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Alcala Park, San Diego, California 92110 714/291-6480
Collins Casts Vote For Baseline Play

By AILENE VOISIN

Where was University of San Diego Tennis Coach Ed Collins last weekend when Tracy Austin needed him? Austin, who defeated Martina Navratilova for the Clairier Crown Championship in Las Vegas, didn't need anyone's help to do that. She was even rather adept at fielding questions in the post-match interview.

But she might have appreciated an ally during the match. While Martina stiffled yawns long enough to describe the match as "boring," spectators were nodding in agreement. No one, it seemed, was enamored of Tracy's baseline play.

Small Colleges

That's where Collins could have helped. After discussing his players' individual styles, and pointing out that USD's top two are baseline types, he turned the discussion to Austin.

"A lot of players would much better off if they used common sense, and take advantage of their strengths." Like Tracy Austin. She's small, but has great discipline and great ground strokes. She just stands back there and wears her opponents down.

Almost as an afterthought, Collins added, "I think that's the most exciting type of tennis anyway." That's probably one of the reasons Collins is so partial to USD's Scott Lipton and Peter Herrmann. That, and the fact they win. Lipton, a junior from San Jose, has won 16 matches while losing four. While Herrmann, a sophomore from Bonita Vista, is 23-4.

The Toreros, including team members Par Swenson (18-7), Jay Massart (17-7), Chris Jochum (17-7), Terry Ward (16-7) and Jerry Jaffe have already:

- Earned a top-20 rating according to NCAA coaches' poll (20th).
- Defeated defending National Champion UCLA in an early-season meeting.
- Placed themselves in a position (though slim) to capture an NCAA post-season tournament berth.

"This whole season has been a surprise," Collins admitted. "I'm not surprised that Scott Lipton and Peter Herrmann are doing so well, but I didn't expect everyone else to play so well.

"I can't think of too many kids who could come in here next year and move out any of my top six. They've improved too much."

USD's ace has been Lipton, a 5-10 left-hander who is considered the No. 1 player in San Diego. He hits baseline and gets a lot of topspin on the ball," Collins says. "He reminds me of Harold Solomon, although he's probably stronger."

Herrmann, a 6-4 sophomore, "has probably the best hands of anybody I've ever seen. He hits very hard and has an unbelievable touch. But both Peter and Scott need to work on their serves and net game.

"That's what I meant when I said a player has to find his own style," the coach continued. "If you don't have an outstanding serve, it wouldn't make sense to play serve and volley. Besides, baseline players have to work hard for every point. There's something I like about that."

Elsewhere in the small colleges:

Point Loma's track team, bolstered by the addition of several new members, finished fourth in last week's Redlands Invitational.

UCSD's men's tennis team, 6-11 this season, defeated Idaho State (7-2) in the Las Vegas Invitational, but lost to Hawaii (2-7) and Dartmouth (5-7).

USD's women's volleyball team will host the University of Guadalajara, the 1979 Mexican National Collegiate Champions, Friday at 6 p.m. in the gym.
History Day draws entrants

Nearly 100 entries have been received for National History Day, 1980, to be held on Saturday, April 12, at the University of San Diego.

The entries represent the projects of students — grades 6 through 12 — from public and private schools throughout San Diego City and County. The theme of National History Day is "The Individual in History," and students responded with project submissions of papers, presentations, performances, and exhibits.

The University of San Diego is acting as host for the day-long competition, which will be judged by professors of history at colleges and universities, professional staff members of historical societies, social studies teachers and members of the community.

LEON TAYLOR

LOCAL COLLEGES WARY OF PROP. 9, INFLATION

By JACK WILLIAMS

Higher education in San Diego is an expensive proposition.

But the combined effects of inflation and the passage of Proposition 9 on the June ballot could drive the cost even higher, according to the financial aid directors of universities here.

All things considered — transportation, books, fees, etc. — the average San Diego State University student pays about $3,200 per year.

A UCSD student may pay as much as $4,300.

And for students at private institutions — like the University of San Diego — the tab is higher yet.

Educators say Proposition 9, if passed, probably will have a much greater effect on their institutions than uncurtailed inflation.

Most schools have kept their mounting fees for supplies, room and board and tuition at an increase of 10 to 12 percent per year, well below the current rate of inflation.

However, educators say that state-supported schools like SDSU and UCSD may be forced to impose tuition charges and limit student aid because of Proposition 9.

The average cost of room and board at the school is $2,250, estimated Whyte. Sixty percent of USD students receive financial aid.

The California Student Aid Commission, which administers grants to students who are state residents, has advised students that state aid may drop below its current level should Proposition 9 pass.

"The result," said Bill Ritter, public information officer at USD, "is that some students may not be able to meet the tuition costs at private schools.

"More students are going to have to work and borrow money."

USD figures show a delinquency rate of 1.67 percent in the repayment of educational loans, said Whyte. This compares with a 16 percent figure at SDSU and 12 percent at UCSD.

In each case, officials said the delinquency rate has dropped consistently over the years despite increased inflation.

-EXPENSE-

"For more than a decade, enrollment in history courses have been declining," notes Dr. Ray Brandes, Dean of USD's Graduate School, and coordinator of National History Day. "This program is designed to help revive interest in history by allowing students to work outside the classroom in an imaginative and creative manner. Judging from the response, we seem to have achieved our goal."

See EXPENSE, E-3
pay $4,700 per year, up from the $3,650 for '79-'80.

"The increase is geared to inflation rates and in-depth studies of the economy, as well as the overall cost of education and running an institution," said Herb Whyte, director of admissions at USD.

The average cost of room and board at the school is $2,250, estimated Whyte. Sixty percent of USD students receive financial aid.

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In each case, officials said the delinquency rate has dropped consistently over the years despite increased inflation.
Wine Forum to start next week

The fifth annual Wine Forum will be held on six consecutive Thursdays, April 10 through May 15, in the University of San Diego’s De Sales Hall Board Room.

"Wine Forum V" will start each Thursday evening at 7:30, and feature a different expert speaker at each presentation.

Non-technical in nature, Wine Forum V will focus on comprehensive, up-to-date discussions of the wines of California, including the arts of growing the grapes, producing the wines, and tasting them.

The Forum is under the direction of Robert B. Morrisey, writer, lecturer and educator in the wine field. Morrisey is founder and editor/associate publisher of the award-winning newspaper "The Wine Speculator."

Tuition for the six programs is $75. Advance registration is advised, and is available by calling the USD Office of Continuing Education.

Founders' Gallery: Award Exhibition by Paul Stacklick and Mary Ann Avery, March 25 through April 16, University of San Diego. Mon.-Fri., 10-4. 291-6480.

Wine Courses At University

The fifth annual Wine Forum will be held on six consecutive Thursdays, at 7:30 p.m., April 10 thru May 15, in the USD De Sales Hall Board Room. A different expert will speak at each presentation.

Non-technical in nature, should be made by calling the USD Office of Continuing Education at 293-4585.

Pianist To Play At USD

SAN DIEGO-The 10th annual Sister Rossi Music Scholarship Concert will be held on Sunday, April 13, at 4 p.m., in the University of San Diego's Camino Theatre.

Featured at this year's concert will be pianist Anita Chan, winner of the USD student music competition. A resident of Hong Kong, Chan is a freshman at USD. She will perform the first movement of Piano Concerto No. 20 in D Minor by Mozart.

Following the concert, the USD Friends of Music will host a reception in USD's Camino Lounge.

Tickets for the concert are $5, $2.50 for senior citizens, and $1.50 for students.

For ticket information, call the USD music department at 291-6480.
Entries received for History Day

Nearly 100 entries have been received for National History Day to be held Saturday, April 12, at the University of San Diego.

The entries represent the projects of students — grades 6 through 12 — from public and private schools throughout the county. The theme of the day is "The Individual in History," and students responded with project submissions of papers, presentations, performances and exhibits.

The day-long competition will be judged by professors of history at colleges and universities, staff members of historical societies and social studies teachers.

