

Specified fees declared illegal tuition

by Randy Stapilus
of the Argonaut Staff

U of I Financial Vice President Sherman Carter has been directed to "cease and desist" collection of present Uniform Student Fees declared illegal and unconstitutional by the Administrative Hearing Board.

The fees declared illegal, which amount to \$30 of the present \$200 paid each semester by students, are payments on bonds of the Education building (student fee: \$5), the University Classroom center (\$10), the Stadium Roof fee begun earlier this year (\$5) and a \$10 fee for "university facilities."

However, again by a majority vote of the board, no refunds should be made to either those people who paid under protest or others.

The board also found Carter innocent of "any wrongful conduct, or any arbitrary or capricious act."

Some persons had alleged Carter had acted capriciously by collecting fees under protest and then not reporting the matter to the board of Regents. The AHB cleared him unanimously.

Several individual board members have said in addition that the burden is now on the university to appeal the case, and some have gone so far as to say Carter and the administration must appeal to the Board of Regents or be in violation of a board ruling.

However, board members and others do not agree on the exact jurisdiction of the board, and exactly what its charge implies. Carter

alleged, in making his statement on October 22, that "the jurisdiction of the Hearing Board does not extend to the review of the legality of Boards of Regent's policy "(according to the board's Statement of Facts.)

Student representatives seeking an end to the Uniform Student Fees-or at least part of them-had appeared before the Administrative Hearing Board October 22. The AHB has deliberated since then, releasing its statement yesterday.

The report organized the questions raised by the Committee for Student Rights (which is trying to establish that the fees are tuition and are therefore illegal) into five categories:

-Is the whole of the Uniform Student Fee actually "tuition," which is not allowed by the Idaho Constitution?

-Is any part of it unconstitutional?

-Did Vice President Carter "act arbitrarily and capriciously" by not asking for Board of Regents action on the CSR challenge?

-Should refunds be made of any fees found to be illegal, if any are?

-And if any fees are found illegal, should Carter be prohibited from collecting them in the future?

The board had earlier decided it did have jurisdiction on the case (another question brought up by Carter and others) when it accepted the case May 15.

The Committee for Student Rights began its challenge early this year when it urged students

registering last spring semester to pay under protest, and demanding reimbursement for any illegal money they paid then. (The words "paid under protest" were written on checks to indicate the students' desire.)

Some 485 students signed under protest, and the results were given to Carter. Carter responded several weeks later, saying he would not refund the fees and would continue to collect them, as those were his continuing instructions from the Regents.

The CSR, under changing leadership over the early summer, tried several tactics to press its case. It appealed not only to the Administrative Hearing Board but negotiated as well with members of the administration. And, when the Board of Regents met in Moscow last April, the committee met with them.

At least two of the regents said they would not be opposed to the CSR pressing their case. "I would like to see a lawsuit," Regent A.L. Alford said, and Regent (now board president) Janet Hay said "there's a lot of advantages to settling in the courts."

But the committee decided to exhaust administrative appeals first, and appeared in October before the Administrative Hearing Board. The committee was represented by ASUI Attorney General Art Berry, and committee president John Hecht. The administration was represented by Carter.

The Administrative Hearing Board is made up of

five members, including three instructors, one non-teaching staff member, and one student. It hears cases "regarding the propriety of administrative decisions...or the assessment of fees or charges." It is an appeals board-the cases it hears usually have been appealed from a lower level.

The current chairman of the board is Arthur Smith, a professor of law. The other members are Bernard Borning, a professor of political science; James Calvert, mathematics professor; Corky Bush, Director of Special Services; and David Morrissey, student representative.

They heard two widely different arguments-effectively, arguments coming in two directions.

The students defined tuition in a "broad" sense, including in it all fees "charged a student at a college or university for the privilege of attendance."

This definition was not accepted by the board as a whole. In fact, no one definition has yet been agreed upon by the board.

The CSR argued mainly from the Idaho case of Paulson vs. the Minidoka County school district. In that case, a high school student was forced to buy \$25 worth of supplies, or not be allowed to register. He did refuse, the case was taken to court, and the Idaho Supreme Court ruled the charges were tuition, which were unconstitutional.

Berry and Hecht then argued that since payment of the present \$200 Uniform Student Fee is necessary for entrance into the University

as a student, it is tuition.

They also charged Carter with "arbitrary" decisions in his handling of the matter.

Carter indicated that the Board of Regents do have the right to set fees for the U of I, and said the fees were cleared with the regents. "The Administrative Hearing Board does not have the authority to determine whether a regent's action is invalid," he said.

He also denied any "arbitrary" action on his part, saying he was simply following continuing regent policy. He said he did inform the board of the action soon after he received the notice from the CSR and said he told the regents that "unless you tell me differently," there would be no refund.

Further, he said, refund would now be nearly impossible because "those fees have been pledged, repledged, and crosspledged...(Asking for a fee reduction) is like standing at the edge of the ocean and yelling to the tide, go back..."

University Attorney Jon Warren commented that state courts have upheld fees for such projects as student unions and health services, and Carter mentioned provisions of the Bond Act (state law 33-3806) which authorized universities, when necessary, to establish bonds for payment and "maintain fees and other charges of students."

From these basic arguments, the Hearing Board worked out the five points of contention mentioned above, and took votes on them. Three of the questions were close, two

continued on page 8

Board OK's fee shift to law

LEWISTON--The U of I Board of Regents have approved a measure which will continue a student fee-after it would normally have been dropped.

The fee is now being paid for the construction of the education building. In 1977, the building will have been paid off, but the fee will not be dropped, it will be transferred to pay for the law building.

Law students now pay \$100 each toward the law building. Once the new ruling takes effect, their fees will not be reduced, but will go toward improved facilities, more books and possibly a new professor.

"There were insufficient funds even in our budget request to do what the law students think needs to be done," according to financial vice-president Sherman Carter.

Asked by Higher Education Director Milton Small if the need is immediate, Carter said "yes."

The only real opposition to the move came from

regent A.L. Alford. "I hate to see this cycle of shifting funds to solve immediate problems," he said.

The ASUI, represented by President David Warnick, indicated they were not opposed to the measure itself, but they would give their stamp of approval only if certain conditions were met. Under some of these riders, the law school must not separate from the ASUI, no new fees can be established without a strong student voice involved, and other conditions Hartung had labeled days before as "constrictive" on the regents.

Regents Ed Benoit and John Swartley agreed. "For us to have to 'guarantee' something like that is ridiculous," Benoit said; "I'm not about to delegate my authority."

The issue was finally settled in a closed executive session, after which the regents, without making any mention of the ASUI riders, approved the transfer.

Warnick later told the

Argonaut that the administration had agreed in principle to abide by the ASUI demands; a high university official confirmed this.

In other actions, the board raised the tuition of WAMI students from \$150 to \$290 a year, beginning next fall. "While we do not endorse the increase," Warnick told the board, "the ASUI does not oppose it because they are a professional school."

The board put off till February a proposed rental of part of a building on the College of Idaho campus, to house part of the veterinary school and agricultural research in the area.

