Professor explains Amendment violations

a university facility," he said.

religion and government, Nakell said.

the need for a separation of church and state.

and the star had the appearance of being a religious message from

The star controversy was viewed by some critics as "trivial,"

"As Justice Black said, 'A union of government and religion

Nakell praised Fordham for his decision to remove the star. He

The free exercise clause and the establishment clause of the

"Many of the people who came to this country were fleeing

religious persecution," Nakell said while describing the basis for

The Supreme Court has consistently banned all actions by

government that tended to endorse any particular religion over

said the decision was not properly explained at the time as a First

First Amendment provide the justification for the division of

tends to destroy government and to degrade religion," " Nakell

but no violation of the First Amendment can be seen as trivial,

By PAUL COCKE

The decision to remove the illuminated star from the dome of the Morehead Planetarium during the Christmas holidays was made in the interests of the First Amendment, UNC law professor Barry Nakell said in a lecture Thursday at the Community

"If we want the First Amendment to be strong, we must enforce it when it's violated," Nakell told about 75 people at the lecture sponsored by the Chapel Hill-Carrboro chapter of the N.C. Civil Liberties Union.

UNC Chancellor Christopher C. Fordham III ordered the sixpointed star removed Dec. 16 after he received a letter from Nakell protesting the religious symbol at a state-supported institution. For the past 20 years, the star had advertised the planetarium's holiday show "The Star of Bethlehem."

Nakell placed the removal of the star in the broader First Amendment, separation of church and state context.

"The government must remain nautest in the area of religion

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something. If they want to change that procedure, they are going to have to buy an awful lot of disks," Ingold

Kaufman said he was told by several EPA employees that the disks were erased after the memorandum about

Perry was disclosed to reporters. Michael Brown, named to succeed Lavelle as acting head of the hazardous waste program, issued a directive last week after allegations of erasures first surfaced, ordering no further erasures on the word processing

equipment without specific authorization from him. Baldyga, who was visiting her parents in Rhode Island, could not be reached immediately for comment. However, the New York Times reported Sunday that she said she did not take her disk and did not know it was missing until a reporter asked about it. She said she did not think that there was anything sensitive on the

Rep. Elliott Levitas, D-Ga., said in an interview with Cable News Network Sunday night that he was concerned for some time that the "integrity of those files

Levitas is chairman of a House Public Works investigations subcommittee that subpoenaed documents from the EPA.

He said his committee would make an "independent verification" of what was in the files.

He said that in an agency the size of the EPA more than one of any document usually exists. "And I'm confident that we will be able to get our

hands on the documents that were in those files through a variety of procedures," he said. Lavelle will appear this week before a Republicancontrolled Senate committee, a member of the panel

Sen. John H. Chafee, R-R.I., said Lavelle will testify Wednesday before the Senate Environment and Public Works Committee, one of six panels probing EPA's handling of the \$1.6 billion "superfund" program to clean up abandoned toxic waste dumps.

Lavelle last week defied a subpoena from the House Energy and Commerce investigations subcommittee. A second House panel, the full Public Works Committee, tried to serve Lavelle with another subpoena, but failed.

From page 1

another. He mentioned a Supreme Court decision two years ago

that found the posting of the Ten Commandments on classroom

Nakell said the UNC Athletic Department violated the First

"The University was using the Tar Heel basketball team to

Nakell said the halftime was used for religious testimonials,

Other examples of First Amendment violations include the na-

tional Christmas tree on the White House lawn, tax-supported

chaplains in the U.S. Senate and the inscription "In God We

Trust" on dollar bills. An engraved religious inscription on Ger-

"For a government agency to suggest that people should be

and then-Chancellor Ferebee Taylor later established a policy

Amendment when the basketball team played an exhibition game

with the Athletes in Action, a Christian evangelist team, at Car-

draw a crowd for a religious message," Nakell said.

rard Hall is also in violation, Nakell said.

religious is absolutely prohibited," Nakell said.

walls in Kentucky unconstitutional.

michael Auditorium in 1976.

prohibiting such practices.

