ROTC officer defends ban on homosexuals

By Tyrone Beason News Editor

Those who are in favor of lifting the ban on gays and lesbians in the armed forces do not understand the complexity of this divisive issue and should leave the dilemma up to military leaders, frustrated UK Army ROTC Lt. Col. Mike Conpress said usested by the control of the co

"They don't want to trust the people that they trusted in wartime, and I find that absolutely amazing," he said, swiveling in a chair behind his desk. "Now everybody's an expert on the military. It's not a simple issue."

City officials currently hold a contract that will allow the U.S. Department of Agriculture to come back and do the second of the

Paul said the USDA is aware of the treatment's ineffectiveness and will suggest other alternatives to the council in hopes of a more hu-

Jack Blanton, UK vice chancellor for administration, said the purpose of population control is to merely "relocate" the birds' habitat to some place where they pose no problem.

Connors, a professor of military science, said he is irritated by out-spoken proponents of lifting the ban who do not try to see the issue from the perspective of military of-ficials.

ficials.

"We're talking about national defense here," he said. "Some people now think they know what constitues the best interest of the nation." He said the United States armed forces and the Department of Defense are not anti-gay, only concerned about maintaining a high level of cohesion and good faith among all troops.

Branches of ROTC as with requ.

Branches of ROTC, as with regular forces, do not allow gays and lesbians. Connors produced a copy

of the contract UK ROTC recruits must sign. One of the stipulations on the contract states: "I under-stand that homosexuality is incom-patible with military service." A definition of homosexuality fol-

Connors admitted that because of the document's wording, gay or lesbian recruits would not necessar-ily have to disclose their sexual or-ientation. Thus, they could be ad-mitted even though they technically are not eligible.

"If you assume, as I do, that the military is a reflection of society, then you have to assume that there

See GAY, Back Page

Marines charged with beating gay

By Estes Thompson Associated Press

WILMINGTON, N.C. wit.MINGTON, N.C.

Three Marines showed no remorse as they were booked on
charges that they beat a gay man
apparently because of President
Clinton's push to lift the ban on
homosexuals in the military, police said yesterday.

wish they were all dead and they're not ashamed of it," said Ed Gibson, the Wilmington police desk sergeant when the Marines were brought to the station Satur-

Three Marine lance corporals — Colin C. Hunt, 20, Patric G. Gardone, 23, and Walter G. Watkins, 26, all of Jacksonville — each were charged with four counts of assault. They were freed on \$400 bond each.

White House press secretary Dee Dee Myers called the inci-dent deplorable and said it lends no credence to military leaders who warned that lifting the ban would lead to violence against ho-

mosexuals.

"There have always been instances of bigotry against not only homosexuals but against other racial and ethnic minorities," she said yesterday. "The president de-

See MARINE, Back Page

Lexington bird kill troubles local group

By Elizabeth Harris Contributing Writer

Carol Paul, a member of People for Ethical Treatment of Animals, said the national group's local chapter is attempting to contact Lexington-Fayette Urban County Council members to persuade the city to use other methods of controlling bird populations.

three-month population control treatments in the Lexington area.

"It has not proven effective to significantly reduce the starling-black bird population, and the USDA is aware of that fact, too," Paul said.

This past weekend after the birds had been poisoned, UK students noticed the animals were dropping from campus trees and dying.

Heather Ludwig, a freshman at UK, said she saw numerous birds scattered about the campus as she was going to the library. She said she thinks the treatment is "wrong and inhumane."

Both Paul and Ludwig said the treatment is inhumane, and they plan to suggest alternate methods, like pruning trees, to the council.

However, "harassment biocou-stics, pyrotechnics and propane cannons have all been used to try to deter the birds away, and none of it has worked," said Bernice Constan-tin of the USDA's animal control division.



David Fiser, a psychology junior from Smithland, Ky., uses the automated doors of Holmes Hall yesterday. Some disa students says UK still has a lot of ground to cover before their needs are met completely.

Disabled students seek more from UK

Contributing Writer

UK officials say the University is taking strides toward making campus buildings and rooms more accessible to the disabled, but some students say the school has a long way to go.

Lance Calhoun, a third-year architecture student who uses a wheelchair, said there still are buildings on campus that are not completely accessible.

"My biggest trouble is the li-

"My biggest trouble is the li-braries," he said.

oraries," he said.

The problems include the tables not being set high enough and the elevator buttons not being within reach. However, he said, the seating in the new Busi-

ness and Economics building is nice because accommodating dis-abled students "was consudered when the room was laid out." Calhoun said he has experi-enced other problems while on campus, particularly with transpor-tation. He said the Lextran trolleys are old, and some of them do not have wheelchair lifts.

He said he once was slung down the stairwell of the bus against the door.

However, the CATS buses are "excellent," he said.