Exhibits will be judged from 9 a.m. to 11 a.m. and from 1:30 to 3:30 p.m. in USD's Salomon Lecture Hall. Presentations and performances will be judged in the French Parlor from 9 a.m. to noon and from 1:30 to 3:30 p.m. Papers will be read at 1:30 p.m. in Salomon Lecture Hall. The awards ceremony will take place at 3:30 p.m. in Salomon Lecture Hall.

Prizes will be awarded for each category of project and for each age group.

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Wine Forum set at USD

FIFTH ANNUAL Wine Forum will be held on six consecutive Thursdays, April 10 through May 15, in the University of San Diego's De Sales Hall Board Room. It will start each evening at 7:30 p.m., and feature a different expert speaker at each presentation. Non-technical in nature, the forum will focus on comprehensive discussions of California wines, including tasting them. Tuition for the six programs is $75. Advance registration is advised, and is available by calling the USD Office of Continuing Education, 293-4585.

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Firm chosen for USD units

The M.H. Golden Co. has been named construction manager and general contractor by the University of San Diego for development of the second phase of a 352-bed students' apartment complex.

Work on the $4.1 million project will begin in summer, with completion scheduled for August 1981.
OFFMATCH: A tennis match between USD and the University of Colorado was called off. "There was a little misunderstanding," USD coach Ed Collins explains. "Our men's team showed up and their women's team. We said we'd try to round up some of our women players, but the Colorado girls took a vote and went to the beach instead."

BLADE TRIBUNE

APR 5 1980

SANDIEGO UNION

APR 8 1980

Bob Johnson, Ph.D. at the University of San Diego, will speak on "The Real Causes of Lagging Worker Productivity" at 7:30 a.m. Friday in the Banquet Room of the Hanalei Hotel, as part of the University's "Update" series.

SANDIEGO UNION

APR 9 1980

Decker, PLC

Top Toreros, 9-1

Right-hander Marty Decker limited host University of San Diego to four hits and was supported by a 15-hit Crusader attack yesterday as Point Loma whipped the Toreros, 9-1.

Decker (7-3) struck out 10 and walked only three as the Crusaders evened their season record at 14-14-2. USD fell to 15-15-1.

Catcher John McGaffey had three hits, including a home run, and Ed Patterson drove in three runs with a pair of singles to pace the Crusaders at bat.
USD law school marks 25th year, honors justice

SAN DIEGO—Bishop Leo T. Maher presented an honorary doctor of laws diploma to California Supreme Court Justice Matthew O. Tobriner April 14 during ceremonies marking the 25th anniversary of the University of San Diego School of Law.

After the honorary degree was conferred by Bishop Maher, Tobriner, who has been on the state bench for 18 years, spoke about concerns shared with university officials about the Proposition 9 state income tax initiative.

THE PROPOSAL, if approved by voters on June 3, might result in budget cuts for state colleges and universities.

Tobriner also addressed the recent efforts to have state appellate court judges elected by the public.

He said those efforts must be blocked if those judges are to remain free to hand down judgments which anger big business, labor and government, yet protect the individual.

IN THE PAST 25 years there has been an increasing judicial support for the right of the individual against the right of large institutions against which "the individual has historically been helpless," said Tobriner.

"But it is doubtful that judges could have done this if they had been subject to political attack in election campaigns," he said.
Portia Merriam Dies; La Jolla Social Leader

LA JOLLA — Portia Merriam, prominent in cultural and university circles, has died at her home here.

She was a native of Carbonado, Wash., and active in social and cultural affairs in Detroit and Phoenix before moving to La Jolla in 1956.

Mrs. Merriam, who died Monday, was chairwoman of the first Chancellor's Ball at the University of San Diego, a founding member of UC San Diego Medical Center Auxiliary and the School of Medicine Associates, and a member of the Social Service League of La Jolla and the Committee of 100.

She also was an honorary board member of the Cystic Fibrosis Foundation and a founder of the La Jolla Chamber Music Society.

In 1978, the UC San Diego Medical Center Auxiliary established the annual Merriam Medal "as a tribute to the creative and dynamic spirit of Mrs. Merriam" and to encourage volunteerism to which she dedicated much of her life.

Her most recent volunteer effort for the Cystic Fibrosis Foundation was an annual outing for children afflicted by the disease.

She was the widow of deWitt H. Merriam, a Detroit jurist for 22 years and one of the founders of the University of San Diego Law School. He died in 1965.

Memorial services for Mrs. Merriam will be at 2 p.m. Friday at St. James-by-the-Sea Episcopal Church, La Jolla. Contributions to the Cystic Fibrosis Foundation are suggested.
LAST WORDS: It’s been that kind of week. At USD Bill Ritter was musing that he had spring fever. His boss, Bill Pickett, who moved from Detroit last July as vice president, shrugged. “I’ve had spring fever,” Pickett said, “since last July.” . . . Despite misspellings in a La Jolla Country Day School brochure, says Ms. Soapy Tompkins, director of admissions, the students spell well. They just raised $10,800 for Easter Seals in a Spellathon and Vocabuthon (definition and spelling). No, no. Don’t look in your Webster’s.

EVENING TRIBUNE

APR 10 1980

LAST WORDS: It’s been that kind of week. At USD Bill Ritter was musing that he had spring fever. His boss, Bill Pickett, who moved from Detroit last July as vice president, shrugged. “I’ve had spring fever,” Pickett said, “since last July.” . . . Despite misspellings in a La Jolla Country Day School brochure, says Ms. Soapy Tompkins, director of admissions, the students spell well. They just raised $10,800 for Easter Seals in a Spellathon and Vocabuthon (definition and spelling). No, no. Don’t look in your Webster’s.

LA JOLLA LIGHT

APR 10 1980

USD Piano recital — Anita Chan, winner of the USD Student Music Competition, will perform Sun. at 4 p.m. in USD’s Camino Theatre. 291-6480

TIMES—ADVOCATE

APR 10 1980

“SISTER ROSSI SCHOLARSHIP CONCERT” Featuring the USD Chamber Orchestra, and pianist Anita Chan, 4 p.m., April 13 in USD’s Camino Theatre.

TIMES—ADVOCATE

APR 10 1980

“STACKLICK—avery DUO EXHIBITION” A two-person award exhibition of photographer Stacklick and printmaker Avery will be featured through April 24 in USD’s Founder’s Gallery.

Excite Workers

Dr. Dennis Briscoe, Assistant Professor of Management at the University of San Diego School of Business, has compiled the ideas of managers, researchers, workers, and his own experience in managerial research and education into a new book, “101 Ways To Motivate Employees.” Published by Briscoe’s consulting business—Management and Personnel Systems of San Diego (MAPS)—the book utilizes Briscoe’s twenty years of research and education to examine the factors behind employee motivation.

In separate chapters, the book covers supervisory behavior, goal-setting, discipline procedures, performance feedback, communication, rewards and pay.
USD's School of Law will celebrate its 25th Anniversary on Monday, with a day-long agenda of activities, including presentations, a symposium, and a social hour.

At 10:30 a.m., California Supreme Court Justice Mathew O. Tobriner will be presented with an Honorary LL.D degree, and speak to USD law faculty, students, and alumni on "Individual Rights and the Courts."

At 2 p.m., Justice Tobriner, along with Jerre S. Williams, President of the Assn. of American Law Schools (AALS), will participate in an educational symposium titled "Developments in Legal Education and the Law."

Both presentations will be held in the USD School of Law Joseph P. Grace Courtroom.

4:30 p.m. USD law students and alumni will host a wine reception in the Greek Theatre.

Justice Tobriner was appointed to the California Supreme Court in 1962.
Gaines Now Calling Program 'Zack Attack'

(Covered from p-2)

"We didn't have any scorers this year, and you need four or five guys who can put the ball in the basket. Zack can do that, and with the six or seven other kids we plan to get, we'll be a much better ballclub." Siring has been the name of Jones' game in two seasons at EDC.

The Washington, D.C., native, who at 6-5 can play either a small forward or a big guard, led the state in community college scoring this year with a 25.9 overall average and 22.9 Mission Conference mark. He established school records for career scoring (1,526) and rebounding (580), totaled 115 blocks, 118 assists and averaged 12 boards a contest for the Knights in 1979-80, and was twice named to the All-Mission Conference team.

After signing with the Aztecs yesterday, Jones said he had narrowed his college choices down to SDSU, the University of Hawaii and the University of Texas before.

