



10-21-1970

The Fixer, October 21, 1970

Madison College Press (Free)

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The Fixer, October 21, 1970. Harrisonburg (Va.): Madison College Press (Free).

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IF YOUR  IS 'NT
in america

YOU HAD
BETTER
GET YOUR



OUT

INDIAN SILENCED: Frank James, 46, is an instructor at the Nauset Regional High School in Orleans, Mass. He is a Wampanoag Indian. He was invited to make the main speech at the 350th anniversary of the landing of the Pilgrims on Sept. 11--a special state dinner under the sponsorship of Gov. Francis Sargent. But after James submitted his speech for use as a press release, just prior to the dinner, he was told by Ernest A. Lucci, deputy state commissioner of commerce and development, that he would not be allowed to speak after all. James told The Militant that the reason he was sacked was that he included a number of historical facts in his speech. One fact was that just after the Pilgrims landed they opened up an Indian grave and stole trinkets from it--then reburied the corpse. Another fact dealt with the Pilgrims seizing corn without payment. "Lucci said that he could not and would not allow me to give the address," James says. "He didn't think it was the time and place for such things." In some ways, not so much has changed in 350 years.
--Randy Furst The Militant

I SMELLED THE BREEZE AGAIN
"The Breeze," the official campus organ, has once more come through with some irritatingly idiotic fare. Its recent "editorial" (Oct. 7) concerning Judge Merhige's decision is a monumental pile of intolerant alarmist poppycock.

When I hear these kind of animal noises from area residents, I can be fairly understanding. It is difficult for someone on the outside to obtain an accurate picture of what really happens on campus: their misinformation leads to alarm. This article, however, emanates from the campus community itself, and I cannot help harboring the distinct impression that the authors should have known better.

I now address myself to the author of the "editorial," in replying to her allegations:

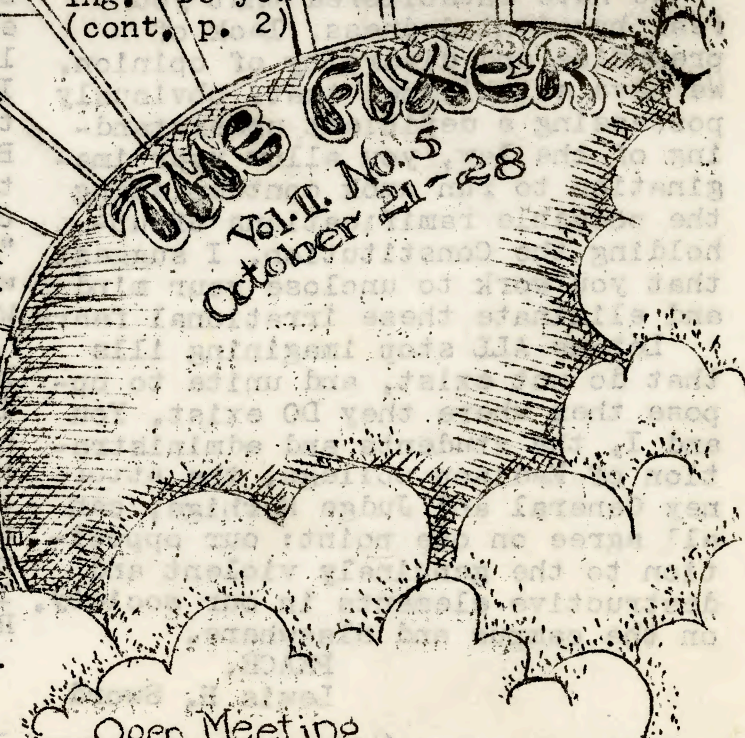
***You contend that "the decision...strips away from any college administration the right to mete out punishment to those who violate its rules." All the decision did was prohibit this particular administration from enforcing these particular rules. The reason for this decision is that these rules deprived students of rights which are guaranteed to all citizens; it is NOT the college's "right" to enforce rules which violate the rights of its students.

There is nothing, however, that prevents any administration from enforcing any rules that are proper and legal. The college can and must take action against disruption and violence, but it cannot take action against free expression and assembly. This is America!

