

What's Up

Wednesday

- TAMU DEBATE SOCIETY:** will debate on U.S. Foreign Aid to Eastern Bloc Nations at 7 p.m. in 601 Rudder.
 - STUDENT GOVERNMENT-EXTERNAL AFFAIRS:** will have an MSC expansion information session at 7 p.m. in 701 Rudder. For more information call Kenny Gossett at 845-3051.
 - MUSTER COMMITTEE:** will meet at 8:30 p.m. in 501 Rudder.
 - DEPARTMENT OF STUDENT ACTIVITIES:** All student organizations should come by the Student Activities Office, 208 Pavilion and fill out a '89-'90 signature card to re-recognize your group.
 - STUDENT GOVERNMENT:** will have a petition to lure the George Bush Presidential Library to A&M from 10 a.m. until 3 p.m. in the MSC and Blocker.
 - OPAS STARK SERIES:** will have a brown bag concert by the Southwest Texas State Faculty Trio at noon in 402 Academic. For more information call Rebecca Binder at 845-3355.
 - ALPHA KAPPA ALPHA SORORITY:** will have a campus-wide clothes drive from 11 a.m. until 2 p.m. in the MSC, and from 6 p.m. until 7:30 p.m. at the Commons lobby and outside Sbis Dining Hall.
 - OFF CAMPUS AGGIES:** will have a general meeting at 7 p.m. in 301 Rudder.
 - WOMEN'S BONFIRE COMMITTEE:** will have a general meeting at 7 p.m. in 501 Rudder.
 - PLACEMENT CENTER:** will have mock interviews from 5 to 8 p.m. in 226 MSC.
 - CHILD PLACEMENT CENTER OF TEXAS:** adoption support group for women facing unplanned pregnancy will meet at 5:30 p.m. at The Child Placement Center, 501 University Drive East #801. Call 268-5577 for more information.
 - TEXAS ENVIRONMENTAL ACTION COALITION:** will have recycling, wildlife, and forestry committee meetings from 6:30 until 8:30 p.m. on the second floor of Civil Engineering. For more information call Geoff Smith at 764-9489.
 - OUTDOOR RECREATION CLUB:** will discuss upcoming trips at 7 p.m. in 502 Rudder. For more information call Tom Taber at 775-0324.
 - PRE-VET SOCIETY:** Dr. Feldman, head of the selection committee, will speak at 7 p.m. in 225 MSC.
 - NATIONAL ASSOCIATION OF HISPANIC JOURNALISTS:** will meet at 7 p.m. in 215 Reed McDonald. For more information call Suzanne at 847-0733.
 - STUDENTS AGAINST APARTHEID:** will meet at 7 p.m. in Rudder. Check the screen for room number.
 - TAMU SOCIOLOGY CLUB:** will meet new members and discuss semester activities at 7 p.m. in 127 Academic. For more information call Kenny Martin at 696-5473.
 - LATIN AMERICAN DEBT CONFERENCE:** will have an organizational meeting for all students interested in helping at 7:30 p.m. in 164 Blocker.
 - AGGIES FOR LIFE:** will have a prayer concerning abortion at noon in the meditation room of the All Faiths Chapel.
 - MEXICAN STUDENTS ASSOCIATION:** will meet to organize this year's conference at 7:30 p.m. in 163 Blocker.
 - EUROPE CLUB:** will have a reception in honor of all European students at Texas A&M at 8:30 p.m. in 206 MSC. The reception will be followed by the club's weekly meeting at 10 p.m. at Sneaker's. For more information call 693-3924, 693-0056 or 693-1413.
 - FLORICULTURE-ORNAMENTAL HORTICULTURE CLUB:** will have a constitution meeting at 6 p.m. in 102 Horticulture Forestry Sciences.
 - ALCOHOLICS ANONYMOUS:** will have a general discussion at noon. Call the C.D.P.E. at 845-0280 for more information.
 - NARCOTICS ANONYMOUS:** will have a general discussion at 8:30 p.m. Call the C.D.P.E. at 845-0280 for more information.
 - UNDERGRADUATE GENETIC SOCIETY:** Dr. Cusick will speak on medical genetics at 7 p.m. in room 107 Biochemistry. For more information, call Weston Porter at 696-3428.
 - TAMU SAILING TEAM:** will hold a meeting at 8 p.m. in 104 Zachry. For more information, contact Glenn Harrison at 693-7154.
 - S.W.A.P.:** will meet at 8 p.m. on second floor Rudder in front of the theater.
 - MSC COMMITTEE FOR AWARENESS OF MEXICAN-AMERICAN CULTURE:** will meet at 8:30 p.m. in 301 Rudder.
 - NABA:** Assistant Director of the Placement Center Pat Johnson will speak at 8:30 p.m. in 502 Rudder.
 - INDIA ASSOCIATION:** will have a mandatory new freshman meeting at 7:30 p.m. in 134 Blocker. Call Binni Skariah at 696-9241 if you cannot attend.
 - TAU BETA PI:** will have a speaker on the events in China at 7 p.m. in 103 Zachry.
 - CORPUS CHRISTI HOMETOWN CLUB:** will have a getting acquainted meeting at 6:30 p.m. in 209 Harrington. For more information call Brad at 846-7341.
 - NEWMAN CLUB:** will have a midweek study break at 7:30 p.m. at St. Mary's Student Center. Join in the celebration of a creative liturgy.
 - CATHOLICS ON THE QUAD:** will have a discussion on "The Eucharist: The difference in belief between faiths" at 9 p.m. in Lounge B. For information, call St. Mary's Catholic Church at 846-5718.
- For Thursday's events, please see page 8.