Regents clear Hartung

LEWISTON--At their December meeting yesterday the Board of Regents cleared U of I President Ernest Hartung of accusations made by alumnus John Orwick.

Orwick charged Hartung with neglect of duty, saying he had been told by Orwick of infractions of rules and had taken no or inadequate action.

Hartung produced evidence that there had been no wrongdoing to begin with (see Argonaut, Nov. 7, p. 2.)


He also said that after Orwick had visited him, he carried out a full investigation which convinced him of innocence. Further, Hartung said this "case has not been exceptional in any way, and that the privilege of office use accorded him is no different than that which we have accorded many other faculty members in other disciplines."

He said too his interpretation of section 4040, which he was charged with violating, was different from that of Orwick.

Orwick has left the U of I campus for the Olympic Peninsula in Washington, and could not be reached for comment.



John Hecht, David Warnick and Brian Kincaid are a study in concentration during the Board of Regents meeting in Lewiston.



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Regents discuss Hartung's plan

LEWISTON--The U of I Board of Regents, after a four month wait, discussed President Ernest Hartung's "personal" Five Year Report on directions the university

may take the next few years. All the board members-a majority-who spoke on the report had high praise for it, although some criticisms were heard.

The report was issued last June, and the regents have since indicated they wanted to see similar reports from other presidents before they formally discussed Hartung's.

No other reports were presented Thursday, but several are nearing completion.

In his report, Hartung stressed the importance of research at the University, the necessity of regionalizing some projects (such as WAMI and WICHE now are) and urged stability in the question of growth.

He warned against efforts to cut back spending, or to curtail enrollment: "If we get our income declining and our enrollment declining, we'll just leak from crisis to crisis."

Regent A.L. Alford questioned Idaho's need for research, saying it might even be a drawback. "With some legislators, research is a dirty word," he said.

"I thought it (the report) was especially well written for a biologist," he concluded.

But as that report was praised, other facets of graduate work and research in Idaho drew fire.

Curriculum director Cliff Trumpp resubmitted this time for discussion-a "quantitative report" indicating that only about 30 per cent of all graduate and special study programs in Idaho are turning out enough graduates.

The report drew fire because it only judged programs by the number of students, not the "quality" of the programs.

Regent Leno Seppi asked how the numbers of the students might be raised. Trumpp replied, "By

lowering the standards." However, he did not advocate lowering the standards.

Regent John Swartley suggested studying the programs from a financial viewpoint, and he and several others pointed out that graduate assistants often take part of the teaching load of the professors. "It would cost more money to hire another professor in their place," according to Milton Small, Director of Higher Education.

Small added that the survey was not conducted to eliminate programs, just to "identify programs that may now be in trouble due to low

production."

The board finally decided to continue studying the graduate program in Idaho.

In other action, the board put off action on a proposal to make the Idaho Nuclear Engineering Lab a primarily Idaho State University operation.

According to regent Seppi, "A committee was formed several months ago to find the best way to manage that place."

The committee decided that ISU's staff was superior in expertise to that of the U of I. The regents may decide the question at their February meeting.

Collective bargaining

The ASUI Senate, at their Tuesday meeting, passed a resolution proposing students take part in collective bargaining activities, if such activities come to the University of Idaho.

The Senate passed a resolution endorsing the concept of students organizing in various departments to form organizations which would represent students in faculty-administration bargaining session.

An ad hoc faculty committee looked into the question of collective bargaining and said last month that students should not have a role in the bargaining process.

Gerald Marousek, chairman of the ad hoc committee, says students are consumers of education and should not have a role larger than consumers of other products have when it comes to collective bargaining.

"Consumers have an interest if workers at General Motors go on strike, but they are not present at collective bargaining sessions between the United Auto workers and GM management," Marousek says.

ASUI President David Warnick said that students do have a legitimate role in negotiations between the faculty and administration, and he hoped student bargaining groups could be formed in each academic department, in collective bargaining is approved by the Idaho legislature.


In other business, the senate endorsed an administration proposal diverting student fees paid to the College of Law from the College of Education.

The fees are presently paying off a loan on the College of Education building and will be switched to pay for the Law building when the education structure is paid for. Financial Vice-President Sherman Carter says such a diversion is needed to forego a fee increase for law students.


The ASUI's endorsement of the proposal comes with the stipulation that students be able to vote on further changes in the fee structure.

Carter told the Board of Regents in Lewiston today to reject the ASUI's proposal for such referendums, but Board President Janet Hay said the board will consider the issue.

The Senate also eliminated voting booths in Theopholis Tower and Wallace Complex for future ASUI elections. The booths were eliminated, according to the resolution because students in the Tower and the Complex were given an advantage over members of other living groups who didn't have polling places in their residences.

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Opinion Argonaut

The tuition

If you wrote "Paid Under Protest" on your checks as you went through the registration line this semester, you've won a moral victory, not a monetary one.

An Administrative Hearing Board investigating the legality of fees paid by U of I students as tuition found %200 unconstitutional.

After examining the board's decision, I feel they made five important points which deserve emphasis.

First, the students gained a partial victory in that certain fees were found to be illegal tuition.

Second, by ordering the university to cease collection of the certain fees, the burden is now on the university to challenge the Administrative Hearing Board's decision, and not on the students.

Third, no refunds were ordered, with the board apparently feeling the fees had been collected in good faith in the past.

Fourth, a strong vote of confidence was given to University Bursar Sherman Carter. Rather than being a personal rebuke to Carter, as some people have charged, by a unanimous vote the board ruled that he had conducted himself properly. Essentially the board said that any administrator in Carter's position would have acted as he did.

Finally, the board was well aware that it was not the final arbitrator on this decision. Knowing that the decision, no matter how they decided it, would go to a higher authority, and the board sought to clearly define the issues involved.

I find it particularly interesting that this tuition issue has been responsible for a great deal of student activity. The issue has created the establishment of the CSR (Committee for Student Rights), countless checks with protests scrawled across them, and suggestions of possible court action.

However, there isn't many more places this issue can go, without it finally being resolved. Something which began as a "deal you can't refuse," has turned into something we can't ignore.

Hall

Gladder makes it clear

Dear Editor:

I would like to clear up a few things in regard to the article about myself in the 12-3-75 Argonaut.

First of all, at the time the article was written, I was receiving a salary of \$35.00 a month. Last spring and summer I had no salary at all. However, last month the ASUI Senate passed a bill increasing my monthly salary to \$120.00. Apparently the Arg was overlooking this fact.

Secondly, at the time the article was written, I was to be getting college credit for the job; as it has worked out, I am receiving no credit.

I will happily listen to anyone's comments and-or criticisms at any time in the ASUI Programs Office. My only comment is that I hope to see everyone at the Tim Weisberg concert this Saturday evening.
Entertainingly yours,
Ed Gladder
ASUI Entertainment Mgr.

Not long ago, the ASUI suffered a rash of senate vacancies due to various and sundry reasons. In approximately one month's time six openings occurred and were filled by appointment by ASUI president David Warnick. In the selection process to find candidates to fill these offices, certain considerations were made. Among these was the prevailing theme of continuity.

