Jennifer Hartman, flanked by attorneys James McKeever and Helyn Fay, discusses her lawsuit against Professor Emile Attala and the university.

2nd harassment suit filed against Cal Poly professor
Graduate student bypasses university grievance process

By Tara Giambalvo

The second graduate student to file a $1 million sexual harassment lawsuit against Cal Poly and computer science Professor Emile Attala said she did not go through the university's grievance process because she had no faith in it.

Jennifer Hartman, 31, said at a press conference last week that she followed the university's investigation of Helyn Fay's complaint against Attala.

The university ruled that Attala had harassed Fay. Disciplinary action was left to President Warren J. Baker, who, Fay said, had previously removed her adviser from the investigation because he was acquainted with Attala.

Fay filed a $1 million lawsuit against Cal Poly and Attala two weeks ago because Baker would not disclose what — if any — action the university had taken in response to Fay's complaint.

Hartman and Fay are both computer science grad students. Fay is an 18-year-old junior from the winter of 1987 when she attended one of his computer science classes. Hartman is now a fourth-grade teacher at Cambria Grammar School and teaches part-time in the computer science department at Cal Poly.

Hartman said that Attala had gone through her university's process but she had no faith in it.

By June Thompson

A UCLA student introduced the highly contagious virus during Halloween in Lida Vista, reported the UC Santa Barbara Daily Nexus. There have been 12 confirmed cases of measles in Santa Barbara, the newspaper reported, nine of those UCSB students — prompting UCSC's Student Health Services to immunize 4,000 students before the Thanksgiving holidays.

By Tara Giambalvo

A case of rubella, more commonly known as German measles, was reported Monday by Dr. James Nash, director of Student Health Services at Cal Poly.

Nash identified the patient as basically a nice, healthy, Southern California young man who has been sick for a week.” The patient “was mildly contagious, so he was sent home,” the doctor said.

Although the student was in Santa Barbara on Halloween, he did not catch the measles there, Nash said.

“If his exposure must have been Nov. 7 or 8, going by the days he started to get sick,” he said. “We don’t know how he got the disease, which is typically the case.”

A UCLA student introduced the highly contagious virus during Halloween in Lida Vista, reported the UC Santa Barbara Daily Nexus. There have been 12 confirmed cases of measles in Santa Barbara, the newspaper reported, nine of those UCSB students — prompting UCSC’s Student Health Services to immunize 4,000 students before the Thanksgiving holidays.

By Tara Glambahro

Attala’s process after viewing the results of Fay’s complaint.

Hartman said Attala repeated what he had harassed Fay.

Hartman said she didn’t tell any faculty members in the department about the harassment because she “was so afraid for (her) professional career.”

“I have a friend that I speak to,” she said. “Other than that, it’s not a department matter.”

Hartman did not step forward immediately with the allegations against Attala.

“I suppose if you haven’t been in that position, you wouldn’t understand,” she said.

Hartman is now a fourth-grade teacher at Cambria Grammar School and teaches part-time in the computer science department at Cal Poly.

She said she doesn’t worry about teaching in the same department as Attala.

“I teach part-time and in the evenings,” she said. “I rarely see him.”

But she and Fay want to see Attala dismissed from the university.

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A UCLA student introduced the highly contagious virus during Halloween in Lida Vista, reported the UC Santa Barbara Daily Nexus. There have been 12 confirmed cases of measles in Santa Barbara, the newspaper reported, nine of those UCSB students — prompting UCSC’s Student Health Services to immunize 4,000 students before the Thanksgiving holidays.

Hartman said the Poly student had a booster shot a few days before his symptoms, but not in time to prevent immunity.

“It’s a goofy case, but fits the criteria for the diagnosis of measles,” Nash said.

Barbara Schwenkho, the San Luis Obispo County supervising nurse in charge of reporting communicable diseases, said the county has “two rash cases pending (determination of measles).”

Blood has been drawn from a child and a San Luis Obispo woman who has had the vaccine.

Schwenkho said the first symptoms are fever, runny eyes and a red, itchy face. By the fourth day the patient has a bright red rash that appears first on the face and then spreads down from the neck to the torso, upper arms and legs.

By Barbara Courain

“Part of the money goes to university support and part goes to operational assets,” he said. “The money listed in the Foundation’s annual report is not just from books, but from the entire bookstore.”

Giambalvo said there are 10 California State University schools with higher prices than Cal Poly has.

“We really do try and lower book prices for the students,” she said.

She said every textbook dollar is accounted for and the bookstore is not making a profit from selling books. El Corral marks books at a consistent 23 percent over wholesale.

“The university is a nonprofit entity and prices are kept below operating expenses, three percent to university support and two percent for operational assets (inventory and equipment),” Giambalvo said.

A proposal is in the works to add some beauty to our concrete-infested University Union.
Poly's injustices bother employees

Editor — A 25-year employee of the university is suspended from teaching, locked out of his office and banned from the campus. Although on paid suspension, this professor has been unable to get the university to reveal specific charges against him or to identify their source. Shortly after the incident receives front-page coverage, Cal Poly's administration decides to revoke the two-month suspension imposed. The professor continues to seek explanation.

This occurs at the exact time another university personnel investigation is receiving coverage. A sexual harassment claim has been made by a female graduate student against one of her professors. Apparently the university investigated this complaint and substantiated it. The student has now filed a lawsuit alleging the university did not take appropriate disciplinary action against the professor.

