



# THE UNIVERSITY DAILY

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Texas Tech University

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## High court upholds Texas sodomy law Monday

By The Associated Press

DALLAS — The U.S. Supreme Court refused Monday to strike down Texas' law that makes "deviate sexual intercourse" a crime, prompting protests from gays and praise from the prosecutor who defended the law. All but one justice rejected a Dallas homosexual's argument that the law violates gays' privacy rights and is therefore unconstitutional. They also turned down appeals from Texas officials over the law's procedural aspects.

The court upheld a Georgia law last week making homosexual and heterosexual sodomy a crime, ruling that it did not violate any constitutional right.

Although the Texas law applies only to homosexuals, it is similar to Georgia's in that it defines deviate sexual intercourse as "any contact between any part of the genitals of one person and the mouth or anus of another person."

Donald F. Baker, who sued over the law, argued that it violates his right to engage in homosexual activities. He sought to have the law overturned

even though he was not prosecuted for homosexual conduct.

"The war goes on," Baker, 38, said Monday. "This case has provided us a forum to discuss the homosexual question, and the process of social changes is debate, then reform."

He added that "there is nothing more we can do within the judicial system at the moment, but it will come up again. We will work more intensely within state courts and state legislatures."

Potter County District Attorney Danny Hill of Amarillo, who took over the state's appeal after Attorney

General Jim Mattox dropped it, said Monday that he was "elated, relieved" by the high court's ruling.

"The most significant thing is the court's recognition that the states have the right to legislate in the areas where the people want them to legislate," Hill said.

He also said the ruling "opens the door for us to teach our children the difference between right and wrong, instead of having to say it's wrong, but society condones it."

The 5th U.S. Circuit Court of Appeals upheld the Texas law last August. It said the ban on deviate sex-

ual intercourse is justified by "the strong objection to homosexual conduct which has prevailed in Western culture for the past seven centuries."

The appeals court also rejected arguments by Texas prosecutors over who has the right to defend and challenge the state law in federal court.

Mattox said his office has the exclusive power to represent the state's interest in such cases. District attorneys in Texas said Baker had no legal standing to file his suit.

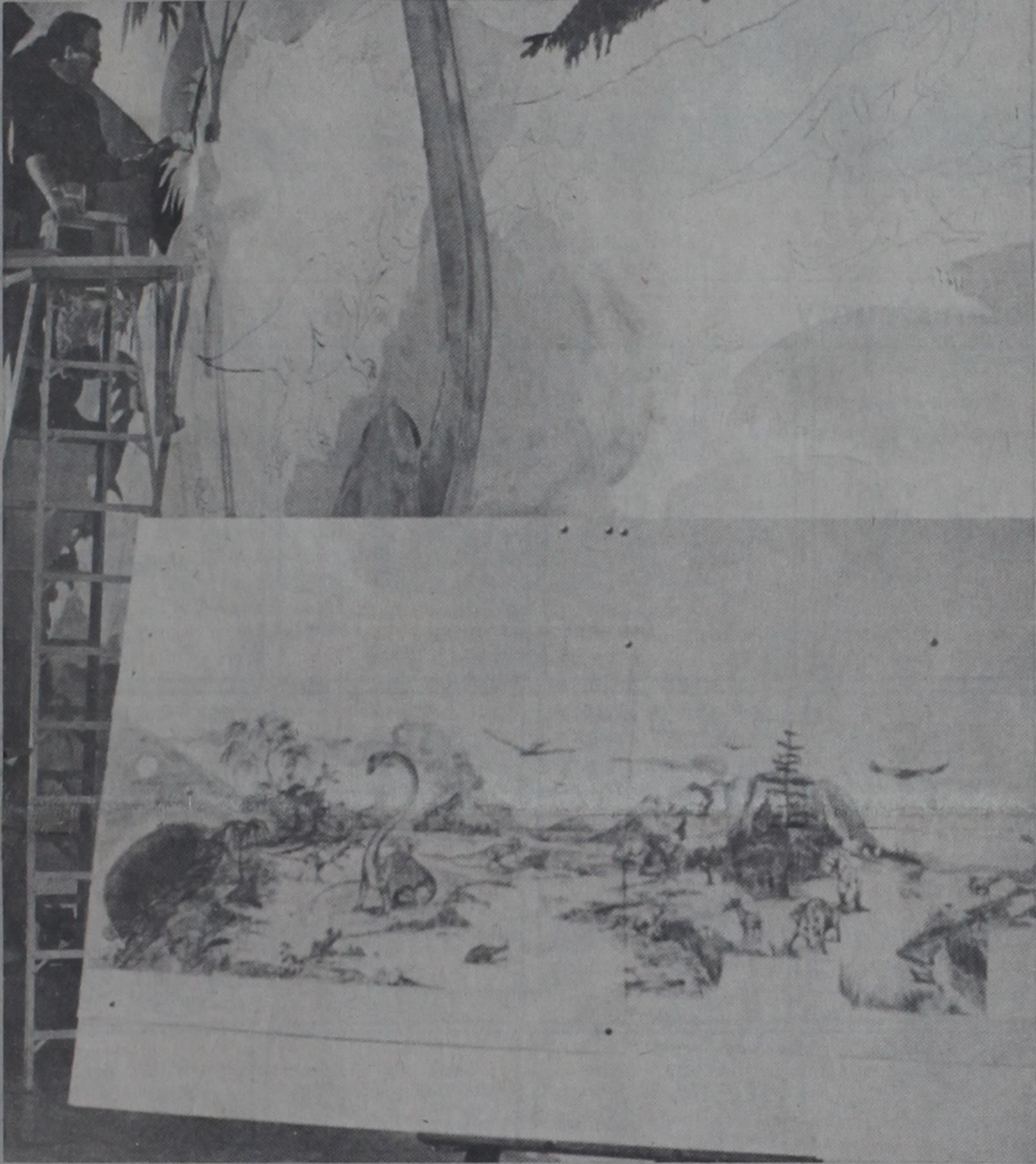
The law originally was overturned by a Dallas federal judge and a three-

justice panel of the 5th Circuit. Justice Thurgood Marshall voted Monday to hear arguments in the case.

Dallas Gay Alliance President Bill Nelson said at an afternoon news conference that the Supreme Court's action wasn't surprising because gays have repeatedly been told they have no civil rights.

"But gay people do not go away," Nelson said, vowing to continue the fight against the sodomy law. "We will not tolerate the Supreme Court telling us we have no rights."

### Up against a wall



Candy Mathers/The University Daily

Museum Director Gary Elbow works on a mural depicting the evolution of life on earth, which will be part of the museum's new Discovery Center. A smaller scale drawing of the complete mural can be seen in the foreground in front of the mural.

### Mural highlight of new history center

By KAY HOPKINS  
University Daily Reporter

A 1,200-square-foot mural depicting the evolution of life on earth is being painted at the Texas Tech Museum by director Gary Edson and exhibits design manager David Dean.

The wall painting is part of the new Discovery Center. The center will exhibit artifacts, computer and video programs, reference books and a robot to greet people as they enter the initial development of the wing.

"No one is certain of the colors of the earth in the beginning, nor do we know the exact way the animals looked," Edson said. "We are using reference books as guides to make everything as realistic as possible."

The purpose of the mural is to help people understand more about

the evolution of the earth and West Texas. Many of the animals depicted in the scenes are from this area, Edson said.

