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Petition accepted; Cook is president

By WAYNE FAULKNER
News editor

A petition submitted to Student Court by David Cook, winner of the second general student election, was affirmed by the Court Monday night making Cook and Michael Prestera president and vice president-elect.

The court approved a motion by a 4 to 2 vote to reverse its decision of April 19, which validated the first election in which Michael Gant and Joe Lazear were top vote-getters.

However, Chief Justice Leon

Oxley emphasized that this was not the Court's official opinion, and he asked that all students wishing to submit other petitions on the election issue to the Court should do so at the Court meeting today at 7 p.m. in Smith Hall conference room across from Smith Hall Auditorium.

Newly appointed Court members, John Womack and Susan Winter abstained on the motion to reverse an earlier decision and declare the second election the valid one.

The petition presented by Cook

and signed by himself, Prestera, and Hanley Clark listed four points in seeking a reversal of the Court's earlier opinion.

The four points were:

"1. Our constitutional right of equal justice under the law was not applied.

2. Court was erroneous in extending to the new justices a right to vote on the April 19th decision because of insufficient (court) records.

3. Court was in error in abolishing procedure in allowing the Chief Justice to cast a vote.

4. Court's decision to rein-

state the first election was illegal."

Cook explained the first point as meaning that if the Court is going to base its decision on West Virginia law then all West Virginia voting law should be applied to student elections. He pointed out that "the election was thrown out on public law when neither election was held under public law."

Justices attending the meeting were Oxley, Womack, Miss Winter, Linda Hatten, Jack Seamonds, Gary Lovejoy, Steve Hayes, and Mrs. Robin Wilkes.

The Parthenon

Vol. 71

MARSHALL UNIVERSITY STUDENT NEWSPAPER

No. 107

Huntington, W. Va.

Tuesday

April 27, 1971



Arkansas style. . .

BLACK OAK ARKANSAS was one of the features of the Iron Butterfly show Thursday night at Memorial Field House. Members "do their thing" on Memorial Field House stage. Story on page 4. (Photo for The Parthenon by Charles B. Biern)

McGovern Impact feature today

By LARRY MOYER
and
JOHN GILES
Staff reporters

Senator George McGovern, D-S.D. and a leader in the anti-war effort, will speak at 8 p.m. today in Gullickson Hall as part of Impact '71.

Senator McGovern, a former professor, is the first person to announce his candidacy for the Democratic presidential

of widows of the Farmington mine disaster. He, along with the widows, laid a wreath at Llewelyn Portal in Mannington in memory of the trapped miners.

McGovern will come to Huntington from Charleston after visiting the Eskdale area seeing housing, water, and sanitation conditions. He also met with State Legislators and Charleston community leaders.

Also for Impact, "Groove Tube", will be shown today at 2

Dr. Margaret Mead will wrap up Impact 71 with a speech at 8 p.m. Wednesday in Gullickson Hall. She is a widely known figure in the field of anthropology.

She has been called a specialist in education and culture; relationship between character structure and social forms; personality and culture; and family life.

GRADUATION

Legislature meets today

Voting due soon on funds for MU

By MEG GALASPIE
Staff reporter

Today in a special session of the legislature, the fate of our colleges will be decided. First on the agenda is a budget bill for \$592,000.

MU, West Liberty State College, Shepard College and Glenville State College will close at the end of April if supplemental funds are not appropriated by the West Virginia Legislature.

Dr. Prince W. Woodard, chancellor of higher education, said last week he is optimistic the legislature will appropriate the funds.

Reasons for a possible closure stem from a lack of funds in "current expenses."

Current expenses covers electricity, phones, office supplies, rent on buildings, travel expenses, and other expendables.

If money is not appropriated by the legislature, classes could continue because faculty and staff salaries are paid—but where? Utilities would be turned off and rented buildings could not be used. But current expenses is the only part of the budgets affected.

Woodard said, "There has been 'overspending' in the past, but we have stopped that practice. When the budget was overspent before, it was made up in subsequent years. But we cannot do this legally."

According to the West Virginia Constitution the state's budget must always be balanced. No overspending may occur and no funds may be transferred from one department to another. To do so would be breaking the law.

"We will not overspend," said Joseph C. Peters, director of finance. "We will stop spending when the money runs out."

Woodard said every available element is being curtailed—printing and binding, contractual services, and many others.

