

Allen gets 6 month sentence on demonstration-linked charges

By MICHAEL COX
DN Staff Writer

William Allen, former Assistant Professor of Anthropology, was sentenced Friday, along with former student Kim Christiansen, for misdemeanor charges brought against them during the anti-Reagan demonstrations at the El Paseo in downtown Santa Barbara March 18.

Allen was charged with the crimes of trespassing, rioting, failing to disperse, and malicious mischief, and was convicted of Disturbing the Peace, Inciting to Riot, and Uttering Obscenities. Christiansen was convicted of Disturbing the Peace and Inciting to Riot.

Despite the recommendations of Allen's probation report that he be denied probation and be sentenced consecutively on all charges, which would lead to a maximum of 15 months in jail and a \$500 fine, Allen was sentenced to 6 months in the county jail, with 3 months suspended along with the \$500 fine for 3 years, by Judge James Patillo.

Christiansen received the same 6 months, with 5 months and the \$500 fine suspended for 3 years.

Allen was arrested March 18 on Canon Perdido St., near the El Paseo Restaurant where Governor Reagan was to appear at a luncheon-meeting. He was pulled over by Sgt. Duncan of the S.B. Police Department when he saw Allen driving with Kim

Christiansen and Greg Wilkinson with the muzzle of a shotgun protruding from the car, according to the probation report. The shotgun was inoperable, according to Allen, and part of a costume worn by Christiansen.

During Sgt. Duncan's questioning of the three, they were "yelling" at the crowd that had gathered, the report states, and "It was clear to the police that Allen, Christiansen and Wilkinson were determined to incite the crowd to some action."

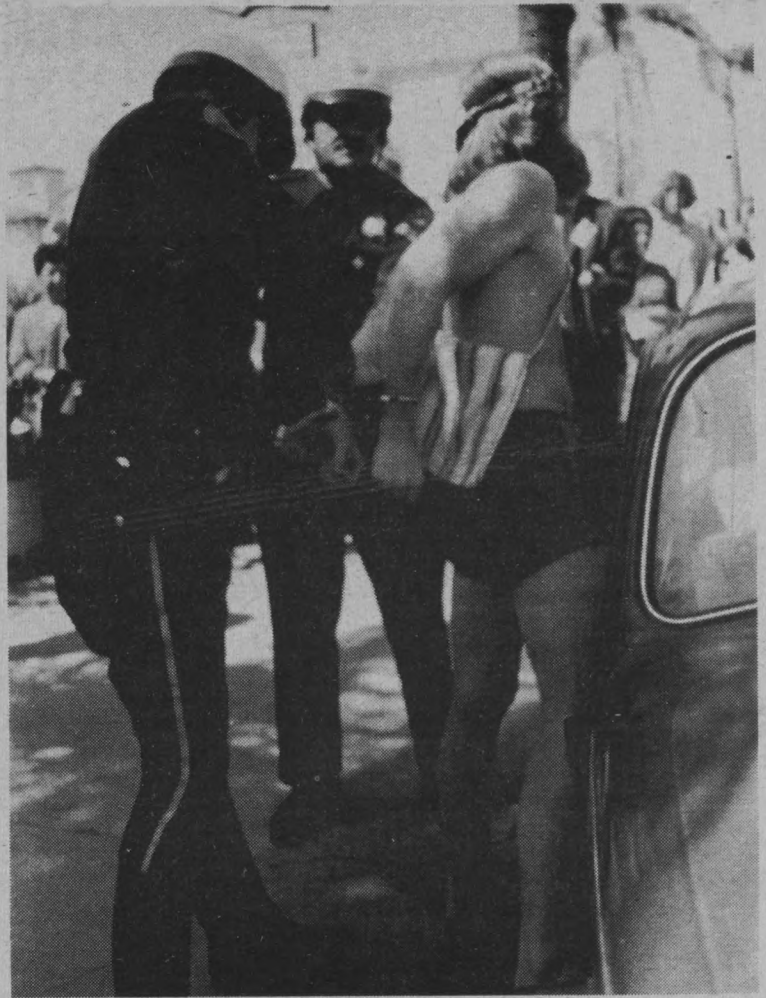
Allen then purportedly shouted obscenities at the arresting officer and was handcuffed and taken off to jail.

"We feel that this wasn't a political case," Assistant District Attorney Patrick MacKinley said to the court, Friday, "and we also feel that the sentence should be handed down just on the merits of this case only, and not on any other things that have been said about Dr. Allen."

The defendants' attorney, Stephen Imhoff, said, "Our motion for a change of venue (a legal request to have the proceedings removed to a court in another county) was denied even though it was our belief that the defendants couldn't get a fair trial in Santa Barbara. That point of view has been borne out by these proceedings."

"These men were tried for what they believe in,"

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BILL ALLEN shown during arrest in Santa Barbara at an anti-Reagan demonstration last spring.

UCSB DAILY NEXUS

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UNIVERSITY OF CALIFORNIA, SANTA BARBARA

UCSB junior missing in Sat. sailing mishap; partner safe

One student is still missing though his companion swam safely to shore in a boating accident Saturday afternoon off Devereux Beach.

A 16-hour search by the Coast Guard recovered only the life jacket and capsized boat of Ed Hass, 20, a junior majoring in electrical engineering.

The Coast Guard search was discontinued at noon Sunday, while private boats hired by Hass' family continued their search into the afternoon. Commenting on the discontinuation of the Coast Guard effort, Lt. Schott stated, "The maximum survival time in the water is 7 hours."

Janet Porter, Hass' companion when the sailboat capsized, gave this account of the accident to the Coast Guard:

She and Hass had left Isla Vista Beach, in front of Hass' apartment, early in the afternoon. While returning to shore, the couple experienced heavy winds around 4 p.m.

"Somewhere between 5:15 and 5:45 the boat capsized about a mile directly off Devereux Point (Coal Oil Point). Ed was very calm at first, and we both tried to right the boat.

"Then he swam underwater to unhook the sail and mast. It took him a long time, and I could tell it really tired him out. When that didn't help, we tried to swim to

shore, but only got 20 feet from the boat when I had to take him back.

"He had swallowed some water, and was very weak, so we decided that he would stay with the boat and I would swim to shore and get help. I gave him the best life jacket and told him to put it on.

Miss Porter then swam to shore and was helped by a surfer to a telephone on Devereux. She called the Coast Guard at 6:45 p.m. and their search operation arrived from Long Beach at 8 p.m.

While en route to the accident scene, the Coast Guard helicopter radioed that they had recovered a life jacket from the water with the markings "UCSB PHYS ED," and asked for identification. Miss Porter identified the jacket as the one she left with Hass.

