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## Orphan 'Annie' Finds a home in San Jose

# Spartan Daily

Volume 76, Number 2

Serving the San Jose State Community Since 1934

Monday, January 26, 1981

### Accused of murder

## Honor student's plea date delayed

The arraignment of the SJSU honor student charged with the murders of two campus area women was postponed Friday until Wednesday at 2 p.m.

At that time the suspect is to enter a plea before Municipal Judge Robert Ahern.

Donald James Cummings, 24, remains in Santa Clara County Jail in lieu of \$50,000 bail, charged with

Cummings was first taken into custody Dec. 9 by the University Police when he cut his wrist with a kitchen knife in the Student Union.

He was taken to Valley Medical Center for treatment and observation. Cummings returned to the University Police station on Dec. 11 to retrieve his knife after being released from the hospital.

It was then that Anderson, making the connection between Cummings and the police drawing, notified San Jose Police. A warrant for the Dec. 3 assault was eventually issued on Dec. 30 and Cummings was arrested by city police that day.

Bail was set at \$50,000.

Further investigation led to the additional assault charge, as well as the two murder charges against Cummings.

Police reported that Cummings' fingerprints were found at the scene of each of the crimes, but a delay in matching the prints kept them from making the arrest sooner.

The University Alternative Program had come under fire during the last two years from city officials. Both San Jose City Councilman Tom McEnery and Police Chief Joseph McNamara claimed the program was not suited to a campus with a crime problem.

Cummings' arrest prompted SJSU President Gail Fullerton to announce, earlier than she had planned, that based on a study by a campus committee, the university will not seek continuation of federal funds to run the program after this semester.

Despite the demise of the program, students now enrolled may remain at the university. However, they will no longer receive the personal, academic and financial aid counseling they received in the UAP, Fullerton said.

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the murders of 21-year-old Blythe Nielsen in November 1979 and of 59-year-old Phyllis Higdon last month.

Cummings, convicted of a rape in Contra Costa County in 1974, was enrolled for the last three years in the University Alternative Program, designed to help ex-convicts obtain a college education.

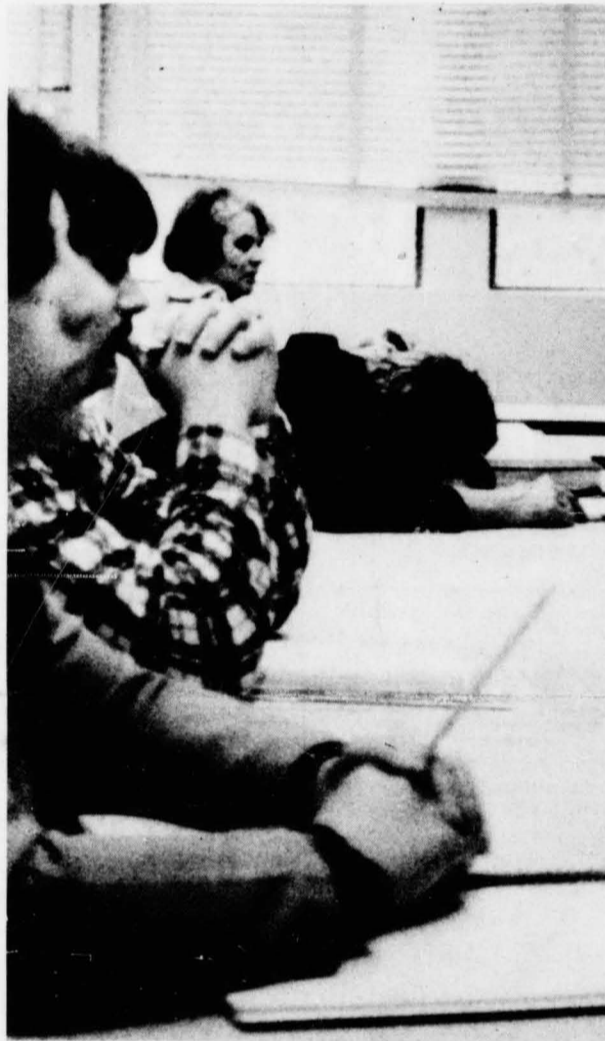
The political science senior entered the program in the fall of 1977 after his 1976 release from Atascadero State Hospital, where he was sent as a result of the rape conviction.

In addition to the murders, police have charged Cummings with the Dec. 3, 1980 beating of a female graduate student and the Dec. 16, 1979 assault and burglary of another female student. Both assaults occurred near campus.

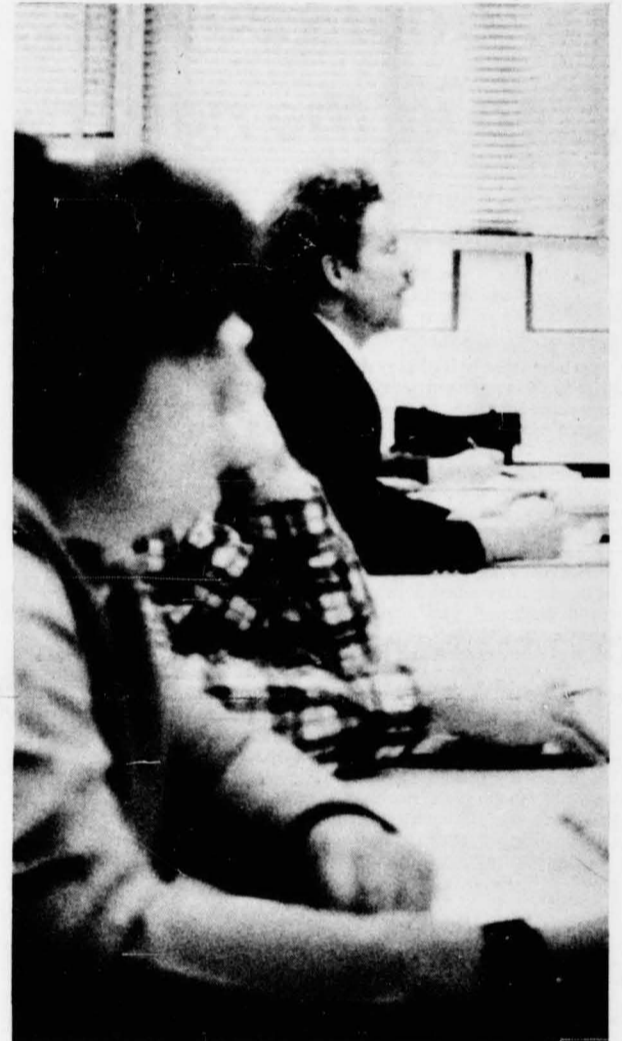
Police also are investigating Cummings in connection with several unsolved crimes of violence in the university area during the last three years, according to University Police Officer Edwin Anderson.

