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168tfn

Nice one bedroom apartment, pre-lease for Fall only. \$280. 693-6132. 175t/25

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Huge duplexes close to Hilton. Two and three bedrooms, with washer and dryer connections. Fire place, ceiling fans, and fenced yards. \$46-2471, \$46-8730, 693-1627. University Rentals, P.O. Drawer C1, College Station. 77840. 163tfn

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On campus commission sales work. 693-9984. High commission possible. 175tfn

Need worker for odd jobs. Call 693-5286, 764-7363 or 846-6211. 175t/13

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'85 Honda Moped - Blue. Good running condition. \$350. Negotiable. 846-0860. 173t/22

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Please return Brass Dachshund Statue, 3x5" Ag. Eco. Room 112. 175t/16

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What's up

Tuesday

STUDENT GOVERNMENT: applications for External Communications and Public Relations will be available through the summer months. Please come by 221 Pavilion from 9 a.m. to 5 p.m. to pick up applications. For more information call 845-3051.

TAMU SCUBA CLUB: will have a dive planning meeting at 7 p.m. in the MSC by the piano.

Items for What's Up should be submitted to The Battalion, 216 Reed McDonald, no less than three days prior to desired publication date.

Drug case goes on despite admission of unlawful arrest

DALLAS (AP) — A jury Monday began deliberating a drug-smuggling case where both sides agree the defendant was unlawfully arrested and returned to the United States.

Angel John Zabaneh, a wealthy citizen of the marijuana-rich Central American country of Belize, had just gotten off a plane in Guatemala when he was met by a Drug Enforcement Administration agent wearing a "Miami Vice" cap.

After being held overnight at the airport in Guatemala City, Zabaneh was whisked off to Houston and eventually to Dallas, where he is on trial for allegedly flying 1,120 pounds of marijuana into Longview in 1981.

Zabaneh has been held without bond since his arrest eight months ago. The charges — including conspiracy and possession, importation and distribution of marijuana — carry a maximum sentence of 39 years in prison and a fine of \$135,000.

Defense lawyers and federal prosecutors agree he was unlawfully arrested. The defense went as far as to label Zabaneh's case a kidnapping.

But two federal judges said they would not bar the prosecution of the 31-year-old banana and citrus grower.

Because of a little-known but well-established line of precedent-setting cases stretching back to the 1880s, the government's power to prosecute is not hindered when a defendant is taken into custody illegally, whether the arrest takes place inside or outside the country.

Federal drug agents have been admonished by Congress twice in the past 10 years for abusing the latitude in arrest powers granted by those court cases. Congress also passed a law in 1976 specifically outlawing arrests "with respect to narcotics control efforts" in foreign lands.

But cases such as Zabaneh's, only a few of which his attorneys believe occur each year, may proceed unfettered because Congress has not backed up its stated concern with any remedy for such illegal arrests overseas.

"I really think that in the war on drugs, John Zabaneh has been a victim," said Dallas lawyer Dan Guthrie, a former federal prosecutor who is one of Zabaneh's defense attorneys. "The actions of the DEA agent in this case constitute a clear violation of the law."

DEA agents have refused comment on the case during the trial. But Phil Jordan, special agent in charge of the DEA's Dallas division, disputed that his agency acts illegally in such cases.

He noted that neither Belize nor Guatemala protested Zabaneh's arrest in November 1985 followed a series of debriefings with informants who told DEA agents that Zabaneh and his family were responsible for one-third to one-half of all the drugs smuggled into the United States from Belize.

HUNTSVILLE (AP) — For the third time in nine months, bills for defense attorneys have drained a special state fund that pays the legal fees of indigent convicts charged with crimes committed in prison, officials say.

The lack of money has stalled a capital murder case and has prompted some prosecutors to call for a new system of paying inmates' lawyers.

"It seems I fight about money, and then I have to fight criminals, too," said David Weeks, special prison prosecutor.

Earlier this month, State District Judge Melvin Whitaker of Crockett

delayed a convict's capital murder trial after the man's attorney, Bill Pemberton, complained the state had not paid his pending fees.

"Lawyers are like everybody else, they need to be paid for their work," Pemberton said.

Whitaker told attorneys he will honor other requests for delays until the state can come up with money to cover attorney fees.

In September, \$200,000 was available in the special fund, and two additions increased the total to \$500,000.

Don Gordon, Houston County district attorney, said, "It's kind of

like a yo-yo. The money is here one day and gone the next."

Judy Benton, spokeswoman for state Comptroller Bob Bullock, said officials have asked Gov. Mark White to put \$100,000 in the defense fund, which now faces about \$22,000 in outstanding claims with additional bills being filed.

Ann Arnold, the governor's press secretary, said White is expected to honor the request.

Some prosecutors support the creation of a special public defender system to represent prison inmates. Convicts now facing charges can either hire an attorney or have one appointed.

Partial election results in Chihuahua showed the PRI with a strong lead. National Action immediately criticized the results, calling the state-wide election "a disgusting thing" that was tainted by fraud.

The state electoral commission said Sunday night that Fernando Baeza of the Revolutionary Party had 164,097 votes, or nearly 62 percent, to 94,784 votes, or nearly 31 percent, for Francisco Barrio, the National Action candidate.

