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Campus reacts to Virginia Tech massacre

ND students directly affected by shootings through ties to VT

By AARON STEINER
News Writer

Virginia Tech is more than 500 miles from Notre Dame, but the effects of what reports call the deadliest shooting rampage in U.S. history have been felt here on campus.

A lone gunman shot and killed more than 30 people and injured dozens more on the Blacksburg, Va., campus before committing suicide Monday, according to Associated Press reports. Officials told AP that the gunman killed two people in a dormitory approximately two hours before staging a separate attack on a classroom building.

Nearly 30 people were estimated to have been injured, according to area hospital officials, CNN reported.

The Notre Dame community is saddened by the tragedy, Assistant Vice President of News and Information Dennis Brown said Monday.

"Our prayers go out to any people affected," Brown said.

Notre Dame will hold a memorial Mass for the victims tonight at 10 at the Basilica of the Sacred Heart.

Brown noted that members of the administration know people at Virginia Tech and said the University sends its support and prayers.

Students reported hearing the news through various sources throughout the day Monday, with some hearing from friends and family directly tied to Virginia Tech.

Graduate student Patrick LaFratta, a 2005 Virginia Tech alumnus who said one of his friends had died in the shootings, said he had been in contact with friends from the school throughout the day by phone and online.

LaFratta said he first heard the news of the shoot-

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Above, officials evacuate victims from building. At left, Virginia Tech students react to tragedy.

◆
AP PHOTOS

More than 30 victims killed in United States' deadliest mass shooting

Associated Press

BLACKSBURG, Va. — A gunman massacred 32 people at Virginia Tech in the deadliest shooting rampage in modern U.S. history Monday, cutting down his victims in two attacks two hours apart before the university could grasp what was happening and warn students.

The bloodbath ended with the gunman committing suicide, bringing the death toll to 33 and picturing the campus in the picturesque Blue Ridge Mountains with unspeakable tragedy, perhaps forever.

Investigators gave no motive for the attack. The gunman's name was not immediately released, and it was not known whether he was a student.

"Today the university was struck with a tragedy that we consider of monumental proportions," Virginia Tech President Charles Steger said. "The university is shocked and indeed horrified."

But he was also faced with difficult questions about the university's handling of the emergency and whether it did enough to warn students and protect them after the first burst of gunfire. Some students

see MASSACRE/page 3

Law students show discontent

Several voice strong criticism of school's administration, classes

By KEN FOWLER
News Writer

Notre Dame's recent six-spot drop in the US News and World Report Law School rankings has highlighted feelings of discontent among Law School students for reasons ranging from ordinary to overarching.

While many have questioned the leadership of Dean Patricia O'Hara, the dean said she understands why a conversation about the future of the Law School would be taking place after the release of the rankings, which knocked Notre Dame from 22 to 28 — the program's largest drop since 2000.

"I can appreciate that for students it's very unsettling when there's a drop in the rankings," O'Hara said. "And so it's not at all — it's very understandable that students would be upset by that decline and that there be a certain amount of conversation and dialogue going on within the Law School community as a result of that."

In an e-mail to Law School stu-



Notre Dame Law School, above, dropped six spots in a recent national ranking. Many students have expressed discontent with the administration.

dents after the rankings were released, O'Hara said the Law School administration would fully evaluate the reason for the drop. However, she stressed that the schools in places Nos. 20 to 30 finished with, unusually close overall rankings, indicating the separation between 20th and 30th is minimal.

One area in which Notre Dame's base score dropped for the rank-

ings was in its selectivity rating. For the 2006 incoming class, the Law School's acceptance rate jumped to over 21 percent. But, O'Hara said, an analysis of other school's numbers showed similar jumps in acceptance rates around the country, minimizing whatever effect it would have had on Notre

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CAMPUS LIFE COUNCIL

Task forces finish up year's initiatives

Chairs give updates on progress as leadership terms draw near to close

By KATHLEEN McDONNELL
News Writer

Members of the Campus Life Council (CLC) spent their meeting Monday wrapping up initiatives the group's task forces began at the start of the year.

Unlike other bodies in student government, the CLC did not undergo administrative turnover on April 1, so former student body president Lizzi Shappell and vice president Bill Andrichik still lead the meetings.

Andrichik, the Conduct Awareness task force chair, explained how his committee proposes to address the issues of pornography and objectification on campus.

Heather Rakoczy, director of the Gender Relations Center (GRC), met with the task force members "because we [committee members] wanted to make sure that our efforts would be complementary to the Center's current efforts," Andrichik said.

Since current and future GRC programming through groups like Men Against Violence aim to confront the larger issue of objectification, the Conduct Awareness committee decided to use its resources in another venue — hall staff training.

DuLac does include a number of rules on pornography, and training hall staff should help confront that issue, Andrichik

see CLC/page 3

INSIDE COLUMN

What if...?

I don't know how much you have been following the developments from the tragic shooting at Virginia Tech on Monday. Personally, I really haven't been, at least not as much as I probably should.

John Tierney

News Wire Editor

The television in my room is not glued to CNN and I don't really know all that much about what happened.

But I know that at least 32 people died Monday, and at least 28 people are injured. I know that Monday's tragedy was the largest mass shooting in United States history.

It was the largest mass shooting in the history of the United States.

I'm not going to be that guy who sits here lecturing about how our values and morals as a society have gone downhill, and how this shooting is just more evidence that society needs to refocus religiously, as I heard some television pundits say yesterday afternoon.

I'm not going to speculate on what compelled the gunman to do what he did, or on what could have been done to stop this tragedy from happening.

But, I am going to pose a couple of questions. What if this happened here? What if — instead of at Virginia Tech — this happened at Notre Dame?

Could you imagine the panic that family and friends would be feeling, while they wait to see if you are alive? Could you imagine the panic that you would be feeling while you try desperately to find your friends, to see if they are still alive? What would you have done if you could have done something to stop something like this?

I can't really give you any answers. I can't really answer those questions myself.

The entire situation seems so distant to where I am, sitting in my dorm room, listening to the song "Twister," getting ready to go to dinner and writing this column.

I'm pretty comfortable right now — the most I have to complain about is my Residence Life-issued chair — and the whole idea of the largest mass shooting in United States history is pretty far from my immediate surroundings.

President Bush gave an address a few hours ago, in which he called for prayers to go out to the victims of this tragedy. I'm not going to tell you how to spend your prayers (I think it's kind of silly for either me or President Bush to dictate what you do in your spiritual life), but I would recommend spending a few minutes thinking about this tragedy today.

No, it's not on the grand proportions of 9/11, but it is the largest mass shooting in United States history (I still can't get over that fact). What if this tragedy happened here? What if you were a victim? What if your best friend were a victim? What if someone you loved were a victim?

The views expressed in the Inside Column are those of the author and not necessarily those of The Observer. Contact John Tierney at tjerne1@nd.edu

CORRECTIONS

The Observer regards itself as a professional publication and strives for the highest standards of journalism at all times. We do, however, recognize that we will make mistakes. If we have made a mistake, please contact us at 631-4541 so we can correct our error.

QUESTION OF THE DAY: WHAT OTHER MASCOT WOULD BE APPROPRIATE FOR ND?



Jared Zenk
sophomore
Dillon

"A priest. Maybe Father Hesburgh."



Pat Kennedy
sophomore
Morrissey

"A can of Natty Light."



Corey Arvin
sophomore
Morrissey

"Ghost riders."



Jimmy Wilson
sophomore
Alumni

"The Lagoon Creature."



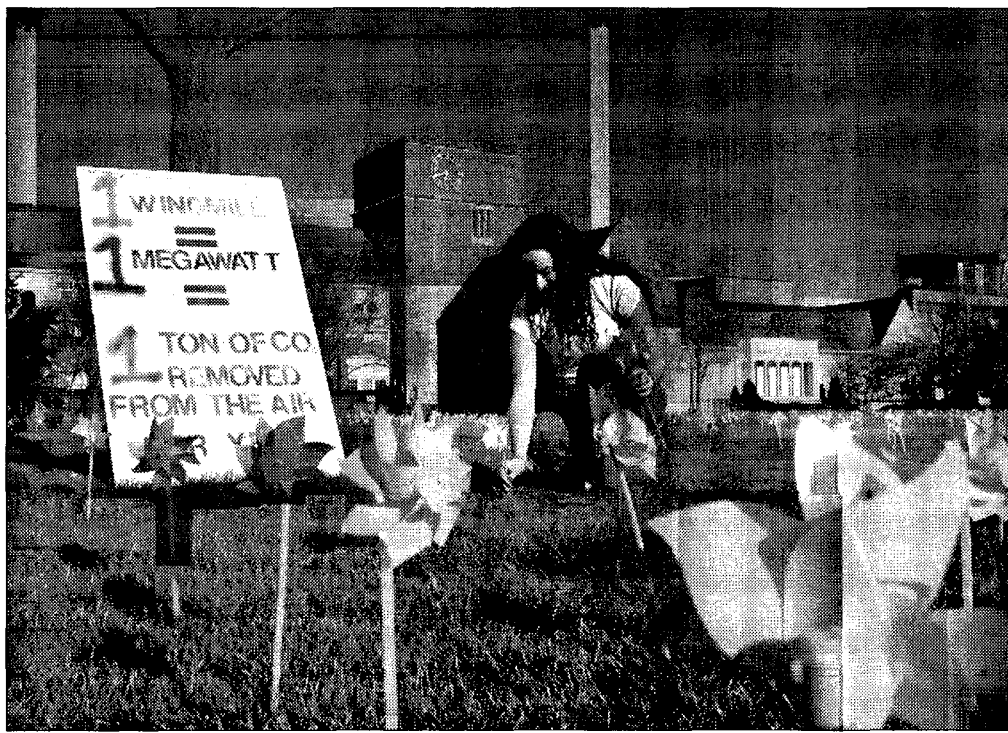
Justine Duffy
freshman
Lyons

"A squirrel."



Caitlin McKinney
junior
Welsh Family

"According to Kaleidoscope McDaniels, a gremlin."



Junior Eileen Wilkie picks up windmills after a day-long windmill farm event on South Quad to promote alternative energy awareness.

TIM SULLIVAN/The Observer

OFFBEAT

Woman runs marathon in space

CAPE CANAVERAL, Fla. — She traveled around the world almost three times and was harnessed to a treadmill so she wouldn't float away.

NASA astronaut Sunita "Sunni" Williams completed her version of the Boston Marathon on Monday — more than 210 miles above Earth.

"I'm done! Woo hoo!" Williams told Mission Control after running 26.2 miles on a treadmill at the international space station. Already traveling at 17,500 mph, Williams

started the race on time at 10 a.m. EDT with race No. 14,000 taped to the front of the treadmill as the space station passed over the Pacific Ocean. She finished, unofficially, 4 hours, 23 minutes and 46 seconds later as the station traveled over Russia.

The 41-year-old astronaut, who grew up in the Boston area, had kind words for the temperamental treadmill, which has had its share of breakdowns.

Rabbits cause road block

BUDAPEST, Hungary — Five thousand rabbits

blocked a highway Monday, tying up traffic after the truck that was carrying them collided with another vehicle and overturned. Neither driver was hurt, but some 500 rabbits were killed, authorities said.

The M1 highway — the main road between the capitals of Hungary and Austria — was closed for hours while authorities gathered up the animals, Highway Patrol spokeswoman Viktoria Galik said.

Information compiled from the Associated Press.

IN BRIEF

There will be cholesterol screenings today from 7:30 to 10 a.m. in 234 Grace Hall. No appointment is necessary.

Bethany McLean, a senior editor and writer for Fortune magazine and the co-author of "The Smartest Guys in the Room: The Amazing Rise and Scandalous Fall of Enron," will speak tonight at 7 in the Jordan Auditorium of Mendoza about the lessons learned from the Enron scandal.

Notre Dame women's softball will play a doubleheader against Western Michigan today at 3 p.m. at Ivy Field. Admission is free.

Notre Dame baseball will play Toledo today at 6:05 p.m. at Frank Eck Stadium.

Notre Dame women's softball will play Ball State Wednesday at 5 p.m. at Ivy Field. Admission is free.

The Ballroom Dance Club will host "Merengue with Ramzi Bualuan" Wednesday from 8 to 10:30 p.m. at 205 Rockne. Dancers of all skill levels are invited. Beginners are asked to come from 8 to 9, social dance from 9 to 9:30 and advanced from 9:30 to 10:30. The cost is \$4 for the night or \$35 for the semester. The club is open to all Notre Dame, Saint Mary's and Holy Cross students, faculty and staff.

"The Shirt" will be unveiled at 6 p.m. Friday at the Hammes Notre Dame Bookstore.

To submit information to be included in this section of The Observer, e-mail detailed information about an event to obsnews@nd.edu

	TODAY	TONIGHT	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
LOCAL WEATHER						
	HIGH 65 LOW 40	HIGH 55 LOW 36	HIGH 62 LOW 36	HIGH 54 LOW 35	HIGH 60 LOW 42	HIGH 70 LOW 45

Atlanta 73 / 45 Boston 42 / 39 Chicago 59 / 33 Denver 56 / 36 Houston 75 / 55 Los Angeles 71 / 54 Minneapolis 59 / 43 New York 52 / 39 Philadelphia 50 / 36 Phoenix 85 / 54 Seattle 52 / 41 St. Louis 71 / 44 Tampa 76 / 56 Washington 57 / 36

CLC

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said.
"Just letting hall staff know that this is an issue and letting them know how to deal with it if a situation arises rather than trying to come down hard on students is our plan," he said.

Other task force chairs also presented the status of the year's worth of work.

Current student body president Liz Brown, who is the Student Voice and Input task force chair, passed around a sample "duLac-abridged" pamphlet. The pamphlets are currently being printed by a Kinko's in Chicago.

Student Concerns task force chair Danny Smith said he is continuing his research on podcasting and other new trends in education technology. Smith said he will give a more detailed report at the next meeting.

Though the chairs made their task force reports, no business could be passed at the meeting because there were not enough members present to reach quorum.

For the CLC meeting in two weeks, Shappell asked members to bring suggestions for new committees or issues to help set the CLC agenda next fall.

"I know the discussion on successes and shortcomings helped me in the transition last year," she said.

Contact Kathleen McDonnell at kmcdonn3@nd.edu

Massacre

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bitterly complained they got no warning from the university until an e-mail that arrived more than two hours after the first shots rang out.

Wielding two handguns and carrying multiple clips of ammunition, the killer opened fire about 7:15 a.m. on the fourth floor of West Ambler Johnston, a high-rise coed dormitory, then stormed Norris Hall, a classroom building a half-mile away on the other side of the 2,600-acre campus. Some of the doors at Norris Hall were found chained from the inside, apparently by the gunman.

Two people died in a dorm

room, and 31 others were killed in Norris Hall, including the gunman, who put a bullet in his head. At least 15 people were hurt, some seriously. Students jumped from windows in panic.

Alec Calhoun, a 20-year-old junior, said he was in a 9:05 a.m. mechanics class when he and classmates heard a thunderous sound from the classroom next door — "what sounded like an enormous hammer."

Screams followed an instant later, and the banging continued. When students realized the sounds were gunshots, Calhoun said, he started flipping over desks for hiding places. Others dashed to the windows of the second-floor classroom, kicking out the screens and jumping from the ledge of

Room 204, he said.

"I must've been the eighth or ninth person who jumped, and I think I was the last," said Calhoun, of Waynesboro, Va. He landed in a bush and ran.

Calhoun said that the two students behind him were shot, but that he believed they survived. Just before he climbed out the window, Calhoun said, he turned to look at the professor, who had stayed behind, perhaps to block the door.

The instructor was killed, he said.

At an evening news conference, Police Chief Wendell Flinchum refused to dismiss the possibility that a co-conspirator or second shooter was involved. He said police had interviewed a male who was a "person of interest" in the dorm shooting who knew one of the victims, but he declined to give details.

"I'm not saying there's a gunman on the loose," Flinchum said. Ballistics tests will help explain what happened, he said.

Sheree Mixell, a spokeswoman for the federal Bureau of Alcohol, Tobacco, Firearms and Explosives, said the evidence was being moved to the agency's national lab in Annandale. At least one firearm was turned over, she said.

Mixell would not comment on what types of weapons were used or whether the gunman was a student.

Young people and faculty members carried out some of the wounded themselves, without waiting for ambu-

lances to arrive. Many found themselves trapped behind chained and padlocked doors. SWAT team members with helmets, flak jackets and assault rifles swarmed over the campus. A student used his cell-phone camera to record the sound of bullets echoing through a stone building.

Trey Perkins, who was sitting in a German class in Norris Hall, told *The Washington Post* that the gunman barged into the room at about 9:50 a.m. and opened fire for about a minute and a half, squeezing off about 30 shots.

The gunman first shot the professor in the head and then fired on the students, Perkins said. The gunman was about 19 years old and had a "very serious but very calm look on his face," he said.

"Everyone hit the floor at that moment," said Perkins, 20, of Yorktown, Va., a sophomore studying mechanical engineering. "And the shots seemed like it lasted forever."

Erin Sheehan, who was also in the German class, told the student newspaper, the *Collegiate Times*, that she was one of only four of about two dozen people in the class to walk out of the room. The rest were dead or wounded, she said.

She said the gunman "was just a normal-looking kid, Asian, but he had on a Boy Scout-type outfit. He wore a tan button-up vest, and this black vest, maybe it was for ammo or something."



Virginia Tech students watch the aftermath of Monday's massacre inside a building on campus. A gunman killed 33, including himself.

The Observer is now accepting applications for Controller, Web Designer and Systems Manager for 2007-08.

The Controller position, which provides great accounting experience, is open to rising juniors. It is a two-year position; the 2007-08 Controller will become the 2008-09 Business Manager.

The Web Designer position is open to any student with advanced scripting skills. Systems Manager applicants should be highly adept at computer troubleshooting.

Please contact Maddie Hanna at 631-4542 or mhanna1@nd.edu if interested.

Law

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Dame's final ranking. "There was some indication that applicants were applying to more schools, so even though the volume of our applicant pool was the same as the prior year, whether or not the head count was exactly the same was more difficult to determine," she said.

She said it was too early to tell if the pattern would last.

For many students, however, the drop is already a sign of lost potential: where Notre Dame should be excelling, instead it is declining, at least in relative terms.

"To me, when there are things that are holding it back from the potential that it has. It's kind of frustrating when you know it could be so much better than it is," said Jake Kiani, a third-year law student. "It's great already, so why shouldn't it be better?"

The complaints are varied, with some wondering about the five-year delay in the opening of the new building for the Law School (now slated for 2009), and others criticizing what they call inadequate upgrading of the current building.

Class selection

The overriding complaint, however, was with class offerings.

Melissa Nunez, a third-year law student, cited problems with property law classes and the cancellation of other classes in the days before semesters were set to begin as serious issues not fully addressed.

"Either Patty O'Hara needs to change ... the way she runs the Law School or ... they just need a new dean, to be frank," she said. "There's a lot of reasons the school, in my opinion ... isn't doing its best to be a [top] university law school."

Questions from many students center around the number of corporate law classes offered by Notre Dame in relation to the total number of classes offered in other sections of legal teaching.

O'Hara, whose specialty is in business and corporate law, declined to say if she felt the proportion of corporate law classes compared to the total number of offerings was adequate. Instead, she said the size of the Law School restricts both the number of faculty members and available classrooms — a concern that the new building will meet.

