

Univ. to capitalize legal costs incurred in discrimination suit

By HOWARD BROOKS

Brown will capitalize at least \$150,000 in 1977-78 legal expenses incurred in fighting the Louise Lamphere class action sex discrimination suit.

The move will allow the university to spread the legal expense over five fiscal years. President Howard Swearer confirmed over the weekend.

Vice president for finance and operations Paul Maeder, who disclosed the capitalization plan at Friday's Advisory Committee on University Planning (ACUP) meeting, declined further comment on the move, referring the Lamphere-related decision a "touchy issue."

Brown has never before capitalized legal costs. The capitalization process involves the spreading of purchase costs over a period of time approximating the useful life of the purchase.

"Artificially inflated budget" Capitalization of the expense, a "standard practice," according to Swearer, will enable the university to avoid an "artificially inflated budget" which would have resulted from full payment of the legal fees in 1977-78.

Had the university not spread out the expense over the five year term, Brown's 1977-78 non-medical budgetary deficit would have totalled almost \$500,000, instead of the \$263,371 figure approved by the Advisory and Executive Committee (A&E) ten days ago. The A&E endorsed the capitalization plan. Swearer said that inclusion of the full legal costs in next year's budget would unfairly force the curtailment of personnel and programs during 1977-78.

He said that capitalization of the expense was justified because of the possible long range consequences of the two-year-old sex discrimination case.

Lamphere is suing the university over the denial of her 1975 tenure bid. Her case was certified for class action last summer by U.S. District Court Judge Raymond Pettine.

In other ACUP business, the committee approved a resolution calling for the university to increase teaching assistant stipends to competitive levels over the next three years. The panel also decided to alter procedures in order to allow returning undergraduates to hold ACUP offices.

Quasi-endowment funds used The capitalization procedure involves the payment of legal expenses out of currently restricted endowment, or quasi-endowment funds, according to assistant to the president Kelsey Murdoch.

Provost Morton Stoltz added that the procedure was similar to "borrowing the money internally." The university would pay the Lamphere legal costs, but the general institutional line in the budget would absorb those costs over the specified time, he said. The \$150,000 figure was drawn up by Murdoch, who noted that the sum is based on an evaluation of current legal expenses and expected need during the approaching fiscal year.

The case is slated to come to trial on September 19, during the 1977-78 budgetary year.

Corporation budget committee head Henry Sharpe '45 said that capitalization is "necessary when a large expense involving the fate of an institution over a long period of time occurs. The Lamphere case is unlike anything in Brown's history and could become a tremendous burden," he said.

'76-'77 not capitalized Legal costs incurred during the present fiscal year have not been capitalized. However, two administrators said that capitalization was possible, but not likely.

The \$150,000 figure includes only lawyers' fees although Sharpe said that the "other expenses, secretarial and office," were "very considerable."

Officials also could not predict whether Brown would capitalize Lamphere's legal costs this week.

Continued on Page 3



Photo by DAVID KIDDERLEY

Lamphere assails tenure procedures

By AMY GOLDSTEIN

In her first public speaking appearance this year, former assistant anthropology professor Louise Lamphere charged that the denial of tenure resulted from her feminist views rather than a lack of competence.

Speaking to about 75 students and faculty in the Crystal room Friday afternoon, Lamphere asserted, "if I hadn't gotten involved with women's studies, I might have had a better chance" of receiving tenure.

The former Brown faculty member also discussed the possible outcome of her class action suit against the university, U.S. District Judge Raymond Pettine, and institutional sex discrimination at Brown.

Feminist research

"I became a feminist after I got here (Brown)," Lamphere said, recalling how she began her teaching career here as a specialist in American Indians, later taking up research in women's studies as her feminist views developed.

"My research was not seen as serious" by colleagues in the anthropology department, she contended, although her work was beginning to gain national recognition.

Her attempts to institute a women's studies program at Brown met similar opposition, she said.

"One of the things that happened," she said, "was that the farther along I got towards a feminist position, the more I felt a personal sense that the people in the department who were my closest friends weren't going to support me."

