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CODIMENSION 1 SUBVARIETIES OF  $\mathcal{M}_g$  AND  
REAL GONALITY OF REAL CURVES

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*Abstract.* Let  $\mathcal{M}_g$  be the moduli space of smooth complex projective curves of genus  $g$ . Here we prove that the subset of  $\mathcal{M}_g$  formed by all curves for which some Brill-Noether locus has dimension larger than the expected one has codimension at least two in  $\mathcal{M}_g$ . As an application we show that if  $X \in \mathcal{M}_g$  is defined over  $\mathbb{R}$ , then there exists a low degree pencil  $u: X \rightarrow \mathbb{P}^1$  defined over  $\mathbb{R}$ .

*Keywords:* moduli space of curves, gonality, real curves, Brill-Noether theory, real algebraic curves, real Riemann surfaces

*MSC 2000:* 14H10, 14H51, 14P99

## 1. INTRODUCTION

Let  $X$  be a smooth complex projective curve of genus  $g$  and let  $G_d^r(X) := \{(L, V) : L \in \text{Pic}^d(X), V \subseteq H^0(X, L), \dim(V) = r + 1\}$  be the scheme of all  $r$ -dimensional linear systems of degree  $d$  on  $X$ . Set  $W_d^r(X) := \{L \in \text{Pic}^d(X), h^0(X, L) \geq r + 1\}$ . The geometry of the schemes  $G_d^r(X)$  and  $W_d^r(X)$  is quite well understood when  $X$  is a general curve of genus  $g$  ([1]). In particular for a general  $X$  every  $G_d^r(X)$  is smooth, equidimensional, non-empty if and only if  $\varrho(g, r, d) := g - (r + 1)(g + r - d) \geq 0$  and connected if and only if  $\varrho(g, r, d) > 0$ . It is natural to try to give upper bounds for the codimension in the moduli space  $\mathcal{M}_g$  of the set of all curves for which some of these properties fail. For all integers  $g, d, r, i$  with  $g \geq 3, 0 < d < 2g - 2, 0 < r < g$  and  $i > 0$  set  $B(g, r, d, i) := \{X \in \mathcal{M}_g : \text{there is an irreducible component } T \text{ of } G_d^r(X) \text{ such that the Zariski tangent space of } G_d^r(X) \text{ has dimension at least } i\}$ .

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$\varrho(g, r, d) + i$  at a general point of  $T$ } and  $D(g, r, d, i) := \{X \in \mathcal{M}_g: W_d^r(X)$  has dimension at least  $\varrho(g, r, d) + i\}$ . It is possible to define several other failure loci. We will need only the following ones. For all integers  $x, y$  with  $x > 0$  and  $y > 0$  set  $E(g, d, x, y) := \{X \in \mathcal{M}_g: \text{there is a } y\text{-dimensional family of } L \in \text{Pic}^d(X) \text{ with } h^0(X, L) \geq 2 \text{ and } h^1(X, L^{\otimes 2}) \geq x\}$ . In Section 2 we will prove the following result.

**Theorem 1.** *For all integers  $g, d$  with  $g \geq 4$  and  $0 < d < 2g - 2$  every irreducible component of  $B(g, 1, d, 3)$ ,  $E(g, d, 2, 1)$  and  $E(g, d, 1, 2)$  has codimension at least two in  $\mathcal{M}_g$ .*