"There's very few areas of the curriculum that we wouldn't like to be offering more courses," she said.

But whether the Law School is doing enough with its current resources is an important question, Kiani said.

"When I pick classes, I just feel sometimes there's not as many classes as should be there in terms of what you really need to practice law," he said. "They don't have enough courses deal-

ing with the transactional side of things."

What's more, Kiani said, the Law School should try to use more undergraduate classrooms at different times to allow greater flexibility in scheduling. With six main classrooms in the Law School, he said, allowing undergraduate courses to be taught in the Law School and Law School courses to be taught in undergraduate settings would allow law students an ability to register for classes that might otherwise conflict.

That, he said, is one of the major things that could be fixed but hasn't been.

A more general concern many students said they had was with the amount of Notre Dame professors visiting other law schools this year — something they said seems to have had an effect on the variety and quality of the courses offered.

O'Hara said she did not know if this year marked an unusually high number of visiting faculty members, but rather pointed to the positive trend she said comes from having desired professors.

"We have an outstanding faculty, so it's not surprising that our faculty would be attracted to other law schools and that they're receiving offers to visit," she said. "Within the legal academy, it's a fairly common culture for law schools to hire visiting professors. ... It's in a sense a compliment to the outstanding caliber of our faculty."

But on a different point, Kiani and Jim Paulino, a third-year law student, said the school's ideology and strong Catholic focus — including classes on canon law — only diminish its overall teaching quality.

The requirements of Ethics II and Jurisprudence, Paulino said, amount to watered-down classes with minimal practical use and poor treatment of the subject matter.

"The class was a joke, the course was a joke, the grading was a joke, the whole thing was a joke — and that's what makes Notre Dame, quote, different. ... It's like a mockery of our intelligence," Paulino said. "I think it's embarrassing that they would waste my money as a student and my time as a student to take these things that really make no difference from professors who really don't teach you anything. Everybody knows it's a joke."

On a separate issue, Kiani said he feels the administration hasn't done enough to adjust to the number of faculty members on leave, creating a problem situation for students looking to take courses in certain subfields.

"That they know that faculty are going on leave ... it seems to me you need to plan around that to get the professors here that need to be here to teach the courses that the students need," he said. "This is supposed to be a law school at one ... of the country's best universities. ... I don't think that they are living up to the potential that they have

here."

Faculty evaluated

That potential includes a slew of young faculty members with Supreme Court clerkships on their résumés.

Many students noted the Law School's young faculty as a significant boon to the students and the institution as a whole, but wondered if such success wasn't being promoted fully.

"Notre Dame's reputation in the legal community, at least among law schools, has not improved, despite a lot of these excellent, outstanding young faculty," third-year law student Derek Muller said.

Muller, who said he worried about an overreaction to the US News and World Report rankings, said the administration was not vocalizing support for young faculty members to the extent that it should. Nonetheless, he stressed caution to those criticizing O'Hara.

"When people tie the US News rankings to the current performance of a dean, it only makes the law school look very, very bad in the eyes of the legal community," he said in a follow-up e-mail to his interview. "The rankings are kind of like the 800 [pound] gorilla in the room, but it's generally agreed that most law schools detest them, even if they do well."

From the faculty's perspective, the new building couldn't come soon enough.

"I think growing our faculty helps us better serve our students," said Amy Barrett, an associate professor of civil procedure and evidence in the Law School. "That's already in the works as part of our strategic plan."

An increase in the number of faculty members will allow professors to write and publish more scholarly articles, which will enhance peer evaluations of Notre Dame, she said. Barrett said the new building also will

improve the opinion other legal scholars have of Notre Dame.

But Paulino and Kiani said a predominance of one ideology among most professors is a serious hindrance to getting a full legal education.

"A lot of professors are bad professors. They just can't teach," Paulino said. "But they're good in terms of the school's Catholic image because they're good, conservative Catholic professors. But they couldn't teach you anything if you begged them. They couldn't teach you what the law is, but they're still advisors."

"There's no practicality to anything that we do here, except for the trial ad[vocacy] program, and it looks like that program is not getting enough of the respect it deserves. There's nothing practical about coming to Notre Dame Law School except that you need your degree to practice law."

Other issues

Paulino said he feels trial advocacy is getting too little attention, especially in terms of mock trial.

"The general feel is that trial advocacy for mock trial is on the way out, and they're focusing more on appellate advocacy," Paulino said. "Something that was tremendously valuable to me, that helped me get a good job, that's going to help me be an excellent litigator, feels like it's getting slowly phased out of the school, feels like it's not as important as it should be."

While some students have been vocal about their disappointment in the direction of certain parts of the Law School, O'Hara said she

didn't receive a great rush of students after the rankings came out.

She noted, however, that students typically approach the assistant dean for students, Gail Peshel, with concerns.

Nonetheless, O'Hara said she believed she could do a better job in communicating with students.

"I think there's room for improvement in my relationship with students," said O'Hara, who works in her office at night and often leaves the door open. "Deans wear a lot of different hats, and many of my responsibilities have demanded a lot of time and energy. ... I think I can always improve on my access to students."

Several students said a two-year lag time from the time students passed a petition asking for additional power outlets in the Law Library and the time the outlets

were installed last year was indicative of the communications problems in the Law School.

"If any CEO of any company wanted plugs put in, they would put the plugs in the next day," Paulino said. "This administration and a lot of the faculty members do things because that's what they want to do ... oblivious to what other people think or feel."

O'Hara said the questions raised in light of the rankings could provide a positive platform for self-assessment and the ability to look for positive improvements.

"I want our students to be proud of the Law School and feel like this is a strong and good community for them," she said.

Contact Ken Fowler at kfowler1@nd.edu

"To me, when there are things that are holding it back from the potential that it has. It's kind of frustrating when you know it could be so much better than it is."

Jake Kiani
third-year law student

"There's no practicality to anything that we do here, except for the trial ad[vocacy] program, and it looks like that program is not getting enough of the respect it deserves."

Jim Paulino
third-year law student

Arts and Letters Students Sophomores, Juniors, and Seniors

Graduate School Information Night



Thursday, April 19, 2007

6:00 p.m.

Hammes Student Lounge — CoMo

Dinner will be provided

Recycle The Observer.

INTERNATIONAL NEWS

U.N. to send peacemakers to Sudan

UNITED NATIONS — Sudan agreed Monday to let 3,000 U.N. peacekeepers deploy in Darfur with attack helicopters, opening the door to the first significant U.N. force to help beleaguered African Union soldiers who have been unable to halt the region's four-year war.

After five months of stalling, the government in Khartoum called for a speedy deployment and hinted it could approve an even larger U.N. force that has been demanded by the U.N. Security Council, the United States and others.

But experts were cautious about chances for creating that 20,000-strong force, noting Sudan's leaders have reversed course previously after announcing vague agreements for action in Darfur.

French presidential bids underway

PARIS — A week before the French begin choosing their next president, the dozen candidates moved into the final campaign stretch like a band of ragtag political warriors, insulting, pleading and dickering for votes.

In the first round of an election that no one dares call in advance, Socialist presidential hopeful Segolene Royal has made an unflinching appeal to women to support her in Sunday's vote, while front-runner Nicolas Sarkozy is reaching out to farmers, to those who voted no to a European constitution and to all who love France.

Unlike previous elections, no single theme has emerged. Jobs, immigration and the French identity have all taken turns in the spotlight.

The only constant has been the front-runner status of conservative candidate Sarkozy whom far-right leader Jean-Marie Le Pen dreams of facing in the May 6 final round.

NATIONAL NEWS

Bush pushes Dems to extend funding

WASHINGTON — President Bush, prodding Congress to extend the Iraq war without calling troops home, said Monday that Democratic leaders owe it to veterans and their families to pass the war-spending bill he wants.

"Listen, I understand Republicans and Democrats in Washington have differences over the best course in Iraq," Bush said from the White House. "That's healthy. That's normal, and we should debate those differences. But our troops will not be caught in the middle."

Surrounded by families of veterans, Bush sought to set expectations for his meeting Wednesday with congressional leaders of both parties. In particular, he aimed to pressure Democratic lawmakers to fund the war without trying to limit or wind down the military mission.

N.Y. Catholic diocese faces abuse trial

MINEOLA, N.Y. — The nation's sixth-largest Roman Catholic diocese went on trial Monday in a \$150 million lawsuit accusing church officials of recklessness for employing a youth minister who raped and sodomized teenagers.

In his opening arguments, attorney Michael Dowd told jurors the focus of the trial was not Matthew Maiello, a priest who pleaded guilty to rape and sodomy in 2003, but his superiors.

"The question here is who let the beast loose? Who let him loose to run free through the flock of Rev. Thomas Haggerty, picking his victims at will?" Dowd said.

LOCAL NEWS

Indy man charged with wife's murder

NOBLESVILLE, Ind. — An Indianapolis man was arraigned Monday on charges he and two other men plotted to murder his ex-wife. A fourth suspect was charged with assisting a criminal.

Rebecca Payne, 32, and George Benner, 35, of Fowler were found shot to death April 6 in her mother's home just south of Carmel.

Toby K. Payne, 30, was arrested the next day and held in the Hamilton County Jail without bond on a felony charge of stalking. His former wife had obtained a protective order against him in February, and investigators found agent messages from him on her answering machine after the bodies were discovered.

SOUTH KOREA

Nuclear reactor shutdown likely

Hopes renewed that Pyongyang will comply with disarmament agreement

Associated Press

SEOUL — North Korea may be preparing to shut down its main nuclear reactor, news reports said Tuesday, renewing hopes that Pyongyang will comply with a disarmament agreement days after it missed a deadline to shutter the facility.

The report came a day after a South Korean official said this government may suspend rice shipments to North Korea to ratchet up pressure on the North to comply with its nuclear disarmament pledges.

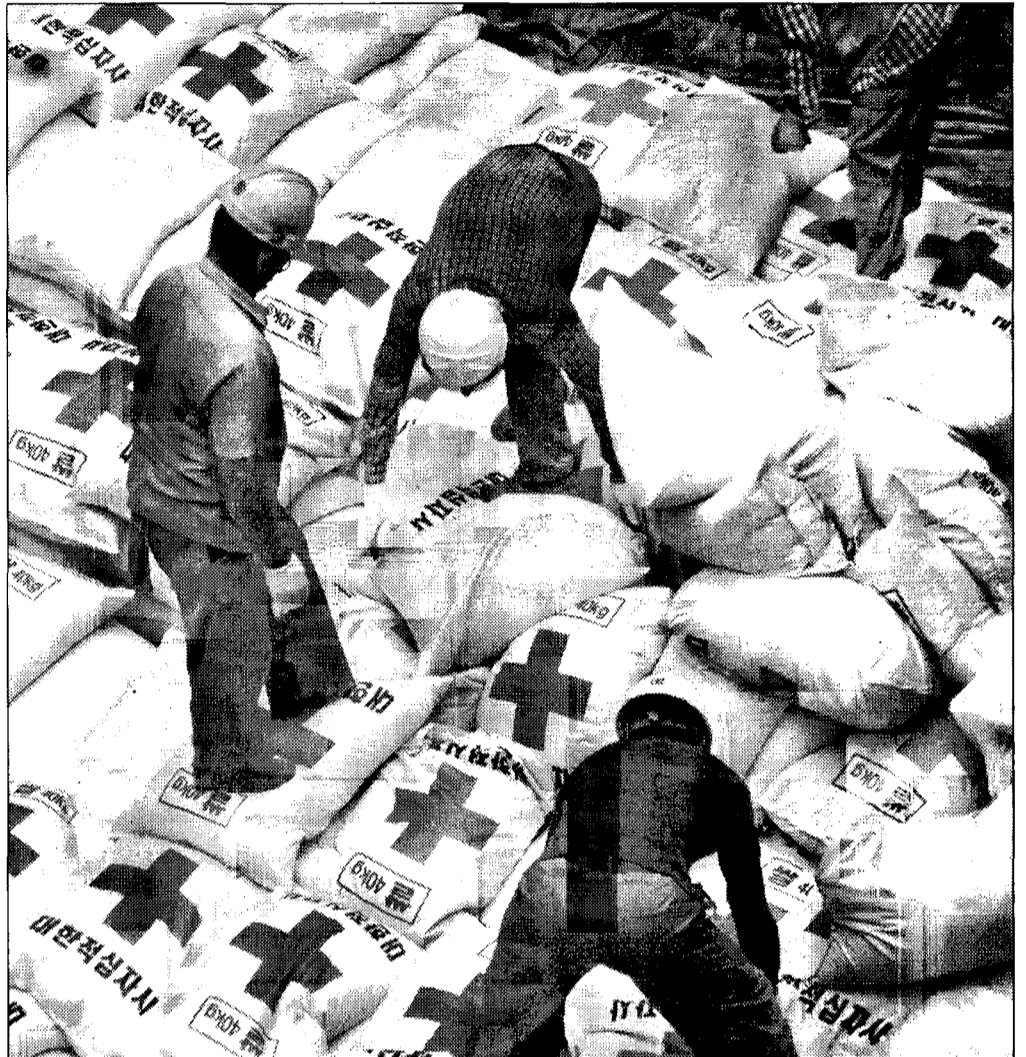
The Yongbyon reactor was still in operation, but there was a high possibility that movement of cars and people at the site seen in satellite photos could be linked to a shutdown, South Korea's Yonhap news agency reported, citing an unnamed intelligence official. The Dong-a Ilbo daily carried a similar report.

An official at the National Intelligence Service, South Korea's main spy agency, told The Associated Press they were "following and analyzing some peculiar movements" around the reactor in North Korea, without elaborating. The official spoke on condition of anonymity, citing policy.

Yonhap news agency cited another unnamed intelligence official as saying that South Korea and the United States have been closely monitoring some movement since a month ago.

"The intensity of these activities has increased from about a week or two ago," the official was quoted as saying. "There are activities other than cars and people moving busily."

The report comes after the North missed a Saturday deadline to shut down the reactor and allow U.N. inspectors to verify and seal the facility under a February agreement with the U.S. and four other countries.



South Korean workers load packs of rice for victims of floods in North Korea August 30. North Korea may be preparing to shut down its main nuclear reactor.

If the North complies, that would be its first move toward stopping production of nuclear weapons since 2002, the start of the latest nuclear standoff. The North is believed to have produced as many as a dozen atomic bombs since then, and conducted an underground test detonation in October.

Pyongyang said last week that honoring its pledge was contingent on the release of money frozen in a separate financial dispute after Washington blacklisted a bank where North Korea had accounts. The funds were allegedly used in money laundering and counterfeiting.

The money was freed for

withdrawal last week, but it's unclear when the North will move to get its \$25 million.

On Monday, an unnamed South Korean official said South Korea could temporarily suspend rice shipments to North Korea in an effort to increase pressure on the North to shut down the atomic reactor.

"We can't just ignore and do nothing if ... North Korea doesn't take initial steps" to disarm as agreed in February at six-nation nuclear talks, the official said, according to the Dong-a Ilbo newspaper. Other dailies carried similar reports.

The two Koreas were set

to begin talks Wednesday in Pyongyang to discuss the North's request for 400,000 tons of rice.

South Korea periodically sends rice and fertilizer to the impoverished North, which has relied heavily on foreign handouts since the mid-1990s when natural disasters and mismanagement devastated its economy and famine led to the deaths of as many as 2 million people.

An official at South Korea's Unification Ministry, which deals with North Korean affairs, said "nothing has been decided yet." The official spoke on customary condition of anonymity.

Gonzales proceedings postponed

Associated Press

WASHINGTON — Senators postponed testimony by Attorney General Alberto Gonzales in the aftermath of Monday's deadly Virginia Tech shootings, delaying his chance to defend contradictions about fired federal prosecutors that have taxed his credibility.

Senate Judiciary Chairman Patrick Leahy said the proceedings, initially set for Tuesday, would be inappropriate after the shootings in southwestern Virginia. He delayed Gonzales' appearance until Thursday.

The Bush administration has

pushed for Gonzales to testify as soon as possible, and the long-scheduled hearing is widely viewed as the attorney general's last chance to quiet a controversy that has prompted calls in both parties for his resignation.

Gonzales has struggled for more than a month to clarify what he described as only a limited involvement in the purge that Democrats believe was politically motivated. A group of conservative activists joined the chorus Monday, urging Gonzales to step down for having "debased honesty as the coin of the realm."

The White House maintained its support for Gonzales. "I think the

attorney general has been perfectly honest," White House spokeswoman Dana Perino said Monday. And Rep. Chris Cannon, R-Utah, defended Gonzales from the political backlash by noting, "This is a town of jerks."

Gonzales accepts responsibility for some of the confusion, acknowledging in written testimony "that at times I have been less than precise with my words when discussing the resignations."

He also ordered the Justice Department to release more than 5,700 pages of e-mails, schedules, memos and other documents to show that the firings were not improper.

VENEZUELA

Countries at odds over ethanol at energy summit

Associated Press

PORTLAMAR — President Hugo Chavez attempted to derail a U.S.-Brazil ethanol agreement as host of an energy summit on Monday, offering his own development plans for South America using Venezuela's vast reserves of oil and natural gas.

Despite Chavez's clash on ethanol with Brazilian President Luiz Inacio Lula da Silva, the two leaders smiled and shoveled cement side-by-side for the foundation of a new petrochemical complex in eastern Venezuela before they flew to Margarita Island for the summit.

Chavez has pledged to explain to Silva his sharp criticisms of last month's U.S.-Brazil ethanol agreement, but neither leader mentioned ethanol right away.

"Only united will we be great," Chavez said in a speech at the Jose petrochemical complex, with Silva and the presidents of Bolivia and Paraguay at his side. "That great power isn't Venezuela. That great power isn't Brazil. ... That great power will only be known as South America."

Chavez repeated his accusation that the U.S. plotted a brief 2002 coup against him and warned that if the U.S. tries to topple him in the future, "there won't be a single drop of oil for the United States." He said any U.S. invasion of Venezuela could lead to a "100-year war."

Chavez has pledged to offer an alternative proposal to "overthrow" the U.S.-Brazil ethanol agreement, which he calls a "cartel" that would monopolize arable lands and starve the poor — concerns shared by his Cuban ally Fidel Castro.

The United States and Brazil are the world's two biggest producers of ethanol — the alcohol-based fuel made from crops such as sugarcane or corn. They signed an "alliance" last month to promote its production in the region and create international quality standards to allow it to be traded as a commodity like oil.

Chavez has not said what he would do to oppose that plan, other than allude to his lobbying efforts against other U.S.-proposed trade agreements.

Asked about recent criticism from Cuba and Venezuela of ethanol as an alternative energy source, Marco Aurelio Garcia, a foreign relations adviser to Silva, denied that Brazil's biofuel initiative would cause food prices to skyrocket while defending the plan as a means of creating jobs.

"Nobody stops eating due to shortage of food. People stop eating due to lack of income, that's the fundamental issue," Garcia said.

The new petrochemical plant involves Brazil's Braskem SA and Pequiven, a division of Venezuela's state oil company. The two signed joint venture agreements to build the new petrochemical complex and plan to invest about \$2.9 billion in a complex that will produce ethylene, polyethylene and other petrochemical products.

Top leaders of Argentina, Chile, Colombia and Ecuador also were attending the two-day energy summit, where Chavez was expected to seek support for projects including a South American natural gas pipeline and a proposed alliance modeled after the Organization of Petroleum Exporting Countries to promote "a fair price" for natural gas.