One of the major determinants in selecting the candidates was age. Warnick chose to recommend no seniors as his top choices as they would not be able to run for re-election and continue on as senators with the expertise they would have derived in their short incumbency. The logic here is infallible to a point. But as mentioned at the time, who was to say if all the replacements would choose to run for re-election and of those how many would surface as victors?

Warnick's top choice for the open positions was Tim Sampson. His name was rejected by the senate and he was not placed in office. However, true to the political spirit, he chose to run on his own in the recent election. Again he was rejected, this time by the electorate.

David Vest, an appointee who was selected for office also chose to run again and comply with Warnick's overall plan for continuity. He too was rejected by the voters. Short lived senators-by-appointment Jane Mannex and Scot Wendling did not select to run again for office. So much for continuity.

But not to sell the whole program short, a certain amount of the same picture show is still playing. Tami Slovaczek ran for re-election and walked away with top honors. Jeff Barrus ran again and was

also elected. And perhaps most interesting of all is the victory claimed by Kerry Jaudion.

With initially low rank on the candidate selection list presented by Warnick, Jaudion's biggest obstacle was his status as U of I senior. After the senate rejected the appointment of Sampson, Jaudion was moved up on the list to be submitted as an alternate senatorial nominee. He was approved and appointed by the senate and served the duration of the term. He then chose to run again (odd that he should since he was to be the weak link in the continuity of the student governmental system), and was easily elected.

Well, there's a lot to be said for keeping the ASUI in a state of fluid motion, with a standard of expertise prevalent throughout changes of administration. And in view of the minor problems of insuring the candidacy and re-election of the senate appointees, one has to admit that three out of six isn't too bad when dealing with forces beyond control.

But perhaps the greatest commendation is to be made to Warnick, who followed through with his overall scheme by presenting himself as the first ASUI president to run for a second consecutive term; and then winning. If that's not continuity within the ranks then nothing is.

We have only now to sit back and reap the benefits of this great achievement, and enjoy the smooth, efficient flow of student government. Let us only hope that excessive time in office, and overconfidence in the self will not deter these student representatives from realizing their obligations to those who have made this internal consistency possible.

What diversity we have here

To the Editor:

It comes to mind as I sit here in front of my typewriter that practically all comments on the Arg's editorial page are always negative. Somebody doesn't like the way Hartung runs the university or somebody else is enraged because they can't fill-out an evaluation form on some instructor that they think generally stinks. Yessiree... those old editorial pages are filled with howls and moans and grips and discontentment. This is the page that the first amendment to the United States constitution allows all your grievances to flow forth. (Should I say puke forth?)

Now I'm not a purist or a Jesus freak: I don't particularly like John Wayne or the Lone Ranger, and if the truth be known, I've even wore my hair long a few times and occasionally even indulge in a little cannabis

sativa. However I suddenly find the urge to say that everything is fine, contrary to what many students must be thinking now as they slave over some outdated text.

The University of Idaho is a pretty good place. We're located in an area that isn't fouled by pollution or overdosed with a huge population. There is Alpine skiing, hunting, backpacking, camping, fishing, canoeing, mountain climbing, and cross-country skiing for the outdoor inclined individual. Even if you don't happen to get into the outdoors there's occasional rock-concerts, ballets and some very good dramas. Of course there's our famous Vandal football and basketball teams. (Notice please that I didn't say what they were famous for!) There's nothing to compare a home football game with; insanity, madd-

ness, alacrity, no adjective can exactly explain the sight, sound and fell of 7,000

inebriated football fans screaming for their team to please hurry and catch up. A atmosphere like I tried to describe above couldn't happen anywhere else except Moscow Idaho. The people here are united through there own isolation. Life is indeed crazy up here in the Palouse, but at the same time it flows in an atmosphere of understanding, cooperation and good will that just wouldn't occur in any of Idaho's two other universities, mainly because the other "big two" lack the brotherhood of The university.

From our insane Greek organizations to our annual Blue Mountain Festival, life at the U of I is as varied as the weather of our region. And, after all, isn't variety the spice of life?

Jeff Coupe
Phi Delta Theta

Idaho Argonaut

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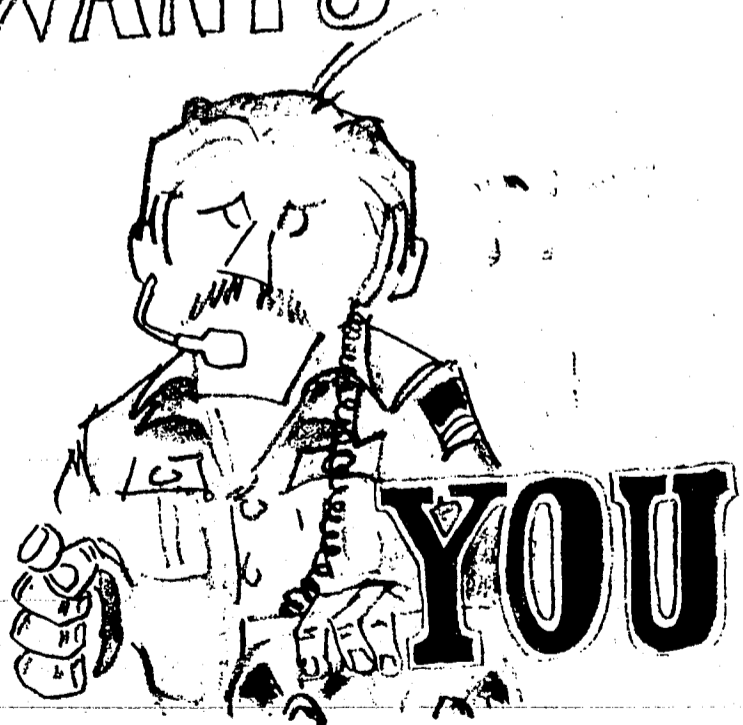
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Grain deal has little impact on Idaho

The recently completed grain agreement with the Soviet Union should have little direct impact on Idaho, according to Robert L. Sargent, a U of I extension economist knowledgeable in wheat marketing.

Sargent, in a recent interview, commented on the Soviet-American grain agreement signed Oct. 20. That agreement commits Moscow in a long term agreement to buy at least six million metric tons of grain

annually, beginning Oct. 1, 1976, with provisions that allow the Soviets to purchase an additional two million metric tons should U.S. supplies ever exceed 225 million metric tons in one particular year.

The agreement also contains provisions for the purchase of grain sorghum, barley and soybeans.

In addition to the above agreement, under which the Russians could purchase as much as 10 million metric

tons of grain a year, a short term grain sale was concluded. This latter contract allows the USSR to buy seven million metric tons of wheat and corn between Oct. 20, 1975 and Sept. 30, 1976.

Sargent noted that very little of the grain the Soviets will be purchasing is grown in the Inland Empire.

"We grow mostly soft white winter wheat," he said, "and the Russians are buying hard winter wheat

and hard spring wheat."

The difference in the wheat, Sargent observed, is in the protein content, which in turn determines the end product made with the grain.