At midnight the auxiliary unit returned to the Santa Barbara Harbor while the Coast Guard Patrol Boat continued its search throughout the night. A search of the beach at night by Hass' roommates showed no results.

At 9 a.m. Sunday, the Coast Guard helicopter returned to aid the Coast Guard Patrol Boat in the search. By 11 that morning, the capsized 10 foot sailboat belonging to Hass had been found in the water, three miles

southwest of Goleta Point (toward Devereux).

By noon Sunday, the Coast Guard halted its effort, "pending further developments," while two of Hass' roommates, Mike Knappman and Dave Tayce, continued to search the area in a rented power boat.

Hass reportedly bought the 10 foot sailboat in an auction from the UCSB Recreation Department three weeks ago. He was considered to be experienced with such boats.

Hass lives at 6779 Del Playa.

PFP candidate for Attorney General will speak here today

Marge Buckley, Peace and Freedom candidate for Attorney General, will give an address at noon today in the Free Speech Area behind the UCen.

Noting that La Huelga is also sponsoring a rally today in Storke Plaza, Charles Briody, faculty sponsor of the Peace and Freedom Club, has been attempting to combine the two rallies.

Although the result of his efforts was not available at presstime, the two rallies may be held jointly behind the UCen in the Free Speech area at noon today.

Mrs. Buckley has been a practicing attorney since 1958. Before joining the PFP movement, her activities in the broader left movement go back to the days when she handed out her first leaflet at age four for the UAW-CIO in Detroit.

In 1965, Mrs. Buckley worked with the National Lawyers Guild in Mississippi investigating civil rights matters with workers in the

(Continued on p. 2, col. 4)

Zeitlin hearing cancelled; UPC claims circumvention

With the complaint that the court's decision to grant a hearing to Maurice Zeitlin "would control the manner in which the University hearing was conducted," President Charles J. Hitch issued a statement Friday postponing the hearing scheduled for that day so that University counsel could seek judicial relief.

Zeitlin, who accepted a position as research sociologist at UCSB, had taken the University to court over the termination of his appointment by Chancellor Vernon I. Cheadle.

In that hearing Judge C. Douglas Smith of the Santa Barbara Superior Court ruled that Zeitlin was an academic appointee and should be granted a University hearing to appeal the decision terminating his appointment.

At that time Cheadle chose not to appeal Smith's ruling.

United Professors of California issued a statement (see editorial page) to "dispel the confusion generated by the University's decision first to schedule, and then to postpone Dr. Zeitlin's hearing."

The UPC alleges that the University "intended to try to

illegally circumvent the court's ruling by forcing Dr. Zeitlin to argue again, at the hearing, the preliminary issue which had been decided in his favor by the court."

They call for the immediate reinstatement of Dr. Zeitlin or the granting of "a fair and good faith hearing" in order to display the "courage and good faith now sorely needed to restore confidence in the ability of the University to rule itself with a sense of justice and fair play."

'Boycott on' over lettuce

La Huelga Committee of MECHA will hold an informative workshop rally today at noon in Storke Plaza in order to "tell students that there is a national lettuce boycott on," according to Tim Vasquez.

A national boycott of scab lettuce was called in early October after a court injunction was issued restricting striking Salinas workers to two pickets per farm entrance.

United Farm Workers Organizing Committee (UFWOC) considers all lettuce which is not picked by UFWOC workers as "scab".

In September, 6,500 farm workers went on strike at Salinas and Santa Maria valley lettuce farms when growers would not annul their contracts with the Teamsters Union.

Growers had previously signed contracts with the Teamsters, naming the Teamsters as sole bargaining agents for the farm workers without verification from the workers.

The Teamsters Union agreed to rescind their contracts with growers, thus giving collective

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Judge questions jurors on pre-formed decisions

After the judge questioned three jurors in the Bank trial William Defalla, defense attorney continued his closing arguments. Having received reports that two male jurors of the eight-woman, four-man jury had already decided that all of the 11 defendants were guilty of arson, Judge John Westwick questioned them about the validity of the reports.

Both jurors denied the accusations to the satisfaction of the lawyers, and the Judge decided the reports were "spurious" and were of no consequence in the case.

At every recess, the Judge has admonished the jury not to discuss the case with anyone.

In the afternoon, Defalla who is representing his daughter Emily and defendant Richard Fisk, finished his arguments to the jury. At one point, he likened the prosecution to the "Three Little Pigs", who built their house (case) of straw and were getting it huffed down by the defense attorneys.

The trial begins its fifteenth week today, eight months after the burning of the Isla Vista branch of the Bank of America.

Richard Solomon, staff attorney for the Santa Barbara Legal Defense Center, will give closing arguments for his five clients, Greg Knell, Bob Langfelder, Walt Chesnavich, Bill Hoiland and Chris Sherman, today.

Dennis Merenbach,

representing Mark Rubald and Rob Jorgenson will give his arguments on Tuesday.

The prosecution will give their final arguments, Tuesday or Wednesday.

The jury is now expected to get the case Wednesday or Thursday after instructions from the judge.

The opening prosecution argument was given Wednesday by Deputy D.A. William Poulis. Thursday, John Sink, defense attorney representing Jeff Woodstock, and Robert Taggart, public defender representing Norm Roberts gave their closing statements.

Huelga rep to speak at rally

(Continued from p. 1)

bargaining power to UFWOC. However, the contracts are binding unless both parties agree to an annulment.

A representative of UFWOC from Salinas is scheduled to speak at the rally today. "The present status of the boycott and the direction it will take will be discussed at the rally," according to Vasquez.

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Allen feels trial was unfair

(Continued from p. 1)

Imhoff told the court. "They were doing the best they know how to bring about peaceful change in this country, and that's why they were arrested."

Judge Patillo said, "I see it this way, gentlemen: You're idealists. We all are in this country. There are 200 million Americans in this country and we're all in this together."

"As teachers, you are there to teach young people to open their minds and see the other side. The jury found you guilty, and I must sentence you."

Later, when Allen was asked whether he thought the judge had been lenient in the sentence, Allen

said, "It was pretty fair sentencing."

Allen went on to say that he thought the trial was unfair. "The jury didn't hear any testimony on inciting to riot, yet we got convicted on that," he said. On Disturbing the Peace, he added, nobody lodged a complaint except the police.

When asked why he thought Christiansen received a lesser sentence, Allen explained that Christiansen was only charged on two offenses instead of three. "He wasn't a scorpion, I guess," he laughed. "He was a turantula, or something."

