

Weather

The high today will be in the upper 30s with a 40 percent chance of rain and freezing rain. There will be partial clearing tonight with lows in the low 30s, and Saturday the temperature will reach the mid 40s.

The Daily Tar Heel

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THRILLER

Nominations for this year's Grammy Awards are out, and Michael Jackson received a record 12 nominations—11 of them for 'Thriller.' A complete story is on p. 6.

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Professors criticize Central America report's focus

By KEITH BRADSHAW
Staff Writer

The Kissinger Commission's report on Central America focuses too much on further military and economic aid to U.S.-backed regimes there, three UNC professors — including a consultant to the commission — said in interviews Thursday.

While emphasizing U.S. aid, the report does not adequately address possible changes in the political structures of Central American nations, said Political Science Professor Enrique Baloyra. Baloyra is one of several hundred academics across the United States whose advice was solicited by the commission.

"We don't have decent governments in power in those two countries," Baloyra said. "The problem is that we think we can improvise and throw money and then forget about things."

The upcoming elections in March in El Salvador are unlikely to produce a better government, Baloyra said. He said the president elected will probably be a leader in the death squads.

Professor Joseph S. Tulchin and Assistant Professor Gilbert M. Joseph of the History Department agreed on the need for political change in Central America.

"More economic and military aid without structural change only prolongs the difficulties in those countries," Joseph said. "The problem is that we think we can improvise and throw money and then forget about things."

The Kissinger Commission, formally named the National Bipartisan Committee on Central America, endorsed virtually all of the Reagan administration's policies toward the region. The panel's report, released Wednesday, recommended a five-year, \$8 billion economic assistance program and "significantly increased levels of military aid as quickly as possible."

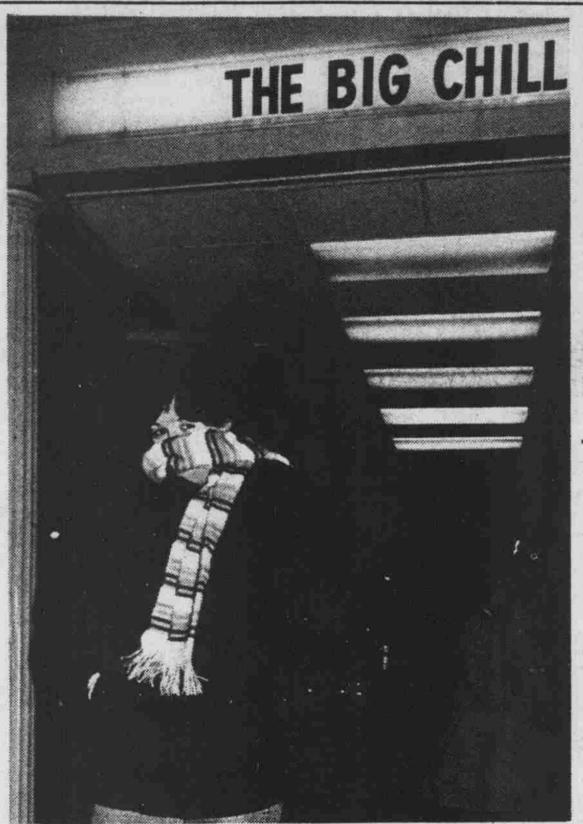
Such suggestions largely ignore the inability of crumbling and fragmented U.S.-backed regimes to spend aid money effectively, Baloyra said. "The socioeconomic reforms will come later. I think they have six months in El Salvador until it blows up."

The commission's report stressed the damage to U.S. security that the establishment of Soviet-controlled regimes in the Caribbean would inflict as a justification for massive aid.

"The report defines (American security) in a narrow context that fails to take adequate account of historical, social, and economic conditions in the countries," Tulchin said.

"The threat to American security lies as much in the inherent instability and injustice of these countries as it does in the presence of control or agents of a foreign power," Tulchin said.

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Cold world

DTH/Zane A. Saunders

It may be a little bit nippy out there, but Eileen Bernstein, a junior from Jacksonville, N.C., seems to have found the secret of (relative) warmth for the duration of the "Big Chill."

N.C. officials to appeal

Federal judge stays Hutchins' execution

The Associated Press

RALEIGH — Convicted murderer James W. Hutchins won a stay of execution at midnight Thursday, six hours before he was to die for killing three law enforcement officers.

Judge Dickson Phillips of the 4th U.S. Circuit Court of Appeals issued the stay after a hearing in his Richmond, Va., hotel room. North Carolina immediately said it would ask U.S. Chief Justice Warren Burger to overturn the ruling and allow the execution as scheduled at 6 a.m.