Updated results were not available Monday despite repeated calls to the commission's office.

PRI had claimed a sweeping victory in the elections shortly after the polls closed. National Action leaders complained that the voting was marred by ballot box stuffing and other voting irregularities.

Guillermo Prieto, state president of National Action, said Sunday night that the party was preparing documents to officially contest the elections and ask for an annulment of the vote.

Indigent convicts' defense fund used up for 3rd time in 9 months

DURANGO, Mexico (AP) — About 1,000 supporters of the opposition National Action Party took over city hall Monday to protest alleged fraud in state and local elections, a government spokesman said.

The takeover, which occurred without violence, came amid announcements of sweeping victories by the ruling Institutional Revolutionary Party in July 6 elections held in six states.

The only major victory for conservative National Action, known as PAN, was the mayor's race in the Northern Baja California city of Ensenada. PAN, which is Mexico's largest opposition party, suffered major setbacks in Durango and in the vast border state of Chihuahua to the north.

Official results of elections in Mexico generally are not released until a week after the vote.

Jaime Lopez, Durango state government spokesman, said the PAN supporters took over city hall at about 1 a.m. and threatened to stay there indefinitely.

The state electoral commission, which is controlled by the Revolutionary Party, or PRI, announced

early Monday that PRI candidate Emilio Gutierrez Valles won the mayor's race in Durango, 575 miles north of Mexico City.

The commission said Gutierrez Valles received 38,435 votes to 35,362 for the PAN candidate, Salvador Salum.

On Sunday night, Salum's supporters staged a demonstration in the city's principal plaza. Salum and outgoing mayor Rodolfo Elizondo Torres, who was PAN's losing candidate for governor, are on a hunger strike they began late last week to protest alleged fraud.

Major victories in 1983 municipal races in Durango and in Chihuahua encouraged the PAN to hope for an unprecedented victory in a governor's race this year, but the official results showed not only losses in those races but a rollback of previous municipal victories.

The PRI never has lost a presidential race or a gubernatorial election in any of Mexico's 31 states since its founding in 1929.

Gubernatorial elections were held July 6 in Chihuahua, Durango, Michoacan and Zacatecas, while local races were on the ballot in Camp-

Committee to choose textbooks

AUSTIN (AP) — The State Textbook Committee began Monday the process of selecting \$114 million worth of books for Texas public schools after being warned of influence from the "religious right."

"The new textbooks, adopted for use in Texas schools for the next six years, will be marketed nationwide," said Michael Hudson, a spokesman for People of the American Way.

Hudson, executive director of the self-styled constitutional liberties group, said the publishers have said their books conform to Texas content requirements.

Hudson said if textbook critics, including religious fundamentalists, "are allowed to influence textbook content in Texas by censoring out ideas they don't agree with, they can affect the quality of public education in every state in the union."

There was no direct reply to Hudson's remarks.

The final decision on textbooks in Texas will be State Board of Education's vote on the textbook committee's recommendations on Nov. 8.

Publishers of books criticized before the committee have 21 days to file rebuttal remarks, and they can make changes in textbooks on the committee's recommendation.

Mel Gabler of Longview, a long-time critic of many proposed textbooks, complained that beginning readers did not stress "intensive phonetics."

"Nowhere in the beginning books are letters taught as representing sounds..." Gabler said. "Let's teach Texas children to read instead of memorizing or guessing for the rest of their lives."

Jane Boyd of Grapevine, representing the National Organization for Women, said most of the basic readers offered were sexist in content.

"Here's a story about a frog and a toad, and both of them are male," she said. "One of them should be female."

Elizabeth Judge, of Houston, representing Broader Perspectives Inc., said two health education books avoided information about the anatomy of reproduction "to such an extreme that their sections on venereal diseases are ludicrous. For example, one refers to the 'site of entry' instead of using anatomical terms."

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Cinema III
Skaggs Center 846-6714

Big Trouble/Little China
1:00, 3:10, 5:20, 7:30, 9:40
(PG13)

Psycho 3 (R)
1:30, 3:30, 5:30, 7:30, 9:30

Running Scared (R)
2:00, 4:30, 7:00, 9:30

Post Oak III
Post Oak Mall 764-0616

Ferris Bueller (PG13)
1:00 3:10 5:20 7:40 9:50

Legal Eagles (PG)

12:30, 2:45, 5:05, 7:30, 9:55

About Last Night (R)
2:00, 4:30, 7:00, 9:30

SCHULMAN THEATRE

2.50 ADMISSION

1. Any Show Before 3PM
2. Tuesday - All Seats
3. Mon-Wed - Local Student With Current ID's.

*DENOTES DOLBY STEREO

PLAZA 3

226 Southwest Pkwy

*KARATE KID II PG

*TOP GUN PG

*RUTHLESS PEOPLE PG

MANOR EAST 3

Manor East Mall

*BACK TO SCHOOL PG-13

*LABRINTH PG

*THE GREAT MOUSE DETECTIVE PG

SCHULMAN 6

2002 E. 29th

*AMERICAN ANTHEM PG-13

*TRIP TO BOUNTIFUL PG-13

*COBRA PG

*SPACE CAMP PG

*CLUB PARADISE PG-13

*UNDER THE CHERRY MOON PG-13

The Battalion

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