Brazil will fully join a proposed

regional "Bank of the South" proposed by Chavez as an alternative to U.S.-backed lenders like the International Monetary Fund and World Bank, said Rafael Isea, Venezuela's deputy finance minister.

On ethanol, though, Brazil's interests appear to lie in its agreement with the United States, despite Chavez's disapproval.

Silva said before leaving Brazil on Monday that he hopes to discuss the ethanol concerns, especially "the technical or scientific

basis of the criticisms."

Chavez used to speak warmly about ethanol's future, but he came out harshly against its promotion as a substitute for gasoline after the U.S.-Brazil agreement. His concerns are shared by some experts who say that even if all arable land on Earth were turned over to biofuel production, it still would not meet world demand for fuel. Venezuela still plans to expand its own ethanol production for use as a fuel additive.

Silva said in a Monday morning

radio broadcast that South American countries "have an immense territory" to be able to comfortably produce ethanol and plenty of food.

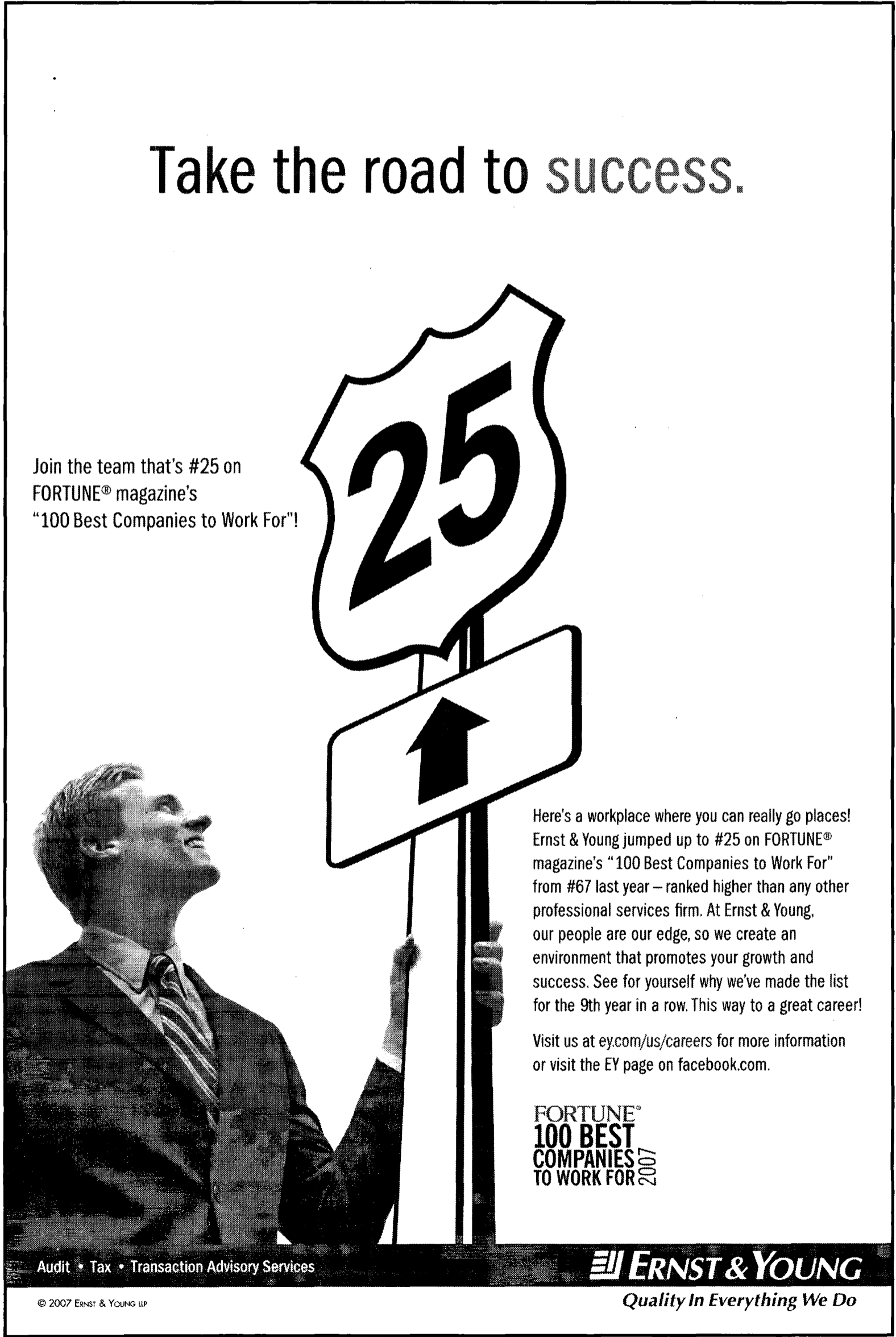
In a visit to Brazil, meanwhile, former Florida Gov. Jeb Bush criticized Cuba and Venezuela for their leaders' newfound opposition to increased ethanol production.

"Mysteriously, for reasons I can't explain, they did a complete about-face," said Bush, the brother of U.S. President George W. Bush.

Without mentioning Venezuela by name, Jeb Bush said the United States needs to boost ethanol use because much of the petroleum consumed by America comes from nations that consider themselves "enemies of our country."

Venezuela's information minister, Willian Lara, dismissed Bush's remarks as part of the "open, clear and persistent intention" of the U.S. government to create a negative image of the energy summit being hosted by Chavez.

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MARKET RECAP

Stocks

Dow Jones 12,720.46 +108.33

Up: 1,941 Same: 142 Down: 1,288 Composite Volume: 2,690,330,508

AMEX	2,229.63	+5.21
NASDAQ	2,518.33	+26.39
NYSE	9,625.53	+102.67
S&P 500	1,468.47	+15.62
NIKKEI(Tokyo)	17,782.08	0.00
FTSE 100(London)	6,516.20	+99.80

COMPANY	%CHANGE	\$GAIN	PRICE
S&P DEP RECEIPTS (SPY)	+0.95	+1.38	146.70
POWERSHARES (QQQQ)	+0.92	+0.41	45.06
SLM CORPORATION (SLM)	+17.73	+8.29	55.05
SUN MICROSYS (SUNW)	+1.03	+0.06	5.86
INTEL CP (INTC)	+1.12	+0.23	20.69

Treasuries

10-YEAR NOTE	-0.55	-0.026	4.735
13-WEEK BILL	-0.10	-0.005	4.865
30-YEAR BOND	-0.73	-0.036	4.890
5-YEAR NOTE	-0.38	-0.018	4.665

Commodities

LIGHT CRUDE (\$/bbl.)	-0.02	63.61
GOLD (\$/Troy oz.)	+4.60	689.90
PORK BELLIES (cents/lb.)	-1.138	103.13

Exchange Rates

YEN	119.595 0
EURO	0.7389
POUND	0.5025
CANADIAN \$	1.1323

IN BRIEF

Third lender agrees to settlement

ALBANY, N.Y. — A third lending company agreed to a multimillion dollar settlement in an expanding probe of the student loan industry, New York Attorney General Andrew Cuomo said Monday, as he announced that 13 additional lenders have been hit with subpoenas or letters from his office.

The investigation has now touched companies that issue 80 percent of all student loans in the United States, according to Cuomo spokesman John Milgrim. Five subpoenas and eight letters seeking lending data were sent Friday.

The lenders that received subpoenas include: College Loan Corp., Access Group, Sun Trust, Edfinancial, and Regions Bank. The companies sent letters seeking documents include: National City of West Palm Beach, Fla.; Citizens Bank, PNC of Pittsburgh, US Bank, Bank of America, Wells Fargo of California, JP Morgan Chase of New York, and Wachovia Corp. of Charlotte, N.C.

In the letters, Cuomo is asking the companies to retain records and turn over data about their practices.

Katrina victim to receive payment

NEW ORLEANS — Allstate Insurance Co. must pay a Louisiana man who lost his home to Hurricane Katrina more than \$2.8 million in damages and penalties, a federal jury decided Monday in a case that hinged largely on whether it was wind or storm surge that wiped out his house.

The jury found Allstate — which claimed most of the damage was due to storm surge, an event not covered in its policy — did not pay Robert Weiss enough money to cover wind damage to his home. The verdict included a \$1.5 million penalty for the company's failure to pay the claim quickly enough.

Allstate lawyer Judy Barrasso said in closing arguments that Katrina's winds were not strong enough to do the damage. She said Weiss already had received more than \$400,000 in insurance payments — including \$350,000 in federal flood insurance.

The lawyer for the Weisses, whose home was in the Slidell area on the north shore of Lake Pontchartrain, told the jury in closing arguments that the house was too high above sea level to have been destroyed by Katrina's storm surge.

Lilly earnings exceed forecasts

First-quarter profits down due to restructuring, but higher than estimates

Associated Press

INDIANAPOLIS — Drug maker Eli Lilly and Co. started 2007 strong by beating Wall Street estimates and raising its own expectations, despite reporting net income that sank 39 percent compared to last year's first quarter.

The Indianapolis company reported on Monday earnings totaling \$508.7 million, or 47 cents per share, for the first three months of the year. That was down from \$834.8 million, or 77 cents per share, in same period last year.

The company said its first-quarter performance was impacted by charges related to restructuring and an acquisition. The restructuring charge of 8 cents per share stemmed mostly from job cuts at a Lafayette, Ind., site and the company's decision to halt construction of Virginia insulin manufacturing plant.

It also included an expense of 29 cents per share related to Lilly's \$2.3 billion purchase of ICOS Corp., a deal that closed in January.

Excluding those items, earnings came in at \$913.3 million, or 84 cents per share. That beat estimates on Wall Street, where analysts polled by Thomson Financial were looking for 79 cents per share.

The company started 2007 "out of the blocks strong," said Lehman Brothers analyst Tony Butler.

"Lilly did very well across the board," he said. "Virtually every one of their products exceeded our estimates modestly."

UBS analyst Roopesh Patel said the company beat estimates "handily," and he noted that its profit was driven by higher sales not cost cutting.

"The overall quality of the earnings was quite decent," he said.



A woman leaves Eli Lilly and Company's corporate offices Monday. Lilly's first-quarter earnings slid 39 percent, still better than forecasts.

Sales rose 14 percent to \$4.23 billion from \$3.71 billion a year ago, which also exceeded Wall Street's estimate of \$4.12 billion.

"We are delivering on our priorities with solid financial performance in the first quarter," company Chief Financial Officer Derica Rice told analysts during a Monday morning conference call.

Top-seller Zyprexa, an anti-psychotic, saw sales climb 10 percent to \$1.11 billion, marking the fourth straight quarter that sales have increased when compared to the previous year's

quarter. But the company noted that the drug saw lower demand in the U.S. market, and it attributed the sales growth there mainly to higher prices.

Butler said Zyprexa still was benefiting from the higher reimbursement it nets when patients switch coverage from Medicaid to Medicare.

Revenue growth from pricing benefits like that is not sustainable like growth from higher sales volume, Patel noted.

Sales of Cymbalta, which treats depression, rose 89 percent to \$441.8 million.

Oppenheimer & Co. analyst Scott Henry thinks the drug still has plenty of potential, especially if it receives approval later this year to be used as a treatment for the neurological disorder fibromyalgia, which he called "a huge untapped market."

Lilly now expects full-year adjusted earnings per share to fall within the range of \$3.30 to \$3.40 per share, an increase from the \$3.25 to \$3.35 range it had projected.

Overall, the company's performance left Miller Tabak and Co. analyst Les Funtleyder "pleasantly sur-

Private firm to buy lender Sallie Mae

Associated Press

WASHINGTON — A group of investors announced plans Monday to buy Sallie Mae, taking the nation's largest student lender private in a \$25 billion deal that comes as some regulators call for tougher standards and lower federal subsidies for the \$85 billion college loan industry.

Private-equity firm J.C. Flowers & Co. and three other investors will pay \$60 per share for the Reston, Va.-based SLM Corp., commonly referred to as Sallie Mae. The sale price represents a nearly 50 percent premium for Sallie Mae's previously sagging stock before takeover rumors emerged late last week.

SLM shares traded up more than 17 percent on the New York Stock Exchange after the buyout was announced Monday.

J.C. Flowers and private-equity firm Friedman Fleischer & Lowe will invest \$4.4 billion and own 50.2 percent of the company. Bank of America and JPMorgan Chase each will invest \$2.2 billion and each will own 24.9 percent. The buyers will also provide Sallie Mae with \$200 billion in backup financing.

John Oros, a managing director at J.C. Flowers, said the firm was drawn by Sallie Mae's stock price, which had fallen to around \$40 per share before takeover talks began. The investors also weren't deterred by the brewing troubles for lenders and the prospect of a clampdown on the industry by lawmakers.

"We think Sallie Mae is a great company and a great business, and appropriate regulation will sort itself out in a way that will make this an attractive transaction for us," Oros said.

Sallie Mae is by far the largest school lender, originating \$23.4 billion in student loans last year, many of them federally subsidized such as widely used Stafford loans. The company has recently expanded into other areas of lending, such as debt collection and 529 college savings plans.

But it has also been subject to greater attention from lawmakers and regulators currently probing ties between lenders and college officials who guide students toward specific lenders for their loans.

Last week, Sallie Mae settled with New York Attorney General Andrew Cuomo over the company's business practices, agreeing to pay \$2 million to a student loan education fund. It will also no longer pay travel and entertainment expenses for university officials or send its employees to work for free in campus financial aid offices.

Shooting

continued from page 1

ings from his girlfriend, a Virginia Tech alumna, around 10 a.m. LaFratta confirmed that his girlfriend's sister, a current Virginia Tech student, was safe, as well as the safety of several close friends.

"When I first heard, they were reporting there was only one death," LaFratta said. "I thought, 'It's a really sad event and I want to know what is going on.'"

Soon, the news coverage took a personal tone.

LaFratta said he eventually heard that one acquaintance had been killed in the first incident in the dorm. By Monday night, LaFratta said he had seen pictures on television of his slain friend.

He said he knew the friend from Virginia Tech's marching band, where LaFratta played trumpet.

Other students with friends at the school expressed their concern Monday afternoon.

Sophomore Amelia Gillespie heard from her roommate before going to class Monday morning.

"I was in shock. I have a couple of friends that go there, and I'm still waiting to hear back from them," Gillespie said. "I tried to call them, but they haven't called back. I think they're okay, because I've heard from other friends."

Freshman Tracy Jennings also has friends at Virginia Tech.

"One of my friends called me around 2 p.m.," said Jennings, who is from Richmond, Va.

The friend who initially called Jennings was not a student there, but the freshman received calls from Virginia Tech students shortly thereafter.

"As soon as one friend called, another did, and more," Jennings said.

The students couldn't give many details about the incident, she said.

"All [they] said was that there was a shooting ... and at least 20 kids had been killed and at least 20 injured," she said. "As far as I've heard, everyone I know is OK."

Jennings said she couldn't contact some of her friends there Monday afternoon because phone lines were busy.

Monica Tarnawski, a sophomore, said she heard here from a friend who attends Virginia Tech Monday afternoon through the social networking Web site Facebook.

"She actually composed a note that said 'I'm fine,' and we all saw it," Tarnawski said.

Like Tarnawski, Jennings and Gillespie, LaFratta said that initially, all reports about his friends had been positive — until later Monday evening, when he first heard his friend had been killed.

LaFratta was watching television news coverage of the shooting when he learned there were more deaths than initially reported.

"At around 12:15 p.m. or so ... all of a sudden, one of the three [channels] reported that there were at least 20 dead," LaFratta said. "I just really hoped it was a mistake."

LaFratta said he soon realized the situation was much more complex than the initial single death, and he said he then felt a "tremendous amount of sorrow."

LaFratta took classes in the academic building where the majority of the deaths occurred.

"A few years ago, I was there," LaFratta said. "It hits home — these things really do happen."

LaFratta said it was hard to imagine a scare on Virginia Tech's campus last year while a convict was loose in the area. This tragedy, he said, is even harder to picture.

"The magnitude of the event is just so overwhelming," LaFratta said.

LaFratta said he would have never predicted anything like this at a campus he described as "exceptionally peaceful."

Students at Notre Dame said they feel safe on campus but recognize that an event like Monday's could happen at anywhere, Notre Dame included.

"Things like that, especially on television — it seems so far away ... [but] I think it could happen anywhere," said Chris Heckett, a visiting graduate student. "To think otherwise would probably be thoughtless."

Erin Smith, a senior, echoed Heckett's thoughts.

"It makes you realize that it could happen anywhere, on any college campus," she said. "It kind of makes you think about the security here at Notre Dame, or at any college campus."

Brown declined to comment on Notre Dame's policies or crisis management plans for any type of violent tragedy like the one Monday morning.

But Smith said she has never felt

anxious about security at Notre Dame.

"I've never felt unsafe at Notre Dame," Smith said.

Senior Paul Mitchell agreed.

"I still feel as safe here as anywhere," Mitchell said, stating, however, that his notions of safety do not make Notre Dame exempt from violence like Monday's tragedy.

Virginia Tech, with an enrollment of more than 25,000, is located in the Blue Ridge Mountains, 160 miles west of Richmond, Va. Jennings said Virginia Tech's location as a college town — not part a large urban area — makes her think about Notre Dame's similar setting.

"Honestly, Tech ... is in the middle of nowhere — and it seems kind of like South Bend, which is a scary thought, being here. It's a pretty enclosed campus, like here," she said.

Gillespie said the incident "kind of just puts things into perspective."

"It makes me look outside the [Notre Dame] bubble a little bit," she said. "It's a small world."

Sophomore Katie Bergerow said the tragedy caused her and her roommates to consider their safety in the residence halls.

"We were talking about how we leave our door unlocked," Bergerow said. They probably wouldn't change that behavior, she said, but the tragedy "really shows that something like this could happen."

Students are also lucky to have a variety of support resources available, said Gaotam Shewakramani, a Notre Dame alumnus visiting campus. He said such resources could help avert a violent crisis, especially those available to stu-

dents who are struggling emotionally.

"I think there are a lot of resources for those who are having difficulties," Shewakramani said. "I would be surprised if someone [who is struggling] wouldn't be reached out to."

Still, Tarnawski said, it's important to remember that you can't know what people are feeling.

"You never know what people are going through inside," Tarnawski said. "Someone after my English class was like, 'You know, I just wonder what was going on in that person's life that caused them to snap.'"

That same thought crossed Mitchell's mind as well.

"My first question was why — why would someone do that, just asking questions to the psychology of that and what enables that sort of violence," Mitchell said.

Monday's massacre will go down as the deadliest campus shooting in national history. Previously, the largest was a rampage that took place in 1966 at the University of Texas at Austin, where 16 people were killed before police shot the gunman to death.

While the facts of yesterday's tragedy still are being investigated, students say while there is little they can do, they can send their prayers and support.

"Right now, I'm here to offer any type of support I can get involved, any type of awareness," Gillespie said.

LaFratta said he has done "a lot of praying" and will continue to do so.

