

# Ervin lacks authority to get tapes — Sirica

WASHINGTON (AP)—A federal judge yesterday ruled the Senate Watergate committee has no authority to sue President Nixon in an effort to obtain White House tapes of presidential conversations.

U.S. District Court Judge John J. Sirica's dismissal of the committee's civil suit marked the first legal victory for the President in his battle to withhold the tapes from the committee and special Watergate prosecutor.

Two court decisions have affirmed the special prosecutor's argument that the President must give the tapes to a federal grand jury investigating the scandal.

But Sirica said the committee failed to get congressional authority to sue the President.

A committee spokesman said the

decision probably would be appealed.

Meanwhile, three corporations which admitted making illegal contributions to Nixon's re-election campaign pleaded guilty to misdemeanor violations of federal law.

In a brief order, Sirica said the court lacked jurisdiction in the tapes suit, an argument made by the White House in its opposition to the committee's civil action.

"No jurisdictional statute known to the court, including the four which plaintiffs name, warrants an assumption of jurisdiction, and the court is therefore left with no alternative here but to dismiss the action," Sirica said.

Sirica's decision followed by less than a week the U.S. Court of Appeals ruling upholding his earlier order in the case involving nine tapes subpoenaed by

special Watergate prosecutor Archibald Cox.

In that case Sirica ordered the President to give him the tapes to hear in private so he could determine if Nixon's claim they must be kept secret was valid.

The President is expected to carry his appeal in that case to the Supreme Court. He has until Friday to ask the Supreme Court to review the case.

The three companies yesterday charged with misdemeanors over campaign contributions are American Airlines, Goodyear Tire and Rubber Co., and Minnesota Mining and Manufacturing Co. Charges were also filed against the board chairman of Goodyear and Minnesota Mining.

Goodyear and its board chairman, Russell deYoung, pleaded guilty in federal court in Cleveland. The company was fined \$5,000 and deYoung \$1,000, the maximum fines for each.

After entering guilty pleas in federal court in St. Paul, Minn., Minnesota Mining was fined \$3,000 and its board chairman and chief executive officer, Harry Heltzer, \$500.

American Airlines entered a guilty plea and was fined \$5,000.

The companies and their executives were charged with violating federal law which prohibits campaign contributions from corporate funds.



Guided tour

President Nixon and Secretary of State Henry A. Kissinger escort the foreign ministers of four Arab nations on a tour of White House grounds after talks on the Middle East situation.

## OD promised funds

By JEFF DeBRAY  
Collegian Senior Reporter

On Drugs, Inc. yesterday received a "verbal commitment" of money to keep the group in operation until county funding is approved.

OD Training Coordinator Barbara Wakshul said Dr. John Swisher, acting secretary of the County Council on Drug and Alcohol Abuse, told her the money would be made available, after he talked to Chief Centre County Commissioner J. Doyle Corman.

Wakshul said Corman, who last night was unavailable for comment, would not reveal the source of the funding.

But Corman last week confirmed that a possible source of OD funding was some \$20,000 the county received about three weeks ago from settlement of a class action suit against 12 major oil companies.

Wakshul said OD has not received any indication of when it will get the money but added it must be before the end of next week or the group will be without funds.

"I guess we won't believe it until we get a check or some kind of a definite written statement," she said. "We all have experienced so much bursting of bubbles."

OD, which announced at a press

conference Sept. 27 it would suspend all services Oct. 31, needs \$8,000 in funding for the rest of the year. A Sunday night hot line service remains in effect until the month's end.

OD's financial problems stem from the commissioners' failure thus far to appropriate 10 per cent in matched funds so the county can receive \$90,000 in social service funds. The \$90,000, of which OD has requested \$26,000, has been approved tentatively by the Governor's Council on Drug and Alcohol Abuse.

OD President John Elliot called the commissioners' failure to appropriate the money "a bureaucratic conflict." He said there was a lack of communication between the state and county councils about the funding.

