or reading such work . . . a procedure which cannot be constitutionally imposed on the plaintiffs.

The plaintiffs in this landmark action are: Everett T. Moore, Albert C. Lake, Robert E. Muller, Chase Dane, the Rev. Charles J. Dollen, Anita Iceman, the American Library Association, the California Library Association, and the Los Angeles Public Library Staff Association. Together, the individual and organizational plaintiffs represent a broad spectrum of library employees in the State of California Moore is assistant librarian at the University of California at Los Angeles; Lake is the director

of the Riverside Public Library and the Riverside County Free Library; Muller is the Director of Instructional Materials of the Jefferson Elementary School District located in Daly City; Dane is the Director of Libraries and Instructional Services of the Santa Monica Unified School District; the Rev. Charles J. Dollen is the Director of the Knights of Columbus Memorial Library of the University of San Diego; Ms. Iceman is the Coordinator of Young Adults Services of the Alameda County Library.

A copy of the complaint filed in U.S. District Court for the Southern District of California is available from the Freedom to Read Foundation, 50 E. Huron St., Chicago, IL 60611.

SCMAI SUBCOMMITTEE REPORT

Doiron Request for Action

After studying more than 250 documents, 29 transcripts of 30 interviews, and 18 responses from other individuals, the fact-finding subcommittee appointed by the Staff Committee on Mediation, Arbitration and Inquiry (SCMAI) to gather the facts relating to Peter M. Doiron's Request for Action, has submitted its report to the American Library Association's Executive Board, Doiron submitted a Request for Action to the SCMAI in accordance with the procedures of the Program of Action for Mediation, Arbitration and Inquiry, on January 11, 1972. In his Request for Action, Doiron asked that the SCMAI make an inquiry of his dismissal as editor of CHOICE, a review journal administered by the Association of College and Research Libraries (ACRL), on July 29, 1971.

Doiron, in his Request for Action, stated that he considered the problem to be (1) a lack of due process; (2) unethical behavior; (3) intellectual freedom; (4) unfair employment practices; and (5) tenure. Doiron alleges that he had no prior warning of his termination nor had any of the ACRL officers.

The subcommittee concluded that the American Library Association denied Doiron formal due process. This denial resulted from the ALA's failure to utilize its formal, prescribed personnel performance procedures with Doiron during the course of his employment as an ALA staff member. As a consequence of this failure, Doiron was deprived of the opportunity to appeal an unsatisfactory performance evaluation.

Among the other conclusions reached by the fact-finding subcommittee was that there was no evidence of unethical action, although the details of the manner in which the dismissal was conducted displayed a lack of sensitivity and professionalism. In regard to Doiron's allegations of violations of the principles of intellectual freedom, the fact-finding subcommittee

found that at no time was there any indication or charge that the editorial content of *CHOICE* magazine was under pressure or compromised.

Further, except for the lack of formal due process noted above, there was no evidence of unfair employment practices on the part of the ALA administration. The fact-finding subcommittee stated that "Doiron had been adequately warned and the executive director had full authority to dismiss him."

The subcommittee also established that in accordance with ALA personnel policies, Doiron was not a tenured employee at the time of his dismissal in July of 1971 and therefore, was not entitled to the protections of tenure.

Finally, the fact-finding subcommittee concluded that it was formed in response to Doiron's Request for Action seeking a resolution of his appeal of the method used in his dismissal. Recognizing that the procedures of the fact-finding inquiry do not allow all principals to be present during all the interviews and cannot, thus, be construed as constituting a hearing, the subcommittee determined that it would be inappropriate for it to rule on Doiron's request for "restoration" to the post of editor or upon the resolution of his appeal.

Based on its findings and conclusions, the fact-finding subcommittee recommended as follows:

- That the ALA Executive Board grant to Peter M. Doiron a formal hearing.
- That this hearing be conducted by a team of executive board members with a complete report of findings and recommendations made to the full board for its decision.
- That the hearing be conducted in accordance with the principles of the Statement on Procedural Standards and Faculty Dismissal Proceedings of the American Asso-

ciation of University Professors, with particular attention to sections five and six on Committee Proceedings and Consider-

ation by a Hearing Committee.

4. That the detail chronology and documentation assembled by the fact-finding inquiry be made available to the board for use in such a hearing and that, subject to the approval of the witnesses, the transcriptions of the interviews also be made available. When a hearing committee is appointed, all documentation is to be made available to the principals.

The fact-finding subcommittee was composed

of Robert Donahugh, Gerald R. Shields, and Myrl Ricking, chairman. The subcommittee was appointed by the ALA Staff Committee on Mediation, Arbitration and Inquiry, under the provisions of the Program of Action for Mediation, Arbitration and Inquiry. Upon receipt of the Request for Action from Doiron, SCMAI members J. Donald Thomas and David H. Clift, chairman, removed themselves from consideration of the case because they were named as principals in the dismissal. For this inquiry, SCMAI met under the chairmanship of Ruth Frame, with Judith F. Krug and Gerald R. Shields present and constituting a quorum.

ALA / ACRL Representatives at Academic Ceremonies

Throughout the year the American Library Association and the Association of College and Research Libraries receive invitations to a variety of academic ceremonies. In recent months members have been asked to represent ALA/ACRL at inaugurations of college presidents, anniversary celebrations, and dedications of new libraries. On Jan. 20 Mrs. Olive D. Brown attended the inauguration of Bobby Eugene Parker as the twentieth president of Mary Hardin Baylor College in Belton, Texas.

William Graydon Tanner was inaugurated president of Oklahoma Baptist University in Shawnee, Oklahoma on Feb. 23. Clarice French attended the event for ACRL. John Zimmerman represented ACRL at the Centennial Founders Day ceremony of Shepherd College, Shepherdstown, West Virginia on Feb. 27.

John W. Schwoda became the twentieth president of Arizona State University on March 10. Robert K. Johnson was the ACRL representative at the ceremony in Tempe. The dedication of the new library at Valdosta State College, Valdosta, Georgia took place on April 11 with W. Christian Sizemore in attendance.

Kilborn L. Janecek and Kenneth G. Peterson attended the inaugurations of Thomas J. Clifford and Richard Logan Irby respectively. Mr. Clifford became the eighth president of the University of North Dakota, Grand Forks, North Dakota on April 14 and General Irby was inaugurated superintendent of the Virginia Military Institute, Lexington, Virginia on April 15.

An inauguration ceremony held in honor of Ivan E. Frick, recently named president of Elmhurst College, Elmhurst, Illinois, took place on April 23. Representing ACRL was Kenneth Kirkland.

Keith W. Warne attended the dedication of the Raugust Library at Jamestown College, Jamestown, North Dakota on May 26.

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