Karen Phillips, an arts and sciences academic adviser who walks with the aid of a cane, said the University is becoming more aware of what needs to be done for the accommodation of disabled

"They do need more signage (for wheelchair entrances, etc.)," she said. "They are remodeling restrooms. Parking is excellent."

restrooms. Parking is excellent."

She said she sees a lot of disabled students on campus, and most do not seem to have much trouble. Phillips said many people are not aware that disabled people want to be treated like everyone else, "and there are ways to accommodate almost any job without a fuss."

out a fuss."

Former President George Bush last year signed the Americans with Disabilities Act, a bill that focuses on fair treatment of individuals with disabilities. Some reforms to better comply with the law and make the campus more

mented at UK.

"The law has gotten a lot of attention because it affects so many businesses and organizations," said Jacob Karnes, assistant dean of students at the Disability Resource Center.
"The law deals with any institution having 15 or more employ-ces."

UK already was covered un-ler Section 504, an earlier law imilar to ADA, because of federal funding. Renovations made in 1977 to make the campus accessible in accordance with the requirements of that law also meet standards set in the revised

See ADA, Back Page

Weaver says she won't run for president

By Joe Braun Editorial Editor

Many looked for Student Government Association Senate Coordinator Misty Weaver to run for student body president this year but she is not. Instead, she said, she is looking toward a run for president next

weaver, an education junior from Elizabethtown, Ky,, said she will support her senate colleague Senate Pro Temp Jermy Bates and his bid for the office.

"I would like to run in the future. Sometimes you have to rack every-thing up and decide when is the best time, and now is just not the best time for me, "she said.

Weaver cited 'personal reasons' for not running this year. Even though she is a junior, she said she expects to be at UK a few more years.

expects to be at UK a few more years.
Weaver has been the top vote-getter two years in a row in the sen-ator at large election, but Weaver was quick to point out that senate elections "are very different" than presidential elections.
She said many people have a per-ception that she and Bates are ad-versaries because they debate on the senate floor. "We sort of are," she said

the senate floor. "We sort of are," she said.

But Weaver said she agrees with Bates' ideas and vision for UK next year.

She said she would like to see next year's SGA president be more vocal at Board of Trustees' meetings than past presidents. This is needed in light of possible tuition increases and budget cuts.

Misty's sister, Cindy Weaver, served as SGA president six years ago, and Misty has been a leader in the senate since she was elected a freshman senator.

Bates is the notes student to have.

freshman senator.

Bates is the only student to have announced publicly his plans to run for SGA president.

State campus police must release records

Associated Press

FRANKFORT, Ky. Records maintained by o Records maintained by campus police at Kentucky's public uni-versities are subject to the same rules allowing public inspection as other police agencies, accord-ing to an attorney general's opin-ion.

Assistant Attorney General Amye Majors noted that the fed-eral laws have changed to ex-empt law enforcement agencies from the general prohibition on disclosure of student records.

The opinion released yesterday verturned an earlier opinion that

Foundation wants volunteers

Students who have telemarketing, gardening or writing skills could be valuable volunteers for the newly established national headquarters of the One Earth Foundation in Lexington.

the One East of the One Earth Ingon.

David Wright, executive director and co-founder of the One Earth Foundation, amounced the opening of the organization's national head-quarters, 900 N. Broadway, Friday

environmental, ecological and con-servation programs which have an impact on our everyday life; Wright said.

To commemorate the opening, the foundation began giving away 20,000 lilac tree seedlings yester-day morning to local residents. Trees may be picked up between 10 a.m. and 4 p.m. weekdays at the North Broadway office.

Individuals must bring paper towels and paper bags to protect the roots during transportation.

The trees may be planted immediately. The One Earth Foundation is a

many events over the months.

Members will be opening an educational resource center and begin recruiting volunteers.

They also will develop a program that helps displaced workers find employment in new environmental jobs.

Other activities of the Foundation include major public education events like the first "Earth

See EARTH, Back Page

INSIDE:

Debut album from Nashville, Tenn.-based group is a musical collage of contemporary country pop and folk. Review, Page 3.

mer SGA Preside

Staff Writer

Lady Kats freshman Christina Jansen sat out her first game of the year last Tuesday against Butler after injuring her knee in the game against Arkansas Jan. 23.

For several days after the Arkansas injury, she kept her knee in a small brace.

Nothing new here, though.

Just another battle scar in a long line of battle scars.

"I used to wear knee pads since high school because I was always bruising my knees up and stuff like that," Jansen said.

Look for Jansen to be the one diving, scraping and fighting for every ball that comes her way during any of the Lady Kats games. For her, it just comes naturally.
"I have always played like that,

Men's tennis team

Men's tennis team hits league road

to face Vanderbilt Staff reports

Staff reports

The UK men's tennis team will open Southeastern Conference play Tuesday on the road against Vanderbilt. The Cats are hoping to continue the momentum that stard with its strong performance in the SEC Indoor Tournament. The Cats are 1-0 on the young season having defeated Miami University.