An individual is to be presumed innocent until guilt is proven beyond a reasonable doubt. If proof is forthcoming, then appropriate punishment is prescribed. The reporting of these incidents makes it appear Poly does not operate within this standard. If a Cal Poly employee is suspected of improprieties with regard to grades, punishment can be dealt even before guilt is established. If a Cal Poly employee is suspected of improprieties with regard to female students or staff, punishment may not be delivered even after guilt is established.

Some of us in the academic community feel a growing sense of frustration at this injustice. As long as the administration remains steadfastly unavailable for comment to the public, to the accusers or to the accused, they feed into it.

Cal Poly faculty and staff: Joanne Ruggles, Crissie Hewitt, Elie Axtroh, Diane Wild, Pat Harris, Phillip Ruggles, Mary Linda Wheeler and Mary Stafford.

I know of an astronomer who wrote to newspapers across the country asking if they would be interested in publishing a weekly astronomy column. The most common response to his inquiry was, "No thanks, we already have a daily column."

The daily column referred to was, of course, about astrology, not astronomy. This is but a single example of the lack of scientific literacy many journalists possess and in turn it is a reflection of the high level of science illiteracy in the country as a whole. All of this contributes to the inadequate way in which the media covers science and engineering news.

Science and engineering news is often misreported to meet a political or philosophical viewpoint or simply ignored. An event of great scientific and public importance may occur and the general public never hears about it because the media is focusing on a fluff story that day.

Many journalists seem to have the opinion that technology is, by itself, evil. As I write this, a journalist on television is complaining about the cost of putting human settlements on Mars with words amply describing the tremendous technological, medical and spiritual benefits such a program would return to those of us who remain on Earth.

*Mustang Daily* is no better than most media in its coverage of technology. Cal Poly is primarily a science and engineering school. One would therefore assume the primary readership of the newspaper, Cal Poly students, would have a greater amount of scientific literacy than the general public. However, you've never guessed this from examining a few issues of the Daily.

Journalists are taught several ways of deciding whether or not an item is worthy of publication. One of these factors is proximity, which is often interpreted to mean location. In other words, if a Cal Poly researcher discovers something, it's news. However, if someone from Cal Poly isn't directly involved, it isn't news.

I feel proximity should also be defined to include the news items likely to be of interest to the readership at Cal Poly. Otherwise, how could Cal Poly be interested in knowing about new developments in science, even if nobody from our college is involved.

"A journalism instructor explained to me one reason technology isn't covered is that journalists often don't know whether or not scientific claims are true. All the student-resource base exists to confirm or deny the possible validity of claims. I don't want to put the blame solely on the journalists. After all, the science and engineering types have a disdain for the media and an unwillingness and/or inability to share their knowledge. Many seem to take as a source of pride the ability to speak over the heads of others."

This can make it hard for a journalist without a technical background to cover science stories. Journalists with a technical background are rare; indeed, as journalists may be called upon to cover a wide variety of subjects, it isn't necessary (or possible) for reporters to know everything about every possible topic they may cover.

"As journalists are called upon to cover a wide variety of subjects, it isn't necessary (or possible) for reporters to know everything about every possible topic they may cover."

If scientists and engineers aren't willing to explain what they want to get across, how can the reporters write coherent stories?

For example, I've been told about a Mustang Daily reporter sent to interview a professor who spoke rapidly using technical slang the reporter didn't know. When the reporter asked the professor to rephrase his statements in layman's language, he pompously announced his disbelief the newspaper would dare to send someone to interview him who wasn't already fluent in the particular field.

In my discussions with various Mustang Daily staff, I've been told nobody from the science and engineering school ever tells them what's going on.

And I've often heard complaints from technical types about the lack of media coverage. However, few of these people care enough to take the responsibility of contacting the media to let them know what's happening.

What is the solution to this situation? First, the science and technology types must let the journalists know they want to see more science-oriented items published. They must make greater ties to the media and even write an article or two. Taking a few journalism classes wouldn't hurt either.

Second, the science and technology types must let the media know what is legitimate news. Assume the Cal Poly student readership has some degree of science literacy. Publish a science article or two; even if you don't fully understand the concept involved or why it's important, many in the Cal Poly community probably will.

"I don't want to put the blame solely on the journalists. After all, the science and engineering types have a disdain for the media and an unwillingness and/or inability to share their knowledge. Many seem to take as a source of pride the ability to speak over the heads of others."

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By James T. Green
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OFFICIALS LOOK INTO FATAL SAN FRANCISCO BUS-TRAIN COLLISION

SOUTH SAN FRANCISCO (AP) — Police worked Tuesday to determine if any laws were broken when a train slammed into an ABC-TV charter bus halted on the tracks by traffic gridlock en route to a Monday Night Football game. Two people died and six others were hurt.

Police Sgt. Mike Guglielmoni said the investigation could result in no charges at all, or in injuries Tuesday at Peninsula Hospital in Burlingame. The Highway Patrol was summoned to help with the police investigation. Guglielmoni said the CHP report, plus toxicology tests voluntarily taken by Cang to check for traces of drugs or alcohol, will be forwarded to the San Mateo County District Attorney's Office for review. There was no indication that drugs or alcohol were involved in the accident, police said.