He also received offers from Purdue, Marquette, North Carolina State and Minnesota.

"I was very impressed with Coach Gaines and with the program he is trying to build here," Jones said of his reasons for joining SDSU. "I feel we will have a very good team by the end of my two years, and I think I am helping to start it off right.

"I like San Diego, and I've made some friends here. I've played in some pick-up games and have enjoyed playing with Aztec players like Eddy Fond, Eddie Morse and Drew Head."

While Jones was the only athlete to sign at Montenima Mesa yesterday, Gaines said he expects to sign "six or seven other players, probably four from community colleges and two from high school.

"We've geared our recruiting to the junior colleges this year. We need help right away, and we're looking for experience." Gaines declined to name the prospective Aztecs.

One of Jones' Knight teammates, 6-4 guard Deon Taylor, has signed with North Texas State. Taylor was 15th in the state in scoring with a 19.9 average and fourth in California in free throw accuracy with an 82.3 mark.

Another community college cager who signed a letter of intent yesterday was Grossmont's Mark Price, a 6-4 center who is headed for the University of Hawaii at Hilo.

University of San Diego Coach Jim Brovell, who, like Gaines, faced a critical recruiting year, signed two forwards yesterday, will sign another today, and expects to receive written commitment from a fourth within a few days.

USD's biggest front line addition is Dave Heppell, a 6-4 All-Conference player from Sacramento City College. Brovell plans to play 6-7 skinny Steve Rocha of modest-to Junior College will officially become a Torero today, and 6-6 Gerald Jones within the next few days.

"Taylor's a pure shooter," Brovell said, "and one of only three freshmen we went after. "He needs experience but he'll give us depth. Jones is quick, very good defensive defensively, and excellent around the basket. And Rocha should give us the perimeter shooting that we lacked this past season."

The Toreros, whose 5-24 record and last-place finish in the West Coast Athletic Conference was partly attributable to injuries and ineligibility of key players, will bring in three others - two guards and a center.

Although he refused to name them, Brovell added, "It's safe to say they're good players. And one of them is a seven-footer."

Of the area's top prep players, only 6-7 University forward Hans Wichary, the county's leading scorer at 21.2, has made a written commitment. Wichary yesterday signed with Stanford.

All-CIF first team selections Tony Rasheed of Morse and Sweetwater's Darren Lee are still undecided.

"Tony should be deciding where he'll go in a week or so," said Tiger Coach Ron Davis of Rasheed, who averaged 18.7 points for the 1A finalists. "Right now his list includes SDSU, Georgetown, St. John's, UNLV, Wichita State, Louisville and the University of Southern Florida."

Lee, who led Sweetwater to the 2A county title by scoring a 21.2 point per game clip, is considering a number of state colleges and will probably not make a decision in the next two weeks.
Local gridders honored as area’s top scholar-athletes

SAN DIEGO—Two football players from Catholic teams were among 17 San Diego County grid stars named as scholar-leader-athletes by the National Football Foundation and Hall of Fame.

University High School’s Jerry Ralph and the University of San Diego’s George Calandri were honored for their achievements on the field as well as in the classroom.

RALPH, WHOM the foundation terms “a potent lineman in a small package,” was selected to the All-Western League team as offensive guard.

At UniHi, where he was cited as Most Valuable Player, he played both offensive guard and defensive tackle in spite of his relatively small stature—standing 5’9” tall and weighing 170 lbs.

University coach Don Ramos commented that “Jerry’s achievements testify that an athlete need not have a lot of size to play football, but a lot of heart.”

Scholastically, Ralph has made the dean’s list for seven semesters and has compiled a grade point average of 3.42. He plans to attend the University of San Diego as a science or business major.

CALANDRI PLAYED four years on the USD Torero squad as a free safety, kick returner and occasionally an option quarterback. In that time he tallied 100 solo tackles, 133 assists, 21 thwarted passes and five interceptions.

An nominee for the National Collegiate Athletic Association Academic All-American football team the past three years, Calandri has received several USD honors. Among them are the Scholar-Athlete Award (three times), the football “Total Man” Award for athletic, academic, and leadership excellence (twice), and the Outstanding Defensive Back Award (twice).

He also has maintained a grade point average of 3.58 as a pre-dental and pre-med major and has been named to the dean’s list seven consecutive semesters.

USD, Santa Barbara split baseball doubleheader

SAN DIEGO—The University of San Diego split a doubleheader with the University of California at Santa Barbara last week in baseball action on the Toreros’ home field.

Right-handed Torero pitcher Greg McSparran allowed nine UCSB hits en route to a 3-1 USD victory in the afternoon opener as the Toreros pushed across solo seventh and eighth innings to secure the win.

Santa Barbara came back to bombard USD in the nightcap, however, crossing home plate six times in the final inning to punish the Toreros 11-2.

The split left USD with a 15-14-1 overall mark and a Southern California Baseball Association record of 2-4.

USD’s Law School Marks Birthday

USD’s School of Law will celebrate its 25th Anniversary on Monday, with a day-long agenda of activities, including presentations, a symposium, and a social hour.

At 10:30 a.m., California Supreme Court Justice Mathew O. Tobriner will be presented with an Honorary LL.D degree, and speak to USD law faculty, students, and alumni on “Individual Rights and the Courts.”

At 2 p.m., Justice Tobriner, along with Jerre S. Williams, President of the Assn. of America Law Schools (AALS), will participate in an educational symposium titled “Developments in Legal Education and the Law.”

Both presentations will be held in the USD School of Law Joseph F. Grace Courtroom.

4-6 p.m., USD law students and alumni will host a wine reception in the Greek Theatre.

Justice Tobriner was appointed to the California Supreme Court in 1962.
California Supreme Court Justice Mathew O. Tobriner will speak Monday to the University of San Diego Law School faculty and students on “Individual Rights and the Courts.”

The occasion is the 25th anniversary of the founding of the law school, and a day-long agenda of activities has been planned.

The justice will speak at 10:30 a.m. and will be presented with an honorary LL.D. degree.

At 2 p.m. Justice Tobriner, with Jerre S. Williams, president of the Association of American Law Schools, will participate in an educational symposium entitled “Developments in Legal Education and the Law.” Both presentations will be held in the USD School of Law Joseph P. Grace Courtroom.

From 4 to 6 p.m., USD law students and alumni will host a wine reception in the Greek Theatre.

Justice Tobriner was appointed to the California Supreme Court in 1962. Admitted to the bar in 1928, he has an A.B. degree from Stanford University, a M.A. from the same school, a LL.B. from Harvard Law School, and a LL.D. from the University of Santa Clara.

Williams is John B. Connally professor of civil jurisprudence at the University of Texas School of Law.
THEORY OF SUBSTITUTION

USD Economist Links Production Rate Drop To Rising Energy Cost

By DENISE A. CARABET
Financial Writer, The San Diego Union

There is a strong correlation between the drop-off in the productivity rates of American industry and the increasing costs of energy, according to Bob Johnson, professor of economics at the University of San Diego.

"We had a 2.4 percent growth rate in productivity (annual average) until 1972, when it dropped to zero," Johnson told his audience at the USD "Update on Business" seminar yesterday.

The Arab oil embargo and the beginning of the perceived "energy crisis" was in 1972, he reminded them.

As a good economist, he looked for an explanation for this interesting correlation to be imbedded in both economic theory and common sense. The economics he applied was the theory of substitution (if one resource becomes scarce, substitute something for it). The common sense he used was the American consumer's reaction to high energy prices and the autos they drive.

The first thing people did, he conjectured, was to tune the engines in their existing autos, to try to make the most of gasoline mileage. The business equivalent for that was the hiring of energy experts to show industry how to "fine-tune" their plants to make the most of the energy they used.

The second thing consumers did was to buy smaller cars which gave them more miles-per-gallon.

"The logical analogy to that is that business would replace their plant and capital equipment with energy-saving machines," he said.

Consumers also drove more slowly, he said, to conserve fuel. Those businesses which could not replace their capital equipment could run those machines at a more efficient rate, which could mean more slowly, he theorized. That slowdown plus the careful melting out of crude materials could have, he said, affected the productivity rates in this nation.

