

people

by milt guss
Advertiser copyeditor

as unusual

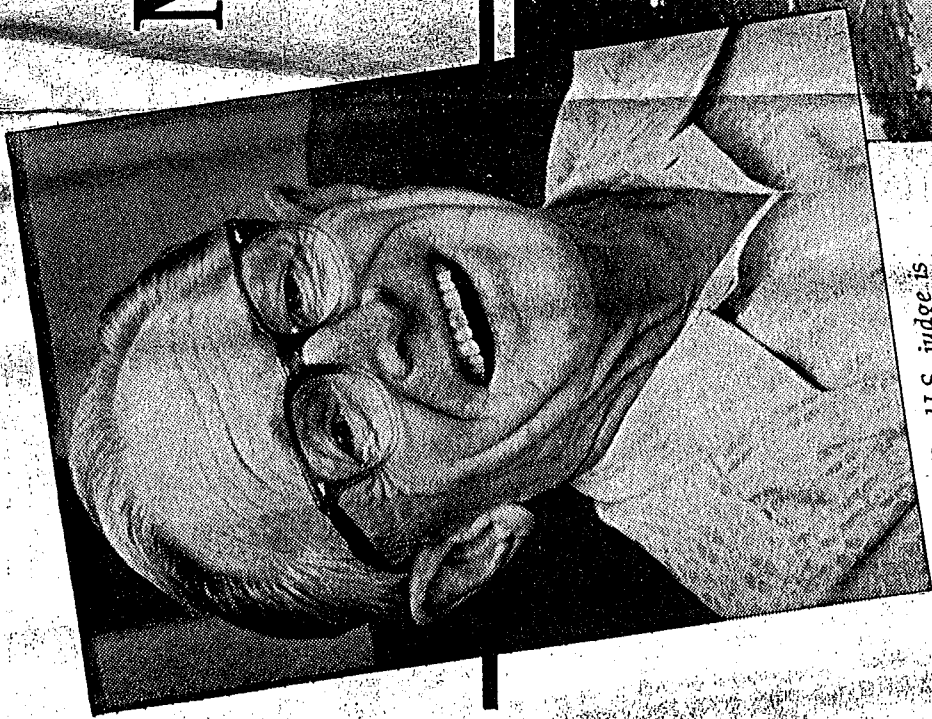
language interpreter will wearing-in of senators today. eaged by Sen-elect Tom D-lowa, so a deaf brother, arkin, can follow the

gs... ark, the new mayor of Portland, Ore., is famous for a lot of things: his "whoop! whoop!" campaign cry, his tavern, his "expose yourself to art" poster — but mostly his belief that govt. should be fun. He was sworn in yesterday amid "whoop whoops."

After the ceremony he photographed the , to their delight... nt Reagan sported a loud ue Christmas tie in L.A. and said he thinks it's ABC's Sam Donaldson im he wouldn't criticize it if from Nancy. "But if it isn't, tell you there's divided ou think it's beautiful. "A jovial Reagan 4. "Well, some have good some don't." □ □ □

zing

an. Patten joined members aguin, Club in their l New Year's Day swim in each, Calif., for the 14th ear. Also participating was r-old dad. Stone guitarist Ron Wood, d his longtime girlfriend Jo 29, in London yesterday. Stones attended, except ger, who reportedly was g more than a stone's- ay in the Caribbean with