Records at the California Department of Motor Vehicles show Cang has been convicted three times in the past 17 months for traffic violations, two of which occurred while he was driving a bus. The violations include citations in June 1988 for not having proof of insurance, not wearing a seatbelt and exceeding the 55 mph speed limit. They also include a March 2 ticket for failure to stay in his lane and making an unsafe lane change while driving a bus. On March 4, he was cited for driving a bus over the 55 mph speed limit.

International Coach declined comment on the accident or Cang's driving record. Meanwhile, a survey by the state Public Utilities Commission released last June listed the crossing as the San Francisco Bay area crossing in most urgent need of improvement because of heavy traffic and the 11th most needy among 82 needing repairs throughout California. Robert Teglia, a South San Francisco council member and former mayor, said the crossing has been considered a serious problem for a long time because of the frequency of train passings during rush hour.

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“I wasn’t rubbing it in—I just wanted Eddie to know the score of last night’s game.”

Alex Sum—University of Washington—Class of 1990

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6 4 1 wasn’t rubbing it in—I just wanted Eddie to know last night’s game.”

It is a lot less than you think to let him know who’s headed for the Playoffs.
Ann Steele used to run a day care center in Grover City. She took care of 12, sometimes 16 kids in her home. She also had ducks, parakeets, cats, frogs, a dog and a rabbit. Steele said it was like Noah's Ark.

The day care center is now gone. Steele said the risk is too great and the liability insurance too expensive. She shut it down in 1988.

Seven of her pets are gone too. In 1985, the animals started to die. All of them were dead within 22 months. The cat was always coughing, and had developed tumors. The rabbit, a little more than a year old, developed cysts. The ducks, they had cysts too. The frogs and the parakeet died in that order.

Sandy, the Irish setter, gave birth to 10 stillborn puppies. She later died. All exhibited similar symptoms prior to their deaths, Steele said. All coughed, all hemorrhaged anally or nasally and all developed cysts or tumors.

Steele refuses to accept coincidence as an explanation. She places the blame on 110 acres of strawberry fields that surround her home on Mentone Avenue in south San Luis Obispo County.

Each year, starting in spring, pesticides are applied to strawberry fields in preparation for a new crop. The top 10 inches of soil are injected with a highly toxic gas, and plastic tarps are immediately laid down to ensure that the gas does not escape.

A popular treatment for strawberry fields in south county, and the one Steele is concerned with, is Methyl Bromide, a toxic fumigant with a 20-percent mix of Chloropicrin, a military nerve gas. The strong aroma of the Chloropicrin is used as a warning agent for the odorless Methyl Bromide.

The pesticides are to blame, Steele says, not only for the death of her pets, but the illnesses of her day care kids in the past. Steele's veterinarian was unavailable for comment.

In the summer of 1984, before Steele had pinpointed any problems, a drainage pond was dug out of a former strawberry field. She said the dust from the basin infiltrated her house throughout the construction.

"All I knew was the dust, it was everywhere, it coated everything," Steele said. "I had eight children (in the day care center) and by the end of that week all of them were sick."

Christine J. Pocan, a journalism junior, was a Mustang Daily reporter spring quarter. She is interested in pesticide issues.

The agriculture department has not heard from any other concerned parties of sickness or animal deaths, said Deputy Commissioner Christine Crump.

"We're not having people say all my cats have died because of pesticides, or my kids have a runny nose because of pesticides," Crump said. "To date the only people we have heard it from are Ann and Karl."

"We have had no evidence. They have submitted no evidence to us that there is any kind of substantiation to their claims," Crump said.

To make matters worse, say Kempton and Steele, SLO County disagrees. The agriculture department has not heard from any other concerned parties of sickness or animal deaths, said Deputy Commissioner Christine Crump.

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INSIGHT

From page 5 plans for a housing project to be built on a strawberry field adjacent to Steele’s home are in the works. Kempton and Steele are concerned that the dust lifted from the fields under construction will be toxic and dangerous to the community. They are asking the Arroyo Grande City Council for a focused environmental impact report on the project as well as a health risk assessment report to be provided to the public. At the Nov. 14 City Council meeting, the council expressed approval for the project but postponed its final decision until Jan. 23, pending a new city water policy.

As a result of Kempton and Steele’s earlier efforts, the planning commission ran a soil test on the construction site. At the meeting they reported to the council that no pesticide residues were detected. However, Kempton said the testing did not go deep enough into the problem. Not only did the test not reach the maximum depth of construction, no inert ingredients were tested for.

Kempton told the council, “It is our contention that this soil should be considered as if it contains toxins, regardless of the source.”

Those city council people heard what they heard and didn’t even say one word. They didn’t react negatively or positively. It was just like I was standing before brain damage.”

Karl Kempton
—Oceano resident

The council did not respond to Kempton’s concerns. “Those city council people heard what they heard and didn’t even say one word. I mean they didn’t even say ‘You stupid fools, you’re wrong...’ Kempton complained. ‘They didn’t react negatively or positively. It was just like I was standing before brain damage.’”

Jim McGillis, project coordinator for the proposed development, said to the council, “You can find out what happened to the chemicals that went on the strawberries — nothing. There’s nothing there, we tested for them.

“We can continue to try and fight a boogie man as long as you’d like us to, but the plain and simple facts are — there’s nothing.”

