NLRB hearing delayed

Notre Dame refuses to comply with subpoena

by Mike Rideout

Notre Dame’s refusal to comply with a subpoena yesterday has sent the hearing concerning unfair labor practices against the University to the Federal Courts, and will not continue until the issue of the subpoena is resolved.

According to the National Labor Relations Board (NLRB) subpoena, the University is to produce certain records and individuals for the court. Neither were presented because “We feel that these documents are not relevant to this proceeding,” stated James Salzman, Notre Dame’s attorney and representative of the law firm Seyfarth, Shaw, Fairweather and Geraldson.

Brenda Robinson, Counsel for the General Counsel and NLRB lawyer, said “Because of the nature of the items requested by the counsel for the general counsel the production is that she herself cannot continue in any part of her duties without the documents.”

Robinson stated, “I will stand by my request for immediate production of all the documents in the subpoena and ask the court to allow me to give an leave to go into the federal courts and enforce the subpoena.”

Salzman said he plans to file an action against the University of Notre Dame.

“I am the Administrative Judge for the NLRB, after arriving, immediately called for a closed-door session for the two sides to attempt to settle out of court. After four hours, a settlement was not reached and the hearing began at 3:05 p.m.

In the closed-door session, Teamsters Local 304, who originally charged the University with unfair labor practices offered a settlement to Notre Dame but it was rejected. In that proposed settlement, the Teamsters presented a compromise in two parts.

The first dealt with an election to unionize the groundskeepers plus stadium, garage and laundry staffs. Originally the Teamsters only wanted to have an election for the groundskeepers. Notre Dame, if in an election, wants all the blue collar workers involved on campus. This would make the passage of unionization on campus tougher since employees in other jobs don’t look as favorably on the unionization effort.

The second part involved the University trying to persuade SAGA food services for a quick election before school lets out Wednesday. Notre Dame, flyers in both proposals, said Mike Lawrence, Assistant business representative for Teamsters Local 304.

Lawrence added, “I think the NLRB has a good chance in winning. If, of course the University could appeal and ultimately take it to the Supreme Court. It is so important that the University will not about to admit to a mistake.”

Tom Bull, director of personnel, responded for Notre Dame to Lawrence’s remarks. “I can’t predict what will happen if an election is authorized on campus, but you must remember that the Teamsters who could have continued with the issue of unionization while the hearing was ongoing. It’s possible the decision for an election could have been made now.”

Bull also said if the Teamsters are going to have a hearing on campus, they should represent all of the bargaining workers. “We don’t want the union picking away different jobs on campus.” Lawrence added.

The hearing was concerned mostly with previous procedures. Notre Dame several motions to strike certain parts of the subpoena which were denied by Miller. Also, a review of the events that led up to this hearing was given by Salzman.

The NLRB’s charges state Notre Dame threatened to fire the employee who under the wage increases and other benefits to the employees to influence them not to vote for the union and contracted out the food service at the dining halls.

Lawyers Brenda Robinson [left] of the NLRB and James Salzman [right] representing Notre Dame check over respective strategies before the hearing yesterday. [photo by Doug Christian]

ND security changes proposed by audit

by Diane Wilson

Editor’s Note: This is the first of a three part report on Security Audit finding in their recent study of Notre Dame Security. Today’s article covers the Notre Dame Security force.

A report made by Security Audit Inc. SAI analyzing all aspects of security at Notre Dame, listed many areas which can be improved and offered constructive criticism of Notre Dame Security.

The 42-page document, completed in mid-March after a six-week study by SAI, was released last week by Bro. Just Paczesny, vice-president for Current Affairs.

The report, which was released by SAI to the public, concludes that the present system of security at Notre Dame is both under-funded and inefficient and that major changes are needed. Also recommended that a comprehensive audit be conducted to analyze the effectiveness of security personnel.

The report also calls for the establishment of a Security Board at the University as a central authority to coordinate the efforts of the various security agencies, and for the appointment of a Security Administrator to oversee the security forces.

