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Hello Final Four! Heels temper Temple



A Tar Heel fan joins in the Franklin Street celebration Sunday after UNC earned a Final Four berth

DTH/G. Thacker

Rice ices East crown; UNC ends 9-year drought

By Jamie Rosenberg
Senior Writer

EAST RUTHERFORD, N.J. — No words spoken in defense of King Rice ever told more than four simple free throws Sunday afternoon.

And no victory in the past nine years could have tasted sweeter than the Tar Heels' 75-72 triumph over Temple in the NCAA East Regional Final at Brendan Byrne Arena.

Yes, Dean Smith's 1991 crew of men and boys, marauders and misfits, managed what no North Carolina team has managed since the 1982 championship season. And, appropriately, Rice capped a year of redemption with four free throws in the final 22.9 seconds, singlehandedly propelling his team to the Final Four in Indianapolis.

"I told the guys earlier today I would give up anything to win, because I wanted to go to the Final Four so badly," the senior playmaker said.

UNC's supposed cakewalk to the big dance ended somewhere in the first half Sunday, when Mark Macon and his Owl overachievers served up an effort that almost presented the heavy favorites with an upset special.

Only after Rice turned in his 4-for-4 effort from the line, and Macon's mortality showed through when his game-



trying prayer glanced off the front of the rim, did the Tar Heels realize a season-long dream and end a nine-year Final Four drought.

"I can't remember the last time. It's been so long," Smith quipped afterward. "You have to be very lucky and very good (to get to the Final Four) We've been good, and today we were lucky."

UNC was lucky, specifically, to avoid the wrath of Macon, who had rained 31 points on the Tar Heels before taking an inbounds pass with eight seconds remaining. At that point, any and all of the 19,601 present knew Temple's other four players need not take the court; it was Macon's game to tie or lose.

Rick Fox hounded the senior All-America as he pushed the ball upcourt. King Rice and Hubert Davis came to help out once he had crossed the line,

but somehow Macon spun and lofted a 25-footer that had everything but the distance.

Even Macon thought the shot would go in. After he let it fly, he chirped "good," a code word UNC had heard all too often throughout the afternoon.

"When he shot the ball, he would say 'good,'" Rice said, "and every time he said it, it went in."

But not this time. The rebound bounced long, with roughly four seconds left on the clock. Macon scrambled. Fox scrambled. Neither came up with it, and the clock ran out before Temple could attempt another shot. The score stood at 75-72, and no Tar Heel savored the moment more than Rice, who left a celebrating mob of Tar Heels to hug his parents in the stands.

For Rice and UNC, it's on to the Hoosier Dome, where the Tar Heels (29-5) will face Southeast champ Kansas Saturday in the semifinals. The Jayhawks, of course, are coached by former UNC assistant Roy Williams, who took over for Larry Brown after KU's 1988 championship run.

"I'm ecstatic for Coach Williams and the KU program," Smith said. "We're certainly going to be well-scouted, and they're going to be well-scouted, too."

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Euphoric fans flood Franklin Street after victory

By Chris Goodson
Staff Writer

Hundreds of jubilant fans flocked to Franklin Street Sunday afternoon to celebrate after UNC's 75-72 victory over Temple that landed the Tar Heels a spot in the NCAA Final Four.

The crowd gathered on the sidewalks along Franklin Street immediately after the game. Shortly before 4 p.m., the crowd overflowed into the street between the NCB Plaza and the Carolina Coffee Shop, stopping cars and forcing police to reroute traffic around the block.

Officers from both the University and Chapel Hill police departments closed a portion of Franklin Street from Henderson to South Columbia streets to keep traffic away from the celebration.

Fans threw toilet paper rolls, confetti and beer into the air, while shouting "UNC," "Final Four" and "Duke sucks."

Senior Monty Ross said the celebration was a good sign of support for the players.

"I wish the players could get back here and see something like this," Ross said. "I think it would really show them how much the school is behind them."

Early in the celebration, Capt. Ralph Pendergraph of the Chapel Hill Police Department said the celebration was somewhat larger than he had expected.

"You never know what to expect," he said.

However, at the time, Pendergraph said he expected the crowd to disperse quickly to watch the Duke-St. John's game, which took place immediately

following the Heels' win.