Allen and Christiansen are presently out on an Appeals Bond awaiting an appeal to an appropriate Appellate Court.

Kent prosecutor named referee

A special prosecutor for the special grand jury which investigated last spring's campus disorders at Kent State University has been named by the Ohio Board of Regents as a referee to determine possible action against students indicted by the grand jury.

Seabury H. Ford, a Ravenna, Ohio attorney and chairman of the Portage County Republican Party, says the National Guard "should have shot the troublemakers," according to an article in the Akron Beacon Journal.

"There is no question that those boys (the Guardsmen) would have been killed up there if they had not turned around and fired," Ford declared in the Akron story.

In reference to the volley that killed four students on May 4, Ford is quoted saying, "The point is, it stopped the riot. You can't argue with that. It just stopped it flat."

Ford further stated that he was in agreement with what he termed the average opinion of residents in the area when he

said, "Why didn't the guard kill more of them?"

However, Saturday, Senator Stephan M. Young (Dem., Ohio), said that the FBI had concluded that the Guardsmen made up the story that they were in danger when they fired into the crowd of students.

The Senator quoted the FBI report on the incident as saying, "We have reason to believe that the claim by the National Guard that their lives were endangered by the students was fabricated

subsequent to the event."

Also in Kent, a bomb caused minor damage Saturday night to an old wooden building on the Kent State campus. No one was injured.

No motive has been established for the bombing, which occurred a few hours after the fourteenth arrest was made as a result of last week's grand jury indictments.

The building housed the Human Relations Center and has been used by the Kent State BSU.

Marge Buckley ...

(Continued from p. 1)

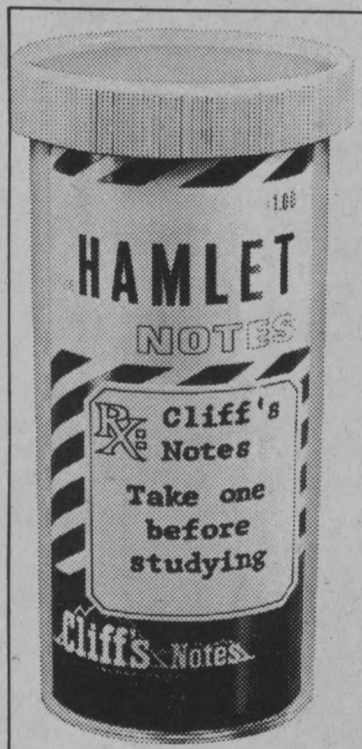
Freedom House. Returning to Los Angeles, she worked with the County Bar Association and the ACLU to get persons arrested in the Watts riot released from jail.

For the past three years, Mrs. Buckley has been director of a neighborhood poverty law office in Venice. She is committed to the concept of community control of community affairs, as indicated by her involvement with the Venice Health Council, the Free Venice movement and the Venice Defense Committee.

Mrs. Buckley comments, "More police, tear gas and repression will not cause the problems of poverty, racism, pollution and illegal wars to disappear."

At a press conference in Los Angeles last week, Mrs. Buckley charged the Los Angeles County Sheriffs Department with using "dumdum" bullets.

These bullets have been outlawed by international law since 1889. Mrs. Buckley contended that the Sheriffs department has been using the bullets since 1967. The Sheriffs department refused to comment on the charges.



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Marcuse settles back into simpler academia

By PAUL EMUS
Staff Writer

(UNIPRESS) The distinguished humanist philosopher Herbert Marcuse, now 72 and one of the most controversial figures of our times, has settled down to a more leisurely pace at the UCSD campus.

He says that his plans are simple; to stay here as an unsalaried graduate student advisor, give occasional lectures in various parts of the country, and have sufficient time for reading and writing, specifically on the politics of revolution and the political esthetics of literature and music.

Previously, when his contract was up for renewal, conservative San Diegans, including the American Legion, ardently protested the rehiring of Marcuse. It became obvious that the Regents would call for his dismissal.

Some have characterized him as a guru and prophet and symbol for the New Left revolutionary activists, among such heroes as Franz Fanon, Patrice Lumumba and Che Guevara.

However he is more accurately portrayed only as an academic philosopher, criticizing Hegel and Marx, writing on such subjects as "Eros and Civilization" or "One-Dimensional Man," lecturing at Harvard, Yale, Brandeis, Columbia and teaching, courses here on social and political theory, Kant and 19th Century German philosophy.

In an interview with Marcuse in which many current issues were covered, the Angela Davis affair was discussed. Now wanted on the FBI's "Ten Most Wanted List," Miss Davis is a UCSD alumnus and former student of Marcuse.

The reason for her being on this list among hardened criminals was questioned. "There is a huge difference between her and the hardened criminal," he explained. Her involvement does not justify to say that she is wanted for murder and kidnapping. This would already prejudice her case."

Commenting on her disappearance, Marcuse said, "We don't even know if she is alive or not! If she reappeared, "it would be very difficult for her to get a fair trial given the political atmosphere here in California."

Commenting on his current feelings about UC, Marcuse said, "It seems that the encroachment of professional politicians is becoming larger every month."

The integrity of the University of California is certainly being threatened.

"We must preserve the universities. But beware when universities merely serve the status quo. They must be changed because the status quo must be thoroughly changed. There should be continued ferment, dissent, education and enlightenment.

"Some of the best students are among the radicals. They don't want a Stalinist bureaucracy. They want a transvaluation of values, social protest against prosperity and comfort which are bought at the price of more exploitation and poverty.

"We must have a discriminative tolerance—not tolerance for movements and ideas which are obviously and demonstratively aggressive and destructive. Society today is sick, but it can be and ought to be cured."

With regard to UCSD's new Third College, committed to minority education, Marcuse was quite optimistic. "I think it is a very hopeful development and hope it is not exposed to reactionary, political interference or control on the part of the Regents."

Many people have already attacked Third College, but Marcuse says that their accusations are "irresponsible statements" as Third College has only been open for instruction for two weeks. He noted that one cannot judge beforehand, without seeing how it will work. Again focusing on

revolutionary youth, Marcuse said, "You know I do see a youth culture which is radically opposed to the establishment... and a hope for a badly needed improvement of American society. Don't you think it's a bad society?"

"Look around... the ghettos, Vietnam, military dictatorships supported by the U.S. All you have to do is read the newspapers. Look at the crime rate, the violence in this country." He notes however, that the youth has to work within the system because the system is all around us.

Marcuse has a romantic vision of a civilization to be composed of individual lives full of creativity and happiness. He is an answer to the cool: he is willing to be extreme, lyrical, even fuzzy.

