Notre Dame sophomore told to pay $1500

By MARK MELLETT
Staf Reporter

A judge has awarded $1,500 in an out-of-court settlement to a South Bend liquor store owner who was fined last spring for serving an 18-year-old Notre Dame student.

A circuit judge ordered sophomore Patrick McKeever of Alumini Mall, to pay the $1,500 in damages to Bullseye Discount Liquor, 713 Lincoln Way West.

Earlier this year, Bullseye filed a suit against McKeever, seeking $1,000 in compensation of damages and $2,500 in punitive damages.

McKeever was apprehended on Feb. 8 outside Bullseye after he allegedly used a false identification card to buy alcoholic beverages, said the store's attorney Kenneth Tedder.

The state fined Bullseye approximately $500 for serving McKeever, who was then 18. Bullseye also held him responsible for the cost of attorney's fees and long-distance telephone calls in addition to the fine, Tedder said.

McKeever signed a guilty plea in the out-of-court settlement and accepted a judge's decision concerning the amount of the damages, Tedder said.

The alleged use of a fake identification card by McKeever was not discussed in the settlement, Tedder said.

Feder said that by submitting the guilty plea, McKeever, in effect, said: Yes, I knew 1 was 18. Yes, I knew there was a liquor purchasing age requirement of 21. Yes, I will face the punishment.

The case against McKeever's attorney, Philip Faccenda, said he would not comment on the case without his client's consent.

Feder said the suit was not filed to make money for the store. Between the purchase of McKeever and the $500 fine, Feder said, "there was a large loss on the part of his client. Moreover, see PAGE 3.

Associated Press

MOSCOW A tourist-packed Soviet cruise ship, rammed and torn open by a freighter, said yesterday that there was too little time to deploy lifeboats and more than 400 people are feared dead, a maritime official said yesterday.

The same vessel, under a Red Cross flag, sank during World War II after striking a mine.

Dmitry Merchant Marine Minister Leonid Nedyak told a news conference that rescue boats plucked 836 survivors from the Black Sea, most of them clinging to rafts that floated free when the liner Admiral Makarov plunged to the bottom at about midnight Sunday.

There were 1,254 people aboard, according to official reports.

Nedyak said 79 bodies were recovered and that 1,196 people were still missing two days after the collision.

Nedyak said he hopes that out of the 319 missing persons there may be some survivors. But he said he believes that most of these passengers are still aboard the ship. Until the divers do their work it will be difficult to confirm this supposition, Nedyak said.

He said the vessel rests on the bottom at a depth of 155 feet.

Nedyak said the information he had indicated no bodies had been recovered since late Monday. He said 29 of the survivors were hospitalized, but he did not give their conditions.

He said the liner was rammed amidship on its starboard at 11:15 p.m. Sunday by the Soviet freighter Pyotr Vassey. The collision occurred about nine miles from the port of Novorossiysk.

Nedyak said officials believe the cruise ship sank within 15 minutes.

The blow came into the partition between the engine room and the boiler room and ripped the ship open, Nedyak said.

From the moment of the blow until the moment of the sinking of the ship, it was not possible to launch into water any of the rescue boats, he said.

Nedyak said it was too soon to assign blame. He said there was no fog at the time of the collision.

He said about 50 vessels were continuing search and rescue operations, along with helicopters and other aircraft.

There were no casualties among the crew of the freighter, which was laden with grain, Nedyak said.

Asbestos insulation removed from student rooms

By JIM REILLY
Copy Editor

Asbestos pipe insulation was completely removed this summer from all rooms used by students in the basement of Fisher Hall, according to Robert Zerr, director of environmental health and safety at Notre Dame.

All the visible pipes that had been insulated with asbestos are now covered with a material that appears to be fiberglass or black rubber, according to Greg Gibbons, a resident of the Fisher basement.

In Fisher, asbestos was removed from all student dorm rooms and from all the common rooms such as the game room and TV lounge. Gibbons said Asbestos was not removed from the trunk storage room, said Zerr, because students rarely enter it.

The University hired a contractor to remove the asbestos from the Fisher baseline and also some from Edward Hall, according to Donald Dedrick, director of the physical plant.

Brother Edward Luther, rector of Fisher, described the removal as very professionally done. Luther said the contractor covered every thing and wet down the asbestos before removing it. Workers, wearing protective suits, were required to leave the work environment every two hours.

