Poly picks new coach for basketball

By Franco Castaidini
Daily Staff Writer

A green and gold brick road has been laid for the men's basketball coach Jeff Schneider is left with the task of paving the future.

The 35-year-old former Washington State assistant was introduced as the new head coach at a press conference Monday in the University Union.

Schneider is in charge of redirecting the men's basketball program that finished 1-26 last year and did not defeat a Division I opponent.

But Cal Poly's unimpressive record did not scare away Schneider, who said he sees a program with the potential to become the premier program in the Big West.

"I'm really looking forward to the opportunity at Cal Poly," Schneider said. "I'm so impressed with the people in the program." Schneider is the third member of Cal Poly's revamped athletic staff which has made the move from Washington State -- football coach Andre Patterson and Associate Athletic Director Alan Cove are the other two -- in the past year.

Schneider brings an experienced background to Cal Poly than that of assistant coach at the University of Idaho in 1989-93 while under Coach Tubby Smith, who is now head coach at the University of Georgia, and last year under Kevin Eastman at Washburn.

Schneider, whose coaching career began as a graduate assistant at Virginia Commonwealth University, was ranked by one college basketball publication as one of the top three recruiters in the nation.

Athletics Director John McCutcheon said he and Cal Poly's search committee referred Schneider to President Warren Baker, who made the final decision without any hesitation.

"He is an outstanding coach, an individual who is going to lead us into the Big West in the fashion we want," McCutcheon said.

Schneider, who was interviewed on campus Friday, was one of four applicants narrowed down from a pool of 75 last week. The other three included Cuesta College Head Coach Rusty Blair, Stanford and UC-Davis Associate Assistant Bobby Castagna.

By France Castaidini
Daily Staff Writer

As Bernstein Bears show their furry faces on posters around campus, encouraging students to "Have a Nice Day," students can tell that election time has come again.

Mark Berenstein, political science senior and ASI presidential candidate, is leading a grass roots campaign, and his candidate's statement being handed out all over campus.

Berenstein entered Cal Poly four years ago as a computer science major but has since learned that he would rather do something else.

"Nobody listens, everybody talks," Berenstein said, referring to what he feels is a need for dialogue, specifics and open communication.

Berenstein has also worked with such nonprofit organizations as The Homeless Shelter and informal education. Forming his own. And this, he said, produces his unyielding interest in student opinion.

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"I used to think, "What am I going to do today?" Bernstein said. "Now I think, "What is going to happen to me today?"

Bernstein entered Cal Poly four years ago as a computer science major but has since learned that he would rather debate than sit behind a computer screen. Berenstein's career at Cal Poly has been fairly continuous, except for the one semester he took off to attend Cuesta College. At times he split various quarters attending both schools.

Berenstein describes himself as an "average student" with "determination to get any job done." This humble 22-year-old speaks frankly about his formal and informal education.

As a child, Berenstein remembers the way his parents dealt with matters. "I could never do anything wrong, I could always do something," he said. "I would debate my point and go on from there."

Berenstein said he thrives on forming arguments, debating contemporary issues and seeing other viewpoints as essential in forming his own. And this, he said, produces his unyielding interest in student opinion.

As president of Model United Nations, Berenstein was able to see the workings inside of ASI and its financial aspects. He said he felt that he had more to offer than others involved and was frustrated with the way the corporation was being run.

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University files reply to Dairy Center lawsuit

By Erka Eckler
Daily Staff Writer

The university formally responded to charges that employees of Cal Poly's Dairy Products Technology Center mishandled hazardous chemicals.

The reply was filed March 16 by the Board of Trustees of California State University and Phillip Tong, director of the Dairy Products Technology Center, in response to charges filed by a former employee.

Chris Herfurth-Kennedy, a research associate for the Cal Poly dairy department from September 1988 to October 1993, filed a lawsuit last November against the university, Foundation and Tong.

Herfurth-Kennedy alleged that dairy employees mishandled hazardous chemicals, exposing students and employees to harm.

The defense argued that the charges are not valid. A similar defense was not filed by the Cal Poly Foundation in February.

Among other charges, she is suing for negligence, breach or written contract, breach of oral contract and personal injury in her lawsuit.

Herfurth-Kennedy is asking for damages in excess of $25,000.