There are some gaps in this theory, he recognized yesterday, but he used the research of Edward F. Denison's "Accounting for Slower Economic Growth" to fill some of them. Denison could quantify certain variables in the decline of productivity in this nation, but not all.

The increase in the education levels of workers was offset, according to Denison's findings, by the shorter number of hours worked and the lower experience level of the work force. Also showing negative growth were quantifiable variables such as growth of capital plant and equipment per worker, the slowed worker movement from the rural to urban areas to find work, the costs of programs like OSHA (Occupational Health & Safety Act) or the EPA (Environmental Protection Agency), and economies of scale. For this last variable, Denison found that bigger does not necessarily mean more efficient in business.

Unquantifiable factors like technological change, taxation, decline in the work ethic,] leisure competition and lenience in quality of management had less effect on productivity than we would think, said Johnson. The rise in energy prices is where he placed his bet.

He told his audience that U.S. industry's capital plant and equipment is eight years older, on average, than that in West Germany, and 18 years older than that in Japan.

"So, we're on the right track when we say that business needs to have incentives to purchase more plant and equipment, but it should somehow be dictated that replacements should be more energy efficient." He suggested that if business were left to its own devices, it would automatically purchase the same type of energy wasting capital equipment as it had before.

"I don't think we'd have to scrap entire factories, but we should definitely learn from other countries - who have had to compensate for high energy costs a lot longer than we have - how to deal with higher energy prices."

One of Johnson's questioners said that the energy experts in this country, when trying to make a plant more efficient, "are handed a Cadillac and told to put a Pinto engine in it ... that's Mission Impossible."

Johnson said, "But when we're told to buy more energy efficient plants, they say, 'We can't do it, it's too expensive.'"
Music

Scholarship concert set

The 10th annual Sister Rossi Music Scholarship Concert will be at 4 p.m. Sunday, April 13, in the University of San Diego’s Camino Theater.

Proceeds from the annual concert are donated to the Sr. Rossi Scholarship Funds, which aids USD music students.

Featured at this year’s concert will be pianist Anita Chan, winner of the USD Student Music Competition. Chan, a resident of Hong Kong, is a freshman at USD. She will perform the First Movement of Piano Concerto No. 20 in D Minor by Mozart.

Also appearing at the concert will be the USD Chamber Orchestra, under the direction of Dr. Henry Kolar. The orchestra will perform Chamber Symphony by Wolf-Ferrari, Sinfonia by Haydn; and “On An Overgrown Path,” by Janacek.

Following the concert, the USD Friends of Music will host a reception in USD’s Camino Lounge.

Tickets for the concert are $5, general public; $2.50 senior citizens and $1.50 for students. For ticket information, call the USD Music Department at 291-6480.
Teacher Colleges Face Challenge: To Change Or Become Extinct

By MICHAEL SCOTT-BLAIR
Education Writer, The San Diego Union

More than 90,000 teachers are chasing 109,000 jobs in the nation and unless the teacher training colleges change their ways, they will "go the way of the dinosaur," two college deans told a conference on teacher education here.

They said the 1980s opened as a decade of teacher surplus, declining enrollments, tighter budgets and increasing skepticism about education.

Education is on the defensive, with increasing public questions as to whether its benefits are outweighed by its costs and burdens, said Dr. Edward DeRoche, dean of the University of San Diego School of Education.

"There has been a major backlash in California's education system over the last five years that must be reversed," said Dr. Tomas Arciniega, dean of the San Diego State University School of Education.

"The tensions between teachers and public must be eased," and the "abominable quality of education" that is being offered in many of the nation's large urban school systems must be redressed and improved, he said.

"It is frankly criminal what we have let happen in many of the high schools of this country," Arciniega told delegates to the first annual meeting of the California Association of Colleges for Teacher Education at USD.

But Arciniega first fired a broadside at Howard Jarvis, who authored the state income tax state initiative on the June 3 ballot as Proposition 9 that, if passed, could reduce education budgets.

"I am angry and mad as hell at some idiot by the name of Jarvis who is attempting what I consider to be one of the most devastating attacks on the future of California education," he said. "I quote Jarvis as saying, 'The biggest liars and worst people in the world are the teachers and public educators in the State of California.' He should be challenged on such statements, and it is time we fought back at him." Arciniega said that although the public "turned sour on education in the decade of the '70s and became disenchanted with what we had done with their kids," many of the criticisms of that decade were "a cheap shot."

The critics ignored the fact that by the time the decade ended, 84 percent of white and 53 percent of black children were finishing high school, compared with 35 percent and 15 percent, respectively, when the decade opened.

While this "momentum must be continued," it will not be enough to carry teacher training centers through the '80s, the two deans agreed.

"It will be a decade when even Catholics stop having children," said DeRoche of the historically Catholic USD.

Within the next 10 years, teacher education programs probably will be cut to one-third less faculty and one-quarter fewer students, he estimated.

And the challenge for jobs in the Western states will be aggravated by the worsening economic situation in the East, delegates were told.

Even without Proposition 9-type legislation, the giant State University of New York system may be forced to cut 2,300 faculty positions this year, according to one estimate.

In one New York City school district about the size of the Sweetwater district here, half the students have moved out in recent years, half the schools have been closed, and teachers with eight years' experience are the next to be cut, the delegates were told.

"The average large school district in the nation is closing an elementary school every six months. The Eastern demographics are awful and, as those teachers try to move West, it will make the situation here worse," said DeRoche.

As a result, teacher colleges can no longer be "teacher preparation centers" turning out staff members to meet the traditional elementary and secondary school needs, the two deans said.

"We are discovering that schools are not the only places where teaching goes on," DeRoche said.

In the '80s, teacher colleges must produce an educator who can function in a variety of non-school settings, including the provision of services for parents, senior citizens and employers, he said.

"The '80s will see a trend toward the "survival of the fittest," with the survivors being those teacher education centers who "have the foresight to change and can see opportunity in a time of crisis," DeRoche said.

"Without such change, teacher colleges will follow the dinosaur whose giant body was led by a pea-sized brain into a narrow and inflexible lifestyle that depended entirely on its environment.

"When the environment changed with the Ice Age, the dinosaur had become so specialized it could not change and it died.

"The environment for teacher education has changed — and it is our challenge to find out whether we can adapt or, like the pea-brained dinosaurus, become extinct."
High Court Jurist Honored By USD

"From (Roman Emperor) Caligula to (Iran's) Khomeini, tyrants have sought to destroy the independence of the judiciary," but if the rights of individuals are to survive, the court's independence must be protected, California State Supreme Court Justice Mathew O. Tobriner said here yesterday.

Tobriner, who has been on the state bench for the past 18 years, spoke after receiving an honorary doctor of laws degree from the University of San Diego School of Law, which celebrated its 25th anniversary yesterday.

Recent efforts to have state appellate court judges elected by the public must be blocked if those judges are to remain free to hand down judgments which anger big business, labor and government, yet protect the individual, Tobriner said.

In the past 25 years, the right of the individual has gained increasing judicial support against the right of the sometimes "overpowering and autocratic institutions" against which "the individual has historically been helpless," he said.

The emphasis has now shifted from where in the past a company had to be proven negligent to today, when the consumer's reasonable expectations must be fulfilled, he said.

"But it is doubtful that judges could have done this if they had been subjected to political attack in election campaigns," because after annoying labor, industry, government, etc., "such judges would not fare well in popularity contests," the justice said.

Tobriner said later that while he shared the concern of many university officials that the Proposition 9 state income tax initiative on the June 3 ballot might result in budget cuts for public campuses, he could not agree with those who challenge the initiative process as a way of changing the law.

"I believe that Proposition 9 and its predecessor, Proposition 13, are terrible, but they are not grounds for abandoning the initiative process," said Tobriner.

Tobriner was introduced to the assembly of students, faculty and lawyers by law school Dean Donald T. Weckstein. The degree was conferred by San Diego Bishop Leo T. Maher.
Lipton Hits The Spot For USD's Tennis Team

BY AILENE VOISIN
Staff Writer, The San Diego Union

Scott Lipton, the University of San Diego's best tennis player, seems it's easy to be number one when you're a member of his family.

