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Montana Kaimin, May 2, 1984

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State board dismisses charge claiming UTU clause unfair

By Michael Moore
Kaimin Contributing Reporter

The Montana Board of Personnel Appeals voted Friday to dismiss a charge filed by a University of Montana professor who claims that the security clause of the University Teachers' Union collective bargaining agreement constitutes an unfair labor practice.

The security clause says that faculty members must either join the union, pay dues and not join, or pay a comparable amount to a charity of the union's choice.

But Walter Briggs, assistant professor of computer science, said yesterday that the decision won't keep him from trying to have the union removed from UM and that he still refuses to comply with the collective bargaining agreement.

"I have lots of options open to me," he said.

One of those options, he said, is to wait and see if the union sues him to collect the money he refuses to pay to it. Whether the union has plans to sue him is not known, but Briggs said he feels relatively sure that he will be one of the four faculty members the union plans to take action against.

John Lawry, president of the UTU, said yesterday that the union decided which faculty members it will proceed against, but that those professors have not been informed of the action yet. Lawry said that not all of the actions would be against members of the computer science department, as Briggs predicted two weeks ago.

Lawry said that it is possible that the faculty members might be informed this week about the suits, but added that he couldn't be sure because the union's lawyer, Joan Jonkel, is involved in another important union case this week.

Briggs said that if the union does decide to file suit against him, he will probably file a countersuit, again charging that the security clause is illegal and that the Board of Personnel Appeals was legally bound to investigate his previous charges.

The decision made by the board didn't surprise him in the least, Briggs said. Robert Jensen, administrator of the department, had already dismissed the charges once, and the board was hearing the case on appeal by Briggs.

"The board was just standing behind their supervisor," Briggs said. "That's not very surprising."

Briggs said he wouldn't be very optimistic about appealing the case to the District Court because the court could return the case to the board for reinvestigation.

"We know what they would decide," he said.

Another possibility would be to have the District Court sit as a board of appeals, essentially throwing out the decision made by the personnel board. Briggs said. But he said that would be unlikely if the union decides to proceed against him.

Whatever happens in the case won't have an effect on Briggs' immediate future.

"Come August, I will be teaching at Anchorage (at the University of Alaska)," Briggs said. "I can't come back here."

Briggs said that if the union were to be removed from UM, he wouldn't mind returning.

"I'm not doing things underfoot to remove the union," he said, but would not elaborate, other than to say that he is not one of the leaders.

Lawry said that to have the union removed from UM would require that a petition signed by at least 30 percent of UM's faculty members be presented to the Board of Personnel Appeals in Helena, asking the board to hold an election to determine whether the union should be decertified. A vote by a majority of the faculty against the union would decertify it immediately, Lawry said.

According to Briggs, removing the union would take at least a year.

Woman assaulted on campus

A University of Montana woman was assaulted April 23 between Jesse and Brantly halls, according to a report filed yesterday with the Missoula City Police by Ken Willett, manager of UM's safety and security department.

According to the report, the woman was grabbed by a man from behind between 10:30 and 11:00 p.m. and a cloth was stuffed into her mouth. The woman, who was not hurt in the struggle, hit the man across the face with her keys and ran away.

The man was wearing a ski mask, dark pants and a dark jacket, the report said.

Campus security was notified about the incident the next day.

Life sometimes 'ruff' for UM dogcatcher

By Alexis Miller
Kaimin Reporter

David Irwin, the University of Montana's dogcatcher, said that when he told one of his friends about his new job, his friend replied, "Oh no, you are going to become the guy that everybody hates."

Irwin doesn't believe that, but he has been called numerous names in his past week and a half of service.

Irwin, a graduate non-degree student, was hired by the Physical Plant two weeks ago to handle the increasing complaints against dogs who are allowed to run free on campus.

"I don't know if it will be printable," he said, referring to the names students have called him. "One student in the University Center climbed on the balcony and yelled, 'Idiot dog' and then he proceeded to throw a few more gibes my way, but that is to expected."