"I don't expect it's going to last real long because I think some folks are interested in seeing (the Duke game)," he said. "I think they'll start moving out on their own pretty soon."

But many fans maintained the celebration on the street for more than an hour.

Alan Martin, 1989 Carolina Fever Mike man, attended the celebration and said it was the best party on Franklin Street since Carolina won the national title nine years ago.

"I think this is killer as hell," he said. "This is the most spectacular party Chapel Hill has seen since 1982, and I'm so glad it's happening now."

See CELEBRATION, page 6

Legislature divided on areas to target for upcoming cuts

By Steve Politi
Assistant University Editor

N.C. Senate and House appropriations subcommittees' plans for the UNC-system budget differ in the amounts of faculty and other full-time positions to be cut from the 1992 budget by the state and the Board of Governors.

Some programs also will be slashed because of the loss of faculty positions, said Ray Dawson, system vice president for academic affairs.

The subcommittees met separately Thursday, struggling to trim \$59.2 million from the UNC-system budget.

Members of the Senate subcommittee proposed cutting \$8.8 million by eliminating more than 200 full-time positions in the 16-school system.

Representatives on the House subcommittee proposed cutting \$6.5 million by eliminating positions, but the Board of Governors would need to make additional reductions in other areas, Dawson said.

"I don't see any way we can give up that amount of money without losing a significant number of faculty positions," he said. "We're talking about a level of cuts that would have devastating effects. There would have to be cutbacks and eliminations in some programs."

Marvin Ward, chairman of the Senate appropriations subcommittee, said protecting the student-to-faculty ratio was a priority for the subcommittee. But the Senate proposal would increase the student-to-faculty ratio, he said. "The Senate worked as hard as it could in terms of trying to save those positions," he said.

UNC-system officials would have difficulty finding other places to make the cuts, as suggested in the House proposal, Ward said.

"If (UNC-system officials) can find

another place they can cut without a problem, then I see no reason why the Senate wouldn't agree on it," he said.

Members of both subcommittees will have to agree "somewhere down the line" on how many full-time positions would be cut, Ward said.

Dawson said the number of faculty and other full-time positions lost this year, added to the 207 eliminated last year, would cause problems that would affect all areas of the system.

The subcommittees also disagreed on what percent of the Smith Centers' \$800,000 operating budget should be cut. The House subcommittee proposed a cut of \$600,000, while the Senate proposed a cut of \$400,000.

Both subcommittees also approved raising more than \$6.5 million by continuing to charge a \$41.50 fee to in-state students and a \$83 fee to out-of-state students, Dawson said. The fee was first charged last year in an attempt to combat budget problems.

The subcommittees agreed on about half of the \$59.2 million cuts in the budget, Dawson said.

The following cuts to the system's budget have been agreed upon by both subcommittees, but still need to be approved by the full appropriations committees in both chambers:

■ \$10.2 million by cutting non-teaching faculty members 10 percent.

■ \$8.9 million by eliminating vacant positions at UNC-system schools that were frozen last year by the state.

■ \$2 million from the UNC Hospitals budget, or 5 percent of its annual budget.

■ \$566,484 from UNC Public Television, or 7 percent of the \$7.97 million budget.

Ward said deciding where to make the cuts was difficult. "None of us want to do what we know we have to do, but the state doesn't have the money."

N&O lawsuit could set DWI precedent

By Dacia Toll
Assistant State and National Editor

Last October, an employee of The (Raleigh) News and Observer left a cocktail party at the publisher's home, and while legally intoxicated, drove his vehicle into another car, leaving the other driver in a coma. The family of the victim is suing the reporter, the publisher and the newspaper in a controversial lawsuit that could set an important precedent for future drunk driving cases.

The suit was filed on behalf of Caleb W. Camalier III, who remains unconscious, and the newspaper in a controversial lawsuit that could set an important precedent for future drunk driving cases.

On the night of Oct. 27, Jeffries and Camalier were in a two-car accident at the corner of U.S. 70 and Westgate Road in Raleigh. Jeffries pleaded guilty in February to driving while impaired

and to running a red light.

After the accident, Jeffries' blood-alcohol content measured .19. In North Carolina, .10 is the legal standard for driving while impaired (DWI). The officer who took Jeffries' statement said that he appeared obviously impaired; his breath had a strong odor of alcohol, and he was clearly unfit to drive.

