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DA says winning 3rd Brandley trial would be difficult

GALVESTON (AP) — Trying Clarence Brandley a third time for capital murder in the 1980 death of a 16-year-old girl may be hard, Montgomery County District Attorney Peter Speers conceded Saturday.

"It's obvious that, given all that's happened since the last trial, it would be extremely difficult to put together a sound case," Speers said.

On Friday, retired State District Judge Perry Pickett concluded at the end of a nine-day evidentiary hearing that he would recommend that the state Court of Criminal Appeals order a new trial for Brandley, who is currently on death row.

Brandley's first trial for the 1980 rape-slaying of Cheryl Ferguson ended with a jury hung 11-1 for conviction. A second trial in 1981 resulted in a conviction and death sentence.

Defense attorneys have argued that Brandley, 37, was singled out for prosecution by Montgomery County officials and that racial prejudice played a role in his conviction.

At the end of Friday's hearing, Pickett strongly criticized the handling of the case.

"The litany of events graphically described by the witnesses, some of it chilling and shocking, leads me to the conclusion the pervasive shadow of darkness has obscured the light of fundamental decency and human rights," Pickett said.

Speers refused to assess the prospects for a third Brandley trial, but did outline some of the obstacles that might be faced by the prosecution.

"(It would) be a problem even if the exhibits and physical evidence hadn't disappeared and even if the witnesses hadn't been messed around with to the extent they don't even remember... and are telling different stories," Speers said.

After Pickett's announcement Friday, Brandley smiled briefly and stood stunned by the defense table, nearly speechless when confronted by reporters.

One of his attorneys, Don Brown, was in tears while about 200 supporters — many of them wearing T-shirts and buttons proclaiming "Free Clarence Brandley" — cheered in the courtroom.

"I'm very thankful for what happened," Brandley said quietly. "I appreciate the judge. I'm very thankful."

New Agent Orange bill proposed by lawmaker leaves vets skeptical

FORT WORTH (AP) — Some veterans are skeptical of a congressman's proposed bill to force the Veterans Administration to compensate Vietnam vets who were exposed to Agent Orange.

About three dozen veterans told U.S. Rep. John Bryant that they welcome the legislation he plans to introduce this week. But at a Saturday meeting in Fort Worth, they asked Bryant what would make it any different from laws already on the books that so far have failed to help them.

Agent Orange, a herbicide that contains dioxin, was used to strip jungle foliage in Vietnam. Agent Orange has been blamed for a variety of serious health disorders.

"For the Veterans Administration to continue to deny compensation to veterans who were disabled by Agent Orange while fighting for their country is a national outrage,"

said Bryant, a Dallas Democrat and a member of the House Armed Services Committee.

Several veterans complained of being treated poorly when they mentioned Agent Orange and of being required to produce much evidence when seeking medical care.

Bryant said the comments were typical of several meetings he has held across the state last week.

More than 29,000 Vietnam veterans have filed claims with the VA for Agent Orange disabilities, but none has received compensation, Bryant said.

About 253,000 veterans have filed claims with the Agent Orange Settlement Fund, established to collect and distribute the \$180 million in damages that seven manufacturers were forced to pay victims.

What's up

Monday

ECUADORIAN STUDENT ASSOCIATION: The soccer team will play at 8 p.m. in the Read Building.

CBA HONORS ASSOCIATION: will meet at 8:30 p.m. in 402 Rudder.

OFF-CAMPUS AGGIES: will have a Mardi Gras '88 meeting at 8:30 p.m. in 301 Rudder.

PHYSICAL THERAPY CLUB: will meet at 7 p.m. in 169 Read.

PHI THETA KAPPA ALUMNI: will meet at 7:30 p.m. in 146 MSC.

ASHRAE: will discuss innovative lighting products at 7 p.m. in 215T Engineering Physics Building.

A&M TRAP AND SKEET CLUB: will meet at 8:30 p.m. in 404 Rudder.

HILLEL, JEWISH STUDENT FOUNDATION: will have a Columbus Day party at 8 p.m. at the Hillel Building, 800 Jersey.

INTRAMURAL SPORTS: Entries open for punt, pass, kick and horseshoe singles in 159 Read.

PI SIGMA EPSILON: will have an executive board meeting at 6 p.m. on the second floor of the Pavilion.