Irwin cites three areas on campus where dogs are frequently found tied up or at large.

The number one area is between the UC and the Maureen and Mike Mansfield Library, and Irwin said he patrols that area heavily.

The second area is the Botanical Gardens, south of the Botany Building. According to Irwin, the plants and flowers around the greenhouse are "sensitive to nitrates dogs will excrete or urinate."

The other area is the UC's outdoor patio and eating area. "Anywhere where people are eating and there is food, you will find dogs," he said.

A problem that really bothers Irwin occurred last week when two dogs attacked a seeing-eye dog accompanying its owner across campus. According to Irwin, UM Political Science Professor Ron Perrin "beat off the dogs with his briefcase," adding the incident left the blind student terrified.

Irwin does not wear a uniform on his rounds across campus, but he does sport a badge and a ticket book, which looks exactly like a police officer's.

The citations are issued to dog owners and "should be respected in the same manner" as traffic tickets from police officers.

There are three categories of dogs who may be taken to the pound:

- Dogs who are nuisance, which usually means dogs who are barking or creating a disturbance.
- Dogs that are not licensed and registered with the city.
- Dogs that are not licensed and registered with the city and have been cited for nuisance or disturbance.

In the past week and a half, Irwin has taken two dogs to the pound and has talked or warned notices to about 20 dogs, calling in order to inform the dog's owners that the next time the dog is causing a disturbance or running at-large the dog will be taken to the pound.

Irwin said that he has not issued any citations yet, but if he needs to find the owner to issue a warning, he follows the dog, who usually leads him directly to the owner.

If there are dogs who are causing a disturbance or threatening people, faculty, staff and students may contact the Physical Plant at 243-6901 to complain.
Opinion

What's the hat size of a leech?

Three weeks ago I discussed the battle over the security clause of the University Teacher's Union bargaining agreement. That editorial may have seemed like a Wild West melodrama: Walter Briggs, University of Montana computer science professor, cast as the Good Guy, complete with white Stetson. The Bad Guy, in a nasty, sweat-stained, black sombrero, is John Lawry, UTU president. Lawry, chewing the unlit stub of a week-old cigar, backed up by his cutthroat gang of UTU banditos, has Briggs holed up in the corral. Briggs, the lone maverick, is swearing that daggumit, he'll never fork over protection money to the banditos, come hell or high water.

Editorial

The townpeople, seeing the impending shootout, scattered. Old women grab children by the hand and scurry off the street. Men back into the saloon and bar the door. The cowardly sheriff, afraid to get involved, loads up his buggy and heads out of town on an electioneering junket.

Unlike that Wild West melodrama, there are few Good Guys and Bad Guys in real life. That is especially true in the conflict between the UTU and Briggs.

Lawry and the UTU do not wear black hats. As that last editorial said, a teacher's union is essential at UM. The projected $600,000 cutback in faculty and staff positions for next year and the current acceptance of it by the administration makes that obvious.

And Briggs does not wear a white hat. While he is making an admirable, though ultimately futile, stand against superior legal odds, his decision to fight the security clause will not, in the long run, benefit either the UM faculty or students. His fight bitterly divides the faculty and draws attention from the serious problem of the impending cuts.

If there are any true Bad Guys in that Wild West melodrama, they are the timid townpeople: faculty members who are hiding while the UTU and Briggs prepare for their shootout. Every faculty member has a stake in the legal battle over the security clause. But, unlike Lawry and Briggs, many—either for or against the union—are content to sit back and watch while others do the fighting for them.

Indeed, many of those fence-straddlers are adamant that others bear the burden for them. While only about 60 percent of the UM faculty currently belongs to the UTU (that figure was only 50 percent in September), the union is required under law and the collective bargaining agreement, to represent the entire faculty.

The UTU is, in particular, required to represent non-members in grievance cases. If the UTU declines to take a case for a non-member, that person can sue the UTU. The UTU is, in particular, required to represent non-members in grievance cases. If the UTU declines to take a case for a non-member, that person can sue the UTU.