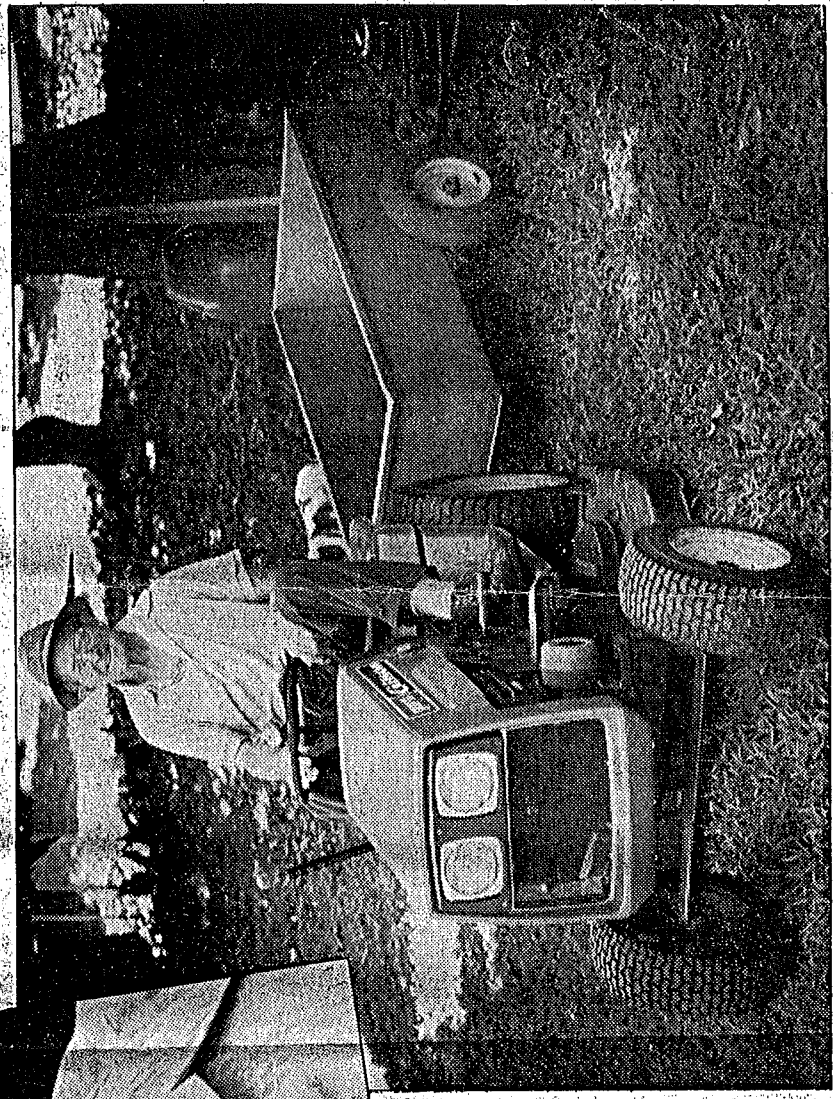


Martin Pence

An intimate look
at a venerable judge

At 80, Hawaii's senior U.S. judge is still as tough and scrappy and colorful as they come. And still a long way from retirement.

By Beverly Creamer
Advertiser Staff Writer



Federal Judge Martin Pence was working his way up a wild Molokai ridge when he caught sight of a buff-colored rock in a crevasse

he agreed to move to Los Angeles for six months to try a patent infringement case. He missed Hawaii badly.

"I violated one of my own

Howard, 29, in London yesterday. All of the Stones attended, except Mick Jagger, who reportedly was vacationing more than a stone's throw away in the Caribbean with his girlfriend Jerry Hall . . .

Prince, Minnesota's answer to Michael Jackson, led contenders for the American Music Awards with 10 nominations. Lionel Richie had 8 nominations. Winners will be announced Jan. 28 in a TV extravaganza □ □ □

The face is familiar

Yesterday, we printed Rudy Vallee's list of the world's most beautiful women. Now, here's the list he came up with 50 years ago:

Ginger Rogers, Barbara Stanwyck, Alice Faye, Fay Wray, Ann Dvorak, Dolores Del Rio, Carole Lombard, Marlene Dietrich, Greta Garbo, Ann Sothern, Marion Davies and Joan Crawford. ("If you remember, you're much older than I.")

