



Billy Carter laughs at a joke during a round of golf in Buena Vista, Ga., while the Justice Department appoints a special counsel in Washington, D.C., to probe the Billy-Libyan investigation.

# Federal investigator probes Civiletti's actions Official to investigate Billy probe

WASHINGTON (UPI) — The Justice Department yesterday gave an internal investigator the same powers as an independent "special counsel" to probe Attorney General Benjamin Civiletti's handling of the Billy Carter investigation.

Michael Shaheen, head of the department's Office of Professional Responsibility, will have authority to convene a grand jury and subpoena witnesses under an order signed by Acting Attorney General Charles Renfrew.

In another development, former Watergate prosecutor James Neal of Nashville declined an offer to serve as special counsel heading the Billy investigation for the special Senate panel.

The order granting Shaheen the same powers as special counsel Paul Curran had in a 1979 investigation of the Carter family peanut business will be published in the Federal Register today, officials said.

It was issued the day after a revelation that the attorney general received intelligence information saying Billy might accept payments from the Libyans, but withheld it from investigators for nearly two months.

Civiletti defended the decision, saying the information was highly sensitive and he wanted to protect the source. He said he advised Assistant Attorney General Philip Heymann not to close the Billy

probe without first seeing the intelligence.

Civiletti's decision began to draw some fire yesterday. Sen. Robert Dole, R-Kan., a member of a Senate panel investigating the Billy affair, charged Civiletti may have "deliberately obstructed justice" by his delay in telling investigators Billy was getting Libyan funds.

Shaheen, already investigating possible obstruction of justice by the nation's top law enforcement officer, was understood to have expanded the probe to include three elements:

- Civiletti's disclosure, after two weeks of denials, that he discussed the Billy case briefly with President Carter on June 17 and advised the president he thought his brother was "foolish" for failing to register as a Libyan agent.
- Civiletti also said he told Carter it was unlikely his brother would be criminally prosecuted if he registered.
- The entire department's handling of the case, which resulted in the July 14 filing of a court consent decree under which Billy registered as a Libyan agent.

There have been questions about delays in the case and whether the department should have convened a grand jury and possibly sought an indictment of the president's brother for which Billy registered as a Libyan agent.

On June 10, just days after investigators first learned Billy had accepted \$220,000 from the Libyan government, Billy phoned chief probe

Joel Lisker and requested a meeting the next day. At that interview, he admitted when pressed that he had taken money from Libya.

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## Libya: Zionist interests create dispute

BEIRUT, Lebanon (UPI) — In its first official comment on the Billy Carter case, Libya yesterday said "Zionist propaganda" orchestrated the campaign against President Carter's brother to disrupt relations between Libya and the American people.

A communique issued by the Libyan Foreign Ministry and carried by the Libyan news agency said, "The prejudiced campaigns which were raised on Billy Carter's relation with the Libyan Foreign Ministry are pure invention with no basis of truth."

Billy Carter registered as a foreign agent for Libya and admitted to receiving \$220,000 from its government.

Carter's relations with the foreign ministry are "normal relations as enjoyed by other persons... and his relation with some Libyan economic institutions 'is similar to that of any other American linked to such institutions, as the documents and private files prove it," the communique said.

The ministry explained that Carter's visit to Libya was within the government's framework of bolstering relations with the people of the world, including Americans, and in this respect Carter was received in Tripoli as a member of a "regular" delegation from the state of Georgia.

"Because Billy Carter as an American citizen walked out on the Zionist will and wanted to serve his country and people and establish relations with the Libyan people, he is now being subjected to a premeditated Zionist campaign aimed at involving Libya," the communique said.

"Billy Carter did not betray America but on the contrary was keen on serving the mutual interests of the American and Libyan peoples, but Zionist propaganda does not allow any American to serve any interests but its own," the communique said.

## Italian blast suspects raided

ROME, Italy (UPI) — Police raided the homes of neo-Fascist suspects in Rome yesterday in a massive hunt for the terrorists who bombed the Bologna train station and killed 79 persons in Italy's bloodiest act of terrorism.

In France, authorities ordered one suspect jailed pending Italy's formal request for his extradition.

