many of us have come into office with promises to vote against ERA,

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