"This mural was created to catch the interest of the public to entertain them as well as to teach them about history," he said. "The project idea is to bring people into the museum."

The mural is made in a representational sequence rather than a scientific illustration to make it more realistic for the general public.

The first draft of the mural was drawn on paper by Dean and was transferred to the wall with an opaque projector. Acrylic house paints are being used by Dean and Edson, the primary artists of the mural.

The mural begins on one end with a picture of Earth in space, which suggests creation, Edson said. A

large part of the painting dwells on dinosaurs and depicts man entering late in the history of Earth. Man's exploration into space is illustrated on the other end of the painting.

"Man comes at a late scene in the mural because reptiles were present millions of years before man," he said.

The project has no definite deadline, but according to Edson, it should be finished sometime in the fall.

"I don't see this as an art project; I see it as a part of the exhibit," he said.

The room also will house observation cases to exhibit native American objects, costumes, rocks, art, insects, artifacts and farm tools.

## Gramm-Rudman act defeated in 7-2 Supreme Court decision

By The Associated Press

WASHINGTON — The Supreme Court on Monday struck down a key portion of a law requiring a balanced budget by 1991, disabling the legislative machinery Congress assembled to attack spiraling federal deficits.

By a 7-2 vote, the justices said the central provision of the Gramm-Rudman Act — ordering automatic deficit reductions — violates the constitutionally required separation of powers between the executive and legislative branches.

The law's main supporters immediately said they would introduce legislation amending the act to conform with the court's objections.

President Reagan said the decision should not deter Congress from following through with spending cuts to slash budget deficit running in the range of \$200 billion a year.

In a written statement, Reagan said the decision brings the focus of compliance with the law "back to where it belongs: on the Congress."

Many say the absence of an automatic provision for cutting the budget will leave Congress

stalemated. Supporters of Gramm-Rudman say lawmakers who voted for it will have a tough time facing voters if they balk at implementing budget cuts.

"Those of us who have fought so hard to restore fiscal sanity will not allow Congress to get off the hook on its commitment to balance the federal budget," said Sen. Phil Gramm, R-Texas, one of the prime sponsors of the measure.

Gramm said he and the other main authors of the law would introduce legislation to address the problem cited by the court.

Gramm said he would seek to make the office of comptroller general similar to other agencies, such as the Federal Reserve Board, which operate separately from Congress and the White House.

Senate Majority Leader Bob Dole, R-Kan., said the court decision does nothing to change Congress' obligation to deal with federal red ink.

He added, "I would think most people who supported Gramm-Rudman would sort of feel bound to support an effort to have it comply with the Supreme Court decision."

In the Gramm-Rudman case, the court said the law improperly empowers an officer of Congress, the

comptroller general, to perform an executive function. The law empowered the comptroller general to order specific levels of deficit reduction to meet Gramm-Rudman targets.

Chief Justice Warren E. Burger, announcing the decision on his last day of presiding over a court session, said "convenience and efficiency" cannot justify an unconstitutional law.

"No one can doubt that Congress and the president are confronted with fiscal and economic problems of unprecedented magnitude," said Burger.

"By placing the responsibility for execution of the (act) in the hands of an officer who is subject to removal only by itself, Congress in effect has retained control over the execution of the act and has intruded into the executive function," he said. "The Constitution does not permit such intrusion."

The court gave Congress 60 days to implement fallback provisions of Gramm-Rudman authorizing the lawmakers to vote on a deficit-reduction package themselves in the event part of the law was invalidated.

## New Loop proposal to get study Highway commission approves feasibility study

By CRAIG ELLIOTT  
University Daily News Reporter

The Texas Highway and Public Transportation Commission announced Monday it has approved a request by local officials for a feasibility study of an outer loop around Lubbock.

Mark G. Goode, engineer-director of the Department of Highways and Public Transportation, announced the commission's decision Monday.

No funding for the project was approved, but the order for a feasibility study was the first necessary step, according to Mel Pope, district engineer. The proposed outer loop would link existing Farm-to-Market roads 2641, 179, 1585, 1729 and 835.

Goode said the commission will also consider requests by Lubbock officials for improvements on the southwest portion of Loop 289 and on State Highway 114 between Lubbock and Dallas. The requests were made by a Lubbock delegation in March. The commission already has approved a feasibility study for an east-west freeway in Lubbock.

Pope said the outer loop is not needed now but would be needed by the time it is completed. He said the project is "very long-range," and that beginning the project early is advisable because the cost of right-of-way property could rise as the area is developed.

"We're looking at a number of years down the road," Pope said, "but if we wait until that area is developed, it is going to be hard to get rights of way."

County Judge Rod Shaw agreed, saying, "If we wait

until we need it, that land is going to be priceless."

Shaw also said the city and county took the same approach when Loop 289 was built.

Mayor B.C. "Peck" McMinn also said the outer loop would serve as a detour for trucking, particularly trucks transporting hazardous chemicals.

Pope said that funding for construction would come out of the state's highway fund, while the city and county would purchase rights of way. He added that even with the state's depressed economy, no large decreases are seen for highway funds.

The outer loop would follow the existing farm-to-market roads, except in an area southwest of the city where the proposed route would bypass the city of Wolf-orth. Pope said some short connections between the existing roads would be built.

Construction on the proposed outer loop would probably begin in more congested areas, such as the southwest portion of the city, Pope said. He said traffic studies were completed recently, and the highway department is waiting for results of the studies. The feasibility study will probably take four to five months, Pope said.

Pope said no cost estimate for the project has been made because of the length of time required to construct the outer loop.

"I would like to thank the commission for their far-sighted thinking," McMinn said. "Loop 289 took a long time to build, and by the time we get finished with this, we'll be very pleased we got started with it now because by the time it's finished we'll need it."

## Questions arise about Marcos' role in Phillipine revolt

By The Associated Press

WASHINGTON (AP) — The Reagan administration said Monday it wants to find out whether deposed Philippine President Ferdinand Marcos played a role in the latest uprising against the government of Corason Aquino.

While rebuking supporters of Marcos for the rebellion over the weekend, the White House did not immediately make it clear whether the uprising would jeopardize Marcos' stay in this country.

Marcos was given safe haven in Hawaii in late February, when his

20-year rule of the Philippines crumbled and he was ousted by Aquino following a presidential election Marcos had called.

Principal deputy press secretary Larry Speakes refused to say whether the administration contemplated any reprisals against the exiled Marcos — even if U.S. officials find that he fomented the newest challenge to Mrs. Aquino.

At one point, Speakes said that Marcos' intervention — if proven — "probably would not" affect his status in the United States, since President Reagan had promised Marcos a safe haven in this country after the Philippine leader fled.

Several hours later, however, the spokesman left open the possibility that other steps — short of expulsion from the United States — might be taken.

Speakes said he did not know "the specifics" of any actions that might be directed against Marcos, but said options were available.

"We deplore any intervention and activities of this type, no matter what the source is. Anything that's aimed at sowing dissension in the Philippine body politic, we vigorously oppose," he said. Speakes was referring to an uprising over the weekend led by Arturo Tolentino, a former political running mate of Marcos.

The spokesman said that that administration was "looking into" Marcos' role in the matter, but that no conclusion had been drawn yet as to whether Marcos was involved. The State Department would be involved in such an inquiry, Speakes said.

