

All wet



Frog, 13th Avenue's famous joke book peddler, said the rain has dampened his sales. "Don't ask me how business is going today," he said. He said he will be leaving Thursday for a couple weeks to visit Cincinnati.

ACLU fights Springfield

□ Appeal of anti-gay amendment expected to succeed, professor says

By Daralyn Trappe
Emerald Associate Editor

The American Civil Liberties Union of Oregon made good Tuesday on a long-standing vow to file a lawsuit challenging the constitutionality of Springfield's anti-gay rights charter amendment.

Dave Findaque, executive director of ACLU Oregon, announced at a news conference Tuesday that the suit was filed with the Lane County Circuit Court.

Dave Schumann, an associate law professor at the University who specializes in constitutional law, said he believes the lawsuit is virtually guaranteed to be successful.

The ACLU has momentum on its side. In November, the state Court of Appeals ruled unconstitutional a 1988 statewide ballot measure that overturned then-Gov. Neil Goldschmidt's ban on sexual orientation discrimination.

That ruling, from an ACLU appeal, set the first state precedent regarding gay and lesbian rights, and Oregon trial and appeal courts are bound by that precedent, Schumann said. The court's November opinion said the 1988 measure violated freedoms of speech and expression.

The lawsuit challenging Springfield's charter amendment is also based on questions of speech and expression rights.

Turn to **SPRINGFIELD**, Page 4

Groups continue search for source of mystery money

□ ASUO finance department begins independent investigation of account

By Chester Allen
Emerald Reporter

The ASUO finance department has started an independent investigation to determine whether a \$337,000 University account is interest income from student incidental fees.

University Vice Provost Gerard Moseley, who is conducting the University's own review of the account, said he believes the account contains little or no revenue from student fees.

However, ASUO President Bobby Lee said he believes the money was earned from student fees and should be placed in the incidental fee surplus account.

"This is from student fees," Lee said. "I owe it to my constituents to get this thing started because \$337,000 would make a tremendous difference during the budget season."

Lee said the incidental Fee Committee and the EMU

Board were welcome to participate in the ASUO-sponsored investigation.

ASUO Finance Coordinator Neil Sunnell said he has assigned two people to obtain and review the University's record of the account.

"This will be an efficient, well thought-out investigation soundly based on accounting procedures," Sunnell said.

Sunnell said he would request copies of the account's source documents from the University administration to discover where the money came from and where it should go.

"Until we see the source documents, it's hard to tell where the account's deposits came from," Sunnell said.

Although the University is working on many other issues, such as budget cuts caused by 1990's Measure 5, all of the information about the account will be available soon, Moseley said.

Moseley said the account's records have not yet been transferred to a new computer system, which makes reviewing the account more difficult and time-consuming.

"This information is forthcoming," Moseley said.

'This is from student fees. I owe it to my constituents to get this thing started because \$337,000 would make a tremendous difference during the budget season.'

— Bobby Lee,
ASUO president

"These records are old records that haven't been converted yet to the new computer system."

Although the University's review of the account has been hampered, the origins of the money will be determined, Moseley said.

"This issue is going to be resolved in favor of the truth," Moseley said.



WEATHER

Cloudy and breezy weather will carry over from Tuesday, leaving Eugene encased in light to moderate showers for most of the day.
Temperatures should run in the 40s.

BEN / JERRY IN '96

WILLISTON, Vt. (AP) - Jerry (as in Ben and Jerry's ice cream) wants to enter politics.

Jerry Greenfield said he plans to run for a seat on the Williston Board of Selectmen in March. Town elections in Williston, a suburb of 4,800 people east of Burlington, are non-partisan.

"I've been very active in the town and have been going to gobs of select board meetings, and I thought if I'm that interested I ought to try to run," Greenfield said this week.

Greenfield is a member of Williston Citizens for Responsible Growth, which has fought plans for a shopping mall and a Wal-Mart store.

SPORTS

NEW YORK (AP) - Charles Barkley celebrated the non-violent spirit of Martin Luther King Jr. Day by vaulting over the scorer's table to chase after official Jim Clark following Phoenix's 106-103 loss to the New York Knicks.

Perturbed by calls all game long, Barkley complained loudly that he had been fouled by Anthony Mason on a last-gap three-point shot that turned into an airball. When Clark warned Barkley that the outburst would cost him money, Barkley went wild.

Barkley never did catch the official, and was blocked by Madison Square Garden security. When asked if he intended bodily harm to Clark, Barkley said, "Are you serious?"