The University monitored the removal constantly, Zerr said. Dedrick said the contractor was licensed by the Environmental Protection Agency, and Zerr said the asbestos was buried in a state-monitored landfill south of South Bend.

Last spring, a parent of a student who lived in the Fisher basement found asbestos in the room of his son during a campus visit.

During spring break, the asbestos was removed from that room but was left in the other rooms of the basement, Gibbons said. He also said that the time that much of the asbestos insulation was broken and hanging loose.

Results of an air sample taken by Zerr in the Fisher basement last May showed that there were no excessive levels of fibers in the air.

Though there was not an asbestos hazard present, the University decided to remove the asbestos in Fisher, Zerr said.

Zerr said the asbestos was removed, rather than just encapsulated as is frequently done, because the University policy is to remove asbestos when possible. He added that this is the policy of most universities.

All the asbestos in all the dorms cannot be removed in one year because the cost is too high, according to Zerr. He added that the maintenance department has been able to patch and repair the smaller problem areas, and has been able to cover the cost on those jobs.

Dedrick said his department is continuing its policy of encapsulation or removal where appropriate.

He added that the University will be removing asbestos from those dorms involved in its continuing dormitory renovation program.

Zerr said students may contact the University if they think there is an asbestos problem in a particular room.

The Observer

WEDNESDAY, SEPTEMBER 3, 1986

an independent student newspaper serving Notre Dame and Saint Mary's
In Brief

Meeting last night for the first time this year, the HPC Co-Chairperson Joanie Cahill said. While the normal subscription price for ADVANTAGES is $49.95, send in your

Islamic Jihad claimed yesterday in Beirut that the Reagan administration blocked an agreement with France that could have freed the French hostages in Lebanon. The statement said the election of the government of French Premier Jacques Chirac brought signs of a solution for the hostages question. The statement claimed France had been instructed by the United States not to respond to Islamic Jihad's overtures and consequently the door was slammed shut for any solution to this issue. There was no response to the statement from the French government, which does not comment on the French hostages as a matter of policy. -Associated Press

Weather

It might rain, but then it might not. There is a 40 percent chance of thunderstorms today with highs in the upper 70s to lower 80s. The chance of snow increases to 60 percent tonight when the lows will be near 50 degrees. There is a 30 percent chance of rain tomorrow, with highs near 60. -The Observer

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6450B
Pilot heart attack may be crash cause

Associated Press

CERRITOS, Calif. — Up to 24 people on the ground may have been killed when a jetliner crashed into a residential neighborhood after colliding with a small plane whose pilot had just had a heart attack, sources said yesterday.

A top federal investigator said it was unlikely the heart attack led to the collision that killed the 67 people aboard the planes.

John Lauber, the National Transportation Safety Board member in charge of the investigation of Sunday's crash said he was skeptical the investigation of Sunday's crash killed the 67 people aboard the planes.

Key questions include why the small plane was in restricted airspace used by Los Angeles International Airport, and why it was not seen by the crew of the Amtrak DC-9 or the air traffic controller at the airport.

The confirmed dead included 58 passengers and six crew members aboard the jet and the three people in the small plane. Numbers from various sources indicated that up to 24 others on the ground also died, which could bring the total death toll to 91.

Garry Overson, of the Los Angeles County Fire Department, said a man and two of his teen-age children died in one house, while 15 people died in another home. One woman was believed killed in her home, her son said Monday.

Five other people, believed to be residents or visitors to another house, also were killed, the Orange County Register said yesterday, citing unidentified county officials.

Coroner's spokesman Bill Gold refused yesterday to estimate the number of fatalities among people on the ground.

Although coroner's officials have finished removing all the remains, Gold said it would be a week or more before they would be able to determine the number of dead.

Down for the count

A member of the Notre Dame Kung-fu Club demonstrates moves at Student Activities Night. The event was held last night, giving students the chance to sign up for organizations.

Trial set for x-rated film show

BLOOMINGTON, Ind. — A former Indiana University student is scheduled to go on trial in November for showing an X-rated film in a campus cafeteria last fall.

David Henderson, 22, of Coral Gables, Fla., is charged with obscene performance, a misdemeanor, and a maximum penalty of one year in jail and a $5,000 fine.

Henderson was charged in January, a month after he graduated with a degree in economics and two months after he sponsored the showing of the film smiletable to raise money for Dodds Dixon.

House, a housing unit in Wright Quad.

Henderson and the Indiana Civil Liberties Union contend that he was selectively prosecuted and his First Amendment rights to free speech and expression have been violated.