***You reach the conclusion: "Thus, under the decision, the student has the right to dissent without having to fear any consequences for his actions." This is a trifle inaccurate. The more correct statement is: "Under the CONSTITUTION, the student has the right to dissent without having to fear..." Or hadn't you heard?

The dictionary defines dissent as "a difference of opinion." Do you really fear difference of opinion? This is America!
***You bawl that "the ruling smacks...of liberality and over-permissiveness." I suppose now that I have questioned the misuse of the word "permissiveness," you have to start howling about OVER-permissiveness.

More to the point: what is wrong with liberality? I hate to resort to the dictionary again, but I must remind you that liberality is defined as "absence of narrow-mindedness or prejudice in thinking." Do you really mean that
(cont. p. 2)

**THE FIXER**
Vol. II, No. 5
October 21-28

Open Meeting
Wed. 6:00 Second floor Duke

(BREEZE, cont.)
the ruling "smacks of" broad-mindedness and lack of prejudice? Is that really so terrifying to you? This is America!

***You moan about "faculties some members of which are not much older than the students..." Would you suggest that we dispose of all the faculty members under forty, so that the faculty members can be "much older" than the students?

***You claim that "many minorities are being granted privilege and license rather than rights to the detriment of the vast majority." Did the "vast majority" suffer any detrimental effects last April? Were they hurt or interfered with in any way by the activists? Of course not.

Students do not have the right to disrupt or destroy; the law and Judge Merhige's ruling are both clear on this point. The students at Madison "won" their case because they acted peacefully and reasonably. At Virginia Tech, where there was some disruption and violence, even an attempt by dissident students to secure a Temporary Restraining Order failed. Judges base their decisions on the law as applied to the substantive facts of each individual case. Judge Merhige's decision does not grant a license to disrupt; it only upholds the legality of proper dissent.

***You state that your "straw poll" is evidence of polarization at Madison. That is ridiculous! Read your own poll; there are many shades of opinion expressed, not simply "for" and "against." Perhaps you are too inflexible or too insecure in your own beliefs to feel comfortable with diversity of opinion. You will have to learn to live with it, however. This is America!

***We have established that you fear broad-mindedness, lack of prejudice and diversity of opinion. We have established that, obviously possessing a deficient understanding of the law, you allow your imagination to run amok contemplating the possible ramifications of upholding the Constitution. I suggest that you work to uncloset your mind and eliminate these irrational fears.

Let us ALL stop imagining ills that do not exist, and unite to oppose them where they DO exist. You and I, the students and administration of Madison College, the Attorney General and Judge Merhige, can all agree on one point: our opposition to the genuinely violent and destructive elements in our society, on the campus and elsewhere.

PEACE.
Lewis H. Sword

TWEET

The Byrds (Untitled)
(G30127) 2 Record Set

It's been six years since we saw our first Byrd, and Roger McGuinn is still standing in his album photographs, bending one knee and gazing into the California sun, maybe at a jet plane. David Crosby, Gene Clark, Chris Hillman, Mike Clark, Kevin Kelley, Gram Parsons, John York and a cast of thousands who through their collective effort and McGuinn's incredible drive to keep the group alive, have made it possible for you to buy or steal this new Byrds album, or hear or steal this new Byrds album, and hear or steal two records for the price of one and a half.

The first disc is recorded live and it sounds like a good set. "8 Miles High" runs for an entire side, and contains no vocals; it is also extremely boring after one listening. The rest of the live section consists of the Byrds standards: "Rock'n Roll Star," "Mr. Tambourine Man," and "Mr. Spaceman"; a country instrumental they call "Nashville West," "Lover of the Bayou," and Dylan's "positively 4th Street." Clarence White's guitar playing is just the right touch, bending everything into place, and making the music flow.

The studio recording starts with "Chestnut Mare," a McGuinn tune about chasing a horse. The plot's not much, but it has a very catching melodic chorus. In fact, all the material on the studio disc is marked by long, repetitious choruses. Pieces from their last album like "Oll in My Lamp" and "Jesus Is Just Alright" exemplify the type of songs that McGuinn, Skip Battin, and others have written for this album. "All Things," "Well Come Back Home," and Leadbelly's "Take A Whiff" are excellent cuts with lots of fine guitar work by White and McGuinn.

