

# Welcome Back Students!

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## Daily Nexus

Vol. 68, No. 9

Tuesday, September 15, 1987

University of California, Santa Barbara

Five Sections, 80 Pages

### Huttenback Housekeeper Gives Spirited Testimony

By Steven Elzer  
Editor In Chief

Former UCSB Chancellor Robert Huttenback's wife Freda assumed center stage in the couple's ongoing preliminary hearing last week when a former housekeeper testified that Mrs. Huttenback ordered her to help rid their off-campus home of ghosts.

The testimony was offered Friday during a defense cross-examination that was intended to discredit earlier testimony by the housekeeper, Ernie Eaglesong, who said Thursday that Mrs. Huttenback consistently bragged that she hated UCSB and that she tried to "get all the services that she could at university expense."

Throughout the four days of testimony last week, prosecutors called upon a number of witnesses, including University of California President David Gardner and former UC President David Saxon. District attorney officials hope to establish enough evidence during the hearing to bring the Huttenbacks to trial on all 12 of the felony charges against the pair. If the couple is held to answer on and convicted of all the charges, each could receive up to nine years in prison.

The Huttenbacks were arrested last March after a months-long investigation revealed that the couple may have embezzled more than \$140,000 in UCSB resources. They are also jointly charged with insurance fraud, tax evasion and grand theft.

Friday's bizarre testimony was related to the recovery of silverware that the Huttenbacks said was stolen in 1983. The couple submitted an \$8,000 insurance claim for the allegedly stolen items; however, Eaglesong recovered the property under a couch in the Huttenbacks' living room and the couple never reported the discovery to the in-

surance broker, prosecutors assert.

Douglas Dalton, defense counsel for Mrs. Huttenback, asked Eaglesong how she was able to find the silver, which had been the object of an intense household search.

Eaglesong replied that she has "a facility for finding things." She explained that "she had a feeling that the sterling was in the house." Eaglesong would not specify how it was that she could locate items when others could not, but she did testify that she felt "energy spots" in the Huttenback home.

Eaglesong described the spots as "very cold" and said they were located throughout the home, particularly in the basement. When asked what was unusual about the basement's being cold, Eaglesong responded, "When you can blow frost out of your mouth in the middle of the summer, I find that unusual."

Eaglesong described how doors in the home would "bang by themselves," prompting Dalton to ask, "That house was haunted, wasn't it?"

"It appeared to me that it was," Eaglesong testified. She recounted how Mrs. Huttenback once brought home an unusual suitcase that was procured for the purpose of ridding the couple's Mission Canyon home of ghosts.

"Mrs. Huttenback brought home some kind of a black box with a white light," Eaglesong said, explaining that the center of the case emitted sparks. She called the box a "sparkling cold light machine."

Mrs. Huttenback was given the ghost-busting device by her hypnotist at the Hypnosis Motivation institute in Los Angeles, Eaglesong told the court. "(Mrs. Huttenback) was using the machine before me," she said, adding that the chancellor's wife ordered her to carry the device around the house while rubbing the case along the walls.

(See TRIAL, p.5)



**Trials and Tribulations** — Former Chancellor Robert Huttenback and his wife Freda listen to evidence against them as they sit in municipal court during their preliminary hearing last Thursday.

RICHARD O'ROURKE/NEXUS

### Dorm Repair Delayed Students to Temporarily Relocate

By Adam Moss  
Assistant Campus Editor

A \$3 million renovation of the Santa Rosa residence hall, previously expected to be completed Sept. 9, has fallen behind schedule and will not be finished when students arrive on campus today.

The delay was partly caused by an unanticipated

problem with the Santa Rosa heating system, encountered while seismic building reinforcements were being installed. "Once the seismic reinforcement was installed ... then the heating pipes had to be rerouted," said Bob Kuntz, UCSB Facilities Management operations and maintenance manager.

Extensive removal of asbestos-insulated pipes in the residence hall was also a factor in the delay, Public Information Office writer David Salisbury said.

Due to the delay, students who were slated to move into Santa Rosa on Sept. 15 will be reassigned to alternative housing until the construction is completed.

Housing officials have not given an estimate as to when Santa Rosa will be ready for students to move in. "Housing officials don't feel they can give a firm date for students moving (into Santa Rosa). Hopefully, it will be a matter of weeks," Salisbury said.

Various housing alternatives have been arranged for the 400 students originally assigned to Santa Rosa, with study lounges in the Anacapa, San Nicolas and Santa Cruz residence halls housing the largest percentage of displaced students. "The lounges provide the same access to facilities and residence hall staff as do regular rooms," reads a university press

release.

The lounge doors will be re-keyed for greater security, extra telephones will be provided and additional quiet study space will be available at campus dining facilities, the press release stated.

Additionally, 6 Resident assistants in on-campus dormitories will share their rooms with displaced students to ease the situation, San Rafael Resident Director John Schwenger said.

Off-campus university-owned apartments, including the Santa Ynez, West Gate and Storke apartments, will also provide housing for displaced Santa Rosa residents.

The temporary housing provides "a very livable environment on a short term basis," Kirkelie said. "I think it's a pretty reasonable plan.... Under the circumstances, it's the best we have to offer," he said.

The addition of students to the on-campus residence halls does not violate fire codes, Kirkelie added.

The university has asked the contractor, Parton and Edwards Construction, to agree to a Sept. 16 construction deadline, but the company has not signed the change order that would revise the completion date, Kuntz said. Kuntz sent a

(See DORM, p.6)

### Coming: Condom Machines

By Matt Welch  
Campus Editor

The UC Berkeley Student Health Center projects that between 4,658 and 22,770 students now enrolled in California colleges and universities will eventually develop Acquired Immune Deficiency Syndrome.

The United States Surgeon General has stated that next to abstinence, condoms are the best protection from the AIDS virus.

Bearing these facts in mind, arrangements have been made for condom vending machines to be installed in campus dormitories and in the UCen by Sept. 18.

The machines will be located in both men's and women's bathrooms, and will be accompanied by "appropriate" educational signs articulating UCSB's concern about the spread of AIDS, explaining the risks of exposure and presenting guidelines for prevention.

The installation of the machines is a result of work performed by the UCSB AIDS Awareness Task Force, which

was organized by Vice Chancellor of Student and Community Affairs Ed Birch and is chaired by Student Health Service Director John Baumann.

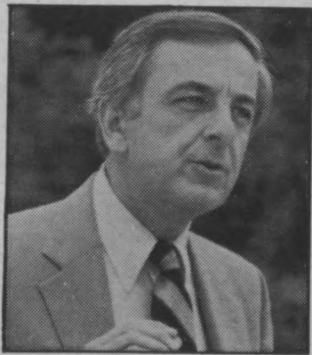
"Current research and the clinical experience at the Student Health Services shows that students are reticent to purchase and use condoms," a task force status report states. "If condoms were more readily available and accessible to students, their use would increase."

Last year, the task force initiated an informal survey, which found that more than 85 percent of students supported the installation of condom vending machines. In addition to student approval, the force gained the "immediate" support of former Chancellor Daniel Aldrich and new Chancellor Barbara Uehling, Birch

said.

Officials put the project out for bid in the business community, but the two bids subsequently received "didn't pan out," according to Food Service Manager Kenji Matuoka. Servonation, a company that supplies other campus vending machines, then agreed to take the bid.

(See SAFE, p.12)



NEXUS FILE PHOTO

*"We aren't advocating free sex. We aren't advocating the prevention of children."*

— Ed Birch



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## Awkward Moments

# A Fish Story

While standing outside municipal court last week talking to a fellow reporter, I bumped into an old friend.

Dr. Huttenback didn't look bad at all, considering the circumstances.

"I'm sorry to hear about your goldfish," he said to me as he smiled. He still knew how to deliver a line.

I told him that he should actually be pleased. You see, what Huttenback didn't know was that when my fellow editors saw how distraught I became over the loss of Bob H., they went out and bought me not one, but two new goldfish.

And, I have to admit, Chancellor Uehling was pretty damn close when she predicted I'd call a new fish Barbara U. Actually, I named one Babs (no disrespect intended) and one Ollie.

Well, Babs died after a week. Must have been the Goleta water. Ollie is hanging in there like a tough Marine. We'll get another one, name her appropriately and give her another chance.

Welcome back to UCSB. We hope you're not living in the Santa Rosa dormitory. If you are and have nothing better to do in the next several days, we want you to sit down and read this issue from cover to cover. Then, if you feel you have what it takes to dedicate your entire life to the

staff of the *Daily Nexus*, you're sick! Go back home.