Jeffries' sentence included a suspended one-year jail term, 30 days house arrest, a \$500 fine and revocation of his driver's license for one year.

The suit claims that Daniels and the publishing company, after having summoned Jeffries to the party, negligently provided him with unlimited and highly intoxicating beverages.

The suit claims that Camalier will never recover from his injuries and that he is entitled to recover compensatory damages for his pain and suffering, for emotional distress, for loss of income and employment and for property damage. The suit also searches for a

compensation award that will sufficiently deter others from similar actions.

"In order for the suit to be successful, they (the plaintiffs) must first establish that the company is in the class of people who are eligible for third-party liability," said James Drennan, a professor at the UNC Institute of Government.

"The clearest case of third-party liability is someone in the commercial business of selling alcohol, such as bars," Drennan said. Although difficult to prosecute, some bars have been sued successfully, but most of these situations are settled out of court.

A 1982 federal case first raised questions about third-party liability as it applies to company functions. A large industrial enterprise in Western North Carolina was found liable for the actions of an employee who had left a company Christmas party intoxicated and proceeded to commit a DWI offense, according to Drennan.

An important factor in deciding if an

organization is liable is whether the sponsored event is a required part of the job or membership, Drennan said.

The events surrounding the N&O incident arose out of a retirement party hosted by Daniels for former editor Claude Sitton. Daniels said the event was "purely social."

All employees were invited, but not required to attend, said Marion Gregory, N&O Managing Editor.

"It is not clearly established that social hosts can be held liable for the actions of intoxicated guests," Drennan said. As far as the difficulty of determining legal responsibility, a social situation represents a step beyond the one involved when bars are concerned.

N.C. courts have yet to decide a definitive position on purely social situations. If the jurors involved in the N&O case find the event to have been a social one and still settle the dispute in favor of

See DWI, page 9

Federal investigator of discrimination charges receives threatening phone call

From staff and Associated Press reports
A federal official investigating discrimination charges against the University was threatened in a phone call, administrators said Friday.

Peter Fountain, of the U.S. Department of Education's Office of Civil Rights, reported receiving a threatening phone call early Wednesday at his hotel room, said Clifton Metcalf, director of UNC News Services.

Metcalf said Sunday he did not know where Fountain had stayed because he made his own hotel arrangements.

Susan Ehringhaus, senior University counsel, said she did not know what the caller said to Fountain or the gender of the caller, according to a report in The Chapel Hill Newspaper.

She said Fountain did not sound upset about the call when he told her about it.

Fountain declined comment when called at his Atlanta home by The Chapel Hill Newspaper.

A Chapel Hill Police Department report did not give many details about the threat. The report listed neither the content of the caller's comments nor the person who filed the report.

Fountain was scheduled to return to the Department of Education's regional office on Thursday, but left shortly after the threat was made.

Ehringhaus said Fountain told her he planned to leave a day early because he had finished his on-site investigation. The Chapel Hill Newspaper reported.

A spokesman for the Department of Education confirmed Friday that the threat was made, but declined further comment, according to the newspaper report. The incident will be investigated by the proper authorities, the spokesman said.

"It's inappropriate to go into any detail about the content of the threatening phone call or talk any further on this issue," The Chapel Hill Newspaper quoted the spokesman as saying.

Ehringhaus said she reported the threat to the N.C. Attorney General's Office. According to newspaper account, the State Bureau of Investigation and the FBI had not been contacted about the incident by Friday morning.

Fountain arrived at the University on Monday to begin investigating allegations of discriminatory hiring practices. During his three days on campus Fountain was expected to interview employees who had filed grievances against the University. He was also to interview University officials.

The University also is being investigated by the Raleigh office of the U.S. Equal Employment Opportunity Commission.

University Police Officer Keith Edwards requested both investigations in December. Edwards has filed several grievances against the University alleging racist and sexist discrimination in hiring and promotion practices.

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WEATHER
TODAY: Mostly sunny; high 70-75
TUESDAY: Mostly sunny; high 70-75

ON CAMPUS
Multiculturalism Forum at 7 p.m. in Cobb Training Room. Open to all students, faculty and staff.
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Maybe (Montross) plays better after he gets hit on the head. — Dean Smith