Now we explain our motivation for showing that some bad sublocus of  $\mathcal{M}_g$  has codimension at least two in  $\mathcal{M}_g$ . Let  $X$  be a smooth connected projective curve of genus  $g$  defined over  $\mathbb{R}$ . Hence the set  $X(\mathbb{C})$  of its complex points is an oriented compact topological surface (a sphere with  $g$  handles) equipped with a complex structure. The set  $X(\mathbb{R})$  is the union of  $n(X)$  disjoint circles. The real structure is uniquely determined by an anti-holomorphic involution  $\sigma: X(\mathbb{C}) \rightarrow X(\mathbb{C})$ . We have  $X(\mathbb{R}) = \{P \in X(\mathbb{C}): \sigma(P) = P\}$ . It is known that either  $X(\mathbb{C}) \setminus X(\mathbb{R})$  is connected or  $X(\mathbb{C}) \setminus X(\mathbb{R})$  has exactly two connected components (see e.g. [7, Prop. 3.1], or [11, p. 262]); following [7] we will write  $a(X) = 0$  if  $X(\mathbb{C}) \setminus X(\mathbb{R})$  is not connected and  $a(X) = 1$  if  $X(\mathbb{C}) \setminus X(\mathbb{R})$  is connected. It is known that we have  $1 \leq n(X) \leq g + 1$  and  $n(X) \equiv g + 1 \pmod{2}$  if  $a(X) = 0$  and  $0 \leq n(X) \leq g$  if  $a(X) = 1$  and that every such pair  $(n(X), a(X))$  arises for some real smooth curve of genus  $g$  ([7, Prop. 3.1], or [11, p. 262]). The pair  $(n(X), a(X))$  will be called the topological type of the real curve  $X$ . There exists a connected smooth Teichmüller space,  $T(g, c, e)$ , parametrizing all genus  $g$  real smooth curve with fixed topological type  $(c, e)$  ([6] or [10, Th. 5.1]). We learned the notion of gonality over an arbitrary base field from [9]. For every smooth real curve  $X$  set  $\text{gon}(X, \mathbb{R}) := \inf\{d \in \mathbb{Z}: \text{there exists a real } L \in \text{Pic}^d(X) \text{ with } h^0(X, L) \geq 2\}$ . The integer  $\text{gon}(X, \mathbb{R})$  is called the real gonality of the real curve  $X$ . For any such curve the case  $r = 1$  of the existence theorem for special divisors ([1]) gives  $\text{gon}(X, \mathbb{C}) \geq \lfloor \frac{1}{2}(g + 3) \rfloor$ . By specialization and semicontinuity, to obtain this upper bound it is sufficient to prove this bound for a general curve  $Y$  of genus  $g$ . For a general curve  $Y$  we have  $\text{gon}(Y, \mathbb{C}) = \lfloor \frac{1}{2}(g + 3) \rfloor$  ([1]). By [2, Th. 3.1], for every integer  $g \geq 2$  and every topological type  $(c, e)$ ,  $e = 0, 1$ , with  $c > 0$  there is an open non-empty euclidean subset  $U(g, c, e)$  of  $T(g, c, e)$  such that  $\text{gon}(X, \mathbb{R}) = \lfloor \frac{1}{2}(g + 3) \rfloor$  for every  $X \in U(g, c, e)$ . By specialization for every real curve  $X$  in the euclidean closure,  $V(g, c, e)$ , of  $U(g, c, e)$  we have  $\text{gon}(X, \mathbb{R}) \geq \lfloor \frac{1}{2}(g + 3) \rfloor$ . We are interested in the corresponding problem for all real curves. In genus 8 a surprise arose: by [2, Th. 3.2], for every topological type  $(c, e)$  admissible for genus 8 and with  $c > 0$  there is a non-empty open subset  $B(8, c, e)$  of  $T(8, c, e)$  such that every  $X \in B(8, c, e)$  has  $\text{gon}(X, \mathbb{R}) > \lfloor \frac{1}{2}(g + 3) \rfloor = 5$ . The connection

with Theorem 1 is simple; every solution specializes, i.e. for every integer  $d$  the set  $\text{gon}(d; g, c, e) := \{X \in T(g, c, e) : \text{gon}(X, \mathbb{R}) \leq d\}$  is closed in  $T(g, c, e)$ ; every smooth solution generalizes, i.e. it can be extended to nearby curves, but in general non-smooth solutions do not generalize (consider a double root of a real polynomial  $f \in \mathbb{R}[t]$ ). Hence we see that if  $g = 8$  for all admissible types  $B(8, 5, 1, 1) \cap T(8, c, e)$  disconnects  $T(8, c, e)$ . Since  $T(8, c, e)$  is a smooth differential manifold, this implies that  $B(8, 5, 1, 1) \cap T(8, c, e)$  has codimension one in  $T(8, c, e)$  and hence  $B(8, 5, 1, 1)$  has a component of codimension one in  $\mathcal{M}_8$ . Using Theorem 1 in Section 3 we will prove the following result.