"We'll look at it. We'll have to continue to look at it," Speakes said.

The spokesman added that the administration has "made clear to Marcos both privately and publicly, that his participation in partisan political activities is inconsistent with his status as a guest in the United States."

Tolentino, Marcos' running mate in February's fraud-tainted elections,

abandoned the Manila Hotel with some of his civilian supporters and met for four hours with Rafael Ileteo, Mrs. Aquino's deputy defense minister.

Following the meeting, Tolentino said he and three other pro-Marcos politicians agreed that their civilian followers would leave the hotel by dawn Tuesday.

However, Tolentino still described himself as president and said he did not know what his military supporters planned to do. "I do not control them," he said.

"The purpose of the rally was the oath-taking, and that has been achieved," said Tolentino.

TUESDAY

In today's UD

President Reagan and his wife Nancy kept top aides and the press in the dark and slipped away from the White House in an unmarked motorcade to celebrate her 65th birthday privately at a nearby restaurant. See the story about the first couple's disappearance on page three.

Weather

Today's forecast calls for partly cloudy skies with a 20 percent chance of thunderstorms. The high will be in the mid-90s, with a low in the lower 60s. Winds will be gusty and out of the south at 10-20 mph.



## Court's sodomy ruling opens bedroom doors



**Kay Hopkins**  
University Daily  
Reporter

The recent ruling by the Supreme Court regarding sodomy is a decision that throws open the bedrooms in homes across America.

The Supreme Court upheld a Georgia sodomy law by a 5-4 vote, ruling consenting adults have no constitutional right to private homosexual conduct. This ruling stemmed from the case of Michael Hardwick, who was arrested at his residence for allegedly performing sodomy — "any sexual act involving the sex organs of one person and the mouth or anus of another." The maximum penalty is 20 years in prison.

Justice Powell, who gave the deciding vote, commented on the length of the prison sentence in relation to one act.

"In my view, a prison sentence for such conduct — certainly a sentence of long duration — would create a serious 8th Amendment issue," he said.

This amendment forbids cruel and

unusual punishment as well as excessive bail or fines.

With the majority of the Supreme Court being conservative, decisions of this nature will restrict the freedom of American citizens.

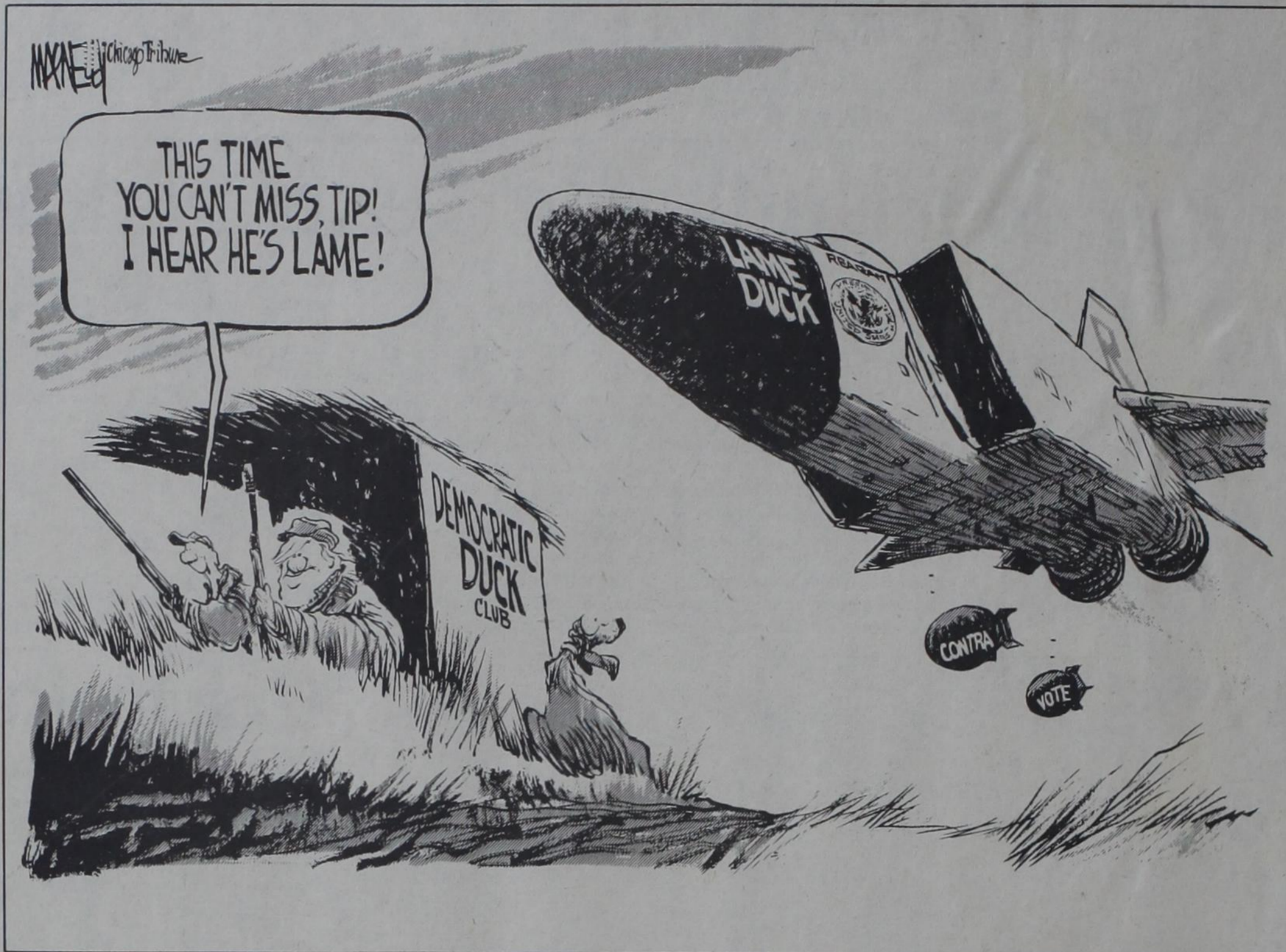
In the past, the court has upheld the right of citizens to use contraceptives and to have abortions. With this decision, they have reversed this freedom and have extended their influence into bedrooms of both homosexuals and heterosexuals.

Both abortion and the use of contraceptives are personal rights established by the courts. A court of law should not have the right to dictate a person's conduct in regard to his or her own body.

Not all acts conducted in the home are protected by the law, but if both parties consent to the act, it should not be illegal.

Justice Byron White, who wrote the opinion, said, "Plainly enough, otherwise illegal conduct is not always immunized whenever it occurs in the home."

Although many people do not support gay rights, they might object to this unusual branding of a sexual act as illegal because this decision invades private matters between two people involved in a relationship.



## Super columnist

### Clark Kent too much a wimp to be columnist



**Russell Baker**  
Syndicated  
Columnist

NEW YORK — DC Comics, publishers of Superman's activities since 1938, has announced that the Man of Steel may soon become a newspaper columnist. I suspected something was in the wind. Several weeks ago, the architects began creating a new office down the hall but refused to say who it was for. Naturally, that stirred talk of a "mystery columnist" soon to join us.

Everything became clear after I got the architect well oiled on green Stingers and filched his blueprints while he was busy pounding the bar and denouncing Frank Lloyd Wright as a charlatan. The blueprint showed the mystery columnist's office would have a large adjoining space containing a telephone booth.