A n inert ingredient, according to the Environmental Protection Agency, is any intentionally added ingredient in a pesticide product that is not pesticidally active. Inert ingredients are often trade secrets, and not available to the public. The EPA has identified and classified 1200 inert ingredients. There are four categories listing inerts from highly toxic to harmless. The lists range from asbestos to cookie crumbs.

Crump said the agriculture department cannot test for the inert ingredients because they do not know what they are. “The problem is those are trade secrets, you can only get them by subpoena,” she said.

“To test for all 1200 inerts would not be reasonable. The cost would be prohibitive,” she added. “If we had any evidence we would dig farther.”

But Kempton says the agencies in this area have never been presented with questions about pesticides from the public before. “Their only alternative is to go and talk to the so-called experts, but the so-called experts have an unfortunate bias because they are permitting the use of pesticides,” Crump believes there is no danger from the pesticides facing south county neighborhoods. She sees no supporting evidence to back Steele and Kempton’s claims.

“Just because you believe that’s the case, does not make it so,” Crump said. “That’s where we’ve come up against a wall with them.

“We’ve been contacted by probably every news media in this county in response to Ann or Karl contacting them. We’ve said, ‘Here is what we’ve done and here is our process,’ ” she said. “We are here to hear what is going on but we’ve got to have some kind of evidence.”

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Orange County AIDS home to close doors

HUNTINGTON BEACH (AP) — The only government-subsidized home in Orange County serving AIDS patients who are well enough to continue working but who cannot afford housing will shut its doors in January 1990.

Closure of the five-bedroom home will force three men to find new lodgings, Joel D. Miller, executor director of the AIDS Services Foundation, said Monday.

Liability worries sparked by the recent death of a patient and an armed confrontation between a tenant and a guest caused the shutdown, the tenant and the facility manager said.

Miller said the planned shutdown was scheduled for Jan. 15.

"We had responsibility of the house without the control," he said, "while other schools sell at 80 and 75 percent.

"If you buy a new $30 book used for $21.60 and sell it back at the end of the term for $15, your total cost is only $6.60," she said. "This, although, only applies if the book is needed for the next term. If not, then the wholeseller sets the price and they usually don't offer that much."

Giambalvo said the bookstore can't afford to offer as much because it doesn't have a guarantee that it'll be able to sell the books.

Her suggestion to students is to keep the books in good condition and sell the books back at the end of the quarter.

"If you don't sell them right away, they may not need them later," she said. "Also, check with the instructor before buying books ... some books on the shelf are only recommended by the instructor and are not a necessity for the class."

Miller said, "From a liability standpoint, we are responsible for the entire organization at risk."

Lawson worries surfaced after a patient deteriorated suddenly and died and when tenant Travis Urban was threatened by the knife-wielding guest of another tenant. Urban said the ouster was both sad and unexpected and suggested to students that they must make a profit off the used books.

"When you're living on $622 a month, you need more time to plan. I don't know where I am going to go," he said. "I assumed we would be here at least one year, if not longer."

Fleming said the foundation could not afford a live-in manager.

The group hopes to use the money allotted to the house to open an AIDS hospice for patients in the more advanced stages of the deadly disease. It already runs such a facility in Tustin.

"It was an experiment that did not work," Miller said.

One of the tenants will move to the Tustin house, which has a supervisor on duty 12 hours a day, and another has made plans to move in with a friend. Urban was the only one with no definite plans.
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NEW YORK (AP) — Abu Nidal, whose Palestinian terrorist organization is believed responsible for killing or wounding 900 people in 20 countries, has been placed under house arrest by Libya, a newspaper reported today.

The confinement to a compound near the Libyan capital Tripoli began recently and resulted from pressure by Egypt and the Palestine Liberation Organization, The New York Times reported.

In October, Egypt’s President Hosni Mubarak asked Libyan leader Col. Muammar Gadhafi to extradite Abu Nidal to Egypt or stop his organization’s terrorist acts from Libya, according to PLO officials in Tunisia and Arab diplomats in Paris.

The request was a condition for restored relations between Libya and Egypt, the Times said.

There is no indication that Gadhafi intends to turn Abu Nidal over to Egypt, the officials told the Times.

The 52-year-old Abu Nidal, whose real name is Sabry al-Banna, has lived in Libya since he was expelled from Syria in 1987. He is wanted in Egypt for, among other things, the hijacking of an Egypt Air flight that ended with the deaths of 56 passengers in Malta in 1985. The passengers lost their lives during an attempted rescue.

PLO officials told the Times Nidal’s detention could be the start of the demise of his 15-year-old organization, the Fatah Revolutionary Council. A growing number of its leaders and members have defected to the mainstream Palestinian organization under pressure from the PLO and Arab governments.
University Union faces makeover; students want less trash, more seating, plants, artwork in plaza

By Ken A. Forkus

When Cal Poly students return for classes next fall, they may find a "new" University Union Plaza.

"A lot of people feel the plaza, in its present condition, is an eyesore," said Scott Moran, facilities development chairman and director of the University Executive Committee.

The major problem with the U.U. is the trash, Moran said. People seem to think because the U.U. is all cement, it's OK to leave trash around, he said, because someone will later clean it up and hose down the area.

Moran said this is a problem because the U.U. is the focal point for student activities.