Italian police said they were speeding up the paperwork and hoped neo-Fascist Marco Affatigato, 24, would soon be delivered to Rome for questioning in connection with the Saturday blast that leveled a wing of Bologna's central train station.

The death of three hospitalized victims yesterday brought the toll from the blast to 79 killed and more than 200 injured.

Among the latest deaths were an 11-year-old girl, whose mother remains listed in serious condition in a Bologna hospital. Her father escaped the blast with minor injuries when he went by cigarettes in another part of the station.

Police said Affatigato, who fitted witnesses' descriptions of a man seen fleeing the Bologna station shortly before the blast, may have information that could lead to the arrest of others even if he personally were not involved.

Arrested in Nice, Affatigato is believed to be a friend of Mario Tuti, a neo-Fascist activist charged with planning the 1974 bombing of an international express train near Bologna. That blast killed 12 passengers.

The Armed Revolutionary Squad, the neo-Fascist group initially suspected in both bombings, denied involvement in a half-dozen anonymous telephone calls to Italian newspapers.

## 'Fat Man' holocaust lives on

NAGASAKI, Japan (UPI) — At two minutes past a fateful hour tomorrow, the port of Nagasaki will come to a complete halt in memory of the event 25 years ago that linked its name forever to the dawn of the nuclear age.

It was the morning of Aug. 9, 1945, when an American bomber spread over the skies of the city of 200,000 people. Two minutes later, at 11:02 a.m., the clocks stopped. An estimated 70,000 people were killed in the awesome fireball and the radioactive aftermath of the second atomic bomb dropped in World War II.

Three days earlier, an American B-29 dropped "Little Boy," the world's first atomic bomb, on Hiroshima, immediately killing about 70,000 people. The United Nations estimated another 60,000 died over the next six months.

Those two events brought the might of Imperial Japan to its knees and forced its surrender on Aug. 15, 1945, ending the war.

About 20,000 people were expected to attend this year's memorial service in Nagasaki, about 62 miles southwest of Tokyo.

The ceremonies in Nagasaki's Peace Park will start before the fateful hour. The city, now boasting a population of 440,000 people, will come to a complete halt — as it has each of the past 34 years — at 11:02 a.m. and observe a minute of silence for the bomb victims.



Illustration by Cyndi Shoup

## Error creates virus hazard

LA JOLLA, Calif. (UPI) — A laboratory mixup by a scientist trying to clone genetic material to fight disease resulted in the production of a more dangerous virus, a university monitoring official said yesterday.

However, the public was not in danger at any time, said Dr. Gordon Gill, chairman of the scientific activities watchdog committee at the University of California-San Diego.

The National Institute of Health in Washington and a university biosafety committee are trying to decide what to do with the material produced in the lab of Dr. Ian Kennedy.

Kennedy, a well-known virologist, was ordered to stop work on the project last July after the mistake was discovered.

He apparently thought he was working with one kind of virus — called simlika, a Class-A agent with a risk potential similar to rubella and polio — but what was actually produced was simlika — a closely related Class-B virus with a risk potential similar to yellow fever and smallpox.

Training of workers handling shipments also has been improved, Klusick said. No decision has been made on whether the fines will be appealed, he said.

## Met Ed charged for violations

KING OF PRUSSIA (AP) — The Nuclear Regulatory Commission has fined the operators of Three Mile Island \$9,000 for three violations of federal packaging standards in the shipping of radioactive materials from the nuclear power plant, an NRC spokesman said yesterday.

In February and March, Metropolitan Edison Co. workers shipped materials by air from the Middletown plant in violation of the standards of the NRC or the U.S. Department of Transportation, according to an NRC statement released by spokesman Gary Sanborn.

Although no radiation was released from the containers, liquids were shipped in improper containers and leaked into inner containers, Sanborn said.

In June, it was discovered upon arrival at a disposal site in Richland, Wash., that solid radioactive waste shipped by truck had been packaged in drums which were not tightly closed, the spokesman said. No radiation was released, he said.

Fines of \$4,000 were assessed for the first two incidents and a \$1,000 fine was set for the June violation. Met Ed officials have 25 days to pay or appeal the fines.