This isn't the same group that McGuinn started out with, it really isn't the same sound as the last album. John York was replaced on bass by Skip Battin, and the Byrds now lack a truly distinctive voice singing the high harmonies. But the music is better than ever, or at least better than recently, and Roger McGuinn rolls on.

by Andre Dexidore
(Harry)

It is a sin to be
Silent
When it is your duty
to protest! Abraham Lincoln

When I was in Wilson the other day (re-applying for re-admission) I noticed that there was something missing from the bulletin board located on the first floor of that building. There was no listing of President Miller's open meetings. Having asked quite a few students about this, I find no one that has heard anything about the meetings' discontinuence. It's really amazing when you consider everyone is crying for communication; everyone, that is, except the school's administrators. The very ones who could do the most to "open channels of communication" seem to have no desire to do it. To quote The Breeze's editorial of October 7 (an editorial written by Jack Atkinson, faculty advisor for the paper, and not, as some people are saying, written by G.T. Miller): "Without communication, little can be done to ease the tension which exists...." The editorial places the blame for the "tension" upon a federal judge, the Supreme Court and students and "some" faculty members. I feel the biggest portion of this "tension" is caused by an uncompromising administration, guided by a group of administrators who have a "senile paranoia complex." (Miller charges students with harassment.) The night we were arrested in Wilson, we were waiting to talk to Miller. Some communication did result from the president's open meetings, and now no more are scheduled. The Rules Review Committee proposes change after change only to have them vetoed by President Miller.

How many times do we have to state our desire for meaningful communication, when the administration makes no effort to talk to us, much less listen to us. Are the students to blame for this "tension"? Are the federal courts? Maybe "some" faculty members should shoulder all the responsibility for what exists today on this campus. Students, on this campus at least, are blamed for far too much. It is time for Miller, Fox, Hall, Locke, and all of the other administrators to come under the same degree of scrutiny, from all sectors, as do the students.

Jay Rainey

SANCTUARIES

Endlessly rocking, the mindless ones
Endlessly staring, the sightless ones
Endlessly feeling, the faceless ones
Endlessly dying, the limbless ones.
Refuse of endless wars
ordered by soulless men,
who have--
minds
eyes
faces
limbs
and the sanctuaries
of high office.

by Robert L. Speer
Read by Sen. William Fulbright
into the Congressional Record, Aug.
7, 1970

"The truth is that all men having power ought to be mistrusted."

James Madison

RIGHTS SPILL OVER
to
MADISON

The right of secondary school students to publish independent newspapers was supported in two recent Federal District Court decisions.

In a Texas case the school district had argued there was an organized student movement attempting to overthrow the Houston school system. Elimination of the student underground newspaper was necessary to prevent further "infiltration," the officials said.

But the Court agreed with the Texas ACLU that students have the right to produce and distribute newspapers on and off campus as long as they do not substantially disrupt the academic process.

The Court ordered the school district not to set rules inhibiting "orderly, peaceful and reasonably quiet (conduct) which is not coercive of any other person's right to accept or reject any written material...." The school district was enjoined, also, from suspending without due process students who are charged with improper production or distribution of written materials.

ACLU attorney was Robert E. Hall.

In a Connecticut case the Fed-

(cont page 4)

(SPILLAGE cont.)
eral District Court said students at a Stamford high school could publish an independent newspaper without prior censorship by school officials.

A year ago the Stamford Board of Education passed a regulation barring distribution of written materials on any campus without prior approval of the school administration.

The Court agreed with the Connecticut CIU's claim that the regulation was a classic example of prior restraint on the press. "While school authorities have a duty to prevent material disruption, the Court said, "...the risk taken if a few abuse their First Amendment rights of free speech and press is outweighed by the far greater risk run by suppressing free speech and press among the young."

