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Daily Nexus

Vol. 67, No. 8

Wednesday, July 30, 1986

University of California, Santa Barbara

One Section, 8 Pages

Student Alleges Police Abuse in Booking by I.V. Patrol Officers

By Steven Elzer
News Editor

It has been five months since George Wooddell was arrested by Isla Vista Foot Patrol officers; today he is still entangled in a legal battle defending himself against criminal charges of panhandling.

Wooddell's story is one of alleged police brutality while trying to aid a friend confined to a wheelchair. Police officials would not discuss specifics of the case, but said Wooddell was arrested for soliciting funds in the Isla Vista Foot Patrol office and was subsequently restrained when he resisted arrest.

UCSB police sources intimate with the case agree that force was used on Wooddell while he passively resisted arrest, but because of pending litigation, they would not comment further. A county Sheriff's Department investigator said Wooddell's complaint is unfounded.

Wooddell's story has been told many times in different forums in recent months. His charges have prompted the formation of an Associated Students ad hoc committee that has not yet conducted an investigation. The charges are also being scrutinized by the UCSB chapter of the American Civil Liberties Union.

A graduate student, Wooddell is a Regents Fellow studying sociology at UCSB. He claims he was "brutally beaten" on Feb. 17 by officers and deputies stationed at the Isla Vista Foot Patrol.

The 32-year-old student was taking a crippled friend to breakfast. On the way to the restaurant, Wooddell first saw one of the officers he claims attacked him. Officer Jeff Allen of the UCSB Police Department smiled and waved at the two as they were en route to the restaurant, he said.

Wooddell then stopped by his friend's dentist office — next to the Foot Patrol office — to pick up a prescription for her medication. Minutes later, as he strolled past the Foot Patrol office, Allen was again smiling and waving at them, Wooddell said.

Looking back at the events of that morning, Wooddell thought, "Well lookie here, a cop that actually smiles at people on the street, one that's actually human.... This guy seemed like a regular guy. That was pretty impressive to me because, it was the first sign of life I had seen on this force."

As his friend ate breakfast, Wooddell contemplated how he would get the money to fill the prescription. He wanted to ask the Foot Patrol for help. "I'm going to go down to that guy who was standing at the Foot (See ABUSE, pg.2)



ROBERT VARELA/Nexus

It's A Dog's Life — A KCOY cameraman interviews two participants in the Santa Barbara Kennel Club's 58th annual dog show — one of the best known and most prestigious in the world with over 3,000 competitors — held at UCSB's Storke Field last Sunday.

Researchers Find Minimal Attention to Earthquake Preparedness in State

By Mairin Smith
Reporter

Hiking has become much more challenging recently in the Bishop area due to the severe earthquake activity, but that does not stop devoted UCSB outdoorspersons.

The Sierra Backing trip from Coyote Pass to Pine Creek Pass, scheduled for the weekend of July 24-26, passed near the site of the July 21 earthquake that left 50 people homeless, caused innumerable rockslides, and stranded hundreds of vacationing campers.

A few hikers expressed the fear of rock slides, but as UCSB graduate Steve Miley said, "You can only be mentally prepared to play it by ear" if a slide does occur.

Mental preparedness is not enough in California communities as pointed out by UCSB political scientists Alan Wyner and Dean Mann. Wyner and Mann conducted a study

comparing 13 communities in California to identify what local governments have done to prepare for earthquakes. The state is experiencing a rash of earthquakes that knows no boundaries. Tuesday another earthquake of magnitude 4.4 shook the Los Angeles basin.

Focusing on land-use planning, building codes and emergency response planning, Wyner and Mann found that minimal attention is paid to earthquake safety by most local public officials and community leaders.

The biggest seismic threats are buildings constructed before 1934, the first year that standards were set for earthquake-safe building structures, Wyner said. Renovating such buildings is economically unsound since "the cost of making the building safe would be more than the building itself," he explained.

In Santa Barbara there are a number of pre-1934 buildings such as the Mission Theatre on State Street. This is a "brick building without structures" with walls that are at an obvious (See QUAKE, p.5)

Journalists Evaluate Coverage of Huttenback

By William Diepenbrock
Editor In Chief

When a confidential letter from nine UCSB faculty members suggesting that Chancellor Robert Huttenback resign was leaked to the news media in April, it sent reporters scurrying after what quickly became one of the hottest local stories in years.

Each newspaper presented the story from a different angle and in a singular style, raising questions about why the accounts differed and which versions of the two-and-a-half month investigation were the most accurate. These questions led to barbed criticism for some papers and generous praise for others, with issues of fairness and malice, competence and credibility among the areas of debate.

The Santa Barbara News-Press was the largest target for criticism, which hit upon the paper's speed and intensity of reporting.

The News-Press began coverage with a front-page Associated Press wire story, although the letter was leaked to most news media about 10 days earlier. "The News-Press showed a real lack of aggressiveness in their coverage," said Miles Corwin, the Santa Barbara Bureau

"I feel that journalists have a responsibility to tell people what's going on... I think newspapers played a huge role — even in just the letters to the editor."

— Paul Liberatore,
San Francisco Chronicle reporter

Chief for the Los Angeles Times.

News-Press reporter John Wilkens wrote most of the Huttenback stories and explained why the AP story ran, rather than the one he was working on. "The first story was delayed mostly by other things I was working on," he said, referring to a still-unresolved Goleta Water Board plan to lift its 13-year-old water moratorium.

Corwin's first story was printed on the front page of the Times' Metro section on April 19, the same day the News-Press ran AP copy in its afternoon edition. This was a day after the Daily Nexus ran its first article on its front page. The AP story quoted from Corwin's article.

Calling it "more a matter of personal workloads," Wilkens said this was "the type of story that, in effect, blew up in our face."

He said he was specifically waiting to obtain copies of

"various letters" and noted that his story, printed a day later, included the first record of the names of the nine confidential letter authors. That story was printed inside the paper's Local section.

Corwin pointed also to the quality of the News-Press coverage, questioning why it differed from that of the other papers in town. "The intensity and point of view differed from the other four papers in town," he said.

"The general emphasis was on the chancellor and the charges against him, whereas the News-Press had a big front-page story on the people who accused Huttenback.... Their emphasis was on the accusers, rather than on the accused," said Corwin, who felt uncomfortable elaborating.

Santa Barbara News and Review reporter Nick Welsh agreed with Corwin's assessment. "They certainly attacked the 'gang of nine' (professors behind the letter) and certainly gave them no credence in their editorials," said Welsh, who covered the story for the local weekly.

Wilkens acknowledges the paper's lack of aggressiveness, explaining that the News-Press did not move "as quickly as some others did." If he had it to do again, he said he would have gone after records first and moved with the story faster.

