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EUGENE REPORT

B.A.R.

BAY AREA REPORTER 1550 Howard Street, San Francisco Tel.: 861-5019

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VOL. 8 NO. 11 MAY 25, 1978

NEXT ISSUE OUT: JUNE 8

NEXT DEADLINE: JUNE 2

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EXCLUSIVE EUGENE REPORT!

BY GEORGE MENDENHALL

EUGENE. It began as a silent candlelight march from the Eugene Hotel to the Civic Center. A calm "We Shall Overcome" chant soon became a loud shout. "People United Will Never Be Defeated." Over 300 marchers, a few weeping, were expressing their sorrow and rededication after a nearly 2-1 defeat at the polls here.

In San Francisco, 1,500 Gay people and their supporters marched through the streets — from the Castro to Civic Center. Following a pattern started with the famous march of 5,000 after Miami, the demonstrators asserted again that this was only the beginning of a continuing demand for equality.

The most startling aspect of the effort to prevent repeal of Eugene's Gay rights ordinance was the involvement of women. Women comprised 67-70% of the effort here under the ECHR banner (Eugene Citizens for Human Rights). This city's history as a feminist center is nationally known and its organized Lesbian community produces the nation's second largest women's newspaper . . . Men were also intensely involved in the campaign, but they came as individuals and not out of any organizational background.

A straight, married man with children — the University of Oregon's campus minister — was the most eloquent

spokesperson for Gay rights at the Tuesday morning "final canvass" breakfast (attended by 300) and later the Civic Center rally after the vote was announced. Rev. Doug Huneke told the Gay community, Eugene citizens and the nation that "We have won. We have forced a lot of people to deal with their ignorance and fear. No one can take that achievement away from us."

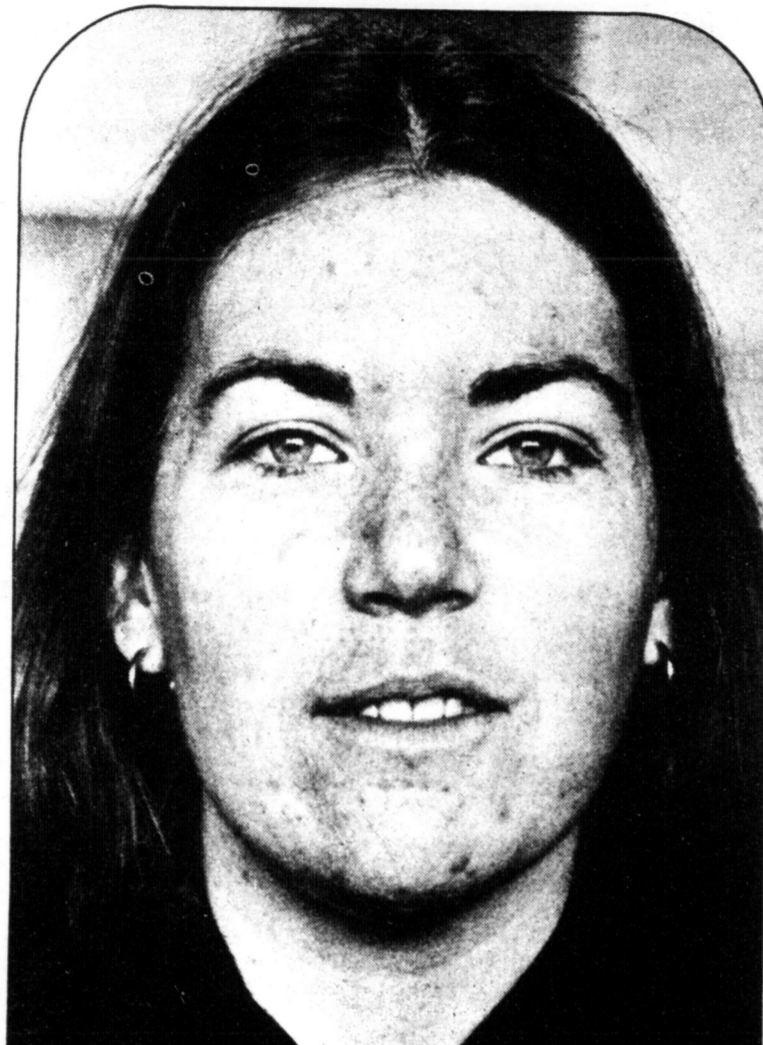
The minister said that "We hold our heads high. We did not lower ourselves to the tactics of the opposition. We discussed the issue — discrimination in jobs, housing and public accommodations . . . This is not a defeat. It is a sweet victory. We have brought together women and men, radicals and conservatives, straights and Gays. We have begun to listen to one another . . . Together, we have started to cast fear and ignorance out of this city."

"We could not lose because we were talking about what is important — dignity and freedom. We are victorious in that. We pass that victory on to Seattle and California."

The top leadership

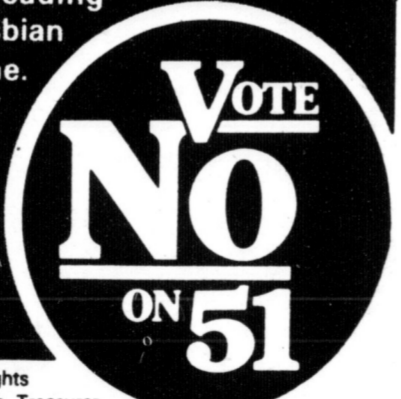
of ECHR campaign stepped aside as a dozen TV and radio stations were called to a final press conference after the results were announced. The press were confronted with four people — two women and two men — who were workers in the effort.

Community Enactment) held its press conference and announced that the voters "have spoken." They emphasized again that "Eugene will not become another San Francisco" — an argument used in Miami, St. Paul and Wichita.



Discrimination is an issue we all must face.

"I just moved into a new apartment. I was getting along well with my neighbors and was becoming involved in the community. Then my landlord began asking me out and I told him I wasn't interested. He started spreading rumors that I was a lesbian and then he evicted me. Eugene's 'gay rights' legislation would stop this discrimination. I'm voting against repeal."



Paid for by Eugene Citizens for Human Rights 825 Monroe #4, Eugene 97401, Phil George, Treasurer

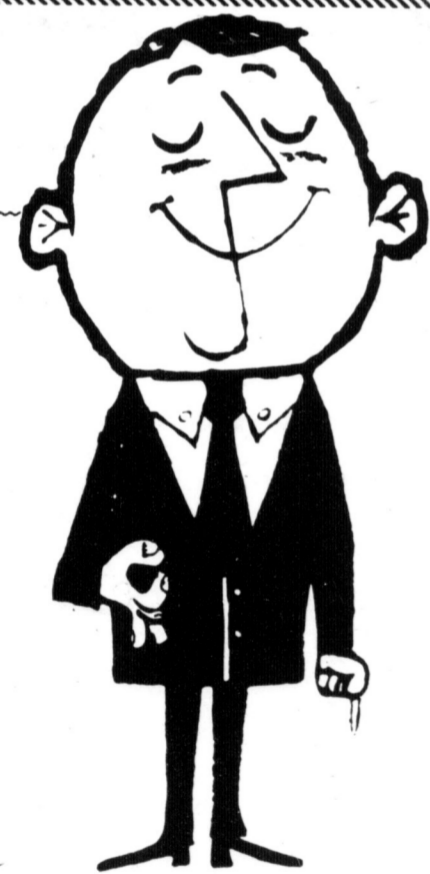
A pro-Gay advertisement from the Eugene Register-Guard newspaper.

They had a common message: "This is only the beginning. We shall not go away. We will try again because we are right."

VOICE (Volunteer Organization Involved in

The Conservatism that sometimes creeps into local politics here comes from religious fundamentalism and the "macho" atmosphere of the lumbering industry. It did not come from the same mass

SWEET LIPS
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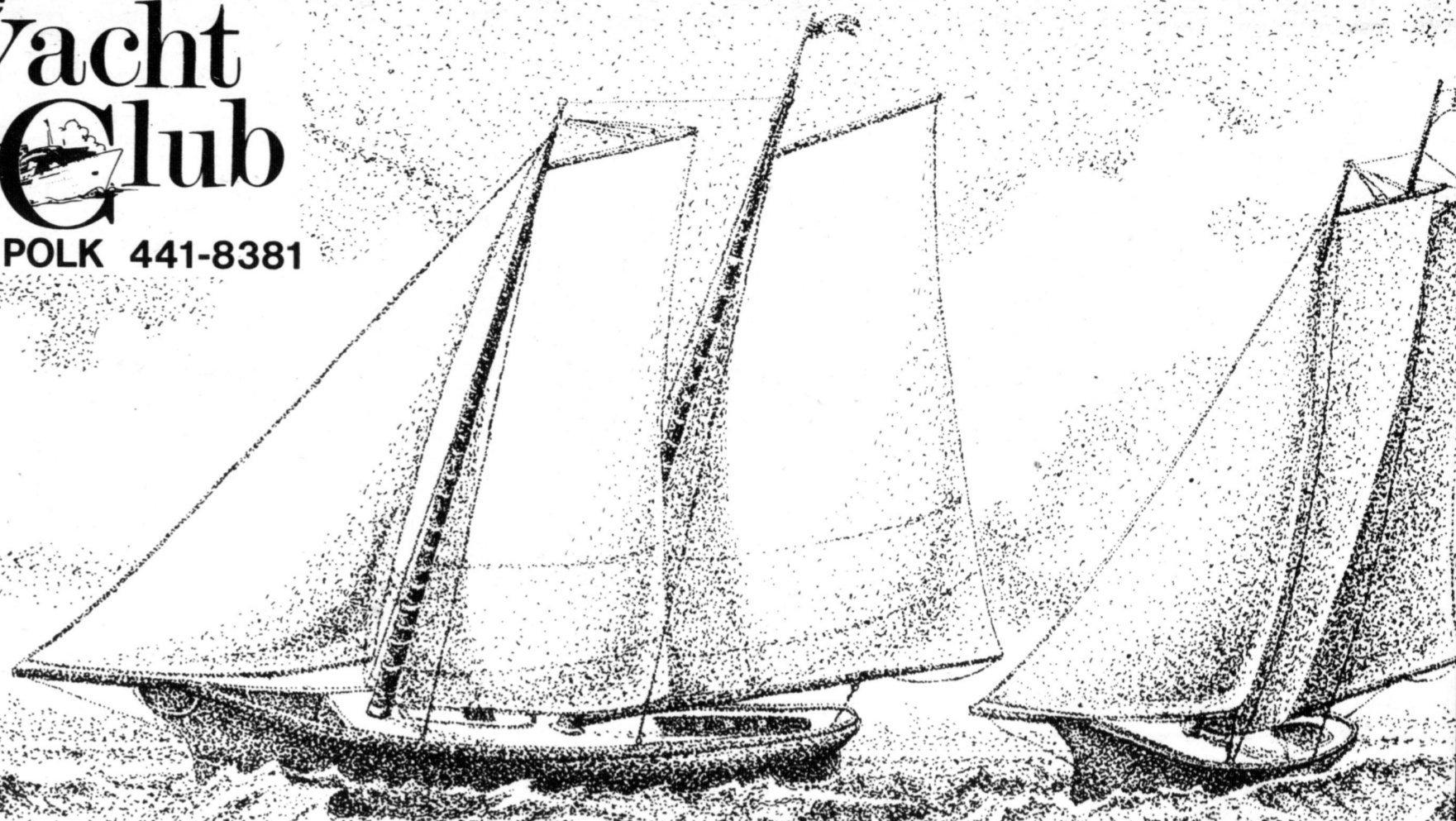