In the last four months, Lawry said recently, the UTU has spent $7,000 in legal expenses on grievance cases. Many were brought by non-union members. One such non-union case, he said, cost the UTU $4,000. And the case was lost.

Grievance arbitrators, Lawry said, cost the UTU $300 a day. The UTU's lawyers cost $60 an hour. A court recording for a single case costs $600.

While the UTU is obligated to take those non-union cases, the non-member is not obligated to help pay those expenses, and rarely, if ever, offers to do so.

Those costs threatened the UTU with insolvency. Lawry said. As a result, the security clause was included in the current bargaining agreement. Lawry said he was "never hot" for the clause, but the UTU "faced a Catch-22: either accept the security clause or lose the benefit of any other improvements in the agreement." Neither Lawry nor Briggs wear the black hats. That distinction goes to the freeloaders who expect to profit from the efforts of the UTU, yet refuse to join, who scamper off the streets before the shootout.

What's the hat size of a leech?

-Jim Fairchild

An Outside View

Do free societies work?

by Larry Howell

If America, or any relatively free society, succumbs to a more rigid form of government, the reason may well be that its people and businesses failed to stop poisoning its environment.

If the rain becomes acid enough to kill crops along with lakes and forests so that its citizens have to pay the same percentage of their income for food as Ethiopians, or if enough toxic wastes ruin enough groundwater so that its cities have to pay gasoline prices for bottled water, then forcefully protecting the environment may become the government's top priority.

In that case, citizens may well be hailed or jeered on how well they live up to the role models of Comrade Conservation: that the "new" government will surely provide. Drain the cranking gusher in the gutter or burning your woodstove might bring prison or at least "re-education." Polluting someone's drinking water might mean the firing squad.

If all that sounds far-fetched, don't blame me. I'm just fleshing out a terse statement made by William Ruckelshaus, head of the Environmental Protection Agency. On ABC's "Water: A Clear and Present Danger," Ruckelshaus said: "What's at stake (in controlling pollution) is whether free societies work. I think it's an open question."

I can't help but think Ruckelshaus is right, something that doesn't happen with me and Reagan appointees too often. It is an open question, and there are indications the answer could go either way. Unfortunately, many of those indicators point the answer toward "no."

One negative piece of evidence is Ruckelshaus' lack of success in translating commonsensical views like his above into policy. He became the nation's top environmental cop after the old one, Anne McGill Burford, and twenty some deputies fled from office and corruption charges. Ruckelshaus, with a reputation for integrity, came to EPA to clean up its mess so it could begin cleaning up America's. On that second mess he hasn't done much.

He said his "immediate concern" was developing a policy to stop acid rain. He talked to scientists, industry and environmental leaders, lawmakers. He came up with proposals of varying stringency. He presented all the options to Reagan's Cabinet Council on Natural Resources. They told him the cheapest was too expensive and politically unsupportable.

If an environmental moderate, one appointed by the most conservative American president since "ecology" became a household word, cannot get approval for his most modest partial solution to a catastrophe like acid rain, the nation's capacity to solve the problem of acid rain, the nation's capacity to solve the problem of acid rain, the nation's capacity to solve the problem of acid rain, the nation's capacity to solve the problem of acid rain, the nation's capacity to solve the problem of acid rain, the nation's capacity to solve the problem of acid rain, the nation's capacity to solve the problem of acid rain, the nation's capacity to solve the problem of acid rain.

But bureaucratic failures aren't the most disabling indications that a free society can't keep its share of the biosphere livable. The nation's thousands of toxic waste dumps provide more potent evidence. Take the satirically named Envirosafe toxic waste landfill in Owheyee County, Idaho, for instance. Once considered among the safest of dumps, its location seemed ideal. One hundred and seventeen fenced acres in the middle of nowhere surrounding two abandoned Titan I missile silos. A water table 3,000 feet below the ground shielded by impermeable layers of clay. But then, as with so many environmental issues, it turned out things weren't what they seemed. After tens of thousands of gallons of wastes were dumped, someone discovered the water layer wasn't quite 3,000 feet down. It was only one hundred and eighty. No one knows how the mix happened. But everyone in the area does know how deep the once-empty missile silos are. One hundred and sixty feet. That becomes important because the porous concrete silos are now pariahs. The ground shielded by impermeable layers of clay.