(See MEDIA, p.3)

ABUSE

(Continued from front page)

Patrol who was smiling at me as I was walking by. He knows the truth to my story, he knows what I'm about to say is true."

"I walked in there and I told them, I said, 'hey gentleman, I'm panhandling today.' I saw Allen there. Everybody was kind of amiable, mildly curious. So I told them about Erica (his friend, whom he had left sitting nearby at the restaurant) and about where she lives.... 'We have these prescriptions and we're looking for a way to get them filled, but we're busted. Figure it'll take five or 10 bucks and I wondered if you all could help out some,'" he told the officers.

"They kind of nodded and didn't say much. It looked like they were about to engage me in some conversation about it and this guy comes charging out from the back screaming bloody murder. He's cussing and calling me all kinds of names and telling me about what we do to panhandlers."

Wooddell knew his plan had gone awry. He still doesn't know the name of the blond deputy who he said blew the incident out of proportion. He said he tried to reason with the deputy. "I figured this guy has had a bad day; he got up on the wrong side of the bed. I'll just reason with him a little bit and everything will be fine."

But the incident escalated. Wooddell said he was told he was under arrest for panhandling. The thought seemed nuts to him. "I said come on man, I came into the police department looking for some medicine for a handicapped woman in a wheelchair and you're

just not going to do that. You've got more brains than that."

The deputy moved in forcefully to arrest him, Wooddell said. "He put his hand on me and I said, 'You know, this is assault ... and battery.' Before I got the last syllable of battery out he was trying to knock me down. Then the others got up to join in. Then they worked me over. Threw me against anything they could find to throw me against. Twisted almost every extremity they could get a hand on and twist."

After he was handcuffed, Wooddell said he manipulated his hands under his legs so his hands were restrained in front rather than behind him, which is against police arrest policies. "They didn't like that so they worked me over again ... this time a little longer, a

"I said come on man, I came into the police department looking for some medicine for a handicapped woman in a wheelchair and you're just not going to do that (arrest). You've got more brains than than."

— George Wooddell
UCSB Graduate Student

little more enthusiastic about their work," he said, adding that the officers held his head and bashed it against the office floor. "I was screaming bloody murder; it hurt like hell."

"They just said panhandling is a crime, were going to throw you in jail.... I never felt that I was going to be able to get out of that

building. Not once from the time that I got there ... they never said just go on your way.... I never had the impression that for a minute they had any impression of letting me out once the blond guy came charging out of the room."

Sheriff's officials said Wooddell was given a chance to leave, but refused. "He asked for a specific amount (of money). The officers advised him that it was illegal to panhandle," said sheriff's Lt. Roy Rosales, who investigated Wooddell's complaint for the county.

"I think they told him three times that it was illegal to panhandle and he should stop. He kept ignoring them and ... continued to ask them. He almost demanded that they give him money. He told them it was their duty as public servants to do it," Rosales said.

"He was warned that if he didn't stop and didn't leave the office he would be arrested. Well, he continued to refuse to leave and that's when he was arrested. As I recall, a scuffle took place at the Foot Patrol office when they tried to handcuff him, he resisted them."

"It was more of a passive type of resistance where you're not going to get my arm in back behind me. It wasn't one of these where he started swinging punches at the officers," said Rosales, who concluded that the officers and deputies were justified in their actions.

But Wooddell's problems didn't end in the office. After the second "beating," law enforcement officers placed him in a police cruiser to transport him to the Santa Barbara County Jail. Allen was the solo transporting officer

and could not be reached for comment at his home or at the Foot Patrol office.

According to Wooddell, Allen's erratic and fast driving caused Wooddell's body to press against his manacled and injured wrists.

Because a plexiglass partition "I think they told him three times that it was illegal to panhandle and he should stop. He kept ignoring them and ... continued to ask them. He almost demanded that they give him money. He told them it was their duty as public servants to do it."

— Lt. Roy Rosales
Sheriff's Department

separated him from the officer in the front seat and there were no rear internal door handles, Wooddell felt he posed no threat to the officer. He again placed his handcuffed hands in front of his body. Allen turned to see the situation and Wooddell said the officer approved of the movement.

Allen pulled into the Cheadle Hall parking lot adjacent to the tennis courts and radioed for backup units, Wooddell said. "He got out and came around to the back of the car where I was.... He opened the door, stood back and when I started to get out he punched me in the chest back into the car. Pretty healthy blow, but then again a blow to the chest never hurt anybody that much either," he said.

Allen yanked him back into the police car by pulling his hair, Wooddell claimed. "He was trying to push me in and I was coming out because I didn't enjoy this shit and I couldn't conceive of any reason for a cop to stop half way on the way to jail to take a prisoner out of the back seat for any reason whatsoever."

Wooddell said he saw no witnesses and that he wanted to be in an area where he could be seen by bypassers. "I didn't have any weapon.... I came out of the damn car, regardless of his repeated efforts because I figured if I was going to have my ass kicked again, I wanted to have a chance of having witnesses."

According to Wooddell, Allen became frustrated with his inability to control his suspect and attempted to kick him in the groin. Wooddell said he fended off the kicking until other officers arrived.

Wooddell said he tried to warn the officers, who had tightened his handcuffs again, that he was injured. "It was kind of an impotent thing for me to say, but I said, 'Do you know that you're hurting my wrists, do you know that?' He (Allen) smiled and twisted them some more."

Officers and deputies resecured his wrists behind his back and also restrained his feet, Wooddell said. The officers connected a cord between his foot restraints and his handcuffs. In police terms, Wooddell was hobbled; jail personnel had to physically carry him to the booking area, Wooddell said.

Wooddell was released at 8 p.m. that evening, but problems didn't stop there. He lodged complaints against officers of the UCSB Police (See ABUSE, pg. 3)

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The Daily Nexus is published by the Press Council and partially funded through the Associated Students of the University of California, Santa Barbara daily except Saturday and Sunday during the school year, weekly in summer session.

Second Class Postage paid at Santa Barbara CA Post Office Publication No. USPS 775-300.

Mail Subscription price \$30.00 per year, \$15.00 per quarter, payable to the Daily Nexus, Thomas M. Storke Communications Building, P.O. Box 13402, Santa Barbara, CA 93107.

Editorial Office 1035 Storke Bldg., Phone 961-2691.

Advertising Office 1041 Storke Bldg., Phone 961-3828.

Printed by Santa Barbara News-Press.

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ABUSE

(Continued from p.2)

Department and sheriff's deputies.

But UCSB police also concluded that the officers involved acted appropriately. In a letter sent to Wooddell by acting UCSB Police Chief John MacPherson, the university admits that force was used in the arrest, but it was necessary force utilized to affect arrest procedures.