Continued on Page 3



HOWARD SWEARER

Safety check delay permits play opening

By LINO LIPINSKY

The Sock and Buskin presentation "Caucasian Black Circle" opened on schedule Friday as fire inspectors, called to Faunce House Theater before the play, possibly to close it down, failed to arrive.

The inspectors, called in response to the leaking of confidential documents to the Herald about potentially dangerous conditions in the theater, cancelled their appointment because of Friday's snowfall.

The inspection will take place this week, physical plant director Siu-Chim Chan said.

Chan reported "a number of things" led to the change of date, but would not elaborate on factors other than the weather.

Violations found

The inspection had been called by administrators after Chan and vice president for finance and operations Paul Maeder found fire hazards during an inspection of the theater on Thursday.

That inspection was spurred by the leaking of letters from a Needham, Mass.-based theater lighting firm. The documents warned that five theater's backstage rigging might be dangerous.

Theater arts personnel had claimed that the inspection was an act of harassment by administrators, who falsely believed that letters from the Capron Lighter Co. were given to the Herald by theater arts program members. Theater arts personnel contended that curtailing use of the rigging system allowed the theater to operate without endangering actors or stagehands.

Theater arts instructor John Lucas predicted Thursday that the fire inspector would shut the theater down, abruptly ending the Sock and Buskin as soon, because of a number of existing fire violations, inevitable in the production of a play.

Chan, however, speculated that inspector will probably not shut down the 40-year-old theater.

Writing for Groucho

The Perelman style: Haut melange

This is the second in a two-part series.

By CHARLES SHAW

After attending Brown in the Jazz Age, the life of S.J. Perelman '25 included such ventures as sailing to Zanzibar on an Arab dhow, retracing the route of Phileas Fogg, and writing *Around the World in Eighty Days*.

The satirist, who has written on the *New Yorker* magazine staff for the past 40 years, began his career by writing and drawing for the humor magazines, *Judge* and *College Humor*. He lived in Greenwich Village with L.J. (Kappy) Kapstein '26. College ball sessions were transplanted to Lower Manhattan speakeasies, or to the Kenmore Hall Hotel, where Nathaniel West '24 was a clerk. West would later write *Day of the Locust*.

According to James Light, Perelman "could be savagely witty toward other people." With friends Light wrote, Perelman "freely scorned the majority of his college contemporaries, who had gone into either advertising or Wall Street." Indeed, Perelman recently told the

Providence Journal, "the most important things at Brown... were football, gin, and becoming a bond salesman."

Eventually, Perelman met Julius "Groucho" Marx, and after appearing in *Animal Crackers*, wrote the scripts of *Horse Feathers* and *Monkey Business*. At this time, Perelman began to write for the *New Yorker*, and never worked with the Marx Brothers again.

"I did films with them," he stated later, "which in its way is perhaps my greatest distinction in life, because anybody who ever worked on any picture for the Marx Brothers said he would rather be chained to a galley or and lashed at ten minute intervals till the blood spurted from his frame, than ever work for those sons of bitches again."

In the early 30's, Perelman spent part of each year writing in Hollywood, often collaborating on work with his wife Laura, Pembroke '31, West's sister. Although he was told, "you're getting away from the guts of things into a whole mess of polite nothing," he wrote screen-

Continued on Page 2



Photo courtesy Brown Archives

S.J. PERELMAN receives his honorary degree from Brown in 1951.

Lamphere discusses sex suit

Continued from Page 1
Lamphere maintained that her "semi-change of field" from Indians to women led to her firing. Her decision to file the suit following her tenure denial stemmed from the feeling that "I had to fight this. It was me against the institution."

The former professor said that she and the three other women faculty who have filed for damages primarily want their jobs back. "I'm

not asking for dollars," she said. "It's very unlikely that the court will award damages."

She said she will ask for legal costs, however, since "we're operating this case on a shoestring."

The plaintiffs are also seeking "major structural reforms in Brown's promotion and tenure decision-making process in addition to personal compensation."

