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Feb 1986



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February 1986

## spotlight

2955

# Zoning Revolutionary

"I've been interested in the law from an early age," says Bernie Siegan. Though he was twice elected to school office, these early successes did not distract him from a legal career devoted largely to undoing the doings of politicians.

He went to college on the G.I. Bill. "After I was in the army for three years during World War II," he says, "I don't consider that a subsidy at all."

After graduating from the University of Chicago Law School in 1949, Siegan went to work for a law firm. Three years later he formed a partnership with a classmate from law school, dealing largely with real estate law and zoning. It was hands-on experience in an area he would later research and write about.

By 1968, Siegan had become a research fellow in law and economics at the University of Chicago Law School. His research project: the city of Houston, unusual among America's major cities in having no zoning laws. Siegan found little of the disaster theorized by zoning proponents, such as glue factories setting up shop next to houses. And the explanation wasn't difficult to come by: separation of incompatible uses of land was the natural consequence of the economies businesses could realize by locating along transportation arteries and near their suppliers and industrial customers.

In addition to such market forces, Siegan found in Houston the widespread use of private restrictive covenants—agreements among landowners, generally tailored to particular neighborhoods, governing the uses to which their land may be put. Compared with zoning, he noted in his study, these factors determine land use in a more civilized and efficient manner. Zoning contributes to housing shortages and holds down commercial development; it adds paperwork and years and political shenanigans to land-use changes; and, ominously, it is used to exclude "undesirables."

Siegan published the resulting study in 1970 in the *Journal of Law and Economics*, which journal, Siegan notes, "has had enormous influence in the academic world, which in turn has in-

fluenced politics in the direction of deregulation." Then in 1972 Siegan put the word out further with his book *Land Use Without Zoning*.

In 1971, Siegan's law partner moved to California "to get away from the cold weather." Siegan held out for two more winters, then in 1973 moved to the University of San Diego Law School. "I had practiced law for 23 years," he explains, "and I wanted to teach."

His teaching spans an interesting decade. Law professors, he observes, "are much more knowledgeable and concerned about economics than 10 years ago." In laws schools, "respect and admiration for government programs has lessened substantially." And that bodes well, he notes, for freedom, since most legislators begin as lawyers.

For five years in the mid-1970s, Siegan wrote a weekly syndicated column for the Freedom newspaper chain. A collection of these columns, larded with additional material on law and economics, formed the basis of his 1976 book, *Other People's Property*.

Siegan has done more than just teach and write about the free market. Several communities have invited him to speak when zoning changes have been considered. In one case, he helped persuade legislators to allow the issue to be settled by a referendum. Zoning more often than not loses when put to a popular vote, notes Siegan. His studies indicate that more-affluent people tend to vote for zoning and poorer people against it.

Recently, Siegan served on the Presi-



Bernard H. Siegan

dent's Commission on Housing, chairing the committee on regulations. Many members of the commission, which issued its report in 1982, were of similar mind to Siegan. It is, he observes, a refreshing change from 20 years earlier, when "I would speak to the Department of Housing and Urban Development or other agencies, and they were hostile to free enterprise."

Siegan is now a member of the President's Commission on the Bicentennial of the Constitution. It is an appropriate honor. His influential 1981 book, *Economic Liberties and the Constitution*, has helped to revive the ideas of economic rights and, in legal scholars' lingo, "substantive due process."

From the late 1800s until 1936, explains Siegan, the due process clauses of the 5th and 14th Amendments were taken to protect liberties not specifically mentioned in the Constitution. Since then, however, judges have abdicated their role in protecting citizens from the usurpations of legislators bent on regulating one economic activity after another.

Siegan is currently finishing a book tentatively titled "The Supreme Court's Constitution." "The Court," he contends, "makes its decisions based on three things: the words of the Constitution, the presumed intent of the framers, and whatever the court thinks is desirable. From the beginning, the Court has made the Constitution out to be what it wanted it to be. Judges were as subjective in 1800 as 1986. These are human beings making decisions about enormously important areas. Their attitudes are different now, but the subjectivity is still there."

Although "one of the major objectives of the framers was protecting economic and property rights," he argues, "that intent is no longer being honored by the US Supreme Court." If that changes—if the Emperor troubles himself with a fig leaf at least—it will be in no small part because Bernie Siegan not only said the Emperor has no clothes but proved it.

John Dentinger is a free-lance writer and a columnist for the LA Daily News.

# There Was No Legal Malpractice

2955  
Back when Philip Farman was at USC Law School you didn't need to wait until graduation before taking the California bar exam. There were two days of written testing and one of oral. Fewer than 200 took it with him.

"I don't know a good reason for not taking it," says the 87-year-old attorney, who took it more for practice than anything else. He passed that first time in June, 1921, a year before graduation.

"I don't think there were as many essay questions as there are now," recalls Farman, a classmate of San Diego attorney Jeff Stickney.

The oral part lasted for about two hours and Farman and two

the two were in San Diego with the Commission on the 100th centennial of the Constitution. Burger as chairman; Brownell as vice chairman.

Dan McGinnis' phone has been "ringing off the hook" since attorneys got word about the new civil jury instructions produced by his firm, West Publishing. There are two volumes of the seventh edition, replacing volume number six of 1977. Instead of calling Los Angeles, McGinnis can be reached at 233-4616. Cost is \$110 plus tax.

Incidentally, McGinnis practiced law in Pittsburgh for about a year before joining the Minnesota publisher. After time in the Rockford-Peoria area, he was in

8:30 a.m.

## San Diego County Bar Association Meetings, Feb. 8-12

Thursday, Feb. 8

Family Law Section — noon, Varsity Room, University Club, Speaker: Mary Eikel, Writ Attorney for the Fourth District Court of Appeals, Subject: Writs: How to Do It Right the First Time.

Monday, Feb. 10

Taxation Law Section — noon, Varsity Room, University Club, Speaker: Theodore Tannenwald Jr., Judge of the U.S. Tax Court in Washington D.C., Subject: The Tax Court — Where It Is and Where It Is Going.

Tuesday, Feb. 11

Military Liaison Committee — noon, Conference Room, Bar Association

Bridging the Gap Series/ Probate Law — 5:30-8:30 pm, Cal. Western University, Auditorium.



## Law Briefs

by Martin Kruming

others "sat around and talked to this old guy" about a number of subjects, including different kinds of corporate securities. One question that was asked of the sheriff in Los Angeles was, what's a mortgage?

Farman grew up in Napa and went to USC rather than Boalt Hall, where all his friends went, to get away from home. His first legal job was drafting legislation in Sacramento which lasted less than a year before he was back in Los Angeles to open up a general practice.

Later Farman became an administrative law judge and worker's compensation judge, transferring to San Diego in 1960 because "I was getting kind of tired of the smog and the crowded conditions."

He left the law shortly thereafter and has been retired here ever since although he's still an associate member of the County Bar Association.

What's changed since Farman first started practicing?

"There were no malpractice suits against lawyers," he recalls. And "you could rarely get a doctor to testify against another doctor. It was sort of a code of the medical profession."

Herbert Brownell was the attorney general in the Eisenhower administration; Warren Burger was an assistant attorney general and chief of the civil division in the Justice Department. Three years later Eisenhower appointed Burger to the U.S. Court of Appeals in Washington, where he stayed until his elevation in 1969 to chief justice.

Meanwhile, Brownell, who grew up in Lincoln, Neb. and went on to Yale Law School, practiced with Lord, Day and Lord in New York after leaving Washington. Today he's still there, practicing international corporate law and traveling to Europe at least four times a year. Next week he's in Brazil.

This past Sunday and Monday

Chicago for about 14 years. In January 1982 he came to San Diego, replacing Tom Denton, who had been here since the mid 1950s and covered everything from Santa Barbara south.

Mike Bowler has left Higgs, Fletcher & Mack and set up his own practice in Suite 910 of the California First Bank Building, 530 B Street. Bowler, a graduate of USD Law School and former media columnist for *San Diego Magazine*, will have a general practice and do marketing consulting for law firms. He had been with Higgs, Fletcher since November 1984.

John Barry is an associate in the corporate law division of Saxton, Alt, Brewer & Kincannon. He graduated from USD Law School.

The Northern San Diego County Legal Secretaries Association will offer a legal secretaries training course at Escondido High School beginning Feb. 24 from 6-9 p.m. and continuing for 13 consecutive weeks. For more information call Mary Hernandez at 722-1914.

TV Watch: Brian Monaghan will discuss Injuries, Insurance and Your Lawsuit on Channel 51's At the Bar program this Sunday at

# USD Scholar Hews to Strict Line as Constitution Nears 200th

By JIM SCHACHTER, Times Staff Writer

To hear Bernie Siegan talk, the U.S. Supreme Court is a group of wrongheaded ideologues, bent on furthering a decades-long history of allowing government to plunder the most basic liberties of the American people.

According to Siegan, the first 40 years of the 20th Century—an era that most legal scholars single out for contempt, the era that F.D.R. sought to end by packing the Supreme Court to salvage his New Deal—qualify as the court's halcyon days, the justices' truest sojourn on the path of judicial responsibility and constitutional respect.

Voters, legislators and government bureaucrats have done little better, Siegan contends. Citizens don't vote—or don't vote wisely; legislators lack expertise and succumb to influence peddling; bureaucrats rapaciously seize power, then wield it with almost unlimited sway.

Who is this guy? Some wild-eyed reactionary marching outside the halls of justice with a protest

placard on his back? An anti-democratic extremist blasting from the past with a vision of a laissez faire society in which only the fittest survive?

No. This is Bernard Siegan, distinguished professor at the University of San Diego School of Law—a slight, soft-spoken scholar whose students describe him as a caring, gentle man. This is a man who calls Milton Friedman, the influential economist, and Edwin Meese III, the attorney general of the United States, his friends. This is a man who is under consideration for appointment to the U.S. 9th Circuit Court of Appeals, the preeminent federal court in the West, and says he'd love to have the job.

More to the point, Siegan, 61, is one of 23 members of the Commission on the Bicentennial of the U.S. Constitution. The generally conservative-leaning panel, chaired by Chief Justice Warren E. Burger, is charged with the task of planning for the 200th birthday party of America's essential document of law.

The commission, formed last year, has gathered in San Diego this weekend for its fifth meeting, a 2-day

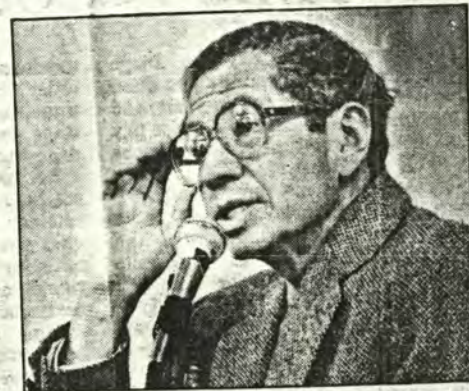
event at USD.

Commissioners, including Sen. Edward M. Kennedy (D-Mass.) and Sen. Ted Stevens (R-Alaska) and author Phyllis Schlafly, will hold a closed-door business session today—a procedure authorized in November by a federal judge who rejected a plea from a Ralph Nader-founded group that all its meetings be public.

On Monday, the commission will conduct a public hearing in USD's Camino Theatre from 8:30 a.m. to 12:30 p.m. Representatives of the television industry, the Interior Department, the Defense Department, the American Bar Assn., San Diego's Constitution bicentennial commission and even Moeaga Lutu, the attorney general of American Samoa, are scheduled to address the commission on plans for celebrating the Constitution's birthday.

Activities will center on Sept. 17, 1987, exactly 200 years from the day that 40 of the nation's Founding Fathers concluded a 4-month convention in Philadelphia and signed a document crafted "to form a

**Please see SCHOLAR, Page 10**



VINCE COMPAGNONE / Los Angeles Times

Bernard Siegan is one of a 23-member panel planning the Constitution's 200th birthday.

# SCHOLAR: Old School Approach to Constitution

Continued from Page 1  
more perfect Union."

"People are going to be absolutely amazed come next September when this country just explodes with bicentennial activities," said Ron Mann, deputy director of the commission.

Plans for the celebration are advancing just as the debate over approaches to interpreting the Constitution moves from the law schools to the front page. Meese has traded words in public with Supreme Court Justices William Brennan and John Paul Stevens over the bounds of judicial activism. "Original intent" is once again a buzzword to be reckoned with.

Siegan's fascination with the Constitution, however, is nothing new. The professor, who has taught at USD since 1973, makes a career of campaigning for a restoration of the rule of the founders' intent in constitutional law.

"Many people look on constitutional interpretation as a baseball game," Siegan said during an interview recently at his La Jolla home. "They're not concerned as to whether it's a correct decision or an incorrect decision. It's 'Did we win?' or 'Did we lose?'"

Siegan, though, is generally a strict constructionist, a scholar who turns to the minutes of the Constitutional Convention and the records of congressional debate to divine what the Constitution's authors had in mind.

His is a school of interpretation that has been in eclipse, more or less, for generations. Most current members of the Supreme Court, Siegan says, subscribe to the "living Constitution" school, which holds that "judges should interpret the Constitution to accommodate the events and conditions of the day."

To Siegan, such thinking is abominable, if well-entrenched. Shrugging his shoulders, he notes sadly that Chief Justice John Marshall, a member of the Founding Fathers' generation, wandered as early as 1819 from the path of strict construction to expand the powers of government beyond anything the Constitution's authors intended.

Marshall authored the 1819 decision, *M'Culloch vs. Maryland*—studied in schools as a turning point in early American history—that said Congress had the power to establish a Bank of the United States, though the Constitution made no provision for such an institution.

His opinion "generally gave the benefit of the doubt to the assumption of power by Congress rather than the limitation of the power of Congress," Siegan said. "It is my opinion that if the public thought that the national government was being given the kind of powers John Marshall gave it in 1819, the

Constitution might never have been ratified."

Siegan came early to a fixation on politics and law. The precocious child of lower-class parents, he grew up in Chicago, serving as the mayor of his grammar school and president of his high school class.

He says he was a liberal until he enrolled in the University of Chicago Law School. There, he butted heads with the free-market philosophy of the Chicago economists—Friedman and others, especially Aaron Director, a law professor who "asked questions my liberal thinking couldn't answer," Siegan said.

The leftist moved rightward to almost libertarian politics, launching a practice in land-use law underpinned by a conviction that government was stripping citizens of their property rights and economic freedoms through zoning restrictions and excessive regulation.

In the early 1970s, he studied the effects on land use of the absence of zoning in Houston, Tex. Where others found a clogged, ill-developed city, Siegan concluded that development in Houston was more responsive to consumer demand and that rental prices were kept low as a result of the city's unusual policies.

His ideas are crystallized in a 1980 book, "Economic Liberties and the Constitution." In it, Siegan argues that for much of its history, the Supreme Court has contradicted the Founders' intent by judging economic freedom as somehow less protected than such rights as freedom of speech, religion and the press.

He calls for the court to give government action that infringes on economic rights the same stringent review it gives impairments of civil liberties, contending that such seminal American thinkers as Alexander Hamilton and James Madison held economic freedom as essential to political freedom.

Except for the period from 1897 to 1937, when the high court regularly struck down impositions on economic rights, the justices often have let government trammel such freedoms, Siegan says. The results have been economic inefficiency and injustice, he claims—results that continue as the court holds to its misguided path, despite public support for deregulation in the last decade.

"Almost complete deference is given to the legislative branch, either Congress or the state legislatures, so the court makes almost no effort to enforce the liberties of the individual when those liberties have been denied or deprived," Siegan said.

His stance places him at an extreme of American legal scholarship. "It's a fairly crankish position," said Mark Kelman, a liberal

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# 'Gigantic civics lesson' planned

By Joe Cantlupe  
Staff Writer

University of San Diego law Professor Bernard Siegan says he's gearing up for a "gigantic civics lesson."

Siegan is a member of the federal Bicentennial Commission on the U.S. Constitution.

"As a society dedicated to the rule of law," Siegan said, "it is most desirable that the public knows more about and better understand the Constitution, which is the most important of all the nation's laws."

The chief justice of the United States, Warren Burger, will preside over the lesson. He heads a 23-member panel scheduled to arrive in San Diego this weekend for hearings on plans to commemorate the adoption of the Constitution.

The Constitution was signed Sept. 17, 1787, and the federal government was formed two years later.

Siegan, a nationally known expert

on constitutional law, says the commission will hear testimony from people who want to sponsor events to honor the adoption of the Constitution. He invited his commission colleagues to conduct hearings at the law school as part of their \$12 million, yearlong planning effort.

Since last spring, the commission has conducted five meetings, most of them in closed session. It plans to meet here for a closed-door session tomorrow afternoon, but a public hearing is slated Monday from 8:30 a.m. to 12:30 p.m. at the law school's Camino Theatre.

"The commission is set to oversee social and educational (events) to mark the Constitution," said John Nunes, spokesman for the law school. "You'll probably have a series of politicians and possibly entertainment people asking the commission to take part in the celebration."

"We want to get off the ground as

soon as we can and outline a list of objectives to foster and promote the Constitution," said Siegan.

The commission intends to sponsor a variety of celebrations, but officials concede that the splash probably will not match that of 1976, when the nation celebrated the bicentennial of the Declaration of Independence.

For now, "we labor in obscurity," said one commission official who declined to be named. "But we don't want to peak too soon."

The official said the commission probably will call for a national celebration Sept. 17, 1987, to mark the 200th anniversary of the Constitution.

The panel includes Sen. Edward M. Kennedy, D-Mass., Sen. Ted Stevens, R-Alaska, Sen. Strom Thurmond, R-S.C., Rep. Lindy Boggs, D-La., Rep. Philip Crane, R-Ill., Phyllis Schlafly and former Attorney General Herbert Brownell, who is vice chairman.



# Surcharge OK'd for emergency freeway phones

By Greg Krikorian, Staff Writer

A \$1-a-year surcharge on vehicle registration fees paid by county motorists was approved yesterday to finance construction of an emergency telephone system along local freeways.

"The net result is that our freeways will be so much safer. We will only wonder why we didn't do this before," said Supervisor Paul Eckert, who spearheaded county government support of the proposal with Supervisor Leon Williams.

The goal is to have emergency phones along 283 miles of local highways that are linked to California Highway Patrol dispatchers. Officials would like the first phones installed by April 1987 and the entire system operating by April 1988.

"It is off and running," said Granville Bowman, the county's director of public works and executive director of the new San Diego Service Authority for Freeway Emergencies.

The seven-member SAFE board approved the \$1 surcharge in its first meeting. The fee is expected to generate \$1.5 million by mid-1987.

The panel was established under 1985 state legislation, authored by Sen. William Craven, R-Oceanside, that allows counties to finance the construction and maintenance of call box systems with a surcharge of up to \$1 on annual registration fees collected by the state Department of Motor Vehicles.

Construction of a planned San Diego system, similar to one operating for years in Los Angeles County, is expected to cost from \$4.5 million to \$7.5 million to install.

The costs vary depending on the type of communications system chosen and are based on a study by the Orange County Transportation Commission of a emergency phone system with 1,000 call boxes.

An estimated 930 call boxes would be needed in San Diego County if the SAFE panel decides that the two-way phones should be located approximately every 1 1/4 miles, as suggested by the county public works department.

The annual operating costs, based on the Orange County study, would be \$450,000 to \$871,000, depending on

(A) see PHONES on Page B-8

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# Phones: Freeway system fees

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the technology chosen.

Local efforts to build an emergency phone system began in earnest a year ago after several motorists were attacked when their cars broke down along freeways.

In November 1984, a 22-year-old University of San Diego student was kidnapped and killed as she returned to her stalled car with a can of gasoline.

Two months later, a 27-year-old woman was raped at knifepoint when she took a ride from a passing motorist. The woman said she accepted the ride in desperation after her car broke down along Interstate 5 and she waited for help from authorities for four hours.

Under Senate Bill 1199, sponsored by the county and authored by Craven, freeway call boxes can be built and maintained through the surcharge. The fee can be used to finance the systems or phased-out as other funding proposals, such as issuing revenue bonds, are enacted by local panels.

Bowman said yesterday that San Diego County will be the first to take advantage of the new legislation although other counties are examining similar freeway phone systems. Ventura County is under way with a pilot project, he said.

Based on statistics in Los Angeles County, which has 3,600 call boxes located along its sprawling freeway system, officials expect the local system to be used by motorists 155,000 times a year.

Yesterday, the panel agreed to

seek an outside consultant for assistance in designing the system as early as October. The one-year construction of the system, officials said, should begin by April 1987, when the number, location and type of call boxes have been decided by SAFE.

The start-up costs for the work will come from the county. This past week, the Board of Supervisors

agreed to a \$200,000 loan to allow SAFE to hire an outside consultant and begin other preliminary work on the freeway phone system.

The SAFE board includes supervisors Eckert and Williams, San Diego Deputy Mayor Ed Struiksma, Councilwoman Gloria McColl, Del Mar Councilwoman Ronnie Delaney, Coronado Mayor R.H. Dorman, and El Cajon Councilman Jack Hanson.

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## USD, Coming Off Big Win, Faces Loyola Marymount

2955  
SAN DIEGO—The University of San Diego men's basketball team, coming off its biggest victory of the season Thursday night over Pepperdine, will play another important game at 7:30 tonight when it faces first-place Loyola Marymount at the USD Sports Center.

The Toreros (4-1 in West Coast Athletic Conference play and 14-5 overall) after their 69-64 victory over the Waves, can move into a tie

for first with a victory over the Lions (5-0, 13-6).

USD has won 9 of 10 games, including 4 straight, and is unbeaten in nine home games this season. Loyola has won seven straight and leads the Toreros and Pepperdine by a game.

The Lions are led by the conference's two leading scorers, guards Keith Smith (24 points per game)

and Forrest McKenzie (19.3). First-year coach Paul Westhead has put together a fast-paced offense that is averaging 83.5 points per game this season.

USD guard Pete Murphy, who suffered a sprained left ankle against Pepperdine, is expected to be in uniform tonight. Murphy said Friday afternoon that he's not sure whether he'll be able to play. The

6-foot 4-inch senior guard scored 18 points against the Waves and has played an important role in USD's recent hot streak.

Scott Thompson (13.2), Murphy (12.9) and forward Mark Bostic (10.1) lead USD in scoring. At the Sports Center, the Toreros have outscored their opponents by an average of 17 points per game.

—CHRIS ELLO

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## Evans, Theroux Key as USD Rolls, 67-56

2955  
Julie Evans scored 19 and Debbie Theroux added 17 Friday night to lead the University of San Diego past Santa Clara, 67-56, in a West Coast Athletic Conference women's basketball game at Santa Clara.

The Toreras, who made all 24 of their free throws Saturday night against Nevada Reno, hit 17 of 22 against the Broncos.

San Diego SportsScene / Dave Distel

# Torero Basketball: Cheering the Way to a Slimmer You

2955  
Forget Weight Watchers. Don't bother watching calories. Skip that daily run. Health spa? Who needs it? Hank Egan has a better idea. Go see the University of San Diego play basketball.

Egan was there last Thursday night when the Toreros played Pepperdine at the USD Sports Center. He came away with a sales pitch that could put weight-control plans out of business.

"You get to watch a great game," he said, "and lose some weight at the same time."

Understandably, Egan greatly enjoyed himself on this particular occasion. He happens to be the USD basketball coach, and his athletes did a rather

■ USD's men's basketball team plays host to first-place Loyola Marymount tonight. Story, Page 4.

thorough job of dismantling Pepperdine, a team which was ranked 20th nationally by United Press International.

The Toreros beat the Waves by a modest 69-64, but led by as many as 18 points in the second half. Pepperdine did make a rather intimidating run down the stretch, but that only made it more interesting.

Regardless, USD's fans would not have fallen asleep even if their heroes were up by 30. These people were going to enjoy a win by any margin.

USD fans must think Alcala Park is in North Carolina. They approach a big game with that kind of fervor and fever.

They come with painted faces, and they come early. The USD Sports Center is not much bigger than a sauna, and not much cooler, either.

This was an occasion reminiscent of that climactic game two years ago, when USD needed to beat St. Mary's to win its first West Coast Athletic Conference championship and make its first visit to the NCAA tournament. The Sports Center was filled more than two hours before that game, and the celebration reverberated a long time in the aftermath.

Once again, the Toreros are in a position to make a run at another WCAC title.

However, Pepperdine would not be an easy mark. Consider that the Waves, before Thursday night, had suffered three losses in the 1985-86 season—to Kansas, Kentucky and DePaul. Not bad company.

A couple minutes before the game began, the public address announcer asked the fans to slide toward the center of the bleachers to make room for folks standing in the aisles. I couldn't figure how the people in the middle could get any closer if they were actors in an X-rated movie.

Amid this din, it was up to Egan's Toreros to maintain discipline and order. The frenzy of the crowd was more in tune with the rhythm Pepperdine would

Please see SPORTSCENE, Page 4

## SPORTSCENE

2955  
Continued from Page 1

have preferred, an up-tempo game bordering on the fringes of insanity. The Toreros had to be the calm in the eye of the storm.

And they were.

They committed only one turnover in the first half, a remarkable statistic for a game in which every second brings an opportunity for error. A diamond that close to perfection would be worth a fortune.

While the crowd whooped and hollered, the Toreros methodically built a 39-22 halftime lead. They allowed themselves an occasional high-five or maybe a fist thrust skyward, but, for the most part, they built their lead without outward emotion. They should have been wearing hoods, so calmly were they accomplishing this execution.

However, Pepperdine came out for the second half the way the fans came out for the first. The Waves gambled and the Waves attacked, and the Toreros had to be feeling like a bunch of guys with their feet in the sand watching a tidal wave cross the horizon.

Would that magnificent lead be washed away?

Pepperdine cut the margin to three points in the final minute before the executioners put on their hoods again. Two free throws by Paul Leonard and two more by Scott Thompson put away the game.

The game ended with Thompson, the 7-foot junior center, shooting behind his back from near half-court. It didn't go in, and it didn't really come close, but it didn't matter.

Once again, the music was playing at the Sports Center. The fans danced out of the stands and the celebration was on.

"It's nice to have the thrill back at USD," said forward Mark Bostic, who was also a starter for that

championship team two years ago. "The crowd was into it, and that really helped us. I'm glad to be part of this."

Egan allowed himself a smile.

"This was fun," he said. "What more could you want? The band played pretty good, too."

Egan, of course, understands that this was not an occasion to be long celebrated or savored. This was no time to cut the nets off the rims or spray champagne or overturn police cars. This was not the culmination of a dream, but rather a taste of what might be accomplished.

"This was one game," he said. "The next three are our toughest three of the season. This is a critical time for us."

Loyola Marymount will visit USD's cozy little steam room tonight. It will be another very big occasion in Alcala Park because Loyola (5-0) is now the occupant of first place in the WCAC. A quirk of scheduling will cause USD to play Loyola and Pepperdine again next week, but on the road.

However, first things first. Another night, another game. At least another party and maybe another celebration.

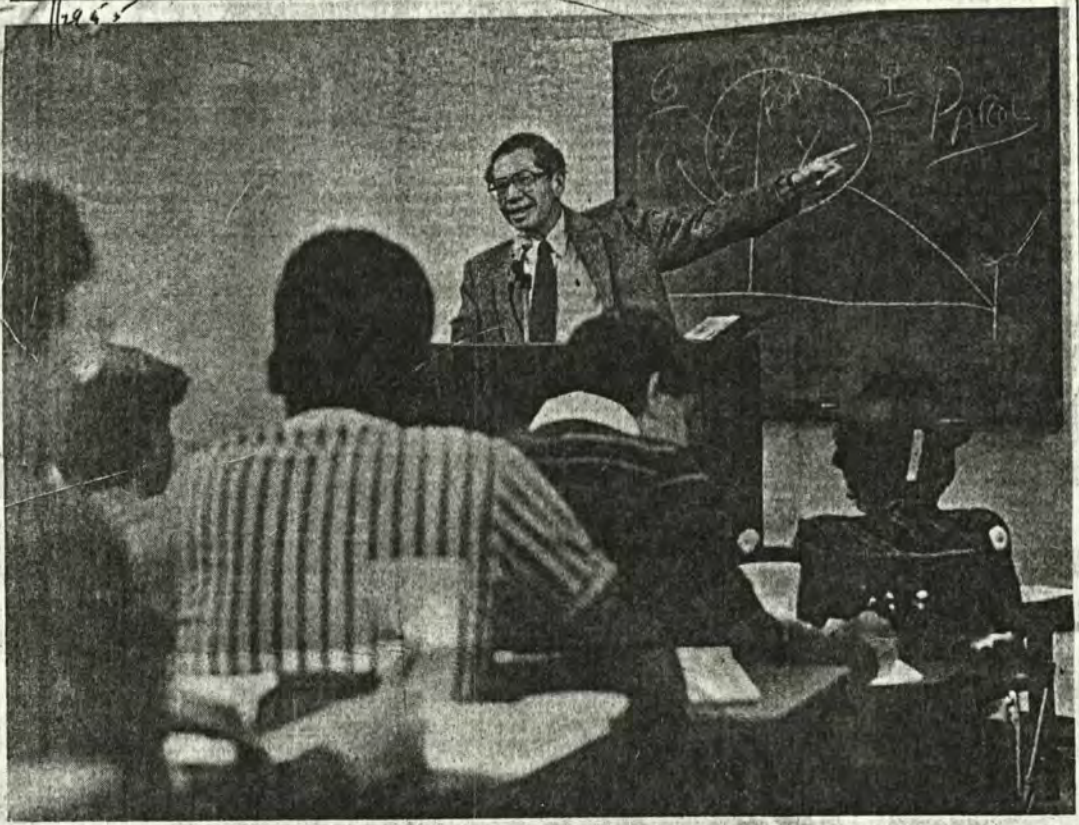
Oh yes, also on the agenda is Hank Egan's Special Program for Shedding Pounds While Exercising Nothing More Tiring Than Vocal Chords.

Times  
(San Diego Ed.)  
(Cir. D 90,010)  
(Cir. S 55,573)

FEB 2 1986

Allen P.C. Co. Est. 1844

Los Angeles Times



VINCE COMPAGNONE / Los Angeles Times

Bernard Siegan, a leading conservative scholar on the Constitution, teaches a class at the University of San Diego School of Law.

## SCHOLAR: Constitution's Bicentennial Nears

Continued from Page 10

professor at Stanford Law School who spoke at a seminar on Siegan's book in 1983. "To a degree, it's taken seriously because it resonates with the new right-wing mood in the country. It is not taken seriously for being well-argued legal reasoning."

Other critics note that the early 20th-Century justices whom Siegan would vault into the judicial pantheon struck down such basic social legislation as child-labor laws and the regulation of sweat shops. Until they were derailed by more popular figures, such as Justices Oliver Wendell Holmes and Louis Brandeis, the "Old Court" judges went so far as to establish *laissez faire* economics, not the Constitution, as the supreme law of the land, many scholars say.

Yet Meese, a former colleague at USD Law School, gave Siegan's text an enthusiastic endorsement when it was published. And in November, the attorney general and his top policy-making aides in the Justice Department had lunch with Siegan in Washington, engaging him in a 2-hour discussion of his

approach to constitutional interpretation.

Terry Eastland, Meese's spokesman in Washington, downplayed the meeting. "Nothing came of the lunch, nor will anything," he said last week.

**'Many people look on constitutional interpretation as a baseball game. They're not concerned as to whether it's a correct decision or an incorrect decision. It's "Did we win?" or "Did we lose?"'**

**Bernard Siegan**  
Professor, USD School of Law

Some of the students in Siegan's constitutional law class, however, believe their professor deserves a promotion. "His in-depth knowledge and familiarity of the area is unequalled," one wrote on an end-of-the-year evaluation. "This man should be on the Supreme Court."

Students and colleagues at USD say that despite his strong opinions,

Siegan is open to questions in class and to challenge in debate.

"He's a very good listener," said Paul Wohlmut, a liberal USD law professor who has had more than a few friendly disagreements with Siegan. "I wouldn't classify him as

a dogmatic or even narrow-minded, ideological-type of conservative. He's presumptively a conservative."

Sheldon Krantz, dean of the USD School of Law, said Siegan's fatherly demeanor belies the intensity of his beliefs.

"He gets his points across without being provocative," Krantz

said. "He's just so charming, so people don't get angry at him."

In class last week, Russ Primeaux was one of the second-year law students whom Siegan drew into a discussion about a zoning case. Afterward, Primeaux, a lieutenant in the Marine Corps, said Siegan was a tough man to quarrel with.

"He'll let you determine on what ground you want to argue. He'll concede that," Primeaux said. "And then he'll beat you on your ground anyway."

Siegan hopes the sort of nonpartisan civics lesson he conducts twice a week in a USD lecture hall will gain a nationwide stage in the months leading up to the Constitution's bicentennial.

"Even people who are completely apathetic will suddenly find we're celebrating something, that a whole day is being given to the study of something," Siegan said. "And the idea will permeate that that something is a very important document."

"And I would think curiosity and interest will raise the level of concern about the document—and I hope a whole lot."

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(Cir. S. 341,840)

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Allen's P. C. B Est. 1888

The \$9 million 70,000-square-foot University Center ~~Building~~ *295* at the University of San Diego in Linda Vista is due for completion in October, USD said. Trepte Construction Co. is the contractor and Mosher-Drew-Watson-Ferguson is the architect. The building will include a lounge, student and faculty dining rooms, a grill, delicatessen, student affairs offices, game room, student union center, student publications offices and conference and meeting rooms.

Escondido, CA  
Daily Times Advocate  
(Cir. D. 31,495)  
(Cir. S. 33,159)

FEB 2 1986

Allen's P. C. B. Est. 1888

## USD blows chance to move into first place

SAN DIEGO (AP) — A senior guard Keith Smith connected on a jump shot from the top of the key with two seconds remaining Saturday night to give Loyola Marymount a 72-70 West Coast Athletic Conference basketball victory over the University of San Diego.

The visiting Lions took a 70-64 lead with 1:28 left on a jump shot by Forrest McKenzie, but the Toreros battled back to tie the game on a short jump shot by Mark Bostic with 1:17 remaining, a 17-foot jumper by Steve Krallman with 48 seconds to go, and a short jumper by Paul Leonard with 11 seconds left.

The Lions then went to Smith, who hit the game-winning shot.

The win was the eighth in a row for Loyola, which is atop the WCAC with a 6-0 record. The Lions are 14-6 overall.

USD fell to 4-2 in league play and 14-6 overall. Had the Toreros won, they would have moved into a three-way tie for first place with Loyola and Pepperdine.

Mike Yoest led the Lions with 24 points. He connected on all 12 of his free throw attempts. Smith finished with 22 points and a game-high eight assists while McKenzie added 20 points.

Pete Murphy paced the Toreros with 18 points.

# Toreros need five-game sweep to hit 20-win mark

2955  
By Bob Slocum  
Tribune Sportswriter

Miracles do happen — the '51 Giants came back and maybe a few others. But if we can talk frankly, the Toreros' hopes for a WCAC title now are clinically dead.

At 5-4, USD is three games behind co-leaders Pepperdine and Loyola Marymount with five games left to play. The Toreros do not engage in battle with either leader again, which constitutes a serious bummer to a bunch of guys trying to make up ground in a hurry.

Given that, what now is USD's carrot-on-the-stick as the season winds down? Improved dribbling?

Well, not exactly. The Toreros, who host USF tomorrow night at the Sports Center (7:30), would like to win 20 games this year. And that is some 14-carat carrot. They've already won 15 (15-8), but they'd have to sweep their final five to pull it off.

"Twenty wins would be real nice," said Toreros coach Hank Egan, who is within one victory of matching his 15-year high as a coach. "But you know what? That is really the silly part of the game. You start thinking about how many games you want to win for the season, and you almost always get ahead of yourself and lose a few. You start forgetting that you only can play one game at a time. We're capable of winning 20, but we'll only do it if we concentrate on each game as it comes."

As a result, Egan's only present concern is the 2-7 Dons, who he says "are capable of beating anyone."

"Can I give you an example?" he added.

Sure, shoot.

"USF lost to Gonzaga by around 40 points early in the season and beat them the other night," he said. "USF is a talented team, with very good athletes. They can rise to the occasion."

The Dons also have a decent coach. And tomorrow night's meeting could be an emotional one because Dons coach Jim Brovelli makes his first competitive return to USD since departing as Toreros coach two years ago. Egan replaced Brovelli, who directed the Toreros for 11 years and led them to their only WCAC title (1983-84).

"It isn't especially emotional to me," said Egan, whose team defeated the Dons 67-59 in San Francisco on Jan. 18 for USD's first-ever win over

USF. "I get the same sort of emotion and adrenalin going for every game. It doesn't matter who we're playing."