Flour made from soft white winter wheat has a lower protein content, which causes it to rise less than flour made from hard winter or hard spring wheat. As a result, soft white winter wheat is used primarily in noodles, pastries and cake flours, while the harder wheats, not grown in this area, are used in breads.

"Our big market is the Orient," Sargent added.

"The Russians won't be buying much of what we grow."

As far as the impact of the new grain agreement on consumer prices for flour based food products, Sargent tends to agree with Agriculture Secretary Earl L. Butz, who has argued that prices increases will be

slight.

"As far as the impact of the exports per se, he's right," Sargent said.

Sargent does note, however, that what he calls "the emotional impact" of the new grain deals might be more unpredictable. He observed that even before final agreements between the Soviets and the Americans had been reached, prices began to fluctuate.

"Just as soon as they came in buying this year the price went up one dollar a bushel," he said.

North Idaho alone grows over 600,000 metric tons of wheat a year, with the principle growing counties being Benewah, Idaho, Latah, Nez Perce and Lewis. The United States wheat crop for 1974-75 totaled nearly 200 million metric tons.



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Recently, two dozen U of I students spent an evening at Chrisman residence hall learning to burp plastic houseware containers at a Tupperware party hosted by Thom Kincheloe, a senior journalism major from Orofino.

"I got the idea from another guy who had a party in October, so I arranged for one while I was having fun at his," he said.

Plastic housewares may not seem a likely item for a dorm-male or female inhabited-but not so said Kincheloe and his friends.

"Mixing bowls and pitchers are the biggest sellers because both come in handy for storing food and

beverages in the dorm rooms," John Neumiller, a sophomore said.

The pitchers, especially, are great for water fights, a popular student activity in the tower residences. Next in line are bowls--all shapes and sizes--for eating cereals and snacks.

While everyone was still laughing from the party games and tasting the snacks and cake Kincheloe prepared, a quick demonstration of burping was given, followed by a low-key sales pitch. It was, over before it even started and no one was pressured except for one person.

She just couldn't write fast enough to keep up with the orders for more bowls and pitchers.

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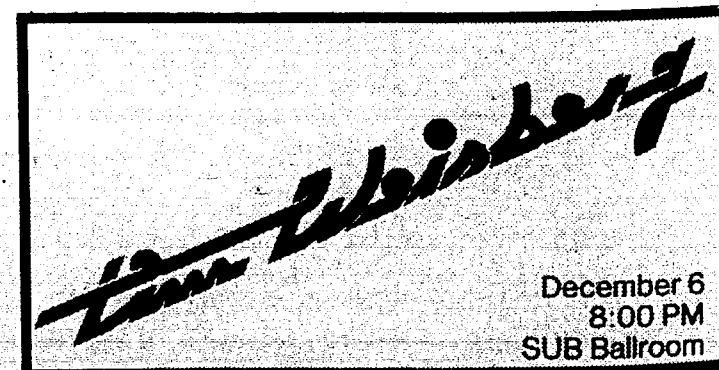
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Sears credit card applications and each two additional subscriptions obtained, living groups names will be entered one more time for the random drawing on Dec. 9 at 9 p.m. at Jekyll & Hydes. Vicki Adams, Miss U of I, will draw the winner.

Deadlines to enter the contest end on Dec. 9 at noon. Further information can be obtained by calling Jody Baxter at 885-7026.



December 6
8:00 PM
SUB Ballroom

December LP Savings



The Manhattan Transfer
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Atlantic



Spinners
Atlantic
Pick of the Litter
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Average White Band
Cut The Cake



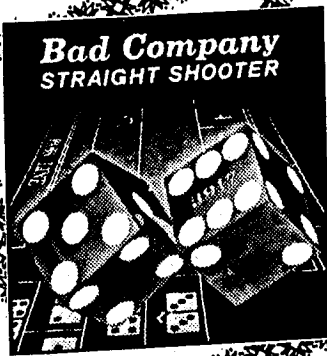
Average White Band
Atlantic
Cut the Cake
\$5.90



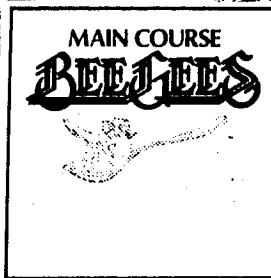
The J. Geils Band
Atlantic
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Swan Song Records

more on the tuition issue...

continued from page 1

votes to three; only one was unanimous.

All the members did indicate they wished to clarify the issues involved and come to as strong a position as possible. In one minority report, Morrissey and Calvert wrote, "It is crucially important to the future of the university that the issue be clearly decided so that Regents, taxpayers and future students can determine the nature of future financing."

The majority felt that not all of the uniform student fee is illegal, but it differed on whether any of it was.

Borning, who wrote his opinion in conjunction with Smith (though not with

Bush, the other majority member), indicated the board was unable to come up with a definition of "tuition" to be agreed upon. He and Smith indicated that through many years of usage by the Board, the meaning had become established narrowly—that is, tuition defined as strictly the cost of teaching, not the cost of building or auxiliaries. He used tradition to back this view, along with the lack of previous objections and in the absence of proof to the contrary.

The minority view of Calvert and Morrissey was that of tuition broadly defined—that is, to include any fees that must be paid before a person can enter a

school. They, too, claimed to have tradition on their side, claiming "at the time the law was written" students were not to be charged for any fees.

Calvert told the Argonaut that for 18 years after the University was established, there were no fees at all, and fees for buildings were begun only as late as the 1960's. They held that all the fees are tuition.

The middle path, the swing vote on the first two questions was Corkey Bush. She had still another definition of tuition: monies collected to be used for the support of education. This would include money collected for classroom buildings, but not the SUB or Health

Center.

One of her decisions puzzled several other members of the board: although she felt the stadium itself was not an educational building, the stadium with the roof on it was. So, she argued, while the Athletic Facilities fee of \$37.50 is not tuition, the additional \$5 which helped put the dome on top was.

As a result, while she refused to find all the fees illegal (siding with Smith and Borning on question one) she did find some, such as the roof and UCC fees, illegal, (giving Morrissey and Calvert the victory on question two).

Bush sided with Smith and Borning again on the question of refunding fees, if they were found illegal. "The administration collected the fees under the good-faith impression that they were not tuition," they wrote.

At least one of these people stated that refunding these fees might or might not be financially possible, but it would certainly be very difficult and would raise many other legal problems, including possible suits

from other alumni demanding fees back.

The minority did not deny the difficulties involved in such a refund, they said there would be a logical inconsistency if fees were determined to be illegal and then not refunded, regardless of intentions.

On the final question of whether fees should be collected in the future, only Smith argued they should not, since such an order by the board would only serve to place Carter in a conflict between the board of regents and the Administrative Hearing Board. He also said "I feel such an order...is a rather useless gesture by this body," as it would probably not be obeyed.

"I've always wondered if the board had any real powers of enforcement," suggested Morrissey, urging non-collection. "Maybe this is the way to find out if we've got any teeth."

"It's a call for action," Calvert said. Each of the four, including Borning, said the last decision by the board would at least "force the issue" and put Hartung and the regents in a position where they must take a positive stand on whether tuition is actually legal.