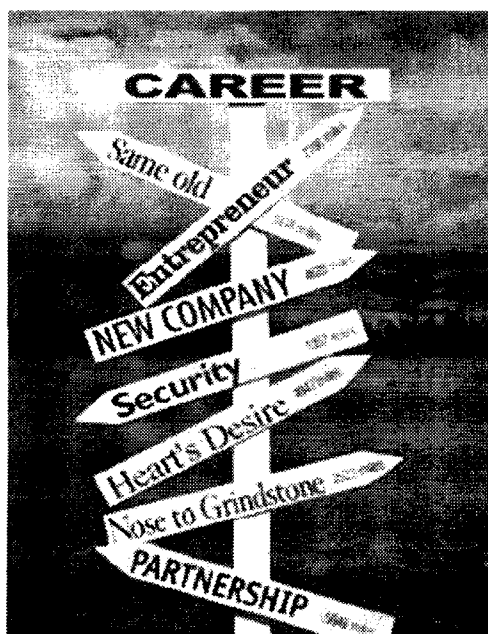
"My first reaction is to pray a lot — my thoughts go out to all those families," LaFratta said.

Contact Aaron Steiner at aSteiner@nd.edu

"It makes you realize that it could happen anywhere, on any college campus."

Erin Smith
senior

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Charter schools in New Orleans now embraced

Associated Press

NEW ORLEANS — Jared Lamb knew his students were feeling the pressure. The math teacher spent months preparing them for a high-stakes test that serves as the first report card for their charter school since it opened after Hurricane Katrina.

Two weeks before last month's test, Lamb tried to break the tension by following through on a promise: He let the students shave his head as a reward for their work preparing for the weeklong Louisiana Educational Assessment Program.

"It looked awful — a patch here, a patch there," Lamb recalled. "But there was no blood, and it helped them prepare for the test, so I have no complaints."

At schools across Louisiana, the annual LEAP test determines whether students in fourth and eighth grades can advance. But the stakes are higher for the growing ranks of charter schools in New Orleans, including the McDonogh 15 School for the Creative Arts, where Lamb teaches.

Test results, due in May, will be the first statistical measure of performance at the charter schools that replaced many of the city's notoriously dysfunctional public schools after Katrina.

"I believe we should be held accountable. The only way we can do it right now is through standardized tests," said McDonogh 15 principal Gary Robichaux.

Before Katrina, city schools were plagued by mismanagement, a shortage of qualified teachers, crumbling buildings, poor student attendance and frequent spates of violence.

Education officials said Katrina, which flooded 80 percent of New Orleans, created an opportunity for the flagging public school system to right itself, with charter schools as a centerpiece. Advocates preach patience. It will take time, they say, for the experiment to bear fruit.

"Starting a charter school in the best of circumstances is difficult. Starting one in post-Katrina New Orleans is even harder," said Andy Smarick of the National Alliance for Public Charter Schools in Washington, D.C.

Before the Aug. 29, 2005, storm, charter schools accounted for only seven of the city's 126 public schools. Today, 31 of 56 operating schools are charters. Nine more will open in the next school year.

An estimated 56 percent of the city's roughly 26,000 students are now in charter schools, making New Orleans the only major city where a majority of enrollment is in charters, according to the New Schools for New Orleans, a nonprofit group supporting charters here: The system, educators say, is no longer in the testing stage.

"I get really tired of that term 'experiment,' because experi-

ment implies that you're just fooling around with something," said Leslie Jacobs, a New Orleans resident and vice president of the state Board of Elementary and Secondary Education. "We're building an entirely new school system, not experimenting."

Before Katrina, the state took over five of the city's worst-performing schools. After the storm, the local school board retained control of only five schools. The rest are run by the state's Recovery School District or publicly funded, privately operated charter schools.

Changes in the classroom experience are easy to spot at McDonogh 15, a school of more

than 400 students from pre-kindergarten through eighth grade nestled in the relatively sedate residential end of the French Quarter, a block from Bourbon Street.

The school, which opened in September 2006, is run by the Knowledge is Power Program,

a network of free, open-enrollment public charter schools. KIPP has 52 public schools with more than 12,000 students in 16 states and the District of Columbia.

More than 95 percent of KIPP students are African American or Hispanic, and more than 80 percent are from low-income families. McDonogh 15's demographics are roughly the same.

Derrick Duncan, a McDonogh 15 eighth-grader whose family evacuated to Houston during Katrina, is now at his fourth school in less than two years. Classes at McDonough are much less crowded than in the public schools Duncan attended before Katrina, and he says he gets much more individual instruction.

"It's a lot better," he said. "Some of the stuff they do here we would never do at my old school."

Indeed, KIPP schools employ virtually theatrical teaching methods and routines. Teachers and students frequently interact through singing, chanting and hand gestures. "Sparking" in the classroom means sitting up, paying attention, asking and answering questions. Students earn a weekly "paycheck" that rewards good behavior with treats like hot cocoa and beignets, the fried pastries that are a signature snack in New Orleans.

Lessons on behavior are as much a part of the school's curriculum as reading, writing and arithmetic.

One morning in February, assistant principal Komal Bhasin was supervising a pop quiz in Lamb's classroom when a chirping cell phone broke the silence. A student fished the phone out of her pocket and silently surrendered it to Bhasin.

"Can you apologize to your teammates for disrupting?" Bhasin asked.

"I'm sorry, teammates," the student said. A classmate raised his hand and gave Bhasin his own phone. Bhasin praised the student's honesty.

"I believe we should be held accountable. The only way we can do it right now is through standardized tests."

Gary Robichaux
principal
McDonogh 15

Asian Film Festival slated

Event will host filmmakers, scholars; to showcase 5 independent films

Special to The Observer

Notre Dame will welcome filmmakers and scholars to campus Thursday to Saturday (April 19-21) for its annual Asian Film Festival and conference, this year titled "On the Edge: New Independent Cinema from China."

The festival will showcase five award-winning independent films from China and engage the filmmakers in candid discussions about the global politics of China's burgeoning independent film industry.

Anne Thurston, a senior research professor at Johns Hopkins University's School of Advanced International Studies in Washington, D.C., and author of numerous books on Chinese contemporary politics, will deliver a keynote address titled "Rising China? The Other China? Thoughts from China's Grassroots." Her talk, which will detail the country's social realities that she feels are commonly misunderstood by Washington policymakers, will take place at 4 p.m. April 19 in the Browning Cinema of the DeBartolo Center for the Performing Arts.

The films, to be screened in the Browning Cinema, are:

◆"Walking on the Wild Side" by Han Jie, 5 p.m. April 19, a drama centered on a youth gang in a coal-mining area of China's Shanxi province (winner of the Tiger Award at the Rotterdam International Film Festival)

◆"Unknown Pleasures" by Jia Zhangke, 8:30 p.m. April 19, two unemployed slackers try to make sense of their aimless and uncertain futures in a sheltered town in China



Courtesy of performingarts.nd.edu

The Asian Film Festival will come to Notre Dame this weekend. Five independent Chinese films will be shown.

◆"The Silent Holy Stones" by Wanma Caidan, 7 p.m. April 20, traces the intermingling of native Tibetan culture with the influence of the outside world (winner of China's national film award for best directorial debut)

◆"The Orphan of Anyang" by Wang Chao, 10 p.m. April 20, three different lives, three different fates, each with their different backgrounds and experiences, struggle to survive at the bottom level of Chinese society (winner of the FIPRESCI Prize at the Chicago International Film Festival)

◆"Blind Shaft" by Li Yang, 2 p.m. April 21, two itinerant miners risk their lives under dangerous working conditions and develop questionable morals in order to survive (winner of the Silver Bear Award at the Berlin International Film Festival)

A complete schedule of events

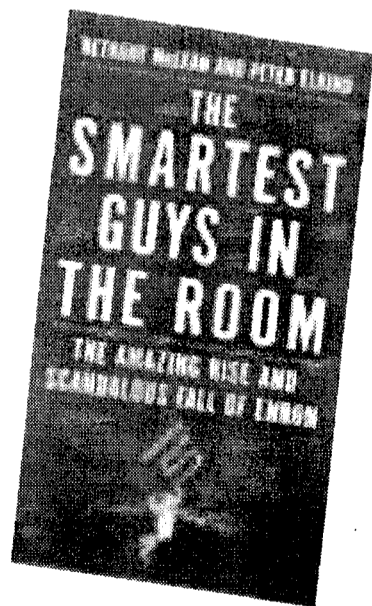
is available on the Web at <http://performingarts.nd.edu/>.

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LESSONS LEARNED FROM THE ENRON SCANDAL

Bethany McLean

Co-author of
The Smartest Guys in The Room: The Amazing Rise and Scandalous Fall of Enron and
editor-at-large for *Fortune*



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THE OBSERVER VIEWPOINT

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Tuesday, April 17, 2007

THE OBSERVER

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The heavy burden of a golden dome

I had the pleasure of going to mandatory loan counseling last Wednesday morning as part of the process of getting everything finished for graduation. While the kind folks who ran the counseling did everything they could to make this reality check painless, the enormous cost of college in this country was immediately made tangible before my eyes. If everything goes according to plan, I will be paying off my education at Our Lady's University until 2022.



Jonathan Klingler

Forward the Revolution

Fifty-four percent of Notre Dame undergraduates take out some kind of loan to finance their education. According to the College Board, last year the average tuition fee for four-year private universities increased by 5.9 percent, a rate 2.1 percent above that of inflation. Two months ago Notre Dame announced that tuition for the 2007-08 school year would be \$35,187, an increase of 5.4 percent from this year. With costs increasing at a rate significantly higher than inflation, more and more students are unable to receive higher education. A recent report by the U.S. Senate's Advisory Committee on Student Financial Assistance found that due to rising costs, an estimated two million qualified students from 2001 to 2010 will conclude that college is just not an affordable option.

College costs are increasing at a rate only exceeded by those of health care, and like health care, costs are out of control in part because those who consume the product are not directly responsible for paying for it. For Notre Dame students, most of us either have family members who pay for our education, receive scholarship money of some sort, take advantage of federally subsidized loans or take out loans freshman year that we will pay off in the then-distant future. I do not believe that "the system" is somehow

taking advantage of students — in fact, it is our parents, donors and taxpayers who are being royally screwed in this scheme.

As students, we get to live in a fantasy world for four years that allows us to spend our days taking classes on Japanese pop culture, going to a different bar every weeknight, trying to convince other students to give up eating meat, eggs and milk and writing uninteresting columns for The Observer. Our tuition goes to fund a sweet new football training building, speakers on every subject from all over the world and landscaping that puts some botanical gardens to shame. Along the way, while our non-student peers are working to support themselves, we get to "find ourselves" as we skip the classes we are supposedly paying to attend to instead watch daytime TV and sleep until noon. I've heard Notre Dame referred to as a "Catholic theme park" before, and it is important to remember that our four-year pass comes at great cost.

It's no wonder that universities are encouraged to increase their spending at such a high rate when students don't actually see the money leaving their pockets that pays for the massive stone entrance to campus, the new digital visualization theater/planetarium at Jordan or poorly attended film festivals at DPAC. There is so much extra cash lying around that Student Union Board could afford to put \$650,000 it couldn't spend into a new endowment instead of giving it back to the University to lower tuition. That amounts to about \$100 per undergraduate after counting interest paid from student loans. I don't know about you, but I'd rather have the cash right now than listen to Ana Gasteyer talk about her declining career.

I chose to go to Notre Dame, I chose to pay the tuition price I was offered and I chose to stay here when the price went up. I've loved my time here and the freedom to explore my interests has been invaluable, but I do wonder if maintaining Indiana's best bathrooms in the Main Building is a

worthwhile use of my \$40,000 a year.

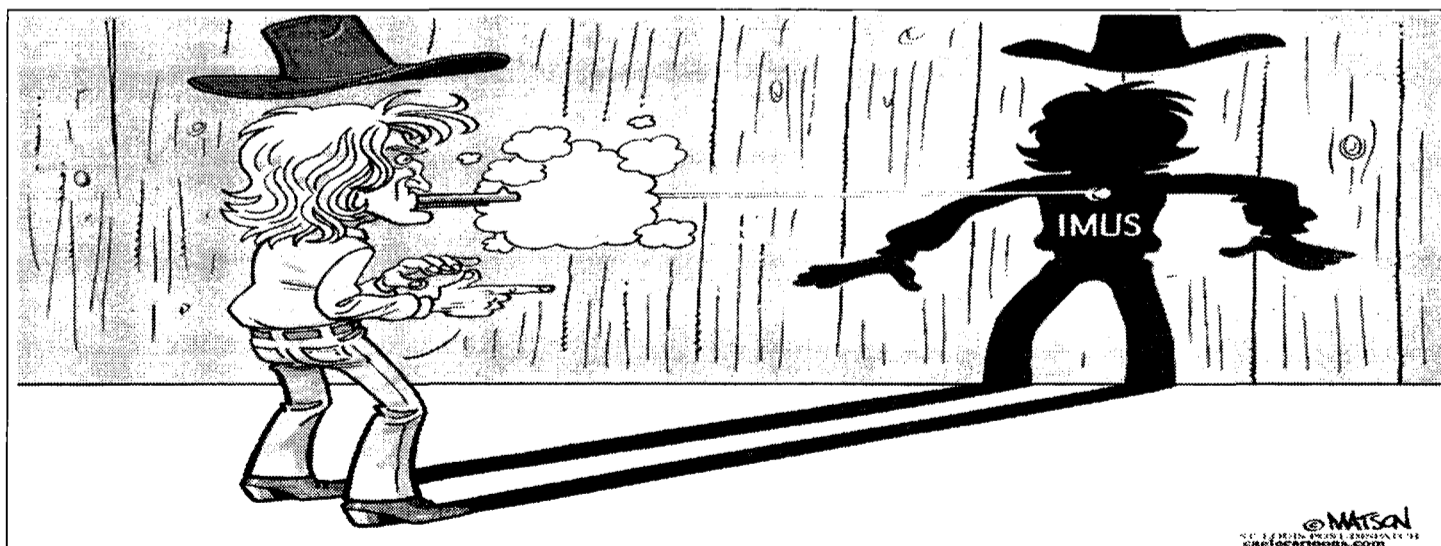
Notre Dame, as we all know, is a very well run business, and there is only one institution which can claim to represent its customers/students, and that is our beloved student government. My co-workers at The Observer often criticize the Student Senate for being ineffective, and I've heard multiple student senators tell me that they want something to do. Unlike student governments at some other universities, ours is mostly an advisory body. As such it has an established role as a voice of the student body and for oversight of the administration on behalf of students. It only makes sense that the student government should use its power and legitimate position in this area to vigorously monitor unnecessary spending on the part of the University and push for more transparency in pricing, such as locked-in tuition for students, so that the price they agree to at acceptance is the same they pay when they graduate.

We get to enjoy ourselves for four years, get a degree from the best university in the land and then encounter the hard truth of the real world. Our parents, alumni and University staff may seem to want to depress us by pressing us on grades, jobs or loans, but they are the ones who pay most of the cost to maintain our paradise of 8,332 students. They trust us to make the most out of our opportunities here, and the least we, and the Student Senate we elected, can do is fight to keep that money from being squandered. We not only owe it to them, but to potential members of the Class of 2022 who might decide not to join our family because they can't afford to pay for our life of luxury.

Jonathan Klingler is a senior management consulting major and president emeritus of the Notre Dame College Republicans. He currently resides in Keenan Hall and enjoys Tolstoy and Matlock. He can be contacted via e-mail at jklingl@nd.edu

The views expressed in this column are those of the author and not necessarily those of The Observer.

EDITORIAL CARTOON



OBSERVER POLL

Who will be the starting quarterback this fall?

Vote by Thursday at 5 p.m. at www.ndsmcobserver.com

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QUOTE OF THE DAY

"In all affairs it's a healthy thing now and then to hang a question mark on the things you have long taken for granted."

Bertrand Russell
British author and philosopher

LETTERS TO THE EDITOR

The hidden victim of the Imus scandal

Thursday was a watershed moment in the world of radio. Don Imus, nationally syndicated host of the Imus in the Morning Show, was fired Thursday over the racial slurs that he made toward the Rutgers women's basketball team. The comment, which referred to the women as "nappy haired hos," was appalling and bigoted. The women of Rutgers basketball have been victimized by this remark and the pain inflicted should not be trivialized.

The other, less obvious victim of this scandal is the American public. Imus' actions warranted punishment and political fallout, and normally I would be satisfied that both have occurred. CBS and MSNBC removed Imus, and politicians including Barack Obama and Harold Ford (politicians, I might add, that Imus vigorously supported in their bids for

office) have refused to ever appear on his show. I wonder, however, if this fallout is genuine.

If the parties believed the moral choice was to dissociate themselves with Imus, what took so long? Where were they the day after the incident? The fallout for Imus didn't begin until five days after the comments were made, far longer than it takes to make such decisions. This belated response from all parties is not coincidental. There was not a genuine reaction to Imus, but companies and politicians simply pandered to the American public.

All of those "shocked and outraged" now knew the reputation of the Imus show. For years the program has made comments far more racist and offensive than the ones made about the Rutgers basketball team. The show has a run-

ning impersonation of Cardinal Egan, the Archbishop of New York, that slurs Catholics as racist, homophobic and bigoted. Jewish people were also called "thieving Jews" and "Christ killers." In reference to Serena Williams suggesting she might appear on the cover of Playboy, another cast member responded, "More like the cover of National Geographic" (yet another Best of Imus segment). They even went as far as to refer to Martin Luther King Day as James Earl Ray Day (his assassinator).

Apparently CBS, NBC, Obama and Ford could face this bigotry, but Rutgers' comment has crossed the line. Has it really? Or has the public been victimized by the self serving hypocrisy of politicians and the media? Once this issue became polarized, many seized the opportunity to condemn the man whose

controversial style they supported.

What is sad about this event is that instead of engaging in a serious debate about racism and stereotypes, the American public will have to settle for holier than thou companies and politicians on their soap boxes deriding the racism they profited from until it became inconvenient. Imus never hid what he was. He was a controversial and sometimes racially offensive figure. His show was about making money and helping lead the fight against cancer and autism. If only all the other parties could be as candid with their agendas, perhaps real issues on race would be addressed.

Mike Folger
 sophomore
 Zahm Hall
 April 16

Lives lost in Iraq war anything but 'wasted'

What on earth is wrong with our society today? Where has the respect for human life gone? Why is it one must earn respect for his life rather than it being inherent to his very existence?

I write this letter with much frustration and anger in response to Will McAuliffe's column ("No children left behind," Apr. 16), which referred to the fallen soldiers in Iraq as "wasted lives." While McAuliffe probably intended for his column to argue the need to end the Iraq war, his mode of argument completely undermined his effort.

Rather than honoring those who have valiantly served and given their lives for a country they love, McAuliffe labels these lives as "wasted." McAuliffe justi-

fies this insult by senselessly claiming that he "certainly doubt[s]" the war's dead were content with their short lives as they must have had "lots of work left to do and lots of life left to live." Well, excuse me, dear William, but just because you are 22 years old and have yet to derive any contentment from your life does not necessitate that anybody else is in that same boat with you. And on that note, I would like to pose the question: If you kicked the bucket tonight, would your life have been a waste?

While for the sake of argument you might respond in the affirmative, I "certainly doubt" that in your heart of hearts you truly believe that. Contentment doesn't come with time, nor is it something

that is given or merited. Rather, contentment is a decision: One is and will only be as content as he wants to be. There is absolutely no objective way to measure the value of a human life. Yes, there are certain feats within life that are more valuable than others; however, the cumulative value of these various events of a given person's life by no means can measure or determine the inherent value of his being alive. At the end of any life, there will be regret, the "if only" and the "but I wanted to," but this does not mean the life has been a waste, nor does it mean contentment cannot be derived from what one has accomplished by his time of death, whether that person dies at the age of eight, 18 or 81.