Cummings was arrested Dec. 30, after Anderson identified him from a description of the Dec. 3 assailant issued by the San Jose Police Department.

## Off to a slow start



FIRST DAY BLUES -- English major Scott Browning found it a little difficult to get psyched up for the first meeting of his linguistics class Friday. After catching a few winks while the



photos by Linda Colburn

teacher went over the green sheet, left, he managed to snap out of his ill-timed stupor just in time to look lively and refreshed for his end-of-class walk out of the dreaded classroom.

## Coors visited by task force

by Stacey Stevens

The Associated Students Board of Directors has completed a first step toward verifying allegations that prompted its boycott of the Adolph Coors Brewing Company.

A five-person task force from SJSU returned from a three-day fact-finding trip in Golden, Colo., last Tuesday. All expenses were paid by the brewery.

Currently, the board is boycotting Coors for its alleged union busting and unfair, discriminatory labor practices.

Members of the board have labeled the boycott a "gesture of support" for the AFL-CIO, which initially boycotted the brewery for the same reasons.

The board was invited to send a delegation to the brewery last semester when Coors learned that the A.S. boycott had forced the cancellation of several Coors promotions on the SJSU campus.

The SJSU Athletic Department also ended its affiliation with all Coors promotions, including the Spartan Yellfest at football games

and schedule cards and posters printed by Coors for SJSU athletic teams.

The Athletic Department's action came when A.S. President Mike Medina requested the department honor the boycott.

In addition to the spurning by the Athletic Department, then Coors' campus representative Joe Harris said the brewery received "unnecessarily bad publicity from the boycott" when the board froze funding of Coors-sponsored events.

The trip was offered, Harris

said, in hopes that the board could "see for itself that those (allegations) just aren't true."

The five who made the trip were: SJSU Academic Senator Andy Arias, Director of the SJSU Women's Center Alice Campbell, Director of Community Affairs Bob Fudenna, Director of Non-Traditional Minority Affairs Sharon O'Connor and Director of Sponsored Programs Bill Santi.

The five-person task force will not release information regarding the trip until the group can "get together and digest" what they've learned, according to O'Connor.

The trip was originally scheduled for Jan. 12-13, but had to be rescheduled for Jan. 18-20, according to Coors corporate communications representative, John Fellows.

Fellows said the board was supposed to send Coors a letter by Dec. 5 stating what they wanted to find out on the trip. Coors did not receive that letter until Dec. 23, he said, so the trip was delayed until last week.

Coors had to take time to make sure the people the task force wanted to interview would be in town, he added.

There were stipulations put on the trip by both the board and Coors, according to a Dec. 3 resolution of the board.

It stated the trip would take place only if Coors agreed to send a representative from their company to debate the issue on the SJSU campus. Coors required the board to send an official report on the task force findings.

see COORS back page

## Traps to lure medfly prepared on campus to replace pesticide

by Ted Catanesi

The battle being waged in Santa Clara County against the Mediterranean fruit fly has made its way onto the SJSU campus.

The State Department of Agriculture three weeks ago stripped 10 campus trees of their fruit - two avocado and eight citrus - in their fight with the pest now known as the medfly, first discovered in Santa Clara County last June.

Traps were set near Building U and the football office designed to lure the flies into a sticky hold. The traps are to be checked every one or two weeks by the agency.

The State Department of Agriculture and the California Conservation Corps have been stripping the fruit from South Bay trees and crops in an attempt to eliminate the pests from a threatened 133-square mile area.

The manual effort is being made to avoid the proposed aerial spraying of the pesticide Malathion, which has been hotly opposed.

Opposition to the spraying of pesticides has come from coalitions of area residents and pregnant women fearing fetal damage.

According to Dr. Peter Kurtz, physician with the State Department of Food and Agriculture, the proposed concentration of Malathion to be sprayed is not dangerous to unborn children.

It is the medfly larvae that threaten to contaminate the fruit. The adult medfly deposits its eggs inside the host fruit and when the larvae emerge they eat the fruit.

It is unknown when the larvae will emerge, as it is determined by the weather. However, officials are hopeful that the ground spraying will kill them upon their emergence.

If necessary, the endangered 133 square miles - containing parts of Palo Alto, Mountain View, Sunnyvale, Santa Clara and San Jose - will be dosed by helicopters and airplanes with six applications of 2.4 ounces of Malathion mixed with a protein base that attracts the fly.

The six sprayings would be done at seven to 10 day intervals if county, state and federal agriculture officials feel it is needed.

The amount sprayed would equal two milligrams per square foot, according to Kurtz.

"We hope to eradicate the flies without the use of pesticides," said state toxicologist Keith Maddy.

