

# President

- Bill Chaloupka
- Ray Vavak, Jr.
- Bob Zucker

# 1st VP

- Diane Theisen
- Richard Page
- Randy Prier

# 2nd VP

- Timothy J. Kincaid
- Greg Griffin
- Brent Skinner
- Steve Tiwald

# Amendment

- Yes
- No

## Vote no

One of the most ignored aspects of the ASUN campaign has been the senatorial apportionment amendment. And by rights, it should be ignored.

The purpose of changing representation in Senate is to make ASUN more responsive to the students and have the Senate be a fair cross-section of the campus.

By its nature, this is a complex subject: representation will have to be by a hybrid of colleges, living units and perhaps other divisions.

A piece-meal amendment is not the answer to the problems of ASUN. Another, and hopefully more successful, constitutional convention is needed.

Vote NO on the constitutional amendment today.

Ed Icenogle

# De profundis

... by Fred Schmidt

It's that time again, Carl Davidson (you old timers will remember him) called it "let's-pretend politics." Election day is near and, in response to all the Crib rats who keep asking me how I'm going to vote, here goes.

The list of candidates is, to put it mildly, generally uninspiring. There are the ever-present brownies, bent on earning a red or black robe and the epithet "student leader." Then there are those who, realizing that a hell of a lot of students are fed up with college, promise that if elected they will have their way and tear this building down.

FOR EXAMPLE, there's the Student Independent Party. Frustrated by their own impotence, SIPers have, by joining together, found the perfect weapon against the Greek machine, Chaloupka's machine, Zucker's machine, the Rag machine (oh, brother), and middle class morality. It's the Vexatious Arrogant Vegetative Automatic Komputer - VAVAK!

Having mounted his rocking horse and mistaken it for Pegasus, Ray Vavak, the opiate of his people, has looked down at the campus and found it wanting. Everything's irrelevant, i.e., "That does not compute," at least according to Vavak's opinions, the dogma of SIP.

Vavak's pie-in-the-sky promises sound great, even though the University would go broke implementing them. (But, then, money is the hobgoblin of middle class morality.) Randy Prier, whose qualifications and sense of commitment are unimpeachable, has said that SIP is only trying to begin moving towards these reforms. Watch out for the ice pick, Randy.

If SIP would stick to the Greek system as a scapegoat, its true believers might at least lay claim to

consistency. But their most vicious attacks are aimed at non-SIPian leftists and reformers, especially Bob Zucker's Electorate '69 Party. Why not?

Zucker made the ballot despite a sub-standard grade average while a multitude of other would-be student leaders (guess from which party!) did not. Besides that, Electorate '69 has neater campaign buttons.

ELECTORATE '69 is a far more genuine populist movement. Its more realistic (and more relevant) programs and impressive slate of senate candidates merit consideration. The sense of direction displayed by its members is more towards reform than revenge or superiority.

Unfortunately, the party fails at the top of the ticket. Bob Zucker's soul is in the right place and his proposals leave little to challenge, but his past performances, in both mouth and deed, demonstrate his inability to achieve much as ASUN president.

By now it should be obvious that I'm voting for Bill Chaloupka. Old Straight Bill. He engages his brain before he puts his mouth into gear. He has few illusions about grandeur. When someone (like me, for instance) disagrees with him, he can carefully and lucidly explain his position.

The substance of his platform yields little to those of the parties and he better knows how to operate towards a goal. As for those of you who like to wag a finger or a lip about desecration, if it's going to come, NO ASUN president will stop it.

I'M PUNCHING SOME Electorate candidates (yes, even a couple of SIPs) but Chaloupka gets the nod for president as the candidate most likely (No guarantees) to get something done.



# Alas...

by Fred Starett

A.N.U.S. — U. of N., age 100, died Wednesday. Survivors include — Council on Student Life, an improved committee system, a student President, and two assistants. Services will be held all day Wednesday.

According to many A.N.U.S. candidates, student government will be "fighting for its existence" next year.

This is absurd; why waste the time? Why should an organism fight for its existence when for the four years it has failed to even justify its existence?

THE ONLY RELEVANT constitutional amendment that should be on the ballot is one asking those students voting, to decide whether A.N.U.S. should be continued, YES, or NO; with every student not voting being counted as a no vote.