He preaches a sanity of resistance against the Vietnam war, against a machined politics. His paradoxes excite students and, despite his age, training and personal neatness, he is one of them.

Editor's Note: The above article is an examination of the thoughts of Herbert Marcuse, former instructor in Philosophy at UCSD. It is based on an interview conducted before the arrest of Angela Davis.

Devlin released from prison

Bernadette Devlin, who was indicted for incitement to riot during the street battles in Londonderry last year, was released from prison in Belfast. Miss Devlin had served four months of a six month sentence.

Goodspeed announces new department chairmanships

UCSB Chancellor Vernon I. Cheadle recently announced the following 1970-71 academic department chairmen:

Thomas G. Harding, anthropology; Mario Del Chiaro, art; Henry A. Harbury, biological sciences; Floyd Gaffney, James Smith and Homero Yearwood, Black studies; Clifford A. Bunton, chemistry; Carlos Zamora, Chicano studies; David C. Young and Alva Bennett, classics.

Theodore Hatlen, dramatic art; M. Bruce Johnson, economics; Patrick McCarthy, English; Rowand R. Chaffee, ergonomics and physical education; Ronald W. Tobin and Patrizio Rossi, French and Italian; Albert C. Spaulding, geography; Richard V. Fisher, geological sciences; John T. Waterman and Chauncey S. Goodrich, Germanic and Slavic languages and literatures.

Immanuel C. Y. Hsu, history; Evelyn M. Jones, home economics; Albert C. Spaulding, linguistics; David L. Outcalt, mathematics; Col. William F. Brand, Jr., military science; Peter Racine Fricker, music; Alexander Sesonske, philosophy, Arthur J. Gallon, physical activities, Vincent Jaccarino, physics; Gordon E. Baker, political science.

Gerald S. Blum, psychology; Robert S. Michaelsen, religious studies; Thomas J. Scheff, sociology; Enrique Martinez-Lopez, Spanish and Portuguese; Edwin R. Schoell, speech; Jean E. Heywood, Subject A; Lawrence Willson, tutorial program.

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NEXUS

Editorials • Guest Opinion

Editorial

Kent indictments

"SHOOT FIRST AND
INQUIRE AFTER-
WARDS, AND IF YOU
MAKE MISTAKES, I
WILL PROTECT YOU."

—Hermann Goering
"Instruction for the
Prussian Police," 1933

Letters

Who to believe?

Editor:

What we need is a revolution for truth! Amidst all the activities of the day, somewhere along the line of discourse the statement of truth has been misplaced. Lacking omniscience, each one of us is at a terrible disadvantage in determining what has really been said and what has really happened. Applying practicality rather than philosophy to most situations, one should be able to determine some lingering element of truth.

The situations that can be brought most strongly to mind are those in which we hear or read a statement, story or some other mode of event translation. In these situations, we are not being deceived by our senses, hence, we can assume that some element of truth should be discerned. This is intolerably not the case!

One incident that has finally blown my mind on the subject of relating the truth is that involving Elliot Evans. When Evans says that his car was pulled over on the State Street off-ramp and the policeman, Malcolm Kirkman, says that it was the Fairview off-ramp, who is one to believe? In this context, however, one would be inclined to believe the policeman since having to make out a written report he would be more inclined to notice the location of the "offense."

When Evans states that the officer resorted to making vulgar appellations and the officer maintains that he never did such a thing, who is one to believe? This dipolarity in asserting the truth is too phenomenal to accept. The question arises whether we are talking to the proper "offender" and his

arresting officer or whether, in fact, one of the men is lying. At this point the reader must give up.

Furthermore, to the despair of us who wish the truth, we hear from Kirkman that he did not mention the bumper sticker on Evan's car even though Evans related a discussion between himself and Kirkman about the sticker's slogan.

Who is one to believe?!?! The question is raised and I fear anyone who answers it for he might not be telling the truth.

WAYNE WRIGHT

D.A. slams NEXUS

Editor:

The editors of the NEXUS would have their readers believe that the NEXUS, unlike its predecessor, the El Gaucho, is unbiased and objective. Yet the editors are quite obviously attempting to create a false issue — and possibly another "crisis", — by their irresponsible and inflammatory reporting of Elliot Evans' drunk driving arrest.

The fact of the matter is that Mr. Evans, subsequent to his arrest, was found to have a "blood alcohol level" of .16 grams of alcohol per 100 milliliters of blood. Under Section 23126 of the California Vehicle Code, anyone who has over .10 grams of alcohol per 100 milliliters of blood is automatically presumed to be in violation of the "drunk driving law."

Each month approximately 150 persons are prosecuted for drunk driving in Santa Barbara County. Never before, however, has any newspaper attempted to create a public issue out of a simple drunk driving arrest. And, despite the obvious willingness of the NEXUS to take Mr. Evans' version of the arrest at face value, it is doubtful indeed that anyone with a .16 blood alcohol level would accurately remember the details of his arrest.

At a time when students the Nation over are calling upon the "establishment" to "de-escalate the rhetoric", it would seem highly appropriate for the NEXUS to do the same. With enough real issues at hand, the NEXUS is doing a disservice to the student community and the establishment alike by attempting to create a false one.

DAVID D. MINIER
District Attorney

EDITOR'S NOTE: Because Dr. Evans has been involved with instances of "harassment" before and because he is a noted figure at UCSB, this latest incident, in terms of news coverage, is more than a "simple drunk driving arrest." In covering this event we attempted to be objective — as the previous letter attests.

New UPC statement on Zeitlin

Editor:

Consistent with the United Professors of California's policy of providing complete information to the faculty on such issues of mutual concern as the Zeitlin case, the officers are issuing the following statement in an attempt to dispel the confusion generated by the University's decisions first to schedule and then to postpone Dr. Zeitlin's hearing:

On the eve of the hearing into the termination of Dr. Maurice Zeitlin's appointment as Research Sociologist, scheduled for Oct. 23, President Charles J. Hitch sent the following telegram to Dr. Zeitlin's lawyer: "In light of Judge Smith's judgment of Oct. 21, 1970, made without consulting University counsel, and directing that the hearing concerning Professor Maurice Zeitlin be conducted in a manner which restricts the evidence which may be offered to support the Chancellor's action, on advice of the counsel, I have postponed, until further notice, the hearing presently set for Oct. 23, 1970."

President Hitch's last-minute decision not to afford Dr. Zeitlin his hearing ordered by the court (and, it seemed for a while, acceded to by the University) is the most recent in a series of efforts by the University Administration to deny Dr. Zeitlin the benefit of his academic appointment and to avoid a hearing in which it would be required to demonstrate good cause for Chancellor Cheadle's withdrawal of Dr. Zeitlin's contract. A brief resume of the progress of Dr. Zeitlin's efforts to win reinstatement is necessary to put President Hitch's action in the proper context.