Critic discusses sex in films

by Andy Segovia

Arthur Knight, noted writer and film critic, lectured on the “History of Sex in Cinema” to an audience of approximately two hundred in the library auditorium last night.

“I am under the impression that most of you came here to view dirty movies,” quipped Knight as he began the two-and-one-half hour lecture and film presentation. Knight directed the presentation to a detailed review of film censorship and classification. He used various film clips to illustrate the various trends of film censorship.

“The force of censorship comes from a variety of factors of the population who are afraid of the embarrassment it may cause to the University or our society.”

“There are circumstances where the film media is susceptible to censorship,” explained Knight, “for instance films are shown in a darkened room on a screen larger than life. This gives films a voyeuristic quality.”

Knight traced the development of cinema from the nickelodeons to the large theaters. The motion picture association was formed to fight censorship, he explained. Because “The Supreme Court ruled that films were an instrument of commerce and the First Amendment rights are given to other forms of expression. This ruling did not change until 1952.”

During this period, America’s desire for sex in the cinema was satisfied by films which used crude plots and tricks to display nudity and sex. Knight said. “This new freedom made the film producers on use that X-rated movies have limited audience and are attempted to be seen only when enough ‘heat’ is placed upon the movie by the press.”

Knight used film segments ranging from early 1900 films to a million dollar movie “Deep Throat.” Included was a short view of Mou & Dad, a 1940 movie which grossed over $5 million and is still used for sex education classes.

“I am not here to defend Deep Throat, concluded Knight, “but if a film like this is prosecuted it may make vulnerable some of the most distasteful pictures made in time such as Midnight Cowboy, Cenral Knowledge and Deep Throat.”

— Knight is currently a professor of cinema at the University of Southern California and writes for Play­boy magazine. Knight authored “The Livelust Art,” a comprehensive history of film and was film critic for the Saturday Review for over twenty years.
Survey shows Notre Dame attracts excellent applicants

According to a recent national survey of incoming freshmen, Notre Dame continues to attract undergraduate applicants with excellent academic credentials as well as strong high school activity records.

A summary report from the College Board's Admissions Text-
ing Program compared Notre Dame's freshmen applicants and enrollees with national norms in several areas. The typical enrolled freshman last fall at Notre Dame had a 3.71 overall grade point average in high school, and almost three in four incoming students were in the top 10 percent of their graduating classes. The average grade point for prospective applicants to all four-year private institutions of higher learning in the nation was 3.16, with about one in four ranking in the top 10 percent of their graduating classes. (A "prospective applicant" is one who has his other test scores sent to an institution's admissions office.)

Nationwide, 56 percent of the four-year colleges and universities, four-year programs and special schools had their acceptance rate above that for the national average for private institutions, and they were more likely to have participated in high school varsity athletics, had a major office in a high school student organization and received a high school honor or award.

The average income for the parents of prospective applicants to Notre Dame freshmen last fall was $32,000, about $11,000 above that for the parents of prospective applicants to private colleges and universities nationwide.

Weather

There is a 30 percent chance of rain Tuesday morning, but becoming partly cloudy by afternoon. Highs in the mid 50s. Fair Tuesday night with lows around 40. Mostly sunny Wednesday with highs in the low 60s.

On Campus Today

11 am - one earth marketplace, sale of imported handicrafts from around the world. This event continues through April 18. In Schaeffer. 
3:15 pm career workshop, "decision-making & values clarification" Kathleen Rice, 154 Lenmore. Career development center.
4-6 pm wine tasting, part of alcohol awareness week. St. palette lounge.
4:30 pm seminar, "the role of glycospseptide and peptide antisera in the survival of cold-water fishes." Dr. Arthur J. Devines, Univ. of Illinois, 278 galvin Aud., sponsored by biology dept.
7 pm film series, "murder, my sweet," (1945) carroll hall smc.
7 & 10 pm film, "west side story" engineering aud., admission $1, sponsored by student union.
7-8 pm wine tasting, grace hall.
7:30 pm eucharist, charismatic eucharist, leg chapel, open to all.
7:30 pm film, "the first vision," bulla shed, produced by bingham young university.
7:30 pm talk, fr. James T. Burtchaell will speak on liberal-education, grace hall pit, sponsored by grace hall-cultural academic-counseling.
7:30 pm audio-visual lecture, "paris 1890: lautrec's mont-marte," Dr. James Ward, Notre Dame, Library aud., sponsored by dept. of history.
8 pm one earth lecture, "united states & the tangle of the two cultures," Dr. J. Monroe Shaw, Notre Dame, architecture auditorium.
8:15 pm recital, graduate organ recital - Mary Ann de Solman, architecture auditorium.
10 pm - midnite entertainment film, alcohol awareness week presentation. return of jules thompson; free refreshments, beer making demonstration by dr. pat mcbea.

