

# Big surprise at the Big Game — Cal wins



An emotional Joe Kapp is carried from the field after Cal beat Stanford on Saturday in his last game as head coach.

By CHRIS RIBACK  
STAFF WRITER

It couldn't happen, it shouldn't happen, it wouldn't happen. It did happen.

Joe Kapp, the deposed coach of the California Golden Bears, had one last trick in his seemingly empty Blue and Gold bag of magic, and he chose the 89th Big Game to pull it out.

With no one believing they could win — with few believing they could beat the 18-point spread — on Saturday, before a packed crowd of 75,662 at Memorial Stadium, the Bears did both.

Cal defeated Stanford, 17-11. The Axe returns to Berkeley.

Playing the kind of football that had been expected of them the whole season long, the Bears outplayed — no — dominated the Cardinal in an unexpected fashion as has been seen in a Big Game.

Coming into the game, California was 1-9 and on the brink of its losingest season in team history. Stanford was 7-2 and in the Gator Bowl.

Following the game, Hardy Nickerson had resumed his place on the conductor's stand, where he last stood after the 1985 USC game. A sea of people surrounded the linebacker, who with a wave of his hands got the band — and the crowd — dancing all over the field.

Leaving the field for the final time, perched high on the shoulders of Steve Hendrickson and Rick Santos was Kapp himself. People rushed over, slapping him on the back. Later, fans stood outside the locker room, shouting, "We want Joe. We want Joe."

For one last time they had him.

"To my recollection, that was the first time I've been carried off the field — hurt or otherwise," said Kapp. "It felt good."

It had to.

The Bears put together a game plan of wide-open offense, led by quarter-

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The Daily Californian is running its logo in Spanish today to protest the passage of Proposition 63, the so-called English Only initiative. We believe Proposition 63 to be a bigoted xenophobic slap at California's non-white population and a dangerous threat to minority education. Until this ill-considered law is repealed or overturned by the courts, we urge all Californians actively to disobey its provisions.

## EL DIARIO CALIFORNIANO

EL DIARIO INDEPENDIENTE DE BERKELEY — FUNDADO EN 1871

### ASUC

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VOLUME XIX, NO. 70

MONDAY, NOVEMBER 24, 1986

BERKELEY, CALIFORNIA

### Commission to speed up probe of door hangers

By PATRICK HOGE

The Berkeley Fair Campaign Practices Commission voted Thursday to suspend its own regulations so it can hasten its investigation of the copycat slate cards that appeared the morning of the Nov. 4 election. As a result the commission will hold a "probable cause" hearing tomorrow to determine if there were any violations of local election laws by the political groups and candidates that distributed the cards.

The 5-2 vote overturned a previous vote at an emergency meeting last Monday to wait until Dec. 8 — six days after the runoff election — before holding the hearing.

Produced by Berkeley Democratic Action, the lookalike slate cards seemed nearly identical to those regularly distributed by Berkeley Citizens Action, including the signature of U.S. Rep. Ron Dellums, D-East Bay. David Shiver, whose address was on the doorhanger, is the group's treasurer and only registered official.

The vote came partly in response to BDA financial disclosure statements filed on Thursday by Shiver, and was also partly due to a report by commission attorney John Rothman concerning the process by which the doorhangers were produced.

According to commissioners Jeff Mertens and Phyllis Gorelick, they decided to change their votes from last Monday largely because the BDA's financial disclosure statements raised new questions about possible violations of the Berkeley Election Reform Act.

"When I saw so many holes in the information David Shiver provided, I just felt that I wanted to clear the air before the runoff elections," said Gorelick.

Of particular concern to several commissioners was an "in-kind" contribution to BDA by Barry Elbasani, chief architect of and a major investor in the controversial Golden Bear Project. Elbasani paid \$2,000 for the

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### Candidate Wainwright overcharged tenants

By BRIAN HILL  
STAFF WRITER

Property owner Mary Wainwright, City Council candidate for District 2, appears to be charging some of her tenants at rents higher than those legally allowed by Berkeley's rent control law.

Among the six candidates facing runoff elections in three different districts, Wainwright is the only candidate who city records show owns more than one property. Wainwright owns roughly 25 rental units at nine different locations in the city.

In Berkeley, allowable rents are usually calculated by taking a base rent figure — the rent in effect on May 31, 1980 — and adding on the percentage increase set each year by the Rent Stabilization Board.

Only a rent board hearing examiner can declare a rent "illegal," but information supplied by Wainwright to the rent board shows she has made increases larger than the percentages allowed by the board.

Wainwright could not be reached for comment, despite two messages left on her answering machine and three with people at her home during the last week.

#### Fairview Street

Using the base rent figure of \$250 supplied to the rent board by Wainwright, the legal 1986-87 rent for her property at 1637 Fairview St. would be \$335 a month. Yet according to Wainwright's own data, she charges tenant Rick Duchin \$450 — an apparent overcharge of \$115 a month.

Registration forms signed by Wainwright indicate that in 1985-1986, she was also overcharging tenants in the five-unit building at 1639 Fairview located behind Duchin's unit.

For unit number one, the records indicate a 1985-1986 over-



Mary Wainwright

charge of \$31 a month — \$366 rather than the legal \$335. The unit is now being rented as federally subsidized Section 8 housing, tenants there said. Units under Section 8 are exempt from Berkeley rent control.

For unit number three, Wainwright's records indicate an 1985-86 overcharge of \$31 a month. Wainwright wrote that she charges \$366 a month there, and the tenant has confirmed that Wainwright charges her that amount. But according to Wainwright's records in the same file, the base rent is \$250 a month — making the legal rent \$335, not \$366.

Wainwright filed registration forms in 1985-86 stating that units two, four, and five at 1639 Fairview are also rented under the rules of the Section 8 program. Tenants in those units confirmed her statement Saturday.

But records show that in 1984-85, before the units were transferred to Section 8, Wainwright was charging \$366 a month for each. The legal 1984-85 rents for

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### Settlement reached on rape allegations

Players to apologize, charges dropped

By CHRIS KRUEGER  
and STEVE IPSON  
STAFF WRITERS

Four UC Berkeley football players accused of raping a female student will have to apologize to the woman and perform community service, under the terms of the settlement of their student conduct case, the university announced Friday.

The incident, which occurred Sept.

27-near the woman's room at the Clark Kerr Campus, has angered much of the campus community and

For Vice Chancellor Laetsch's statement on the case, see page 2.

has resulted in several instances of anti-rape graffiti, rallies and protests. Last month, Alameda County As-

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### Regents delay divestment, citing 'indemnification' law

By NOEL K. WILSON  
THE CALIFORNIA AGGIE

LOS ANGELES — Citing the provisions of a state law, the UC Board of Regents decided Thursday to postpone, until January 1987, implementing its policy to divest from companies doing business in South Africa.

Although the regents' policy adopted last July specified that divestment should begin "immediately," the regents used a clause within the policy to postpone the action. The provision stated that implementation would not take place until state legislation was passed to indemnify the regents against any claims arising under the policy.

This indemnification legislation, Assembly Bill 134, was passed in August.

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### Regents approve fee hike: 9.1 percent for fall 1987

By NOEL K. WILSON  
THE CALIFORNIA AGGIE

LOS ANGELES — The UC Board of Regents approved a 9.1 percent increase in student fees Friday effective for the fall semester of 1987 at its meeting at UCLA.

The increase will affect both the educational fee and the registration fee. The educational fee increase will cost undergraduates an additional \$82 a year while graduate students will face a \$22 increase.

The registration fee increase will result in an additional \$48 a year in fees for full-time students.

For the past three years, the regents have voted to raise resident fees but the

SEE PAGE 7

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Lee Pulos, Ph.D., an eminent Canadian clinical psychologist, has made over thirty investigative trips and has received "psychic surgery" himself many times.

He will present a lecture on his findings, with slides, at 7:30 p.m. Monday, November 24, in room 22 Warren Hall. Sponsored by the California Society for Psychical Study. Non-member admission is \$2 for students and seniors, \$4 for others.

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**In Brief**

National and International briefs from the L.A. Times-Washington Post wire service

**WORLD**

**Aquino fires Enrile**

MANILA, Philippines — President

**Statement from  
Vice Chancellor Laetsch**

**Editor's note:** This message to the community from UC Berkeley Vice Chancellor Watson Laetsch was submitted to The Daily Californian yesterday.

The concerns expressed in recent days about safety and respect for women are deeply shared by everyone in Berkeley's administration. Steps have already been taken here to improve physical safety and to provide strong support services. They include escort service, rape prevention programs, and advising during student orientations. More steps are needed and more attention must be paid to safety on campus and in the community. These issues are among those which will be addressed by a new campus committee chaired by Prof. Jewelle Taylor Gibbs.

The investigation and resulting student conduct case involving a September incident at the Clark Kerr Campus have pointed out the complexities of resolving cases involving charges of sexual misconduct. Such cases require that we do several things: ensure that the victim is provided with medical, emotional, and legal support; respect the due process rights of the accused; respect the rights of privacy of the victim and the accused throughout the investigation and after the case is concluded.

In this case, the complainant and those charged with misconduct reached a mutually acceptable settlement and agreed not to proceed with a student conduct hearing. They share an understanding that the settlement has provided a way of acknowledging the seriousness of the incident and has accomplished the purpose of a hearing.

The University has a very firm commitment to take appropriate action in all cases of sexual misconduct — there should be no misunderstanding about that. The support of our entire community is needed to provide an environment free of sexual harassment.

Corazon Aquino, declaring the need for a "fresh start" to her crisis-ridden nine-month-old government, yesterday dismissed outspoken Defense Minister Juan Ponce Enrile from her Cabinet after learning that officers loyal to him were set to announce an open rebellion.

Aquino accepted Enrile's resignation at the end of a tense and dramatic day in which all 25 members of her fractious Cabinet resigned in order to give her a free hand in naming a new government. In a televised speech, Aquino said she would decide which of the other resignations to accept within the next few days.

At the same time, Aquino announced that if communist insurgents battling her government do not agree to a cease-fire by the end of the month, she will "terminate all further negotiations." A tougher approach to the insurgency, as well as the purging of certain liberal members from the Cabinet, were among the key demands of dissident officers in the military who had been pressuring Aquino for weeks with veiled threats of a coup.

Armed forces chief of staff Gen. Fidel Ramos, who had earlier taken the extraordinary step of ordering the military to ignore any orders from Enrile's ministry, yesterday night issued a statement telling citizens that the situation was calm. Ramos, by firmly backing Aquino's civilian government, appeared to have emerged yesterday as perhaps the most pivotal player on the nation's political stage.



Environmentalist demonstrators end their march with protest outside Burger King.

**Burger King protested**

About 150 people who believe that the destruction of the Central American rain forest can be traced directly to our passion for fast food protested at UC Berkeley Friday.

In a rally at Sproul Plaza last Friday, the people protested Burger King's use of beef from Central America in its hamburgers. They then marched down to the Burger King franchise at the corner of University Avenue and Shattuck Square.

"We are here today to expose the unforgivable crimes of Burger King against the earth," Jenny Gitlitz of UC Berkeley's Earth First! said. "Burger King is getting away with murder."

Earth First! and other environmental groups argue that 90 percent of Central American beef is exported to the United

States for use in hamburgers, hot dogs, pet food and other food items.

They say that land for cattle ranching in Central America is created by clearing tracts of rain forest and that once the ecological balance is upset, the land becomes infertile in a few years.

Gitlitz said that the purpose of the rally and demonstration was educational.

"People who eat at Burger King don't know the connection with the rain forest. It's not that they don't care," she said.

At Burger King, employees stood guard at the door and refused to allow anyone carrying placards or branches to enter the store.

No Burger King employee would comment on the protest. "We have no statement to make," several said when questioned.

— John Gannon



Not everyone was happy at Saturday's Big Game. These protesters expressed their outrage at the dropping of rape charges against four football players.

**ACTIVITIES**

**"Faces of the Enemy,"** documentary analysis of political propaganda. 7 pm, 117 Dwinelle Hall. Sponsored by PAC'S 100 Project. Free.

**"Reading and Writing Working Together: Exploring the Claims, Research, and Classroom Possibilities"** Lecture by Prof. Robert J. Tierney, visiting from Ohio State University. 5 pm, 22 Warren Hall. Sponsored by the Center for the Study of Writing.

**Dateline Berkeley, "Rape and the University Student Conduct Code."** Listener phone calls: KALX 90.7 FM, 9:30 am, 642-0993.

**Carl O. Sauer Memorial Lecture,** to be delivered by Dr. David R. Stoddart of the University of Columbia. 4:10 pm, Alumni House Lounge. Sponsored by Graduate Division. Free. Phone 642-5472.

