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Edgar Winter: White Trash and R&B

By AL BACA

Several years ago, Edgar Winter's White Trash was playing some very energetic R&B. After an endeavor into the world of rock and roll with the Edgar Winter Group, Winter has rounded up most of the members of his old White Trash group, and, as evidenced by his performance at the Palace Theatre last Wednesday night, he is back playing R&B.

The audience did not know what to expect when Winter came on stage with White Trash. There were those who wanted to hear grinding rock and roll, and there were those wanting to hear him play the blues. When he started off the show with "Open Up", a cut from his new *Recycled* album, it was apparent that he was set to play R&B. His seven piece band heavily relied on brass arrangements to create their sound, which proved to be very commercial. Some of his songs even verged on the border of disco, defiling the Winter name.

The band went on to play "Competition," also from the *Recycled* album. This song was a better reflection of the Edgar Winter of old. He played a rousing alto sax solo and his band showed themselves to be very tight. Jerry LaCroix took turns with Winter in singing lead vocals while George Recile pounded out some excellent drum fills.

As Winter continued his repertoire of songs from his new album with "Leftover

Love," it became apparent that he is trying to gain a mass following in the top 40 scene. The song featured some decent horn arrangements, but for the most part it sounded like that computerized clonelike beat that is cranked out continuously in disco halls throughout the country. If it wasn't for the fact that Winter still played some incredible synthesizer and keyboard solos, I wouldn't have believed that I was seeing White Trash.

Toward the end of the show, Winter started to let his band have a little freedom. I especially enjoyed a guitar solo by Floyd Radford. It was a pleasant change of pace from the bombardment of horns throughout the concert. I don't know why Winter didn't make more use of Radford when he was writing the arrangements. He is a damn good guitarist and he also served to balance out the brass sound generated by the rest of the band. Robert "California" Arnold also contributed his share to the cause of rock and roll with several impressive brass solos.

It was evident where the priorities of the audience were when LaCroix asked if anyone wanted to hear "The Monster". This question generated a greater degree of applause than any of the songs from the *Recycled* album. The band proceeded to play a twenty-five minute version of "Frankenstein," a song from the rock and roll days of the Edgar Winter Group.



review

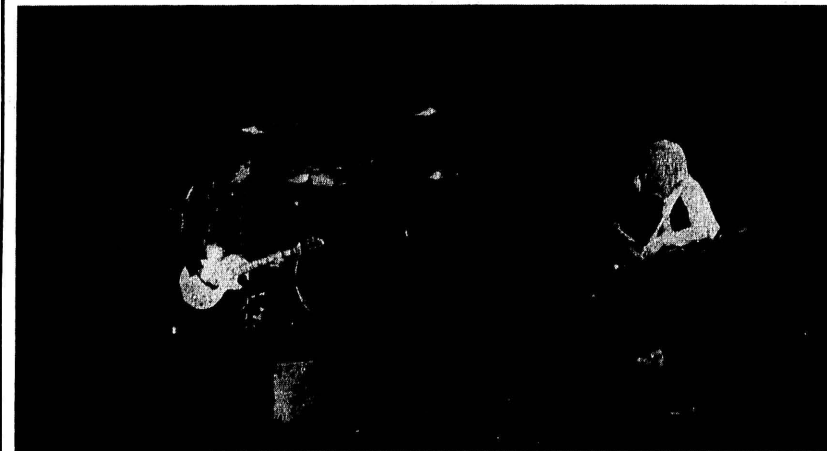
Each member of the band was given the opportunity to play a solo, to the pleasure of the audience. Winter asserted himself, providing excellent solos on the sax, synthesizer and assorted keyboards. The horn section consisted of Jon Smith on tenor sax, Marshall Cyr on trumpet, and LaCroix on tenor sax. George Recile carried the beat along on drums, and Radford again provided a solid guitar solo.

When Winter left the stage, the audience, still excited from the "Frankenstein," rendition, applauded for

an encore. Winter came back out to play "Tobacco Road," a song written during the days of the original White Trash group. It was obvious that he was saving his best material for last in order to test out his new material in the beginning of the concert. He came out once more to do a second encore, then left the stage.