Asked why he voted for this question, Borning said "the majority of the board holds that the fees are tuition." Although he still did not think it was himself, he felt that if the fees are tuition, they should not be collected in future.

The Argonaut contacted several of the principals involved, but some had not yet had time to read the decision; their comments will be published in the next issue. These persons include several Board of Regents members, Carter, and Hartung.

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With finals coming up Terri Bainbridge decided to spend some time in the Reserve Book Room.



David Jackson spends much of his time at the library. At least that's what he wishes us to think.

Concentration

Procrastination, or more simply the art of ignoring the obvious until the last possible moment--as in our case, studying, is a very big part of college life.

Sure, we study some, but that just breaks the monotony of partying, or the various other things we find to do to keep us from doing what we know we should be doing. Studying.

In all seriousness, for that's what it takes when we play the role of student, there is no escaping the fact that we must study to pass tests. And if we do not pass tests, we do not remain in the role of student for any length of time.

Finals are almost upon us, and you are at least adept in one area. Procrastination.

Photos by Chris Pietsch



Cindy McLaughlin and Jerry Francisco were discussing strategy on how to study. Somehow one is lead to believe that they have already been defeated.



This unidentified student began studying with good intentions, but they floated away with his dreams.

Proctor to discuss Africa at Forum

A professor whose exploits have taken him around the globe will be the guest lecturer at a Popcorn Forum today at noon the SUB Borah Theatre.

Raymond Proctor of the history department will speak on "Recent Developments in Northwest Africa." His presentation will center on the situation in Spanish Sahara.

Proctor's experiences with the Spanish Sahara date back to his work as Director of Intelligence in the Western Mediterranean with the U. S. Air Force. He joined the Army at 18 years

and worked his way up the ranks to retire with the rank of Lt. Colonel, receiving a battlefield commission along the way.

During that time, Proctor spent a great deal of time in Spain. When the Air Force separated from the Army as an independent branch, Proctor was transferred into the Air Corps.

Last May, Proctor visited the Spanish Sahara to research another book. At that time he conversed with the commanding Captain General of the Spanish Forces in the Sahara, along with two of the regimental com-

manders also stationed there.

Recently, the Spanish Sahara became a hotly contested territory when the Spanish government expressed their intention to grant the colony full independence in the near future. This action has brought claims on the land by the neighboring countries of Morocco, Algeria, and Mauritania.

This fact was evidenced by Morocco's so-called "People's March" where over 350,000 Moroccans marched into the Spanish Sahara, only to be halted by

a massive mine field protected by 15,000 crack Spanish troops, a few miles within the Spanish Sahara's border.

The Spanish Sahara is an arid, desolated region about the size of Colorado. Most of the country's 75,000 inhabitants are poor nomadic tribesmen.

However, the country possesses over 20 per cent of the world's phosphate deposits, an important fertilizer. On the other hand, Morocco holds 37 per cent of the world's phosphates and the Spanish Sahara would be a rich prize in the creation of a one country phosphate monopoly, said Proctor.

Applications for positions on ASUI boards will be accepted now through next week.

There will be either one or two positions open on the Communications board, which

oversees the ASUI media, and one on the Activity Center (Stadium) Board, which sets policy for the Kibbie Dome.

Interviews for the positions will be held later next week.

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Student complains to Regents

by Blaine Baertsch.
of the Argonaut staff

A former masters degree candidate in philosophy has written to the Board of Regents complaining of unfair treatment by the university in their failure to grant him a "demonstrably earned degree."

Alan Wittbecker, former philosophy grad student, wrote to the Regents on Nov. 3, 1975, accusing his thesis committee, Dr. Stark, graduate dean and President Hartung along with the Academic Hearing Board (AHB) of improper activities in regard to his quest for a masters degree.

Professor Gier, chairman of the thesis committee, said Thursday that Wittbecker should not have taken the matter to the Regents. Gier said Dean Stark had given Wittbecker the opportunity of having his thesis presented to outside authorities for judgement after it had been refused by his committee.

Wittbecker claimed in the letter that the thesis committee, composed of Drs. Gier, Seaman and Cronk, has disregarded standard university procedure for guiding a thesis and pressured him into writing seven drafts.

Gier said the committee had given Wittbecker the opportunity to write his thesis in a poetic style instead of prose. Gier said this is what Wittbecker wanted and the committee felt he should be given the opportunity. However, it was unacceptable after written.

After complaining to Dean Stark and being supported by him, an Academic Hearing Board was convened on May 15, 1975.

After three and a half hours of testimony, the AHB decided unanimously (4-0) against Wittbecker's appeal.

Wittbecker said the AHB exhibited an unwillingness to assume their responsibility, refused to follow their own rules of order and violated their impartiality by accepting irrelevant information.

Also in his letter to the Regents, Wittbecker said the committee punished his effrontry by subjecting him to considerable abuse and

name calling "They intentionally interfered with my right to a good name by uttering and publishing messages that lowered my esteem in the academic community..." he said.

Dr. Gier said he remembered nothing of the sort stated publicly.

In addition, Wittbecker said in his letter to the Regents, "These professors maliciously conspired to discredit me by circulating part of the seventh draft among themselves, spontaneously inventing regulations against such actions, and blaming me for violating the regulations..."

Gier said Wittbecker used to be a very good friend, the best graduate student he had had in a long time and he even lived in his basement for a while. "I think he still harbors a resentment because we found his experimental draft (written in poetic style) unacceptable."

Gier said the committee was concerned about Wittbecker because he was working up to 20 hours a day on the thesis. "He continually rejected our diplomatic suggestion to cut down the length of the thesis, each chapter was an M.A. thesis in itself," he said.

Wittbecker's letter further stated, "The committee is obviously unable to comprehend the thesis, much less criticize it. Dr. Stark and Dr. Hartung show poceruratic (Indifferent) lack of responsibility, an un-

willingness to direct their faculty. The university, through its interminable political process, has arbitrarily refused to confer a demonstrably earned degree."

Gier said he spent hours pouring over the drafts and agreed Wittbecker had done sufficient work to qualify for the degree except that the thesis was never done in an acceptable form.

Wittbecker said, "Their (thesis committee) academic evaluation of my work, when it occurred at all, was arbitrary, capricious and manifestly unjust."

Gier said the AHB had unanimously agreed that they had not been capricious and anyone who listened to the tapes could draw their own conclusions.

The Argonaut is in possession of copies of the tapes and the correspondence between Wittbecker, the committee, Stark and Hartung. The investigation into the controversy is continuing and an in depth report should be published late next week.