We're looking for a few good people to entertain and inform your fellow students. If you've already applied, we'll have our first staff meeting Wednesday, Sept. 16, followed by a blowout reception Friday, Sept. 25 at 2 p.m. to 5 p.m. and hopefully we'll be partying with a live band. We'll meet at the Nexus and meander into Storke Plaza. If you haven't applied yet, but can't wait to see your name in print, come on down to Room 1035 under Storke Tower and get your questions about the Nexus answered.

Enjoy the issue and let's welcome to the Nexus a man who is a personal friend of ours — Gonzo Journalist Dr. Hunter Thompson. You'll find his interview with Gary Hart in the opinion section.

Good Luck and Good Reading,

Steve Elzer,  
Editor In Chief

In Memoriam  
Babs  
Aug. 17, 1987 - Aug. 24, 1987

# A Note to the 200 Students who Applied for Nexus Staff Positions HEY YOU!

*We know who you are and we know where you live. Remember, you told us all that last spring when you gave us applications for news writing, photography and other assorted posts.*

*Now it's time to follow through. The Nexus will hold an informational meeting for new writers on Sept. 16, with training to begin on Sept. 18. We start at 10 a.m. sharp.*

*Both meetings are mandatory if you wish to become a Nexus staff writer or reporter for Fall Quarter. You can come whether or not you've already applied.*

*The first meeting will last until 1 p.m., earlier if everybody shows up on time.*

*It will take place at the Nexus office. It's located under Storke Tower and we needn't say where that is. One of the first requirements for a news writer is that they can find their way to the tallest building on campus.*

*Oh, and if you want to write Sports, Arts and Entertainment, Opinion, or Friday Magazine articles, you can find those respective editors in that same office.*

*And you can call us at 961-2691.*

*We'll see on Wednesday.*

## Daily Nexus

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- Ben Sullivan ..... Asst. News Editor
- Matt Welch ..... Campus Editor
- Adam Moss ..... Asst. Campus Editor
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Material Presents Minor Hazard

# EHS Finds More Asbestos

**By Adam Moss**  
Assistant Campus Editor, and  
**Ben Sullivan**  
Assistant News Editor

In a recent survey related to repairs, low levels of asbestos were found in several ceilings in the El Dorado West and Storke Campus apartments. However, if the ceilings are left undisturbed, the material poses no health risks to the occupants, according to UCSB Environmental Health and Safety officials.

Eighteen randomly tested El Dorado West apartments were found to have asbestos in their "cottage cheese" ceilings and subsequent testing of several Storke Campus apartments confirmed the presence of the substance there as well, EHS officials said.

Although not required to do so, the university has begun to remove the ceilings in six to eight of the El Dorado West apartments that show signs of water damage. A recent inspection of the 300 Storke Campus apartments revealed some ceilings with apparent water damage, but most of the ceilings there are in good shape, according to EHS Manager David Coon.

There are, however, residents who say their apartments never received such an inspection. "I'm very concerned about it (the asbestos) and I'd definitely like to have it inspected and corrected, but no one has ever come by," explained Kristie Wolfer, a Storke Campus resident.

Community meetings conducted by the university and a letter drafted by EHS officials have been used to inform residents of the affected apartments about the potential exposure to asbestos. "Our intent is not to hide it. Our intent is to be up-front about it," Associate Director of Housing Richard Frost said.

"Asbestos" is actually a common name given to six naturally occurring minerals with heat-resistant properties and a fiber-like structure, industrial consultant Dr. Stu Solat explained. This type of material was commonly used in housing construction until the late seventies, but has since been

banned from use, as lung cancer and several other types of lung disease have been linked to asbestos exposure.

While risks of contracting an asbestos-related disease are relative to exposure levels, Solat says that the material's presence in both nature and industry creates a constant background level of asbestos, thus implying that the risk, however minor, is always present. "It turns out that zero exposure in terms of asbestos is not a reachable number, because there's a background level of asbestos in the air," Solat said.

"It comes from natural sources — asbestos minerals in the ground. It comes

*"The risk of an asbestos-related cancer from living in a building with asbestos ... is about a third your risk of being killed by lightning."*

— Stu Solat

from (automobile) brake linings, it comes from various industrial uses of asbestos," Solat continued.

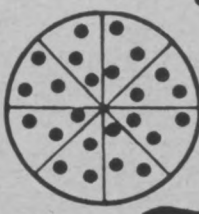

Despite the presence of asbestos in the air, the chances of contracting an asbestos-related disease are low, even in an apartment with asbestos in the ceiling, Solat said. "The risk of an asbestos-related cancer from living in a building with asbestos — not working with it, just being there — is about a third of your risk of being killed by lightning. Since we normally do not concern ourselves with being killed by lightning ... you begin to get the perspective that this is not the type of thing to keep you up at night," Solat explained.

Additionally, the paint covering a ceiling's "cottage cheese" layer helps prevent asbestos from escaping into the air, EHS Industrial Hygienist Ross Grayson added.

(See ASBESTOS, p.12)

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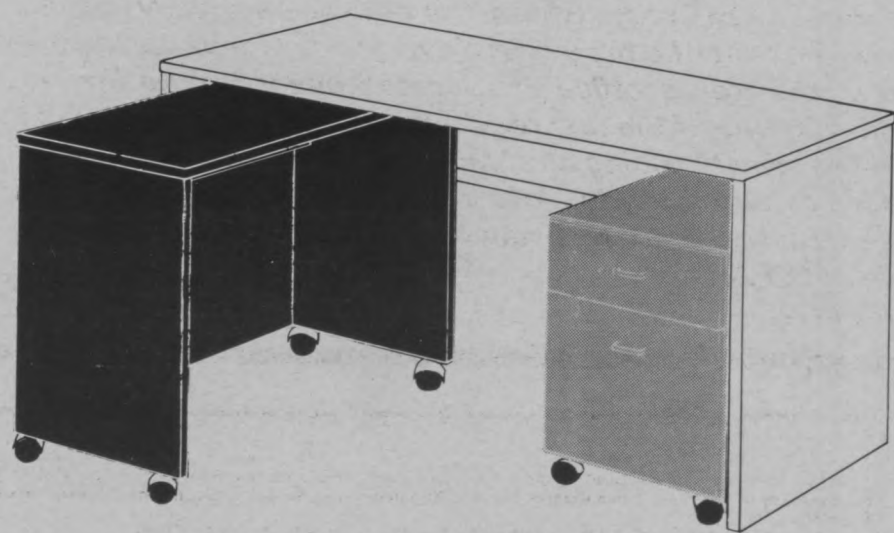
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# TRIAL

(Continued from p.1)

"The only reason I went around the house with that machine was because she (Mrs. Huttenback) asked me to.... She was my boss," Eaglesong said, explaining that she did not like the duty because the case was "unhandy to carry" and her hand was burned by the sparks the box produced.

Eaglesong never denied that she believes the Huttenback home to be haunted. She told of a conversation held with Mrs. Huttenback: "We discussed a little bit that the house seemed to be haunted," Eaglesong said, elaborating that the chancellor's wife believed the ghosts were concentrated in the room of their daughter, Madeline. The light machine was used constantly for "several days before it went out."

However, the testimony did not end with the black box. At Mrs. Huttenback's request, Grey Wolf, an Indian chief friend of Eaglesong's, was reportedly brought to the home to perform a "spiritual cleansing."

"We were not trying to prove that the house was haunted," Dalton said after the hearing. Rather, the unusual questioning was designed to discredit assertions that Eaglesong offered on Thursday.

"I thought that the cross-examination developed a great deal about Mrs. Eaglesong that affects her credibility," added Anthony Murray, the attorney representing Huttenback. "I think it raised doubt about the credibility of all her testimony."

One day earlier, Eaglesong contradicted the Huttenbacks' claim that many pieces of the silver were missing when the allegedly stolen items were found. The insurance fraud charges stem from the alleged theft, which investigators claim never took place.

Eaglesong recalled the day she found the silver under the couch in the Huttenbacks' living room. Mrs. Huttenback came home from errands and was surprised to see the silverware, she said. "She took the entire set out and counted it," Eaglesong explained, quoting the chancellor's wife as saying, "It's all here."

"I saw the entire set and not one piece was missing," Eaglesong said. She testified that she was aware of the contents of the set because she had cleaned the silver on several occasions.

