

weather
 TODAY: 40% chance of rain; high upper 70s
 TUESDAY: Mostly sunny; high lower 70s

on campus
 • 24-hour Residence Hall Lock-up Forum with Dean Donald Boulton will take place at 8 p.m. in Carmichael Ballroom.

campus / page 2
A SMILING OPERATION
 University students and recent graduates assist children in Third World countries as part of Operation Smile.

sportsmonday / page 10
FETZER FIELD CLINIC
 UNC's top-ranked women's soccer team shuts out the seventh-ranked Virginia Cavaliers

sportsline
Major League Baseball:
CLINCHED: The National League East by the Pittsburgh Pirates with a 4-2 win against the New York Mets.
MAGIC NUMBERS:
 Toronto — 4
 Atlanta — 2
 Oakland — 1
 (Magic numbers denote how many games a league leader must win or a second place team must lose for a team to clinch a baseball division.)

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B-GLAD files second suit following dismissal

By Marty Minchin
 Assistant University Editor

A complaint brought by members of Bisexuals, Gay Men, Lesbians and Allies for Diversity against Student Congress for a rider imposed upon the group's budget last year was dismissed in a pre-trial hearing Sunday night, but B-GLAD members immediately filed another complaint.

Chief Justice Malcolm Turner said he dismissed the complaint because it was filed against former congress speaker Tim Moore and the 73rd congress and therefore was invalid against the present 74th congress.

"I dismissed their original complaint based on the fact that they're suing the

wrong congress," Turnersaid. "The 73rd congress no longer exists."
 B-GLAD members refiled their complaint against Speaker Jennifer Lloyd and the 74th congress at the hearing and demanded a response to their complaint by 5 p.m. Friday.

Turner will hear the new complaint at a pre-trial hearing set for Oct. 4.

Lloyd, who voted against the rider in congress last year, said she would consult the full congress on the matter at its Wednesday meeting before issuing a response.

The rider, which was attached to the former Carolina Gay and Lesbian Association's funds at last year's budget hearings, stipulates that the group and its publications cannot endorse or

oppose any candidates for public office. Under the budget rider, the group's newsletter, Lambda, will be subject to censorship by congress members after its publication.

A similar rider also was attached to the funds the 73rd congress allotted to Graduate Students United.

Lisa Grafstein, a first-year law student and co-counsel to B-GLAD, said she thought the reasons for the dismissal of the original complaint were strange.

"We find it interesting that the court chose to dismiss on the grounds they chose to dismiss," she said.

Moore, who now attends law school at the University of Oklahoma, mailed in a response to the complaint, citing

reasons B-GLAD's case should be dismissed.

Ashley Osment, a first-year law student and B-GLAD's other co-counsel, said the case was dismissed because it was filed against the wrong congress. Osment said Turner had not made his ruling because he found Moore's reasoning to be valid.

"We think there's a possibility that the phantom of Tim Moore is behind what the court did tonight," she said.

Osment also said that while the Student Government Code stated that Student Congress should be represented by the attorney general in all court cases, Student Attorney General Ian Fay had not been involved any of the proceedings.

The Code states in Title I, Art. II, Sect. 4 that: "The Attorney General shall represent the President and the Student Congress in all judicial matters."

Lloyd was the only representative of Student Congress at the pre-trial hearing.

Kathy Staley, B-GLAD co-chairwoman, said that she had contacted Fay. Fay told her that he knew nothing about the case, Staley said.

Osment said the events of Sunday's pre-trial hearing would not hinder the group in any way from pursuing its complaint.

"It was a purely mechanical move tonight," she said.

Doug Ferguson, B-GLAD co-chair-

man, said that if the court decided not to remove the rider from the group's budget, B-GLAD members would not have any use for their funds.

"If the rider on our budget is allowed to stand, the congress would have given us our money to sit on our hands and do nothing with it," he said.

Ferguson said he was glad Turner had allowed B-GLAD members to refile their complaint instead of completely dismissing the case.