Who but Clark Kent would require such easy access to a phone booth? Still, it was hard to believe they'd really make the old fellow a columnist.

Don't misunderstand. I like Clark. He is a decent man. Even in the hottest weather he wears that tight, form fitting underwear under his suits. You know it must itch mercilessly, yet he wears it.

I once asked him, "Clark, why don't you get a big 'S' tattooed on your bare chest so that when you have to do the Superman business you can just slip off the three-piece suit and zoom away in the altogether?"

"Gosh, I never thought of that," he

said, "but as a newspaper columnist, you have the brain power to think things through. Why don't I do it?"

"Because it would be indecent for Superman to fly through the air wearing nothing but an 'S' tattooed on his bare chest, and you are the soul of decency," I told him.

When his new job was announced, I invited him in for a column-writing lesson. He was melancholy, and no wonder. "This is my 48th year with The Planet," he said. "You'd think they might retire me on a nice pension instead of making me learn a whole new line of work."

He is such an old sweetie pie. How could I tell him the truth about The Daily Planet? They're probably still paying him the \$25 a week that looked like big money in 1938. It was the kind of paper that would keep an utterly incompetent police reporter on the payroll for 48 years simply because he was too dim to ask for a \$5 raise.

Any other paper would have fired him for his own good in 1939 after Lois Lane scooped him for the 10th time. With his great gentleness, he could have had a wonderful career in the SPCA.

But The Planet is ruthless. No other paper in the country would send the old boy up against columnists like the demonic Evans and Novak, the wily Safire, the swashbuckling Buchwald, the canny Reston, the devastating Royko...

Still, he's game. The famous blue hair may be turning a bit purple at the temples, and years of racing speeding bullets may have left him a little slow to catch nuances, but he still has the old Superman resolution.

"What kind of column should I write?" was his first question.

It should be a column that doesn't

irritate women's liberationists, anti-abortionists, anti-smokers or gun lobbyists, I explained, unless he wished to receive barrels of abusive mail, a great deal of it wishing him a horribly lingering and agonizingly painful death.

"How does a columnist position himself to encounter evildoers whose vicious schemes must be thwarted in order to make the world a better place for the downtrodden?" he asked.

I explained that the only vicious schemes columnists were supposed to thwart were those concocted by auditors plotting to reduce the consumption of fine wines at lunch. I urged him to think twice before getting too closely identified with the downtrodden, since one of the few pleasures in the columnist's life was to be taken up socially by the world's trodders.

Clark, who is not quite as dim as he looks, said, "I appreciate you trying to pretend that the column writing business has made you cynical and corrupt, and I understand that you're doing it because you think I'd be a lousy columnist and you want to save me from humiliation."

"I couldn't bear to see Superman humiliated," I said, close to tears. And I told him a story about my delight when I first became a columnist. At last, I cried, "I am free to disgorge the entire content of my brain."

After my first three columns, I had disgorged the entire content of my brain. "What do I do now?" I asked a grizzled old columnist who had written five a week since 1923. "Now you begin to earn your pay," he explained.

### Bloom County

By Berke Breathed



### Doonesbury



### By Garry Trudeau



### The University Daily

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The editor reserves the right to edit letters for libel, taste, obscenity and space limitations. Letters will be edited for spelling, grammar and punctuation.

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# Legislators rush to repair Gramm-Rudman's ills

By The Associated Press

WASHINGTON — Supporters of a law to force a balanced federal budget by 1991 rushed Monday to repair a key enforcement provision that the Supreme Court ruled unconstitutional.

hard to restore fiscal sanity will not allow Congress to get off the hook on its commitment to balance the federal budget," said Sen. Phil Gramm, R-Texas, one of the prime authors of the statute along with Sens. Warren Rudman, R-N.H., and Ernest F. Hollings, D-S.C.

However, some critics of the balanced-budget law said they would

fight the effort to restore the provision that could trigger automatic, across-the-board spending cuts to meet predetermined annual deficit targets. Instead, they argued, Congress should follow a fallback provision in the law that calls for Congress to vote on such cuts.

"The court said today, no more gimmicks, no more tricks, no more

easy answers. Congress must do its job, and it cannot give its responsibility away," said Rep. Mike Synar, D-Okla., the chief plaintiff in the court case.

In a statement issued by the White House, President Reagan said he would hold lawmakers' feet to the fire on the deficit-reduction issue, saying, "The Supreme Court's decision today

brings the focus of compliance with the Gramm-Rudman-Hollings deficit reduction targets back to where it belongs: on the Congress."

The president did not indicate whether he would support the move to restore automatic spending cuts to the law. Automatic cuts would take a significant chunk out of the Pentagon budget, which Reagan has fought to

increase. Senate Majority Leader Bob Dole, R-Kan., agreed that "there'll be a very solid effort to go back and deal with the court's ruling to make certain that Gramm-Rudman-Hollings is constitutional."

But, Dole added, regardless of the future of that part of the budget law, Congress must deal with deficits.

# Deficit to continue increase, Bullock says

By The Associated Press

AUSTIN — The state government budget, already facing a projected \$2.3 billion deficit, is headed for an even deeper hole, Comptroller Bob Bullock said Monday.

"I'm not going to second-guess the exact number we'll be facing at the end of the month, but with deteriorating conditions in the Texas economy it will be substantially higher than the current estimate," Bullock said.

Bullock said the state's 10.5 percent unemployment rate announced last week is one of several indicators signaling an even larger shortfall.

"We expect a new revenue estimate before Aug. 1, and, frankly, none of

the indicators contain an ounce of good news," Bullock said.

Gov. Mark White has said he will call a special session of the Legislature as soon as legislative leaders work out a plan to balance the books.

"While it would be preferable to have better news, the comptroller must base his projections on the data available," White said in a statement Monday.

"Any improvement in Texas' economic outlook is going to require a continuation of the long-term effort to diversify the economy, which we started in 1983. Our investment in education, better roads, job training and an ample water supply represents a significant stride toward achieving our goal of a stronger and

more diversified economy," White said.

"This news only reinforces our commitment to work closely with the legislative leadership to resolve this situation," he added.

White's Republican opponent, former Gov. Bill Clements, said during a campaign stop in Houston that the Democrat is failing to provide sufficient leadership for lawmakers during the budget crisis.

"Today, we hear discussion about the possibility of the state being unable to pay its bills by December and of whole agencies being forced to close by early next year. Literally, Austin burns, while Mark White fiddles," Clements said.

Some lawmakers have said spending can't be cut enough to make up

the deficit and that taxes will have to be raised.

But House Speaker Gib Lewis, D-Fort Worth, last week said he found overwhelming opposition among House members to a tax hike.

Bullock in February said that falling oil prices meant state government's income was going to fall \$1.3 billion short of the amount the 1985 Legislature budgeted for spending in the 1986 and 1987 fiscal years.

The economic situation got worse, and on May 30, Bullock said the shortfall had hit \$2.3 billion.

"A skyrocketing unemployment rate will be one key factor moving the state's budget deficit well above the current \$2.3 billion. Workers without jobs and paychecks reduce economic activity and taxes," he said.

# Restrictions lifted for apartheid protester

By The Associated Press

JOHANNESBURG, South Africa — The government said Monday it lifted all restrictions against anti-apartheid activist Winnie Mandela, but the press was warned to be careful about quoting her under national emergency regulations.