Egan's philosophy has extended to his players, who have not thrown in the towel despite having been virtually eliminated from the conference race with a series of squeaker losses. Still, USD continues to play with tenacity and purpose.

The Toreros' four conference losses have come by a total of 13 points. They had dropped three narrow decisions in succession going into Saturday's win over St. Mary's. The Toreros could have adopted a "What's the use?" attitude. They didn't.

"Believe me," said Egan, "what

keeps us going is the character of our kids, their own pride. None of them has given up."

The Toreros enter the game paced by center Scott Thompson (13.9 points per game, 7.5 rebounds). Guard Pete Murphy is contributing 12.2 points, forward Nils Madden 10.1 and forward Mark Bostic 10. "But the success we've had," said Egan, "comes from the input of all of our players. Our depth has been the key. We use and need everyone."

The Dons (7-16 overall), who have no players averaging double figures in scoring or rebounding, are led by forward Anthony Mann (9.8 points) and center Peter Reitz (5.7 rebounds).



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## USD: Toreros third in WCAC after first home loss

2956  
Continued from H-1

control his anger. "Especially since both teams were in a zone and, as a matter of fact, we were getting the ball down low more than they were. That's why I was upset."

Westhead, asked about the officiating, just shrugged his shoulders, as a winning coach is likely to do.

The game was tied at 60 with 5:41 left, but Loyola scored six straight points and had a 66-60 lead with 3:33 to go on McKenzie's 15-footer.

With 1:29 remaining, the Toreros

still were down by six, 70-64, but spurred by the overflow crowd of 2,800-plus, they marched back.

Mark Bostic drove the lane for two. Reserve forward Steve Krallman came in after a USD timeout and hit an 18-footer to cut the Loyola lead to two, much to the surprise of Westhead.

"He wasn't on my list," said the Lion coach. "I was looking down (at his game sheets) and said, 'He wasn't supposed to shoot.'"

USD called another timeout to set up its defense, and Egan put them in

a full-court press. It worked brilliantly.

Guard Pete Murphy, who came into the game on a tender left ankle but scored a team-high 18 points, tied up Yoeast out near mid-court. The referee signalled jump ball, and on alternating possessions, it went to USD.

The Toreros used their last timeout to set up for the tying shot.

Egan wanted the ball to go inside to 7-foot center Scott Thompson, who scored 15 points, but Loyola had the middle covered. Point guard Paul

Leonard ended up driving the lane and dropping in a hanging 10-footer with 11 seconds left.

"I thought it was a three-point play," Egan said. "I thought we got the foul."

There was no call, but the game was tied. At least, it was until Smith took over the last 10 seconds.

Loyola quickly inbounded without calling time, and Smith raced up the court.

"If we'd called a timeout, they would have had a chance to set up their defense," said the point guard,

who kept his dribble, electing not to pass to any of his teammates.

His coach could find no fault with that.

"Unless somebody is wide open, we want him to keep the ball," said Westhead. "He's the first and last shot."

"I just wanted to dribble into position where I wanted to shoot, not where they wanted me to shoot," said Smith.

Smith, the leading scorer and assist man in the WCAC, finished with 22 points and eight assists.

# Future of Team Tennis competition in San Diego remains on hold

<sup>2958</sup>  
**I**S TEAMTENNIS dead in San Diego? Or, despite disappointing attendance, poor management and a spotty past, will it be resurrected this summer?

If a group of San Diegans can convince the owner of the Rancho Bernardo Inn, Gus Colachis, to host the team's home matches at the resort



this summer, Domino's Pizza Team-Tennis will return. If not, Team-Tennis likely will fade from the local scene yet another time.

Real estate developer Bill Zongker heads the group seeking the franchise, along with advertising executive Shelly Hall and Atlas Health Club pro Larry Willens. However, Colachis' current illness caused postponement of a planned meeting here tonight with league commissioner Billie Jean King. Another meeting is expected within a few days.

Last summer, the San Diego Buds won the league title with a team of Butch Walts, Todd Nelson, Mary Lou Piatek and Robin White, coached by Willens. But the seven Sports Arena home dates were poorly attended, averaging less than 1,000, and interest in the team was minimal.

Harry Ornest, present owner of the NHL's St. Louis Blues and Buds owner last summer, apparently has been stripped of his franchise rights, valued at \$35,000.

"Billie has told us that the league wants a franchise in San Diego this summer," said Hall, whose promotion links with local pro tennis date back to the World Team Tennis' Friars of the late 1970s.

Several years ago, Zongker headed a group which sought the Team-Tennis franchise that eventually was awarded to Ornest.

Said Zongker: "I have no firm commitment from anyone (else) because of what happened last time. Nobody is willing to stick their neck out right now; several people have promised they will join me if we can get the proper facility."

If Rancho Bernardo Inn agrees to host the team, Zongker hopes other local and outside investors will join him in what he figures will be a three-year \$250,000 gamble.

"I'm a tennis fanatic and I think we can make this at least a break-even proposition, like other (Team-Tennis) cities have," said Zongker.

As for team members, Willens expects Walts and Piatek to return, and possibly White. Todd Nelson, a Grossmont College product who shook off early-season struggles to help the Buds down the stretch, likely will not return.

A final decision on whether San Diego will be granted a franchise is expected within 30 days.

Meanwhile, TeamTennis' recreational club format here — patterned after the pro version — appears to be set. John Felman, club manager at Folsom's, has been selected as area director of the program, now expanded to more than 50 cities nationwide.

The four-member teams will compete at selected clubs around the city, under the sponsorship of Domino's Pizza. Leagues are scheduled to



Tribune photo by Joel Zwick

## ROBIN WHITE RETURNS A SHOT FOR THE BUDS LAST YEAR

begin within a few weeks.

For sign-up information, contact Felman at 280-7182.

■ ■ ■

**DROP SHOTS** — The San Diego Tennis Patrons Association held its annual awards dinner recently, presided over by president Jamil Khoury.

Among the awards for 1985:

Olive Pierce Award (outstanding contributions to the welfare and development of tennis): Kathy Willette.

Margaret Weckerly Award for sportsmanship (girls) — Kim Rostovsky, La Jolla High; Roland Brock Award for sportsmanship (boys) — Reid Middleton, Bishop's School.

Sophia Custado Award (for out-

standing dedication, participation and devotion to tennis) — Katrina Crawford.

Bill Dudash Award (for outstanding service to tennis by a junior) — Pat Elson, University High.

Wilbur Folsom Award (most improved player) — girls, Christy Drage, Mission Bay High; boys — Mike Bucon, University High.

College player of the year — Peter Smith, Long Beach State (Torrey Pines High).

■ USD will be the site of the 13th annual San Diego Intercollegiate tournament Feb. 13-15. In addition to host USD, competing schools will be: defending champion Pepperdine, San Diego State, USIU, UCSD, BYU, Utah, Long Beach State, Hawaii, Nevada-Las Vegas, UC Irvine, Chapman, Cal State Bakersfield, Cal Poly SLO, Redlands and British Columbia.

■ Ron Bennett, president of the San Diego County Tennis Umpires Association, invites prospective linesmen and women to attend a training session tomorrow at 6 p.m., at Francis Parker School. For information, call 299-7900.

No previous tennis experience, either as a player or ref, is required. "It's easier to train non-tennis players," said Bennett, a highly sought-after linesman for national and international events. "They don't anticipate shots, which is one of the biggest drawbacks for any potential ref."

The 61-member association supplies umpires and linesmen for most junior and adult tournaments throughout San Diego, as well as pro events such as the John McEnroe-Mats Wilander match.

In that exhibition, Ben Press will serve as head linesman, aided by a lines crew of Al Scatolini, Paul Buskey, Stan Diengott, Bruce Engebretson and Mario Mareano.

■ Michael Chang of Carlsbad, one of the world's top 14-year-olds and 18s winner in the recent Martin Luther King Jr. Memorial tournament with a three-set win over his 17-year-old brother, Carl Chang, left Sunday to compete in the European junior championships at Tarbes, France.

■ The \$450,000 Pilot Pen Classic at La Quinta (Feb. 24-March 2) shapes up as quite an attraction with confirmed entries from Wilander, Boris Becker, Jimmy Connors and Yannick Noah.

Last year's event suffered from a rash of early upsets and featured a Larry Stefanki vs. David Pate final. The saving grace was that Stefanki, the eventual winner who at that time ranked 147th, is La Quinta's touring pro.

Pate lately has emerged as a doubles force with Scott Davis. Together, they teamed to win Sunday's U.S. Pro Indoors doubles title.

■ Bjorn Borg may have retired from competitive tennis, but he insists he's in top physical shape.

"I play a lot of ice hockey, a sport I like much better than tennis," said Borg. "I play soccer and I do a lot of running. And I recently took up skiing. My body needs exercise. My body is used to pain."

■ McEnroe recently leveled a few more blasts at the media coverage he receives.

"You have to wonder if anybody believes in honest reporting anymore," said Mac. "Something totally wrong about me runs in the National Enquirer or People magazine and sooner or later the same juicy bit will appear in a legitimate newspaper or magazine."

(John Freeman's Tennis column appears every other Tuesday in The Tribune.)

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# We the people

2955  
In 1976, millions of Americans participated in a joyous nationwide celebration marking the 200th anniversary of the Declaration of Independence. Today at the University of San Diego a group of distinguished Americans, including USD Law School Professor Bernard Siegan, is meeting to plan another significant American bicentennial commemoration.

The 23-member U.S. Constitution Bicentennial Commission and its chairman, Chief Justice Warren E. Burger, want the 200th anniversary of the drafting of the Constitution to be, in Mr. Burger's words, "a history and civics lesson for all of us." In other words, this anniversary will focus on education as much

as celebration.

What more appropriate way to commemorate the anniversary of the magnificent document produced by the Founding Fathers than for the American people to dedicate themselves to its study? The three-year celebration envisioned by commission members would be highlighted by a one-time national holiday on Sept. 17, 1987 — the 200th anniversary of the Constitution's signing.

The commission is encouraging the creation of similar commissions at the state and local level. Both California and San Diego County already have established their own bicentennial commissions.

For nearly two centuries, the

Constitution has secured for Americans the revolutionary promise of "life, liberty, and the pursuit of happiness." The American Revolutionary Bicentennial in 1976 was a celebration of independence. The bicentennial of the Constitution will focus on how the Founding Fathers built a nation with a revolutionary form of government controlled by the governed.

We welcome the distinguished U.S. Constitution Bicentennial Commission to San Diego. We wholeheartedly support its efforts to remind Americans that, after two centuries, the Constitution abides as the guarantor of the freedoms that are often challenged and taken for granted.

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# Law School News

2955

Gordon T. Ownby

## Panel Urges Changes in Appellate Courses

A new report by a committee appointed by appeal court judges says that law schools should revamp the way they train students in appellate advocacy.

The report, issued by the Committee on Appellate Skills Training, says that even moot court and appellate advocacy courses in law schools do not teach students the material needed to make them effective appellate lawyers, since moot court and appellate courses teach primarily legal reasoning and analysis skills.

Instead, the committee said, more instruction is needed on appellate courts as an institution, the substantive and procedural law governing the appellate process, and the specialized skills of appellate litigators.

A prerequisite to appellate courses, the committee said, should be a basic course in appellate procedure, similar to current law school courses in civil procedure for the trial level.

Students should then get training in brief writing and oral argument skills under the supervision of experienced instructors. The report particularly criticizes the use of instructors who are themselves fresh out of law school to teach appellate courses.

The report also stresses the importance of using actual case records in the appellate exercises and urges development of new teaching materials.

The chairman of the committee, composed of appellate judges, practicing lawyers, and law professors, was John P. Frank of Phoenix, Ariz. University of Cincinnati College of Law Professor Robert J. Martineau was the reporter for the committee.

Copies of the report are available from Mary Elle Donaghy, staff director of the Appellate Judges' Conference, 750 North Lake Shore Drive, Chicago, Ill. 60611.

THE SAN DIEGO LAW CENTER, operated jointly by the the University of San Diego School of Law and the county bar association, has hired David Lauth, a retired U.S. Coast Guard admiral, as the center's new administrator.

Lauth, who also served as an executive with a cruise ship company and executive vice president of a regional chamber of commerce, will coordinate the center's various

programs, manage fundraising, and oversee public relations.

The law center's goal is to improve legal services in the San Diego area, including developing ways to expand the availability and quality of legal services, providing continuing education to area lawyers, and initiating demonstration projects on the administration of justice.

The center will be the subject of an American Bar Association panel this week at the ABA's mid-year meeting in Baltimore.

A DINNER DANCE TO establish a scholarship fund honoring Southwestern University School of Law Professor Max Goodman is scheduled for 6:30 p.m., Saturday, Feb. 15, at the Variety Arts Center.

Goodman is a longtime family law practitioner in Los Angeles and a Southwestern faculty member for 19 years.

Proceeds from the first annual dinner dance will go to scholarship awards for Southwestern students.

A reception, black tie optional, begins at 6:30 p.m., with dinner at 7:30 p.m. The Variety Arts Center is at 940 S. Figueroa in Los Angeles.

LAW SCHOOL BRIEFS: Burt Neuborne, legal director for the ACLU in New York, has resigned to return to his position on the faculty at New York University School of Law. He will serve as director on a voluntary basis until a replacement is appointed. . . . A bequest of more than \$3.5 million to the Columbia University School of Law has helped establish the Isidor and Seville Sulzbacher Professorship of Law. The gift from the estate of the late Maj. Gen. Melvin L. and Hellen S. Krulewitch was the largest ever received by Columbia, and also will provide for the continuation of the school's Sulzbacher lectures. . . . W. Colquitt Carter, a senior partner in the Atlanta law firm of Carter, Ansley, Smith & McLendon, has endowed a chair at the University of Georgia School of Law. The initial gift of \$300,000 (toward a \$1 million goal) will establish the Marion and W. Colquitt Carter Chair in tort and insurance law.

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# Chief justice here to plan birthday for Constitution

By Joe Cantlupe  
Staff Writer

USD law Professor Bernard Siegan hosted a breakfast yesterday at the La Jolla Country Club for one of his friends, an overworked and dignified man with whom he doesn't always agree — the chief justice of the U.S. Supreme Court, Warren E. Burger.

Ask Siegan what he thinks about Burger and his court, and the lawyer responds judiciously.

"The chief is a very friendly man," Siegan said. "I talk to people I don't agree with."

After breakfast, Siegan drove Burger to the University of San Diego law school, where both men began planning ways to celebrate the 200th birthday of the very thing that sparks their disagreements: the U.S. Constitution.

Burger, a white-haired, 78-year-old jurist who has presided over the Supreme Court for the past 16 years, heads the federal panel empowered by Congress to celebrate the signing of the Constitution. At the request of Siegan, a member of the Commission on the Bicentennial of the U.S. Constitution, the panel arrived here this weekend to conduct hearings.

Burger and other panel members briefly posed for photographs yesterday morning and then conducted a daylong closed session behind the thick wooden doors of the law school's Grace Courtroom.

Today, the commission will conduct a public hearing in USD's Camino Theatre from 8:30 a.m. to 12:30 p.m.

Among those scheduled to testify today are USD President Author Hughes, San Diego County Supervisor Susan Golding, and Joan Bowes, chairwoman of the San Diego County Commission on the Bicentennial. Others expected to appear are representatives of television and broadcasting industry, the Defense Department, the Interior Department and the American Civil Liberties Union. It's been said that quarrels helped

shaped the Constitution, and sure enough, when the commission was formed last spring in anticipation of a big birthday bash — set for Sept. 17, 1987 — it found itself fighting in court.

A public-interest group argued that the commission should not be allowed to meet in closed sessions, but a federal judge upheld the panel's actions. Burger has said repeatedly that it would be too time-consuming for all the commission's meetings to be held in public. "We're following the precedent of the original meeting of the Constitutional Convention in 1787," Burger said late last year. "They even boarded up the windows in the hall to discourage eavesdroppers."

Commission members yesterday declined to elaborate on their discussions, but said the meeting focused on proposed media events. "We're not trying to hide anything from the public," Siegan said during a break in yesterday's session. "In fact, we're trying to encourage the greatest celebration possible of the Constitution — we want to make the public know as much as possible about it."

Hughes, the USD president, said he would ask the commission today to support a group of educators working to promote student involvement in the community.

Hughes said educators are concerned about "the lack of student concern for the community — the family, school, corporation, city, state or nation — and increasing self-concern and self-interest reflected in their preoccupation with power, material wealth, prestige and personal gratification."

Students' interests have "yielded to careerism," Hughes says in testimony to be submitted to the commission. "We are clearly aware that the number of young people with interest in social work, environmental studies, teaching and working with the handicapped or aged has noticeably declined."

The Constitution celebration will



The San Diego Union/Michael Franklin

Supreme Court Chief Justice Warren Burger, right, and USD law Professor Bernard Siegan arrive on campus for a meeting

of the Commission on the Bicentennial of the U.S. Constitution. The commission will hold a public hearing today.

enable the young to have a basic understanding of this country's heritage, Hughes said. "It will answer the question 'Why is it we operate as we do?'"

The Bicentennial Commission, which Burger has conceded is off to a slow start in its planning, recently won a \$12 million appropriation from Congress. Commission members said yesterday that Gene Mater, the commission's media specialist and former vice-president of CBS, was only hired three weeks ago. Much organizing still must be done, commission members said.

All but four of the panel's 23 members, including Sen. Ted Stevens, R-Alaska, and columnist Phyllis Schlafly attended the weekend session in

San Diego. University officials said Sen. Edward M. Kennedy, D-Mass, and Sen. Strom Thurmond, R-S.C., were among those who could not participate.

Siegan, 61, said the Constitution has always fascinated him, but he concedes most citizens take the country's most important legal document for granted. "It's obvious, most people have an interest in sports, in entertainment, than in serious matters. That's part of humanity." The commission's goal, he said, is to drive home the day-to-day importance of the Constitution for each citizen. "I want the public to know as much as possible," Siegan said. "They are going to hear a lot about it — the Constitution."

"Look, it allows us to talk the way we can," Siegan observed during a lunch-time conversation with a reporter. As framed by the founders, the document allows the "great idea — it protects our liberty from the excesses of government." All too often, the Supreme Court's interpretation has been more important than the integrity of the Constitution itself, Siegan said. "That started from day one."

Siegan said he has recently completed a manuscript for a book that focuses on the high court's historic "departure from the original intent" of the Constitution. The tentative book title: "The Supreme Court's Constitution."

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**USD FALLS TO ASU** — The University of San Diego mens' tennis team lost all of its ~~singles~~ matches yesterday and was downed by Arizona State 6-3 at Tempe. The Toreros (1-2) won all of their points in doubles, which they swept from the Sun Devils (5-0). USD travels to UCLA tomorrow for a match against the second-ranked Bruins.

Lompoc, CA  
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Lompoc Record  
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## 2955 Celebration committee moves into San Diego

SAN DIEGO (UPI) — A 23-member commission coordinating the national celebration for the 200th birthday of the U.S. Constitution left its normal Washington confines to hold a strategy session at the University of San Diego.

The commission, chaired by Supreme Court Chief Justice Warren Burger, convened Sunday for a closed session and was to meet today in public for the second time since its formation last spring.

The first open session was held last year in Washington, where the majority of commission meetings have been conducted.

The group is meeting in San Diego at the request of commission member Bernard Siegan, a USD law professor and national expert on constitutional law.

While in San Diego, the commission will hear testimony from groups and individuals wishing to sponsor or take part in the celebration, which is being touted by Burger as "a history and civics lesson for all of us."

"Basically, Americans for 200 years have been looking forward," Burger said. "The American mind should be looking back and ahead at the same time."

The commission was established by Congress, and its members were appointed by President Reagan last year. The panel's stated goal is:

"To stimulate activity by thousands of organizations nationwide to heighten awareness and deepen understanding of our Constitution, the freedoms it guarantees and the civic responsibilities necessary to its preservation and vitality."

The commission includes members of Congress, scholars, attorneys, journalists and jurists, including such notables as Sen. Ted Kennedy, D-Mass.

Kennedy and six other commission members were not scheduled to attend the San Diego meeting because of other conflicts.

Burger shares the Constitution's birthday. The nation's chief jurist will be 80 years old on Sept. 17, 1987, the day the Constitution will mark the 200th anniversary of its founding.

El Centro, CA  
(Imperial Co.)  
Brawley News  
(Cir. D. 4,970)

FEB 4 1986

Allen's P. C. B Est. 1888

## 2955 Burger blasts judicial elections

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Hemet, CA  
(Riverside Co.)  
Hemet News  
(Cir. 6XW 14,798)

FEB 4 1986

Allen's P. C. B Est. 1888

## Chief Justice against elections for judges

<sup>2955</sup>  
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Burger made his comments during a question and answer session with about 200 students Monday at the University of San Diego Law School. The session came at the end of two days' of meetings of the commission planning the 200th birthday of the U.S. Constitution. Burger is chairman of the group.

"I am against the election of judges in any state under any circumstances," Burger said when asked his views on the retention vote coming up Nov. 4 for California Chief Justice Rose Bird.

Bird has come under fire for her votes to overturn many death penalty cases. Victims' rights groups are working to defeat Bird and Justices Cruz Reynoso and Joseph Grodin. Burger said he wasn't familiar enough with the issues surrounding the election to comment on Bird's

retention, but he said judges should represent integrity, above all else, and shouldn't feel obligated to please society.

Burger also blasted much of the advertising by lawyers since the high court upheld the right of attorneys to advertise their fees and services in 1977, saying, "A lot of the advertising being tolerated today by lawyers is something no self-respecting plumber would engage in — or maybe even a used-car salesman."

Burger, who dissented from the court's 5-4 decision in the case, said he has nothing against simple self-promotion by attorneys announcing their availability.

Earlier, Burger spoke to reporters about the progress of the 23-member Commission on the Bicentennial of the U.S. Constitution, saying time and money are short but the celebration will go on.

"We have an enormous job and we just have to do the best we can with what's available, a little like the people at Valley Forge," he said.



FEB 4 1985

Allen's P. C. B. Est. 1882

2955  
**Burger Discusses  
Familiar Themes in  
Wide-Ranging Talk**  
1240  
**Bicentennial Meeting**

By RON OSTROFF

SAN DIEGO — In wide-ranging comments Monday before a packed moot courtroom of University of San Diego law students, U.S. Chief Justice Warren Burger complained of an overloaded justice system, prisons that don't pay for themselves, and lawyers who advertise.

Post-trial remedies such as habeas corpus place "enormous loads on the courts," Burger said. After all the appeals, "even the guiltiest person in the world begins to believe what his lawyers have told him — that he isn't guilty at all. But we are getting some movement in changing that."

The chief justice also suggested increasing the use of arbitration, punishing police officers rather than society for violations of the exclusionary rule, and creating prison industry.

Burger's remarks came after a public session of the Commission on the Bicentennial of the United States Constitution, which he leads. The commission of government officials and private citizens met in closed sessions Sunday and early Monday morning.

During Monday's public session, nearly a score of people from government and private groups testified about their plans for celebrating the 200th anniversary of the nation's guiding document.

The commission, which has been in existence since July, was told that education about the creation of the Constitution, what it contains, and how it has fared in two centuries, should be the major focus of all commemorations.

"Certainly there is a place for celebration," said Margaret Branson, a director of the Center for Civic Education, part of the Law in a Free Society Curriculum Project affiliated with the State Bar of California. "But this commission can offer a constitutional education for an entire nation."

The center is designing a series of 30 lessons for high school students to be conducted over a six-week period about the importance of the Constitution. Spokesmen for other groups said they are planning similar education projects.

**Remarks on Advertising**

During Burger's remarks to law students, he sharply criticized lawyers who advertise like plumbers or used cars dealers. But he said small ads listing a firm name, address, and practice areas were not objectionable "because they are just an announcement of availability." Repeating what he has said many times before, the chief justice called most lawyer advertising "demeaning. It could almost destroy our profession. The bar must do something about it."

To the students seeking advice about future law practice or use of lawyers, he warned: "Never, never, never engage a lawyer who advertises."

He also lamented that "only a fraction of the prisoners in the United States work" and earn money for the governments that house and feed them.

On the issue of allowing prisons to be run by private industry, Burger said, "My mind is open. I see no constitutional problems. And the truth of the matter is that the private sector does some things much more efficiently and profitably than the public sector."

On the exclusionary rule, which bars evidence in criminal cases obtained in violation of constitutional standards, the chief justice said, "Don't put the burden on society when the constable blunders, put it on the constable." He suggested citizen review boards for police and hearings about police mistakes. "That will teach policemen to obey the Fourth Amendment."

**Support for Arbitration**

Burger also chided those who encourage resolving disputes inside, rather than outside, court, from the "Perry Mason" television series to lawyers "who think it is stylish to be an advocate in court."

"It takes 10 times as long to try a given issue in a courtroom than it does in arbitration," he said.

The notion that arbitration and other forms of alternative dispute resolution will take business away from lawyers, he said is "is just a lot of nonsense."

Although Burger would not comment on possible changes in the make-up of the Supreme Court or on the issues of affirmative action or zoning and economic due process, he did speak briefly about *Roe v. Wade*, the court's decision legalizing abortion.

Reiterating what he said he noted in a concurrence in that case, Burger told the students: "I had some problems taking judicial notice of a scientific fact that had not been proved. The whole picture has changed in the last dozen years since then."

When a student asked whether the court should rehear the controversy, Burger replied: "Ask me in a year or two years or five years."

He said that he does not know enough about California Chief Justice Rose Bird's election fight to retain her job to comment on it. But he said, "I am against the election of judges in any state, in any circumstances."

Earlier Monday, the chief justice told reporters that the bicentennial commission was under-funded, under-staffed, and late in being established.

"We have 5 percent of what they had 10 years ago" for the bicentennial of the Decla-

See Page 20 — CONSTITUTION

**Constitution Panel**

1240 Continued from Page 1

ration of Independence, he said. This commission has a \$12 million budget, while the other bicentennial commission had \$300 million, he said.

Burger brushed aside the suggestion of a second constitutional convention. "We were commissioned by the Congress to celebrate the Constitution as it is — not as some think it ought to be."

Then he added: "It would not be productive to have a constitutional convention and open up the whole subject. When you have a problem, address that problem by an amendment."

Those testifying Monday said bicentennial celebrations should encourage public participation, rather than mere observation.

CBS will produce and broadcast a series of bicentennial minutes called "We the People," which will begin in September. "It will be a mini-civics lesson," George Dessart, a CBS vice president, told the commission. Philadelphia and the National Park Service are planning a year of commemorative events ranging from exhibits and parades to a colonial cook-off and a possible joint session of Congress in Independence Hall.

Other organizations will hold essay contests on the Constitution for law, college, and high school students. The military is producing booklets of the 23 soldier-statesmen who participated in the Constitutional Convention.

The commission's next session will be held in April in Washington.

Late in the afternoon Monday, Burger addressed more than a thousand people, including 20 judges of the Ninth U.S. Circuit Court of Appeals, at a dedication ceremony for the circuit court's new courthouses in Pasadena.

During his remarks, Burger urged federal and state judges to play an active role in educating people about the Constitution.

## Burger Discusses Familiar Themes in Wide-Ranging Talk

### Bicentennial Meeting

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See Page 20 — CONSTITUTION

## Constitution Panel

Continued from Page 1

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# San Diego group on Constitution hailed by Burger

By Joseph Thesken  
Tribune Education Writer

The group planning San Diego's participation in celebrating the U.S. Constitution's 200th birthday has received praise from the very top — Supreme Court Chief Justice Warren Burger.

Burger, as chairman of the national Commission on the Bicentennial of the U.S. Constitution, lauded the local organization during a public hearing yesterday at the University of San Diego.

The session, held in the Camino Theatre on campus, attracted about 700 spectators.

"At our (closed) meeting yesterday, we voted to approve the San Diego Commission," Burger said. The 32-member San Diego commission is the first one approved by the national organization.

He and other commission members were pleased with the San Diego County group's early efforts in mapping plans to honor the Constitution's birthdate, Sept. 17, 1987.

"We are impressed with what the San Diego commission has done already, even before some other cities have started, and we hope that it may be used as a model for other cities to follow," he said.

Janet Bowes, its chairwoman, outlined to the commission some of the festivities being planned.

"We are establishing a speaker's

bureau to spread the word (on the Constitution)," she said.

"We intend to reach every student in the city and county schools — no matter the age or grade level — to impart this knowledge about the Constitution and those who framed it."

Besides the educational side of the celebration, the group is planning social events, including a 10-kilometer run in March 1987, exhibitions and a parade.

"We will hold a red, white and blue festive ball which will culminate the celebration in our city on Sept. 12, 1987, one week before the national observance of the Bicentennial," she added.

She said San Diegans already are responding to the call for volunteer support and contributions, and added that local military representatives will arrange parades and other activities.

She said both the San Diego County Board of Supervisors and San Diego City Council have given their blessings to her organization.

Supervisor Susan Golding called the Constitution "our greatest treasure."

"Because it has served us so well, we take it for granted," she told the commission and the audience. "It is a document so remarkable that we dare not take it for granted."

Burger will have a celebration of



Tribune photo by Peter Koelmann

## PUTTING HEADS TOGETHER TO PLAN THE CONSTITUTION'S 200TH BIRTHDAY CELEBRATION

Bicentennial Commission member Mark Cannon, left, with Chief Justice Warren Burger during a meeting yesterday at the University of San Diego

his own on Sept. 17, 1987. He will be 80 years old on that date.

After taking a good-natured ribbing from several commission members, Burger commented, "At least I'm not as old as the Constitution."

He said the commission is hoping to encourage the people of all 50 states to plan a variety of celebrations around the Bicentennial.

His commission is hampered by scarcity of funds and a late start on

preparations for the national celebration, he said.

"The Congress has allocated \$12 million to us so far, compared to the \$200 million given to a commission when the Bicentennial of the nation's founding was celebrated in 1976," he said.

"This is only our fifth meeting. We didn't get started until last July, and we have so much to do."

Among those testifying yesterday was Hobart Cawood, who heads a na-

tional group called "We the People 200."

"We are planning to re-create in Philadelphia the Grand Federal Procession, which the people of Philadelphia staged after the signing of the Constitution there 200 years ago," Cawood said.

"We will have musical groups, floats and the people of Philadelphia in the parade. We hope to have 1 million persons converge on Independ-

ence Hall."

UCLA Professor Dwayne Smith, a member of the Center for Civic Education and Law in a Free Society, said the group will hold a national essay contest on the Constitution.

Margaret Branson, who heads curriculum for the Kern County schools and is a fellow member of the center with Smith, said a series of 30 lessons on the Constitution will be made available to all high schools in the nation.

# Constitution bicentennial work off to a fast start here

2955  
By Joe Cantlupe  
Staff Writer

San Diego has lighted the first candle in the U.S. Constitution's gigantic birthday celebration planned for next year.

But the man whose broad shoulders bear much of the task to plan for this national bash concedes it's not going to be an easy task.

The reasons? "Time, money and limitations on the time of the chairman," observed the chairman, U.S. Supreme Court Justice Warren E. Burger. "This won't be easy to come by without the media to cooperate."

Yesterday, the media blitz began at the USD Law School where a panel headed by Burger heard testimony for five hours from private citizens, educators, lawyers and politicians who want to plan celebrations marking the Constitution's 200th anniversary.

As TV cameras rolled and reporters scribbled notes, a parade of witnesses came to the school's Camino Theatre and asked the commission's support of their proposed bicentennial activities.

San Diego's commission, which Burger said was "quite a bit ahead" of just about everybody else in planning, became the first city group recognized by the federal commission to organize local events.

Burger said the local group, headed by La Jolla Joan Bowes, could serve as an inspiration to organizations in other cities.

Bowes, who describes herself as "just an average citizen perhaps a bit more patriotic" than others, told the national commission yesterday that

her group will focus on educational programs. "Our intention is to reach every student — no matter the age or grade level — with information about the Constitution," Bowes said.

But that's not everything — it's a party, after all.

A 10-kilometer run is planned for March 1987 in the county has a theme: "Exercise Your Constitutional Rights and Responsibilities." Bowes, a county resident the past 20 years, said, "We believe this slogan will serve to assure an overwhelming turnout and provide excellent publicity."

A special "red, white and blue festive ball" in San Diego County is tentatively scheduled for Sept. 12, 1987.

Most of the major events nationwide will focus on Sept. 17, 1987 — the 200th anniversary of the signing of this country's most important legal document.

Among the key proposals heard by the commission during the two-day hearings at USD were CBS plans to

make periodic broadcasts about the Constitution for a year. A group in Philadelphia, where the Constitution was signed, also is organizing a massive celebration in that city for Sept. 17.

Educators and legal groups told the commission they plan programs aimed to improve students' awareness of the Constitution.

The Bicentennial Commission, formed by Congress last spring, is encouraging participation from every citizen, Burger said.

The chief justice acknowledged yesterday that the commission, running on a tight schedule, lacks money, staffing and even office space. A director and a media specialist were hired only within the last few weeks, Burger said.

"We're starting from scratch," Burger said, adding later that the "whole project is behind schedule." The chief justice noted that Congress recently appropriated \$12 million for the project, a mere fraction of the

\$200 million approved for the country's last major celebration, the Bicentennial of the Declaration of Independence, in 1976.

Even the California state Bicentennial Commission is behind schedule, according to its chairwoman Jan Cosby. "We're a little frustrated," she said, noting that all the members have yet to be appointed.

Yesterday, however, the 700 people who filled USD's Camino Theatre basked in the glow of red, white and blue.

"Other countries have had a number of constitutions, three and four, and that many revolutions," Burger said. "We had one Constitution and one revolution. There is nothing like this... nothing."

Burger, a 78-year-old Minnesota native who has headed the Supreme

Court for the past 16 years, said the celebration will be a "chance to give a civics... and history lesson for us all."

Burger was in good spirits yesterday, bantering with reporters during occasional breaks in the meeting. He declined to talk about anything other than the celebration. He relished talking about the history of the Constitution and how the founding fathers argued over its formation.

At one point, Burger was asked if the Supreme Court had "watered down" the Constitution over the years. "I like water," Burger retorted. But he quickly added: "The court has been accused of watering... and stretching. It does the best job it can."

"Don't let this get out of the room," Burger said, "but justices sometimes

make mistakes." Characterizing interpretations of the Constitution as having evolved, Burger remarked: "Positions taken 20, 40 and 80 years ago are re-examined."

It wasn't lost on Burger or other commissioners that the chief justice shares a birthday with the Constitution. When Burger turns 80, the Constitution turns 200. When reminded of that, Burger observed he was the product of good "family planning."

"I'm not," Burger declared, "as old as the Constitution."

The commissioners, including Burger, praised the reception given by San Diego University. The panel met here at the invitation of commissioner Bernard Siegan, a USD law professor, who said he would "never have predicted the enthusiasm" generated on campus about the event.

San Diego, CA  
(San Diego Co.)  
Clairmont-Linda Vista  
Star News  
(Clr. 2xW.)

FEB 5 1986

Allen's P. C. B. EST. 1888

**USD prepares for  
Alzheimer's project**

Volunteers are currently needed to take part in a program designed to aid those who provide care for victims of Alzheimer's Disease.

Individuals participating in the project will learn strategies and techniques for stimulating memory and problem-solving skills in patients.

The program, which will be conducted at the volunteer's home, is sponsored by the University of San Diego School of Nursing.

For additional information

regarding eligibility requirements, call Dr. Mary P. Quayhagen at 260-4578.

Oceanside, CA  
(San Diego Co.)  
Blade Tribune  
(Cir. D. 29,089)  
(Cir. S. 30,498)

FEB 5 1986

Allen's P. C. B Est. 1888

## Burger blasts judicial elections, attorney ads

<sup>2955</sup>  
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"We have an enormous job and we just have to do the best we can with what's available, a little like the people at Valley Forge, where they starved to death and froze to death," he said.

Working with a budget of \$12 million, the commission is behind in planning the celebration for Sept. 17, 1987.

The Commission on the Bicentennial of the U.S. Constitution is a group in its infancy. The idea was raised by Burger in a conversation with the national ar-



WARREN BURGER  
Supreme Court chief justice

chivist in 1978.

Burger said one message the commission will try to get across is that the Constitution is "what the nation did with its independence."

"We want to try to get across that this was an absolutely unique experiment and a lot of people didn't think it would work," he said. "Other countries have the first republic, the second republic, the third, fourth and the fifth and each one has a new constitution. We've had one revolution, one constitution and it's continued. There's nothing like it in all in all of history."