But agriculture officials say that attempts to fight the medfly through ground spraying and the introduction of sterile flies haven't worked.

James Lee, associate administrator for the U.S. Department of Food and Agriculture, said the flies must be eliminated by February 15 before more host fruits appear and the epidemic spreads.

### San Luis Obispo loses at last

## Spartans make mat history

by Jerry McDonald  
Sports Editor

Spartan wrestling coach T.J. Kerr was working on only four hours sleep, but was in a good mood as he leaned back in his chair.

"Now I can retire, or at least get a two-year contract and a raise," Kerr joked.

Kerr had reason to be in a good mood. He and his team had made history on the night before at Cal Poly-San Luis Obispo. The SJSU wrestling team had handed the Mustangs their first defeat to a California school in that school's illustrious wrestling history.

The 20-16 win on last Thursday was still fresh in his mind.

"I'm floating," Kerr said. "Beating Cal Poly has always been one of my goals. I had trouble sleeping when I got home."

Against California competition, Mustang coach Vaughn Hitchcock had a record of 158-0-1. A contingent of about 100 Spartan fans made the trip south to witness his first defeat.

"Our fans that were there were louder than theirs, and the attendance was around 1,500," Kerr said. "They were kind of quiet toward the end. It was like seeing John Wooden get beat."

The matmen didn't exactly have an auspicious beginning to their trip to San Luis Obispo.

First, the van they use for traveling broke down, forcing them to rent a recreational vehicle. Heavy rains then slowed the trip to a crawl.

"Things started out poorly," Kerr said. "When we finally got there, we saw that their mat was smaller than we are used to using."

see WRESTLING page 5

## Hostage settlement is a 'tribute' to patience



by Wayne Norton  
Editor

As the national elation over the release from captivity of the 52 Americans held hostage in Iran begins to subside, we must now assess the events of the last year and one-half.

Most Americans share an anger and humiliation that the embassy personnel were taken in the first place. We are also outraged by the

reports of physical and psychological abuse our countrymen and women suffered at the hands of the militants early in their ordeal.

The settlement that sprung the Americans is a tribute to the patient negotiation that resolved the crisis. It also vindicates former Secretary of State Cyrus Vance's insistence that the use of military force was a foolhardy tactic to employ to gain their freedom.

Vance, you may remember, resigned from the Carter administration after the president ordered the doomed April rescue mission that ended in a cloud of desert dust.

The Iranians are claiming that they "rubbed the great Satan's nose

in the dirt." That is a gross over-exaggeration, but there were some clear-cut gains by the Khomeini regime. They used the taking of the hostages to unify their revolution. Many observers feel that now the war with Iraq provides the needed symbol for solidarity. The hostages had become both a distraction and a liability.

The economic sanctions imposed on Iran in retaliation for violating diplomatic law seem to have taken a heavy toll. The governor of the central bank of Iran was quoted in the *Christian Science Monitor* as saying that his country has only enough financial reserves to last another six months.

Trade embargos imposed on

Iran, plus the lingering war with neighboring Iraq, have created severe shortages. The bleak economic conditions have caused Iran's middle class to question the leadership abilities of its fundamentalist Moslem rulers.

While the captors did reap some benefit from their actions, Americans can be proud that the final settlement was an honorable one.

None of our national interests have been compromised. None of the militant's outrageous demands have been met. They are simply getting back the assets they had in this country before President Carter froze them in the first weeks of the crisis.

The militants' demand for the return of the late shah was refused. Under terms of the recent agreement, their demand for the return of the ousted ruler's estate will be handled by the U.S. justice system. Their demand for an apology was ignored by our government officials.

From Washington come reports that President Reagan is unhappy with the final accord and is making every effort to disassociate himself from it. His advisers are saying that Reagan will take a harder line toward the terrorists if a similar situation should arise during his administration.

It would be wise for the new president to consider that pride is an

attitude that often interferes with clear thinking. There are more important values than national pride — the lives of 52 Americans for instance.

It may have grated on America's nerves to watch our fellow citizens paraded around the streets of Tehran, and many of us wished there was an effective military option. However, Carter's method proved to be the best in the long run.

Because of his patience and refusal to be railroaded into a second foolish use of force, Jimmy Carter could welcome back the former hostages and describe them as "alive, well and free."

## A.S. Coors boycott inquiry; a step in the right direction



by Stephen D. Stroth  
City Editor

For the last two years, those of us who have kept up with campus media events have been bothered and

beffuddled by the current boycott the Associated Student government has placed on the Coors Brewing Company.

Since the A.S. is supposed to represent the students of SJSU, they spoke for all of us when they claimed that the alleged union busting and unfair, discriminatory labor practices (the reason for the boycott) are in fact true.

Until last week, they actually had no way of knowing if those accusations were true or not. The boycott itself had merely been a show of support for other groups making accusations against the brewery.

Our student representatives had virtually befriended an issue they really knew nothing about. It was a popular issue and it seemed a worthy cause.

But, last week, A.S. sent a fact-finding crew to the Coors brewery in Golden, Colo., in hopes of obtaining some concrete information about the accusations against it.

At last, after two years of filtering printed propaganda from both sides of the argument and essentially choosing the information best supporting their own position, the A.S. has taken a big step toward clarifying, or even reassessing its boycott.

Though the results of the fact-finding "mission" are not yet available, the effort and initiative displayed by the supportive members of A.S. should not go unrecognized.

In actuality, it took an invitation from the brewery itself, which included an all-expenses-paid trip to

Colorado, before the members of our student government sought to gain any information about the boycott they were promoting.

Granted, most of the student representatives on the A.S. board of directors were new to their positions last semester and had expressed some interest in getting a better understanding as to why the boycott went into effect.