Our staff of competent professional Real Estate Brokers and Salespeople is the finest in the city. We have a well-earned reputation of reliability, integrity, friendliness, cooperation and skill . . . and we render our services with the highest standards of our profession. Look around you . . . the Columbia sign is becoming another famous San Francisco landmark!

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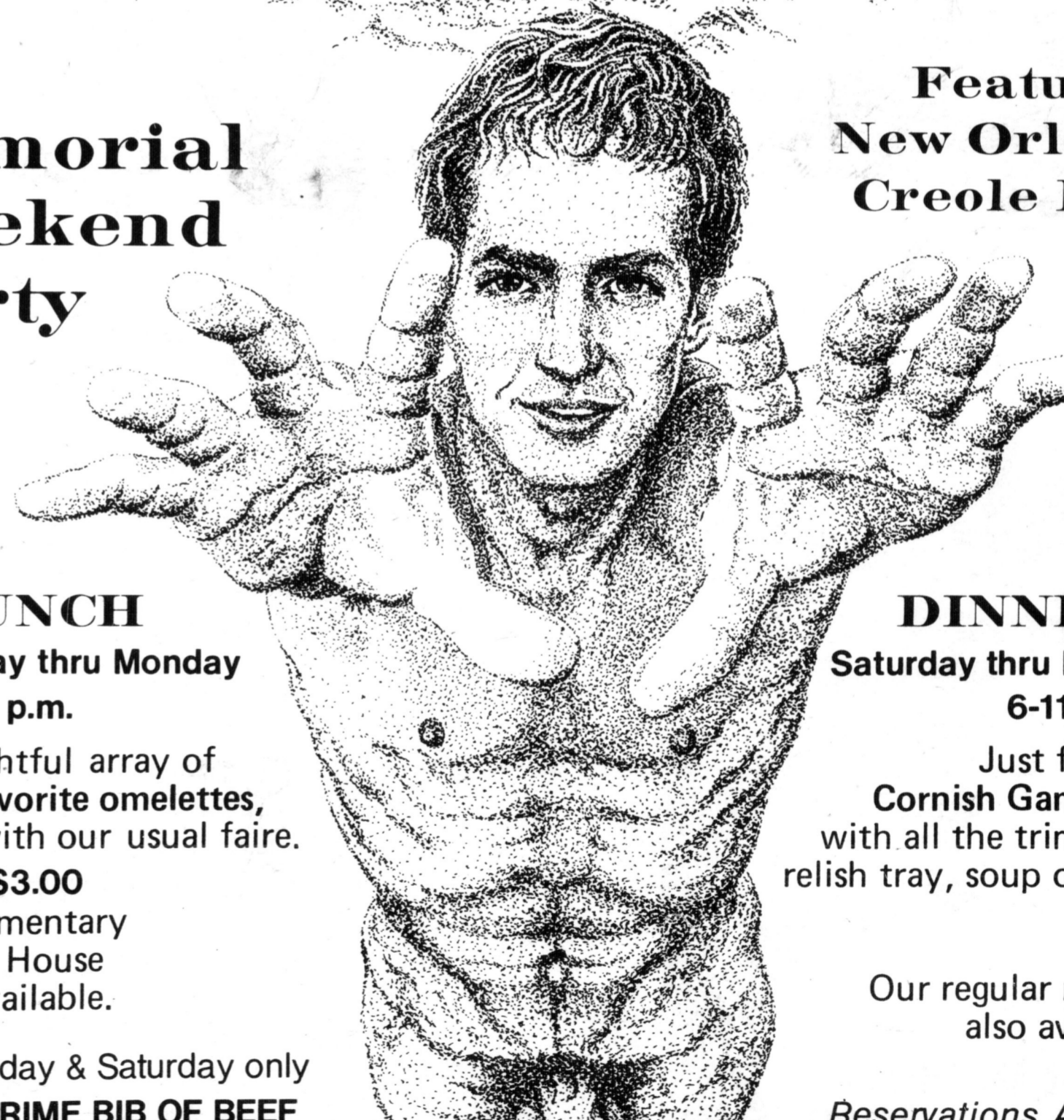
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\$6.25

Our regular menu is also available.

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influx of people who invaded Southern California to work in war plants during World War II.

Generally, Oregon has voted for liberal Republicans or "safe" Democrats. Eugene went further and often was more to the left politically. It was Eugene that supported McGovern when Oregon supported Nixon in 1972. Later Eugene backed Jerry Brown as a write-in when Oregon carried for Carter in the 1976 presidential primary. In the general election

Eugene voted for Carter, although Ford took the state.

The highly touted "liberal" voting power among university students is a misnomer. Although students can vote — they don't. Out of 16,000 students only 2,000 are registered to vote, and only 8% of those voted in the last election. Full-page advertisements by Gay activists here in the student newspaper attempted to change that situation.

Eugene's only daily,

Smith, Snedeker and Comiskey

Attorneys at Law

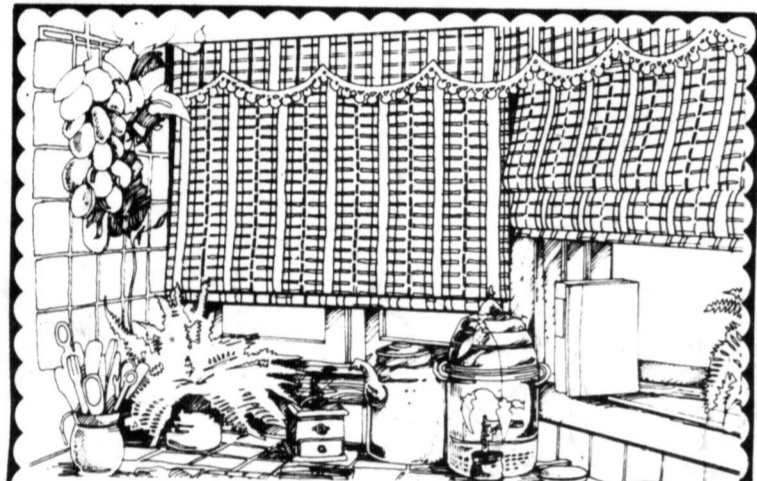
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Criminal Law
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and other civil
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The Register-Guard, called for a NO vote on the repeal. The Register wrote, "We believe one person's dislike for differences in personal characteristics should not be permitted to result in denial of a job or an apartment or service in a bar or restaurant . . . This restriction on our freedom to act on the basis of likes and dislikes is no serious sacrifice. It is a small price to pay for a civil society in which people with many differences can live peacefully and equitably even while disapproving of one another. We hope Eugeni-ans will retain this level of civilization by rejecting the repeal."

Predictions about massive campaign funds coming in from "the Gays in San Francisco" and from the political Right (and Anita Bryant) did not come true. Both campaigns were run locally and primarily financed locally.

Rusty Epps and Lawrence Wilson, San Francisco, held private fund-raisers and garnered over \$2,000 for Eugene. Other San Francisco contributions came from the Tavern Guild of San Francisco (\$300), a Michael Shellenbarger (\$250) and Assemblyman Art Agnos (\$100). These contributions were reported here in the Eugene Register-Guard.

The largest contributions in the "enemy" camp came from lumber mills, lumber industry officials, some local businesses (Heritage Restaurant, Jack's Auto Service) and various Eugene citizens . . . No contribution was recorded by either side of any significance from out of state with one exception: the Tri-City Fund, set up to fight against repeal in Wichita, St. Paul and Eugene, contributed \$12,000. The Portland Town Council had several fund-raisers for Eugene and sent \$13,000.

Terry Beam, chair of the Gays' finance committee, told this reporter that he was proud that many local enthusiasts pledged 1% of their annual income to the campaign. Considerable money also came in from liberal professors on the university campus and from direct "pitches" at many private parties in Eugene over a period of six months.

Considerable more money could have been raised through an advertisement in The Advocate, but Beam said that the publication refused an ad from ECHR. Money could have been raised from having public fund-raisers in San Francisco, but local activists did not want the charge leveled that San Francisco Gay people were controlling Eugene politics.

Beam told B.A.R., "We had all the money we needed. We raised \$55,000 and that is what we needed." Larry

Monical added, "More money would not have meant more votes. We did what we set out to do. We are pleased with what we achieved with a combination of volunteers and professional help. We did not have to pay large salaries or hire outside professionals to help and yet we got the job done." Monical chaired the ECHR drive.