"We have tried several projects to make people aware of the trash problem, but they have not worked," Moran said.

Trash cans have been installed and bolted down about every 10 feet, but people still seem to leave trash, he said.

After much discussion, the Union Executive Committee decided the problem was not the lack of trash cans, but the surroundings themselves.

"If people don't appreciate the atmosphere, they are not going to bother to keep it clean," Moran said.

Two years ago, two landscape architecture students proposed a remodeling plan of the U.U. as a senior project. However, the plan involved removing the fountain about which several people expressed concern.

Last March, a survey was taken of 150 student, faculty and staff members to see what they thought a new U.U. should look like. Fifty-seven percent of those polled felt the fountain was important, but 51 percent thought some sort of change should be done with the fountain. Other areas people thought should be incorporated into the U.U. renovation were more seating, more vegetation, more shade and more artwork.

"We hope to get some interest from the architecture, landscape architecture and other departments to get involved with the design of the new University Union," said Moran.

The idea is to get several plans from different students, and then take parts from each plan and submit them to a professional architect for a final plan.

Presently, the Facilities Development Committee is looking into financing the $1 million project through fundraising programs.

"The money for the project will be raised by selling personalized bricks to students, faculty, parents and alumni of Cal Poly," said Moran. "Right now we are researching different manufacturers of bricks and finding out costs." Moran continued. "We are also looking into other campuses, cities and groups that have used this method of fundraising before."

If things continue to progress on schedule, personalized bricks should go on sale near the beginning of next quarter. Moran said the cost of a brick would be about $50 or less.

Authorities investigate Marine Corps for possible dumping toxic waste in S. Calif.

Health officials say material was 'clearly hazardous'

BARSTOW (AP) — Authorities are investigating whether waste deposited by the Marine Corps at two landfills was hazardous and dumped in violation of laws governing toxic materials.

Lt. Col Mark Schnell, director of services and facilities at the U.S. Marine Corps Logistics Base, said some of the dry waste was dumped at the landfills, which are not licensed to handle hazardous materials. But he said Navy tests determined that the waste, created when tanks and other vehicles are sandblasted for repainting, was not hazardous.

However, Peter Brierty, San Bernardino County's chief of environmental health, said samples of the waste the Marines sent to him for testing was "clearly hazardous."

"Despite this conflict (over the toxicity of the material), we are now treating it as if it is hazardous and we are formulating a plan to address the barrels in the dumps," Schnell said. "We recognize the concerns people have over this and we will respond."

Environmental officials said the material contains high levels of lead and other metals such as cadmium, chromium and zinc, which could endanger the area's water supply and water supply that is the sole source of drinking water for residents of Daggett, Yermo and other high-desert communities.

At least 13 drums of the waste were dumped at San Bernardino County's landfill in Barstow earlier this year and more barrels were buried previously at an on-base dump, state officials said Monday. Schnell said he didn't know how much waste was buried at the base, but the dumping there could date back to 1961.

"This is very serious," said Hisam Biqai, supervising engineer for the Lahontan Regional Water Quality Control Board. "We have never had an incident where this type of waste was dumped in this quantity for so many years."

The dumping came to light last March after a bulldozer operator spreading garbage at the county landfill saw military vehicles disposing of drums of unfamiliar material.

Among the agencies investigating the dumping are the FBI and the San Bernardino County District Attorney's office.

Deputy District Attorney Ken A. Forkus said at least two people, whose names were not identified, have been identified for possible prosecution in the investigation.

State and federal laws prohibit illegal transportation and dumping of hazardous waste. Violations of the state laws, which are felonies, can be punished by up to three years in prison and fines of up to $25,000 for each day a violation occurs.

Barstow is located about 100 miles northeast of downtown Los Angeles.
Japanese kids cram for primary school entrance exams

TOKYO (AP) — Kieko Haru has attended a "cram school" for months in a desperate effort to be ready for entrance exams. She's 5, and her parents hope Kieko will make it into a top-ranked private elementary school.

She attends cramming sessions twice a week after kindergarten and on weekends.

Some days, Kieko makes rice balls or crafts, or is drilled in the Japanese alphabet. Once a week, she takes a practice test like those used by private schools to choose the few applicants they accept.

"We wish she didn't have to go to cram school, but if she gets into a good private ... system now, then she'll be able to enter the school's junior high automatically," said Yuko, her mother.

Japanese public education is praised for egalitarianism and the high scores of students on achievement tests, but as public schools become equal, parents look for an edge elsewhere.

Children are being sent at ever-younger ages to cram schools, called jukus, or are going to private rather than public schools in hopes of gaining ground in the merciless college-entrance competition.

The Education Ministry says 71 percent of elementary and junior high students attend jukus or have special outside lessons, in effect creating an entire second school system. It is a booming business estimated to be worth about $1 trillion yen, or $7 billion, a year.

Some Japanese contend the increasing role of private spending in education threatens the equality of opportunity created by the public school system.

Others feel public schools have concentrated on educating the mass of students, neglecting the bright and creative.

Getting into the best schools frequently costs a staggering amount of money and work.

Kieko's parents pay about 65,000 yen ($460) a month for her private kindergarten. Some classmates began attending a juku at age 3, to prepare for the kindergarten entrance exam, and now have daily cram sessions before kindergarten and again in the afternoon.