Despite the curiosity of the newcomers, A.S. President Mike Medina, though not entirely unreasoning in his arguments, typified the narrowness of thought exemplified in any response the A.S. government made when the boycott issue was raised.

"It's already been established (two years ago) that we're boycotting Coors," he has said. Medina's response was that A.S. was boycotting Coors and that's that.

It's unfortunate that for so long our student representatives failed to realize the responsibility of their actions.

A boycott, no matter how large or small in scope, is not something that is casually initiated nor is it casually maintained.

Medina has long argued that the burden of proof has rested with Coors and not with the A.S. government.

Whether guilty or innocent of the charges against it, Coors has demonstrated that it is willing to accept that burden of proof.

However, the responsibility of the boycott business does not lend itself to casual participation, a method of approach the A.S. in the past has been quite guilty of.

Fortunately for us (the people the A.S. represents) the SJSU student government is learning to accept the responsibility of the jobs we pay them to perform.



## Letters

### Closing of UAP 'highly necessary'

Editor:

SJSU President Gail Fullerton's recent decision to phase out the University Alternative Program was both courageous and highly necessary.

A barrage of letters will now descend upon the *Spartan Daily*

attacking her through the use of spurious arguments. The Jan. 23 letter by Patricia Lilley, associate director of the Upward Bound Program, is the first such example.

Lilley claims "The UAP was closed because a participant was arrested for murder." Untrue. The decision to close the UAP was made by Fullerton in mid-December before that arrest and was based largely on the fact that the UAP has

a history of marginal educational value. For example, only 10 of the UAP participants have graduated from SJSU since its 1973 inception. Given the high risk of the program, Fullerton wisely concluded that the academic record of the UAP simply did not justify its continuation.

As for Lilley's contention that the closing of the UAP forces convicts to return to crime: ridiculous. To make such a statement is to

morally blackmail society. Ex-convicts can still enter SJSU like any other student; this is hardly discrimination.

The closure of the UAP program at SJSU simply helps to insure that other communities will be forced to accept their rightful proportion of ex-convicts. It is unfair to both the city of San Jose and SJSU, faced with our high crime rate, to have 76 percent of the UAP participants coming from other counties.

In December, the CUES committee heard a second time from the staff of the UAP. One of them asked me if I didn't feel safer, as an employee of SJSU, knowing that the UAP was in existence — after all, they were screening the ex-convicts.

My answer today is the same as it was before Fullerton's decision. No I do not feel safer. Given the unique crime situation at SJSU, I want the program terminated, thus reducing the number of ex-convicts at SJSU.

Thank you, President Fullerton, for having the courage to make this difficult decision.

Martha O'Connell  
Secretary, New College

### Student activities need support

Editor:

It is inconceivable to me that such programs as the *Spartan Daily*, Theater Arts, and music activities should be threatened due to lack of funds, while student organizations that represent the interests of limited numbers of students are funded.

I strongly believe that, in this era of financial constraint, monies from student fees should go first to activities such as the *Spartan Daily*, the radio station, theater arts, music and various other areas that provide students with practical experience in their field of study.

I also want to emphasize that by adequate support I mean modern, up-to-date equipment.

John M. McGann  
Undeclared

## Courts are too lenient on killer drunk drivers



by Nancy Young  
Entertainment Editor

It has been several years since that tragic summer in Montana.

It was on a Thursday evening that four 18-year-old men started out on a short vacation. They had graduated from high school only one week earlier.

Suddenly, an oncoming driver lost control of his sedan and swerved into the path of the men's car. All four were killed.

The driver of the other car, 36, was drunk. Tests revealed his blood alcohol level was .22 percent, more than twice the level at which a driver is legally declared drunk in the United States (.10).

It was on that evening I lost a cousin and three very close friends.

The driver was charged with felony drunk driving and felony vehicular manslaughter on four counts. It was the second time he had been arrested for drunk driving in three years.

In court, the man pleaded no contest. The two previous convictions were dropped for a plea-bargaining arrangement with the district attorney.

One year later I learned of a friend who had lost her leg in an accident involving a hit-and-run drunk driver. When the driver of the car was finally identified, the Department of Motor Vehicles checked the driver's record. It was his second drunk driving offense.

Each year drunk drivers kill 20,000 to 30,000 citizens in our country. Last year, in California alone, 2,558 were killed; 73,372 were injured; 283,797 were arrested for drunk driving and only 206,459 were convicted. 77,338 of those drivers arrested with an abnormally high

level of blood alcohol were set free. Free to go and share the highways, roads and streets with you and me.

For some, the humiliation of the arrest would be enough to hinder any future drinking and driving expeditions.

For others, however, the penalty is not strict enough. Many may probably not think twice about their lives or the lives of others before they get behind the wheel of a car.

Unfortunately for the victims involved in the Montana accident, the driver didn't give the risks a second thought.

It appears as if the law is far too lenient with this crime. What is the cost or penalty of drunk driving? These and other incidents lead me to believe that the only price paid is ruined lives for the families involved, grief and never-ending pain.

Obviously the publicity, programs and all the attention given by public officials, Highway Patrol, social organizations and our judicial system aren't really solving the problem. Drunk drivers continue to kill, injure and maim innocent citizens. Past punitive measures have not stopped this crime.

I feel it is time to implement stronger programs and enforce stricter laws and recognize just how serious the problem really is.

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THE 53d HOSTAGE

# Murder might have been prevented, according to San Jose Police officer

by Judy Larson  
Associate News Editor

The December murder of a campus-area woman might have been prevented, according to a San Jose police officer.

The murder of 59-year-old Phyllis Higdon might not have occurred had evidence leading to the arrest of the suspect been programmed into a fingerprint matching computer.