**Theorem 2.** *For every integer  $g \geq 3$  and every smooth real curve  $X$  of genus  $g$  with  $X(\mathbb{R}) \neq \emptyset$  we have  $\text{gon}(X, \mathbb{R}) \leq \lfloor \frac{1}{2}(g+3) \rfloor + 3$ .*

The case of curves without real points is more delicate, because such curves have only real linear systems of even degree. In Section 3 we will prove the following result.

**Theorem 3.** *For every integer  $g \geq 3$ , let  $u(g)$  be the first even integer bounded above by  $\lfloor \frac{1}{2}(g+3) \rfloor + 6$ , i.e. set  $u(g) := 2(\lfloor \frac{1}{4}(g+3) \rfloor + 6)$ . Then for every smooth real curve  $X$  of genus  $g$  with  $X(\mathbb{R}) = \emptyset$  we have  $\text{gon}(X, \mathbb{R}) \leq u(g)$ .*

## 2. PROOF OF THEOREM 1

In the case of spanned pencils, the Petri map is essentially equivalent to the multiplication map  $H^0(X, L) \otimes H^0(X, L) \rightarrow H^0(X, L^{\otimes 2})$ . More precisely, for any smooth curve  $X$  and  $L \in \text{Pic}^d(X)$  with  $h^0(X, L) = 2$  and  $|L| = |F| + B$  with  $|F|$  base point free pencil and  $B \geq 0$  the base locus of  $|L|$ , as in the base point free pencil trick the multiplication map induces an exact sequence

$$(1) \quad 0 \rightarrow L \otimes F^* \rightarrow H^0(X, F) \otimes L \rightarrow L \otimes F \rightarrow 0.$$

The exact sequence (1) shows that the excess dimension of the Zariski tangent space of  $W_d^1(X)$  at  $L$  is just  $H^1(X, F^{\otimes 2} \otimes B)$ . For a spanned pencil  $F$  the condition  $H^1(X, F^{\otimes 2}) = 0$  has a very nice geometric interpretation: we have  $h^1(X, F^{\otimes 2}) \neq 0$  if and only if  $F$  is the limit of two different  $g_d^1$ 's in a family of curves ([3]). We will not need this nice interpretation.

**Remark 1.** Since we may ignore finitely many irreducible subvarieties of  $\mathcal{M}_g$  with codimension at least two, we will always consider curves without non-trivial automorphisms, i.e. we will always work on the smooth locus of  $\mathcal{M}_g$ . Fix any such

$Y \in \mathcal{M}_g$  and take  $L \in \text{Pic}(Y)$  with  $L$  spanned,  $h^0(Y, L) = 2$  and  $x := h^1(Y, L^{\otimes 2}) > 0$ . For  $x$  general points  $P_1, \dots, P_x$  of  $Y$  we have  $h^1(Y, L^{\otimes 2}(P_1 + \dots + P_x)) = 0$  (e.g. use Serre duality if  $x \geq 2$ ).