"Marshall was short last year too," said Peters. "We had \$535,000 allocated for current expenses in the 1969-70 budget, and only \$488,000 for 1970-71. That's almost \$50,000 less."

Woodard told The Parthenon if \$592,000 is appropriated MU will get \$80,000-\$100,000 of it.

He also said he would appear before the legislature to explain the needs for money and provide any necessary information—but only if invited. "You don't just go," he said.

September's budget requested \$592,000 which was not approved, so the figure is nothing new. "We knew we would have to come back to request more money," said Woodard.

The story of the budget goes back to February, 1970.

It was then the Board of Regents made its first request for this year—a "bare bones budget" that tried to present the minimum need. But with an increase in utility rates and new buildings to use utilities, Woodard said it was clear by August that the request for current expenses was not enough. A supplemental appropriation was requested in September but not passed.

If money is appropriated, it will take "no time at all" to allocate it,



PROPOSED GRAVESITE MEMORIAL
Would honor unidentified players

Football memorials are still undecided

By CATHY McCOMAS
Staff reporter

The Memorial Committee, appointed by Dr. Donald Dedmon last November has not decided on an appropriate memorial in honor of the 75 football players, coaches, and boosters who lost their lives in the plane crash Nov. 14.

Members of the committee include: Co-chairmen, Dr. Eugene Hoak, professor of speech and Dr. James E. Phipps, president of the Alumni Association; Secretary, Dr. Constantine W. Curris, director of student personnel programs. Curris said the committee seems to be inclined towards having the major memorial on campus but, they are also considering having a smaller memorial at Fairfield Stadium and one naming the six unidentified players placed at their grave sites in Spring Hill Cemetery.

"As of now, the committee has reached no decision, but we

should be able to make one within a couple more meetings."

A plan has been submitted to the committee for consideration by G. Y. Neal, a member of the Park Board of Commissioners. It calls for the memorial to be placed at the grave sites of the six unidentified players buried at Spring Hill Cemetery. The memorial would be 20 feet wide at the base and 30 feet high.

He said the cost of the memorial would be about \$21,500. This would include erecting the completed statue. The memorial would consist of a reinforced concrete pilaster covered with white marble, supporting a bronze statue of a football player.

The memorial was designed by Raymond E. Reece, Inc., of Marietta, Ga., in response to a request by Neal.

Curris said that no action had been taken on Neal's proposal as of yet. Any decision by the committee will have to be submitted to President John C. Barker.

IDC Weekend changes outlined

Plans for Interdormitory Council (IDC) Weekend May 15 have been changed because of the varsity-Alumni football game that weekend.

The former schedule included athletic events all day May 14. According to Paul Scaff, IDC

president and South Charleston freshman these events will be omitted from the program.

There has been a TGIF scheduled for May 14 at the Draft Board, former Electric Underground from 5-9 p.m. A live band will play from 6-9 p.m.

Saturday there will be a picnic for all dormitory residents. This event will take place during the dinner hours, 4-6:15 p.m.

After the game there will be a dusk to dawn feature of movies shown on the side of Prichard Hall. If it rains they will be moved into Gullickson Hall. The movies will begin at 10 p.m.

GOOD MORNING

WEATHER

SOME cloudiness with temperature in low 70's and zero chance of precipitation is National Weather Service forecast for today.

TODAY

PREREGISTRATION for summer school continues today from 8:15 a.m. to 4 p.m.

CAPERS will meet at 4 p.m. in Gullickson Hall 213. SPEAKERS BUREAU will meet at 4 p.m. in Smith Hall 161. Election of officers will be held.

STUDENT SENATE will meet at 9:15 p.m. in Science Hall 109.

GROOVE TUBE will be shown at various times.

SENATOR GEORGE MCGOVERN will speak for Impact at 8 p.m. in Gullickson Hall.

WEDNESDAY

CAPERS will meet at 4 p.m. in Gullickson Hall 213 before going to drill.

MU speakers place first

Speakers from Marshall University won three first place trophies in individual speaking events at the West Virginia Intercollegiate Speech Tournament last week at Jackson's Mill.

Mary Stout, Marietta, Ohio, freshman, placed first in women's oratory. David Cooke, Huntington freshman, placed first in extemporaneous speaking and prose reading.

Miss Stout will represent West Virginia in a national contest conducted by the Interstate Oratorical Association in Omaha, Neb. in May.

