

**Weather:** Rain ending by mid-day, turning partly cloudy with a high of 63. Low of 45 tonight. Sunny and warmer tomorrow with a high of 75.

**'Amerika' provides hands-on experience**

Arts and Entertainment, Page 9

**Osborne's Red team mauls Whites, 70-14**

Sports, page 7



# Daily Nebraskan

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## Judge requests more reports in DN lawsuit

By Michael Hooper  
Staff Reporter

After testimony Friday in U.S. District Court, Judge Warren Urbom asked lawyers representing the Daily Nebraskan and two Lincoln residents to present more information on state influence over DN policy.

Urbom said that before he can rule the discrimination lawsuit brought by Michael Sinn and Pam Pearn against the DN, he must determine the degree of influence the state has over the newspaper's policy, said John Wiltes, attorney for the DN.

Daniel Shattil, DN general manager, said the judge must decide whether the UNL Publications Board is part of UNL administration or the DN.

Attorneys will submit their information May 8, and Judge Urbom said he will rule on the case "as soon as possible."

Sinn and Pearn filed suit last fall against the NU Board of Regents, the Publications Board and Shattil because the DN refused to run their separate roommate ads in which they had identified sexual orientation.

Jerry Soucie, the plaintiff's attorney, said the DN cannot turn down an ad since it is a publicly owned newspaper.

Only private newspapers can turn down ads that state sexual orientation, he said.

Under the First and 14th amendments to the U.S. Constitution, Soucie said, the DN's current ad policy, which excludes statements of sexual orientation from its classified roommate advertisements, denies freedom of expression.

But Wiltse said that if the DN allows statements of sexual orientation in its roommate ads, it would be a "conduit" for discrimination. Such ads imply someone seeks a roommate of a specific sexual orientation, which is as discriminatory as specifying racial or religious preferences, he said.

Don Walton, a reporter for the Lincoln Star and professional adviser to the DN, testified Friday that under the DN's policy, potential roommates can discuss sexual orientation over the telephone.

Walton said the policy allows advertisers to state their gender and whether they smoke.

Shattil said confirming someone's sexual orientation would be necessary because the DN would risk a libel suit if it were improperly stated. That happened in a case against Pennsylvania State University, he said.

## Payne urges Hoch to resign regent post

By Lise Olsen  
Senior Reporter

NU Regent John Payne of Kearney says Regent Nancy Hoch should resign from the board because she has a conflict of interest as a gubernatorial candidate.

The conflict is obvious, he says: The regents ask the governor for the university budget.

Hoch, who is running for the Republican nomination, disagrees, according to a report Saturday by the Associated Press.

"There is no conflict of interest. . . There's no legal requirement for me to resign," she said. The Daily Nebraskan could not reach Hoch for comment Sunday.

Payne, in a telephone interview Sunday, expanded on his earlier call for Hoch's resignation. He said former regents such as Dick Herman and Val Peterson admitted they had a conflict of interest and resigned when they ran for governor, which Payne called a highly visible office.

Hoch said she does not have a conflict of interest because the regents' position is unpaid, the AP report said.

Payne disagrees.

"It doesn't matter whether it is a paid or non-paid position. If we didn't have to depend on the governor and the Legislature, it wouldn't be a conflict of interest," he said.

As an example of the conflict, Payne cited Hoch's obligation to help formulate an NU budget plan that will be submitted to the governor in September. That report could become a campaign issue, Payne said.

Robert Koefoot, board of regents chairman, said earlier that he agreed Hoch has a conflict of interest.

In the campaign for the gubernatorial primary in May, two other candidates resigned from their state government posts: Helen Boosalis, former Nebraska Commission on Aging Director, and Chris Beutler, former state senator.

**'There is no conflict of interest... There's no legal requirement for me to resign.'**

—Hoch

Payne declined to comment on whether the time required by Hoch's campaign has affected her work as a regent.

Hoch said she will continue to serve, as regent unless she is elected governor, according to the AP story.

"I was elected to serve and represent the people of my district," Hoch was quoted as saying. "I have no intention of resigning."

Payne said he will not pressure Hoch to give up her position.

"It's her decision," he said.



Tharp  
Mark Davis/Daily Nebraskan

## Tharp wins biology teaching award

Honor is the first one given by a student group

By Merry Hayes  
Staff Reporter

The Students' Choice Award for Outstanding Biology Teacher recently was awarded to Professor Gerald Tharp.

Tri Beta, the biology students' honorary society, is the first student group to give a distinguished teaching award to a biology teacher.

Sanjay Gupta, president of Tri Beta, said it is important that good teaching is recognized.

"I feel it was time the students had the opportunity to honor some of the people who have helped them

in their career," said Gupta, a senior. "We have a lot of good professors. I think the award is something important that needed to be done."

Tharp, who has been teaching at UNL since 1967, won a distinguished teaching award at the university level in 1980.

"It's great to be recognized," Tharp said. "I think we need to recognize teaching on campus. There's a lot of work that goes into teaching, and there are not that many awards because we're not dealing with a finished product. The student is continually being molded."

"It's not like making a painting; it's never finished," he said.

Biology students nominated teachers of their choice and a Tri Beta committee, using six criteria, chose the winner. The nominees were judged according to concern for students and ability to recognize and deal with their problems; development and promotion of the learning process with emphasis on biological methods; ability to create a stimulating and rewarding classroom atmosphere for undergraduates; amount of practical and innovative research opportunities provided for undergraduates; help in career planning, and availability and approachability for students' questions and advice.

## Fund-raising project for Morrill Hall ends with elementary students' visit

By Jen Deselms  
Staff Reporter

Children crowded into the office of the Morrill Hall director Friday. Pocket cameras dangled from the wrists of kneeling students, and one boy held a giant card that read "We love Elephant Hall."

Three of the students from G. Stanley Hall Elementary School in LaVista, gave the card and plastic envelope filled with money to Morrill Hall Interim Director John Janovy.

Janovy said the students' \$200 donation will be put into a NU Foundation fund to provide an air conditioning system for the museum. Janovy said climate control in Morrill Hall is needed to prevent further decay of artifacts.

Wendy Robinson, a fourth grade teacher at Hall elementary, said the idea for an Elephant Hall fund raiser came for Montclair Elementary School in Millard. Robinson and two other teachers started the project in their classes.

Most of the students had never been to the museum before, Robinson said, but they were excited about raising money to help it. Robinson said films and slides of the museum and stories from children who had been to Morrill Hall helped build the interest of students who had never visited the museum.

The students raised \$130 through a bake sale. The student and parent councils contributed another \$70.

Kim Daub, LaVista fourth grader, said she and her classmates raised the

money because they wanted to visit Morrill Hall.

"We didn't want this place to close down," Daub said.

Erin Vargas, a fourth grader, said she raised money because she wanted to see the Capitol and the museum.

Students Eddie Hamblen, Jeff Knott and John Thirlwall agreed that the best part of raising money was selling food at the bake sale.

Lisa Petersen, a student, said that after seeing the museum she is glad her class raised the money.

After the presentation of the money, Janovy took the students through the museum to point out some of his favorite things. The big animals, particularly the Alaskan Brown Bear, were the favorite attractions for the students.