I was able to speak to Winter for a while after he rested from the energetic last few songs of the concert. He explained to me that this was one of the first concerts of the tour and that he was trying to see which songs on the new album the audience liked. When I brought up the topic of Rick Derringer, he told me that "when Rick Derringer was with us we were playing very basic rock and roll. That's the direction that Rick is heading in now, but I'm trying to do something more sophisticated. Our new album is geared more toward popular R&B, like the old White Trash group." Tom Petty and the Heartbreakers, a new wave band, opened the concert with some rowdy, raucous rock and roll. They showed the audience that punk rock can also be heavy metal while they played a series of songs from their debut album on ABC.

With Tom Petty playing lead guitar and also singing vocals, the Heartbreakers, composed of Stan Lynch on drums, Benmont Trench on keyboards, Mike Campbell on bass, and Ron Blair on guitar, went on to please the audience with such rockers as "American Girl," "Breakdown," and "Strangered in the Night." I particularly enjoyed their encore of "Anything That's Rock and Roll," a number which spotlighted Tom Petty's talent on guitar.



Floyd Radford (left), while under utilized, hammered out high quality guitar solos whenever he was given a chance. Edgar Winter (right and above) gave a Palace Theatre audience a rare evening of solid R&B. Pictures by Al Baca.

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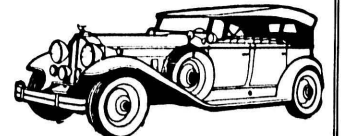
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Guest Opinion

Anything You Can Do...

by Richie Mermelstein

In the past, the ASP has tried to iron out matters involving ASP policies outside the pages of the university newspaper. A few recent developments warrant exceptions to this rule.

With the advent of Season Ticket, a newsletter geared toward publicizing women's sports at SUNYA, the ASP sports department has come under attack for underplaying the role of female athletes here. The few women's articles which are accepted, Alice Reagan writes, are hacked to pieces to make room for three-day old NFL statistics.

Firstly, the sports editor has been actively seeking writers to cover women's sports since the first ASP interest meeting three months ago. Of the dozen prospective writers at that meeting, only two expressed a desire to write about women's teams.

More physical limitations prevent him from covering every sport himself; he must depend on volunteers. He cannot order anyone to cover a women's volleyball game any more than he can order someone to report on men's soccer. The glamour of seeing one's own byline in print is not enough incentive to make our writer's indentured servants — we can only request that they cover a certain story, and if they refuse, we can only look for someone else.

Secondly, the articles that are printed are sliced to the same degree as any sports article, with the same criterion. The editing is done for clarity-sake only, not for the sole purpose of insuring that a certain article be kept proportionally short in length.

And finally, the nature of NFL scheduling is such that three-day old and, and even five-day old, standings are relevant as one-day old standings. That's the convenience of playing 92 percent of the games on one day.

The women's gymnastics season opens today, and women's basketball began their regular season on Saturday. We invite, in fact, implore writers to cover these and all women's athletics at SUNYA for the ASP. Come to CC329, or call 457-2194, and we'll give you a season ticket.

Women Swimmers Drowned 93-43

by Karen Croke

A powerful McGill University swim team defeated the Albany State women's team, 93-43, Saturday afternoon in the University pool. The Canadian team captured first place in all events except the diving.

However, the meet was not a disappointment, according to Albany Coach, Jackie Gillis. The 4-2 Canadians were expected to win everything in sight, so Gillis used the meet to experiment with her team's strengths and weaknesses. She used girls in competitions they do not normally participate in, giving them an opportunity to swim in different types of races.

McGill took an early lead in the match, swimming to four consecutive victories. Lois Moreljo, completely outswam her Albany opponent in the 200-yard individual medley, taking the victory by 20 seconds.

Despite the overwhelming odds, Albany made a tremendous effort and swam some very fine races. Theresa Holtsberry did very well in the 50-yard breaststroke. She had a

tough race against two strong McGill contenders, swimming with them stroke for stroke, eventually losing her bid for second place by inches.