According to the Court, "The remedy for today's alienation and disorder among the young is not less but more free expression of ideas. In part, the First Amendment acts as a 'safety valve' and tends to decrease the resort to violence by frustrated citizens. Student newspapers are valuable educational tools, and also serve to aid school administrators by providing them with an insight into student thinking and student problems. They are valuable, peaceful channels of student protest which should be encouraged, not suppressed."

ACLU attorney was Monroe Silverman.
--Civil Liberties Sept. 1970

Thrice an Eternity

Antique lemon, the bitterest son:
Ancient grapefruit, fathered but one.

Worshipp ye all this man of plastic,
He who guardes his codes of elastic.

Pragmatic truth: the twisted creed
Republican's spoof, the Democrat's deed

Spore of life, seed of damnation
Sow thine salt on Woodstock Nation.

Pat Ireland, Esq.

"If every human being on this earth acts as a true friend to someone, is willing to discuss and try to understand his problems, to help others and bring them happiness, that is the most important thing I can conceive of doing."

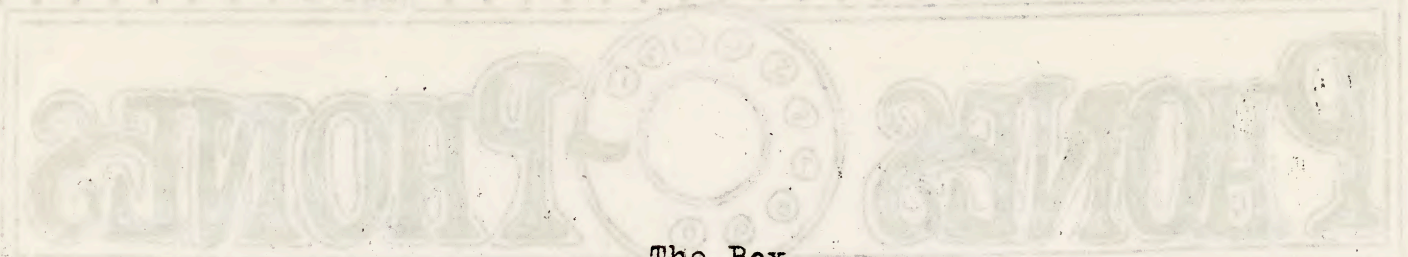
---Gary Warren of Toronto
Taken from Problems and Issues
In Relevance

Freedom is UnAmerican

★ Speak out! Put your neck on the line and watch Madame Guillotine chop it off! Cry against injustice and wait while the wheels crush you like a steam roller flattening concrete! For in America it is Un-American to be free! Liberty gasped its dying breath on the battlefields of the revolution. How dare it raise its ugly head from the dust of its forefathers to confront the majority? It is known that what is good for all is good for the few, even if the few be a Socrates or a Christ. How dare one cry against the system? To be an iconoclast breaking the idols of the status-quo. Who are these radicals, these subversive that dare to shake the torch of liberty? It is criminal to speak truth! Anyone who is anyone knows that Academic freedom must parody the values of America like a parrot begging a cracker--and is not fear an excuse to destroy the individual. Give us a scapegoat--a Christ to hang in our places! To suffer our sins! Give us a collection plate to relieve our consciences so that we can drink the cup of communion! Be it in the University or in the churchs --as long as I don't have to be involved personally. Let John Doe die in my place so that we can give him a proper burial and honor his memory. We built our civilization on the blood of the Indian, on the muscle of the black man's back, on the sacrifice and slavery of the innocent who let money be a grinding stone!

The better American you are the larger your house and the more cars in your garage. Whoever heard of a poor American? The Protestant ideal is that work is freedom, truth is ignorance, justice is a communistic plot, and freedom is NonAmerican.

Julian Key



The Box

Once upon a time, in the land of hush-a-bye, about the wondrous days of yore, they came across a sort of box, bound up with chains, and locked with locks and labeled, "Kindly do not touch. It's war."

A decree was issued round about, all with a flourish and a shout and a gaily colored mascot tripping lightly on the floor. "Don't fiddle with this deadly box, or break the chains or pick the locks, and please, don't ever play about with war."