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POE EBRUARY R II U w RIGHT 8:00 PM ESSAY MEMORIAL ISI X

5

Proof of her determination on the court can be found by looking at the Kentucky girl's high school basketball playoffs last year. In the semifinals of the tournament on a Saturday morning, Jansen book her na Oduring the game when anold

during the game when another player hit her unintentionally.
"When she broke, she pushed the bone in my eye, back into my eye. It didn't bother me," Jansen recalled, "My nose didn't bleed, and I didn't have any black eyes, but I

The Wildcats in the polls

Kentucky Kernel
The Top 20 teams in the Kentucky
Kernel's college basketball poll, w
first-place votes are in parenthese
and records through Jan 31.

ing out of the oronary, just part of the job.

"As the point guard, you are the said." If you're not hustling, the how do you expect you team to be hustling?" Insanes said.

Although she doesn't start, James close garner her share of minutes, giving sophomore Stacey Reed a breather. Despite the time off the bench, Jansen doesn't feel she has reached the point she needs to be.

"This year, a summary a break some time they need a breather," Jansen said.

The role of substitute is tough for the graduate of Mercy in Shepherds ville, Ky., who led her team to a 37-tour of and state title as a senior.

"It's tough because you work so breather," Jansen desard the point she needs to be.

The Associated Press
The Top 25 teams in The Associated
Press' college basketball poll, with
first-paice votes in parantheses and
records through Jan. 31.

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the Army Nurse Corps. You'll be treated as

patients and responsibilities cor

had surgery on it (later)."

Sill, it didn't affect her game that day. She came back out that same evening and helped Mercy Academy win the state title.

"I was just there," she said. "It was the finals of the state turnament, and it didn't matter what I had broken — I was going to play a nothing out of the ordinary. To her, it's just part of the job.

"As the point guard, you are the net hat has to lead the team," she said. "If you're not hustling, then how do you expect you team to be

USA Today-CNN
The Top 25 teams in the USA Today-CNN basketball coaches' poll, with first-place votes are in parentheses and records through Jan. 31.

Iris-piace votes are random and records through a mand records through a mand records and records and

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said."You don't stay there all the time, but you're always there at the start and at the finish."

Though she said a non-starting role was tough adjusting to, she knew it was going to happen.

"It's just something that you have to handle. It's like that for every-body. Everybody in a Division I school is a star for their high school. You just have to handle it," Jansen said.

In four years at Mercy, she set a record with 1,800 points, was named first team all-state her junior and senior years and was a member of the Converse High School All-America basketball team.
"At first, I never really thought

unerica basketball team.

"At first, I never really thought boot playing in college. I was really thinking high school," Jansen aid. "I didn't really think about ollege at all."

What was the biggest factor in the saket of the saket of the properties of the saket of the properties of the saket of the sa

"I wanted to stay close to home so that my family could come and watch, and I could still have a supporting background — not just my parents, but also my aunts and uncles all coming to the games," Jansen said.

sen said.

Although Jansen said it didn't really weigh that heavily in her decision to come to UK, both parents wore the blue and white during their college careers. Jansen's father, Bill, lettered in football at UK in 1966, and her mother, Jean, played basketball for UK in the late 1960s.

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Hoosiers fifth No. 1 team in parity-packed season

Staff, wire reports

Staff, wire reports

The three points by which UK defeated Indiana at Freedom Hall earlier this season were not enough to help the Wildeas leapfrog the Hoo. I spot in The Associated Press' college baskerball poll yesterday.

The Jayhawks, last week's No. 1, fell to Long Beach State on their home court last Monday. Then, last week's No. 2, North Carolina got thumped by Wake Forest Saturday.

With IU and UK, numbers three and four respectively last week, winning twice each this week, a deale base began Saturday night.

With U and LR, mumbers three and four respectively last week, winning twice each this week, a deale base began Saturday night.

Pitino said he thought his team deserved No. 1 because it had beat neighbour the said UK couldn't jump the Hoosis. State of writers and broadcaste nindiana on a neutral court, but he said UK couldn't jump the Hoosis and the Hoosis and the Hoosis of writers and broadcaste on the said UK couldn't jump the Hoosis and the Hoosis of writers and the Hoosis of writers and the Hoosis of the Ho

other No. 1 teams this seaso

Five different teams held the top ranking in 1989-90 and three — Kansas, Oklahoma and Missouri — were from the Big Eight. UNLV and then Duke monopolized the top spot the past two seasons.

top spot the past two seasons.

Indiana hasn't been No. 1 since the middle of the 1982-83 season, when the Hoosiers held the position for two weeks. Since losing to UK, IU has won eight straight games, including Michigan.

games, including Michigan.