In the 100-yard and 50-yard butterfly competitions, Albany swimmers were defeated by fractions of a second. Kim Thunon and Cooke of McGill were the sole participants in the 100-yard fly. The pair swam together wall to wall, but Cooke came up with a strong last effort to win the race in the final few feet.

Kathy Barry exerted tremendous effort in the 50-yard fly, an event she does not usually compete in. Barry's forte is freestyle, but she proved herself a versatile swimmer by taking a close second in the race. Barry was in the 50-yard freestyle

later in the meet, once again taking a very close second, this time losing by only four tenths of a second.

The Albany diving combination of Suzy Fontrier and Charlene Griswold triumphed once more in the diving competitions. Griswold took first place honors in the required event, which seems to be an established routine for her. She was the only diver for the optional competition and performed well on the three-meter board.

Fontrier dove beautifully in the required event taking second place. Fontrier did a reverse dive in the pike position and was scored well by the judges.

The 4-3 Danes next meet will be Saturday, when they travel to New Paltz.

Swimmers Defeat McGill

continued from page fifteen

both events. Derkach scored a 193.0 in the one-meter diving.

In the last event of the day the team of Dwyer (double relay winner), Rehluss, Rubin, and

Gonzenbach swam the 400-yard freestyle relay in 3:27.7, missing the school record by a bare three seconds. Coach White expects this to be one of the next records to be beaten.



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JV Cagers Win A Laughter

by Eddie Emerman
CORTLAND — A halftime pep talk by Bob Lewis, coach of Albany State's junior varsity basketball team, gave some life to his team which then coasted to an easy 106-69 win over Cortland.

The win was Albany's second of the season without a loss. "I told them I wanted them to run and play more zone," said Lewis, despite his team leading 51-39 at the half.

And run they did. Using a fast break, led by Lee Gardner and Erv Roberson, and a strong defense, the Danes outscored Cortland 33-10 in the first ten minutes of the second half to turn the game into a laughter.

Cortland jumped out to an early 5-0 lead but the Danes scored eight straight points to take the lead for good.

With three and a half minutes gone in the game, Albany went on a 17-4 scoring spree, giving them some

breathing room. Much of the damage was done by Gardner and Steve Low. Low finished as the game's leading scorer with 18 points.

Cortland never got any closer than eight points at 53-45 early in the second half. Albany led at times by as many as 40 points.

The Danes hit the 100-point mark with 1:41 left to play as Ray Cesca hit a ten-foot jump shot.

Four other players besides Low hit double figures for the Danes. Jim Bittker had 15, Dan Casey and Gardner each had 14 and Ron Knox had ten.

The jayvee squad opened its season last Wednesday with an 84-72 win over the Junior College of Albany.

Again Lee Gardner was the spark for the team as he hit on 10 of 13 from the floor for 20 points. The team as a whole shot extremely well connecting on 37 of 67 for 56 percent.

Coach Lewis attributed the win to what he labelled a "changing defense."

"We kept switching from a man-to-man defense to a zone defense and it bothered them (JCA)," said Lewis.

Swimmers Top McGill 84-27 In Season's Debut

by Mitch Chaitin
In a spectacular showing of strength last Saturday the Albany State Men's swim team opened its season sinking McGill University 84-27. The Danes captured all but two first place finishes while breaking three school records and one pool record.

The 400-yard medley relay team of Bill Stockwell, Joe Shore, Bob Gonzenbach, and Mike Dwyer got the meet off to a good start for Albany by winning in a time of 4:03.4.

The only two events Albany didn't come in first were the 1000-yard and the 200-yard freestyle races with Dave Rubin and Dwyer coming in second in those races, respectively.

Steve Rehfluss, a triple winner, then began his reign of terror on Albany's record board. He swam the 50-yard freestyle in 22.6 and the 100-yard freestyle in 51.1 both new school records. Rehfluss was also a member

of the winning 400-yard freestyle relay team. Stockwell, Albany's second triple winner of the day, won the 200-yard individual medley in a time of 2:14.6. He also won the 200-yard backstroke in a time of 2:22.9.