Well, the children understood, children happen to be good, and were just as good around the time of yore. They didn't try to pick the locks, or break into the deadly box and never tried to play around with war.

Mommies didn't either, sisters, aunts, or grannies, neither, because they were quiet and sweet, and pretty in those wondrous days of yore. Well, very much the same as now, are not the ones to blame somehow, for opening up that deadly box of war.

But someone did, someone battered in the lid, and spilled the insides out across the floor. A sort of bouncy, bumpy, ball, made up of flags, and guns, and all the tears, and horror, and death, that goes with war.

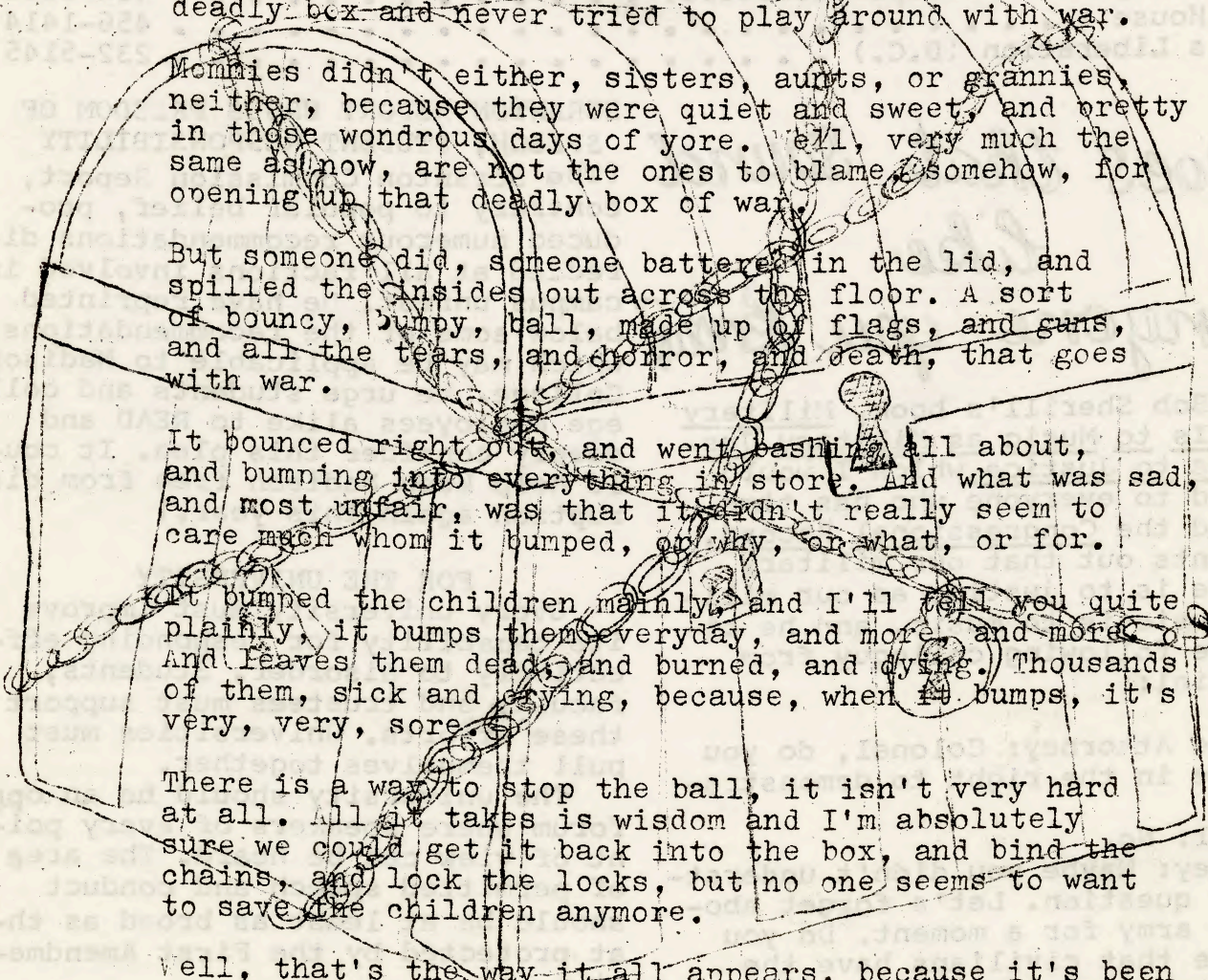
It bounced right out, and went bashing all about, and bumping into everything in store. And what was sad, and most unfair, was that it didn't really seem to care much whom it bumped, or why, or what, or for.