SJSU student Donald James Cummings, 24, is charged with the murder of Higdon, as well as the November 1979 murder of 21-year-old Blythe Nielsen.

print."

Only full fingertip prints are programmed into the computer, Wittman said. Sometimes the prints lifted are from palms and only small sections of fingers.

Police fingerprint examiners have now determined Cummings' fingerprints match those prints found at the Nielsen home. Visual inspection of the fingerprints by San Jose Police examiners linked Cummings to the other murder and two assault cases, according to Reeves.

might have been prevented," said Sgt. Jim Smith, who is investigating the Higdon murder.

"But things don't always work that way," he said. "We had to match eyeball evidence (eyewitness reports) and physical evidence before we could have enough proof for the DA's office to issue a warrant."

If Cummings had been suspected of murder, the steps for the warrant would have taken only two or three days, Officer Reeves said.

Cummings is also charged with two assaults on women in the campus area on Dec. 3, 1980, and Dec. 16, 1979.

## Prints not found in state computer

The suspect was enrolled in the university for the last three years through the University Alternative Program, which helps convicts obtain a college education.

Two years ago, the San Jose police had a computerized fingerprint matching system. But a court case against the manufacturer, Rockwell, caused the computer's removal. Matching is now done manually by examiners.

However, in other cases it can take two to three weeks because of the workload of officers and the backlog in the fingerprinting department, Reeves added.

Fingerprint examiner Sartin said the three examiners employed at the police station have about twice the caseload of some of the other examiners in the state.

Reeves said limited funding makes hiring additional staff difficult.

"I hate to throw everything back on Prop. 13, but in any operation if a limited staff's workload is increased, it is reflected in their work," Reeves said. "If we go too fast, it is reflected in the quality, which we can't afford."

"So it is sometimes reflected in the time it takes to accomplish the work."

"The computer we had two years ago was fairly accurate and fast," said Victor Sartin, fingerprint examiner for the San Jose Police. "Naturally no computer is as accurate as a hand search because people are more specific than computers and computers only have what you program into them."

Cummings was arrested Dec. 30 for the Dec. 3 assault.

Police originally suspected Cummings after University Police Officer Ed Anderson identified him from a composite drawing issued by the San Jose City Police on Dec. 12.

The victim of the Dec. 3 assault identified Cummings. On Dec. 15, Cummings' prints were sent to be examined by the fingerprint examiners, officer Reeves said.

Because of the heavy workload of the fingerprint examiners, the evidence for a complaint was not filed until Dec. 26 when Cummings' prints were matched to the Dec. 3 prints, Reeves said.

The four-day Christmas holiday delayed the warrants until Dec. 30, he added.

"The thing to remember is that originally he was not suspected of murder," Reeves said.

According to Reeves, suspects accused of murder and suspects already in custody take priority over investigations trying to track unknowns.

"The court puts time limits on cases of people in custody and those cases takes priority," he added.

"The academic truth is that the second murder

# Scholastic excellence pays at SJSU

2 students win \$2,000 scholarships

by Eric Strahl

Two SJSU science students were each granted a \$2,000 scholarship last week by a national women's foundation dedicated to scientific development.

Vicki Jennings, a graduate biology student, and Alan Emerson, a graduate mathematics student, will receive their scholarships at a foundation luncheon in San Francisco March 5.

The Northern California Chapter of the Achievements Rewards for Collegiate Scientists Foundation, Inc., awards scholarship money annually to various universities in its district. The schools select their own recipients for the awards.

*'Both proved to be excellent students'*

School of Science Dean Lester Lange said he chose the two recipients from more than a dozen potential recipients.

Students were judged "not just in GPA, but in general outlook and personality," Lange said. "Both proved to be excellent students."

Prof. Leon Dorosz, Biological Sciences Department chairman, said that Jennings, "an extremely good student, hardworking, and bright," worked last summer on a student-run, federal grant project which researched the South Bay salt marshes during sewage spills. She was instrumental in writing and delivering the project report to Washington, D.C., according to Dorosz.

Jennings also researched wildlife in Africa and is now working on the Mediterranean Fruit Fly crisis, Dorosz said.

Emerson heard about the scholarship the night before he was granted it. He is a finite math instructor and graduate student in mathematics. He hopes to gain a doctorate degree elsewhere after completing the two-year graduate program at SJSU.



photo by Linda Colburn

Biology grad student Vicki Jennings received \$2,000 from the Achievements Rewards for Collegiate Scientists Foundation.

# School of Business ups grad requirements

by Greg Robertson

Following a continuing progression of making stiffer requirements for graduation, all business majors entering SJSU this semester are required to take an additional operations management class as a new core requirement.

This is the fourth new requirement that the School of Business has initiated over the past five semesters. A fifth requirement will be added at the start of next semester.

Prof. Gerald Maxwell, head of the Business Student Advisement Center, said that the changes are all being made "in an effort to improve the School of Business program."

The latest change requires all students admitted or not declaring a business major until this semester to include BUS 167, operations management, as a core requirement.

Students admitted

prior to this semester are exempt from this new requirement.

Beginning next fall, every student admitted for a business major will be required to carry a non-business minor as well.

"This will give business majors another area of expertise," said Janice Ford, administrative assistant for the Business Student Advisement Center.

## 5th requirement to be added spring semester

One of the university's major concerns is to make the business core more applicable to the needs of the business community. This was a key factor behind the recent increase in writing requirements the school now requires.

This was also the reason behind last year's decision to require 132 units

for a degree in business administration instead of the normal 124 units.

"The extra units force the students to plan a lot better," Ford said.

So while students may see this series of stiffer requirements as a hardship

now, the School of Business is hoping it will pay off for them in the future.