A new school and pool record was set by Gonzenbach in the 200-yard butterfly, with a 2:00.4 clocking. This time misses the qualifying time for the nationals by one tenth of a second (qualifying: 2:00.3) and Coach Ron White is sure Gonzenbach will easily go under two minutes and swim in the nationals. Co-captain Rubin swam a 5:25.5 winning the 500 yard freestyle and was a member of the winning 400 freestyle relay team.

Shore, another double winner, won the 200-yard breaststroke in 2:32.9, barely edging out teammate Jeff Cohen by a second.

In the diving Bill Derkasch won

continued on page thirteen

Students Win Telethon Game 52-38

by Thomas Martello

In their first confrontation since the CDIA victory, the students defeated the administrators and faculty members in a basketball game for Telethon Friday night, 52-38.

SA President Dave Gold and his band of merry AMIA types held off the older folks by scoring eight straight points at the beginning of the game and never losing the lead. Prior to the game, each player from the respective teams was introduced to the crowd.

The biggest band of the evening went to Football Coach Robert Ford, who served as coach for the faculty-administrator squad. When

introduced, the man who brought the football Danes to the semi finals of the NCAA championships received a well — deserved ovation.

From that point on, however, it was all downhill for Ford's squad. They lost the opening tap and proceeded to watch the student squad pile up an 8-0 lead.

As the students dominated the play, the faculty and administrators called upon their skills of a few years ago, and after awhile, put in a credible performance.

The big names on the faculty-administrative squad included Assistant to the President J. Fredricks Volkwein, Denny Elkin, leader of AMIA, and administrators Bob

Shirley and John Welty, who plays better basketball than he picks motels.

The students held off, and the final few minutes of the game saw the faculty-administrator coach Ford pull out all the stops, sending in his entire team onto the court in a vain attempt at victory.

Gold Scores
SA President Dave Gold called the encounter with administration "a fun game." Gold played enough in the game to merit his political responsibility, and managed a basket on a tap-in.

Said the president of the shot, "I guess I finally proved that I can score on Friday nights."

INTEREST MEETING FOR VIEWPOINTS

Tuesday, December 6
CC 375 at 9 PM

Need people to edit areas in:

Layout
Photography
Writing
Art Work
University Life

Notice to the University Community

The Office of the Campus Center is aware that numerous University recognized organizations have expressed a desire to examine space utilization in the Campus Center. The Campus Center Advisory Board has been established by the Acting Director for Student University Activities and Campus Center, to evaluate and make recommendations on requests from University recognized organizations for space in the Campus Center.

Representatives from University recognized organizations may now obtain an application for Campus Center space assignment in Campus Center Room 137 and return to the same office by 12 noon on Friday, December 23, 1977.

Organizations which presently occupy space in the Campus Center will receive an application in the campus mail.
NOTE: The submission of an application does not constitute a commitment for Campus Center space.

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Danes Open With 79-61 Victory Over Dragons

by **Eddie Emerman**
CORTLAND — When the final buzzer sounded, the scoreboard read Albany State 79-Cortland State 61. For "Doc" Sauer's basketball squad, a successful beginning to the 1977-78 season. For Cortland, their second straight loss.

Coach Sauer had mixed feelings about the win. "I'm always happy with a win," said Sauer. "However, I wouldn't say it was an artistic effort."

Artistic it wasn't. The game, somewhat lethargic at times, saw Albany turn the ball over 23 times while the Red Dragons gave it up 15 times. Both teams also committed numerous mental errors.

Cortland, playing without their

leading scorer of last year, Jim Staak, took an early 2-0 lead right from the tap as forward Vince Gaetani hit on a 15-foot jump shot.

Albany center Barry Cavanaugh gave the Danes their first two points of the season with an easy layup to tie the score at two.

For the next ten minutes both teams traded baskets with Gaetani and Albany's Kevin Keane doing much of the scoring. Keane, the Danes' captain, scored seven straight points to put Albany ahead 9-8. Gaetani then answered with a 20-footer to put Cortland back on top 10-9.

The Danes put themselves in trouble early as Carmelo Verdejo, Bob Clune, and Staton Winston all pick-

ed up two fouls in the first eight minutes.

The Danes, however, managed to open up a four-point lead, 15-11, but Cortland came back with two quick baskets to tie it.