Some of Boston's most familiar faces are seen in TV ads promoting the city's new slogan, "Boston — Bright from the Start": **Marvelous Marvin Hagler, Carl Yazdremski, marathoner Bill Rodgers and actor Ted Danson.**

Jimmy Carter yesterday was named the first American recipient of the World Methodist Peace Award for his work — in and out of office — to resolve world conflict □ □ □

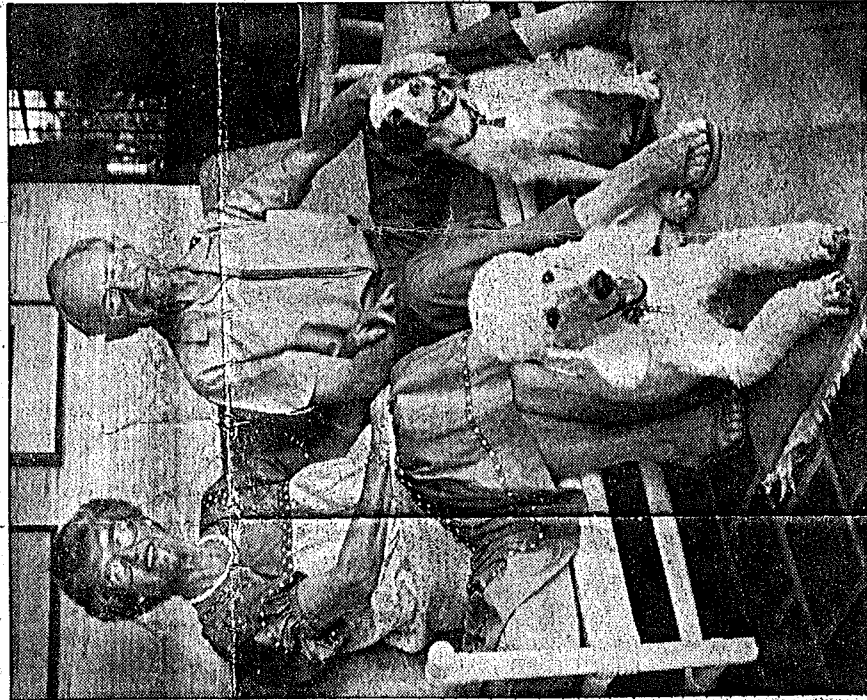
Accentuating the negative

Milton Brothers, husband of media psychologist **Dr. Joyce Brothers**, says his wife's advice is so little thought of among family members that it's never sought. "She's always right," he says in Family Weekly mag, revealing she gets too emotionally involved. After that buildup, he disclosed she may run for Congress . . .



Brothers

Conn., renounced Farmington, Tenn., for a month last Jan. and most folks were so impressed with the experiment, they launched another 30-day blackout yesterday. **Nancy Desalvo**, one of the originators, says pledge cards and bumper stickers were passed out to get volunteers. But some are openly critical of the idea and say they don't plan to miss a single hour of prime time. Vandals draped new letters on white sheets over the H-O-L-L-Y-W-



Advertiser photos by T. Umeda, David Yamada
Federal Judge Martin Pence at home in Maunawili — puttering in the yard, and posing with his wife, Eleanor.

Federal Judge Martin Pence was working his way up a wild Molokai ridge when he caught sight of a buff-colored rock in a crevasse far below.

He kept on, then stopped, realizing instinctively something was wrong.

Retracing his steps in the treacherous terrain, he looked down again, then raised the shotgun slowly to his shoulder, sighted along the barrel and squeezed.

The buck went down with a clatter, and tumbled to the bottom of the ravine, sending echoes up the gorge.

Down went Martin Pence, too, picking his way carefully along the steep deer trail to where the animal had come to a stop. Kneeling, he skinned and cleaned it, as he'd done with wild game many times before, stripping the guts, and preparing the meat for packing out.

Hoisting the carcass to his back, Pence discovered the deer was as heavy as he.