Rosales interviewed all parties involved with the alleged beating. "I did find that the allegations made by Mr. Wooddell were unfounded," Rosales said. He explained that he did not understand why Wooddell's friend purchased breakfast rather than buy needed medication. Wooddell said there was barely enough money to cover the cost of the meal.

But Wooddell is unsatisfied with the findings. He claims the UCSB investigators never asked him any questions relating to the incident. He spoke with two investigators and said the first officer was removed from the case when it was discovered that he had had a previous run-in with Wooddell. The second investigator, Sgt. Al Phillips, never talked to him about specifics of his complaint, Wooddell said. Police officials were given a nine-page account of the incident, written by Wooddell.

MacPherson declined to speak about the incident publicly. "I'm not inclined to try this case in the media ... the only thing that I can confirm is that a complaint has been filed and investigated," MacPherson said. Wooddell's case is coming to trial in late August.

Vice Chancellor for Administrative Services Robert Kroes, who oversees UCSB's police, also declined to discuss the case until pending litigation is complete. "It would not be appropriate to discuss the details of the case in order to protect all of

the parties involved and respect all of the parties involved," Kroes said.

He did say that he would be forthright with the facts at a later date, but for now he must follow a process that exists to review alleged complaints. "In this particular case, I have taken pains to advise people what that process is and it hasn't been exhausted. People haven't taken advantage of the entire process, that's unfortunate," Kroes said, adding that Wooddell has jumped in and out of the process throughout his complaint.

Wooddell has also sent a letter to the University of California Board of Regents asking them to investigate the situation. And he has found an ally in ACLU investigator Bill Shay. Shay feels the Wooddell case is the perfect precursor to establishing a police practices review board in the community.

Wooddell's case has been stalled in the judicial system, Shay said. "The case against George is very weak in contrast to the charges against them. They've offered him various ways to plead guilty, but he's not buying into it," Shay said, explaining that it is also a conflict of interest to have an internal investigation into such charges.

"I have no doubt in my mind that George was beaten by police officers and there was a physical confrontation. I know George can be verbally aggressive, but that in no way invites physical aggression against him," he said, adding that the ACLU investigation is still in progress.

Wooddell has also received support from his fellow sociologists. Several graduate students, professors and teaching assistants in the department sent a letter to MacPherson supporting Wooddell's character, denouncing the alleged police action and calling for a thorough investigation.

due to the charges they brought against Huttenback in their letter. "We had an obligation to our readers to say who they were. We also very thoroughly described the charges and Huttenback's response," he said.

Nexus News Editor Steven Elzer covered the issue for the college paper, and wrote the Academic Senate story with a different order of importance. "I found it more important that the senate had overwhelmingly voted to have another review (of the chancellor) — he wasn't scheduled for another review for several years," Elzer explained, adding that he often could not "fathom" the News-Press coverage.

O'Hara's feature on Huttenback, a question-and-answer interview, was also criticized for giving only one side of the story. "When I interviewed Huttenback, his response to my questions was to focus on his accomplishments. The questions I asked were discussed by me and my editors.... There were certainly no attempts to whitewash," she said, explaining that she had not met Huttenback until she did the feature.

Furthermore, O'Hara explained that she only did some of the stories and "was only secondary in

(See MEDIA, p.8)

MEDIA

(continued from front page)

But Wilkens did not write all the News-Press articles on Huttenback. Writer Karen O'Hara wrote on a May 20 special Academic Senate meeting, the resignation, and did the only local follow-up interview.

Her story on the Academic Senate meeting drew criticism because O'Hara concentrated on a vote to investigate the procedures used by the nine letter-authors, rather than on a vote to request a special UC review of Huttenback.

O'Hara explained that she thought both votes were of almost equal importance. "It was not an intentional subordination," she said, adding that the story was "changed around by my editor."

"It was a faculty meeting," she said about her focus. "We had already done a fairly long story on the reports (that included the recommendation for a special review)."

News-Press City Editor Reg Spittle said he ran the story with the focus on the nine because that was the focus chosen by O'Hara. In addition, he said it was important to publish articles about the nine