Three long jump shots by Gaetani, all from long range, gave the Dragons a 21-19 lead. Keane hit from the corner again and Buddy Wleklinski, coming off the bench, hit his second straight 25-foot shot to give Albany a 23-19 lead that put them in front to stay.

The Danes scored four more straight points to stretch the lead to eight before Gaetani, again hit from deep range to stop Albany's scoring streak.

Albany got a break when Gaetani was called for his third foul and was removed by his coach. With Gaetani out, Cortland's offense seemed to falter allowing Albany to open up a 41-30 lead at halftime.

The second half started off looking like a carbon copy of the first. Both teams exchanged baskets with Albany holding a 12-point lead most of the time. Keane continued his sharp shooting as did Wleklinski.

At one point, Wleklinski hit five straight baskets, all from 20 to 25 feet. Wleklinski finished with 12 points, hitting six of seven from the floor.

Cortland had a chance to close the gap five minutes into the second half. Winston and Wleklinski both picked up their fourth personal fouls and the Danes began playing sloppily. For three and a half minutes, the Danes couldn't buy a basket.

Cortland, however, wasn't doing much to help their own cause. Cortland, only managed four points themselves, all from forward Wayne Brown. Keane ended Albany's scoring drought with a three-point play with 11 minutes to go to give Albany a 54-40 lead.



Albany forward Dave Landry (33) grabs rebound in front of Cortland's Wayne Brown (32) and Vince Gaetani (41) in Saturday's contest.

Albany continued their all-around good play, opening up leads of 60-43, 68-52 and as much as 20 points at 77-57.

Keane, the only senior on the team finished as the game's high scorer with 22 points, a career high for him. He hit on nine of 12 shots from the floor and was perfect on the free-throw line with four.

"Everything just seemed to fall in for me tonight," said the recently elected Dane captain.

At the season's start, Coach Sauer indicated he was worried about his team's rebounding. But against Cortland, the Danes did a fine job, allowing Cortland only one

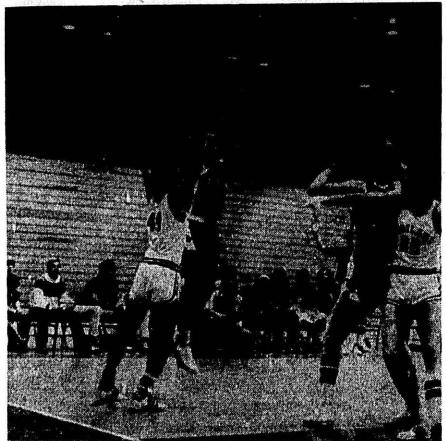
shot most of the time, and Verdejo was a big reason for that. The 6-3 junior grabbed 17 of Albany's 51 rebounds, 16 off the defensive board. He also chipped in 12 points.

"Most of the time I had good position," said Verdejo. "Sometimes, I just happened to be there."

It was a quiet night for Cavanaugh and guard Winston Royal. Cavanaugh finished with four points while Royal only managed two. Royal, however, did manage to dish out six assists.

The Danes return home tomorrow night when they face Binghamton. The game, the second of three straight SUNYAC contests, gets underway at 8:30 p.m. at the University Gym.

Free Throws: Danes finished with 44 percent from floor on 27-62 while Cortland was 23-57 for 40 percent...Both teams had 31 free throws with Albany hitting 25 of them and Cortland only 15...Albany now hold 16-7 edge over Cortland in series between the two...Danes out-rebounded Dragons 51-39...High scorer for Cortland was Gaetani with 17 points.



Albany's captain Kevin Keane (43) scoring two of his game high 22 points in Albany's 79-61 win over Cortland Saturday.

Grapplers Top RPI; Bow To Union, Oneonta

by **Ken Kurtz**
 The Albany State wrestling squad dropped decisions to Oneonta and Union, while defeating RPI in a home Quadrangular this past Saturday.

The first opponent of the day for Albany was RPI. At 118, Steve Zucker defeated RPI's Steve Davis, 7-6 on riding time for a 3-0 Albany lead. Albany forfeited the 126 match as Howie Berger failed to make weight.

