Cal Poly's new president chosen

LONG BEACH—Dr. Warren J. Baker, 40, was appointed Monday president of Cal Poly by the CSUC Board of Trustees, effective at the end of spring quarter.

Baker, the youngest president in CSUC history, comes to Poly from the University of Detroit, where he is vice-president of academic affairs. The announcement was made by Board Chair Roy Brophy at the Trustee meeting in Long Beach.

"I don't plan any major shake-up," Baker said shortly after his appointment. Baker, whose background is in engineering, also said "There should be an added dimension, one more oriented toward humanities."

On the growth issue, Baker said "I'm not resistant to growth, but it should be looked at carefully. I haven't given any thought to expansion as yet."

Baker said the university should not limit itself to traditional sources of funding, but should explore other possible avenues. He suggested Cal Poly might receive funding in the form of research grants and from the federal government.

He also said the university should strive for the total development of all students.

Baker would not commit himself on the hotly debated issue of alcohol on campus. "I don't have a judgment one way or another," he said.

Baker will be the fifth president of Cal Poly, and will take over for Dr. Robert Kennedy who retired in February.

Dr. Dale Andrews has served as acting president since then and will resume his duties as executive vice president when Baker arrives.

When Brophy announced Baker's selection, he said the primary factor was that he had the expertise of his predecessor,

Chancellor Glenn S. Dumke said the selection of Baker was "excellent. I look forward to working with him in the continuing improvement of one of our most prestigious and unique universities."

Baker, who has civil engineering degrees from the University of Notre Dame and University of New Mexico, has also studied at Massachusetts Institute of Technology, University of Michigan and the Harvard Graduate School of Business and Education.

He is an authority on geotechnical problems of soil composition.

Story compiled by Jay Alling in Long Beach, and Tony Tranfa and Scott Craven

In 1977, Baker became the youngest person ever elected to the College of Fellows of the Engineering Society of Detroit. He is also active in the National Society of Professional Engineers, the American Society of Civil Engineers and the American Society for Engineering Education.

Baker advanced through all professorship ranks of the University of Detroit and holds the added title of Chrysler professor. He chaired the College of Engineering Faculty in 1968-1971 and was on the University Senate Executive council from 1969 to 1975.

The president-designate and his wife, Carly, have four children: Carrie, 16, Kristen, 15; Christopher, 5; and Brian, 2.

Robinson files contestment of ASI run-off election

BY JANET KRITTEMeyer
Daily Associate Editor

ASI President Larry Robinson filed a notice of contestment Friday concerning the presidential run-off election between Rose Kranz and Ann Clendenen.

Kranz won the election by 56 votes.

The contestment was reportedly spurred by two letters Robinson received last week alleging improper practices at polling tables.

A third letter was received Monday concerning the same type of incident, said Carla Curtis, ASI Election Chair.

Robinson was in San Diego Monday and could not be reached for comment.

When Robinson returns he must submit any evidence of wrongdoing to Curtis and she will make a recommendation to the Student Senate. Curtis can recommend approval or disapproval of another election or disqualification of the president-elect. It is also possible that she may disregard the evidence, if she feels it is unworthy of action.

As of Monday Curtis said she didn't feel the letters were grounds for disqualification or another election.

"If it is an obviously thrown election then we are going to have to do something about it," said Curtis. "But if it doesn't have anything to do with the polls we need to get the names of people involved and talk to them." The Senate has two weeks to approve the election results which would give the body until May 30 to take any action. A two-thirds vote of the senate is needed to approve the election.

Curtis said she is likely to push for approval at Wednesday night's senate meeting.

Anne Perry, student senator-elect and a worker on Ann Clendenen's campaign, said Robinson felt the students who wrote the letters deserved some type of answers.

"The charges are nothing hairy but we have to make sure these people are not ignored," said Perry.

ASI Vice President Phil Dunn said he thought the incidents described in the letters were "petty."

"One of the letters deals with one of the people working at the polls who told an acquaintance, 'You can't vote for this or that candidate here.' Obviously meaning Ann," he said.

"The person who wrote the letter said he almost voted for Rose."

"We always get letters like this," said Dunn. "The whole thing is getting blown out of proportion. None of the letters are valid in themselves."