"I weighed 130 pounds at the beginning of that day and 120 pounds at the end of it," he chuckles now. "It took four hours to pack it."

That was the first and last time Pence was foolish enough to bag big game in a spot as inaccessible as the bottom of a gully. The next time he saw a deer scrambling through the underbrush far below, he let it go, thinking silently to himself: "Go off and breed some more, you lucky son-of-a-gun."

"I wasn't going to pack that one out, too."

At 80, Hawaii's venerable senior U.S. District Court judge is still as tough and scrappy and colorful as they come. And still a long way from retirement.

"The moment I feel I'm the least bit slipping," he says, "or the first time I fall asleep on the bench, I'll walk out of here and never come back."

By 7:30 each morning he's at his desk in the mountain-view corner office of the new U.S. District Courthouse in the Prince Kuhio Federal Building complex, poring over papers that still include some of the juiciest and most historic cases in the courts.

The continuing saga of investment counselor Ronald Rowlad, accused of bilking millions from unsuspecting investors, ended up in Pence's courtroom. So did the landmark Kaula water case that was to cause a major impact on agriculture statewide.

When he struck down a state Supreme Court decision in the Kaula case, he reaffirmed the right of landowners or holders of water rights to take water out of moun-

he agreed to move to Los Angeles for six months to try a patent infringement case. He missed Hawaii badly.

"I violated one of my own axioms," he says with irritation. "I let ego overcome me and I took the case against all logic and reason. They came to me and I thought 'I must be . . .'"

"In the decision-making process there are three factors. The first is the ego factor. 'How does this make me look?' The second is the emotional factor. 'Yes, but I LOVE him . . .'"

"The last is, what does logic and reason say you should do? And if you can follow that, and downplay the first two, the better chance your decision will be correct."

From the moment he arrived, Pence loved the green of Hawaii. "I was taken down the Ala Moana Boulevard in a yellow DeSoto roadster to the Niimalu Hotel in Waikiki," he says fondly. "I looked up at these green hills and I said, sitting back in that rumble seat, 'I'm never going to leave here.' And I never did."

"I was making \$225 a month. That was big money. \$100 more than I was getting in San Francisco. You could buy a white linen suit for \$15. And I did."

He and his first wife, Lu, bought a mountain-view home in Maunawili in 1962 and it's Pence who has done most of the yardwork, puttering for hours in the grungiest clothes. He still lives in the same house in the green lee of Mt. Olomana with his second wife, Eleanor.

They met nine years ago, after Lu's death from cancer, and their romance is storybook. On the 12th of each month, they still pop open a half-bottle of Korbel champagne at breakfast to celebrate the "lunaver-sary" of their wedding day.

Pence prefers Henry Weinhard beer, but finds himself buying champagne by the case these days. "You think I want to run out?" he cracks.

In his early years in Hawaii, Pence spent as much time on the Big Island as he did on Oahu. Moving to Hilo in 1936 because the hunting was better, he hung out his shingle, then looked around for a way to boost his law practice.

"I got to thinking, how could I get more publicity? I was a young man of 33 on my way up. I thought . . ."

Politics looked promising and in 1938 Pence ran for county attorney against the deeply-entrenched Republican William Beers, even though Beers had defeated all challengers over the years.

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cial, Pence is a bemused onlooker who maintains that regardless of the politics of appointees, the general tenor of the judiciary will remain the same.

"I don't feel, in the long run, it will make any difference. Nearly every judge sheds his political skin when he comes on the bench. You don't have to worry about reappointment. You're there."

Pence — "Penny" to his friends — has grown up with modern Hawaii. The son of a Kansas wheat farmer who was raised milking cows and hunting wild game for the dinner table, he has applied the simple decency and fairness he learned as a child to the rest of his life.

Self-sufficiency and hard work were part of the vernacular. "My father said, 'Anything you get, you have to make yourself.'"