Monroe County Prosecutor Ron Walaskauski, however, contends that the university became a subsidized forum for pornography when the film was shown on campus.

The state公社-supported institution should not be allowed to show X-rated films, City Police confiscated the film after the prosecutor's office received complaints and Monroe Circuit Judge James Hendrix issued a search warrant after viewing the film and determining there was probable cause to deem the movie obscene.

Henderson's trial was originally scheduled in May, but Monroe Superior Judge Douglas Bridges ruled that the trial would be postponed until students returned to town in the fall and could be included on the jury.

The chances for a fair trial without any student cross section on the jury would be limited, Bridges said.

Jury will be required to view a videocassette of insatiability, which can be rented at some area video rental stores.

Smith sentenced in death

LOS ANGELES - Cathy Evelyn Smith, a former rock singer who injected comic John Belushi with drugs before he died was sentenced to three years in prison yesterday by a judge who called her the source of the poison.

Smith had pleaded no contest to a charge of involuntary manslaughter and three counts of furnishing and administering dangerous drugs in Belushi's heroin and cocaine overdose death on March 5, 1982.

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Fine

continued from page 1

The violation was not only embarrassing but also left a blemish on Bullseye's record forever, Fedder said.

The court actions simply state that if Bullseye is caught, it's going to come back to the customer to pay, Fedder said.

Punitive damages were sought for reasons of deterrence, Fedder said. He added that people should realize that there are consequences for violating liquor laws.

Fedder said he knew of no other incidents in which a liquor store filed suit against a minor. He added, however, that there are close to 20 such cases being prepared in the South Bend area.
Want to tell your folks in Fargo about your fine grades in French?
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Want to tell your buddy in Boise about the big ballgame?
DIAL UP CLARK LONG DISTANCE.

Want to tell your sister in Scarsdale about studying Spencer?
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CLARK TELECOMMUNICATIONS, INC.
eliminated from the U.S. Open yesterday in straight sets by Martina Navratilova. Details of this and other matches appear

Associated Press

MILWAUKEE - As he prepares to meet the infamous Freemantle Doctor off Australia's West Coast, Harry Buddy Melges says the odds are improving for his upstart campaign to bring the America's Cup to the Midwest.

Melges, an Olympic medal-winning sailor and skipper of the Heart of America challenge, acknowledged that the winds off Freemantle would pose a special threat in the 12-meter yacht races that start next month.

The Doctor is a wind of about 17 to 25 knots that commonly blows at Freemantle, resulting in high seas like those that plagued the world championships for 12-meter yachts earlier this year, sweeping crewmen overboard and smashing equipment.

"There are going to be very large seas," Melges said in a telephone interview Tuesday from his office in Zenda, Wis. "It's going to be a chore to keep crewmen on board. But we've sailed an awful lot in 25 to 30 knots winds at Santa Cruz, Calif., and we handled it well.

A July 15 interview, 56, who operates a boat works at Zenda near Lake Geneva, said the boat specially built for the competition was being shipped to Perth and he would travel to Australia Sept. 9 to prepare for the start of competition Oct. 5.

"Our new boat is two days out of Perth," he said. "Our first enouragement is already in Perth. The schedule calls for competition among the dozen challengers in October. No one, not even December. Four qualifying boats then compete to advance to the final two-boat series for the cup itself, starting Jan. 31.

In 1983, the Australian victory off Newport, R.I., broke sports' longest winning streak, covering 132 years. Now the Royal Perth Yacht Club is hosting the 1987 competition, including challengers from the United States, Canada, Great Britain, France, Italy and New Zealand.

The Heart of America campaign, sponsored by the Chicago Yacht Club, has a smaller budget than those of some other U.S. challengers, but Melges said the months of practice have convinced him his crew will be competitive.

"We feel very good about the performance of the crew, the rig, the boat itself," he said.

As for the higher-priced U.S. challengers, they can only use one boat at a time and constantly change sails," he said.

Melges commented after a weekend send-off from Milwaukee area sailing enthusiasts.

MELGES seeks to upset Aussies

Shriver described the match perfectly as 'Navratilova dominated, whether ripping a cross-court passing shot or deftly dropping a touch volley. For most of the match, Navratilova held her nerve steady while Shriver struggled to deal, almost every time.'

Becker, the 18-year-old ranked third in the world, already has two victories at Wimbledon titles. Now, he wants to prove his powerful, diving style is as effective here as it is on Wimbledon's grass courts.