"We're all a bunch of over-achievers," he said, half-jokingly. There is his brother the doctor, his brother the lawyer, his sister the computer technologist. Then there is Scott, a self-proclaimed tennis bum.

"That's me," Lipton said. "I'm kind of the black sheep in the family, although I'm good at what I do." Pause. "I've always been a little different anyway."

In his early years, there was the physical difference. He was much shorter, slimmer and slower than his peers. When Lipton realized he was hardly a candidate for all-district honors in football, baseball or basketball, he turned to tennis.

It was at West Valley Junior College, where his father took him every afternoon, that Lipton, barely 5-10 and 155 pounds, found his game. He is, according to USD Tennis Coach Ed Collins, "too emotional at times." (Adds Lipton, "he's being nice about it. I can get upset very quickly, and it really affects my game. But that's what I'm working on.")

That, and other things. According to Collins, the left-hander needs to improve his serve, and develop a more forceful backhand.

"Those are his weaknesses," the coach explained. "He's not a power player, and he's not the quickest player around, so we're always trying to work on things like speed and strength. But he's the type who matures later than most. He keeps getting better.

Lipton has benefitted this year - USD's first as a Division 1 university - from top collegiate competition. His 18-5 singles record includes victories over Billy Nealon (USC), Phil Lehoff (Cal Berkeley), Juan Farrow (Southern Illinois University) and John Benson (Trinity College).

Because of Lipton's efforts, along with those of teammates Peter Herrmann, Par Svensson, Jay Massart, Chris Herrmann, Terry Ward and Jerry Jaffee, USD is currently ranked 30th of the nation's collegiate teams.

But their chances at an NCAA post-season berth appear slim after last weekend's loss to UC Irvine.

"We didn't play well at all, so I guess we need more practice. Practice makes perfect," Lipton, 20, quipped.

Despite the one-liners, frequent though they are - he is described as a very intense individual. "He works extremely hard," Collins pointed out. "It's part of his nature."

The night before USD's most recent match was an example. Most of the Toreros, aware of an 8:30 a.m. departure the following day, spent the evening resting or studying. But not Scott Lipton.

"I don't mean to be rude or anything," he said during an interview, "but I've got to play tennis in a little while."

"Tennis at 9 p.m.? "Yeah, I'm trying to change my time to concentrate on my tennis," he says, conceding that he sometimes overdoes it. "I take it (tennis) very seriously, maybe too seriously. It's hard to keep things in perspective.

"But, like today, after I had a real bad practice, I wanted to go out and visit a friend of mine at the hospital. I realized that I could have it a lot worse - no scholarship, no free tennis racquets, no travel . . ."

Lipton added one final thought: "I'm not into money. What am I into? I don't want to say happiness, because that sounds too weird. I guess just having a good time.

"When I watch the sunset at Mission Beach it reminds me that we're not here for very long. And there's a lot to do in a lifetime."

SCOTT LIPTON

. . . USD's best

Beethoven Cycle. University of San Diego continues with Opus 49, No. 1; Opus 49, No. 2; Opus 2, No. 3; and Opus 111. Camino Theatre, USD. Sunday, April 20, 4 p.m. 291-6480 ext. 4426.


"Stacklick-Avery Duo Exhibition," featuring the photography of the former and the prints of the latter, co-winners of the 1979 All-San Diego Juried Student Competition, will continue through April 24, Founders Gallery, USD, Alcala Park. 291-6480 x4296.

"TELEVISING SHAKESPEARE" A presentation by Dr. John Simpson of Oxford University, who is the Governor of the Royal Shakespeare Theatre; 7:30 p.m., April 17, in USD's Salomon Lecture Hall.

Annual Book Sale Set at USD

Almost 3,000 books will be on sale at the University of San Diego's sixth annual Friends of the Library Book Sale April 24 and 25 in USD's French Parlor, Founder's Hall. Book prices range from 25 cents to $2.

Beethoven Piano Recital — Sun. at 4 p.m. in USD's Camino Theater. 291-6480.
**USD takes 3 from 49ers**

The University of San Diego Toreros improved their Southern California Baseball Association record to 5-4 and their overall mark to 19-15-1 by sweeping a three-game series over Long Beach State last week.

In a Saturday doubleheader in Long Beach, Torero pitchers Marty Sturgeon (3-4) and Greg McSparran (7-2) each went the distance as USD bombed the 49ers 12-5 in the opener before completing the sweep with a 4-2 clincher in the nightcap.

The Toreros took full advantage of six Long Beach errors in running away with the first score, while outfielder Chris Alberico sliced a game-winning two-run single in the seventh to seal the second win.

**Library Book Sale at USD**

Nearly 3,000 books will be up for sale at the University of San Diego's 6th Annual Friends of the Library Book Sale, scheduled for Thursday, April 24, and Friday, April 25, in USD's French Parlor, Founder's Hall.

Books from all disciplines and fields—including classical history, philosophy, fiction, biography, science, nursing and novels—will be sold, with proceeds going to the Friends of the Library, a support group for the USD Copley Library. Sale prices range from 25¢ to $2.00.

The sale will be held from 9:30 a.m. to 4:30 p.m. on April 24 and 25.
SOUTHERN CROSS
APR 7 1980

USD law school marks 25th year, honors justice

SAN DIEGO — Bishop Leo T. Maher presented an honorary doctor of laws diploma to California Supreme Court Justice Matthew O. Tobriner April 14 during ceremonies marking the 25th anniversary of the University of San Diego School of Law.

After the honorary degree was conferred by Bishop Maher, Tobriner, who has been on the state bench for 18 years, spoke about concerns shared with university officials about the Proposition 9 state income tax initiative.

THE PROPOSAL, if approved by voters on June 3, might result in budget cuts for state colleges and universities.

Tobriner also addressed the recent efforts to have state appellate court judges elected by the public.

He said those efforts must be blocked if those judges are to remain free to hand down judgments which anger big business, labor and government, yet protect the individual.

IN THE PAST 25 years there has been an increasing judicial support for the right of the individual against the right of large institutions against which "the individual has historically been helpless," said Tobriner.

"But it is doubtful that judges could have done this if they had been subject to political attack in election campaigns," he said.

EVENING TRIBUNE
APR 7 1980

NEIL MORGAN

DOUBLE ENTRY: Just before the April 15 tax deadline, the phone rang and Alan Masters, a CPA in La Mesa, took a call from a worried man. "Can I come up in business 11 years. (Is any restaurant in town any older?)"
In the works: straightening Congress Street, and providing more parking space for tour buses. But the Sandovals, including the 95-year-old father, are fighting back with petitions — with 1,000 signatures so far.
CITY SCENE: Comedian David Steinberg is booked at USD next Wednesday.

LEMON GROVE REVIEW
MAR 17 1980

Tay-Sachs Tests To Be Given Free

Free blood testing for detection of Tay-Sachs Disease carriers will be administered at the U. of San Diego on Tuesday and Wednesday, April 22-23.

The testing will be conducted by the California Tay-Sachs Disease Prevention Program, and will be held on April 22 in the Rose Room 10 a.m.-3 p.m., and in the School of Law Room 2B 6-8 p.m., and on April 23 in the Student Union, 10 a.m.-3 p.m.

Tay-Sachs is a hereditary disease which affects the nervous system in infants. A child with Tay-Sachs disease appears healthy for the first 6 months when the baby begins losing motor abilities. Death usually occurs at the age of 2 or 3.

Carriers of Tay-Sachs show no outward symptoms of the disease, but can be detected through a simple blood test.

Free blood testing for detection of Tay-Sachs Disease carriers will be administered at the U. of San Diego on Tuesday and Wednesday, April 22-23.

The testing at USD is sponsored by the A.E.D. Pre-Professional Society.
Brovelli Recruits 7-Footer

The day after the University of San Diego lost its final game of the season, Coach Jim Brovelli did what most basketball coaches do — took to the road in search of talent.

His plan, on paper, was simple: recruit six front line players and two guards. So it was off to places like San Francisco, Phoenix, Tucson, Los Angeles and ... Susanville.

Susanville, located just inside the California border and about an hour's drive from Reno, is hardly the talent-producing metropolis that New York, Philadelphia or Los Angeles is.