When asked by Deputy District Attorney Darryl Perlin about Mrs. Huttenback's feelings toward UCSB, Eaglesong replied, "She constantly said she hated the university and she felt that her husband was worth a lot more than they were paying him."

Eaglesong said that Mrs. Huttenback bragged that "she would get all of the services she could at university expense. She said she was doing this because he was worth a lot more.... She would badmouth UCSB every chance she could."

And, Eaglesong recalled a barrage of university employees who were sent to the chancellor's home to perform various tasks. Even former Assistant Chancellor Betsy



© 1987 STEVE MALONE

UC President David Gardner shakes former UCSB Chancellor Robert Huttenback's hand in court before testifying against him.

*"She (Freda Huttenback) constantly said that she hated the university and she felt that her husband was worth a lot more than they were paying him."*

— Ernie Eaglesong

Watson would assist the chancellor's wife with menial tasks, she said.

"(Watson) would run errands and return sale items. On the last trip, she had to return something to the May Company in Ventura," Eaglesong testified.

Eaglesong also said that on one occasion, university carpenters "spent the afternoon moving clothes." Other odd jobs performed by UCSB employees included chauffeuring Mrs. Huttenback to look at roses in Pasadena, the sorting of Christmas tree decorations, the construction of a dog cage

(See TRIAL, p.6)

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Construction at Santa Rosa dorm has prevented 400 students from moving in. RICHARD O'ROURKE/Nexus

# DORM

(Continued from p.1)  
letter to the company Sept. 10 asking why there has been no response to the change order.  
Defending the contractor, Parton and Edwards Construction supervisor Steve Krauthoff explained that construction delays are not the contractor's fault. The contractor has determined the completion date for the renovation to be later than the university's deadline, Krauthoff said. However, he estimated the work will be finished "near" Sept. 16.

"We're just working very hard to get it done so the students can move in," Krauthoff said.  
Completion of the project, however, will likely be delayed beyond the new deadline because of "other matters under negotiation between the university and the contractors," according to Salisbury. The university cannot disclose the issues under negotiation due to legal considerations, he said. "University officials don't feel they can talk about the issues that haven't been resolved," Salisbury explained.  
All affected students have

been notified by mail concerning the contingency plans, Kirkelie said. "The main problem is going to be for people to get used to the idea of living in temporary housing," he said.  
Students will receive partial monetary refunds for the days that they are "inconvenienced," Kirkelie added.  
The housing office has calculated that students pay \$18.17 a day to live in a residence hall, Salisbury said. The relocated students will receive \$5.05 a day during the period spent away from Santa Rosa as compensation for the in-

convenience.  
The Santa Rosa renovation was intended to improve the seismic condition of the building through the use of concrete pilings. Also, new carpeting, doors and furniture will be installed and the walls and ceilings will receive treatment.  
Like Santa Rosa, improvements have also been made in the Ortega dining commons. Most of the construction has been completed there, however, and the facility will begin serving food when school starts. The Ortega construction has cost at least \$300,000, according to Kuntz.

# TRIAL

(Continued from p.5)

for the Huttenbacks' poodle, the relocation of a doll house, the building of a chicken coop, the repair of a swimming pool filter, the removal of a large treehouse, the repair of the chancellor's personal television and more, Eaglesong explained. Mrs. Huttenback also had a tree moved only "inches" from its original hole in the ground, she added.

The assistance of university employees was also given to the Huttenbacks' daughter, according to testimony. On at least one occasion, a secretary hand-delivered a term paper that was typed for Madeline's use, Eaglesong said. "I gave the papers to Madeline and she had a fit because the secretary hadn't typed a book reference page. I shouldn't say 'fit,' it was more ... a tantrum," Eaglesong told the court.

The Huttenbacks' daughter also threw a party that was problematic for Eaglesong and other university personnel, testimony revealed. "Maddy wanted to throw a beer party for her ... high school friends. The university sent a couple of people over to set up outdoor heaters and set up tables and so on for the party," Eaglesong said.

When she returned to work the following day, Eaglesong discovered that "the house was absolutely trashed. The yard was completely filled with beer bottles and broken glass." A university grounds crew was sent to clean up the house. Because of the damage, "the crew had to refinish the floor ... clean broken glass from the pool ... and scrub the stains off the tiles."

The housekeeper/housesitter, who worked for the Huttenbacks between 1979 and 1981, returned to the home to housesit for five weeks in 1983 when improvements were made throughout the residence. She said that during both of

her employment stints, Huttenback was aware of all the work completed by university employees and contractors.

"When Mr. Huttenback would come home from work, he was shown the work that was done that day by the university.... Freda Huttenback would show him. He would indicate that he was pleased and he didn't say too much," Eaglesong said.

Eaglesong was terminated by the Huttenbacks after filing a workers compensation claim with the university. When she first worked for the chancellor in 1979, her paycheck was paid by the Huttenbacks. However, when she returned in 1983, she was remunerated by UCSB. Because of the claim, she was advised by an attorney to chronicle events at the home during her employment.

That diary has been used by prosecutors to establish that the Huttenbacks did not use university and state funds solely (See TRIAL, p.7)

Date Completed	Project Description	Funds Charged	
		State Funds	University Funds
September 1983	Prepare a study to reduce basement flooding	\$ 445	
September 1983	Repair storm drainage system	6,200	
December 1983	Replace retaining wall	2,875	
September 1984	Repair roof	3,925	
November 1984	Install new flue and insulate	2,096	
December 1984	Design cooling system	774	
January 1985	Trim, prune, and cut trees	3,586	
February 1985	Repair and replace flooring	14,530	
February 1985	Refinish stairs and landings	1,945	
April 1985	Install motorized canvas sun screens	2,090	
August 1985	Replace flooring	10,830	
August 1985	Remove and replace window coverings	13,366	
October 1985	Install cabinets, counters, and appliances	18,534	
November 1985	Repair, replace and refurbish kitchen	40,595	
December 1985	Modify kitchen and dining room		\$21,466
January 1986	Furnish and install cabinets and appliances		18,536
March 1986	Re-line flue and realign ducts	4,290	
March 1986	Install cabinets and appliances	4,771	
<b>Total Contracts</b>		<b>\$131,540</b>	<b>\$40,000</b>

Date of Charges	Materials, Furnishings and Services	Funds Charged	
		State Funds	University Funds
May 1980	Chippendale desk		\$ 1,060
December 1982	Rug cleaning on site	\$ 565	
March 1983	Two temple jars	210	
November 1983	Plumbing supplies and parts	523	
November 1983	Silver candleholder	2,976	
November 1983	Tiffany silver	2,280	
December 1983	Sofa		1,810
January 1984	Tiffany forks		1,410
February 1984	Table and bar stools		824
March 1984	Chair and ottoman		468
March 1984	Fabric		279
March, 1984	Carpets		859
April 1984	Three trees	215	
April 1984	Bed		847
July 1984	Plumbing supplies	243	
September 1984	Restoration of antique table		458
October 1984	Five-drawer chest		1,153
October 1984	Sofa and fabric		2,431
January 1985	Lamp and tables		530
February 1985	Tea table		636
March 1985	Silk taffeta		106
April 1985	Miscellaneous		100
April 1985	Telephones		328
May 1985	Fabric		830
August 1985	Blue toilet	249	
August 1985	Chair, settee, and cocktail table		412
September 1985	Carpet cleaning		152
October 1985	Kitchen tiles		3,452
October 1985	Upholstery work		1,103
October 1985	Repair table top and chairs		525
October 1985	Plants	238	
December 1985	Household expense		60
January 1986	Kitchen work table and stools		397
January 1986	Victorian and rosewood chairs		329
January 1986	Tilt-top table		201
February 1986	Sump pump	669	
February 1986	Plants	212	
April 1986	Fertilization of plants	600	
<b>TOTALS</b>		<b>\$8,980</b>	<b>\$20,760</b>

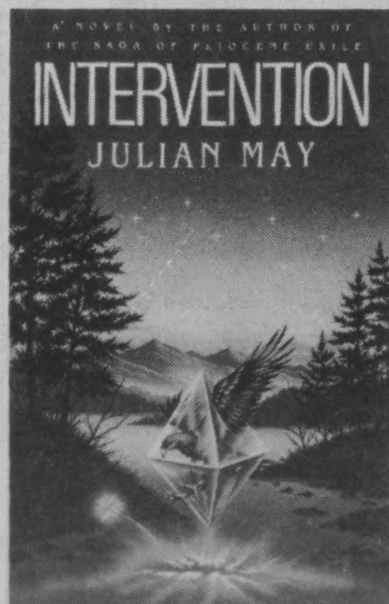
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# TRIAL

(Continued from p.6)

for entertainment purposes.