**Humanist Party** introductory seminar, every Monday, 6:30 pm, Ariel Cafe, Shattuck and Cedar. Phone 849-4434.

**Writing the Statement of Purpose** for MBA for minorities. 3 pm, 2224 Piedmont. Sponsored by Student Advising: Pre/Professional-Pre/Graduate. Free. Phone 642-5207.

**Interviewing for Medical School,** 11 am, 2224 Piedmont. Sponsored by Student Advising: Pre/Professional-Pre/Graduate.

Free. Phone 642-5207

**Volunteer tutors needed** to help high school and junior high students, with English, history, math, science. Units available for UC students. Sponsored by OASES, ASUC/CPO. Phone Susan 848-0538.

**"Spiritual Healing in Philippines,"** slide show/lecture. 7:30 pm, 22 Warren Hall. Sponsored by California Society for Psychical Study. \$2 students and seniors, \$4 others. Phone 456-2532.

**Traditional Christmas Carol Singalong** and Tree Lighting Ceremony, to encourage donations of new toys to the Toys for Tots program. 5-6:30 pm, Crocker Galleria on Sutter, between Kearny and Montgomery. Phone Reina Barone 388-4226 or Bruce Burch 331-4090.

**"Stories from the Philippines, Report from Mindanao,"** 7:30 pm, St. Joseph the Workman Church, 1640 Addison (at Jefferson). Sponsored by Church Network on the Philippines and Direct Action Newspaper. Free. Phone 653-1493.

**School of Social Science Colloquium,** Mary Jo Bane, associate prof. of public policy, Harvard University. "The Third Seabury Lecture: The Welfare State versus the Family." 4-5:30 pm., Women's Club Faculty Club.

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UNIVERSITY

# BEARS may dominate senate

By AMY LOUISE KAZMIN  
STAFF WRITER

Seven BEARS and four Cal-SERVE senators were elected in last week's ASUC election, which could result in the most politically moderate senate in recent years taking office next spring.

"I think you are definitely going to see a more moderate senate," said independent Senator-elect Jim Goldstein.

The new senate will be composed of 14 BEARS senators, seven Cal-SERVE senators, four Science and Engineering Coalition senators, as well as three representatives from A Boring Party and two independents.

This configuration represents a loss of three seats for Cal-SERVE and a gain of one seat for A Boring Party. Total numbers of BEARS and SEC will be the same as this semester.

In the only executive office race of this election, External Affairs Vice President Chris Cabaldon also kept his post after easily warding off a challenge from Boring Sen. Tim "Bill the Cat" Feeley.

Representatives from the two major parties agreed that the election was decided by the vigor of the candidates' campaigns.

Re-elected Cal-SERVE Sen. Patricia Vatuonne blamed the numerical decline of Cal-SERVE on the inability of its candidates to campaign due to other time commitments.

"The results are a reflection of the fact that the Cal-SERVE candidates are activists on campus and were very busy during the campaign period," she said.

Vatuonne said that many of the candidates have been working on the issue of safety of women on campus, the city of Berkeley runoff elections and other projects.

ASUC Student Advocate and BEARS party Chair Matt Denn said

## ASUC Election Results EXTERNAL AFFAIRS VICE PRESIDENT

Chris Cabaldon

## SENATE

A Boring Party

Colin "Calvin and Hobbes" Adkins  
BEARS

Amy Albright  
Chris Armenta  
Bonnie Carlson  
Michael Holton  
Scott Sherman  
May Tjoa  
Jeff Young

Cal-SERVE

Julie Chang  
Vince Sarmiento  
Patricia Vatuonne  
Todd "Greco" Williams

Independents

Luigi Barassi  
Jim Goldstein

S.E.C.

Pamela Brown  
Richard Ho

his party's candidates who won had campaigned very hard.

He also said the strong showing of BEARS in the election was unusual because ASUC political parties do not tend to last very long.

"Parties usually start to disintegrate after about two semesters — this is the first time anyone can remember this happening," Denn said.

However, Boring Sen. Morgan "Milo" Empey had a different analysis of the election.

"Unfortunately, in a senate election, your friends vote for you. (Those

who win) have more friends than the rest," Empey said.

Whatever the reason for their decline, the lack of a strong Cal-SERVE party in the senate as a unified opposition to the BEARS party leaves the BEARS in a position to dominate.

"We're in a position to look like the party in control. This is the first time we are in a position to dictate our agenda through the senate," re-elected BEARS Sen. Michael Holton said.

However, the extent to which the BEARS are able to dominate will depend on a great deal on the new senators from SEC and A Boring Party, and the independents.

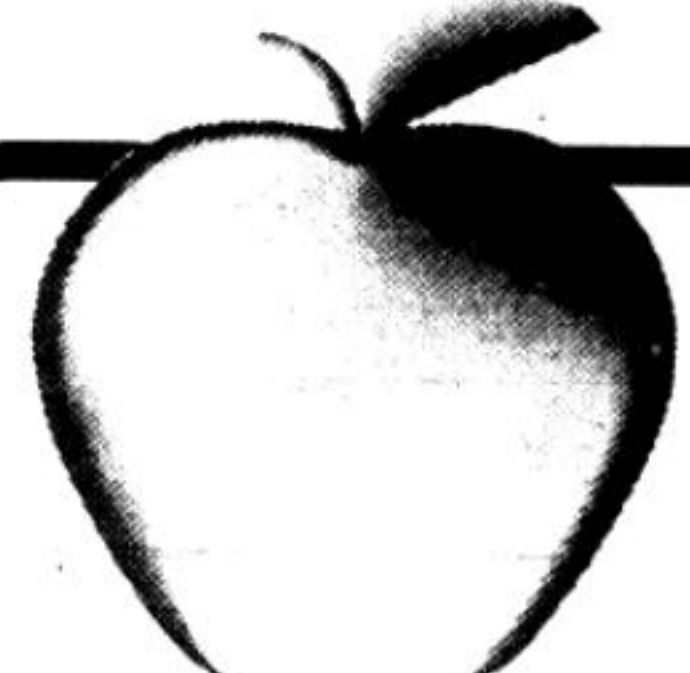
Goldstein, one of the independents, is very involved with the BEARS party. Last year he served as party chair, and he was a BEARS senator until his resignation two weeks ago. He says that he plans to remain involved with the BEARS party.

Boring and SEC have traditionally stressed acting independently of the major parties and closely examining both sides of issues before voting. However, they have recently tended to vote with BEARS more often than with Cal-SERVE.

The other factor that will determine if the BEARS can control the senate is whether or not the BEARS senators can achieve a consensus among themselves.

As a party committed to a coalition of progressive and conservative forces working together to find compromises, the BEARS often have senators who do not vote with the rest of their party.

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# Iran and the 'Great Satan': an unholy alliance

## America caught in crossfire of Iranian turmoil

By William O. Beeman

The United States could not have picked a more dangerous time to enter negotiations with Iran than the present. There are indications that a bitter power struggle has been underway in Tehran for some time and Washington — knowingly or unknowingly — has found itself caught in the crossfire.

Iran has made great strides toward establishing the trappings of a stable nation. It has a parliament, elections, and a set of officials who have managed to stay in office for at least five years. It has been able to conduct its war with Iraq steadily yet without incurring huge international debts.

Nevertheless, beneath the surface bubbles a monumental struggle for succession to national leadership once the seemingly immortal Ayatollah Khomeini leaves the scene.

Khomeini picked as his successor Ayatollah Sayyid Hussein Ali Montazari, whom most Iranians openly ridicule as a lightweight.

But Iranians themselves have sometimes failed to understand that a weak figure with a great deal of power can be a cat's paw for other ambitious people.

Ayatollah Montazari's extended family is full of such ambitious people. His son — one of the original zealots of the Islamic Revolution abroad — led the first groups of volunteers to Lebanon from Iran. His son-in-law's brother, Mehdi Hashemi, was leader of the Office of Liberation Movements, the organization responsible for support of militant groups outside Iran.

The group surrounding Montazari — which also includes President Ali Khamenei — consists of the most fervent supporters of Iranian adventurism abroad and Islamic social reform at home.

The chief rival faction, identified with Prime Minister Mir Hussein Mousavi and parliament speaker Ali Akbar Rafsanjani, has favored renewing ties with Western nations, patching up differences with Saudi Arabia, and winding down the war with Iraq.

Their political philosophy is pragmatic: Maintain power at any cost.

In the past, Khomeini has doled his favors out equally to both the revolutionaries and the pragmatists — balancing one off against the other.

Recently, however, the balance has shifted. The pragmatists have begun to gain some success in discrediting the Montazari group in Khomeini's eyes.

The clearest sign of this is the arrest of Mehdi Hashemi on charges of murder and treason. Though nothing less than an attack on Montazari himself, the arrest was supported by Khomeini.

Between Nov. 1 and Nov. 10, many other individuals were also arrested, including parliament members, Revolutionary Guard officers and the army chief of intelligence. Although Montazari himself could not be touched directly, he was reportedly fuming. In a private meeting Nov. 11, Iranian sources report, he told a group of supporters that "Khomeini would be sorry for these actions."

What convinced Khomeini to tilt to the side of Rafsanjani and the pragmatists? It is hard to know for sure, but it is likely they were able to con-



Ayatollah Khomeini's brand of militant Islamic fundamentalism is seen as a threat by moderate Arab regimes like Egypt's.

vince him that the Montazari faction was soft on the war with Iraq.

This accusation is utterly cynical, since Rafsanjani himself is reported to favor ending the war at an early date, given growing public dissatisfaction with it.

The war has become an *idée fixe* for Khomeini. In a recent sermon he declared that participating in the war was more important than Islamic prayers and other religious observances.

This is the point where Washington enters. Iran needed war materiel, and the White House needed to free hostages in Lebanon to satisfy growing domestic pressures that something be done.

Iranian pragmatist officials apparently were able to convince Khomeini that the greater good of the conduct of the war warranted an exchange.

Moreover, the spare parts to be sent would be no more than Iran's own goods purchased before the revolution and embargoed by the United States. Thus Iran would merely be claiming its own property, not dealing with "the Great Satan."

Meanwhile, chagrined supporters of Hashemi and other arrested officials leaked news of the McFarlane mission to the pro-Syrian Lebanese press, hoping to blackmail their political enemies into curbing the political purge underway.

Rafsanjani, to protect himself, then made his own public revelations of McFarlane's trip before accusations could be made against him in Tehran. He ridiculed the envoy by making up a silly story of his arriving with a Bible signed by President Reagan and a cake in the shape of a key to signify the opening of a new relationship with

Iran.

Rafsanjani appears to have carried the day, but the struggle is not over. The last time such a power struggle occurred, at the ouster of former President Abul Hassan Bani Sadr, political affairs in Tehran did not settle for nearly six months.

Needless to say, this is no time for the United States to think that it can make inroads in improving relations with Iran, where U.S. officials are political poison for those they contact. Nor is it a time to feel that bargaining can have any reliable outcome.

*William O. Beeman is an anthropologist at Brown University specializing in the Middle East. He lived and worked for close to a decade in Iran. This article is printed with permission of Pacific News Service.*

## U.S. allies in the Middle East blast Iran deal

By Michael Ross

CAIRO, Egypt — The leaders of Egypt and Jordan, two of the most important U.S. allies in the Middle East, warned the Reagan administration yesterday that its credibility in the Arab world has been harmed by the United States' covert supply of arms to Iran.

Commenting publicly on the controversy for the first time, Egyptian President Hosni Mubarak said he found the still unfolding reports about the arms shipments to Iran astonishing.

The president spoke to reporters at the close of two days of talks with Jordan's King Hussein, who had already characterized the Reagan administration's secret dealings with Iran as incomprehensible and "an insult to all Arabs."

Mubarak, whose nearly bankrupt government is in the middle of sensitive negotiations with Washington over the refinancing of \$4.5 billion in back military debt, was more restrained.

He said, "It is very astonishing to hear about this story," adding that he has warned President Reagan that the United States is in danger of losing its credibility in the Arab world unless it takes quick remedial action in the wake of the Iran debacle.

"I have asked him, and I am still asking, (that) the United States do something so as not to lose its credibility in the Arab world because of this act. I hope something can be done in the very near future... because I am afraid (U.S. credibility) is starting to deteriorate," Mubarak said in a tone that suggested an appeal.

Mubarak did not say what he hopes the United States will do to restore credibility, which had already been frayed by a series of actions that, in the absence of a coherent policy towards the Middle East, have been construed as anti-Arab.