Such devotion to schooling has a long history in Japan and some other Asian nations, but the intense competition created by postwar development that grew with economic prosperity.

Japanese spend less on public education than the United States, both in total amounts and percentage of gross national product.

In the last fiscal year, the government allocated 16 trillion yen ($12 billion) to public education, compared with $353 billion this year in the United States.

An Education Ministry study in 1987 said 4.2 percent of Japan's GNP went to public education, compared with 4.8 percent in the United States, 4.4 percent in Britain and 4.2 percent in West Germany.

Spending on education in the United States varies greatly by school district and region, but Japan has followed a policy of equal distribution of resources. It also does not "track" students, separating them according to ability.

In the United States, the federal government provides about 6 percent of the public money for kindergarten through high school. Japan's central government pays 43 percent, much of it in subsidies to local districts that reduce regional disparities to less than 20 percent, according to government figures.

The Education Ministry approves textbooks and curricula, so students study essentially the same material at the same time.

In high school, Japanese students cram for college entrance exams that determine not only what schools they will attend, but their chances for a good job afterward.

Companies with the most prestige usually hire graduates of the more prominent jukus or have special outside lessons that determine not only what schools they will attend, but their chances for a good job afterward.

College entrance exams have become more difficult as competition has intensified and frequently include material not covered in the public school curriculum, according to Education Ministry studies.

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Short Takes

KCPR-FM to hold auction ofouches
Cal Poly's radio station, KCPR-FM, will host its 14th annual auction today from 3 p.m. until midnight. The auction will be held over the air with listeners calling the KCPR studio to bid on items. Auctioned items will include various donations from community businesses, as well as autographed posters and albums from KCPR. Proceeds from the auction will go towards the non-profit radio station. The auction is in one of three annual fundraisers for KCPR. For more information, call the radio station at 544-4460.

Craft Center to host annual sale
The ASI Craft Center will have an annual Craft Sale Thursday from 9 a.m. until 5 p.m. in the University Union Plaza. On display will be handmade quilts, earrings, photographs, Christmas tree ornaments, and music. For more information, call 796-1281.

Psychologist to discuss children
Noted family psychologist H. Stephan Glenn will deliver three presentations at Cal Poly on Monday. The author of the best-seller "Noted family psychologist H. Glenn will deliver three presentations at the Central Coast Psychiatric Center, will speak to area public administrators on "The Myths and Reality of Holiday Stress" on Thursday, Dec. 14 at noon at the Most Inn.

Nurse to speak on holiday stress
Doris Ferrell, charge nurse of the Central Coast Psychiatric Center, will speak to area public administrators on "The Myths and Reality of Holiday Stress" on Thursday, Dec. 14 at noon at the Most Inn. Ferrell is a registered nurse and graduate in psychology from Sonoma State and from Cuesta College's associate degrees nursing program. She has been employed with the center since its opening two years ago.

The center is a 15-bed voluntary public psychiatric center associated with French Hospital in San Luis Obispo. It is the only facility of its kind in the city.

Rec dept. to hold x-mas celebration
On Saturday and Sunday, the San Luis Obispo Recreation Department will be sponsoring "Christmas in the Plaza." It will take place in the Mission Plaza from 1 p.m. to 4 p.m. Food booths, craft booths, and entertainment will be on hand for the public's enjoyment.

The entertainment will include Pat Jackson's American Dancers, the County Band and the Singing Nuns from Colbert, Wash.

For more information, call John Rogers or Kelly Ware at 549-7305.

Bowl-A-Thon nets $124,000 donation
More than 1,100 bowlers pledged donations of $124,000 for HOTLINE of San Luis Obispo County during the Eighth Annual Bowl-A-Thon held recently at Laurel Bowl.

The talks are free and will be held in Chumash Auditorium on campus.

For more information, call the radio station at 544-4460.

Lions Club plans Christmas parade
The Bay-Oons Lions Club is sponsoring a parade in Los Oos, beginning at 10:30 a.m. on Dec. 9, followed by a Christmas Fair inside the Baywood Park Community Center. The theme of the parade and fair is "Christmas Carnival." Fire Captain Ed Jablonski will be grand marshal of the parade.

There will be booths featuring crafts and food, and Christmas caroling. Float trophies will be awarded in the following categories: most humorous, best marching/precision group, best marching band, best equestrian, best Christmas theme float, best youth group and best in parade. For more information, call Leonard Wilhite at 528-3533.

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Opposition negotiates with Czechoslovakian premier

Eight-person delegation seeks end to authoritarian rule

PRAHUE, Czechoslovakia (AP) — After millions of people filled city centers to demand an end to authoritarian rule, opposition leaders entered talks with the Communist premier Tuesday saying they would first demand a new Cabinet.

Monday’s two-hour nationwide general strike — a festive affair of speeches, song and flag-waving — was the largest public display of opposition to the ruling Communists since they took power in 1948.

The opposition coalition Civic Forum said that after 11 straight days of mass rallies for democracy the time had come to pressure authorities into relinquishing power and allowing free elections.

But it also held out the threat of further strikes if the popular will is not heeded. Any doubts that workers backed the pro-democracy movement were erased during Monday’s strike as shop floors across the country were idled.

Premier Ladislav Adamec was to meet today with an eight-person delegation led by Vaclav Havel, Czechoslovakia’s most prominent dissident. A first round of talks between the two sides was held Sunday.

