

4B/THE DETROIT NEWS/Friday, June 5, 1987

Michigan news in brief

Lansing

1 lottery player wins \$3 million

One player matched all six numbers drawn in Wednesday's Super Lotto game — 7, 14, 32, 33, 39 and 43, state lottery officials said Thursday.

The winning ticket yields a \$3 million jackpot, including an initial payment of \$151,513, and annual installments of \$151,200 through 2006, officials said.

A computer check of the 3.2 million plays in Wednesday's game showed that 87 players matched five numbers for \$2,995 each and 4,082 players matched four numbers for \$103 each.

Pontiac

Worker accused of embezzlement

A 20-year-old Pontiac man, who told police he was robbed of \$1,895 while selling tickets at the Silverdome, was charged Thursday with embezzlement.

Kevin Wade was arraigned before Pontiac's 50th District Court Judge Louis Fairbrother who set bond at \$5,000 pending a preliminary examination.

Police accused Wade of taking the money from his ticket booth last April 12 and making up the story that he was robbed.

Detroit

Cocaine dealer draws life term

Gregory Shuell, under heavy security in Detroit Recorder's Court, was sentenced to life in prison Thursday for his conviction earlier this month on charges of dealing cocaine from his downtown Millender Center apartment.

Judge M. John Shamo also ordered Shuell, 28, to serve 10 to 20 years on a possession of heroin conviction.

Police said they found a quarter pound of heroin, \$64,000 in cash, a money counter, a scale to measure drugs and a full-length white fox coat in Shuell's 29th floor apartment. They also confiscated 5.5 pounds of pure cocaine.

At least 20 undercover and uniformed Wayne County deputy sheriffs and Detroit police officers lined the courtroom for the sentencing. Shamo said security officials received information Wednesday that Shuell might try to escape from the courtroom.

Croswell

Pickle ads feature 9 village residents

The village of Croswell is the scene of two 30-second pickle commercials being filmed this week by Aunt Jane Foods Inc., which has a processing plant in Croswell because of the large production of pickle cucumbers in the area.

Nine village residents have parts in the commercials that are being made here because the company wanted the background of a quiet country town.

The filming crew obtained almost everything it needed locally. But one item is not yet available in Michigan, so the crew ordered its fresh pickle cucumbers from Texas.

Inkster

Pair get \$26,000 in morning holdup

Two men escaped with about \$26,000 from an Arbor Drugs in Inkster Wednesday morning after one of them forced the store's manager to open the safe at gunpoint.

Inkster police said the robbery occurred just before the store opened at 9 a.m., when the manager left the pharmacy to buy a newspaper. The gunman appeared from behind a nearby building and forced the manager into the store. Witnesses saw the second man waiting outside the store in a car.

It was the second robbery within three months at the store. About \$30,000 was taken in the first theft, which took place just before the store opened.

Arbor Drugs officials would not comment on the incidents.



KIRTH-MON DOZIER/The Detroit News

What a buy!

Tammie Morgan of Pontiac and her 14-month-old daughter Stephanie talk up the good buys at their yard sale Wednesday as a prospective customer sorts through the variety of merchandise.

Report hits search of inmate who died

An inmate who died after a struggle with prison guards shouldn't have been forcibly moved from his cell, and female guards should not have been present at his strip search, a state report to be released today says.

Similar criticism had been made earlier by the Office of Legislative Ombudsman after a preliminary investigation was completed.

The ombudsman's report also questioned why an emergency nurse at Jackson State Prison did not bring medical equipment when it was discovered that inmate Oscar Rowls Jr. was not breathing, The Oakland Press reported.

In a related development, Jackson County Prosecutor Joseph Filip said Thursday that a citizens' inquest into Rowls' death will be held later this month.

Rowls, a former Pontiac resident, died May 8 in a struggle with guards after he allegedly refused to submit to a strip search.

The inquest is set for June 23 in Jackson County District Court and Filip will ask the panel to review evidence and seek additional information regarding Rowls' struggle with guards.

The Associated Press and News Lansing Bureau contributed to this report.

Twelve corrections officers are on paid suspension pending the outcome of internal and police investigations.

The ombudsman's office said forceful movement of an inmate is to be done only during regular business hours unless there is prior approval from the warden or deputy warden.

Rowls was transferred to a disciplinary cell about 9:30 p.m. on the day of his death after he allegedly struck a guard through the bars of his regular cell.

"It is apparent that Rowls' forced move from 4-Block to 5-Block should not have taken place ...," the report said.

Results of a Michigan State Police investigation were forwarded to Filip about two weeks ago, but Filip has not recommended whether criminal charges should be brought against any employees who restrained Rowls.