On Oct. 9, the University appeared in court in response to an order to show cause why a hearing should not be granted to Dr. Zeitlin. The University maintained that Dr. Zeitlin was not entitled to a hearing for either of two reasons: (a) he had not actually been extended an appointment as Research Sociologist, but rather, a courtesy invitation as Research Fellow, and (b) that the agreement between the parties, whatever it was, lacked consideration and was thus unenforceable. The court overruled the University's objections. It held that Dr. Zeitlin was offered, and accepted, an appointment as Research Sociologist, an academic appointment; and that he was thereby entitled to a hearing under the applicable University rules as to the reasons for his termination.

The University's attorney immediately announced his intention to appeal the decision to a higher court. However, on the afternoon of Judge Smith's ruling Chancellor Cheadle made the following public statement:

"In the interest of seeking a speedy resolution of the issues in dispute, I have decided not to avail myself of the opportunity afforded by Judge Smith to appeal his ruling. Instead, I am recommending to President Charles J. Hitch that he appoint an impartial committee to conduct a prompt hearing on Dr. Zeitlin's appeal and report its finding to the President at the very earliest opportunity."

We all assumed that this statement indicated the University's intention to abide, in good faith, with Judge Smith's ruling. Unfortunately, that assumption turned out to be incorrect.

It very soon became clear that the University, in fact, intended to try to illegally circumvent the court's ruling by forcing Dr. Zeitlin to argue again; at the hearing, the preliminary issues which had been decided in his favor by the court. Thus, Dean Barrett, appointed by President Hitch as the hearing officer, stated that:

"Dr. Zeitlin will have the burden of coming forward with evidence to establish the nature of his relationship with the University and the termination of that relationship. Related to this factual showing will be various legal issues, such as the existence or non-existence of a contract, the question whether a hearing and establishment of cause was required prior to termination, whether in any event the University is obligated in this hearing to establish cause for the termination."

When Dr. Zeitlin protested that he did not wish to re-argue matters that had already been decided in his favor, and that Chancellor Cheadle's decision not to appeal left standing the court's ruling, University counsel replied that:

"the decision not to appeal Judge Smith's ruling was made by President Hitch and not Chancellor Cheadle."

and that:

"I am at a complete loss to understand how you can conclude that the contentions stated in your letter were resolved in your favor by the court's ruling."

Since University counsel had apparently failed to pay attention to the court's ruling when it was handed down and, thus, entertained some misconceptions as to just what the court ordered, Judge Smith set out his previous findings of fact and conclusions of law in writing. It is this re-statement of the court's decision, which was originally made on Oct. 9 in the presence of both parties, that President Hitch has chosen to characterize as having been "...made without consulting University counsel..."

Moreover, this ruling by, in effect, forbidding the University from attempting to re-try issues already decided by the court, prevents them from avoiding the real issue of showing good cause. President Hitch has chosen to characterize this as a ruling

"which restricts the evidence which may be offered to support the Chancellor's action."

What this means is that the University does not want to be forced to restrict their attention to the issue of good cause. We can only draw the conclusion that neither President Hitch nor his attorneys believe they can find proper grounds to defend the Chancellor's action against Professor Zeitlin. For, what did the Administration intend in scheduling the hearing, if it was not prepared to present valid and legitimate grounds (that is, good cause) for the Chancellor's decision?

In this regard, we should point out that Dr. Zeitlin's attorney, Gerald Franklin (who is being compensated by the United Professors of California) has in his possession extensive documentary evidence, to which the Union's leadership has been privy, that clearly demonstrates that Dr. Zeitlin's behavior at the panel discussion with Senator Nelson in Wisconsin was in no way improper. The

(Continued on p. 8, col. 3)

STEELE

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went
looking for
a man.
And
got a
president...

SLEAZY RIDER

UCSB DAILY NEXUS
Larry Boggs, Editor

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MOVIE REVIEW

'Andy Hardy gets Busted'

BY RICHARD PROCTER

Saying that "The Strawberry Statement" is the best of the recent spat of youth exploitation pictures is like saying that "Beach Party" was the best of the teen surf and sun epics of the middle 60's. It may be the best of its kind, but the genre itself is so despicable that even the best of its type must ultimately fail.

"Statement" fails at the level of social significance it aims for, but it is entertaining as a studio vice-president's idea of "what the kids today are all about."

COMMERCIALITY

When James Simon Kunen's personal record of the unrest at Columbia University was originally published, Time Magazine called it, "a cinema property which could become the 'Graduate' of the college and pre-college set." A long look at the profits turned by "The Graduate" (forty million dollars in the U.S. alone) and a quick glance at MGM's losses last year (at least 17 million dollars) convinced the studio brass that campus revolution was their new "sack." (excuse me, "bag").

They bought the title of the book, signed Kim Darby (as you loved her in "True Grit") to play the love interest, created for the screen and hired a director whose only previous experience was in filming television commercials (just like Richard Lester, and you know how the kids go crazy for his films.)

With these commercial concessions made even before the cameras began rolling, it is no surprise that this picture is smug rather than searching, undisciplined instead of controlled; in short, it exploits rather than explores the story's possibilities.

LACK OF DEPTH

Simon Kunen is played by Bruce Davison. The story revolves around his radicalization, his journey from apathetic jock to aware campus revolutionary. He is made aware of his social responsibilities by Miss Darby who Gets his Head Straight, Turns Him On to Freedom, and helps him Put It All Together.

Davison joins the revolution, and is summarily gassed, beaten, and subjected to harassment by a crowd of faceless "pigs" in the best choreographed police riot since Buster Keaton's "Cops."

This story might yet have been viable had the director given us some indication of the reasons for Kunen's actions and reactions. At the film's beginning he is a jovial athlete-scholar type. He hears of a demonstration,

something about the kids taking over the administration building, and the next thing we know he is in the college president's office, being hip and super-radical with the best of them. He is arrested, released, and almost killed by the police, all without him ever changing expression or giving any explanation for his actions.

FEW GOOD MOMENTS

The picture does have its good moments, all of which owe their power to the fragmented script which destroys the effectiveness of the plot. James Simon Kunen, the man who wrote the original book and lived through the original police hostilities, turns in a nice bit as a strike leader in the administration building offices.

James Coco, star of Broadway's "Last of the Red Hot Lovers," is excellent as a neighborhood grocer who allows himself to be robbed in order to collect on his insurance. Both characters provide welcome comic relief, yet neither is enough to save the story.