“We want the situation to quiet down, and we don’t want to overextend people’s energy,” said another opposition leader, the Rev. Vladyka Maly.

The rally, attended by more than 200,000 people, capped massive anti-government protests that have forced two major minibustripshuffles in the ruling Communist Politburo in three days.

Opposition spokesman Jiri Dienstbier said activists from around this country of 15.5 million people intend to convene for a meeting before the government’s Party congress on Jan. 26.

But there were still more conditions to be met. Posters demanding free elections and an end to one-party rule were plastered over the windows of shops, hotels and restaurants that observed the strike.

During the protest, flag-waving, joyous workers filled the famed leaning tower of Pisa with the promise that the monument is not in any danger.

But its tilt has been increasing by an average 0.047 inches a year since measurements began in 1918. It has remained open to tourists, even through World War II.
**Woman says she was fired by Loma Linda University for having premarital sex**

LOMA LINDA (AP) — A woman who claims she was fired by Loma Linda University, a Seventh-day Adventist institution, because she engaged in premarital sex says she wants the case to go to trial.

Bethsaida Kebbas, a former nurse at the campus library, said she wants to continue with a $10 million discrimination lawsuit against the university when it hired an arbitrator to rule on her case by a preponderance of evidence. 

Kebbas was terminated in July 1986 when she violated a Seventh-day Adventist Church charity rule by having a child out of wedlock.

Retired San Bernardino Superior Court Judge Thomas Haldorsen ruled Nov. 16 that Kebbas' attorneys "didn't prove their case by a preponderance of evidence." He also ruled that Kebbas should pay the university's court costs.

Kebbas is not bound by the ruling and her lawyers said she would take the case to court.

**Airwolf' stuntwoman sues show coordinators for injuries**

SAN FERNANDO (AP) — A stuntwoman badly burned during a fiery stunt for the TV series "Airwolf" blames production coordinators for her injuries.

She says she got hurt because the producers didn't perform as rehearsed.

"We'll go all the way," said Peter Leyza, a legal assistant in the office of Kebbas' Bloomington attorney, Timothy L. Taggart. "This is only the beginning."

Ken Hansen, a Corona attorney representing the university, said he was pleased by the decision. He said he was not surprised by Haldorsen's ruling and expects it will be affirmed if the case goes to trial.

In its 2-1 decision issued Nov. 17, the 4th District Court of Appeal upheld the criminal conviction of a 42-year-old Hemet man who had secretly videotaped sexual encounters with three women in 1986.

Michael Francis Gibbons, now married and the father of a 2-year-old child, was convicted in February 1988 of three misdemeanor violations of eavesdropping after a Municipal Court jury trial in Banning.

A judge fined him $4,500 and sentenced Gibbons to 14 months in jail, although the sentence is on hold pending appeal.

The meaning of communication under the 1967 privacy law to include nonverbal exchanges. The state's privacy law is intended to protect citizens from being secretly taped when they believe what they are doing is confidential. It was originally designed to bar surreptitious telephone call recording.

Gibbons, who was single in 1986, brought the women to the candle-lit bedroom of his home and had sexual intercourse with them while a videocamera hidden in a closet recorded the scenes.

None of the women had consented to be taped, and the activity was given an air of privacy with drawn curtains and a closed bedroom door.

A friend of Gibbons told one of the women she had been videotaped and she complained to authorities. Sheriff's deputies who searched Gibbons home with a warrant found video equipment and tapes of women having sex with various women.

Gibbons' attorney, John C. Bush of Hemet, argued in appeal that his client was denied due process of law because the statute under which he was prosecuted covers "oral communication" and not sexual acts.

The majority opinion written by Justice Thomas E. Hollenhorst rejected the argument. "That sexual relations is a form of communication... cannot be readily disputed," he wrote. "We find that 'communication' as used in the privacy act is not limited to conversations or oral communications but rather encompasses any communication, regardless of its form, where any party to the communication desires it to be confined to the parties thereo."

"If the act covers eavesdropping on or recording of a telephone call, it surely covers the nonconsensual recording of the most intimate and private form of communication between two people."

**Videotaping sex partner without consent violates privacy law, says appellate court**

SAN BERNARDINO (AP) — An appellate court has ruled that sexual intercourse is a form of communication, and making videotapes of sex acts without the partner's knowledge is a violation of California's privacy law.

In its 2-1 decision issued Nov. 17, the 4th District Court of Appeal upheld the conviction of a San Bernardino County man who was convicted of eavesdropping.

Kerns suffered second- and third-degree burns on her face, neck, scalp and arm during filming of the Feb. 25, 1985 stunt.

Attorney Thomas A. Foster, who represents all defendants, said Kerns was warned the explosive device would set off "a momentary flash of flame."

Foster said he will argue that the she jumped to soon.

"Even though it was fully exploded, there was no fire hazard... it missed her other because of the way it was set off," he said. "It is a mushroom cloud."

Taping of Sex Acts

Kerns' attorney, Gerald L. Krull, said he will argue that the defendants and defense witnesses are blaming his client to save their careers.
Santa Monica adopts ocean motif for city's Christmas decorations

SANTA MONICA (AP) — An enraptured group of homeless people witnessing Tuesday's unfurling of controversial lamppost Christmas banners featuring dolphin, kelp and gulls had a ho-ho-hum reaction to the flag flap.