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Offices in Smith Hall, 317, Huntington, W. Va.

Marti Vogel, Managing Editor
Chuck Landon, Sports Editor

Tommie Denny Editor of the editorial page
Linda Crewe Special Events Editor
News Editors Tom Browning, Becky Dial, Wayne Faulkner, Angela Dodson

Assistant Sports Editor Jim Foy
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Loses 2 of 3 to Dayton

MU at Rio Grande

By **CHUCK LANDON**
Sports editor

Marshall will be at Rio Grande College, Rio Grande, Ohio, at 2 p.m. today for a twin-bill following a loss of two out of three games to the Dayton Flyers in a weekend series.

The defeats caused MU's record to fall below .500. Rodney May was MU's only salvation, as he pitched the Herd to a 7-4 victory in the first game of Saturday's twin-bill against Dayton.

May's win brought him to within one of the single season record of six held by Carl Hewlett and Hugh Reynolds.

The two losses dropped Marshall's record to 8-10, while Dayton stands at 17-7.

In the first game of the series Bob Hull failed to retire a single batter as the first eight men hit safely.

Mike Peppers came in to relieve in the first inning with two runs in and the bases loaded. Three runs later, he got the pitcher to strike-out and Mike Dempsey to ground into a double-play.

Dayton put together three two run innings, the

third, fifth and sixth, as the Flyers beat the Herd 11-7.

The Herd got its first run in the seventh when John Wiseman belted a stand-up triple and scored on a grounder by Glenn Verbage.

The substitutes scored the other six MU runs in the bottom of the ninth.

David Allie, freshman shortstop from Logan, had the big blow when he crashed a grand-slam home run.

MU rode the long-ball to victory in the first game Saturday, as Glenn Verbage and Craig Dickson both pitched home runs.

Verbage now holds the career home run mark along with "Lefty" Majher with ten.

The Herd put the victory away in the eighth inning when it erupted for three runs. May had the big blow with a two-run single.

Marshall jumped to a quick 3-0 lead in the nightcap but couldn't hold the lead as the diamond dwellers fell 8-3. Ralph Caudill took the loss when he gave up three runs in a third of an inning.

Craig Dickson chipped in with his second homer of the day.

Play WVU--McMullen

By **SHARON BLADES**
Staff reporter

Joseph H. McMullen, MU athletic director, said he plans to visit West Virginia University soon in hopes of promoting athletic competition between the two universities.

"I hope we can work it out between the athletic administrations of the two universities without public, news media or legislative pressure," he said.

McMullen said Red Brown, WVU athletic director has given no reason why WVU won't play MU in major sports.

McMullen said he plans to visit Brown this spring and discuss possible competition scheduling. He added he hoped the meeting could produce some action.

Because athletic events are scheduled years in advance, he said time requires scheduling as soon as possible.

According to McMullen, convincing Brown to let WVU play MU is simply a matter of convincing him

that the competition will be of benefit to both universities.

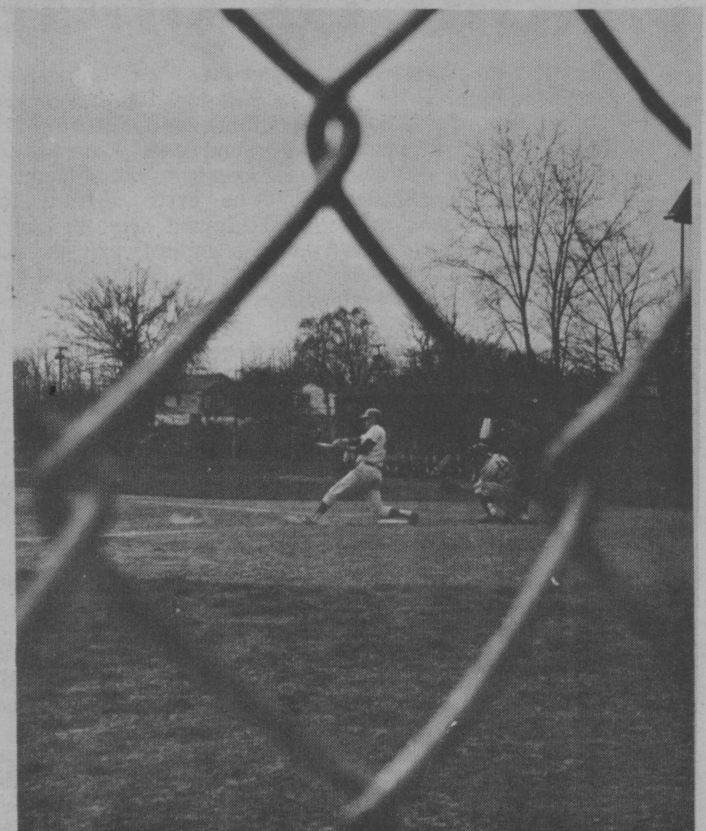
The benefits would be financially, competitively and in school-spirit. He said West Virginian's should begin to cooperate on all matters that would benefit all of West Virginia.