They have taken steps to improve the packaging of liquid samples and compactible trash," Met Ed spokesman Dave Klusick said yesterday. "In some cases we've improved tools and we've also improved procedure."

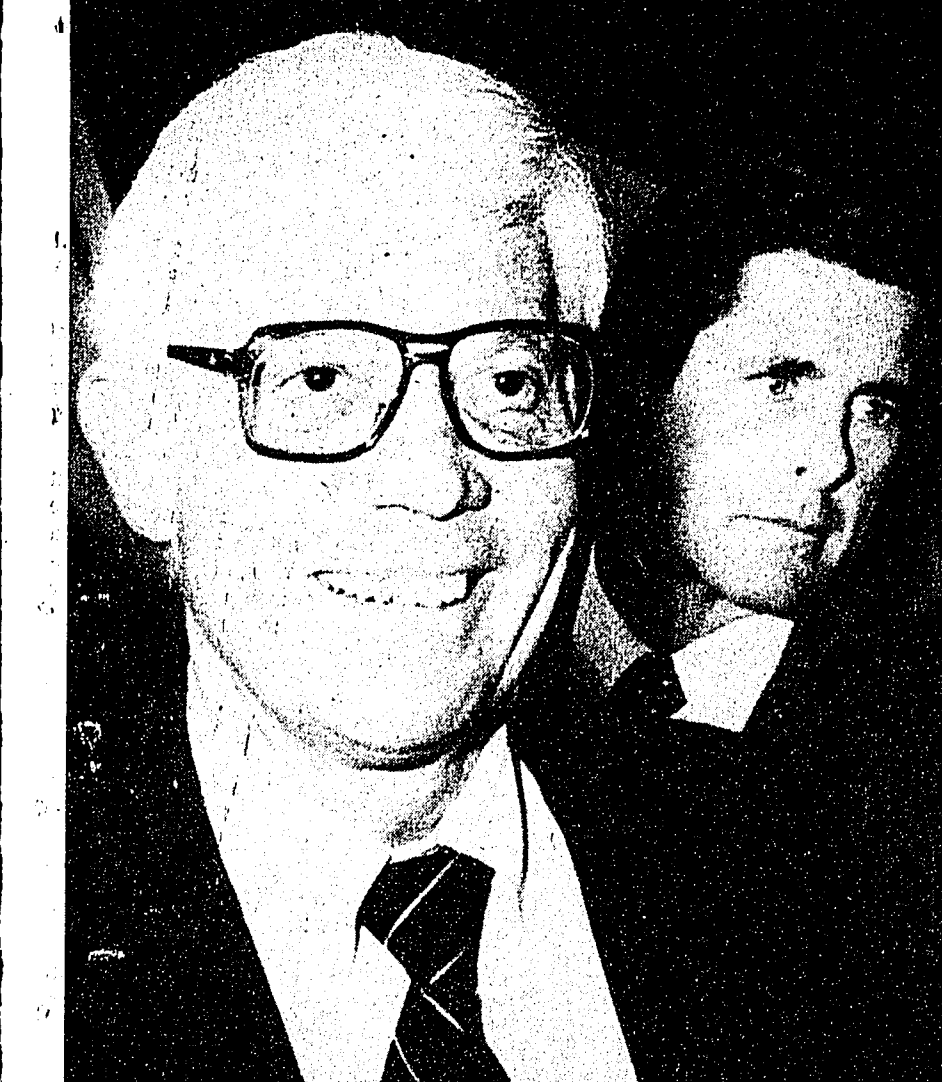
## UNIVERSITY CALENDAR SPECIAL EVENTS Friday-Sunday, August 8-10

- Friday, August 8  
Commonsplace Theatre, The Magic Christian, 7 and 9 p.m., Room 112 Kern.  
Hong Kong Society film, Alice's Restaurant, 7:30 and 9:30 p.m., Room 102 Forum.
- Saturday, August 9  
France-Cinema, Daniel, That Obscure Object of Desire, 7 and 9 p.m., Room 112 Kern.  
Hong Kong Society film, Alice's Restaurant, 7:30 and 9:30 p.m., Room 102 Forum.  
Festival Theatre, Can't Help Lovin' dat Kern, 8 p.m., The Playhouse.  
Explanazaganza film, Fillmore, dusk, Fisher Plaza.
- Sunday, August 10  
PSCC Bike Division, tour in Centre County (bring lunch), 9:30 a.m., HUB parking lot.  
Commonsplace Theatre, The Magic Christian, 7 and 9 p.m., Room 112 Kern.  
Festival Theatre, Can't Help Lovin' dat Kern, 8 p.m., The Playhouse.  
Hong Kong Society film, Alice's Restaurant, 7:30 and 9:30 p.m., Room 102 Forum.