At 134, Mark Dailey got Albany back into their winning ways, beating Jeff Cragg, 9-1. John Conway followed up with an Albany victory at 142, as he decided Dan Brown II.

The 150 match saw Pete Pelkovic decision RPI's Frank Rainey 13-5. At 158, Captain Rick Porter outclassed Andy McCann as he took a superior decision by a 16-1 score. Ron Avignone followed up with a 9-1 decision over Chuck Newmann.

At 177, Albany's Chris Covas was pinned by RPI's Steve Dunn at 3:50 trimming the Albany lead to 24-12. At 190, Ty Quinn shut out Jim Wilson, 7-0, and Kenn Gunn looked impressive for Albany pinning his heavyweight opponent, Gregg Scalfidi at 1:10, as Albany whipped RPI 33-12.

Albany took on Union in the se-

cond match of the day. At 118, Steve Zucker picked up his second win of the day via a forfeit.

Albany forfeited at 126, but at 134, Mike Miller won by injury default. John Conway was pinned at 5:05 by George Redder, as Union tied the score at 12-2. Peter Pelkovic picked up a forfeit win at 150, and Albany regained the lead, 18-42.

The big match of the day for Albany was at 158. NCA A finalist Jim Sutton, an NCAA finalist had pinned Rick Porter in last year's match. After a scoreless first period, Porter took a 1-0 lead with an escape. In the third period, Sutton tied the score with his escape. Porter missed riding time by a few seconds, so the match ended in a draw.

At 167, Ron Avignone dropped a 14-5 decision to Pete Felker, and in a tough match, Jim Morrow lost a 6-3 decision to Matt Van Bentham. Ty Quinn picked up a forfeit victory at heavyweight, and Albany lost the match by a point, 27-26.

The final match of the day pitted Albany against SUNYAC rival Oneonta. At 118, Steve Zucker was outpointed by Chuck Marino, 10-4, and the 126 match was forfeited for a 9-0 Oneonta lead.

At 134, Mark Dailey dropped a 5-1 decision to Mark Dempko, but John Conway pinned Oneonta's 142

man, Sam Occhipinti, in 30 seconds.

At 150, Pelkovic was decisioned, 12-6 by Andy Jacobs, but Porter beat his 158 opponent, Kevin McDowell, 12-3. Ron Avignone gave Rich VanNoy a tough match, but lost 6-4, as Oneonta upped their lead 18-10.

John Baldwin was pinned by John Zerega at 1:17 but Albany's 190 man, Jim Morrow pinned Fred O'Meally, and Ken Gunn won a heavyweight forfeit victory, closing the gap, but not close enough as Albany lost 24-22.

from Orange County is expected by Coach Hill to be a strong player for the Albany squad and hopefully, will be joining the lineup shortly.

The Cobleskill Tigers, holding a slight height advantage over Albany, took an early lead in the first half. The fine shooting Cobleskill team, picking up many shots from the outside, pulled ahead 24-10 by the middle of the first half.

Albany, despite good passing, rebounding, and equal time at their own basket, just couldn't get enough shots past the Cobleskill players. The first half ended with Albany trailing 36-16.

With the opening of the second half, the home fans came alive and Albany began playing and shooting more aggressively than before to take control.

The Danes scored five consecutive

baskets while preventing the opposition from scoring in the first six minutes of the half. But, with Albany suddenly plagued by personal fouls, Cobleskill took over once again. Sinking a good percentage of both field goals and free throws, the Tigers outscored Albany 32-17 in the second half to make the final score 68-33. High scorers for Albany were Ann Price and Annette Lang.

Commenting on the game, Coach Hill said "I am very pleased to see spectators in the stands, though I would like to see more than just friends of the team. It is important for both the school and for the women."

"This year's team has more stuff than last year's and we should reach the 500 mark with little problem," said Coach Hill. The team's next game is today at New Paltz.

Women Cagers Drop Opener

by **Cindy Klug**
 The Albany State Women's basketball team opened its season at home Saturday night losing to a tough Cobleskill squad 68-33.

