

Raps Ruling On 'Confidential Witnesses'

Bostian: 'We're Disappointed With Failure To Conduct Full Investigation'

RALEIGH 14 — Following is the complete statement of Dr. Carey H. Bostian, State College Chancellor, concerning the action of the ACC Conference in the Moreland case:

In response to my request of Jan. 25, I was notified by the Commissioner of the Atlantic Coast Conference on Jan. 28 that "The Faculty Chairman are of the opinion that no different form of investigation should be considered until the results of the investigation now under way have been determined."

Request Renewed

On the same day, Jan. 28, I replied to the Commissioner and requested that the conference have a complete and open investigation which we felt was necessary to resolve the

many conflicts in this case. I said: "It is possible that the ACC could, on the basis of a closed-door investigation, make findings of fact which would conflict with those already made by ACC and NCAA, without at the same time at least making fully known the evidence and identity of witnesses on which the new findings were based?"

I interpret the report of the conference action on Feb. 13 as revealing these three things: (1) Without the full and complete investigation which we had requested, the conference "re-affirms its position" with respect to the two charges on

which State College had previously been found guilty by the conference. (2) With reference to the other charges, the faculty chairman, without the full and complete investigation which we had requested, do not express any opinion. (3) The Faculty Chairman reduce the penalties heretofore assessed by the commissioner by cutting the fine of \$5,000 in half.

Confidential Basis

In stamping an implication of greater guilt on the representatives of State College, the Faculty Chairman do so only on information given to them on a "confidential basis." In this respect, our conference officials, to obtain an explanation of this information is now available to officials of State College only "on a confidential basis." In this respect, our conference officials, to obtain an explanation of this information is now available to officials of State College only "on a confidential basis."

violation but that the individuals of our staff who are accused of the violations may not go with us so that we can review the file together, giving me an opportunity to question them directly on its contents. Further, if Mr. Clagston and I did see the file, it would be on the understanding that its contents would be revealed to no one except to President Friday.

It would have been easy for the officials of this college several months ago to accept the conclusions of the NCAA as to the guilt of the members of our staff, and simply ignore the sworn statements of denial given to us by those same individuals. Notwithstanding the fact that we may have had the most serious doubts as to whether we were doing right, we could have served up these individuals as a sacrificial offering, and marked the case closed.

Didn't Take Easy Way

We did not take this easy way out. We continued to try, within the framework of first the NCAA and then our own conference, to resolve the issues of the fact in a just and equitable procedure which would have demonstrated both to the individuals accused and to the public at large that they had had a fair and just hearing.



JACKIE MORELAND

chancellor of State College: (1) To get all of the facts possible, regardless of whether those facts are favorable or not to State College representatives;

(2) To confront our staff members with these facts and then to make the administrative decisions which the facts and evidence support and justify.

Told 'Case Is Closed'

We have not been successful with either the NCAA or the Atlantic Coast Conference in obtaining the full, complete and open investigation which this case has needed from its very beginning. We are now told that "as far as the conference is concerned, the case is closed."

I am today writing all of those principal witnesses whose names were given to us by the NCAA. I am asking them to appear in a hearing in this matter in Louisiana on or about February 23 before a committee representing State College, and I am asking them to confront the individuals who have been charged with the violations of NCAA and ACC rules.

We are told that "some" of these witnesses have declined invitation of the Conference Commissioner for such a hearing. Those who have declined to so appear will, I hope, reconsider their decision and honor my request. I hope that they

will have a decent regard for the efforts of this institution to find the truth.

Should Have Courage

We are frank to say that any individual who charges another with conduct resulting in penalties against an educational institution such as have been assessed against State College should have the courage to tell his or her story. That person should at least have the courage to confront the accused individuals in a fair and impartial hearing. It is also our opinion that procedures of the national association and of our own conference which permit, and even promote, the sort of "confidential" testimony which characterizes this case throughout are completely unjustified, and these procedures justify merit our condemnation.

When I have fulfilled my duty of doing all that I can reasonably do in trying to get the full and complete evidence in this case, I will then do my best to make those decisions in the matter that are supported by the facts and evidence made available to me. Such facts and evidence as I finally obtain will not be dealt with on a "confidential basis."

This statement is made with the full knowledge and approval of President Friday.

State Requests Full Investigation In Case

RALEIGH 14 — North Carolina State College, rebuffed by the Atlantic Coast Conference in its petition for a rehearing of the Jackie Moreland basketball case, sought today to hold its own hearing in the matter.

The NCAA placed State on probation for four years for alleged violations in recruiting Moreland, an honor student and former basketball ace at Minden, La., high school. Moreland dropped out of State College recently and announced he was entering Louisiana Tech.