Against Donnelly, better known for his doubles play, Becker said his game was almost perfect. 'The match was almost over at two sets to love and 3-0, and I felt really comfortable out there. But then I had 40-15 at 3-1 and then suddenly I served two double-faults,' Becker said.

Donnelly, ranked 21st in the world, said Becker's service in the fifth game, then won the tiebreaker 7-4.

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MELGES seeks to upset Aussies

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The Observer

Wednesday, September 3, 1986 - page 5
Redskins undergo changes

Associated Press

WASHINGTON - It wasn't long ago that the Washington Redskins were known as The Over the Hill Gang. Even last year, the team had an aged flavor, with veterans Joe Theismann and John Riggins leading the offense.

As Washington prepares for its 50th season in the NFL, Theismann, the 36-year-old quarterback, and Riggins, a 37-year-old running back, are gone. Coach Joe Gibbs has a team that has been remodeled by a dramatic youth movement.

Thirteen players on the 45-man roster have never played a down in the NFL. Fourteen were not on the roster at the end of last season, and only four have been with the team since the start of training camp.

Winning the spots, a lot of dark horses who nobody gave much of a chance.

Nine rookies are on the 1986 roster. Including top draft choice Markus Koch, whose play during the preseason helped make eight-year veteran defensive end Tom Beasley expendable. And strong preseason performances by rookie defensive backs Todd Bowles and Alvin Walton ended the college careers of safety Raphel Williams, who played on an Over the Hill Gang team, and linebacker Rich Mistel, one veteran who held off a challenge from a newcomer.

The surprising development of rookie quarterback Mark Rypien led to the release last week of four-year veteran Babe Laufenberg, and Gibbs decided to keep first-year guard Ron Tilton instead of 11-year veteran Ken Fluh, who spent the last three years as a backup.

"It was pretty much a transition year," said Fluh after learning of his release. "They're not dragging it out over a couple of years, they're doing it in one year. It might work, it might not."

Quarterback Doug Williams and running back Kelvin Bryant, imports from the USFL, are two newcomers who bring experience with them. Williams, who played five seasons with Tampa Bay of the NFL before jumping to the USFL, and Bryant, the USFL's second-leading all-time rusher, should make the absence of Theismann and Riggins tolerable for Gibbs.

At the outset of training camp, the coach said it would be important to first people to instill the emotion that Theismann and Riggins did as team leaders. Gibbs' swing ment of rookie quarterback Babe Laufenberg, and Gibbs' swing to youth movement is an important part of Gibbs' swing to youth movement.

"It's going to have to be instilled by Gibbs and the coaching staff, and it may take more time than we'd like," said linebacker Rich Mistel, one veteran who held off a challenge from a newcomer.

"We just wound up with some new faces, a lot of new faces," said Gibbs, whose team missed the playoffs last year for the first time since 1981. "They're the guys we felt who bring experience with them."

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Today

Bloom County

DOONESBURY

"HAVO C" IS JETTING THE
BIGGEST THREAT TO LIBERTY
WHO DO YOU THINK REPRESENTS
SENIOR PORTRAIT
IN NICARAGUA'

The Far Side

Garry Larson

CLASS OF '87
SENIOR PORTRAIT
SIGNUPS

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4:45 - 6:45
Dining Halls

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WE WANT TO KNOW THAT YOU EXIST
Register with the SAB Musical Entertainment
Commission (lower level LaFortune)
to be put on a list of available artists

The Daily Crossword

ACROS

1 Extraordinary.
2努力.
3 Resorts
4 Rice
5 Ovoids of Full
6 Fit
7 Whip mark
8 Eng. money
9 Branches
10 Musical... Misspent.
11 Full of
12 "Bus Stop" playwright
13 Thought:
14 Eng. money
15 A Rose
16 Earl of Avon
17 Dozens of
18 Proclamation
19 Pull along
20 Fish
21 Girl Friday
22 Loch...
23 Metropolis
24 Adversary
25 Loch...
26 Ointment
27 Thought:
28 Innuendo
29 Misleading
30 Abadan's land
31 Together
32 Pitcher
33 Whip mark
34 - of Good
35 Band
36 Precedes
37 Ken
38 Binge
39 Contributes
40 Deal in
41 52

Down

1 Man O' War
2 Short dog
3 Mild oath
4 Oath
5 Slumbered
6 Fleshy
7 Beloved
8 Become
9 Of a community chest
10 Relevant
11 Full of substance
12 "Bus Stop" playwright
13 Eng. money
14 Girl Friday
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to be put on a list of available artists

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& Thursday, September 4
7:00, 9:30, 12:00 Engineering Auditorium
No Food or Drinks Allowed

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Irish strengthen secondary as fall practice winds down

By MARTY STRASEN
Assistant Sports Editor

Last season, the Notre Dame defensive backfield was more often a victim than a culprit.