San Diego, CA  
(San Diego Co.)  
Evening Tribune  
(Cir. D. 127,454)

FEB 6 1986

Allen's P. C. B Est. 1888

## Rogers, ex-USD trainer, dies

Joe Rogers, 69, <sup>295</sup> state bantamweight boxing champion in the 1940s and USD's athletic trainer during the early 1960s, died in a hospital Monday following his second open heart surgery.

When USD dropped its football program in 1963, Rodgers coached at Marian High. He was Santana High's trainer from 1965, when the school opened, until heart problems forced him to retire in 1971. He had coached boxing at Santa Clara University during the 1940s and '50s.

Father Russell Wilson, who taught at Santa Clara during Rodgers' years there and who served as USD's president during the 1960s, will officiate at a requiem service tomorrow at 1 p.m. in Greenwood Mortuary.

Survivors include his wife, Bernice, four sons and a daughter.

San Diego, CA  
(San Diego Co.)  
Evening Tribune  
(Cir. D. 127,454)

FEB 5 1986

Allen's P. C. B Est. 1888

## San Diego Notepad

### Darkness the only winner in USD-UCSD game

<sup>295</sup>  
A three-run, bases-loaded double by Robbie Rogers climaxed a USD comeback in the ninth inning against UCSD yesterday, but the best the Toreros could do was tie the score 8-8 before the game was called because of darkness.

# Fan-player brawls are

## Better security is possible answer

**I**N RECENT weeks, this column has included ugly incidents of college players and coaches flipping out and forgetting about their purpose on the basketball court.

Today, we turn to the ever-dangerous maniac in the stands. They know who they are.

If you saw last week's game between Alabama-Birmingham and Old Dominion, you have an idea of how wild it can get when fools join players in a brawl and the security forces in charge break down.

Right there on ESPN and amid the brawling UAB and ODU players were some stupid fans stepping onto



the court behind the UAB bench and mixing in some punches. One of the pictures I saw from the game featured UAB assistant coach Robert Dorn being picked up by his lapels by a Norfolk, Va., policeman. That's a nice shot for the trophy case.

For about 15 minutes, the crazies had control of the Norfolk Scope arena. An ESPN cameraman was moving his lens around like a guy caught in the middle of a barroom fight, which is what the court action resembled.

UAB coach Gene Bartow, his Blazers ahead 51-41 with 10:01 remaining, pulled his team off the court, saying he wouldn't return until order was restored. On the way to their locker room, the Blazers were taunted by fans atop the tunnel leading out of the gym. One fan was seen being hauled away from the railing as ESPN broke for a commercial. The fracas lasted 15 minutes.

Eventually, the fans were controlled, but the tension was incredible for the remainder of the game, won by UAB 71-58.

That incident and another in which fans threw candy bars on the floor during a UAB-Western Kentucky game caused Sun Belt commissioner Vic Bubas to issue a mandatory four-step plan that all conference teams must follow for future games.

Bubas ordered more security, quicker announcements to warn of technical fouls for fan abuse, no taunting of officials by cheerleaders and opposing players and no hand-outs such as Frisbees, plastic megaphones and candy bars until after games.

Now we see where Delaware State was awarded a win over Morgan State for a game that had to be stopped last Wednesday night when fans started throwing objects on the floor. Officials halted the game with Delaware State ahead 66-61 with 37 seconds left.

More and more stories about out-of-control fans are appearing on the sports pages. Recently, a fan attending a UTEP-New Mexico game at Albuquerque was hauled off for throwing a wadded paper cup onto the floor and disrupting a free-throw attempt by a UTEP player. That cost New Mexico the game.

There's no excuse for a fan getting

### Local college schedules

#### Men: Feb. 6-13

**Baseball**  
Feb. 7 — USU at UC Riverside, Claremont  
Mudd at UCSD (2), noon  
Feb. 8 — USU at Cal State Dominguez Hills; Chapman at UCSD (2), noon; SDSU at UCLA (2)  
Feb. 11 — SDSU at Cal State Fullerton  
Feb. 12 — USU at Cal State Northridge; UCSD at USD, 2 p.m.; UC Riverside at SDSU, 5 p.m.  
Feb. 13 — Point Loma Nazarene at USU, 2:30 p.m.

**Basketball**  
Feb. 6 — BYU vs. SDSU at Sports Arena, 7:30 p.m.; UCSD at Point Loma Nazarene, 7:30 p.m.  
Feb. 7 — USD at Loyola Marymount  
Feb. 8 — Utah vs. SDSU at Sports Arena, 7:30 p.m.; Point Loma Nazarene at Fresno Pacific; USD at Pepperdine; USU at Eastern Washington  
Feb. 11 — The Master's College at Point Loma Nazarene, 7:30 p.m.; USU at Idaho  
Feb. 12 — USU at Boise State  
Feb. 13 — SDSU at Wyoming, 8:30 p.m.

**Golf**  
Feb. 12 — USU will compete in College Best Ball tournament in Pomona

**Ice Hockey**  
Feb. 7 — Illinois-Chicago Circle vs. USU at Mira Mesa House of Ice, 7:30 p.m.  
Feb. 8 — Illinois-Chicago Circle vs. USU at Mira Mesa House of Ice, 7:30 p.m.  
Feb. 11 — Alaska-Fairbanks vs. USU at Mira Mesa House of Ice, 7:30 p.m.  
Feb. 12 — Alaska-Fairbanks vs. USU at Mira Mesa House of Ice, 7:30 p.m.

**Tennis**  
Feb. 8 — USU will compete in UNLV tournament through Feb. 8; Chapman College at SDSU, 2 p.m.  
Feb. 8 — SDSU at UC Irvine  
Feb. 10 — BYU at USU, 1:30 p.m.  
Feb. 11 — Utah at SDSU, 2 p.m.  
Feb. 12 — Utah at USU, 1:30 p.m.; BYU at SDSU, 2 p.m.

Feb. 13 — USU and SDSU will compete in USD tournament  
**Track**  
Feb. 8 — USU will compete in SDSU Open meet, 11 a.m.

**Volleyball**  
Feb. 7 — UC Santa Barbara at SDSU, 7:30 p.m.; Loyola Marymount at UCSD, 7:30 p.m.  
Feb. 8 — Stanford at SDSU, 7:30 p.m.; UCSD at Long Beach CC  
Feb. 11 — UCSD at Cal State Northridge, 7:30 p.m.  
Feb. 12 — Long Beach State at SDSU, 7:30 p.m.

#### Women: Feb. 6-13

**Basketball**  
Feb. 8 — SDSU at UNLV  
Feb. 7 — Santa Clara at USU, 7:30 p.m.; UCSD at Azusa Pacific; The Master's College at Point Loma Nazarene, 7:30 p.m.  
Feb. 8 — SDSU at UC Santa Barbara; San Francisco at USU, 7:30 p.m.; Cal Lutheran at UCSD, 6 p.m.; Point Loma Nazarene at Azusa Pacific  
Feb. 10 — Long Beach State at SDSU, 7:30 p.m.  
Feb. 11 — Point Loma Nazarene at Biola  
Feb. 13 — Cal State Fullerton at SDSU, 7:30 p.m.

**Golf**  
Feb. 10 — USU and SDSU will compete in Arizona tournament through Feb. 12

**Softball**  
Feb. 7 — USU at Cal Poly Pomona, 1:30 p.m.  
Feb. 8 — USU at UC Santa Barbara, 1:30 p.m.; SDSU Alumni game, 11 a.m.  
Feb. 11 — USU at Mesa CC, 3 p.m.

**Tennis**  
Feb. 7 — USU at UC Irvine; SDSU will compete in Rolex-ITCA championships in Houston through Feb. 9

Feb. 10 — Hawaii at SDSU, 2 p.m.  
Feb. 11 — Hawaii at USU, 1:30 p.m.  
Feb. 12 — USU will compete in Northwestern tournament through Feb. 15; Miami at SDSU, 2 p.m.

**Track**  
Feb. 8 — USU will compete in SDSU Open meet, 11 a.m.

#### Men-Women: Feb. 6-13

**Golf**  
Feb. 7 — UCSD at Whittier  
Feb. 10 — UCSD at Cal State San Bernardino  
*(This schedule reflects information submitted to The Tribune by sports information staffs at SDSU, USU, UC Santa Barbara and UCSD.)*

so wrapped up in the moment that he has to get involved with action on the court, although we see it all the time during Monday Night Football games and other places where people showcase their IQs by running out onto the field during games.

What happens next? Are we going to have a tragedy like the ones they have in foreign countries during soccer matches?

Hope not. What I like to hear is a fan story like the one USD's Hank Egan told recently.

During USD's fine win over Pepperdine at Alcalá Park last week, Egan called a timeout to give his men some instructions. The gym was packed, standing room only, and Egan said fans were standing against the stage right behind his bench.

So close were the fans to the players that the following happened when Egan told his team: "One more basket, and we're going man to man."

Suddenly, out of the crowd, Egan said he heard: "Yeah, we score one more basket, we're going man to man."

**TITO HERE** — San Diego State athletic director Fred Miller said yesterday that Miami, featuring their new big man, Tito Horford, will be here next Jan. 31 for a basketball game with Smokey Gaines' Aztecs. The Aztecs will play a home and home series with Miami.

Also, Miller is moving closer to negotiating deals with Miami and Boston College to have the schools put on the Aztecs' future football schedules. Miller's trying to get dates in October or November, but he said he's running into problems because of scheduled WAC games.

"I need some flexibility from the WAC," Miller said.

**PEPSI VS. COKE** — There's a real feud brewing at SDSU between the two soft drink powers — Coke and Pepsi. Coca-Cola was slated to sponsor two scoreboards for the baseball field and Peterson Gym, but when Coke found out another group on the SDSU campus had made a deal with Pepsi to sell Pepsi on campus, Coke began hedging as the scoreboard sponsor. Miller is hoping to save the deal with Coke, but yesterday he wasn't very optimistic.

"I'm not happy with Coca-Cola," Miller said yesterday. "I don't know what the whole situation is because Coca-Cola hasn't seen fit to talk to me about it."

**GRANT SOARS** — Utah State senior Greg Grant, the PCAA's leading scorer with 24 points a game, will be the PCAA's and Utah State's all-time leading scorer after this season. The 6-7, 205-pound forward needs to average just 14.4 points in USU's remaining games to be the PCAA's all-time scorer. He's also nearing the school scoring mark set by Wayne Estes in the late 1960s. Estes had a promising career end when he was electrocuted by a dangling high-voltage wire on



# getting out of hand

Feb. 8, 1968. After scoring 48 points for USU that night, Estes went with some teammates for pizza. They saw a car accident, and when Estes went to assist the people in the cars, his head brushed an electrical wire and he was killed.

■ ■ ■  
**TARK'S PHILOSOPHY** — Nevada-Las Vegas coach Jerry Tarkanian used all his recruiting guile when he pursued Tom Lewis out of Orange County's Mater Dei High. But Lewis chose USC over UNLV. Now we see where Lewis is upset with USC coach Stan Morrison. But word has it that should Lewis leave, Tark wants no part of him, especially after he heard some comments Lewis made about JSC and Morrison.

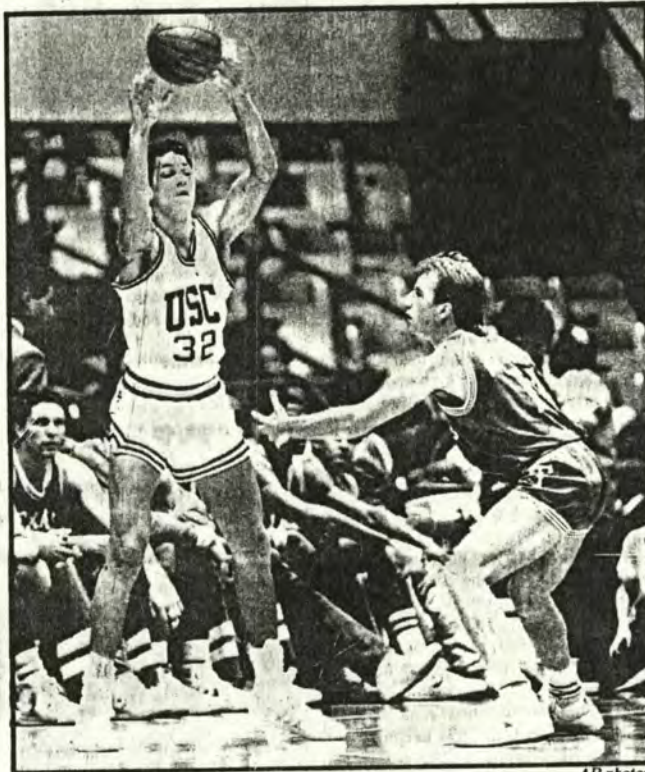
Tarkanian, who often gives young ads with police records a second chance at life with the Runnin' Rebels, said: "I won't recruit Lewis. I don't recruit players who bad-mouth their school and coach. . . . A kid can have all the manners in the world, but if he's not loyal to his school and coach, you gotta watch him."

■ ■ ■  
**TARK II** — Tarkanian's record in the last four years is an incredible 16-15. His PCAA record is 98-8. Wonder what the Runnin' Rebels would have been like in the WAC, the conference that turned them down?

■ ■ ■  
**DOMED DUCKS** — University of Oregon president Paul Olum gave preliminary approval to a new dome proposed for Autzen Stadium. But Olum's approval was conditional. He told the OU athletic department must begin a fund-raising drive to raise \$9 million in pledged sponsor gifts, and he wants the school to get approval from the State Board of Higher Education for the dome. Also, Olum said the athletic department must sell enough 10-year sky box leases to generate at least \$1 million in annual income.

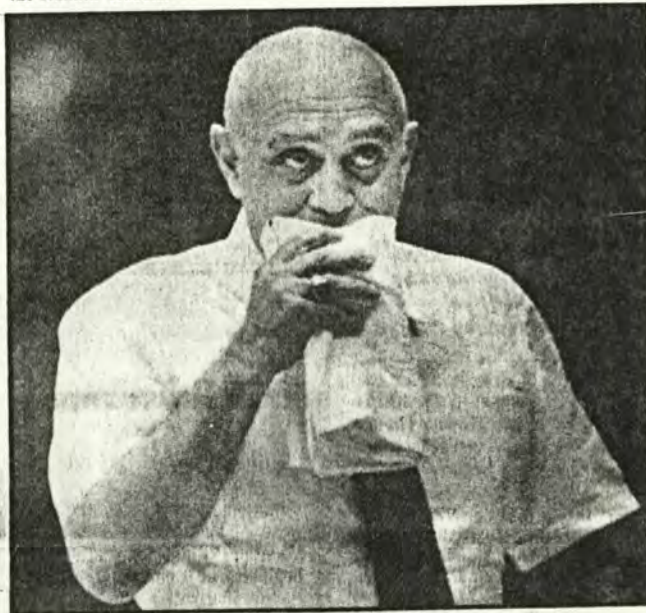
OU athletic director Bill Byrne said the dome will be a reality, based on his feelings on a marketing analysis of the Eugene area that showed 60 percent of those surveyed support the dome and 75 percent would contribute money to the project. The Foundation has won preliminary approval of \$20 million in industrial revenue bonds, which could be sold to make up the difference between the cost of the project and what the school can raise privately.

*Ed Zieralski's Colleges column appears every Thursday in The Tri-Weekly.*



AP photos

**NOT NOW** — Tom Lewis of USC (top) was recruited heavily out of Mater Dei High by coach Jerry Tarkanian of UNLV (below). Despite Lewis' recent trouble with the Trojans, Tarkanian says he's not interested in Lewis joining the Runnin' Rebels.



Lemon Grove, CA  
(San Diego Co.)  
Lemon Grove Review  
(Cir. W. 7,004)

FEB 6 1986

Allen's P. C. B. Est. 1888

## Toreros (14-6) On Road for 2<sup>955</sup><sub>7</sub>

The University of San Diego Toreros, with a 14-6 overall record and 4-2 WCAC mark, play 2 key road games this week in West Coast Athletic Conference action. Friday, Feb. 7, the Toreros play first-place Loyola Marymount.

The Lions have a 14-6 overall mark and 6-0 record in WCAC play.

Saturday night, Feb. 8, the Toreros head further up the coast to play at Malibu against Pepperdine. The Waves, with an overall mark of 17-4, are in sole possession of second-place in the WCAC with a 5-1 mark.

Both games tipoff at 7:30 p.m.

LMU's homecourt is the Albert Gersten Pavilion, while Pepperdine's home floor is the Firestone Fieldhouse.

San Diego, CA  
(San Diego Co.)  
San Diego Union  
(Cir. D. 217,089)  
(Cir. S. 341,840)

FEB 6 1986

Allen's P. C. B Est. 1888

## School given \$500,000 gift

2955  
The Bishop's School, a La Jolla private school, has been given \$500,000 by the Reuben H. Fleet Foundation.

Bishop's officials said the \$500,000 will be divided between the school's scholarship endowment and faculty salary endowment programs.

The gift, announced this week by school officials, is the latest in a series of gifts from the foundation to the school in recent years, amounting

to nearly \$1.3 million in all. The foundation also has made gifts to organizations including San Diego State University, San Diego city schools, the University of San Diego and Stanford Law School.

The Bishop's School campus serves about 550 students in grades 7 to 12, charging tuition of about \$5,500 a year.

San Diego, CA  
(San Diego Co.)  
Evening Tribune  
(Cir. D. 127,454)

FEB 7 1986

Allen's P. C. B Est. 1888

USD — Celebration of Johann Sebastian Bach's 300th Anniversary with solo piano concert by Father Nicolas Rogas, 7 p.m. Feb. 9, Camino Theater, Alcala Park. Admission: general, \$5; students, \$2.50. Information: 260-4600 ext. 4296. Violin recital by Andres Cardenes, new concertmaster with San Diego Symphony, 7 p.m. Feb. 9, Smith Recital Hall. Admission: general, \$5; students, \$4. Information: 265-6947.

# Art Center Bookstore Opens With Formica Jewelry Exhibit

The much ballyhooed bookstore of the San Diego Art Center opens tomorrow at its Horton Plaza location. It has been touted as more than an average bookstore. Art Center Director Lefty Adler has promised the store "will carry high quality educational materials, so we can educate the importance of the (Art Center's) concept. It will carry only the best books on design and other elements presented in

important American painter, "Jennifer Bartlett" opens at the La Jolla Museum of Contemporary Art tomorrow, through March 23. It documents the artist's "remarkable development from 1970 to the present during which she moved from highly controlled abstraction to romantic and painterly realism."

Included is the artist's 163-foot-long "Rhapsody," enamel on steel

Sensuous," recent works on paper, is on display at the Knowles Gallery in La Jolla through March 5.

"Pacific Connections," an exhibition of works in clay by 10 Japanese and 10 California artists, opens today at SDSU's Art Gallery, through March 5. The artists, both new and well-established, show works in a variety of styles, philosophies and techniques, "but they also demonstrate the increasing cross-cultural influences between the two areas."

A dramatic photographic exhibition that chronicles the lives of young snipers in Beirut is on display at the Founders Gallery at USD through March 21. The images are the work of George Azar, international news photographer/writer who has worked for UPI, AP, Time, Newsweek and other national publications.

In recognition of Black History Month, the San Diego Historical Society presents an exhibition of recent works by Afro-American artists, now on display at the Villa Monteruma Museum, 1925 K St., through March 30. "Textures of Black America" features mixed media pieces by 25 local black artists, including Albert C. Fennell, Sarah McFadden, Byron G. Tucker and Esther Cannon.

The Museum of Man opens tomorrow a display of original artifacts from the 1915 Panama-California Exposition, "Faces from the Past: Black Americans, 1915." It's the first time the busts will be collectively displayed since 1915.

The world premiere of attorney/playwright Mark Fairchild's "Miles to Go" opens at SDSU Tuesday. Susan Leigh, a member of the La Jolla Playhouse and the UCSD faculty, directs the play concerning the meeting of two mismatched people in the time of crisis: a bright young law student who volunteers as peer counselor to an angry unemployed man newly diagnosed with AIDS. The production is co-sponsored by the San Diego Aids Project and the Associated Students of SDSU. Fairchild, who received a BA in theater at Occidental where he won the distinguished achievement in playwriting award, studied law at UC-Davis, is now a member of the California Bar. While at Davis he sat down to write a law review article, "but it mysteriously emerged as dialogue and the play 'Miles to Go.' The playwright hopes that prospective legal employers are as pleased with the play as they would have been with the article on the Fourteenth Amendment," he wrote.

Works of five young artists in a variety of media go on exhibition tomorrow at UCSD's Mandeville Gallery, through March 2. Artists are Rod Baer, Squeak Carnwath, James Patrick Finnegan, David Klamen and Alison Saar. It's the fourth year the gallery has showcased works by emerging and mid-career artists.

San Diego's Variety Club again hosts its local version of Oscar Night, March 24, at the new Marriott Hotel. The 58th annual Academy Awards ceremonies will be shown on several 12-foot screens while guests enjoy dinner, a movie star look-alike competition, Oscar balloting contest, entertainment and dancing. It's all a benefit for handicapped, underprivileged and abused children in San Diego. Last year's event was a sell-out, so advance reservations are suggested; contact the Variety Club or co-sponsor KyXy radio.

Bryan Williams' "In This Fallen City," a two-character contemporary drama dealing with violence in the decaying center of a city, is the next Old Globe Theatre Play Discovery presentation, Monday, 8 p.m. at the Cassius Carter Centre Stage. An informal discussion follows. Tickets are available at the door for \$3 regular admittance.

The La Jolla Stage Company presents the local premiere of the Tony Award winning musical double-feature, "A Day In Hollywood, A Night In The Ukraine," previewing Feb. 13, running Feb. 14-March 2. Performances are held at the Parker Community Auditorium, 750 Nautilus.

The musical combines the pizzazz of old-time Hollywood with comedy as the Marx Brothers, with a zany take-off of Chekov's "The Bear" thrown in as well. Tickets are \$6 to \$14. A forum with actors and directors follows the Feb. 27 show.

The infamous womanizer, Don Juan has been plucked from the 1600s and set in a modern setting, complete with rock band and masks, for "The Don Juan Project," to be performed at the Mandell Weiss Center for the Performing Arts by UCSD Theatre, Feb. 12-16, just in time for Valentine's Day.

A "moveable musical feast" will inaugurate Symphony Hall's President's Room Thursday in honor of donors of at least \$2,500 to the symphony's capital campaign. The President's Room opens officially Feb. 20, is located off the main lobby and will be available to President's Club members (donors of \$2,500 and more) and their guests on a reservation basis.

The City of Carlsbad has appointed an arts coordinator for the city. Connie Beardaley will oversee appointments to a seven-member arts commission and arts element to be included in the city's General Plan, along with development of a five-year plan for the Carlsbad Arts Commission.

Saturday night opens the San Diego Opera presentation of Verdi's "Otello," sometimes called the "perfect opera," at the Civic Theatre. Outstanding opera performers include Giuseppe Giacomini as Otello, Hona Tokody as the beautiful Desdemona, and Silvano Carroli as Iago. It will also run Feb. 11, 14 and 16. Tickets range from \$9 to \$39.



## ArtFacts

by Priscilla Lister Schupp

the museum. It will also offer products like Italian lights."

Sally Rainwater, hired away from her post as manager of the Newport Harbor Art Museum bookstore, is in charge of the bookstore. In keeping with the Art Center's mission to focus 50 percent of its exhibitions on architecture and design and 50 percent on contemporary art, she is stocking the shelves with an emphasis on architecture and design.

The bookstore will feature more than just books, too. It will also present exhibitions itself, as evidenced by the opening show, "Surface & Edge." This exhibition, running through March 9, features jewelry made with Formica Brand Laminate and Colorcore, organized by Susan Grant Lewin, and displaying works by Suzanne Bucher, Mardi-Jo Cohen, Robert Ebendorf and Ivy Ross, Jem Freyaldenhoven, Cliff Furnald, Thomas Gentile, Alice H. Klein, Rebekah Laskin and Ann Scott.

The Art Center is located by the Joan Brown obelisk in Horton Plaza, off Broadway Circle.

A new exhibition opens tomorrow at the San Diego Museum of Art: "Chinese Export Silver: A Legacy of Luxury."

It's an exclusive West Coast showing of "89 beautifully handcrafted silver objects illustrating the cultural and artistic change that occurred during China's period of active trade with the West from the 1700s through the early 1900s." On display are such items as ornamental boxes, jewelry, tableware and presentation silver.

Chinese silversmiths excelled at metalwork since the middle of the Tang dynasty (618-900). Exportation began soon after the Portuguese and Spanish discovered routes to the Orient in the 16th century. Few items, however, were destined for re-sale, but were typically commissioned by Western ships' officers and officials who took them home. Only some 2,000 Chinese export pieces from the 18th and 19th centuries are estimated to survive today. The SDMA exhibition will be up through March 23.

A comprehensive, mid-career exhibition of over 100 works by an

plates, as well as new sculpture, drawings and models for six architectural commissions she has completed. Recently, she has created "ensembles that demonstrate her remarkable talent for juxtaposing images, media, points of view and styles."

Bartlett herself will be at the museum tomorrow to conduct a walk-through of her first major exhibition, beginning at 11 a.m. Afterwards, the native California who now lives in New York and Paris will sign the exhibition catalog and copies of her recent book, "History of the Universe."

Downtown art galleries are combining efforts to sponsor another Artwalk April 26-27. But first, they seek a logo to create a permanent identity for Artwalk that will be used on all printed information: map, window placards, banners, announcements, advertising, publicity etc., for this year's event and all subsequent Artwalks.

The winning artist will receive \$100, credits and signature. And a public exhibition of all entries will be held at the Multicultural Corner Gallery Feb. 18-23.

All artists in the county are invited to submit works by Feb. 14; \$3 per entry. For more information and to deliver entries, contact Natalie Bush Gallery, 908 E St., 544-0203.

Considered one of San Diego's finest painters, W. Hasse Wojtyla's most recent series of oils, "New Testament," is now on exhibition at the Spectrum Gallery, 744 G St., through March 1. Works include large canvases depicting biblical themes.

Yet another artists' complex opens South of Market, an area quickly gaining the name the SOMA district. It's Artplex, a varied group of artists who have gathered in a renovated warehouse at 903 K St. A grand opening is set for Feb. 14, 5:30-9 p.m. The warehouse consists of five studios and the Artplex Gallery where residents and guest artists will exhibit. Resident artists are JoAnn Allen, painter and illustrator; Carol Crawford, interior designer; Marvin Hand, ethnomedia artist and owner of Ethos Design Co.; Lela Harty, painter and owner of Alexander School of Painting; Marc Heider and Associates, interior designers; and William Michael Schindler, sculptor.

Carl Provder's "Discover the

## Sherwin-Williams

CLEVELAND (UPI) — Sherwin-Williams Co. reported profits of \$75 million for 1985, an increase of 15 percent from \$65 million in 1984. Sherwin-Williams also reported revenue rose to \$2.2 billion, up from \$2.1 billion a year earlier. Earnings per share were \$3.21, up from \$2.80. Company officials attributed the sales increase to the paint store segment, which experienced a 10 percent gain, and the drug store segment, with an 8 percent increase.

FEB 7 1986

Allen's P. C. B. Est. 1888

### 3 TV newsmen face questions in Lucas case

By <sup>2955</sup> Mike Konon

Tribune Staff Writer

Three television newsmen will be questioned Monday about information on David Allen Lucas they are alleged to have gathered and shared with law-enforcement officers before he was arrested on murder charges.

Superior Court Judge Franklin B. Orfield yesterday authorized defense attorney William Saunders to question the newsmen, reporters Steve Fiorina and Ted Dracos and assignment editor J.W. August, about contacts with law officers between June 10, 1984, and Dec. 11, 1984, when Lucas was arrested.

Orfield told Saunders and attorney Ed McIntyre, who represents the newsmen and their employer, KGTV Channel 10, that he will rule "on a question-by-question basis" concerning Saunders' requests and the newsmen's rights to protect their sources and unpublished information.

Saunders wants to know the source of information that led KGTV to send a camera crew to Lucas' doorstep on Casa de Oro Boulevard in Spring Valley on June 10, 1984, the day after a Seattle woman was found severely injured.

The woman, Jody Santiago, 34, had been kidnapped and assaulted in the East County and left for dead in a vacant field in Spring Valley.

According to declarations filed in the Lucas case, August sent Fiorina and an unidentified cameraman to interview a paramedic who had helped Santiago. The assignment slip contained the location of the fire station where the paramedic worked and an address that turned out to be Lucas'.

Last week, McIntyre suggested that Saunders present a list of questions to determine whether a conflict was necessary. Saunders presented 101 questions, but only a handful of answers were given.

Lucas is charged in two cases with a total of six counts of murder and one count of attempted murder. He is scheduled for trial this month in one case and June 4 in the other.

Pretrial motions are expected to delay the first trial, in which Lucas, 30, is accused of the Nov. 20, 1984, slaying of University of San Diego student Anne Catherine Swanke; of the Oct. 23, 1984, slayings of Rhonda Strang, 24, and the child she was baby-sitting, Amber Fisher, 3; and of kidnapping and attempting to murder Santiago.

Los Angeles, CA  
(Los Angeles Co.)  
Times  
(Orange County Ed.)  
(Cir. D. 181,789)  
(Cir. S. 219,295)

FEB 7 1986

Allen's P. C. B. Est. 1888

## UC Irvine Women Defeat USD, 7-2,

<sup>2955</sup>  
The UC Irvine women's tennis team swept its doubles matches on its way to a 7-2 nonconference victory over the University of San Diego Thursday at Irvine. The No. 1 doubles team of Haruko Shigekawa and Dina Trenwith defeated USD's Jill Greenwood and Jennifer Larking, 6-2, 7-6.

Irvine led, 4-2, after the singles matches and then put the match away in doubles play. The Nos. 2 and 3 doubles teams of Libby Despot and Stephanie Rhorer and Cathy Rose and Uma Rao also scored victories as Irvine improved to 4-3 overall. Rhorer also beat Greenwood, 6-0, 6-2, in singles play.

The match was the season-opener for USD.

Irvine plays host to United States International University, the nation's 14th-ranked team, today.

Los Angeles, CA  
(Los Angeles Co.)  
Times  
(San Diego Ed.)  
(Cir. D 50,010)  
(Cir. S 55,573)

FEB 7 1986

Allen's P. C. B. Est. 1888

## Toreros Will Be Seeking Revenge Against First-Place Lions Tonight

<sup>2955</sup>  
**SAN DIEGO**—The University of San Diego men's basketball team, coming off a last-second 72-70 loss last Saturday night to Loyola Marymount, will have a chance to gain revenge at 7:30 tonight when it faces the Lions in a West Coast Athletic Conference game at Los Angeles.

The Toreros (4-2 in conference and 14-6 overall) trail first-place Loyola (6-0, 14-6) by two games and second-place Pepperdine by one. USD will play at Pepperdine Saturday night.

Loyola, which is led by the nation's highest-scoring backcourt duo (Keith Smith 23.9 points per game and Forrest McKenzie, 19.4), has won eight straight and is off to its best start since the 1967-68 season.

"It's kind of interesting having to play them back-to-back game," Paul Westhead, Loyola coach, said. "We've both had a week off so I think that will neutralize everything."

The Toreros will have to find a way to neutralize Smith and

McKenzie. Smith made the game-winning jumper with one second on Saturday and McKenzie contributed several outside jumpers to finish with 22 points. Mike Yoest, a 6-foot 7-inch forward who averages only 8.9 points per game, scored 24 against the Toreros last week.

USD will also need a better effort from 7-foot center Scott Thompson, who leads the team in scoring with a 13.3 average. Thompson had only six rebounds against the smaller Lions on Saturday. Guard Pete Murphy (13.2) is the Toreros' best outside shooter.

This seems to be a vital game for USD (the Toreros could fall three games behind in the conference race), and Westhead said it is just as important for the Lions.

"I kind of see a little edge for USD because it's such a get-after-it game for them," he said. "But we don't exactly have the type of team that can afford to throw a game away. We have a little advantage right now, and we know we have to try and keep it."

—CHRIS ELLO



Tribune file photo

USD CENTER SCOTT THOMPSON WILL HAVE HIS HANDS FULL

## USD's title hopes tied to weekend's games

By Clark Judge  
Tribune Sportswriter

It was several months ago, prior to the season, that USD's basketball players enumerated their goals for the upcoming year. They were: a winning year, 20 victories and a WCAC title.

At 14-6, the Toreros are close to realizing the first two. It's that third goal, the WCAC title, that may be the stickler.

The reason? Though USD has won nine of its last 11 and is playing its best ball under coach Hank Egan, now in his second year, two other schools are playing better.

Pepperdine and Loyola Marymount.

Pepperdine is 17-4 and 5-1 in WCAC play; Loyola Marymount is 14-6, but 6-0 in the conference. To win the eight-member league, USD must do something about those two.

This weekend, the Toreros have their chance. Their last chance.

For the second time in little over a week, USD plays back-to-back games with the conference front-runners. Tonight, it's first-place Loyola Marymount (7:30 tipoff); tomorrow, second-place Pepperdine. Both are away — Loyola Marymount in Los Angeles and Pepperdine in Malibu — and both at places where visitors are as welcome as ants at a picnic.

"This is what college basketball is all about," said USD's senior forward Mark Bostic. "We know we've got to win two games."

Said 7-foot center Scott Thompson:

"No one has to tell us how important these games are. I think everyone knows the situation."

Under the direction of ex-NBA head coach Paul Westhead, Loyola Marymount is off to its best start since 1967-68 when it finished 19-6. The Lions have won their last eight, including a 72-70 defeat of USD last Saturday on Keith Smith's 20-foot jumper with one second left.

The loss was the Toreros' first at home, and Smith was so overwhelmed he ran to the wrong locker room.

Loyola knows about winning at home. The Lions are 8-2 at Gersten Pavilion and have won their last four there.

Not bad, huh? Get a load of Pepperdine. The Waves, once ranked 20th this year, are 10-0 at Firestone Fieldhouse this season and 23-0 there over the last three seasons. What's more, Pepperdine's 17-4 start is its best since the 1951-52 season.

If the Toreros, 2-4 on the road this year, are concerned about Pepperdine's home-court advantage, they show no visible signs of it.

"I didn't even know about it," said Bostic. "But there's no reason we can't win up there."

No? USD hasn't won in Malibu since Jan. 19, 1980, when the Toreros scored a 70-63 decision.

"That 23-0 record doesn't bother me," said USD's unflappable Egan. "I tell you what does bother me, though — their athletic ability and balanced scoring and diversified offense. This is a good basketball team."

Ah, but so is USD. The Toreros

held off a late Pepperdine charge to shock Pepperdine 69-64 here on Jan. 30. Had they beaten Loyola Marymount two nights later, the Toreros could have been in a three-way tie for first in the WCAC.

Don't remind Egan. According to the USD coach, his club simply wasn't ready for the Lions and it showed.

"We got the job done against Pepperdine and we did not get it done against Loyola," he said. "All of us feel bad. If we had played our best and come up short, that's one thing. But I don't think the team's performance and preparation was as good as it needed to be to get the job done."

Any particular areas?

"Yes," said Egan. "Mostly defense. The effort wasn't there."

Consequently, the Toreros concentrated on shoring up defense in practices this week, working on the transition game and on getting back to defense Loyola's devastating running game.

"I think we can handle any team in the conference if we get our running game going," said the Lions' Smith. "I don't think there's any team in the conference that can run with us consistently."

It wasn't so much Smith or 6-foot-8 guard Forrest McKenzie who hurt USD last time as it was sophomore forward Mike Yoest. While it's true Smith and McKenzie scored 42 between them, that was one under their per-game average. The two average 43 points (Smith 23.8; McKenzie 19.4) a game.

The 6-foot-7 Yoest was another

matter. He threw in 24, which was not only 15 more than his season average (8.9) but a career high.

Egan has indicated he'd "like to do things differently" this time around, and said he is "not going to approach them the same way." Does that mean, then, the Toreros will make sure Yoest doesn't come up with an encore performance?

"It's fair to say we're not going to be able to shut out McKenzie and Smith," Egan said. "With that in mind, we can't let other people get off the way they did."

Egan is careful to point out he doesn't look at this weekend as a make-or-break road trip for the Toreros.

"If it were," he said, "then it would mean if we win, we keep playing; and if we lose, we don't. Win or lose we're going to play the rest of the schedule."

But play for what? Third place or first? USD should have an answer after tomorrow night.

"People have talked to me about taking pressure off the kids, but you find out how good you are under pressure," said Egan. "I told the kids if you don't like what's facing you then you don't like what Division I basketball is all about."

And pressure is what this weekend is all about for USD.

