

New suit filed against University

Continued from Page 3
 "Basically what the University was saying is you can sell pots and pans but you have to do it according to the policy," Faulkner said.
 Under the new suit "American Future Systems claims there is language in the court of appeals opinion that gives them certain rights," he said.
 Faulkner said the students acting as plaintiffs for the company are saying that they are representing the rights of all students.

"If we can't keep AFS out we can't keep anybody out."

-M. Lee Upcraft, director of Residential Life

"They are claiming that the rights they are asserting are on behalf of all the students in the residence halls," he said. "Our view is that with 12,000-odd residence hall students, who knows what their rights are."
 Chris Calkins, president of the Association of Residence Hall Students, said the association is planning to write an amicus curiae brief for the case.
 Amicus curiae, or "friend of the court," briefs are reports submitted to the court by parties interested in but not directly involved with a lawsuit.

"What we'd like to do is write a brief stating to the court or judge that we are the legal representatives of the students, and not the students American Future Systems has," he said.
 In a case involving Laurel Glen apartments, ARHS and the Organization of Town Independent Students were told they could act as legal representatives of the students, he said.
 Bruce Del Valle (10th-political science), one of the plaintiffs in the case, said he was contacted by Satell before Christmas break.
 "I feel Penn State is very backward in student rights," he said.

In matters of residential living, Penn State assumes itself as parents in absentia, he said, and at times the University puts itself in front of the Constitution.
 Though Del Valle said he lives off campus, "my rights are restricted because I can't see the show on campus with my friends. I think Penn State is hurting itself by having these sorts of policies," he said.

Del Valle said American Future Systems does not canvass at all but is a company that sells high-quality china, cutlery and pots and pans. Fifty minutes of the program is dedicated to what to look for in fine china, cutlery and glassware, he said, and educates students to help them make intelligent decisions.
 During the last 10 minutes of a presentation, the representative asks participants if they want to order anything, he said.
 "They're there to make sales but the majority of their programs are educational," he said.

Before becoming involved, Del Valle said he checked the company, and it sounded reputable. He said he learned that the company was a big contributor to Save the Children, and that for every person who attends a presentation, 15 vaccinations are provided for children.
 Del Valle said students have the right to be treated like adults, and that the University is incorrect in limiting him from hearing presentations in a dorm room.

Del Valle said he got other students interested in becoming plaintiffs for the case. He said he sees no reason to restrict the demonstrations because American Future Systems is a reputable company and people learn a lot by going to the presentations.
 Satell said more than 95 percent of the hosts who respond to a questionnaire following the presentations respond by saying their educational purposes were reached, yet 15 percent become customers.

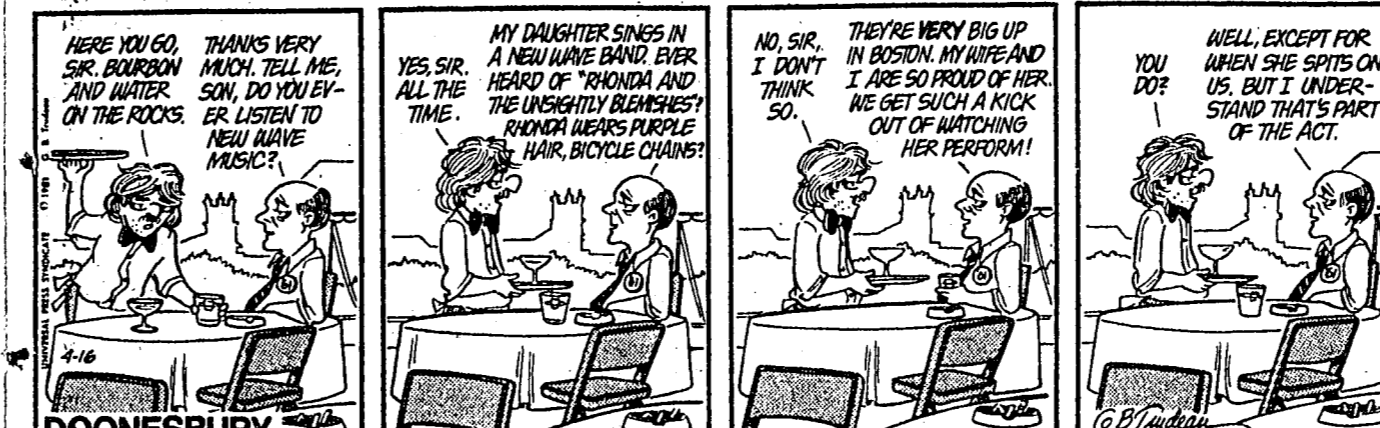
Satell said the presentations extend to about 1,000 colleges. "Most colleges take the position that what a student does in the privacy of their own room is appropriate to them as long as it is not disruptive and unlawful," he said.
 Satell said the University views the residence hall as an educational monastery. However, the dorm is a home away from home and students should have legitimate rights, he said.
 Jim Grubb, director of residence halls at the University of Tennessee, said his school was also approached by American Future Systems.
 He said his university basically prohibits that type of solicitation in the residence halls.