And while the secondary that steps onto the field in less than two weeks against Michigan will be virtually the same defensive unit which saw opponents pick up over 350 yards of offense a game last season, the most in over 25 years, 1986 is shaping up somewhat differently. A new system and a head coach concerned about developing a pass rush should take some of the burden off the shoulders of the defensive backers.

"You can't give us all the blame just like you can't give us all the praise," said senior veteran Mike Haywood, who started at cornerback last year but has been moved to free safety because of Steve Lawrence's bad knee, which was reinjured in the spring.

"I think we've got some good toughness - they're all strong points. I think we're pressing right on schedule.

The only unscheduled turns of events thus far have been all-America honorable-mention Lawrence's bad knee and a minor hamstring injury to sophomore strong safety George Streeter.

"Steve Lawrence is our top free safety and Brondy Watts has been doing a fine job at strong safety. We've had to have some reserve time because of Lawrence's injury and I can't possibly foresee when he'll be back healthy.

Meanwhile, Haywood is becoming comfortable at free safety, and sees the entire secondary shaping up for the season.

"I enjoy it because I've got a lot more room to roam," said Haywood, who made 48 tackles last season and boasts 17 previous career starting assignments. "I like the man-to-man coverage on the corner but I can't complain where I am.

"We have a lot of experience and a lot of depth and we're starting to come together as a unit. We're more aggressive than last year and we're playing tighter on our coverage. That's going to put the pressure on opposing quarterbacks and receivers.

"We're trying to make the secondary the strongest part of the defense," Forbes said. "But what's all the other defensive coaches are saying as well. That's our philosophy. If everyone can play their best the entire defense benefits.

"It's not just one unit that's going to make our defense and our entire team strong. It's the team. It's Notre Dame. The key is our football squad and our entire football squad. We'll be ready for Michigan.

Assistant Press

NEW YORK - Czechoslovakia's Miloslav Mecir upset second-seeded Mats Wilander of Sweden 6-7, 6-3, 6-3, 6-4 yesterday to advance to the quarterfinals of the U.S. Open Tennis Championships.

Mecir will face another Swede, seventh-seeded Joakim Rydstrom, who earlier yesterday defeated Matt Anger 7-6, 6-2, 6-2 on the hard courts of the National Tennis Center.

Wimbledon champion Boris Becker of West Germany, the No. 3 seed, also moved into the quarterfinals, ousting qualifier Gary Donnelly 6-4, 6-3, 6-7, 6-4.

Becker's quarterfinal opponent was decided last night when Todd Witsken played Czechoslovakia's Milan Streeter.

Two-time women's champion Martina Navratilova moved another step closer to her fourth straight trip to the singles final by defeating her doubles partner, Pam Shriver, 6-2, 6-4.

Navratilova, the women's No. 1 seed, will face the winner of last night's quarterfinal pairing between third-seeded Steffi Graf of West Germany and No. 8 Bonnie Gantosk. Streeter, the leader of Czechoslovakia's Davis Cup team, now has to split the two, the top seed here, no longer plays for his native country, was steadier than Wilander, who is known for his steady though unpectacular play.

The bearded 22-year-old from Prezivka also found the angles on his cross-court passing shots and strong volleys.

For Wilander, it was yet another disappointing appearance in American premier tennis event. The Swede has won four Grand Slam titles but has yet to win on clay at the French Open and two on grass at the Australian Open.

But he has always come up short in the Open. Last year, he lost to John Mecinio in the semifinals after leading 2-1 in sets.

"I normally hit from the baseline. But early I was feeling very confident from the baseline, so I had to go to the net," Mecir, seeded 16th, said.

It was the fifth time Wilander and Mecir have faced each other, and the third time Mecir has won.

Although he dropped the first-set tiebreaker 7-3, Mecir gave notice to Wilander of what to expect when he broke the Swede's service in the very first game. Wilander broke right back, and the two traded service breaks again in the fourth and fifth games. Mecir also gained the first service break in the second set to take a 2-0 lead. The two went back on serve when Wilander broke Mecir's service in the fifth game, but again Mecir prevailed, solving