A meeting is scheduled for tomorrow with the commissioners, the county council and the Mental Health-Mental Retardation Board, at which a decision about the funding could be reached.

"We are going to hope for some action," Wakshul said.

Corman said last week there is a good chance the matched funds will be provided.

"It looks optimistic," Wakshul said, "but until we see something concrete, we won't get our hopes up too high."

# United States, Soviet Union seek solution to Mid-East war

WASHINGTON (AP) — The United States and the Soviet Union have engaged in extensive discussions in the last few days in efforts to find a solution to the Middle East conflict, it was learned yesterday.

U.S. officials are known to feel the discussions have not reached the point of specific language for a solution. But they believe there has been a change in the diplomatic situation.

The talks apparently have taken place between Secretary of State Henry A. Kissinger and Anatoly Dobrynin, the Soviet ambassador to the United States.

Sources at the United Nations indicate, meanwhile, that there have been little, if any, meaningful discussions in New York on the matter. Among the possibilities coming from

the U.S.-Soviet discussions are a cease-fire in place or a return to the boundaries existing before the Arab attack nearly two weeks ago.

The talks with the Soviet Union are understood to go beyond a cease-fire itself to cover an over-all settlement of the Arab-Israeli conflict.

In a related matter, State Department spokesman Robert J. McCloskey yesterday said an American route has been established for the air delivery of arms and other military equipment to Israel.

McCloskey declined to outline the delivery route but the United States has an agreement with Portugal allowing American military aircraft to land and refuel in the Azores in the Middle Atlantic.

Meanwhile, President Nixon yesterday met with the foreign minister of four Arab nations and proclaimed afterward a Mideast peace "can and will and must be achieved."

Nixon and Foreign Minister Umar al-Saghat of Saudi Arabia, talked briefly to newsmen in the White House rose garden after a 50-minute conference that included the foreign ministers of Algeria, Kuwait and Morocco.

Kissinger and the Arab ministers decided after the White House conference to continue the discussions at the State Department, a spokesman for Kissinger reported.

Nixon conferred with the foreign ministers after they spent 45 minutes with Kissinger and prior to their trip to the State Department to continue discussions with the secretary of state.

Nixon, while acknowledging the United States and the Arab nations have differences over means toward peace as well as "certain ends," said all were dedicated to the goal of "a fair and just and equitable peace."

"A major goal and an urgent goal at this time, which we believe can and will and must be achieved is a fair, just and peaceful settlement in the Mideast," Nixon said.

Saghat, acting as spokesman for the foreign ministers, who in turn said they represented 18 Arab nations, told reporters, "We think the man who could solve the Vietnam war and the man who could have settled peace all over the world can easily play a good role in settling — having peace in our area of the Middle East."

## Williams new chief

By CARL DIORIO  
Collegian Staff Writer

The State College Borough Council yesterday unanimously accepted Lt. Elwood G. Williams, Jr. as a temporary replacement for recently resigned Police Chief Herbert Straley.

Williams, second in command of the force for the past year and recommended by Straley for the interim position, will assume duties as police head Nov. 1.

Plans for selection process of a permanent chief were presented by Public Safety Committee Chairman Arnold Addison. A hiring advisory committee comprised of representatives from local organizations will be chosen by Jan. 1, Addison said.

Although a number of organizations already have petitioned to work on the committee, Addison said, all groups not represented will be invited to speak at a public meeting on the police chief selection.

According to Council President Lawrence Perez, independent citizens cannot serve on the committee because the confidentiality of the group would be jeopardized.

But Perez emphasized that citizen input by mail is welcome.

Councilman Allen Patterson urged that student representatives be invited to attend interviewing sessions to screen applicants on matters of student concern.

Advertisements for the position will be placed in various state and national publications, Addison said. Candidates for the \$15,000-a-year job must be 30 to 35 years old and five years police experience, at least three in a supervisory capacity.