The shattering of youthful political and social innocence described in the story is portrayed in typical "New Hollywood" terms. This prompted Time Magazine to dub the picture, "Andy Hardy Gets Busted." It is just that, except that it is photographed and cut with a technique usually reserved for deodorant commercials.

After viewing the picture that was made from his book, Kunen informed the press that he was sorry he sold the rights to MGM at that time. I fully sympathize.

Co-featured with "Strawberry Statement" is "The Magic Garden of Stanley Sweetheart", the most vile piece of exploitation since "Myra Breckenridge." In this reviewer's opinion, this picture should be cut into little pieces and sent to the bottom of the ocean in lieu of any more nerve gas cartridges.

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THE THRONE ROOM scene from "The Emergence" which will be presented by the Company Theatre, L.A. in CH on Oct. 27.

'The Emergence,' an adult fantasy is to be presented in Campbell Hall

The Los Angeles Company Theatre will return to UCSB this Tuesday, Oct. 27, with a presentation of its current production, "The Emergence," at 8 p.m. in Campbell Hall. Tickets are available at the campus box office, the Lobero Theatre and the Discount Record Center.

Written by Ama Giesta Fleming and directed by Stephen Kent, "The Emergence" is an adult fantasy filled with beauty, humor, wild absurdities and human truths. The company has received critical acclaim in Los Angeles for this production.

The Company Theatre was formed in the fall of 1967 when a group of college students in L.A. rented the Robertson Playhouse with funds provided by actor William Hunt. It now creates its own productions, as well as those of well-known playwrights.

While they are at UCSB, the cast and production crew will conduct a workshop for dramatic art students.

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Committee feels gains outweigh liabilities

Editor's Note: This is the last in a series dealing with an in depth analysis of the University of California's involvement with war-related research at Livermore and Los Alamos.

BENEFITS AND LIABILITIES

Scientists and other staff in the laboratories agree almost to a man that they benefit from the affiliation with the University. This is in part due to the University's policy of non-involvement with them. Additionally, the University lends prestige to the scientific agencies relieving them of many governmental restrictions which would apply to a less respected organization.

Other benefits to the laboratories accruing from the association which were noted in the report were the non-profit status which they hold; the ability to attract new talent because of a particular appeal of employment by the University of California, and the relaxed atmosphere in the laboratories which is not present in civil service installations.

The judgement of the committee was that "The felt liabilities (of the affiliation) are relatively few." Among them are the hostility which University scientists feel toward Livermore and Los Alamos scientists and the somewhat lower pay scales than in industry and civil service. All considered, however, it was agreed that the benefits outweigh the liabilities from the laboratory's standpoint.

Turning to the advantages of the relationship from the University's point-of-view, they were found to be few. The direct benefit of reimbursement from the AEC for administration of the laboratories amounts to only \$2.45 million per annum. Though this amount at first seemed "extraordinarily low" to the committee, they were convinced by the Federal Government that it is quite generous when one considers the non-profit status of the University.

As the second and final specific benefit the committee noted several hundred million dollars worth of scientific equipment which is made available to the University Admission was made, however, that "sponsorship of the laboratories is not a necessary condition of access to their facilities."

Any other advantages to the University were spoken of in terms of "potential" and "possible future utilization."

No substantive liabilities incurred by the University from the arrangement could be found by the committee.

MORAL AND POLITICAL ASPECTS OF THE RELATIONSHIP

Consideration of the appropriateness of the University's relationship

with Los Alamos and Livermore proved to be a trying experience for the committee members. It was necessary to consider the questions of institutional involvement in war-related activities together with the over-all conception of the social role of the University.

The report did not dwell at length upon charges that the University's relationship with the laboratories is inconsistent with its true mission. One sentence was used to cover arguments concerning the military-industrial (scientific) complex. One further sentence gave cursory consideration to the question of conflict of economic interests on the part of the Regents. Most of the balance of the section was used to counter arguments critical of the present relationship.

In the end, the committee decided to ignore the moral and political questions saying, in effect, that they merely obfuscated the issue.

OBSERVATIONS AND CONCLUSIONS

There are, the committee admitted, dangers in nuclear weapons research. Nevertheless, it was concluded that "Except under international agreement, abandonment of scientific research pertaining to the uses of nuclear and thermonuclear energy for military purposes could place our nation at a significant and potentially catastrophic disadvantage."

Finally, then, the major question arose as to whether or not the committee would conclude that war-related research which had already been deemed necessary, should be carried on in the University.

Generally, the reasoning went that the University must consider the feelings of its students, staff and faculty but must not buckle-under to the pressure of "special groups."

Further, the question of nuclear weapons research, per se, is not necessarily the most important one of all. Many world problems such as the population explosion and the pollution of the environment have been brought about through scientific progress. Research in general, the committee felt, should be the subject in question.

It would be unwise, determined the committee, to restrict or eliminate scientific research on the grounds of the potential for catastrophe. War-related research was considered to be in no special category and, as such, the committee made no specific recommendation concerning it.

"In the current context," the report concluded, "participation by a public institution of higher learning in mission-oriented endeavors for national defense cannot be as legally, politically or morally reprehensible."

Winter will be UCSB coordinator

The appointment of Donald Winter as UCSB coordinator of facilities and regulations has been announced by Dr. Stephen S. Goodspeed, vice chancellor for student affairs.

Winter will work with campus organizations to assist and supervise in the use of campus facilities. He also will be responsible for distributing and interpreting University and campus regulations for students and student groups.

Accessibility to students, both on campus and in Isla Vista, will be a major part of the new coordinator's function, since he will serve as a communications link with various campus agencies. Winter also will present cases in campus judicial hearings involving students.

He comes to UCSB with a background in administration, counseling, youth oriented activities and program development. Most recently, Winter served in a dual capacity as clergy-counselor for Transitional Resources and as a program developer and job counselor in the hard-core unemployment field for a Los Angeles consulting firm.

Previously, he had been a social worker for the Los Angeles County Department of Public Services. While there, Winter initiated a pilot program and secured funding for a plan to develop jobs for hard-core unemployed men. Within six months of the pilot project, he wrote a proposal and coordinated the effort which secured a foundation grant for the program which resulted in a successful project. Prior to that time, he had been pastor of Seminary Avenue Community Church in Chicago.

His B.A. degree in liberal arts is from Haverford College, and his B.D. in pastoral theology is from Harvard University.