How much VOICE was able to raise is unclear, although its May 16 campaign report indicated that it had raised \$17,000 compared with \$55,000 for the Gay effort. However, VOICE said that it hoped for a last-minute influx of \$10,000 and whether it received that sum is unknown.

Sunday and Monday before the election were quiet in the Gay camp, a mixture of some "final effort" in an atmosphere of warmth at campaign headquarters among those still on the telephones — many who had not known each other before the effort began months ago.

Tuesday morning there was an early AM breakfast for 300 volunteers that would "get out the vote." The downtown Eugene Hotel was filled with anticipation as volunteers were told how to use the 3 x 5 "contact" cards. During

the day, those cards (people who said they would oppose the repeal) were used to assure that those people got to the polls — through telephone calls, personal contacts, and poll checks.

Youth was active in both campaigns, and two of the most active in directing VOICE were Lynn Greene and Larry Dean. Dean stated that if the ordinance were passed an employer could not prevent a male from wearing a dress to work and that if the employer denied him that right he would also have to deny women the right to wear dresses. He also said "none of my children will become Gay" so it would be no problem in his family. . . . Greene says that if the ordinance qualified that Gays would be able to "kiss, caress and dance in public, slap fannies, ask heteros for dates and touch others' genitals."

Misinformation from VOICE increased in the final days of the campaign. One advertisement claimed, "A Boston homosexual wants to lower the age of sexual consent to 13. Don't let this happen here." And many of its ads headlined KEEP EUGENE STRAIGHT. Other ads urged, "We must not fall into degeneracy where anything goes."

Hoping that the public would not understand the ordinance (a simple declaration of non-discrimination) VOICE claimed that under the ordinance "homosexuality could be taught as a normal,

alternate lifestyle in schools" and "children will be exposed to homosexual behavior in parks, theaters, shopping malls and restaurants" and "there will be an increase in the size and visibility of the homosexual community in Eugene."

The Eugene Chamber of Commerce came out for repeal of the ordinance. It issued a misleading statement: "The resulting appeals procedures, quotas and litigation which could ultimately lead to higher costs of goods and services to customers." The Chamber ignored the research done by the City Council which indicated that this had not been the case in 42 cities and counties that have adopted similar measures.

* * *

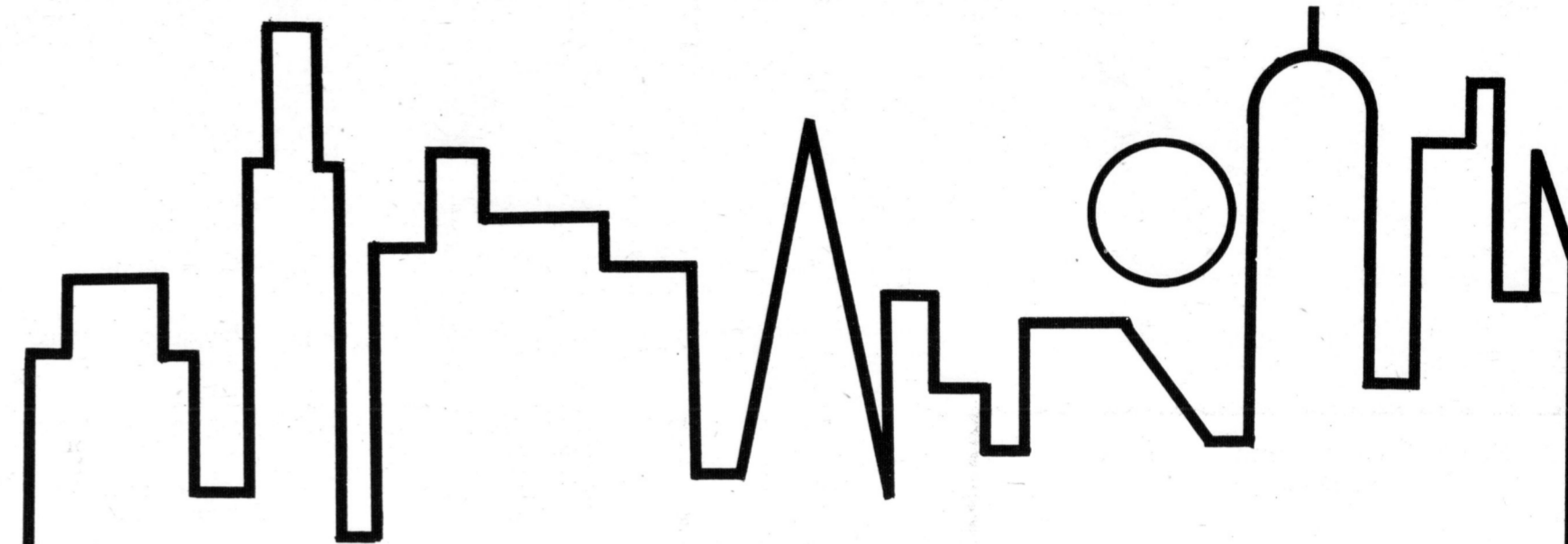
Although "child molestation" by homosexuals was not an issue in the campaign, it was harmful to the Gay effort when a local man was accused of molesting three boys while he was a Big Brother. Sodomy charges against the male became headlines and were accompanied by a statement from Big Brothers that it would be more restrictive in its screening out of homosexual Big Brothers.

"The active participation of Lesbian and feminist women at all levels of the ECHR campaign was an important asset to the Eugene effort," stated Laurie McClain, a member of the implementation committee. She said, "We showed people that Lesbians live, work and raise their children here."

Women composed at least 50% of the ECHR volunteers and over 50% of the leadership. Some had already been activists in the flourishing feminist movement here. Unlike Gay rights efforts in many other cities, women did not have to be "sought out" by males to give an illusion of equal participation. In Eugene, women were at the gate before the race began.

POLITICS
Wayne Friday
G. Mendenhall
Harvey Milk
Bruce Pettit
Exclusively in
B.A.R.
BAY AREA REPORTER

THINK STRAIGHT
Be♥Gay



COUNT.

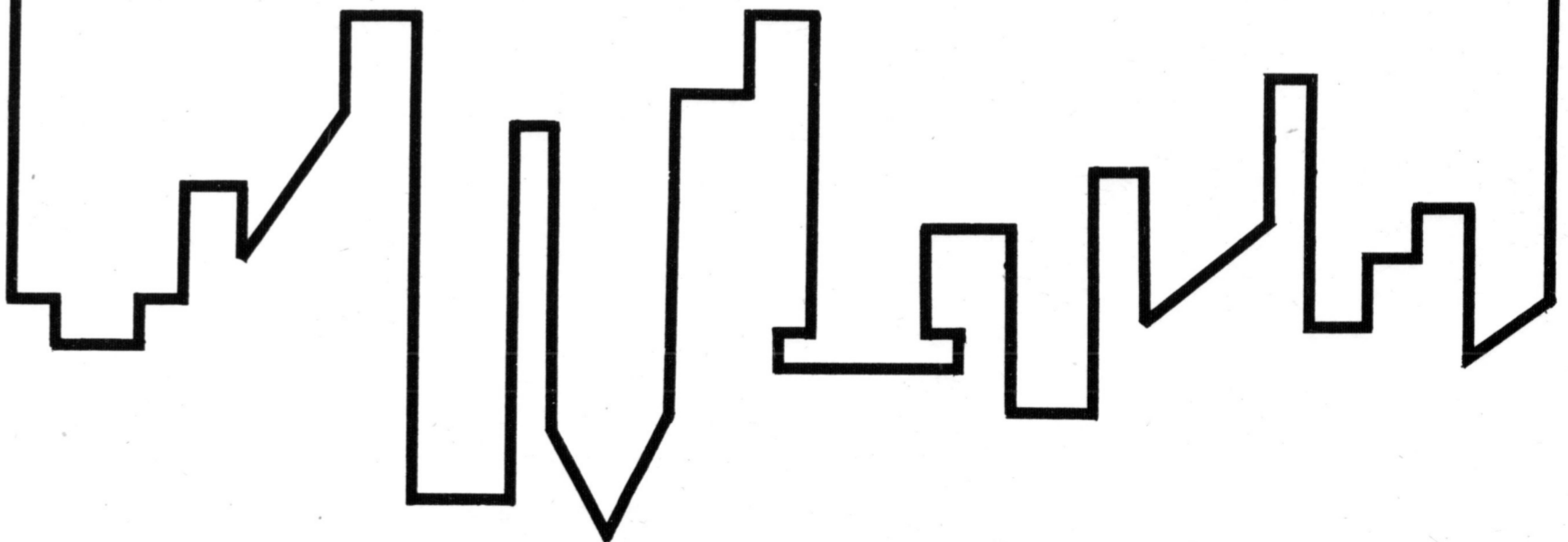
IF YOU HONOR GAY RIGHTS WITH OPEN RESPECT, JOIN . . .