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Bold garbage

Editor: I don't understand the recent controversy that has erupted over the ROTC cadets wearing combat uniforms once a week. I respect this gesture on their part. These students are earning their education at school by sacrificing an important part of their lives for the welfare of our country. I think that this weekly uniforming is justifiable expression of their pride in what they are doing for all of us. I see no reason why we should chastize them for boldly identifying themselves.

In addition, it has a practical advantage for me. I live off-campus in a rural area. Seeing them in uniform is the only way I can remember that Wednesday night is garbage night.

Rick Bruner
(Hiding in the bushes)
Freshman, English

The Kaimin welcomes expressions of all views from readers. Letters should be no more than 300 words. All letters are subject to editing and condensation. They must include signature, valid mailing address, telephone number and student's year and major. Anonymous letters and pseudonyms will not be accepted. Because of the volume of letters received, the Kaimin cannot guarantee publication of all letters, but every effort will be made to print submitted material. Letters should be dropped off at the Kaimin office in the Journalism Building Room 206.

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Montana Kaimin • Wednesday, May 2, 1984—3
Sports—

UM coach says Griz golfers may take 4th in Big Sky

The Big Sky Conference golf championship begins Thursday in Boise and the favored teams are Weber State and Nevada-Reno, University of Montana Golf Coach Scott Bliss said.

Weber State has won 12 straight championships. Nevada-Reno has placed second the last four seasons and won a 20-5 season record this year.

"Obviously you have to look at Weber as one of the favorites because they've got such a strong tradition behind them," Bliss said.

He also said Boise State is the favorite to finish third and "we can finish fourth if we play well."

"Individually we have three players in Dirk Cloninger, Brian Cooper and Todd Larsen who are capable of finishing in the top ten," he added.

"However, I'd be happy to have all three in the top 15 and four players in the top 20," he said.

Eight of the top 10 finishers from last year's competition are back for this one and four of them are on Weber State's team. Nevada-Reno has two of those top ten finishers and Montana and Idaho State each have one.

UM returns Cloniger who finished fifth last year. Montana is the only school besides Weber to have won a Big Sky golf championship. The Grizzlies won six straight titles from 1964 to 1969. The Wildcats have won the rest; there was no golf championship in 1975.

 UM has won 12 of the last 13 Big Sky titles. The only school besides Weber to win the championship is Idaho State. Montana and Idaho State each have one.

Montana and Idaho State each have one. Weber State has won 12 of the last 13 Big Sky titles. The only school besides Weber to win the championship is Idaho State. Montana and Idaho State each have one.

As a team Montana finished sixth last year.

The Grizzlies are coming off from two weekends of winning. UM won the University of Idaho Invitational last weekend with a score of 924 for 54 holes. Sophomore Larsen finished with a 227 and then won a playoff to claim second place. Cooper was fourth with a 228.

The Grizzlies won the UM Invitational the weekend before with 596 for 36 holes.

Student golfers can play for scholarships this July

For further information contact the Grizzly Athletic Association at 243-6485 or the Missoula Country Club at 251-6485.

Alice in Weatherland

Alice finally gave up arguing with the electric company accountant. She tossed him the $60 and left. Outside the light bulb-shaped building, Alice found her car as she had left it—except that a large white rabbit had its head under the hood.

"What are you doing?" she asked.

"Well, I was trying to hot wire it," said the White Rabbit. "But now that you're here I'll just hitch a ride from you."

Alice was flabbergasted. "You try to steal my car and leave me out in the occasional showers, high of 55 and low of 38, and now you expect me to give you a lift?"