Dunn said he felt the people who wrote the letters should have gone to Curtis immediately and she could have either reprimanded or removed the election workers.

"But instead they waited until the polls were closed," he said.

There are no rules, said Dunn, stipulating what constitutes disqualification. But, he continued, when the charges are brought "after the fact" it would have to be something that directly affects the outcome of the election.

"Something like stuffing ballots or definite malicious acts need to occur before someone is disqualified," he explained. "Besides these incidents had nothing to do directly with either Ann or Rose."

Dunn seemed somewhat baffled as to why "so much" was being made out of the letters since these types of letters are submitted after every election.

"Since the election was so tight that may be the reason why the letters are being blown out of proportion," he said.

ASI Program Board instructs president to veto free passes

BY MELISSA HILTON

A resolution to give student senators free passes to all ASI activities was vetoed Monday by the ASI Program Council, by a vote of 24-2.

The vote officially directs the ASI president to veto the senate resolution. According to ASI by-laws, the president now has no choice but to veto, said Tom Arcoleo, chair of the Program Council.

The council's decision could be changed only by a two-thirds vote in the senate Wednesday, Arcoleo said.

Jenn Schuppel, senator from the School of Human Development and Education and author of the senate resolution, told the council that she changed her mind about giving senators free passes after she checked with the Program Board.

"I found it would hurt the programs that are trying to make money," Schuppel said. A large number of free passes would violate some concert contracts and prevent films from making enough money, she said.

A Program Board resolution in favor of the veto also stated that the proposed free passes for front-row seating would violate "the right of holders of purchased tickets to good seating."

"Aside from the monetary reasons, I think it shows a good attitude and a good school spirit" to veto the senate resolution, said Julie Adams, Poly Business Administration representative and Program Council member.

Student senators should not receive any monetary compensation, Adams said. "The payment is in the experience."

The senate had voted Wednesday, May 16, to amend the resolution and to keep a financial record of the use of the free passes for a trial period of one year. But it had voted 14-8 not to reject the resolution.

ASI Elections Chair Carla Curtis

AS! Elections Chair Carla Curtis
A cry for liberation

Every time I read or see something that smacks of sexism, I reach down through the haze of anger and frustration that I feel and for support I think of what Joan of Arc said to her oppressors.

"I will raise such a battery that you will remember it forever. We will strike with great thunder and we will see who has their rights..."

I felt that anger and frustration when I saw the cartoon in the Friday, May 11 issue of the Mustang Daily.

The cartoon depicted a curvaceous female naively trying to get gas at a goofy male gas station attendant on an "even day" because she was 36-24-36.

I want to raise a battery and we do need to raise a battery and we do need to strike with great thunder against blatant sexism and stereotyping. And when I say "we," I don't mean just women, but men also. We all can benefit from liberation.

Liberation means you are trying to discover yourself in a realistic rather than a culturally-stereotyped manner. It means you are trying to act on your discoveries. Men and women must work together to tear down these old stereotyped images and sexist aspects of our society.

Screwed up

Editors:

To all who read the article concerning rollerskating in the downtown area which appeared May 9 in Mustang Daily:

There was at "least" one printing mistake and at "least" one misquote. I personally spoke with the San Luis Obispo Chief of Police on Friday, May 11. Police Chief Neuman told me, after reading the article, that he did not say that rollerskaters would get a $10 fine-that must have been the printing mistake.

The very last sentence states-"and Fraser added, "We're trying to work with the city, not screw them." That sentence is, without a doubt, the misquote. The word "screw" has the tendency of leaving a bad taste in some people's mouths and I did not say that word in that sentence. My exact statement was, "We're trying to work with the city, not against them." The staff writer claims she wrote what I said-maybe her pen got screwed up.

Rik Fraser, owner
SLO Skate Company

Kool it

Editors:

I have always believed that throwing up was something one did when sick. I found that this was still so, as I read Friday's article about a bunch of sick people drinking Kool-Aid last week.

As a pre-medical student who will one day be practicing medicine, I was horrified that this incident occurred. I am not proud to be associated with a university whose administration allows such blatant disregard for student health to exist. Food eating contests are fun, granted, but Thursday's vomiting incident carried it too far. I cannot understand why it happened or why it was treated so lightly by the press.