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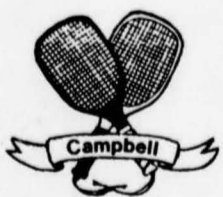
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Serving the San Jose State University Community Since 1934 (UCPS 500-400)

Second class postage paid at San Jose, California. Member of California Newspaper Publishers Association and the Associated Press. Published daily by San Jose State University, during the college year. The opinions expressed in the paper are not necessarily those of the Department of Journalism and Mass Communications, the University Administration or any student or faculty organization. Subscriptions accepted on a remainder of semester basis. Full academic year, \$15. Each semester, \$7.50. Off-campus price per copy, 15 cents. Phone: Editorial 277-3181. Advertising 277-3171. Printed by Independent Publications.

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## 'Annie' wins crowd; Waif has a new home

by Holly Allen  
Opinion Editor

The Broadway musical "Annie" opened in San Jose Tuesday night and was received enthusiastically by the audience with several rounds of applause and a standing ovation.

The crowd filled the San Jose Center for the Performing Arts to its capacity of 2,700, all of whom came to see the 12-year-old Rosanne Sorrentino portray the comic strip character "Little Orphan Annie."

Sorrentino is making

### Play Review

her professional stage debut in this production. The part of "Annie" was won over numerous other young actresses. In 1976 Sorrentino played a schoolgirl in the American Academy of Dramatic Arts' production of "The Prime of Miss Jean Brodie."

The professionalism of the national company from New York is obvious. The cast shows its discipline and the characters are

portrayed with an expertise that comes only from long hours of hard practice.

The company recently finished the 1980 part of its national tour in Vancouver. After its two-week engagement in San Jose is over, the company will move on to Denver, Buffalo, Hershey and Richmond, Va.

The plot in "Annie" is simple and heartwarming. The message throughout the musical is one of optimism. The theme song "Tomorrow" conveys this message with the words, "The sun will come out tomorrow. Bet your bottom dollar that tomorrow there will be sun."

The musical is set in New York City during the worst of the Depression in 1933. The story is about Annie's search for her lost mother and father.

The cast of characters includes villains, orphans, radio personalities, a dog, a billionaire and even former President Franklin Delano Roosevelt.

The story opens at an orphanage for girls in New York which is run by the laughably-mean supervisor Miss Hannigan. It is from this orphanage, in the opening scene, that Annie decides to run away and

begin the search for her parents.

During her search Annie meets up with a stray dog that she names Sandy, with a band of hobos, and with Oliver "Daddy" Warbucks who is the richest man in America.

When Annie and Warbucks first meet, Warbucks isn't quite sure how he is to deal with the young orphan, but eventually the two become inseparable. Warbucks then uses his power and money to assist Annie in her search.

Miss Hannigan wins the audience with laughter over her hatred for little girls and her love for a bottle of gin. The part is played well by the Broadway actress Patricia Drylie.

Warbucks is played by Harve Presnell, who starred in the Broadway and film version of "The Unsinkable Molly Brown."

The contrast between the characters of Hannigan and Warbucks, both guardians of Annie, is well executed. Hannigan cares nothing for Annie, whereas Warbucks shows Annie much affection.

The six other orphans in Miss Hannigan's orphanage were all played by talented young actresses



photos by Sal Bromberger

Annie endures

Above: "Annie," 12-year-old actress Rosanne Sorrento, and her orphan friends, entertain a jubilant President Theodore Roosevelt with a Christ-

mas dance. Below: Annie heartwarms the audience with her love for her newly-found dog and confidant, Sandy.

with professional experience. scenery are effective and obviously well thought out.

The technical side of the production maintains the same professional standard. The props and

All in all the musical is delightful and can be enjoyed by all ages.

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## Free throws hold off Titans

Doug Murrey scored 19 points and Ed Saunders sank four free throws in the final 1:06 as the SJSU Spartans held off Cal State Fullerton 49-43 at Titan Gymnasium in Fullerton Thursday night.

"We are happy to get out of here with a win," Spartan coach Bill Berry said after watching Fullerton close to 42-41 late in the game.

"We didn't play well and were a step late on defense," he added.

SJSU took the lead for good, with 16:25 left, on a dunk by Chris McNealy. Leading 25-24, the Spartans then opened up a seven point lead, 42-35, before Fullerton closed to within one.

Saunders then sank two free throws with 1:06 left. Sid Williams scored a free throw and Saunders hit two more from the line with 26 seconds remaining to ice the game for the Spartans.

The Titans (2-13, 0-3 in PCAA) led at half-time 20-18. They were paced by Dave Wear (16 points) and Michael Anderson (11).

Williams had nine points to follow Murrey, while McNealy and Saunders had six each.

Berry opened the game with his "small" lineup, substituting the 6-1 Saunders for 6-8 Ed Uthoff and moving McNealy to the front court.

"We went with our smaller lineup for more mobility but didn't get the result we were looking for," Berry said.

"Credit Fullerton," Berry said. "They moved the ball well and played a heck of a game. They can beat anyone in the conference."

The Spartans are now 12-3 overall and 3-0 in PCAA action.

The win kept the Spartans in a first place tie

with Long Beach State and UC-Irvine, both of whom were winners Thursday night.

San Jose traveled to Santa Barbara to face the

Gauchos of UCSB on 78-72, on Thursday. Results Saturday night. Santa Barbara fell to Utah State, not available at press time.

## Lady Spartan coach picked

by Billy Thomas

In an effort to upgrade its program, the Women's Athletic Department has hired Cal State Long Beach men's volleyball coach Prof. Richard Montgomery to coach SJSU's women's volleyball team.