Three of the 12 charges against the couple relate to insurance fraud. Prosecutors claim that because the insurance company paid \$8,000 for the reported loss, which was later recovered, the silver belongs to the insurance broker. Therefore, charges of fraud and grand theft have been applied, as well as a charge of tax evasion for failing to report the \$8,000 claim on a 1983 California income tax return.

During the preliminary hearing, two insurance company representatives testified that the Huttenbacks never reported that their silver was recovered.

On top of the criminal charges, the *Daily Nexus* has learned that Mrs. Huttenback billed UCSB for the cost of a limousine when she traveled to Woodland Hills, Calif., to pick up the \$8,000 insurance settlement.

Other charges against the couple involve the alleged embezzlement of university funds to improve the Mission Canyon home. Prosecutors maintain that the former chancellor authorized more than \$140,000 in personal expenditures above and beyond his \$37,040 a year housing allowance.

The remainder of the criminal charges allege violations of the income tax code for failure to report home improvements provided by an employer.

To back up the tax violations, district attorney officials subpoenaed Horace Pitts, an investigator for the California Franchise Tax Board. Pitts told the court that the \$271,240 in state and university money that was inappropriately spent at the house constitute gross taxable income that should have been reported for each of the years that the Huttenbacks received a benefit.

Pitts added that money legitimately used for entertaining

on behalf of the university is considered tax exempt. Huttenback and his attorneys have asserted that the expenditures were all for the purpose of entertaining guests in "public" areas of his home.

Gardner testified on the first day of the hearing that he never granted Huttenback authorization to expend university funds beyond his allowance. "I was not aware that it was occurring," Gardner said.

He also said he did not have authority to grant such approval, explaining that only the University of California Board of Regents could allow such expenditures. "The authority to make such decisions has not been delegated to the president or anyone else, for that matter.... The arrangement was made by the regents and only they could amend it," Gardner said.

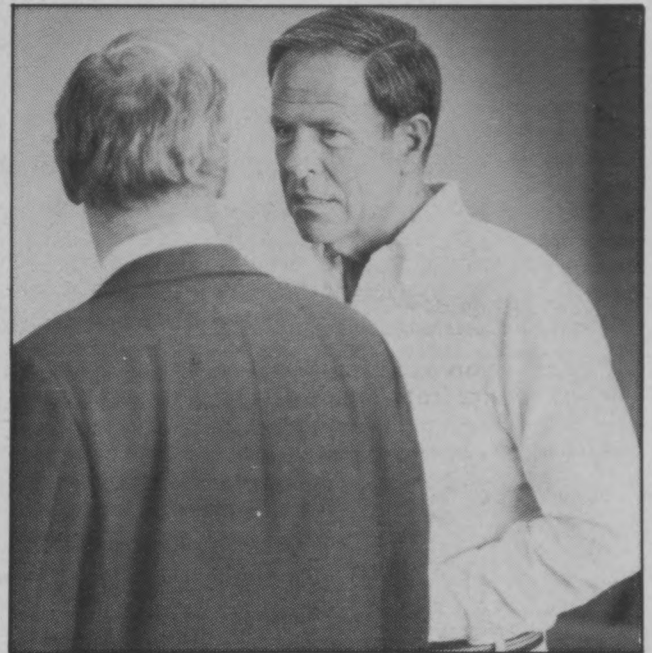
Other witnesses included Santa Barbara Sheriff's Department Detective O.B. Thomas; Huttenback's attorney and personal friend Douglas Schmidt; Phil Marking, a tax attorney who advised Huttenback on home expenditures; UCSB Police Sgt. Sue Malloy, the investigating officer for the silver theft; Dore Tanner, a certified public accountant who served as lead auditor for the California auditor general; and Gus Munoz, a university grounds supervisor.

Defense attorneys have called the prosecution's evidence "very weak," but they declined on several occasions to be interviewed for this article. The attorneys, both from Los Angeles, are highly skilled criminal defenders, according to colleagues. Murray, Huttenback's attorney, is a former president of the California State Bar Association and Dalton, Mrs. Huttenback's counsel, is currently vice president of the California State Bar Association.

Perlin, however, disagrees that his case is weak. "I have the utmost respect for defense counsel — they are first-rate lawyers. But, they will not be enough to save the Huttenbacks from being convicted," he said.

Many people, however, do want to save the Huttenbacks

from conviction. Appearing in court last week to show support for the pair were former assistant chancellor Betsy Watson, former UCSB political consultant Hazel Richardson, Hope Ranch resident H.R. "Bob" Haldeman — a leading figure in the Watergate scandal — and Bank of Montecito executive John O'Keefe.



Watergate figure H.R. "Bob" Haldeman chats with former Chancellor Robert Huttenback during the Huttenbacks' first day in court last Monday. Haldeman is a former regent of the University of California. © 1987 STEVE MALONE

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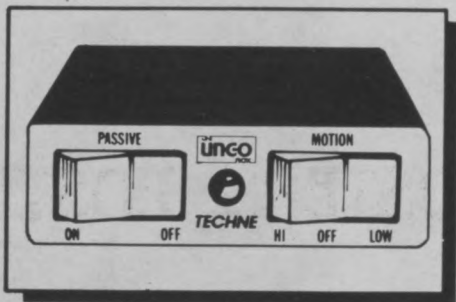
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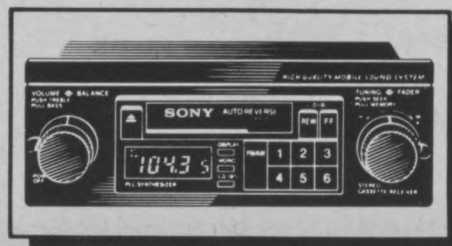
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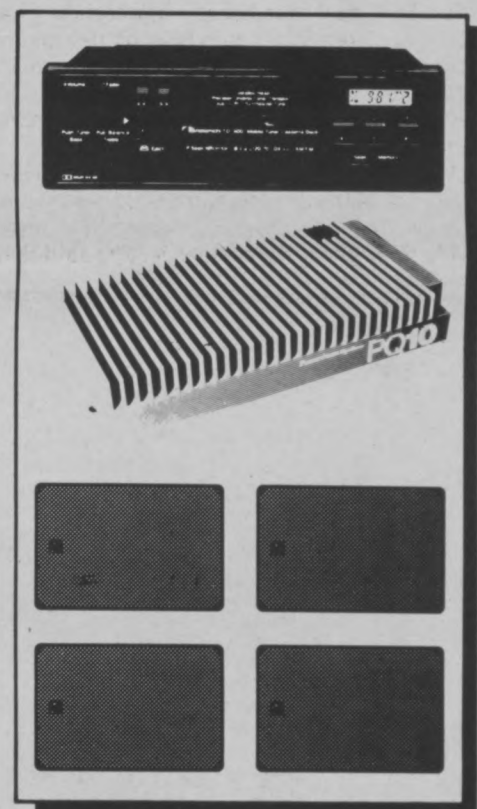
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Tuesday September 29	6:00 p.m.	KCSB-FM New Show Proposals
Wednesday September 30	6:00 p.m.	AM & FM General Staff
Saturday October 3	11:00 a.m.	KCSB-FM Fall Scheduling
Saturday October 17	afternoon	KCSB Staff Development Held at Cliff House

All meetings are held at KCSB  
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For further information: contact KCSB (961-3757)

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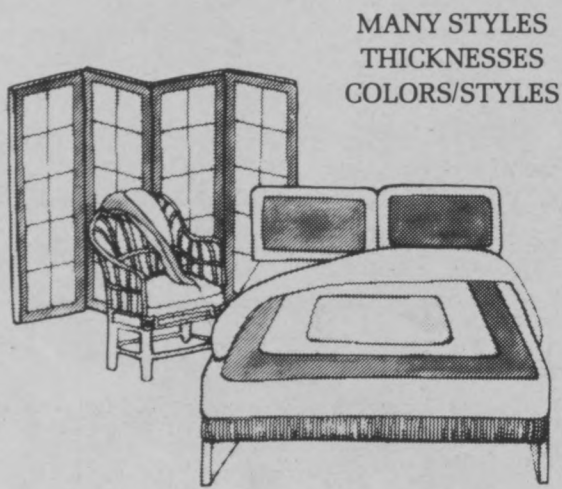
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# Judge Acquits UCSB Athletes

## Players Ruled Innocent of Trespassing, Rioting

By Patrick Whalen  
Sports Editor

Criminal charges against three former UCSB baseball players have been dropped, ending a months-long controversy that has left a mark on both the campus' athletic department and its student government offices.