"Big deal," said one disheveled man perched on a stained sleeping bag.

But Soviet emigre Suzy Hartwick smiled and said, "They are very nice. I love Christmas. It reminds me of home when I had a home."

The rumpled band of street people then turned their gaze back to the sea, rearranging their shopping cart armada for an approaching noon feed nearby.

Those who fancy this seaside community as an artist colony replaced weathered banners depicting holly, carolers and sleigh bells with slick ocean-themed holiday fare.

The first of 225 banners were fastened to lamppoles near the entrance to the Santa Monica Pier on Tuesday morning.

"They wouldn't make much sense in Toronto or Cincinnati or Des Moines, but they make a lot of sense here at the city by the bay," said artist Laddie John Dill during unveiling of the arty lamppole decorations.

Word spread this week that the new banners were going up and telephones began ringing incessantly at Santa Monica Area Chamber of Commerce offices.

The marine theme was too much of a departure from the religious significance of the season, residents complained. The Chamber of Commerce was taking Christ out of Christmas and the Santa out of Santa Monica.

"Most of the calls involved concern we had done away with the traditional Christmas decorations," said chamber president Duane Nighengale. The chamber sponsored the $15,000 replacement project.

"Church groups thought we were taking Christ out of Christmas and some of our senior citizens were concerned. That's not true. The traditional decorations are going to be up as well," said the chamber's Dave Paradis.

It is true the carolers, holly and bells on the old banners are gone, Nighengale said, but the Nativity scene still adorns Pali sades Park and garland has been strung up at Fourth Street and Wilshire Boulevard.

Michael Segal, who headed the design project as a member of the chamber's central business district advisory group, said the "strong marine motif" captured the city's uniqueness.

"The kelp gives a mistletoe feeling, the dolphins are in a wreath design and the gull looks like a Christmas dove of peace," Segal said.

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Bush won’t spring surprises at Malta summit

Says he and Gorbachev may discuss military cutbacks at Malta meeting

WASHINGTON (AP) – President Bush sought to reassure European allies Tuesday that he was not going to cut nuclear weapons or reduce U.S. troop overseas.

Bush said he and Gorbachev may possibly discuss military cutbacks “in a general way” when they meet off the coast of Malta on Saturday and Sunday.

But he added, “in writing, I have made clear to Mr. Gorbachev – in my handwriting, so he knows it comes from me, not the bureaucracy – that this is not a summit for arms control agreement.”

He said it was very important for the allies to know “I’m not going to go off and prematurely jump out there and try to grandstand by committing them to something. That’s not the way you keep an alliance strong.”

After the two-day summit, Bush will fly to Brussels on Dec. 4 to brief NATO leaders on the discussions.

The Reagan administration had come close to a deal at a summit in Reykjavik to abolish all nuclear weapons in spite of the fact that NATO regards some of those arms as vital to deter Soviet attack.

Now, with the collapse of hard-line communist regimes in Eastern Europe and massive budget deficits in the United States, the Bush administration is considering major cutbacks in troops and weapons.

Gorbachev is facing similar pressures at home.

However, Bush said, “there are no arms control proposals” for the summit.

“So the surprise will be, if you’re looking for a surprise, there won’t be a surprise. That may come as a surprise,” he said.

He said there had been “frantic speculation” and “hyed speculation” that the superpowers would reach a deal on arms or troops.

“Now if we want to talk in a general way with the Soviet leaders about our aspirations for how a defense system will look 10 years from now, of course, we’ll do that, we want to do that,” Bush said.

In particular, Bush said, he would like to talk with the Soviets about curtailing their defense spending.

“But that’s not what I’m referring to when I talk about euphoric expectations of some deal,” Bush said. “There isn’t going to be such a deal. It takes two to make a deal.”

Separately, the State Department said the United States has little interest in a possible Soviet proposal to restrict naval power.

“The Soviet Union, a land power, would be less constrained by such an approach across the world dictating how fast change should be or what change should encompass.”

But Bush also promised that he would press Gorbachev at the summit over the behavior of Moscow’s Central American allies — Cuba and Nicaragua, which the United States accuses of shipping Soviet-made weapons to leftist insurgents.

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McCartney tour will get by with a little help from Visa

SAN MATEO (AP) — Former Beatle Paul McCartney, who wrote such songs as "Ticket to Ride" and "You Never Give Me Your Money," has become the latest rock star to cash in with a corporate sponsor.

The credit card giant Visa announced Monday it will sponsor the 1990 segment of McCartney's American tour.

"Our affiliation with Paul McCartney will provide us exclusive association with the world's most prolific songwriter and performer," said Charles T. Russell, Visa's chief executive officer.

Visa said the former Beatle approached the company with the deal, which Russell called "a mutually beneficial... association."

McCartney will appear in an $8.5 million television advertising campaign promoting the tour and Visa but will not directly endorse the card, which will be the only one to be accepted for tickets and stadium souvenirs at the concerts.

In addition, Visa said it plans to launch an affinity card for Friends of the Earth, an environmental organization McCartney supports. Generally, organizations listed on affinity cards receive a small percentage of the annual fee or interest charges paid by cardholders.

The part of the tour under Visa's sponsorship will begin in Detroit in February and include 12 cities, including Pittsburgh, Boston, Indianapolis and Atlanta.

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