"They're playing with their backs to the wall," said Smith. "If we win, they'll be three games out, and that will be hard to make up. This has to be their most important game of the season. If they lose, they can pretty much write themselves out of it."

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(San Diego Co.)  
Evening Tribune  
(Cir. D. 127,454)

FEB 8 1986

Allen's P. C. B Est. 1888

### Auditions scheduled

The University of San Diego will hold children's auditions for "The Sound of Music" at 1 p.m. Sunday in Camino Hall, Room 131. Children 6 to 16 are invited. Performers should be prepared to sing a short song. An accompanist will be provided.

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(San Diego Co.)  
Evening Tribune  
(Cir. D. 127,454)

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Allen's P. C. B Est. 1888

### Author Neuhaus schedules addresses at church, USD

The Rev. Richard John Neuhaus, author of "The Naked Public Square" and other books, will speak at 7:30 p.m. next Saturday at All Saints Lutheran Church, 6355 Radcliffe Drive.

His announced topic is "Christian Responsibility in the Public Arena."

Neuhaus will also preach at the 9 a.m. service at the church Feb. 16 and give a lecture at 8 p.m. the same day in Camino Hall at the University of San Diego.

Neuhaus, a Lutheran Church-Missouri Synod clergyman, is the editor of the Forum Letter, editor of Lutheran Forum and a founder of the Center on Religion & Society. He is editor of the center's monthly Religion and Society Reports.



# Zookeepers Assn. Follows Lions' Lead

2955  
Tired of being maligned as mere dung shovelers, animal caretakers, led by the new head of the American Association of Zookeepers, are out to give the profession a better name.

"We have a new sense of pride," explained Jean Hromadka, a San Diego Wild Animal Park keeper who recently began serving a two-year term as president of the international group. "We make a valuable contribution. In fact,

grams offering financial, management, technical and economic development help. To order, send \$14.50 to Federal Reprints, Box 15301, Washington, D.C. 20003.

\* \* \*

**Managing for Innovation: What's New?** is the topic of the next Business Update breakfast seminar hosted by USD. Dr. Gary Whitney, associate professor of management at the USD School of Business Administration will

four to assistant vice president posts. The 53-store home-fix-it chain has promoted Tom Vertetis, head of the firm's merchandising and advertising, to executive vice president. Bill Tilburg, head of financial control, management information systems and distribution, moves up to executive vice president and treasurer. Phil Finkel, who heads up store operations and planning, rises to senior vice president. The new senior vice president and chief financial officer is Alan Miller, who handles accounting and finances. Promoted to assistant vice presidencies are: John Sitton, Southern region sales; Monty Reese, advertising; Barry Friedman and Bill Crayton, both in merchandising divisions.

\* \* \*

Lenco Energy Management has won a \$47,600 contract to retrofit lights at Mesa Vista Hospital, an acute-care psychiatric hospital. The work will reduce the hospital's energy bill for lighting by about 70 percent, predicted Jerry Troyer, Lenco general manager. Mesa Vista is the first mid-sized hospital to modify its lights to save energy. Jack Flynn, of Utilities Savings Unlimited who conducted an energy audit for the hospital, estimates that Mesa Vista will save \$27,000-\$28,000 a year on its electric bill.

\* \* \*

Dr. Michael D. Montgomery is the new corporate vice president for advanced technology and engineering at Maxwell Labs. Montgomery was promoted from deputy for defense nuclear agency programs.

\* \* \*

Thomas Technologies, a holding company for Sermed, maker of specialized microelectronics, and Thomas Medical, maker of electronic implants, has appointed Everett R. Peters Jr. as vice president and general manager of Sermed. Burton H. Alden, vice president and chief financial officer for the company, takes on an additional post as vice president-general manager of Thomas Medical.

\* \* \*

Bluebird Systems has hired Lawrence P. Ciuffitelli as vice president of marketing. Wendell

(Continued on Page 6A)



## Business Matters

by Libby Brydolf

keepers are the most important part of the zoo world."

The 30-year-old Hromadka, who started as a keeper at age 18, complains that for years keepers have been treated as farm hands, rather than "professionals with an important perspective. Today we are earning more respect as the frontline advocates for our animals' health and well-being."

Founded in San Diego in 1967 by seven zookeepers, the group now represents 162 American zoos, 12 zoos in Canada and 23 other zoos around the world.

In addition to its role as a professional advocacy group, the AAZK publishes a newsletter exchanging information on the care of captive wild animals.

Richard Sweeney, the group's first president, said the AAZK has come a long way since its early days when zoo administrators were reluctant to accept the group. Today zoo administrators have come to see the association as a positive professional group, he said.

This month, Doug Myers, San Diego Zoo executive director, had nothing but praise for the group. "Zookeeping is both a science and an art," he said, crediting zookeepers with helping the field move toward the goals of conservation and animal education.

\* \* \*

The 5th Edition of the Small Business Handbook, published by the federal government, is out. At a cost of \$14.50, the book is designed to help small business men and women compete for federal contracts and grants, gain new markets and learn exporting. The book also describes federal pro-

grams offering financial, management, technical and economic development help. To order, send \$14.50 to Federal Reprints, Box 15301, Washington, D.C. 20003.

\* \* \*

Maggie Smith, vice president of Jessie M. Paxton customhouse brokerage, will discuss the role of the broker in import documentation at the World Trade Roundtable. The Chamber of Commerce-sponsored event runs 2-4 p.m., Feb. 19. Contact Betty Rae at the chamber for more information and reservations.

\* \* \*



Vertetis



Tilburg



Finkel



Miller

Handyman, which last year spun off from its parent, Edison Brothers Stores, is creating a new top management echelon, promoting four to executive offices and

Los Angeles, CA  
(Los Angeles Co.)  
Los Angeles Times  
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## Loyola Wins, Enjoys First-Place Hoopla

2958  
By ALAN DROOZ, Times Staff Writer

Will success spoil Loyola Marymount?

The streaking Lions rolled to their ninth straight victory Friday night, defeating the University of San Diego, 67-59, to remain in first place in the West Coast Athletic Conference with a 7-0 record, their best conference mark ever.

In the process, Loyola drew a record on-campus crowd of 4,110, had its first pregame fight at halfcourt between boisterous Loyola and San Diego fans, needed crowd control for the first time in memory and heard the chant "NCAA" for the first time in decades.

Until the new year, Loyola was just another .500 Lion team playing before friends and relatives. Now, the winning streak and campus enthusiasm are unprecedented.

"It's like some time machine we stepped in," a grinning Loyola Coach Paul Westhead said, "and when we stepped out, in place are the crowd, crowd control, parking problems. Next thing you know, they're going to be scalping tickets."

Friday night's game was won even without much help from scoring leader Keith Smith, who sprained his ankle in the first minute and scored only five points.

Forrest McKenzie picked up the slack, hitting four long jumpers to break open a 33-33 halftime tie and finishing with 26 points. The last four points came on technical fouls called against San Diego guard Eric Musselman and Coach Hank Egan with eight seconds left and provided a demonstrative ending, with McKenzie raising his arms in tri-

umph.

McKenzie also led both teams with 11 rebounds as Loyola won the battle of the boards, 44 rebounds to San Diego's 38.

The key Loyola rebound belonged to guard Enoch Simmons, who snatched one away from San Diego's 7-foot center, Scott Thompson, after San Diego had cut an eight-point lead to 53-49. Simmons was fouled and made both free throws for the last of his 10 points.

Loyola takes a 15-6 overall record into tonight's home game against St. Mary's and will be looking to tie the school record of 10 straight wins.

The loss dropped San Diego to 4-3 in the WCAC and 14-7 going into tonight's game at Pepperdine.

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## Loyola beats San Diego to win its 9th straight

2955  
Associated Press

Loyola Marymount ran its basketball victory streak to nine games, the school's longest in 18 years, but it wasn't easy.

The Lions had to hold off a late rally by the University of San Diego Friday night for a 67-59 victory that kept Loyola at the top of the pack in the West Coast Athletic Conference with a 7-0 mark.

Forrest McKenzie scored 26 points, including four points on technical foul free throws in the final eight seconds, to pace the Lions' victory over the stubborn Toreros.

Loyola is now 15-6 overall and 7-0 in conference play.

San Diego, led Friday night by Nils Madden's 15 points, is 14-7 and 4-3 in league.

Loyola led 59-49 with two minutes left, but San Diego closed to within 62-59 with eight seconds remaining before McKenzie sank four consecutive free throws to clinch the victory.

He made two of the free throws after a San Diego player was called for interfering with an inbounds pass, then sank two free throws after Toreros Coach Hank Egan was slapped with a two-shot technical for protesting the interference call.

McKenzie also grabbed 11 rebounds for the Lions.

Loyola's winning streak is its longest since 1968, and Friday night's game was played before a crowd of 4,110, largest in the school's history.

There were no Pacific-10 nor Pacific Coast Athletic Association games scheduled Friday night, but there's a busy slate of West Coast basketball Saturday.

In Pac-10 play, Washington is at Southern Cal, Arizona at Stanford, Arizona State at Cal, and Oregon at Oregon State. PCAA action finds Pacific at UC Irvine, Long Beach State at San Jose State, New Mexico State at Utah State, and Fresno State at Fullerton State.

In WCAC games Saturday, the University of San Diego is at Pepperdine, St. Mary's at

## College Basketball

Loyola, Marymount, Portland at the University of San Francisco, and Gonzaga at Santa Clara.

### Pepperdine 105, St. Mary's 64

In another key WCAC game Friday night, Pepperdine stayed just a half-game back of Loyola with a one-sided victory over St. Mary's.

Guard Grant Gondrezick came off the bench to score 26 points and Eric White added 20 points as the Waves blasted St. Mary's 105-64.

The Waves improved their record to 18-4 overall and 6-1 in WCAC play. The Gaels dropped to 9-11 and 2-5 in league play.

Center Scott Mayer led St. Mary's with 12 points.

### San Francisco 76, Gonzaga 73

Reserve center Steve Hill scored 15 points in the second half and powered the University of San Francisco to a 76-73 WCAC triumph over Gonzaga.

The Dons, who lost by 38 points at Gonzaga last week, overcame a nine-point, first-half deficit and improved to 2-5 in conference and 7-14 overall. Gonzaga slipped to 3-4 in conference and 10-10 overall.

Guard Jeff Condill topped Gonzaga with 23 points.

### Santa Clara 74, Portland 67

Senior guard Steve Kenilvort led the Santa Clara Broncos to a 74-67 victory over the Portland Pilots in another WCAC contest.

The Broncos never trailed in the contest and held their largest lead at 34-17 with 2:56 to go in the first half.

Kenilvort scored a game-high 22 points and grabbed 8 rebounds as the Broncos snapped a five-game losing streak. He was 10 of 14 on the floor and he scored 13 of his points in the second half.

Portland was paced by senior Fred Harris, who scored 19 points.

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Times  
(San Diego Ed.)  
(Cir. D 50,010)  
(Cir. S 55,573)

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## USD hopes in WCAC Fall in Loyola Loss

By CHRIS ELLO

The University of San Diego basketball saw its West Coast Athletic Conference championship hopes die Friday night in the Albert Gersten Pavilion against Loyola.

The Toreros, although taller on the front line, were out-hustled, out-thought and ultimately out-rebounded (44-38) by the Lions.

The disparity in rebounding—which would have been greater had USD not closed the gap in the final moments—provided Loyola with a 67-59 win and dropped USD three games out of first place in the conference.

Loyola (7-0, 15-6) has now won nine straight games to match its longest winning streak in 19 years. USD (4-3, 14-7) fell two games

Please see USD, Page 12

Continued from Page 1

behind second-place Pepperdine, which hosts USD at 7:30 tonight in Malibu.

"I don't think it was a lack of effort, just a lack of execution," USD Coach Hank Egan said. "Desire may have had something to do with it, but they just had more quickness under there."

The Toreros' problems were most apparent during the first eight minutes of the second half when Loyola broke away from a 33-33 halftime score to lead, 51-43.

Lion guard Forrest McKenzie, who led all scorers with 26 points, hit four long jumpers, and when he missed, Loyola kept it alive for second shots. USD did not get its first defensive rebound until 8:30 had elapsed in the second half.

"My gut feeling afterward was that we won the game because of our intensity on the boards," Loyola Coach Paul Westhead said. "I think our fast-paced tempo got them a little tired and gave us the edge."

Interestingly, the Lions were able to keep the tempo fast without their quick point guard Keith Smith, the conference's leading scorer. Smith sprained his left ankle two minutes into the game, and although he returned and played in spots, he was ineffective and scored just 5 points.

Just as they were unable to take advantage of their height, the Toreros were also incapable of taking advantage of Smith's injury.

USD guard Pete Murphy, the teams' best outside shooter, hit only one-of-eight shots and finished with two points.

"We tried to get some other people in there, but nobody could seem to get the shots down," Egan said.

USD shot just 36% from the field.

Thanks to a rambunctious record-crowd of 4,110, the game got off to a fast start. In fact, before the game started, fans of both teams spilled on to the court for a little pre-game brawl.

Once order was restored, Loyola started fast. McKenzie hit three long jumpers and Mike Yoest scored twice underneath to help the Lions gain a 17-9 lead.

# After the fight, Lions trip Toreros, 67-59

2955  
By T.J. Simers  
Staff Writer

LOS ANGELES — A clash between student bodies at center court moments before last night's basketball game in Gersten Pavilion was only a warm-up for what was to follow between USD and Loyola Marymount.

The final minutes of the game were as intense as the pregame fight. USD was tagged with two technical fouls in the final eight seconds of its 67-59 loss to Loyola and Toreros coach Hank Egan walked off the court scream-

ing at the officials. A moment after moving inside, USD forward Mark Bostic came storming out of the locker room and raced away from a teammate and an assistant coach.

"He's an emotional kid and he didn't play to the best of his ability and he felt bad," explained Egan of Bostic's behavior.

Although Bostic managed but four points, he was not alone on a night of high expectations gone sour. First-place Loyola's win crippled USD's chances of competing for the West Coast Athletic Conference title and placed the

Toreros (14-7 overall, 4-3 in conference play), in a foul mood with another game coming tonight at Malibu against Pepperdine, a winner of 24 straight at home.

This game with Loyola (15-6, 7-0) though, produced home-court behavior of another sort. Pregame hooting and hollering between the fans of each team erupted into a brawl on the court while both teams were receiving their final instructions in their locker rooms. A group of USD students had gone on the court and suggested that Loyola's mascot was a

chicken. More than 50 Loyola students came down and started fighting with the USD students. Soon the court was filled with fighting students from both sides.

"It isn't usually like this," said Loyola athletic director Brian Quinn after getting caught in the middle of the pileup.

When order was restored — with police officers assigned a spot behind USD's bench — the teams emerged from their locker rooms and

See USD on Page D-2

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# USD: Lions outfight Toreros on the boards

2955 Continued from D-1

staged their own war.

This war, however, was waged with finesse and strategy, and like a week ago, Loyola emerged with an important WCAC victory. The Lions notched their ninth straight victory before 4,110, the largest home crowd in LMU history.

The difference between victory and defeat for USD was rebounding — to be precise, the lack of it by the Toreros.

The Lions took a 20-10 halftime edge on the boards and finished with a 44-38 advantage. The USD offense thus became a one-shot attack; then it was race down the court on defense. And on defense the Toreros were giving Forrest McKenzie and Keith Smith, the top-scoring guard tandem in the country with 43.3 points a game, extra chances to pad their stats.

"If you don't go to the boards I'm gonna yank you," Egan yelled at his charges during a timeout.

The game, strange as it was, didn't figure to go this way. Early on, the Toreros seemed to draw a break when Smith came up limping after hitting a 22-footer. Smith would return to the game later, but a sore left ankle limited him to five points — his lowest output in more than three years.

"I was justifiably concerned," said Loyola coach Paul Westhead. "But I think our inside people responded with a little more ferocity on the boards to compensate for Smith's loss." Egan, meanwhile, was yanking people from the lineup as he said he would, but it was doing nothing to curb Loyola's dominance on the boards.

Egan later was asked why his team struggled so on the boards.

"I don't know, do you know?" Egan asked a writer.

Since Egan did not have an answer, the Toreros' 7-foot center, Scott Thompson, was sought for his idea of what went wrong inside, but Thompson passed word through a middleman that he didn't want to talk with the media.

"The difference in the game was the intensity of our rebounders," said Westhead, finally answering the question.

Twenty-six long-range points from McKenzie also helped Loyola. And forward Mike Yoest, who scored a career-high 24 points last week against the Toreros, added 16 last night.

The Toreros were led by forward Nils Madden's 15 points and Thompson's 14. Thompson, however, managed but two points in the second half.

"Scott Thompson cannot get a foul called," said Egan. "He has welts all over his arms, but he can't get a free throw. I wish I knew why."

The Toreros were 7-of-9 from the free-throw line; the Lions were 21-of-29. Four of Loyola's successful free-throw attempts came at the end as a result of the technical fouls.

With eight seconds left, LMU was to get the ball out of bounds. USD was trailing, 62-59, and had no timeouts left. On orders from Egan, Eric Musselman made a move to deliberately foul Fred Bradford, but the official called a technical for "delay of game." Egan, incensed by the call, raced all the way down the court in front of the Loyola bench and was assessed a technical foul.

McKenzie converted four straight free throws, and Yoest added another to secure the win.

"We played hard but didn't play very well," said Egan.

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# Smith's injury doesn't prevent LMU victory

By AL PRESTON  
Evening Outlook Sports Writer

If this had been another year, the left ankle injury suffered by Loyola Marymount University point guard Keith Smith early in Friday night's game against the University of San Diego would have doomed the Lions for the rest of the contest. But instead of folding, the Lions used the scrappy play of its front line and 26 points by off guard Forrest McKenzie to score a 67-59 West Coast Athletic Conference win before a school record 4,110 fans at Gersten Pavilion.

The victory, which kept the Lions atop the WCAC alone with a 7-0 record, extended LMU's winning streak to nine games, tying the school's second longest streak (in 1967-68). Should the Lions (14-6 overall) defeat St. Mary's tonight at Gersten Pavilion, they will tie the school's longest win streak ever — 10 set in 1947-48.

USD, which lost to LMU at San Diego last week on Smith's game winning jumper at the buzzer, is now 4-3 in conference (14-7 overall).

Smith, the Lions' leading scorer (23.9 average), suffered his injury only 1:45 into the contest. After releasing a successful 21-foot jumper, Smith's left ankle landed on the foot of a USD defender.

Smith then left the game and wound up seeing just 25 minutes of action—a low for him. Unable to do much offensively because of his malady, Smith finished the contest with just five points.

LMU Coach Paul Westhead is skeptical whether Smith will be able to play tonight against St. Mary's.

"They're going to check on it (this morning)," said the Lion coach. "If I had to make a prediction on whether he will be able to play, I'd have to say no based on what I know about ankle injuries. They tend to freeze up

## Banner leads to brief fracas

A banner depicting a chicken as Loyola Marymount University's mascot prompted a brief brawl between LMU and University of San Diego students before Friday night's game at Gersten Pavilion.

The fight was brought about when a group of USD students displayed a banner introducing what they called LMU's "new mascot." When another USD student started kicking a fake chicken depicted as the LMU mascot, several LMU students charged out of the rooster section toward midcourt and started taking swings at their San Diego counterparts.

After the students of the two schools exchanged punches briefly, LMU athletic director Brian Quinn stepped in and broke up the fracas as the school's public address announcer, Bernard Sandalow, ordered the court cleared. No one was hurt and there were no arrests made.

— AL PRESTON

quite early.

"I do know one thing, however. We can't win too many ballgames without him in the lineup."

With Smith severely hobbled, the Lions turned heavily to McKenzie's outside shooting supplemented by the inside play of fellow frontliners Mike Yoest and Mark Armstrong. Yoest, who scored 24 points in last week's game at San Diego, used his aggressiveness inside to draw many Torero fouls.

Consequently, he made 12 of his 14 foul shot attempts as he scored 16 points. Yoest also grabbed eight rebounds.

Bradford, on the other hand, was particularly strong inside in the first half. Battling hard against USD's rugged front line led by 7-0 center Scott Thompson, Bradford pounded his way through for six points during that period.

Like Yoest, he also pulled down eight rebounds, as did Armstrong. McKenzie, who was particularly strong on the defensive boards, led the Lion rebounders with 11.

Yoest had some thoughts about how Smith's early injury affected the team's effort.

"When Keith went down, we just had to get it together," Yoest said.

"We felt we had to crash even harder on the boards in order to control the tempo. Once we got our fast break going because of our rebounds, we were able to get them tired, particularly their big men."

Thompson, USD's leading scorer (13.3 average), looked almost invincible in the first half. Establishing solid position inside, Thompson hit six of seven shots for 12 points as USD left for the half tied at 33.

LMU then threw a matchup zone at Thompson and his Torero teammates in the second half. Confused by what the Lions were doing, Thompson was hardly heard from again as he made just one of his 6 second-half field goal tries to finish the game with 14 points.

"We started mixing things up defensively so that they couldn't get the ball to Scott Thompson," Yoest said. "Because they couldn't get the ball to Thompson, they had to shoot the ball outside and that allowed us to set up for rebounds. And because they were confused, they couldn't get any established offensive patterns set up so they could get the ball inside to Thompson."

"We were magnificent on the boards tonight," said Westhead.

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# USD outmanned, both in the game and pregame fight

By Walt Baranger

Special to The Tribune

LOS ANGELES — Instead of playing for a possible postseason playoff berth against Pepperdine tonight, USD's basketball team will battle to stay above .500 in WCAC play.

The Toreros lost all hope of regaining the WCAC title yesterday when Loyola Marymount (7-0, 15-6) used speed and rebounding to get past USD 67-59.

"We'll try to salvage something at Pepperdine," said USD junior forward Steve Krallman. "We were both talented teams ... and they all played good, but you can't shoot off a guy like (Forrest) McKenzie."

McKenzie's 26 points and 11 rebounds were mostly accomplished from the outside, neutralizing the Toreros height advantage. The Lions defensive rebounding eventually left USD (4-3, 14-7) with one shot on each possession as the Toreros tried to get a head start downcourt to defensive positions.

The Lions' outside shots — and the long rebounds that followed — left the Toreros standing helplessly in the key as the followup shots kept Loyola Marymount out of reach in the closing minutes.

For both teams, the game was emotionally draining. The equally emotional fans nearly prevented the game from starting.

Five minutes before game time, four USD fans wearing blue face makeup paraded on the court hanging the Loyola Marymount mascot in effigy. Seconds later, doz-

ens of Lions students invaded the court and fighting began.

Loyola Marymount athletic director Brian Quinn, campus security guards and student aids rushed into the crowd and broke up the disturbance in five minutes. Los Angeles police were called, but no arrests or injuries beyond bloody noses were reported.

The sellout crowd of 4,110, the largest ever to see a Lions home game, remained vocal all evening and several fans were later removed for fighting.

"The crowd tonight helped us a lot," McKenzie said. "Without the crowd, my teammates would have had to help me out a lot."

Instead, McKenzie helped out his teammates a lot. Three assists, a blocked shot, two well-timed scoring streaks and a nearly flawless passing game contributed to keeping the Lions in sole possession of first place in the WCAC. Even with his work from the field, though, McKenzie's biggest moment came at the free throw line with eight seconds remaining.

Two technical fouls — against Toreros guard Eric Musselman for interference and USD coach Hank Egan for standing inbounds — left McKenzie at the line for four shots. No one else was in his half of the court; the Lions led 62-59 and the crowd had nobody to focus its appreciation on but the 6-foot-8 senior.

"It was like ecstasy. I knew I had to put in four to ice the game," McKenzie said. The crowd went wild as all four shots went in, ending USD's chances of getting back

the title last won by the Toreros in 1984.

Lions coach Paul Westhead, winner of the 1980 NBA title as coach of the Lakers, said few changes were made after Loyola Marymount edged USD 72-70 at the buzzer last week. He said the secret was staying calm.

"We went in low key. As late as yesterday afternoon we just did regular drills," Westhead said. "They (USD) were playing keyed up. We basically ran our usual stuff."

Although McKenzie's long jump shots gave Loyola Marymount the early lead, USD's Scott Thompson scored 12 first-half points to help even things up at halftime 33-33. In the second half, though, the Lions got 11 points, including a 7-for-7 effort at the free throw line, from Steve Yoest.

"They're a very good rebounding team," Yoest said. "But we were only giving them one shot at a time ... and we were forcing them to shoot outside."

While Yoest and McKenzie were helping the Lions pull away in the second half, USD's game-high scorer Nils Madden (15 points and 10 rebounds) was doing his best to keep the game close. His 10 second-half points and six rebounds drew the Toreros closer in the closing minutes, but the Lions scored their final 10 points by getting 15 shots from the free throw line. The Toreros got their first free throw of the second half with nine seconds left.

"We got beat off the boards," Egan said. "I don't think we played well, but we played hard. I don't think it was lack of effort ... McKenzie hit some long shots. If he didn't hit those long shots, they could have packed it in."

Said McKenzie: "When you're winning, strange things can happen with the ball. I hit a couple of long shots, but rebounds would have put them in. I just went out and played as usual."

Westhead agreed, saying, "He (McKenzie) only needs half a step advantage, and then he shoots so high up, nobody can block him."

The victory gives Loyola Marymount its longest conference winning streak in 20 years. The Lions are on their way to their best WCAC finish ever, far above their previous best of sixth place (5-9) in 1981.

"We were dog meat before we got Westhead," said Quinn, who was hired in June. "Now we're even sold out for the Pepperdine game (Saturday)."

Quinn asked Westhead to join Loyola Marymount while the unemployed Chicago Bulls coach was jogging in Los Angeles. The turnaround has been dramatic: From 3-9 in WCAC play last year (11-16 overall), Westhead has built a winning program and, perhaps just as important, filled Albert Gersten Pavilion with paying fans.

"I've had a little difficulty adjusting to the college coaching pattern ... I had been coaching every other night (in the NBA)," Westhead said. "But I'll get my reward tomorrow."

Tomorrow night, the Lions play host to St. Mary's College (2-4, 9-10). The Gaels travel to USD Feb. 15.



Torrance, CA  
(Los Angeles Co.)  
Daily Breeze  
(Cir. D. 89,599)  
(Cir. S. 105,882)

FEB 9 1986

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# Polee preserves 2955 Pepperdine win

By Al Preston  
Staff writer

When Pepperdine clinched the West Coast Athletic Conference championship last year, it needed some last-minute heroics from point guard Dwayne Polee to pull out a Firestone Fieldhouse win over the University of San Diego.

Less than one year later, the Waves once again needed heroics from Polee, last year's WCAC Player of the Year, to beat USD at Firestone Fieldhouse.

Once again, the 6-foot-5 senior delivered.

With 13 seconds left in the game and USD leading by one, Polee gathered in a pass by Torero guard Pete Murphy after the toss was deflected by the Waves' 6-7 forward, Anthony Frederick (Gardena High, Santa Monica College).

Polee raced down court and, with six seconds left, made a leaning 15-foot jumper to give Pepperdine a come-from-behind 61-60 win before 3,204 fans.

For the Waves (6-1 in conference, 19-4 overall), it kept them within a game of conference-leading Loyola Marymount, which faces Pepperdine Saturday night at Albert Gersten Pavilion.

Polee, who finished with a team-leading 15 points, said Saturday's win was more important to the team than last year's WCAC championship clincher.

"We needed this win far more because if we lost tonight, it would have been a hard trek to catch Loyola the way they're playing," Polee said.

"I just happened to be in the right position at the right time. We knew we had to play aggressive defense if we were going to have a chance to win after they brought the ball down the court."

USD (4-4, 14-8) which pulled to a three-point lead with 36 seconds left, saw the Waves rebound a missed free throw by Murphy, who was fouled by Polee as he was trying to prevent the Toreros from running out the clock.

Murphy made the first of his one-and-one opportunity, but the

Waves rebounded his missed second attempt.

Pepperdine called time out after the rebound, and Polee rebounded a missed outside jumper by guard Jon Korfas and hit a 10-foot corner shot with 23 seconds remaining.

The Waves then went into their zone press, which USD broke before Frederick deflected the pass to Polee.

"Polee again, assist Frederick," said Waves Coach Jim Harrick, whose team has won 25 straight at Firestone Fieldhouse since in 1984.

The Waves needed all they could muster to beat the Toreros, who last week handed Pepperdine their only WCAC defeat, 69-64, at USD.

Pepperdine entered the locker room leading by three at halftime, but the lead exchanged hands 17 times in the closing half.

The Toreros, who pestered the Waves with their physical defense and patient offense, pulled to a four-point lead with 2:33 left when forward Nils Madden converted a three-point play.

With 1:59 left, Waves forward Eric White hit a short jumper to narrow the it to 59-57. With 42 seconds left, the Waves got an opportunity to tie the game after Polee rebounded a missed USD shot.

Polee, however, missed a free throw-line jumper and the ball bounded long to USD reserve guard Danny Means. Three quick Wave fouls later, Murphy made his one free throw with 36 seconds left to give USD its three-point lead before Polee's heroics.

One reason USD kept the game close was the strong inside play of its 7-0, 255-pound center, Scott Thompson.

Shooting almost at will over White, Thompson made six of his nine second half shots.

San Diego, CA  
(San Diego Co.)  
San Diego Union  
(Cl. D. 217,089)  
(Cl. S. 341,840)

FEB 9 1986

Allen P. C. B. (San Diego)

## Pepperdine ends USD's lost weekend

By T.J. Simers  
Staff writer

**MALIBU** — It was a most important weekend, but they do not always award success for effort, so this was a lost weekend for the University of San Diego's men's basketball team.

Third-ranked Pepperdine after falling to Loyola Marymount the night before, the Toreros figured to buckle easily at Pepperdine against a Waves team that had not lost on its home court in two years and 24 games.

Well, Pepperdine still has its home-court streak, but oxygen, please, for the hometown faithful who thought this one would be a cinch. Playing with gusto, the Toreros came within two points of shocking the Waves for the second straight week, but instead lost, 61-60, before a crowd of 3,204 at Firestone Fieldhouse.

The back-to-back losses left USD (14-8) all but dead at 4-4 in the West Coast Athletic Conference, while Loyola advanced to 8-0 and Pepperdine to 7-1.

See USD on Page H-6

# USD: With Bostic benched, Toreros fall to Waves by 1 point

Continued from H-1

before by 41 points (over St. Mary's) while USD was trying to regroup from a crippling conference loss to Loyola. Not only that, but USD coach Hank Egan had banished starting forward Mark Bostic to the bench for Bostic's actions "during the (Loyola) game, after the game and later in the night."

Consider all that, and then appreciate how hard the Toreros worked to come within a basket of victory.

"We outplayed them all night, and that's the worst of it," USD guard Paul Leonard said, sighing.

The Toreros not only outplayed the

Waves but took a four-point lead with 2:32 remaining. They were ahead by three after Pete Murphy's free throw with 36 seconds to go, and ahead by one and holding the ball with 24 seconds to go.

But USD could not sit on the ball and run out the clock. A pass by Murphy was tipped by Pepperdine's Anthony Frederick and retrieved by teammate Dwayne Polee. Polee went the length of the court and hit a short jumper with six seconds to go to give the Waves a 61-60 lead.

"We were just trying to foul, but USD did such a good job of spreading out," said Pepperdine coach Jim Harrick. "We were just fortunate to

tip the pass and get the ball.

"Actually this game mirrored last year's," Harrick said. "Polee made a steal last year against USD here with 1:23 left and went the length of the court to score. Later he stole the ball and we won by three."

In this game, though, the Toreros still had six seconds to win.

"We told the kids to get the ball to half court and call time out," Egan said. "But the kid forgot."

USD had to inbound the ball from under its basket, but Egan had two timeouts left and just wanted to scoot the ball farther up the court before calling a timeout and designing another play.

But Murphy passed to Nils Madden, and Madden passed right back to Murphy. Instead of calling a timeout, Murphy dribbled up court and launched a 45-foot shot that nicked the bottom of the backboard as time ran out.

For Murphy, this was a weekend better not lived. After scoring 18 points against both Loyola and Pepperdine a week ago, Murphy this week could manage but two against Loyola and seven against Pepperdine. In addition to setting up Polee's winner with a bad pass and not calling a timeout, it was his missed bonus free throw with 36 seconds left that could have given USD a four-point lead.

If anyone had reason to hide from the world last night, it was Murphy. But the senior forward refused to dodge the blame.

"I made a mistake," Murphy said. "It was a bad pass I made, too. I was trying to pass it to Leonard, but it was bad judgment on my part."

Harrick, however, was surprised to find Murphy inbounding the ball in the first place.

"We called a timeout when USD came out, just to see where Murphy was," Harrick said. "He's their best outside shooter, and I would have had somebody else put the ball in play. But that's me. We just wanted to keep the ball away from Leonard because he's the one guy who can get

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USD played without Bostic, who was benched for "one game," Egan said. Bostic had stormed out of USD's locker room after the loss to Loyola. He met with Egan back at the team's hotel, and last night Egan said the benching "was something done for the good of the team as well as for the good of Mark Bostic. As far as I'm concerned, it's a dead issue."

Playing without Bostic and taking awhile to get warmed up, the Toreros fell behind by as many as seven in the first half. But they came back to play it even behind Scott Thompson's 22 points and Madden's 14.

San Diego, CA  
(San Diego Co.)  
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(Clr. S. 341,840)

FEB 9 1986

Allen P. C. B. Jan. 1986

## Pepperdine ends USD's lost weekend

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Staff Writer

MALIBU — It was a most important weekend, but they do not always award success for effort, so this was a lost weekend for the University of San Diego's men's basketball team. Tired and battered after falling to Loyola Marymount the night before, the Toreros figured to buckle easily at Pepperdine against a Waves team that had not lost on its home court in two years and 24 games.

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Allen's P. C. B. Est. 1888

## Business Matters

2955  
(Continued from Page 3A)  
Covalt has come aboard as eastern regional manager.

California First Bank has hired Rod Daynes Interactive Associates, a La Jolla-based software firm, to design a computerized interactive video training program for its employees. RDIA is using Western Video and Film to handle the video portion of the project.

Mary Yarbrough is Mercy Hospital's new vice president of nursing. Yarbrough, who comes to the post from City of Hope Medical Center in Duarte, will oversee most of the hospital's in-patient services.

Glenn McComas, former supporter of District 5 Supervisor Paul Eckert, will be offering political advice to challenger John MacDonald. MacDonald is deputy mayor of Oceanside. McComas explained that he favors a two-term limit for local politicians — Eckert is trying for a third — and judges

MacDonald to be the best qualified candidate.

Vicorp Specialty Restaurants has opened a new Boathouse Restaurant at 500 Grossmont Center Dr. Serving fresh fish, the restaurant will be open daily for lunch and dinner. Maureen Mitton handled the interior design. Bruck Allen Architects supervised the reconstruction of an existing 8308-square-foot building.

Douglas K. Smith Marine Insurance, a division of Mariners Insurance General Insurance Group, has moved its offices to 1271-A Scott St. The firm does just what its name implies: It offers yacht, ship and cargo insurance.

Mycro-Tek has opened a new plant at 9229 E. 37th St North.

Robert Liebman has opened the area's newest AlphaGraphics Printshop of the Future at 7333 Clairemont Mesa Blvd. The firm uses laser graphics in its printing process.

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(San Diego Co.)  
Evening Tribune  
(Cir. D. 127,454)

FEB 13 1986

Allen's P. C. B. Est. 1888

# South Bay wants teachers to be bilingual

By Mark Monday <sup>2955</sup>  
Tribune Staff Writer

Teachers from Spain and Mexico are being sought by the South Bay Union School District, where almost one in five schoolchildren speak little or no English.

In addition, the district plans to spend \$15,000 to send 10 teachers and one administrator this summer to a six-week immersion language school at Cuernavaca, Mexico.

Those were among several programs approved by trustees this week to increase the number of Spanish-speaking educators in the district.

Superintendent Philip Grignon told trustees that it is vital for the district to hire more bilingual teachers. Sixty-one of the district's 330 teachers are now rated as bilingual.

"If you look at the demography of the district over the last 10 years, South Bay has gone from 22 percent minority to approximately 69 percent minority," he said.

"At the same time we have good,

tenured teachers who do not have a facility with the Spanish language. ... Their ability to continue to provide effective services to the youngsters diminishes as the population changes."

The district has agreed to hire two bilingual teachers from Spain for a one-year period. The teachers would have to pass a minimum basic educational skills tests.

Grignon said the teachers would be recruited through an agreement between the state Department of Education and the Ministry of Education in Spain. The actual selection of the teachers would be left to a team from the state education department.