I strongly believe it tragic so many men and women have died while serving in the armed forces; however, I could never say, nor tolerate others saying, these lost lives have been a waste of life. The totally selfless sacrifice and courage exhibited by any serviceman (dead or alive) is the ultimate gift that can be given and all of us civilians should be in complete and utter awe of these men and women and celebrate what they do and have done, rather than lamenting over what they could have done.

Mary Daly
 freshman
 Welsh Family Hall
 April 16

An acronym you can get behind

This week is supposed to be LGBTQ awareness week, but developing awareness is going to prove difficult with such a haphazard acronym. This contorted array of letters makes every article seem as if a drunken reporter continually passed out on the keyboard.

All of the great acronyms in our society have been catchy or unique enough to hold water with the American public. Without a good acronym, any group is going to suffer the fate of NKOTB. Acronyms derive their strength from being pronounceable as a word, like NAFTA or UNICEF, or having a multiple letter, think N "Double A" CP.

If the leaders of this body are tied to letters like Q, giving gay rights a powerful acronym

may prove to be a game of Scrabble that Milton Bradley wouldn't be able to finish. For those open to changing the acronym, there is always "HATS" (Homosexuals Asking for Tolerance and Sensitivity), but perhaps a more pragmatic solution is a simple rearrangement of the difficult letters: "GQ.BLT" Now that sounds fashionable and delicious.

The writer is a former cartoonist for The Observer.

Alec White
 senior
 off campus
 April 16

Submit a Letter to the Editor or Guest Column to viewpoint.1@nd.edu or online at www.ndsmcobserver.com.

Letters to the Editor should be no more than 350 words in length. Guest Columns should be no longer than 800 words and must include a byline with name, year, and major. All submissions must include the author's name and contact phone number. Submissions must be in by 3:00 p.m. to be considered for publication the next day.

Sheehan's actions consistent with Catholic values

I was disappointed to read Sarah Vabulas' letter in last Friday's Observer ("Sheehan not in line with College mission"), in which she criticized the decision by Saint Mary's to invite Cindy Sheehan to speak. Vabulas gives two reasons for her disapproval: (a) that Sheehan "misrepresent[s] the war through false facts while casting unwarranted aspersions upon those who fundamentally disagree with her," and (b) that Sheehan has engaged in acts of civil disobedience to further her cause.

Vabulas offers no support for her claim that Sheehan's criticism is based on false facts. Sheehan has questioned the administration's motives for invading Iraq, criticized its management of the war and expressed frustration with the overall leadership of President Bush. The facts

are that the administration's case for war was wrought with misinformation and deception, no weapons of mass destruction were ever found in Iraq, countless strategic and administrative errors have been made and corruption and scandal plagued the administration every step of the way — from Halliburton no-bid contracts to Abu Ghraib. Sheehan's criticism is especially relevant today, as the sectarian violence continues unabated and the futility of the war has become apparent even to members of the President's own party.

Although she is at times abrasive in her rhetoric, Sheehan's objections are indeed warranted, especially coming from the mother of a soldier who was killed in Iraq. Turning to Vabulas's second reason — that the avenues of protest utilized are

"not valued in the [Saint Mary's] mission." This argument indicates an unawareness of Catholic values and a disregard for the role that civil disobedience has played throughout human history in helping to eradicate injustice and promote peace.

Catholic Worker founder Dorothy Day encouraged Catholics "to fill the jails with nonviolent resistance to war." Jacques Maritain wrote, "The deep trend toward emancipation which is at work in that history requires breaking of the law as a perpetual and necessary condition of progress." Dr. Martin Luther King Jr. was arrested and sent to jail 29 times for acts of civil disobedience in his effort to secure civil rights for all Americans. Gandhi engaged in civil disobedience multiple times in his fight for India's independence.

The methods advocated by these and

other heroic men and women are not "disrespectful" or "despicable." They are courageous and morally justified. Neither Cindy Sheehan's methods nor the cause for which she fights is contrary to the mission of a Catholic institution like Saint Mary's. Pope John Paul II has said, "When war, as in these days in Iraq, threatens the fate of humanity, it is ever more urgent to proclaim, with a strong and decisive voice, that only peace is the road to follow to construct a more just and unite society." This is exactly what Sheehan has done, however unpleasant it may be for some people to hear.

Michael Kelley
 senior
 St. Edwards Hall
 April 15



MATT HUDSON/Observer Graphic

By TAE ANDREWS
Scene Editor

Three pennies for your thoughts, anyone?

Tickets to "The Threepenny Opera," opening tonight at 7:30 pm on the Decio Mainstage Theater in DPAC, cost a little bit more than three cents (it's actually \$8 with a student ID), but the show remains thought-provoking fare: a play set on the mean streets of 19th-century London and riddled throughout with social commentary and class consciousness.

At the very beginning, one of the characters strides to center stage and declares "Threepenny ... an opera for beggars." On the surface, this is immediately apparent, as the ragtag ensemble performs a musical number costumed as London's poor and downtrodden — who make up the staff list of Jonathan Jeremiah Peachum, the underworld king of the city's bedraggled beggars. The hunchbacked Peachum (played by Conor Woods) is alternately hilarious and menacing as he stalks the stage with his signature sneer on his face. His wife, Mrs. Peachum (Krysta Dennis) also deserves mention for her crazed look and sinister cackle. Overall the pair is vaguely reminiscent of the Master of the House and his wife in the musical "Les Miserables" — only with better accents.

The two get their rags in a twist when their beautiful daughter, Polly (played by Katie Nuss), runs off to elope with Macheath, London's crown prince of crime. Matt Goodrich steals the show as Mac the Knife, as he is more commonly known. Despite being a womanizing

scoundrel, Mac retains a quick charm about him that the audience can't help but like as he delivers his lines in a thick brogue.

As revenge for stealing away his daughter, Jonathan Jeremiah Peachum resolves to have Mac arrested. As a result, Polly convinces Mac to get out of town. But before he does, Mac makes the mistake of making a quick pit stop at his favorite brothel, where he runs into the sultry Jenny (played by Sarah Loveland), a seductive prostitute and bitter ex-wife who gets paid off to betray him.

The resulting plot twists and turns involve Mac's many love triangles and his continuing flight from justice. This process is complicated by the corrupt police chief Tiger Brown (played by Mark Pienkos), who is an old friend of the irascible Mac.

"The Threepenny Opera" is great fun as a show; it's a bawdy and gaudy affair full of spot-on musical numbers, quick one-liners and just the right amount of sleaze. The show's tongue in cheek is delivered well — most of the humor arrives with a wink and a nod.

In addition, the overall stage aesthetic is perfect for the material. The stage is often bathed in red and blue hues, and Mac and his miscreant crew sport garishly bright gangster zoot suits. In addition, in keeping with the play's theme of oppressive poverty, much of the cast is decked out in couture reminiscent of the "Derelict" clothing line from the film "Zoolander." A few costumes even include beer can bolas made out of empty Keystone Light cans.

The play also has a strong cabaret influence. Fans of the musical "Chicago" will love "Threepenny," as it possesses a



DUSTIN MENNELLA/The Observer

The womanizing scoundrel Macheath (left, Matt Goodrich) elopes with Polly (right, Katie Nuss) while his cronies (center, Alex Godofsky) looks on.

similar feel at times. In fact, the musical was written by composer Kurt Weill and playwright Bertolt Brecht and debuted in Berlin in 1928. Indeed, it is believed to have inspired "Chicago."

Despite all the grimy glamour onstage, there is a lot more to "The Threepenny Opera" than meets the surface. Director Anton Juan wanted to use the show as a platform from which to expound on social justice issues such as world poverty. He started with the set itself. Without a doubt, the play's unforgettable central image is the set, which resembles a giant face.

"I wanted to keep the set simple, with nothing technological," Juan said in an interview Sunday. "I don't like to be a slave to technology. Plus, I wanted something that could be manipulated by the actors."

Juan went on to offer his three cents on the set design.

"My idea in the play, with the head being crowned, is that the head is the system itself, the system of corruption that spews out and swallows us," he

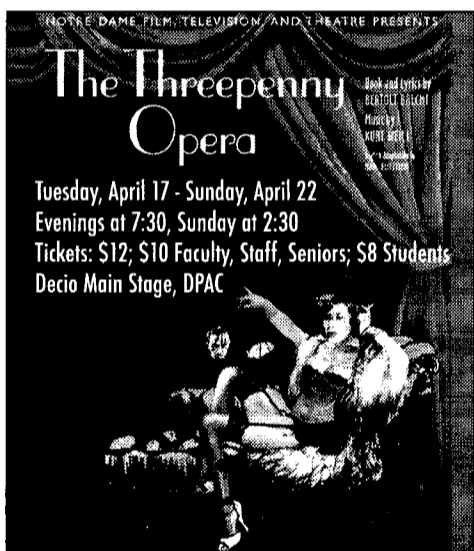
said. "It keeps covered the evils of society and prevents us from speaking the truth."

"The system of corruption itself is being crowned, and we're all symptoms of that system. I thought that should be a panorama, an integral part of the whole system of which we are all a part of."

"It's a beautiful experience to go through a process as an ensemble. I wanted [the cast and crew] to understand a different aesthetic, a different style. It's because you lead the student so that they move into other realities. Their experience of pain is very limited. I thought maybe they should face that too. A vision of social justice is something they should understand."

With its talented cast, dynamic visuals and engaging characters, "The Threepenny Opera" is not only well worth the price of admission, but is also a show with a deeper meaning. That's quite a bargain.

Contact Tae Andrews at tandrew1@nd.edu



DUSTIN MENNELLA/The Observer

Stephanie Newsome plays a street singer in "The Threepenny Opera." The show's opening describes the play as "an opera for beggars."



DUSTIN MENNELLA/The Observer

Jonathan Jeremiah Peachum (Conor Woods) menaces a beggar (Eddie Velazquez). In "The Threepenny Opera," Peachum plays the beggar's boss.

Rockers of O.A.R. positioned for greatness

By JAMES COSTA
Scene Writer

For the second time in two years, O.A.R. is coming to South Bend to play the Morris Center. It's been an exciting year for the band, including a sold-out performance at Madison Square Garden in New York City. That memorable night was filmed, and the recording will come out this June. The band's most recent album, "Stories of a Stranger," is a chugging and powerful piece of work that brought the group great success this year and last.

O.A.R., which plays in South Bend this Sunday, is often tagged as the successor to groups like the Dave Matthews Band and has continued to forge new musical paths and directions. Jerry DePizzo, the band's saxophonist, spoke with The Observer to discuss the band's past and its strong outlook for the future.

Tell us about the album. How's it been playing live?

DePizzo: It's been playing real well. We've developed some of the songs to become staples of our concerts. We've developed them and manipulated them to fit the live environment, with arrangements that fit a live environment in a way we didn't focus on when making the album. We do it so that when you come to a show, the songs are certainly different from the album version. This is something the band loves to do. We love to switch it up and vary it up to give people something a little bit different for the live show.

"Stories of a Stranger" was released in 2005. Is there a new album in development?

DePizzo: Yeah, we have a live record coming out June 5th. We filmed it at Madison Square Garden on January 28th of this year. It's going to be a two CD and two DVD set. It's really fantastic. We're extremely proud of it as a band and it's probably the best thing we've done to date. Everything from the performance, the recording of it, the filming of it, the artwork, everything, and it's all just really great and we're extremely proud of it. We're going into the studio this fall to do another studio record.

How does it affect the band to watch yourselves continue to rise?

DePizzo: It's a good feeling. The band is bigger today than we were yesterday. It keeps growing and growing and growing. We haven't really had an explosion of growth or something like that, and in some ways that's a good thing and in some ways we wish we would have that. Everything is steadily progressing though. We're a better band because of it and we've learned to deal with each new level as well.

You once said that two songs you loved to play live are "City On Down" and "Poker" because they really hit a chord with the audience. Now with this tour and upcoming album, can listeners

expect another "Poker"?

DePizzo: No. Honestly, we never really tried to replicate what "Poker" is and I think it would be foolish of us to try. It's a magical song, but it's been 12 years since we wrote that song. We're at a complete different place now with different aspects and points of life that are what we try to write about now. It's just like how songs like "I Feel Home" and "Love and Memories" can't be replicated. You can't try to go backwards with things; you can just keep going forward with things.

What's it like as a band to have songs from a few years back that you can play and so every night relive the memories of the times when the song was new?

DePizzo: Just to see the reaction of the crowd every night is a great thing. People ask if we get tired of playing a song but it's not like that. We have one song that we have to play and that's the one we have to play and some people see it as a burden but I really don't. People get so excited and so happy when you play it, so why wouldn't you? And the other side of it is that we switch it up and change it every night. It's never the same when we play it. I don't think we've played songs the same way twice, ever.

This keeps it fun and fresh for us. We build upon it. We don't play it the 1996 version or the April 16th version. We keep building and adapting and changing it, and this keeps it fresh for us. I think it's the artist's and the band's responsibility to give the fans something new every time. Marc [Roberge] does a lot of improvisation with the lyrics. Some nights when the show gets a little crazy, half the lyrics are off the top of his head. As one of the soloists in the band, I don't play the same solo twice, ever. One thing is that I don't like to memorize things. Also, it keeps everything fresh and exciting for me.

A lot of people don't realize that O.A.R. is actually Of a Revolution. How did you get the name?

DePizzo: I think it's from a short story that Marc wrote in 1996. It's taken from a time when him and Chris [Culos] had just studied abroad in Israel for months and had a new outlook on life. They'd seen a completely new culture, with different cultures living together as one while fighting each other at the same time. It was a distinct point in their life and they started writing this music and being in this band and they wanted a name that was somewhat lofty, a name that meant something above themselves and that's what they came up with.

In a review of the older album "In Between Now and Then," you were compared to the Police. How does the band enjoy these comparisons?

DePizzo: The Police is one of my favorite bands of all time, so if someone wants to say we sound like the Police then that's fantastic. I'll take it. We can get compared to bands like the Dave Matthews Band, Phish and the Grateful Dead and it's great. We

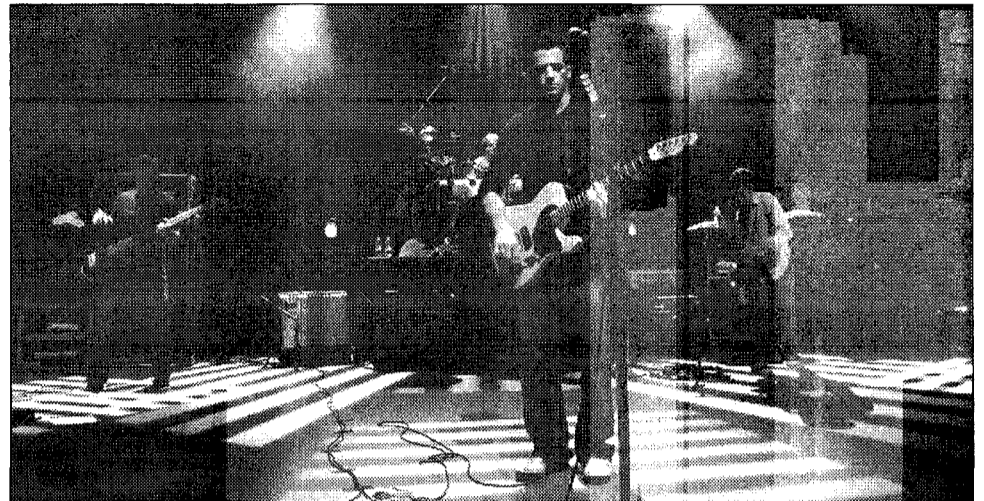


Photo courtesy of luxurious.com

O.A.R. (Of A Revolution) performs at The Greek Theatre in Los Angeles. The group will play at the Morris Center for the Performing Arts Sunday.

take it as compliment and we try to forge our own path. I don't think we've ever tried to sound like anybody else and if we tried, we'd fail miserably. So we try to be the band that we are and get better at that.

As your sound has changed over the years, I notice that the band worked with famed songwriter Glen Ballard on "Love and Memories." What was that experience like?

DePizzo: It was great. I expected something completely different out of that situation. Glen Ballard was a well-known individual with a great amount of success and I expected a lot more attitude and bravado from him and I didn't get any of that. He really just sat down with us and wrote a song and I loved every second of it and we got a great song out of it.

Where does the band see their sound heading in the tours and albums to come?

DePizzo: I'd say it's going to get closer to the live sound and what we do on stage. We're not going to record a record of 10-minute epic jams, but we're going to have a lot of chemistry in the studio. We spent about a month in New York writing new music for the record and we recorded it all. We'd never done that before.

We used to come up with a bunch of song ideas, record them, and that would be the record. What we're doing now is playing the songs and recording them on tape and now over the next few tours, play them live and see how it goes in a live setting. They end up becoming better songs because we get more comfortable and more familiar with them through performing them. You can expect the next O.A.R. record to be 10 or 12 performances on a record and not just songs.

What led you to join O.A.R.?

DePizzo: I lived the dream as a guy who was a big fan of the music and actually got to be a part of the band that I really enjoyed and loved. We were friends first and went to college together. I'd go to see them play and then I'd go and help set up at sound check, then I'd play a song at sound check, then a song during the show, then a couple songs and it kept progressing from there till the saxophone and what I did became an integral part of the band and the band's sound. It's been a very exciting and rewarding experience.

What can the bands expect from the summer tour?

DePizzo: We'll be playing new songs, which we're excited about.

We're going to blow the doors off the place. We're going to bring out one hell of a light show and new arrangements and it'll be a really powerful, wonderful and exciting O.A.R.

What songs can we look for that have become live highlights?

DePizzo: "Fifty two fifty" is that one that has really taken on a life of its own. It has really developed into one of the stronger songs that we do live. That was one that really surprised me going into the tour because it wasn't a song that we played exceptionally well when we went in to make the record. Now, it's a really powerful song that has a lot of impact.

What was it like when the band realized they had sold out Madison Square Garden?

DePizzo: It was great! The thing was, we had played the Garden in January of 2006 and we were very, very pleased to fill it out the first time around. That was a surprise to us; we didn't think we'd have that kind of success there. This time was a little different. Since we'd done it last year, we expected to do it this year and so we raised the bar.

We're certainly glad that we did it again. We actually sold a few more tickets this year than last year, which was great. On top of that, we did the recording and the filming, so there was a lot of pressure put on us to sell out and when we did, we breathed a sigh of relief.

What's it like to sell a million total records as a band?

DePizzo: It's great — it's definitely an accomplishment. It's a notch on the belt. We continue to keep putting notches on the belt and reaching, going for goals we want to attain and we want to achieve in our career.

How does it work then that the whole band can be doing their own thing and still come together to form one song?

DePizzo: That's the chemistry. It's what makes us who we are and the band that we are. It's what you can't get with a bunch of session musicians. It's the camaraderie, the years of brotherhood and friendship being on stage, learning how to be a band with each other. It's something that can't be replicated.

What are the band's immediate plans?

DePizzo: We are on a spring tour right now. We have a West Coast tour in June, then the summer tour in July.