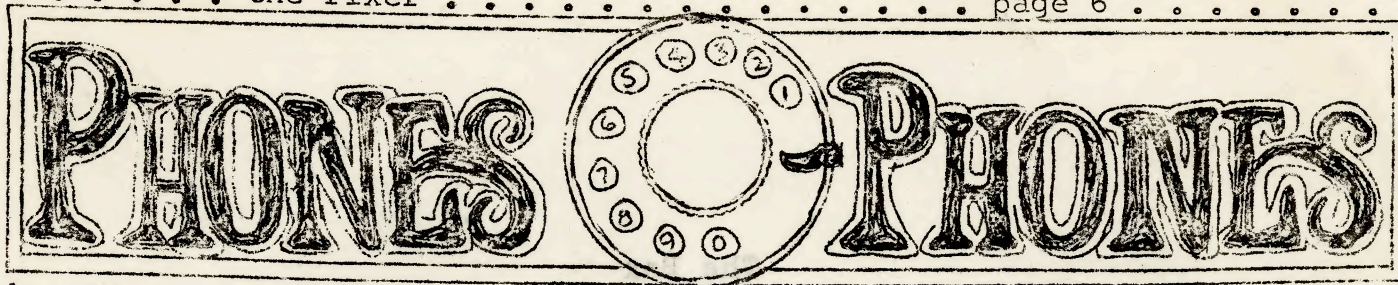
It bumped the children mainly, and I'll tell you quite plainly, it bumps them everyday, and more, and more. And leaves them dead, and burned, and dying. Thousands of them, sick and crying, because, when it bumps, it's very, very, sore.

There is a way to stop the ball, it isn't very hard at all. All it takes is wisdom and I'm absolutely sure we could get it back into the box, and bind the chains, and lock the locks, but no one seems to want to save the children anymore.

Well, that's the way it all appears, because it's been bouncing around for years and years and inspite of all the wisdom wist, since the wondrous days of yore, and the time they across the box, bound up with chains, and locked with locks, and labeled, "Kindly do not touch. It's war."

Kendrew Lascelles





Abortion Counseling (D.C.)	965-5476
American Civil Liberties Union (D.C.)	483-3830
John C. Lowe (ACLU Attorney, Charlottesville)	296-8188
Counseling Center (Madison College)	433-6175
Drug Offenders Rights Committee (D.C.)	244-6688
<u>The Fixer</u>	433-5460
Dean James Fox (Residence)	434-1988
Free Clinic (D.C.)	965-5476
G.W. University Draft Center (D.C.)	338-0182
Dean Daniel Hall (Residence)	434-5204
Infirmary (Madison College)	433-6177
Legal Aid D.C.)	629-5179
Massanutten Mental Health Clinic (Harrisonburg)	434-1766
President Miller (Residence)	434-6582
National Welfare Rights Organization (D.C.)	347-7727
Corp. Adolph H. Phillips (Quarters)	434-6653
White House	456-1414
Women's Liberation (D.C.)	232-5145

Does that sound like anyone you know?

In Bob Sherill's book, Military Music Is to Music as Military Justice Is to Justice, which I would commend to everyone who has time to read the Congressional Record, he points out that our military justice is to justice as our military music is to music, and he cites the following colloquy from the trial:

Defense Attorney: Colonel, do you believe in the right to demonstrate?

Colonel: No.

Attorney: Maybe you didn't understand my question. Let's forget about the army for a moment. Do you believe that civilians have the right to express their views in peaceful demonstrations in support or in opposition to an official policy?