However, senior Egyptian officials have repeatedly urged the Reagan administration to become more involved in the floundering Middle East peace process.

Disputing Reagan's contention that his attempts to establish a dialogue with Iranian moderates by authorizing the covert shipment of arms would help end the bitter six-year-old war between Iran and Iraq, Hussein declared that "what happened will not help end the war but will escalate it to an extent that it will threaten not only Iraq but the entire Arab world."

Both Jordan and Egypt, like other moderate Arab regimes, have supported Iraq in the Persian Gulf war because of its role as a barrier against the spread of militant Islamic fundamentalism from non-Arab Iran to their own countries.

"Iraq is defending the eastern gates for the entire Arab world," Hussein declared.

Agreeing with Mubarak that the United States should "amend its position before it loses credibility," the monarch added that "I personally am perplexed for my failure to understand the American logic" for supporting Iran.

*Michael Ross writes for the Los Angeles Times. This article is reprinted with permission of the L.A. Times-Washington Post news service.*

## International events in Berkeley this week

### MONDAY

"Faces of the Enemy," a documentary analysis of political propaganda. 7 p.m. in 117 Dwinelle Hall.

"Stories from the Philippines: Report from Mindanao," a report on the work of church and mass organizations for Filipino self-determination. 7:30 p.m. at St. Joseph the Workman Church, 1640 Addison St. Call 653-1493 for more information.

"Spiritual Healing in the Philippines," a slide show and lecture, 7:30 p.m. at 22 Warren Hall. \$2 students and seniors, \$4 general. Call 456-2532 for more information.

### TUESDAY

"Capitalism vs. Socialism: Which is the Moral System?" a video presentation sponsored by the Berkeley Ayn Rand Society. 8 p.m. at 145 Dwinelle Hall.

"The Libyan Experience,"

historical overview of Libyan government and slide presentation. 7 p.m. at the African American House, 2524 Dwight Way. Call 643-0201 for more information.

### WEDNESDAY

Thanksgiving Dinner for international students and guests provided free by Maranatha Christian Church. 7 p.m. at the Y-House, 2600 Bancroft Way. Call 547-1497 or 889-0159 for reservations and information.

"Gabriela," speech by Sister Mary John Mananzan, national chair of a women's coalition of 96 organizations in the Philippines. 6:30 p.m. at Unitas House, corner of Bancroft and College Avenues. \$3 donation. Call 548-2546 or 845-2727 for more information.

### THURSDAY

World University Taekwondo

### MONDAY

"Readings from Sanskrit and Tamil Poetry in Translation," by Hank Heifetz. 4 p.m. in 223 Moses Hall.

"Bhopal: Two Years After the Worst Industrial Disaster," a discussion with slides sponsored by Concerned Indian Students at Berkeley. 4 p.m. in the Tan Oak Room, Martin Luther King Jr. Student Union.

Publicize your international event in The Daily Californian. Write to the International Page Editor, Daily Californian, 46 Shattuck Square, Berkeley, CA 94704.

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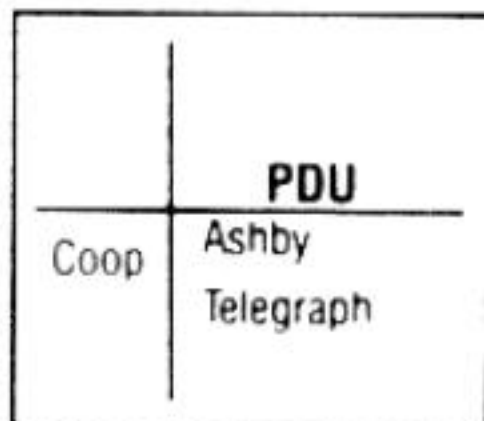
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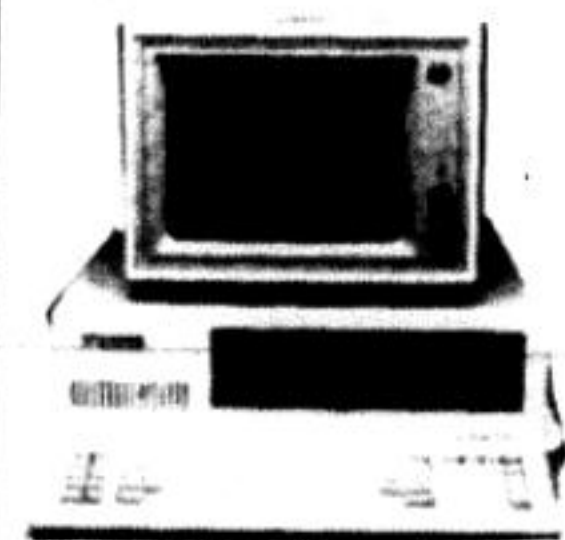
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## Wainwright

FROM FRONT PAGE

each of the three units, using the base rent figure of \$252.50 supplied by Wainwright, would be \$318 a month.

The difference indicates a 1984-85 overcharge of \$48 a month per unit, or \$1,728 for all three units that year.

### Wainwright overcharged tenants

On Feb. 9, 1983, in response to a petition by Leigh Patton, tenant of unit five at 1639 Fairview, a rent board hearing examiner ruled that Wainwright had charged illegally high rents. Examiner Lanny Hershkoff determined that the base rent was \$192 a month, making Patton's legal rent \$230 a month. But Wainwright was charging \$296.13 — an overcharge of \$66 a month.

Though Wainwright was present at the hearing when Hershkoff determined the legal rent was \$230 a month, when she re-registered the unit in 1984 she listed the rent as \$366 a month. The rent board allowed no increase in 1984.

### Capital improvements?

Rent board registration forms signed by Wainwright in August 1985 show an increase in Duchin's rent from \$260 a month to \$450. The form

contains the handwritten note, "Capital Improvements have been made. Petition for rent increase in progress."

Under Berkeley's rent control law, the only way for a property owner to obtain a rent increase higher than the annual citywide increase set by the rent board is to file an Individual Rent Adjustment petition and have the rent increase approved in a hearing.

Wainwright claims on the registration forms to have filed an IRA petition for each of the six units at 1637 and 1639 Fairview.

But the Hearings Office shows no petitions for rent increases filed for any of Wainwright's known properties. According to office records, no rent increase hearings have been held, and no increases have been approved for any of her known properties.

Duchin said Wainwright has "never made a solitary improvement" since he moved in three years ago, and that with the help of an attorney, he will demand from Wainwright the roughly \$4,700 he says she owes him in rent overcharges.

Duchin said he also has a political stand on Wainwright.

"I don't think she should be running for City Council. I'm going to do everything I can against her."

### Two sets of figures

In 1982 Wainwright's daughter, Vanessa — designating herself "man-

ager" of the properties — filed forms for each unit on Fairview Street indicating she was "correcting" information supplied in 1980 by her mother. One of the pieces of information corrected were the base rents.

The information provided by Wainwright in 1980 showed base rents \$40 to \$60 less for each unit than the "corrected" ones used in calculations above. If the "old" information is correct, the legal rents would be even lower than figured above — and the overcharges larger.

And when examiner Hershkoff ruled against Wainwright in Patton's case concerning unit five on Fairview, he ruled that the true base rent was the low one indicated on the "old" 1980 forms — \$192 a month — rather than the higher \$252.50 "corrected" figure given in 1982.

In his 1983 decision against Wainwright, Hershkoff offered an explanation of the origin of the "corrected" \$252.50 rent figure, which replaced the "old" \$192 figure.

Hershkoff found that Wainwright had over-charged Jerome Bickham, the tenant in number 5 Fairview before Patton, a total of \$1,260 from July 1980 through March 1982.

Hershkoff wrote, "... Bickham leased the apartment from May 1978 until March or April of 1982. The rent as set in the lease was \$192 a month. However, on April 2, 1980, Mr. Bickham was notified that he would be subsequently charged \$192 a month in cash, plus an additional \$60 a month in the form of credit for work performed..."

"In other words, Mr. Bickham was actually charged, and paid \$252 a month whereas the legal rent was \$192 a month."

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# BUSINESS MONDAY ESS

## Entrepreneurs market urine kit

By ARTHUR HODGES

"Pee is for privacy." So believe Howard Solovei and Michael Olivier, marketers of a new product designed to bring an end to President Ronald Reagan's federal drug testing program.

The product, called "The #1 Drug Sampler," is a urine sampling kit. It includes all the paraphernalia necessary to collect a personal sample of urine and mail it to the president — a cup, a paper towel, a watertight vial, and a sealable box addressed to 1600 Pennsylvania Ave.

The kit has just gone on sale at The Yarmo Zone, a novelty store on Telegraph Avenue, and costs \$4.99. Sales so far have been slow, but according to one employee, they should pick up before Christmas.

"They're going to be a smash," salesperson Mark Dash said. "People like this kind of thing."

Solovei, 24, graduated from UC Berkeley in 1984 and works for a computer leasing company in San Rafael. Olivier, 21, dropped out of UC Berkeley in his first year and works out of his home in Berkeley as a computer programmer for Genographics.

Solovei said he had the original idea for the kit, but couldn't move into actual production without a partner to share the work load. Then he proposed the venture to Olivier and mutual friends over pizza and beer at Kip's restaurant in late August.

"Everyone sort of laughed about it and said what a great idea it was and then went their separate ways," Solovei said. "Fortunately, Michael called me back."

But before they could begin to tackle questions of design and production, Olivier and Solovei had to be certain of the legality of the entire venture. Though, as Olivier said, "people send urine through the mail all the time," the two entrepreneurs said they had to be cautious about an undertaking whose potential result was the delivery of thousands of urine samples to the White House.

After numerous calls to the Post Office and the state attorney's office, Olivier and Solovei were satisfied that they were not committing a criminal offense.

"As far as we can tell, this is legal," Olivier said.



Michael Olivier, left, and Howard Solovei display their new product.

After two months of preparation, the kit was ready. It went on sale Nov. 7 at The Yarmo Zone.

Solovei sent his own urine sample to President Reagan on Nov. 5, along with a letter protesting the drug testing program and warning that many more were to follow. He said he recently received a card from Washington acknowledging the package's arrival.

Solovei and Olivier don't envision Reagan opening their missives personally in the Oval Office.

"The point is that they're going to have to allocate someone special to deal with all this mail," Olivier said.

Both Solovei and Olivier recognize their product's humorous aspect, and neither seems to take the venture too seriously. But both stand firmly opposed to the idea of voluntary testing of federal employees.

"It's a true invasion of privacy we can't afford," Solovei said.

## Regents approve fall fee hike

FROM FRONT PAGE

governor and the state Legislature have offset the increase with budgetary funds from the state.

When asked whether the state would offset this year's increases, Gov. George Deukmejian said that although the budget was currently being reviewed, it was still too early to tell.

Although the fee increase is almost three times the inflation rate, UC President David Gardner said that the fees paid by students during the current academic year are \$70 less than the 1983-84 levels.

In response to an 80 percent increase in fees over three years in the early 1980s, the governor, students and administration officials constructed a formula for fee increases to make them "more predictable," Gardner said.

This year's fee increase is in keeping with the formula, which has since

become state law. "We have applied the formula as it pertains to the University of California over 1987-88," Gardner said. "We're just following the law."

Student fees are used to support financial aid and student services such as counseling, academic advising, tutorial assistance, cultural and recreational programs and capital improvements that provide extracurricular benefits.

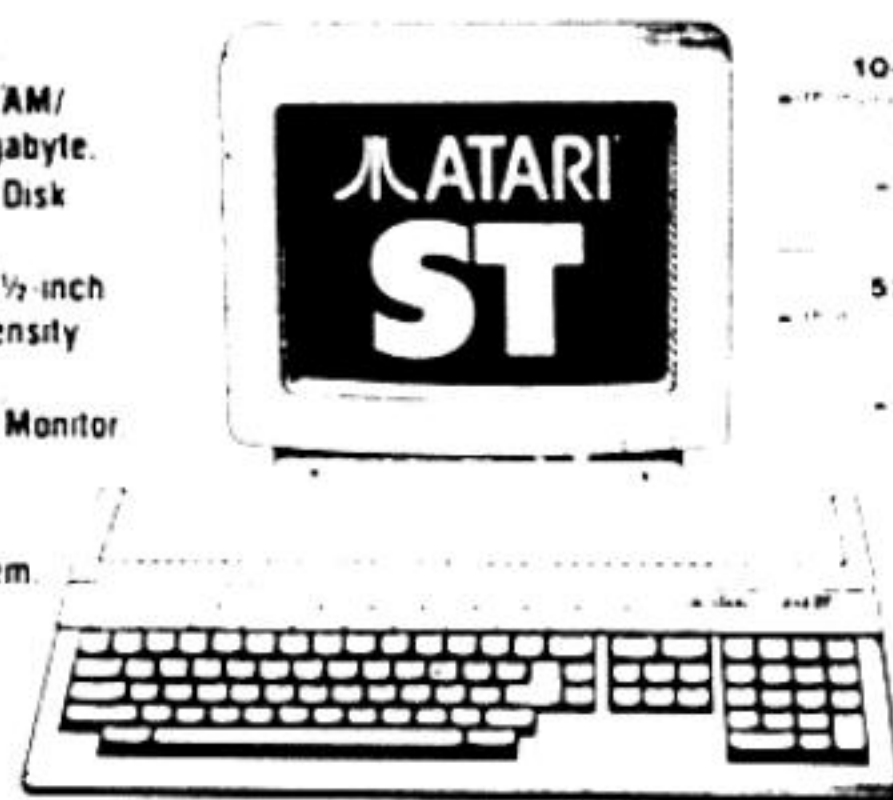
Affirmative action funding also falls under student fees, with a budget of \$15 million from student fees and an additional \$5 million from the state.