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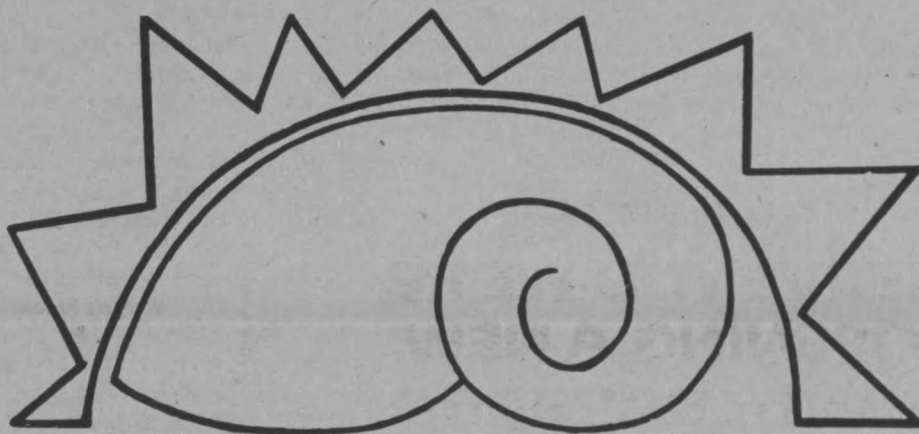
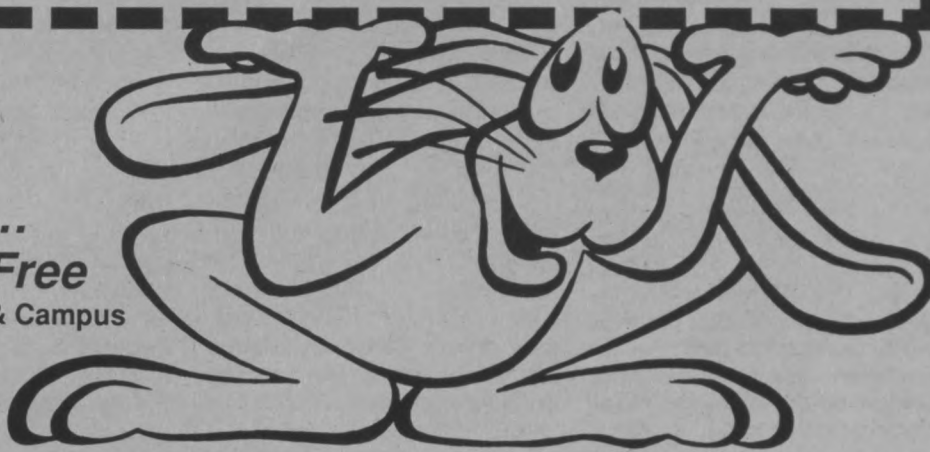
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CLASS	FEE	INSTR	DAY	TIME	LOCATION	DATES
DANCE & EXERCISE						
42. Aerobic Conditioning I	\$30	Cherrita	MWF	11 am-12 pm	RG 2220	Aug. 4-Aug. 28
44. Aerobic Conditioning II	\$30	Cherrita	MWF	6:30-7:30 pm	RG 2220	Aug. 4-Aug. 28
46. Ballet, Beg.	\$22	Bartlett	Tue-Thu	5:30-6:45 pm	RG 2120	Aug. 5-Aug. 28
46. Ballet, Int.	\$22	Bartlett	Tue-Thu	7-8:15 pm	RG 2120	Aug. 5-Aug. 28
47. Exercise Conditioning I (faculty staff)	\$28	Ritza	MWF	12:10-12:50 pm	RG 1276A	July 28-Sep. 5
48. Exercise Conditioning I	\$22	Alexander	Tue-Thu	5-6:15 pm	RG 2220	Aug. 5-Aug. 28
49. Exercise Conditioning II (faculty staff)	\$28	Allen	TTF	12:10-12:50 pm	RG 2220	July 28-Sep. 5
50. MMA	\$22	Gross	Mon-Wed	5-6:15 pm	RG 2120	Aug. 4-Aug. 27
PHYSICAL ACTIVITIES						
51. Aikido, Beg.	\$22	Ota	Mon-Wed	7:30-9 pm	RG 1276A	Aug. 4-Aug. 27
52. Aikido, Int.	\$22	Ota	Mon-Wed	6:30-7:30 pm	RG 1276A	Aug. 4-Aug. 27
53. Golf, Beg.	\$22	Ritza	Mon-Wed	5:30-7 pm	RG Field	Aug. 4-Aug. 20
54. Karate, Beg.	\$22	Uosaka	Tue-Thu	6:30-8 pm	RG 1276A	Aug. 5-Aug. 28
56. Karate, Int.	\$22	Uosaka	Tue-Thu	7:30-9 pm	RG 1276A	Aug. 5-Aug. 28
56. Tennis, Beg.	\$22	Kirkwood	Mon-Wed	5:30-6:30 pm	East Courts	Aug. 4-Aug. 27
57. Tennis, Beg./Int.	\$22	Kirkwood	Tue-Thu	5:30-6:30 pm	East Courts	Aug. 5-Aug. 28
58. Tennis, Int./Adv.	\$22	Kirkwood	Saturday	9-11 am	East Courts	Aug. 5-Aug. 30
59. Tennis, Int./Adv.	\$22	Kirkwood	Mon-Wed	6:30-7:30 pm	East Courts	Aug. 4-Aug. 27
60. Tennis, Int./Adv.	\$22	Kirkwood	Saturday	11 am-1 pm	East Courts	Aug. 9-Aug. 30
61. Tennis, Adv.	\$22	Kirkwood	Tue-Thu	6:30-7:30 pm	East Courts	Aug. 5-Aug. 28
CHILDREN'S CLASSES						
62. Aquatics	See Pages 14 & 15					
63. Tennis, Beg.	\$15/wk	Kirkwood	MTWT	9-10 am	East Courts	Weekly Sessions Aug. 4-Aug. 28
OUTDOOR RECREATION CLASSES						
64. Basic Scuba	\$75	TBA	Mon-Wed	6:30-10:30 pm	Giv 1112 / Pool	July 2-July 23
65. Rock Climbing	\$45	TBA	Lec. Wed	7 pm	RG 2111	July 23
66. Windsurfing	\$60	Sundance	Lab Sat & Sun All day		Rocks	July 26 & 27
			To be arranged by student		S.B. Harbor	To be arranged by student
OUTDOOR RECREATION TRIPS						
67. Owens River Canoe	\$79		Trip Dates	Depart Time	Pre-Trip Meeting Dates	
68. Coastal Bike Tour	\$74		July 10-13	3 pm	July 2 4 pm	RG 2111
69. Sierra Backpacking	\$68		July 17-20	3 pm	July 9 4 pm	RG 2111
70. Catamaran Cruise	\$79		July 24-27	3 pm	July 18 4 pm	RG 2111
			July 28-27	Down		To be arranged by captain

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Opinion

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The Reader's Voice

Critic's Critic

Editor, Daily Nexus:

Eduardo Velasquez, you ask why the professors and protesters on this campus never place their attention upon the injustices of the Soviet Union and their "client-states." My question is this: What do you expect them to do? Call for complete UC divestment from companies that do business in the USSR? Give me a break. For UC students to protest against the Soviet Union and their lackeys would be like telling Jacques Cousteau he can't go swimming for an hour after eating. What would be the point? Mental masturbation? Large international organizations such as Greenpeace and Amnesty International have put a lot of concentration upon such nations and have made only minute progress. Their effectiveness with nations aligned with the U.S., however corrupt, is infinitely greater. You make it seem as if you were trying to turn these people's attention away from those efforts which are accomplishing something (due to those principles you feel they are destroying) to put time into something that gets nowhere. Besides, for you to suggest that we can criticize foreign governments for atrocities made upon liberty which we or our "friends" are ourselves committing is a classic sign of a true hypocrite, which I hope you did not intend to be.

JEAN-PAUL CARLSON

Minnowfest

Editor, Daily Nexus:

It is a pity that Robert Huttenback couldn't stay around long enough to see the research done in the marine biology department on *cyprinidae scholaris*, funded by the Department of Defense. Think of it, academic minnows capable of sinking battleships. I would never have believed it myself, until I saw the UCSB *Nixon* sink in the Santa Barbara channel, its proud motto "I will not resign" finally slipping under the waves.

This is just the kind of research that Huttenback likes

best. It brings big money and fame to the university, and it happened here. Nobody else had even heard of the voracious little creatures, until the Gang of Nine published their findings. Of course people scoffed; who would have believed that minnows could live equally well in water and kitchen floors? At least Huttenback will go down in the journals as being there in the discovery, as they were discovered in his own kitchen. Even though there are conflicting reports, the cost of the research was actually very cheap as far as research goes. First it was stated as around twelve thousand, then it was doubled to twenty-five, then another report came out saying just under two hundred grand. The final report, which had all the costs, overruns, and actual interviews with the minnows themselves, went down with the *Nixon*, and it was the only copy. That is a pity, I would have liked to see what those minnows had to say.