I condemn the Mustang Daily for glorifying it even as if it were a bicycle race or other such event. What went on was inexcusable. It defied all standards of decency and health that I expected Cal Poly to have.

I was also appalled that so many students exalted the idiosyncratic. I am very disappointed, shocked, and angry, and I demand an explanation, from someone qualified to give one, as to why throwing up in public is now considered to be socially acceptable. I want to know where the administration stands on this barbaric issue.

Not only is gluttony obviously unhealthy, it is a sin. How can people be so bloody amnissive as to satter their bodies with drink until they vomit? And what did they earn for all this latency? A $5 gift certificate from a grocery store.

I was also enraged to read that Larry Robinson was on hand for the contest. Even though he didn't participate in the Kool-Aid drinking contest, he should have forbade it to take place. I feel that he never neglected his duty as Cal Poly's ASI president.

I simply want to state my opinion that, if such incidences continue to occur at this university, and if the administration does nothing to remedy the situation, I will go elsewhere to get results. I'm sure the Health Department would be glad to hear of such a breach of health and common sense. Oh, and I wasn't kidding about wanting that explanation, as well as preventing it from happening immediately.

Denise R. Roe
These members of a mariachi band roamed the streets of San Luis Obispo last week to set the mood for La Fiesta. The annual spring celebration got underway last Thursday. The festival included a parade, dances, rides and other events with plenty of food, drinks and music.

DA explains justice system delays

BY CHERYLE JOHNSON Special to the Daily

Although the right to a "fair and speedy trial" is guaranteed in the Constitution, delays have become a pervasive part of the criminal justice system.

According to District Attorney Christopher Money, trial delays are a result of complex and technical trial procedures. And, because there are so many issues in a trial which will be litigated, delays will inevitably occur. These delays, said Money, are to the defendant's benefit. Money said one benefit was more time for the defendant's attorney to prepare the case.

Since the San Luis Obispo public defender, agrees that delays are in the defendant's favor because the prosecution must prove its case "beyond a reasonable doubt." When time passes this is more difficult to do because witnesses have trouble remembering, said Trauth.

Delays also occur because the defendant's right to appeal any rulings which occur during a trial, said Trauth. The filing of discovering motions to remove the judge, or the defense makes to the prosecution for information, also causes delays, he said.

Because felony cases begin in municipal court and end in superior court, they take longer to try, said Trauth. First, defendants must appear for arraignment, where they are informed of the charges against them, informed of their rights, and asked to enter a plea, he said. The next step, Trauth said, is a pre-trial hearing, where a judge decides whether in fact a crime has been committed and if there is enough evidence to try the case.

If the judge decides there is enough evidence for a trial, the defendant must then be re-arraigned in the superior court, Trauth said. The defendant may request that any stage of these hearings be continued, he said.

Money said the right to a speedy trial is the defendant's right. And added that the defendant can insist on it. There are statutory time limits for each step taken to try a case, he said.

Arraignment must occur within 48 hours of arrest, said Money. This is because the San Luis Obispo County Sheriff's Department. This excludes holidays and weekends. He added that booking cards are checked each morning, and are checked every morning. Castle said. If it looks as if someone will go beyond 48 hours, Castle, the department will call the district attorney's office.

Castle said the biggest delays occur between arraignment and pre-trial. These delays are caused by the courts, he said, and there is no way around them. The defendant does have the chance to post bail or to be released on his own recognizance, said Castle. In misdemeanor cases, correctional officers can give prisoners a citational release if the prisoner scores five points on a special test administered by the officers, he said.

Felony cases take about five months to complete, said Money. Because they are so complicated, the San Simeon and Harris cases would be exceptions to the rule, he said. Money said that in San Luis Obispo County the right to a fair and speedy trial is "well protected."

"The system as a whole works efficiently," said Money. He added that San Luis Obispo County is not burdened with the heavy court calendar that some other counties have. This county has one of the most current court calendars, Money said.

But delays involve time, and time is a relative thing. In criminal cases, time is relative to which side of the jail bars one stands.

Two local prisoners have experienced delays and to time time, he said. Although the plea bargain was never again to trial, he found the delays in the trial process disturbing. There was a lot of pressure, he said and he added that he was worried about the possibility of his case.