The defense claims damages to Herfurth-Kennedy were a result of her— and other third persons not named in the lawsuit— careless, negligent or intentional conduct.

The defense also states that claims cannot be filed against the university and Tong because they were not parties to Herfurth-Kennedy's contract.

According to the papers filed, Herfurth-Kennedy's employment contract was with Foundation, a non-profit corporation. The university, a state institution, is a separate entity.

The Dairy Products Technology Center refused to comment on the suit. Phillip Tong could not be reached for comment.

COACH: Schneider wants to bring 'style' to Cal Poly's court

From page 1

McCutcheon noted that the Brooklyn native showed a desire to win a winning tradition.

"I think one (reason for his selection) was his energy, his vision in terms of where he wants to take this program," McCutcheon said. He also said that McCutcheon's involvement in programs in hockey, baseball and football, as well as his experience, brings him to the campus.

Schneider will work immediately at Cal Poly, and during the off-season, he will focus primarily on recruiting.

"I want to be able to sign players who are good enough to play in the PCL," Schneider said. "The philosophy and foundation of our program will be to build it with high school players."

Schneider said he intends to have a solid foundation of players by 1996 when Cal Poly moves into the Big West conference.

Along with recruiting, Schneider must turn around a new coaching staff that will help guide Cal Poly through its second season in Division I.

"I want to put together a staff that will someday be good head coaches themselves," Schneider said. But recruiting is not the only thing on Schneider's mind. He said both student and community involvement will be key to the success of Cal Poly's basketball team.

"I want kids in the community to feel that we're their basketball team," Schneider said.

To bring the fans to Mott Gym, Schneider intends to use a "Rick Pitino" style—a full-court style of basketball that brings a high-paced tempo to the game.

He said that this style will give Cal Poly its own image and attract local and national attention.

Pitino's style traditionally has never been used on the West Coast and Cal Poly will be the first to incorporate this acclaimed style of basketball.

"I think it will take a while to build a program," Schneider said. "But the main thing is to build an identity."
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Affirmative Action breeds racial tension

By David S. Lippa

As the affirmative action debate rages on, I would like to express three observations concerning this harmful policy.

The first was best said by Martin Luther King, Jr.: "I have a dream that one day my four little children will live in a nation where they will not be judged by the color of their skin but by the content of their character." Based on this statement's validity, how can one seriously argue any point concerning the worthiness of affirmative action?

The most common rebuttal to this argument has always been that it is retribution for years of oppression and white dominance in American Society. But should we correct these past injustices with new injustices?

Dr. Shelby Rising of San Jose State University asks, in his book *Content of Our Character*, if it is fair to punish the white college applicant from a socio-economically disadvantaged environment, while rewarding the middle-class black American. Affirmative action makes no distinctions in class; it is a liberal one-size-fits-all solution.

The second observation concerns economic consequences of affirmative action. Without implying that minorities either are not deserving or not capable of advancement in the work place, affirmative action no doubt harms competitiveness; hence it creates economic efficiency.

This point is argued in the book *Microeconomics: Principles and Policies*, by William Baumol and Alan Blinder: "If affirmative action disrupts industry and requires firms to replace "qualified" workers with "less qualified" workers, the nation's productivity may fall." In other words, if a company's or university's applicants pool is reduced in terms of quality, so too will be the productivity of those institutions.

My final observation concerns the accentuation of racial discrimination resulting from affirmative action. We must consider the possibility that minorities who advance in the workplace, or who are accepted to prestigious universities, will be identified as "quota" beneficiaries. Their presence among peers will be viewed as protected and safe rather than fair and equal.

Right or wrong, this possibility is credible. Are we not fostering the racial animosity between races? Are we not encouraging or instilling hatred within our society? We are all in agreement that judging an individual based on race is wrong, so why do we promote it with a bad policy like affirmative action?

Based on this premise, it would seem logical to assume that affirmative action is creating a racial separation in our society which strives toward unity and equality among all of its citizens.

I realize that some, upon reading this essay, will automatically deem me an "angry white male" with racial and gender biases. However, looking at this issue from an objective point of view, rather than subjective, I believe affirmative action's deficiencies will clearly reveal themselves.

When will we say affirmative action has served its purpose, and who will decide this? I believe it is time to question the necessity of a policy which fosters racial animosity as well as a race-based society.