Apparently, there will be some difficulty duplicating the results. One of the problems is that UCSB is now without a battleship, and the *Nixon* is beyond salvaging. The only people capable of the job are the oil companies that operate in the channel, and the power supply they need went down in the *Nixon*. The university is not interested in buying another battleship, because the *Nixon* had many hidden costs and was hard to control. They are looking for something more cost-efficient and agile; it seemed once those old battleships got up a head of steam they couldn't be turned or stopped. Another problem with duplicating the results is that the minnows only seem to thrive in a certain type of kitchen floor, and Huttenback is bringing his with him.

But there is something for the *cyprinidae scholaris* to nibble on. The derelict steamer, the A.S. *Doug Yates*.

IAN BOGUE

Paint Not

Editor, Daily Nexus:

Last Wednesday, July 23, we engaged in an argument with three vandals who were

writing their opinions on the walls of Buchanan Hall.

It turned out that these people were supporting the same principles my friends and I support, the basic one being peace. However, their method in spreading these beliefs forces us to oppose them as people.

For many minutes we talked with our hasty compatriots. We explained to them that we support their views but not their methods. Our conversation centered not on the people who suffer and die uselessly in places like Nicaragua, South Africa and El Salvador to name a few, but rather we bickered about the means used to expose these tragedies to the public. We understand their ideas, but their vandalism creates an anger that overshadows the message.

While they believe that their vandalism will "wake up" one or two people to the atrocities occurring throughout the world every hour, we believe that their actions will turn 20 times that number against people who support these views. We want our cries and those of all the people who are suffering to be heard but believe we will lose more supporters by destroying property rather than speaking in the open.

Before we repeat ourselves any further we would like to tell the readers what we feel: vandalism will not help solve the world's problems. It only makes it an uglier place in which to live. There is a system that exists and like it or not people must learn to make the system work for them from the inside. Hiding behind painted walls is not the answer. We have to stand up and show the people of this great country the problems that have been thrust upon our generation. Then we all can work together to create a better place for us and the rest of the world to live in.

We are open to all views and we appreciate your honest acknowledgement of our views. Write to us in this same way, don't paint us your message.

GREG HILL

ROBERT SANKEY

JEFF STEELE

BRETT TILLEY

Liberty By Conformity

Karl Irving

The worst government is the most moral. One composed of cynics is often very tolerant and humane. But when fanatics are on top there is no limit to oppression.

—H.L. Mencken

With the Meese commission on pornography on its heels, the U.S. Supreme Court continues to display its shift to the right. Recently, it delivered decisions on two cases which clearly shows its scathing attack upon little-thought-of minority groups to uphold its own idea of morality, which has stretched all too far. The court's licentious use of its power of judicial review has pushed the limits of justice. Just how far will it go?

First, there was the case allowing schools the opportunity to infringe on students' rights of free speech. Then there was the ruling concerning a Georgia man who was arrested in his own bedroom while engaging in anal sex. He was charged with violating the sodomy statute, a felony carrying a maximum sentence of 20 years in prison. The Burger Court upheld the statute, giving the opinion that citizens have no right to privacy in the bedroom. Georgia's sodomy law applies to all persons: married, single, heterosexual or homosexual. The upholding of the law may broaden the definition of sodomy to include all sex between persons of the same gender. Although the Declaration of Independence is often used by the court in reference to an idea of the intention of the writers of the U.S. Constitution, Jefferson's "inalienable right...to the pursuit of happiness" has clearly been neglected here.

With a narrow interpretation, the court in essence has inferred there is no right to privacy inherent in the first amendment or the rest of the Bill of Rights. This greatly endangers other past decisions, including the *Roe v. Wade* abortion issue. The government's ability to intrude upon our private, indeed intimate, lives demonstrates the encroachment of a totalitarian system. Acts committed in private by consenting adults that bear no threat upon other individuals should not be anybody's business but their own. The court has imposed a new Victorian era upon us when the public (according to recent polls such as one conducted by *Newsweek*) is firmly against it. What is worse, the majority opinion put forward by Justice Byron White was flagrant in its abuse on the tenets of freedom.

Asserting that previous decisions of the court which established rights of privacy only concerned those liberties "deeply rooted in this nation's history and tradition," Justice White further wrote that the court was "quite unwilling" to declare it a "fundamental right" to engage in homosexual sodomy. Chief Justice Warren Burger added, "to hold that the act of homosexual sodomy is somehow protected as a fundamental right would be to cast aside millennia of moral teaching." To me, it is obvious that we are dealing with individuals who are shoving their own moral opinion upon others with their far-reaching power, rather than professionals acting as guardians of the sacred adage "with liberty and justice for all." Justice White pointed out that laws prohibiting sodomy go as far back as the late eighteenth century. Yeah. So does slavery.

It is not surprising that this horrifying decision was made in the present climate of fear concerning over AIDS. Anti-gay fever is at its peak, beginning with immature reactions such as the asinine sticker on the truck on D.P. with a bar over two males engaged in sexual activity and the words "No AIDS." These actions are in fact quite serious — as serious as using the term "nigger" — and are indeed very similar. It is, in my eyes, just another form of racism — blindly attacking fellow humans just because they're different. Fascism is the result, and it's just around the corner. LaRouche and his followers have put an initiative on California's November ballot to *quarantine* those stricken with AIDS, despite assurances that the disease is not openly contagious. This is not only utterly senseless, due to the fact that people will be afraid to test for the disease, but it is maddeningly an open transgression upon a society which claims to be free. I'm shocked it's actually on the ballot.

I've lost hope in the system. God help us all. (Figure of speech).

Karl Irving, a recent UCSB graduate, is putting new locks on his bedroom door.

Doonesbury



BY GARRY TRUDEAU

(Editor's Note: Two weeks ago (July 16) a Daily Nexus editorial criticized Chancellor Robert A. Huttenback, attacking his administrative style and misuse of University of California funds. It further stated that these acts were "blatant crimes" and "criminal wrongdoings.")

The Nexus would like to clarify that no criminal charges have been made; nor have the chancellor's actions been tried or proved "criminal" in a formal court of law. The editorial was not intended to imply that criminal charges had been brought against Huttenback.

The Nexus Editorial Board, however, upholds its previous opinions of Huttenback and considers the chancellor's actions worthy of legal prosecution. It regrets any confusion these opinions may have caused readers.)

QUAKE

(Continued from front page)

slant, Wyner said.

Although the severity and probability of an earthquake are difficult to predict, UCSB research seismologist Peter Malin said a medium-sized earthquake (six on the Richter scale) in Santa Barbara could cause "many millions of dollars of damage and a threat to lives."

The Bishop earthquake received considerable publicity because it occurred in a popular vacation spot, Malin said. However, there are "numerous earthquakes of that magnitude ... as many as 20 per year," he added.

The difference is that most occur in the "borderlands and offshore California, not regularly in a populated area," he said, adding that the actual recent "seismic activity hasn't increased or decreased."