The Hoosiers were voted No. 1
by 51 members of a nationwide
panel of writers and broadcasters
and had 1,610 points. Kentucky
(15-1) had the other 14 first-place
votes and 1,569 points in moving
up two spots.

·Junior forward Jamal Mashburn was named Southeastern Conference Player of the Week.

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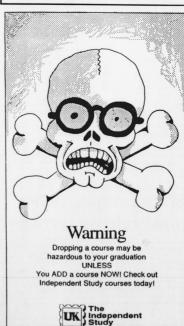
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DIVERSIONS

Rodeo star, TV writer hook up in unique Nashville duo

What do you get when you cross barrel racer with a TV writer?

a barrel racer with a TV writer?
You get Big Bird, a Grammy and
one of the most unique twosomes
ever to come to Nashville, Tenn.
Their names are Karen Brooks, a
professional team roper (No, that's
not a kinkly group-bondage thing, a
songwriter whose credits range
from Animotion to Restless Heart,
Marty Robbins and Jennifer
Warnes.

Marty Robbins and Jennifer Warnes.
Like T.G. Sheppard, whose most widely heard song is the Folger's theme ("The best part of waking up is Folger's nour cup") and Robin Williams, whose best could be the voice of the Genie in the animated movie, "Aladdin," Brooks and Sharp received their highest accollades for a work that has a now that has a powen Big Bird crooned their song "I am a Bluebird" in "The Muppet Movie."

Movie."

Together, they form a Nashvilleminded Fleetwood Mae in the sense
that both trade off lead vocals,
which definitely is unchartered waters in the world of country music.

Their sharp debut album, That's Another Story, is well-stocked with a sound that runs a river through contemporary country, pop and folk,

contemporary country, pop and folk.

The best tune on the album is the first single and video, "That's Another Story," a song that drips with melancholy as the trade-off vocals tell one side of love gone bad.

Brooks, who is a barrel racer on the International Rodeo Association circuit, comes from the country side of town. Sile lends lyrics and vocals to the cutting song, "Last Call for Love" and "He Loves Me," two of the album's best songs.

Strangely enough, the meat of the 12-song album lies on the B-side, so don't be turned off by the disc's somewhat lukewarm beginning.

Sharp is at his best with the loping Latin-tinged Roy Orbison-influenced ballad, "Pretending,"

Like Paul Overstreet and Mike Reid's somewish bloc

Like Paul Overstreet and Mike Reid's songwriting, which blos-somed into well-respected record-ing efforts, it is refreshing to hear

Kernel Classifieds 257-2871



what Sharp sounds like. Sharp wrote such beautiful ballads as "Yet," which Lexington-based Exile recorded, and "Tender Lie," which was recorded by Restless Heart.

which was recorded by Restless Heart.

All told, these two performers are solid and sing much better than some of the people who have recorded their songs — especially Big Bird.

With the deluge of cassettes flowing past my desk, it is only by some twisted divine providence that I have time for my fingers hit a rewind button. And with the ready-made black hats and rainbow-shirted clones filling Country Music Television, it is rare that I look up, let alone look twice.

But this summer, Montana rancher Wylie Gustafon blew into Music City with his dog, a road-tested band and an independent record label, Cross Three Records.

bel, Cross Three Records.

Over the course of the summer, Wylie's Wild West Show tore up the set with "This Time" and "Yodeling Fool." Yes, yodeling, Act, and the set will be speed I would list so good I wrone the indie to get Wylie's record.

At the time, Wylie had only a great demo and a pocket full of dreams. Well, watch out Western world: Wylie has just released his self-titled debut that stands well above three-fourths of the ministream mush coming out of Nash-ville.

Wylie's release is full of guita oriented country with a little West Coast, Cadillac-driving, big hat-

Read the Kernel

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wearing funk thrown in from his LA days at the Palamino.

He uses his LA days to wet the ink of his satirical pen on instant classics like "All Hat, No Cattle."

Wylic, whose pompadour almost draws comparison to Lyle Lovett's early days, loads up this album with diversity: instrumentals rear-jerkers, mooing cows, rockers, yodeling and a high-octane version of the Everly Brothers classic, "Bye, Bye Love." Wylic only could have gotten funkier if he had thrown in some accordion-powered rap.

For those longing for the good old days of CMT's infancy when creator Stan Hitchcock's "Heart to Heart" segments on his back porch were the highlight of the network, which will showcase American music such as Network come March.

Hitchcock was in Renfro Valley, Isa week taping segments for his method of the fidel, mandolin and banjo. Bergarss Guitar is packed with the fidele, mandolin and banjo. Hitchcock was in Renfro Valley, Isa week taping segments for his method of the fidele, mandolin and banjo. His method is a Mencina rath-making and hotbotics.

will showcase American music such as abuegrass, juzz and blues, as well as American craft-making and hobbies.