"The outcome tonight could have been a very bad one for us."

In recent weeks, B-GLAD has changed its name from the Carolina Gay and Lesbian Association and has voted to join the coalition for a free-standing black cultural center.

BOT member Pope assails rape victims

Staff Report

At Friday's Board of Trustees meeting, BOT member John Pope said that the general public had no sympathy for women who have traveled home from parties with men and then been the victims of date rape.

During a discussion on the problems of campus security, Pope, who has made controversial remarks concerning the number of women enrolled at UNC, said that while the campus may feel sympathy for women who have been the victims of date rape, the general public did not.

"Any female — and I probably shouldn't say this — who wants to go home with a bunch of drunken boys at two or three o'clock in the morning and then yell rape at eight that morning, that female does not have much sympathy in the general public," Pope said.

Campus safety has become an increased concern in recent weeks, with the Aug. 29 rape of a UNC student in

her Granville Towers dorm room and three recent unsolved assaults on campus, two of which occurred in broad daylight.

In addition to putting up more lights on campus, UNC officials have imposed a permanent lockup on University dormitories and have increased the number of University Police patrols.

After the meeting, Pope said his remarks were meant to express the need for students to be responsible for their own safety.

While UNC officials can try to make the campus a generally safer place, students should take extra precautions to prevent violent crimes from occurring, he said.



John Pope

BCC controversy heads discussion by faculty group

By James Lewis
 Staff Writer

Debate concerning the future of the Sonja H. Stone Black Cultural Center dominated discussion at the year's first Faculty Council meeting Friday, much as the issue has held the attention of the student body in recent weeks.

After Chancellor Paul Hardin, who presided over the proceedings in the Assembly Room of Wilson Library, made his opening address, Student Body President John Moody addressed the assemblage and stated his reservations about a free-standing BCC.

Moody said that a large number of students had complimented him for so openly opposing a new building and that a majority of students support his view.

"What amazes (my supporters) is not the arguments against a free-standing BCC, but simply the fact that I openly oppose one," Moody said.

Moody said he basically disagreed with all current proposals for a new BCC or a multicultural center, citing space availability on campus as his main concern.

"I do not believe that all hope is lost," Moody said. "There are proposals such as expanding the Union and the Daniels Building which could increase the

amount of student space around the Pit area."

Chuck Stone, a professor of journalism who has received criticism from at least one member of the coalition for a free-standing BCC for voicing concern about their tactics, was not in attendance but did address the council through a written statement on behalf of the Black Faculty/Staff Caucus.

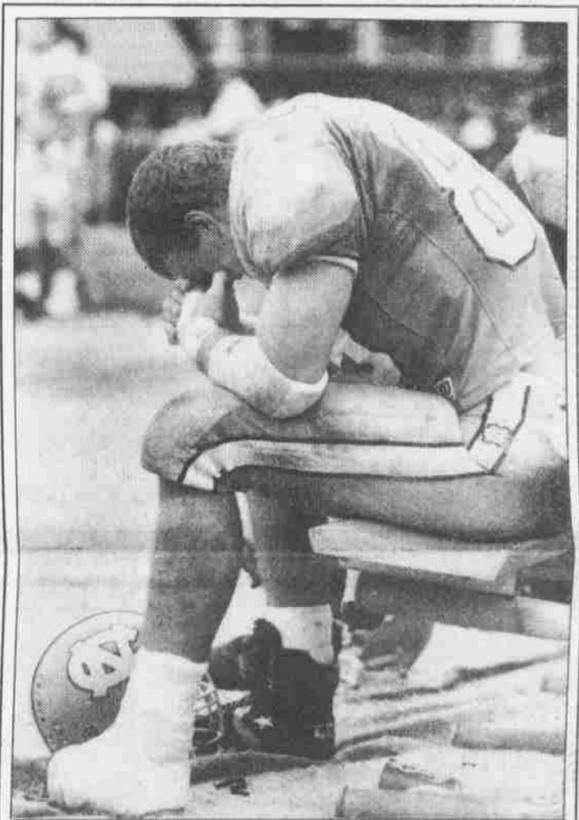
In the statement, Stone said that structures such as the BCC were not unusual or irregular at diverse universities like UNC.