"We do not have any provisions for group presentations in the individual residence halls," he said. "We simply feel it creates some serious problems for the living environment where that occurs."
 Grubb said he advised American Future Systems of the university's policies and received no further contact from the company.

Raymond Eddy, dean of students at the University of Delaware, said his school has also been in touch with American Future Systems in the past several months, because the company expressed concern over a policy that prohibits shows to more than one student in a residence hall room.
 Eddy said the school permits demonstrations in residence hall lounges as long as sales do not take place, but that the company does not operate that way.
 Delaware's counsel has been in touch with that of the company, he said, but that university has not formally heard of any action such as a suit.

Eddy said American Future Systems has operated on the campus in the past, but did not do so with university authorization. The issue was brought to the university's attention after the receipt of a letter from a parent.
 Upcraft said the University has also been contacted by other colleges about the company.
 He said the University offered American Future Systems a compromise which it turned down. The company was told it could come into the common areas and demonstrate as long as it did not try to sell the products, he said.

Yet, the company says the policy still violates the constitutional right of free speech, he said.
 He said if the company was let in, he thought the University would be swamped with other companies.
 "If we can't keep AFS out we can't keep anybody out," he said.



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CONSERVE ENERGY

The Daily Collegian Thursday, April 16, 1981-17

Crossword

by Mike Shenk
 (Answers in Tomorrow's Classified)

Across

- Food fish
- Acting company
- In - (feverent)
- City of Rome
- Actor Sharif
- Insect infest
- Distraction
- American poet
- Plus quality
- Amos
- Soviet
- Cycle
- Target of many Cancer Society ads
- Like some comedies
- Large weight
- Critical
- Scandinavian
- MGM's opening sound
- Worshipped
- Sign of the zodiac
- Roseholms
- Aviv
- Changes the arrangement of
- Sapphire surfaces
- "Daisy" (bi)
- "Animal House" garb
- American poet
- Dwell
- Semester
- Musical ending
- Chess turns
- Other
- Pub brews
- More pub brews
- Yukon transport
- Hair

Down

- Border
- Easy as falling off -
- Lustrous fabric
- Choir
- French friends
- Ditto
- Brass instruments
- Line on pipeline
- First half of a proverb
- Gauche
- Done
- Domino, e.g.
- Coral structure
- Goal
- Rein
- Actor Roger
- Walking - (ecstatic)
- Church rosters
- Hackneyed
- Key
- Bill units
- Billiards-doux
- Mario
- Mishapen
- Top of a certain ladder
- Great tale
- 47
- French dance
- Concise
- Window part
- Heautou
- Blue abode
- Wash to wash
- Single
- Keels output
- Ship pole

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