The rulings ended a day of frantic activity, as Hutchins' wife appealed to Gov. Jim Hunt for mercy and last-ditch appeals were rejected by the state Supreme Court in Raleigh and U.S. District Judge Woodrow Jones in Rutherfordton.

After a 50-minute meeting with attorneys for both sides, Phillips issued a handwritten order delaying the execution "pending further orders of this court."

Dick League, an assistant U.S. Attorney General who attended the meeting, said the ruling was in light of a federal judge's ruling in Charlotte earlier Thursday. U.S. District Judge James McMillan set aside three murder convictions in an unrelated case because people who said they opposed the death penalty were excluded from jury service.

Earlier, Superior Court Judge Robert Collier refused to block the execution scheduled for 6 a.m. Friday the 13th, despite a psychiatrist's testimony that Hutchins was "severely mentally ill."

After deliberating about five hours, the

state's highest court at 9:25 p.m. denied without comment Hutchins' plea for a stay of execution.

Defense attorney Roger Smith, with tears in his eyes, said after the ruling: "We're very disappointed and sad, but we must move very quickly to our next step."

Hunt, a capital punishment supporter, said he was "continuing my examination...to make sure due process is served" and that he was moved by the 15-minute meeting with Geneva Hutchins.

"Here is a man's wife saying, 'Please save my husband's life,'" Hunt said. "It is a serious matter. I have to do what's right and I hope to make the right decision."

As governor, Hunt can grant a criminal defendant a reprieve, a commutation or a pardon. A reprieve would delay the execution for further appeal and consideration, while a commutation would set aside the death sentence.

Hutchins, 54, of Rutherford County, was convicted in the 1979 rifle slayings of three police officers. Hutchins selected injection over the gas chamber under a law approved last year by the N.C. General Assembly. He would be the first condemned prisoner in North Carolina to die by lethal injection and the second in the nation.

Death penalty opponents mounted heavy pressure on Hunt to set aside the death sentence or allow time for further appeal. Representatives of political and religious groups held news conferences while more than 100 people gathered in near-freezing weather for a silent vigil out-

side the state Capitol. Another vigil was planned outside Central Prison shortly before the execution.

Hunt canceled a Thursday night appearance at a banquet in Hertford, spending the day in his office. He dined at the nearby governor's mansion and returned to his office about 11:30 p.m., but declined comment.

After meeting with Hunt, defense attorney Roger Smith said the governor was "well informed and conversant about the case. He grasps the points we are making and understands them well. I think he is in the process of weighing those out."

Defense attorneys Andy Penry and Doug Kingsberry met privately with Jones for about an hour. Jones told reporters about 5:30 p.m. he had rejected a petition to delay the execution.

The petition was based on contentions that Hutchins was insane at the time of the killings and is insane now and that jury selection during his trial was flawed. "Those are the same issues raised before Judge Collier and being raised before the state Supreme Court," said Jones.

In his decision after a 90-minute hearing in Raleigh, Collier said: "From the testimony, neither psychiatrist finds evidence that the defendant is legally insane at this time."

John Nuckelby, an attorney with the Charlotte firm of Chambers and Ferguson, departed for Richmond Thursday night. He was to argue before one or more appeals court judges that a North Carolina law excluding death penalty op-

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UNC helps prove link between cholesterol, heart disease

From staff and wire reports

A 10-year, nationwide federal study, largely coordinated by the UNC School of Public Health, has provided what is being called the first conclusive proof that lowering fatty cholesterol in the blood can reduce the risk of heart attack and coronary disease.

The results mark the "first, hard, solid, unambiguous demonstration" of the link between blood cholesterol and the risk of coronary heart disease, said O. Dale Williams, a principal investigator for the study.

Williams, director of the Central Patient Registry and Coordinating Center at UNC, spoke at a press conference in Morehead Building Thursday.

The UNC press conference was held in conjunction with the release of the study results in Washington.

The 10-year Coronary Primary Prevention Trial, designed to find out whether a drug that alters cholesterol levels can decrease coronary disease and heart attack, has proved much more, researchers said at a Washington press briefing.

"This is the first study to demonstrate conclusively that the risk of coronary heart disease can be reduced by lowering blood cholesterol, as we previously suspected," said Dr. Basil M. Rifkind of the National Heart, Lung and Blood Institute, the branch of the National Institute of Health that sponsored the study.

