

Berkeley Faculty Urges Inquiry Into 'Lawlessness' by the Police

By EARL CALDWELL
Special to The New York Times

BERKELEY, Calif., May 23—
The Academic Senate at the University of California, Berkeley, agreed today to ask the Justice Department to investigate what it called "police and military lawlessness" during recent disorders on the Berkeley campus.

But the Senate overwhelmingly rejected a motion calling for the resignation of Chancellor Roger W. Heyns.

The Senate met in a three-hour emergency session late this afternoon. The group is made up of the entire faculty on the Berkeley campus.

In its action, the faculty was harsh in its criticism of conduct by the police and National Guard during the disturbances that erupted last Thursday.

The group termed the police and military action "as irresponsible as this country has seen in recent times."

A resolution passed by the Academic Senate said:

"Freedom of speech and assembly have been drastically curtailed. Law enforcement personnel used deadly firearms loaded with birdshot and buckshot as a means of mob dispersal. They indiscriminately tear-gassed groups of innocent persons as well as involved demonstrators.

"And they committed the monstrous act of laying an aerial barrage of irritant gas over the campus, spreading the fumes to dining halls, classrooms, libraries, hospitals and children's play areas in total disregard of the intolerable cost inflicted on hundreds of persons guilty of no more than performing their regular business on campus."

In the disturbances that prompted Gov. Ronald Reagan to put the city of Berkeley under a state of emergency, one person has been killed, scores injured and nearly 1,000 persons arrested.

It was quiet today on the campus and in the adjacent areas that had been the scene of sporadic violence in recent days.

There was one brief clash between students and the police in midafternoon that resulted in about a dozen arrests.

But tension was high on the campus during most of the day. Much of it stemmed from yesterday's mass arrest of nearly 500 youthful demonstrators who attempted to stage a protest march through Berkeley's downtown business district. Under the emergency restrictions, all rallies, demonstrations and marches are prohibited.

The disturbances in Berkeley grew out of the university's decision to fence off and close the "People's Park" that had been developed on university property.

Some members of the faculty had put the blame on Chancellor Heyns for the "clumsy" handling of the park's closing. Several had openly called for the chancellor's resignation. Sentiment against Mr. Heyns heightened Tuesday, when students were tear-gassed on campus by a low-flying National Guard helicopter.

Although university officials condemned the aerial use of tear gas, they were criticized by a number of students and members of the faculty. Critics argued that it was the university that brought the police onto the campus.