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Supreme Court refuses to rule on judge's smile

The Associated Press

HOUSTON — The U.S. Supreme Court on Monday refused to hear an appeal of Texas death row inmate Robert Drew, who was challenging a Houston judge's signature that included a "happy face" on his execution warrant.

Drew's attorney, Ronald Kuby, of New York, said while the high court would not hear the case, no court has ruled yet on the constitutionality of District Judge Charles Hearn using the smiling face as part of his signature.

The matter went to the Supreme Court after lower courts also rejected Kuby's complaint.

"It was dismissed on technicality, that he could have raised this issue before when his 1988 death warrant was signed this way," Kuby said. "Our answer to that was simply, that's an insane rule. This is a fresh proceeding. The constitutional violation is fresh."

Hearn last year used the happy face with his signature on a warrant setting a lethal injection date for Drew, who is now on death row for the fatal stabbing of an Alabama teen-ager in 1983.

The judge insisted he meant no malice with the embellishment, which he said he had used for years and is meant as a symbol of his faith in God.

Hearn on Monday was involved in picking a jury for a trial and did not immediately return a telephone call.

Tubularman



By Boomer Cardinale

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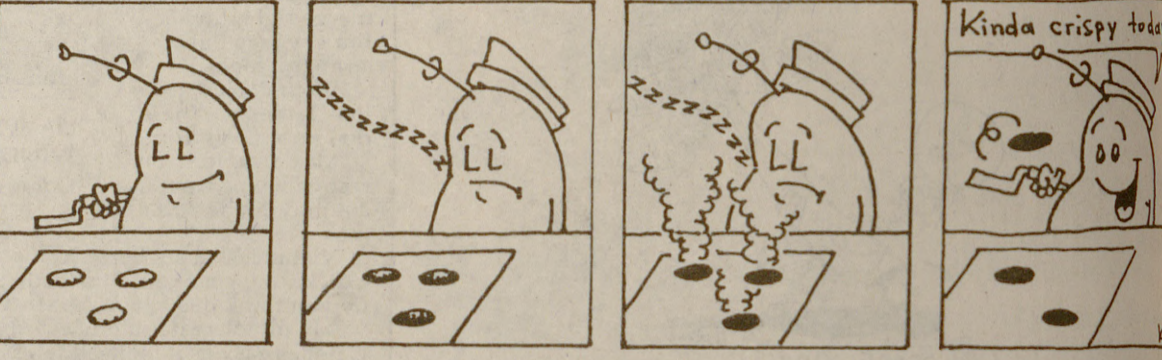
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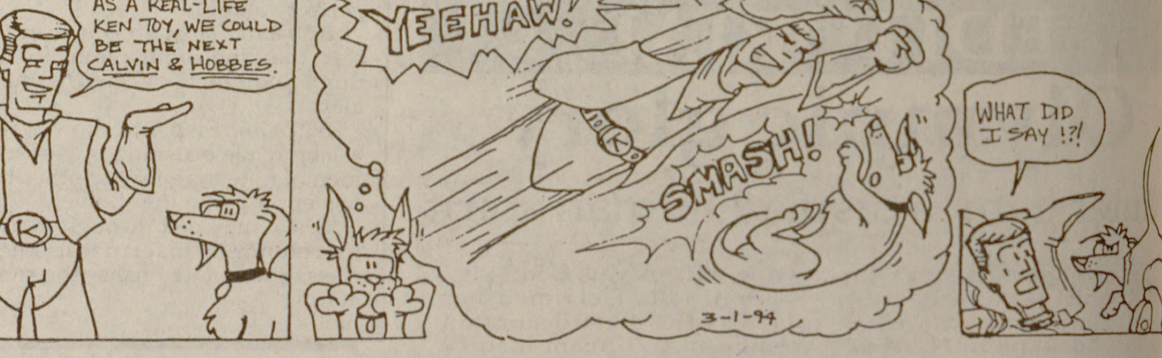
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NATO

Continued from Page 1

dent would escalate the conflict.

U.S. Adm. Jeremy M. Boorda, the NATO commander for southern Europe, said the lesson to be learned was simple: "You ought not to violate the no-fly zone." He said NATO would not hesitate to fire on any other violators.

Boorda said U.S. pilots detected six planes by radar and broadcast three warnings for them to immediately land or leave Bosnian air space or risk at-

tack. No response was received, and the Americans then saw the planes "make a bombing maneuver" and witnessed explosions on the ground, he said.

One U.S. plane then shot down three planes with air-to-air missiles and a second U.S. plane downed a fourth, Boorda said at a briefing in Naples, Italy. The two other planes escaped by flying west over Croatia and then north and back east over Banja Luka, a Serb-controlled region in northwestern Bosnia, NATO said. Many of the Bosnian Serb aircraft are based in Banja Luka.

The four destroyed planes were all hit over the Banja Luka

area, NATO officials said.

None of the Yugoslav-built Soko G-4 Super Galeb attack aircraft returned fire at the U.S. jets, Boorda said. No one was seen bailing out of the four planes hit by missiles in the five-minute engagement, NATO said.

U.N. officials said the Galebs attacked a munitions factory in Novi Travnik, a town 45 miles northwest of Sarajevo that is held by government forces. Boorda said NATO received unconfirmed reports that bombs hit a storage facility and a hospital, but could not say that happened during the attack on the arms factory.

Laws

Continued from Page 1

"It's hard to protect yourself against a stalker," Bryan said.

Bryan said there recently has been a change in stalking and harassment laws in Texas.

Stalking cases usually are characterized as harassment. On the first occasion the person is charged with a Class B misdemeanor. The case becomes a Class A misdemeanor when the harassment occurs on more than one occasion.

Stalking brings a charge of third degree felony only when the victim is actually assaulted.

Andreski, who is in charge of Dalton's case, said several charges are pending against Dalton's stalker.

Andreski said the man will be charged with attempted sexual assault and stalking if he is caught.

Dalton said people tend to think situations involving stalking could never happen to them.

"When people come in to A&M and College Station, they have a false sense of security," Dalton said.

Peace

Continued from Page 1

move us from our positions in principle which touch on the security of Israel and its citizens, including Jewish settlers," Rabin said.

There was no immediate Arab response to Rabin's speech.

PLO envoys were sent to Washington and Moscow to press the Palestinians' case for remov-

ing the 120,000 people who live in 144 Jewish settlements in the West Bank and Gaza Strip, officials reported in Tunis, the PLO's base.

Deputy foreign minister Yossi Beilin termed the Arab walkout as "worrying" and said: "The next step should be the intervention of the Americans."

Seeking U.S. intervention marks a turnaround in Israel's position and a measure of the shock and uncertainty that the massacre has caused.

Environment Minister Yossi

Sarid said it would be dangerous for Israel to make concessions beyond the terms of the Israel-PLO accord on Palestinian autonomy. It stipulates that the settlements will remain during a five-year interim period of Palestinian self-rule.

The autonomy accord was to take effect more than two months ago, beginning with Israel's withdrawal from the Gaza Strip and part of the West Bank, but has been delayed because of disagreement over security matters.

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