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Independent presidential candidate John B. Anderson, shown here arriving in Cleveland while campaigning, yesterday announced in Pittsburgh that he will not withdraw from the race even if Sen. Edward M. Kennedy is nominated by the Democrats.

# Anderson refuses to drop out

PITTSBURGH (AP) — No matter what the outcome of the Democratic National Convention next week, independent candidate John B. Anderson yesterday said he will stay in the presidential race.

Seeking to deflect speculation that he would pull out of the race if Sen. Edward M. Kennedy were nominated by the Democrats, Anderson said flatly, "I am not going to withdraw from the race."

Aug. 1, Anderson met with Kennedy in the senator's Washington offices and afterwards said that a Kennedy nomination would force him to reassess his own candidacy.

Now, the Illinois Republican congressman says his own run for the White House will be unaffected by what happens in New York.

What if President Carter and Kennedy resolve their differences and the senator makes a full fledged endorsement of Carter's re-election?

"If he (Kennedy) chooses to endorse another candidate, it is not going to affect my campaign," Anderson told a news conference. "I am just going to forge ahead with or without his help."

Anderson also told the top officials of the U.S. steel industry in Pittsburgh yesterday that the steel industry needs help to update its aging equipment to compete with cheap foreign steel.

"As a result of an inadequate capital cost recovery program, we are stunting the opportunities of more economic growth in this country and more development of the steel industry," Anderson said. "It will be one of the points in my program to do something about that."

Anderson said that while Japanese steel industry leaders were looking for new methods of production, American producers stuck with the now outdated open hearth method.

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## Open convention committee seeks support

NEW YORK (UPI) — Representatives of the Open Convention Committee yesterday began to convince delegates to kill a proposed rule binding them to the candidate they were elected to support.

Committee chairman Edward Bennett Williams and four members of Congress will meet with individual delegates and various caucuses to press their case.

A spokesman said the congressmen — Toby Moffett of Connecticut, Thomas

Downey of New York, Don Edwards of California and Michael Barnes of Maryland — would be among several whips, armed with walkie-talkies and access to the convention floor next week.

Williams, a prominent Washington lawyer and a previous party treasurer, planned to carry his arguments before as many state delegations as would hear and was considering seeking time to address the convention.

One of the committee's first targets is Illinois, which has an overwhelming Carter majority but whose regular party machinery never strongly backed the rule reforms that led to the binding delegate proposal.

Another spokesman said one disadvantage of the "loyal delegate" proposal, besides preventing delegates from changing their minds, is that it creates different classes of delegates.

The classes include those who may be switched, those who do not switch but are yanked off the floor for considering the possibility; those who are pledged to a candidate who then releases them, and those who came to the convention uncommitted.

In a related development, six political scientists active in the party reform movement, issued a statement saying the proposed rule "would punish acts of conscience by expulsion from the convention. It would reduce the party's highest deliberative assembly to a puppet show."

The professors are: James MacGregor Burns of Williams College, James David Barber of Duke University, Gerald Pomper of Rutgers University, William Croft of Northwestern University, Donald J. Binsion of Smith College and James S. Quinn of the Brookings Institution.

# Rules struggle to kick off Democratic Convention

NEW YORK (AP) — The Democratic National Convention opens on Monday with a two-hour attempt to settle the six-month struggle between President Carter and Sen. Edward M. Kennedy over the party's presidential nomination.

Carter's political fate, and the final longest hopes of a Kennedy comeback, hang on opening day. Everything that really counts could be settled before dark. If the Democrats manage to stick to their negotiated schedule.