"The entire coaching staff of the women's athletic program is excited about the hiring of Dick Montgomery, and we are looking forward to working and planning with him," said Women's Athletic Director Joyce Malone.

"We are trying to maintain a quality program, to grow and to become one of the top volleyball programs in the country," Malone said.

Malone didn't disclose the actual amount of Montgomery's salary, but she did say it was in the range of \$32,000 to \$39,000 for 12 months.

"San Jose State is trying to build a top women's program and they are putting a lot into it financially, as well as administratively," Montgomery said.

"Women's volleyball is going to be one of our main emphases," Malone said.

That aspect of the job was particularly attractive to Montgomery, 38, who will assume control of the off-season volleyball program next Tuesday, replacing interim head coach Marti Brugler.

Montgomery isn't a stranger to success or national recognition. Last year his Cal State Long Beach team placed third in the NCAA and he had a national championship team in 1973.

Why leave such a successful program? Montgomery said men's volleyball isn't a major sport at most universities and it doesn't get the recognition women's volleyball does.

According to Montgomery, Title IX has tipped the scale even more in the direction of women's volleyball.

"Since Title IX passed, it's attracting top women players and top level coaches," he said.

To accommodate the rising interest in volleyball, the head coaching job has been changed from a part-time position to a full-time position, according to Malone.

"Our objective is to give someone adequate time to do the things that need to be done to improve the program," Malone said.

"Volleyball is one of our gate sports (produces revenue), and we need more time to promote it because more people are becoming interested in it," Malone said.

"Attendance at our volleyball games is as great as that of the women's basketball games," which also produces revenue, she said.

In comparing Southern California schools to Northern California schools, Montgomery attributed the success of the Southern California schools to their youth programs.

According to Montgomery, by the time the kids reach college, they have developed and are better skilled.

"They have been better coached and have been in the program for six to seven years," Montgomery said.

Youth programs already exist in San Jose, according to Montgomery, but he intends to establish more.

"My goal is to be competitive next year," he said. "A realistic goal is to place in the top 10 in the nation within five years."

Montgomery is married and has two children. His wife's name is Nancy and his daughters are Erin, 5, and Lara, 4.

Montgomery received his B.A. from Long Beach in 1963 and was graduated cum laude. He received his M.A. in 1967 from the same institution, both in physical education.

Montgomery earned his Ph.D. in physical education at the University of Southern California in 1973. He also coached at that institution from 1970 to 1973, establishing the men's program, one that has developed into one of the best in the country.

Montgomery's credentials are impressive. He has held a number of important positions in the volleyball world. He is a member of the Board of Directors of the U.S. Volleyball Association and was the Director of the U.S. National Women's Program in 1974-75.



photo by Sal Bromberger

Mike Mendez (25) shown in action against Fresno State, scored five points in last Thursday's 49-43 win over Cal State-Fullerton.

## Wrestling

-continued from page 1

That didn't stop the Spartans from running off to a quick 12-0 lead with wins in their first three matches.

First, Albert Perez dethroned Larry Nicholson 6-2 at 118; Wayne Jones had a courageous 17-3 win over highly regarded Mike Barfuss at 126; then Eddie Baza forced Chris DeLong into disqualifying after leading him 26-11 at 134.

Jones was wrestling with one pulled hamstring, then toward the end of his match, pulled the other one, forcing him to compete on one leg for the final 37 seconds of the match.

"Wayne Jones is one tough son-of-a-gun," Kerr said. "A lot of people thought Barfuss could beat him, but a lot of our guys were fired up because they have wrestled at camps directed by Hitchcock, and remember him always saying that he'd never been beaten by a California school."

Jones' win could be costly, however. Injuries suffered in the match could keep him out as long as six weeks, according to Kerr.

Baza had rolled up a huge 26-11 lead before the referee disqualified DeLong for his fourth stalling violation.

The Mustangs closed to 12-4 after Jay Siivkoff was defeated at 142, but Reggie Thompson stretched the lead to 15-4 with an 11-4 win over Louis Montano at 150.

At 156, the Mustangs' Chris Troxler narrowly defeated Dennis Shea 4-2 to move the Mustangs to 15-7, and another close loss by Andy Tsarnas at 167 put the pressure on 177 participant Dave Brouhard.

Brouhard was matched against Bert Ekern, the younger brother of Carl Ekern, now of the Los Angeles Rams and an alum of SJSU.

It was no contest. Brouhard dominated, winning 17-2 and pushing the team score to 20-10.

"I had Carl out for wrestling for a few weeks

when he was here, and had him in my boxing class," Kerr recalled. "He came up to me after the match and said 'I guess your conditioning paid off,' and it did. We were obviously in good enough shape to execute our moves."

190-pounder Jerry Morrison knew that all he had to do was lose a close decision to secure the first Mustang loss in 19 years. And that is what he did, losing 6-3.

"I think Jerry could have won, but he was thinking of the team first, and knew if he just stayed close, we'd win," Kerr said.

By the time SJSU heavyweight Guy Heath went to the mat, the Spartans were already celebrating their win.

Heath's 9-4 loss made the history-making final score 20-16.

"This was a big win for all of wrestling in California," Kerr said. "Now they can't say 'We've never lost.'"

# classifieds

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## Dorms dominated by men

by Nancy Gibson

Of the 140 waiting to get into the SJSU residence halls, all are men. Men usually outnumber the women on the waiting list for the dorms, according to Donna Oliver of the SJSU housing office.

"Females will almost always get into the dorms," Oliver said. "Almost 500 men didn't get in last fall."

One explanation of the ratio of men to women could be the crime in the area.

SJSU housing director Cordell Koland called the downtown area a

"wasteland inhabited by undesirables like alcoholics and prostitutes. Unfortunately, the campus has been plagued by a high number of students victimized by crime," Koland said.