SUB FILMS

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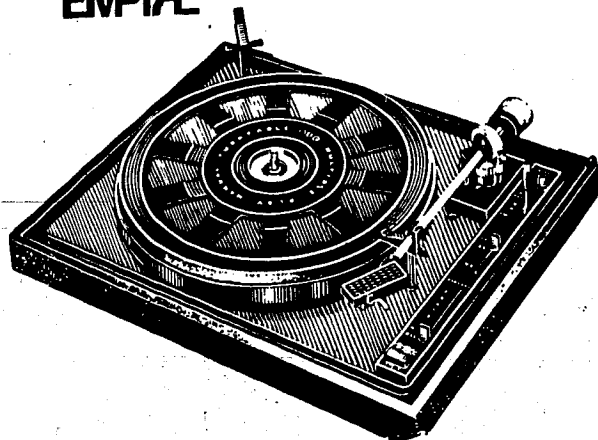
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Prof to work in USSR

A U of I professor of Russian will be spending the next two summers in the Soviet Union continuing work on a cooperative linguistic project.

Demetrius Koubourlis is chief of a US-USSR cooperative project researching the innovative language of Khlebnikov, a deceased Russian poet. Koubourlis is collaborating with V. P. Grigorev, a senior scientist at the Institute of Russian Languages of the Soviet Academy of Sciences.

Grigorev had originally planned to work at Idaho for two months this semester. However, according to Koubourlis, "for reasons

unknown" he could not obtain an exit visa.

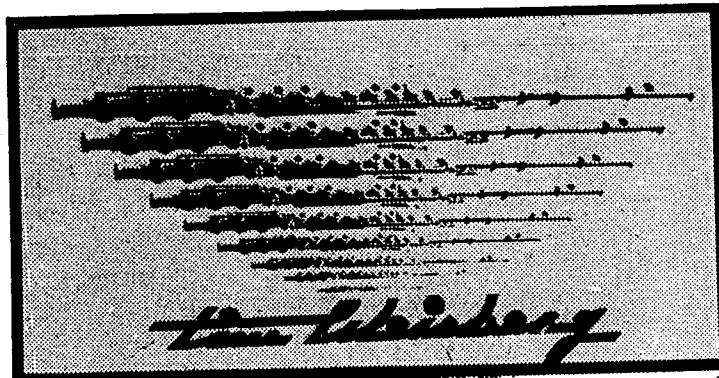
Koubourlis, considered an authority in the field of computer analysis in linguistics, will work primarily with computer materials for the analysis of Khlebnikov's

poetry.

The Khlebnikov study, described as "the first US-USSR collaborative project of its type," is being funded by the U of I Research Council and the International Exchange and Research Board.

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What's Happening

by Charles Reith

Playing tonight and Saturday in the SUB Borah Theatre is the rambunctious and raveneous comedy "The Taming of the Shrew" starring Elizabeth Taylor and Richard Burton. The movie will be shown at 7 and 9 p.m. and admission will be 75 cents.

For popular musical entertainment this weekend, Tim Weisberg flutist and his backup group will perform Saturday night Dec. 6, at 8 p.m. in the SUB Ballroom. Weisberg is being brought back to this area after a highly successful concert at WSU two months earlier. Weisberg has the capabilities of creating various moods with his flute as exemplified in his latest album "Living for the City." Admission to the concert is \$2.50 advance and will be \$3 at the door. The tickets are available at the SUB Information Desk.

The Moscow Ballet Folk Group will be presenting the play "Nutcracker Part 2" Dec. 6 and 7 at 8 p.m. in the U of I Ad Auditorium. Admission to the play will be two, three and four dollars and tickets are available at the SUB Information Desk. Also, continuing through Saturday is the opera, "Don Pasquale", which is currently on view at the Performing Arts Center.

If you like classical music, the U of I School of Music will be presenting three concerts in the coming week. On Tuesday, Dec. 9, the Wind Ensemble will be performing in the AD Auditorium. On Wednesday, Dec. 10, senior Roger Logan will be presenting French horn recital, and on Thursday, Dec. 11, Margaret Best will be presenting her senior flute recital. Both of these recitals will be performed in the Music Building Recital Hall. All of these performances start at 8 p.m. and are free and open to the public.

Continuing at the Micro-

Moviehouse through Saturday is the movie "The Groove Tube". This movie is a take off on television, primarily lampooning commercials, since the content is simply outrageous. Starting Sunday and running through Tuesday is the satirical comedy, "Steelyard Blues", starring Donald Sutherland as an ex-convict, Jane Fonda as a happy hooker and Peter Boyle as a wacky ex-circus performer. These three set out to steal parts for an antique plane to escape to anywhere. Running times for the movies are 5, 7:30 and 9:45 p.m. Monday through Thursday with an added midnight showing on Friday and Saturday. Admission is \$1.75 for the 7:30 and 9:45 p.m. showings and \$1.25 for the 5 p.m. and midnight showings.

Playing at the Kenworthy Theatre in Moscow is the Mel Brooks' horror farce "Young Frankenstein" starring Gene Wilder at 7 and 9 p.m. At the Nu-Art, James Caan and John Houseman star in the violent futuristic sports drama, "Rollerball", directed by Norman Jewison. It shows nightly at 7 and 9:15 p.m. In Pullman, the absurd English comedy, "Monyt Python and the Holy Grail", is currently on view at the Cordova Theatre nightly at 7 and 9 p.m. For nostalgia fans, the popular favorite teenage comedy drama about growing up, "American Graffiti", starring Ron Howard, Richard Dreyfuss, Paul Le Mat and Cindy Williams is currently being shown at the Audian Theatre nightly at 7 and 9 p.m.

As for nightclub entertainment, "Howlin' Coyote Band" will be performing tonight and Saturday at Joe Hall's Tavern on the Troy Highway. Cover charge will be \$1. Also there will be western and popular entertainment at the Eagles Capricorn and the Rathskellar Inn this weekend.

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HAPPY Holidays

Four Libyans to visit U of I

The U of I will be hosting a four day visit this week for several top educators and administrators of the college of agriculture at the University of Tripoli, in Libya.

The purpose of the visit, according to the U of I college of agriculture, is to negotiate an exchange program between the U of I and the college of agriculture of the University of Tripoli.

The program, if established, will train graduate students at the master and doctorate level.

The four Libyan officials, who will be on the U of I campus Monday to Thursday, include the Vice President of the University of Tripoli, the dean of the faculty of agriculture at the University of Tripoli and two members of the Tripoli agriculture faculty.

During their four days on the Moscow campus the Libyan educators will visit with president Ernest Hartung, university administrators, officials of the graduate school, the faculty council and various department heads.

Next Friday, they will leave Moscow for southern Idaho where the Libyans will visit agriculture extension stations in Caldwell and Parma, and meet with officials of the state of Idaho. They will return to Moscow

on Wed. Dec. 17.

Libya is an arab country in north Africa, depending heavily on oil as a primary source of income. Currently five Libyan graduate studen-

ts are enrolled in the U of I college of agriculture and one Libyan graduate student is enrolled in the U of I college of business and economics.

Idaho gridgers honored

Dave Comstock, Bill Kelty, Steve Duncanson and Mike Kramer received awards at the annual University of Idaho football banquet, Tuesday night at the Elks Lodge.

Comstock, a senior quarterback, was selected the Offensive Player of the Year by a secret vote of the team members. Comstock was the catalyst as the Vandals snapped an early season scoring slump to average nearly 35 points a game over the last five contests. The Pocatello native led the offense in rushing and passing.