Contact James Costa at jcosta1@nd.edu

NBA

Heat fall to Celtics with big help from Jefferson

Carter's triple-double helps Nets take down metropolitan rival Knicks; Gasol's contributions help Grizzlies defeat Spurs

Associated Press

Al Jefferson's jump hook with one-tenth of a second left lifted the Boston Celtics to a 91-89 win over the Miami Heat on Monday night in the next-to-last regular season game for both teams.

Delonte West scored 28 points, while Jefferson finished with 20 points and 13 rebounds for Boston. Rajon Rondo added 17 for the Celtics.

Jason Williams hit his first five 3-point tries — he finished 5-for-6 — and scored 16 points for Miami, as did Jason Kapon. Shaquille O'Neal added 14 points and Michael Doleac scored 10 for the Heat, who went with some unusual lineups in an effort to rest key players before the playoffs.

Dwyane Wade had eight points on 3-for-7 shooting in 23 minutes for Miami.

Miami gave the members of its regular rotation fewer minutes than usual. All five starters played between 23-25 minutes, none of them besides Eddie Jones seeing any time in the fourth quarter.

Instead, this was a night where the likes of Doleac, Chris Quinn and Earl Barron got plenty of play. And, in perhaps the theme of the season for the Heat, they still couldn't escape without an injury.

Forward James Posey, a key 3-point shooter and defender for the defending NBA champions, sprained his left wrist and shoulder after colliding with Rondo with 5:44 left in the second quarter. Both players were moving toward

a loose ball, hit awkwardly and Posey fell hard to the court, immediately grimacing and grabbing his arm.

Miami finished its home schedule 27-14; Boston was 12-29 on the road this season, matching last year's mark.

Standings-wise, the game was irrelevant. Miami will finish as the Eastern Conference's fourth seed and will be in either Cleveland or Chicago when the playoffs open this weekend. Boston will finish with the worst record in the East and the second worst — ahead of only Memphis — in the NBA.

But the Celtics, namely coach Doc Rivers, still showed plenty of fire.

Rivers picked up a technical foul midway through the third quarter for arguing a three-second call against Jefferson, and his team responded with a 26-9 run over the next 9 minutes. Gomes' 3-pointer from in front of the Heat bench capped the burst, and Rivers punctuated it with a fist pump as the Celtics took a 75-67 lead.

The Heat battled back, taking the lead on Doleac's putback with 1:17 left, but that would be their last score. West's jumper tied it at 89 with 55.2 seconds left before Jefferson delivered the winner.

Nets 104, Knicks 95

Vince Carter had 29 points, 12 rebounds and 10 assists, and the New Jersey Nets clinched at least the No. 7 seed in the Eastern Conference by beating the New



Heat forward James Posey falls as he attempts to retrieve a loose ball against the Celtics in Miami Monday. Boston won 91-89 behind a big game from Delonte West.

York Knicks Monday night to complete a season sweep.

New Jersey is still hoping to catch struggling Washington for the No. 6 seed and face Atlantic Division champion Toronto in the first round. The Nets (40-41), who have won three straight and five of six, finish their season Wednesday night at home against Chicago.

Bostjan Nachbar added 19 points for the Nets, who won their sixth straight at Madison Square Garden and 10th in the last 11 meetings overall against their rivals across the Hudson River. New Jersey has won 22 of the last 26 in the series, including two victories in the last four nights, and is 20-4 against New York in the regular season since acquiring Jason Kidd.

Steve Francis scored 26 points and Mardy Collins had 23 for the Knicks (32-49), who are limping to the finish. They have lost a season-high five straight and need a victory at Charlotte on Wednesday to avoid losing 50 games in consecutive seasons for the first time since doing it three straight times from 1984-87.

The highlight for the Knicks was a brief appearance by Jamal Crawford after he missed the last 22 games with a broken right ankle. The Knicks' second-leading scorer was expected to miss the rest of the regular season after he was injured in late February, but

was activated and played the final 30 seconds of the third quarter.

But Stephon Marbury, David Lee and Renaldo Balkman were still sitting, and they were joined along the way by starting center Eddy Curry, who didn't play in the second half because of a strained right hamstring.

The rest of the night belonged to the Nets, with Carter and Kidd receiving loud ovations. Carter had his second triple-double this season and fourth of his career, while Richard Jefferson added 15 points and Mikki Moore scored 14.

Grizzlies 101, Spurs 91

Pau Gasol scored 25 points, grabbed 15 rebounds and had six assists to lead the Memphis Grizzlies to a victory over the San Antonio Spurs on Monday night.

Gasol connected on nine of his 15 shots to lead five Grizzlies in double figures.

Both teams were without key players. Spurs Tim Duncan, Tony Parker and Manu Ginobili took the night off because San Antonio was no longer playing to enhance its third seed in the West. That left little-used Spurs such as Jackie Butler and James White starting their first games of the season.

Memphis starters Mike Miller and Damon Stoudamire didn't play because of knee injuries, and rookie Rudy Gay left in the second

quarter after aggravating an ankle injury.

Chucky Atkins scored 19 for Memphis, while Dahntay Jones finished with 16 points. Tarence Kinsey had 12 points, and Stromile Swift added 10.

White and Michael Finley led the Spurs with 17 points apiece, while Butler and Bene Udrih scored 12 each.

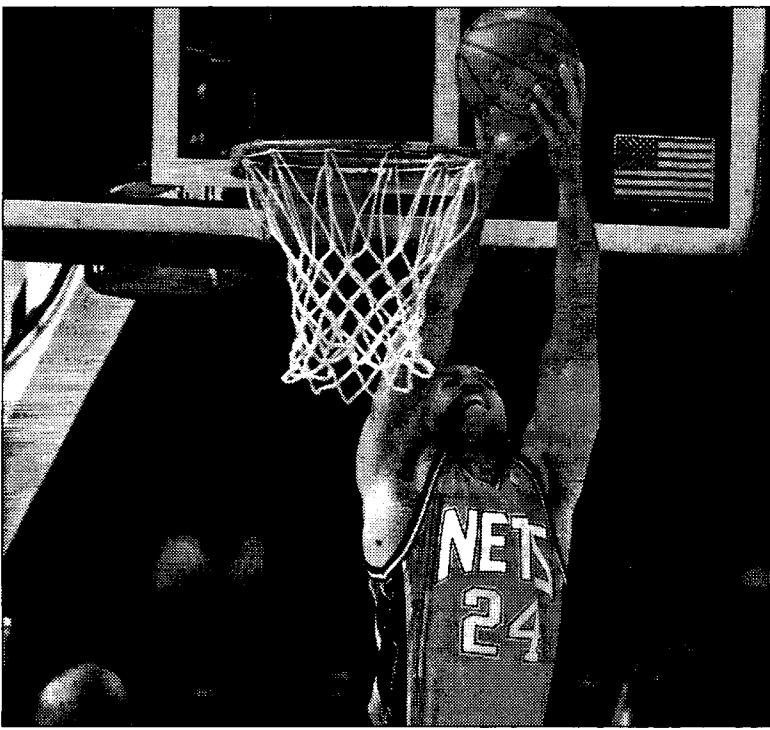
grabbed 10 boards.

San Antonio, which trailed by as many as 21 early in the fourth period, got the deficit under 10 with 5:18 to play, and eventually got within 91-86 on Butler's 15-footer with 3:19 to play. But San Antonio, which never led in the game, could get no closer, dropping its second game in as many nights.

The Grizzlies, who also defeated the playoff-bound Denver Nuggets on Saturday night, have won two straight, matching their longest winning streak of the season.

Memphis held a 56-43 lead at the half as Gasol scored 20 points, including a 43-footer as time ran out in the second period. The 7-foot Spaniard ran off the court with his arms outstretched like an airplane before bumping chests with Swift.

Atkins added 10 points for Memphis. No Spurs were in double figures, White and Robert Horry registering eight points apiece.



Nets forward Richard Jefferson dunks against the Knicks in Madison Square Garden on Monday. The Nets took the game by 10

CLASSIFIEDS

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If you or someone you care about has been sexually assaulted, visit <http://osa.nd.edu/departments/rape> to learn about resources at ND and in South Bend.

Professional couple to house sit for summer. Saving to buy home. ND references. Dave 574-204-2877 aft 6p

AROUND THE NATION

Tuesday, April 17, 2007

COMPILED FROM THE OBSERVER'S WIRE SERVICES

page 15

Major League Baseball

American League East

team	record	perc.	last 10	GB
Boston	7-4	.636	7-4	-
Toronto	7-5	.583	7-5	.5
Baltimore	6-6	.500	6-6	1.5
New York	5-6	.455	5-6	2
Tampa Bay	5-7	.417	5-7	2.5

American League Central

team	record	perc.	last 10	GB
Cleveland	6-3	.667	6-3	-
Detroit	7-5	.583	7-5	.5
Minnesota	7-5	.583	7-5	.5
Chicago	5-6	.455	5-6	2
Kansas City	3-9	.250	3-9	4.5

American League West

team	record	perc.	last 10	GB
Seattle	5-3	.625	5-3	-
Los Angeles	6-7	.462	6-7	1.5
Oakland	6-7	.462	6-7	1.5
Texas	5-7	.417	5-7	2

National League East

team	record	perc.	last 10	GB
Atlanta	8-3	.727	8-3	-
New York	7-4	.636	7-4	1
Florida	6-5	.545	6-5	2
Philadelphia	3-8	.273	3-8	5
Washington	3-9	.250	3-9	5.5

National League Central

team	record	perc.	last 10	GB
Cincinnati	7-5	.583	7-5	-
Milwaukee	6-5	.545	6-5	.5
St. Louis	6-5	.545	6-5	.5
Pittsburgh	4-6	.400	4-6	2
Houston	4-6	.400	4-6	2
Chicago	4-7	.364	4-7	2.5

National League West

team	record	perc.	last 10	GB
Arizona	9-4	.692	9-4	-
Los Angeles	8-4	.667	8-4	.5
San Diego	7-5	.583	7-5	1.5
Colorado	5-7	.417	5-7	3.5
San Francisco	3-7	.300	3-7	4.5

NCAA Men's Lacrosse Inside Lacrosse Top 20

	team	points	prev.
1	Cornell	360	1
2	Duke	331	4
3	Albany	329	3
4	Virginia	305	2
5	Princeton	292	5
6	Georgetown	262	6
7	Johns Hopkins	242	10
8	Maryland	222	7
8	Navy	222	8
10	North Carolina	206	9
11	NOTRE DAME	191	11
12	Bucknell	153	13
13	Loyola Md	116	12
14	UMBC	113	14
15	Drexel	112	16
16	Syracuse	105	17
17	Towson	65	15
18	Delaware	37	18
19	Colgate	36	NR
20	Hofstra	32	NR

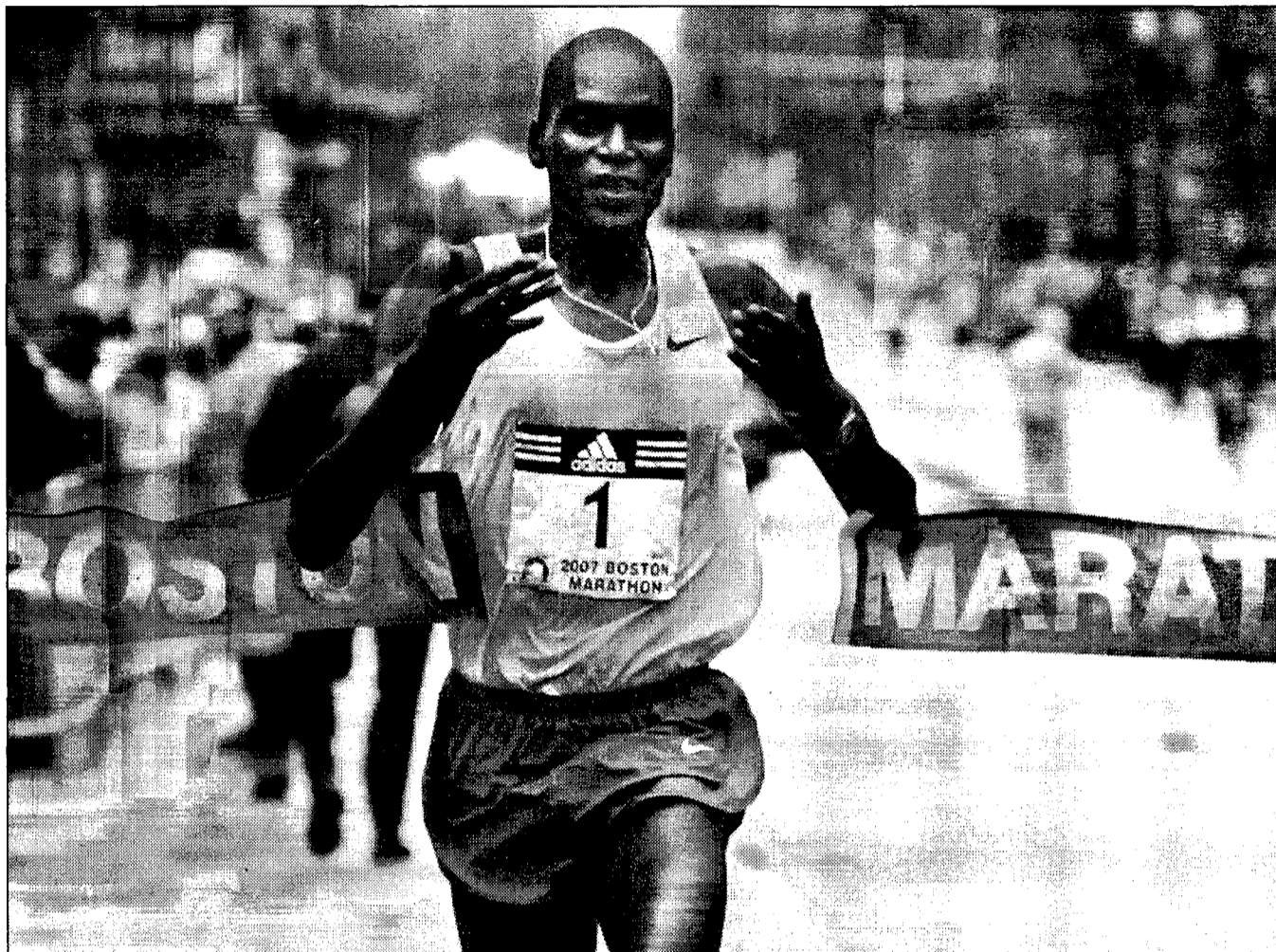
around the dial

NHL

Ottawa at Pittsburgh
7 p.m., VERSUS

Detroit at Calgary
10 p.m., VERSUS

BOSTON MARATHON



Robert Cheruiyot of Kenya crosses the finish line in Boston Monday as he wins the 111th Boston Marathon. Cheruiyot finished the 26.2-mile race in 2:14.13 for his third Boston marathon win.

Cheruiyot defends Boston Marathon title

Associated Press

BOSTON — The runners were soaked, the pavement slippery, and Robert Cheruiyot knew exactly where trouble was waiting along the Boston Marathon route.

So 48 hours before the start of Monday's race, after his more traditional training was complete, the defending champion headed to the course to test the traction of the finish line. It was at the end of the Chicago race, 26 miles and 384 yards in, that he slipped — nearly costing himself a race, if not a career.

"I don't want myself to think about falling down in Chicago," Cheruiyot said

after overcoming from a concussion from that slip and the remnants of a nor'easter to win his third Boston title. "It is like telling someone something very bad. ... It is not good."

Cheruiyot, who also won in 2003, earned his third Boston title standing up. He outkicked countryman James Kwambai on the way into Kenmore Square to win in 2 hours, 14 minutes, 13 seconds — slower than the course record of 2:07:14 he set last year but enough to win by 20 seconds.

"When the lion is chasing the antelope, he doesn't look back. He has to eat," Cheruiyot said. "So when I run, I don't stare at my time."

Kenya took the top four spots in the men's race and its 15th victory in 17 years. The top American man was Peter Gilmore, in eighth place.

Russia's Lidiya Grigoryeva captured the women's crown in 2:29:18, winning by 20 seconds and sending Latvia's Jelena Prokocuka to her second consecutive second-place finish. Grigoryeva, who set the course record in Los Angeles last year, veered to the stands to grab a Russian flag just before crossing the finish line.

Top American hope Deena Kastor fell back after stomach problems diverted her from the course for a minute near the midpoint. Kastor,

the defending London champion, American record-holder and Olympic bronze medalist, still finished first in the U.S. national championships, a race within a race that carried a \$25,000 bonus.

"It's hard to deal with a disappointing performance when you've prepared for so much better than you did out there," she said.

Cheruiyot spent two nights in a Chicago hospital in October after slipping on the finish line as he raised his arms to celebrate his victory. He couldn't sleep for more than a month, had trouble with his back, along with headaches that persisted until six weeks ago.

IN BRIEF

Weekley wins first PGA Tour event at Verizon Heritage

HILTON HEAD ISLAND, S.C. — Boo Weekley didn't blow his latest chance for a first PGA Tour victory, chipping in on the final two holes to hold off Ernie Els and win the Verizon Heritage on Monday.

Weekley looked as if he would give back all of a three-shot lead after his bogey on the 16th hole and his muffed chip behind the 17th green. Weekley followed the blunder with a 40-foot, par-saving chip to keep a one-stroke lead.

But then Weekley had his troubles on Harbour Town's lighthouse hole, No. 18. He chipped across the green and into the fluffy rough down a short slope. Once again, Weekley's short game saved him, this time rolling it from 36 feet away.

"Unreal," Weekley said. "This is unreal."

The Big Easy, bidding for his first tour win since 2004, lost his chance on No. 17, driving into the hazard behind the green for a bogey.

Federer pressures ATP to save Monte Carlo Masters

MONTE CARLO, Monaco — Roger Federer is making another push to save the Monte Carlo Masters from being downgraded.

The top-ranked Swiss said Monday that the ATP, which is planning to restructure its 2009 calendar, is moving too fast.

"Many people are worried, and because they are worried, I think we should just wait for a minute here," Federer said.

The ATP wants to trim the Masters schedule from nine to eight tournaments by cutting Monte Carlo and Hamburg and adding Shanghai.

Both Monte Carlo and Hamburg, which are two of the main clay-court warmup events for the French Open, would remain on the tour but no longer with Masters status. They are both suing the ATP.

"Before we move too quickly in a bad direction, let's have a meeting all together and go forward from then," Federer said.

Pacers out of playoffs for first time in 12 years

INDIANAPOLIS, I.N. — Coach Rick Carlisle said all the right things less than 24 hours after his Indiana Pacers were knocked out of playoff contention for the first time in a decade.

He said they had a good practice and will be ready for Tuesday's game at Atlanta.

But he struggled whenever he uttered the phrase "out of the playoffs." And his boyish face looked more drained Monday than perhaps at any point in the past two tumultuous years.

The Pacers will close their season at home against Washington on Wednesday. Carlisle said it will be business as usual, but his gloomy demeanor made his words a tough sell.

"You don't approach it any differently because you're out of the playoffs," Carlisle said. "You come in and you try to get better and you try to win those last couple."

CYCLING

Hamilton returns after 2-year ban

Associated Press

Tyler Hamilton feared his return to competitive cycling, unsure what to expect in his first race in the United States after a two-year doping ban.

After the first stage of the Tour de Georgia on Monday, the former Olympic gold medalist was encouraged.

Hamilton was 56th, finishing in the middle of a huge peloton about 2 minutes behind the stage winner, Daniele Contrini of Italy. Contrini finished the 97-mile ride from Peachtree City to Macon in 3 hours, 24 minutes, 26 seconds.