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Elections are still not final

Due to a poor voter turnout and numerous write-in candidates the results of last week's class elections have been delayed. The following is a list of those officers elected and having their names on the ballot: Frosh president, Jim Bernard; Soph. president, Pat DeSantis; Soph vice president, Steve Ruderman; Senior president, Mike Nagler.

The following are offices received by write-in votes: Frosh vice president, Gilbert Yablou, David Fox; Frosh secretary, Steve Wungzinmer; Frosh treasurer, Dana Morell; Soph secretary, Linda Breler; Soph treasurer, Roger Osmudson; Junior president, Bruce Hillman, Ginger Roth; Junior vice president, Brian Brumby, Junior secretary, David Luna; Junior treasurer, Mike Rosen; Senior vice president, Bob Kolodny; Senior secretary, Fred Meitz, Sue Cuttenden, Dean Ronola, Bruce Zimmerman, Sally Willson; Senior secretary, Joe Yenoookian, John Thompson; Senior treasurer, Joyce Fuji.

Write-in candidates must pass an A.S.—Constitution test before their office is official. Check the DN Kiosk for the time and place of the test.

UCSB shocks 'Bows, 22-20, for first win

Everest finally wins first

By TOM WALSH
DN Sports Editor

The long-awaited finally happened Saturday night as 5000 fans hoped and prayed as their Gauchos, winless in their last six games, broke into the win column with a 22-20 victory over the previously undefeated Hawaii Rainbows.

The triumph marked the first win in head coach Andy Everest's rookie campaign as Gaucho mentor. At times, both he, the players and the fans probably wondered whether UCSB would make it.

The Gauchos scored early as Hawaii fumbled the opening kickoff and Santa Barbara recovered on the Rainbow 16. On the first play, UCSB was offside, and the fans started the "here we go again" routine. The Gauchos bounced back, though, as Tony Ventimiglio kicked a 32 yard field goal four plays later.

The next Gaucho series, five plays later, lead to the first Hawaii touchdown. Randy Palomino rolled left and fumbled on his own 20, and six plays later, the Rainbows were ahead, 7-3.

With fourth and one on the Hawaii eight, disaster struck once again for the Gauchos, as Palomino was intercepted, and 14 plays later, the



THE PRICE YOU PAY — Randy Palomino will never say that winning is easy. He took his share of bumps and bruises Saturday night as he lead the Gauchos to a 22-20 upset victory over Hawaii. Others brooding over the play are Joe Nunez (40), Nick Dragich (76), and Sam Hanna (55).

Photo by Chapple

Frosh in easy win

By STEVE SCHLEGEL

The host UCSB freshmen water poloists successfully defended their title last Saturday in the sixth annual All West Coast Frosh-JC Tournament with three victories in the eight team affair.

The pre-tourney favorite Gauchos started the day-long round-robin tournament with a relatively easy but impressive victory over Santa Monica City College. Bill Purcell led the way with four goals in the 10-3 victory.

Advancing to the championship bracket, the Gauchos received their stiffest test in Citrus College, the team eventually to finish third. Don Watson and Purcell combined for five goals for the 7-5 victory, placing UCSB against Santa Barbara City College for the championship.

"We were really up for this one," summed up Coach Gary. "The boys really wanted it, and went out and played intelligent ball, our defense was the best it's been all year, especially with the continuous pressure we received from our tankmen, causing numerous turnovers."

Their title defense was clearly a simple task, embarrassing SBCC in a 12-2 romp, as Purcell, scoring three goals, secured the tourney's outstanding player award. Along with Purcell, Watson and goalie Jeff Lopes were first team all stars.

Others singled out by Coach Gary as contributing heavily to the victories were Rick Rosenquist, team leader and backbone of the defense, and Eric Sorenson, who contributed heavily in scoring. Both were named second team selections.

A major factor in any water polo tournament in which three games are played in one day is the team's second unit, and the Gaucho bench responded in championship fashion, always there to do the right job at the right time.

It was quite a boost in the win column for the Gauchos, who are now 10-2 for the year and preparing to round out the season next weekend with the Second Annual California JC- Frosh Championships at Santa Ana.

DAILY NEXUS SPORTS

Rainbows scored on a 35 yard field goal. Palomino and the Gauchos would not succumb, though, as they drove 63 yards in eight plays to tie the score at 10 apiece with Palomino scoring on a one yard keeper.

A 30 yard field goal and a third quarter touchdown put Hawaii in front 20-10 going into the fourth period, setting the stage for the dramatic Gaucho comeback. Early in the period, the Gauchos took over on the 'Bow's 47, and seven plays later, Palomino passed 19 yards to Mike Williams for the TD, and the Gauchos trailed, 20-16. A two point attempt for the conversion failed.

An interception by Wendall Williams moments later, gave UCSB another scoring opportunity with the ball on the Gaucho 29. The play of the game came on fourth down and 14 on the Hawaii 49 as Palomino passed to Carey Williams for 27 yards. Two plays later Williams came through again as he picked up 22 yards on an end around. Steve Vermillion slammed over from the one two plays later, and UCSB was ahead to stay 22-20.

UCSB was knocking on the door late in the fourth quarter, but could not push it over from the Rainbow two yard line. Hawaii took over, and two plays later, Dave Faulkner intercepted at the 'Bows 30 and returned it to the 12. A six yard gain by Glenn Brown ended the game and secured the victory for Everest and his victory-starved crew.

The Gauchos rolled up 367 yards, 230 rushing and 137 passing, to Hawaii's 308, but the big difference in the game was the second effort by Santa Barbara. The Gauchos really gutted it out, fighting each error with renewed vigor as though they were not to be denied their first victory of the season. It was quite evident that the GAUCHOS really wanted the win, and after six consecutive defeats, were not about to fall short once again, fall short once again.

Chalk up win number one, and bring on UOP!



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DAILY NEXUS

KIOSK

meetings

PIPRB, 2294 UCen, noon today. Members-at-large appointed last spring must attend.

Fin Board Meeting, 2272 UCen, 4 p.m.

IV Quaker Group, URC 777 Camino Pescadero, 7:30 p.m.

Rugby Team, 2128 SH, 7:30 p.m.

Scuba Club, 2284, UCen, 7:30 p.m.

A.S. Committee to CSDI, 1940 Ellison, 7:30-10:00 p.m. Third meeting of the continuing CSDI-UCSB series entitled "Rethinking the Constitution." Speakers on the topic "Justice Under A New Constitution" will be Jon Van Dyke (CSDI), Professor Stanley Anderson (Poli Sci) & Tricia Owings (Poli Sci). Discussion will follow.