School board President Doug Langdon said it would be too expensive for the district to send inter-

viewers to Spain.

Grignon said that although there are some cultural and language differences between Mexico and Spain he did not anticipate major problems.

"There is no greater difference between the two spoken languages than there is between the dialects of English that are spoken in the United States," he said.

In addition, the trustees approved Grignon's proposal to start a similar teacher-trading agreement with Mexico.

Grignon also said the district will send two-member recruiting teams to schools throughout the state to look for prospective teacher candidates. There would be a heavy emphasis placed on recruiting educators fluent in Spanish, district ad-

ministrators said.

Among the colleges slated for recruiting drives next month are schools in the University of California system, in the California State University system and private institutions such as the University of Southern California, Pepperdine, Claremont and the University of San Diego.

Grignon said the teachers and administrator chosen for the immersion language course will be volunteers and will have to agree to stay with the district and use their Spanish skills for at least two years after completing the program.

Besides that course, trustees also approved Grignon's proposal to develop a two-semester Spanish-language training program for district teachers.

Rancho Santa Fe, CA  
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Rancho Santa Fe Times  
(Cir. W. 500)

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## Hahn to be guest speaker at Country Friends meeting

2955-2687  
Ernest W. Hahn of Rancho Santa Fe will be the featured guest speaker for the Country Friends' membership meeting to be held Wednesday at the U.S. Grant Hotel. His topic will be "The Re-birth of San Diego."

Hahn is founder and Chairman of the Board of Ernest W. Hahn, Inc., the largest shopping center developer on the West Coast, and one of the largest in the United States. The company has more than 40 regional centers, comprising more than 35 million square feet, open throughout California and in Colorado, Iowa, Montana, Nevada, New Mexico, North Carolina, Oregon, Tennessee, Texas, Utah, Virginia and Washington.

An active member of numerous civic and public endeavors, Hahn is a founding trustee and donor of the Eisenhower Medical Center and Hospital in Palm Desert; a trustee emeritus of Scripps Clinic and Research Foundation in La Jolla; a trustee of the University of Southern California; a trustee of the University of San Diego; Chairman of the Independent Colleges of Southern California, a trustee of the Urban Land Institute; and past president of the International Council of Shopping Centers.

He has been a leading supporter of the Centinela Valley Community Hospital, Children's Hospital of Los Angeles, Children's Hospital of San Diego, the Los Angeles and Centinela Valley YMCAs and the Boy Scouts of America. He sponsors the Ernest W. Hahn Research Fellowship at the City of Hope and is a former recipient of the Golden Torch of Hope.

Hahn has been awarded an honorary Doctor of Science degree by Northrop University. He is also a recipient of the Golden Plate Award of the American Academy of Achievement, a national organization dedicated to the advancement of youth and education.

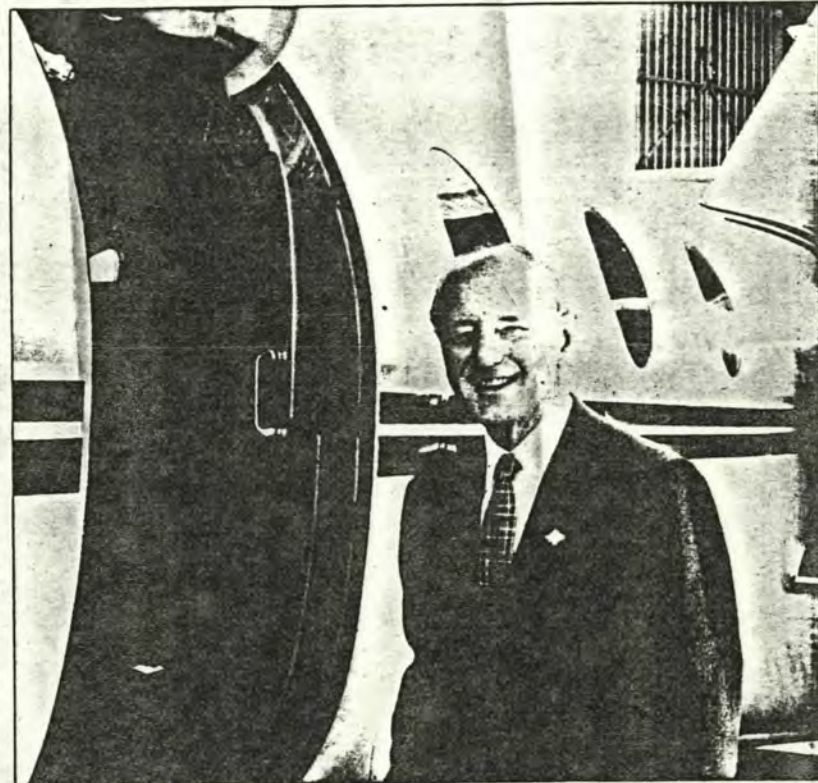
An active contributor to the arts, Hahn has supported as well as created facilities for the development of cultural programs in many of the communities in which he has shopping centers. At University Towne Centre in San Diego, a folk art museum was built in donated space, and in the Courtyard, a shopping center opened in 1981 in Palos Verdes, a 450-seat community theater was spearheaded by the Hahn Company as a contribution to that neighborhood's performing arts group.

In May 1977, the Ernest W. Hahn Award was established at the Harvard Business School in Cambridge, Mass. The award "will support a significant academic contribution to the development, improvement and evolution of regional shopping centers or such other alternate facilities as may exist to provide the most efficient distribution of goods and services to the public." Mr. Hahn is also a member of the Advisory Board of the Massachusetts Institute of Technology Graduate Center for Real Estate.

He began his career in 1946 when he formed the Hahn-St. John General Contracting Company in Hawthorne, California, which in 1956 became Ernest W. Hahn, Inc., and evolved into the largest builder of retail buildings in the United States, achieving yearly volumes exceeding \$150 million. The Contracting Division was sold in 1981 to managing employees. It is now known as Nuhahn, Inc., and is presently engaged in building the North County Fair in Escondido.

In 1980, Ernest W. Hahn, Inc., was sold to Trizec Corporation, Ltd., of Canada, the largest publicly owned real estate company in Canada. Hahn is a director on the Trizec Board.

Hahn's personal activities include tennis, golf and flying. He currently holds ratings as a pilot of multi-engine aircraft including jets.



Ernest W. Hahn of Rancho Santa Fe. Personal interests include flying, tennis and golf.

La Jolla, CA  
(San Diego Co.)  
La Jolla Light  
(Cir. W. 9,293)

FEB 13 1986

Allen's P. C. B Est. 1888



All Hallows Academy eighth grade students attended the commission meeting at University of San Diego.

## Area residents have major role in Constitution committee meeting

2955  
La Jollans Bernard Siegan and Joan Bowes played key roles in the meeting of the President's Commission on the Bicentennial of the U.S. Constitution held Feb. 2-3 at the University of San Diego.

Bernard Siegan, a USD distinguished professor of law, is a member of the commission, which is chaired by Supreme Court Chief Justice Warren Burger.

President Reagan appointed Siegan to the commission last spring. Others on the 23-member commission include Senators Ted

Kennedy, Ted Stevens, and Strom Thurmond; Phyllis Schlafly, Rep. Lindy Boggs, and Rep. Philip Crane.

Bowes chairs the San Diego County Commission on the Bicentennial of the Constitution. She testified Feb. 3 before the commission. Her group was the first local level commission in the United States to receive the endorsement of Burger's commission.

Some 30 eighth graders from All Hallows Academy were among the estimates 700 people who attended the open hearing at USD's Camino Theatre.

The All Hallows students were brought to the hearing by teacher Nancy Woodard, who said her students recently completed studies of the Constitution.

On Feb. 2, Siegan hosted a breakfast for the commissioners at the La Jolla Country Club.

New Service Men At Two Locations

La Jolla, CA  
(San Diego Co)  
Light II  
(Cir. W 10,000)

**FEB 13 1986**

*Allen's P. C. B Est. 1888*

## Philosophers to discuss moral virtues

Some 65 nationally recognized scholars in moral philosophy from throughout the country are gathering this Thursday through Saturday for the University of San Diego's first annual Forum on Human Values.

Lawrence Hinman, USD philosophy department chairman, is chairing the three-day conference, which will focus on the virtues. Love, purity, rottenness, immorality and moral education are among the subjects to be analyzed.

The event, co-sponsored by the USD philosophy department and the Matchette and Exxon foundations, will be held at the Manchester Executive Conference Center.

For more information, please contact John Nunes at 260-4628 or Hinman at 260-4600, ext. 4424.



La Jolla, CA  
(San Diego Co.)  
La Jolla Light  
(Cir. W. 9,293)

FEB 13 1986

Allen's P. C. B Est. 1888

San Diego, CA  
(San Diego Co.)  
San Diego Union  
(Cir. D. 217,089)  
(Cir. S. 341,840)

FEB 13 1986

Allen's P. C. B Est. 1888

## Beat Farmers play for students only

<sup>2955</sup>  
The Beat Farmers concert being held tonight at the University of San Diego is open to USD students only.

### Clarification

The concert is not open to the general public, as was implied in an article in the Feb. 5 edition of *The San Diego Union*.

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*It is the policy of The San Diego Union to correct all errors. To discuss accuracy or fairness in the news, please write Cliff Smith, readers' representative, P.O. Box 191, San Diego, Calif. 92112, or telephone (619) 293-1525.*

## Philosophers gather

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FEB 14 1986

Allen's P. C. B Est. 1888

## Swanke reward said not for key witness

2955  
The executive director of the San Diego Crime Commission denied yesterday that any portion of a \$25,000 Anne Swanke reward fund established to find the killer of the USD student was earmarked for one of the key witnesses in the case against multiple murder defendant David Allen Lucas.

Roger Young told Superior Court Judge Franklin B. Orfield that none of the money to his knowledge was set aside for Jodie Santiago, 34, of Seattle.

Santiago is a key prosecution witness, having survived a severe throat slashing on June 9, 1984. Santiago

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***Roger Young told Superior Court Judge Franklin B. Orfield that none of the money to his knowledge was set aside for Jodie Santiago, a key prosecution witness.***

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identified Lucas as her assailant during two preliminary hearings.

Lucas, 30, a Casa de Oro carpet cleaner, faces six murder charges in the Nov. 20, 1984, death of Swanke, 22; the Oct. 23, 1984, slayings of Rhonda Strang, 24, and Amber Fisher, 3, a girl Strang was baby-sitting in her Lakeside home; the May 4, 1979, murder of Suzanne Camille Jacobs, 31, and her 3-year-old son, Colin Michael

Jacobs; and the Dec. 8, 1981, slaying of Gayle Roberta Garcia, 29; as well as Santiago's attempted murder.

Questioned by defense attorney William Saunders, Young told the court, "To my knowledge, the (reward) money is a closed issue."

Saunders said later that he was referring to a note Young apparently had written following a conversation with Deputy District Attorney Daniel

Williams that read, "No payment to Santiago until after the trial."

Earlier testimony indicated that \$10,000 of the reward fund had been paid to Diana O'Grady in settlement of a lawsuit she filed against the commission for information she supplied the Sheriff's Office just before Lucas' arrest in December 1984.

Saunders also sought to learn the identity of the anonymous donor of \$20,000 to the fund, but failed when Orfield sustained each objection made by Deputy District Attorney George Clarke.

San Diego, CA  
(San Diego Co.)  
Evening Tribune  
(Cir. D. 127,454)

FEB 14 1986

Allen's P.C.B. Est. 1888

## Thoughts turn to love, virtue at USD philosophy conference

By Ann Levin<sup>2955</sup>  
Tribune Staff Writer

When thoughts turn to romance on Valentine's Day, most of us send greeting cards, but 200 of the nation's leading philosophers gathered in San Diego planned to dispense with the hearts and flowers to argue about love, happiness, excellence and other virtues.

Dennis Rohatyn, a University of San Diego philosophy professor, said it was a coincidence that his department's "Conference on the Virtues" fell on the same weekend as Valentine's Day and Presidents' Day, a holiday dedicated to two virtuous Americans.

Nevertheless, a session scheduled this morning was devoted to love. The program for tonight is "Panel Discussion: Rottenness."

Why all the fuss about virtue? Because virtue theory is the current rage among philosophers who teach ethics.

Believe it or not, there's a revolution under way in university philosophy departments.

Modern teachers of ethics are rejecting the two moral

philosophers exerting the most influence on the 20th century, Germany's Immanuel Kant (1724-1804) and England's John Stuart Mill (1806-1873), in favor of Greece's Aristotle (384-322 B.C.), Plato (427?-347? B.C.) and Socrates (470?-399 B.C.).

"In the last 15 years, there has been a resurgence of interest in Aristotle's logic and ethics after 300 years of neglect," Rohatyn said.

Nicholas Smith, a professor at Virginia Polytechnic Institute and State University, said the ancients became attractive because Kant's "duty ethics" and Mill's utilitarianism failed to answer a lot of questions about how people behave.

"Put it this way," said Michael Carella, who teaches ethics at San Diego State University: "Utilitarianism is bankrupt."

Rohatyn chimed in: "And Kantian ethics are waning." Therefore, many philosophers have turned to the Greeks, who wrote extensively about human character.

"One thing the ancients did: They spoke to a very basic human wish," Smith said. "They laid out a sort of wisdom that contemporary Americans find in armchair psychology."

"If someone said to me, 'I want to improve my life,' I'd recommend reading Aristotle's 'Nicomachean Ethics.'"

Fred Sommers, a philosopher from Brandeis University, accompanied his wife, Christina Hoff Sommers of Clark University, to the conference, even though she teaches ethics and he doesn't.

A logician by trade, Sommers couldn't help commenting on the currently fashionable interest in virtue.

"It's a secular alternative to the Moral Majority," said Sommers, adding: "Part of the virtue movement is how to approach moral education. Aristotle was unabashedly in favor of socializing kids into the culture."

"Teachers today have not been doing that; they're afraid of that; but now people are saying, 'Let's do it for our own culture like he (Aristotle) did it for his.'"

Asked to define virtue, Sommers said: "It has to do

with the role you have in your society. The virtues of a father are different from the virtues of a son.

"Aristotle and Plato said virtue is that which enables you to perform your function, to perform what you're supposed to be doing. That's a difficult theory to revive, because in the old days people knew what they were supposed to be doing."

Richard Taylor, a philosopher with a fringe of white beard who gave yesterday's opening speech while dressed in work boots, white painter's pants and a denim jacket, was more optimistic about applying Aristotle's lessons to the ills of modern life.

After an introduction that included a recitation of the books he has written and prestigious institutions where he has taught, he brushed aside the accolades and mentioned his proudest achievement:

"Two weeks ago, I became a father, and I named my infant son Aristotle."

# USD men, women shoot for strong finishes

By T.R. Reinman <sup>2955</sup>

Tribune Sportswriter

The USD men's basketball team has lost three straight games to the two top teams in the WCAC. Not to put too fine a point on it, or too blunt a period, tomorrow is the first day of the rest of the basketball season for the Toreros.

"We're not out of it," says coach Hank Egan, "but some pretty amazing stuff would have to happen to get back in the thick if it."

While the 14-8 Toreros wait for something amazing to happen to those WCAC leaders — No. 2 Pepperdine plays at league-leading Loyola Marymount tomorrow night — they'll do what they can with St. Mary's. The Gaels bring a 9-12 record to the Sports Center for a 7:30 game tomorrow night.

Meanwhile, what the USD women think of tomorrow depends on what they do tonight.

The USD women play USIU at 7:30 at Grossmont College. Both teams have won seven straight games and, at 7-0 in the women's WCAC, share the conference lead in their first year in the league.

The Toreras, 13-7 overall going into the USIU game, play at Point Loma Nazarene College tomorrow night at 7:30. The Lady Gulls (17-5 overall) host Northern Arizona at Serra High at the same time. Both of those are non-league games, the lull before the final push of the conference season, which ends with USD hosting USIU next month. But first, there is tonight's matchup.

"In reality, it's just another game," said USD coach Kathy Marpe, who's

used that line to get through a few recent "big" games. "But it is a big game because whoever loses will have to have some help from someone else."

The St. Mary's game is not nearly as crucial for the Toreros as the USIU game is for the Toreras. At 4-4 in the WCAC, the men are four games out of first place with six games to play, and they've already lost twice to Loyola Marymount. But they aren't about to mail in their final six games.

"We can win 20 games," said Pete Murphy, the Toreros' only senior starter. "That's hard to do in just about any program, but we're still trying. It'll help set us up for next year."

After winning nine times in a 10-game stretch, USD saw its championship dreams go poof when it lost to LMU at the buzzer here, then lost the next weekend at LMU and Pepperdine. The Toreros have lost four conference games by a total of 13 points, three by five. That could shake the guts of any team, but Egan doesn't see that as a problem.

"At the beginning of the season," said Egan, "we told our kids there are all kinds of games within the game. Outsiders will judge you by how many wins and losses you have. We can judge ourselves on how we play night in and night out. We have a lot of respect for one another right now."

"The people who have beat us have beat us. We have not gone out and lost."

An off-balance shot from about 18 feet won for LMU at the Sports Cen-

ter. One USD turnover in the final seconds at Pepperdine gave the Waves the break they needed. Egan still called that, "The best basketball game since I've been here."

After an emotionally draining two weeks, USD could search for answers and find a letdown. Egan's not betting on one.

"We want to finish the season the way we started," he said. "That got everybody all excited — including me."

And St. Mary's is struggling itself. Losers of five straight games, the Gaels start three freshmen, a sophomore and a junior.

"We've been inconsistent," said St. Mary's coach Bill Oates, "but we're very young. Our goal all along has been to work at developing, improving. I think we have, and that's all you can ask for."

Forward Robert Haugen, a 6-7 freshman who was the player of the year in Oregon last season, is the NCAA's leading field goal percentage shooter, at 66.5. He's also in the top 10 in the conference in rebounding, scoring, and free throw shooting. If the 20-game goal isn't enough to light the Toreros' fire, the challenge of shutting down possibly the most complete player they've faced this season should be.

In USIU, the Toreras have all the challenges they want or need. For one thing, the Lady Gulls have won their last three meetings by two

points or less, including a one-point win at the Chapman tournament earlier this season.

"We've established a rivalry," says USIU coach Cassie Macias, "one with a lot of emotions. We've pulled out some close games. They'll be scrapping."

Said Marpe, "We can't afford to make mistakes. We have to try to control the tempo of the game. Lately we've done just enough to win a couple of games. We'll need at least that much against USIU."

Said Macias, "They don't like to play our kind of game."

Then again, the Lady Gulls don't like the halfcourt game, either. "No," she said, "not at all."

When USIU beat the USF a couple of weeks ago, the score was 93-91. The next night USD beat USF 49-46. USIU is among the national scoring leaders, with an 83-point per-game average. USD is 11th in team defense, allowing 59.

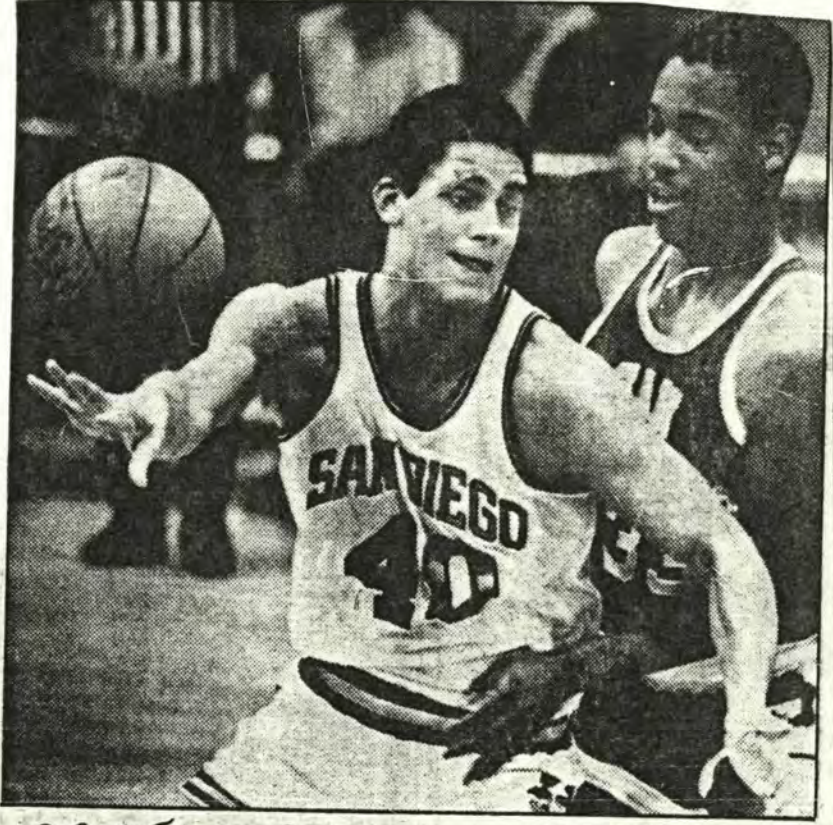
"Both of us are at a critical point in the development of our programs," said Macias, whose team has three seniors and no juniors. "San Diego State is down a little now, so whoever wins this one will get some recognition. I want to win this game, but I also want it to be a well-played game."

That would be a good way to go into the first day of the rest of the basketball season, whoever wins or loses.

Register  
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(Cir. S. 280,000)

FEB 16 1986

Allen's P. C. B. Est. 1888



PHILLIP DAVIES / For The Times

2955  
Another way out—USD's Nils Madden dishes off as San Francisco's Mark McCathrion shadows him. USD broke open the game in the last half for a 72-39 win. Chris Ello's story, Page 2B.

San Diego, CA  
(San Diego Co.)  
Evening Tribune  
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FEB 15 1986

Allen's P. C. B. Est. 1888

## USD seeks to start comeback tonight

Facing elimination from the WCAC title race, USD (14-8, 4-4) will try to begin a late-season rally when it faces St. Mary's (9-12, 2-6) tonight at 7:30 at the USD Sports Center.

Last weekend, the Toreros suffered disappointing losses to Loyola Marymount, the conference leader, and to second-place Pepperdine.

Tonight's opponent boasts the nation's field-goal percentage leader in freshman forward Robert Haugen, who has hit at a 67 percent clip this season.

However, the Gaels are struggling, having lost their last five conference games by an average margin of 22 points.

San Diego, CA  
(San Diego Co.)  
San Diego Union  
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(Cir. S. 341,840)

FEB 16 1986

Allen's P. C. B Est. 1888

# Anteaters outshoot Aztec women, 82-69

San Diego State's women's basketball team ran into a hot-shooting bunch of Anteaters last night in its final home game of the season at Peterson Gym. UC-Irvine shot 81 percent in the second half, 68 percent overall, to beat the Aztecs, 82-69.

Cheri Graham and Natalie Crawford each scored 22 points to lead UCI (13-10, 5-5), and Valerie Dehn added 17. Shelda Arceneaux led the Aztecs (12-13, 5-5) with 19 points, and Dee Dee Duncan added 17. Brooke Meadows shot 6-of-7 for 13 points. Arceneaux also added 10 rebounds, five assists and six steals.

SDSU played without leading scorer Jessica Haynes, who averages 16.4 points and 10.2 rebounds. She missed her second consecutive game after reinjuring a knee last week against Long Beach State.

USIU 69, N. Arizona 63 — Toya DeCree and reserve Fiona Murray scored 22 points each for U.S. International (19-5). Murray, who played 27 minutes, was 10-of-13 from the floor. DeCree led USIU with 14 rebounds. The Lumberjacks (15-7) got 20 points from Mindy Sherrad and 17 from Julie Hanks.

USD 53, PLNC 43 — Karen Skemp led visiting University of San Diego (14-8) with 15 points, and Debbie Theroux added 11 in a non-league game. Donna Jones had 12 points for the Crusaders (4-21). Point Loma Nazarene led by three at the half.

## MEN

Pan American 93, USIU 67 — At Edinburg, Texas, U.S. International

## Local Basketball

lost its 12th straight game. Joe Yezbak, the nation's second-leading scorer, had 21 points for USIU (7-17). Kevin Johnson led Pan American (16-7) to its sixth straight win by scoring 20 points, including 10-of-10 from the free-throw line.

## COMMUNITY COLLEGES MEN

SDCC 77, Imperial Valley 73 — Kennard Moulden scored 18 of his 25 points in the second half for the visiting Knights. Even with the loss, the Arabs (18-10) still clinched second place in the Pacific Coast Conference with a 7-3 record. SDCC (13-9, 7-4) is third, a half-game behind IVC. Calvin Lewis, a 7-foot-1 center, added 18 points for the Knights. Michael Benton led the Arabs with 14.

Mesa 83, Southwestern 58 — Joe Ives led visiting Mesa with 15 points, and Elroy Moses added 11. Bill Kosik had 12 rebounds and 10 points for the Olympians. Sam Wright led the Apaches with 14 points, and Howard Scott added 13.

## HIGH SCHOOL GIRLS

Vista 53, El Camino 30 — The eighth-ranked Panthers built a 13-point first-quarter lead and never looked back. Marlo Ruscigno led visiting Vista with 18 points, and Chris Enger added 15. Chris Wichman led El Camino with 10 points.

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Allen's P. C. B. Est. 1888

## Rain disrupts tennis

By Linda Pentz  
Special to The Union

Just one match was completed yesterday in the rain-ravaged San Diego Intercollegiate tennis tournament on the courts of the University of San Diego. Play will resume today at 8 a.m.

Pepperdine's Marty Laurendeau, the top seed in the second flight, defeated Utah's Antii Eranne, seeded third, 6-3, 6-1. His opponent in today's final will be either teammate Craig Johnson, seeded fourth, or Utah's Jari Koho, the seventh seed. Their match was suspended with Johnson leading 6-2, 5-5.

Frequent rain delays and a discouraging weather forecast caused many teams to withdraw.

That gave the top seed in the first flight, Robbie Weiss of Pepperdine, a walkover into the semifinals, in which he will meet the winner of a rain-delayed match between third-seeded Andy Olyphant of Utah and unseeded Jim McNamee of USD.

USD's David Stewart, seeded seventh, also got a walkover into the semifinals of the first flight and will play the winner of the match between fourth-seeded Kelly Jones of Pepperdine and sixth-seeded Christian Schultes of Utah. The players had split sets yesterday when rain ended play for the day.

David Smith of Pepperdine, seeded seventh, won the third-flight singles when his semifinal and final opponents defaulted.

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FEB 16 1986

Allen's P.C.B. Est. 1969

## Bostic ages<sup>29</sup> nicely

### On birthday, helps USD win

By T.J. Simers  
Staff Writer

It was a difficult week for Mark Bostic, the captain of the University of San Diego basketball team. He was benched for disciplinary reasons after the Loyola Marymount game, and after a week of practice, he learned he would be there again — on the bench — on his birthday for the St. Mary's game.

"He didn't win his starting spot back in practice," explained Toreros coach Hank Egan.

"Basketball," Bostic said, was now "more business than fun."

But Bostic said that before last night's game, after the game he was taking a birthday bow for contributing 16 points off the bench in leading USD to a 70-61 West Coast Athletic Conference victory over St. Mary's at the USD Sports Center.

In winning, USD improved its record to 15-8 overall and 5-4 in conference. St. Mary's fell to 9-13 and 2-7.

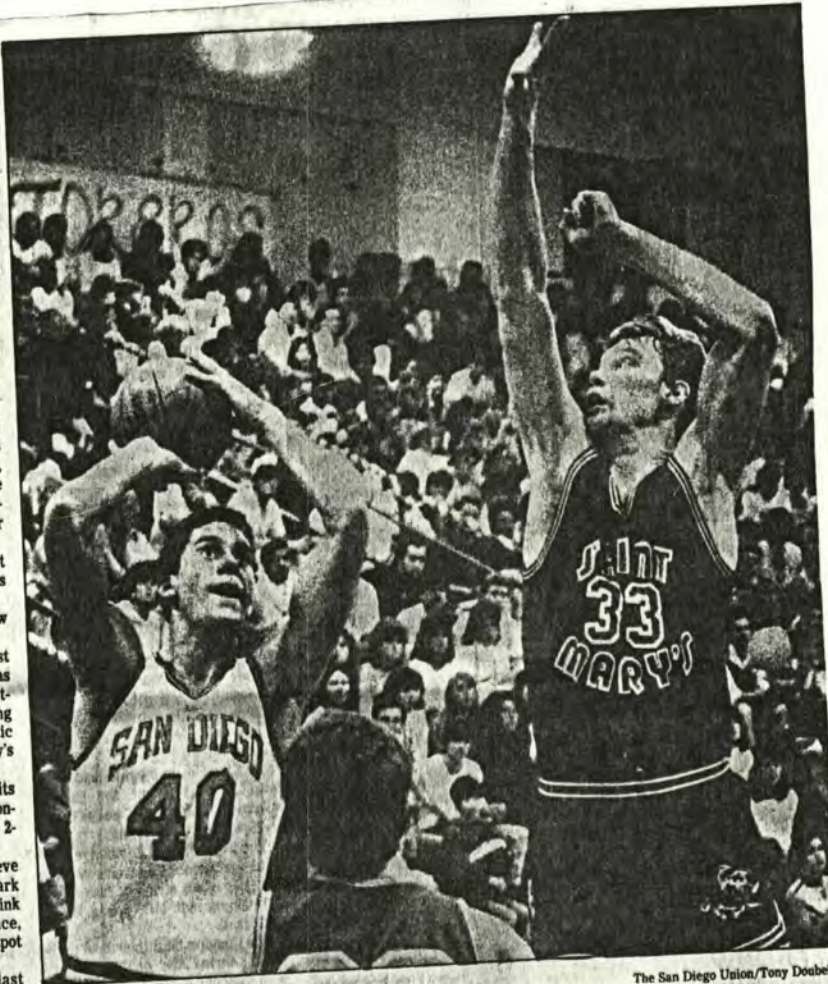
"At times Mark may not believe it," said Egan, "but I would like Mark to finish his career in style. I think based on tonight's performance, Mark has earned his starting spot back."

Bostic certainly finished last night's game in style. As these fairy tales are supposed to end, the ball came to Bostic who was all alone at the USD end of the court. He got a running jump and stuffed the ball to dramatically finish the game and wipe away all those frustrations.

"I talked to the refs after the game, they kind of let me get away with traveling," said a grinning Bostic. "But it was my birthday."

Nine days ago, Bostic was not so happy. He and Egan exchanged words after a loss at Loyola Marymount. Bostic stormed out of the locker room, and after a meeting with Egan later that night, was told he would not play against Pepperdine the following evening.

"I'm misunderstood," Bostic said last week, but following last night's game, Bostic was talking differently: "I'm putting it all behind me now. I



The San Diego Union/Tony Doubek

St. Mary's defender Scott Mayer can't stop shot by USD's Nils Madden.

came in here tonight with an open mind; I didn't think I had anything to prove. It was a blue-collar night and I went to the hole like Coach Egan has told me to do."

The Toreros were struggling without Bostic in the lineup last night. After scoring but three points in the final 8:03 of the first half, USD found itself trailing St. Mary's, 33-26. The seven-point disadvantage, coupled with 12 first-half turnovers, were all the ammunition Egan needed for a rip-snorting halftime speech.

"It was from the heart," said Egan. "It wasn't any X's and O's talk."

Spurred on by Egan's chat, the Toreros came out of their locker room and scored seven-straight

points to tie the game up at 33-33. They went on to outscore the Gaels 15-4 in the first seven minutes of the second half to take a four-point lead, but St. Mary's would not collapse.

"It was our best defensive effort of the year," said St. Mary's Coach Bill Oates, but that was before Bostic came into the game. After warming up with three points in the first half, Bostic came in at the 13:03 mark of the second half and scored 13 more. An inside basket with 1:34 to go in the game gave the Toreros a 64-59 lead and his game-ending stuff left 1,742 fans stomping their feet for joy.

"That was kind of icing on the cake," said Bostic.

USD hit 64 percent of its shots in

the second half, and although Bostic sparked the Toreros, it was Pete Murphy and Scott Thompson who steadied them.

Murphy, recovering from a disappointing weekend where he scored but nine points, was spectacular, not as a shooter, but as a passer last night. He picked up seven assists and put Bostic in a spotlight position.

Thompson, too, was forced to be unselfish, but this was not to Egan's liking. The 7-foot center scored the first six points of the game for the Toreros, but never got the ball to score again in the first half. He finished with 17 points, but was obviously frustrated by being overlooked in USD's offense.



# UCSD, USD <sup>2955</sup> post victories in baseball

UCSD pounded out 25 runs and 28 hits in sweeping a double-header from visiting West Coast Christian College, 9-1 and 16-3, yesterday.

In the first game, Bob Natal went 2-for-4 with four RBI and Derek Alkonis went 2-for-3 to lead the Tritons. UCSD scored six runs in the second inning to take a 6-1 lead.

Alkonis went 3-for-4 in the second game and David Stanovich went 4-for-4 as the Tritons pummeled

## Local Briefs

Knight pitching for 16 runs on 16 hits. UCSD improved its record to 4-3-1.

**USD TRIUMPHS** — USD's baseball team remained unbeaten by knocking off Claremont-Mudd, 9-1, at its campus diamond. Torero Dave Jacas was on base five times, hitting a home run and getting four walks. Andy Roberts went 2-for-3 with an RBI double in the first. USD is now 3-0-1.

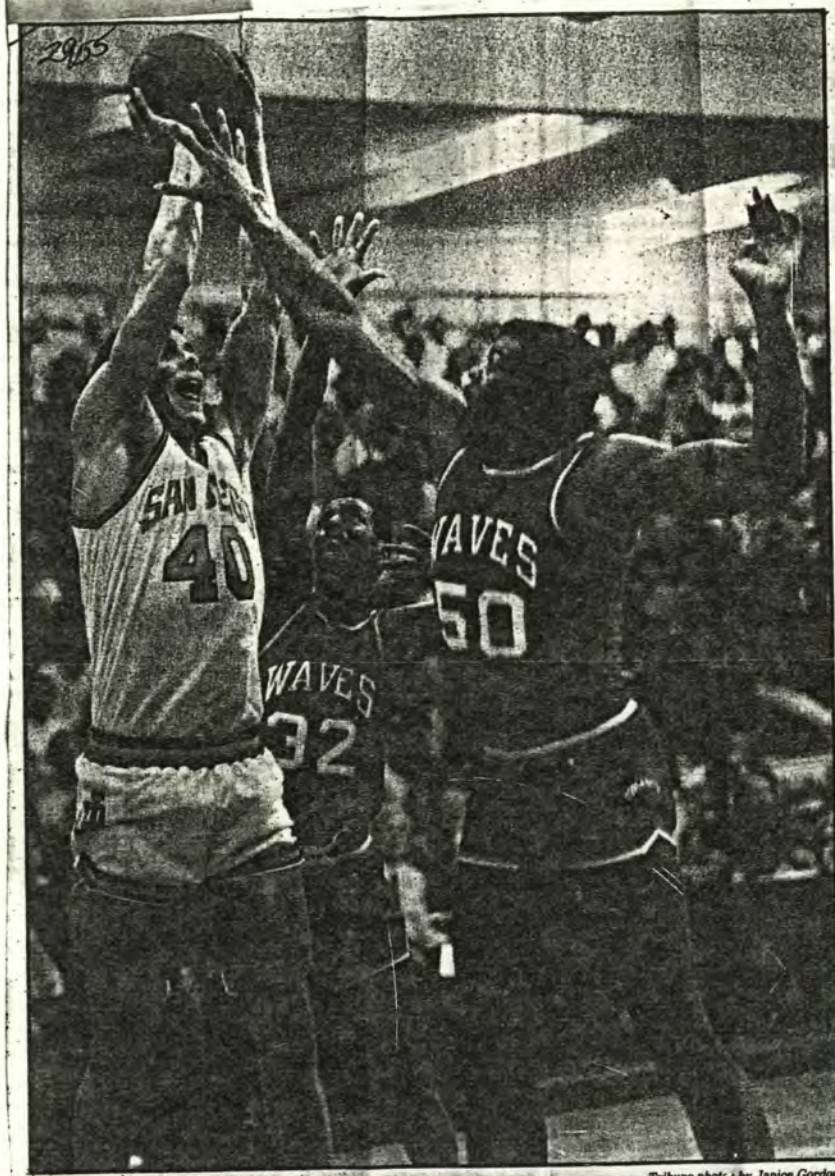
**USD NETTERS WIN** — In men's tennis action, USD was taken to the final set before overcoming UC-Santa Barbara, 5-4. USD won four of the six singles matches but managed only one doubles victory.

