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Judge resigns from court of appeals

AUSTIN (AP) — An Austin state appeals court judge who was reprimanded by the State Commission on Judicial Conduct and lost in the Democratic primary election has resigned his seat.

Justice Jim Brady of the 3rd Court of Appeals said in his resignation letter to Gov. Bill Clements that he is quitting "to pursue the private practice of law and support urgently needed improvements to the condition of our Texas judicial system."

Brady, 68, was defeated in the March 8 Democratic primary by Austin lawyer Woodie Jones, who is unopposed in the November general election. Brady's resignation is effective Aug. 31.

James Huffines, the governor's appointment secretary, said Tuesday his office probably would not consider appointing a successor until mid-August because it already has other judicial vacancies to fill.

Brady's term expires at the end of the year.

Brady was reprimanded in January for issuing a press release last year touting a court opinion he wrote in a libel case involving the *Wall Street Journal*.

He appealed the reprimand to a special court of review, which held a hearing but has not yet handed down a ruling.

In his resignation letter, Brady asked Clements "to join with me and others in an all-out effort to seek legislative approval to bring judicial salaries in line with the private sector."

Warped



by Scott McCull

CS offering live music to fill weekend nights

By Staci Finch
Staff Writer

So you've nearly made it through the first week of classes, and you are looking for something to do. Don't think nothing is going on just because it's summer. College Station still has a lot to offer in the way of entertainment and live music.

BRAZOS LANDING:
 Thursday — Frayed Knot. Music and poetry. No cover.
 Friday — Joe Silva Blues Band. \$4 cover.
 Saturday — About 9 Times. \$4 cover.

EASTGATE LIVE:
 Thursday — The Dishes. Dance rock from Houston. Opening will be Kerouacs, a local band which includes former members of Four Hams on Rye. \$5 cover.
 Friday — Reggae Force. Reggae music from Houston band. \$4 cover.
 Saturday — Sneaky Pete and the Neon Madmen. Local dance rock. \$3 cover.

Tuesday — TBA
 Wednesday — Lippman Jam. Open stage. No cover.
HALL OF FAME:
 Thursday — Southern Rain. \$2 cover.
 Friday — Johnny Lyons and the Country New Notes. Cover.
 Saturday — American Sunrise. Cover.

COW HOP EXPANSION:
 Thursday — Pat Foster. No cover.

Friday — 68 Degrees. Roll. Cover.
 Saturday — Neue Regal. Roll. Cover.

KAY'S CABARET:
 Thursday — Sundown. \$1 cover.
 Friday — Greg Rivers singing. No cover.
 Saturday — Starvin' Madmen Band. Old rock 'n' roll. \$2 cover.

AGGIE CINEMA: For the summer, movies will be shown Wednesdays at the Grove, and on the weekends.
 Wednesday — Adventures bysitting.
 Starts at 8:45. Students will pay 50 cents; \$1 without id.

Plaintiffs applaud decision on discharged mentally ill

DALLAS (AP) — A federal judge Tuesday ordered state mental health officials to revise criteria for serving discharged mental patients who need continuing care, saying shortcomings in current standards make compliance difficult to determine.

U.S. District Judge Barefoot Sanders also ordered a new study of whether discharged patients are receiving adequate services.

Plaintiffs in a lawsuit filed over conditions in state hospitals hailed the decision as an indication the state will be required to expand services for discharged patients.

"Without adequate community support, persons with mental illness may not be expected to find employment and access local services. Simply put, hospitals may not boot out patients, but now must respond with a helping hand," said Randall Chapman, lead counsel for the mentally ill patients in the lawsuit against the state.

A settlement agreement has been signed in the case.

Sanders said he could not decide whether the Texas Department of Mental Health and Mental Retardation had substantially complied with established criteria for assessing the adequacy of community-based services for discharged mental patients because of "shortcomings in the formulation of the standards."

However, Sanders said a study by independent consultants that showed 56 percent of cases studied met the criteria, also raised concerns that "lead the court to conclude that the state of Texas has not demonstrated that it is providing quality aftercare to those in need."

The public information office and legal division at the MHMR Department had no immediate comment on the ruling.

The criteria required community-based mental health authorities to make a good faith effort to offer services specified in an aftercare plan, make follow-up appointments for clients, document outreach efforts, provide social workers for clients who qualify and arrange for nonclinical support for patients who need it. Nonclinical support includes food and shelter.

Sanders ordered the following actions:

- A review of services provided to clients, in cases where the consultants found the services did not meet state criteria. The consultants, Howard Goldman and Anne Mathews-Younes, studied 487 patient records from a population of 26,000 patients discharged from

the eight Texas state hospitals between January 1986 and March 1987.

Sanders said the purpose of the review is to indicate whether additional services and outreach are needed, examine why services did not meet all the criteria and take corrective action.

— Clarification of the five criteria to include the understanding that patients receive services as long as a treatment team clinically determines the services are needed.

— The MHMR Department seek the appropriate funding level in its 1990-91 legislative budget request to meet obligations under existing court orders. Sanders also asked that the department submit an analysis of the budget request, illustrating how requirements of the settlement agreement and court orders will be funded.

— Documentation of outreach efforts made specifically in the effort to extend services to hard-to-reach clients, defined as those who have missed one or more "significant service contacts" in the 90 days after discharge or furlough from a state hospital. Such contacts include doctor appointments and appointments with social workers.

Sanders said the first two criteria — availability of specified services and follow-up appointments — should be provided to all discharged patients. The other criteria should be provided to patients according to their needs, he said.

— A new evaluation to determine whether the five criteria, with changes ordered by the judge, are being adequately implemented by community-based mental health authorities. The evaluation should be made after the department has had a reasonable opportunity to review its past performance and implement the changes, Sanders said.

The judge noted that a special court monitoring panel has called for revising the department's criteria for social worker services, so that they are based on the need for services and on the severity of client condition, rather than only on how chronic the mental illness is. Sanders said the panel should negotiate changes in the department's current eligibility criteria with new MHMR Commissioner Dennis Jones and submit an agreement or make further recommendations to him on that issue.

Youth anxiety about war causes worry

AUSTIN (AP) — Soviet children's anxiety about nuclear war is a cause for concern, a pediatrician told Austin doctors Tuesday.

"We're trying to convince children everything will work out eventually," Elena Lukyanova said Tuesday.

"Our future in the 21st century depends on the psychic health of today's youth," she said.

She spoke through a translator to a group of doctors at the Children's Hospital of Austin Brackenridge.

One-fifth of all Soviet children show a marked phobia about outbreak of a nuclear war, Lukyanova said, although only a significant minority of the children exhibit an extreme reaction like insomnia or withdrawal from friends.

"But it concerns us," she said. "Recent summits between President Reagan and Soviet leader Mikhail Gorbachev have stered youths' belief that nuclear war is not inevitable, Lukyanova added.

"Most children believe war can be avoided, and seem encouraged by the thaw between our two countries," she said.

Lukyanova heads the Kievan Institute of Pediatrics, Obstetrics and Gynecology and is on the USSR Academy of Medical Science. She and translator Alexander Stepanenko arrived in Austin from a visit to Montreal, the American Statesman reported.

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