The segments taped in Renfro Valley were for Ronnie Reno's "Rocky Casy to play, and consists only of "Ducling Banjos" and Valley were for Ronnie Reno's "Rocky Top," then pick up this collegrass artists like Del McCroury, The Lonesome River Band, John complicated patterns of cross-picking.

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Karen Brooks, a rodeo star, and songwriter Randy Sharp team up on their debut, which was produced by Hank Williams, Jr.



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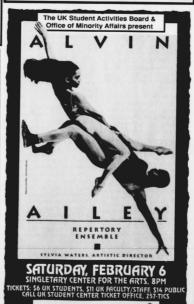
Please pick up ar application in **RM 203** of the Student Center. The Deadline is Friday, Feb. 19 at 4:00 p.m.



The Fresk Quartet

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t cumulative minimum GPA of 3.5 and 16 1893.

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VIEWPOINT

Kentucky Kernel

Gregory A. Hall, Editor in Chief Joe Braun, Editorial Editor Jason Vaughn, Editorial Cartooni Mary Madden, Managung Editor Dale Greer, Executive Editor Tyrone Beason, News Editor Brian Jent, Senior Staff Writer

Even without president, students should attend forum on tuition increase

EDITORIAL

The Student Government Association tonight is sponsoring a for um for UK students to voice any concerns they may have concern ing a proposed tuition increase, recent University restructuring plans or anything else.

pians or anything else.

Chancellor for the Lexington Campus Robert Hemenway, Dean of Students Dave Stockham and SGA President Pete November will be in 206 Student Center at 7 p.m. to answer questions.

One person, however, is missing from this list of University leaders — President Charles Wethington.

While students are in the Student Center tonight voicing their oncems, Wethington probably will be cozy at home at Maxwell

It wouldn't take much for Wethington to stop by the Student Cen-ter to hear student concerns over matters like tuition prices and re-structuring. When he drives his car down Patterson Drive toward his home, he should just pull into a space at the Student Center.

After all, the final decision for restructuring lies in Wethington's hands. If he isn't there, student complaints are just smoke in the

Students still should attend tonight's forum, despite Wethington's absence. But they shouldn't just show up, they should yell and scream. They must let someone know that students care about tuition hikes and restructuring.

Why should the University give students a voice in affairs if the students never gave an opinion?

Malcolm X is a symbol of the black experience

Malcolm X, one of the most controversial men of our country, now is in the public eye. The talented film director Spike Lee has opened a door in history that few men or women dared to confront. But many misunderstandings still exist about this stain civil rights leader. Many people feared the movie "Malcolm X" would bring violence to peaceful neighborhoods and make matters worse already violence-stricken communities. The mere mention of his name causes fear, speculation and sometimes ignorance to surface. Why? The African existence here in America has been subject to some of the most violent crimes documented in the world. This is not speculation or hate

mented in the world.

This is not speculation or hate talk; this fact. These people fell subject to hangings, lynching, burnings, organized bombings and idle killings throughout the history of the country.

The 1960s seemed to be the most violent decade because of America's shock at the organizing efforts of blacks who moved toward freedom. The American media was forced to acknowledge the shocking revelation that was taking place on her soil.

Few men dared to speak for the human rights of any people who faced systematic oppression. Not only did Malcolm X ask for equality, but he also demanded to share the fruits of a country that was stained with the blood of his people's free labor.

Malcolm understood that you

were not an American until you en-joyed the fruits of America. He stood willing — by any means nec-essary — to gain the respect and hu-mane treatment most people have

mane treatment most people have from birth.

The phrase "by any means necessary" was not a hate statement directed at any race of people; it was a position held by a man who refused to be treated as less than a human being.

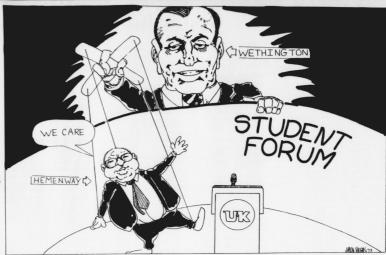
Over the past 30 years, the media used one statement to staple such a dynamic man with the seal of harted. We must ask ourselves why this statement was used. Why not mention him by saying he will judge a man by his deeds and not by the color of his skin? It is it only in this country that a man is defined to be a violent racist if he is willing to anything to acquire the rights of a human being?

we anything to acquire the rights of a human being? We only associate Brother Mal-colm with senseless violence, while mentioning nothing of the racist killings and mistreatments he spoke out against.

accept traditional inclinations. Ob-tain a true knowledge of a man that had his life stolen while fighting for human rights here in America. Donald Robinson is an agronomy junior.

Finally, it's surprising that af

Martha McClune Accounting senior Jan. 27, 1993



Rioting Round II

Officers who beat King also will not have justice

Rodney King got a beating. King's wife got a beating. Now, the justice system in our nation is about to get a beating of

week for the five police officers who were involved in the beating of King. The U.S. Justice Depart-ment contends the officers violat-ed King's civil rights in the inci-

dent.