Negotiators for Carter and Kennedy agreed to put the climactic delegate binding rules fight up front, with the issue to be settled on prime time television. Their deal calls for an hour's debate beginning at 6:30 p.m., with the vote to follow immediately.

That means that before the traditional opening ceremonies and speechmaking, the Democrats will know whether they have a fight in store or a sure winner of the presidential nomination they will bestow Wednesday night.

In marked contrast to the tidily programmed Republican convention that nominated Ronald Reagan for president, contentious Democrats are wrangling over almost every line of their Madison Square Garden convention script.

On Wednesday, the Democrats finally managed to put together the program for the first convention session on Monday, and that still has some holes in it.

That's because Kennedy, defeated on paper, hasn't given up, and because Carter, in command of an apparent delegate majority, says he does not plan to compromise on what has become the key test of their strength.

The issue is a rule that would compel delegates to vote for presidential candidates in accord with the instructions of the primary elections or state party caucuses that selected them.

If the rule is adopted, Carter affirms his lock on the nomination.

A defeat on that rule would not automatically be Carter's free all, but it could be. For a defeat would free all the delegates from candidate commitments, opening the convention to a revival of the Kennedy challenge, and also to the possibility that compromise candidates might emerge — people like Secretary of State Edmund Muskie, Sen. Henry Jackson, even Vice President Walter Mondale.

Carter now has 320 delegates more than he needs to win renomination. It takes 1,666 votes to fashion a majority — there are 1,986 in his column. Kennedy has 1,234 with an additional 111 pledged to neither candidate.

Once the rules vote is out of the way, the Democrats are to stage their convention "grand opening," with welcoming speeches and then the keynote address by Rep. Morris Udall, D-Ariz.

Tuesday's convention agenda will be dominated by debate on the Democratic platform, with Kennedy allies determined to test Carter strength on an assortment of economic issues. They will, for example, press for a plank advocating wage and price controls to combat inflation, a step Carter opposes.

The Democrats are to vote Wednesday on presidential nominees, unless the negotiated schedule comes undone. Carter's name is to be placed in nomination by Florida Gov. Robert Graham, Kennedy's by Rep. Barbara Mikulski of Maryland.

On Thursday, the traditional convention schedule calls for vice presidential nominations, then the acceptance speeches of the presidential nominee and his running mate.

Douglas Fraser, president of the United Auto Workers Union, is going to present Mondale's name for vice presidential renomination. But first, Fraser, long a Kennedy supporter, is campaigning for the "open convention" rule.

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The rule Carter wants ratified and Kennedy wants rejected is: "All delegates to the national convention shall be bound to vote for the presidential candidate whom they were elected to support for at least the first convention ballot, unless released in writing by the presidential candidate or that candidate's authorized representative at any time up to and including the presidential balloting at the national convention."

That means that a defecting delegate could be dismissed by order of the candidate he was supposed to support.

Kennedy and his "open convention" allies argue that delegates pledged to Carter must also be compelled to vote for him under today's altered circumstances. They cite economic woes, unyielding foreign policy problems and public opinion polls that rank Carter far behind Reagan in the voter's preference.

Carter argues that the Kennedy people don't want an open convention, they want a brokered convention because they lost the nomination in the primary elections. Carter won 24 primaries, Kennedy 10.

"We intend to win this fight," said White House Press Secretary Jody Powell.

"He did not foreclose the possibility that Carter might later release his delegates in a unity gesture. He could afford to do that if his side won on the rule, and so proved that his nominating majority will stick with him."

Paul Kirk, political director for Kennedy, claimed the challenger has the votes to release the delegates. Kirk said he thinks Carter will shy from the fight before there is a vote. "Rather than take a loss on the floor they will yield on the issue," he said.

As part of their deal on the convention's schedule, the Carter and Kennedy campaigns also came up with a joint statement vowing that "once the fights are over, the Democrats will unite."

"Whoever is on our ticket, we are determined to conclude our convention united behind our nominees," the statement said. "With so much at stake in this presidential election, the Democratic Party must prevail in November."

Sen. George McGovern of South Dakota, the 1972 Democratic nominee, is to be the host/speaker in favor of the "open convention" rules change.

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