SUTTER'S MILL, THE TOWN SQUIRE, HEADLINES, THE I BEAM, TYSON GALLERY, MUNCHKIN'S, ROMANO TEMPORARY PERSONNEL, THE AMBUSH, TONITE'S THE NIGHT, THE CITY, CLUB DORI, THE GANGWAY, JACKSON'S, CINCH, RUBY'S, THE THINN WAY, GOLDEN GATE HEALTH CLUB, RAINBOW CATTLE COMPANY, EAGLE CREEK SALOON, THE END-UP, DEMETRE'S AUTO REPAIR, SUTRO BATH HOUSE, THE NEW BELL SALOON, PARTNERS, THE GALLEON, THE WHITE SWALLOW, FOSTER GOLDSTRUM FINE ARTS, SUKKERS LIKKERS, THE MINT, KING'S COURT, WILLOW WORKS, BAVARIAN CYCLE WORKS, VIKING'S SUBMARINES, GRUBSTAKE II
(a partial listing)

ON THE GAY FREEDOM POSTER

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1550 Howard Street
San Francisco, Ca. 94103
Telephones (415)
861-5019/861-7230

PUBLISHER: Bob Ross

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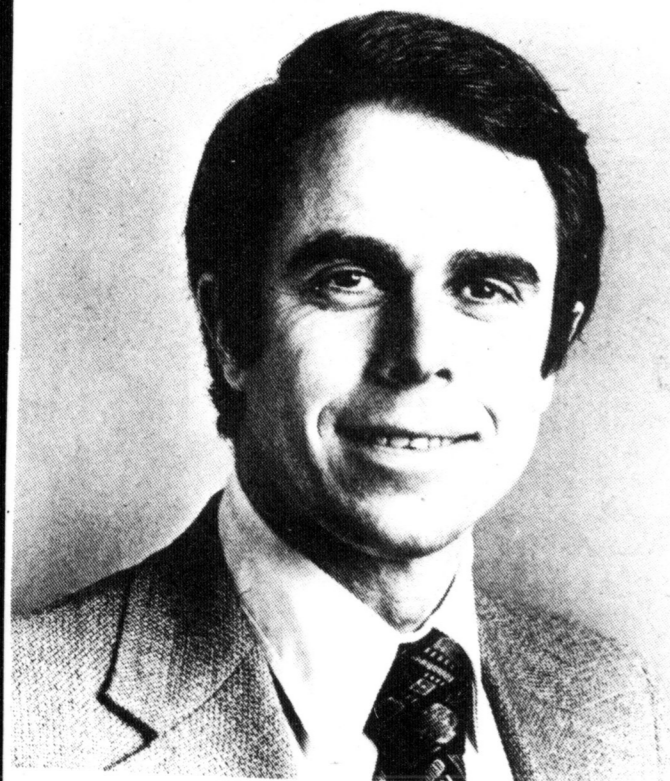
Frank Howell
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BAR reserves the right to edit or reject any ad which the publisher believes is in poor taste or which advertises illegal items which might result in legal action against B.A.R. Ads will not be rejected solely on the basis of politics, philosophy, religion, race, age or sexual preference.

Bay Area Reporter is published bi-weekly. Advertising rates are available on request. Our list of subscribers and advertisers is confidential and is not sold.

Publication of photos ads and articles does not necessarily mean that the subject matter is gay-oriented.

The views of this newspaper are reflected only in the editorials. Opinions expressed in columns, letters, and cartoons are those of the writers and artists and do not necessarily represent the opinions of the B.A.R.



BURT PINES
has the edge in a
hot, sometimes
bitter, race.

B.A.R. ENDORSEMENTS

GOVERNOR

NO ENDORSEMENT

Gov. Brown is running virtually unopposed on the Democratic ticket and a no vote would show him how displeased the community is on his poor showing on human rights issues. We cannot honestly endorse any Republican candidate, even Ken Maddy is changing his positions.)

LT. GOVERNOR

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SECRETARY OF STATE

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ART AGNOS

17th ASSEMBLY

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18th ASSEMBLY

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JUDGES

SUPERIOR CT. 1

OLLIE MARIE-VICTOIRE

SUPERIOR CT. 4

IRA BROWN JR.

MUNI. COURT 1

ALBERT WOLLENBERG JR.

MUNI. COURT 4

STEPHEN J. PERELSON

SUPT. OF SCHOOLS

WILSON RILES

COUNTY DEMOCRATIC COMMITTEE

16th. DISTRICT: Jack Trujillo, Kay Patchner, Wilson Chang, Sue Carol Hestor.

17th. DISTRICT: Jim Rivaldo, Dorothy Langston, Jane Murphy, Anne Daley.

18th DISTRICT: Gordon Armstrong, Arlo Smith, George Newkirk.

STATE PROPOSITIONS

Prop 1. School Bond Issue

YES

Prop 2. Bond Issue for Water Pollution

YES

Prop 3. Alternative Energy Tax Exemption

YES

Prop 4. School District Electorate

YES

Prop 5. Administrative Agcy. Powers

NO

Prop 6. Elected Sheriffs

YES

- Prop 7. Local Insurance Pooling
- Prop 8. Homeowner Tax Rates
- Prop 9. Interest on Judgements
- Prop 10. Rehab. Prop. Tax Exempt.
- Prop 11. County owned real prop. tax exemption
- Prop 12. Comp. of State Officials
- Prop 13. Jarvis - Gann

**YES
YES
YES
YES
YES
NO
NO-NO-NO.**

CITY PROPOSITIONS

(Propositions A & B have been officially removed)

- Prop C. Fire Dept. Work Hours
- Prop D. Multi-Year Muni Contracts
- Prop E. Health Benefits
- Prop F. Runoff Elections
- Prop G. Rotation of Candidates
- Prop H. Airport Bonds
- Prop I. Federal Loans
- Prop J. Taxi Regulation
- Prop K. Taxi Regulation
- Prop L. City Charter Reform

**YES
YES
NO,NO,NO
YES
YES
NO
NO
NO
YES
YES,YES,YES**

VOTE JUNE 6!

**Don't Spare the Horses
for a hot time visit
us!**



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New Type Campaigns Launched in Eugene

Eugene Citizens for Human Rights (ECHR) established a \$55,000 budget for its campaign. It spent \$8,000 surveying how the citizens of Eugene were thinking on gay rights and spent the balance on direct mailings, campaign literature and radio-television spot advertisements. There were no large salaries paid to anyone and no "professionals" were brought in to run the campaign, although the effort had a distinctly professional look.

It was decided from the start that the gay effort would be local in origin and execution. There was no attempt to bring in Dr. Benjamin Spock, Gloria Steinham or Assemblyman Willie Brown of California for fear of alienating the local citizenry... The opposition took the same approach and did not consult or use singer Anita Bryant. Of the local volunteers - over 400 - many were just "coming out." Early struggles between those who wanted to run a "professional" campaign and those who wanted a "person to person" campaign exhausted all, but the end result was a combining of these forces. There was only one campaign.

The strategies on both sides were different in Eugene than those elsewhere: VOICE (Volunteer Organization Involved in Community Enactments) stressed two basic arguments for repeal: that Gays were asking for "special privileges" and that the ordinance was not necessary because Gays are not discriminated against. Its effort was closeted away in a small Highway 99 office where its workers kept Mace cans available in case they were invaded. VOICE stayed away from the "Gay teachers" and "immorality" issues which they evidently thought would inflame. Its officers claimed that there was no religious influence at the base of their campaign, but it

became known that VOICE was working with the Lane County Association of Evangelicals. It was through this contact that VOICE was able to muster 10,000 signatures for the repeal within one week after the ordinance was adopted in November, 1977. Mormons and religious fundamentalists, low-key in discussing their affiliations, were paramount in the VOICE group.

ECHR put forth a well organized effort. Its advertisements gave personal photo-statement testimonials under the titles "DISCRIMINATION IS AN ISSUE" and "DISCRIMINATION: IT

HAPPENS." In its radio commercials it emphasized "Selective discrimination against suspected Gay people is a threat to the rights of every honest, hard-working, law-abiding citizen." ECHR literature stressed that while Oregon does have a law legalizing private, consensual sex that discrimination in housing, jobs, and public accommodations continues. It also stressed that the local City Council could not find any difficulties that resulted in the 42 cities and counties that have adopted similar ordinances.

VOICE's low-key approach came apart at the seams in the last days when it began to run numerous misleading and blatantly untrue statements about the ordinance. It claimed that the ordinance would bring about an upsurge in public sex and attempts at child recruitments — old arguments from the Miami "Save Our Children" campaign. One of VOICE's radio commercials said, "San Francisco is San Francisco. Eugene is Eugene. Let us keep it that way."

One of the most startling advertisements from VOICE appeared in the final two days of the

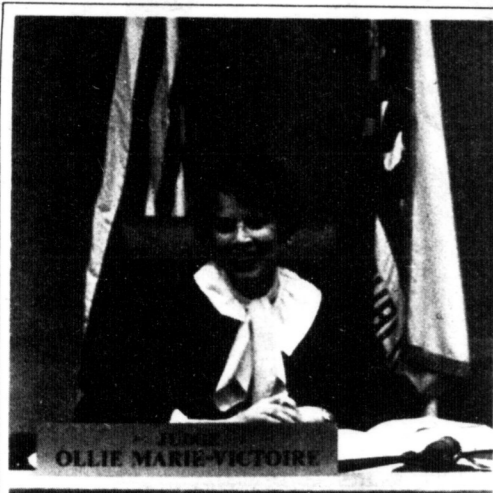
campaign. It was an anonymous letter from someone named "Doug." The ad said FROM A FORMER HOMOSEXUAL and its text included, "I am no longer a homosexual, thanks to the healing power of Jesus Christ. I made a choice to serve Him and He has set me free from the bondage of homosexuality . . . What kind of community do you want to live in? San Francisco takes pride in its liberal attitudes, but at what cost? On a recent visit to that city I saw 11-12 year old boys selling themselves to older men openly on the streets . . . Here in Eugene, homosexuals search out young

high school boys. I know. I was there . . . What kind of community do we want Eugene to become? Do we want to follow in San Francisco's footsteps? Let us make a choice to return to decency and right living. If we so choose, God will honor our decision and heal our broken hearts."

VOICE and ECHR used many volunteers — approximately 400 in each group. Door-to-door efforts were combined with telephone banks where every registered voter was called at least once. ECHR followed up on those who said they were against repeal to assure that they got to the polls. Twenty-five telephones were used in the ECHR phone bank.

VOICE did not use auto stickers or small placards, while ECHR used them extensively. The downtown area of Eugene and its immediate suburbs had numerous VOTE NO ON 51 placards stuck in front lawns.

Justice doesn't stand still. Judge Ollie Marie-Victoire has the wisdom and the courage to move with it.