Can justice possibly be served in the civil trial of these officers? I think not.

I've seen the clips of King's beating, and I've also seen the full 3 1/2-minute tape on television.

sion.
King, a 6-foot-4, 240-pound
man, was beaten by police after a
Taser gun (which shocks its victims with 50,000 volts) failed to
immobilize him. King repeatedly
got back up and lunged at officers after each shock from the
Taser.

Taser.

He also initially was struck twice by officers and got up

LA officers in court, led police to believe King had taken the drug PCP (which later was disproven). While the excessive beating

Joe Braun Editorial Editor

King experienced was not completely justified. Resistance of arrest is risky, dangerous and illegal. Many people believe the criminal trial of the five officers last year that resulted in an acquittal of the men — and sparked rioting across the nation —was unjust. Examining the structure of the pury disproves bias. In his nationally syndicated column, economics professor Walter Williams, who is black, wrote about a report in the newspaper The Jubilee that stated "there were four blacks in the jury pool, but the National Association for the Advancement of Colored People dad contacted all four prior to the trial, which assured their disqualification."

which assured their disqualitica-tion." Besides, last year the Supreme Court, the highest court in our country, handed down a 7-2 ruling that stated race could not be used as criteria for jury selection. In the decision, Justice Harry Blackmun said "it is an affront to justice to said "it is an affront to justice to argue that a fair trial includes the right to discriminate against a group of citizens based on their

If the jury does not nail these officers to a cross, chaos may erupt and everyone in LA knows this even the jurors.

race."

In addition, a black police officer delivered testimony on behalf of the five white policemen.

So much for a structure bias.

What about the burden of proof?

The state of California, led by prosecutor Terry White, had a very difficult job. White had to prove, beyond a shadow of a doubt, that excessive force was not necessary in this case. Considering that verbal orders failed, as did the Taser gun and the original strikes, options for the five men were limited. Not to take the officers' defense, but the court process did the job that it was supposed to do — reach a verdict decided by 12 randomly selected citizens.

King himself isn't a model citizen. Only eight months after the criminal trial, King was arrested for domestic violence after his wife called the police when King beat the. Hitting a female is never justified, even if you are Rodney King.

Can justice be served in the case

of the policemen? The media already has interviewed new LA Police Chief Willie Williams about the threat of additional rioting if the jury again finds in favor of the police officers.

No pressure for the jury or anyhing, Reach a verdict in favor of the officers and your city will be destroyed. Decide another way and the NAACP will love you for life. This in not justice.

life. This in not justice.

If the jury does not nail these officers to a cross, chaos may crupt and everyone in LA knows this — even the jurors. Further rioting must *not* play a role in the decision reached by the

role in the decision reached by the court in the officers' second trial. If the people of LA destroy their city once again, don't rebuild it. Let them learn from their mistakes, Perhaps that would be true justice served.

Editorial Editor Joe Braun is a

Supreme Court threatens liberty

Justices fail to restrict use of death penalty

If former presidents Ronald Reagan and George Bush left their mark on any government institution, they certainly left it on the federal judiciary. In the past 12 years, Reagan and Bush appointed more than 50 percent of all federal judges, and more than 80 percent of current federal judges were appointed under a Republican administration.

istration. In the 1960s, the courts were criticized for liberal activism, and judges often were accused of mak-ing laws instead of interpreting them. But, now, the Republican stronghold on the judicial branch



excessive conservatism. Critics claim that there is a growing tide of conservative activism, which is being used to usher in a conservative social agenda. has led to increasing criticism of

No where is this conservative activism more apparent than in the Supreme Court. In the past few years, the court has rotated the direction of American jurisprudence 180 degrees.

Liberals usually focus on the courts' more visible stances, like a string of abortion decisions that limit a woman's ability to choose abortion as an option. They also ridicule the court's stand on minority-rights issues.

More convincing evidence of conservative activism, however, may be found in the less-talked-about cases, like the Supreme Court's assault on the Fourth Amendment and the exclusionary rule, giving police a broad power base from which to conduct crimi-nal investigations. Not to mention the court's ruling that the United States government may legally States government may legally kidnap foreign officials.

If this string of examples does not convince you that the court has stepped off the deep end, then maybe this one will. In Herrera vs. Collins, the Supreme Court sat week ruled that an immae on death row who could produce evidence that he was not guilty of murder did not have a right to a new ap-pellate rula.

If putting an innocent person in an electric chair is not a violation of constitutional rights, then I am not sure that I know what one is.

In other words, the court allowed Texas to execute a man who had committed no crime.

Chief Justice William Rehnquist, who wrote the majority opinion, argued that the role of the federal judiciary is limited to protecting the defendant from constitutional violations, and that federal courts are not to correct jury mistakes on the facts of a case.

to a case.