Trial

(Continued from page 1)

straighten it, and I guess I slammed him into the door. A shot went off. "He was trying to kill me so he could get to Trisha," Alcalá said. "I could tell by the way he looked." Higginbotham asked if Horak said anything to her during the incident. Alcalá paused for a few seconds and, with much effort, said, "He said, 'Get off me you bitch.' "Trisha was behind me on my left," Alcalá said. "She grabbed hold of the rifle and pushed it toward his body flatly. A shot went off into the closet."

The scuffle continued around the room. In all, eight shots had been fired. Two bullets went straight through the concrete walls, while others ricocheted around the room. Both Alcalá and Sexton sustained powder burns, as a result of having their hands on the barrel of the gun when it was fired.

At one point during the struggle Alcalá had hold of Horak's shirt at the base of his neck. Tricia was tugging at the gun trying to get it away from Horak, while Alcalá managed to get behind him and began to pull on his ears and gouge his eyes.

"Somehow Trisha got the rifle and Louis was pushed into the closet with me landing on top of him," Alcalá said. "I stayed there until Maurcen (their commanding officer at the time) got there. She helped me out of the closet and told Trisha to get the rifles and go down the hall."

"I held the door to the room against the closet, trapping Louis inside," Alcalá said. "The only thing he said was Trisha's name, over and over. Not hysterically. He wasn't crying and wasn't putting up a fight to get out."

At this point, Albert Jarrell entered the room and took over holding the door. Jarrell is a senior building construction major who had heard the shots while on the third floor and came upstairs to investigate.

Jarrell testified Monday that he held the door until police came. Once the police arrived and pulled Horak from the closet by his feet, he was disarmed and read his Miranda rights. Police found two rifles, a military

knife and sheath, five empty 20-round rifle magazines, several empty ammo belts and containers and 134 rounds of .223-caliber rifle ammunition.

There were "at least eight pieces of lead flying around that room," Lt. Bert Kretzschmar of the University Police Department said in testimony. Kretzschmar was the crime scene officer on the morning in question.

Kretzschmar also is the officer who searched Horak's dorm room at 10 a.m. on March 21.

He said Horak signed a consent form for police to search his room, with the stipulation that the police not go to his dorm room until after 6:30 a.m., which would allow time for his roommate, who is a quadriplegic, to wake up.

Higginbotham objected to any evidence from Horak's room being ad-

"He was trying to kill me so he could get to Trisha. I could tell by the way he looked."

— Sandra Alcalá, witness

mitted as state's evidence, because "when Horak signed a consent form for police to search his room, he did so with the understanding that they would only be looking for weapons and receipts."

The jury was excused while Judge W.T. McDonald Jr. discussed the validity of the consent form.

District Attorney Bill Turner said Horak signed the consent form after reading it and being told he didn't have to sign it if he didn't want to.

