

District judge disputes Microsoft copyright defense in antitrust trial

WASHINGTON (AP) — The judge in the Microsoft antitrust trial undercut an important legal defense in final arguments Tuesday before his decision.

Without a settlement, which now appears unlikely, that ruling could come in a few weeks and is destined to affect the way the technology industry does business.

U.S. District Judge Thomas Penfield Jackson brushed aside Microsoft's claim that its federal copyrights allow wide discretion in the way the company distributes software.

"Copyright does not protect the conduct with which your client is charged," Jackson told Microsoft lawyer John Warden.

Warden told the judge his decision "will shape the rules of competition throughout the entire software industry." How Jackson applies the law,

Warden said, will be "important to the economy as we move into the 21st century."

"The laws should not be rewritten so that Microsoft or any other company is reluctant to compete as hard as it can," Warden said.

Outside court, Microsoft's top lawyer said he did not believe Jackson was skeptical of the copyright defense.

The judge's questioning indicated he was "genuinely curious to understand it better," William Neukom said.

At issue is Microsoft's decision in 1995 to bundle its Internet browser software into its flagship Windows operating system, which runs most of the world's personal computers.

The government alleges Microsoft illegally "tied" separate products to crush consumer demand for rival browsing software from the former Netscape Communications Corp.

Conley vows to respond to what students want

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It is not the purpose of ASUN to generate ideas and convince the students they are good ones, Conley said. Nor should ASUN sell administrators' ideas to the students.

As president, Conley would work to give students what they want, while working within administrators' needs.

Conley would hear students' voices by having ASUN members speak with students in their introductory-level courses, he said.

Students want an improved Culture Center where students can learn about other cultures, Conley said, which is one of Impact's priorities.

Conley proposed expanding ASUN, "but not in the sense of more committees and focus groups."

"UNL has 364 focus groups in the form of student organizations," Conley said.

To learn of student concerns, ASUN needs only to ask these organizations for input, Conley said. The majority of students is not being listened to and taken seriously, Conley said, which he would change.

Conley also said the majority of students, who are not involved, needs "to become mobilized." Students' money supports the university, so students can have an influence if they show concern for an issue, he said.

Ellis said Conley "has true passion to motivate students to do their best."

When he was a sophomore, Conley learned a homeless man had been attacked on UNL's campus. It was this event that inspired Conley to become involved beyond the Abel 13 intramural teams he played on as a freshman.

Two men threw bricks at the homeless man, who was sleeping over a grate. The perpetrators' identity was

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John Conley

Impact presidential candidate

unknown, but Conley was worried they could be students, he said.

"Nobody — homeless or the man on the top of the hill — deserves that kind of treatment," said Conley, a junior sociology major and psychology minor.

Conley, along with fellow sociology major Natalie Hoover, organized about 55 students for a Chili Feed for the Friendship Home, Peoples City Mission and the Matt Talbot Kitchen.

Conley wanted to demonstrate that the actions of the brick-throwing men did not reflect UNL students' opinions on the homeless, he said.

"All it takes is one or two people to get together, decide what needs to be done and make the phone calls — if that something has meaning," Conley said.

Since then, Conley's organization, Students at Large, has performed one large-scale service project a semester.

Conley talked about the collaboration required to undergo such projects.

A diverse array of organizations came together and gave the impression of what Conley referred to as a "seamless university," a university where labels did not separate students, but everyone's identity was as a student of the University of Nebraska.

Furthermore, the students who were brought together for this effort would always know each other, Conley said.

Conley has experience with get-

ting students involved. Before taking a leave of absence during the campaign, Conley worked in the Student Involvement Office.

As a resource center staff assistant, he helped students plan events and get involved in campus organizations.

Although it was not required, Conley said he felt compelled to leave temporarily because his job paid him to interact with students. He said this gave him an unfair advantage over other candidates, and he wanted the campaign to be fair.

As a current senator, Ellis knows the inner workings of ASUN, Conley said. As second vice president, Ellis would work closely with the Residence Hall Association.

Currently, there is friction between RHA and ASUN, and Ellis would work hard to narrow this gap, Ellis said.

Bangs said Conley "wants to go out and get things done that he thinks need attention."

"We thought there were some things that needed to be changed on campus and thought we were the right people to do it," Bangs said.

Conley said if elected, he will keep one main focus.

"If I'm granted by the students the role of ASUN president, my commitment to the students will never falter," Conley said.

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Council delays vote on public nudity ban

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But Fortenberry stressed he had no intention to let the issue die.

"I have no desire to back off the appropriate regulation of this activity," Fortenberry said.

Councilman Jerry Shoecraft said he didn't think postponing the vote until after the Supreme Court reached its decision was necessary.

"Do you know what guidance we're going to get?" Shoecraft asked.

"More confusion. We have to take the punch and deal with the situation."

The council decided 6-1 to postpone the vote on the ordinance banning nudity in public places.

Shoecraft cast the only dissenting vote.

After deciding to postpone the first ordinance, the council quickly passed an ordinance banning sexual contact in businesses.

The ordinance won't affect most clubs that feature exotic dancing in Lincoln; a similar ordinance for businesses that have liquor licenses already exists.

However, one club that features exotic dancing, Mataya's Babydolls, 5600 Cornhusker Hwy., doesn't have a liquor license.

At Mataya's Babydolls, patrons can lick whipped cream off a dancer's stomach or leg. Dancers may also rub themselves against the bodies of patrons.

The ordinance that passed last night was intended to stop that.

But operations manager of Mataya's Babydolls, John Ways Jr., said although there is touching

"I think the city did the right thing."

David Sos

manager of The Night Before

between dancers and patrons at his business, the contact isn't sexual.

"It's a show," Ways said. "It's entertainment."

Because he doesn't consider the contact between employees and patrons of Mataya's Babydolls sexual, Ways said he doesn't think the new ordinance will affect the way the club does business.

David Sos, manager of The Night Before, 1035 M St., another club that features exotic dancing, said he was glad the ordinance passed. Sos said he was also glad the ordinance that would ban public nudity was postponed.

"I think the city did the right thing," he said.

In other business, Lincoln residents expressed their views on the proposed construction of a baseball stadium near downtown Lincoln.

While the overwhelming majority of those who testified spoke in favor of the new stadium, many who live near the proposed construction site at Sixth and Charleston streets were opposed.

Residents said the new stadium would bring noise pollution and traffic congestion to the area.

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