Workers needed for Third World Conference

The Student Government Third World Awareness Committee is now forming its organizational committee. All those interested in working for the conference should contact KathyRosenthal (8125) sometime this week for details.

The Observer

Wednesday, April 11, 1978

Class, Hall and Student Assembly Elections

nominations: April 12 to April 17 platforms (3 copies) due: April 17, midnight, to: Noreen Bracken, 124 Regina north

campaigning: April 18 to April 23, midnight primary: April 24, 10 am to 6 pm, LaFayette Lobby election: April 26, 10 am to 6 pm, LeMans Lobby questions?: Carl, 5231 or Noreen, 5480

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ONCE AGAIN, the observer is published Monday through Friday except during final exam weeks. The Observer is published by the student newspaper board of The University of Notre Dame's College. Subscriptions may be purchased at $3 per year (520 per semester) from the Observer, P.O. Box 60, South Bend, Indiana 46685. Students in good standing may purchase a subscription to The Observer, plus a $5 per semester class charge, at the bookstore. Class因为我付差旅费， Notre Dame, Indiana 46940.

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Security changes recommended by audit

[continued from page 1]

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The Security Director should take the lead in instructing his officers in the techniques of arrest.

They also said that the designated officers should arrange with other local law enforcement agencies to have the powers of arrest.

In relationship to Security's liaison with other local law enforcement agencies, SAI recommended that the University's General Council establish with the corporation "counsel of South Bend the prosecutor of St. Joseph County, and legal counsel representatives of the St. Joseph County Police Department and the Indiana State Police the clear and definitive lines of jurisdiction with respect to police services on campus.

"With these jurisdictional lines firmly set, the Security Director should then initiate a conference with the head of the St. Joseph County Police Department, the South Bend Police Department and the local commander of the Indiana State Police and liaison arrangements perfected and police and placed in writing which will provide effective police services at this University."

SAI believes the law enforcement agencies are all friendly with each other, there is presently no real liaison between them as ND Security has referred only four investigations to other police departments in the last four years.

The escort system was one item of Security that the report felt was necessary and should be retained as it now exists. They recommended the response to a request be courteously received and promptly made.

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It was found by SAI that ND Security kept a "very low profile" around campus. Because they believed that it is difficult to have faith in something that is seldom seen, SAI recommended "the Department's three vehicles be plainly and prominently marked as "Security." It is also recommended that the replacements for these vehicles be uniform in make and model. The present vehicles should be equipped with search lights, if permitted by State law."

The first impression visitors often receive of Notre Dame is the one they get from the gate keepers, the report stated. The gate guards, the report continued, particularly during the day, should not only have the capacity to make good judgment and be discerning, they should present a positive, vital, visual impression.

Security provides the service of transporting students in need to local health institutions. Although this is a necessary function, SAI believes that because Security presently has only three cars, "the responsibility for transportation in medical emergencies be removed from the Security Department and placed with the Student Health Center."

One fault that the students possess, the report stated is the assaults that were made against Security officers. In 1977 there were seven reports of assaults as well as verbal abuse the Security guards at the gates received from students wishing to bring vehicles on campus.

SAI believes that Security Department officers should not be subjected to discourtesy and abuse from students. Therefore they suggest that "in dollars, the guide to student life at Notre Dame, a better definition of the Security Department's function should be given." The report suggested that any such abuse be treated in the same manner as an assault on a faculty member.