The trial, which involved more than 3,800 men studied at 12 medical centers, showed that lowering cholesterol reduced the incidence of heart attacks by an average of 19 percent, Rifkind said.

The results also show that reducing cholesterol reduces incidences of painful angina and the need for coronary bypass operations, Rifkind said.

Dr. Robert L. Levy of Columbia University, a heart disease expert who headed The Heart Institute when the study began, said the results have implications for people besides the middle-aged man with high cholesterol levels used in the study.

"Now, for the first time, we have conclusive evidence that people can do something about heart disease by lowering their cholesterol," Levy said in an interview.

"The study showed that the greater the reduction of cholesterol toward normal levels, the greater the reduction of heart attack events," he continued. "Because of this direct relationship, the results can be extrapolated readily to other groups."

The UNC School of Public Health's departments of biostatistics, epidemiology and nutrition were involved in the study, Williams said. They participated in the planning and supervision of the study as well as in analyzing the results, he said.

"The University of North Carolina has had a major and central role in virtually every aspect of this study," he said.

Williams said the study "shows the place of research in the university setting and the role of the university in research. The University is heavily involved in research that is critical to the well-being of society."

Experts estimate that more than 40 million Americans have moderate-to-high blood levels of cholesterol and other fats.

If all of them reduced these levels to normal, Rifkind said, perhaps 100,000 deaths could be

eliminated each year. Heart disease is the No. 1 killer in the United States, each year claiming 550,000 lives and costing the nation \$8 billion in direct health costs, experts say.

Cholesterol is a fatty substance naturally found in the body that at higher levels has been implicated in atherosclerosis, or hardening of the arteries, which leads to heart attack and stroke. With this condition, cholesterol, minerals and fibrous tissue combine to form layers of plaque which narrow vessels and restrict blood flow.

Michel Ibrahim, dean of the School of Public Health, said that in North Carolina about 13,000 people die from coronary heart disease each year and an additional 13,000 people are diagnosed as having coronary heart disease. Under the broadest possible interpretation of the study results, the deaths and new cases could be reduced by 20 percent if the population reduced its blood cholesterol by 25 percent, Ibrahim said.

The figures break down to 500 cases of coronary heart disease per day, and that number could be reduced by 100 cases per day, he said.

Heels win 1st showdown with Terps, move to 11-0

By MICHAEL DESISTI
Sports Editor

COLLEGE PARK, Md. — With just 1:23 left to play and North Carolina holding on to a three-point margin that had been, until late in the game, the largest spread between the No. 1 and No. 5 teams in the nation, Michael Jordan broke to the basket.

His layup rolled off the rim, but Sam Perkins followed. Perkins' tip rolled around the rim, but the senior went up again, this time for the basket, a foul and the start of a three-point play.

Roll the film of the series which gave North Carolina a 68-62 lead a few dozen times, with only minor alterations, and you've got yourself the story of the ACC's game of the year to date.

North Carolina (11-0, 2-0 ACC) left Cole Field House and a capacity crowd of 14,500 Thursday night with a 74-62 win over 5th-ranked Maryland (10-2, 1-1 ACC) to leave the spoiler's role up for grabs.

"We always send four guys up for the offensive rebound," Jordan said. "Fortunately, we were able to get it tonight and put the ball back up."

North Carolina outrebounded Maryland 38-31, with Perkins and Jordan accounting for 12 each.

The Tar Heels were burned but not blistered by two Terrapin hot hands in Len Bias and Adrian Branch, and shut down Maryland's inside game while rolling to the win largely behind their own.

Brad Daugherty and a 1-3-1 North Carolina zone held 6-9, 220-pound center Ben Coleman, Maryland's leading scorer, to six points and seven rebounds. At the same time, Perkins totaled 26 points, with 18 in the second half, while Jordan finished with 21.

"The main thrust of our defense was (to stop) Coleman," North Carolina

coach Dean Smith said. "We were jamming Coleman because we didn't want him to be the one to beat us."

While Coleman was silent from the field, Bias and Branch were dropping bombs from the perimeter to keep the Terps in the game. Bias scored 14 of his 24 points in the first half, while Branch knocked in 12 of his 19 points in the first six minutes of the final period, giving Maryland its last lead of the game.

The Tar Heels led 32-31 at halftime. Branch said his and Bias' outside shooting was more a necessity than a planned attack, as not just Coleman but Herman Veal, who finished with seven points and eight rebounds, was having his troubles.

"We just weren't consistent and didn't have offensive patience," Branch said. "We weren't effective on offense."