**BANQUET SCHEDULED** — The 13th San Diego Press Club Headliners banquet is scheduled for Feb. 27 at the Hilton Hotel on Mission Bay. Headline winners include Webster Slaughter, SDSU wide receiver; Willie Banks, national triple jump champion; and Terri Mann, Pt. Loma High school basketball player.

**BASKETBALL TRYOUTS** — Tryouts for the women's West basketball team for the U.S. Olympic Festival are scheduled for April 25-27 at Fullerton State. Only individuals born on or after Jan. 1, 1966, are eligible. Applications and further information are available from the offices of the Amateur Basketball Association in Colorado Springs.

**CFL TRYOUT** — Nationwide Professional Football Search will host a pro football tryout at West Los Angeles College on March 8, at 7:30 p.m. Scouts from Canadian Football teams will attend.

Allen's F.C.B.



Tribune phot. by Janice Gordon

### Staying in the race

Nils Madder of USD shoots over Pepperdine's Levy Middlebrooks (50) and Dwayne Polec (32). Pete Murphy (right) scored 18 points to lead the Toreros to a 69-64 win. USD, tied with Pepperdine for second place in the WCAC, hosts first-place Loyola Marymount tomorrow at 7:30 p.m.

# Toreros cause Waves to break

By T.R. Reinman  
Tribune Sportswriter

**A**T HALFTIME last night at the USD Sports Center, there was a "barely audible *plft, plft, plft* coming from under the stands. It was the fat lady, doing her thing with an atomizer. The opera wouldn't be over until she sang, but she was tuning up.

USD led Pepperdine 39-22, and it hadn't been getting any closer as the half wound down. With four minutes left, it had been USD 31, Pepperdine 19.

"What a marvelous first half," Pepperdine coach Jim Harrick said afterward. "They played a flawless game there. That was the key."

There are two halves to every game, though. The fat lady would have to wait.

"We heard them getting fired up at halftime," said USD guard Paul Leonard. "We thought we'd come out just as tough. We came out thinking it was 0-0, trying to play that game."

Pepperdine scored six straight points and the tempo, which had been

all USD's in the first half, was up. The next *plft, plft, plft* was the sound of the Toreros offense.

The half went to Pepperdine, which was ranked 20th in the nation and started to look more like it after the break. "It's about as well as we've played in a month," said Harrick.

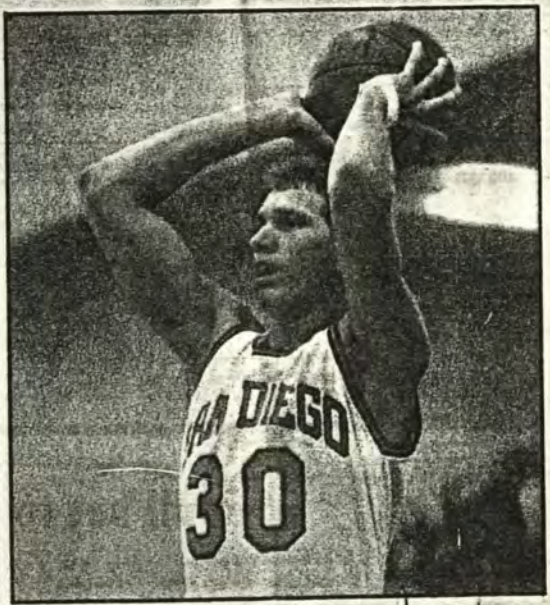
In the end, though, the very end, the game went to USD 69-64.

Their ninth win in 10 games and fourth straight gave the Toreros a 14-5 record overall. It also put them in a second-place tie in the WCAC with Pepperdine at 4-1, one game behind Loyola Marymount, which visits USD tomorrow.

"This was fun," said USD coach Hank Egan as he mopped himself. That was after he watched a 13-point lead with 3:41 left shrink to three points with 56 seconds left. "I got to watch a heckuva game and lose weight at the same time."

The second half was like a bit from MAD magazine. Pepperdine came out playing man-to-man instead of

Please see TOREROS, E-7



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# UP CATCHING

by RITA CALVANO

## 2956 On an ex-politician ...

Former Republican Assemblyman Tom Hom says his 1970 indictment in the city's Yellow Cab scandal probably shortened his political career, even though he was acquitted.

But he wonders if the past would hinder him now in an election.

"I'm sure it had been a setback," Hom says now. "Whether it still would affect me in future plans for politics, which I don't have, I don't know."

Hom was among eight members of the 1967 council indicted by the county grand jury on bribery or conspiracy charges in connection with campaign contributions believed tied to an increase in Yellow Cab fares approved by the council.

The indictments shocked the city much the same as the rash of charges that resulted in last year's conviction of former mayor Roger Hedgecock for conspiracy and perjury.

In the Yellow Cab case, former Councilman Allen Hitchcock pleaded no contest to a misdemeanor conspiracy charge. The others either had the charges dropped or were acquitted in court trials.

Despite his acquittal, Hom lost his 1970 bid for re-election to the state Assembly and his bid for mayor in 1971. Hom, who has worked in the family real estate enterprises since his defeat, said life today is much easier than when he was an elected official.

Still he misses the atmosphere of politics, if not politics itself, he said.

## ... new wheels ...

The 15-year-old clunker that got Marie Hitchcock, San Diego's beloved puppeteer, around was on its last leg — so far gone she had to turn down some engagements.

"I had to get gas, oil or transmission fluid every one to three days and carry water in the car. I was just scared to go anywhere," Hitchcock said.

Thanks to several area Lions clubs and private donors, though, Hitchcock's been on the road again since August when she was presented with a newer 1981-model station wagon. The Mission Lions and Lionesses and the Silvergate-Midway Lions clubs spearheaded the fund-raiser.

"I can't believe the mileage I get and what it used to cost me," Hitchcock said.

Hitchcock, 74, in her 38th year of puppet shows in San Diego, has a full schedule again, including several appearances at the Puppet Theater in Balboa Park.

## ... and an unsolved issue

A year ago this month, construction was to start at Mission San Diego de Alcalá on an 8,100-square-foot multipurpose parish hall to be built on top of archaeological ruins excavated over a 20-year period by University of San Diego students.

But a group of parishioners, local archaeologists and historians argued that the construction would destroy or seal off access to ruins not yet completely investigated.

Their protests resulted in actions by the city's Historical Site Board, and in October by the city council, which required another environmental report and a full scientific report on the two decades of archaeological work at the site before a building permit could be issued.

But there was a catch that may lead to the start of construction by the end of this year, with or without the required reports, and protesters or not: By law, the council's denial is good for only 365 days; after which church officials may proceed as they wish.

City planners and opponents say it's increasingly apparent the church is simply going to wait until the 365 days are up and then start building.

Church attorney Donald Worley said recently he had looked into the costs involved to prepare the required reports, but that church officials had not instructed him to hire an archaeologist to conduct the studies.

Opponents say their last hope is a proposed change in the historical site ordinance that would allow the council to deny a building permit permanently, which Worley vowed to fight. No date has been set for the proposed revision to come before the council.

Staff writers Michael Richmond and Maria Puente also contributed to this column.



**Old Glory:** A flag flies from the last of 3,972 steel beams installed recently at University Center on the University of San Diego campus. The \$9 million so-called campus "living room" contains nearly 500 tons of steel beams, said Paul Muzzy, marketing director for Trepte Construction Co. USD president Author E. Hughes and others added their signatures to the beam before it was placed in the 74,500-square-foot, two-level structure which features a student dining hall, faculty dining room, student government offices, deli and sundries store. It is the fourth multi-million dollar building to rise on the campus since 1983.

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## John McCabe, 66, a business prof at USD 21 years

Services for John McCabe, 66, of Valley Center, will be at 12:15 p.m. tomorrow at Founder's Chapel on the University of San Diego campus. Burial will be at El Camino Memorial Park. Mr. McCabe died Friday in a hospital.

Mr. McCabe had been a professor at the University of San Diego business school for 21 years. A native of New York, Mr. McCabe had lived in the county for 21 years.

He received a law degree from the University of San Diego Law School in 1973 and a master of business administration degree from San Diego State University in 1965.

Mr. McCabe served in the U.S. Marine Corps from 1941 to 1964, attaining the rank of major. He was an aviator during World War II and the Korean War.

Survivors include his wife, Mairea; five sons, Michael of San Diego, William of San Diego, James of Escondido, John of Los Angeles, and Jay of Humboldt; two daughters, Anne McCabe of San Diego and Mary Knowlson of Irvine; two sisters, Mary Knips of New York and Nancy O'Brien of Ireland; and seven grandchildren.

2956

# Q: How does one live a moral life in what many people consider to be an immoral age?

By Frank Green  
Staff Writer

**G**roucho Marx defined morality as being simply a matter of right and wrong. "I'm right and you're wrong."

The late comic philosopher was far more precise on matters of ethics and virtue than his counterparts in academia, who have been wrestling for centuries over such sticky questions as love, purity and rottenness.

They still are. Over the weekend, some 65 scholars in moral philosophy from across the country got together at the University of San Diego for a forum on human values.

Among the cosmetically significant issues discussed were "Virtue in Strained Circumstances," "Moral Saints," "Virtue and Narrative" and "Gender and Virtue."

A few arbitrarily chosen professors got some additional work. We asked them to ponder a question that seems to be increasingly on the minds of people in an era of rising world tensions and urban discord. "How does one live a moral life in what many people consider to be an immoral age?"

**Al Flores**  
California State  
University at Fullerton

**A:** First of all, what constitutes a moral life? That's philosophically problematic, and one of the perennial problems of all civilizations.

The question reminds me of a passage from Plato, in which Gyges has a ring that will, if worn, make a person invisible. Now, who wouldn't want to accept that ring?

It's the same sort of problem with morality — why not be immoral if other people are getting away with it? It all comes down to a question of self-respect, and to what kind of life you want to lead. You do the best that you can under the circumstances in which you live.

**Robert M. Adams**  
UCLA

**A:** A person develops a sense of morality by wanting to care about other people, by being honest with one's self about one's successes and failures, by thinking clearly about rights and responsibilities, by doing what one believes to be right.

My own moral life is fused with religious life, although in my experience people can be morally very serious and admirable without having religious faith.

I don't think that one person is



capable of developing a moral code that's worth anything without reflecting on things that have been passed on from society. A person must take these various influences and make his own choices.

**Thomas Satre**  
Sam Houston State  
University in  
Huntsville, Texas

**A:** I'm not sure that the moral characteristics of the world today are much different than in any other age. Most people who live a moral life grow up living a moral life. One can

never underestimate the importance of the influence of home and school in early life. So you lead a moral life out of a habit of leading a moral life.

**Marvin Henberg**  
University of Idaho

**A:** I dispute the premise that we live in an immoral age. It's not any more immoral than any part of history that I can think of.

I think the real moral problems are the same as they've always been — homicides, rape, assault, theft. Most people learn ways of doing things not necessarily by what is said to them, but by what they see embodied in people and things around them. It's like the popular saying, "People who are abused as children grow up to abuse their own children." The key is the quality of moral education received from the people you grow up around.

**Michael Kuttner**  
Mesa College

**A:** If one doesn't have a Christian education, or if one is a Christian but doesn't believe that the 10 Commandments answer every question of moral life, I suppose that person, by intense reflection, must develop a moral code that gives him or her principles for guidance in life. Hopefully, that code will be consistent with traditional values of compassion and justice. For instance, I wouldn't want someone to say that, morally, it's all right to kill people that you don't happen to like.

**Michael Wagner**  
University of San Diego

**A:** For a long time, when philosophers talked about individual actions, it was whether actions were right or wrong. Increasingly, we're aware of the problems a person has being a good person in a world that's not perfect.

One of the basic ideas of virtue is that each person takes the responsibility of answering the question for himself, and in particular by paying attention to his own moral character. One way to live a moral life is to be an active moralist — to try to identify the elements of a society or age which do seem to relate to improving the happiness, welfare and community of society. These are the aspects of society that are positive, and that morally allow individuals and groups to find some sort of elusive concept of goodness.

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*Allen's* P. C. B Est. 1888

## USD undefeated in baseball

2955  
USD's baseball team remained undefeated after winning 9-1 yesterday at Claremont Mudd. Dave Jacas had a homer and four walks for the Toreros. Andy Roberts was 2-for-3 with an RBI double in the first inning. The Toreros are 3-0-1.

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2956  
TENNIS — USD defeated UC Santa Barbara 5-4 in tennis yesterday, winning four of six singles matches, but only one doubles match.

FEB 19 1966

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# Mall developer is a package of energy

## Ernest Hahn maintains hectic pace despite being semiretired

By Ruth McKinnie-McCoy  
*Tribune Staff Writer*

Ernest Hahn's datebook does not read like one of a semiretired man.

On a recent Friday, Hahn played in the Bob Hope Chrysler Desert Classic in Palm Springs, flew his King Air jet to McClellan-Palomar Airport, conferred with an accountant at the Rancho Santa Fe office of the Hahn Foundation, paused for an interview and drove to San Diego for yet another meeting before flying back to Palm Springs for a gala celebration at the Palm Springs Desert Museum.

Hahn, 66, said he is making an honest attempt to cut back on his busy schedule at the behest of his wife, Jean.

He readily admits he spent more time on the golf course prior to his self-imposed semiretirement. Other leisure activities also have taken a back seat, he said.

"I have a horse that I have to have someone ride four times a week so that I can climb on it twice a month," Hahn said.

The son of immigrant parents, Hahn was not born with the proverbial silver spoon in his mouth. He has built his empire by providing communities with the modern-day equivalent of the town square: the shopping mall. The key to his success has been hard work and a commitment to fair play.

Born in New York City's Yorkville section, Hahn moved to Los Angeles with his parents when he was 2. Hahn graduated from Luzinger High School with straight A's. Offered a scholarship to the University of California at Los Angeles, he turned it down because the Depression was in full force and he needed to work to help his family.

He accepted a messenger's position at the Bank of America and later was promoted to head bank teller. At age 21, he married his childhood sweetheart, Jean Briley.

Following a stint in the Navy during World War II, Hahn launched his career in general contracting by forming the Hahn-St. John General Contracting Co. in Hawthorne, Calif. It was renamed Ernest W. Hahn Inc. in 1956.

His company has developed about 40 shopping centers nationwide. Five of his projects are in San Diego County.

Hahn sold his company to Trizec, a Canadian firm, for \$270 million in 1980, but he remains on the company's board of directors. The company is under the leadership of John Gilchrist, who has worked for Hahn since he was 20.

Last August, Hahn was in the spotlight as Horton Plaza, the grandest of the shopping centers he has developed, opened amid great fanfare in downtown San Diego. The soft-spoken shopping center king will be in the limelight again tomorrow as the latest of his ventures, North County Fair, opens its doors to shoppers.

While the two malls are both Hahn projects located within San Diego County, their differences are many.

Horton Plaza has been heralded as the hope for downtown San Diego, the grand experiment upon which the



ERNEST HAHN  
Builder of 40 shopping centers

revitalization of the area rests. North County Fair, however, is not considered as great a gamble. The shopping center at Via Rancho Parkway and Interstate 15 will fill a void that has existed in North County for years, Hahn said.

"North County could have had a regional shopping center five years ago and have done well," he said. "Horton Plaza is not going to be profitable for several years. It was a labor of love. It was not a gift to the city, but a commitment we made to help revitalize downtown."

A veritable encyclopedia of facts on the needs of shoppers here and around the country, Hahn said there should be 10 square feet of department store shopping space for every man, woman and child. So, he said, there should be 20 million square feet of department store space for the county's 2 million residents.

Although the county appears saturated with shopping centers, it can accommodate even more because of tremendous growth projections, Hahn said. He predicted there will be a lull in shopping center construction, with the next center opening in eight to 10 years.

Asked to speculate on the location of the area's next shopping center, Hahn suggested the area east of Oceanside toward Fallbrook. Pressed to be more specific, Hahn smiled and graciously declined, saying the price of land would likely skyrocket if he tipped his hand.

The area east of Oceanside is largely unpopulated, a fact that did not escape Hahn. Many people may raise an eyebrow at the prospect of placing a large shopping center on a site where cows roam freely. But, he said, eyebrows were raised when he suggested building University Towne Centre.

"There was sagebrush and chaparral there," he said. "People said I was crazy."

Now the once-barren area surrounding UTC is in the center of the burgeoning Golden Triangle and is dotted with office buildings, condominiums and a high-rise hotel, proving that Hahn has his hand placed firmly on the pulse of San Diego.

Hahn and his wife spend eight months of the year at their home in Rancho Santa Fe. They also have a home at the El Dorado Country Club in Palm Springs, where they live during the rest of the year.

Another of Hahn's shopping centers, the Palm Desert Town Center, is located there.

Although he made his millions without the benefit of a college degree, Hahn said he is a firm believer in a university education. He sits on the board of trustees for the University of Southern California and the University of San Diego and is chairman of the board for the Independent Colleges of Southern California.

He also is a founding trustee of the Eisenhower Medical Center and Hospital in Palm Desert and a trustee emeritus of Scripps Clinic and Research Foundation in La Jolla.



# Gaines-Zarecky feud to resume on the court

By Ed Zieralski  
Tribune Sportswriter

For much of the winter, Smokey Gaines and Gary Zarecky have duelled verbally whenever they've crossed paths at the Sports-casters-

Sportswriters Association's weekly meetings. In parting terms, these guys are "don't-invide-ums." In basketball and media terms, they're just great. The two have provided some of the win-

ter's best entertainment at the usual-ly routine SSA gatherings. Tomorrow night at the Sports Arena (7:35, KSDO-1130), Gaines & Zarecky will meet Zarecky's 7-17 USIU Gulls to

decide which team owns the city's No. 2 spot. USD beat both schools earlier in the year to take the city championship. It will be Senior Night for the Ar-

izona, and in honor of it being the SDSU seniors' last home game, Gaines will start his four remaining seniors, including point guard Creon Dorsey.

That this game also will cap a nearly three-month-long feud between Gaines and Zarecky is another aspect. Although both Gaines and Zarecky say there is nothing personal in the Please see AZTECS, p. 9

## ★ Aztecs

Continued From C-7

recent verbal jabs they've taken at each other, both admit there are certain professional and philosophical differences between them.

Zarecky says the jousting stems from problems that reach back to when Zarecky was coaching at Sweetwater High and Gaines was — or in Zarecky's view, wasn't — recruiting Sweetwater players.

Gaines calls the entire issue petty foolishness.

"I'm not playing Gary Zarecky Thursday night," Gaines said. "We're playing USIU. He needs the publicity, not us. It's only a personal feud when both people are on the same level."

"I recruited his players. In one case, with Aaron Combs, I sat with him for five minutes and didn't like his attitude. He acted like he was doing us a favor by listening to us."

"I sat with Tyrone Miller (now at Oregon State) at Zarecky's house talking and eating pizza for three hours. We didn't get Miller, but we got a lot of pizza. We wanted the kid, not the pizza."

Said Zarecky: "To be honest, the local athletes aren't recruited by San Diego State as hard as the other schools recruit them."

This current feud became public when Zarecky appeared at an SSA meeting shortly after the basketball season began. Zarecky, a first-year Division I basketball coach, said coaching against college coaches wasn't more difficult than going against high school coaches. At the time, Gaines and USD coach Hank Egan were in the audience. Gaines didn't like the comment.

Said Gaines: "I welcomed him to major college basketball and told him the coaching profession is tough enough without Division I coaches getting on other Division I coaches. If he's going to be a Division I coach, it's time he started acting like one."

Zarecky-Gaines II was a couple of weeks ago when Zarecky was at the SSA microphone again, this time talking about his upcoming recruiting prospects. He said USIU's worldwide campuses afforded him the opportunity to recruit some foreign players, some of whom are over 7 feet tall.

Gaines then shot from the audience: "Didn't you say earlier in the year that there were 10 to 15 Division I players in San Diego? Hank Egan and I agreed to let you have them. What are you going all over the world for when these great kids are right here?"

Zarecky countered with a shot of his own, saying he intends to recruit the local players and foreign players. And he and Gaines had a quick volley about why Zarecky's players didn't go to SDSU.

"I figured they'd really go at it today, so I came here early to get a good seat," Egan said yesterday. But Gaines was a no-show, opting for more important matters such as his recruiting schedule.

Zarecky was there, outrageous as usual, saying that he's instructed his team to foul at the end of games so USIU can get its 90-points-per-game average.

But it wasn't the same without Gaines, the stand-up comic of this great hoop act.

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Continued From C-7

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## Lucas tip came from someone else, woman testifies

2955  
By Mike Konon  
Tribune Staff Writer

The daughter of a woman who has been paid \$10,000 for a tip leading to the arrest of David Allen Lucas has testified that the information originally came from the sister of a key witness against Lucas, who is charged with murdering six people.

The Superior Court testimony came yesterday from Diana Bright, daughter of Diana O'Grady, who sued the San Diego Crime Commission for the reward and settled for \$10,000. O'Grady denied her daughter's statements.

Lucas faces trial Jan. 4 on charges of murdering Suzanne Jacobs, 31, and her son, Colin, 3, on May 4, 1979, at her Normal Heights home; and of murdering real estate saleswoman Patricia Garcia, 29, on Dec. 8, 1981, in a Valley home she was showing

to prospective renters.

He also faces trial Aug. 25 on charges of murdering Rhonda Strang, 24, and a child she was baby-sitting, Amber Fisher, 3, in Strang's Lakeside home on Oct. 23, 1984; of murdering Anne Catherine Swanke, 22, a University of San Diego student last seen alive Nov. 20, 1984, walking toward her car with a can of gasoline on Parkway Drive in La Mesa; and of kidnapping and attempting to murder Jody Santiago, 34, a Seattle woman who survived a throat slashing, a skull fracture and stab wounds June 9, 1984.

Bright testified that the information her mother passed to law-enforcement officers came originally from Theresa E. Rittenhouse, sister of Matthew Limbach. He was a key witness in both of Lucas' preliminary hearings.

Bright was testifying in a hearing on pretrial motions attacking a warrant issued for a search of Lucas' house.

She said Rittenhouse told her on Dec. 10, 1984, six days before Lucas was arrested, that her brother believed that Lucas had killed Strang, Amber and Swanke.

"Theresa said: 'We think we know who killed Anne Swanke,'" Bright testified. "She said her brother had come home upset in the middle of the night and said that he knew who killed Anne Swanke.

"He said it was a man named David. He said he also killed someone in Lakeside and went on about someone rolled up in rugs and dropped in a lake."

Under questioning by Lucas' attorney, William Saunders of the county public defender's office, Bright said

Rittenhouse reported that Limbach had gone to the Sheriff's Department but that officers did not believe him.

"I didn't believe her at first," Bright said of Rittenhouse. "Theresa had told me stories before, but I called my mom and told her, and she told me to call Capt. (James) Malloy.

"I told her to call because she knew him better. She called him, and he called me back, and I told him the

story."

Bright said she and her mother talked with San Diego police Capt. Malloy on Dec. 14, 1984. Malloy has testified that the conversation took place Dec. 7 or 14, 1984. Lucas was arrested Dec. 16, 1984.

The Tribune is first with stock market reports.

Allen's P. C. B. Est. 1888

## The Arts

# Pianist Nicolas Reveles plays Bach without ornaments

By David Gregson

Legend has it that two famous self-proclaimed Bach specialists — the American pianist Rosalyn Tureck and the Polish harpsichordist Wanda Landowska — once traded barbs at a cocktail party.

"Isn't it wonderful!" remarked Tureck. "I play Bach my way — on the piano — and you play Bach your

decorations wherever he wished and he occasionally fused the end of one variation into the beginning of another, a practice definitely not indicated in the score. Glenn Gould did the same thing in his rethinking of the "Goldbergs" before his death.

Unlike Gould, unfortunately, Reveles has only a moderately impressive technique. His is thoughtful, reasonably accurate playing, full of fine phrasing. His tempi choices are not ultra-conservative, but neither are they super-human like Gould's. These

were not dazzling "Goldbergs." They were intelligent and entirely admirable. They were not thrilling or revelatory.

Despite the current trend toward purism, Bach will always make sense on the piano. Reveles may

someday find success concertizing with the "Goldbergs," but at the present moment they seem somewhat short of greatness. They were, however, a pleasure to hear.

*Gregson is a free-lance writer.*

### Music review

way — on the harpsichord!"  
"No," corrected Landowska. "You play Bach your way and I play Bach Bach's way!"

Whether this tale is true or not, it is doubtful that either of the ladies could have foreseen the present age of Bach "purism" in which it seems that nearly every month a scholar-musician revises our way of listening to baroque music. Despite this atmosphere, however, pianist Nicolas Reveles played Bach Tureck's way Tuesday night at the San Diego Public Library.

Well, not exactly Tureck's way. Once when Tureck played Bach's "Goldberg Variations" here, she performed all of the repeats. This swelled the work to a length of nearly two hours. Reveles, a professor of music at the University of San Diego, wisely avoided nearly all of the repeats and finished off the aria and 30 variations in just under 60 minutes.

With what authority Reveles stripped the initial statement of the aria of absolutely all of its ornaments, I cannot say; nevertheless, Reveles took this liberty as well as several others. He added his own

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Associated Press

USF coach Jim Brovelli coaches in San Diego tonight for the first time since leaving USD two seasons ago.

## Brovelli returns to scene of his triumphs

2955  
But it's under different circumstances as Toreros host his Dons

By T.J. Simers, Staff Writer

The growing pains he once felt remain dear to him, but tonight the very program he helped build — the same players he recruited — may crush him.

"I feel I have two homes," said Jim Brovelli, the former University of San Diego coach, after checking his University of San Francisco basketball team into a local hotel yesterday.

"San Diego feels like home with all my great friends, and after growing up with the University of San Diego, I will always feel a part of USD," Brovelli said. "Thursday (tonight), however, I might not feel the same way."

Tonight at 7:30, Brovelli returns to coach at the USD Sports Center for the first time since leading the Toreros to the NCAA Tournament and the West Coast Athletic Conference title during the 1983-84 season. After 11 seasons at USD, which included the successful transition from Division II to Division I, Brovelli returned to his alma mater to resurrect the USF program.

"It will be strange going to the other side of the court, but you can yell at the referees from anywhere," Brovelli said with a laugh. "I always keep an eye on the USD box scores because of the good kids here (seven of USD's players, including three starters, were recruited by Brovelli)."

Brovelli took his new recruits, the Dons, on a

tour of the Sports Center late last night. And, as expected, it brought back fond memories.

"I knew when I coached at USD we had a chance to beat anyone when they came to our place," said Brovelli. "I still remember our great win over Washington State when we were still Division II. It's a tremendous advantage."

Earlier this season the Toreros needed no such advantage to whip the Dons. They traveled to San Francisco, took a 24-point lead with six minutes to play and coasted to a 67-59 win, their first ever over the Dons after six straight losses.

"We beat them when they were still floundering," said USD coach Hank Egan, who succeeded Brovelli.

The Dons had opened the season — their first since 1981-1982 — like the NCAA champions they once were, but then they were dealt a serious setback.

"We began the season 4-0, but then (in their sixth game) one of our critical players — the glue and leader of this team — got hurt," Brovelli said. "Rodney Tention (who played for Egan at Air Force as a freshman) shattered his elbow into 42 pieces. And then another starter, Steve Hill, was troubled by a knee operation. We can get one game from him and then the pain is so bad the next game he can't help us as much."

The Dons lost nine games in a row after their

fast start. They are 7-16 now, three of their losses coming with two seconds or less left on the clock, and are in last place in the WCAC with a 2-7 mark. They come to the Sports Center having lost 11 straight games on the road; USD is 10-1 at home.

"It's a credit to these kids that they have kept their heads up," said Brovelli. "It's one thing for an experienced team, but to face this adversity... this is the first time these kids have made road trips and the first time they have played Division I basketball."

It's been a better season for the Toreros, who need wins in their final five games to finish with a 20-8 mark. They are 5-4 in the WCAC.

"Jim did a super job of building this program; he started from winning one conference game and in five years took them to the top," said Egan.

The Dons, who have played with 12 different starting lineups, will not have a starter tonight who averages in double figures. But high school All-American Mark McCathrion (Oakland's Bishop O'Dowd) averages 10.7 points and 5.1 rebounds off the bench for USF.

In contrast, the Toreros have four starters who average in double figures, including 7-foot center Scott Thompson, who leads USD with 13.9 points and 7.5 rebounds a game. Senior Mark Bostic, who has not started the last two games, probably will start against USF, Egan said.

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## Stores and Stories

2955

by Harrison Hoag



Students, faculty and administration of the University of San Diego look forward to the completion of the new University Center, a \$10 million building which will become the hub of student life on the gorgeous 180-acre campus. Newly completed facilities such as Copley Library and Olin Hall—School of Business Administration—and the University Center mark the beginning of further building and academic development, carefully designed by the University's planners. The University of San Diego believes in a education firmly rooted in the liberal arts as an education for life, and is dedicated to academic, moral, ethical and spiritual excellence. A commitment to values, a dedicated faculty, active student body and a beautiful location allows the University to remain true to the promise of its founders—to become a great center of Christian education on the rim of the Pacific Basin. For further information write to University of San Diego, Alcalá Park, San Diego, CA 92110.

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## Community Defender Plan Criticized

### Panel's Proposal to End Contract System Faces Tough Scrutiny

By JIM SCHACHTER, Times Staff Writer

The authors of a report urging an overhaul of San Diego County's system for providing criminal representation to the poor defended their proposals Thursday against doubts about their viability and cost-effectiveness.

At a meeting of the county's Indigent Defense Advisory Board, members of the blue-ribbon panel that this week proposed replacing the county's contract defense system with a quasi-public defender office said the new office might save money in the long run while providing indigent defense with the political constituency it has always lacked in San Diego.

Nonetheless, some prominent legal community leaders attending the meeting stopped short of endorsing the blue-ribbon panel's proposed "community defender office," in which salaried lawyers would represent most of the county's \$12 million-per-year caseload of more than 30,000 indigent defendants. Most of those cases now are handled by private lawyers under contract to the county.

San Diego attorney Gerald Blank, chairman of the State Bar of California's committee on criminal defense, said the committee has found that a conventional, civil-service public defender office would have more institutional clout to fight for funding for indigent defense than the non-governmental office envisioned

by the blue-ribbon commission.

"No matter what you do, if you don't fund it, it ain't going to work," Blank warned.

Judge Michael Burley of Vista Municipal Court, meanwhile, urged the commission to reconsider its opposition to retaining the existing contract system, which he said has proved that it can work when it is adequately monitored and managed.

Other attorneys pointed to the success of contract defense in the South Bay Municipal Court and the importance of maintaining a role for private lawyers in defending the poor as reasons to think twice before once again changing the county's oft-revised indigent defense system.

The questions and doubts were a first indication of the distance to be covered if a consensus is to form on the direction to take the embattled defense program, bruised in the last few years by criticisms from the State Bar and the American Bar Assn., and by the failure of contract law firms in several courthouses.

Eventually, the Board of Supervisors will address the issue. But the supervisors may get more advice than they bargained for.

The advisory board plans to meet again within two weeks to take a stand on the blue-ribbon commission's recommendations. Melvin Nitz, director of the county Office of Defender Services, has his own proposal for a traditional public defender's office pending. The county's chief administrative officer issued a report this week recommending expansion of an existing experiment with public defense in serious felony cases.

"This is a pivotal time for criminal defense services in this county," said Sheldon Krantz, dean of the University of San Diego School of Law and a member of the blue-ribbon panel, isolating the one factor in the debate on which everyone could agree Thursday. "We really ought to apply the pressure for quality services."

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## Far West

2955

# Brovelli return a rout

## USF throttled in San Diego

FROM EXAMINER STAFF AND WIRE REPORTS

USF coach John Brovelli got a rude welcome back to San Diego last night when his Dons were blitzed by the University of San Diego, 72-39, in a West Coast Athletic Conference game.

"San Diego has a great group of kids and a fine team," said Brovelli, who returned to the campus he left two years ago to become the coach for the Dons' resurrected basketball program.

"They beat us in every aspect of the game. Most of them have played together now for three years and there's no substitute for experience."

Scott Thompson scored 18 points, and Nils Madden added 11 to lead the Toreros, who raised their conference record to 6-4, 16-8 overall. Thompson, Madden and Mark Bostic (eight points) are all San Diego players recruited by Brovelli.

The Dons, who dropped to 2-8 in the league (overall 7-17), were led by Mark McCathrion with eight points as he made only 3 out of 17 field goal attempts.

The Dons led, 12-9, with 9:16 left in the first half, but San Diego ran off a 27-2 spurt over a 14-minute span stretching into the second half. USF shot only 27.5 percent for the game, a dismal 25 percent in the first half.

■ **Santa Clara 76, St. Mary's 74:** In Moraga, guard Ken Mulkey scored 18 points, including four free throws in the final 20 seconds, to lead Santa Clara past St. Mary's. Santa Clara trailed by five late in the contest, 64-59, before a 7-0 Bronco spurt put them ahead 66-64 at the three-minute mark when Steve Kenilvort completed a four-point play. Kenilvort had 17 for Santa Clara along with 15 rebounds. Jens Gordon and Dan Weiss had 11 each. St. Mary's was led by Keith Martin with 20 points, Robert Haugen added 19, and Paul Robertson had 14. Santa Clara improved to 10-14 overall and 5-5 in the league, while St. Mary's is 9-14 and 2-8 with its seventh straight loss.

□ PCAA

■ **No. 11 UNLV 92, New Mexico State 75:** In Las Vegas, Nev., Freddie Banks scored 25 points to pace Nevada-Las Vegas past New Mexico State in PCAA play. The triumph enabled the Rebels to clinch their fourth straight PCAA title. UNLV has a 14-1 conference record and a 26-3 overall mark. New Mexico State fell to 9-6 in league and 15-9 overall. The Rebels held the Aggies scoreless over a period of 5½ minutes early in the game to break away from an 11-11 tie to a 24-11 lead with 6½ minutes left before halftime. UNLV was on top 43-21 at halftime and the Aggies weren't able to mount a serious threat in the final 20 minutes. The Rebels led by as many as 28 points in the late in the game and were aided by Eldridge Hudson (15 points) and Anthony Jones (14). John Flowers had eight points and a game-high 11 rebounds for UNLV, which outrebounded the Aggies 47-32. Gilbert Wilburn led New Mexico State with 22 points. Virgil Harris added 11 points for the Aggies.

■ **Utah State 78, Fresno State 66:** In Logan, Utah, sophomore Jeff Anderson scored 13 of his 20 points in the second half and Utah State scored its final 17 points on 20 attempts at the free-throw line, leading the Aggies to the win over Fresno State. Bill Floyd had 15 points, Kevin Nixon 13 and Greg Grant 11 for Utah State, now 10-14 overall and 6-9 in PCAA play. Marvin Carter's 20 points and Mike Mitchell's 16 led Fresno State, 15-12 and 8-8.

■ **UC Irvine 95, Long Beach State 80:** In Long Beach, Johnny Rogers collected 29 points and 11 rebounds night to pace UC Irvine past Long Beach State. UCI is 10-5 in the conference, 14-10 overall. Long Beach is 2-13 and 6-20.

### □ Other games

■ **Nevada-Reno 59, Idaho State 54:** In Reno, Big Sky Conference scoring leader Dwayne Randall scored 27 points and grabbed 16 rebounds to lead Nevada-Reno to an upset victory over Idaho State, a team that began the game tied for first place in the conference. Nevada-Reno evened its overall record at 12-12, the first time the team has reached the .500 mark since beginning the season 0-5. The Wolf Pack's conference record is 6-5. Idaho State is 14-11 overall, slipping from first place in the conference with a 7-5 mark.



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## Brovelli's homecoming leaves Dons cold, 72-39

By T.J. Simers  
Staff Writer

It was supposed to be a homecoming, but all Jim Brovelli wanted to do when it was over was go home.

Brovelli, the former University of San Diego basketball coach who led the Toreros from Division II into Division I and eventually to a West Coast Athletic Conference title in 1984, was returning to the Sports Center for the first time since leaving after that season to re-establish the University of San Francisco program.

But instead of enjoying the trip down memory lane, Brovelli was reminded of history best forgotten. USD, using many of the players Brovelli had recruited, beat USF, 72-39, last night. It was the fewest points

scored by a USF team since 1973, when UCLA beat the Dons, 54-39.

Just how bad was it? In the final 9:16 of the first half and the first 5:54 of the second — just over 15 minutes — USF scored a total of two points.

"This isn't going to diminish anything Jim has done," said USD coach Hank Egan, after recording his biggest margin of victory in the Sports Center. "He built this program here, and everyone knows he has a young and inexperienced team. Give him time."

When last night's game ended, USF officials asked that Brovelli be given time, too, to collect his thoughts. It was the 12th straight road loss for USF and the 16th defeat in the Dons' last 19 games.