In checking into the number of crimes reported in each year, SAI found that the number of bicycle thefts have been declining. Larceny has declined from 228 in 1975 to 77 in 1977. In relation to crimes against the person, SAI believes crimes in this area are well within the expected range, considering the population of this community. SAI has come to the conclusion that crime is not rampant on the ND campus.
The Observer is published by the students of the University of Notre Dame and Saint Mary's College. It does not necessarily reflect the policies of the administration of either institution. The news is reported as accurately and as objectively as possible. Editorials represent the opinions of the printing Editorial Board. Commentaries, opinions and letters are the views of their authors. Columns by all members of the community, and the free expression of varying opinions on campus, through letters, is encouraged.

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Tuesday, April 11, 1978

The Observer
an independent newspaper serving the notre dame and saint mary's community

The Observer
Bee O.
Notre Dame
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seriously folks!

Too Many Hospital Beds

art buckwald

WASHINGTON—Hospitals are getting more efficient these days and have cut down the time it takes to get a bed for you. The reason for this is that there is a surplus of beds, and it's not survival hospital must keep them full. This is good and it's bad. I went to visit a sick friend at the hospital the other day. I had to go to the information booth with which I was not familiar. I was not familiar with the admitting procedure. Before I could ask what room my friend was in the lady took down my name, age, occupation, filled out a slip and rang a bell. I was just about to tell her I was only visiting a friend when two attendants arrived with a wheelchair, placed me in it and started pushing me down the hall.

"I'm not sick," I yelled. "I'm just looking for a friend.

"When he comes," one attendant retorted, "we'll send him up to your room.

"He's here already," I protested.

"Good. Once we have you in bed he can come up and say goodbye.

I found myself in a small room marked Private. "A Nurse Before Knocking. The attendant stripped me, gave me a weird, short nightgown that was pulled up to the back, a water pitcher and turned on the television. I was just about to tell the grapevine about the whole thing when a doctor brought in with several of his students.

"Dr. Ward in several of his students. Dr. Ward came in with several of his students. The next morning they shaved all the hair off my chest and refused to give me back my coat. Two attendants arrived and placed me on a rolling stretcher. The head nurse, Dr. Ward, was sitting beside me. A minister brought up the religious service. I looked for help from anywhere. There was no one. I was wheeled to the operating room.

"Wait," I said. "I have something to tell you. I'm deeply sick but I HAVE NO MEDICAL INSURANCE! I can't even pay for the anesthesiologist."

"Four hours ago I was told to get it out now rather than later?

"There's nothing to get out. Everything is in order."

"I was told," said Dr. Ward, writing on a chart, "you wouldn't be here.

The next morning they shaved all the hair off my chest and refused to give me back my coat. Two attendants arrived and placed me on a rolling stretcher. The head nurse, Dr. Ward, was sitting beside me. A minister brought up the religious service. I looked for help from anywhere. There was no one. I was wheeled to the operating room. "Wait," I said. "I have something to tell you. I'm deeply sick but I HAVE NO MEDICAL INSURANCE! I can't even pay for the anesthesiologist."

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As an American Studies major, I am becoming aware of the cultural trends and fails that run deep and wide through this country. Fast food chains, background music, and Southern Democrats. Some are good but last only as long as the trend. Some seem never to end. There are also those trends that climb from the bottom to the top of American society. The United States, as a society, celebrates the coming of spring with a cultural rite that is unique in the world: Opening Day of major league baseball.

As a consenting member of the American society, I decided it was necessary to participate in my culture’s spring rite. Throwing caution and grades to the wind, I, along with five other participants, left my Friday classes in the hands of those willing to defray the cost of the expedition will be in excess of $30,000.