"One would prefer, of course, that the state would provide financial assistance for affirmative action and other student support services that apply to the student body generally, not just to affirmative action," Gardner said. "The state has been unwilling to do so."

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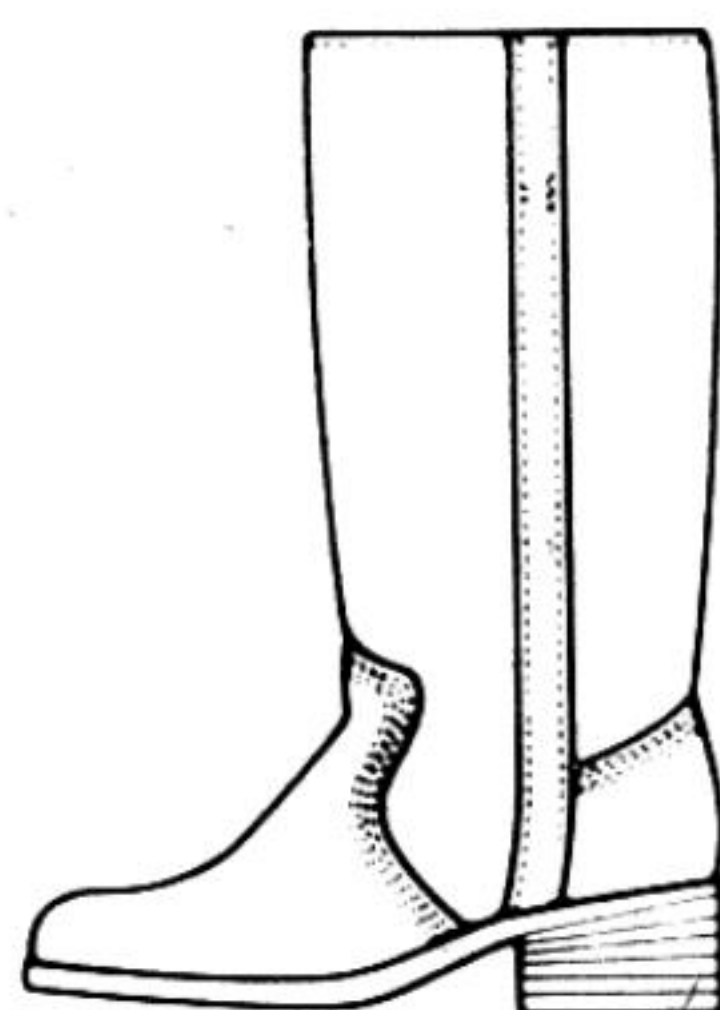
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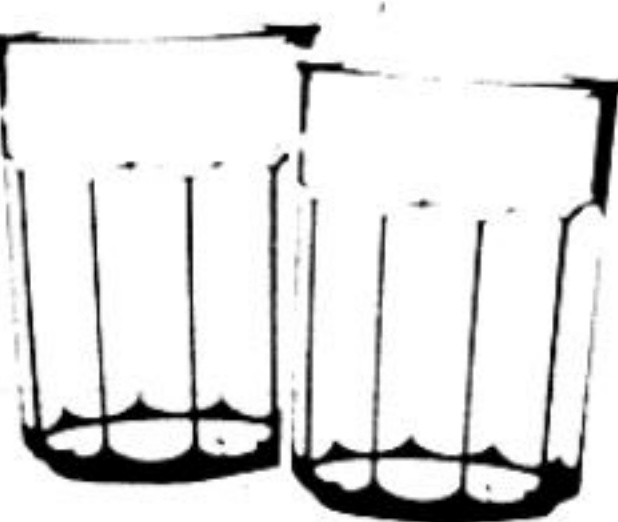


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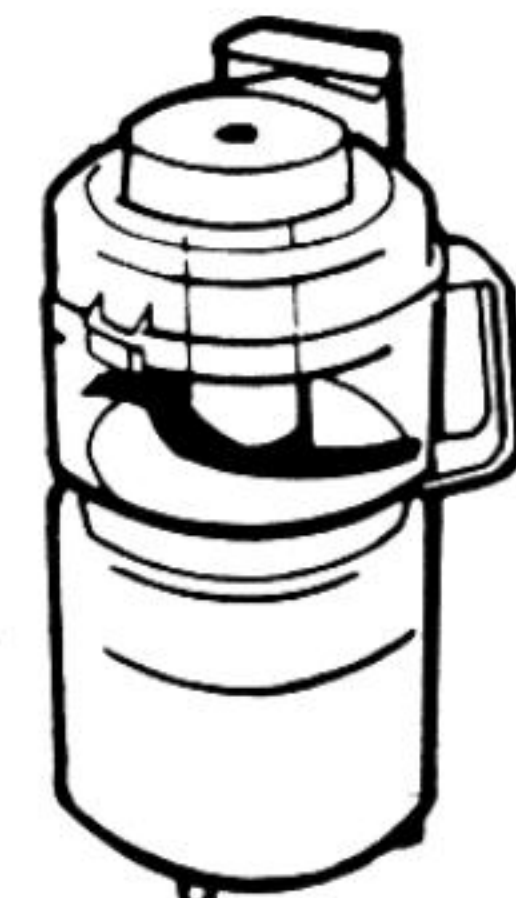
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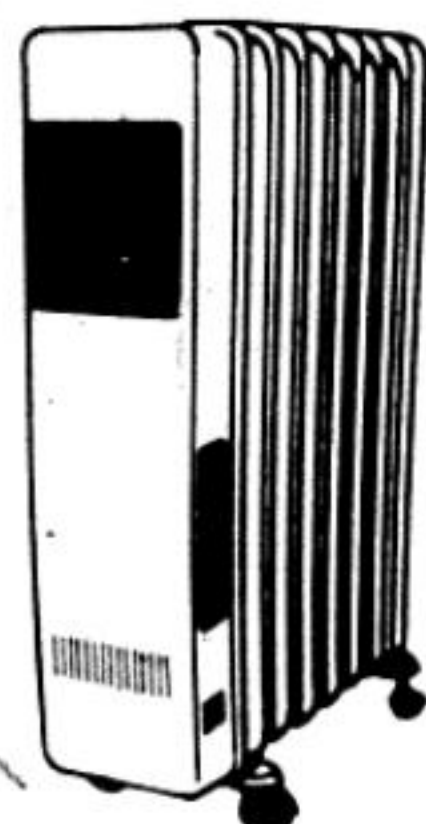
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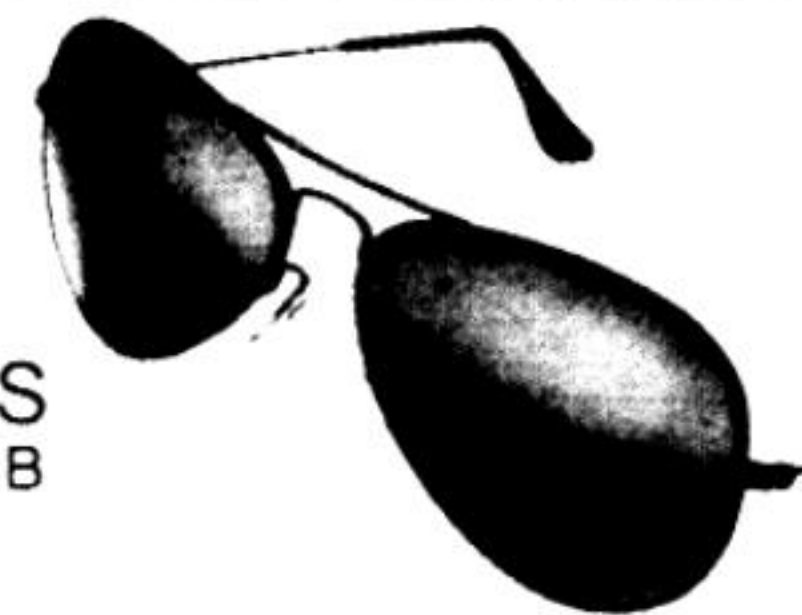
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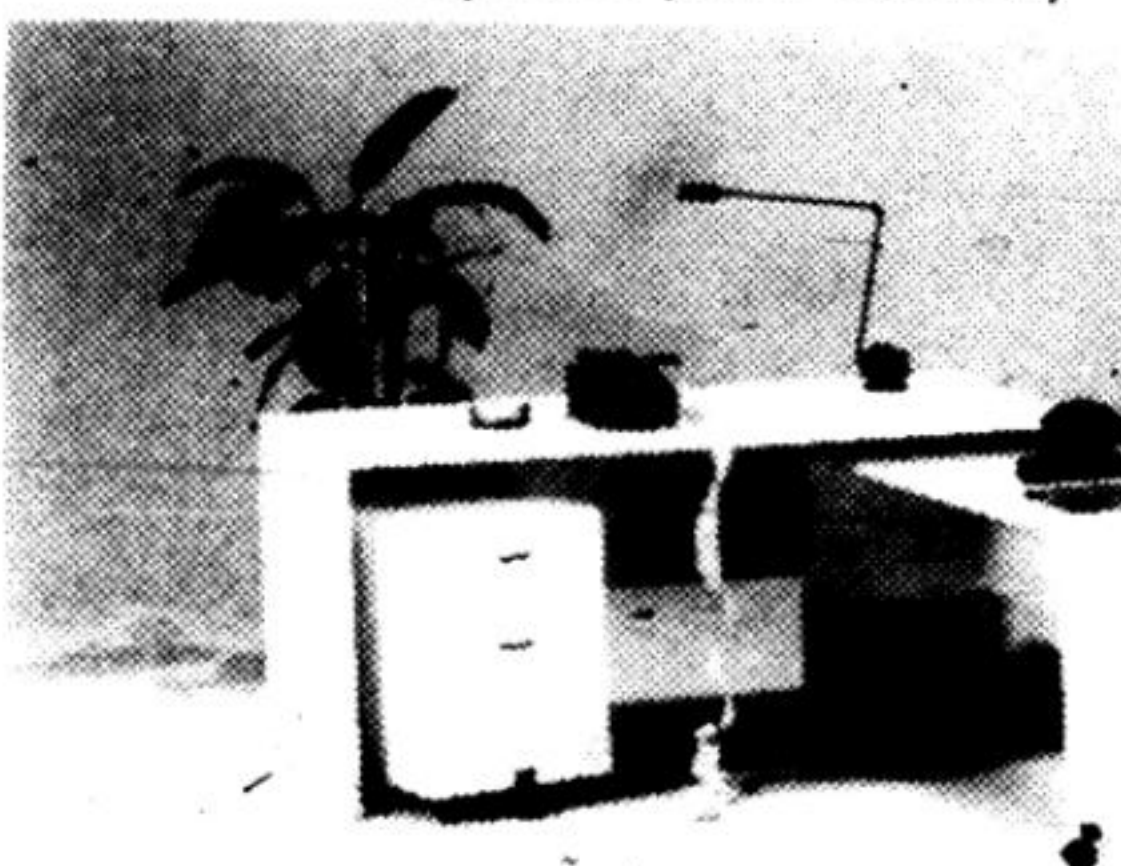
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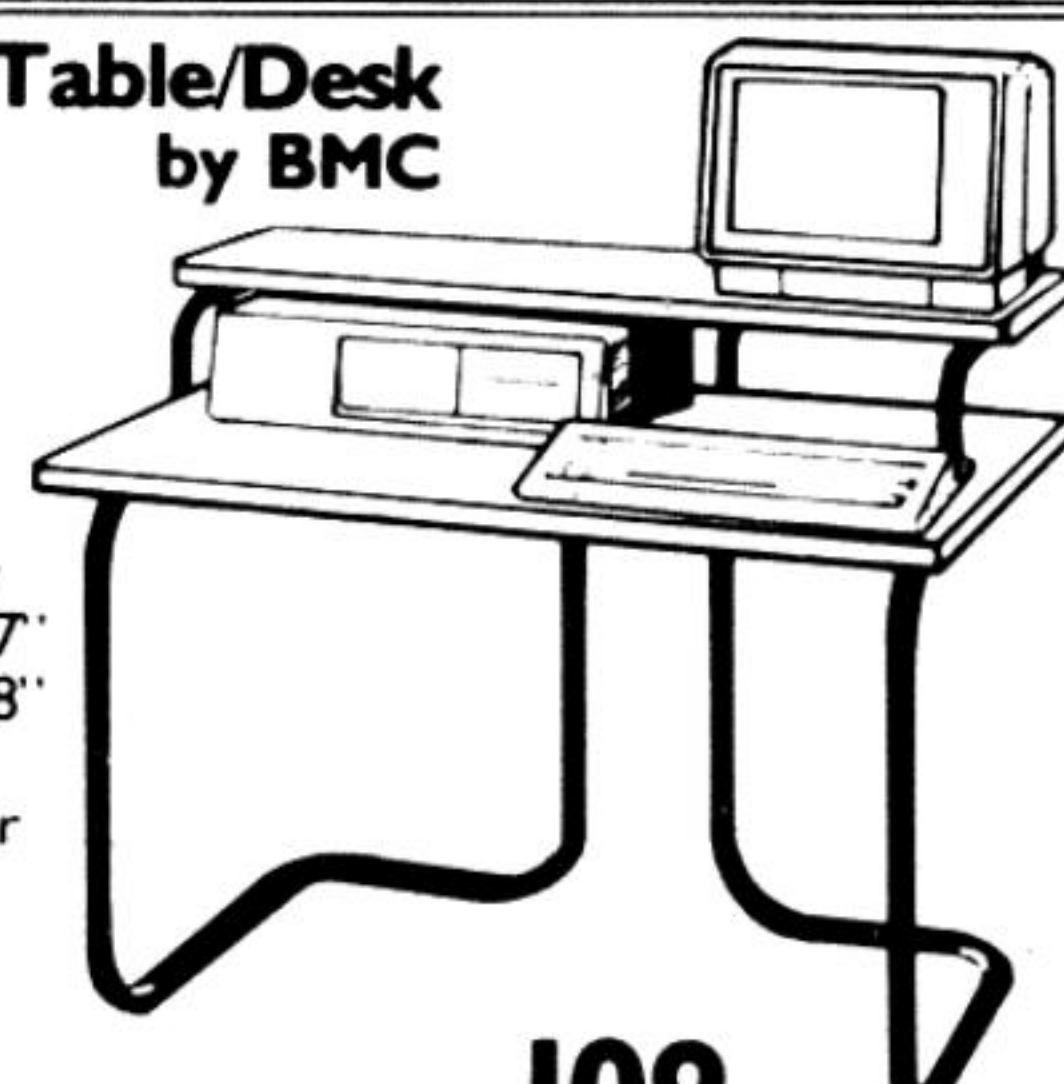