Student leaders on both campuses could inform the student bodies of the advantages involved in competition, he said. "One avenue could be through student newspapers," McMullen added, "This could arouse interest in athletic matches."

McMullen said he does not foresee the administrators of either university directly influencing the athletic directors' negotiations.

Florida State University plays Florida University and Michigan State University plays Michigan University because of legislative action forcing the matches. McMullen said he hopes the decision about competition can be made with pressure from these areas of influence.

"The first avenue open to me is that Red Brown and I can sit down as reasonable men and decide the dates."



JOE GODDARD HITS HARD
Action in W. Va. State game last week
(The Parthenon photo by Tom Browning)

Sports briefs

Marshall wins

Marshall's tennis team broke a three match losing streak by downing Morris Harvey 6-3 Sunday afternoon in Charleston.

Akron wins all

Marshall's track team finished sixth out of six teams Saturday in the University of Akron Invitational in Akron, Ohio.

Akron won the meet with 87

points. Other scores were Ashland 74, Edinborough 59, Bowling Green 49, Cortland 34, and MU 13.

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MU golf team to host match with Morehead, Eastern Ky.

Marshall's golf team returns to action in friendly territory Saturday when it hosts Morehead State and Eastern Kentucky in an 18-hole match at Guyan Golf and Country Club.

MU fell victim to Morehead earlier in the season 283-299 and suffered defeat Saturday at the hands of Eastern Kentucky by 378-393.

Jeff Jones turned in a three over-par 75 round to lead Marshall's scoring while Jim Moore

from Eastern Kentucky topped all golfers for the one-day event with a one over-par 73 performance.

Indiana State finished third in the match with 404 and was led by Gary Miller with a round of 75.

"Putting hampered MU golfers throughout the day as it has all year," according to Reginald Spencer, golf coach.

"We putt real well at home," Spencer said, "but on the road we have our problems."

Bob Runyon shot even-par through 15 holes of play before finishing with a 79 total and Will Frantz ended the day with 76.

Following the Michigan State Invitational Golf Tournament May 8 and 9 Marshall will compete against Ohio University, Toledo and Bowling Green May 10 in a one-day, 18-hole match.

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Role of underground press viewed

By JANET COOLEY
Staff reporter

"Underground or 'free' press is a documentation of cultural changes which the established media has failed to see," said Allen Katzman when he addressed an audience of about 125 people Friday night as part of Impact Week.

Katzman, publisher of "East Village Other", an underground paper in New York City, poet and

author of "The Immaculate", discussed the functions, problems and future of underground press and entertained questions from the audience.

"Free press differs from establishment press in that our news is subjective," said Katzman. "Reporters are participatory and can mix opinion with fact. They can say that things aren't right if they want to. The news is definitely slanted toward events."

One of the most important functions of the underground press according to Katzman is to pass information, mainly among the communal systems or the "counterculture."

"We have a community to serve and protect," he said. "The free press is up front with what they believe. We have documented social changes such as communal life, war protests and changes in sex mores. This is a test of our own beliefs."

"Reaction is one of the goals of free press. We are together because we are reacting to the same thing, though not always in the same way."

Some of the major problems faced by the free press were harassment and injustice according to Katzman. He cited some examples.

"A Los Angeles group was arrested and charged with receiving stolen papers which contained the names and addresses of the narcotics agents in Los Angeles. These were published on the front page of an underground paper in that area. The papers were not private.

These types of lists are public, but you must know where to go to get them. The group was fined, but they are still going."

Katzman said that sometimes the underground will create events to show injustice. He cited the Chicago riot in August of 1968 as such an event.

"As administrator of the Yippie Party it was my job to inform the officials that we were going to 'invade' Chicago.