David S. Lippa is a political science senior.
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Judge rules gun producers can be sued for deaths
By Koryn Hunt

SAN FRANCISCO — A Superior Court judge dealt a blow to gun manufacturers Monday, ruling that the maker of guns used in the 101 California Street highrise massacre can be sued for the deaths their products caused.

But whether the manufacturers of the magazines and ammunition contained in those weapons can be included in the suits will not be decided until this summer.

San Francisco Superior Court Judge James Warren refused to dismiss a series of lawsuits against the makers of the guns and ammunition Gian Luigi Ferri used when he burst into the Pettit & Martin law firm on July 1, 1993 and sprayed its offices with bullets.

The lawsuits named Navegar, maker of the TEC-DC-9 assault pistol, Hall-Per Trigger Systems, maker of the trigger accessory, USA Magazines, maker of the 32-round magazine standard in the TEC-DC-9; and Superpaw, the Nevada pawnshop where Ferri bought the gun.

San Francisco Superior Court Judge James Warren ruled an assault weapon maker may be held accountable for the damages resulting from the criminal misuse of its product.

Warren based his ruling on the fact that the TEC-DC-9 Ferri used was a slightly modified version of one banned by the California legislature in 1989. He reasoned that the company introduced the gun into the general market and that it could have foreseen that it might eventually make its way into California and be used for criminal purposes.

Sarah Brady's Center to Prevent Handgun Violence filed eight lawsuits in May on behalf of the survivors and the families of the victims. The lawsuits maintain that the manufacturers negligently made and sold products that "would be used to kill or injure innocent people in a violent criminal act."

They claimed the makers are liable because they make products that have no legitimate sporting or self-defense purpose and are well adapted to mass killings.

The lawsuits against Navegar allege the company "sold a dangerous product.

Navegar attorney Ernest Getto disputed that, saying the semi-automatic guns Ferri used were made legally in Florida and sold to Ferri in Nevada — both states without bans on assault weapons at the time.

"The bottom line is that nothing Navegar did has any connection whatsoever to what happened at 101 California," he said. "We did nothing unlawful in California."

The decision marks the first time in history that a court has ruled an assault weapon maker may be held accountable for the damages resulting from the criminal misuse of its product.

Michelle Scully, whose husband John died trying to protect her from the bullets, said after the ruling that it will force the manufacturers of assault weapons to think about the consequences caused by their products they make.

"This means they cannot sell these weapons and market them to criminals to think about the consequences caused by the products they make."

A San Francisco judge ruled a dangerous product could be used to kill or injure innocent people in a violent criminal act.

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Wilson feels buoyed by Clinton's support for affirmative action

By Nicholas E. Goranios

SACRAMENTO — Gov. Pete Wilson returned from a Texas campaign trip buoyed by President Clinton's efforts to straddle the line on affirmative action, Wilson's campaign spokesman said Monday.

In a speech to the California Democratic Party Saturday, Clinton said Democrats must continue to support affirmative action, but must also study and discard any preferential programs that are unfair.

Clinton's dilemma became evident on Saturday. His speech drew raucous shouts of support as he laid out his positions. But near the end, when Clinton tried to qualify his support for affirmative action, most Democrats fell silent.

"When push comes to shove, (Clinton's) going to have to stand 1,000 percent behind affirmative action, and that's going to hurt him with most of the voters," Dan Schnur said.

Early polls indicate most Californians support ending affirmative action programs.

Wilson, who has made abolition of affirmative action a cornerstone of his budding bid for the GOP presidential nomination, expects Clinton to ultimately defend such programs, spokesman Dan Schnur said.

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THE ENTERPRISE TEAM

Willie Brown defends affirmative action programs, says racial discrimination is not dead

AIDS cases on the rise in Northern California

SACRAMENTO — The Sacramento and San Jose areas have each reported 2,000 or more cases of AIDS, making them eligible for increased federal funding for AIDS programs, Rep. Robert Matsui said Monday.

"The loss of life due to AIDS in our community has reached a new and alarming level," the Sacramento Democrat said at a press conference announcing the tragic milestone.

"Sadly, we join a relatively small number of regions nationwide that have been struck so terribly by this disease." The two California metropolitan areas join five cities nationwide that are being added to the list of 43 cities eligible for increased funding under the 1990 Ryan White Act.