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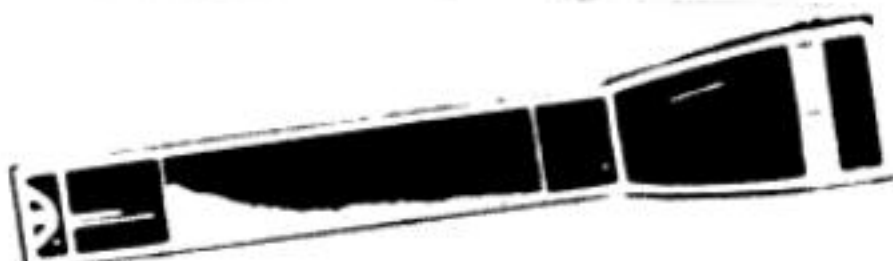
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# Slatecards

FROM FRONT PAGE

printing of the doorhangers.

According to BDA's financial disclosure forms, it received \$3,535 in such non-monetary contributions.

Despite Rothman's assurance that such a donation was entirely legal, commission Chair Trina Ostrander said that she did not believe such a contribution could credibly be classified as an "in-kind" contribution, but was "direct political activity."

"By failing to make a distinction between bakery goods donated for a fund-raiser, and a \$2,000 printing fee, you're allowing someone to act as a committee without having to meet any of the committee recording requirements or deadlines," she said.

Rothman, however, said it was his impression that Shiver was trying to make sure that he was doing everything according to the law, including revealing the name of the printer.

"His concerns were to make sure that whatever he was doing he was doing properly," Rothman said.

Rothman also told the commission that Michael Feiner, who managed Phil Polakoff's mayoral campaign

and Pamela Sanford's District 1 campaign, was the one who took the printing plates to the printer and arranged to have the doorhangers printed.

Feiner has said on several occasions that he had no knowledge of the slate cards prior to their distribution.

Charging that the commission's decision to suspend its regulations was "illegal," Commissioner Stuart Gardiner said he would not attend tomorrow's hearing.

"I only hope to God that someone will go to court and challenge it and show you folks that you're totally out of line," Gardiner said.

But Commissioner Margaret Ely said she felt the commission was fully justified in suspending its rules because "the intent of the law is that people must know before the election who's putting money into the election."

According to Shiver, the commission is conducting a "witch hunt."

Shiver said it was "highly likely" he would pursue legal action against the commission because of "the lack of due process — the suspension of the rules, and the fact that the staff attorney has found no cause for such an extreme action."

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# Regents postpone divestment

FROM FRONT PAGE

The bill stated that divestment of state funds would not begin until January 1987. The regents' interpretation of

the bill at Thursday's meeting also established this date as the effective date of the UC divestment policy. Last July, the regents approved a

four-year plan by Gov. George Deukmejian to divest all their holdings from companies doing business with South Africa. The policy allowed for a one-year grace period to extend to companies who currently had business interests in South Africa, followed by a three-year period in which the university would fully divest.

No regents objected to the delay except for Student Regent David Hoffman.

Hoffman objected to the six-month postponement in notifying the companies involved with South Africa

that they had one year to divest. He said that the regents' decision had "thrown the meaning of such terms as 'effective immediately' into question."

In response to Hoffman's objections, the regents pointed to the clause that states that the UC policy implementation date was tied to the passage of state indemnification legislation.

Under the modified date, the regents will allow until January 1988 for companies who have business interests in South Africa to divest. The university will be fully divested in January 1991.

Deukmejian said the modified date

is "consistent" with the original proposal, and is "moving in an orderly process."

In regard to the postponed date of implementation, Deukmejian said that there has been some immediate action taken in that there has been "no additional investment at any of those companies (that have business interests in South Africa)."

"At the same time (the regents) felt that it would be best in carrying out the fiduciary responsibility of the trustees to give this one-year notice, then divest over the three-year phase-out process," Deukmejian said.



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# Compromise

FROM FRONT PAGE

Assistant District Attorney Martin Brown said that, although he believed the woman's statements, he didn't have enough evidence to prosecute the players.

The student conduct settlement, which will be finalized when those involved sign it today, also calls for the players to receive counseling and a letter of warning. Those who live on the Clark Kerr campus will have to move.

In announcing the settlement, university officials said the complainant had agreed to its terms.

One university official, who asked to remain anonymous, said the agreement was reached in negotiations which began before a scheduled student conduct committee meeting last Tuesday.

The official said that the players' attorney, G. William Hunter, had negotiated another, substantially similar, settlement with the university Monday. Hunter rejected the early settlement Monday afternoon when the players would not agree to it.

Although declining to say who initiated the settlement, the official stressed that it was what the victim wanted.

"One possible reason for the settlement is that there remains a great deal of ambiguity about what occurred," the official said. "That ambiguity would have been settled at a hearing at which (the victim) would have been subject to traumatic cross-examination."

"One of the reasons the settlement was entered into was to avoid that possibility for her."

Roberta Friedman, co-coordinator of the campus Rape Prevention Education Program, said she was with the victim Tuesday morning when the settlement was offered.

While acknowledging that members of the campus community wouldn't be pleased with the terms, Friedman said, "What matters to me is that she is satisfied... I know that this has brought up a lot of feelings, but she is satisfied."

"I think that it would have been difficult for her to go through with the hearing with Hunter asking her questions. I guess it was better for her for

something to happen in a definite way than for the conduct committee to let them off the hook completely."

Debbie McCann of Coalition To Break The Silence, the formation of which was precipitated by frequent incidents of sexual assault on campus, said she couldn't question the victim's decision to settle the case even though she thinks that the student conduct settlement and the district attorney's decision not to prosecute were "inadequate."

McCann said the coalition will be active next semester in rape education and prevention issues.

Several residents of the Clark Kerr Campus said yesterday that the decision disturbs them.

First-year student Barbara Schatz, a neighbor of two of the players and the victim, said that she was not surprised at the outcome of the student conduct proceedings.

"They got off with what I consider to be the equivalent of a slap on the wrist," Schatz said.

Richard Perry, a graduate student tutor and resident at the Clark Kerr Campus, said that he believes the university has made little effort to stop sexual assaults in the residence halls.

"It's hard not to get the impression that the university is protecting members of the football team over the interests of the woman involved," Perry said.

He said that he had heard that another woman claimed that she was raped Nov. 16 in the residence halls, but that she has declined to report the incident to authorities.

"You can't be surprised if (assaulted women) don't report it when they see nothing happens," Perry said.

Anthropology Professor Nancy Scheper-Hughes, a resident of the Clark Kerr Campus, said that her phone "has been ringing all the time" with calls from people angry about the settlement since it became public.

Scheper-Hughes said that she and several other faculty members plan to request publicly an investigation into how "the compromise was reached."

Friedman said she was "proud" of the women who stepped forward at a rally last week to testify about their rapes.

"We have to keep fighting. We have to keep educating. We have to keep telling the stories. I still wish the district attorney had prosecuted the case. There has to be a reform of the system. Men have to support women."

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PG-13 <b>THE WRAITH</b> 12:15, 2:15, 4:15, 6:15, 8:15, 10:15	R <b>BLUE VELVET</b> 1:15, 3:30, 5:45, 8:00, 10:15
	PG-13 <b>PEGGY SUE GOT MARRIED</b> 1:00, 3:15, 5:30, 7:45, 10:00

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**10 Legal Notices**

**FICTITIOUS BUSINESS NAME STATEMENT**  
File No. 105625

The following person is doing business as: Trumbower Software Services, 567 Martin Street, Oakland, CA 94609.

Heather Jan Trumbower, 567 Martin Street, Oakland, CA 94609.

This business is conducted by an individual.

This statement was filed with the County Clerk of Alameda County on November 14, 1986.

**FICTITIOUS BUSINESS NAME STATEMENT**  
File No. 105413

The following person is doing business as: Levi Roofing Co.,

**10 Legal Notices**

2651 109th Ave., Oakland, CA 94605.

Uri Levi, 2651 109th Ave., Oakland, CA 94605.

This business is conducted by an individual.

This statement was filed with the County Clerk of Alameda County on November 6, 1986.

**STATEMENT OF ABANDONMENT OF USE OF FICTITIOUS BUSINESS NAME**  
File No. 93234-35

The following persons have abandoned the use of the fictitious business name Uhuru Foods/Uhuru Catering at 1100 6th Ave., Oakland, 94609.

The fictitious business name referred to above was filed in

## 10 Legal Notices

County on October 24, 1985  
 Penny Hess, 2325 Brookdale, Oakland, CA 94602  
 Dena Ruby Gittlesohn, 2325 Brookdale, Oakland, CA 94602  
 Richard Ayers, 435 41st St., Oakland, CA 94609  
 This business was conducted by a General partnership.  
 This statement was filed with the County Clerk of Alameda County on November 7, 1986.

### FICTITIOUS BUSINESS NAME STATEMENT

File No. 105762

The following person is doing business as: Ashby Tax Service, 2108 Ashby Ave., Berkeley, CA 94705.

Daniel Joachim, 6 W. Chansler, Richmond, CA 94801  
 This business is conducted by an individual.  
 This statement was filed with the County Clerk of Alameda County on November 18, 1986.