But hidden among the trees at Susanville's Lassen College was a seven-footer named Walt Phelps. Brovelli found him, and yesterday signed him to a national School basketball player to the school. letter of intent. USD later added another recruit — 6-3 guard Mike Ramsey of Long Beach City College.

The Toreros previously signed center Dave Heppell (6-8), forwards Steve Rocha (6-7) and Gerald Jones (6-6), and guard Greg Taylor (6-5). Six down, two to go.

"We’re still looking at a front line player and a guard," Brovelli said. "Phelps gives us added depth up front, and Ramsey is the off-guard we were looking for. He’s (Ramsey) a very good shooter who seldom makes mistakes.

"Getting Phelps, along with Heppell, enables us to move Bob Bartholomew back to a forward position."

It also provides USD with some much-needed size. In several games last season, the 6-7 Bartholomew was matched against 6-11 or 7-0 centers. And next season — USD's second in the West Coast Athletic Conference teams — the Toreros will compete against some very large, and improved teams, particularly USF, Pepperdine and Loyola. All three schools had a strong recruiting year.
NEARLY 3,000 books will be for sale at the University of San Diego's sixth annual Friends of the Library Book Sale set for Thursday and Friday, April 24 and 25, in USD's French Parlor, Founder's Hall. Books from all disciplines and fields will be sold, with proceeds going to the Friends of the Library. Sale prices will range from 25 cents to $2. The sale will be held from 9:30 a.m. to 4:30 p.m. April 24; and from 9 a.m. to 3 p.m. April 25.

BEETHOVEN CYCLE — Members of the University of San Diego music faculty will continue their series of recitals covering all of Beethoven's piano sonatas with a performance today at 4 p.m. in the Camino Theater, USD.

NOON CONCERT SERIES — Soprano Jean K. von Metzke will perform Wednesday at 12:15 p.m. in Founder's Hall, French Parlor, University of San Diego.

DAVID STEINBERG — The comedian will appear Wednesday at 8 p.m. in Camino Theater, University of San Diego.

— Production by Diane Pauline Marshall

Also

Comedian David Steinberg appears Wednesday at University of San Diego.

FULLERTON—Mike Saverino and Bart Braillard each collected four hits for the University of San Diego as the Toreros split a doubleheader with defending national champion Fullerton State in a Southern California Baseball Association encounter.

Fullerton won the opener, 7-4, and USD took the nightcap, 4-3. USD's overall record is 20-18-1 compared with 33-14 for Fullerton.

USD 010 000 000 041 Fullerton State 000 100 101 101
McDonald, McCarthy (1) and Braillard; Choin, Thompson (7) and Moody. HR—Hanggie (F), 3rd.

USD 043 000 000 000 Fullerton State 000 101 101 101
Sturgeon, McCarthy (T) and Asaro; Hudson and Pirroccili. HR—Traylor (F), 3rd.

Saverino, McCarthy (T) and Asaro; Hudson and Pirroccili. HR—Traylor (F), 3rd.
Tay-Sachs tests are scheduled

Blood testing for the detection of Tay-Sachs Disease carriers will be administered from 10 a.m. until 3 p.m. Tuesday, in the Rose Room of the University of San Diego. Carriers of Tay-Sachs show no symptoms, but the disease can be detected through a blood test. It is estimated that one in every 300 persons is a carrier; for Jewish persons, the ratio is one in 30.

Additionally, testing will be given from 6-8 p.m. Tuesday, in the School of Law Room 2B and from 10 a.m. to 3 p.m. Wednesday, in the Student Union.

Tay-Sachs is a hereditary disease, affecting the nervous systems of children.

The testing is free, sponsored by the A.E.D. Pre-Professional Society.

Comedian Steinberg to perform Wednesday at USD

Comedian David Steinberg, whose wry political wit and improvisational humor have placed him among the top "new breed" comics of the last decade, will perform in the University of San Diego's Camino Theatre at 8 p.m. Wednesday.

The Canadian-born Steinberg will present his comedy act, and then field questions from the audience.

The holder of a master's degree in English literature from the University of Chicago, Steinberg, in 1962, joined Chicago's "Second City Troup," an improvisational group boasting such noted alumni as Mike Nichols, Elaine May, Alan Arkin, Peter Boyle, Joan Rivers and John Belushi.

He has appeared regularly as both guest and host on "The Dick Cavett Show," "The David Frost Show," "The Mike Douglas Show," and "The Tonight Show."

His biting political satire was spawned by Watergate and, ironically, a Newsweek Magazine cover story on him was pre-empted by the resignation of former President Richard Nixon. Nonetheless, in a feature article, "Sex in America," for Universal Studios.

Steinberg has recorded three albums, and is currently writing his own screenplay.

Tickets for the Steinberg performance cost $3 for the public, free to USD students and faculty.
Students know their history

Vistans win honors in contest

Students from St. Francis School in Vista entered the National History Day competition at the University of San Diego, recently and came away with a number of awards. In the junior division, students won second place for their movie, "Daniel Boone." Students who participated were (above left to right) Nadine Piche, Sister Fidelma, Matt Donica, David Hedrick, Mark Donica and Wilma Comstock. Below, Diana Louucci (left) and Ama Kulkowski won second place for their research project on Alonzo Horton, the father of San Diego, in the senior division. Also, at right, Jaime Mills won an honorable mention for her research paper on Amelia Earhart.

—Staff photos by Charlie Neuman
"The Perils of Marketing Research in the '80s" is the topic of a breakfast seminar sponsored by USD School of Business faculty. It will be held in the Banquet Room of the Hanalei Hotel at 7:30 a.m. $15 per person. 293-4585.

The University of San Diego has hired Kathy Marpe, currently a coach at the University of New Mexico, as the head coach of its women's basketball team. Marpe, who had been at the Albuquerque school for 10 years, replaces Bonnie Bass.

Kathy Marpe, formerly the women's basketball coach at the University of New Mexico, has been named to the same position at the University of San Diego.

Marpe, 33, who replaces Bonnie Bass, who left midway through last basketball season for personal reasons, spent seven years at UNM, compiling an 85-58 record and participating in six AIAW regional tournaments.

Greg McSparran, with relief help from Steve Bedillo, claimed his eighth win of the season yesterday as the University of San Diego turned back Pepperdine 9-6.

Bedillo came on in relief of McSparran in seventh inning and held the Waves scoreless the rest of the way, allowing three hits. Shortstop Mike Saverino provided the big blow for USD, slamming a three-run home run in the third inning.

Kathy Marpe, formerly the women's basketball coach at the University of New Mexico, has been named to the same position at the University of San Diego.

Ms. Marpe, who has been a coach at UNM for 10 years, wanted to move to a smaller school, said Linda Estes, New Mexico women's athletic director.

Ms. Estes said a search committee was being formed to find a replacement for Ms. Marpe. The athletic director said assistant coach Rick Harden would be among those applying for the head coaching position.
USD Discovers Formula To Beat Pepperdine, 9-6

Before the 1980 baseball season began, University of San Diego Coach John Cunningham placed a big question mark next to those listed under pitching staff. The hitting, he suggested, would be there. So would the defense.

In yesterday's meeting between USD and Pepperdine, the third best team in the nation last year, a pair of pitchers came through to give the Toreros a 9-6 win.

Right hander Greg McSparran claimed his eighth win of the season with relief help from Steve Bedillo in the final three innings. Bedillo held the Waves scoreless while giving up three hits.

USD was led offensively by shortstop Mike Saverino, Paul Engle and Andy Asaro. Saverino provided the biggest blow — a three-run homer in the third inning.

It was Engle, however, who scored the winning run on Jamie McDonald's sacrifice fly after opening the sixth inning with a single. The right fielder finished 3-for-5 while Asaro was 2-for-3 with 2 RBIs.

The Toreros meet the Tritons tomorrow at UCSD. Game time is 3 p.m.

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Grant grandson a winning topic

San Pasqual senior's research on local man nets history award

By TED WITT

ESCONDIDO — Rob Griffin's interest in the Civil War led him to research its history through the Chapman Grant family of Escondido. And the San Pasqual High School senior was surprised at how his research turned up.