The act designates cities with 2,000 or more AIDS cases as "devastated" by the disease, said Rep. Robert Matsui, D-Sacramento representative.

Sacramento and San Jose join five cities nationwide that are being added to the list of 43 cities eligible under increased funding under the 1990 Ryan White Act.

As the disease continues to take its toll in both major urban areas and small to mid-sized cities, women and teens are the fastest growing population among AIDS patients, Strong said.

In the policy paper to his Assembly colleagues, Brown defended affirmative action programs, currently under attack by Republicans.

In a 48-page policy paper, Brown recounted how he tried to lease an apartment in an upscale building in San Francisco a few years ago. When he asked to view the apartment, he said he was told there were no units available.

"I suspected that was not the case, and that same day I sent an employee from my law office to see about an apartment," said Brown, who is black. "Sure enough, she was able to rent one on the spot."

In the policy paper to his Assembly colleagues, Brown defended affirmative action programs, currently under attack by Republicans.

Republican Gov. Pete Wilson has made ending affirmative action a cornerstone of his expected run for president. Republicans in the Legislature have proposed effective programs can be eliminated.

Brown wrote that it’s too early to declare racial discrimination dead.

"I am wary of those who demand that our laws should be colorblind, when so much of our society is clearly not," Brown wrote.

Scientists discover possible new way AIDS gets to cells

WASHINGTON — Scientists have discovered how a little-known AIDS protein pirates its way into cells, revealing a possible new avenue for AIDS drugs.

A virus must get to a cell’s nucleus to genetically alter the cell. Various proteins of HIV, the AIDS virus, get there by slowly overwhelming cells’ defenses.

The Vpr protein not only gets there more quickly, it also forces the cell to help do its lethal job. University of Pennsylvania pathologist David Weiner discovered.

Scientists have identified a protein in human cells that shuttles certain steroid hormones through cells, he reported Tuesday in the Proceedings of the National Academy of Sciences.

But it’s much too early to tell if RU-486 would work in people, Weiner cautioned.

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Scientists discover possible new way AIDS gets to cells

By Ann Bunaolt

SACRAMENTO — Assembly Speaker Willie Brown said Monday that affirmative action programs must be defended, because racial discrimination remains alive and well.

In a 48-page policy paper, Brown recounted how he tried to lease an apartment in an upscale building in San Francisco a few years ago. When he asked to view the apartment, he said he was told there were no units available.

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Brown wrote that it’s too early to declare racial discrimination dead.

"I am wary of those who demand that our laws should be colorblind, when so much of our society is clearly not," Brown wrote.

Brown said no amount of education, income or social standing offers blacks protection against discrimination, an experience prosperous whites all too often endure.
Four dead by gunfire in apparent murder-suicide

By Karyn Hunt

Associated Press

NOVATO — A failed romance may have triggered the fatal shootings of three people and the suicide of a fourth in a quiet Novato neighborhood, police said Monday.

More than 60 percent of the uninsured belonged to working families, according to author E. Richard Brown. The 1993 data national average was 18.3 percent, the study said.

LOS ANGELES — The number of Californians without any health insurance climbed to 6.5 million in 1993, while the number of employers providing coverage continued to drop, according to a study released Monday.

Workers locked out of Lucky and Save Mart stores cannot return, whether they want to or not. Union representatives called that assertion untrue.

April 11, 1995

Attention Faculty

Tired of renting regalia for graduation?

Last day to purchase your regalia at sale prices.

A factory representative will be available from 10am - 4pm to assist you.

Union denies claims of strike breakers in grocery strike

By Karyn Hunt

Cal Poly, San Luis Obispo

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Tornado in Bangladesh kills 37, injures more than 1,000

DHAKA, Bangladesh — A tornado battered southern and central Bangladesh, killing at least 37 people and injuring more than 1,000, officials said Sunday.

The tornado struck Munshiganj in central Bangladesh and Chittagong and Cox's Bazar further south on Saturday. It was accompanied by hail and heavy rains. The tornado destroyed or damaged more than 4,000 houses, schools and offices, an official at Munshiganj, 20 miles south of here, said by telephone Sunday.

Officials said at least seven people were missing.