Steve Connolly, Tom Logan and Greg Vella, all charged with rioting and trespassing at a March 22 Del Playa apartment party, were acquitted by Judge Frank Ochoa Aug. 14 during a pretrial hearing in South Coast Municipal Court.

The three were among six charged on May 15 by Santa Barbara County Sheriff's Department detectives after a violent late-night altercation sent three of the apartment's residents and guests to the hospital. The others charged were John Enea, Stephen Kirby and Michael Turiello, who were in high school at the time.

Kirby received the stiffest penalty at the hearing — two years' probation and 80 hours of community service — after pleading guilty to a trespassing charge, while Turiello and Enea each received one year's

probation and 40 hours of community service on charges of disturbing the peace.

Controversy surrounding the incident reached a peak Spring Quarter when members of the Associated Students Legislative Council called for an immediate reprimand of the athletes.

A letter from the council dated April 21 criticized UCSB baseball Head Coach Al Ferrer for not suspending the players accused in the

school students crashed the Del Playa party and were subsequently told to leave, according to several hundred pages of testimony. The students were reportedly in the company of Mike Goddard, a baseball player from Serra High School in San Mateo, Calif., who was then being recruited by the UCSB baseball program. Goddard's recruitment has since been dropped by the UCSB baseball program and he is currently attending Fresno State.

Supposedly, several of the high school students had an argument with those at the party. They were soon forced to leave and went to a local apartment where many

Kirby — the main instigator of the violence by most accounts and also an acquaintance of Goddard. However, the UCSB athletes said that they were trying to break up the altercation, rather than participate in the violence.

Initially, it was reported, the victims thought the entire group was UCSB baseball players because of their dress — baseball caps and UCSB baseball sweatshirts — and because another Gaucho, Jeff Cesari, had gone up to the apartment carrying a baseball bat, although he was never accused of using it in the altercation.

Ferrer was cautious about taking action. "When I met with the victims, I said, 'Hey, I'm as upset about this thing as you are, and if you were my sons and daughters I would want something done to these guys too. If they are guilty, I'll nail 'em to the wall.'" Ferrer explained.

"And then, when we found out it wasn't (the athletes originally identified), I said, 'What if I would have kicked these guys off the team?' Now, if I was their parent and my son was keeping his nose clean and working his butt off and he gets kicked out of the program and loses his scholarship money, basically, (the coach has) said he's guilty and now he's going to court with his coach having said he's guilty. I'd be furious," he said.

Amidst the confusion and differing accounts, Morrison was wedged between a student government demanding retribution and an athletic department waiting to see the charges proven before taking action.

"I don't want to see anyone nailed for something that they didn't do... (but out of) the internal investigation that we conducted (in the athletic department) — and believe me it was very, very lengthy and very thorough and very repetitious — we went back and forth and were still confused," Morrison said.

"Stories kept changing, the information I was getting from both victims and the accused kept changing, and the identities of people kept changing. All the information that came forward to me was so confusing that I forwarded that information on to our university counsel up at Berkeley.

"(The counsel) said, 'My gosh, you don't have anything very conclusive,' and I said, 'That's what's exasperating to me. I don't have anyone I can really grab by the shirt collar and throw out of here, if in fact they were involved in that attack on these students.' That bothered me to no end," Morrison said.

Further compounding the confusion during the information-gathering, Ferrer was in the midst of trying to coach a nationally ranked baseball team that had just opened its season.

"It basically destroyed us," Ferrer said. "There's no question. I'd get upset with the players.... It was hard to concentrate.... We went to practice every day trying to have this close team unity that we build every year, and we've got this cancer inside of us."

Connolly, however, believed the incident and surrounding controversy (See TEAM, p. 12)

*"The first phone call I got the day after was, 'Hey, the baseball team attacked the party with weapons.' Well, that was 100 percent wrong."*

—Al Ferrer

incident and also charged Ferrer and the athletic department with a "lack of action" in dealing with the matter.

Ferrer and UCSB Athletic Director Stan Morrison pledged several times throughout the quarter that action against the student athletes would be taken if sufficient evidence was gathered against them. When criminal charges were filed, the department said the accused would be reprimanded if they were found guilty.

Although the case is now considered legally completed, it still provokes strong feelings from those connected to it.

"What can I say about (the case)? It happened. All I know is that I've suffered because of it, reputation-wise," said Logan, who will return to UCSB this fall as a student only. His athletic eligibility expired at the end of last season.

"It's hurt me.... A lot of times it seemed like somebody was going after somebody, and they went after me. Well, they succeeded. It's been so frustrating. With all the stories appearing in the papers every day, it made me look like I was guilty," Logan said. "I guess I can say I'm glad it's out of the way."

Karen Drews, who was at the party and sustained a bruised temple while attempting to prevent the melee from occurring, believes "it's horrible (that the charges were dropped).

"I can't believe that they're not even getting anything. It's ridiculous. We positively (identified) who the guys were and yet nothing's happened to them," Drews said.

Identifying and trying to ascertain who was actually involved in the incident was a time-consuming and often frustrating task for law enforcement officials and athletic department personnel during inquiries into the events of the night of March 22.

The altercation stemmed from an incident that occurred a few hours earlier that evening, in which several out-of-town high

members of the UCSB baseball team were playing poker after having returned a day early from a tournament in Fresno, Calif.

There, the high school students reportedly tried to convince the UCSB players that some people at the party had insulted the campus' baseball program and that they should return to the Del Playa apartment. To appease the group — and as a joke, some have said — several UCSB players accompanied them back to the party.

Their confidence bolstered by the company of the UCSB athletes, the high school students stormed the stairs to the apartment upon their arrival and immediately started an altercation, according to testimony. Reportedly, the UCSB athletes followed them up the stairs.

All accounts agree on what happened next — chaotic and brutal fistfighting. Several at the party received blows to the head and one individual suffered a broken cheekbone, a broken nose and a forehead laceration requiring eight stitches. None of the alleged attackers reported injuries.

Differing accounts describe what occurred once police officers arrived, but no one was arrested. The next day was marked by accusations against members of the UCSB baseball team as an uproar swelled over who was responsible for the violence.

"The first phone call I got the day after was, 'Hey, the baseball team attacked the party with weapons,'" Ferrer said in a recent interview. "Well, that was 100 percent wrong. But, it appeared in the papers — people just being quoted that way — and that caused a lot of reputation damage."

The confusion continued when victims and witnesses set out to identify who was involved in the incident by looking through program mug shots of the baseball team. Several UCSB players — some who were proven to have never gone to the apartment — were identified as being involved, according to Ferrer, because they were similar in appearance to