New Mustang editors picked

John Keller and Jay Alling were named co-editors of Mustang Daily Friday by the Journalism Department, publisher of the newspaper. They will assume their duties in mid-September.

The publisher also named Jay Alling and Janet Kriemeyer coeditors for Summer Mustang, a weekly publication published nine times during summer Quarter.

Keller is a journalism major from Palos Verdes, and is sports editor of Mustang Daily. Alling is an Environmental and Environmental Science major from Sacramento, and has written for The Daily for the past three quarters, covering politics and feature assignments.

Kriemeyer is a senior journalism from Stockton, and worked as a staff writer and sports editor before becoming an associate editor last fall.

Although he was arrested quickly, the prisoner said he was in jail five months before he reached the sentencing stage in his case. He said the case could have been handled in two or three months and that there was no reason for the delays.

"The whole justice system is unfair," he said. A female prisoner said she has been through municipal court proceedings and is awaiting arraignment in superior court. Delays in her case began before she was even arrested on April 3, she said. According to the prisoner it took officials nearly three weeks to put together the lineup she requested. Not one of the other women was as tall as she was. she said. The prisoner is a mother of a two-year-old girl and said although she plea bargained and never went to trial, she found the delays in the trial process disturbing. There was a lot of pressure, she said, and she added that he was worried about the next year over the progress of his case.

BY JEANNINE FRANUSICH Daily Staff Writer

Zoobra—Old Man Goom and his house went up in smoke last Thursday night and that event sparked the beginning of La Fiesta—a weekend-long celebration dating back to 1925.

Both old and young gathered in the lot next to Madonna Plaza to participate in the old pagan ritual, originally designed to keep of bad spirits so fearful of the fire. As the fire began, the crowd showered rocks upon the figure of Zoobra that towered above the eight-foot-high house. The crowd shouted and cheered when a man knocked Zoobra's head off with a large rock.

The crowd cracked and soared as it engulfed the figure of Zoobra and the house. Dark grey smoke speckled with fire ash filled up into the air.

"We spent hours here today just to come to this," said Mary Barron, explaining that she and her sister had spent the day shopping at Madonna Plaza to wait for the ritual. "I've been three times," said seven-year-old Erin McKeen.

"This is my fourth," said her young brother Brian MacKeen. "It is a neat thing to come to once a year." As Zoobra and his house were flaming, people over at Mission Plaza were swinging and stomping to the music of Monte Mills and His Lucky Horns Band.

The smell of beer filled the air, and the festival was creating a festive mood. Children ran through the crowds, laughing and dancing in circles as Mills sang such songs as "Working Man Blues," "Going to Kansas City" and "The Gambler."

"I came to hear Monte Mills," said Brian Wing, an industrial arts major at Cal Poly. "I wanted to find out what it was about. It is pretty neat. I like it. I can almost smell it through the ring."

Another highlight of the weekend was the two-hour La Fiesta parade down Figueroa Street on Saturday morning. People were lined up all the way down the street. Some watched from rooftops and fire escapes. Children sat on the sidewalk curb and on top of their parents shoulders and fixed their eyes intently on the parade coming down the street.

Teh crowd applauded as the River Bottom Dancers from the Santa Lucia tribe of Chumash Indians danced. They were dressed in their ceremonial costumes with full headdresses of feathers and beads, solemnly lead the tribe. The sound of bells faded as they moved down the street.

Children left the sidewalk and ran into the street grabbing carrots from a large flower cart as it was rolled by.

The flapping mouth of a large-headed and colorful jeweled dragon got hugs and a loud applause from parade watchers. The long-tailed dragon followed the Cathay Lion Dance Team from Cal Poly's Chinese Students Association. The dragon got a group of clowns, from Cal Poly's cheerleader club, juggled, rollerskated, tumbled and did cartwheels down the street. Not far behind them came Cal Poly's Traversy Marching Jazz Orchestra, wearing white painter hats and getting the crowds approval as they played.

Other favorites of parade watchers were the Central Coast Highland Bagpipe Band, and the Gold Coast Chorus Barbershop Quartet who came on a float singing "A Woman's Cape to Kansas City.

"It was really fun—I had a good time," said ornamental horticulture student, Janice Belgium about the parade.