"There have to be better ways of making decisions," she said, calling for personnel decisions to be "open, published, fair and uniform."

The institution of "university-wide teaching evaluation forms, to be used "from the very beginning of a person's teaching career" would promote more fair decisions, she said. "The kind of review which I got basically review by rumor."

The plaintiffs further "feel that the university has to become strongly committed to affirmative action."

Lamphere additionally maintained that Brown must involve women more fully in all university decision-making and must implement a more effective grievance and appeals procedure to review personnel decisions.

"The grievance process that I went through (following her denial of tenure) had no teeth in it," she charged, urging that "there has to be a procedure that allows some body of people to reopen a case and make recommendations to the president."

Judge makes difference

Turning to her court trial, slated to begin on September 19, Lamphere discussed Pettine's role in the suit.

"The kind of judge you hire does make a difference," she noted. "We tried to get Pettine fit role on the case and we got him," she said, adding, "he bends over backwards to be fair."

The slender, informally dressed woman said, "I think we have a strong case. I'm really confident about it."

In order to win their suit, the plaintiffs must prove that there exists a pattern of discrimination against women at Brown. Such a pattern is present here, she contended.

Terminating sex discrimination "not just a matter of a few individuals who have discriminatory attitudes," Lamphere maintained that prejudice is "built into its institution" and is perpetuated

through "informal systems."

Women faculty, for instance, do not fit the stereotyped image of a good professor, Lamphere noted, suggesting that "many women are discouraged. They don't see how they're going to fit that (image) with their lifestyle."

Lamphere contended that women also are often excluded from the "old-boy network," in which graduate students and young faculty learn informally from more experienced individuals. "Men get those informal relationships much more easily than women," she said.

MONDAY, MARCH 21, 1977

Amy Goldstein, News Editor

Cassandra Burrell,

David Holloway,

Night Editors

Charles Rizzi,

Issue Photographer

Published Monday through Friday during the academic year excluding vacation periods, except twice a week during reading and exam periods and five times a week, one during commencement and the quarter by the Brown Daily Herald, Inc., Prior Kimes, President, James Meyers, Treasurer, Jeff Lazar, Vice-President, Jeff Friedberg, Secretary. Address correspondence to Box K, Brown University, Providence, R.I. 02912. Office located at 198 Angell Street, Providence, R.I. Campus mail delivery subscription: \$17 per year, delivery subscription: \$17 per year, plus non-subscriptions: \$25 per year. Telephone (401) 863-3261. Second class postage paid at Providence, R.I.

Classifieds

MEETINGS FOR PHYSICS CONCENTRATORS: Will be held in Room 410, Barus-Holley at 7:30 p.m., March 22nd (Sophomores) and March 23rd (Juniors).

LECTURE, URBAN STUDIES PROGRAM: March 21, "Myths of Urban Growth," Professor

Molotch, author of *Mismanaged Integration: Dilemmas of Doing Good in the City*. Also joint author of *The Effects of Urban Growth: A Population Impact Analysis*. Barus & Holley 166, 4:15 p.m.

IS HISTORY BUNK? Find out Friday, March 25, Sherry Hour-history faculty, interested undergraduates. 4:30 - 6:00, History Department, 142 Angell St.

URBAN STUDIES SOCIETY meeting, Tuesday, March 22, 4:30 p.m., Lower Maxcy. Richard Clarendon '78 will give a slide-lecture and we'll talk about lots of other neat things (concentration, careers, etc.) Cider and gorp!

ALICE KESSLER HARRIS: Today at 4 p.m. at Sarah Doyle Center; "On Organizing Women Workers" and Tonight at 8 p.m. in Wilson 302: "Women Workers as Myth and History;

Lessons from the Great Depression"

GENERAL COLLEGE STUDENTS - PART TIME: Earn \$10 per hour as an American Youth Enterprise Dealer, write Fred Novak, Dept. 8-29, 1701 Ellis Ave., Laurel Springs, N.J. 06021.