Colonel: No.

Military Judge (interrupting): Colonel, you know the constitution provides that right.

Colonel: I don't care.

Attorney: OK. We'll challenge him for bias.

Rep. Robert Leggett in the Congressional Record, Aug. 6, 1970, p. H 7897.

SCRANTON REPORT URGES FREEDOM OF SPEECH, STUDENT RESPONSIBILITY (The Scranton Commission Report, contrary to popular belief, produced numerous recommendations directed at all factions involved in campus unrest. We have reprinted below some of the recommendations which may be applicable to Madison College. We urge students and college employees alike to READ and deeply consider this plea. It could help keep Madison free from disruption again this year.)

FOR THE UNIVERSITY

Every university must improve its capability for responding effectively to disorder. Students, faculty and trustees must support these efforts. Universities must pull themselves together.

The university should be an open forum where speakers of every point of view can be heard. The area of permitted speech and conduct should be at least as broad as that protected by the First Amendment....

When faced with disruptive but non-violent conduct, the university should be prepared to respond initially with internal measures. It must clearly understand the options available to it and be prepared to move from one to another if it is reasonably obvious that an earlier tactic has failed.

Faculty members who engage in or lead disruptive conduct have no place in the university community.

The university, and particularly the faculty, must recognize that

(SCRANTON cont.)
the expansion of higher education and the emergence of the new youth culture have changed the makeup and concerns of today's student population. The university should adapt itself to these new conditions. We urge that the university make its teaching programs, degree structure, and transfer and leave policies more flexible and more varied in order to enhance the quality and voluntariness of university study...

Academic institutions must be free--free from outside interference, and free from internal intimidation. Far too many people who should know better--both within the university communities and outside them--have forgotten this first principle of academic freedom. The pursuit of knowledge cannot continue without the free exchange of ideas...

University governance systems should be reformed to increase participation of students and faculty in the formulation of university policies that affect them. But universities cannot be run on a one man, one vote basis with participation of all members on all issues.

Universities must become true communities whose members share a sense of respect, tolerance, and responsibility for one another.

FOR STUDENTS

Students must accept the responsibility of presenting their ideas in a reasonable and persuasive manner. They must recognize that they are citizens of a nation which was founded on tolerance and diversity, and they must become more understanding of those with whom they differ...

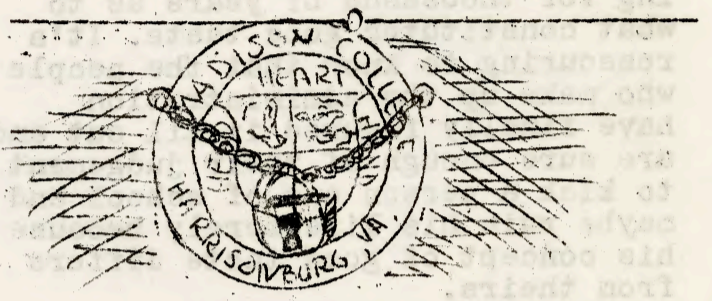
Students must face the fact that giving moral support to those who are planning violent action is morally despicable.

Students should be reminded that language that offends will seldom persuade. Their words have sometimes been as offensive to many Americans as the words of some public officials have been to them.

Students should not expect their own views, even if held with great moral intensity, automatically and immediately to determine national policy. The rhetorical commitment to democracy by students must be matched by an awareness of the central role of majority rule in a democratic society, and by an equal commitment to techniques of persuasion within the political process.

The Commission has been impress-

ed and moved by the idealism and commitment of American youth. But this extraordinary commitment brings with it extraordinary obligations: to learn from our nation's past experience, to recognize the humanity of those with whom they disagree, and to maintain their respect for the rule of law. The fight for change and justice is the good fight; to drop out or strike out at the first sign of failure is to insure that change will never come.



In reaction to the recent court decision declaring several sections of the Madison Handbook unconstitutional, the FIXER will print a series of articles dealing with other areas of the Handbook that we feel also deprive Madison students of their basic constitutional rights.