She has been a focus of the ongoing congressional investigation into EPA, and Chafee said on NBC's "Meet the Press" that he expects her testimony to help "get to the bottom of some of these questions that have been

The Rhode Island Republican said members of his committee are concerned about allegations made against the agency, saying "the questions that have been raised about the EPA are legitimate ones."

In the meantime, Gorsuch took time out Sunday from her battle with Congress to get married to Robert Burford, director of the federal Bureau of Land

The 40-year-old bride and the 61-year-old bridegroom were wed at a ceremony performed by U.S. District Judge Thomas Hogan at the federal courthouse in Washington, according to Rusty Brashear, a spokesman for the bride.

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BRIEFIX

The Associated Press

OPEC member Nigeria broke ranks and slashed its official oil price by \$5.50 a barrel Sunday, threatening to trigger a price war within the once-mighty cartel over the world's glutted petroleum market.

The cut to \$30 a barrel - announced by the African nation's state-run radio and monitored in London - came two days after Nigeria's chief competitors for European sales, Britain and Norway, lowered their official North Sea crude prices \$3-\$3.50, to \$30.50 a barrel.

Nigeria's announcement brought new pressure to bear on six Persian Gulf OPEC members, who were meeting in Riyadh, Saudi Arabia, to respond to the British and Norwegian challenge to the cartel's grip on oil prices.

The foreign ministers of the six nations belonging to the Saudi-led Gulf Coordination Council ended their two-day meeting late Sunday but made no announcement on expected cuts in their oil prices.

Bahrain's Foreign Minister Sheik Mohamed Bin Mubarak, the session's chairman, told a news conference the ministers had arrived at a "joint visualization" of issues including oil prices but refused to elaborate.

Lower prices will benefit gasoline consumers in the United States, as every \$1 cut in price of crude oil translates into a 21/2-cent drop in gasoline prices.

But the downward trend could wreak havoc in world finances. Third World oil exporters rely on oil sales to help pay off their large foreign debt to Western nations.

JERUSALEM - Former Defense Minister Ariel Sharon, driven from his post for failing to prevent the Beirut massacre, was formally reinstated Sunday to a key policy-making role on Lebanon. Sharon will be able to promote his

hardline views when he returns to his post on the committee guiding the Israeli negotiating stance in the troop withdrawal talks with Lebanon. Although he was not formally removed from the committee, his seat had been dependent on his position as defense minister. Opposition political leaders, already

angered that Sharon was allowed to remain in the Cabinet after resigning from the Defense Ministry, immediately denounced Sunday's action.

"It is totally unacceptable," said a state-

ment from the Labor Party that was broadcast over Israel Radio.

The centrist Shiniu Party demanded an urgent discussion of the decision in Parlia-

Prime Minister Menachem Begin hurried Sharon's reinstatement to the committee through his weekly Cabinet session, leaving one minister unaware that Sharon had been reseated on the committee. There was only one dissenting vote.

WASHINGTON - Bankers are smarting over Treasury Secretary Donald Regan's remarks that interest rates may be staying high partly because banks want to

protect their earnings from loan losses. "I think he was searching for reasons, maybe trying to find a scapegoat," said James Wiesler, a vice chairman of the Bank

of America, the nation's largest bank. Fumed the 13,200-member American Bankers Association: "There are no data available to support a charge that banks are holding interest rates artificially high "

"We don't have the power to keep interest rates high," said Thomas Thomson, chief economist for San Francisco's Crocker

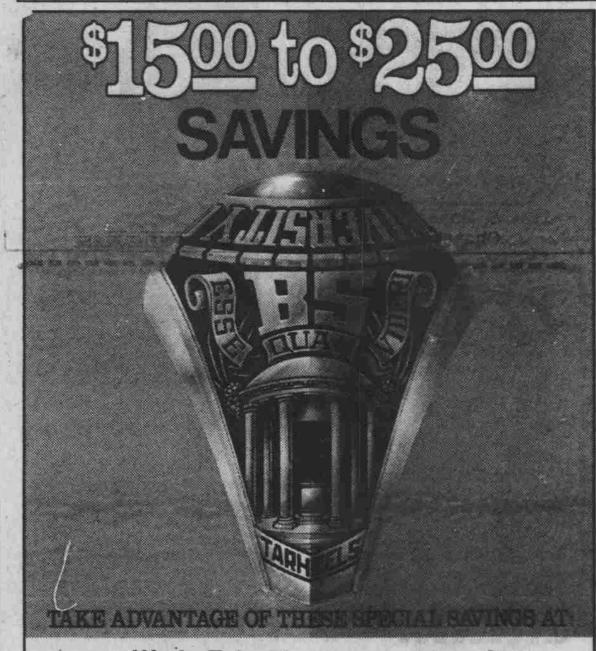
Added Philip Corwin, legislative counsel for the Independent Bankers Association of America, "Banks are intermediaries, they reflect what's going on in the market." The group represents about 7,000 smaller community banks.