At the urging of Straley and Police Sgt. Ron Smeal, Council agreed to waive the supervisory time requirement for applicants from within the borough's police force. Of the department, only Williams has supervisory experience.

"We're looking real hard at the possibility of hiring from a local source," Councilman Edwin Frost said.

In other business, Perez asked Straley if Council could take action against D and D Parking Lot Security Co. when complaints of abuse arise.

Straley said although "they're conducting it (ticketing) more on a bounty basis than they are trying to solve problems," Council has no authority over D and D.

All criminal complaints against the company should be reported to the police, Straley said.

## Arabs cut oil production; artillery duel

# Sinai tank battle called 'fierce'

By THE ASSOCIATED PRESS  
The Israeli command yesterday claimed destruction of at least 90 Egyptian tanks along the Suez Canal, and its top military man declared "we are now calling the tune."

The Egyptian command reported "fierce battles" along the central and southern Sinai front and claimed Israeli forces suffered "heavy losses in tanks and armored cars."

On the Syrian front, Syrian artillery barrages crashed down on Israelis stalled on the road to Damascus.

In Kuwait, an organization of Arab oil-producing countries announced it has decided to cut oil production by not less

than 5 per cent immediately and an additional 5 per cent each succeeding month until Israel withdraws from occupied Arab lands and Palestinian refugees' rights are restored.

Israel's chief of staff, Lt. Gen. David Elazar, the head of Tel Aviv's armies, said Israel's main effort was now concentrated against the Egyptians, and "we are now initiating the attacks on both sides of the Suez Canal."

The Israeli state radio's top commentator, former army intelligence chief Maj. Gen. Haim Herzog, called the Suez battle "the biggest armored clash in our military history."

The Israeli command said "large-scale armored battles" raged in the central area along the canal.

Elazar did not indicate if assaults by Tel Aviv forces on the west bank involved an Israeli task force the command Tuesday said had crossed the waterway to operate in Egypt proper.

Another military spokesman yesterday said the task force, whose size has not been specified, "continues to operate."

In Cairo, Gen. Izzettin Mukhtar said over television an Israeli task force operating on the west bank of the canal had been destroyed.

An Israeli military spokesman said in Tel Aviv the task force "had encountered rear command posts. It has tried to destroy them and has succeeded."

President Nixon met at the White House with four Arab foreign ministers dispatched to Washington from U.N. duty to discuss American military aid to Israel.

Nixon acknowledged afterward that the four — from Kuwait, Saudi Arabia, Morocco and Algeria — had "differences" with American policy in the Middle East. But he expressed confidence "a fair and just and peaceful settlement" can end the war, now 12 days old.

King Hussein of Jordan said the future of the Middle East will be shaped by the outcome of the conflict, the fourth major Arab-Israeli war since the birth of Israel in 1948.

"We may still be very far from peace ... Yet we may be very close to it," he told newsmen in Amman in his first public statements since fighting broke out. "I believe very strongly that Israel is now in a position to make up her mind, and should do so."

The 37-year-old monarch, who lost much of his kingdom including East Jerusalem in the 1967 war, is reported to have come under heavy pressure from other Arab nations to enter the war, full-scale and turn his 250-mile border with Israel into a third front, draining Israeli energies from Syria and the Sinai.

The Israeli push into Syria remained blocked for the fourth day on the approaches to Sasa, a town about 21 miles southwest of Damascus.

UNITED NATIONS, N.Y. (AP) — Israeli Foreign Minister Abba Eban declared yesterday that if Israel's security is guaranteed, the government is prepared to make "the most substantial compromises" in an effort to achieve a final peace settlement with the Arabs.

Eban was responding to a question about possible concessions Israel might make in negotiations leading to a lasting Middle East settlement.

He said Premier Golda Meir had just communicated Israel's position to several friendly heads of state.

He stressed that there must be a separation between a cease-fire and negotiations for a settlement.

"If you want to say to us what will we give for a cease-fire in return for a cease-fire, we will give a cease-fire," Eban told newsmen.