See USD on Page C-2

# D: Toreros romp over St. Dons, 72-39

Continued from C-1

"We've been hit so many times on the head this year," said Brovelli of the team (7-17 overall, 2-8 in the WCAC). "Winning is a habit, and unfortunately so is losing. It's more of a mental thing. We fell behind by seven at the half, and it was sort of a 'here-we-go-again' thing for our kids."

The Dons hit only 25 percent of their shots in the first half and 27 percent for the game. Their leading scorer was Mark McCathrion, a reserve, who managed eight points.

Despite the Dons' troubles, amazingly they were down by only 16-14 with 2:28 left in the first half. By halftime it was 21-14. And it was just beginning.

As they did against St. Mary's on Saturday, the Toreros (16-8, 6-4) came out hot in the second half. They tossed in the first 15 points before USF's Anthony Mann hit a jumper with 14:06 to go. It was 36-16.

"It would have been an entirely different game without that seven-point cushion at the half," said Egan. "Jim was doing a good job of coaching. He kept a lid on things in the first half, and his kids weren't shooting until they were down to 10 seconds on the 45-second clock.

"He wouldn't let us be explosive and it had me concerned," said Egan.

It had everyone else bored. The only excitement in the first half came in the final second.

"Break 20, please," yelled one of the faithful who was still awake.

But USD was stuck at 19 — that's 19 points in 19 minutes and 59 seconds. But with one second left, Danny Means was fouled. Means hit two free throws to give USD its seven-point halftime edge.

Fans of the Dons were left begging for their 20th point. It wouldn't come until 11:13 remained in the game.

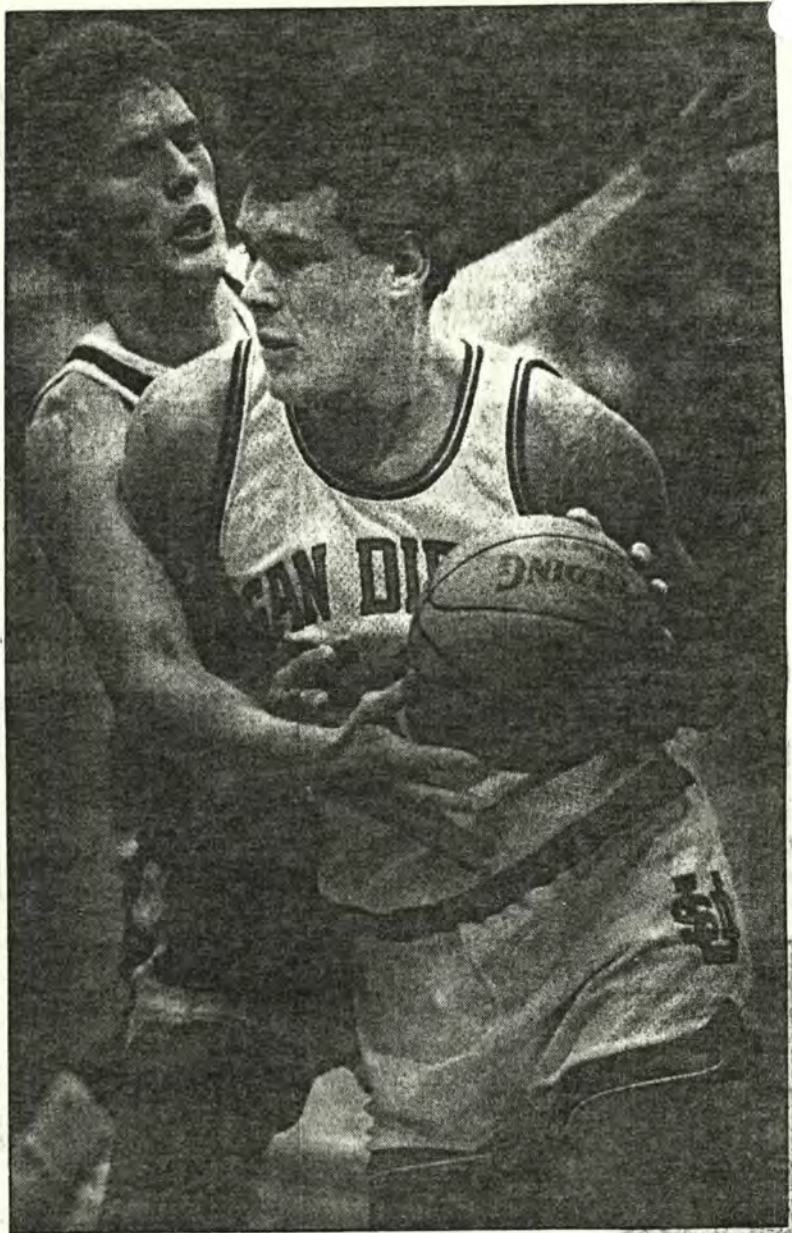
Of the first 44 shots taken by both teams, only 13 were successful. After 9:36, it was 8-7 in favor of the Dons, and it was too late to get home to see "The Cosby Show."

In comparison to the Dons, the Toreros were red-hot in the first half, hitting eight buckets. Seven-foot center Scott Thompson, brought to USD by Brovelli, had four of those, and with 11:00 left in the game, Thompson had eight baskets. The entire USF team had seven.

Thompson finished with 18 points and seven rebounds, while teammate Nils Madden scored 11.

"Scott did a super job in the second half, and his emergence as a scorer has been impressive," said Egan. "I was also pleased with the job Mark Bostic did of feeding the ball in to the post. He was getting it to Scott, and it allowed both of them to give us a boost."

The Toreros continue their quest for a 20-win season with their home finale tomorrow night at 7:30 against Santa Clara. USD then goes on the road for its final three games.



The San Diego Union/Jerry McClard

USD's Scott Thompson drives around USF's Peter Reitz during the Toreros' 72-39 victory.

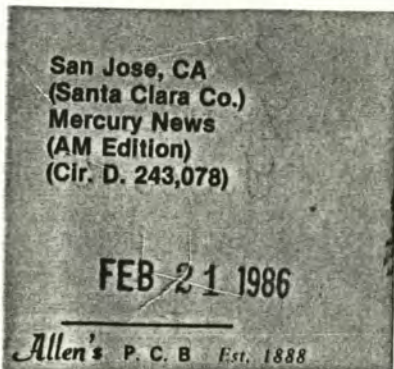
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FEB 21 1986

*Allen's* P. C. B Est. 1888

**TOREROS BEAT CRUSADERS**

Sean Baron and David Rollf homered and Jim Westlund picked up his first victory as USD defeated host Point Loma Nazarene, 8-3. The Toreros got two RBI each from Rollf, Baron and Mark Wykoff. 2955



# San Diego routs Dons 72-39

Staff and Wire Reports **2955**  
 SAN DIEGO — It wasn't much of a homecoming for USF coach Jim Brovelli, whose Dons were walloped 72-39 by San Diego on Thursday in a West Coast Athletic Conference game.

Scott Thompson scored 18 points and grabbed seven rebounds for the Toreros (16-8, 6-4), and Nils Madden added 11 points and eight rebounds. The Toreros erased a 12-9 deficit with a 27-2 run that began midway through the first half and ended with five minutes elapsed in the second.

Brovelli had been coach at San Diego two seasons ago, when the Toreros won the WCAC title. Then Brovelli left for the USF post when the Dons resumed their program after a three-year hiatus.

Mark McCathrion led USF (7-17,

2-8) with eight points. He made only 3 of 17 field goal attempts.

It was 68-28 with two minutes remaining before USF scored 11 of the game's final 15 points.

SAN FRANCISCO (39)			SAN DIEGO (72)				
	fg-a	ft-a	tp		fg-a	ft-a	tp
Ramirez	0-5	4-6	4	Bostic	3-5	2-4	8
Mann	2-6	3-4	7	Madden	4-7	3-4	11
Reitz	2-6	0-0	4	Thmpsn	9-17	0-0	18
Grigsby	0-2	0-0	0	Leonard	0-5	3-5	3
D'Aloisio	2-6	0-0	4	Murphy	3-6	1-1	7
Giron	0-2	0-0	0	Msselman	1-2	4-4	6
Parham	1-1	2-2	4	Means	2-2	2-2	6
Carr	0-0	0-0	0	Manor	2-4	1-1	5
Walker	3-3	0-0	6	Wckstrnd	0-2	0-0	0
McCthrn	3-17	2-2	8	Knight	0-0	0-0	0
Hill	1-3	0-1	2	Coronado	1-1	0-0	2
				Pelton	2-2	2-3	6
				Krallman	0-3	0-0	0
<b>Totals</b>	<b>14-51</b>	<b>11-15</b>	<b>39</b>	<b>Totals</b>	<b>27-56</b>	<b>18-24</b>	<b>72</b>
<b>San Francisco</b>				<b>14</b>	<b>25-39</b>		
<b>San Diego</b>				<b>21</b>	<b>51-72</b>		

Fouled out — None. Rebounds — San Francisco 28 (Reitz 7), U. San Diego 38 (Madden 8). Assists — San Francisco 4 (Mann, Grigsby, Giron, Carr 1 each), U. San Diego 11 (Bostic, 4). Total fouls — San Francisco 19, U. San Diego 14. A — 1,733.

FEB 21 1966

SAN DIEGO, FRIDAY, FEBRUARY 21, 1966

# Crack of Dons results in a resounding 72-39 loss to Toreros

By Clark Judge 2955  
Tribune Sportswriter

They've left their game in San Francisco.

Pity the poor guys on the USF basketball team. They can't win away from home, and lately they can't seem to win at all.

Last night's resounding 72-39 loss to the Toreros at the USD Sports Center was the Dons' 12th straight on the road and eighth in their last nine games.

Not since they beat Nevada-Reno 94-85 on Nov. 26 have the Dons won away from home.

If that's not bad enough, last night's loss was their worst defeat since a 97-59 blowout with Gonzaga three weeks back and their lowest output since a 54-39 tournament defeat to UCLA in 1973.

It's been that kind of year for USF, now 7-17 and tied for last in the WCAC.

"You don't want to say you 'feel sorry' for someone, but I've been on that side and I'm going to be there again," said Toreros coach Hank Egan, who won his 16th game, tying last year's high. "If you stay there long enough, you'll go through it. But you never want a guy to go through something like that."

Last night, Jim Brovelli did. Yes, the same Jim Brovelli who only two years ago led USD to a WCAC title and who, as head coach of USF, last night returned to the scene of his greatest triumph.

Brovelli recruited some of the USD players who proved to him that even if you can go home again, maybe you shouldn't. Guys like center Scott Thompson, who scored a game-high 18 points, and senior forward Mark Bostic, who had eight points and four assists and led the Toreros' 51-25 second-half punishment.

"We knew it was going to take some time," said Brovelli, who heads the rebuilding of one of college basketball's most prestigious programs. "It's going to take a couple of years."

"The injuries have really set us back. We only had nine scholarship guys to start with. So, now we've got two walk-ons and tonight we went with four freshmen. If we didn't have those injuries, we might be competitive."

Believe it or not, the Dons were competitive for most of the first half last night. In fact, with five minutes left, they led 12-11. Not until Thompson sank a hook with 4:56 remaining did the Toreros go ahead to stay. After then, of course, it got ugly.

*'We knew it was going to take some time. It's going to take a couple of years'*

— Jim Brovelli

How ugly? When USF scored its next point, USD had gone ahead by 22. With 9:15 left in the first half, the Dons led 12-9; with 14:08 left in the second, they trailed 36-14.

That means that in 15 minutes USF scored one bucket, a short jumper by McCathrion shortly before the end of the first half, while USD scored — get this — 27. Covering the end of the first half and the beginning of the second, the Toreros peeled off 20 straight points.

"USD just beat us in every aspect of the game," said Brovelli. "It's a mental thing with us. Winning is a habit, but unfortunately so is losing. We wait for things to happen to us. I think when things started going wrong in the second half, mentally, it was a 'here we go again' type of thing. But USD played well and they beat us."

Said Egan: "I thought they did a

great job of controlling everything in the first 16 minutes. They controlled things so much we just couldn't get anything started. We just didn't get any type of rhythm.

"Then, we got a spread. If we don't get the spread and don't get the cushion, they got us antsy. But, in the second half, we hit everything and they missed everything."

No kidding. The Dons' first seven trips down the court in the second half featured six missed shots and three turnovers. The Toreros, meanwhile, scored on each of their seven possessions.

USF shot 29 percent (9-for-31) in the second half, which, bad as it was, was still an improvement on the first

half. They were 5-of-20 (25 percent) there.

USD rebounded from a dismal first half (8-of-24 for 33 percent) to finish a respectable 27-of-56. The Toreros also controlled the inside game, outrebounding USF 24-14.

The win was USD's second over USF this year, breaking an 0-for-7 drought in the series, and it ran the Toreros' home record to 11-1.

USD, now 16-8 and 6-4 in the WCAC, plays its last home game tomorrow against Santa Clara, and if you think USF has troubles visiting people, wait till you see Santa Clara. The Broncos' 76-74 defeat of St. Mary's last night broke a nine-game slide on the road.

"No one from USF scored more than eight points.

It never was like this when Bill Russell and K.C. Jones and Bill Cartwright and Quintin Dailey wore the USF silks. But then there are no Russells or Joneses or Cartwrights or Daileys in USF uniforms these days.

There are guys like Mark McCathrion (the Dons' leading scorer with eight) and Ken Ramirez, who were a combined 3-for-22, and there aren't people like Rodney Tention. Tention, the Dons' junior point guard, fractured his left elbow in the sixth game and the team has been 3-15 since.

Another starter, Steve Hill, has been hobbled by a bum knee. Hill played sparingly last night and scored two points.

## \*Watson

Continued From E-2

and a half. He's been playing both ends of the floor, rebounding and dishing off assists. He's playing like the player I always knew he'd be."

Said Freitas: "I swear, I felt better for Anthony tonight than I did when they won the WAC Tournament last year."

The feeling was shared by many on what was senior night for seniors Creon Dorsey (13 points, six assists, five rebounds), John Martens (six points, five rebounds), Steffond John-

*'It was a dream come true'*

— Anthony Watson

son (25 points, 12 rebounds) and Watson.

"I felt great just being a part of it," said Dorsey, who dealt Watson both assists that led to the tying and record-breaking baskets.

Even the young Aztecs freshmen were caught up in the moment. This is a team that hadn't had a lot to cheer about all season, but on this night, palms were sore from high fivin'.

Said freshman guard Tracy Dildy: "It means a lot to me. Wat's the kind of guy who brings his lunch pail to work every day. He makes everybody so much better."

Added freshman Johnny Scruggs: "It didn't even look like he was trying to get it. It came to him so naturally. He's an inspiration to all of us."

And finally, there was Darryl Gaines, who replaced Watson with 4:15 to play: "I watched him through the years, so it meant something special to be the first one to congratulate him on the floor."

Ever the analyst — the pure gamer — Watson said he was happiest that he finally put together two sensational 20-minute halves of basketball.

"I had so many 20-point or 27-point first halves," Watson said. "I said, 'I gotta have two great halves before I leave here.'"

"And right now, I gotta go call my mom. She's probably asleep, but I gotta go call her and tell her I broke the school record."

As Freitas said so well: a class act, this Anthony Watson.

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FEB 21 1986

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# A Banner Night: USD Drubs USF, 72-39

2455  
By CHRIS ELLO

SAN DIEGO—One banner hangs on the north wall of the USD Sports Center, one banner signifying one West Coast Athletic Conference basketball title for the Toreros.

The year was 1983-84 and the coach was Jim Brovelli.

Brovelli, the coach of that championship Torero team, returned to San Diego Thursday night with the University of San Francisco and watched his Dons absorb a 72-39 defeat.

USF already has its share of WCAC banners, but it might be awhile before it adds another one.

"We knew it was going to take a couple of years to get this program back on its feet," said Brovelli.

"The injuries we've had this year have hurt us. It's tough when you put two walk-ons and four freshmen out there."

USF, coming back after scandals caused the program to be discontinued after the 1981-82 season,

certainly didn't resemble its powerful teams of the 1950's or the late 1970's Thursday night. In fact, the final score, as lopsided as it was, was deceiving. With two minutes to play, USF trailed, 68-28.

"We've certainly played better than this," Brovelli said, "but, unfortunately, losing tends to become a habit. Sometimes, we go out there and wait for bad things to happen to us."

The Dons shot just 28% (14 for 51) from the floor in the game and committed 12 turnovers. USD had a 38-14 advantage in rebounding.

It seemed that even when USF did something right, things went wrong. At one point, forward Darrell Walker swooped across the key and blocked a layup attempt by USD's Nils Madden. It was a great athletic play except for one thing. Walker blocked the ball right into the basket.

"It's funny how basketball games go sometimes," said USD Coach Hank Egan, whose team

improved to 6-4, 16-8. "I've been on that (losing) side like that before. You don't feel bad for the other team but you can understand what they're going through."

In the first half, USF actually controlled the game. The Dons used most of the 45-second shot clock to control the tempo.

The ploy worked for the first 12 minutes and USD appeared frustrated while putting up some shaky shots on its offensive end. With eight minutes remaining in the half, USF led, 12-9.

Mark Manor, however, came off the bench to spark USD's only run of the first 20 minutes. He scored on a three-point play and hit a jumper from the side to give USD an 18-14 lead. Paul Leonard hit one free throw and Danny Means hit two more in the final minute to give the Toreros a 21-14 halftime advantage.

"They did a good job of controlling us in the first half and we got a little antsy," Egan said. "Had we

not been able to get that seven-point spread at halftime, it could have been a different story."

But it wasn't. USD scored the first 15 points of the second half, holding the Dons without a point until six minutes had elapsed. By the time Anthony Mann hit a shot from the corner, USF was behind, 36-16.

USF never found a way to control the Toreros' inside game, and 7-foot center Scott Thompson scored a game-high 18 points and pulled down 7 rebounds. Forward Nils Madden was the only other player in double figures, scoring 11.

Afterward, Brovelli took quite a while in the dressing room before coming out to meet the media. When he finally arrived, he talked about the banner.

"That's the school's banner and I'm just happy to have been a part of it," Brovelli said. "I'm just hoping losses like this will help us be more competitive. The experience has got to help us down the road."

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## Civic groups undecided over letters on J. David gifts

2955  
By Gina Lubrano  
Staff Writer

Civic groups facing the threat of having to return J. David & Co. gifts said yesterday they have not decided how to respond to a letter from the bankruptcy trustee trying to recover money for the firm's investors.

Representatives of groups receiving the letters that trustee Louis Metzger sent on Tuesday said they are consulting with their attorneys about the matter. Part of the problem, they said, is that the money has been spent.

Metzger said yesterday he has not received a response from any of the 30 organizations he notified.

He was appointed trustee after the J. David firm — in reality a Ponzi scheme — collapsed in February 1984, leaving behind \$80 million in investor losses. J. David "Jerry" Dominelli, the scheme's brainchild, is now serving a prison term for tax evasion and mail fraud.

Metzger said his letters do not demand return of the money, but simply ask the organizations to waive the statute of limitations so discussions can continue without court action.

"I just don't know what the response will be," Metzger said. "Hopefully, they will understand that I'm trying to discuss it with them."

"All I ask is that we sit down and check the amounts and discuss what can be done about it. The letter asked them solely to weigh the statute of limitations."

If the organizations — which include the University of San Diego, KPBS-TV, UCSD, La Jolla Museum of Contemporary Art, and Scripps Clinic and Research Foundation — do not abide by his request, Metzger said, he would "have to file a suit so that the claim stays alive."

"I'm hoping to avoid that," he said.

During the discussions, attempts will be made to determine what value was received for the money the groups got, Metzger said.

Paul J. Steen, general manager of KPBS-TV and KPBS-FM, said he received Metzger's letter yesterday. The money in question ranges between \$58,000 and \$68,000 and was received in 1982 and 1983.

"Most of the money we received was to underwrite programs, program projects or auctions," Steen said. "They got due value."

UCSD received \$280,500 in contributions from J. David, according to a university spokeswoman.

Of that money, \$187,500 went for the construction of the Mandell Weiss Center for the Performing Arts, \$70,000 toward a 50-meter swimming pool, \$10,000 to the Medical Center Auxiliary, \$8,000 for research, and \$5,000 for Celebrities Cook for Cancer.

Metzger's letter was received yesterday and no decision has been

made on how to respond, the spokeswoman said.

Bill Pickett, vice president for university relations at the University of San Diego, said USD will consult with its attorney before deciding what action to take. USD received about \$30,000 over a four-year period, mostly to support athletic programs.

"It's a real mess," Pickett said. "I understand the position of the trustee ... I'm sure we all wish this had

never happened."

Scripps Clinic and Research Foundation and the La Jolla Museum of Contemporary Art representatives also said they have not decided how to respond to Metzger's letter. Scripps received about \$20,000 and the museum about \$110,000.

The San Diego Symphony, which received \$180,000, and the San Diego Opera, which received \$100,000, have not yet been contacted by Metzger, according to a spokesman.



File photo

J. David Dominelli

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# Arts Groups Study J. David Letter on Return of Funds

By <sup>1567</sup>HILLIARD HARPER, San Diego County Arts Writer

Representatives of several area arts organizations met Friday to consider whether they should band together to protest demands by the J. David & Co. bankruptcy trustee that they return more than \$1 million in donations given them by the fraud-ridden investment firm.

Although no concrete decisions were made—and, indeed, some groups hadn't yet received the trustee's demand letter—the groups did agree to meet again in an attempt to collectively confront the issue.

"We all talked, but" some groups haven't received the letter yet, according to attorney Vic Vilaplana, a volunteer vice president of the opera.

Representatives of the San Diego Opera, the San Diego Symphony and KPBS-TV met informally both on the telephone and in Vilaplana's offices Friday to discuss the legal and financial implications of a letter mailed Tuesday by J. David bankruptcy trustee Louis Metzger.

Metzger's letter, which demands that the charitable contributions be returned, is considered the first time such a request has been made of nonprofit organizations that received funds from a fraudulent company, according to sources familiar with the case.

Also participating in the meeting were attorneys William Nelson, the volunteer president of the Opera, which received \$100,000 from J. David; Richard Page, representing KPBS-TV, which received \$58,000, and Det Merryman, volunteer president of the symphony, which received \$180,000.

Metzger's letter was sent to about 30 nonprofit organizations. In it, he argued that the donations were used by J. David (Jerry) Dominelli as a marketing tool to further his Ponzi-type scheme, in which money from new investors is used to pay off existing clients.

Former J. David executive Nancy Hoover also participated in donating the funds to San Diego civic and cultural organizations.

Representatives of the La Jolla Museum of Contemporary Art, which received \$110,000 from J. David, did not attend the meeting because of scheduling conflicts, according to attorney Chris Caulkins, volunteer president of the museum.

Caulkins said the museum had received the trustee's letter, but he would not comment on what the museum's response will be.

Merryman also said he would not comment on the issue. The symphony has more than \$1 million in long-term debt and returning the funds could present a financial hardship.

Other nonprofit groups face a similar financial specter.

"Right now nothing much is happening," Page said. "But I think it's going to be interesting before it's over."

Other recipients of J. David's largess included Scripps Clinic and Research Foundation (\$10,000), the University of San Diego (\$30,000), UC San Diego's Mandell Weiss Center for the Performing Arts (\$162,500), the Del Mar Foundation (\$19,500) and La Jolla Country Day School (\$1,000).



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## USD's Coronado ready — again

By T.J. Simers  
Staff Writer

He started at center the final 10 games his freshman year and the first nine his sophomore year. However, in the two years that followed, Mario Coronado has played a total of 48 minutes.

He was a 6-9 center on a University of San Diego basketball team that now had 7-foot Scott Thompson.

"A lot of kids would have left or not come back," said USD basketball coach Hank Egan. "But Mario Coronado is unique in this day and age."

Tonight, Coronado will make his final appearance in the Sports Center for the Toreros, who take on Santa Clara at 7:30. And although he may make nothing more than a token appearance, he is the only athlete on the USD roster who has been here for each of the last four years. Tonight is something special for Coronado.

"I wanted my parents (from Tucson) to be here to see me in uniform for the last time, even though I may not play," said Coronado. "I imagine when the game starts, I'll be sitting on the bench looking back on all the things I planned on doing but didn't do in the four years I was here."

"It kind of hit me hard Thursday night against USF. I played my first game for the Toreros for Jim Brovelli against Air Force when Hank Egan was coaching them. Then the other night I'm playing for Egan against Brovelli, and I realized most of my expectations didn't come to be."

And there may yet be one more disappointment for Coronado tonight.

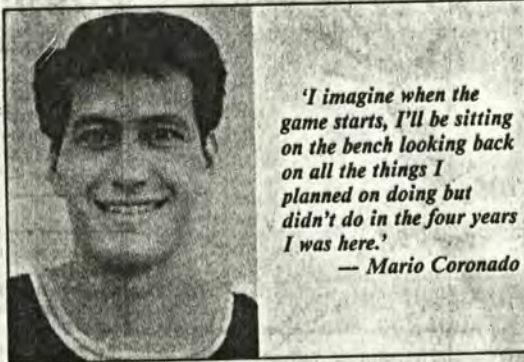
"I really, really want to play, but I may not," said the two-time WCAC all-academic selection. "I'll probably come over early before the game and shoot a little extra just to be in my uniform longer and be in the old gym. If I do get to play, you know I'll be shooting, though, to score in my last game here."

In his four years at USD, in 46 games, Coronado has taken a total of 25 shots. He's made 18, giving him the best career field-goal percentage of anyone who's played at USD.

"Mario's problem is that he's here at the same time the other guy (Thompson) is here," explained Egan. "Mario has never resigned himself to that. He comes to practice every day competing for a spot."

"But I want to tell you, the neatest thing about Mario is that he will be missed by everybody on this team," added Egan. "He has made a big contribution."

In most cases, contributions are measured by the statistics compiled by an athlete, but two years ago



*'I imagine when the game starts, I'll be sitting on the bench looking back on all the things I planned on doing but didn't do in the four years I was here.'*

— Mario Coronado

Coronado came to the realization that his goals would have to be re-evaluated. His contribution, he figured, would be in not giving up.

"My sophomore year, I remember sitting on the bench, thinking I would get in and spell Thompson, but I never did," said Coronado. "I went home and worked as hard as I could to be better. I didn't have a dream of being drafted or being an All-American, but I dreamed of contributing like maybe a Kurt Rambis might

But that dream didn't even come to be.

"I thought, you know, 'Your time will come.' But it didn't. A lot of nights I'd come home after not playing at all and want to chuck the whole thing. But then I would wake up and remember what was important. Looking back, the life that this has created for me and the person it has made me become through college basketball is something I wish everybody could do.

"My idea is to get the best of

Thompson every day in practice, and while I must admit it doesn't happen very often, when it does, I go home on top of the world," said Coronado. "When I see the team playing, I see me. I'm a part of it. These people are my friends and that's important."

"It would be disappointing to me if I didn't play in this last game, especially with my parents being here," admitted Coronado, "but it would be more disappointing if I was not on this team."

"I think this game is going to be a war," said Egan. "They beat us to open conference play. Both of us are playing better, and both teams like to get after each other."

The Toreros, 11-1 at home, are 16-6 overall and shooting for 20 wins this season with four games to go. Santa Clara is 10-14 overall.

The Broncos are led by their only seniors, guards Steve Kenilvort and Ken Mulkey. Kenilvort, 6-5, who averages 16.6 points a game, had 17 against St. Mary's on Thursday night in a 76-74 victory. Mulkey had 18.

Mulkey led the Broncos to a 55-53 upset win over USD earlier this season with 14 points. The Toreros, led by Thompson's 17 points, struggled overall in that game, hitting only 39 percent of their shots.

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## Toreros Play Host to Santa Clara in Season's Final Home Game Tonight

<sup>2955</sup>  
SAN DIEGO—The University of San Diego men's basketball team will play its final home game of the season at 7:30 tonight against Santa Clara.

The Toreros, 6-4 in the West Coast Athletic Conference and 16-8 overall, have won two straight games and are coming off of a 72-39 win over the University of San Francisco here last Thursday night. USD is 11-1 at the USD Sports Center this season.

Santa Clara, which beat St. Mary's, 76-74, Thursday, is in fourth place in the WCAC with a 5-5 conference record. The Broncos are 10-14 overall.

Santa Clara, which is led by 6-foot 5-inch senior forward Steve Kenilvort (16.6 points per game), beat USD, 55-53, in the conference opener for both teams at Santa Clara. The Broncos come into tonight's game with a four-game winning streak.

After tonight, USD will finish the regular season with away games at Gonzaga, at Portland and at St. Mary's.

Tonight's game will mark the final appearance of four seniors: 6-4 forward Mark Bostic, 6-4 guard Pete Murphy, reserve forward James Knight and backup center Mario Coronado.

—CHRIS ELLO

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FEB 27 1986

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# State analyst would raise fees for drivers, students

By Michael Abrams, Staff Writer

SACRAMENTO — Legislative analyst William G. Hamm yesterday presented a package of recommended budget cuts, fee increases and other adjustments to Gov. Deukmejian's proposed budget, including nearly \$14 million in cuts for five projects in San Diego County.

Hamm also recommended higher fees for drivers, and for students attending the University of California and the state university and colleges systems.

In his annual review of the governor's budget proposal, Hamm predicted that if Deukmejian's measure were to pass in its entirety, it would exceed the limit on annual budget growth imposed by the Gann Initiative, which was passed in 1979.

The Gann Initiative limits growth in state spending to the rise in the consumer price index and the increase in population.

If Hamm's analysis is accurate, it would mean that rebates to taxpayers or local gov-

ernments would be required unless voters approved exceeding the ceiling.

However Russ Gould, assistant state finance director, argued that Deukmejian's budget proposal does not violate the cap.

"We stand behind our budget," Gould said. "We still feel we're \$100 million below the cap and the governor's reserve estimates are accurate."

But Hamm predicted a shortfall in revenue or a drop-off in services equal in value to \$481 million under the Deukmejian budget.

He proposed \$588 million in cutbacks and \$17 million in revenue increases, including raising student fees at UC by 7.5 percent and at CSU by 10 percent.

Fees for driver's licenses would rise from \$10 to \$14, and for vehicle registration from \$23 to \$29.

Several projects in San Diego County would face deep cuts under Hamm's proposal, with UCSD the biggest potential loser.

He proposed cutting or eliminating more than \$7 million for three items at UCSD: \$480,000 for a Pacific Rim study center, \$5.2 million for preliminary plans, working drawings and construction of a multipurpose administrative facility at the medical center, and \$1.53 million for the acquisition of computers for a new engineering building.

Hamm maintained that money for the computers should be stricken from UC's capital improvement budget and taken from its support budget.

Dr. Ruth Covell, an associate dean of the UCSD School of Medicine, said the proposed cuts for the school were disappointing because it is a "very cost-effective project."

Julianne R. Howell, an associate director for UCSD Medical Center, said state officials, including the legislative analyst, are to visit the institution in April to assess the need for a new administrative building.

Howell said the building would eliminate annual rental and building fees of about

\$547,000. Administrators, doctors and support personnel to be housed in the structure now are scattered in rental buildings around Hillcrest, she noted.

The proposal to eliminate \$480,000 for the Pacific Rim center sent shock waves through the academic community.

"My reaction is one of dismay," said Joseph Grunwald, president of the Institute of the Americas, an autonomous, non-profit organization located on the UCSD campus.

Its building houses the institute itself, UCSD's Center for U.S.-Mexico Studies, and UCSD's Center for Iberian and Latin American Studies. The Pacific Rim center was seen as an important part of the international package.

At the University of San Diego, Ellen Cook, a professor of international business and a specialist on Japan, said: "I think everyone has been looking forward to having that institute up there. The critical thing is getting together the people to make the cen-

ter ... everything seemed to be going so well and it was supported by the (UC) regents."

Hamm also targeted \$10.58 million that Deukmejian proposed for capital improvements to the Amtrak line linking San Diego and Los Angeles. He recommended cutting half of the appropriation, contending that half the money should be provided by local governments along the line, according to California Transportation Commission guidelines.

Hamm would also cut \$112,000 for eight water-retention basins to reduce sedimentation in North County's Buena Vista Lagoon. He said the money should not be appropriated because Vista, Oceanside and Carlsbad, where urbanization is contributing to the lagoon's problems, are not offering any funds for the project.

Also contributing to this story were staff writers Rex Dalton and Joe Gandelman.

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Allen's P.C.B. Est. 1985

# For Cunningham, success isn't measured by wins alone

By Ed Zieralski  
Tribune Sportswriter

The high anxiety registered in the gloves and bats of the USD baseball team at San Diego State's Smith Field last night was excusable.

After all, Toreros skipper John Cunningham was going after the 500th win of his 23-year career as the USD coach. And the opposition was none other than the Toreros' cross-town nemesis, SDSU.

Cunningham isn't in any particular hurry to get No. 500, but with a career mark of 499-491-11, he has one request of his guys.

"I told them we're going to win that 500th," Cunningham said. "And I told them we're going to lose our 500th. But if I had my druthers, I'd rather win 500 before losing 500."

If the Toreros had any thoughts last night about No. 500 for Cunningham, they lost sight quickly when the Aztecs pushed across five runs in the bottom of the first inning and a run each in the second and third innings to take a 7-0 lead after three frames in a game SDSU eventually won 12-1.

"The guys were talking a lot about getting the 500th win tonight," Cunningham said. "Maybe they were up tight about that. That wasn't the same team that won seven games out there tonight."

The Toreros were scheduled to play at UC Riverside this afternoon at 2:30, so they'll get a quick shot to get Cunningham in the 500 Club.

As Cunningham nears the 500-win plateau, the 500-loss valley is creeping up on him. But Cunningham doesn't make any excuses for that.

Since he moved up from Division II to Division I status for the 1979 season, not much has changed at USD. Except for a cost of living increase, the baseball budget at USD is the same as it was in Division II. There is more emphasis on turning out doctors, lawyers and other professionals than there is on draft-worthy ballplayers.

Cunningham said he gets 10 tuition scholarships and two full scholarships each year. The other 12 players on his roster are walk-ons who eventually may earn a scholarship when someone leaves or graduates. Only one of his players is on a full scholarship, and Cunningham said he has never taken a scholarship away from a player because the student couldn't play.

"Once we offer them a scholarship, we honor it," he said.

Cunningham, a native San Diegan, former All-CIF baseball player and the county's leading scorer in basketball during his senior year at St. Augustine, has become an institution at Alcalá Park. This is a man who said he since was "Bill Russell's whipping boy" at USF and competed for a spot on the 1960 U.S. Olympic Basketball



*"The administration here lets you do your own thing as long as I stay within the budget. Winning hasn't been emphasized. I won't lose my job for losing to State tonight. We stress education"*

— John Cunningham

Team against the likes of Jerry West, Bobby Knight and Oscar Robertson. The coach was Pete Newell.

After a four-year baseball and basketball career at USF, a short stint in the Army Reserves and the tryout with the Olympic Team, Cunningham signed with the Baltimore Orioles and played one season before being released. He now wishes he would have tried out for another team at the time, but he doesn't regret returning to USF to get his teaching credential so he could start his coaching career.

Cunningham arrived at USD in 1962 and served as an assistant basketball coach, but by 1964 he had the reigns of the baseball team.

"The administration here lets you do your own thing as long as I stay within the budget," he said. "Winning hasn't been emphasized. I won't lose my job for losing to State tonight. We stress education."

Cunningham's record (excluding ties) since moving over to Division I is 182-197. After four winning seasons in Division I, the Toreros have suffered three straight losing years and sport a 54-92 mark in that span.

Cunningham thinks he has a crew this season that can turn that around. It's a young team that includes 10 freshmen and five sophomores. The coach said this group quickly has put together a chemistry that was lacking in his previous three teams.

"And there are a couple of other things happening for the first time since I've been here," Cunningham said. "Jake Molina is one of my assistant coaches, and he's now here for the entire practice period. He's been a tremendous help. We've been able to break down into teaching stations. In the past, I did the repairs and maintenance on the field, drove the bus and coached."

"Now I have Jake and Glenn Godwin, who was an All-America pitcher for us, as coaches. Glenn is doing some graduate work and serving as the pitching coach."

"With the coaches and the new players, it's fun to be on the field again, tonight's game notwithstanding. I think the chemistry of this year's club is the best I've seen. Everyone is getting together. Tonight was our first real test of adversity, so I'll see how they bounce back from this one."

No question Cunningham is proud of the Toreros' four NCAA playoff appearances, two regional championships and a Division II College World Series appearance. Then there are his nine All-Americans and the three players who have reached the major leagues — John Wathan, Bill Pinkham and Kerry Dineen. But the coach can't talk about his program without bragging a little about the Toreros' first-class traveling bus and playing field.