OLLIE MARIE-VICTOIRE

Education

University of Denver, B.A.
Hastings College of Law, J.D.
(Order of the Coif)

Professional Associations and Community Involvement

Bar Association of San Francisco—
Board of Directors (72-74) • Conference
of California Judges • American Judges
Association • Queen's Bench (past
president) • California Trial Lawyers
Association • San Francisco Lawyers Club
• American Arbitration Association
• St. Thomas More Society • Criminal
Trial Lawyers of San Francisco • National
Association of Women Lawyers • Charles
Houston Bar Association • Hastings
College Alumni Association (Board of
Governors) • California Women Lawyers
• Federacion Internacional de Abogadas
• Reader, State Bar Examiners (60-70)
• Casa de las Madres (shelter for battered
women) • Business and Professional
Women • National Organization for
Women • Archdiocesan Board of
Arbitration • Woman Organized for
Employment • United Nationalities
• The Lafayette Club

We expect our judges to rise above the immediate pressures of everyday life and to interpret and apply established legal principles fairly and impartially.

But as modern life brings ever-changing relationships between people, businesses and government, principles of justice also must evolve to serve these new relationships.

Judge Ollie Marie-Victoire has dedicated her distinguished legal career to extending equal treatment under the law to all people, regardless of sex, race, age, sexual orientation or economic status.

An outspoken advocate for the rights of women, for prison reform, for equal employment opportunity and for civil and human rights, including gay rights, Judge Marie-Victoire has established an extensive record of appellate court and trial experience covering the full range of criminal and civil law.

Since her appointment to the Municipal Court in 1974, Judge Marie-Victoire has demonstrated a refreshing willingness to seek and apply new solutions to chronic problems of justice.

These have included alcoholic rehabilitation programs for repeat drunk driving offenders, evenhanded enforcement of prostitution laws against both prostitutes and their customers, and frequent public lectures on behalf of court reorganization and reform for greater efficiency and economy.

Judge Marie-Victoire has resided in San Francisco since 1946 with her husband Georges, daughter, Jeanine and mother, senior rights activist Ollie Blevins.

Judge Marie-Victoire believes the Superior Court, on which no woman has served in San Francisco since 1961, should be more representative of the people.

Endorsed by Alice B. Toklas Memorial Democratic Club; San Francisco Gay Democratic Club; Concerned Republicans for Individual Rights; Bay Area Reporter; and many individuals such as Mervyn Dymally, Carol Ruth Silver, Harvey Milk, Art Agnos, Willie Brown, Frank Fitch, Hector Navarro, Wayne Friday, Donald Westlake, Jim Rivaldo, Herb Donaldson, Dick Pabich, Evander Smith, Bob Ross, Everett Young, Gordon Armstrong, Rick Stokes, Mark Calhoun, Carl Heiman, Bob Shore.

(A PARTIAL LIST)

SUPERIOR COURT #1

Vote June 6.

Feinsteins Anti-Porn Gets New Support.

Supervisor Dianne Feinstein's latest attempt to restrict the sale of erotic literature and sexual devices has strong support. An ordinance by Feinstein which would restrict porno sales to "zones" has received support from two Board committees — Planning, Housing and Development and Fire, Safety and Police. It will now return to the Planning Commission for approval of rewording and then to the full Board.

The new ordinance would stop any "adult" establishment from setting up shop within 1,000 feet of any existing business of the same nature. Included are adult bookstores, nude parlors and similar ventures. It also would prohibit such businesses within 500 feet of a "residential" district.

"Sexploitation" was attacked by Jim Fabris, vice president of the San Francisco Board of Realtors, who said his group favors a curb on "this blight."

Mayor Speaks To You ON TAPE!

Mayor George Moscone will speak to YOU on a 24-hour basis about news of interest to the community.

Readers may call and listen to the mayor's message by dialing 558-2898.

There is no "response" section on the recorded message tape, so listeners may respond by calling the mayor's office, 558-3456.



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ARE THE BATHS BROTHELS?

by Bruce Pettit

Local Case Goes to Top Court

The California Supreme Court has been asked to make a technical ruling that some Gay people fear could open a question of whether Gay bathhouses are places of prostitution.

However, Ephraim Margolin, attorney for five Municipal Court judges in a "friend of the court" brief, believes a high-court decision in the complex case could help — not hinder — Gay rights. That would be if, later at some lower level, apartments and homes were declared "zones of privacy," just as bathhouses supposedly are.

Acting in a case in which three San Francisco women are charged with soliciting for prostitution, Municipal Court Judge Dorothy von Beroldingen February 28 ordered District Attorney Joseph Freitas to surrender written documents — if any exist — that indicate a policy not to prosecute Gay bathhouses and male escort services.

Freitas told B.A.R.

there are no documents and each case is tried on its own merits.

The D.A.'s office appealed to the Superior Court, where Judge Walter F. Calcagno overturned von Beroldingen April 7. The District Court of Appeals sustained Calcagno on May 5, and last week attorneys for the three accused women petitioned the Supreme Court for still another hearing.

The Supreme Court has not indicated whether it is interested in deciding the matter.

Margolin told B.A.R. he agreed to represent the five Municipal Court judges because the Superior Court gave no guidance to them when it is proper to issue orders to aid the defense in getting possible evidence. Are "information and belief" enough to justify a defense request for actual proof? "It is improper to make it easier to arrest people than to defend them," said Margolin.

Margolin hopes a high-court ruling might

lead to procedures establishing that apartments and homes are "zones of privacy" like bathhouses. "That would be helpful to both the heterosexual and homosexual communities in the future," said Margolin, who has previously defended Gays in court.

Margolin insists this is not an anti-Gay case — that "Gays are only a precedent."

Nevertheless, literal reading of the defense arguments for the three women could justify the concern some Gay leaders have expressed.

In January the D.A.'s office charged the women — Lomia Street, Alice Tanner and Mary Chateaufort — with solicitation, "keeping a house of ill-fame," and prevailing upon persons to visit a house of prosti-

tution. They pleaded not guilty, and the brunt of the defense was that there is a double standard of prosecution in San Francisco — with homosexual males getting better treatment.

Defense attorney Gilbert Eisenberg maintained that Gay baths (1) allow public sex and lewd conduct, (2) are scenes for contracting for sex, (3) and are "houses of ill-fame." He said that several male escort services violate state Penal Code Section 647(b) regarding prostitution.

What's more, Eisenberg said he "believed" that Freitas, in campaigning for District Attorney in 1975, "sought out the assistance of the Gay community . . . and agreed that once he took office it would be policy not to

prosecute any sexual/lewd acts or solicitation occurring on the premises of Gay bathhouses." He cited the Liberty Baths raid of January 5 in which charges against three men were dismissed.

Asserting that the Gay community so commits the same offenses charged against his clients — but that Gays are left alone, whereas his clients are harassed — Eisenberg surmised "discriminatory prosecution."

He needed documents from the D.A.'s office to bolster a plan for dismissal, however. Thus Eisenberg asked von Beroldingen to issue on the D.A.'s office a "motion for discovery." Such a motion is predicated on the theory that the accused is entitled to discover all relevant information held by the prosecution that will assist in the preparation of a defense.

Assistant D.A. Robert McCarthy insisted that the defense needed more than supposition and rumor that there is such a policy of Gay favoritism. He said that, rather than just "believing" such things, the defense had the option of hiring investigators to go into the bathhouses and allow themselves to be solicited — an option the defense did not exercise. McCarthy wanted details about prostitution in bathhouses. He cited precedents for motions for discovery that require listings of hundreds of known instances rather than a single case. "There has to be a showing, not quite to the level of probable cause, but a colorable showing . . . that people similarly situated have been treated differently."

But von Beroldingen ruled that if they had proof they wouldn't need a motion for discovery. She ordered the D.A. to turn over, if they exist, any written documents originating in either the D.A.'s office or the police department that concern policy on arrests, prosecutions and investigations of sex acts and solicitation in Gay bathhouses and escort services. What's more, she wanted:

* Any communications between the D.A. and bathhouse/escort managers.

* The number of arrests and prosecutions since early 1976.

* Any list of places exempt from prosecution.