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Despite overcast skies, Dwight Twilley shines

BY JIMMY SPECTRE
Special to the Daily

A late start, advancing fog and technical difficulties failed to dispel the high spirits displayed by both performers and crowd at Friday afternoon's free concert behind the Music building.

Headliner Dwight Twilley's energy and enthusiasm had the crowd on its feet for three encores. Fifteen minutes after Twilley finally disappeared, the crowd was still on its feet, trying to call him back for a fourth encore.

Working in the fifties southern rock genre pioneered by Jerry Lee Lewis and Elvis Presley, Twilley mixed songs from his three albums with versions of Presley's and Lewis' songs into a tight rock 'n' roll show.

While many concert performers at the music stand on its own, Twilley mimed an mugged his way through the set. His expressions ranged from a blank stare, when he walked an imaginary tightrope across the stage, to an exultant smile and flourish at the end of several piano numbers. Whether prowling the area between the ropes and the stage or strutting confidently into the audience, Twilley was continually in control of the crowd's reactions.

Opening act Couchois was very tight and showed an appealing good nature that got them through several stage problems.

Nevins estimated the crowd at approximately 1,500 people, the majority of which had a good time, she said.

THE IN CROWD—Dwight Twilley gave his performance a personal touch as he strolled singing through the crowd. The free concert was given by the Concert Committee to thank students for the good year.
Cuesta's profs make more than Poly's
according to a new comparison study

BY JEAN HORWITZ
Special to the Daily

Salaries of Cuesta College professors are slightly higher than those of Poly professors, a recent study shows. But administrators of both colleges fear that this comparison may be misleading. The two institutions are from different areas, and there is no problem of state college professors seeking positions at community colleges, he said.

Harold Wilson, member of CPEC, explained that the commission, established in 1973, studies the needs and problems of all colleges in the state—from the University of California system to the vocational colleges.

The state legislature asked CPEC to evaluate the salaries of the state college professors compared to the salaries of professors in comparable institutions around the country, Wilson explained.

"The comparison between the community colleges and state colleges was incidental," said Wilson. The legislature did not request such a comparison, but Wilson said it was included to illustrate the problems in the funding system.

"I don't regret it," he said. "I think in the long run it might help the public as a whole understand the issues.

Wilson explained that such a comparison would probably be requested soon anyway, since Proposition 13 has shifted the weight of community college funding from the local areas to the state.

"Local control is responsible for the lack of uniformity in community college salaries," he said. "Before Proposition 13 only one-third of community college funding came from the state. Now, two-thirds of this funding comes from the state. Wilson said he thinks the new state control will iron out the differences in salaries among the professors of the various institutions.

Southern California's gas lines shrink

LOS ANGELES (AP)—The long gas station lines that characterized a week of frustration drivers during the last three weeks shrunk dramatically today. In some areas, there was no wait.

"It may have been a panic by motorists," said attorney Jimmy Carroll of the Southern California Service Station Dealers Association. "Perhaps it took a week of odd-even to bring the situation under control.

But there was no certain explanation of the long lines and nobody knew if they would remain.

"We're not threatened by a gas shortage more than before, so I don't know what the reason is," said Juan Mendez of a Mobil station in Huntington Beach, south of Los Angeles.

"But the line is only about a block long. Last week, lines were three, four, even five blocks long.

"It was too late for the state officials, including energy commission Chairman Richard Maullin, to meet with Los Angeles enforcement officials and discuss a crackdown on the odd-even rationing regulations.

"As Attorney General George Deukmejian stressed the responsibility of enforcing the rationing, in which motorists buy gas on alternate days, depending on whether the last digit of their license plates is odd or even.

"There are some real practical problems in trying to enforce it," Deukmejian said. "You have to go around and check every gas station. It's a monumental task. That's the difficulty.

"The attorney general said his office is gathering information on the crisis to determine if there are any violations of the law.

Wilson said he thinks the new state control will iron out the differences in salaries among the professors of the various institutions.
FOREHAND FLING—Bob Garry applies a forehand throw during a Guts-Frisbee tournament Saturday.

TEAMWORK TAPPING—(from left to right) Mike Gough, Bob Garry and Don Doty formed one three-man team. Trios opposed each other and earned points catching opponent's throws during 18 minute periods.