Police reported that a 58-year-old white man was shot to death in the Port Elizabeth black township of Zwijve after dropping off black workers, the 141st person reported killed in political violence since the emergency was declared June 12.

Also Monday, about 10,000 black gold and diamond miners were on strike or staging slowdowns to protest the detention of union leaders under the emergency declaration. The multiracial Metal and Allied Workers Union representing 50,000 workers said its challenge of the state of emergency would be heard in the Durban Supreme Court on Tuesday.

The restrictions on Mandela for the past 20 years governed where she could live and visit and to whom she could speak. Her husband Nelson, an African National Congress leader, has been in jail since 1964 serving a life term for plotting sabotage.

Mandela had openly defied many of the restraints. She has had a series of scuffles with security police since January after she ignored her banishment to the rural town of Brandfort and moved to Soweto, Johannesburg's black township.

Mandela's name was missing from a Government Gazette listing Friday of banned people. Those so sanctioned may not be quoted by the news media and may not meet with more than two people at a time.

Police Capt. Henry Beck, a spokesman for the Minister of Law and Order, said Monday: "I can confirm all restriction orders on Mrs.

Mandela have been lifted."

But he added: "I would suggest legal advice be obtained before doing so (quoting her) as this is a complicated matter."

Under the emergency regulations, no one may be quoted saying anything considered subversive or furthering the aims of the African National Congress, the main black guerrilla organization fighting to overthrow the government and end apartheid, the system under which 5 million whites dominate 24 million voteless blacks.

Ninety-seven people remain on the list of banned people.

# First couple eludes press for private birthday party

By The Associated Press

WASHINGTON — President Reagan and his wife Nancy kept top aides and the press in the dark and slipped away from the White House in an unmarked motorcade to celebrate her 65th birthday privately at a nearby restaurant.

The unannounced getaway Sunday night drew sharp protests from the press because the Reagan administration previously had

guaranteed that a small group of reporters always could accompany the president whenever he left the White House.

"I guess that whatever commitment we have made to you in the past, we cannot make it anymore because if they decide to do it again, they will

do it," said presidential spokesman Larry Speakes.

Speakes said he did not know of the outing until after Reagan had left the White House. The first lady's press secretary, who had assured reporters that the Reagans would celebrate alone at the White House, said she

didn't hear about their foray until Monday morning.

"I was surprised," said Elaine Crispin, Mrs. Reagan's spokeswoman. "I had told everyone that they were going to spend a quiet day. I guess they changed their minds."

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# High school students introduced to college

By JOHNNA BROWN  
University Daily Reporter

The blue- and yellow-tagged youngsters running around campus are not extremely young whiz kids attending college, but students from around Lubbock and the state who are getting an introduction to college.

Upward Bound and Youth Opportunities Unlimited (Y.O.U.) are the two programs hosting the students on the Texas Tech campus. Director Robert Guajardo said the programs are designed to give students from low-income families and first-generation college students a taste of campus life.

Upward Bound, sponsored by Tech, offers college preparatory courses to high school juniors and seniors from area schools. The selected students attend six weeks of summer school at Tech "to prepare them for the college environment."

Youth Opportunities Unlimited, offered to 14 to 15 year olds across the state, is also an opportunity to acquaint students with college life, according to Guajardo.

"Y.O.U. is the governor's pet project," he said.

In the Upward Bound program, bridge students (graduated high school seniors) are technically college freshmen, Guajardo said.

"The bridge student earns six hours of college credit, only he is under the Upward Bound eye," Guajardo said. "We monitor their classroom work

and performance, and if they are not doing well, we counsel with them."

Even though the university student has no curfew, Upward Bound students can lose that privilege if they misuse it. According to Guajardo, Upward Bound is paying for the students' room, board and tuition.

The other type of Upward Bound student, known as the non-bridge student, is between his junior and senior years in high school, Guajardo said.

"The non-bridge student takes non-credit courses during the summer," Guajardo said. "These classes include reading and writing, math and a career development class."

Guajardo said that the non-credit classes were designed to help students in problem areas, such as essay writing.

"We designed the class in a way that when the non-bridge student returns to high school in the fall, he will have not forgotten important skills," Guajardo said.

Essentially, Upward Bound is a "college prep program," according to Guajardo.

"Some students are dying to just get away from home," he said. "This gives them a chance to get away and discover if dorm food and dirty laundry are really what they want."

Students recruited by Upward Bound are recommended by high school counselors within a 50-mile radius of Lubbock. According to Guajardo, 50 to 60 percent of Upward Bound students are from rural areas,

such as Tahoka, Crosbyton, Brownfield and Levelland.

Of those rural and Lubbock area students, more than 95 percent who finish the Upward Bound program actually enroll in college the following fall.

Some students are dying to just get away from home. This gives them the chance to get away and discover if dorm food and dirty laundry are really what they want.

—Robert Guajardo

"Even though the students are from potentially high school dropout situations, we have a high percentage who are still attending college, according to our survey," Guajardo said. "One ex-Upward Bound student has graduated from West Point Academy, one is attending the Air Force Academy, and we have a number who are in the pursuit of a medical profession," he added.

Upward Bound students do not

always have their noses to the grindstone. According to Guajardo, students can enjoy co-recreational activities and are free to come and go as they please.

"We tell the parents that we are not a baby-sitting service; Upward Bound students can become more mature," Guajardo said. "If they violate our rules, however, they can be terminated."

Upward Bound students may be able to run around Tech as they please, but Y.O.U. students, the younger group on campus, are subject to stricter rules and regulations.

"Y.O.U. students must check in and out of dorms when they go to work and class," Guajardo said. "We do not allow them to run all over campus."

Unlike Upward Bound, the Y.O.U. program is essentially an eight-week, high school summer term for the students. The students take TEA-certified classes and must make a 70 in order to pass, according to Guajardo.

In addition to classes, Y.O.U. students work 20 hours a week in some areas on campus.

"The students get paid, and we have students working all over campus from the bookstore to the chemistry building," Guajardo said.

Guajardo said that according to preliminary reports, Tech's 1985 Y.O.U. program was rated fourth in Texas, and it was the first time for the university to participate in the state-funded program.



Stopped by a cop

Officer Joe Strange tickets Valerie Swinson, a senior journalism major from Fort Worth. Swinson ran, or peddled, a stop sign by the new Athletic Facility.

# Study shows women more likely to smoke in college

By The Associated Press

DETROIT — College women are more likely than college men to smoke cigarettes, suggesting that the tobacco industry is successfully linking female smoking with an image of glamour and success, according to a federal study released Monday.

"The cigarette companies emphasize two major themes in getting women to smoke: One is trying to associate smoking with being liberated and the other is more subtle, but not very subtle, and that is that women should smoke to

stay thin," social psychologist Lloyd D. Johnston said.

The typical cigarette ad aimed at women features "very long, slender models and very long, slender cigarettes," Johnston said.

Johnston was a director of the study conducted for the National Institute on Drug Abuse by the University of Michigan's Institute for Social Research.

Among college women, the daily smoking rate was 18 percent last year compared with 19 percent for men.

"It appears the tobacco industry's expensive and long-term effort to associate smoking with liberation and

success among women has paid off, at least for the industry," Johnston said.

"The payoff for those young women who bought the message is quite another matter."