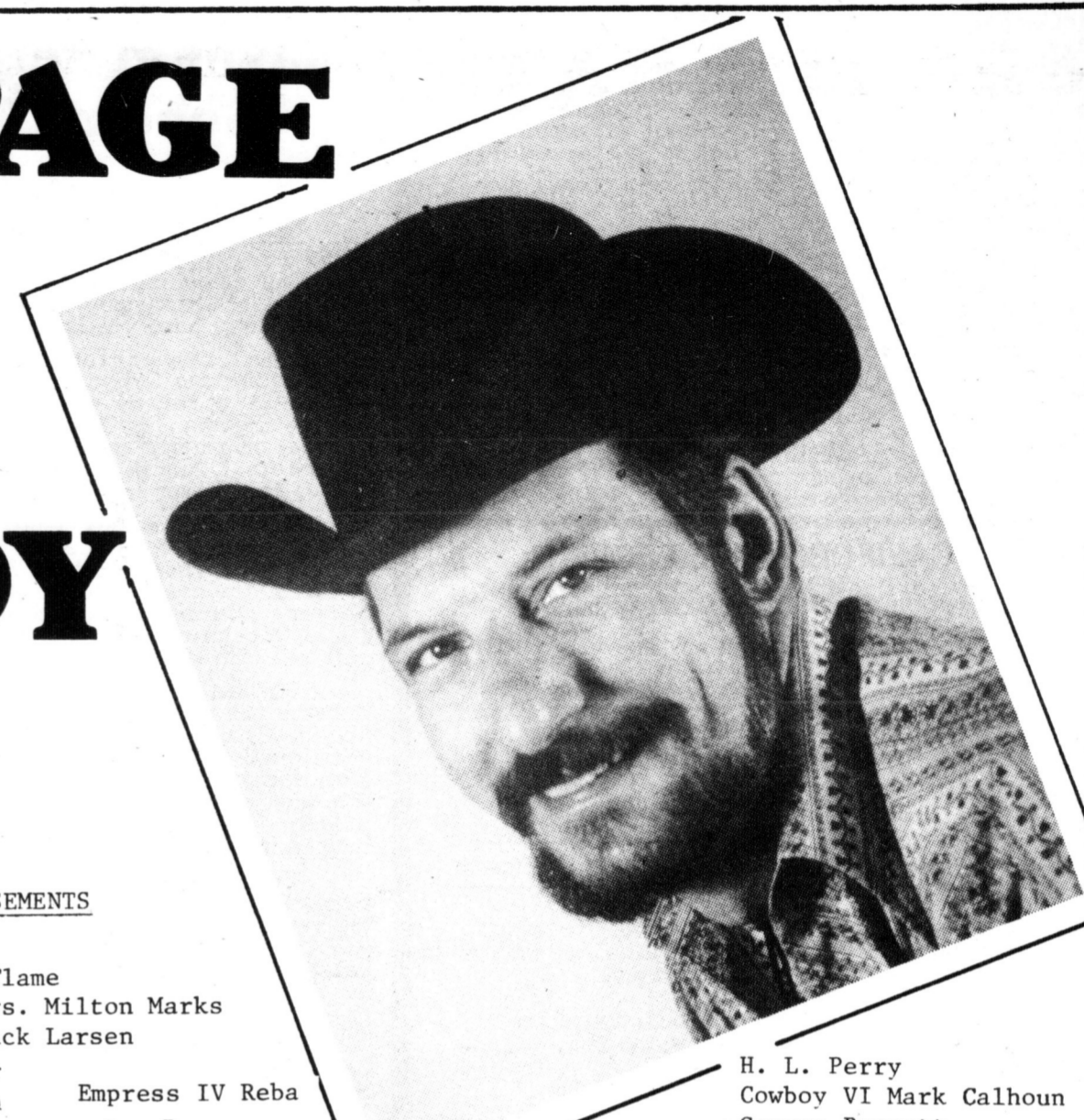
Before the Superior Court, the D.A.'s office successfully argued that von Beroldingen acted in excess of the Municipal Court's jurisdiction. Then the defense appealed — unsuccessfully so far — that the Superior Court was improper in overturning the accused women's reasonable request.

Assistant D.A.

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FOR

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| Cowboy V Rick Hammond | Al Atwood | (Orphan Andy's) | (Kimo's) |
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| Grand Duchess III Charlie | Rick Wills | (Orphan Andy's) | S. A. Lopes |
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McCarthy said the Liberty Baths case was not prosecuted because the allegations occurred in "a zone of privacy." The accused men in that case were charged with violating Penal Code Section 647(a) — lewd conduct in public — when in fact the alleged offense was not public.

Said McCarthy: "The reason we protect sexual activity, when consensual, in a private place is that it's conducive to the lifestyle in San Francisco. The reason we proscribe 647(b), whether in public or private, is because it

has been determined by our legislature, whether we agree or not, that prostitution is promiscuous, commercial sex, without affection, and is not in the best interests of society."

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Mayhem Reigns When Sonoma Teacher "Comes Out!"

Healdsburg, a small Sonoma County town of 6,500 twenty miles northwest of Santa Rosa, has given an early indication of the effect the Briggs Initiative campaign — to say nothing of its enactment — may have on California.

Larry Berner, for five years a teacher at the Fitch Mountain School, came out publicly as a Gay person in a recent signed article in the Sonoma County Lesbian & Gay Alliance Newsletter. The article, originally an address to the Sonoma County Educators Council, related the devastating potential of the Briggs Initiative.

Berner, to check what the Briggs forces were doing, applied to circulate their petitions. Gaye LeBaron, a gossip columnist for the Santa Rosa Press Democrat, picked up on that ruse and Berner's coming out stand and reported them April 26. Almost immediately three families pulled four children out of the school.

Suddenly, Berner and the Briggs Initiative became the hottest item for the May 11 Healdsburg School Board meeting. Three hundred signatures petitioned the Board to support Briggs' attempt to give local school boards the option to fire Gay schoolworkers. At least 13 residents wanted Berner fired immediately — even in advance of Briggs' passage.

But 30 school staff members rose united in opposition to the Briggs Initiative, and a representative of the California Teachers Association (CTA) read a statement decrying the measure's assault on freedom of speech. Parents of two boys in Berner's classroom spoke in support of his teaching ability.

The Board, which Berner says privately supports Briggs 4-1, took no action — stating the matter had not been on its announced agenda.

Berner told B.A.R., "Those 30 people who stood in support of me would have been against me if they had not known me personally for five years. It was generally understood that I was Gay, though the subject never was brought up."

Berner finds one of the most regrettable aspects of the affair to be the sharp increase in peer Gay-baiting in a two-week period among primary school children — which he says is unprecedented at that level. "They don't even know what the word 'Gay' means — except that it's some object of hate. We've got to save the children from that." . . . BP

GAY NOVELIST SLAMS PUBLISHER.

SAN FRANCISCO. At a May 21 press conference, Gay novelist Paul Monette said that it seemed to him his Boston-based publishers are burying his book at the very moment when it was beginning to receive serious attention.

"My novel, 'Taking Care of Mrs. Carroll,' was enthusiastically received by my editor at Little, Brown & Co.," said Monette. "That was a year ago — before Miami and Anita Bryant."



Paul Monette, author of **TAKING CARE OF MRS. CARROLL.**

"Last November I detected a decided change in the front office's attitudes. They iced up. A friend inside the company told me that senior staff began quoting a line from NEWSWEEK that the na-

tion had turned to the Right." The result: a Gay novel with the full treatment was apparently now out of the question.

"Things went from bad to worse," the 32-year-old author continued. "The jacket copy was patronizing. I objected; they wouldn't change it. They kept pushing it as a camp comedy because some were uncomfortable with the seriousness of the novel."

The initial press run ended up at 7,500 and only a small ad was placed in the NEW YORK TIMES. The novel was sent to a few select people, but no real effort was made to market the book in the Gay community — much less the straight community.

"Mrs. Carroll" has received affirmative reviews in Gay publication after publication. It is considered by some as the finest piece of Gay fiction of the decade. The straight WASHINGTON POST and BOSTON HERALD have also highly praised the novel.

A check of local bookstores by B.A.R. revealed that most had no copies and had never heard of the book. Paperback Traffic on Castro had sold out their copies. The Walt Whitman Bookstore on Polk St. has just received its first order.

Charles Gilman, owner of the Walt Whitman, told B.A.R. that he had read about the book and had to search Little, Brown's catalogue to order "Mrs. Carroll." No salesman called; no promotional material had been sent.

Joan Vigliotta, manager of Paperback Traffic on Castro, said that the Little, Brown sales rep did suggest "Mrs. Carroll" might be good for their market and suggested they purchase more than one or two copies. She said first novels are high risk items — promotion is not unusual. Ms. Vigliotta did note, however, Little, Brown's allotted

advertising money for their other selection, a guide to Gay health.

"A Gay word of mouth campaign has begun for 'Mrs. Carroll.' I think Little, Brown will be very much surprised."



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B.A.R.-SECTION 1 MAY 25, 1978 PAGE 14

Woman Paid To Forge The Signatures On Briggs Petitions?

Claudia Long, a Long Beach resident, has revealed that she was paid by an Orange County resident, a "Bill Crosby," to duplicate signatures on initiative petitions, copied from computerized printout voter lists. The petitions were the ones which State Senator John Briggs has filed to qualify his initiative to ban Gay school employees.

Morris Kight, the Los Angeles Gay activist who has been advising Long, told B.A.R. this chronology of events:

Claudia Long is a student at California State University at Long Beach. Recently she noticed an advertisement on a campus employment bulletin board which called for workers who could "transcribe from printed lists, using a variety of handwriting styles." She called the person on the advertisement — a "Bill Crosby" of Anaheim, Orange County.

Crosby met Long at her home in Long Beach where he presented her with computer printouts of specific voter lists in certain neighborhoods in Anaheim, Orange County. Some names on the printouts had been underlined. She was instructed to copy those names on Briggs' petitions, using a variety of writing styles, varying the sizes of written words. (Note: Such lists are normally only available to candidates or their campaign committees and are not available to the general public.)

After fulfilling her first assignment in copying signatures, Long began to question whether what she was doing was legal. She then telephoned several people on the lists and learned from them that they were unaware of the signature-copying operation. One person called was disturbed as he said he opposes the initiative.

Fearful that she was committing an illegal act of forgery, Long stopped copying the signatures and took the petitions and printouts back to Crosby in Anaheim. She saved one printout.

Later, Long was watching a television news program on the day that Briggs' filed his signatures in several counties... A Los Angeles demonstration by Gay activists came on the screen. One of the protestors charged that the signatures had been fraudulently obtained because several petitioners had lied to the public about what the initiative

was really about.

Long filed a complaint against Crosby in Orange County with District Attorney Cecil Hicks who Kight describes as "a well known homophobe." Hicks did nothing about the charges, according to Kight, and is still evasive about what is being done about "Bill Crosby" who operated his signature-copying system out of an Anaheim office.

Later, Long contacted Los Angeles Gay activists; they were quick to respond. They filed charges also — again with Hicks and the Los Angeles District Attorney's office. Documents were also filed with the state Fair Political Practices Commission and the Secretary of State's office.

Kight asks the question, "Who was to gain but Briggs himself from such an illegal operation?" He said that Crosby's Anaheim office was a professional layout and queries, "Who paid for that set up? Who paid the rent?" Thus far, Kight and others have been unable to determine if the Los Angeles or Orange County D.A.'s are investigating the case. Kight said that some Los Angeles activists are calling those D.A. offices to repeatedly ask about the Crosby investigation to emphasize public concern.

Kight is convinced that Claudia Long has produced an honest report of a case of forgery. He states that a panel of attorneys questioned her to ascertain the validity of her accusations before charges were filed.