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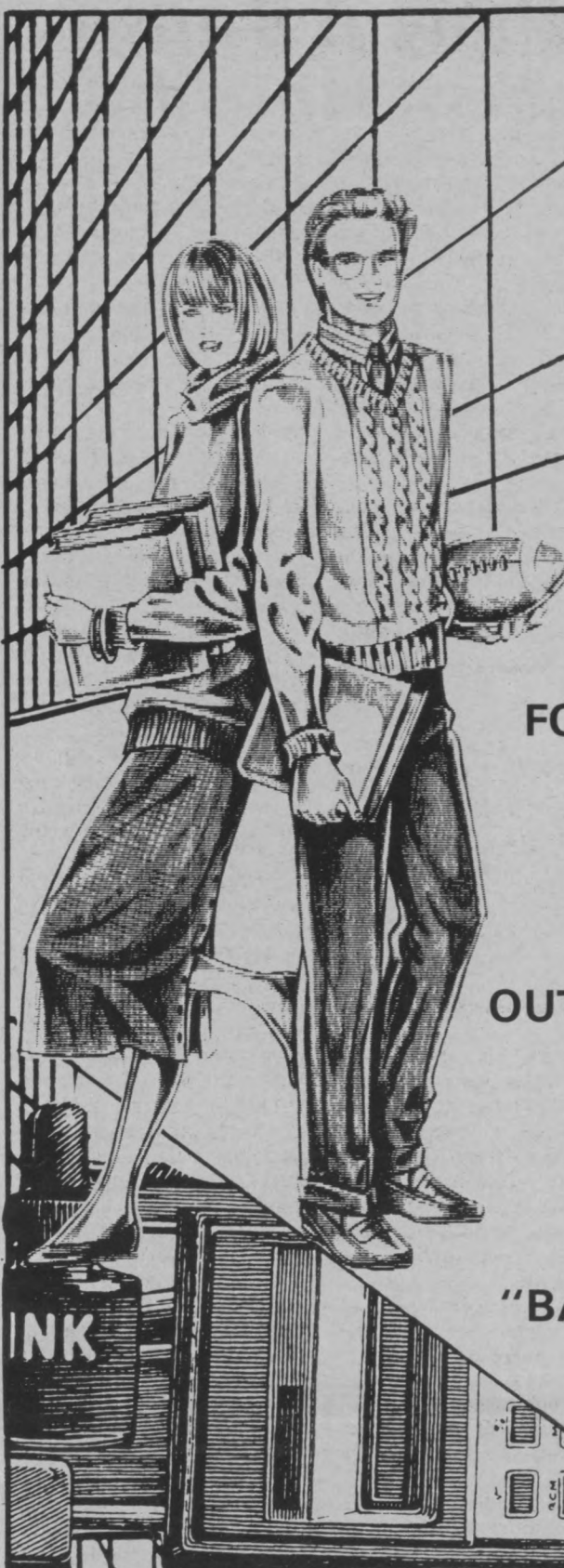
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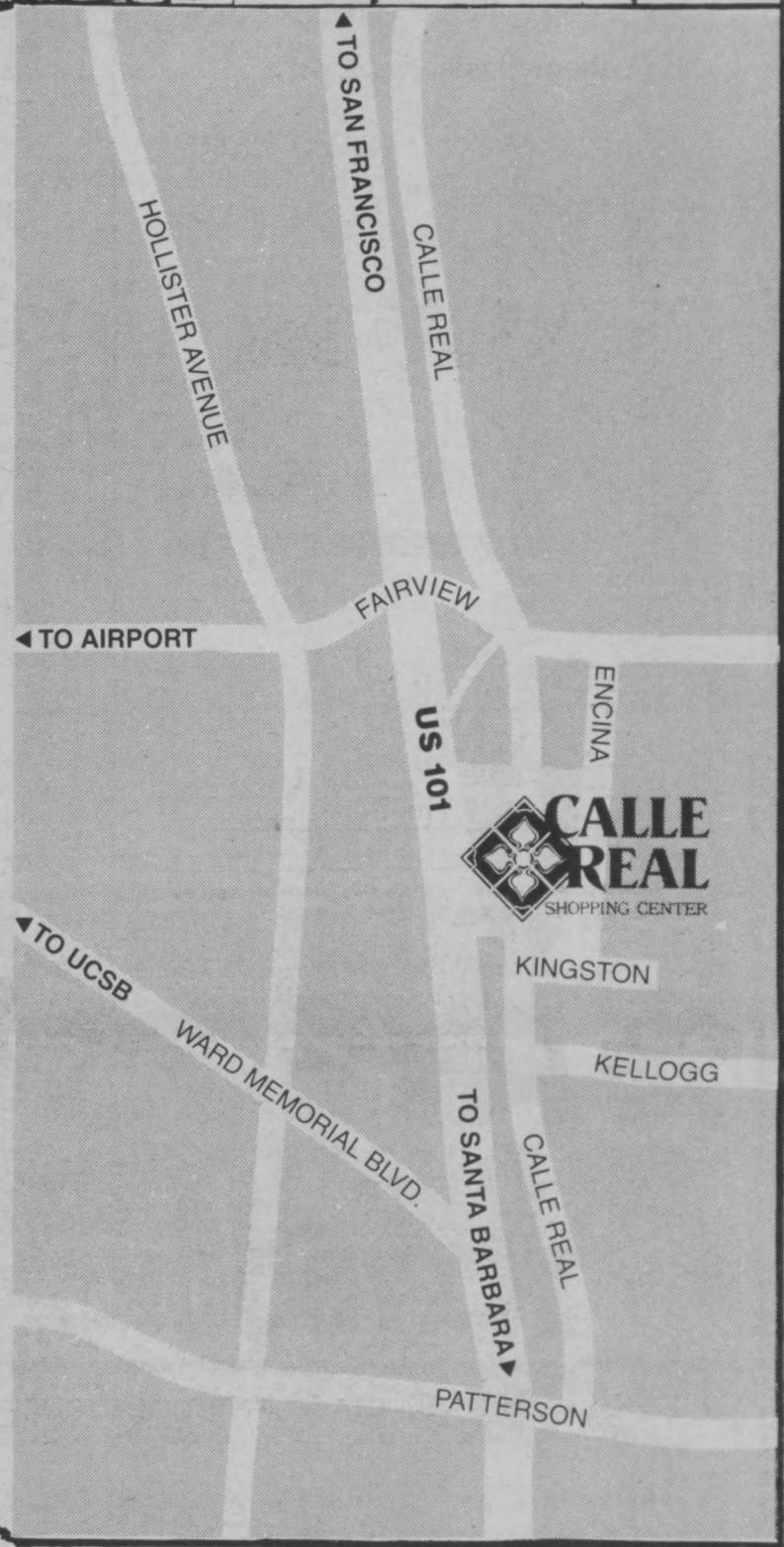


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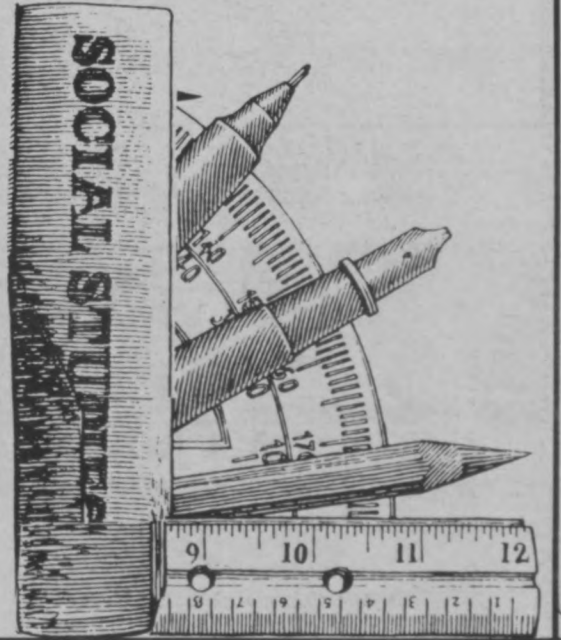
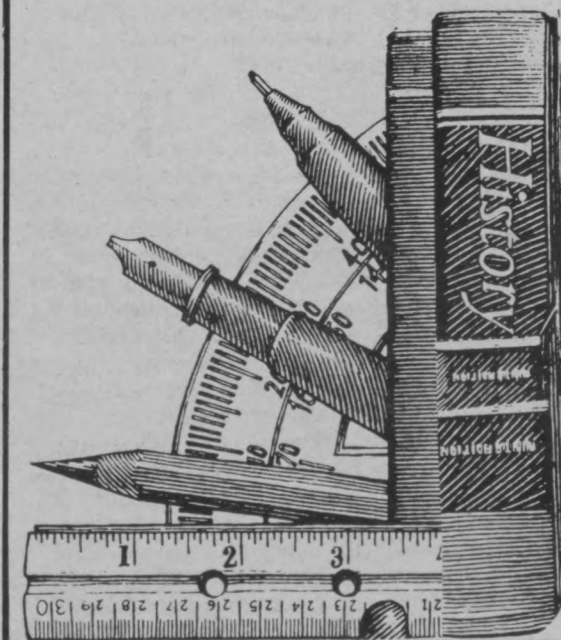
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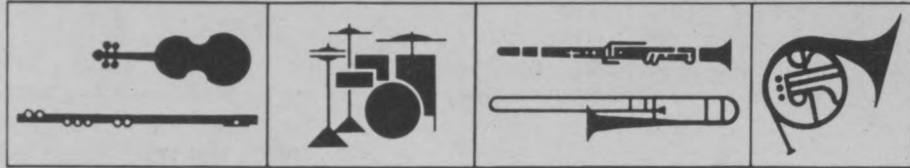
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# Steady Enrollment Brings Surplus Student Housing

**By Matt Welch**  
Campus Editor

For the first time in years, UCSB is expected to hold its Fall Quarter enrollment level equal to or lower than that of the previous year.

"Last year 18,005 enrolled Fall Quarter. This year we're estimating the same number," said Vice Chancellor of Planning and Analysis Richard Jensen. "We got some bets in the office on whether we'll be above or below that." The estimate carries a 1 percent margin of error.