Government action concerning earthquake preparedness has been "slowly evolving," according to Wyner. "Over the past two to three decades the quality of laws and regulations dealing with human lives and property have been continually refined," he said.

Preparedness seems to be a "learning process which unfortunately comes after the disaster," Wyner said. On the brighter side "communities in the last 10 to 15 years seem to be more serious about building code enforcements, emergency preparation, and land-use planning," he explained.

Both Wyner and Malin said more attention should be paid to the entire area of earthquakes, from research to the aftermath. Malin would "like to see more support, government and public" in the field of earthquake research as well as better civil codes and building codes.

Wyner mirrored this view, explaining that there is a need for "better and more stringent requirements" in preparing for the disaster an earthquake could bring.

Kiosk

THIRD WORLD ISSUES: Today 9:00-10:00 a.m.; KCSB 91.9 FM. Interview of UCSB's Environmental Studies professor Peter Castro, who has worked for the United Nations' Food and Agriculture Organization in Kenya and Somalia. Updates on Kenya, Argentina and Guatemala will also be presented.

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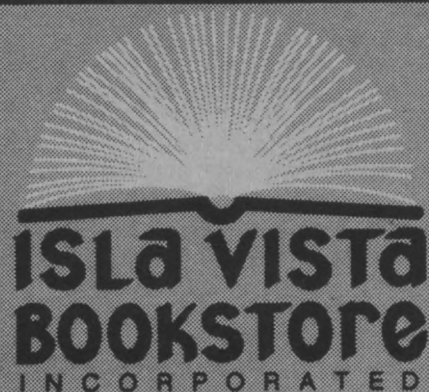
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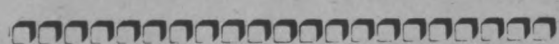
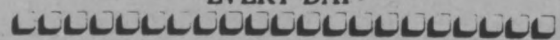


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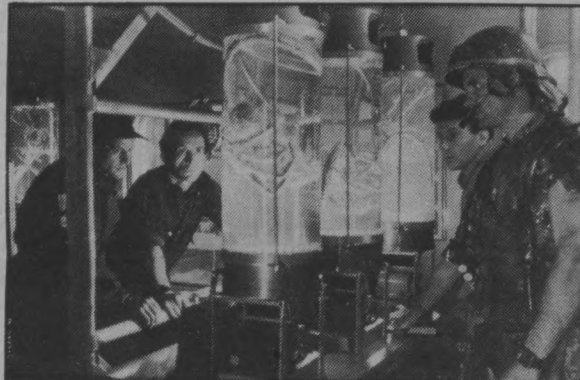
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a r n t s ENTERTAINMENT

Aliens: The Second Coming

All hesitations regarding movie sequels should be immediately dispersed, because *Aliens* has arrived. Before you automatically decide to ignore my review, let me add that I was forced to pay the full ticket price, twice even, and I was thoroughly entertained both times. I'm willing to wager that this is the best film for you to see this entire summer — and the five bucks you kiss goodbye will not be missed. This film offers you two-and-a-half hours of nonstop suspense and gratifying amusement, despite some flaws in the script and a shoot-'em-up scenario (gleefully provided by director/writer James Cameron, responsible for both *The Terminator* and *Rambo: First Blood Part II*). The first rate sound and large screen of the Arlington Theater add to the spellbinding effect.

The greatest asset of this film is the main protagonist, Ripley, the sole survivor (save her cat) of the first film, *Alien*. Sigourney Weaver reprises her role with flashy talent and more spunk than ever. Ripley, after a hairy run-in with an all too-deadly alien being, doesn't put up with anybody's arrogance or stupidity, and makes it known early on. Weaver, in the seven years since the original, has put on an aura of confidence and experience that lends itself easily to appreciation. Her role as Ripley is demanding, shifting from an attempt to put her first alien encounter out of her mind to a grim resolve to nuke them out of existence ("It's the only way to be sure"). She handles it with amazing finesse to the very end. She is aggressive, yet charming and clever.



"So what the hell is it?"

The story avoids a complete conversion of the film's setting, a colonial city built upon the surface of the planet Acheron, to an out-and-out battle zone. A young girl, a character named Newt, was included which gives the film some quieter moments as Ripley plays mother, building to the added instinct of protectiveness so implicit in the film's ending, where mother meets mother. The other characters, a weasel named Burke, the synthetic (remember

Ash?) Bishop and some select members of our future Marine Corps provide some prime moments, although they fail to be as convincing as those in *Alien*, with such great cast members as Harry Dean Stanton.



Sigourney carries comrade... and film.

This film bristles with excitement at every corner, and I blow my nose at those critics who say that it lacks the claustrophobic feeling of the first. I guarantee you that your Milk Duds will soon disappear, and that your muscles will freeze up due to continual tenseness. Although denied the originality of the first, our alien protagonists still reek of mysteriousness and fear, and their numbers make one feel like General Custer. The effects, thanks to those who worked on 2001: A Space Odyssey and Star Wars, are absolutely remarkable, and the set design is once again masterfully done, including the aliens and their lair, straight from H.R. Giger paintings. The music is subtly interlaced, with some obvious homage paid to the aforementioned pair of films, a quality soundtrack by the world-renowned London Symphony Orchestra.

Whether *Aliens* surpasses its predecessor is hard to say, proving its defiance of the law of sequels. My ultimate decision is that it doesn't, for various reasons, but by all means it is still a finely crafted film. It avoids the usual recounting of the previous film, providing it here in bits and pieces. It does an excellent job of expanding the story without noticeably mimicking the original. Most of all, it preserves the best part of the first, the simple notion that makes this film so scary — the fact that the entire story is conceivable. The entire concept hits home, futuristic or not. Checking in the back seat of the car before riding home is not something to be embarrassed about, because you're not alone. And this might not be the end....

'Nuff said.

— Karl Irving

Don't Miss THESE While We're Gone

ART

At the Santa Barbara Museum of Art:

Pablo Picasso, *Line and Form* — presented through Aug. 31.Henri Matisse, *The Evocative Line* — exhibited through Aug. 14.

Collecting Faces (photography by various artists) — shown through Aug. 19.

FILM

Arts and Lectures present at UCSB's Campbell Hall:

The Shadow of the Earth, July 31

at 8 p.m.

Where the Red Fern Grows, Aug.

1 at 7 p.m.

MUSIC

Bebop and Ballads, Saturday, Aug.

2 at 8 p.m. in Lotte Lehmann

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THEATER

Fallen Angels, an Ensemble Theatre Project production at the Lobero Theatre running through Aug. 17. For show times and ticket information call 965-6252.