Hamilton is attempting to reclaim his place among the elite in cycling after his suspension in September 2004 for blood doping, the transfusion of extra blood that can increase endurance. He has been racing in Europe since January but Monday was his first sanctioned race in his home country since the 2001 San Francisco Grand Prix.

Hamilton has continued to protest his innocence, but he seemed relieved to again have the chance to talk about racing.

Hamilton said his comeback was slowed by a bout with flu symptoms that developed into bronchitis in March, but the 2004 Olympic time trial champion says he hopes to use this long race to build momentum for the Tour of Italy.

Hamilton acknowledged he does not yet know if, at 36, he can return to his top form.

"I've never taken two and a half years off from racing and come back," he said. "Your guess is as good as mine. I feel I'm heading in the right direction."

The troubles faced by Hamilton, 2006 Tour de France winner Floyd Landis and others have hurt the sport.

Hamilton's return was considered a taboo subject by some.

"No comment on that," said Doug Ollerenshaw, who finished second Monday, when asked how Hamilton was received by other racers.

Hamilton said before the race he was prepared for a possible icy reception from some of his peers, but he said Monday he had no problems.

"It was really special there at the start line this morning," Hamilton said. "It was nice that there were a lot of people encouraging me and welcoming me back to racing. That was nice."

Hamilton is the captain of the Tinkoff Credit Systems team, a new Italian-Russian team. He brings valuable experience to the team as a former teammate of Lance Armstrong and a racer who has won stages in the Tour de France and in Italy. Contrini is Hamilton's teammate.

Hamilton said this week he is motivated by what he still considers to be unfair treatment of him in the doping case. He made only a passing reference

on Monday to "the situation in 2004" as he talked about his comeback.

"Still take it one day at a time," he said when asked about his plans for the week. "I did feel better today that certainly I did in March. That was encouraging, yeah."

"It's nice to get the first stage out of the way."

Hamilton said he "really remained a professional bike racer the whole time" during the suspension, but he said his devotion to training can't replace the missed competitions.

"I've trained every day," he said. "The hardest part was missing out on the racing. I typically road race 80 to 100 days a year, so I missed two and a half seasons, basically. I missed a lot of racing."

The Tour de Georgia should help Hamilton learn if he is prepared for bigger races in Europe.

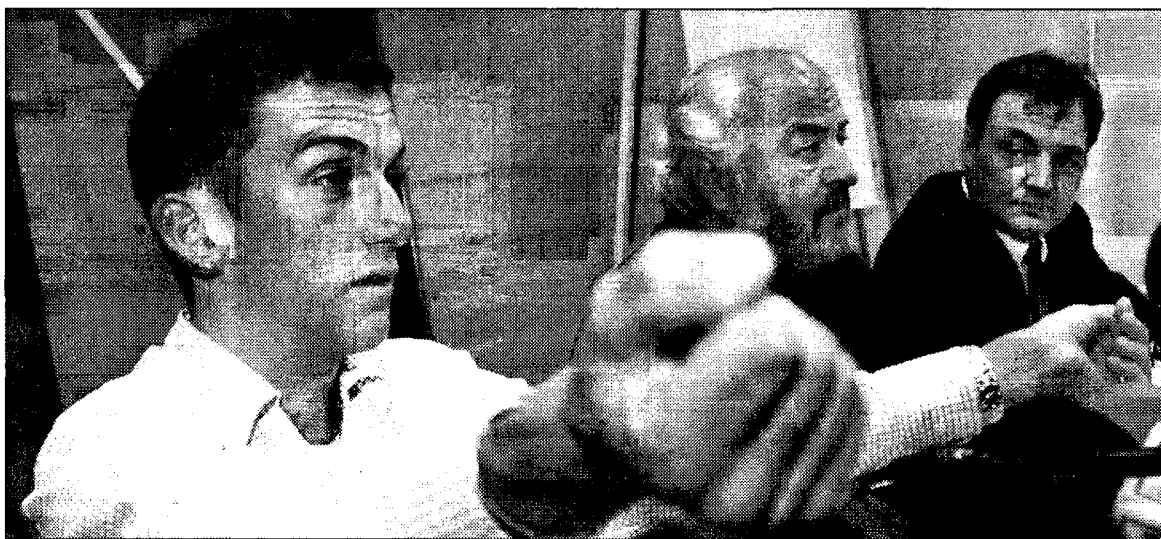
Tuesday's second stage from Thomaston north to Rome covers 135 miles, followed by another 118 miles north to Chattanooga, Tenn., on Wednesday.

The fourth and fifth days take the racers through the mountains of north Georgia, including the grueling Stage 5 run from Dalton to Brasstown Bald Mountain, Georgia's highest mountain.

The relatively flat courses on Monday and Tuesday favor sprinters. Hamilton, at his peak, would be expected to make his move in the mountains.

On Monday, Hamilton said his focus was on his teammate's stage victory.

"For me it was really emotional seeing Contrini there at the finish line," he said. "I knew once he was there at the breakaway he had a chance to win, and I just had my fingers crossed the whole day."



U.S. cyclist Tyler Hamilton gestures his innocence in a blood doping investigation with his fists during a press conference in Switzerland in 2004. Hamilton returned to racing after a two-year ban.

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Tuesday evening, April 17, 10:00 p.m.
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NHL

Lightning take 2-1 series lead with win

Sabres outduel Islanders in Game 3 of series

Associated Press

The Tampa Bay Lightning are finding ways to make Martin Brodeur look ordinary.

Vincent Lecavalier scored his fourth goal of the playoffs, and Brad Richards and Vinny Prospal each tallied their first in helping the Lightning beat the New Jersey Devils 3-2 on Monday night in Game 3 of their first-round Eastern Conference series.

Johan Holmqvist, who has rebounded from a shaky NHL postseason debut to outplay Brodeur the past two games, stopped 30 shots as the seventh-seeded Lightning took a 2-1 lead in the best-of-seven matchup. Game 4 is at Tampa on Wednesday night.

Brodeur, a three-time Stanley Cup champion, entered the playoffs with a 1.89 career goals-against average, but has given up three in each game of the series. Tampa Bay also won three of four regular-season meetings against the goalie, who won a league-record 48 games.

Lecavalier scored his power-play goal on a sharp-angle shot that appeared to catch Brodeur by surprise in the first period. He had an assist on the winner, which Prospal scored from in front of the net with 6:29 remaining in the third.

John Madden and Zach Parise scored for the Devils.

Brodeur's experience and strong track record are the main reasons many expect the Devils ultimately to win the series, however the 28-year-old Holmqvist is making it interesting in his first postseason appearance.

The Devils outshot the Lightning 9-5 in the opening period, but were 0-for-3 on the power play and failed to take advantage of a two-man advantage they held for just over a minute after Tampa Bay's Martin St. Louis went to the penalty box for high-sticking.

Holmqvist rebounded from allowing five goals on 24 shots in a Game 1 loss to make 34 saves in Tampa Bay's 3-2 victory in Game 2 at New Jersey. He was solid again Monday night, even after the second-seeded Devils tied it at 1 on Madden's goal with 2:33 left in the second.

The Lightning goalie kept the game from getting away with a huge save as time expired in the period, rejecting John Dowd from point-blank range and setting the stage for an exciting third period.

After Richards gave the Lightning a 2-1 lead just 69 seconds into the period, New Jersey countered with Parise's goal that deflected off Tampa Bay defenseman Dan Boyle three minutes later to give Brodeur another chance to take over the game.

Sabres 3, Islanders 2

Thomas Vanek and the Buffalo Sabres forwards stayed down only so long.

After two games where most of the offense came from the defense, Vanek, Daniel Briere, and Adam Mair all connected in the second period Monday night to lift Buffalo to a victory over the New York Islanders and give the top-seeded Sabres a 2-1 lead in the first-round, Eastern Conference playoff series.

The Sabres, who led the NHL with 308 goals, scored six while splitting the first two games on home ice. Chris Drury, who assisted on Mair's goal, scored twice in the series-opening victory for the only goals by Buffalo forwards.

That all changed when the Sabres scored three times in a span of 7:39.

Trent Hunter and Ryan Smyth answered in the second period in front of a towel-waving, sellout crowd and NHL commissioner Gary Bettman. It wasn't enough, despite 32 saves by Rick DiPietro in his first home game in three weeks following a bout with post-concussion syndrome.

When Randy Robitaille was whistled for tripping with 1:34 left, the white towels stopped waving and came flying down to the ice.

Game 4 of the best-of-seven series is Wednesday on Long Island. Game 5 is back in Buffalo on Friday.

Ryan Miller recovered from a shaky start to make 20 saves in his second victory this series and 20th of his playoff career.

After a lackluster first period in which Buffalo was outshot 10-9, the speedy Sabres quickly took the play to the Islanders in the second. With constant pressure and long-term puck possession in the New York zone, Mair made it pay off at 5:17.

Hunter got knocked off the puck on the offensive end, and defenseman Henrik Tallinder rushed back up ice. He gave the puck to Drury, who crouched to make a precision cross-ice pass from above the left circle to Mair. He easily steered the puck in as he raced toward the left post.

By then, Buffalo had a 4-0



Devils goaltender Martin Brodeur saves a shot from Lightning center Ryan Craig Monday in Tampa. Brodeur gave up three goals in the contest, leaving the Devils in a 2-1 series deficit. AP

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VS. W. MICHIGAN (2)

WEDNESDAY, APRIL 18 @ 5:00PM
VS. BALL STATE

THURSDAY, APRIL 19 @ 5:00PM
VS. VALPARAISO



BASEBALL

TUESDAY, APRIL 17 @ 6:05PM
VS. TOLEDO

WEDNESDAY, APRIL 18 @ 6:05PM
VS. PURDUE

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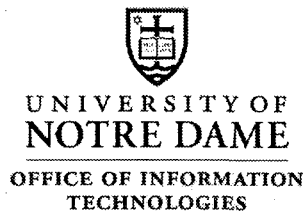
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MLB

**Soriano injured as
Cubs cruise to win**



Cubs outfielder Alfonso Soriano grabs his injured hamstring after attempting a diving catch in the fifth inning of Monday's game.

Associated Press

CHICAGO — The limp was clear as Alfonso Soriano dragged himself up the stairs, out of the clubhouse and into the night. His immediate future is a bit murky, though.

On a night when the Chicago Cubs shook up their lineup, Soriano got shaken up.

He left in the fifth inning after injuring a hamstring while attempting a diving catch in the Cubs' 12-4 rout of the San Diego Padres on Monday.

"Yes, I don't like to get hurt," Soriano said, when asked if he's worried. "I know that I'm not going to be able to play tomorrow, so it's sad for me because ... I like to play every day. We'll see how I look tomorrow."

Chicago, which was 0-7 against the Padres last season, led 3-0 in the fifth when Clay Hensley (0-3) lofted a fly to shallow center with a runner on third and one out. Soriano raced in, dove and rolled over as he trapped the ball.

Soriano then got up and slipped while attempting a throw. Trainer Mark O'Neal tended to him, and Soriano walked off gingerly under his own power. The initial diagnosis was a strained left hamstring, and the Cubs hoped to know more after an MRI exam on Tuesday.

Even if the test reveals no tears, Soriano thought he would miss at least five days.

"I believe that it's not bad, it's not that bad," he said.

But when asked if the disabled list a possibility, Soriano wasn't quite as confident — even though he the pain had subsided a bit.

"I don't know yet, but like I said, I feel a little better now than in the past," he said.

Soriano, who signed a \$136 million, eight-year contract, and Jason Marquis were key components in the Cubs' off-season makeover.

Marquis (1-1) allowed one run in six innings to win for the first time in three starts since signing a \$21 million, three-year contract with the Cubs.

"He was aggressive," San Diego's Adrian Gonzalez said. "He went after you, and we

didn't take advantage of some mistakes that he did make. It was to his benefit."

Chicago began the night last in the NL Central at 4-7 and entered with five losses in six games, and manager Lou Piniella shook up the lineup.

The biggest change was moving Jacque Jones from right field to left and dropping him to sixth in the batting order. Matt Murton started in right, batted cleanup and delivered two hits and two RBIs.

Piniella said before the game he was simply "changing things up a little bit. Nothing more, nothing less."

He also said one move that is not under consideration at the moment is moving Soriano out of center field, even though he entered with a .234 average and no homers. Of course, the bigger issue afterward was his health.

"He made a heck of an effort on that ball," Piniella said. "He cheated in a little bit on the pitcher and got a good jump on it and made a really good try."

His teammates put forth their best effort, finishing with season-highs in runs and hits (14).

Hensley gave up 10 runs and 11 hits in five-plus innings.

"I got into trouble a little bit with trying to locate a fastball outside that was running over the plate," he said. "Their guys came out swinging."

Marcus Giles had one of the few bright spots for the Padres, hitting a three-run homer in the ninth off Will Ohman, who has a 9.00 ERA.

Run-scoring singles by Derrek Lee and Murton gave the Cubs a 2-0 lead in the first, and Michael Barrett hit a two-run homer as Chicago scored four in the fifth to make it 7-1. Mark DeRosa added a homer leading off the sixth against Hensley, and Cliff Floyd hit a three-run drive off Mike Thompson later that inning.

But the Cubs left Wrigley Field hoping Soriano's injury isn't severe.

"I've had some injuries in my career, and I know when you sign a contract the last thing you want to do is get hurt," Floyd said. "Hopefully, it's not that bad, and we'll get him back as soon as possible."

recycle The Observer.

**Please join Fr. Jenkins
for a discussion of Pope Benedict XVI's Encyclical...**

DEUS CARITAS EST

CONFERENCE ITINERARY

FRIDAY, APRIL 27

- ... 4:00 p.m. Opening Mass at Alumni Hall Chapel (Fr. Jenkins presiding)
- ... 5:15 p.m. Reception in the Grand Hall of the Hesburgh Center for International Studies
- ... 6:15 p.m. Opening remarks from Fr. Jenkins
- ... 6:30 p.m. Keynote speech from Ms. Brosnahan followed by panel discussion

SATURDAY, APRIL 28

- ... 9:00 a.m. Breakfast buffet in the Grand Hall of the Hesburgh Center for International Studies
- ... 9:45 a.m. Keynote speech from Fr. Anderson followed by panel discussion
- ... 11:00 a.m. Concurrent presentations of student papers (including roundtable discussions with faculty and students)
- ... Noon Lunch in the Grand Hall of the Hesburgh Center for International Studies
- ... 1:00 p.m. Continue with concurrent presentations of student papers

KEYNOTE SPEAKERS

- ... Ms. Mary Brosnahan, director of the Coalition for the Homeless in New York City and a 1983 graduate of Notre Dame
- ... The Very Reverend Philip Anderson, O.S.B., Prior of Our Lady of the Annunciation of Clear Creek Monastery

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For catering estimates, please email godislove@nd.edu and indicate your attendance.



SMC TENNIS

MIAA first place on line in K'zoo

Saint Mary's can take conference lead with victory this afternoon

By ELLYN MICHALAK
Sports Writer

Saint Mary's will travel to Michigan this afternoon with a chance to tie Kalamazoo for first place in the MIAA.

The Belles come in to the contest with a conference record of 4-1 — one game behind Kalamazoo, which currently sits alone at the top with a record of 5-0.

Though the Belles did not play the Hornets during the 2006 season, they did not have much luck when facing Kalamazoo in 2005, the last time the two teams met with their conference records on the line. The Hornets shut out the Belles 9-0.

As a sophomore, Kelly McDavitt competed in the No. 4 singles spot, only to be narrowly defeated by Hornets then-sophomore Laura Spencer in two sets, 7-5 and 6-4. Now both are senior captains of their teams, and McDavitt will compete in the No. 1 singles spot and Spencer in the No. 3 singles spot.

Then-sophomore Tara O'Brien competed for the Belles and lost narrowly in the

No. 5 singles spot during the 2005 matchup. During tomorrow's match, O'Brien will return to compete as a senior in the No. 4 singles spot.

Both McDavitt and O'Brien were also active in doubles play in the 2005 match. McDavitt, who then competed in the No. 2 doubles spot, will now return to compete in the No. 1 spot alongside freshman Camille Gebert. O'Brien and her partner, senior Grace Gordon, will follow that duo in the No. 2 slot.

"Kalamazoo is a solid team. We should be able to beat them, though."

Kelly McDavitt
Belles senior

"I feel very confident that we should be able to gain a win against Kalamazoo."

Kelly McDavitt
Belles senior

"Kalamazoo is a solid team," McDavitt said. "We should be able to beat them, though. We will have to work hard and use the skill that we have been using in our past conference matches in order to play our best."

"We beat Calvin earlier in the season, who is also a top team in the league, so I feel very confident that we should be able to gain a win against Kalamazoo."

The Belles should have momentum on their side after a successful showing on the courts last weekend. Saint Mary's almost shut out MIAA foe Alma, defeating the Scots 8-1.

In singles play, Saint Mary's dominated, and each player won her match in straight sets. The Belles also took two out of the three doubles matches to help earn the victory.

Contact Ellyn Michalak at emichala@nd.edu

Broncos

continued from page 24

The Broncos travel to South Bend for a break from Mid-American Conference play. Western Michigan is 5-5 in MAC action, and the squad has hovered around .500 for most of the year.

Junior catcher Becky Bartosz, batting .313 with four homers and 17 RBIs, leads Western Michigan offensively. As a team, the Broncos have struggled at the plate, hitting only .205 on the sea-

son.

Pitcher Kyla Sullivan has been effective for the Broncos this season, despite a mediocre 8-9 record. The junior has posted a 1.38 ERA on the season to go with 84 strikeouts. Sullivan just has not received the run support from her teammates needed to post a winning record.

A key for Notre Dame in today's matchup will be drawing first blood — the Broncos are 11-2 this season when scoring first.

"We've been working on jumping ahead in the first three innings," Bargar said.

"A huge key to our success is making things happen and taking momentum right off the bat."

The doubleheader is the start of a very busy week for the Irish, who will play eight home games before Sunday night. Notre Dame plays single games against Ball State and Valparaiso Wednesday and Thursday, respectively, and has doubleheaders scheduled against Big East opponents Louisville and South Florida for the weekend.

Contact Michael Bryan at mbryan@nd.edu



PHIL HUDELSON/The Observer

Irish senior pitcher Kenya Fuemmeler winds up during a 9-1 victory over Seton Hall March 25 at Ivy Field. Fuemmeler will pitch for the Irish against Western Michigan this afternoon.