Tuesday

STUDY ABROAD OFFICE: will have an informational meeting about studying in the United Kingdom and Denmark at 4 p.m. in 410 Rudder and present TAMU overseas day from 10 a.m. to 2 p.m. at a table on the first floor of the MSC.

THE BIG EVENT: will meet at 7 p.m. in 146 MSC.

INTRAMURAL SPORTS: Entries close for volleyball, pre-season volleyball, field-goal kicking, swim meet, pickleball singles and flickerball in 159 Read.

WRITING OUTREACH: Diane Dowdy will discuss "Rentals Essay" at 6:30 p.m. in 110 Blocker.

STUDENT GOVERNMENT PUBLIC RELATIONS COMMITTEE: will meet at 7 p.m. in 704A-B Rudder.

SPANISH CLUB: will meet at 9 p.m. at the Flying Tomato.

BIOMEDICAL SCIENCE ASSOCIATION: will discuss nuclear medicine at 7 p.m. in 201 Medical Sciences Building.

TAMU HORSEMEN'S ASSOCIATION: will meet at 7 p.m. in 115 Kleberg.

AGGIE DEMOCRATS: will meet at 8:30 p.m. in 404 Rudder.

CATHOLIC STUDENT ASSOCIATION: will discuss the book of Revelation at 9 p.m. at the All Faiths Chapel.

POLITICAL ACTION OPPORTUNITIES: The Texas Grass Roots Coalition will meet at 7 p.m. at 205-1 Sulphur Springs.

MEXICO-USA CONFERENCE: will meet at 7 p.m. in Rudder Tower.

TAMU SAILING CLUB: will meet at 7 p.m. in 607 Rudder.

MSC ALL-NIGHT FAIR: will meet at 7 p.m. in 604 Rudder.

FOOD TECHNOLOGY ASSOCIATION: will present "The Crepe Event" at 7 p.m. in 102 Horticulture Building.

COOKE COUNTY HOMETOWN CLUB: will meet at 7 p.m. at Chimney Hill bowling lanes.

DATA PROCESSING MANAGEMENT ASSOCIATION: will meet at 7 p.m. in the Ramada Inn penthouse.

IEEE: will meet at 7 p.m. in 104B Zachry.

MARINE TECHNOLOGY SOCIETY: will compare U.S. and Russian naval ships at 7 p.m. in 510 Rudder.

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

ALPHA PHINOMINAL PLEDGES

Tina Alsbrook	Lisa Gill	Kim McDonald	Susan Seggerman
Sherri Ansley	Haika Gross	Missy McDonald	Sophia Seghi
Ann-Marie Atkins	Kelly Guertel	Christine McNeel	Jenny Shadix
Elizabeth Aurand	Patricia Hammond	Melanie Melton	Patricia Shaffner
Laura Bean	Jean Hayes	Kara Metz	Shawn Shepard
Peggy Burns	Adrienne Heinsohn	Tammie Mortrella	Laura Silva
Christine Camperson	Leslie Herman	Lara Ogrizovich	Whitney Simmons
Melissa Clark	Kristi Hoestenbach	Regina Outterside	Lisa Smith
Melody Clark	Lisa Hutchinson	Kim Page	Kelley Sprayberry
Keri Daigle	Chrissy Johnson	Kelly Parker	Kristi Stepp
Shannon Daniels	Heather Katz	Diana Parsons	Verginia Stipp
Trisha Davidson	Katrina Keating	Julie Patrick	Elizabeth Stooksberry
Leslie Dillon	Shawn Knight	Lori Pierce	Susanna Stringfellow
Dalen DiLierto	Michelle Lang	Jennifer Powell	Kelly Teichman
Rosalyn Donati	Julia Laurence	Shannon Ratliff	Debbie Travis
Kellie Dorman	Stacey Lee	Stacy Rhea	Mandy Vickers
Karen Durda	Jaqueline Lester	Jennifer Rice	Kelly Walker
Denise Durr	Gema Lopez	Michelle Richards	Tamara Webb
Sue Ellen Faver	Laura Loyd	Laura Roach	Teresa Wilson
Susan Gazda	Kathleen Lutz	Pamela Santi	Stephanie Winkler
Heather Geitzenauer	Kendall McCarley	Dana Scheerer	Jacqueline Wotipka
Susan Gideon	Cheryl McCord	Nancy Schmitz	Kelly Young
Melissa Giles	Marla McCulley	Lorie Scott	Kim Young

Congratulations!!