Scott Stapf, a spokesman for the Tobacco Institute, a Washington-based trade organization representing cigarette manufacturers, called the conclusions "complete baloney."

The Tobacco Institute said advertising and promotions are aimed at current smokers as competing companies try to win converts or persuade smokers to stick with their current brands.

"There's not a single study that

establishes cigarette advertising as the main factor" or a contributing factor in a person's decision to become a smoker, Stapf said. Rather, "peer pressure and the role of parents and elders generally" are the main factors, he said.

Officials of Philip Morris Inc., maker of Virginia Slims, and R.J. Reynolds, producer of More cigarettes — brands heavily marketed to women — could not be reached for comment because their New York offices were closed Monday for the Fourth of July holiday.

Virginia Slims advertising has featured the slogan, "You've come a

long way, baby."

The study grew out of a 10-year series of surveys of drug use by high school seniors around the country.

"Smoking tends to be highly related to grades and to school performance generally," Johnston said.

The study did not say how much college women smoke. Past studies indicate that more women than men fall into the "moderate to light smoker" category, he said, but the situation may be changing and more study is needed.

# Brewery challenges purity of import beer

By The Associated Press

BOSTON — A tiny Boston beer company is taking on two giant international brewers, claiming the top European imported beers couldn't be sold in West Germany because they don't meet that nation's beer purity law.

In radio and newspaper ads, Boston Beer Co. has challenged the quality of Beck's, St. Pauli Girl and Heineken beers sold in this country.

Beck and Co. of Bremen, West Germany, which brews Beck's and export-only St. Pauli Girl, denies the claim. Netherlands-based Heineken, brewer of the No. 1 import, acknowledged that its beer contains corn, and they don't try to sell it in West Germany, according to the Boston Business Journal.

"It's sort of common knowledge among brewers that the beers are doctored," said James Koch, whose company began selling Samuel Adams beer a little more than a year ago. "If you're going to bring beer from that far away and have it drinkable, you've got to do something to stabilize it."

Koch even boasts in the ads that Samuel Adams is the only American beer to pass the purity law and be sold in West Germany, albeit in small quantities.

"The German purity law is very simple. It says that if it's beer it can have only four things: water, yeast, malt and hops. That's all my beer has in it," said the former management consultant.

The people who distribute Beck's, the No. 3 imported beer in the United States, note that Koch has a secret of his own: Samuel Adams is brewed under contract in Pittsburgh, not in Boston. Koch says it's made in his own family recipe.

"I think it's an effort on his part to build his brand up by taking shots at others," said Thomas Schwalm, vice president of sales and marketing for the importer, Dribeck Inc. of Greenwich, Conn. He said Beck's asked Koch to "stop his false advertising."

Koch's \$100,000 ad campaign recently ended, but he says it was for a lack of money, not out of a fear of a suit.


"If I were wrong, do you think they would let me get away (with) saying there's something fishy in their beer? They'd squash me like a bug," he said.

Koch said he had a Cambridge laboratory test export Beck's and that it found some type of refined sugar or starch, which would violate the West German purity law.

Schwalm said Beck's had two West German labs test export Beck's last month and both found that it passed the purity law.

Koch, 37, the sixth consecutive oldest son in his family to become a brewmaster, has been selling 1,500 to 2,000 barrels a month in New England and recently in the Washington, D.C., area.

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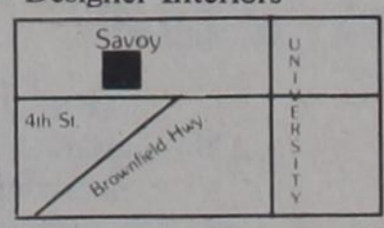
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## Jazz ensemble performs tonight

By KAY HOPKINS  
University Daily Reporter

The third annual Texas Tech Summer Jazz Ensemble will play tonight at 7 in the Hemmle Recital Hall in the music building.

Director Alan Shinn said the festival will spotlight vocal jazz, featuring 15 arrangements performed by Tech students and local singers.

"Eisaona," a quartet of Tech students, will perform as will local bands Mainframe and Jazz

Vignette. The bands will combine with the jazz ensemble to perform a segment during the show. Louis Romero, a Tech student, and Chris Molina, a local vocalist, will be featured in two big band sets.

"Tech has had a fairly long history of jazz programs," Shinn said. "I've had enough interest and enough players during the summer to put together a program for the past three summers since I came here four years ago."

Shinn said 21 Tech students and local jazz enthusiasts comprise

this year's summer class. The summer class is considered more of a workshop because it is a less formal situation than classes during the regular semester.

The jazz ensemble played for the "High Noon on Broadway" series of outdoor concerts June 25 at First Methodist Church. The series of four concerts is sponsored by Lubbock Cultural Affairs and the Lubbock Parks and Recreation Department.

The jazz program will last until about 10 p.m.

## 'About Last Night ...' about loves and losses in yuppieland

By The Associated Press

The David Mamet play bore the intriguing title of "Sexual Perversity in Chicago." That's what the movie was going to be called, until theater owners worried that people would confuse "perversity" — defined as obstinacy in opposing what is reasonable or accepted — with "perversion," aberrant sexual behavior.

The Tri-Star release now is titled "About Last Night ..." which doesn't tell you much. What it's about is four perverse characters who spend most of the movie at odds with each other.

"About Last Night ..." centers on Chicago's "yuppieland." The men play serious softball in the city park, hang out in singles taverns and engage available women for one-night stands. That was the pattern for Danny (Rob Lowe) on his first go-

round with Debbie (Demi Moore).

However, something more serious develops. Danny and Debbie find themselves growing semi-attached, despite their vows of independence and the furious opposition of Debbie's roommate, Joan (Elizabeth Perkins), and Danny's oafish buddy, Bernie (Jim Belushi).

Joan is the victim of failed romances and may or may not have an attachment to Debbie. Bernie is ultra-macho and believes that any man is a fool to devote himself to one woman.

Despite all advice, Debbie moves in with Danny. Predictably, it doesn't work. The inevitable split brings bitterness to everyone. But all reach an understanding at the end.

Despite its sexual looseness and concentration on easy pleasures, "About Last Night ..." is basically a moral tale. Danny realizes his love for Debbie is more important than his

bachelor independence. And he finally quits the job that forced him to deal heartlessly with a friend in financial trouble.

First-time director Arnold Zwick does a fine job of capturing the vitality of the singles scene. The script, adapted by Tim Kazurinsky and Denise DeClue, favors the women. With her foggy voice and easy sensuality, Demi Moore is captivating as the independent but vulnerable Debbie. Playing the Eve Arden role of the wise-cracking friend, Elizabeth Perkins makes a strong impression.

Rob Lowe applies his well-known charm to an essentially weak character. It's no fault of Jim Belushi's that he is required to play a super-boor in a gross caricature of his late brother. His flood of obscenities begins with the titles and continues almost to the fadeout.

## Fourth of July weekend inspires celebrations

By The Associated Press

Americans enjoyed a final fling of the long Fourth of July holiday weekend Sunday with fairs, picnics, and a day at the beach, while others clogged highways on the way back home.

Twenty-four men belted up to a table Sunday on New York City's Coney Island for the 70th annual Nathan's Famous hot dog eating contest.

"I feel fine, just great, actually," said winner Mark Heller, who crammed down 15½ dogs in 10 minutes at the landmark restaurant. The record is 17, wolfed down in 1978.