Billy Bishop Goes to War, a Santa Barbara Theatre Group production at the Garvin Theatre at Santa Barbara City College. Run ends on Aug. 16, call 965-5935 for tickets and information.

Enjoy Life, Eat Out More Often

Even amidst a montage, a collage, a barrage of minuet vignettes where crusty upper-crust Bostonian types' children cavort, appalled parents correct, and deluded adults collapse, A. R. Gurney, Jr.'s artificially, superficially philosophical writing in *The Dining Room* cannot be disguised. While the performances of the members of the Theatre Artists Group, were commendable, I must disclose that I heard more than one yawn during the performance last Friday.

As for the people who mature and ripen in the dining rooms in question, well, they really are an eccentric bunch of fruits. At a child's birthday party, one guest's

father comes over and schemes to run off with the hostess's mother. To symbolize the depth of their love for each other, Mommy removes her wedding ring and slips it over a birthday candle. Deep. Anyway, some great characters under the age of 13 are one reason to see this play.

Guest artist, Lyman Barrett, is the son and the grandfather I want and the father our chancellor must have had. Kudos to Frank Ries for capturing the moral muscle of the culture, depicted as a man willing to risk all, even his fully lined suit, to defend the family name when his black-sheep brother is insulted at "his club." Finally, I love Ann Ames, who is among others, a

grand young woman about to rebel against cotillion lessons. If you can appreciate a few good bits surrounded by mediocre playwrighting, "The Dining Room" offers a relaxing, summertime evening at the theatre; UCSB's Main Theatre, this Thursday, Friday and Saturday. If not, "The Dining Room" will be revived this fall when you may be in desperate need of a non-taxing night out.

— Judith Smith-Meyer

Editors:

Jeannie V. Sprecher

Brett A. Mermer

Sports

Universities Declare War on Drug Use; Testing, Awareness Programs to Begin

By Patrick DeLany
Sports Editor

Who knows what causes a promising young athlete to throw away a brilliant career, and sometimes his life, on drugs.

Some would say that it's the pressure to win, to succeed at all costs. Others might say that it's the "invulnerable" syndrome that a powerful, quick athlete feels. He can handle anything.

The truth is he can't. Just ask Len Bias, University of Maryland basketball star and first-round draft pick of the Boston Celtics. If he can't convince you, go talk to Don Rogers of the Cleveland Browns. They could handle anything, too.

The National College Athletic Association is attempting to curb the rise of drug use by college athletes. The NCAA has issued a drug consent form to be signed by all athletes prior to competition. The form states that, if asked, the athlete agrees to be tested for drugs according to NCAA rules and guidelines. The NCAA also has a random drug testing policy for all championship competition.

Many schools are taking the NCAA policy one step further and are implementing their own random drug testing.

UCLA is just one of the many schools that will begin drug testing in the fall. The Bruins' athletic program was in a situation where they had the drug testing equipment on campus already, left over from the Olympics, thus eliminating the main argument against drug testing for athletes: The policy is expensive.

UCLA's athletes will be tested for drugs during their preseason physical according to Tammy Breckenridge, assistant to the athletic director. "If everyone is negative, what they're going to do during the season is take randomly chosen athletes and test them," Breckenridge said. "If there are any athletes that test positive, they will be notified afterwards and will be offered voluntary counseling sessions. They will then be retested along with the randomly chosen athletes later."

The Bruins' is not a "one strike and you're out" policy. They will give their athletes a chance.

"They can compete after the first time they test positive,"

Breckenridge said. "If they test positive a second time, they can still compete, however the coach will now be notified, as well as the athletic director and the athlete's parents. Counseling will become mandatory at that point."

If the athlete tests positive a third time they will be disqualified from any further athletic competition.

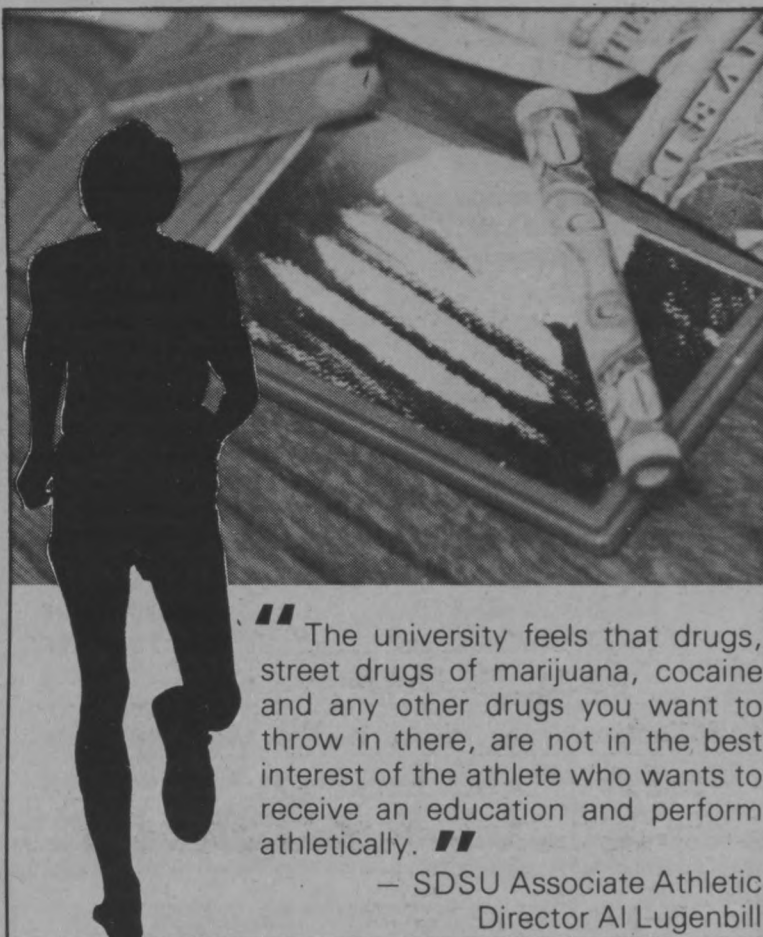
San Diego State University is another school that will be tackling the drug problem head-on during the 1986-87 academic year, doing so in the wake of a steroid problem on the track team last spring.

"We will be implementing a random testing program this fall," Associate Athletic Director Al Lugenbill said. "We feel very strongly at San Diego State that the university is obligated to see that the athlete, number one, receives an education, and, number two, performs athletically. The university feels that drugs, street drugs of marijuana, cocaine and any other drugs you want to throw in there, are not in the best interests of the athlete who wants to receive an education and perform athletically."

UCSB's policy on drug use among athletes is somewhat more subtle than random testing. UCSB tries to educate and aware the athletes on drugs and the dangers of drug use.