Veterans released

"New movement" brings bad news

By KELLY WISE

Daily Sports Writer

One of the most dreaded rumors for an aging athlete to hear is his team is going with a "youth movement." For veteran athletes, this is often a sign they should start clearing out their lockers.

A youth movement is a term used in professional sports management when they decide to find new talent. Not the type of talent a single trade can bring, or that the draft might provide, but the type of talent that means getting almost a whole new team. Veteran players immediately become trade bait, or they are cut. The management wants to give their team a whole new image, to get rid of the old bodies and bring in some new ones.

The Washington Redskins have recently been going through a youth movement. Last week the Redskins cut Billy Kolmer, Jake Scott, and Chris Hauburger, all former NFL stars. Kolmer, an ex-UCLA All-American, had been the Washington starting quarterback for a number of years. Last season he lost his job at the beginning of the year to Joe Theismann, and ended up starting the team's last six games.

Scott is a former All-Pro safety, who played on the Miami Dolphins when they went undefeated. Chris Hanburger was the Redskins' team captain for many years, as well as being named to the NFL All-Pro team many times. The team had not been performing too well however, the past two years and many observers felt the Washington squad was over the hill. The management, namely Coach Jack Pardue, decided to bring in younger players.

Many teams go through youth movements. A lot of the top teams are the best because all their players peak at the same time. Unfortunately, the players also start to fade and lose their ability at the same time. If a team has not planned for its players growing older, then a change will have to be made all at once. Usually, when this change occurs, there is a dropoff in the team performance. This is because of sudden changes in personnel.

The Baltimore Orioles are a good example of a dropoff, even eventual resuscitation of a team. The Orioles were one of the American League's top teams in the late 1960's, but went through a youth movement in the early 70's. Veteran stars Frank Robinson, Boog Powell and Paul Blair were either cut or traded. The Orioles dropped from top to bottom of the AL East ladder. Now as young players like Eddie Murray, and Doug Drabek, reach playing maturity, the Orioles are climbing back to the top of the AL East. During those in between years, the Baltimore team went through some rough times.

Almost everybody suffers when a team is forced to go through a "psychological" pruning of younger players all at once. The team's performance drops, the management suffers and even the fans suffer. As a team reaches for new players there might be a steady flow of mid-level anonymous fillplayers.

Joe Garagola probably best summed up this problem when he boarded a New York Yankee bus during the mid-1960's. At the time the Yankees were searching for players to replace stars such as Bobby Richardson, Tony Kubek, and Yogi Berra. "There's the bus were Yankee notables like Jake Gibbs, and Horace Clarke. Garagola, after looking around as he boarded the bus, was heard to remark, "I thought they left the first-stringers at home."
Three ineligible for Poly baseball

By JOHN KELLER
Daily Sports Editor
At least 46 of 51 Cal Poly baseball games were forfeited after three Mustangs were declared ineligible for the 1979 season .

Jerry Wyrick, a pitcher, attended UC Irvine and then transfers to a junior college before he can play for Cal Poly. Wyrick pitched in 14 consecutives games and Wyrick pitched in 14 consecutives.

Wyrick, a junior, completed six out of 10 starting assignments on the mound for Coach Reddy Hart. The righthander had a 3.7 record and a 4.94 earned run average in 14 outings.

As an infielder, Gordon batted 28 in 25 plate appearances. The junior played sparingly in 28 games but second base behind Craig Gerber.

The error was discovered by one of the opposing coaches in the league. The coach was researching Wyrick's background and found the violating error. He told his school's athletic director who advised Buccola to investigate other Mustang players who possibly violated league regulations.

Buccola said the error was "misinterpretation of the eligibility worksheet."

The decision to make the trio ineligible was finalized by the CCAA athletic directors at a league meeting Friday at Cal State Los Angeles. Buccola attended the meeting with Fred Clepton, Cal Poly's faculty athletic representative.

"We talked about it from the way down to LA and the rules are specifically defined," Buccola said. "There was no negotiating (at the meeting)."

"We'll report these things as soon as possible," Buccola said. "Unfortunately, it was too late in the season."

"Sending out a letter to all of the schools telling them of the games we forfeited."