Despite the new, mod cover on this year's model, the real purpose of the Handbook remains unchanged--to provide the administration with ready-made, blanket justification for any action they may take against any student at any time. The Handbook rules are worded in such vague, non-objective language that the administration can construe them to mean anything which suits their purpose. The general conduct rule (p.42) provides an excellent example of this.

The first sentence of this rule says that students are expected to "uphold high standards of conduct and appearance." Now, just what exactly do they mean by "high standards of conduct"? Do you think the administration had the Ten Commandments in mind, when they wrote up this little rule? After all, that's about as high a standard of conduct as anyone has ever come up. However, the sad truth is that obeying the ten commandments would not get you anywhere with the administration, if they decided they wanted you out and they thought they could get away with it.

As to standards of appearance--who has the right to pass judgment upon such a purely subjective matter as how a person looks? To whom should we turn for an expert opinion in this field? To

(cont. page 8)

(Handbook cont.)
Pres. Miller? The Board of Visitors? Women's Wear Daily?

The second sentence brings in two more indefinable, abstract concepts to watch out for--appropriateness and good taste. As to the latter, we must first ask if displaying bad taste is criminal or illegal. It certainly is not as anyone who saw "I Am Curious (Yellow)" darn well knows. However, here at Madison "bad taste" can get you expelled. Philosophers from Aristotle on down have been arguing for thousands of years as to what constitutes good taste. It's reassuring to know that the people who make up the administration have finally figured it all out and are sure enough of their judgement to kick a person out of school and maybe ruin his life merely because his concept of good taste differs from theirs.

The last sentence of the general conduct rule warns us that a "plea of ignorance" is not acceptable if you get into trouble, but unless you were a mind-reader you never could tell how the administration would expect you to apply this rule to any particular situation--only they know what it means because it can mean anything they want it to.

The general conduct rule is really just a strung together collection of weasel words designed for the purpose of allowing the administration to get rid of those students who do not conform enough to fit comfortably into the campus scene.

J. Carter

* * *

There will be an IMPORTANT meeting for all interested students Thursday, October 22, at 6:30 PM in the SnackBar to determine what we can DO about changing Madison's archaic regulations. Inter-dorm visitation, curfews, parental approval cards, liquor in the dorms, etc., will be discussed. We need your help. Please come and see what YOU can do. STOP BEING APATHETIC!

an open CHALLENGE

to all of you who dispute and vocally complain about our paper: We like words of praise and we love to read good things about The Fixer BUT we are really just as interested in hearing your criticisms. If you are one of the people who claims that your opinions are not represented in this student paper, do something about it. This paper can represent you just as easily as it represents the people with whom you disagree if you will take the first step--WRITE. Say that you don't have the time or the ability and you'll only be lying to yourself. If you really want to communicate you'll find the time to do so, and the strength and sincerity of your convictions will make your comments readable and meaningful. The next time you don't like something in The Fixer or you don't like something period, talk to all of us instead of talking to just a few. Write and send the result to:

Madison College Press (Free)
Box 35
Broadway, Va. 22815

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There is one worker on The Fixer to whom we, the staff collective, can never give enough credit. She has given hours of time and worlds of intellect, imagination, and sensitivity to creating illustrations that make our paper a real "work of art." No matter how much our readers may dispute some of the ideas expressed in The Fixer, we think anyone who reads the paper regularly appreciates the cartoons, lettering, and original drawings that Tina Rainey contributes every week. Doing detailed art on stencils is really difficult and Tina has done all of our art work this year (and did the lion's share of it last year). Again, from all of us on the staff, Tina, and from a great many readers, thank you for your time and very special talents.

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With a little help from our friends~

Dave Bassler, Chris Vuxton, Susan Poole, dan Layman, Cindy Walsh, Lewis H. Sword, Tina and Jay Rainey, Judy Reed, Kris Russell, Dean Brown, Bill Brannan, Jim West, Dennis Gregory, Wendy Cargo, Joey Moretti, Dee Dee Erikson and assorted anonyms.

Send contributions to - Madison College Press (Free)
Box 35 Broadway Virginia 22815