### FICTITIOUS BUSINESS NAME STATEMENT

File No. 105464

The following persons are doing business as: Uhuru Bakery and Catering, 1100 6th Avenue, Oakland, CA 94606

Burning Spear, Inc., CA  
 This business is conducted by a corporation

This statement was filed with the County Clerk of Alameda County on November 7, 1986

### Notice of Death of LEOLA HENDLY and Petition to Administer Estate No. 230060-9

To all heirs, beneficiaries, creditors and contingent creditors and persons who may be otherwise interested in the will or estate of: Leola Hendly.

A petition has been filed by Wayne Williams in the Superior Court of Alameda County requesting that Wayne Williams be appointed as personal representative to administer the estate of the decedent.

The petition requests authority to administer the estate under the Independent Administration of Estates Act.

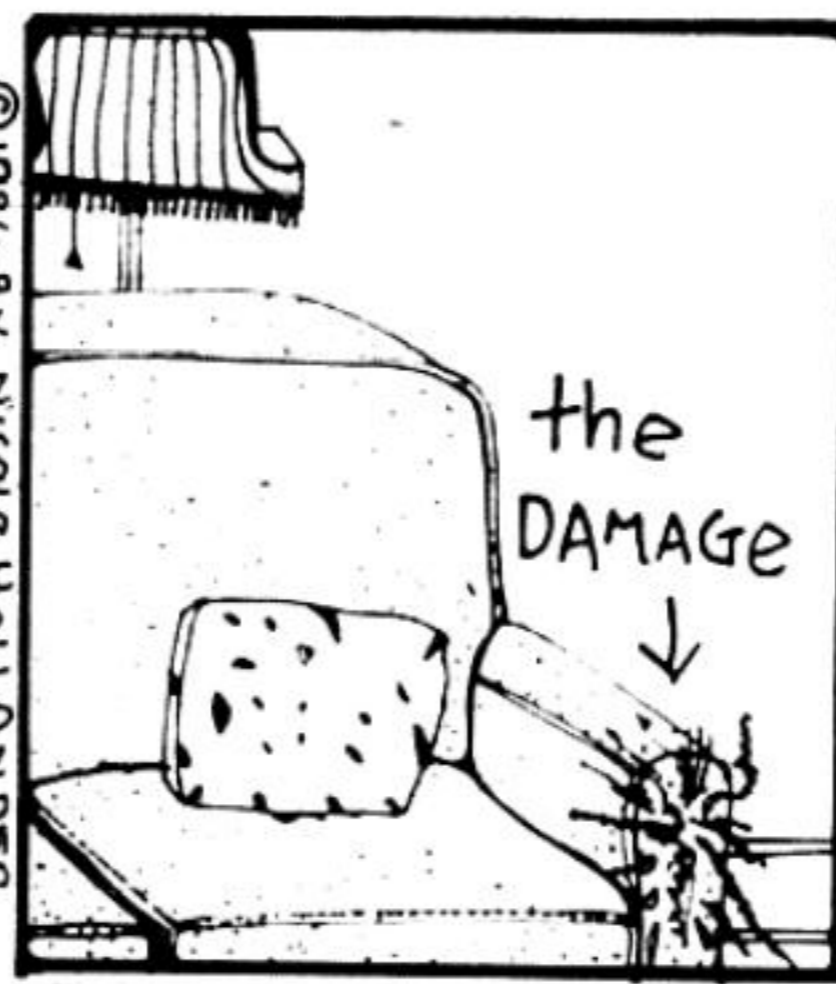
A hearing on the petition will be held on December 11, 1986, at 9:30 a.m., Dept. 28, at the Administration Building, 1221 Oak Street, Oakland, California 94612.

IF YOU OBJECT to the granting of the petition, you should either appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the court or present it to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in Section 700 of the California Probate Code. The time for filing claims will not expire prior to four months from the date of the hearing noticed above.

YOU MAY EXAMINE the file kept by the court. If you are interested in the estate, you may serve upon the executor or administrator, or upon the attorney for the executor or administrator, and file with the court with proof of service, a written request stating that you desire special notice of the filing of an inventory and appraisal of estate assets

## SYLVIA



## by Nicole Hollander

### the CAT'S EXPLANATION

I WALKED INTO THE LIVING ROOM TO LIE IN A TINY PATCH OF SUN, ONE OF THE FEW PLEASURES OPEN TO ME, WHEN THE COUCH ATTACKED ME.



## 10 Legal Notices

or of the petitions or accounts mentioned in Section 1200 and 1200.5 of the California Probate Code.

GLENN M. CLARK, Withy, Miller, Clark, Levin & Calvert, 1111 Martin Luther King Jr. Way, Berkeley, CA 94704.

(X454723)  
 11/17, 11/18, 11/24 1986

### FICTITIOUS BUSINESS NAME STATEMENT

File No. 1055581

The following person is doing business as: Fredric's Electric, 1175 Arch St. Berkeley, CA 94708

Fredric J. Fierstein, 1175 Arch St. Berkeley, CA 94708

This business is conducted by an individual

This statement was filed with the County Clerk of Alameda County on November 13, 1986

### FICTITIOUS BUSINESS NAME STATEMENT

File No. 105636

The following persons are doing business as: Vietnam Village, 2521 #F Durant Avenue, Berkeley, CA 94704

Thu Quang Ho, 867 46th Avenue, San Francisco, CA 94121

This business is conducted by individuals - husband and wife

This statement was filed with the County Clerk of Alameda County on November 14, 1986

### FICTITIOUS BUSINESS NAME STATEMENT

File No. 105133

The following person is doing business as: APK Bijoux International, 1221 Gilman Street, Berkeley, CA 94706

Anna P.K. Van Sergae, 1221 Gilman Street, Berkeley, CA 94706

This business is conducted by an individual

This statement was filed with the County Clerk of Alameda County on October 30, 1986

### FICTITIOUS BUSINESS NAME STATEMENT

File No. 105463

The following person is doing business as: Sing Travel Services, 1599 Hopkins Street, Berkeley, CA 94707

Sing Investment & Research, Inc., Delaware

This business is conducted by a corporation. This statement was filed with the County Clerk of Alameda County on November 7, 1986.

## 10 Legal Notices

### FICTITIOUS BUSINESS NAME STATEMENT

File No. 105236

The following person is doing business as: Micrometry, 1478 University Ave., Suite 1055, Berkeley, CA 94702

Michael S. Donaldson, 1420 Addison Street #212, Berkeley, CA 94702

This business is conducted by an individual. This statement was filed with the County Clerk of Alameda County on November 3, 1986

### FICTITIOUS BUSINESS NAME STATEMENT

File No. 105302

The following person is doing business as: Fun Products, 2421 Fulton Street, Berkeley, CA 94704

Toody Maher, 2421 Fulton Street, Berkeley, CA 94704

This business is conducted by an individual

This statement was filed with the County Clerk of Alameda County on November 4, 1986

### Notice of Death of MAE BELL HARVEY and Petition to Administer Estate No. 230053-9

To all heirs, beneficiaries, creditors and contingent creditors and persons who may be otherwise interested in the will or estate of: Mae Bell Harvey.

A petition has been filed by: Jeannette Evans in the Superior Court of Alameda County requesting that Jeannette Evans be appointed as personal representative to administer the estate of the decedent.

The petition requests authority to administer the estate under the Independent Administration of Estates Act.

A hearing on the petition will be held on December 1, 1986, at 9:30 a.m., Dept. 28, at the Administration Building, 1221 Oak Street, Oakland, California 94612.

IF YOU OBJECT to the granting of the petition, you should either appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the court or present it to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in Section 700 of the California Probate Code. The time for filing claims will not expire prior to four months from the date of the hearing noticed above.

YOU MAY EXAMINE the file kept by the court. If you are interested in the estate, you may serve upon the executor or administrator, or upon the attorney for the executor or administrator, and file with the court with proof of service, a written request stating that you desire special notice of the filing of an inventory and appraisal of estate assets or of the petitions or accounts mentioned in Section 1200 and 1200.5 of the California Probate Code.

THOMAS V. ROLAND, 600 San Pablo Ave., #202, Albany, CA 94706, 415-528-3032.

(X454722)  
 11/17, 11/18, 11/24 1986

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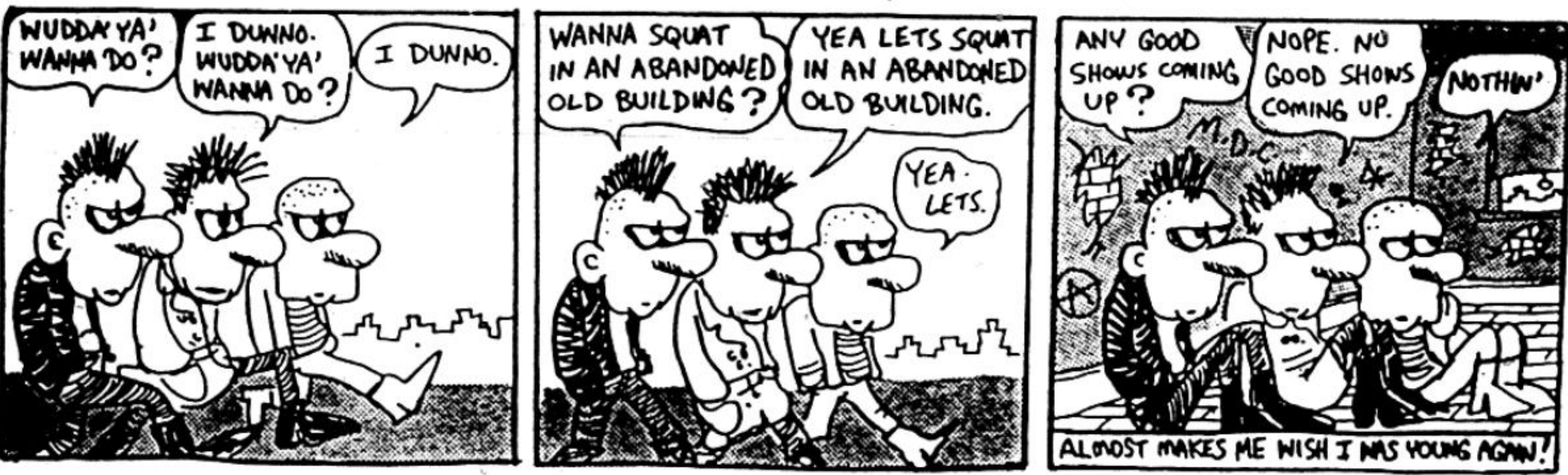
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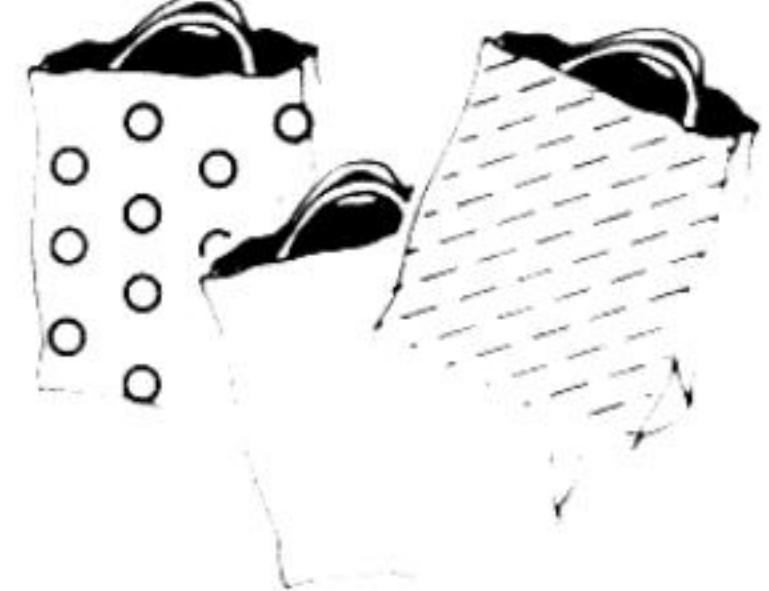
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# Cal volleyball flattens the Trojans

By JAMES DEVITT

When a team's outside hitters record 27 kills apiece and total 55 digs between them, the opposing squad doesn't stand a chance, right? Wrong.

Despite outstanding performances by USC's Nancy Hillman and Yleana Carrasco, the Cal women's volleyball team defeated the Trojans, 15-8, 15-12, 7-15, 15-8, Friday night in Los Angeles.

"I think 95 percent of the sets went

to Yleana and Nancy," Cal head coach Marlene Piper said. "All (Trojan setter) Kathy Rich had to do was get the ball to either one."

USC (2-29, 0-17 in the Pac-10), which has struggled all season with injuries, used only six players against the Bears (17-19, 7-11), but still managed to give Cal problems.