**P r o o f** of Theorem 1. The idea is to use Remark 1. To carry over this idea we prefer to use induction on  $g$ , the cases  $g = 2$  and  $g = 3$  being trivial. Hence we assume  $g \geq 4$  and that the result is true for curves of genus at most  $g - 1$ . In order to obtain a contradiction we assume the existence of an irreducible subvariety  $G$  of  $\mathcal{M}_g$  with  $\dim(G) = 3g - 4$  and such that the corresponding result is false for all curves  $X \in G$ . Let  $T$  be the closure of  $G$  in  $\overline{\mathcal{M}}_g$ . Since  $\mathcal{M}_g$  has no complete subvariety of dimension  $3g - 4$  (see [5] for much more),  $T$  intersects the boundary  $\overline{\mathcal{M}}_g \setminus \mathcal{M}_g$ . Since  $\overline{\mathcal{M}}_g$  has only quotient singularities, we may easily check using a local smooth finite covering that  $T$  intersects at least one of the irreducible components of  $\overline{\mathcal{M}}_g \setminus \mathcal{M}_g$  in an algebraic set of codimension  $\leq 1$ .  $\overline{\mathcal{M}}_g \setminus \mathcal{M}_g$  has  $[\frac{1}{2}g] + 1$  irreducible components  $Y_i$ ,  $0 \leq i \leq [\frac{1}{2}g]$ : a general member of  $Y_0$  is given by an irreducible curve with a unique node, while a general member of  $Y_i$ ,  $1 \leq i \leq [\frac{1}{2}g]$ , is the union of two smooth curves, one of genus  $g - i$  and the other one of genus  $i$ , linked at a unique point. First assume that  $T$  contains an irreducible hypersurface  $F$  of  $Y_0$ . Fix a general  $X \in F$  and let  $\pi: Y \rightarrow X$  be the normalization. Either  $F$  is the closure of the irreducible curves of arithmetic genus  $g$  with two ordinary nodes or its general member has a unique node. First assume that  $F$  is the closure of the irreducible curves of arithmetic genus  $g$  with two ordinary nodes. Since  $\dim(F) = 3g - 5$ ,  $Y$  is a general curve of genus  $g - 2$  and the 4 points  $\pi^{-1}(\text{Sing}(X))$  are general points of  $Y$ . Fix  $L \in \text{Pic}(X)$  with  $L$  spanned,  $h^0(X, L) = 2$  and  $h^1(X, L^{\otimes 2}) \geq 2$ . Fix an effective divisor  $B \geq 0$  such that  $h^1(X, L^{\otimes 2}(B)) = 2$  (Remark 1). Set  $R = \pi^*(L)$ . We have  $h^1(Y, R^{\otimes 2}) \geq h^1(X, L^{\otimes 2}) - 2$  with equality if and only if  $h^0(Y, R) = h^0(X, L)$ . Since  $Y$  is general, we have  $h^1(X, R^{\otimes 2}) = 0$  by a corollary of the Gieseker-Petri Theorem. Hence we obtain a contradiction unless  $h^1(X, L^{\otimes 2}) = 2$  and  $h^0(Y, R) = h^0(X, L)$ . This case is excluded in the statement of Theorem 1 but even avoiding this observation in this case by Remark 1 we obtain that the set of all offending line bundles on  $Y$  has dimension at least two more than the ones on  $X$ , obtaining a contradiction by the inductive assumption for genus  $g - 2$ . Now assume that  $X$  has a unique node. Since  $\dim(F) = 3g - 5$ , either  $Y$  is a general curve of genus  $g - 1$  and one of the two points of  $\pi^{-1}(\text{Sing}(X))$  is a general point of  $Y$  or  $Y$  is a general member of an irreducible codimension one subvariety  $G'$  of  $\mathcal{M}_{g-1}$  and the two points of  $\pi^{-1}(\text{Sing}(X))$  are general points of  $Y$ . Fix  $L \in \text{Pic}(X)$  with  $h^0(X, L) = 2$  and  $L$  spanned. Fix an effective divisor  $B \geq 0$  such that  $h^1(X, L^{\otimes 2}(B)) \geq 2$ ; again, the case  $h^1(X, L^{\otimes 2}(B)) = 2$  is excluded in the statement of Theorem 1 but we need to handle it when at the end of the proof we will consider the case in which  $L$  is not locally