Turner said Horak had already asked the police to wait until his roommate was awake, so if he didn't want police to search his room for other things he should have said so, "because the police were being cooperative."

McDonald ruled any evidence found in Horak's room to be admitted to the jury.

A February Associated Press article cut out of *The Battalion* was found in Horak's room with certain words highlighted: shot, former girlfriend, left a woman dead, shoot her three times with a 30-caliber carbine, allegedly turned the weapon on his former girlfriend.

Testimony in the case continues today at 9 a.m.

Fitness

(Continued from page 1)

Then the students are counseled about their test results and a personalized exercise and nutrition program is prescribed. Four months later, the students are brought back to measure progress.

Kermiet said he believes that to be successful, a wellness program should not only test participants but prescribe a personal fitness program based on their test results.

"If they're going to be motivated, then the program must meet each individual's needs," Kermiet said. "If you have time to work with individuals, then that's where you're going to make an impact."

A&M has had a general fitness program for A&M faculty, staff, students and the general community since 1986.

Dr. John Greene, program coordinator for A&M's Fitlife, said the program has two main divisions. First, participants undergo cardiovascular screening, which includes a blood test, a treadmill test and a nutritional profile. The second part of the program consists of exercise classes, ranging from water exercise to weight training to classes designed for overweight people.

Although A&M subsidizes Fitlife, which is directed from the Netum A. Steed Research and Conditioning Lab, there is a fee for participants, Greene said. For low-risk A&M faculty, staff, students and spouses, the cost is \$130. For low-risk community participants, the cost is \$175. High-risk A&M participants and spouses pay \$150, and high-risk community participants pay \$200, he said.

"For the cost, you just can't beat it," Greene said. "Most of the major universities around the country are going to have exercise-physiology labs. (A&M) is unique because we offer such a good price and our facilities here at Netum Steed Lab are of superior quality."

For more information about the Fitlife program, call 845-3997.

Kingery said the Wellness Task Force plans to submit its researched proposal to President Mobley by the end of the semester.

"If this is approved, it will represent a major investment in human capital," Kingery said. "That will translate into a stronger University."

Brown agreed that healthy employees benefit the entire organization.

"Studies have shown that with wellness-type programs, people are more productive," he said. Many universities do not have wellness programs.

"It's a novel idea," Brown said. "A&M would be at the forefront with this type of program. But it's being done successfully at other universities."

Lawyer: Teen shot man in self defense

MARFA (AP) — A teen-ager who goes on trial Wednesday for shooting a Rio Grande rafter from a 300-foot cliff was acting in self defense, his attorney said Tuesday.

Attorney Michael Rodgers said he will try to prove Michael Heffley of Eastland was firing at Enrique Pineda-Rodriguez, the 17-year-old defendant, when Heffley, his wife and their river guide were shot at last fall.

Heffley was killed in the attack and his wife, Jamie, and guide Jim Burr were wounded. Authorities say the shots came from a group of teenagers who were on a cliff above Colorado Canyon, which the trio was rafting through.

Pineda-Rodriguez, a resident alien, was arrested about two weeks later at his parents' home east of the Big Bend village of Redford.

Pineda-Rodriguez gave authorities two statements about the incident, Rodgers said. The attorney said he would use one of statements and "other evidence of self defense to prove that he (Pineda-Rodriguez) was firing along with those other boys in response to Mr. Heffley shooting at them."

However, there has never been a news account or official statement that indicates Heffley had a gun.

Rodgers, a Dallas attorney, also said he will ask the judge, during pretrial hearings, to rule that the search warrant used to find his client was illegal.

Rodgers said the warrant was written to search for illegal aliens and forged immigration documents, but of the five people found in the home that was searched, three were resident aliens and one was an

American citizen.

"Primarily federal agents in this case lied to a federal magistrate and got a search warrant on misrepresentations and outright lies," Rodgers said.

A finding that the warrant was illegal could halt the trial or be used as grounds for appeal if needed later, the attorney said.

Richard Barrajas, 83rd judicial district attorney, said Pineda-Rodriguez may have been entitled to be in the United States but he waded the Rio Grande to commit the shooting from Mexico, violating U.S. immigration laws and making the warrant legitimate.

He said Mrs. Heffley has been instructed not to speak with reporters.

The Heffleys and their guide were fired upon for 90 minutes last November.

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