Dr. Carey H. Bostian, college chancellor, said that he was writing "all of those principal witnesses whose names were given to us by the NCAA" asking them to appear at a hearing in Louisiana on or about Feb. 23. The hearing, he said, would be before a committee representing State College and he informed me that Director Greensboro and I may go to Greensboro to see the conference file on their latest in-

Report On Moreland:

ACC Says Case, Bubas Knew About Infraction

RALEIGH 14 — Following is a copy of the text of the report of the ACC Faculty Chairman sent by ACC Commissioner Jim Weaver to Dr. Carey H. Bostian, State College chancellor:



CASE WEAVER

February 10, 1957. Report to North Carolina State College of the Atlantic Coast Conference Faculty Chairman's meeting:

That since the Atlantic Coast Conference does not have the authority to subpoena witnesses for an open hearing, the Commissioner having been in contact with certain witnesses and having ascertained that some of them will not appear to give evidence at an open hearing, therefore, the faculty committee rules that they will not sponsor an open hearing on the Moreland case.

PENALTIES:

1. It is ruled that since North Carolina State has violated Article 9—Rule 12 that Moreland is ineligible—Article 11, section F5.

2. With reference to the basketball staff not being allowed to recruit basketball players for one year. This penalty stands and is interpreted to mean that members of the State College basketball staff will not be allowed to recruit for campus for one year. Further, that the college will not be allowed to pay transportation for visitors to the campus by prospective basketball players.

3. It is ruled that since the full scholarship or grant-in-aid was made available to Moreland, and State College stated that the boy could retain the grant-in-aid whether he was eligible or not and has thereby partially fulfilled the intent of the Commissioner's ruling, the Faculty Chairman of the Atlantic Coast Conference rule that the penalty of \$5,000 assessed against State College be reduced to \$2,500.

The Atlantic Coast Conference at its meeting on Feb. 10, 1957, has decided that the rulings contained in this report conclude the conference investigation in the Moreland case and rules that as far as the conference is concerned the case is closed.

Gene Lary, Mobile pitcher and brother of Detroit's Frank Lary, was the most valuable player in the Southern Association in 1956. He won 19 games and lost 7.

Oliver K. Cornwell, Secretary-Treasurer Atlantic Coast Conference.

With reference to the five year scholarship, the statement that a five (5) year scholarship would be available in case of need constitutes a violation of Article 9—Rule 12 of the Atlantic Coast Conference by-laws.

With reference to the charges dealing with excessive aid in other forms: Moreland had admitted the promise of certain additional inducements by representatives of State College, later repudiated these statements. Copies of both the admission and repudiation are in the hands of responsible State College authorities. The investigation conducted by the Atlantic Coast Conference revealed confirmation of the original admissions made by Moreland. This confirmation

restricted scholarship and \$80 for transportation to Raleigh. The ACC reduced from \$5,000 to \$2,500 the fine it imposed on State.

Bostian issued a lengthy statement detailing the ACC on Feb. 13. The faculty committee met in Greensboro Sunday and ACC Commissioner Jim Weaver mailed the findings to Bostian.

In its ruling, the faculty committee said the ACC will sponsor an open hearing in the case as State had requested. It pointed out the ACC does not have authority to subpoena witnesses for an open hearing.

The ACC reported that its probe "revealed" that the original admissions by Moreland that he had been promised certain additional inducements by representatives of State College. Moreland later repudiated the statements, the ACC said.

The report stated that "details of the confirmation are available" to State College "on a confidential basis."

Boston said he had been informed by Weaver that he and State Athletic Director Roy Clagston could see the conference file on the investigation. He added, however, it would be on the understanding that the conference file would be revealed to no one except William C. Friday, president of the Consolidated University of Virginia.

Under such a proposal, Bostian pointed out individuals of our staff who are accused of the violations may not go with us so that we can review the file together, giving me an opportunity to question them directly on its contents.

That's when the annual City of Handball Tournament gets underway at the YMCA.

J. I. Bowles, physical director of the Y, said he expects to see more entries than ever before in the event, which begins on Monday.

Shoan is city champion, Diehl runner-up. The combine for doubles play which presents a solid wall for competitors to scale. There will be two divisions, said Bowles.

They are novice and open, the latter regarded as the championship bracket.

ANYONE who has not won or placed in any previous tournament is eligible for the novice division. This includes tournaments in other cities.

Trophies are to be awarded winners and runners-up in all categories. Entries are still being accepted but deadline is tomorrow.

'Hi Vi' Rolls Loud And Strong

They're calling Vivian Austin "Hi Vi" nowadays. Rolling for Eastwood Golf Course in the Ladies Commercial League at Moreland Bowling Center last night, Vivian scored her first "300" net — a fashion-able 304, although her team lost to Amoco in match play, 2-1. She had a 119 game high, tops for the evening.

Eleanor Morris of Gardner's Amoco came up with a high total of 307. In the other place of action, Bennett's Gulf bumped Stanley Super Drugs, 2-1.

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Diehl, Sloan Men To Beat In Handball Wars It's the handball "world" request. Diehl and Eddie Sloan beginning next week.

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Hi Vi Rolls Loud And Strong They're calling Vivian Austin "Hi Vi" nowadays. Rolling for Eastwood Golf Course in the Ladies Commercial League at Moreland Bowling Center last night, Vivian scored her first "300" net — a fashion-able 304, although her team lost to Amoco in match play, 2-1. She had a 119 game high, tops for the evening.

A BREEZE FOR GRANNY Granny Hammer, former infielder with the Phillies, gets a pitch past rookie Lou Vastie during the Philadelphia pre-training school Wednesday. (AP Photofax.)

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