Jordan scored five unanswered points, beginning with just over eight minutes to play, to stretch a 57-56 lead to six with 4:17 left in the game.

The Terps pulled within one in the next 2:12 before the Tar Heels broke away for the final margin of victory.

"When you look at our lineup, we should be pretty mature and handle the pressure coming down the stretch (of a big game like this)," senior forward Matt Doherty said. "We've got three starters back from a national championship team."

On the subject of national championships and other such Cinderella stuff, Doherty said the Tar Heels had more immediate objectives occupying their minds.

"You can't concentrate on the past or the future, you've got to put your mind right here," he said. "We concentrate on now. We go out with only one game on our schedule, and Wake Forest (Saturday in Greensboro) is next."



Sam Perkins, shown in an earlier game, scored 18 of his 26 points in the second half to lead UNC past Maryland, 74-62 Thursday night.

NORTH CAROLINA (74)

Perkins 10-16 6-6 26, Doherty 1-4 4-5 6, Daugherty 5-10 0-2 10, Jordan 8-16 5-8 21, Smith 3-4 1-2 7, Peterson 0-5 0-0 0, Hale 1-2 0-0 2, Wolf 1-2 0-0 2, Exum 0-0 0-0 0, Popson 0-0 0-0 0.
Totals 29-59 16-23 74

MARYLAND (62)

Bias 11-17 2-3 24, Veal 3-10 1-2 7, Coleman 2-10 2-3 6, Adkins 1-5 2-2 4, Branch 8-13 3-3 19, Gatlin 0-0 0-0 0, Fothergill 1-2 0-0 2.
Totals 26-57 10-13 62

ESPN preparing to intervene in subscriber-companies lawsuits

By SARAH RAPER
Staff Writer

The Entertainment and Sports Programming Network is preparing to intervene in Orange County lawsuits between two cable subscribers and local cable companies, according to a local attorney.

The attorney, Martin Bernholz, said his clients, Steven Bernholz and Sam Maffei, filed complaints in district court that resulted in the issue of a temporary restraining order against Village Cable of Chapel Hill and Alert Cable of Carrboro. The order forced the companies to show ACC games free of charge to ESPN subscribers.

Bernholz said ESPN would probably attempt to become a party in the suit as early as next week. As a party in the suit, ESPN would be able to request that the order to open ACC games to all ESPN subscribers be removed.

Bernholz said he did not believe ESPN should be permitted to enter the suit because the local cable companies, and not ESPN, are responsible for blacking out or preempting the ACC games.

The plaintiffs Bernholz and Maffei contend that blacking out and preempting regular ESPN programming is a violation of the cable companies' contracts to provide full, continuous programming to their customers.

ESPN attempted to enter a similar suit in Wilmington Wednesday, but a Wilmington judge refused to let ESPN intervene or to retract an order forcing the local cable company to broadcast ACC games free to ESPN subscribers.

Bernholz said he expected ESPN to ask the N.C. Court of Appeals to reverse the Wilmington judge's decision to exclude ESPN from the suit.

An ESPN representative said Thursday that he did not know precisely what action his firm would take on the N.C. suit, but he said his firm did not believe local courts had the authority to decide cases

involving cable television. He added that by obeying the local courts' orders to open ACC games to all ESPN viewers, the local cable companies were violating contracts that give ESPN the right to black out or preempt regular programming.

In addition to the suits filed in Wilmington and Chapel Hill, plaintiffs in Iredell and Catawba counties and Durham, Fayetteville, Greensboro, Taylorsville and Smithfield were successful in obtaining orders to open ACC games to ESPN viewers Thursday.

The Smithfield group's attorney said the action against Alert Cable of Selma, which he labeled the "1984 Crusade," resulted from an informal gathering of local citizens watching a football game.

"The group of people got to talking, and there were enough lawyers present who said 'By dog, we've got to do something about this,'" attorney W.A. Holland said in a telephone interview Thursday.

Holland added that his clients would watch the game between UNC and the University of Maryland televised Thursday night.

The game, like 20 other ACC games was originally to be shown only to ESPN subscribers who paid an extra fee. The games are being televised nationally by ESPN at no charge to viewers outside of the five ACC states. Both Alert Cable and Village Cable charge \$75 for the ACC basketball coverage, which is called Season Ticket.

Vice-president of Alert Cable in North Carolina, Pete Petis, said his company would continue to broadcast ACC games to all ESPN viewers in areas where court orders were in effect.

He said that company representatives in Carrboro were in the process of contacting Season Ticket subscribers to explain the situation and to explain the

See ESPN on page 4