Griffin expected to uncover details related to the life of Ulysses S. Grant, the Civil War general who was the 18th president of the United States. Instead, he discovered Chapman Grant was a celebrity in his own right.

And his personal discoveries about 53-year-old Chapman Grant earned him a place in the countywide History Day competition sponsored by the University of San Diego.

Chapman Grant, grandson of President Grant, is a resident of Escondido and a member of the Grant family, which has held rank in the San Diego area since 1853.

Griffin had an acquaintance with the Grant family when the History Day competition was announced, he naturally thought of a paper on Ulysses S. Grant. But as he talked with some members of the Grant family and other residents, he discovered that Chapman Grant himself was not interviewed at the request of the family, the name Chapman Grant kept coming to the forefront. And General Grant was taking a back seat.

Griffin obtained copies of Chapman Grant's military commissions (Grant was a major) from special orders from the University of Southern Illinois, where the Ulysses S. Grant Association is located. The association has histories of U.S. Grant's descendants.

"There are lots of U.S. Grants around today," Griffin said. "It's hard keeping them all straight.

In addition to the military history of Chapman Grant, Griffin also investigated the scientific accomplishments of the Escondido resident.

In that study, Griffin learned that Grant was a herpetologist. Herpetology is the branch of zoology that deals with reptiles and amphibians. Grant was a member of the first expedition to fish in the Long Beach, which includes the islands of Midway, Kure, Layon and Becker, Griffin learned.

"He was a debonair," the 11-year-old Griffin said of Grant. "He debunked common notions about science.

And, often, he was right.

To collect data about the scientific writing and military accomplishments, Griffin spent a lot of time in libraries. He headed for the Escondido Public Library, the Palomar College library, the Natural History Museum, the San Diego Public Library, and the San Pasqual High School library.

One thing his project taught him, Griffin said, is that a person can't just go to his high school library and expect to do serious research. Griffin had to go beyond the Escondido Public Library as well, because the city library a collection on the Grant family is limited.

But in addition to libraries, people were important. "I did more interviews than anything else," he said.

He talked with the Grant family, a newspaper reporter, Grant's personal nurse, former Grant secretary, history buffs, representatives of the Escondido Historical Society. And he contacted the publisher of the Galena, Ill., Gazette who forwarded him information on the Grant Memorial house there.

Griffin said he has been urged to write a magazine article on the subject, and he is seriously considering it.

Most of all his project has taught him about researching techniques, he said.

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USD Discovers Formula To Beat Pepperdine, 9-6

APR 23 1980

The Lerner and Loewe romantic musical "Brigadoon" will be presented at the University of San Diego, Thursday through May 4 in the campus' Camino Theater. For more information call 291-6480, extension 4296.

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USD Discovers Formula To Beat Pepperdine, 9-6

APR 24 1980

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USD Discovers Formula To Beat Pepperdine, 9-6

APR 25 1980

The Lerner and Loewe romantic musical "Brigadoon" will be presented at the University of San Diego, Thursday through May 4 in the campus' Camino Theater. For more information call 291-6480, extension 4296.
"Stacklick-Avery Duo Exhibition," featuring the photography of the former and the prints of the latter, co-winners of the 1979 All-San Diego Juried Student Competition, will continue through April 24, Founders Gallery, USD, Alcala Park. 291-6480 x4296.

USD's Founder's Gallery — Eighth annual student all-media competitive exhibition, featuring ceramics, drawing, weaving, painting and printmaking, will be displayed beginning Mon. and continuing through May 23. 291-6480.

Several Black Mountain Middle School students won awards in the National History Day competition held at University of San Diego recently.


Baseball Toreros lose in three of four SCBA games

The University of San Diego baseball squad had a difficult time with its Southern California Baseball Association schedule last week as it lost three of four games played.

Loyola-Marymount University in Los Angeles hosted the Toreros April 15 and handed USD an 8-4 loss. The Toreros allowed 12 hits and committed five fielding errors as pitcher Jamie McDonald absorbed the loss.

USD entertained Fullerton State University at home April 18 as the visitors pushed across a run in the top of the ninth inning to win, 3-2. Greg McSparran (7-3) went the distance on the mound for the Toreros.

In a doubleheader the following day at Fullerton, USD's Mike Saverino and Bart Brainard each collected four hits as the Toreros salvaged a split, losing the opener 7-4 but bouncing back to take the nightcap 4-3.

McDonald (4-4) was on the mound again for USD in the first game, but was chased in the first inning as Fullerton scored three runs. Torero Andy Asaro blasted a solo home run in the fourth inning, his third of the year.

MARTY Sturgeon (4-4) picked up the win in the second contest despite letting up two circuit clouts. USD's SCBA record now stands at 6-7, while its overall mark is 20-18-1.

"Brigadoon" Slated By Opera Workshop

SAN DIEGO — "Brigadoon," the Lerner and Loewe romantic musical, will be performed by the University of San Diego Opera Workshop and Theatre Arts Department May 1-4, in USD's Camino Theatre.

Showtime for May 1, 2, and 3 is 8 p.m., with a 2:30 p.m. matinee scheduled for May 4.

Tickets for all performances are available at the door. Cost for the program is $3, general public; $2, students, senior citizens, military and children; and $1.50 for USD students.

For more information, call USD at 291-6480, extension 4296.
Justice Reigns
By Jeff Singer
Courtesy of U.S.D. Law School “The Woolsack”

IS A PONY, FORTUITOUSLY SADDLED WITH A FEATHER PILLOW, A “SMALL BIRD” WITHIN THE MEANING OF THE ONTARIO SMALL BIRDS ACT?

I here reproduce the Opinion in full as above reported.

(IN THE SUPREME COURT)
REGINA v. OJIBWAY

Blue J. — August, 1965

BLUE J.: This is an appeal by the Crown by way of a stated case from a decision of the magistrate acquitting the accused of a charge under the Small Birds Act, R.S.O., 1960, c. 724, s.2. The facts are not in dispute. Fred Ojibway, an Indian, was riding his pony through Queen’s Park on January 2, 1965. Being impoverished, and having been forced to pledge his saddle, he substituted a downy pillow in lieu of the said saddle. On this particular day the accused’s misfortune was further heightened by the circumstance of his pony breaking its right foreleg. In accord with current Indian custom, the accused then shot the pony to relieve it of its awkwardness.

The accused was then charged with having breached the Small Birds Act, s.2 of which states:

2. Anyone maiming, injuring or killing small birds is guilty of an offence and subject to a fine not in excess of two hundred dollars.

The learned magistrate acquitted the accused, holding, in fact, that he had killed his horse and not a small bird. With respect, I cannot agree.

In light of the definition section my course is quite clear. Section 1 defines “bird” as a “two-legged animal covered with feathers.” There can be no doubt that this case is covered by this section.

Counsel for the accused made several ingenious arguments to which, in fairness, I must address myself. He submitted that the evidence of the expert clearly concluded that the animal in question was a pony and not a bird, but that is not the issue. We are not interested in whether the animal in question is a bird or not in fact, but whether it is one in law. Statutory interpretation has forced many a horse to eat birdseed for the rest of its life.

Counsel also contended that the neighing noise emitted by the animal could not possibly be produced by a bird. With respect, the sounds emitted by an animal are irrelevant to its nature, for a bird is no less a bird because it is silent.

Counsel for the accused also argued that since there was evidence to show accused had ridden the animal, this pointed to the fact that it could not be a bird but was actually a pony. Obviously, this avoids the issue. The issue is not whether the animal was ridden or not, but whether it was shot or not, for to ride a pony or a bird is of no offense at all. I believe that counsel now sees his mistake.

Counsel contends that the iron shoes found on the animal decisively disqualify if from being a bird. I must inform counsel, however, that how an animal dresses is of no concern to this court.

Counsel relied on the decision in Re Chicadee, where he contends that in similar circumstances the accused was acquitted. However, this is a horse of a different color. A close reading of that case indicates that the animal in question there was not a small bird, but, in fact, a midget of a much larger species. Therefore, that case is inapplicable to our facts.