"Why not? I'm a fun kinda guy. We could travel together to Never-Never Land, cruise to the stars, journey together to Never-Never Land, cruise to the stars, journey to the seventh planet!"

"How dumb do you think I am?"

"Well..."

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People
Calling the free enterprise system fair is ‘baloney,’ Jarka says

By Jill Trudeau
Kaimin Associate Editor

The statement that “free enterprise is the fairest system” is “a lot of baloney,” according to Horst Jarka, University of Montana professor of foreign languages and literatures.

Born in Vienna in 1925, Jarka first came to the United States and taught for two years. Ex-

Jarka has focused much of his 1930s research on an Austrian playwright, Jura Soyfer, who has also been “overlooked a long time,” he said. Jarka began his first article on Soyfer in 1961 on the boat coming back to the United States. The article was published in 1966.

Jarka has had two books published on Soyfer, and he is working on a third. The first is “The Legacy of Jura Soyfer 1912-1939/Poems, Prose and Plays of an Austrian Antifascist,” published in 1977.

The second is the German “Jura Soyfer/Das Gesamtwerk,” published in 1980, which Jarka said is considered the standard Soyfer text in Germany. However, he said, the book on the working class is “available only to bankers” because of its $74 price. So he is working on a more affordable three-volume paperback edition, which he suggested first to the publishers—but they wanted one big volume.

The book he is writing is a biography and critical examination of Soyfer’s works.

Last quarter, Jarka’s translation of Soyfer’s “Eddie Lechner’s Trip to Paradise” was performed at UM as part of the Great Depression course.

The Jarkas have two children: Kathe, 22, who is working on a master’s in music at the Juilliard School in New York and will be a Fulbright scholar in England next year, and Hannes, 27, who has a bachelor’s in philosophy from Yale and a master’s from the University of Toronto, but “can’t find a job,” his father said.

Lois Jarka, 52, is working on a dissertation for a Ph.D. in English, which she began at the University of Wisconsin during Horst’s sabbatical in 1971-72.

“I wouldn’t want to do anything else” but teach, he said.

BEHIND HORST JARKA is a poster from an Austrian theater named after Jura Soyfer, the subject of Jarka’s two books.

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Many UM graduates apply to Peace Corps
By Shannon Hinds
Kaela Danielson
Joining the Peace Corps is kind of like going to the University of Montana, says Tom Nimlos, a Peace Corps adviser and UM forestry professor.
Many people come to UM from all over the United States because they have a "venturesome nature" and are looking for something new and different, Nimlos said.
They have left their homes and families in other states, and have come to Montana with an open mind, he said.
In a 1982 survey, UM had the highest number of Peace Corps applicants in the United States. There were 7,100 UM students who applied for the Peace Corps, and 1,460 of those students accepted jobs.
Usually students from the western states show more interest in working with the Peace Corps than students from the eastern states, Jude Danielson, a Peace Corps representative said.
Danielson said she didn't know the reason for this, but added it could be that the Peace Corps appeals to the adventurous spirit of the people in the west, or because UM specializes in fields such as forestry and wildlife biology that are important to the Peace Corps.
At first, the Peace Corps was just another job option for Jeff Girdner, senior in business, but now that he has found out there he's going and what he'll be doing, Girdner says he can hardly wait to go.
Girdner, who is from Iowa, will be going to Micronesia, a group of 607 islands in the Pacific, where he will help natives develop their own businesses. "I'm excited about joining the Peace Corps," Girdner said. "There will be a good opportunity to gain experience in international business."
Currently there are 5,200 Peace Corps volunteers who are working in Africa, Asia, Latin America, and the Pacific. Volunteers are placed in ten major program areas, including forestry, fisheries, agriculture, skilled trades, engineering, business, health, community services, education and math-sciences.
According to Danielson, Peace Corps volunteers need to be willing to accept different cultures and different situations, and to be interested in the rest of the world. They should also have the ability to plan, communicate and get a job done without a lot of supervision, she added.

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