free. Thus  $h^1(X, L^{\otimes 2}) \geq 2$ . Set  $R = \pi^*(L)$ . We have  $h^1(Y, R^{\otimes 2}) \geq h^1(X, L^{\otimes 2}) - 2$  with equality if and only if  $h^0(Y, R) = h^0(X, L)$ . Hence if  $Y$  has general moduli, then the corollary of the Gieseker-Petri Theorem just used gives a contradiction. Now assume that  $Y$  has not general moduli. Thus  $Y$  must be the general member of a hypersurface  $Z$  of  $\mathcal{M}_{g-1}$ , while the two points of  $\pi^{-1}(\text{Sing}(X))$  are general in  $Y$ . We apply Remark 1 and obtain that the set of all offending line bundles on  $Y$  has dimension at least one more than the dimension of the set of all offending line bundles on  $X$ . We conclude by induction on  $g$  using in the inductive assumption the full statement of Theorem 1 involving the algebraic sets  $E(*, *, *, *)$ . Now assume that  $T$  contains an irreducible hypersurface  $F$  of  $Y_i$  with  $1 \leq i \leq [\frac{1}{2}g]$ . First assume that a general  $X \in F$  has a unique singular point, i.e. assume that  $X$  is the union of two smooth curves,  $X_1$  of genus  $g - i$  and  $X_2$  of genus  $i$ , linked at one point  $P$ . If  $i \geq 2$  at least one of the two components of  $X$ , say  $X_2$ , must have general moduli. Fix  $L \in \text{Pic}(X)$  with  $L$  spanned,  $h^0(X, L) \geq 2$  and  $h^1(X, L) \geq 2$ . Hence  $L|_{X_1}$  and  $L|_{X_2}$  are both spanned and at least one of them is not trivial. For any spanned  $M \in \text{Pic}(X)$  consider the Mayer-Vietoris exact sequence

$$(2) \quad 0 \rightarrow M \rightarrow M|_{X_1} \oplus M|_{X_2} \rightarrow M|_{\{P\}} \rightarrow 0.$$

Since  $M|_{X_1}$  and  $M|_{X_2}$  are spanned, we obtain  $h^0(X, M) = h^0(X_1, M|_{X_1}) + h^0(X, M|_{X_2}) - 1$  and  $h^1(X, M) = h^1(X_1, M|_{X_1}) + h^1(X, M|_{X_2})$ . Take  $M = L^{\otimes 2}$ . If  $M|_{X_2}$  is not trivial, we obtain a contradiction either for degree reasons (case  $i \leq 2$ ) or by the generality of  $X_2$  and the inductive assumption. Hence we may assume  $L^{\otimes 2}|_{X_2} \cong \mathcal{O}_{X_2}$ . We may avoid this case for the following reason; the curve  $X$  must be a limit of coverings  $\{u_t: X_t \rightarrow \mathbb{P}^1\}$  with  $\deg(u_t) = \deg(L)$  and  $X_t$  smooth; by the theory of admissible coverings due to Harris and Mumford ([8]) this family has a limit when  $X_t$  goes to  $X$  an admissible  $\deg(L)$  covering of a curve  $E$  such that  $X$  is the stable resuscitation of  $E$  and in the corresponding covering both  $X_1$  and  $X_2$  are mapped non-trivially to a copy of  $\mathbb{P}^1$ . Now assume that  $X$  has at least two singular points. Counting dimensions, we see that either  $X$  has two irreducible components, one of them being smooth and with general moduli, or it has 3 irreducible components, all of them with general moduli and linked as a tree at general points of the components. We conclude as in the previous case. Now we drop the assumption of the existence of a spanned  $L \in \text{Pic}(X)$  of the same degree as the one on a general element of  $G$  and with  $h^1(X, L^{\otimes 2}) \geq 2$ . In the general case in the limit we only have a rank one torsion free sheaf  $A$  with  $h^0(X, A) \geq 2$  and with  $h^1(X, (A^{\otimes 2})^{**}) \geq 2$ . For the formal classification of finitely generated torsion free modules on the completion of a local of a node, see [12, pp. 162-163] (both for the case in which the node is on one irreducible component of  $X$  and the case in which the node is on the intersection of