Pence earned his reputation through his own labors, beginning in his years as a young attorney in San Francisco just before the Depression, and then in Hawaii, where

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Vandals draped new letters on white sheets over the H-O-L-L-Y-W-ood portion of the landmark "Hollywood" sign, but it was hard to tell exactly what the new version said — "Raffysod" or "Hoffyfood" (a hot dog maker). Sgt. Harold Crossley said there was no damage to the sign, which sits near the top of a hill overlooking Hollywood and Sunset boulevards. □ □ □



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Combined News Services

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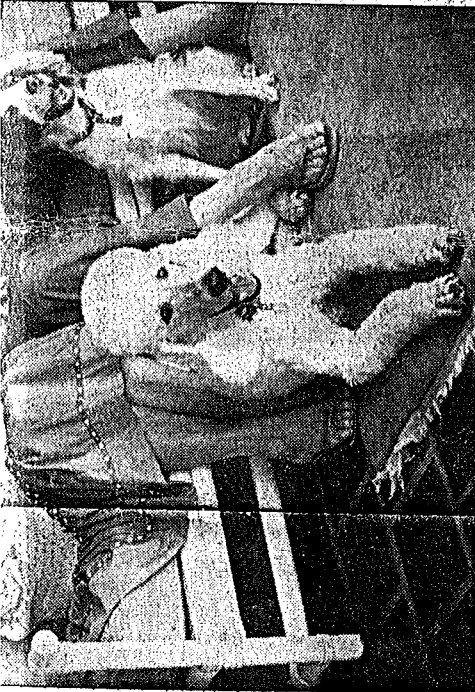
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When he struck down a state Supreme Court decision in the Kauai case, he reaffirmed the right of landowners or holders of water rights to take water out of mountain watersheds and pipe it across islands for use elsewhere. The state is still appealing.

In that case Pence disagreed with the reasoning of former Supreme Court Chief Justice William Richardson. "We had a concept by Richardson of taking away from them that has and giving it back to the people," says Pence.

Pence took issue with their bas-



Advertiser photos by T. Umada, David Yamada. Federal Judge Martin Pence at home in Maunawili, — puttering in the yard, and posing with his wife, Eleanor.

ing the decision on old English law, which said the state controlled water rights and water could not be taken out of the watershed.

"They said the thing always intended you should have the old English law, because that was what was used in Massachusetts (when the missionaries left to come to Hawaii). But the English system of water rights never existed out west."

Pence is a man of strong opinions that can be brutal when it comes to state court appointments made by the late Gov. John Burns.

"Appointments were never on the basis of merit, except by accident, he sniffs. "If Burns had tried, he couldn't have done more to destroy the caliber of the state judiciary than he did."

Appointments were given out to reward someone or to move someone out of the way in the Legislature. If they were a good judge, it was an accident.

But he is also known for bringing resilience, compassion, fair-handedness and humor to his job. Not long ago he sat in his dignified black robes and applauded court appoint-ment trustee J. Carl Osborne for an almost miraculous recovery of the THCFinancial bankruptcy scandal in the current flush of controversy over whether or not a Democrat along with a Republican will be appointed to fill federal court vacan-

cies, Pence is a bemused onlooker who maintains that regardless of the politics of appointments, the general tenor of the judiciary will remain the same.

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Pence earned his reputation through his own labors, beginning in his years as a young attorney in San Francisco just before the Depression, and then in Hawaii, where he'd come in 1930 to work for a small insurance company that later became First Insurance.

"Sometimes when luck is with you," he muses, "you can do things."

But his years on the bench have revealed certain vagaries of human nature — his own included. He still berates himself for letting ego replace logic a few years ago when

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But Pence was canny and he beat Beers first time out by forging a new power base. He was one of the first Democratic politicians to turn to Japanese immigrant plantation workers to build a constituency.

Flying in the face of powerful Republican owners, Pence nurtured a following by visiting every plantation with Tom Okino, the young fellow attorney who would later become his

See Pence on Page D-2