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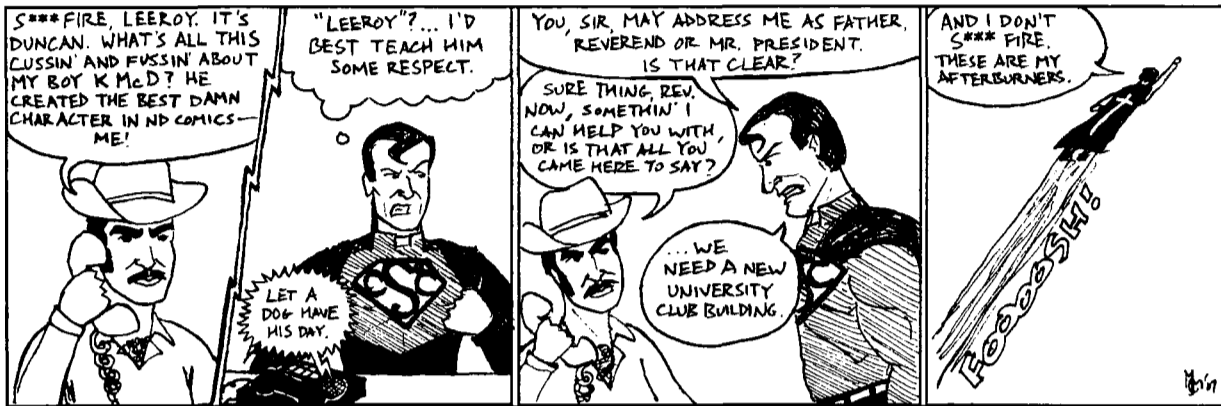
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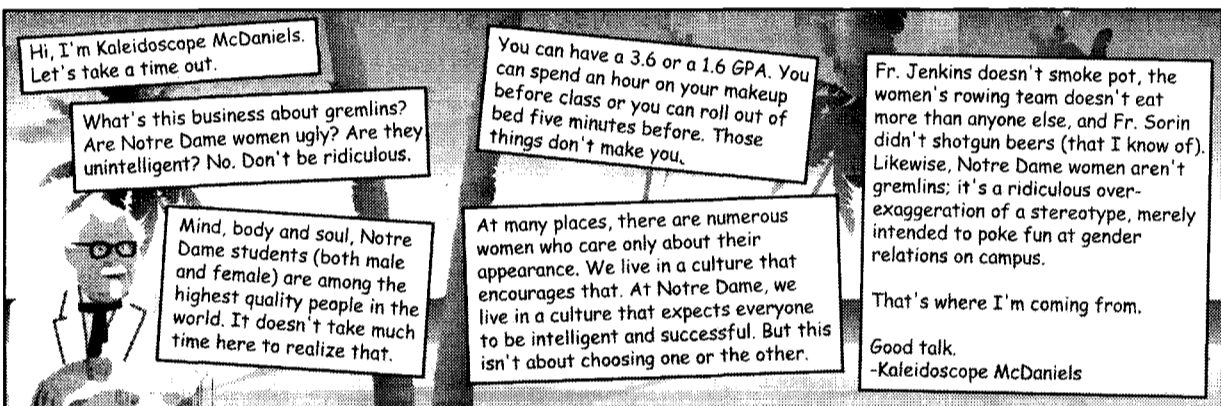
BLACK DOG

MICHAEL MIKUSKA



KALEIDOSCOPE McDANIELS

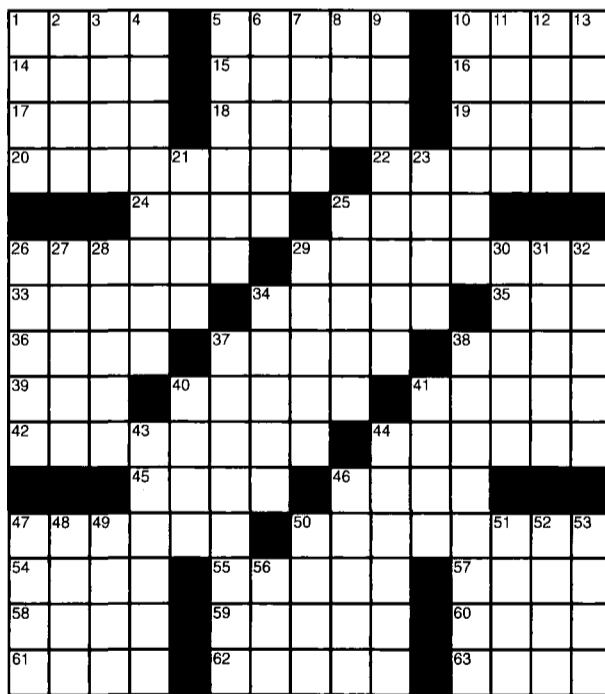
LIAM MORAN



CROSSWORD

WILL SHORTZ

- ACROSS**
- 1 Out-of-focus image, say
 - 5 "Be ___ and help me"
 - 10 Jets that boom
 - 14 Cosmonaut Gagarin
 - 15 Bamboo lover
 - 16 Karate blow
 - 17 Cassini of fashion
 - 18 Following closely behind
 - 19 Meter maid of song
 - 20 *Lousy advice
 - 22 Martini garnishes
 - 24 Private eyes, for short
 - 25 ___ Penh: Var.
 - 26 Point the finger at
 - 29 *Model behavior on the field
 - 33 Elevator enclosure
 - 34 From head ___
 - 35 Announcement at Penn Sta.
 - 36 Sport of horse racing, with "the"
 - 37 Subject of the 2004 biopic "Beyond the Sea"
 - 38 Teri of "Young Frankenstein"
 - 39 Social finale?
 - 40 "All for one and one for all," e.g.
 - 41 Bagful on the pitcher's mound
 - 42 *What the nouveau riche have
 - 44 Commotions
 - 45 Decorative pitcher
 - 46 Dune material at
 - 47 "Finally!"
 - 50 "You're on!" ... and a hint to answering the seven starred clues
- DOWN**
- 1 Informal invitation letters
 - 2 Humdinger
 - 3 City NNW of Provo
 - 4 *Things worth sweating, with "the"
 - 5 Each
 - 6 Owners of the Faeroe Islands
 - 7 ___'acte
 - 8 Hubbub
 - 9 *Cutting it can bring tears to the eyes
 - 10 Pinch pennies
 - 11 Switchblade, slangily
 - 12 Schlep
 - 13 Health resorts
 - 21 Quiz
 - 23 Oral history
 - 25 Barbecue site
 - 26 Patty Duke's son Sean
 - 27 Water park slide
 - 28 Baseball Hall-of-Famer Rod
 - 29 Number of winks in a nap
 - 54 Boast
 - 55 Laughs
 - 57 First name in mystery writing
 - 58 Spelunker's setting
 - 59 Castaway's locale, maybe
 - 60 Self centers
 - 61 Warm up in the ring
 - 62 Home on the range
 - 63 "i" toppers

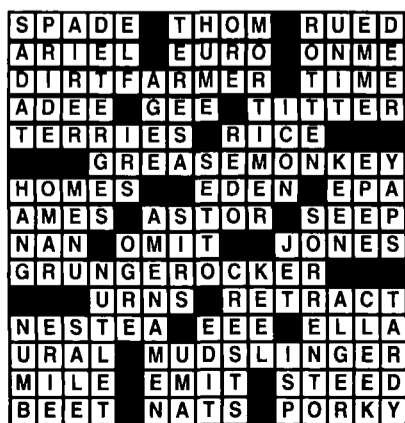


Puzzle by Paula Gamache

- 30 Tether
- 31 Places in the heart
- 32 Tall tales
- 34 Spud
- 37 *Words after "Been there"
- 38 *Samaritan's act
- 40 Tends to the lawn
- 41 Gossipy Barrett
- 43 Scanty
- 44 Pain in the behind
- 46 Like a day-old baguette
- 47 Rudiments
- 48 Police sting, e.g.
- 49 Source of basalt
- 50 Chain restaurant with a blue roof
- 51 As a result
- 52 Scads
- 53 Minus
- 56 "Thanks, but I already ___"

For answers, call 1-900-285-5656, \$1.20 a minute; or, with a credit card, 1-800-814-5554. Annual subscriptions are available for the best of Sunday crosswords from the last 50 years: 1-888-7-ACROSS. Online subscriptions: Today's puzzle and more than 2,000 past puzzles, nytimes.com/crosswords (\$34.95 a year). Share tips: nytimes.com/puzzleforum. Crosswords for young solvers: nytimes.com/learning/xwords.

ANSWER TO PREVIOUS PUZZLE



JUMBLE

HENRI ARNOLD
MIKE ARGIRION

JUMBLE
Unscramble these four Jumbles, one letter to each square, to form four ordinary words.

NOWDY
□ □ □ □ □ □ □ □

IPSOE
□ □ □ □ □ □ □ □

ROCENE
□ □ □ □ □ □ □ □

HARXOT
□ □ □ □ □ □ □ □

Answer: "□ □ □ □ □ □ □ □"

Yesterday's Jumbles: BULLY ABIDE UNLIKE FURROW
Answer: What the zookeeper was attracted to in the city — THE "WILD" LIFE

THAT SCRAMBLED WORD GAME
by Henri Arnold and Mike Argirion

THE TYCOONS VISITED THE LUXURY YACHT BECAUSE IT WAS---

Now arrange the circled letters to form the surprise answer, as suggested by the above cartoon.

(Answers tomorrow)

HOROSCOPE

EUGENIA LAST

CELEBRITIES BORN ON THIS DAY: Victoria Beckham, 31; Jennifer Garner, 33; Liz Phair, 38; Olivia Hussey, 54

Happy Birthday: You have an obligation to yourself to follow through with your plans. Stop talking about what you want to do and start to take action. You have to stop relying on everyone else to make it happen and start to do your own legwork. Don't let these trials and tribulations stand in your way. Your numbers are 2, 21, 23, 27, 36, 40

ARIES (March 21-April 19): Pick and choose what you want to do today. Love or socializing will bring you the most satisfaction. A creative idea you have could turn into a profitable venture if you form a partnership. ****

TAURUS (April 20-May 20): Don't get upset if you don't get your way today. Take the opportunity to do something by yourself. The more you accomplish on your own, the greater the fulfillment will be in the end. **

GEMINI (May 21-June 20): Someone may be keeping something from you, but you shouldn't worry. It's probably a surprise. Short trips will bring back memories. Call someone you miss from your past. ****

CANCER (June 21-July 22): Clear up paperwork so you can start new projects. Follow the urge to try doing something totally different with your life. Check out your options and what you must do to move in a new direction. ***

LEO (July 23-Aug. 22): You will be in demand today. Do things you enjoy and you will attract some interesting new friends. Secret love affairs will be tempting, but spare yourself the grief. ***

VIRGO (Aug. 23-Sept. 22): Not everything will be laid out on the table for you. Someone is likely to be secretive about what he or she is doing. By getting involved in a creative hobby, you will open doors to a whole new circle of friends. ***

LIBRA (Sept. 23-Oct. 22): A joint venture will grab your interest. Take the time to carefully plan. A partnership looks favorable as long as you establish who is going to be responsible for what. Organization and good planning are needed to be successful. ****

SCORPIO (Oct. 23-Nov. 21): Be careful what you wish for and what you promise today. You may end up getting stuck with the short end of the stick. Look out for your own interests. Now is not the time to form a partnership. **

SAGITTARIUS (Nov. 22-Dec. 21): You will be looking for fun, excitement and adventure today. The more you do to challenge yourself, the better. Physical activity should be high on your to-do list. Love is in a high cycle. ****

CAPRICORN (Dec. 22-Jan. 19): Do something to make your living quarters or arrangements more suitable to your needs. If you have felt cramped or uncomfortable, it may be time to make a move. Devote some time to the ones you love. ***

AQUARIUS (Jan. 20-Feb. 18): Do things with people who have similar interests, and you will develop strong and lasting friendships. Ask for assistance and favors will be granted. Take care of your personal obligations. ***

PISCES (Feb. 19-March 20): Check out a sports facility or a group that will help you get or stay in shape. By being active, you will not only meet new people but a job opportunity may arise as well. Get moving in a positive direction. ***

Birthday Baby: You are bright, bold and ready to take on whatever comes your way. You have a built-in sense of where you want to be and what you want to do. You are determined to do things your own way and can be stubborn when faced with opposition.

Eugenia's Web sites: astroadvice.com for fun, eugenialast.com for confidential consultations

THE OBSERVER

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BASEBALL

Irish look to stay hot for home matchup with Rockets

Squad attempts repeat of strong performance after G'town beatdown

By FRAN TOLAN
Sports Writer

After winning a conference series for the first time all season, Notre Dame looks to maintain its momentum as it heads into a showdown with Toledo at Frank Eck Stadium today.

Irish coach Dave Schrage said his team has been inconsis-

sistent this season, rarely putting together a sustained period of quality play.

"When we start to play well, we tend to lay back," Schrage said. "Our job as coaches is to make sure that doesn't happen."

The Irish have only won back-to-back games three times this season — including a four-game win streak from March 17-23.

In an 11-2 dismantling of Georgetown Sunday, Schrage said his team failed to remain focused for the entire contest after scoring 11 runs in the first four innings.

"Even today, we got one hit the last five innings," Schrage said. "You have to play all nine innings."

Against Toledo (16-13), the Irish will send sophomore righthander Brett Gaffy to the mound with hopes of recapturing the solid play that allowed them to blow out Georgetown Friday and Sunday. Gaffy is 2-2 with a 4.45 ERA in 11 appearances

this season.

He will take on a Toledo lineup that boasts five hitters whose batting averages are above the .300 mark. The Irish offense will take on Toledo senior righty Todd Thomas, who has a 4-2 record to go with a 6.61 ERA coming in to the contest.

The Irish pounded out 29 hits in the three games against Georgetown and look to continue to rake against Thomas,

who has given up 47 hits in 32 2-3 innings pitched.

Schrage said he is confident the Irish will maintain their intensity during the first of two mid-week games before they take on West Virginia this weekend.

"We have won three out of four," Schrage said, "but I don't think we'll lay back."

The Irish will also face off against Purdue Wednesday before the three-game conference series with the Mountaineers.

"When we start to play well, we tend to lay back."

Dave Schrage
Irish coach

Contact Fran Tolan at
ftolan@nd.edu

BOOKSTORE BASKETBALL XXXVI

Doing work

Mike Bramante and Do Work advance in blowout; No. 3 Castlepoint also wins Monday

By BILL BRINK
Sports Writer

An impressive performance on both sides of the ball by Do Work led the squad to a 21-7 victory over 5 Guys Doing It Better than Diddy Ever Did It. Do Work performed well on both sides of the ball, out-rebounding 5 Guys and keeping the speed of the game high.

Do Work captain Mike Bramante was the leading scorer, dropping 12 points and performing most of the ball-handling. Bramante led the fast break as well and completed many quick and accurate passes to teammates Joe Bramanti, Pat McHugh, Bill Schramm and Eddie Fitzpatrick.

"It's our game," Bramante said of the fast break.

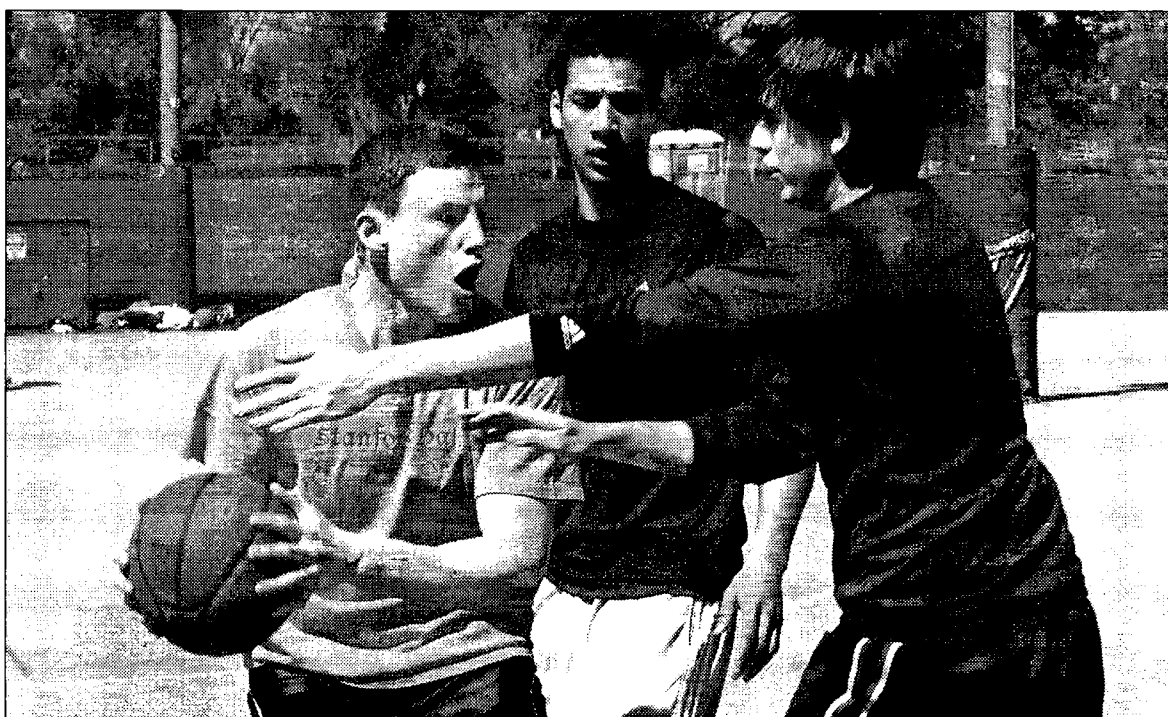
Do Work also ran an effective two-three zone that prevented 5 Guys from getting any good looks inside the paint. Of 5 guys' seven points, four were on jump shots and three were from put-backs. Those second-chance points amounted to all of 5 Guys' success on the boards, however — they were dominated down low.

"[Rebounding] had a big effect," Bramante said. "We got a lot of boards. If you get rebounds, you win the game."

Do Work decided to try the zone because they had seen other bookstore teams run similar defenses, but the squad was prepared to switch to man-to-man if it wasn't working.

The game started slow; nei-

see WORK/page 21



Stanford Hall junior Pat Dolan looks to pass during a Bookstore Basketball game this weekend. The second round continued with many top seeds playing Monday night.

CHRISTIAN SAGARDIA/The Observer

SMC SOFTBALL

Belles face conference foe

After week off, team is ready to challenge league rival Thunder

By REBECCA SLINGER
Sports Writer

Saint Mary's (14-4) will finally get its chance to battle MIAA nemesis Tri-State (19-5) with an opportunity to climb the conference ranks.

The Belles were originally scheduled to face Tri-State Saturday, but the game was cancelled due to cold weather.

Tri-State, which currently sits in third place in the MIAA, is 3-1 in conference play. The Thunder have the second highest team batting average in the league at .369. The Belles are close behind in third, hitting at .356 so far



Belles sophomore Katie Rashid tags a Rose-Hulman senior Amy Viles during a 10-1 victory for Saint Mary's March 25.

KELLY HIGGINS/The Observer

see TRI-STATE/page 21

ND SOFTBALL

ND begins busy week against Broncos today

Irish will begin 8-game homestand today with WMU doubleheader

By MICHAEL BRYAN
Sports Writer

After dropping two of its last three, Notre Dame will try to get back on track at home today against Western Michigan. The Irish (20-14, 9-1 Big East) will face the Broncos (13-14) in a doubleheader starting at 3 p.m. at Ivy Field.

It has been two different seasons for Notre Dame in 2007, with the team stumbling out of the gates to a 9-12 start. While the Irish struggled to

score and had inconsistent pitching in the early season tournaments, Notre Dame has turned around its season since returning home and starting conference play.

The Irish have won 11 of 13 since their home opener, including nine of their last 10 in Big East play. Pitchers Brittney Bargar and Kenya Fuemmeler have been lights out at home, and senior Stephanie Brown has led the Irish offense's transformation into a dangerous lineup from top to bottom.

"Right now we're making things happen," said Bargar, a sophomore. "We have done a good job putting the ball in play, and taking advantage of other team's weaknesses."

see BRONCOS/page 22