In spite of hot, muggy weather, 1 million people were expected along the Mississippi at St. Louis on the last day of the three-day V-P Fair, a public extravaganza that was known as the Veiled Prophet Fair when it was run by a private group.

Fair officials said 1.1 million at-

tended the opening day Friday and 850,000 more flocked to the riverfront Saturday. About 600 people were treated for mostly heat-related illnesses the first two days, and four were hospitalized.

Police said they had handled scattered reports of violence, but there was no major trouble.

At least 1.5 million people roamed Grant Park during the weeklong Taste of Chicago which concluded Sunday, said spokesman Al Lerner. Thursday's crowd alone was 800,000, he said.

The event included 89 booths sponsored by Chicago area restaurants, nightly concerts and fireworks. Organizers expected to sell at least \$7 million worth of food, Lerner said. The event began as a one-day food festival in 1979.

A flurry of activities marked the July Fourth weekend in Tennessee, which also celebrated the state's Homecoming '86, a year-long celebra-

tion to get former residents to come back for a visit.

Residents of Enville got together on the main street for a community picnic, stew, barbecue, country music, gospel music and a street dance, while Arlington was buzzing with a "country time homecoming."

Blaine had school and church reunions, Winfield held an arts and crafts fair, Grand Junction hosted a festival of gospel music, crafts and buggy rides and Jonesborough staged a "visit your ancestors' home" day.

A B-17 bomber was flown into the Old Dyersburg Army Airfield at Halls, Tenn., for "Reflections of the 40s," an event celebrating the cars, music and fashions of that decade.

Twenty-five teams competed Sunday in Boston's Great Harbor Hunt, a two-hour treasure hunt and quiz related to the city's history. The winning team gets a car.

## Top records of week

(AP) — Best-selling records of the week based on Cashbox magazine's nationwide survey:

1. "There'll Be Sad Songs (To Make You Cry)," Billy Ocean
2. "On My Own," Patti LaBelle and Michael McDonald
3. "No One Is to Blame," Howard Jones
4. "Holding Back the Years," Simply Red
5. "Crush on You," The Jets
6. "Invisible Touch," Genesis
7. "Who's Johnny," El DeBarge
8. "Sledgehammer," Peter Gabriel
9. "Live to Tell," Madonna
10. "Nasty," Janet Jackson

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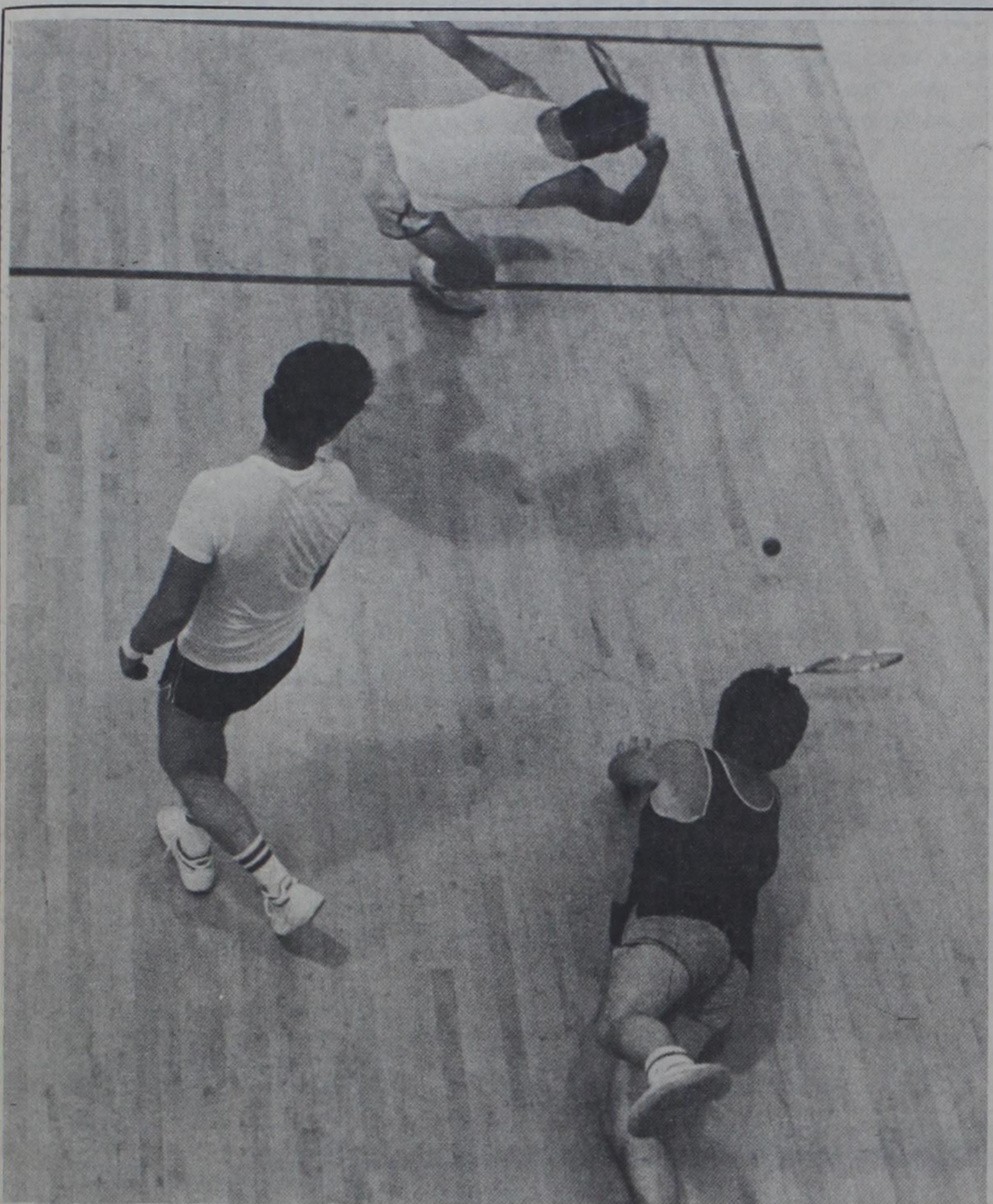
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## Missed shot

Steve Taylor, in front, misses a shot and Tom Richmond, right, sprawls across the floor going for the ball as Steven Downing looks on. The

three computer center workers played the racquetball game at the recreation center.

Candy Mathers/The University Daily

# U.S. takes lead in gold medals in Goodwill Games in Moscow

By The Associated Press

MOSCOW — Jackie Joyner put together a series of remarkable performances and shattered the world record in the heptathlon long jump of 23 feet, an American heptathlon record in the 100-meter high hurdles of 12.85 seconds and five personal bests.

Runerup Sybille Thiele of East Germany, ranked No. 6, finished second with 6,635 points. Natalya Shubenkova of the Soviet Union, ranked fifth, was third with 6,631 points.

Paetz, who had set the world record of 6,946 points in 1984, placed fourth with 6,456 points. Frederick failed to finish, dropping out after the sixth event with a back injury.

Joyner's gold medal was one of four earned by the United States in the 12-event track and field program. The Americans also collected six golds in eight events on the final day of swimming and finished the competition with 15 golds and 49 medals, a tremendous feat for a "second-string" team. The top U.S. swimmers are preparing for the world championships.

