

Buchanan Fined...

(Continued from page 1)

Annette Buchanan made a promise in good faith," Johnson said. "All she has done is to steadfastly stand by that promise.

"Nothing is more essential to the process of justice than honesty and integrity. Annette Buchanan's word was her bond," he went on as Leavy listened intently, his chin resting on his hand.

Johnson cited cases to show that, when contempt is not committed in the presence of the judge, willful intent to bring dishonor and disrespect on the court must be shown.

He refuted Frye's "mechanical" approach, which was that Miss Buchanan had violated a court order and was therefore in contempt."

ACT PLUS INTENT

"It is not just the act which brings the contempt but the act combined with willful intent to bring dishonor on the court," Johnson said.

He pointed out that Miss Buchanan has refused the "easy out" of saying she didn't remember the names of the students.

He reiterated his view that forcing a reporter to reveal sources of information can be an abridgement of freedom of the press.

"The state has not shown that this information is essential to the administration of justice and not otherwise available," two conditions Johnson says should be met before a reporter is forced to reveal sources of information. He cited cases which said each case should be weighed on its merits.

GENERAL INQUIRY

He also noted that a press release issued by Frye when Miss Buchanan was first subpoenaed indicated that the Grand Jury inquiry was a general one "as much to allay public fears" about the drug problem as to find its sources.

Johnson called it "an insult to the fine police agencies of Lane County that a 20-year-old reporter can get information in one evening which is not available to the police."

In his 40-minute rebuttal of Johnson's arguments, Frye said, "This is not a case involving freedom of the press. It involves the law of the land and the dignity of this court."

He said the key issue was "the power of the court to enforce its decrees."

"TOO SIMPLE"

He said it was "too simple" to plead the case on the basis of the First Amendment to the Constitution. "No court has yet held that the First Amendment allows a reporter to withhold sources. The First Amendment is not a protection for the press. It is a protection for the public."

He argued that the question of willfulness and intent was applicable only on the question of punishment.

Frye also attacked the press coverage of the case. He said he had been "pilloried by some of the press" and the court had been "castigated" by the press.

He said the case "has created the interest it has because it has the interest of a vocal group which has the tools to build that interest."

He also said the Grand Jury had a "legitimate right" to ask Miss Buchanan for the names.

"It is conceivable that other persons have the same information," he admitted, "but I know of no law that allows one witness to be silent because others are able to testify."

He said, "it is established without a doubt that journalistic privilege must be statutory" and that in the absence of statute there is no privilege.

Frye maintained that "there is no more reason to grant anonymity to a journalist than to any other group" and pointed out that "there is not one case which has permitted a witness to avoid punishment because he is a member of a particular group."

Referring to a statement made by Stephen Still, managing editor of the Oakland, Calif., Tribune the day before, Frye said, "It was incomprehensible to me to hear an editor say that a journalistic tradition should rise above the law."

He said there was "no evidence that the procedures followed with this witness were not normal."

Privilege for Newsmen

McCall Will Back New Law

PORTLAND (UPI)—Secretary of State Tom McCall has moved into the Annette Buchanan case with an offer to Oregon's publishers and broadcasters to spearhead a drive for legislation to

protect the identity of confidential news sources.

"There are 13 states in the nation enforcing legislation supporting the media and their right to remain silent as to who and where their news sources are. Whether Oregon follows in their footsteps will depend on newspaper, radio and television industries uniting together in a demand for such legislation," McCall said Tuesday.

In an offer to officials of the Oregon Newspaper Publishers Association and the Oregon Association of Broadcasters, he said he

would push for an appropriate law.

McCall, a former television news commentator, said: "Without the confidence of anonymous news sources, much of the news, as well as answers and truths concerning criminal actions, would be lost. It is not realistic to ask a news contact to jeopardize himself in order to expose a criminal or unjust action."

"Since the ethic is useful beyond doubt to a free press, then it seems to me the law should be changed to facilitate the functioning of the ethic," he said.

Hulteng Says Law Needed

John L. Hulteng, dean of the University's School of Journalism, has issued a statement concerning the Annette Buchanan case.

Part of Hulteng's statement: "It is essential to the functioning of our representative system of democracy that the public have the benefit of a full, free flow of news."

"The press does not usually conceal its sources. Typically, a news account fully and clearly indicates the source of the news it reports. But in some situations, in order to put before the public certain kinds of news that the public needs to know about, reporters must accept news in confidence and publish it without identification. They do this because they could not otherwise obtain such news. In these circumstances, the press should not be subjected to harassment by prosecutors brandishing the threat of contempt proceedings to force disclosure of confidential sources."

"Only when a clearly overriding public need requires such disclosure—and even then only after carefully weighing the grave risks involved—should the prosecutors or courts attempt to take any action that would inhibit the freedom of the press to obtain and report the news."

"Until the current case against Annette Buchanan was initiated by the district attorney of Lane County, there had not been any such attempt in Oregon. Now we have before us the record of this case. That record suggests that the time has come to seek statutory recognition of the right of newsmen to protect the confidentiality of their news sources when such action is necessary to the historic and constitutionally-underwritten mission of the press."



13th Ave. Laundromat

365 E. 13th

WASH DRYER

Coin & Bill Changers

Vending Machines

Hair Dryers

Weekday Laundry & Ironing

Complete

24 Hour Laundry Service

C. SHAW SMITH and FAMILY in

"Saucy Sorcery"

Family Entertainment with Magic,
Humor, and Music

Tuesday, July 5

8:00 p.m.

STUDENT UNION BALLROOM

Tickets: Children—(under 12) \$.50; Students—\$1.50;
Adults—\$2.50

AT COLE'S

Students & Faculty Get
10% DISCOUNT
on cash purchases
\$1.00 & over

AT TIME OF PURCHASE



125 E. 11th 345-4001

Forest Center Gets Anonymous Donation

The Forest Industries Management Center in the University School of Business Administration has received an anonymous gift of 300 shares of common stock in United States Plywood Corporation.

Given as the Carl M. Christenson Memorial, income from the stock and a small amount of the principal will be used to establish a Carl M. Christenson Graduate Assistantship in the Center.

KEEP COOL

All Summer Long



MALTS AND SHAKES
BANANA SPLITS
SUNDAES
FLOATS
SODAS

HAMBURGERS AND
FRENCH FRIES
HOT DOGS
ONION RINGS
CHEESE BURGERS

13th & Hilyard

ERB RECREATION

Summer Events

Hours Monday	9:00 a.m. to 9:15 p.m.
Tuesday	9:00 a.m. to 9:15 p.m.
Wednesday	9:00 a.m. to 10:45 p.m.
Thursday	9:00 a.m. to 9:15 p.m.
Friday	9:00 a.m. to 9:30 p.m.
Saturday	10:00 a.m. to 9:30 p.m.
Sunday	12:00 a.m. to 6:45 p.m.

BOWLING:

OPEN PLAY
25c per line
10c shoe rental
Free shoes to couples
and families

Wed. Evenings—Beginning June 29:
Mixed 4-Some League at 7:00 p.m.

SIGN UP IN BASEMENT OF STUDENT UNION

BILLIARDS: 75c per hour per table

SHUFFLE BOARD: 60c per hour per table

TABLE TENNIS: 30c per hour per table

CANOEING on the Millrace: 75c per hour per canoe

7 days a week—1:00 p.m.—9:00 p.m.—weather permitting