Shooting by officer is probed

Victim wounded after foot chase

By Mike Wovk
 News Staff Writer

Detroit police are investigating the shooting by an officer of a man he said lunged at him with a bottle after a foot chase.

The shooting victim, Charles Frazier, 23, of Detroit, was in good condition Thursday in Ford Hospital with a gunshot wound to his chest.

According to police, Officers Edward Blackburn and Gary Sroka of the Tactical Services Section were on routine patrol at about 10 p.m. Wednesday when they saw a large, disorderly crowd at West Warren and Vinewood.

Two men were arguing at the intersection. Others in the crowd told the officers one of the men had a gun, police said.

When Blackburn and Sroka approached the pair, the men ran in opposite directions.

The man Blackburn was chasing stopped about a block away, turned on the officer and lunged at him with what police described as a large bottle, according to officers.

Blackburn fired his gun once, striking Frazier, police said.

Sroka arrested the second man without injury, police said, and he is being held pending formal charges. Police investigators said they did not find a gun at the scene.

Blackburn, 29, has been a police officer since December 1985. He will be assigned to limited duty pending

an investigation, a police spokesman said.

Police officers may use deadly force only to defend themselves or third parties "from a significant threat of death or life-threatening physical injury," according to a March, 1986, memo from Police Chief William Hart.

Deadly force also can be used to prevent the escape of someone a police officer believes has committed a serious crime and whose escape poses a significant threat of death or injury to others, Hart said in the memo.

However, each case is different and must be judged by its own circumstances, according to the chief.

Frazier is the eighth civilian shot by Detroit police this year. None of the shootings have been fatal.

Irish to shine in festival's spotlight

Michigan's Irish connection, proud and historic, will be a major feature of the Irish Ethnic Festival, which opens today and continues through Sunday at downtown Detroit's Hart Plaza.

The plaza is named for the late U.S. Sen. Philip A. Hart, one of the many people of Irish roots who contributed to the development of Mich-

igan.

Irish lumberjacks, their history and settlements in the northern regions of the state, will feature one exhibit in the plaza's cultural gallery.

Other entertainment will include the Sons of Erin, a musical group

from Dublin; singer-pianist Cahal Dunne, also of Ireland; and local dance troupes performing traditional jigs and step dances.

Corned beef and cabbage, Irish stew and Irish sausage will be available at food stands.

Michigan boasts nearly a million people with an Irish background.

— Armand Gebert

Fish Commercial boats continue decline

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healthy as it was.

The number of commercial fishing licenses issued by the state's Department of Natural Resources and the number of pounds of fish taken by commercial fish companies in lakes Superior, Michigan, Huron and Erie have dropped sharply over the last five years.

IN 1950, 1,500 licenses were issued. Thirty-seven years later, the number is 85.

The amount of fish caught totaled 17,403,000 pounds in 1984. That figure went down to 15,811,000 in 1985 and to 8,917,200 last year.

Like most commercial fishermen, Dutcher blames the DNR for the demise of his business.

"It all started in 1970, when the DNR dedicated itself to do away with commercial fishing and leaned over backward to accommodate sports fishermen and Indians," he said.

"They banned gill netting for commercial fishermen, started to manage the lakes by zones and made other rules. Every step they took got rid of more fishermen. I heard one DNR executive say in 1972 that before long there wouldn't be any commercial fishermen."

"He was right."

DON NELSON, program manager for the DNR's commercial fishing division, agrees with Dutcher that, beginning in the early 1970s, the department began actively to manage the Great Lakes fisheries.

"We (the DNR) said then that the wisest and best use of the Great Lakes was for sports fishermen," he said. "For 150 years before that commercial fishermen had free rein and proved to be incompatible with sportsmen."

"As for the Indians, we spent five years in court challenging the Indians' rights. When the federal court ruled that we had to abide by the 1836 Indian treaty, we were forced to do that."