Briggs admitted that he was paying petitioners to gather signatures. Kight claims that what he paid them was the largest amount ever paid any petitioners in California's history. Kight says that L.A. activists interviewed petitioners and discovered that while 20¢ per signature was initially being charged few signatures were being obtained. Briggs was then forced to offer 35¢ and in the final days was paying 50¢ per signature.

One petitioner, Marty Pollocks, told Kight that he "could buy a Mercedes Benz with what I am making off this." (Note: Normally, 20¢ would be considered an unusually large amount per signature.)

Kight told B.A.R. that many of the petitioners were lying to those who were signing the petitions in order to get the signatures. They were telling those in lines outside of museums

and theaters, "If you want to keep homosexuals from molesting your children, sign here" and "This petition will keep pervers away from your kids." Kight said that petitioners would not give their names to those questioning them so that proper complaints against them could not be filed.

Briggs has denied that signatures were obtained fraudulently. He refuses further comment at this time, except to say, "Of course, they would say that."

Kight said that he is hopeful that as the Claudia Long story becomes public "We will educate the public as to what a corrupt person Briggs is; that he will do anything to become 'Anita' Briggs."

Briggs has obtained a reported 600,000 signatures. He only needs 312,000. If enough signatures are found to be valid by the Secretary of State, the anti-Gay teacher measure will be on the November ballot. After the November vote, Kight says that Gay activists should use all of their power in Sacramento to have Briggs censured by the State Senate for his questionable conduct in the initiative effort.

George Mendenhall

TV GUIDE Asks About Gay Teachers

The magazine with the largest circulation in America, TV Guide, had run an advertisement paid for by The Old Time Gospel Hour, Dr. Jerry Falwell, which asks "Do you approve of known practicing HOMOSEXUALS teaching in public schools?" The ad is titled "Cast Your Vote to CLEAN UP AMERICA (and receive 2 free 'Jesus First' pins)."

TV viewers are also asked their views on abortion-on-demand and pornography. In the ad copy there is a photo of Anita Bryant and a reminder that she will soon appear on TV on "The Jerry Falwell Show," coming soon on your TV screen. The ballots are to be returned to Dr. Falwell at his box number in Lynchburg, Virginia.



Milk Forum GAY VOTING GUIDE!

by Harvey Milk

On June 6, Gay people all over the state will go to the polls. For years, many — if not most — Gays said, "Why bother? It makes no difference." Now, we know better and we are seeing the powerful Gay vote making a difference.

I would like to offer my recommendations at this time. It is important to elect several strong supporters of ours and to do so with as solid a bloc as possible so that, in the future, more and more candidates will court our vote.

* * *

DYMALLY AND EU

The most outspoken supporter that the Gay community has is, without doubt, the current Lt. Governor, Mervyn Dymally. He not only has earned our support but also deserves hard campaigning from Gay people in the general election after the primary is over. Even if there were no other reasons to vote this time — though there are — I would urge Gay women and men to proudly cast their vote for this champion of our rights.

March Fong Eu, campaigning for re-election as Secretary of State, has been out front in seeking our support. She has pledged to stand with us in our battles and struggles. While she is unopposed in the primary, she also deserves our votes.

PINES

In the heated race for Attorney General, it has become apparent that most Gay people are going to vote for Burt Pines. He has already proven his leadership while his opponent, Yvonne Burke, has shown weaknesses on human rights issues. Thus I urge all Gay people to vote for Pines so that in this close election it will be obvious that it is the Gay voting bloc that puts him over. It will be a lesson to all future candidates around the state. Just as Gays in San Francisco do make the difference in close city-wide races, we should show that same power on the state level.

OTHER RACES

State Board of Equalization: I lean towards the newcomer who won the liberal CDC endorsement: Wayne Scott.

In the hot races for judgeships: Superior Court #1, Ollie Marie-Victoire; Superior Court #4, Ira Brown; Municipal Court #1, Al Wollenberg;

Municipal Court #3, Stephen Perelson.

For State Superintendent of Schools: Wilson Riles

Democratic Central Committee:

16th District: Jack Trujillo, Wilson Chang, Lee Meyerzove, Michael Nolan and Kay Pachter.

17th District: Jim Rivaldo, Ella Hutch, Dorothy Langston, Will Leong, Jane Murphy and May Vail.

18th District: Gordon Armstrong, Mark Davalos and George Newkirk.

PROPOSITIONS

L YES. On the city propositions, the most important one to me is Prop. L which, if passed, would be the first step in modernizing the city charter. It is long overdue. The current charter is piecemeal with hundreds of amendments made over the years. A YES vote will help bring about a more efficient and less costly city government.

STATE PROP. 3: This would encourage the use of solar energy. Vote YES.

STATE PROP. 13: JARVIS-GANN. I see many reasons to vote against Prop. 13. The only ones who will really gain are large apartment building owners. The renters get nothing. The homeowners get a small savings. But the economics on the other side and the cutbacks will cripple all local governments and economies. The real target to attack should be Washington and Sacramento. Jarvis will hurt your neighbor and yourself.

And for Gay people who are leaning towards voting for it, for whatever reason, let me say a few things.

The most important issue for Gay people that may ever be on the ballot will be the Briggs Initiative in November. It could be the beginning of a full-scale attack on the rights of Gay people in California. But it could also mean an end to the tide of taking away Gay rights around the country. It will be a major battle, and we are going to need every bit of help we can get. We will need a lot of friends and a lot of votes. Already speaking out against Briggs are the Governor, the Lt. Governor, Mayor Bradley of L.A., Mayor Moscone and labor leaders around the state. We are finding Blacks, Asians and Latinos coming to our side.

Interestingly, every one of these people who are coming to help us in our struggle are also asking people to vote against Jarvis-Gann. If we — as Gay people — are going to ask people to help us in our fight, then we must be willing to go to bat for others when they need our help. We cannot expect support to be a one-way street.

Sociologists Say "YES" to Gay Rights Stand.

The 8,000 member American Sociological Association has announced a policy of commitment to "erase anti-homosexual sentiments" in the United States and Canada.

"The organization condemns all attempts to prevent Gays from gaining equal rights," stated

Dr. Russel Dynes, Executive Officer of the Association. He said, "The Executive Council declares that the sociology of homosexuality is a legitimate and important field of study which should now receive special encouragement because of the social stigma placed upon homosexuality."

The Association took issue with the current use of "distorted sociological concepts and research which are part of an ugly onslaught

against Gay rights." The Sociologists' Gay Caucus and one of its leaders, Laud Humphreys, expressed chagrin that some college sociology departments and funding institutions are refusing to do research in the area of sexuality and sexual minorities. There is still some fear, the Caucus reported, that a person may damage his/her career by doing sexual research.

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STAGE: Festival
by Bob McCarthy

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You already know the classic, happy ending, young lovers' story; but you've never seen it like FESTIVAL presents it. If you've ever been in love or hope to be, don't miss it. It's fresh, fun, heartstring beautiful and such a delectable affirmation of love and life that you won't want it to end.

It's Stephen Downs' first musical. He doesn't have any of those hummable songs that you hear now and then in it; but his music and lyrics are so crisp, clever and often high camp you know that this show and Downs are headed for great things. He's given us more than just the little Christmas that we always need so badly.

Madeline Ann Graneto's lavish fairytale costumes are spellbinding.

The full-of-surprises cedar set by award winning designer Russell Pyle is nth degree ingenious. Equally exquisite is his lighting. One breathtaking "forest hut special" is a showstopper.

Top off all these solid royal trappings with nine very good-looking, competent, talented, all together, pull-out-the-stops bunch of troupers who put out like a cast of thousands and you've got the stuff that dreams and precious memories are made of.

Gregory Harrison is the Troubadour who leads the ensemble. He's the most charming, exciting, original, earthy and honest peach of an actor I've seen in years.

FESTIVAL is a total triumph preening its brilliant plumage on its way to L.A., New York and the history books.

Bravissimo! And many thank you's to the entire company.

STAGE: The National Health
by Bob McCarthy

Two important British satires are packing them in at the Geary Theater. "Absurd Person Singular" (previously reviewed on these pages) and "The National Health" by Peter Nichols ("A Day in the Death of Joe Egg") which scathingly lampoons "womb to tomb" health care and the withering of the individual man.

James R. Winker plays a tres Gay male nurse, Barnett, with humor, enthusiasm and conviction in "The National Health." Winker as Barnett is the play's anti-hero throughline. He steps into a wayward spotlight to advance the play's action and narrates a high camp soap opera within the play. Winker has the playwright's most incisive lines and he dishes them out with relish.

The play, with a cast of 25, is about hospital patients trying to survive in a socialized bureaucracy that cancelled out individual differences a long time ago. In the embarrassment of a concentration camp-like hospital ward setting, Nichols examines everything from bladder control to sex between the races and brain damage. Nichols brilliantly leads us to the overwhelming conclusion that anarchy is preferable to socialization. "The National Health" is full of black humor and pain. It is so tight and



A.C.T.'s THE NATIONAL HEALTH, Michael Winters and Diane Salinger embrace just before a kidney transplant.