"I think our kids were thinking, 'This isn't going to be too difficult,'" Piper said. "But they gave us all we could handle."

"We let Heidi (the Bears' 5-4 Henkle) stay in the front row at times, but it was definitely a handicap. She just wasn't a factor at all in blocking."

What was a factor was the Trojans' serving, or lack thereof — USC committed 14 service errors.

"They would get the ball on a great side-out, and then serve it into the net," Piper said.

The Bears, meanwhile, made 25 hitting errors and eight service miscues. "The thing that kept them in the match was our errors," Piper said.

Despite these mistakes, Cal finished the contest with a .261 hitting percentage, recording a .556 mark in the second game.

"We were running our transition back in their face," Piper said.

Kelly Moomaw had 16 kills for the Bears, while Wei Meng added 13. Both players recorded 19 digs.

"Kelly had some key kills and put the shots in when we needed it."

Carolyn Kempker and Tiffany Rochelle finished with 11 kills apiece, while Kempker contributed five blocks.

Henkle and Judy Chow had 16 and 14 digs, respectively.

The Trojans hit only .210, and were held to a .079 mark in the fourth game.

## Joe Kapp

FROM PAGE 15

Whiteside said. "This was the only way to see him go."

And there he went, riding on the shoulders of linebackers Steve Hendrickson and Rick Santos, tears rolling down his cheeks. While the players carried Kapp out of Memorial Stadium for the very last time, hundreds of Cal fans swarmed around him, perhaps trying to get one last look at a living legend.

After the game, Kapp conducted his farewell meeting with the press. He said that it was a privilege and an honor to coach the Golden Bears and that he still loves the university as much as ever.

Of course, he couldn't say goodbye to the press without taking a few verbal swings at those whom he considers his enemies. That was the Joe Kapp thing to do. All too often Kapp's tough-guy personality gets in the way of necessary diplomacy. But that's what makes him Joe Kapp. And that's what makes his story great.

Lights, camera, action!

## Sports Briefs

### Women swimmers double the distance

In a seven-event double distance non-meet at Spieker Pool on Thursday, Cal's women's swimmers came away with only one victory — but what a big one. World record holder Mary T. Meagher won the 400-yard butterfly by over a lap in a time of 4:16. While Meagher's time was three seconds slower than her winning time last year, several other Bears improved greatly.

Amy Clark took second to Stanford's Susan Rapp in the 400 breaststroke, while in the battle of freshmen stars Cal's Lisa Meyers took second in the 800 individual medley behind the Cardinal's top recruit, Michelle Griglione. Meyers also beat American record holder Jenna Johnson in the first leg of Cal's 800 freestyle relay.

### Men swim the long way at Stanford

The two top men's teams in the nation met in a long course meet on Thursday at Stanford's deGuerre Pool, but no one kept score. The Bears preferred not to, since they won only four events to Stanford's eight. And Stanford undoubtedly hoped they would, since their 46 consecutive dual-meet victory streak was broken last week by the University of Texas.

Cal's winners were world record holder Matt Biondi in the 50- and 100-meter freestyles (24.0 and 54.3) and Tommy Werner, who tied with Biondi in the 100 and won the 200 in 1:56.8. The medley relay team of Dave Kingsman, Mark Yokata, Craig Marble and Werner won the medley relay in 4:01.3, a short-course event in which the Cardinal holds the American Record.

## Daily Cal axes the Daily

Cal's 17-11 victory over Stanford in the Big Game Saturday wasn't the only emotional upset of the day.

Earlier that morning at West Field, The Daily Californian crushed the favored Stanford Daily, 12-0, in the Ink Bowl. It was the Daily Cal's first win in the annual showdown since 1982 and only the third in 12 years.

Led by quarterback Vince (Get Back) Bielski and a punishing defense, The Daily Cal avenged last year's 14-0 loss with a vengeance.

"We came, we saw, we kicked their ass," said Daily Cal Editor in Chief Howard (Don't Call Me Irving R.) Levine, who caught a touchdown pass and intercepted two passes at free safety.

Game balls were awarded to Levine, Bielski, Ted (Little Nobel) Lee, Glen (How Do You Like Them) Appels, and 12-year veteran Rickey (Flash) Ashford, who caught one long touchdown bomb and had another called back by a penalty. Assistant sports editor Michael (Club Dead) Silver said the voting was rigged.

Appels and Lee, son of Nobel Prize-winning UC Berkeley Professor Yuan Lee, led the Daily Cal's "Sack Attack" defense, rendering the Stanford Daily offense useless and slamming the kitchen door on halfback Jason (The Refrigerator) Cole.

Bielski, who covered the sanctuary trial in Tucson, Ariz., last year, offered no shelter to the Stanford defenders, as he infested their zones with completion after completion. But it was halfback Jeff (Club Head) Cohan who threw the game's first touchdown pass on a halfback-option play with no time remaining in the first half.

Then, with 10 minutes left in the game, Bielski went deep, hitting Ashford with a 63-yard touchdown pass to provide the final margin.

"This was the sweetest win of all," said Ashford, who, in his 12 years at the paper, had won only two previous Ink Bowls (in 1980 and 1982). "I knew we would be fired up, but I never expected this. We haven't been this excited since (former ASUC President) Mike Graveley was up for impeachment."

## PoloBears lose the Big Splash

FROM PAGE 15

but no big flops, either. The Cardinal, on the other hand, got three goals from Fischer and Greg Gamble, two from Imbo and Matt Tingler and one from Greg Ocasek.

Stanford led, 5-1, at the end of the half and 8-3 at the end of the third quarter. The Cardinal converted on all three of its extra-man situations, while the Bears went only 1-for-3.

"Every time we play them they get a couple of easy goals," said Cal's Bill Schoening, who played in his last Big Splash. "It's funny, but we can come back against every other team. But they're just too good for that."

Cal followed the lead of Stanford when it split the goaltending duties between Dean Quintal and Jeff Brush, a practice the Card has done all year. The Bears scored just one of their goals off Todd Kemp, and the other five against second-half goalie Obi Greenman, but in truth they had a better shot selection in the second half.

Stanford's shot selection was the best of all, though, as they shot

11-for-26 to Cal's 6-for-22. That included two eight-meter lobs, one each over the head of Brush and Quintal.

The Bears got back into the scoring groove in the second half, but every time a rally got going Cal followed by getting a kickout or an offensive foul. Things like that make it tough to keep the momentum going, much less the motivation.

But when Indart got burned on a Fischer move at two meters, he came back to score the next Cal goal. And when Ortiz and Everist missed shots they came back on the next series to score. Just because you lose five times in a row doesn't mean you accept it.

The Bears now go on to the NCAA's in Long Beach this Friday, where they meet Brown University in a first-round match. If Cal gets by Brown and No. 3 UCLA, it will probably meet Stanford in the finals for another go. Is the Cardinal unbeatable?

"No," said Schoening. "Our first quarter proved that we could beat them. We just have to put four of them together."

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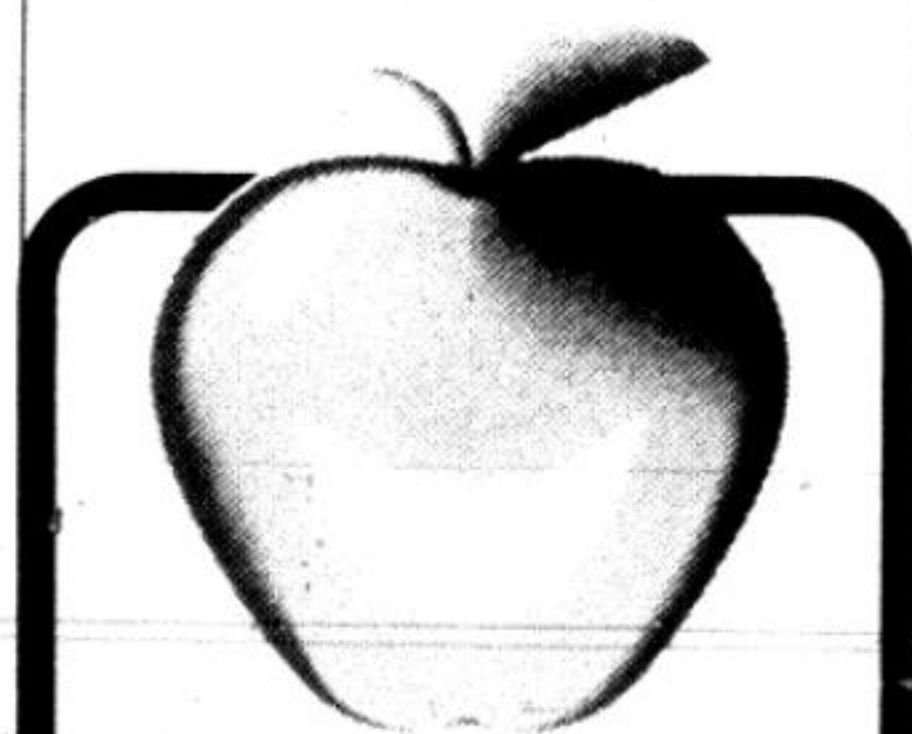
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## Football

FROM FRONT PAGE

back Kevin Brown's triumphant return (15-of-23 for 221 yards), and hard-hitting defense that left one wondering where this team was all season.

What it came down to was this: Fourth quarter. Cal leading 17 to 11. Stanford's ball. Just over four minutes left. After a penalty and an incomplete pass, the Cardinal faced its first third down of the drive. A 23-yard pass from quarterback John Paye to Jeff James over the middle took care of that.

Two plays later, Stanford faced its second third down of the drive. Following a Cal timeout, the Cardinal kept the drive alive on a three-yard roll out by Paye. With three minutes left, Stanford had the ball, first-and-10 from its 49.

"For the shortest second, I was nervous," said Cal linebacker Ken Harvey.

As well he should have been. The Cardinal marched to Cal's 37-yard line, where it had first-and-10 with under two minutes to go.

This was it. After denying Stanford a score on the game's opening drive, after shutting down the Cardinal offense the rest of the way, after scoring 17 points of their own, the Bears had to find one final way to hold the opposition.

First down, defensive tackle Natu Tuatagaloa burst through the line for his third sack of the game.

Second down, Harvey came around the right side, like he had so many times on Saturday, for his third sack of the game.

Third down, Paye had James open again. The sore-shouldered Stanford senior, who threw 35 times, completing 23 for 224 yards, and James, who caught seven of those passes for 138 yards, couldn't connect this time. The pass fell short.

Fourth down, the final chance for the Cardinal. The Cal defense looked like it would get its eighth sack of the game. Only Paye shovel passed to fullback Brian Morris. With visions of The Play forming, Morris made it back to the line of scrimmage plus two more. But there would be no Play on this day.

David Ortega and Tuatagaloa tackled Morris, and with 45 seconds left, all the Bears had to do was run out the clock. And celebrate.

Referring to the vow he made when he took over as Cal coach in 1981, Kapp said, "I told the players I will continue my small sacrifice of not having a taste of tequila."

At first, it looked like Cal would get a big taste of defeat. Stanford drove 58 yards to start the game, 29 of them coming on Brad Muster runs. But David Sweeney's field goal attempt missed wide right and Muster finished the game with just 59 yards.

The Bears opened the scoring in the second quarter, when Brown hit wide receiver James Devers with a 29-yard pass. Devers, who has suddenly become one of Cal's best players, caught seven passes for 99 yards on the day.

That pass got the ball down to the Stanford 25. Three plays later, it was fourth-and-two from the 17, and Leland Rix hit a 34-yard field goal.

Cal scored again on its next possession, piecing together an improbable eight-play, 93-yard drive.

With speedster wide receiver Mike Ford racing down the right sideline, Brown found the play missing from the Cal playbook — the bomb — and let loose one of atomic proportions. Ford ran under the missile, and ...

"The ball was kind of overthrown," said Ford, "and when I stretched out and saw the goal line and no one in front of me, I said, 'Don't fall, don't fall.'"

He fell. But only after a 61-yard reception that put the ball on Stanford's 21. A clutch third-and-11 pass to Devers got the Bears to the five, and from there, Cal was one more spectacular catch from scoring.

Brown dropped back, had time, and threw deep and high into the end zone, in the direction of Cardinal cornerback Toi Cook. But wide receiver Wendell Peoples started deeper and jumped higher, beating Cook to the ball. Cal 10, Stanford 0.

The Cardinal got its only points of the half off Brown's only mistake of the half. On first down with 2:16 to go, Brown threw to the right side. Strong safety Brad Humphreys was in the right place, and the Cardinal took over.

However, the Cal defense played tough again, and on a four-play, minus three-yard drive, Stanford settled for a 48-yard field goal. The Bears led at halftime, 10-3.