There are certainly ways other than a yearly contest to see who can buy the most votes with \$40, and then to try and voice student opinion. All this is going on the same year the Council on Student Life was established, a step below the Regents. It would seem more logical to carry any appeal for action to this new body rather than to one that has not functioned well for some years.

Any function A.N.U.S. performs could be handled by a committee that is already established. All my proposed suicide of A.N.U.S. would do would be to weed out an unnecessary step. The people for the committees could then be chosen from among those responsible individuals who truly desire to achieve results.

THE WEDNESDAY afternoon senate meetings may be an enjoyable way for those with nothing better to do to kill an afternoon but it is not an atmosphere conducive to campus improvement. To quote Bob Zucker in Mondays Nebraska—"Much of the business of ASUN is verbiage which accomplishes nothing."

So it is my belief, in light of these facts, that any liaison function the Senate serves between the committees and the Council on Student Life is unnecessary.

As for presenting the various factions point of view handle that like Hyde Park — let the interested students come to a forum, held weekly, and shout at each other rather than having their senators do it for them and losing the point in the translation.

Just think, two Hyde Parks in a row!!!

# Student Court's party decision

The majority of the ASUN Student Court finds the following:

(1) that Robert Zucker, representing "Electorate '69" is a proper plaintiff to bring action against the ASUN Electoral Commission, and, therefore, the Court has jurisdiction in this case under Article VII, Section 3, Paragraph B, of the ASUN Constitution.

(2) that the plaintiff did not adequately prove his allegations that (a) the actions of the Electoral Commission were clearly unconstitutional under the circumstances (b) a conflict of interests existed among the members of the Commission at the time the election regulations were formulated, and (c) the Commission acted in an arbitrary and capricious manner in eliminating party designation from the ballot (number 6 of the Outline for Election Regulations Spring 1969").

This court claims jurisdiction in this case under Art. VII, Section 3, Paragraph B, 2, 4, and 5. We hold that, because no rules have been established by the ASUN Senate or the Electoral Commission with regard to the status of campus political parties as organizations, the exact status of "Electorate '69" is undetermined.

THE COURT feels that the organizational status of political parties is a political question properly in the province of the Legislative and Executive branches of ASUN. The case was accepted on the basis that campus political parties, have been operating as more or less recognized entities for the past few years.

In addition, the plaintiff represented a group of students who claimed to

have been injured in their political activities by the action of the Electoral Commission, acting as an organ of ASUN.

The Court found in the hearing of April 15, 1969 that sufficient injury had been done the plaintiff, because he had relied to his detriment upon "Electorate '69" being listed on the ballot beside the names of the party's candidates, to warrant our hearing the case.

Furthermore, we believed that the constitutional and

The question of the lateness of the Electoral Commission report containing the second semester election regulations was raised by the plaintiff. Article VI, Section 1, Paragraph C of the ASUN Constitution states: "Student members of the (Electoral) Commission shall be nominated before the third full week of classes of each semester of the regular academic year..." (parentheses and underlining added). Article VI, Section 1, Paragraph E, 4, states:

allows the Court to agree that the eighth week was reasonable this year.

IN THE INTEREST of fairness to all candidates and political parties, the election regulations should be presented to the Senate and approved as near the beginning of the semester after the third week as due consideration will allow. Not only is such early presentation in accordance with the word and intent of the ASUN Constitution, but it should substantially reduce the possibility of charges of partisanship and arbitrariness being brought against the Electoral Commission in the future.

The Court holds that the following circumstances explain the lateness of the Electoral Commission's report this semester: (1) The resignation of ASUN President Craig Dreeszen, during the first week of the current semester, and the assumption of the Presidency by the then first vice-president, Mike Naeve, (2) the inability of the new executives to contact the first semester Electoral Commission Director, who had traditionally carried on his role during the second semester. (3) the subsequent resignation of the first semester Director, and (4) the appointment of John McCollister, who had had no previous experience with the Commission, as Electoral Commission Director.