BANANA PEELS REALLY AREN'T THAT BAD. For special recipe call John Dalton x6360, Brian Abrahams x6364, or Dan Robinson x6367. For free samples, stop by M43 W. Andrews—open day and night. DON'T SAY THAT THERE'S NOTHING YOU CAN DO. Sign up today for an interview to a university committee. FINAL DAY FOR SIGN-UPS WILL BE WEDNESDAY, MARCH 23. Sign up sheets are outside the U.C.S. office in Faunce House (Second Floor West)

DANCE 7 SEMINAR? PRESENTATION? SPECIAL EVENT? PLACE AN AD IN THE HERALD, 863-3261.

REGISTRATION PHYSICAL EDUCATION CLASSES: March 23 8:30 to 3 p.m., Sayles Gym. Note change in Beg. Squash Class, Tues.-Thurs. should be 8 AM.

ACUP

Continued from Page 1
university lose the case and be forced to pay the plaintiff's attorney fees.

Maecker's disclosure of the capitalization case toward the conclusion of ACUP's two-hour session, during the financial vice president's presentation on the A&E-approved budget.

Ta stipends

Much of the meeting was spent discussing a resolution by graduate students, during the presentation. Glenn McKee to increase stipends for teaching assistants "by a percentage rate no less than the average rate of salary increase" for faculty.

The group, however, passed a substitute resolution which called for a review of stipends before the '78-79 budget. A three year target was set for raising Brown's stipends to a level competitive with other schools.

Defending his original resolution, McKee contended that graduate students were "needed by the departments to teach" and should be treated as an "important part of the instructional faculty."

"It seems inconsistent to treat graduate students differently," he said.

The group also removed barriers which would have prevented returning student ACUP members from being eligible to run for officer positions in the April 14 elections.

Only students who have served on ACUP may run for officers on the committee the following year. Due to the resignations, however, no students would have met this "eligibility requirement unless special resolutions were made."

According to the plan approved Friday, the four returning undergraduate members and graduate student, David Levine, will be considered voting members prior to the election date, instead of the April 15 date which would normally have marked the beginning of their term. This will allow them to serve as officers.

ACUP head Eugene Pysh explained that usual procedures should not apply to the upcoming officer elections because of the "unusual case" caused by the resignations of the five student members last October.

Majestic Yamaha

NOW OPEN
9 AM to 8 PM
Saturdays 8 to 9:30
All Models, Parts, Service
4 Washington St., West Warwick
Tel: 621-3242

CHILI-BURGERS BURGERS-CHILI

BEEF 'N BUN
128 THAYER

EXPERT WATCH & JEWELRY REPAIR

Arthur Kline
Jewelers

286 THAYER STREET
Next to Gasco-Robbins
272-2262

Authorized SEIKO Dealer

Anti-Inflation Spring Vacations

FLORIDA
GROUP
FLIGHT

\$153 FROM
PROVIDENCE

BERMUDA
PACKAGE
TRIP \$199

Includes:
Round trip flight from
Boston and N.Y.
Combination for 8 days/7
nights.
Round trip cabs, Airport
to accommodations,
Bar-B-Q luncheons
Beer cruise
All taxes, tips and
services.

ALSO
PACKAGE
TRIPS TO:

ANTIGUA	\$399
CUCACAO	394
MARTINIQUE	399
ARUBA	399
GUADALUPE	489
ST. MARTIN'S	499
BARBADOS	399
FREEPORT	233
PUERTO RICO	289

College Hill Travel

102 Waterman St. 274-8800

(Corner of Brown & Waterman, 2nd Floor)
On Campus. Directly across from Science Library

Sarah Doyle Lecture Series 77

present

Dr. Alice Kessler-Harris

Associate Professor of History - Hofstra University and Fellow at the Radcliffe Institute

Women's Work
As Myth and History

Lessons from the Great Depression



at 8 p.m.
Wilson Hall 302

On Organizing
Women Workers

informal discussion and reception

at 4 p.m.
Sarah Doyle Women's Center
185 Meeting Street

Monday, March 21 Admission is free!