After unfamiliarity with last year's new multiple application admissions system led to an unexpected surplus of students, the campus redefined admissions formulas, Jensen said. Because of this, he believes the probability of coming up short of the targeted enrollment is "greater than the probability of going over. We felt pretty comfortable this year."

By accepting fewer new students this year, officials were able to stem an enrollment that has increased annually since 1979. For the 1987-88 school year, Jensen expects 4,250 new students to enroll (3,200 freshmen and 1,000 transfer students), in comparison to last year's total of 4,886 (3,802 freshmen and 1,084 transfers).

Although enrollment was held steady, UCSB received 2,000 more admission applications this year. As a result, the collective quality of the students admitted increased. The incoming UCSB freshmen have a 3.52 average high school GPA, as compared to 3.44 last year. Average freshman SAT scores also increased from 1,064 to 1,080. Additionally, 25 percent of the new students this year will be minorities, a 2 percent increase from last year's figure.

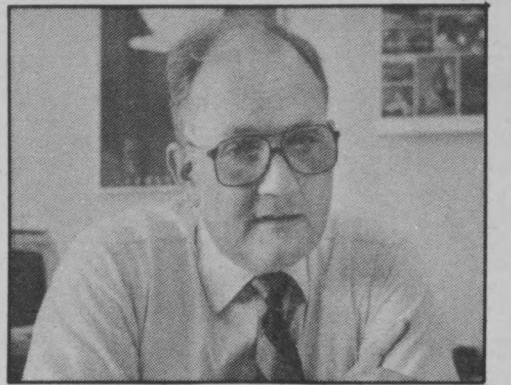
Due to the decreased number of new students, the traditional Winter Quarter and Spring Quarter enrollment drop-offs will probably be less pronounced than in years

past, Jensen explained. "We're going to be right on target," he said.

This year's restrained enrollment has also had a major impact on the local housing market.

University-owned housing is expected to have between 250 and 300 vacancies at the outset of Fall Quarter, Jensen said. "We don't usually have them (the vacancies)... We haven't had something like that since the mid-seventies."

Unusual numbers of vacancies have also been noted by Joan Mortell, director of UCSB's Community Housing Office. "We have a lot of options," she said. "There are many more vacancies this year than in



**Vice Chancellor of Planning and Analysis Richard Jensen**

years past."

UCSB will be able to handle part of the financial burden caused by the vacancies because it's budgeted for an enrollment of 18,250 students. "I think we'll do all right," Jensen said.

CHO officials are hoping many students will utilize the office, since there should be a wide variety of housing opportunities available this year. The office provides direct personal guidance, features a housing bulletin board and six-minute housing phone recording, and offers "all kinds of one-page educational sheets," Mortell said.

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## TEAM

(Continued from p.10)

was only a sideshow.

"I don't think it had that big of an impact on our season, because I didn't think much of it," he said. "I was just kind of surprised, when I looked in the paper every morning and saw my name saying I had done these things. That kind of disturbed me, but I know inside that I didn't (assault the people at the party), so I didn't let it affect me."

Others, however, still hold the UCSB trio responsible.

"The guys who were doing

the incredible amounts of violence were the guys who stormed through the doors first (reportedly the high school students)," said apartment resident Steve Davis, who called the Isla Vista Foot Patrol once violence broke out.

"But, the fact is, they never would have come in the first place without their buddies and they all share equal responsibility in that sense," Davis said. "My point is, if it was such a joke, why did they ever go to the party in the first place?"

"Basically, I really think the whole affair has been pretty sad as far as reaction

to it by authorities," said John Schafer, a former legislative council member who authored the letter to Ferrer. "The police were taking it as if it were a basic fight, but basically it was a slaughter," he said.

"It was tough for me because accusations were being hurled that nothing was being done and that was 100 percent incorrect," Morrison countered. "But first and foremost... (the athletic department) does not condone (violence), we will not tolerate it in any way shape or form from any student athlete or from any student, for that matter."

## ASBESTOS

(Continued from p.3)

Although the asbestos level in ceilings is considered low, Solat recommends that residents take precautions against agitating the surface of their ceilings. "You can avoid the majority of exposure to asbestos by knowing where the asbestos is and not doing

activities that create asbestos dust," Solat said.

"Taking a feather duster to... clean some spiderwebs out of the corner is probably not a problem.... Taking a broom to the ceiling is not a great idea, bouncing balls off the ceiling is not a great idea, drilling holes in the ceiling to put a hanging lamp in is not a great idea. These are activities that really should be curtailed," Solat concluded.

## SAFE

(Continued from p.1)

"We were very cautious about who we selected," Matuoka said.

Installation and maintenance of the vending machines will not cost the university any money. "The company that makes the bid... takes the profits and gives a percentage of the proceeds to the university," UCen Director Alan Kirby said.

The task force considered placing the machines elsewhere on campus, but chose dormitories and the UCen because they are student affairs buildings. "The library is an academic facility," Baumann explained. "For the sake of getting something, we decided to push for the student affairs buildings."

Off-campus dormitories

such as Tropicana and Francisco Torres will not feature the machines, however, because the buildings are not under campus jurisdiction, Baumann explained.

Upon installation of the machines, UCSB will become the second UC school to have condom vending machines on campus. UC Santa Cruz used vending machines for the last two weeks of Spring Quarter 1986-87 and UC Berkeley is planning to install condom vending machines soon, according to UCB Vice Chancellor John Cummins.

Reaction from the UCSB student community will have to wait until after move-in day, but members of the Associated Students Legislative Council have expressed strong support for the project.

Representative-at-large Dan Zumwinkle was investigating the possibility of having A.S. arrange for installation of condom vending machines until the organization received a letter from the Student Health Service explaining the task force's intentions.

The university was not worried about possible concerns from students and alumni that the machines would be considered inappropriate in the educational setting. "The only concerns I heard about that were from people from the media," Birch said.

"We aren't advocating free sex. We aren't advocating the prevention of children," Birch said. What the university does advocate is a greater use of condoms by sexually active students, he said.



## Towne on Probation and Will Repay Campus \$1,000

By Steven Elzer  
Editor In Chief

Ted Towne, the assistant vice chancellor of Facilities Management who resigned amidst controversy last May, pleaded no contest to a misdemeanor charge of accepting improper gratuities from the campus in a recent court appearance.

Towne will be placed on two years of probation in lieu of a jail term and will reimburse UCSB \$1,000 for items he improperly procured while he ran the campus's Facilities Management division. As part of a plea bargain negotiated by his attorney, Karen Randall, and Santa Barbara County Assistant District Attorney Patrick McKinley, Towne will also be fined an additional \$1,000 by the county.

Although the no contest plea arrangement is equivalent to an admission of guilt, Towne will have his criminal record erased after completing his term of probation.

Towne was prosecuted after an investigation revealed that the former administrator had made various landscape-related improvements to his home that were paid for with university resources.

Last May, informed sources close to the investigation said that Towne obtained manure, dicentra seed, and other gardening supplies and tools from a Goleta nursery and billed the items to the university. Towne also allegedly used leftover stock from UCSB gardening projects for his off-campus residence at 6 E. Constance Ave. in Santa Barbara.

He resigned his \$72,000 per year job after questions were raised regarding his improper use of campus funds.

Towne did not appear in South Coast Municipal Court during the Aug. 21 proceeding. He was represented by Randall, who entered the plea on his behalf. Outside the courtroom, Randall said that her client is pleased with the

outcome. She was unable to be reached for further comment last week.

Although the loss to the university was estimated to be only \$910, the district attorney's office was obligated to prosecute the case, McKinley said.

"When I first heard about the case, it appeared to be nickel-and-dime stuff," McKinley said last week. "It was 'Pick me up a fuchsia when you're at the nursery,' that kind of thing. But when we went and really looked at it, there were a lot of nickels and dimes.... We couldn't ignore it."

In addition to home improvements, Towne allegedly retained a university employee to paint and repair his private car with supplies purchased by UCSB. Four new automobile tires were also purchased by Towne and charged to the campus shortly before he traveled to Sacramento on a university business trip. The tires were returned when he was questioned about the purchase by his supervisor.

"Although most of the stuff was small-time, it was blatant. We had him saying 'I want gardening tools.' This became more serious than a \$5 or \$10 item and it went on for a year or two. We think it stopped in 1983," McKinley said.

Had the case not been negotiated, Towne could have faced a charge of embezzlement, which carries a three-year prison term.