The flap resulted from Regan's response to a question during last week's hearing of the Senate Appropriations Committee. He was asked by Sen. Mark Hatfield, R-Ore., why interest rates weren't declining more since the Federal Reserve Board eased its tight control over the supply of money last year.

SALT LAKE CITY - Artificial heart recipient Barney Clark, his weak lungs and kidneys slowly healing, spent part of Sunday sitting up in a chair and watching television with his wife and daughter.

Mary Dickey, a nursing supervisor at the University of Utah Medical Center, said Clark continued to mark his recovery with "slow improvement" from lung and kidney problems that forced doctors to return him, to the surgical intensive care unit last week.

"He remains in intensive care and is still in fair condition," she said. "He's watching television with his wife and daughter and shows slow improvement."



TIME: 10 am-3 pm DATE: Wed., Feb. 23

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by Rick Doble. Last session until mid-May. "How To Start A Small Business," Class, March 2. Basic Beginning Photography (optional darkroom), Feb. 24. Field Trip Photography, March 1. Darkroom Workshop, March 7. Makeup if a class missed during spring break. Call now 688-5467.

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the for nite.

JWOTU-MY HERO! I miss you already! I'm going to try to continue your legacy as S&N Edit. Thanks for all the help! (And for being such a friend.) You're a great mentor! Christine (now

PHI THETA KAPPANSI TRANSFER students who are former PTK members are encouraged to attend an organiza-tional meeting Feb, 22 in Student Union 7:00. Questions? WANT TO BE IMPORTANT? Be an Area Coordinator for

Orientation 1983. Applications available Steele and in area offices. Due Feb. 21. BONNIE: IS THAT SPAGHETTI Sauce? Here's to Alpha Romeos, Riunite and Blazing Saddles (not mutually ex-clusive), breakfast, and Dynasties. Happy Belated Valentines

JENS-CONGRATULATIONS ON BEING selected as an RA for next year. They couldn't have picked a better person. Best of luck. Joe.

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TO THE ETERNAL C.D., Victor Constrictor-May the ticket distribution god smile upon you, and may all your future prospects be unattached and non-abusive. Happy

HAPPY BIRTHDAY, JOE(Y) ROCKLEIN (Alias Mooch, Loins, Roper, etc.). Sorry, no "poppa stoppers" or obscene t-shiris...maybe next year! Birthday advice: Avoid jellylish, "Shut Your Festering Gob!!", and keep in touch! Love ya

lots, JCS. TO THE GREATEST UNIVERSITY Desk in the world: newspapers revolve around devoted reporters and talented writers like you. You all have made running the U-desk for the last year a wonderful (if hectic) experience. Be nice to Lisa-I'll be back to pogo at parties. Love,

LEF CALVERT-WE HAVE some good news and some bad news! It's your birthday, but Cathy couldn't make it to comfort and protect you' Celebrate tonight, but remember, the "Bu" only comes once a year! Hope you have a fabulous birthday! Happy 19th! "We will always love you!"—Your

UNC SKIERS. LOOKING FOR someone to share ride, lodging at any ski area. East USA during Spring Break. Call Nick 966-4095 or 933-3552. THANKS TO EVERYONE WHO made our Carnation Sale

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YES, YES, we like it with you on top Dumbahl But please remember: we're virgins (you too?). It's gonna be a hell of a week (and a hell of a semester)! —Low Night, Chuckie, and the Edit Lech.

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