two irreducible components of  $X$ ). Let  $R$  be the subsheaf of  $A$  spanned by  $H^0(X, A)$ . Thus  $R$  is a spanned rank one torsion free sheaf on  $X$  with  $\deg(R) \leq \deg(A)$  and  $h^0(X, R) = h^0(X, A) \geq 2$ . First assume  $X \in Y_i$ ,  $i \neq 0$ ,  $X = X_1 \cup X_2$  and call  $u: X_1 \rightarrow X$  and  $v: X_2 \rightarrow X$  the inclusions. Set  $R_1 := u^*(R)/\text{Tors}(u^*(R))$  and  $R_2 := v^*(R)/\text{Tors}(v^*(R))$ . The sheaves  $R_1$  and  $R_2$  are spanned line bundles. We have  $0 \leq \text{lenght}(\text{Tors}(u^*(R))) \leq 1$ ,  $0 \leq \text{lenght}(\text{Tors}(v^*(R))) \leq 1$  and  $\deg(R) - 2 \leq \deg(R_1) + \deg(R_2) \leq \deg(R)$ . We do the same for the torsion free sheaf  $R^{\otimes 2**}$ ;  $R_1^{\otimes 2}$  (resp.  $R_2^{\otimes 2}$ ) is the corresponding line bundle on  $X_1$  (resp.  $X_2$ ). By Riemann-Roch we have  $h^1(X_1, R_1^{\otimes 2}) + h^1(X_2, R_2^{\otimes 2}) \geq h^1(X, (R^{\otimes 2})^{**}) - 1 \geq 2$ . Since at least one of the curves  $X_1$  and  $X_2$  has general moduli, we obtain a contradiction. In the same way, just losing one condition (but with a smaller degree) with respect to the case in which  $L$  is locally free, we handle the case  $F \subset Y_0$ .  $\square$

### 3. PROOFS OF THEOREMS 2 AND 3

**Proof of Theorem 2.** Set  $A(g, c, e) := \{X \in T(g, c, e) : \text{gon}(X, \mathbb{R}) \leq [\frac{1}{2}(g + 3)] + 3\}$ . By specialization  $A(g, c, e)$  is a closed subset of  $T(g, c, e)$  and Theorem 2 is equivalent to the assertion that  $A(g, c, e)$  contains a dense open subset of  $T(g, c, e)$ . By [2, Th. 3.1], for every integer  $g \geq 2$  and every topological type  $(c, e)$  with  $c > 0$  and  $e = 0, 1$  there is a non-empty open (for the euclidean topology) subset  $U(g, c, e)$  of  $T(g, c, e)$  corresponding to smooth real curves with real gonality  $[\frac{1}{2}(g + 3)]$ . By Theorem 1 the set of all curves  $X \in \mathcal{M}_g$  with  $L \in \text{Pic}(X)$ ,  $h^0(X, L) = 2$ ,  $L$  spanned,  $\deg(L) = [\frac{1}{2}(g + 3)]$  and with  $h^1(X, L^{\otimes 2}) \geq 3$  has codimension at least two in  $\mathcal{M}_g$ . We know that the subset of  $\mathcal{M}_g$  parametrizing curves with non-trivial automorphisms has codimension at least two in  $\mathcal{M}_g$  and hence that its real part does not disconnect any connected component  $U(g, c, e)$  of the semialgebraic subset of  $\mathcal{M}_g$  formed by real curves. Take a pair  $(X, L)$  with  $X \in U(g, c, e)$ ,  $c > 0$ ,  $\deg(L) = [\frac{1}{2}(g + 3)]$ ,  $h^0(X, L^{\otimes 2}) = 2$ ,  $L$  spanned and  $x := h^1(X, L^{\otimes 2}) > 0$ . Since  $X(\mathbb{R})$  is infinite, for  $x$  general points  $P_1, \dots, P_x$  of any component of  $X(\mathbb{R})$  we have  $h^1(X, L^{\otimes 2}(P_1 + \dots + P_x)) = 0$  (Remark 1). Non-base point free pencils propagate to nearby curves, even to spanned complete pencils ([4, Prop. A.3]). Hence for each degree  $d \geq [\frac{1}{2}(g + 3)] + 2$  outside a subset which does not disconnect  $U(g, c, e)$  we may find a smooth pencil of degree  $d$ . For every real curve  $Y$  with real structure induced by an anti-holomorphic involution  $\sigma$  and all integers  $r, d$  the schemes  $W_d^r(Y)$  and  $G_d^r(Y)$  are real and  $W_d^r(Y)_{\text{reg}}(\mathbb{R})$  is either empty or a real manifold of dimension  $\varrho(g, r, d)$  whose members propagate to nearby real curves as  $\sigma$ -invariant linear systems; here we use that if  $Y(\mathbb{R}) \neq \emptyset$ , then every  $\sigma$ -invariant line bundle is real ([7, Prop. 2.2]). Hence by the existence theorem of a degree  $[\frac{1}{2}(g + 3)]$  real pencil for an euclidean non-empty