However, Koland said "The problem has been generated by the media," and a number of campuses have a bigger problem than SJSU.

"I feel that a lot of allegations about safety have been blown out of proportion," said Will Koehn, resident director of Royce Hall on Eighth Street.

"There has not been a major incident in the dorms for over a year," he said. "They are about the safest places in the area to live."

West Hall, the 12-story dorm on Ninth Street, has no openings and resident director Rene Singleton has not seen any decrease in the number of women.

Area crime is not a deterrent for potential women residents, according to Singleton.

"There is nothing unusual in my dorm," she said. "We have sexual balance to the letter."

"I didn't notice any women locking their doors and leaving because they were scared," she added.

A relatively small number of students did not come back this semester, according to Koland. However, he indicated that most of those who did not return were women.

About 1,900 live in the residence halls each semester, but Koland said a breakdown by sex is unavailable.

Koland is unconcerned about the apparent lack of interest in the residence halls shown by women. They may be deciding to live elsewhere or go to other campuses, he said.

In the fall, the housing office tries to adjust the

ratio of men to women. In the spring, however, balance is difficult because they must fill whatever space is available, Koland said.

In Hoover Hall, for example, resident director Mike Krebs said 30 residents didn't return for the spring semester, 24 women and six men.

The resident director of Moulder Hall, Dixie Rookwood, said she believes crime is not responsible for the lack of women in the dorms.

"Women aren't judged on a failure basis like men. Men have to grin and bear it. They can't go home because they will be labeled failures."

"Women may go home because they decide their boyfriends are more important or because school is not right," she continued. "Women have more room to make that choice. Men would be laughed at."

"Men have to go to college," Stuart said. "It is almost a must. They know they will have to go out and have a career. Their goal is to support themselves and someone else."

"A lot of parents still view college as almost a dowry. We haven't changed our views that much. One of the greatest pictures we carry in our minds, in the face of all

evidence to the contrary, is that women don't have to work, that they can stay home with the children. But something like 7 percent of married people actually fit this description."

A bigger reason for there being more men in the dorms than women, according to Stuart, is women venture out into apartments sooner than men.

"Men are just not ready," Stuart said. "They don't know the basics of running a household."

"I wanted to stay here during the summer," said Darcy Grimsich, 21, an SJSU business major who lived in the dorms last year.

"Once I'd been away from Dining Commons food, crowded space and the noisy neighbors, I didn't want to go back," Grimsich said.

"For me it's worth the extra money it costs to live off-campus in order to have some privacy," she said.

"Maybe some males have moved into apartments and found it wasn't time for them to move out," Krebs said.

"In the dorms they don't have to make their own meals, there is recreation and closeness, and they don't have to pay utilities," he said.

## Birenbaum grievance denied

by Greg Robertson

In spite of his grievance hearing, Associate English Professor Harvey Birenbaum has been denied full professor status for the sixth time in as many years.

According to grievance secretary Carol Watanabe, SJSU President Gail Fullerton upheld the grievance committee's decision to deny promotion to Birenbaum early last week.

Birenbaum, 44, maintained that the evaluation methods used by the review committee in the procedures that began last November are inadequate and were applied inappropriately.

Prof. Lela Noble, campus representative in the case, said she was pleased with the findings and strongly agreed with the results.

"The promotion criteria are ambiguous and confusing," Birenbaum said. "The committee had no choice but to rule against me because of the criteria."

Under the current system, a faculty person must meet two of three criteria for full-professor status: teaching effectiveness, scholarly achievement and service to the university.

The scholarly achievement stipulation (or the ability to have scholarly writings published) was the key problem, according to Birenbaum.

"This is a complex, heterogeneous faculty," Birenbaum said. "With publishing very tight, the university needs to adopt



Associate Professor Harvey Birenbaum

more liberal standards" for scholarly achievement.

However, Birenbaum's grievance hearing did not deal with the university policy.

The hearing dealt only

states that Birenbaum needed only to demonstrate that inappropriate criteria and standards had been used.

Birenbaum said the only way to present a sound

needed to show either scholarly achievement or service to the university. The latter requires steady service on committees and writing short papers, which Birenbaum refuses to do.

*'SJSU needs to adopt more liberal standards' -- prof*

case would be to prove the committee mentally deficient.

What upset Birenbaum most about his grievance hearings, he said, was certain testimony by Prof. Arlene Okerlund, dean of the School of Humanities and Arts.

"Key evidence by Prof. Okerlund ought not to have been admitted," Birenbaum said. "It was not part of last year's process."

Part of her testimony dealt with a telephone conversation with a publisher regarding Birenbaum's work. Okerlund claimed the publisher had a negative reaction to Birenbaum's work, damaging his scholarly achievement report.

"We had every right to involve her," Noble said.

Birenbaum did gain a positive reaction from the grievance committee in the teaching effectiveness category.

The grievance report agreed with Birenbaum's claim that the promotions committee had placed excessive weight on his supposed consistent pattern of low student evaluations.

But Birenbaum still

with the issue of whether the original university promotions committee had followed the policy in correctly in making its decision last spring.

The grievance manual

## spartaguide

Delta Sigma Phi Fraternity is holding an informational meeting for prospective members at 8 p.m. in the S.U. Costanoan Room.

Campus Crusade for Christ will hold a Bible study tomorrow night at 7:15 in the A.S. Council Chambers in the Student Union. Call Cliff Jetton at 286-0540 for more information.

The Chinese Christian Fellowship will hold Bible study in English and Cantonese on Wednesday at 12:30 p.m. in the S.U. Pacheco Room. For more information, call Kathy at 226-8708.

The Student Health Advisory Committee is accepting membership applications. Applications are

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