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Governments release prisoners

TOKYO (AP) - The first sick and wounded prisoners from the Chinese invasion of Vietnam crossed to their respective homelands under an exchange agreement Monday and both groups discarded their personal belongings in a show of dignity.

China's official Xinhua News agency and Japan's Kyodo news service reported that 120 Vietnamese soldiers, including some women, crossed into Vietnam at a northern border point and Vietnam then released 43 Chinese.

In the tense exchange, which was to occur during their four-week incursion into Vietnam in exchange for 200 men said to be held by Vietnam. The border was closed Monday, but Vietnam said its offensive was a result of provocations by the Hanoi government.

The exchange was repeatedly delayed with hands with Chinese medical personnel, then threw away their packs and personal belongings on the order of Vietnamese security personnel when they crossed the border, Xinhua reported from the "Zero Kilometer Mark" on the road from China's Friendship Pass to Dien Bien Phu.

Xinhua said the prisoners' packs were seized and thrown away by Vietnamese security personnel. It did not mention the belongings of returning Chinese prisoners but Kyodo said they also threw away their gear to express hostility toward Vietnam.

Earlier, Xinhua reported Chinese frontier guards were removing land mines at the point where the Vietnamese prisoners were to be released.

Dohinique Borel, a representative of the Geneva-based International Red Cross, witnessed the exchange. The organization said its observers would attend talks on further repatriations.

Along with a list of the prisoners, Xinhua said, China gave Vietnamese Red Cross authorities four certificates of disability for the prisoners. Chinese medical workers gave the prisoners "meticulous medical treatment and attention to their daily life," Kyodo said.

Kyodo said the 43 Chinese prisoners all were carried into China on stretchers.

Synanon official rejects story

RICHMOND (AP) - A Synanon official called "absolute­ ly false" a copyright story that the Internal Revenue Service has denied the drug and alcohol rehabilitation movement's tax-exempt, charitable, non-profit organization.

"Anyone can call the Internal Revenue Service's Exempt Organizations Branch in San Francisco and find out that Synanon is an absolute­ly false," said J. Michael Shafer, attorney before the next hearing in the case.

Philip Bourdette, Synanon's attorney and secretary of the organization, rejected the story and added Saturday: "Anyone can call the Internal Revenue Service's Exempt Organizations Branch in San Francisco and find out that Synanon is a tax-exempt, charitable, non-profit organization.

The Internal Revenue Service declined Friday to comment on the newspaper's story from Washington. The report cited two independent sources which were not identified. The IRS in Washington noted that it is forbidden by law to comment.

The IRS has claimed for some time that Synanon's businesses are unrelated to its charitable and rehabilitation program.

Nuclear accident can reoccur

WASHINGTON (AP) - The chairman of a House inquiry into the Three Mile Island nuclear accident said Monday the same type mishap is "likely at any time" at another nuclear power plant.

Rep. James Weaver, D-D.C., made the assertion in presenting a report by his panel suggesting that equipment and instrument failure played a much greater role in the March 28 accident than operator error.

Meanwhile, the House approved and sent to the White House a measure giving broad powers to the special commis­sion named by President Carter to investigate the nuclear accident.

The measure, passed unanimously, gives the commission the power to subpoena and put witnesses under oath and to inspect certain records.

Commission members last week suspended hearings into the accident until it had obtained the power. The Senate passed the bill Friday.

"Such an accident not only could happen again but it is likely at any time," Weaver told members of a House Interior committee.

"Three Mile island has proved the extreme vulnerability of nuclear power.

The task force headed by Weaver concluded in its report that control room operators were unable to harness the nation's most destructive force once its instruments gave them false or misleading information.

"It was an error operator error not closely related to design or equipment errors," the report said. "Operators and engineers involved from the start of the accident repeatedly told the task force they did not see the extent of damage-the degree of serious danger-until one or two days after the damage had occurred."

Medi-Cal pays dead benefits

SACRAMENTO (AP) - The state paid Medi-Cal benefits for at least 377 persons who were already dead in a single month in 1977, state Controller Ken Cory said today.

An audit of the Medi-Cal program of free medical care for the poor found that benefits were paid for at least 7.8 percent of the 4,800 Medi-Cal recipients who had died in December 1977, Cory said.