Towne is the third UCSB administrator to face court proceedings during the last nine months. Former Chancellor Robert Huttenback and his wife Freda are currently involved in a 12-count felony preliminary hearing. And, Holger Chris Ferdinandson, Towne's number-two man in Facilities Management, was convicted last year of leading an embezzlement/kickback scheme that bilked the university out of an estimated \$250,000.

Towne plans to sell his house and move to Chicago to retire with his family.

He came to UCSB in 1977 when hired to direct physical planning. He was promoted

to assistant vice chancellor in 1984.

Towne's resignation and conviction is just one of a series of blows affecting his department. Since late last year, Facilities Management leadership has been viscerated. It began



Ted Towne, former head of Facilities Management

with the December 1986 arrest of Ferdinandson, who at the time served as the manager of operations and maintenance. Then came Towne's May resignation. And, in July, Chancellor Barbara Uehling fired Vice Chancellor of Administrative Services Robert Kroes. Among his many duties, Kroes was the chief supervisor for Facilities Management. Within one year, the three top administrators of the division have been removed.

To stabilize campus administrative matters and particularly Facilities Management, Uehling sought the services of retired UCLA Administrative Vice Chancellor James Hobson. Hobson, a 20-year veteran of the UC system, will serve as a special assistant to the chancellor for the next five months.

Hobson is familiar with UCSB's Facilities Management unit because of his recent experience as a UCSB consultant. Officials consulted him when Ferdinandson's troubles in Facilities Management were discovered.

Hobson believes that, despite the battering it has taken in recent months, Facilities Management is a strong support unit for the campus.

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## Huttenback to Teach Fall History Course

By Matt Welch  
Campus Editor

Former UCSB Chancellor Robert Huttenback, who has written a number of books on British Imperialism, will be teaching a history seminar entitled "British Empire" on campus Fall Quarter.

The seminar, History 139A, is to be held in Girvetz 1116 and will deal with "the British imperial experience from its origins to the present." The class has a maximum enrollment of 15 students and presently 11 have enrolled, according to the history department.

Huttenback currently faces charges of tax fraud, insurance fraud, grand theft and embezzlement for events that led to his resignation in July 1986 and has filed a countersuit against the University of California.

When he resigned, however, Huttenback

maintained his status as a tenured professor at UCSB. The University of California cannot fire Huttenback unless he is found guilty of criminal charges.

"He's entitled to his job," UC spokesman Mike Lassiter said. "We had felt that money had not been spent properly and he paid it (back).... We're square with him."

Huttenback reportedly misspent \$174,000 in university funds on his off-campus home, according to a UC audit, and the university subsequently asked for the money back. Huttenback agreed to repay it, but has since claimed that university officials deceived him in arranging the agreement.

Current Chancellor Barbara Uehling was unavailable for comment on Huttenback's teaching of the course, but Vice Chancellor of Student and Community Affairs Ed Birch responded,

"He's a faculty member on campus. Why shouldn't he teach?"

UCSB Associated Students President Curtis Robinson, however, is "filled with anger" at the situation. "I'm going to write a letter.... I might just call for a boycott of that class," Robinson said.

Although he understands the legal aspects of Huttenback's right to teach on campus, Robinson believes that having a man who "ruined the reputation of UCSB" teach here is "still a slap in the face to the students."

When asked if Huttenback's teaching a course at UCSB is a slap in the face to the faculty and staff as well as to the students, Birch was unable to respond. "I'm just not in a position to comment on that," he said.

Huttenback refused to comment on the issue, other than to confirm that he would be teaching the class.





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# County Faces Difficult Issues

## Oil Platforms, Goleta Cityhood, and SB Homeless Pose Conflicts

By Wade Daniels  
County Editor

### ARCO

An issue currently unresolved that could have a profound effect on local residents is the ARCO oil and gas company's bid to construct three additional oil drilling platforms off Coal Oil Point, which lies immediately west of Isla Vista.

In May, the State Lands Commission voted 2-1 against ARCO's proposal, believing significant damage could be incurred to UCSB's Marine Resource Institute, as well as unmitigable environmental damage to the surrounding community. The lone vote in favor of the project was from the State Finance Department's Deputy Finance Director Nancy Ordway, who disagreed with the other commissioners' assessments and claimed that ARCO had negotiated fairly to alleviate the concerns voiced by community members.

ARCO responded to the

denial by filing a \$796 million claim for damages against state and county agencies, charging that the state did not possess the authority to deny permission for the project and that just compensation for "ARCO's interests" was not given. In the county claim, the company stated that a 1981 memorandum of agreement between ARCO and state and county agencies was breached.

This "seepage agreement" called for ARCO to install two underwater structures to capture natural gas and oil seepage. In return, the Santa Barbara County Board of Supervisors would "require the county ... to get (ARCO) future permits," Santa Barbara County Counsel Ken Nelson explained.

As yet, neither the county nor the state has responded to the claims, but ARCO has set a mid-September deadline for them to do so. If the agencies ignore or deny the claims, the next step will be a lawsuit, according to ARCO.

"The county will certainly deny the claims," Santa Barbara County Supervisor Bill Wallace said. "The county is not a permitting agency and was only exercising its First Amendment rights by giving its input into the situation."

### Incorporation

Local voters will decide the fate of Measure Q, a proposal to combine Isla Vista and the adjacent city of Goleta into a single incorporated body, in the upcoming November elections.

In 1985, a similar measure was voted down. Last year, 62 percent of Isla Vista voters opposed such a measure on a November plebiscite and 5 percent of the Goleta voters signed a petition in support of a separate city of Goleta, not including UCSB or Isla Vista.

Opinions about how changes in Isla Vista's current status as an unincorporated area of Santa Barbara County would affect local businesses and landlords differ among the local

residents.

"It's all pretty speculative," Santa Barbara County Supervisor Bill Wallace said. "It would depend a lot on if the new city council was pro- or anti-business."

"If you have a limited geographical area with a high population like Isla Vista, the services needed are going to put a heavy demand on the source of revenue," Isla Vista Bookstore owner Dennis

programs, or face possible closure.

Although the deadline for compliance with the ordinance was July 20, dump officials have been granted a stay of execution on it until at least Oct. 21, while courts examine whether the county had the authority to issue such an ordinance.

"The facility is appealing based on (SB 501)," said Richard Runyon, the Santa Barbara County Department of Health Services Hazardous Materials Program Manager. "What the courts are reviewing is: Can we regulate them (Casmalia Resources) at all, and are our regulations unreasonable?"



One inhabitant prepares lunch at the "Hobo Jungle," a downtown Santa Barbara encampment of homeless people.

Tokumaro said. "I have no doubt that taxes would be raised as a result of cityhood or incorporation, which means businesses will have to raise prices."

### Casmalia

Residents of Casmalia, local environmentalists and the operators of Casmalia Resources, a Class I toxic waste disposal facility, continue to debate the safety of the town's dumpsite.

The dispute has plagued Casmalia, a small town located in the northern region of Santa Barbara County, since the dumpsite's establishment in 1972. Residents claim the dump is unsafe and poses health hazards to those who live in the area, while dumpsite operators say otherwise.

A California Senate bill, SB 501, prohibits closure of Class I dumpsites without proof of substantial endangerment to human health and the environment. In 1985, a "501 hearing" determined the facility presented no danger to local residents and should remain open. Despite this, the Santa Barbara County Board of Supervisors issued an emergency ordinance this May, advising the dump to improve what the board viewed as inadequate air and water monitoring

### Homeless

While Santa Barbara is generally considered to be an affluent area — a home to movie stars and corporate executives — a significant number of homeless people reside in the city's streets, parks and vacant lots.

Santa Barbara's no-camping ordinance often leads to conflict between the homeless and local officials, such as police officers or park district workers, who say the homeless are defying the ordinance. Although outdoor sleeping is allowed, any temporary or permanent structures may be construed as camping gear and thus lead to a violation of the ordinance.

Currently, the Santa Barbara Homeless Coalition is asking the city to seek some of the \$500 million recently set aside by Congress to help aid such situations. The money would be used for transition housing, emergency shelter and food programs, according to coalition member Jane Haggstrom.

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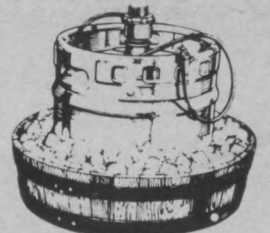
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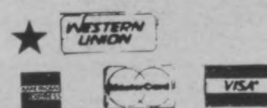
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