

and a former fund-raiser for Stanford University.

The hearing officer, alone, decides all questions of fact - that is, she decides what happened. No student members of the CJP are allowed to participate in this fact-finding, and there is no appeal. John Kaplan has said that students are not permitted to help in the fact-finding because they are too favorable toward other students. The hearing officer alone is the university's "equivalent" of a 12-man jury of peers.

What is the point of the rest of the panel, i.e. the CJP proper?

They obtain the "facts" from the hearing officer and decide whether the student broke University rules, and what the punishment will be. When the defendants appear before the CJP, they cannot question whether this one person's perceptions of the facts are accurate. They cannot question the structure of the hearing and present its inadequacies. All they can do is argue that the "facts" are not in violation of University policy, and plead for leniency in sentencing.

Are any other student legal rights taken away from us by this new system?

Yes. SJC rules provide that both defendants and their witnesses have the right against self-incrimination. CJP rules say only that defendants have that right. This means that witnesses cannot testify for a student without the threat of prosecution.

The subpoena power of the prosecution is apparently increased. In the CJP trial against Rafas Robles, a student was threatened with disciplinary action for refusal to testify.

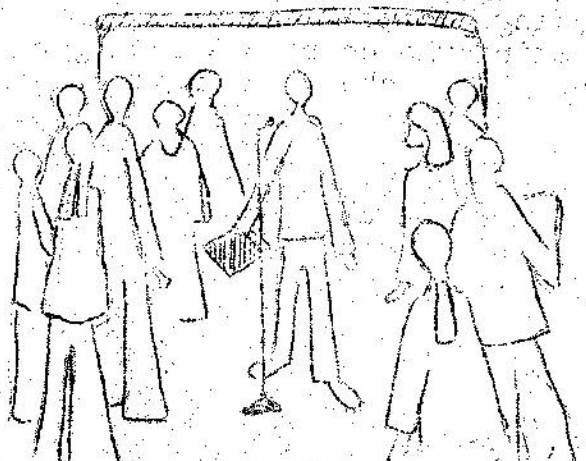
Also, the right to a public hearing, guaranteed by the SJC, the LJC, and the Constitution of the United States, was taken away when the four defendants now

before the CJP moved for an open hearing and were denied one.

III. PRESENT PROSECUTIONS

What are the students being tried for?

They were involved in a large demonstration against recruiting by war profiteers. Students went in and talked with recruiters about the effects of their weapons on the people of Vietnam.



* How many people participated in the demonstration?

More than 200.

How many people were charged?

Four. All are known leaders of the anti-war movement.

Did anyone break any laws?

It is unlikely. Whenever there is any chance that laws were broken, the Administration has charges brought by the District Attorney in Santa Clara County courts. None of the defendants have been so charged.

Were any campus regulations broken?

The Administration is charging students with violation of the