"If you want to know what we will give for peace, then we will certainly be ready for the most substantial compromises provided, of course, that our basic security is not affected."

19 miles southwest of Damascus and about 19 miles beyond the cease-fire lines drawn when Israel seized the Golan Heights from Syria in 1967.

Syrian artillery rained shells on the battle-scarred road to Damascus. Associated Press photographer Horst

Faas said from the front that dust swirling up from explosions was so thick it clouded the view of Mt. Hermon looking down on the battleground.

Syria said its armor also resumed a counterattack against the Israeli forces that have punched into Syria along a jagged 20-mile wide front.

The Syrians said Israeli planes also attacked Syria's two main Mediterranean ports of Latakia and Tartus for at least the third time in war. The ports are said to be funnels for Soviet military aid reported pouring into Syria and Egypt.

Damascus said three Israeli jets were shot down during the raids but it disclosed nothing on any damage. The Syrians said an Israeli Mirage also was knocked out of the sky in a dogfight 13 miles northwest of Damascus.

The report brought to 559 the number of Israeli aircraft claimed shot down by Syria and Egypt. Israel was estimated to have 488 planes in its air force before the war started and military analysts considered the Arab claims inflated.

The United States nevertheless has mounted an emergency program to resupply Israel with F4 Phantom jets, tanks and other war material. U.S. officials in Washington said American transport planes are delivering 700 to 800 tons of equipment a day.

U.S. officials in Washington said the Soviets are bringing in supplies for the Arab side about as fast as the Americans are bringing them in for the Israelis. The Soviet effort also includes tanks and fighter planes, they added.

# AAUP ready to actively work for PSU collective bargaining

By ROBYN MOSES  
Collegian Staff Writer

The American Association of University Professors has decided to work actively toward collective bargaining at Penn State.

A decision on whether to elect AAUP as Penn State's bargaining agent will be made at a meeting 8 p.m. today in 112 Kern.

Faculty non-members are invited and everyone will be given an opportunity to present his views. A representative of the AAUP national office also will be present.

After the meeting ballots will be mailed to all active AAUP members. This will determine whether to hold an election campaign.

In its meeting Sept. 25, the board of the University Park Chapter decided unanimously "the time has arrived for the AAUP to work actively toward collective bargaining."

This decision was prompted by a membership poll the board took last spring. Results indicated members desired a collective bargaining election be held with AAUP listed as bargaining agent. A 71 per cent majority of votes cast favored either preparation for or initiation of this action.

According to a letter by Robert Scholten, University Park chapter president, "A decision on this issue is probably the most important one this or any other chapter has ever had to make."

In a newsletter to AAUP members, several criteria were cited which played a major role in the board's action. Included are:

— the erosion of the faculty's economic position due to decreasing public understanding and support of higher education. Average percentage raises to faculties in institutions where collective bargaining exists were said to

be greater than in institutions where it does not exist.

— increased centralization of decision-making at the higher administrative levels in large universities. This move has produced a corporate structure in which the faculty's role is changing from a partner to an employee.

— a feeling that faculty should be given a choice between organizations with significantly different philosophy, experience and organizational structure than PSUBranch, which soon will seek signatures for an election.

— the fact that two state-related universities, Temple and Lincoln, already have chosen AAUP as their bargaining agent.

— that "funds needed for a successful campaign have been promised by the National Headquarters without strings attached."

"Although chapters are supported by the national organization, they remain free and flexible in their individual policies and are exclusively under local control. While pursuing its goals with vigor, the organization continues to seek harmony and cooperation in the academic community," Scholten said.

## Weather

Partly cloudy and cool today with increasing cloudiness, high 50. Tonight mostly cloudy with a chance of a few showers, low 39. Friday variable cloudiness, high 55.

## Oswald to speak

University President John W. Oswald will hold an informal talk session 8 p.m. Thursday in the Shunk ground floor lobby. All students are invited to attend.