The team is also offering to defray the cost of the expedition will be in excess of $30,000. Substantial support has already been furnished through contributions from individual donors. The album appropriately contains rock music with the instrumental part of the instrumental part of the instrumental part. The instrumentals are particularly worth it. Other songs are closer to the original versions except for the instrumental part of the instrumental part. The instrumentals are closer to the original versions except for the instrumental part of the instrumental part. Other songs are closer to the original versions except for the instrumental part of the instrumental part. Most of the songs are quite similar to the studio versions except for the instrumental part of the instrumental part. A few songs, for example, “Green Grass and High Tides,” may be considered instrumental. The third image came near the end of the song. It was an extremely satisfying way to bring in the long-awaited spring. A cloudless day, some good friends, and a part in America’s culture, the welcoming of spring, opening day at Comiskey Park.

Annappurna III by howie spectre

This August the American Annappurna III Expedition with the help of the American Annappurna III Expedition with the help of the American Annappurna III Expedition with the help of the American Annappurna III Expedition with the help of the American Annappurna III Expedition with the help of the American Annappurna III Expedition with the help of the American Annappurna III Expedition with the help of the American Annappurna III Expedition with the help of the American Annappurna III Expedition with the help of the American Annappurna III Expedition with the help of the American Annappurna III Expedition with the help of the American Annappurna III Expedition with the help of the American Annappurna III Expedition with the help of the American Annappurna III Expedition. The expedition has received permission from the government of India, the Ministry of Foreign Affairs, as well as the official endorsement of the American Annappurna III Expedition with the help of the American Annappurna III Expedition with the help of the American Annappurna III Expedition.

One of the main purposes is to demonstrate the feasibility of a small expedition, which is opposed to the traditional large scale style of Himalayan mountain climbing. Although 60 porters will be employed to assist in moving 3,500 pounds of equipment to base camp, the team will climb with only six climbers and a photographer. No high altitude porters will help the climbers make the necessary needs of loads to each基地 successively higher camp.

For over five years, the people of Nepal with its picturesque people and villages, along with the mountain ranges of the Himalayas, will be captured on film for a beautiful day, perfect for Opening Day, the third image came near the end of the song. It was an extremely satisfying way to bring in the long-awaited spring. A cloudless day, some good friends, and a part in America’s culture, the welcoming of spring, opening day at Comiskey Park.

Lobotomy by pat bymes

unique documentary of the climb. The mountain has only had three ascents: An recent Italian team in October of 1977 of the group’s major purposes is to demonstrate the feasibility of a small expedition, which is opposed to the traditional large scale style of Himalayan mountain climbing. Although 60 porters will be employed to assist in moving 3,500 pounds of equipment to base camp, the team will climb with only six climbers and a photographer. No high altitude porters will help the climbers make the necessary needs of loads to each基地 successively higher camp.

The expedition is led by Steve Van Meter of Orange, California, age 23. Steve and his climbing partner, Greg Sapp, age 22, decided to climb Annappurna III while climbing on Mt. Foraker in Alaska in 1975. The team is also offering to defray the cost of the expedition will be in excess of $30,000. Substantial support has already been furnished through contributions from individual donors. The album appropriately contains rock music with the instrumental part of the instrumental part. The instrumentals are particularly worth it. Other songs are closer to the original versions except for the instrumental part of the instrumental part. Most of the songs are quite similar to the studio versions except for the instrumental part of the instrumental part. A few songs, for example, “Green Grass and High Tides,” may be considered instrumental. The third image came near the end of the song. It was an extremely satisfying way to bring in the long-awaited spring. A cloudless day, some good friends, and a part in America’s culture, the welcoming of spring, opening day at Comiskey Park.

Lobotomy by pat bymes
Just for the Record

Kamm's Brewery
100 Center Complex
Mishawaka, Indiana 46544
219-258-1813
Academic Council accepts recommendations

by Ann Gales

The Academic Council yesterday accepted three recommendations for minor revisions of the Academic Manual but rejected three other major revisions recommended by the Faculty Senate.