After a scoreless third quarter, Cal had one more big play left on offense, and again it belonged to Ford. For the second straight year the reverse burned Stanford, and this year the freshman held the match.

Brown faked the handoff to Marc Hicks, who finished with just three carries for nine yards, and gave to Ford, who finished with one for 47. All 47 came on this play, and the Bears led, 17-3.

"Not a bad recruit," said Kapp of Ford, sarcastically.

Not bad at all. For even after Paye hit James for 69 yards down the right sideline, and the two-point conversion was good, Stanford still trailed, 17-11, and would forever more.

And so this season that wasn't, the one that Kapp, in his farewell speech, told the press "has been a nightmare," ended in one last moment of glory.

It couldn't happen. But it did.

# SPORTS MONDAY

EDITOR: CHRIS RIBACK ASSISTANT EDITOR: MIKE SILVER

THE DAILY CALIFORNIAN MONDAY, NOVEMBER 24, 1986 15

## Fairytale ending for the Joe Kapp Story

By MIKE FLEISS  
STAFF WRITER

The fairy-tale ending is in place, the Joe Kapp story is complete. Somebody phone Aaron Spelling, this would make one heck of a TV movie.

It was pure Hollywood. Joe Kapp, coaching his final game for the team he has loved since the eighth grade, pulls off the biggest upset in the 89-year history of the Big Game and rides off into the sunset on the shoulders of his players. John Wayne never had it so good.

And until Saturday's 17-11 victory over the highly-favored, Gator Bowl-bound Cardinal, no Cal coach or Cal team ever had it so bad.

The eight straight losses, the unfortunate post-game comments and gestures, the rape allegations against four players, Kapp's undignified dismissal — some said it was the worst season in 104 years of Cal football.

Not any more. The Bears' final 1986 record may be 2-9, but in a few years — maybe months — that will be forgotten. So will Kapp's numerous failures as a head coach. Saturday's Big Game victory will take care of that, and Kapp's heroic saga will remain intact.

The story begins in Santa Fe, N.M., circa 1949, when a young Hispanic boy discovers a mystical attraction to a university 1,500 miles away.

"I fell in love with this university, the University of California when I was in the eighth grade," a teary-eyed Kapp said after Saturday's game.

The young boy works hard, grows strong and earns an athletic scholarship to his beloved university. By his sophomore year, he is the team's starting quarterback and by his senior year an All-American. He leads the Bears into the 1959 Rose Bowl, then moves on to a distinguished professional career.

His reputation as a tough-skinned player is accompanied by a crude yet charming manner off the field. He

has a scar on his chin that he wears like a badge of honor. He picked up the wound in a barroom brawl, or so the story goes.

More than 10 years after retiring from pro football, our macho hero returns to his alma mater and becomes head coach, despite having no coaching experience.

"It's the only job I ever wanted," he says.

Kapp's first season as coach adds to the legend. He coaches the Bears to a 7-4 record and is named Pac-10 Coach of the Year. The season is punctuated by the single most dramatic play in college football history as Cal wins the 1982 Big Game, 25-20, on a miraculous, five-lateral kickoff return with no time remaining.

After the game, Kapp makes the now famous statement, "The Bear does not quit, the Bear will not die." Not exactly "Vini, vidi, vici," but memorable nonetheless.

The story could have ended here with Kapp guiding the Bears to a Rose Bowl victory or two and living happily ever after. But Kapp's inexperience as a head coach coupled with his reluctance to delegate responsibilities to qualified assistants results in four consecutive losing seasons and his eventual firing on Nov. 5, 1986.

Athletic Director Dave Maggard permits Kapp to finish the season as head coach and the stage is set for the story's dramatic conclusion.

Had the Bears fallen to Stanford on Saturday, as just about everyone thought they would, Kapp's remarkable tale might have been forgotten. He would have been remembered not for his gutsy performances as a player, not for his motivational abilities, not for his machismo, but for the only 10-loss season in Cal history and for unzipping his pants after a loss to Washington.

"We had to win this game; we couldn't let coach Kapp leave on such a sour note," Cal nose tackle Majett

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Wendell Peoples' spectacular TD catch over the head of Stanford cornerback Toi Cook caps the Bears' 93-yard drive.

## Cal water polo comes up dry

By MARCIA DUGGER  
STAFF WRITER

It was like that line from Star Trek (before the motion pictures): "To boldly go where no man has gone before."

The California water polo team (29-7 overall, 3-3 in the Pac-10, No. 2 in the nation) couldn't quite do what

no one in the country has done this year as they lost to Stanford (33-0, 6-0, No. 1) Saturday morning by the score of 11-6. It was the fifth consecutive loss to the Card this year, and the second straight Big Splash plop.

But for one quarter, one seven-minute period of hope for next week-end's NCAA tournament, the Bears gave the record Spieker Pool crowd of 4,225 something to cheer about. They fought the Card equally, and were down just 2-1.

Stanford's All-American David Imbernino opened up the scoring on a one-on-none breakaway, but the Bears' Rich Ambidge came back to tie the game on an extra-man situation after Imbo was ejected. Stanford's Erich Fischer scored the first of his three goals with 20 seconds left in the quarter.

Cal's Kirk Everist won the first quarter opening sprint for the Bears, but the two teams traded steals before Ambidge missed the first of the Bears' 11 shots in the first half. That set up a run of consecutive Stanford attempts without scoring that lasted 1:11 and sapped all the klout of Cardinal two-meter man Craig Klass.

"They did a good job on me," said the huge (6-5, 195-pound) senior. "That series tired me out. It's tough for me to score when they've got big

guys on me." But Craig, don't forget — you're the biggest guy out there.

And after that clash, Klass never got close again. The Bears shut him out the entire game.

"Poor Craig," said Stanford coach Dante Dettamanti, the kind of guy who complains to the referee about a Cal steal with eight seconds left in the game and his team leading by five. "That pounding took a lot out of him."

But Stanford is so strong, the lack of Klass didn't even show. "Cal made a couple of defensive errors and missed a couple of goals," said Dettamanti. "But when we started countering like we can, even though we didn't score every time, we got our frontcourt offense going."

"They tried to power-counter us," said Cal coach Pete Cutino, "where all six guys go 100 percent every counter-attack. They tried to break us early, but we concentrated pretty well and balanced our offense."

"The thing that was sad for the kids was the mistakes we made when we had the ball. It was a hard game, harder than a lot of people realize."

There were no superstars for the Bears, with one goal each by Ambidge, Luis Ortiz, Rob Solomon, Bennett Indart, Joel Thomas and Everist,

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## Proud to be Blue and Gold again

By MICHAEL SILVER

Finally, we can say they are ours again.

It had been a long, torture-filled time since we could actually stand up and say, "I am a Cal fan." With the way this 1-9 season had sadly developed, "Go Bears" was even a struggle. While the rest of the football world ridiculed and laughed at the mere mention of Joe Kapp and our Bad News Bears, we grimaced, bit our tongues, and swallowed our pride in nine big gulps. Another humiliating loss in Saturday's Big Game and we surely would have vomited.

But Cal fans are a curious bunch. Broken in by habitual disappointment, we treat our football team like someone treats his younger brother as a kid. When it's just the two of you, you're allowed to call him every name in the book. But when someone else is doing the name-calling, all of a sudden you're ready to fight to defend his honor.

Well, going into the 89th Big Game, the entire Bay Area was doing the name-calling. That got Cal fans mad. Yeah, yeah, we know we're 1-9 and Stanford's going to the Gator Bowl. Yeah, we know our coach is on his way out, and he hasn't always been the most well-behaved representative of our university in public. But you're telling us we don't have a chance in the Big Game? That we're gonna get blown off the field by Stanford and Jack Elway?

Oh yeah? You wanna fight, buddy?

Obviously, the team was ready to fight, too. Con-founded by a season of failure, stung by criticism in the media, unable to accept the possibility that they would send their proud leader away with the most losses ever by a Cal football team, the Bears rolled over and played alive. Take that, Toi Cook.

Stanford is still going to the Gator Bowl, but, with South Carolina's 21-21 tying of Clemson Saturday, they might as well call it the Later Bowl. See ya, No. 14 ranking. Bye-bye, 7-2 record. The Cardinal could go 11-1 and

## IN THE CROWD

win the national championship, but if that one loss was to Cal, the season would be ruined.

We had our omens to be sure. There was Troy Taylor, a freshman, getting injured against USC when he shouldn't have been playing at all, paving the way for the man who should have been mopping up against the Trojans, senior Kevin Brown, to start his final game at quarterback.

There was senior center Chuck Steele, getting irate over Cook's comments that, after its win over UCLA, Stanford should be considered up there with the Oklahomas and the Penn States. "I'd like him to blitz up the middle just one time," Steele said.

Throw in the drama surrounding Kapp's final game and you've got yourself a story. When The Daily Cal beat The Stanford Daily in the Ink Bowl on Saturday morning (see related story), I knew something was up. And when the baton thrower became the baton catcher during the Cal band's opening routine, California fans were ready to do the one thing they've been denied all season — cheer wildly.

Suddenly, our bumbling bums became barbarian Bears; our lackadaisical laughingstocks turned into fierce warriors. Kapp, whose firing was desired by almost every student in attendance, was once again a heroic figure, screaming at officials to the fans' delight. Brown, after toiling in Kapp's doghouse for 10 games, was in command of the offense. And the most beloved figure of all, linebacker Hardy Nickerson, was doing the Hardy Shuffle once again.

As so often happens in the Big Game, the ending was filled with emotion and drama. It was almost surreal, certainly unreal. Students poufed onto the field. Kapp was carried off by the players. Nickerson stood atop the conductor's stand and led the band in a victory song.

Ah yes, victory. There were only two of them all season, but it doesn't matter. The Bears are back, and all is well in Berkeley again.



Churning up white water, Cal's Rich Ambidge (11) is closely guarded by Stanford All-American David Imbernino (5) in Saturday's Big Splash.

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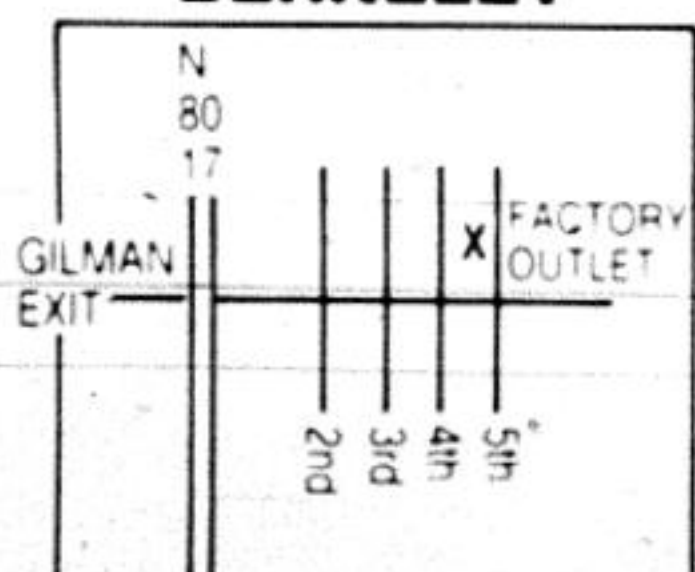
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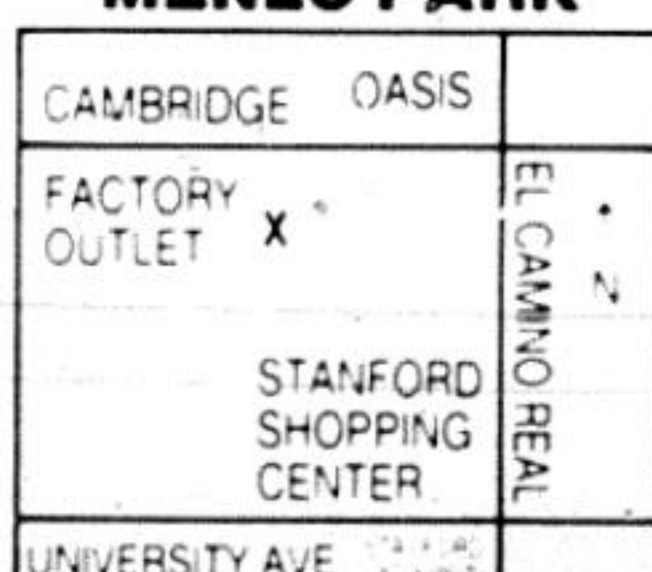
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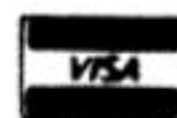
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