Kelty, a standout in the defensive backfield, earned the Defensive Player of the Year award for the second consecutive season. The senior from California was a stalwart in the sometimes porous Idaho defense.

Vandal of the Year award went to tight end Steve Duncanson for his over-all play and leadership. An exceptional blocker, Duncanson was also named to

the Sigma Alpha Epsilon Fraternity All American team. He is the first Idaho player ever to be named to the SAE team. Coach Ed Troxel calls Duncanson the finest tight end in Idaho football history.

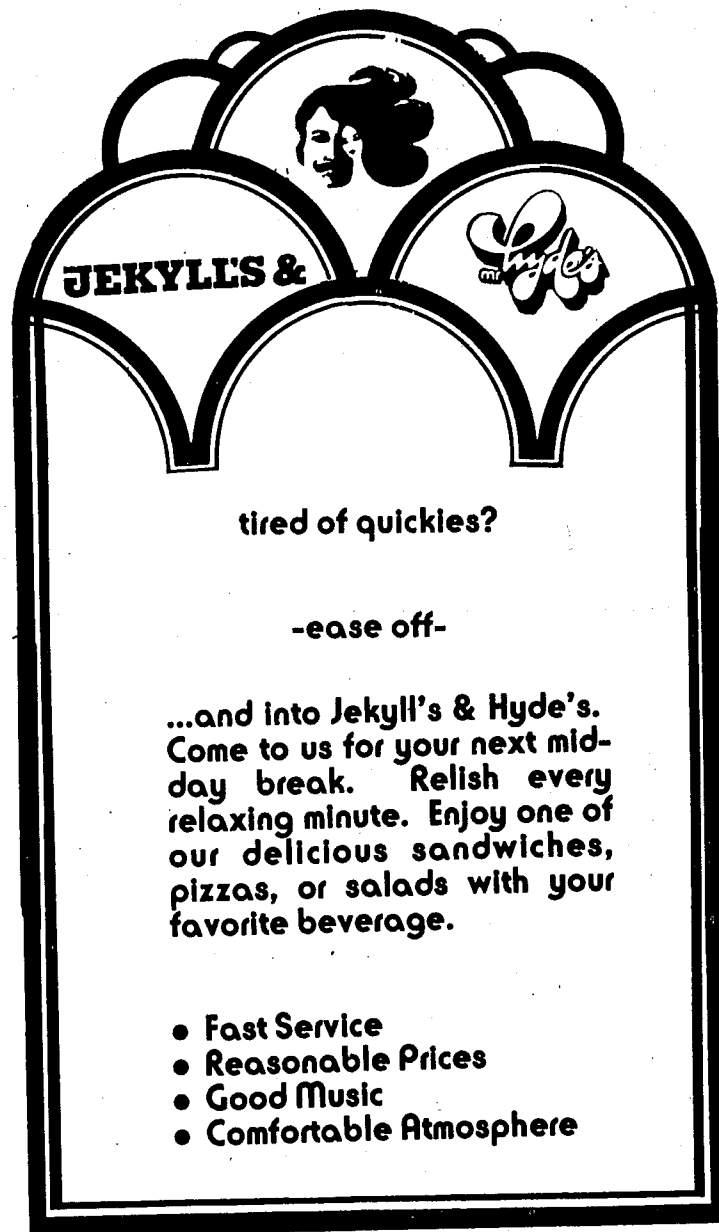
Kramer was selected the team's most inspirational player by his teammates. A three-year letterman on the offensive line, Kramer was also honored by the coaching staff as being the best blocker.

The Vandals finished the season with a 4-5-2 record.

Arizona whips

Vandal five

The Arizona Wildcats, the eleventh ranked college basketball team in the nation, soundly defeated Idaho, 88-62, Wednesday night in Tuscon. It was the third win for the undefeated Wildcats, while the Vandals suffered their third straight loss.



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if I ever saw a tranquil person*

*Self-impressed
unyielded
with factious calm,
tranquil.
A church-goer,
a good-deed-doer,
proper
upright
moral
and inscrutably
tranquil.*

*Yey
I have seen the peace
which comes
from God,
the transcendingly vibrantly
happy peace
of God.*

*The peace that requires
little of us
except
all of us,
and I do not want
self-inspired
tranquility.*

*I do not want to be
outwardly
what I am not
inwardly.*

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What does the U of I offer students for the happy holiday season? Well, 'Tis two weeks before Christmas when all through the campus, event are stirring.

The traditional "Eight Days of Christmas" holiday activities are being organized by the U of I Valkaries hostess group. Beginning Sun., the first event will be the annual kiddies' Christmas Party for children of U of I students, faculty, and staff.

The party features entertainment and treats and will be held 2 - 2:30 p.m.,

Sunday at the SUB Ball room.

Also on Sunday foreign students, their host families, and American students are invited to a People-to-People party planned for 2 to 4 p.m. at the SUN Galena Room.

"Members of the public who enjoy Christmas carols sung and played on musical instruments by children are invited to hear Moscow grade school students perform, said Ann Johnson, president of Valkaries.

Forty-five McDonald School children will perform Monday.

After the McDonald School children's performance, the 45 children from Russell School will perform.

The 60-member Lena Whitmore group will perform next Wednesday, and the 95 students from West Park will perform on Thursday. All the children's concerts will be at noon in the SUB Vandal Lounge.

The Methodist Choir, led

by Dr. Tom Richardson, U of I vice president for student and administrative services, will perform Christmas music at noon Friday, in the SUB Vandal Lounge.

A Christmas Candlelight Concert, featuring the U of I Vandaleers and the Oratorio Choir, will be presented Sun., Dec. 14, in the U of I Auditorium at 8 p.m. It is open to the public without charge.

The Vandaleers will sing familiar carols from many lands. Besides a special tribute to people of Iberian descent, consisting of several carols sung in Spanish, the program will feature 20th Century English composer Benjamin Britten's "Saint Nicholas" cantata.

The children's choir, composed of Moscow Junior High School students, provides a dramatic atmosphere of anxiety and endeavor during one scene from "St. Nicholas" with its breathlessness and pure tone of underdeveloped voices.

The U of I Symphony Orchestra will accompany the choirs and will present Corelli's "Christmas" Concerto as the opening procession. A total of 140 musicians will participate in the annual Christmas concert.

Other concerts such as the U of I Wind Ensemble Tuesday in the AD Auditorium at 8 p.m. is scheduled. Randy Stonehill,

sponsored by the Campus Christian Organization, will perform at 7:30 p.m. next Friday, who wrote and sang "I Love You" in the film "Time to Run."

As well as singing to get people in the Christmasy mood, dances performed by the university Dance Theatre headed by Diane Walker are sure to bring enjoyment to all Tuesday in the SUB Vandal Lounge.

Visions of the sugar plum fairy and dancing sweets will be presented by the Ballet Folk troupe for their Christmas concert.

The dancers will present Act II of the "Nutcracker" and introduce three new ballets. Both Saturday and Sunday performances will be in the U of I Ad auditorium. Seats are reserved and are on sale at the U of I SUB at \$4, \$3, and \$2.