The Old Waldorf has an answer for Anita Bryant and John Briggs:

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TOM ROBINSON BAND

"Tom Robinson is writing and singing from his gut. His music comes directly from his personal experience of oppression. 'Being gay myself, I'm concerned with gay liberation. But,' explained Tom, 'I can see that as an overall, much, much larger picture, you cannot have your freedom at the expense of somebody else's. Freedom is indivisible. You can't demand freedom for gay people without freedom for women, and you can't demand freedom for women without freedom for people of all color skins.'" -*The Advocate May 17, 1978*

"In a truly liberal and civilized world, many of his songs would be unnecessary. In ours, and when performed with Robinson's brilliance and verve, they are essential." -*The Times of London December 7, 1977*

"The Tom Robinson Band is one of England's hottest new groups, and bassist/lead singer Robinson's militant stand on homosexuality has been making headlines the past few months in Britain." -*Rolling Stone February 9, 1978*

"Tom Robinson, an especially articulate new wave associate, feels rock has lost much of its adventure, bite and challenge in recent years. He is one of the half-dozen most promising members of the new wave movement." -*L.A. Times February 12, 1978*

"A great rock 'n' roll band whose enthusiasm for their music and whose aim for creating a natural unity between themselves and their audience comes together and works." -*Melody Maker January 7, 1978*

"The most Important New Band in Britain!" -*New Musical Express September 17, 1977*

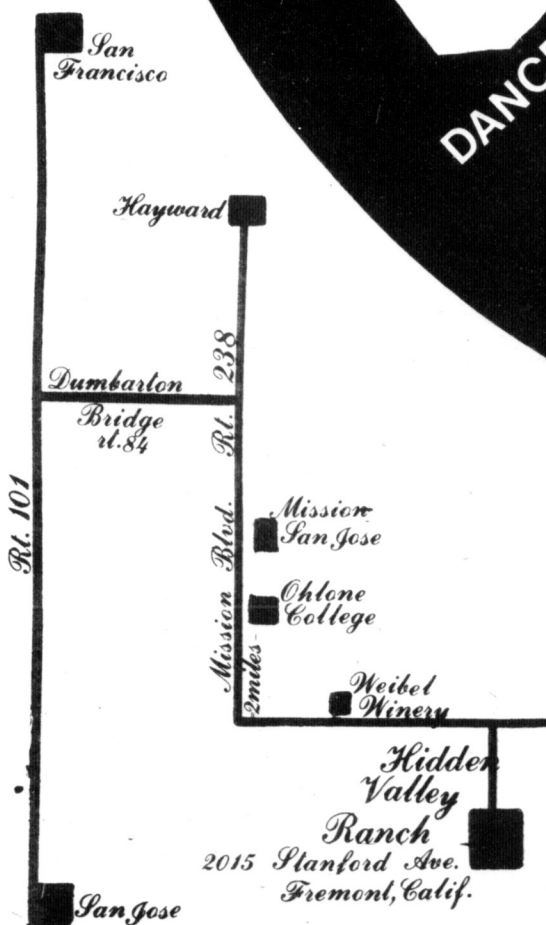
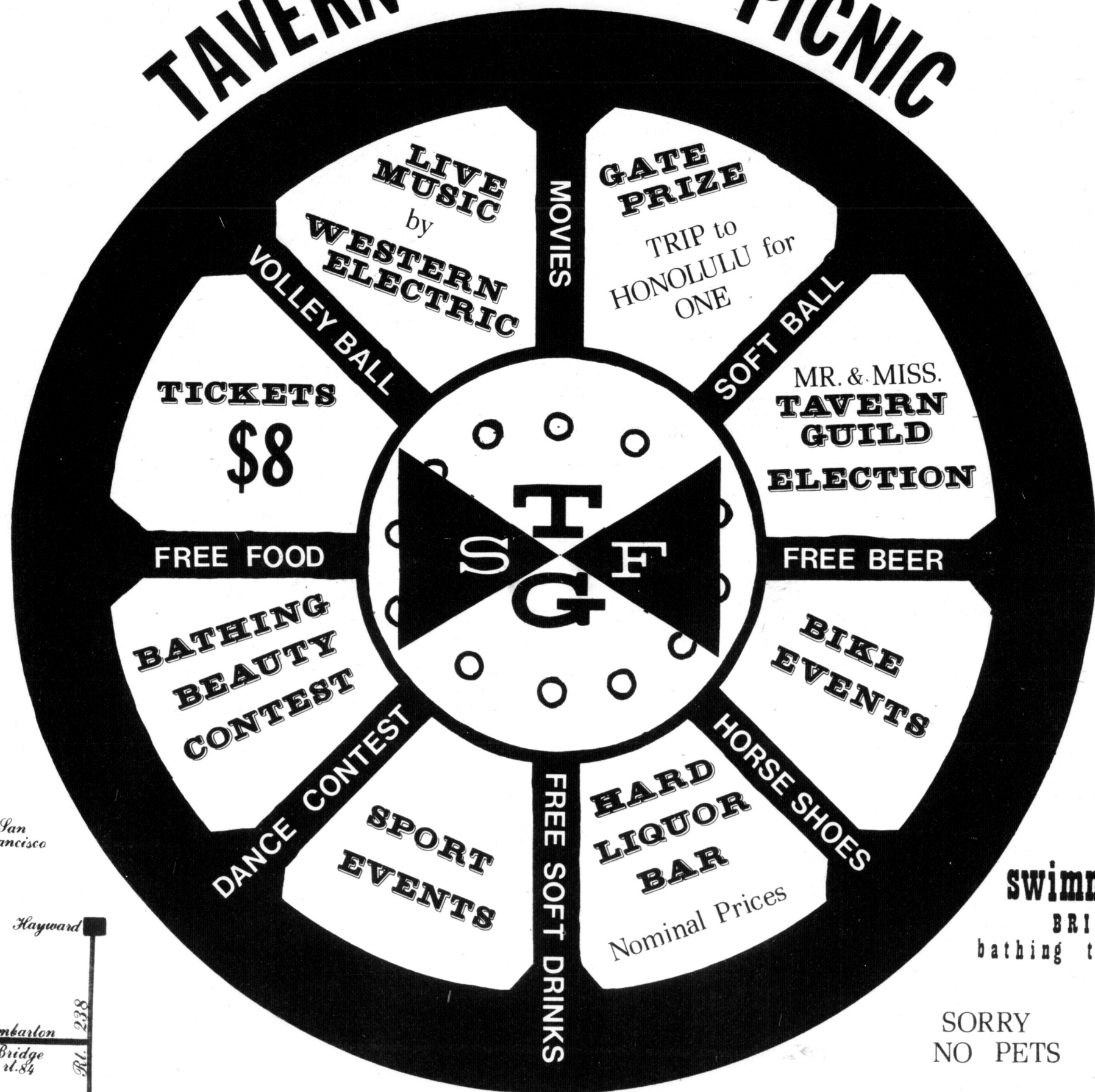
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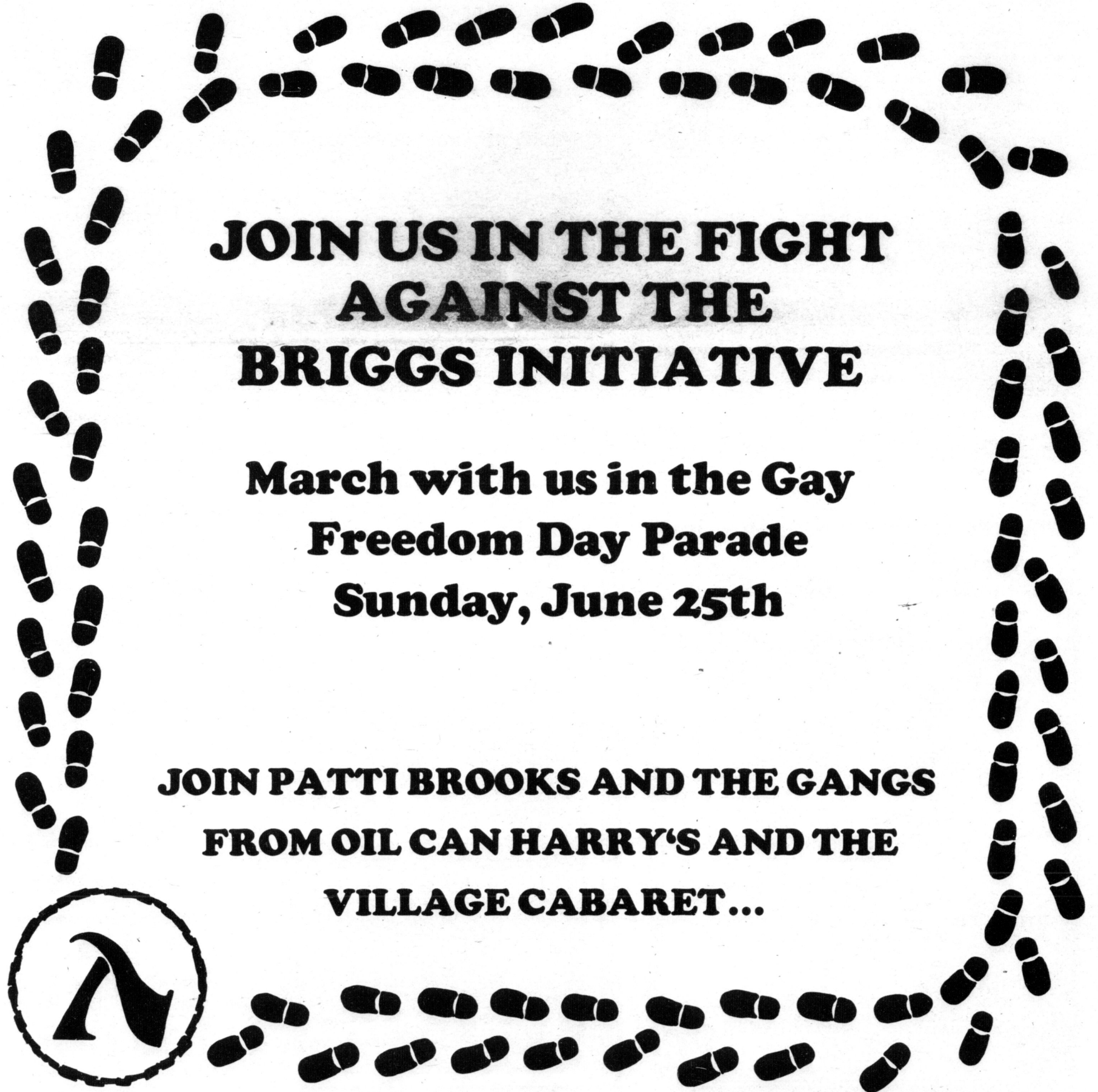
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VOL. 8 NO. 12 JUNE 8, 1978

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