Counsel finally submits that the word “small” in the title Small Birds Act refers not to “Birds” but to “act,” making it The Small Act relating to Birds. With respect, counsel did not do his homework very well, for the Large Birds Act, R.S.O., 1960, c. 725, is just as small. If pressed, I need only refer to the Small Loans Act, R.S.O., 1960, c. 727, which is twice as large as the Large Birds Act.

It remains then to state my reason for judgment which, simply, is as follows: Different things may take on the same meaning for different purposes. For the purpose of the Small Birds Act, all two-legged, feather covered animals are birds. This, of course, does not imply that only two-legged animals qualify, for the legislative intent is to make two legs merely the minimum requirement. The statute therefore contemplated multilegged animals with feathers as well.

Counsel submits that having regard to the purpose of the statute only small animals “naturally covered” with feathers could have been contemplated. However, had this been the intention of the legislature, I am certain that the phrase “naturally covered” would have been expressly inserted just as “long” was inserted in the Longshoreman’s Act.

Therefore, a horse with feathers on its back must be deemed for the purposes of this Act to be a bird, and a fortiori, a pony with feathers on its back is a small bird.

Counsel posed the following rhetorical question: If the pillow had been removed prior to the shooting, would the animal still be a bird? To this let me answer rhetorically: Is a bird any less of a bird without its feathers?

Apelal allowed.
What's Doing in San Diego County

SAN DIEGO CLIPPING SERVICE

LEMON GROVE REVIEW

APR. 4, 1980

'Brigadoon' USD May Presentation

"Brigadoon," the Lerner and Loewe romantic musical, will be performed by the University of San Diego Opera Workshop and Theatre Arts Department on May 1, 2, 3, and 4, in USD's Camino Theatre.

Showtime for May 1, 2, and 3 is 8 p.m., with a 2:30 p.m. matinee scheduled for May 4.

Tickets for all performances are available at the door. Cost for the program is $3, general public; $2, students, senior citizens, military and children; and $1.50 for USD students.

Los Angeles Times * Fri. Apr. 25, 1980

COMPETITIVE EXHIBITION (Founder's Gallery, University of San Diego): The Eighth Annual Student All-Media Competitive Exhibition will be on display Monday through May 23. Works include ceramics, drawing, weaving, painting and print-making selections. Open 10 a.m. to 4 p.m. weekdays.

Los Angeles Times * J Fri. Apr. 25, 1980

FILMS AND LECTURES

"GEORGE SAND AS REFLECTED BY HER CORRESPONDENCE" (Salon Francais, Founder's Hall, University of San Diego): Georges Lubin, French scholar and writer on George Sand, will present the lecture in French. Saturday at 2 p.m.

STARRING — Students Bob Sullivan and Danielle Forsgren will play the principal roles in the University of San Diego's production of Lerner and Loewe's romantic comedy "Brigadoon." The play will run May 1-4 at the Camino Theatre on campus.

Evening Tribune

APR. 4, 1980

Talk planned on sex guide

The Rev. Dr. Raymond Ryland will speak on the proposed public school sex education program and manual for grades K-12 at 8 p.m. Monday in De Sales Hall at the University of San Diego.

Ryland is professor of religious studies at USD.

Bishop Leo T. Maher of the San Diego Roman Catholic Diocese has issued a pastoral letter denouncing the program as in some ways "in direct contradiction to Catholic faith and teaching."
"BRIGADOON"—The University of San Diego will open the Lerner and Loewe romantic musical Thursday at 8 p.m. with performances daily through Saturday at 8 p.m. and a 2:30 matinee next Sunday in the college's Camino Theater.

And coming up:

Even before Luciano Pavarotti hoves into view, those who are underwriting the San Diego Opera Fanfare '80s Crystal Ball, featuring the famous tenor, will be honored with a champagne reception and dance at the Tasende Gallery May 10. (The guests all are contributing $250 or more to Fanfare.) Hosts are Frank and Joyce Quintana, fanfare chairmen, Joseph W. Hibben and Helen and Jose Tasende. Silver invitations are in the mail. (And, of course, the Crystal Ball will be June 5 at the Sheraton Harbor Island.)

A coup for Young Leadership of Israel Bonds Committee. They haven't even sent out tickets yet for their June 14 dinner-dance, but are happy to announce that actor Elliott Gould will be their honored guest.

According to Georgette McGregor, "the '60s and '70s were the me, me, me decades, but in the '80s we're going to have to stick together and the emphasis will be on us." "Communicating in the 1980s" is the official topic of her talk May 14 at the installation luncheon of the University of San Diego Auxiliary. Betty Barrett is the new president. The event will begin at 11 a.m. in the Westgate Hotel's Riviera Room.

And looking all the way toward autumn, Oct. 18 is the date for the Autumn Leaves dinner-dance sponsored by the Auxiliary of Bay General Community Hospital. Virginia Lococo is chairwoman and the benefit will be at the San Diego Country Club, with proceeds going to patient services at Bay General.

Janet Sutter
San Diego Tennis is experiencing a season unparalleled in activity for both participants and spectators. From this point until the end of summer, there is some tennis event almost every weekend. Here are some of the more notable attractions:

Tomorrow evening at Buffums in Grossmont Center will be the annual draw party for the Buffums-Kodel championships, which will be held Friday through Sunday at the Rancho Bernardo Inn. This year's draw is easily the best in the tournament's four-year history and the winner here should have an excellent chance in the Kodel Nationals at Flushing Meadows the week before the U.S. Open. All matches and celebrity events are open to the public.

Ken Waltz, head professional at San Diego Tennis and Racquet Club, reporting on the Michelob Light Collegiate Invitational Tennis Championships Friday through Sunday, said the top 50 collegiate players in the U.S. have been invited and at least half are expected to attend. The 32-man draw will include the finalists from the qualifying play tomorrow and Thursday. There is no admission charge.

The Kona Kai Club will host an invitational mixed doubles for juniors May 10-11. June Lopez said San Diego's 16 leading junior boys have been invited and they will arrange for their own partners.

The May 13 exhibition matches at the San Diego Sports Arena will feature Jimmy Connors. Eddie Dibbs will be Connors' opponent. The second match will feature La Jolla's Pat Du Pre against Hollywood's Vince Van Patten.

All day Saturday, May 17, on private courts throughout San Diego and, then Sunday afternoon, May 18, at the Atlas Health Club are the dates for the Bahia Guild Swing In 80 Charity Tennis Tournament and party. Following Sunday's final and exhibition matches, the trophy presentation, buffet and dancing will be held at Robinson's Fashion Valley. All profits will be donated to the United Cerebral Palsy Center of San Diego.

The seventh annual Carl Reiner Pro-Am Celebrity Tennis Tournament is planned for May 30-June 1 at Rancho La Costa. Tournament chairman Mike Franks said more celebrities than ever will be on hand. There is a charge to the public to watch the likes of Rich Little, Carl and Rob Reiner, Mel Brooks, Anne Bancroft, Norman Lear, Wayne Rogers, Hank Greenberg, and Harvey Korman to name but a few. The Marianne Frostig Center for Educational Therapy of Venice is the recipient of all profits.

President Bill Stack has called a meeting of the San Diego Tennis Council to discuss the best way to implement the city's pay for play system. The meeting is 7 p.m. Thursday at Morley Field. All players and groups using public facilities are urged to attend.

Mary Ann Oberle has replaced Jack Krasovich as superintendent of the Recreation Department. Oberle has long been involved with tennis and her appointment should prove good news to the San Diego tennis community.

Joy Wagner has been appointed a member of the umpires and linesmen committee by SCTA president Joe Bixler. Ron Bennett has been accepted for the next ATP umpires school. This will place Bennett in an elite group qualified to umpire anywhere in the world.

The Mountain View Tennis Club will host a community social Sunday, May 4, from 5-9 p.m. at Friars Village Club House. There will be refreshments, a fashion show, and entertainment. The small donation will be used to send deserving juniors to summer tennis camps.

The tennis squads from USD and Grossmont College won their respective divisions over the weekend in the 81st annual Ojai Tennis Championships. The Toreros won the collegiate division over Pepperdine, while Grossmont captured the community college division.

Grossmont's Todd Nelson downed teammate Geraldo Varela 6-3, 6-1 to win his section's individual title.