"In any institution or any campus where pluralism flourishes, it is normal for various groups to cleave together and form organizations," Stone said in the statement.

Stone also said that structures like a free-standing BCC would not "diminish collegiality."

"I can assure you that if this free-standing black cultural center brings in Arsenio Hall, Oprah Winfrey, Bryant Gumbel, Michael Jordan, Prince or Madonna, their audience will be audaciously integrated," he said. "And that indeed is multiculturalism."

Provost Richard McCormick expressed hope for the newly formed group, headed by him, which will present



DTH/Eric Sandlin

Brown out

North Carolina defensive tackle Curtis Brown sits dejected on the Tar Heel bench as the reality of N.C. State's 27-20 victory sets in. Complete game coverage, page 10.

Time constraints limit effectiveness of WTVD cultural center debate

By Thanassis Cambanis
 Staff Writer

Key figures in the black cultural center controversy discussed the movement for a free-standing BCC on WTVD 11's weekly "Reflections" program Sunday but came out of the forum saying they were no closer to an agreement on the issue.

Provost Richard McCormick, BCC Director Margo Crawford, Student Body Vice President Charlie Higgins and Black Awareness Council co-founder Tim Smith took part in the panel discussion, which was hosted by WTVD's Gayle Paschal.

The program, recorded in front of a studio audience Tuesday, focused on the history of the controversy and efforts to reach a solution.

Higgins, who has supported Student Body President John Moody in his advocacy of a multicultural center, said he thought the program accomplished very little in terms of encouraging dialogue.

"The dialogue on this issue has been taking place through the newspapers, and that's unfortunate," he said. "Even TV is better than talking through the newspapers. It's a good start."

After the program, Higgins and McCormick "chatted" with Smith and "pleaded with him to take part in the discussion," Higgins said.

"We made it clear to him that the door is open," he said. "As Dr. McCormick said, there are empty chairs on the committee with (BAC members') names on them."

So far Smith, the BAC, members of the coalition and members of the BCC Advisory Board have refused to sit on McCormick's committee, which will discuss various proposals and give Chancellor Paul Hardin a final recommendation on the BCC issue.

Clifford Charles, an audience member and chairman of the Black Faculty/Staff Caucus, said the program was limited by the half-hour format.

"I thought it was constructive as far as it went," he said. "I don't think anything new came from this discussion. It was a summary of things that have been

said over the past few months."

Paschal asked Higgins to describe student sentiment toward a free-standing BCC.

"By and large, students support expanded facilities," Higgins said. "The question is whether it should be free-standing or not."

Charles questioned the accuracy of Higgins' assessment of student opinion. Bringing up Student Congress's 13-8 vote endorsing a free-standing BCC, Charles said, "Maybe the executive branch is out of step with predominant student sentiment."

McCormick said he thought it was time for a new relationship between the University administration and the black community.

"We need to get a process going that would be based upon support for a new relationship," he said. "We could resolve the BCC issue and then address the more important problem of institutional racism."

The final Bicentennial plan put forth by the University in 1991 included \$500,000 for BCC programming and expansion, reversing the original 1989 plan, which earmarked \$2.5 million for a new BCC in 1989.

The student movement started in 1991 as a result of this "broken promise," Crawford said.

McCormick emphasized that the money in the Bicentennial plan never really existed. "There was a plan to raise \$2.5 million which was changed to a plan to raise \$500,000, but the money was never there to disappear," he said.

Paschal showed clips of the BCC at N.C. State University, which shares a building with a variety of other student organizations. She then asked Smith why UNC's BCC could not be part of a student union annex or a multicultural center.

"We're not just going to take what we can get," Smith said. "We're going to take what we want. A multicultural center would be a compromise."