Overall, the Soviets have 69 medals, the United States 63.

In a stunning upset in the pool, Killion beat Salnikov in the men's 400-meter freestyle in 3 minutes, 51.91 seconds.

"I didn't think I could beat

the U.S.

In addition to the overall world record, Joyner set a first-day world record with 4,151 points, a world record in the heptathlon long jump of 23 feet, an American heptathlon record in the 100-meter high hurdles of 12.85 seconds and five personal bests.

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Paetz, who had set the world record of 6,946 points in 1984, placed fourth with 6,456 points. Frederick failed to finish, dropping out after the sixth event with a back injury.

Joyner's gold medal was one of four earned by the United States in the 12-event track and field program. The Americans also collected six golds in eight events on the final day of swimming and finished the competition with 15 golds and 49 medals, a tremendous feat for a "second-string" team. The top U.S. swimmers are preparing for the world championships.

Overall, the Soviets have 69 medals, the United States 63.

In a stunning upset in the pool, Killion beat Salnikov in the men's 400-meter freestyle in 3 minutes, 51.91 seconds.

"I didn't think I could beat

Salnikov," Killion said. "He is the best distance man around. I just wanted to give him a race, but when I saw I could win, I just closed my eyes and pressed hard."

Myers finished as the biggest winner in the pool, capturing her third and fourth gold medals to go along with one bronze.

Myers won the women's 100-meter freestyle in 56.48 and swam a leg on the winning U.S. 400-meter medley relay team, timed in 4:12.54.

The Soviets, featuring their best swimmers at the games, wound up with 39 swimming medals, including 13 golds.

Meanwhile, the United States and Soviet women's basketball teams continued on the road toward a showdown in Thursday night's final game of the round-robin tournament, each undefeated team posting its third victory.

The Americans, with Cheryl Miller leading the way for the third time, defeated Czechoslovakia 78-70.

The Soviets overpowered Bulgaria 82-56, while Brazil downed Yugoslavia 79-65 in the other game.

Other American victories in track and field came from the men — Antonio McKay in the 400 meters in 44.98, Floyd Heard in the 200 in 20.12 and Doug Padilla in the 5,000 in 13:46.67.

# Sherrard rejects contract offer

By The Associated Press

THOUSAND OAKS, Calif. — Mike Sherrard, the Dallas Cowboys' first-round draft choice, rejected a second contractual offer of \$1.5 million and is one of four rookies now listed as holdouts, officials said Monday.

Sherrard, along with the other top four choices — Darryl Clack, Mark Walen and Max Zendejas — have not signed contracts and didn't appear at training camp when it started Sunday, team spokesman Doug Todd said.

The Cowboys did reach agreements Sunday with sixth-round choice Lloyd Yancey, 10th-round choice Bryan Chester and 12th-round choice Chris Duliban, Todd said. Terms were not disclosed.

Players underwent physicals Monday morning and were scheduled to

start their first full-pad practice later in the day, he said.

Although the Cowboys' new five-year offer that Sherrard rejected Sunday is substantially higher than the original \$865,000 package, agent Leigh Steinberg said the two sides are far from an agreement.

Steinberg wants \$1.6 million for four years. Broken down to four years, the Cowboys have essentially offered \$1.22 million to Sherrard.

Steinberg said he is basing his request on contracts signed last year by four NFL wide receivers drafted in the first round. Al Toon, Eddie Brown, Jerry Rice and Jesse Hester received an average of \$1.576 million for four years.

"I can't accept a contract that is \$300,000 short of what Jesse Hester got last year," Steinberg said. "Unfortunately, this is a serious money difference."

Todd said negotiations continued Monday with representatives of Sherrard and the other holdouts, although he would not comment on their progress.

Steinberg said, meanwhile, that he would accelerate negotiations with the United States Football League's Arizona Outlaws, who have offered Sherrard \$1.9 million for four years.

Cowboys vice president Joe Bailey said he has made an offer that is "fair to the base salary structure of our team."

Dallas Coach Tom Landry said he will remain patient with the absence of the top four draft choices.

"I can't blame the kids," he said. "They have agents who want more money. But I don't think it's our fault, either. It's going to hurt them to miss the time in camp, but they're still going to have to prove it in camp against the veterans."

# Standings concern Horner more than record

By The Associated Press

PHILADELPHIA — Bob Horner, who entered the record book with four home runs in one game, said Monday that he was more concerned with the Atlanta Braves' place in the standings than his place in history.

"I just blacked out," Horner said, recalling his final trot around the bases after lining a Jeff Reardon

fastball over the left-center field fence in the ninth inning of Sunday's game in Atlanta against Montreal.

"What can you possibly think at a moment like that? In one vein I was happy I did it, but in another vein I'm sorry it really didn't help the cause."

Montreal won the game, 11-8, despite Horner's heroics. He hit solo homers in the second and fourth innings and a three-run shot in the fifth, all off Expos starter Andy McGaf-

figan. He popped out against Tim Burke in the seventh.

Only 11 players in major league history have hit four home runs in one game, the last being Mike Schmidt of the Phillies in 1976.

Three players, including Schmidt, needed extra innings to do it. And four players — including Schmidt, Lou Gehrig, Rocky Colavito and Bobby Lowe — have done it in consecutive at-bats.

# Becker wins Wimbledon crowds, but McEnroe's magic missed

By The Associated Press

WIMBLEDON, England — Boris Becker, talented, exciting and likeable, has captured Wimbledon and its fans for the second straight year. But talk still focused on the missing magic of John McEnroe.

While Becker successfully defended his title against Ivan Lendl, the world's top-ranked player, the

shadow of McEnroe was everywhere.

Players often mentioned his name in interviews, and London's racy tabloid newspapers, severe McEnroe critics in the past, referred to him wistfully throughout the two weeks.

McEnroe, a three-time Wimbledon singles champion, long held the No. 1 spot on grass and every other surface. But he skipped this year's lawn party to a self-imposed sabbatical from the sport because of the birth of his first

child.

Now Becker, an 18-year-old West German, can claim to be the best, at least on grass, after beating Lendl 6-4, 6-3, 7-5 Sunday.

"McEnroe has been the world number one on grass for years," American Peter Fleming, McEnroe's former doubles partner, said after losing Sunday's doubles final to Sweden's Joakim Nystrom and Mats Wilander.

"Right now, you have to say Becker is the champion, but to really earn that title, he has to beat John."

McEnroe, who has played only several charity exhibitions since his first-round loss in the Nabisco Masters in January, said he will return to Grand Prix play on the hard courts at Stratton Mountain, Vt., Aug. 4-10, preparing for the next Grand Slam tournament, the U.S. Open.

"Becker's the best now, and it's

McEnroe's job to prove otherwise," Fleming said. "I think he will. It's a good incentive for him."

Wilander, who was seeded No. 2 in the 128-player singles draw this year but fell in the fourth round, said he was looking forward to McEnroe's return.

"Tennis needs John," the Swedish star said. "He is a real personality."

Becker also is a personality, whose power and flashy, lunging volleys

have captured the fancy of the fans. His infectious, bubbly style is different from that of McEnroe.

"Man, young man, boy," Lendl said. "Whatever you call him, call him champion."

In 1985, Becker became the youngest, the first German and the first non-seeded player to win the world's most prestigious grass-court tournament.

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