

Sun is temporarily out-of-order. Please be patient. High 65. Low 40.

Relief for the income tax headache — Page 3

U2's 'Joshua Tree' has arrived on the racks — Page 5

Commencement Info Day for all you lucky seniors 11 a.m.-3 p.m. Great Hall

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Show of hands

The Chuck Davis African-American Dance Ensemble completes their outdoor performance Tuesday by encouraging the crowd to

show brotherly love and support. This is a part of the Southern Accents Fine Arts Festival '87.

DTH/Tony Deifell

Court says student bill not valid

By JEAN LUTES
University Editor

The Student Supreme Court ruled Tuesday that a bill passed by the 68th Student Congress at its last meeting Feb. 18 was invalid because the meeting was held in violation of the Student Constitution.

The decision came four weeks and six days after the bill, which would have forbidden congress members from voting on the funding of organizations to which they belong, was passed.

The court ruled in favor of Guy Lucas (Dist. 19), a member of the 69th Congress who brought the suit. His case centered on the interpretation of a clause in the Student Constitution that states that congress members are "to serve one year and until their successors are elected."

According to an order issued Tuesday by the court, the clause means that the term of newly elected representatives begins when they are inaugurated.

Chief Justice Maria Baxter said the Feb. 18 congress meeting was "improperly convened" because the

members of the new congress had already been inaugurated when the old congress met.

The court also issued an order prohibiting newly elected and inaugurated student body presidents from voting as congress representatives under any circumstances.

Student Body President Brian Bailey, who was a member of the old congress, voted at the now-invalidated congress meeting.

Baxter said the court was able to make a summary judgment in favor of Lucas at a pre-trial hearing Tuesday night because the defendants named in the suit admitted to all the allegations made in Lucas' complaint.

"It turned out to be more trouble than it was worth," said Student Attorney General Doug Thomas, who represented the defendants — the 68th and 69th congresses, Student Body President Brian Bailey, Speaker of the 68th Congress Jaye Sifton and Speaker of the 69th Congress Rob Friedman.

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Former President Ford urges control of budget

By MATT BIVENS
Staff Writer

The government must cut or put ceilings on unnecessary expenditures in order to curb the federal deficit, the greatest problem facing the nation today, former President Gerald Ford told about 2,000 people in Carmichael Auditorium Tuesday night.

Ford's speech, sponsored by the Carolina Union Forum Committee, the Archie K. Davis Management Lectures, and the Institute of Private Enterprise, also dealt with federal deregulation of business and tax reform.

"In my judgment, our government has badly mismanaged our fiscal

affairs in the last five years," said Ford, a Republican and the only chief executive not elected to either president or vice president.

The budget-making process is ineffective because formulators of the budget are forced to predict what the economy will be doing too far into the future, he said.

"You cannot be precise in December of '86 as to what the economy will be like in October of '87," Ford said. "It is, to a significant degree, speculation."

The national deficit has grown into a "time bomb" over the past five years, and definite steps must be taken to end it, he said.

Congressmen grabbed at the

Graham-Rudman-Hollings bill, which calls for the across-the-board cuts in federal spending and a balanced budget by 1990, out of frustration over their inability to control the deficit, he said.

"Graham-Rudman-Hollings, for all its good intentions and high motives, had little impact," he said.

Entitlements or transfers, which include social security, government salaries, food stamps and aid to farmers, represent 45 percent of annual federal expenditures, and restraints should be placed on them, he said.

Although the United States has an

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Petitions knock noise levels

By TOM CAMP
Staff Writer

Student Government members will present petitions protesting Chapel Hill's noise ordinance at the next Town Council meeting, Student Body President Brian Bailey said Tuesday.

The petitions will protest the council's Feb. 9 decision to lower the noise level from 85 decibels to 75 decibels and to change the cutoff time from 1 a.m. to midnight for events that must be granted noise permits.

Students need to be aware of how the noise ordinance will affect them, Bailey told 25 students Tuesday in a meeting in the Student Union.

"I think students are concerned about the ordinance, but they really won't know what it means until it affects them," Bailey said.

Under the ordinance, Pi Kappa Phi's annual Burnout party would exceed the noise permit limits. "The reduction in sound is going to hurt this campus," Bailey said. "When people come to parties late, they are going to be mad when the music is

cut off at 12."

Because decibels are a logarithmic function, decreasing the noise limit from 85 to 75 would cut the sound allowed in half, Bailey said.

A noise permit, which must be granted by the council, extends the regular noise limit of 50 decibels between 11 p.m. to 8 a.m. and 60 decibels between 8 a.m. and 11 p.m.

To change the ordinance, Bailey said, students should show the town that they care about the issue. "Many

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Gerald Ford: "Our government has badly mismanaged our fiscal affairs in the last five years."

DTH/Tony Deifell

Campus activists establish coalition

By LAURA PEARLMAN
Staff Writer

A campus organization to emphasize strong student action and the need for campus-wide demonstrations was officially recognized by the University last week.

The Coalition for Progress is composed of diverse students who are enthusiastic about progressive expression, according to the group's founder, sophomore Keith Cooper of Windsor.

"We will hold demonstrations about issues from racism to Ronald Reagan's shaky foreign policy as a threat to democracy here in the United States," Cooper said. "Also, the coalition will be involved in humanitarian

functions, including food drives and charitable donations to the needy.

"We want to hold frequent demonstrations in the Pit, including debates between people of remarkable credibility, like professors and active students. I'd like to see people like Amy Carter and Jesse Jackson come."

Receiving official University recognition makes student groups eligible to receive a portion of the student fees allocated by Student Congress in its annual budget process.

Cooper said he wanted the coalition to become one of the most active and progressive

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Judge discusses judicial constraints

By RUTH DAVIS
Staff Writer

Although judges have considerable power, it is constrained by self-respect, colleagues and the political system, Judge Alex Kozinski of the 9th Circuit Court of Appeals in California told about 50 people at the UNC Law School Tuesday night.

Kozinski, a Romanian-born immigrant and the youngest judge appointed since 1892, spoke on "What I Had for Breakfast and Other Mysteries of Judicial Decision-Making," at a presentation sponsored by the Federalist Society.

"Judicial decision-making used to be thought of as a farce," he said. "People thought judges' decisions depended on how well their day went or what they had for breakfast, he said.

"But if you accept the notion that what judges eat has a bearing on their decisions, they'll make the same

decision on everything," he said.

Kozinski said judges have the power to interpret the Constitution and to decide the extent of executive power.

"But the fact is judges can't conduct these powers in a vacuum without constraints," he said.

He said the first constraint, self-respect, is internal.

"Judges have to look in the mirror every day just like everyone else," he said. "And they have to like themselves."

Colleagues also exert pressure on their peers, he said.

"You have to be able to persuade the judges on the panel with you," he said. "Even if there is no back vote, there still may be a strong dissent."

He said while almost any judge can get away with breaking the rules sometimes, the judge cannot abandon principle consistently because

decisions will be scrutinized by colleagues.

The political system is a third constraint on judicial decision-making, he said.

The most recent example of political constraint was the removal of three California Supreme Court justices based on their voting records, Kozinski said.

"The electorate was persuaded these justices were not judging fairly," he said. "Indeed there are principles of law that are objective."

But, he said, the principles are not always applied in the same way.

"One can always play with language," he said. "A clever lawyer can always come up with some way to interpret the law. But he still has to pass the face test — he still has to face himself in the mirror."

Lawyers and judges must consider

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Alex Kozinski

With two, love may be Platonic, but with three this is harder. — F. H. Bradley