"About 2,000 people went to Chicago. The rest of the crowd was made up of policemen, National Guard and reporters.

"The conspiracy trial that followed was clearly a case of two conflicting life styles instead of justice. Law now emphasizes legality over justice."

Katzman sees the underground press of the future improved over its current position.

"We are moving from an experiment in cultural life style to a political-radical function," said Katzman. He added that this has increased their association and contact with groups such as Weathermen and Black Panthers.

"Free press is expanding. Its circulation in the United States is now between two million and three million. There are about 300 different newspapers in the United States and about 100 more in Canada and Europe.

"We have our own news syndicates which are Underground Press Syndicate and Liberation News Service."

Improved technology will also aid underground press, according to Katzman.

"Each advance in technology is a revolution. With the new videocassettes, producers will lose power and become decentralized. People will be able to select their own programs and we will be providing some tapes.

"We have started using video tapes to some degree already. We can exchange these with other communities. The sight combined with sound helps in our information exchange and brings us in closer contact."

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Relevancy needed--Hearst

By STEPHEN PLANTZ
Staff reporter

Charles G. Hearst Jr., President of Malcolm X College in Chicago issued a call for "relevancy in education" to about 150 people in Gullickson Hall Saturday night.

Appearing as part of Impact '71 Hearst replaced Georgia legislator Julian Bond who is in an Albany, N.Y., hospital recovering from kidney stone trouble.

"We are in a mess", Hearst began. He contended that disorder is not strange when we have closed our eyes to all the injustice in our society.

The educator cited the trial of Lt. William Calley as an "interesting paradox" and an example of injustice.

Hearst said President Nixon sent Calley, a convicted murderer, to a motel room to await appeal results, while black militant Angela Davis, who has

done nothing, is awaiting trial in jail.

According to Hearst, the problem with our society is a total breakdown of moral values and we must look to education to solve these problems.

"I consent to speak on campuses because the only hope is left there," said Hearst.

Hearst said academic excellence correlates with citizen duty.

"An educational institution should find it intolerable to engage in research used in the taking of lives," said Hearst.

A relevant education, according to Hearst, would make students participate in demonstrations and not have them reading about them. A university should be represented by violent reaction to deception and should institute new forms of humanism designed to help students relate to the world, he contended.

The authentic role of education is the liberation of all people and the elimination of injustice, according to Hearst.

"The formal education process must go on inside and outside the classroom," said the educator.

He contended that society must be revolutionized, but the revolution must begin in one's self.

According to Hearst, a relevant education would make a black man move to his own community and do service, not integrate with whites.

"Education of all people must free them from psychological dependence on others," said Hearst.

Hearst said he was optimistic as he moved around America finding a consensus among young blacks on what needs to be done.

"We've passed the point when we're going to get on our knees and pray for freedom," said Hearst, "we are willing to die to become free people."

Hearst reiterated his opening remarks saying the one hope for the future lies in collegiate institutions. Commenting on the small audience, Hearst said the fact that those few had come out to listen to a black man gave him hope for the future of our society.

Impact's Iron Butterfly show 'turns on' fieldhouse crowd

By JOHN GILES
Staff reporter

"Music Belongs to the People" was truly the theme of the Iron Butterfly Show Thursday night at Memorial Field House.

John Manning and Friends of Family started the show. As they began the chorus of "Come On Down and Don't Feel Alone," the crowd responded by surging off the bleachers and "came on down" in front of the stage.

From there, Manning, in his orange traveling socks, spun his country blues touching on such social problems as the war with "Down in the Jungle" and ecology with "Mother Earth".

Manning had everyone in the estimated audience of 2,500 on their feet with his song "Music Belongs to the People" and set the stage for the "crazies".

As the crowd leaned back and the sweet smell of marijuana filled the air, Black Oak Arkansas exploded on stage. Strutting back and forth across stage, Black Oak began its act at fever pitch and kept going higher.

Iron Butterfly, on their farewell tour, showed the crowd what musicians they were with "Butterfly Blues". They fell into a jam and the two guitarists weaved a web of sound which covered all the Field House.

The crowd was growing restless, but Iron Butterfly broke into its farewell to Marshall University and Huntington, W. Va. with "In-A-godda-da-vida." The night was again young.

Four hours of sound, sweat, and insanity left one weak but satisfied that music does belong to the people."

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