open subset  $U_1(g, c, e)$  of  $U(g, c, e)$  ([2, Th. 3.1]) we obtain the existence of a dense open subset  $U_2(g, c, e)$  of  $U(g, c, e)$  such that every  $X \in U_2(g, c, e)$  has a real pencil of degree  $[\frac{1}{2}(g+3)] + 3$ ; indeed, by Theorem 1 outside a non-disconnecting subset of  $U(g, c, e)$  every point on the closure of  $U_1(g, c, e)$  in  $U(g, c, e)$  has a real pencil of degree at most  $[\frac{1}{2}(g+3)] + 3$  which propagates to nearby curves, i.e. for all nearby curves  $X$  we have  $W_{[\frac{1}{2}(g+3)]+3}^1(X)_{\text{reg}}(\mathbb{R}) \neq \emptyset$ . By specialization every  $X \in U(g, c, e)$  has a real pencil of degree at most  $[\frac{1}{2}(g+3)] + 3$ , proving Theorem 2.  $\square$

**P r o o f** of Theorem 3. First we will check the existence of a non-empty euclidean open subset  $U_1(g, 0, 1)$  of  $U(g, 0, 1)$  such that every  $X \in U_1(g, 0, 1)$  has a real pencil of degree the first even integer  $\geq [\frac{1}{2}(g+3)]$ . We start with a genus  $g$  real hyperelliptic curve  $Y$  with  $Y(\mathbb{R}) = \emptyset$  and such that the hyperelliptic pencil  $R \in \text{Pic}^2(Y)$  is defined over  $\mathbb{R}$  ([7, 6.1 and 6.2]). Call  $\sigma: Y \rightarrow Y$  the anti-holomorphic involution giving the real structure of  $Y$ . Let  $y$  be the first integer such that  $4y + 3 \geq g + 2$ . Since  $\sigma$  is not the hyperelliptic involution, for any  $y$  general points  $P_1, \dots, P_y$  of  $Y(\mathbb{C})$  we have  $h^0(Y, R(P_1 + \dots + P_y + \sigma(P_1) + \dots + \sigma(P_y))) = 2$ ,  $h^0(Y, R^{\otimes 2}(2P_1 + \dots + 2P_y + 2\sigma(P_1) + \dots + 2\sigma(P_y))) = 3$  and  $h^1(Y, R^{\otimes 2}(2P_1 + \dots + 2P_y + 2\sigma(P_1) + \dots + 2\sigma(P_y))) = 0$ . Hence the real pencil  $R(P_1 + \dots + P_y + \sigma(P_1) + \dots + \sigma(P_y))$  propagates to an open neighborhood of  $Y$  ([4, Appendix]). Since for every  $X \in U(g, 0, 1)$  near  $Y$  we have a smooth pencil near  $R(P_1 + \dots + P_y + \sigma(P_1) + \dots + \sigma(P_y))$ , we also have a pencil invariant for the anti-holomorphic involution. Now we continue as in the proof of Theorem 2 because if  $X \in U(g, 0, 1)$ ,  $L$  is real,  $\sigma$  induces the real structure of  $X$  and  $h^1(X, L^{\otimes 2}) \leq 2z$ , then for  $z$  general points  $P_1, \dots, P_z$  of  $X(\mathbb{C})$  we have  $h^1(X, L^{\otimes 2}(P_1 + \dots + P_z + \sigma(P_1) + \dots + \sigma(P_z))) = 0$  and the pencil  $L(P_1 + \dots + P_z + \sigma(P_1) + \dots + \sigma(P_z))$  is  $\sigma$ -invariant. We have a new difficulty with respect to the proof of Theorem 2. Since  $c > 0$ , it is not true that, calling  $\sigma$  the anti-holomorphic involution inducing the real structure, every  $\sigma$ -invariant line bundle is real, but in our situation we have more: we have a morphism  $f: X \rightarrow \mathbb{P}^1$  which is invariant with respect to the usual real structure of  $\mathbb{P}^1$ . Every such morphism  $f$  is induced by a real spanned line bundle because the graph of  $f$  is a real subcurve of  $X \times \mathbb{P}^1$ .  $\square$

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