By a vote of 33 to 14 the Council turned down the Senate’s proposal setting up ad hoc review committees for faculty and faculty members turned down for appointment or promotion within the teaching field at each of the faculty bodies, because of what they considered inadequate procedures, inadequate criteria or violations of academic freedom. The Academic Manual currently provides a review procedure only if the issue is alleged violation of academic freedom. Under the rejected proposal, ad hoc committees consisting of five tenured faculty members of the petitioner’s college would investigate the case and then deliver “an opinion relative to the petition,” his chairman and Departmental Committees on Appointments and Promotions, the dean, provost and university president. The president would “make a determination of the case and deliver his decision in writing to all of the aforementioned individuals and bodies.”

University President Fr. Theodore Hesburgh asked the executive body of the Faculty Senate to consult with him on the suggested changes to the Academic Manual to see if he or she under consideration for any revisions approved were two that would be required to provide reasons to the faculty. Among minor Academic Manual revisions approved were two that would have been modified procedures already widely in use within the University. One spelled out the right of a faculty member to be informed if he or she is under consideration for reappointment or promotion so that he or she could submit evidence of use to those making the decision. Another insured that reports of committees on appointment and promotion are forwarded to deans in form approved by the committees.

Defended by voice vote was another Faculty Senate recommend that faculty members retired while on University committees to be allowed to finish their terms. A series of proposed guidelines governing the relationship of faculty members to the federal government’s Central Intelligence Agency (CIA), modeled on those adopted a year ago by Harvard University, were sent to a subcommittee of the Council’s executive committee for reaction. Chairing the subcommittee is Dean David T. Link of the Law School, and serving with him are Robert E. Gordon, vice-chairman for advanced studies, and Thomas A. Wege, associate professor of English.

The guidelines state that the University “may enter into research contracts with the CIA that provide such contracts normal rules governing contracting with outside sponsors and that the existence of a contract is made public by University officials,” and that the guidelines indirect clauses for the University community may enter into consulting arrangements for the CIA, but must report in writing the existence of such arrangements to the dean and president.

The guidelines also recommend that the member of the ND community serving as a recruiter for the CIA that report that fact in writing to the dean of his college and “should not give the CIA the name of another member of the ND community without the prior consent of that individual,” that members of the University community “should not undertake intelligence operations for the CIA,” that “no member of the ND community should assist the CIA in obtaining the unwriting services of another member of the ND community,” and that questions concerning the application of these guidelines should be discussed first with the appropriate dean and later with the president or members of his staff, if necessary.

After the full Council’s meeting, Hesburgh asked the elected faculty members of the body to remain for consultation on the selection of a new provost. The faculty committee to advise the president on this matter interviewed eight candidates in February and March and recently met with Hesburgh to give him a list of their evaluations.

The provost is elected by the trustees upon recommendation of the President, and Notre Dame’s board has not met regularly scheduled meeting May 2.

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**Academic Council accepts recommendations**

The Academic Council yesterday accepted three recommendations for minor revisions of the Academic Manual but rejected three other major revisions recommended by the Faculty Senate.

By a vote of 33 to 14 the Council turned down the Senate’s proposal setting up ad hoc review committees for faculty and faculty members turned down for appointment or promotion within the teaching field at each of the faculty bodies, because of what they considered inadequate procedures, inadequate criteria or violations of academic freedom. The Academic Manual currently provides a review procedure only if the issue is alleged violation of academic freedom. Under the rejected proposal, ad hoc committees consisting of five tenured faculty members of the petitioner’s college would investigate the case and then deliver “an opinion relative to the petition,” his chairman and Departmental Committees on Appointments and Promotions, the dean, provost and university president. The president would “make a determination of the case and deliver his decision in writing to all of the aforementioned individuals and bodies.”

University President Fr. Theodore Hesburgh asked the executive body of the Faculty Senate to consult with him on the suggested changes to the Academic Manual to see if he or she under consideration for any revisions approved were two that would be required to provide reasons to the faculty. Among minor Academic Manual revisions approved were two that would have been modified procedures already widely in use within the University. One spelled out the right of a faculty member to be informed if he or she is under consideration for reappointment or promotion so that he or she could submit evidence of use to those making the decision. Another insured that reports of committees on appointment and promotion are forwarded to deans in form approved by the committees.

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