Gurdjieff Discussion Group, S.B. Rec Center, 8 p.m. Writings of G. I. Gurdjieff & P. D. Ouspensky are discussed. Students welcome.

Christian Science Organization, URC 777 Camino Pescadero, come and visit the study room.

announcements

Legal Counseling is available Monday 7-10 p.m. \$1 per 20 minute session. Appointments should be made in the A.S. Office 3195 UCen.

Lutheran Student Movement, URC 777 Camino Pescadero, 4:15 p.m.

The Los Ninos Headstart Program in Santa Barbara needs volunteers right now. If you like kids between 3-5 years old see Cuca at the Chicano

UTLA strike ruled illegal

The agreement made by the Los Angeles Board of Education and the United Teachers of Los Angeles that ended a 23 day strike was ruled illegal by Superior Judge Charles C. Stratton Tuesday.

According to Don Baer, executive director of the 19,000 member teachers' organization, "Unless this ruling is overturned by higher courts when we appeal it, the decision will cause more teacher strife than anything which has happened in our school system in recent years."

The ruling interprets the law as prohibiting school boards from delegating authority to anyone and that the UTLA-school board agreement did just this. If Stratton is not overruled, it will mean that the teachers have lost an opportunity to gain a significant voice in the running of the school system.

A. S. UCEN ACTIVITIES PRESENT

GENESIS 3

CAMPBELL HALL

FRIDAY, OCTOBER 30

SATURDAY, OCTOBER 31

7:00 and 9:30 P.M.

STUDENTS: ADVANCED

SALES—\$1.25

TICKETS AVAILABLE AT UCEN INFO BOOTH NON-STUDENTS OR AT THE DOOR—\$1.75

Studies Dept. (in the old Brown barracks building on the east side of the library) or call Larry Aufhauser at 968-2583, Apt. 126.

A New Program through Switchboard: an amateur radio operator will transmit messages to service men stationed anywhere. Messages must be 25 words or less, not including the address. The address must include name, rank, serial number, organization APO and zip code. Bring or mail messages to: 966 Embarcadero del Mar in the Community Service Center. The program is effective and fast.

Interested Faculty members are invited to attend the oral qualifying examination for the Degree of Doctor of Philosophy for James Parmentier, Biology Major, today 9:15 a.m. 2210 Bio Sc.

lectures

Frank Wilkinson, Exec. Dir. and Field Rep. of the National Committee Against Repressive Legislation will speak at the Lobero Theater, Tuesday, Oct. 27 at 7:30 p.m. on "Politics, Racism and War" with reference to a proposal in Congress to give the President dictatorial powers "to arrest and detain persons whom there is reasonable grounds to believe will engage in certain illegal acts in the future."

A. A. Allen of General Research Corp. will illustrate his free public lecture on "Oil Pollution in the Marine Environment" with slides of the 1969 Santa Barbara oil spill at 4 p.m. today. 1124 Engr. Refreshments at 3:45 p.m.

Maxwell D. Epstein, dean of foreign students at UCSB, will speak on "The Challenge to International Programs" at the Altrusa Club of Santa Barbara at 6:30 p.m. Santa Barbara Inn.

Prof. Creighton Gilbert, Chairman of the Art Dept. of Queens College, City Univ. of New York, will give a public lecture on "Texts and Contexts of Michelangelo's Medici Chapel." 1426 Art Bldg. 8 p.m. today.

Weekend Conference sponsored by the UCCF Oct. 30-Nov. 1 on "Violence and Social Change" with County Supervisor George Clyde, anthro senior Jim Trotter and others. Call 968-1555.

sierra club

One day sailing trip Nov. 15 (Sunday) is a Mystery Cruise for \$11. Make reservation as early as possible with Joy Parkinson, 967-9371.

kesb-fm

9 p.m. Interview: Larry Adams representing Jesse Unruh.

UPC calls for end to maneuvering

(Continued from p. 4)

detailed substance of this evidence will be presented when the University finally agrees to comply with its own procedures by providing Dr. Zeitlin with a hearing on the merits of the case.

We want to note that although we join with a growing number of the UCSB faculty in recognizing that the Chancellor, for whatever reasons, apparently acted in an unfortunately precipitous manner and on inadequate and illfounded evidence in withdrawing Dr. Zeitlin's contract, we also recognize that in these pressured times such an act is a human failing to which we are all subject. Therefore, we express the wish that the Chancellor attempt to persuade the University Administration to stop the legal and procedural maneuvering and to immediately either reinstate Dr. Zeitlin or grant him a fair and good faith hearing on the substance of the matter underlying the original decision. Such a display of courage and good faith is now sorely

needed to restore confidence in the ability of the University to rule itself with a sense of justice and fair play.

ELLIS ENGLEBERG
Vice President (Professor of Microbiology)
ANDREW WINNICK
Secretary-Treasurer
(Assistant Professor of Economics)

P.S.

As a piece of additional information, it should be noted that President Hitch, in his press statement, refers to the court's "ex parte" order directing Dr. Zeitlin to name the Regents as an additional defendant" and implies that this is not something desired by the University. In fact, it was the University's attorney who complained of the absence of the Regents as a party in court on it and, by so doing, compelled Judge Smith, as a matter of law, to issue the order. Dr. Zeitlin's attorney has already complied with this order.

Regulations given to UCSB students

Printed copies of the new UCSB "Campus Regulations" dealing with student conduct and discipline, use of campus facilities and resources, and registration of campus organizations were distributed to each UCSB student as part of the registration process.

The regulations were drafted with considerable student help and with faculty concurrence, according to Vice Chancellor Stephen S. Goodspeed.

Safeguards protecting students charged with offenses deemed by appropriate campus officials as serious enough to warrant a hearing are spelled out in detail.

The requirements and procedure for groups wishing to become "registered student organizations" are given, as are the do's and don'ts of using campus indoor and outdoor facilities for meetings, inviting outside speakers, distributing literature, promoting events, soliciting funds and engaging in political activities.

President as dictator?

Frank Wilkinson, Executive Director and Field Representative of the National Committee Against Repressive Legislation, will speak at the Lobero Theatre tomorrow at 7:30 p.m. on "Politics, Racism and War."

He will make particular reference to a proposal before the U.S. Congress (House Bill No. 14864 now in the Senate

Judiciary Committee) which would give the President power to "arrest and detain persons whom there is reasonable grounds to believe will engage in certain illegal acts in the future."

Is this a Tonkin Resolution against civil liberties?

Come and be informed. Take part in the discussion following the lecture.

FOR 'MORNING MADNESS MUSIC' LISTEN TO KCSB.



ANNOUNCING!! UCSB NIGHT - MONDAY

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