Returning players for Albany's squad, led by coach Johnetta Hill and managed by Connie Reese, are senior Marilyn Hinder and sophomore Ann Price. Those two, joined by three freshmen, Janet Murphy, Annette Land and co-captain Veronica Cox, made up Albany's starting lineup.

Other members of this year's team include junior Lyvette Hampton, sophomore and captain of the team Beth Prosalik, Cathy Devito and freshmen, Kathy McDonough and Janet Simon.

Not appearing in the opening game due to an ankle injury was Cindy Werner. Werner, a junior transfer



The SUNYA Library may discontinue the extension of its hours during finals week after this semester, according to the Library Director.

Extended Library Hours In Danger

by **Peter Nadel**
 The extension of University Library hours during finals week may be a bygone practice after this semester, according to Library Director C. James Schmidt.

Schmidt said that there will be an active monitoring of the usage of library facilities during finals week to determine whether the library will extend hours in the future.

According to Schmidt, there is reason to believe that the use of total library resources during this time period is not sufficient to keep the facility open.

"We're trying to determine," said Schmidt, "whether the library will be used as a library or merely as a study hall, and the extend of such use."

A report of the results of this survey will be made to the Library Council of the University Senate.

Some of the prime areas that will be focused upon in the survey are the number of books checked out, the amount of use that the periodical and reserve collections draw, and the degree of assistance required by students and supplied by library personnel.

If the statistics obtained show that these areas are not being utilized by significant numbers of students than Schmidt said he would like to see some alternative studying environments explored.

"We're trying to see whether the category of activities we see as unique to the Library are being

used," said Schmidt. Schmidt said that if this isn't found, he will "implicitly argue that study only can indeed be done in other places on campus."

The Library is a very complicated and important resource and we do it an injustice in seeing it as a study hall," said Schmidt.

The survey, which was called for by the Library Council last spring, will determine whether student demand of Library resources is sufficient to justify the added expense, which amounts to an additional two hundred-seventy personnel hours.

Alternative areas which may be used in lieu of the library may include lecture centers, cafeterias, or the student's own dormitory rooms.

"It's obviously absurd," said SA President Dave Gold, "many, many students need the resources of the Library during this time for term papers and other types of work."

Schmidt said the emphasis that the extended library hours and the University as a whole puts on finals weeks is an "unsound educational policy." He said that "we must try and build activities around every week of instruction and concentrate on not making finals week the only important week of the semester."

Health Fee Issue May Test Student Unions

by **Jonathan Hodges**
 The future of student unionization in the SUNY system could very well be decided within the next month by the success or failure of the current boycott.

Analysis of the mandatory student health fee.

The health fee is an \$8.50 charge added this year to each student's tuition bill by the State Legislature to offset a \$2.3 million cutback in the SUNY budget.

The basic criticism of the fee centers around two issues: that the fee is in fact a tuition increase disguised as a "health fee" since the money raised by the fee is placed in the SUNY General Fund, and that because it isn't labeled as a tuition increase, it isn't covered under most financial aid programs.

Confusion concerning the fee has been widespread. Many students mistake the fee for the optional health insurance plan. Others believe the money is going for improvements in health care. In actuality, the fee has no effect whatsoever on the health programs of the individual campuses.

Students won a small battle in October when student representatives succeeded in convincing the SUNY Board of Trustees not to include the fee in their budget request for next year. While it was the Legislature and not the Governor's Office that implemented the fee, the executive branch has not denied that the possibility remains that the Executive Budget would include the fee. Likewise, legislative leaders have refused to comment on their plans for the controversial fee.

Small wonder then that the infant student movement to unionize students, at the urging of SASU, the Albany-based student lobby group, has taken up the challenge of a health fee proposal.

At present, three schools, SUNYA, SUC at Geneseo, and SUC at Brockport, have initiated a pledge drive. Students are being asked to withhold payment of the health fee and to write letters to the governor and legislators voicing their outrage at what union leaders have termed an "immoral and illegal tuition increase."

It is this boycott of the fee, a fee that SUNY Central at the moment is determined to collect, that will sorely test the various student unions in coming weeks.

