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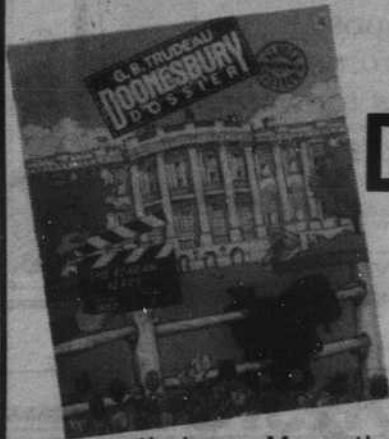


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Indian activist faces sentencing

PIERRE, S.D. (AP) — Indian activist Dennis Banks faces a possible 15-year prison term when he is sentenced Monday for a 1973 clash between Indians and police, but his attorney argues that after nine years as a fugitive, Banks "should not be in jail."

Banks, 47, has been held without bail in Rapid City since Sept. 13, when he surrendered to face sentencing on convictions of rioting with a dangerous weapon and assault with a weapon without intent to kill. He fled South Dakota before he could be sentenced after his 1975 trial.

Attorney William Kunstler said he will present Circuit Judge Marshall Young, who presided over Banks' trial, with scores of letters from famous people arguing for a light sentence for the co-founder of the American Indian Movement.

Testimony for Banks will include written statements by the Rev. Jesse Jackson and author Peter Matthiessen, who wrote "In the Spirit of Crazy Horse," a book about AIM. But Kunstler said he is not sure whether any celebrities will testify at the Custer County Courthouse.

"I'm going to say a lot, but in essence it's going to come down to asking this judge to stand up and be a man, you know, and recognize that this man should not be in jail," Kunstler said.

Banks could be sent to prison for up to 15 years, and the law in effect in 1975 imposed a minimum two-year sentence for the riot conviction, but Young could place him on probation, the attorney said.

"He really should get nothing, but the realities of life may prevail," Kunstler said Sunday.

South Dakota Attorney General Mark Meierhenry, who helped prosecute Banks in 1975, said he won't recommend a sentence on Monday.

Security will be tight, with state troopers helping sheriff's deputies and metal detectors set up outside the courtroom to screen spectators. Sheriff's Deputy Matt Peters said Sunday.

Banks said he surrendered last month out of concern for his family and because his nine years as a fugitive in California and on the Onandaga Indian Reservation in New York had "taken its toll."

He was charged in a Feb. 6, 1973, riot that broke out after he and other AIM leaders asked authorities to file murder charges against a white man involved in the stabbing death of an Indian. The man had been

charged with manslaughter and was later acquitted.

Banks fled before sentencing and was given asylum until early 1983 by former California Gov. Edmund G. Brown Jr. He then sought refuge on the 17-square-mile Onandaga reservation.

Bluegrass State welcomes queen

LEXINGTON, Ky. (AP) — While the U.S. presidential horserace dominated much of the Bluegrass State's attention Sunday, officials here welcomed Britain's Queen Elizabeth II, an avid horsewoman paying a private visit to some of America's top stud farms.

Despite the presence of President Reagan and Democratic presidential candidate Walter F. Mondale just 80 miles away in Louisville for Sunday night's debate, the queen is staying away from the political hurlyburly. Instead, her 5-day visit to Kentucky will focus on thoroughbreds, a passion the queen shares with the top breeders who will be her hosts.

The queen was greeted at rainy Blue Grass Airport at 4:40 p.m. by Gov. Martha Layne Collins, Lexington Mayor Scotty Baesler and other local officials, including William S. Farish III and his wife, Sarah, at whose farm the queen is staying.



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