ACCORDING TO the testimony of Dr. Paul Byerly, faculty representative to the Student Senate and Electoral Commission member, Mr. McCollister began investigating his responsibilities and carrying out his official duties immediately following his confirmation by the Senate on February 19. The election regulations presented to the Senate on May 19 were arrived at, according to testimony of Mr. McCollister and Dr. Byerly, after four meetings of the Commission marked by open discussion with no exceptional pressures from within or from outside the Commission for or against any particular provisions.

The regulations were adopted unanimously by the Commission, and, as the "statement of facts" indicates, were accepted by a substantial margin by the ASUN Student Senate on March 26. Under these circumstances, the Court holds that the Electoral Commission acted in a reasonable manner in performing its Constitutional duties.

In addition, the Court finds that the appointment of Mr. McCollister was strictly within the word and intent of the Constitution. He was "nominated" (see Art. VI, Sect. 1, Par. C.) on February 10 or 11, according to the sworn testimony of both Mr. McCollister and Mr. Naeve, even though he was not officially confirmed by the ASUN Senate until February 19. According to Webster's New World Dictionary of the American Language, College Edition, to "nominate" means "to name (a person) as a candidate for election or appointment; propose for office." Mr. McCollister was "nominated" within the three week period specified in the Constitution of ASUN.

The Court finds finally that the Plaintiff did not adequately prove that the Co-defendant, Mr. McCollister, or any of the other members of the Electoral Commission were in fact using their power in an arbitrary and capricious manner in order to hurt Mr. Zucker and "Electorate '69" politically.

ALTHOUGH MR. McCOLLISTER admitted not personally liking Mr. Zucker or what he stands for (paraphrasing the defendant), no evidence was presented or any testimony given proving that he had

actively used his office specifically to harm the Plaintiff.

Dr. Byerly's testimony indicated that he felt the deliberations and decision of the Commission to exclude reference to party affiliations from the ballot were fair to everyone. The unanimity of the Commission decision and the overwhelming consent of the Senate further attest to this belief on the part of those making the decision.

Tradition could be used to uphold either the position for party labels on the ballot or the position against them, since both conditions have existed during the time since the formation of the present Student Government in 1965.

The decision to put party labels on the ballot or not has been made each year by the Electoral Commission, with the consent of the Senate. The status of parties as organizations on this campus has yet to be determined by any branch of the ASUN.

The Court was presented with insufficient evidence that the Electoral Commission and/or its Director exercised their Constitutional powers in a definitely arbitrary or capricious manner, so as to harm the plaintiff. Furthermore, no conflict of interests has been proven by the Plaintiff on whom the burden of proof rests.

THE COURT ALSO finds that the stretching of the meaning of "at the beginning of each semester" (Art. VI, Sect. 1, Par. E, 4.) by the Electoral Commission to indicate the eighth week of the semester was reasonable only due to the very special facts indicated in this decision. Under different circumstances, the Court may in the future rule differently.

The majority finds for the Defendants and denies the petition of the Plaintiff.

John Schreckinger, Schaaf, Piester, Wangsvick, Associate Justices, concurring

Student Court has voted to uphold the Electoral Commission in deleting party affiliation from the ASUN ballot today. Here, in the majority opinion, is why.

legal issues raised by the plaintiff with regard to the official actions of the Electoral Commission were significant enough to consider.

IN FINDING FOR the defendants, the Court does not intend to imply that it either favors or disfavors political parties in general or any particular political party in the current campaign. It further does not mean to imply any judgement on the merits of any candidate in the current campaign. The decision only upholds the actions of the Electoral Commission this semester under the circumstances which existed this semester.

"The Electoral Commission shall have power to: 4. Establish at the beginning of each semester regulations with the consent of the Senate"

Because both paragraphs must be taken into account, the words "at the beginning" in Paragraph E must be construed to mean "some reasonable time after the third week of each semester." This does not necessarily mean the Court will in the future find that the Electoral Commission has acted constitutionally if it waits until the eighth week of a 16½ week semester to submit its report and regulations. It is only the unique circumstances in this case discussed below which



... AND SO I URGE ALL PATRIOTIC AMERICANS TO HELP FIGHT COMMUNISM; KEEP SEX EDUCATION OUT OF SCHOOLS AND IN THE STREET, WHERE IT BELONGS

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