It is true that appellate courts traditionally have not taken on the role
of saruly have not taken on the role
of court system is busy enough as it is.
The right to a speedy trial often is
overlooked in the American judicial
system. If appellate courts were
forced to reexamine jury decisions,
then the court clog would worsen.

Rehnquist, however, fails to dis-tinguish between the mere correc-tion of a "flawed" jury decision and the overturning of a jury conviction that was based on a lack of evi-

dence.

The situation faced by Herrera is far different than if he thought the jury had made a poor decision. His argument is that the whole jury trial that led to his conviction was flawed because all evidence relating to the crime was not presented; and the evidence needed to prove that he is not guilty is now available for the appellate court to review.

tional violation in question also bor-ders on the absurd. Herrera's argu-ment was that putting him to death violates both the Eight Amend-ment's cruel and unusual punish-ment clause and the 14th Amend-ment's guarantee of due process. If a putting an innocent person in a electric chair is not a violation of constitutional rights, then I am not sure that I know what one is.

The decision, nevertheless, paves the way for Texas to execute the defendant. Justice Harry Blackmun, who wrote the dissenting opinion, wrote that "the execution of a person who can show that he is innocent comes perilously close to simple murder."

ple murder."

The Supreme Court's ruling was handed down the day after the death of Thurgood Marshall, who was for many years the court's leading opponent of the death penalty. Supponent of the death penalty since his opposition was a minority opinion on the court, Marshall fought to make sure that there were adequate safeguards against excessive use of the death penalty.

Herrera vs. Collins is a dangerous step away from the safeguards for which Marshall fought. He must al-ready be turning over in his grave.

and journalism sophome Kentucky Kernel columni

LETTER

Hillary Clinton deserves position

I am writing in response to the editorial regarding Hillary Clinton's new position heading up the health-care reform commission.

health-care reform commission.

I am pleased Clinton has been appointed to this position. Nancy Reagan worked against drug abuse, and Barbara Bush worked against illiteracy. Clinton, apparently, is interested in health-care

Clinton is a highly qualified, ac-complished person. She graduated from one of the top women's col-leges in the country (Wellesley),

earned a law degree from Yale, has been a practicing attorney for many years, has worked on many public policy issues and, until recently, was on the board of at least one large corporation, Wal-Mart. She also has been ranked in the top 100 attorneys in the nation.

With such an impressive background, it's hard to imagine that any intelligent person would expect her to do nothing. She probably cannot work in the private sector because of the potential conflicts of interest.

Health-care reform is a pressing issue. President Clinton has appointed someone he can trust for the benefit of all. The commission is charged with studying the issues, listening to the arguments of

all concerned parties and making recommendations; it cannot pass

Finally, it's surprising that after the Republican convention disaster and the loss of the election, some folks on the right haven't learned that Hillary-bashing makes then look like bullies. The perpetrators of the anti-Hillary drumbeat come across as feeling threatened by her intelligence and ability.

Sadly, too many Americans still have not come to grips with redistribution of power occurring in the country from white males to women and minorities.

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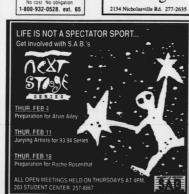
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are people who have purged them-selves, who are in the military and in the closet."

ROTC cadets who are discovered to be homosexual could be disen-rolled for breach of contract, he

said.

Connors said the issue of allowing gays and lesbians into the military involves several important factors, the most important factors, the most important of the morality and cramped living armagements in the armed forces. From a practical standpoint, having homosexuals and heterosexuals serve together is 'mot a good idea,' be said.

"Well, if eave come out of the

"Well, if gays come out of the closet, the other officers might change their view of these people

because their rights are being vio-lated," he said. "What about hetero-sexual's right to privacy? Many would be uncomfortable in that sit-

would be incommended in that site unition.

"There are those individuals who would say that homosxuality is equivalent to heterosexual life-styles. It will be difficult for some to accept it."

Close military living quarters would create a great deal of tension between homosexual and heterosexual officers, he said, and many heterosexual officers would feel threat-end by the presence of peers who are attracted to members of the same sex. same sex

same sex.

These assumptions are "ridiculous," said Barry James, an anthropology freshman who is gay.

Last year, James finished four years of active duty in the Marines where he spent time as a section leader.

"It's a little ignorant actually.

There's no reason to think that homosexuals are any more hypersexual
at than anyone else," James said.
"They don't go into the military to
find a date. They go to do a job."
Though he agreed that strict
codes of conduct are important for
all officers in the armed forces, he
said the ban on gays and lesbians is
based purely on ignorance and fear.
Last week, President Clinton
reached a compromise on his push
to lift the ban on homosexuals in
the military. Federal action on the
issue was delayed until July.
However, a judge in California
ruled Thursday that prohibiting
someone from serving in the armed
forces simply because of that person's sexual orientation is unconstitutional.