The bus once had a greyhound on the side, but after Cunningham used some of his contacts, a deal was struck with Greyhound, and now it's the official bus of the Toreros.

"We had a bus that was older than the school," Cunningham said. "We needed a new one, so I went to the administration. They're reply was: 'Better find another angel.'"

Cunningham found one in former player and alumni director, Jackson Muecke.

Jackson's dad, Carl Muecke, is a federal judge in Phoenix, and he had a contact who was a retired president of Greyhound," Cunningham said. "We worked out a deal, and now we have a bus that is the envy of the other colleges."

The field is another story. It used to be a canyon hillside.

"We started playing on the field in 1973," Cunningham said. "The school didn't pay for it. We raised our own money. We had 300,000 yards of dirt hauled out on a trade-out basis. They received the dirt. We got level land for our field. We built a little more each year. It isn't a store-bought field. It took quite a few years to make it what it is today, which is one of the best in Southern California."

He's hoping this young group can go on and be the best ever at USD, and that would mean it would have to surpass the accomplishments of the 1978 team, the last Division II baseball team at USD. Senior pitcher Tom Sizer is 4-0. Players such as freshman Andy Roberts, sophomore Sean Baron, junior Robbie Rogers and David Jacas are off to fine starts with the stick.

Of all his teams, that 1978 club was a special one to Cunningham.

"We weren't picked to do anything that year," Cunningham said. "But we went on and won the West Coast Championship. I really didn't think we'd do anything that year, so I decided to get married right at the end of the season. But we won our last 10 games. My wife, Nancy, and I spent our honeymoon at Springfield, Ill., and there were 24 players there with us."

Cunningham finds it difficult to name the best player who ever played in his program.

"You start naming names and saying who has gone the furthest in pro ball," Cunningham said. "But others are doctors and lawyers. How do you say who is better off?"

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## SDSU deprives USD coach of his 500th career victory

<sup>2955</sup> San Diego State's baseball team denied University of San Diego coach John Cunningham his 500th career victory yesterday with a 12-1 win at Smith Field.

The Aztecs' Rich Holsman pitched a six-hitter and struck out 10. SDSU's Steve Hill went 3-for-3 with four RBI and a two-run home run in the seventh inning. Eric Woods added three hits and two RBI for the Aztecs.

David Jacas had two hits for the Toreros (2-4). Cunningham is in his 23rd season with the Toreros.

The Aztecs (4-2) visit Point Loma Nazarene today at 2:30 p.m.

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## Toreros take act to Portland

<sup>2955</sup> Tribune Staff Report

Portland's basketball team has USD exactly where it wants it — at home. The Toreros are in Portland tonight (7:30 tipoff) for the first of a three-game road swing that will end the 1985-86 regular season.

Portland may be 12-13 overall and 3-9 in the WCAC, but the Pilots are no slouches at playing in their back yard. There, they are a gaudy 10-2.

Portland comes into tonight's game on a three-game slide; the Toreros come in on a three-game winning streak. What those records don't tell you is that Portland lost all three on the road, where the Pilots are 2-11.

USD, meanwhile, took its three wins at the school's Sports Center, where the Toreros were 12-1 this year.

USD shredded the Pilots 67-43 at USD earlier this year.

Though USD is out of the WCAC title picture, a win tonight would tie its previous high as a Division I school, set in 1983-84 when the Toreros finished 18-10. They won the WCAC championship that season.

USD, in third in the WCAC, meets fourth-place Gonzaga at Spokane on Saturday. The Bulldogs last week upset Loyola Marymount, which had been tied with Pepperdine for first in the WCAC.

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## 20 wins won't assure USD of NIT bid

By T.J. Simers  
Staff Writer

2955  
The University of San Diego men's basketball team, hoping to reach the National Invitation Tournament for the first time, may discover that economics matters more than victories.

USD assumes that if it wins its final three games — beginning tonight in Portland — to finish 20-8, it will earn the right to postseason competition.

"It's a goal we have as a team now," said senior guard Pete Murphy. "We want to get 20 wins to get us into the NIT."

"Any team that thinks 20 wins will get them into the NCAA or NIT may be fooling themselves," said Michael Gilleran, the commissioner of the

West Coast Athletic Conference. Last year, seven teams with 20 wins or more were bypassed by the NCAA and NIT. This year, 75 of the 283 Division I schools, including USD, already have 17 or more wins.

"I met with the NIT people in New York yesterday and talked to them about USD and Loyola Marymount," Gilleran said. "The NIT is very upfront about it; it is not a charitable organization. They are first going to find 16 schools with large arenas to host 16 games. That eliminates everyone in our conference. Then they will try to find 16 legitimate opponents who can be matched at reasonable travel prices. I made them aware of our (WCAC) interest, but the fact is Loyola and USD could lose out to cheaper opponents."

The NIT, which will have a 32-team field, provides travel expenses and a per diem for each traveling team. For USD to be included, another West Coast team — with a large arena — must be in the tournament.

Last year in the NIT, Santa Clara played Fresno State in Fresno and lost in triple overtime.

"If we're invited, we'll go anywhere," said USD coach Hank Egan. The Sports Arena is not being considered.

"It looks like Pepperdine will win the league title, so it will draw an automatic berth into the NCAA," Gilleran said. "At best, USD is an extreme long shot to also make it into the NCAA. Both Loyola (17-8) and USD, though, could be in the

See USD on Page D-2



Hank Egan

(A)

# USD: Closes regular season with 3 road games

2955  
Continued from D-1 (A)

NIT.

"When I talked to the NIT, I focused on potential opponents for Loyola and USD. Cal (16-8) would be ideal. However, the NIT likes 10,000-seat stadiums and up, and Cal seats 6,600, but Cal has told the NIT it can sell out because it's been so long since it's been in a postseason tournament. Other schools mentioned were Northern Arizona (18-7), New Mexico (14-12), New Mexico State (16-9), Utah (18-8), Brigham Young (15-11) and an outside chance in UCLA (13-11 and NIT defending champion).

"The NIT doesn't like to match teams who have already played each other, so if New Mexico made it, that would be bad for USD. If UCLA made it, it would work against Loyola," Gilleran added. "If the NIT wants only one of our schools in the tournament, I told them, 'You pick between Loyola and USD.'"

Though the NIT refuses to be specific about its prospects, "it was the NIT that pointed out to me that USD

was ranked 96th in *USA Today's* weekly power ratings," Gilleran said. "It's those sort of ratings that the NCAA relies heavily on, and the NIT was impressed with USD's ranking.

Coincidentally, there will be a total of 96 teams in the NCAA Tournament and NIT this year. Loyola, second in the WCAC and twice a winner over USD, was ranked No. 141.

USD and Loyola finish their regular seasons on the road. Loyola has the tougher schedule, playing at San Francisco and then at improving Santa Clara and league-leading Pepperdine. USD plays three teams it already has beaten: at Portland tonight, Gonzaga on Saturday night and the regular-season finale Wednesday at St. Mary's.

"I'm trying to extend my last season as long as I can," Murphy said, "so I want us to win our last three games and then go into the NIT."

Earlier this season, USD defeated Portland 67-43, Gonzaga 74-50 and St. Mary's 70-61. But Portland (12-13) is 10-2 at home, and Gonzaga (12-12) is 9-4. Gonzaga upset Loyola last weekend.

"These are two tough places to play," Egan said. "It's not an easy task we have, but considering the carrot (NIT) that has been put in front of us, I see no reason why we won't be ready to play."

With 17 wins, Egan is enjoying his finest season. If his team does draw a postseason bid, it would be his first in 15 years of coaching.

"My job is to coach three more games and get us wins," Egan said. "I think we need to win at least one game this weekend, or the NIT is out the window. I don't really know what needs to be done to get noticed or get into the NIT, but I'll find out. I'll call a Bobby Knight or a Larry Brown and see what needs to be done and do it if we finish strongly."

# City asked to find plan for mission

*Building halt asked  
to save ruins at site*

By Maria Puente  
*Tribune Staff Writer*

City planning officials and attorneys have been asked to review whether a building moratorium could be imposed at the Mission San Diego de Alcalá to stop construction of a parish hall over archaeological ruins.

The San Diego Historical Site Board voted unanimously yesterday to seek such a study so it can prepare a contingency plan in case the Roman Catholic Church proceeds with its plan to build an 8,000-square-foot multipurpose building over the remains of original mission structures.

The remains had been excavated by students at the University of San Diego for nearly 20 years.

In addition, the board voted to recommend that the city council delay issuing a building permit to the mission for another 180 days. The delay would hold up construction until the last week in September.

A current council-approved hold on construction at the mission is due to expire next week. However, under the city's land-use regulations governing historical sites, the council can delay issuing a building permit for only 360 days. After that, church officials may proceed as they wish.

The board and the council have voted several times over the past year to require the church to prepare another environmental-impact statement on the project, in part because the building as now proposed would be larger than one proposed in 1980, when the church obtained its original approval.

The two city bodies also said archaeological information was insufficient for a decision. Consequently, the city also wants the church to hire an independent archaeologist to prepare a report on the impact the building would have on the ruins.

So far, church officials have not agreed to conduct more environmental studies, although a report on the archaeological findings is said to be in development.

City planning officials say they believe that church officials intend to wait out the 360-day delay and then proceed with construction this fall, when the city will no longer have any authority to stop the project. The only other options would be to buy the property or condemn it.

The Mission San Diego de Alcalá, the oldest of the California missions

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**Metro news****★Mission**

*Continued From B-1*

founded by Father Junipero Serra, is listed as a historic site on the local, state and national registers of historic landmarks and is considered by local and state archaeologists to be one of the most important archaeological sites on the West Coast.

Opponents of the parish hall, who have formed a Committee for the Preservation of Mission San Diego de Alcalá, say they fear the building will destroy the archaeological ruins and mar the mission's historic character.

Church officials have argued that the archaeological remains are no

longer of any scientific value and that the building is needed to accommodate a growing congregation.

Joy Higginbotham, a former mission docent who first drew attention to church plans — since abandoned — simply to bulldoze the remains, told the board that a building moratorium at the site might not stop the project.

Higginbotham argued that the board should focus its efforts on passage of a revised Historical Site Board ordinance. The revision, now in draft form, contains provisions giving the city council more authori-

ty to halt building projects on historic sites permanently.

"The prime focus should be on that revision, which would put real teeth into any protection of the site," Higginbotham said.

However, board member Greg Garratt expressed doubt that a new ordinance could be applied retroactively to the mission project.

In another action, the board approved a preliminary recommendation regarding disposition of Naval Hospital buildings at Balboa Park's Inspiration Point.

The board agreed to support a plan, favored by the city Naval Hospital Ad Hoc Committee, which would convert some of the area to passive park uses and remove some of the old Naval Hospital buildings.

The committee is trying to decide what to do with the 35 acres the city will receive from the Navy in June 1988, when the new Navy hospital in Florida Canyon is completed. The Navy swapped the Inspiration Point land for the Florida Canyon acreage and has agreed to demolish those hospital buildings the city wants destroyed.

APR 28 1986



**DENISE  
CARABET**

**S**HE IS SO PASSIONATELY convinced of the efficacy and positive cost/benefit correlation of employee assistance programs that USD assistant professor Miriam Rothman will take on in debate the most penny-pinching chief executive any time, anywhere.

"Those companies offering EAPs are showing five-fold returns" intangibles like lower health care premiums and absenteeism as well as intangibles like fewer worker errors, higher productivity and co-worker harmony, she said. "Organizations sometimes have a hard time quantifying human costs, but what they don't seem to understand is how much it costs them to ignore" employees' alcohol, drug or personal crisis problems.

Some large companies, like Rohr and General Dynamics, have in-house EAPs, whereas smaller firms usually contract with outside sociologists and psychologists for EAP services. For a fee — Rothman estimated it was \$1.50 to \$2 per month per employee for contract services — employees have three free visits, after which a plan of treatment is arranged.

Admitting to a bias toward the external EAPs, for she works with one group locally, Rothman said she feels "confidentiality is of critical importance to an EAP's success. If an employee can drive away from work and visit a psychologist with no fears he is being seen, then he's more likely to take advantage of the program."

"EAPs are the humanitarian thing to do. Now we can prove they're the fiscal thing too."

No question but that absenteeism and tardiness eat into productivity rates and therefore profits. But there is a lighter side to the problem, as evidenced by some of the reasons employees come up with for their behavior. These were reported by recruiters Robert Half International.

Gone are the hackneyed "I overslept," "I had the flu," or "my battery was dead" excuses. Instead, the trend seems to be toward the offbeat, the ingenious — not to mention the implausible:

- "Suddenly the doors of the armored car in front of me opened and \$10 bills started flying out. It caused such a traffic jam that I was an hour late."
- "I ate so much during vacation that none of my clothes would fit me. So I had to spend the morning having them altered."
- "My six-year-old set all the clocks in the house back two hours as a joke."
- "My astrologer warned me not to come to work until noon on Wednesday."
- "My husband forgot where he parked our car after his office party last night."
- "My parakeet spoke for the first time, so I waited for him to do it again so I could tape record it."
- While worthy of recognition, this excuse has a limited shelf life. "I didn't get any sleep for the past couple of nights because I stayed up looking for Halley's comet."

Another yuk. For those times when a guide through the corporate jungle would be handy comes the paperback, "A Corporate Bestiary," identifying and graphically cataloging 45 different species. It's written by William Zikmund and Nancy Blackwood and is \$4.95.

There's "The Venture Capitalist," a dice-laden boar (yes, it's spelled correctly) able to withstand fire and incredible heat before perishing. These beasts "are naturally fat, normally from inheritance, are instinctively lured by optimism."

Then we have "The Prestigious MBA," a highly pedigreed mammal indigenous to the East Coast and San Francisco Bay area, says the guide. There are different subspecies of MBAs, as in "The Harvard MBA" or "The Executive MBA."

The guide devotes a good amount of space discussing "The Up and Comer," a particularly survivalist creature dedicated to reaching the top — even if it means he lunches on co-workers. Physically, the resemblance is in the Praying Mantis family. And its only known predator is — you guessed it — another Up and Comer.

# Developers Attack Initiative Process

By KENNETH F. BUNTING, *Times Staff Writer*

SACRAMENTO—Fed up with anti-growth measures like San Diego's Proposition A, developers are quietly launching an assault on the cherished initiative process that began in California 75 years ago.

The builders are pushing a number of measures that would either make it easier to invalidate voter-approved anti-growth measures in court or make it harder for environmentalists and others to halt or delay developments by challenging local entities' general plans.

## Bill Favors Developers

Assemblyman Gil Ferguson (R-Newport Beach) said he had little contact with building industry lobbyists and had never even heard of the growth-control initiative approved by 56% of San Diego's voters last November, when he introduced what he calls his "American dream" bill last week.

But the Orange County Republican, who has long advocated relaxing legal impediments to development, said his bill, like two other measures builders are suggesting, is designed to give developers an upper hand in court cases.

In recent years, builders have fared far better in court than they have in local elections.

San Diego County voters overwhelmingly approved Proposition A, considered one of the most far-reaching

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# INITIATIVES: Attack by Builders

Continued from Page 1

growth-control measures ever proposed in California, despite more than \$600,000 spent by developers in their unsuccessful campaign.

The measure requires voter approval for any development in the 52,000-acre "urban reserve" along the city's northern fringe designated in the City Council's 1979 Growth Management Plan.

In Solano County, voters narrowly approved a June 1984 measure restricting growth to existing urban areas, although opponents outspent backers about 10 to one.

Similarly, voters in Orange County soundly rejected a 1984 sales tax increase to finance growth-inducing transportation improvements, despite a 16-to-one spending advantage by a pro tax campaign bankrolled by developers.

"The bonding measure was very unhappy with those results," said Paula Carrell, the Sierra Club's Sacramento lobbyist.

## 1911 Amendment

"They just wish citizens would stay out of land-use decisions," Carrell added. "That is really what they are saying. It goes to the core of democracy."

California voters gave themselves the right to enact laws at the ballot box in a 1911 state constitutional amendment. Today, leaders of environmental coalitions that have successfully fought developers in election campaigns in San Diego and elsewhere say the new legislative effort by builders to reverse 75 years of citizen-based lawmaking and make courts a major battleground comes as no surprise.

"It is to be expected that when we play by the rules and go to the people and win... they try to change the rules," said Jay Powell, conservation director for the San Diego County Sierra Club chapter.

Powell said voters in San Diego and elsewhere will be offended if they "recognize the builders' new strategy as an attack upon their fill." But he predicted that pro-development forces will likely sponsor several bills besides the one already introduced by Ferguson, hoping to enact one of them as some kind of reasonable compromise.

Indeed, a California Building In-

dustry Assn. (BIA) publication widely circulated among lawmakers in recent weeks outlined potential legislative approaches to counter "initiatives which indirectly close down growth."

While they would like to devise a means of keeping such measures off local ballots, the BIA issues paper acknowledges that it would be politically "unrealistic."

## 'Low-Probability Event'

Legislators and the Deukmejian Administration "are kind of reluctant on that," Don Collin, a BIA lobbyist in Sacramento, said in an interview.

Distasteful as such measures might be to developers, halting anti-growth initiatives altogether "is a low-probability event," said Collin.

"The one bill that got through last year," a measure intended to expedite a proposed initiative regarding a planned trash-to-energy plant in San Marcos, was vetoed by Deukmejian, Collin noted.

But the BIA issues paper said there are ways to amend the state's Evidence Code to aid builders and others who challenge such initiatives once they are passed.

One way would be to create a burden of proof on cities that an anti-growth ordinance enacted by their voters would have no impact on the area surrounding those cities or on the state as a whole, the paper pointed out.

Earlier this year, in a lawsuit to which the BIA was a party, an appellate court said a citizens' group in Irvine could not force an initiative to block a builder-fee financing program for three proposed new Orange County freeways because those roads are of "obvious statewide concern."

## Sierra Club Opposition

Builders would like to enact a law that would make all initiatives affecting growth subject to a similar test—after the fact.

San Diego City Atty. John Witt said "it would be pretty hard" to defend Proposition A if the Legislature does enact such a test.

"Obviously, we are going to oppose that kind of legislation," said Carrell of the Sierra Club.

Collin acknowledged that he held discussions with legislators about such a bill, but so far no one has introduced a measure.

"Nobody stood on their chairs

over there and cheered," said Collin. "But I ran it up the flagpole."

But builders do have an ally in Ferguson, who likened anti-growth measures to "lynch mob voting."

"They used to get enough people in favor... and they would lynch a person. Now they get enough people to vote to take away a person's property rights, and they do it," said Ferguson. "It is not much different..." Ferguson said this is the first generation in the United States for which home ownership is a largely unattainable goal, and he called his measure the "American dream" bill because it is intended to drive down the cost of housing. Anti-growth measures, and environmental controls in general, drive up the cost of housing, he said.

His bill would nullify any local ordinance that limits the development of housing unless it is "necessary to achieve a vital and pressing governmental interest."

## Admittedly a Difficult Test

San Diego would have to prove, for example, that Proposition A was necessary to assure the "availability of adequate sanitary, sewer, water, street, parking utility and other public capital facilities."

Admittedly, said Ferguson, it is a difficult test intended to assure that development forces prevail.

Ferguson said the idea for the measure grew out of the 1980 White House Commission on Housing. He said a model for the bill was drafted last year by a University of San Diego symposium chaired by law professor Bernard Siegan.

Although the measure has already "startled everyone and is causing an uproar," Ferguson said it neither takes away initiative rights nor does it "take away a single environmental law."

But Ferguson said he expects heavy opposition by the Sierra Club and other groups.

Powell said the pro-growth advocates are guilty of hypocrisy. For years, he said, the same people have been "screaming about the Coastal Commission," saying the watchdog planning panel was usurping local control.

"Now they see it going the other way... and they try to impose these things from the state level."

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# Torereros keep their NIT hopes alive with victory

Tribune Wire and Staff Report

PORTLAND, Ore. — USD's men's basketball team began its season-ending push last night for a berth in a postseason tournament by easily defeating Portland 61-40.

USD center Scott Thompson scored 20 points to pace the Toreros in the West Coast Athletic Conference victory. The win pushed the Toreros' record to 18-8 overall and 8-4 in the WCAC and tied a school mark for most wins in a season.

Senior guard Pete Murphy chipped in 15 points, and senior forward Mark Bostic and junior forward Nils Madden had seven rebounds apiece. Bostic and Murphy had five assists each.

It was the fourth straight win for the Toreros. Portland dropped to 12-14 and 3-9. Fred Harris led the Pilots with 13 points.

USD plays next at Gonzaga on Saturday and at St. Mary's next Wednesday to finish its regular season. If the Toreros win one of their remaining two games, they'll finish with the

school's best Division I record. The 1983-84 team went 18-10, won the WCAC championship and went to the NCAA Tournament.

At present, the Toreros are hoping for a postseason tournament invitation. They can't win the WCAC to get the conference's automatic bid to the NCAA Tournament, so they're hoping to attract the attention of the NIT Tournament.

"That (the NIT) is our goal," said Thompson. "They (NIT officials) have been in touch with us and told us we're under consideration, but we better win our last three games. We have one under our belt; now we want to win our last two."

The latest USA Today rankings of Division I teams rates the Toreros as the 96th best team in the country. Coincidentally, 96 teams will be picked to compete in postseason tournaments — 64 by the NCAA and 32 by the NIT.

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Allen's P. C. B Est. 1888

# No. 18 and counting for Toreros

By Kerry Eggers, Special to The Union

PORTLAND, Ore. — University of San Diego basketball coach Hank Egan said last night he isn't thinking about the National Invitation Tournament, but maybe he should.

With the Toreros cruising to an easy 61-40 West Coast Athletic Conference victory over the University of Portland, USD tied the school's season record for victories as a Division I team. The Toreros won 18 games en route to the WCAC championship and an NCAA berth two years ago.

USD (18-8, 8-4) kept alive its hopes for a 20-victory season by thumping the Pilots for the second time this season.

Are the Toreros allowing themselves to think about the NIT as 20 victories near?

"No way," Egan said. "We're allowing ourselves to think about Gonzaga."

Not exactly true, admits Scott Thompson, the Toreros' 7-foot junior center, who scored 20 points, 15 in

the second half, against the smaller Pilots.

"That (the NIT) is our goal," he said. "They (NIT officials) have been in touch with us and told us we're under consideration, but we better win our last three games. We have one under our belt; now we want to win our last two."

The Toreros face Gonzaga at Spokane tomorrow night and finish the regular season Wednesday against St. Mary's at Moraga.

Before a Chiles Center crowd of 1,099, the outmanned Pilots (12-14, 3-9) spent the first half trying to penetrate a USD 2-3 zone that is No. 10 in the nation in field-goal defense. They didn't have much luck. Portland managed only 8-of-25 shooting, a .320 percentage.

Thompson picked up two quick fouls and spent most of the first half on the bench, but 6-foot-4 senior Pete Murphy picked up the slack from outside by scoring 13 points on 5-of-8 shooting. Murphy finished with 15 points.

"Murph shot the ball excellent in the first half," Thompson said. "That opens it up for me."

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(Cir. S 55,573)

FEB 28 1986

Allen's P. C. B. Est. 1888

# Murphy, Thompson Lead USD Rout

2955  
By LARRY SHAW, *The Oregonian*

PORTLAND, Ore.—It was Pete Murphy's first half and Scott Thompson's second half.

That made it the University of San Diego's basketball game, a 61-40 victory over the University of Portland Thursday night in West Coast Athletic Conference play.

Thompson picked up his second foul only six minutes into the game. The 7-foot center had scored the game's first five points. USD Coach Hank Egan then elected to bench Thompson for the remainder of the first half. Murphy scored 11 of San Diego's next 19 points. He finished with 13 first-half points as the Toreros took a 32-16 halftime lead.

"When he (Thompson) is in there, he creates a lot of open shots for me," Murphy said. "For some reason (his shot) was still open."

Egan said he was concerned when Thompson went to the bench because Portland "is so physical."

"James Knight came off the bench and did one heckuva job on defense," Egan said.

Thompson came back in the second half to score 15 points, hitting 5 of 8 from the field and 5 for 7 from the free-throw line.

Repeatedly, Thompson went strong to the basket as the Pilots' 6-10 James Van Ness couldn't handle him. Thompson started the second half scoring the first five points as San Diego stretched to its biggest lead of the night, 37-16.

The victory gave the Toreros an 8-4 conference record and 18-8 overall mark.

"Our defense was good but not great," Egan said as the Pilots hit just 8 of 25 from the field in the first half.

However, the Pilots (4-8, 12-14) made a brief run, scoring six straight points. The Pilots cut the lead to 12 with 9:07 left, but San

Diego outscored Portland, 12-4, during the next 6½ minutes to take a 57-37 lead with just more than two minutes left.

The Toreros patient offense got off 49 shots, hitting 24 for 49% shooting.

"The offense was there and we took just what they gave us. We also were a lot stronger inside," said Egan, whose team had layups on 6 of its 10 second-half field goals.

Before the game, Egan said his team might have a chance at a National Invitation Tournament bid if the Toreros win 20 games this season.

"Sure, we still have a shot," said Egan, whose team next plays Gonzaga. "Our feeling is that we are just going about the business of winning games. If anything else is in the wind, that's OK. Right now, we just want to win."

JAN 28 1986

Allen's P.C.B. Est. 1986

# Superstars camp gives under-rated players chance to shine

<sup>2955</sup>  
Servite quarterback Tim Rosenkranz threw his last pass two months ago and people already are forgetting his accomplishments.

Rosenkranz, the top quarterback in the Big A Empire, is having trouble selling himself as a Division I college prospect and he doesn't know why.

Rosenkranz did everything possible to become a valuable commodity during the 1985 football season.

He completed 148 passes for 2,560 yards and 25 touchdowns. He broke every Servite passing record—records set by

Princeton's Doug Butler, the Ivy League Player of the Year, and Notre Dame's Steve Beuerlein. But no one seems interested in his accomplishments, except for a handful of Division II or Division III schools.

"I haven't heard from a Division I school

and I'm kind of surprised," Rosenkranz said. "I broke all those records and I thought I would get at least one scholarship offer."

Rosenkranz said he sent letters and game films to 90 Division I schools, hoping for at least 10 scholarship offers. He said he wasn't expecting Notre Dame or USC to call, but Weber State or Bowling Green seemed like sure bets.

He has heard from Cal Poly San Luis Obispo, University of California, Santa Barbara and University of San Diego. He was flattered by the offers, but he was expecting more. And why not?

Rosenkranz said his size and speed maybe working against him. He stands a shade under 6 feet and weighs 170 pounds. He runs the 40 in 4.9 seconds. College scouts consider 4.6 a good time for college quarterback prospects.

But Rosenkranz did throw for more than 2,000 yards in the Angelus League, arguably one of the toughest football leagues in California. How many quarterbacks in the nation can do that? Not many.

"I just wished someone would come out and take a look at me," Rosenkranz said. "I know once I get into school, I'll do fine. Look what

Doug Flutie did at Boston College and he's only 5-9."

Rosenkranz, however, isn't the only local football player that has yet to receive a scholarship offer from a Division I school. There are several players that are considered either an inch too short or a second too slow to play college football. And you don't have to look further than this year's Big A Empire Leaders to find their names.

Bill Williams, however, would like to change that. Williams has been coaching for 13 years at the high school, college and pro levels and is currently the defensive coordinator at San Diego City College.

Williams also operates a superstars camp for high school football players in San Diego and is planning to start a camp this April in Orange County.

"I know what it's like to be a player that's been overlooked by college scouts," Williams said. "I was small and a tad slow in high school, too. Major colleges didn't know me from Adam.

"But I was lucky. Scouts came to watch one of my teammates and found out that I could play football, too."

Williams played college football at Central Missouri and pro football with the Montreal Alouettes of the Canadian Football League. He has been a defensive coach for Claremont College and University of Pacific, special assignments coach for the Chicago Blitz of the United State Football League and head coach at the University of San Diego.

"God it's been great," Williams said, "but it wouldn't have happened if those college scouts didn't see me play."

Williams is now trying to provide a forum for Orange County high school football players to improve their skills and demonstrate their abilities.

His superstar clinic lasts one week and is taught by a 12-man coaching staff of four coaches from the high school, college and professional levels. For a fee of \$65, Williams and his team of coaches teach players blocking and tackling techniques, provide passing and running drills and a conditioning program.

In the past, Fritz Schumur, Rams defensive coordinator, Tom Walsh, Raiders receivers coach, and Bob Burt, Cal State Fullerton defensive coordinator, have been among the

Please see WATERS — B3



**Prep/JC Beat**  
With Sean Waters

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## WATERS: Camp gives players 2nd chance

2955  
From B1

coaches to give speeches and help run the camps.

In addition to coaching at San Diego City College, Williams is a scout for the Kansas City Chiefs.

At the superstars camp, Williams said he tests every player for speed, agility, strength and endurance. Williams then mails the evaluation to college coaches throughout nation.

"I send the evaluations to coaches in

PCAA, WAC, Pac-10 and Big Sky," Williams said. "If I think a player is underrated, I'll go out and make sure that some coach knows about him.

Williams hopes to get a camp going in Orange County by April at the latest. He said he just needs to find a high school facility with a practice field, three or four classrooms and access to a weight room.

And then, maybe Rosenkranz will throw the pass that lands him a Division I scholarship.



FEB 23 1986

Allen's P. C. B. Est. 1888

# San Diego tops Broncos as winning streak ends

2955

Staff and Wire Reports

SAN DIEGO — Santa Clara University's basketball team saw its four-game winning streak snapped Saturday night.

"We were a shadow of what we've been recently," Broncos coach Carroll Williams said after watching his team lose 75-62 to the University of San Diego in a West Coast Athletic Conference game.

"We didn't play much defense, and they beat us to the boards," Williams explained. "We were sluggish and didn't get into our offense."

The Toreros (17-8, 7-4 in conference) never trailed. They pulled out to a 33-28 halftime lead after shooting 61 percent from the floor in the first 20 minutes.

Senior guard Pete Murphy did much of the damage. He finished the first half with 14 points on 7-for-10 shooting.

San Diego then outscored Santa Clara 16-6 over the first eight minutes of the second half to pull away to a 49-34 lead.

**'We were a shadow of what we've been recently. We didn't play much defense, and they beat us to the boards.'**

— Carroll Williams

Murphy finished with 23 points, but he had plenty of help.

Scott Thompson, a 7-foot junior center, had 14 points, a game-high 10 rebounds and five blocked shots. Senior forward Mark Bostic added 14 points, six rebounds and seven assists.

The Toreros shot 57 percent from the field for the game. Santa Clara (10-15, 5-6) made only 43 percent of its field-goal attempts.

San Diego had a 31-26 rebounding edge over the Broncos.

Santa Clara was led by senior guard Ken Mulkey, who scored 18 points. Guard-forward Steve Kenil-

vort had 13, and center Dan Weiss and reserve forward Mitch Burley each had 11.

SANTA CLARA (62)			SAN DIEGO (75)			
	fg-a	ft-a	tp	fg-a	ft-a	tp
Kenilvort	3-10	7-8	13	Bostic	4-9	6-6
Gordon	2-3	1-2	5	Madden	0-0	1-2
Weiss	5-10	1-2	11	Thmpsn	5-10	4-4
Mulkey	7-15	4-4	18	Leonard	4-6	5-9
Lane	1-3	0-0	2	Murphy	10-16	3-5
Rask	0-0	0-0	0	Means	1-2	0-0
Burley	5-11	1-1	11	Manor	0-0	0-0
Aaron	0-0	0-0	0	Knight	0-0	0-0
Moody	0-0	0-0	0	Coronado	0-0	2-2
Wigenbsh	1-4	0-0	2	Krallman	1-1	4-6
Becker	0-0	0-0	0			

Totals	24-56	14-17	62	Totals	25-44	25-34	75
Santa Clara					28	34	62
San Diego					33	42	75

Fouled out — Weiss. Rebounds — Santa Clara 26 (Gordon 7), San Diego 31 (Thompson 10). Assists — Santa Clara 12 (Lane 5), San Diego 19 (Bostic 7). Total fouls — Santa Clara 26, San Diego 17. A — 2,025.

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FEB 27 1986

Allen's P. C. B. Est. 1888

## USD improves record to 18-8

PORTLAND (AP) — Center Scott Thompson scored 20 points Thursday night to lead San Diego to a 61-40 West Coast Athletic Conference basketball victory over the University of Portland. Pete Murphy added 15 points, six rebounds and five assists for San Diego. Mark Bostic scored eight points, pulled down seven rebounds and handed out five assists.

San Diego improved its record to 8-4 in the conference and 18-8 overall. Portland, suffering its fourth loss in a row, fell to 3-9 in the conference and 12-14 overall.

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SANTA CLARA (82)			SAN DIEGO (75)		
fg-a	ft-a	tp	fg-a	ft-a	tp
Kenilvort 3-10	7-8	13	Bostic 4-9	6-6	14
Gordon 2-3	1-2	5	Madden 0-0	1-2	17
Weiss 5-10	1-2	11	Thmpsn 5-10	4-4	14
Mulkey 7-15	4-4	18	Leonard 4-6	5-9	19
Lane 1-3	0-0	2	Murphy 10-16	3-5	23
Rask 0-0	0-0	0	Means 1-2	0-0	2
Burley 5-11	1-1	11	Manor 0-0	0-0	0
Aaron 0-0	0-0	0	Knight 0-0	0-0	0
Moody 0-0	0-0	0	Coronado 0-0	2-2	2
Wigenbsh 1-4	0-0	2	Krailman 1-1	4-6	6
Becker 0-0	0-0	0			

Totals 24-56 14-17 62 Totals 25-44 25-34 75

Santa Clara 28 34-62  
San Diego 33 42-75

Fouled out — Weiss. Rebounds — Santa Clara 26 (Gordon 7), San Diego 31 (Thompson 10). Assists — Santa Clara 12 (Lane 5), San Diego 19 (Bostic 7). Total fouls — Santa Clara 26, San Diego 17. A — 2,025.

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FEB 1 1986

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## 2955 Constitution gets praise from bicentennial official

By Joseph Thesken

Tribune Education Writer

This nation's Constitution has met the challenges of changing times and mores in the nearly 200 years of its existence, says a San Diego member of the Commission on the Bicentennial of the U.S. Constitution.

The member, Bernard Siegan, a University of San Diego law professor, made the comment in advance of the commission's meetings tomorrow and Monday at USD. Chief Justice Warren Burger and prominent national lawmakers who are members of the commission will be present.

"The basic ideas in the Constitution have worn very well considering the changes that have occurred in this country over the past 200 years,"

said Siegan, a recognized authority on the Constitution.

"The Constitution has told government we are a free people and that the government can go only so far in restricting our day-to-day activities of our lives."

Commission members will have a closed meeting tomorrow, then conduct a hearing open to the public Monday in the Camino Theater.

Among those who will testify are USD President Author Hughes and Joan Bowes, leader of the San Diego County commission for the bicentennial. Actor Richard Dreyfuss also is expected to appear.

"The purpose of the commission is to encourage and advance the celebration by this nation of the 200th anniversary of the framing and ratification of the Constitution," Siegan said. "The actual anniversary will occur Sept. 7, 1987. It will be declared a national holiday by Congress.

"The public hearings, such as the one in San Diego, are to encourage groups and individuals to help celebrate the event. They will tell what local celebrations are being planned."

Burger has described the commission's role as "creating a giant civics lesson for the people of the United States."

In addition to Burger, other commission members expected to attend are Sen. Edward Kennedy, D-Mass.; Sen. Ted Fulton Stevens, R-Alaska; Sen. Strom Thurmond, R-S.C.; former U.S. Attorney General Herbert Brownell, commission vice chairman; and Frederick Biebel, former chairman of the U.S. Constitution Commission.

The hearing Monday is the second such session open to the public. The first occurred in Salt Lake City in August. Three closed meetings were conducted in Washington, D.C.

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U.S. CHIEF JUSTICE WARREN BURGER, presiding over the second public meeting of the Bicentennial Commission, said the panel has a lot of catching up to do in preparing for the 200th anniversary of the Constitution. Burger, chairman of the 23-member commission, said planning for the celebration was behind schedule. The panel held a four-hour open session at the University of San Diego to receive public testimony. Among members unable to attend were Sens. Ted Kennedy, D-Mass., and Strom Thurmond, R-S.C. The group met in closed session Sunday in San Diego to discuss what one member said were proposed media events. The panel met in San Diego at the request of commission member Bernard Siegan, a USD law professor and national expert on constitutional law.