SUC at Geneseo is probably the school that must be watched the closest. This small school, located in

other campuses that might be needed in the next month to save the boycott movement at Geneseo.

Which brings us to SUNYA. While this lack of communication and organization between Geneseo's Free Student Union and our own Student Unionization Movement caused SUNYA's boycott to begin late, and will probably force it to end

early due to finals.

Because of pre-registration, there is no fear that boycotting students will be thrown out of classes. SUNY Vice President for Business and Finance John Hartigan said the university would place holds on transcripts and records, and impose the normal late charge levied for

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More Tenure Tampering Charged

by **M.J. Memmott**
 Former Vice President of Academic Affairs Phillip Sirotkin instructed a tenure review committee to ignore procedural rules in the case of former Comparative Literature Professor Judith Leibowitz, according to Education Professor Francis Femminella. Those procedural rules involved checking previous review levels for any irregularities in tenure cases.

Femminella said.

That tenure committee was the Council on Promotion and Continuing Appointments, of which Leibowitz was a member. The Council was the third and final level before the President, said Femminella, and was appointed by the University Senate. Leibowitz came up for tenure in December 1974, and was denied at every review level.

Sirotkin advised the Committee to ignore its standard practice of reviewing procedures in previous levels according to Femminella, because he felt that "in that case we were not acting as a university council because she [Leibowitz] had gone through two levels of review already." The union contract calls for two levels of review only, said Femminella, and Sirotkin cited this as a reason for terming the council an "Ad Hoc Committee" of the President in this case.

Femminella questioned the legality of using an Ad Hoc committee in the review process of a tenure case. Since certain documents in a candidate's tenure file are confidential, he doubted the President's right to hand them over to an Ad Hoc council.

"If we don't have the sanction of the Senate, what right do we have to see confidential files?" said Femminella. Since Sirotkin had formed the council an Ad Hoc committee of the President,

Femminella questions whether they did have the sanction of the University Senate.

The Chairman of the Council at the time of the Leibowitz case was History Professor Robert Wesser. He agreed with Femminella that the position of the Council at the time as an Ad Hoc group poses interesting legal questions. He could not remember if Sirotkin did make a recommendation to ignore normal procedures, but did say that Sirotkin would often give his opinion on university matters when asked by the council.

Wesser also said that Sirotkin was present at all the meetings held on the Leibowitz case, in the position of a non-voting member.

Femminella also questioned whether the existence of a third review level is itself completely legal since the union contract calls for only two reviews. Assistant Vice President of Academic Affairs Justine Davidson denied this however, saying "you don't have to limit it to any number of review levels."

The Council was asked to delay its proceedings on April 24, 1975 by the Council on Academic Freedom and Ethics. In a letter to former SUNYA President Louis Benetz, Sirotkin and Wesser signed by all the members of CAFE, the council was asked to delay so that they could continue to look into charges that Leibowitz had brought to them against former Comparative Literature Department Chairman Joseph Szoverffy. Leibowitz charged that Szoverffy had mishandled her tenure case.

Despite this request, the Council met on April 28, 1975 to consider the Leibowitz case.

CAFE ultimately withdrew from the case due to pressure put on them by Szoverffy, according to allegations made before the State

Division of Human Rights by Leibowitz. The Human Rights Division rules that there was a probable cause of sex discrimination in the denial of tenure to Leibowitz.

In that petition Leibowitz stated, "The problems of my case were taken to CAFE. Dr. Szoverffy's attorneys threatened action against CAFE. Upon information and belief, CAFE was advised by the legal staff of SUNY Central that it should drop the case. Vice President [of University Affairs Lewis] Welch, on information and belief, advised CAFE to abandon the case. The Ad Hoc Report confirms that there were legal objections from Dr. Szoverffy and that subsequent to these the case was dropped."

The Ad Hoc Committee, which was formed by Benetz after CAFE withdrew from the Leibowitz case, and consisted of the same members who had been on the CAFE case. They ultimately recommended that Szoverffy step down as Chairman and that Leibowitz be given a new review for tenure.

In a letter dated May 13, 1975 however, CAFE itself had expressed a much different opinion than the SUNY lawyers. In that letter, addressed to Szoverffy, the members

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