James said he hopes the president

tutional.

James said he hopes the president and Congress will honor this regional ruling by lifting the federal ban. "I would like to see the ban lifted right away, but there are

some issues that need to be addressed."

Nome to see that need to be addressed."

No matter what happens in the next six months, gays and lesbians always will have a presence in the military. UK Lambda Co-President Andrea Lonon said. UK Lambda a gay, lesbian and bisexual education and support group.

"What they don't realize is that there are already tons of people in the military who are gays, lesbians and bisexuals. I know that personally," said Lonon, who was an ROTC cadet at East Tennessee State University in Johnson City, Tenn.

Unlike James, Lonon was not

Unlike James, Lonon was not Unlike James, Lonon was not questioned about her sexuality when she entered ROTC. But when she went to join the Johnson Clivreserve unit, the recruiter did raise the issue.

"He looked at me and said, 'The next three questions you will have to say no to.' I asked him what if I

Three other people who tried to eak up the scuffle received minor

Marine

Continued from Page 1

didn't want to answer, and he said.

'I'll mark them 'no' for you.'

Lonon said. "He let me know that 'yes' was not an option."

Lonon said the recruiter did not protest her decision not to answer the questions any further." Je ot the sense that he didn't care."

She claimed that nearly all members of her reserve unit were lesbians. "Maybe this was just an isolated case," she said.

Military leaders do not give much attention to lesbian women, Lonon said, because they are preoccupied with the fear of being viewed as sex objects by other men. This fear is proof of how "silly" the ban on homosexuals in the military is.

"The whole situation seems kind of ironic to me," she said. "Most of the concern seems to be about sexual harassment (by gay males). Well, that's the same thing women have been putting up with for years. No one says anything about that."

Gov. Jim Hunt, saying he would do whatever it takes to prevent more gay-bashing. Hunt was at the meet-ing of the National Governors As-sociation in Washington, D.C.

Pridgen credited three witnesses for saving him.

for saving him.
"I believe I would have been dead. I've never felt anything like that before," said Pridgen, adding that he had never been attacked because of his homosexuality.

Continued from Page 1
plores it, but I don't think that is a
reason not to take a step forward on
a civil rights issue."
The victim, Crae Pridgen, suffered cuts and bruises. He lost a
tooth and had a black eye, swollen
lip and cut ear.
He told police that the attackers
mentioned Clinton. cause of nis homosexuality.

Asked if the attack and his decision to meet with the governor's staff could be compared to the Navy officer in California who's championing homosexual rights in the military, he replied, "I don't feel like a hero."

> The Leadership Connection: Get Plugged In

ADA

Continued from Page 1

The new law, Kames said, places more emphasis on the treatment of disabled students and employees. "It requires (employers) to document more why they don't hire someone and also to make more of an effort for accommodation and awareness."

awareness."

Better accommodation at athletic events is another problem for students. Jeff Merrill, a senior architecture student, has been working toward improving the condition of seating at athletic events.

seating at athletic events.

He said the handicapped seating area in Commonwealth Stadium is small, and some people cannot enjoy the games because there is not enough room for others to walk down the aisles.

"We are presently working to fix the student section in Rupp Area to accommodate wheelchairs," Merrill said. "It's been a long process."

Although the requirements of the

Although the requirements of the law have been met, conditions for the disabled are not as good as they could be, Merrill said.

You'll miss the news if you don't read the Kernel.

Earth

Expo of the Bluegrass" which will be held May 7-8 in the Mall at Lexington Green.

There will be a number of individuals and organizations related to the environment participating in the the event, Bandy said.

"Making the students and the public aware of the environment and conservation and issues that pertain to that is what we can do to preserve (the environment) for the future," Bandy said.

Linnie Prewitt, a biology junior, is the volunteer coordinator for the One Earth Foundation.

She said that the organization gets its volunteers from the Central Kentucky Association of Volunteers and anyone in the community who is interested.

"We take all walk-ins," Prewitt

Bandy said there are several ways that UK students may get in-volved in the organization. The Foundation is looking for volunteers to do some telemarket-ing, writing and office work.

They are also looking for people interested in gardening to help with

an organic garden that will be started in the spring.
"All we want is to see everyone get involved with the environment in some way," Wright said.
Since it was originally founded, the organization has received all of its funding from corporations, local businesses, individuals and volunteers.

However, the Foundation began accepting donations from the public yesterday.

yesterday.

Anyone who wants more information on the One Earth Foundation or its programs may contact the office at (606) 245-3278 during regular office hours.

Pridgen came to Raleigh yester-day to meet with representatives of

Sherman's Alley by Gibbs & Voigt









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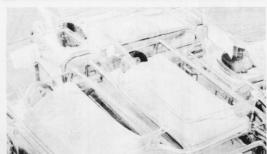
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