Report claims Iraq fails to meet disarmament plan

UNITED NATIONS — In a blow to Iraq's campaign to ease crippling economic sanctions, the top U.N. weapons inspector is reporting that Baghdad seems to be pursuing a germ warfare capability.

The report by Rolf Ekeus was distributed to members of the Security Council on Monday. The council was scheduled to discuss it Wednesday.

Russia and France have pressed the council to ease sanctions on Iraq. But first, U.N. inspectors have to report that Iraq has helped destroy its long-range missiles and other weapons of mass destruction.

That's one of the conditions in the Security Council's resolution ending the 1991 Gulf War.

Economic sanctions, including a ban on oil sales that has wrecked Iraq's economy, were imposed after its 1990 invasion of Kuwait.

Two suicide bombings kill six Israelis, jolt peace talks

By Donna Abu-Nar

Kfar Darom, Gaza Strip — Islamic militants opposed to the Israeli-PLO peace process killed six Israeli soldiers and wounded dozens of people in two suicide bombings Sunday near isolated Jewish settlements in the Gaza Strip.

Israeli Prime Minister Yitzhak Rabin said he would continue talks with the Palestine Liberation Organization despite calls by right-wing opponents and some of his allies to halt them in protest.

That's one of the conditions in the Security Council's resolution ending the 1991 Gulf War.

In the first attack, a van parked by the main Gaza highway exploded near an Israeli bus at about noon, killing six soldiers, said Brig. Gen. Doron Almog, Israel's commander in Gaza. Officials said 34 people were wounded.

Two hours later, about six miles up the road, a Palestinian car drove into an Israeli convoy of military and civilian cars and exploded, Almog said. Eleven Israelis were wounded, including two girls ages 2 and 4, and two soldiers who were in critical condition.

Three of those injured were Americans, said White House spokesman Mike McCurry, who was traveling with President Clinton in Los Angeles. He wouldn't give their names, but said one was a woman who was "in very good condition." He didn't say in which attack they were wounded.

The militant group Islamic Jihad claimed responsibility for the first attack and said it was carried out by Khaled Mohammed Khatib, a 24-year-old construction worker.

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Climbers, thrill seekers to hike pseudo-mountain

JanSport will supply ropes, climbing gear in front of El Corral Bookstore

By Dale Myers

Students who have ever dreamed of doing something adventurous like mountain climbing but didn't have the time, nerve or the mountain are in luck.

The JanSport Mountain Tour will make a stop at Cal Poly this week with a 2,500-pound portable mountain, which will be in front of El Corral Bookstore today and Wednesday between 10 a.m. and 4 p.m.

JanSport Inc., an athletic equipment and clothing company, is displaying the mountain in malls and other locations across the country.

The JanSport "Get out while you can" motto explains their hope to stimulate public interest in experiencing the fast growing sport of rock climbing.

The 16-foot high, 10-foot wide portable mountain has three sides, each of which varies in degree of difficulty due to the placement of foot and hand holds and the angles of the wall.

"The most unique thing about the tour is the mountain itself," said Eric Value of GMR Marketing, the company that provides public relations for JanSport.

"Moving a 2,500 pound mountain is no easy task either."

A team of climbers tour with the mountain to give demonstrations and assistance. Each person attempting the climb will be attached to a safety harness and assisted by one of the experienced climbers.

"The essence of JanSport is its sense of freedom, fun and adventure that brings out the child in all of us, no matter what age," Delorey said. "This focus allows us to enjoy the outdoor experience and escape from the pressure of life for a few hours."

UNITED NATIONS — In a blow to Iraq's campaign to ease crippling economic sanctions, the top U.N. weapons inspector is reporting that Baghdad seems to be pursuing a germ warfare capability.

The report by Rolf Ekeus was distributed to members of the Security Council on Monday. The council was scheduled to discuss it Wednesday.

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According to a diplomat who read the document, Ekeus’ report says his inspection team "has come to the conclusion that ... disclosure of its past military biological program nor accounted for items and materials acquired for this program."

"With Iraq’s failure to account for the use of these items and materials for legitimate purposes, the only conclusion that can be drawn is that there is a high risk that they have been purchased and used for a prohibited purpose — acquisition of biological warfare agents," the report said.

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Inspector's report: Iraq fails to meet disarmament goals

JanSport president

Paul Delorey