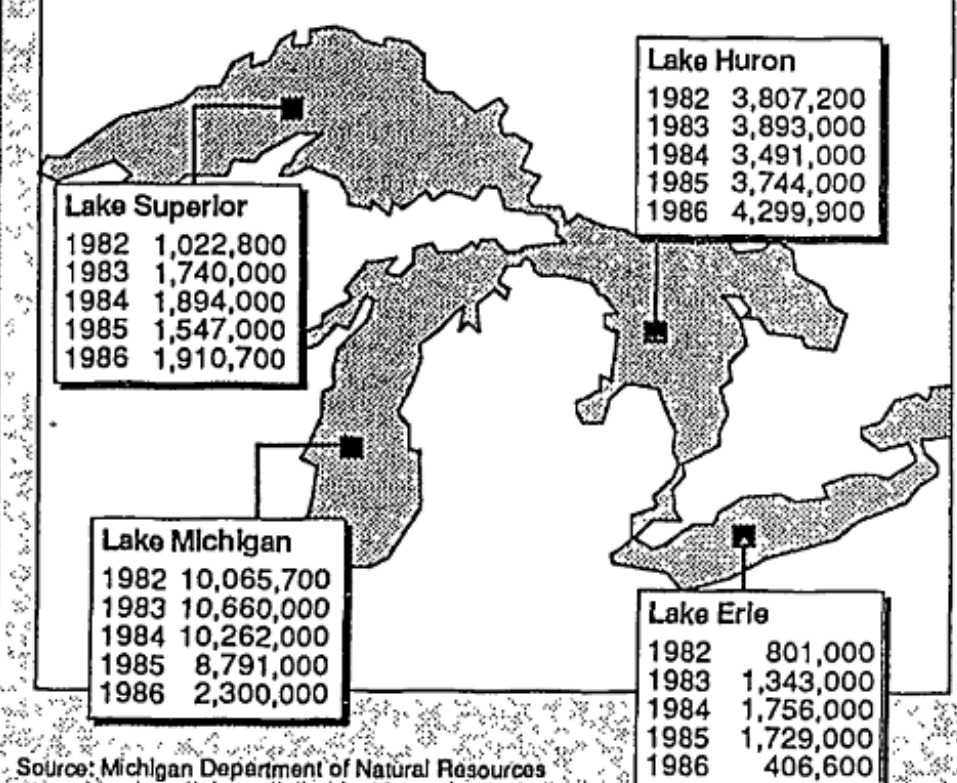
William Scarbrough, executive director of the Michigan Fish Producers Association, agrees that commercial fishing is on the decline.

"It comes at a time when sales in restaurants, fish stores and supermarkets are flourishing," he said.

"Back in 1984, we were shipping probably 80 to 85 percent of our catch out of state. That's slipped to less than 50 percent."

Nelson said most of the whitefish sold in Michigan restaurants and markets is imported from Canada. Whitefish is the main fish harvested on the Great Lakes for human consumption.

Pounds of fish taken from individual Great Lakes:



Source: Michigan Department of Natural Resources
 KENNETH KNIGHT/The Detroit News

"The Canadian government subsidizes its Great Lakes fishermen so they can sell their catch cheaper here than our own fishermen," Nelson said.

DUTCHER SEES it another way.

"Our Michigan bureaucrats have given Great Lakes fish to the Canadians and Indians who are reaping the harvest of an overabundant fish supply," he said.

"Twenty years ago, commercial fishermen, sea lampreys and alewives shared the blame for a critical depletion of Great Lakes fish stock."

The state planted hatchery-bred species to renew the fish and determined that sports fishermen, who pumped far more money into the state economy than the commercial fishing industry, should have the edge in going after them.

Regulations were proposed that set off a long, bitter fight pitting sportsmen against professionals and both against Michigan Indians, who claimed treaty rights exempted them from state-imposed limits and gear.

THE INDIAN tribes relied on an 1836 treaty with the United States for the claim that they are entitled to an equal division of fishing resources with non-Indian fishermen and commercial sports fishing interests.

In March 1984, after years of argument in court and violence on the water, a 15-year agreement was signed that allocated large sections of the Great Lakes for commercial fishing by Indians and for sports fishermen. Non-Indian commercial fishing grounds were reduced.

The settlement eliminates large-mesh gill net fishing by Indians in much of northern Michigan lake waters by 1990 and calls for non-Indian commercial fishing to be phased out in treaty waters of Lakes Superior, Huron and Michigan.

Scarbrough said he believes commercial fishing is in trouble.

"While I think we'll always have some commercial fishermen, there just won't be as many," he said.

FISHERMEN WHO have lost their business are supposed to receive compensation from the state. But Dutcher said the state has renege on its offers to most of the displaced fishing firms.

"We had a pretty good compensation package worked out a few months back," he said. "We felt they (DNR) would deal in good faith, go to the Legislature and have them appropriate what is needed. But then the DNR bureaucrats got working on it and said we'd already received too much and wouldn't go along with their own negotiators."

"So I guess the whole thing will have to go to court for us to get a proper settlement."

NELSON SAID the attorney general's office has advised the DNR there is no legal requirement on the part of the state to compensate commercial fishermen for the loss of their businesses.

"We — the DNR, the governor's office and the Department of Management and Budget — do feel that something very just is due these people despite the lack of a legal requirement," he said.

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