Throughout the Christmas season, an art exhibit of 40 framed mixed media selections entitled "Contemporary Art of Jalisco," by prominent artists from Guadalajara, Mexico, will be on view at the Sub Vandal Lounge.

As for the crafts and the spirit of giving...The Chris Cringly Craft Conspiracy--an offering of locally hand-crafted articles for holiday gift-giving--is scheduled for Dec. 13 and 14 in the Moscow Hotel.

The sale and raffle event will be from noon to about 8 p.m. Saturday and Sunday, Dec. 14 from 10 a.m.-5 p.m.

Each artisan who takes part and who can afford to do so, will contribute one piece of his or her work to the raffle which will be held on Sunday afternoon at 2 p.m.

The title "Conspiracy" involves asking people who come to the show sale to bring a non-perishable food item, said Bob Cameron, director of the Talisman House, who is sponsoring the event.

"In exchange for the item, the people will be given a raffle ticket," he said. The food items collected will be donated to Moscow's needy people as a Christmas present from the Moscow craftspeople.

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Where the student fees go...

ASUI MEMBERSHIP Supports the activities of the ASUI	\$15.75
ATHLETICS Allows admission to athletic events ★★SERVICES - total, \$72.75	18.00
DORMITORY OPERATIONS Helps support the dormitories and cafeterias. This fee is paid regardless whether the student lives in the dormitories.	24.75
HEALTH Supports the Health Center's operations	17.50
REGISTRATION Supports the admissions and registrations operation	10.00
STUDENT UNION OPERATIONS Supports the game room, cafeteria, info desk and other operations and maintenance of the SUB	14.00
MISCELLANEOUS This was used in the past to build the swimming pool and outdoor track, and other small sports facilities; it is now mostly pledged for the Kibbie Dome payments.	6.50
★★BUILDINGS - TOTAL, \$93.50	
Student Union	\$17.50
Education Building	5.00
Infirmary	3.50
University Classroom Center	10.00
Wallace Complex	5.00
Athletic Facilities	42.50
These Facilities include the Swimming Center, WHEB, Kibbie Dome and other small projects such as tennis courts. Most of this amount is spent on bonds floated to support the construction of the stadium and dome; the recent \$5 fee increase is included in this figure, but more than that alone helps pay for the dome: the "Miscellaneous" category in the Services category above helps, along with a large chunk of the remaining \$37.50 in the Athletic Facilities fee.	
UNIVERSITY FACILITIES Also helps pay for the dome, and small items such as tennis courts.	10.00
Grand Total	\$200.00

Classifieds

Wanted- Building Supervisors for Spring Semester at Kibbie ASUI Activity Center. Persons are needed to regulate activities, maintain security, and enforce regulations of the Activity Center during evening and weekend open recreation hours. Supervisors are expected to take at least one 5 hour shift per week. Persons interested are asked to sign up in person at the SUB Program Office with Lisa Morrow. Deadline for sign-up is December 10.

Grad student with unstructured spiritual focus; and into natural foods, alternative thinking wants to live with other similarly centered people. Prefer house. 509-335-1360 or write Box 35, Grad Center, Pullman.

OREGON FEELING CENTER: an alternative to the Primal Institute. For more information, write: 438 W. 8th Avenue, Eugene, Oregon 97401.

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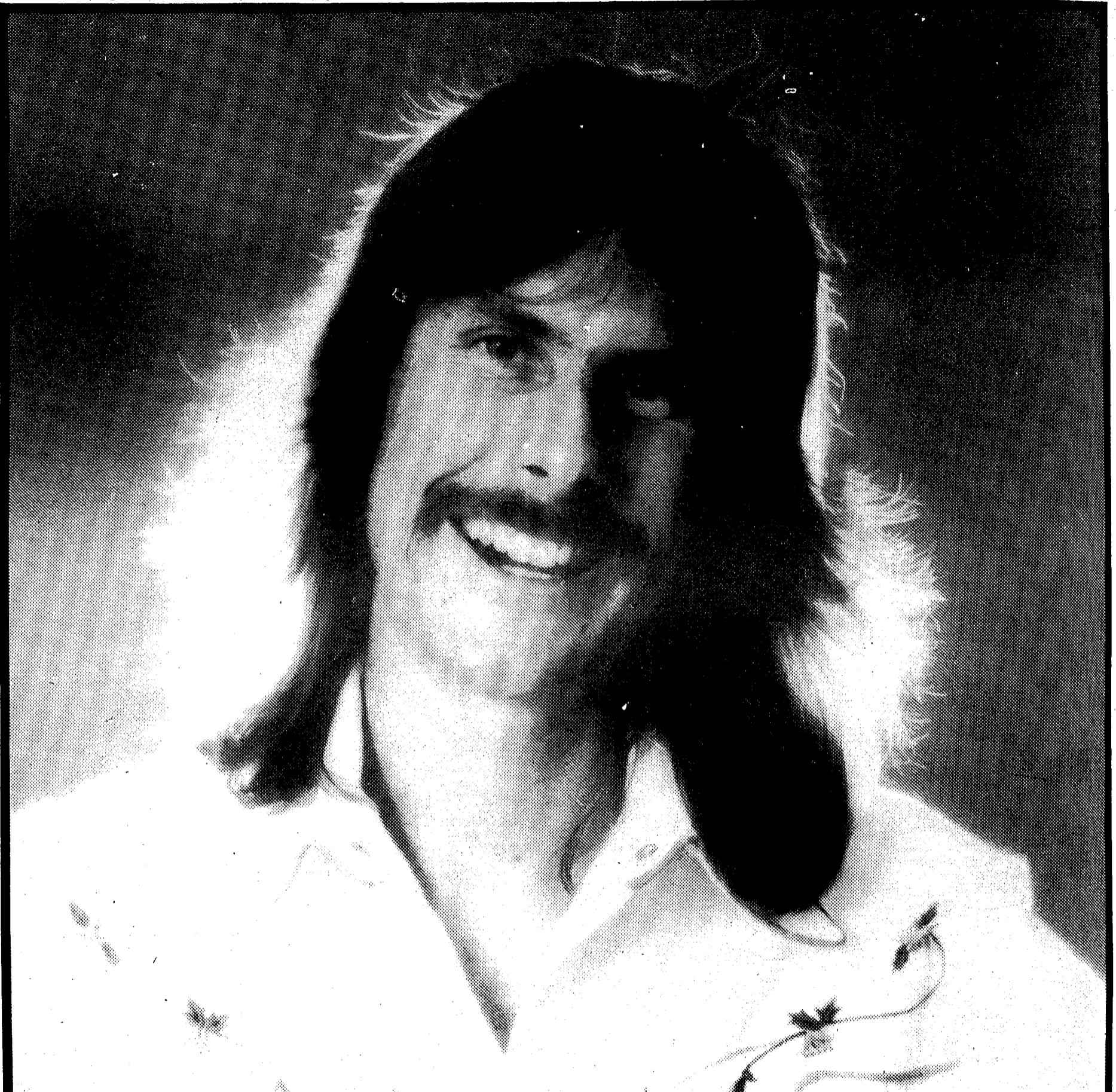
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