A new program this fall will require all new athletes, freshmen and transfer students, to attend a seminar series dealing with, among other subjects, drugs.

Jack Rivas, student affairs officer for the College of Letters and Science who works on the program on his own time, states that this is



"The university feels that drugs, street drugs of marijuana, cocaine and any other drugs you want to throw in there, are not in the best interest of the athlete who wants to receive an education and perform athletically."

— SDSU Associate Athletic Director Al Lugenbill

not exactly a new program; they have been working with athletes in the seminar situation for three years now. The only thing new will be that it is required for the new athletes.

Rivas also states that it is not that UCSB doesn't feel that a drug testing program is helpful, it's just that UCSB does not have the funds to support a testing program. He feels that were money not a factor,

most schools would, in fact, have a testing program.

Whether prompted by the NCAA policy or simply by greater awareness of the problem, many

schools are now taking the drug problem more seriously. One can only hope that the schools can get through to the athlete. Drugs won't make you better and they can kill you.

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MEDIA

(Continued from p.3)

the decision-making.... I really didn't have a whole lot to do with how the story was covered."

The News-Press did not only receive criticism — praise came from businessman Barney Klinger, a supporter of Huttenback, UCSB Foundation board member and promoter of the \$160 million cogeneration project at UCSB. In assessing local newspaper reports, Klinger said, "In order of importance, I think the News-Press did a good job.... I think the Santa Barbara News-Press was totally unbiased and just published the information as they should when they got it."

Klinger — and everyone else interviewed — also had favorable words to say about Welsh's reporting. "The News and Review, in the last story, was eminently fair, for the News and Review," he said, noting that the paper was extremely liberal in its viewpoint.

San Francisco Chronicle reporter Paul Liberatore, who covered the story for the Northern state newspaper, also thought Welsh did a thorough job. "He did a very good job, very readable, very complete."

Welsh's first article, which included full-page mug photos of Huttenback, gave a comprehensive look at the chancellor's academic career and personal background, as well as information about the strife at UCSB over the last eight years. It was lauded by Elzer as "the premiere background piece."

"To get background information about Huttenback, I found Nick Welsh's first article, the one with the wonderful pictures; I found that particular story one of the more enlightening pieces that I had seen," Elzer said. "I think that Nick Welsh's article was the first article to come out on Huttenback and his life that really gave a flavor for who he was and what he was and what he was trying to do. And I thought that it was extremely fair."

Daily Nexus coverage received praise from most of the journalists, but harsh criticism from Klinger. After naming the News-Press as the fairest paper in town, he described the Nexus as last on the list. "Of course, you have to report to Dr. (Richard) Flacks," Klinger said, indicating that this explained the Nexus coverage.

Although Flacks, one of the signatories of the confidential letter, has no formal connection to

the Nexus, Klinger alleged that his opinions are behind the paper's angle of coverage. "When I read it I don't buy it," he said.

Elzer denied that this was true. "I find it totally preposterous, unfounded and comical that Mr. Klinger suffers such delusions. It's insulting to think any member of the university community would have that kind of leverage at this paper. The absurdity of such a thought is really mind-boggling if one were to know how Nexus articles are produced, which obviously Mr. Klinger does not," Elzer said.

"A comment like that doesn't really surprise me though — last week he said the whole university was run by Flacks. And I'm sure that Professor Flacks is enjoying his newfound power," he said.

But Klinger did not end his criticism there. "The Nexus printed misinformation. They did not do a reporting job. They did a hatchet job.... The thing is so glaringly obvious," he said, although he would name no specific articles in which these claims could be justified. He did state that the Nexus did not print anything about the positive things Huttenback did for the campus.

Elzer disputed this charge as well. "The Nexus recognized Chancellor Huttenback's accomplishments during his tenure in several articles throughout the coverage and in some prior to the controversy. But the focus of the (investigation) stories was not Dr. Huttenback's strengths, but rather his discretion when using university funds," he said.

News-Press Publisher B. Dale Davis, contacted for a response to criticism of News-Press coverage and editorial matter, also pointed to errors by the Nexus staff. "At the outstart you were hysterical, but once you moved on I think you did a good job," he said, explaining that the Nexus appeared to be "after" Huttenback in its first stories.

Although he felt the Nexus improved in its last few stories, Davis said "it took you a while to know what your role was."

Elzer maintains that his coverage was fair, a fact with which he said Huttenback agrees. "Chancellor Huttenback has said to me and other people on more than one occasion that he felt my reporting was fair. He took great exception to the editorial comment, which I believe he felt was biased and grossly negligent, which he also pointed out on more than one occasion."

Although phone messages were left with Huttenback's secretary, he did not respond to questions

about his view of local media coverage. Furthermore, he has not spoken to Nexus reporters since his resignation on July 11.

Betsy Watson, the chancellor's special assistant, said he felt the issue was resolved.

The Nexus did receive praise for its coverage, which included the first story on the "gang of nine" letter and uncovering \$9,000 loaned to Huttenback from the UCSB Foundation — a story which led to a UC audit of the Foundation still in progress. And although the paper had concluded operation for the year, the editors published a special issue during finals week on the results of the audit into Huttenback's use of university money.

"I thought the Nexus was in the lead," said Liberatore, adding that the campus paper "probably did the best" of those covering the issue. "I thought everything I saw was very well done — it is sometimes difficult to explain a complex issue like that."

Corwin concurred. "The Nexus seemed to be on top of the story and covered it well," he said, although he did point out that the paper's initial story left out the fact that the university was investigating Huttenback's use of money.

Corwin acknowledged that the Nexus was harder in its presentation of the issue than the News-Press, calling it "aggressive."

"The coverage was fair. It was aggressive, but it was fair.... I didn't find the coverage slanted or vindictive," he said, calling it by far the largest story the Nexus editors had dealt with this year.

Corwin's work received little criticism other than Klinger's complaint that the accounts he and Liberatore printed were both a little uninformed.

The stories run by the Chronicle and the Times held an importance beyond that of the other papers', Welsh said, due to the influence the two papers have with UC officials in Berkeley and state officials in Sacramento.

Those officials, who Liberatore believes were not aware of the issue before his story, or who did not have all the facts about the issue, "looked askance at the situation down there (in Santa Barbara)."

The Chronicle ran what Liberatore calls an "out-take," an article that synthesizes the events of several weeks, on page seven of the front section. Much of the power of his story was due to his perspective on the events as one who was outside of the UCSB area, he explained, adding that the process that led to Huttenback's resignation would have taken longer without coverage by the Times and Chronicle.

This type of influence on an issue is "part of a newspaper's role," Liberatore said. "I feel that journalists have a responsibility to tell people what's going on.... I think newspapers played a huge role — even in just the letters to the editor."

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