Smith added that no other minority groups on campus had stated the desire to be part of a multicultural center.

Candidates say UNC system needs money

By Matthew Henry
 Staff Writer

Democratic gubernatorial candidate Jim Hunt and lieutenant governor candidate Dennis Wicker said Sunday that N.C. universities needed more money to reverse a downward trend in the system's quality.

The two candidates made their statements at the Orange County Democratic Party Unity Barbecue Sunday afternoon at the American Legion Building in Chapel Hill.

Hunt, who arrived from a Winston-Salem debate with GOP candidate Jim Gardner, said that UNC-Chapel Hill's quality had begun to decline. "The margin of excellence of UNC-Chapel Hill to other universities has begun to slip," he said.

The UNC system, made up of 16 N.C. universities, has declined because the state legislature hasn't been appropriating enough money, the former governor said.

"Classes have gotten bigger," Hunt said. "I've heard from students that they haven't been able to graduate in four years because the classes they need haven't been available."

Research departments haven't been as strong and competitive as they were in the past, Hunt added.

The way to reverse this decline is to make sure that the state's universities receive the money they need and are more efficient, Hunt said.

Dennis Wicker, the candidate for lieutenant governor, was not ready to say N.C. colleges were in a full decline, but he did express concern.

"I'm concerned that the system is teetering on a decline," Wicker said. "We've dropped out of the top 25, and



Jim Hunt

Thorpe interested in council seat

Former Chapel Hill Town Council member Bill Thorpe said Sunday that he would be interested in filling the council seat left vacant by former member Roosevelt Wilkerson.

Wilkerson resigned earlier this month after admitting falsifying Chapel Hill Mayor Ken Brown's signature on an official town document.

Thorpe, who ran unsuccessfully for a seat on the council in November, said he was part of the group that would put forth an application by the Oct. 5 deadline.

But Thorpe added that he did not know whether he would be the choice.

"There's always the possibility, but we were in the top five only a few years ago."

Wicker said he would not let this situation continue if elected as lieutenant governor. "This is a piece of our

I'm not getting all excited," he said. "I do have the experience, I could begin serving from the first day."

Thorpe said he now was concerned about the lack of black representation on the council.

Thorpe served two previous terms on the council, 1977-1981 and 1983-1987.

— Matthew Henry



Bill Thorpe

He's back: Legendary UNC activist returns as lecturer

By Alan Ayers
 Staff Writer

Dale McKinley, the man known for raising consciousness and creating discord on the University campus during the mid-1980s, has returned to UNC, this time as an instructor in the educational institution he fought to change throughout his college career.

But McKinley, visiting lecturer and campus activist, said recently that he still thought many of the social and political problems on campus could be attributed to the administration's lack of concern for the interests of the student body.

"Freedom of dissent is a fundamental right, but unfortunately, it only goes so far on this campus," he said. "People can engage in public expression of their opinions or even have a demonstration, but when they begin to organize themselves into coalitions that seek direct action, the administration begins to make excuses and starts to limit students' rights."



Dale McKinley

McKinley, who earned a master's degree in political science from UNC in 1990, was convicted of trespassing and willfully obstructing the operations of UNC during a 1988 anti-CIA protest. The conviction was later overturned by the Graduate Student Court, and McKinley said still considered himself an activist for political and social reform on campus.

"McKinley said he believed the administration had separated itself from the student body to the point that administrators no longer were aware of students' needs, resulting in conflicts such as the controversy over a proposed free-standing black cultural center. "You

cannot talk about the issues forever because eventually, people are going to get angry and take action," he said. "There's been no movement on the side of the University, so now the only rational response is to raise the stakes."

"Racism and sexism are a problem on this campus and in society. The most important thing for students, however, is to have a holistic perspective. They must not get caught up on one political issue but should seek fundamental change in the economic and political structures in society."

McKinley said that the United States

Moral victories don't count. — Savielly Grigorievitch Tartakower