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Scene reviews movies page 13

Officials reject tailgating park for fans



Photo Courtesy of Go Park Ent.

Proposed common tailgating park for Notre Dame football fans was turned down on Tuesday by the St. Joseph County Council. The park was to be constructed by South Carolina based Go Park Enterprises

By MELISA LOU
News Writer

The St. Joseph County Council has voted down a measure that would allow South Carolina-based Go Park Enterprises to develop an off-campus tailgate parking lot for Irish fans.

The site for the proposed Irish park is located between Willis and Burdette Streets, off Douglas Road, and is a 10-minute walk from Notre Dame.

"The project amounts to a

commercial venture in a residential area," said Gary Woods, director of asset management for the University.

According to the Go Park Web site, the Go Irish! Park would provide a brick gated entry, a landscaped park, key swipe access and "a 6,000-square-foot clubhouse that provides ample restrooms, cable TV, a social area and shelter for inclement weather."

Each parking space would be about 10-by-20 feet, purchased by fans for between \$10,000

and \$15,000. The idea is that fans would purchase the lot for life, much like one would purchase a condominium, except instead of a living space, a fan would receive a permanent, private tailgating lot.

Woods, who was present at the council's Tuesday meeting clarified that Notre Dame is not against the idea of a tailgate park, but against the location and current format of the project. "Safety and security are the main issues," he said. "We were not for the project because we always try to be good neighbors to the areas surrounding our campus. To put a commercial venture in the middle of a residential area where there are no sidewalks in a heavily trafficked road is not a good idea."

The council voted 8-1 against granting Go Park a special-use status. Under current South Bend zoning laws, this status would have allowed the company to establish the commercial enterprise despite the residential location, said Councilman Dennis Schafer, who cast the lone vote in favor of the project.

"The park would only be in use approximately five times a year. I stood alone in defending the project because I believed the project would open up the opportunity for Notre Dame not to move further east into the community," Schafer said.

Fellow council member David Niezgodski countered by pointing out that while "not opposed to new ideas or ventures that would benefit an individual or company, you cannot cause problems for other people."

"The venture is a terrible fit. It claims to create a nice family atmosphere, but when you've got alcohol and parties you really cannot get that," he said. "Besides, the community already has a family environment, so the venture would bring nothing new to this area."

"The main concerns are safety, security and cleaning. Next year there will be a couple of night games. The lot is a 10-minute walk from campus, and there have already been accidents on the roads surrounding the University on football weekends," Niezgodski added.

Those opposing the plan also noted that the sales would be limited to vehicles or cars, but the owners would be allowed up to 10 guests in each lot, causing many to question where these additional guests would park,

see TAILGATE/page 4

STUDENT SENATE

Foley asks for respect

By MEGHANNE DOWNES
Associate News Editor

Respect. Or, to be more correct, disrespect was the topic of Trip Foley's remarks to Senate Wednesday in regard to the administration's attitude toward student leaders.

"Although students are the sole reason that this University exists, all too often I find that other constituencies within the University exists for the students," said Foley, student body vice president. "All too often you are not accorded the respect you deserve in dealings with administrators and faculty."

Foley said his remarks stemmed from several experiences with administrators who did not respond to phone calls or e-mails when he, staffers within Student Body President Libby Bishop's office and senators attempted to contact them. Foley said administrators would meet with student government officers without any intent of trying to make progress on issues that students bring forth and refuse to release information.

see FOLEY/page 4

Unknown culprit in chemistry exam heist still at large

By ANDREW THAGARD
News Writer

No new information has come to light regarding organic chemistry final exams that were stolen during finals week, according to Xavier Creary, professor of the 200-level science course.



Creary

"So far there's been no clue as to what happened or who did it," he said.

The graded exams were taken from Creary's unlocked office on Dec. 19 while he was at lunch, he said. The spreadsheet, which contained the recorded grades for the test, was also deleted.

Creary estimates that the job could have taken as little as 30 seconds if it was planned ahead of time.

"When I got back about one o'clock I noticed that my computer had been tampered with and the spreadsheet looked a little different," he said. "There was

nothing on the spreadsheet. I thought that was strange."

Creary noticed that the approximately 200 paper copies of the exam were also missing a few minutes later when a student came in to view his exam, he said.

The professor scoured the room, looking for the exams before realizing that they had been stolen. He called Notre Dame Security/Police.

"They said there was very little probability of finding out who did it. I have absolutely no clue as to who did it and why," Creary said.

Although the exams and grades were lost, Creary said he was able to use back-up copies of the grades to evaluate each student. The exam totaled 150 points but needed to be converted to a 200-point scale to determine the final grades.

Creary passed along the raw scores to one of the departmental secretaries, who recomputed them and e-mailed them back. When he discovered that the exams had

been stolen, he called the secretary and the spreadsheet was e-mailed to him again.

"Nothing was lost. The student should have figured out that backups are routine," Creary said. "I don't see what the person had to gain from doing this unless it was a malicious act designed to harm the class."

Creary said that grades were not substantially affected by the incident, however he normally re-grades final exams of borderline students before determining their final grade. This year, he did not have that opportunity.

The evening that the exams were stolen, Creary sent an e-mail to the students in the class informing them of the situation and asking them to come forward with any information. In the e-mail, Creary also threatened not to curve the final grades unless the exams were returned, hoping that it would motivate the perpetrator to turn himself in.

No students, however, came forward with any

information leading to the return of the exams, and Creary curved the final grade despite the earlier threat.

Students in the course were surprised and disappointed that the exams were stolen.

"I was very upset because I couldn't believe that someone would not value what I put in and would insult Dr. Creary who took the time to grade the exams. I'm shocked," said Jacqueline Bowers, a sophomore science preprofessional student.

She estimates that she spent between 12 and 15 hours studying for the two-hour, cumulative exam.

Although Bowers received the final grade that she had anticipated, she did not have the opportunity to look over her exam, nor will she be able to use it as a resource for the second semester of the cumulative course.

"I don't have my final to look at," she said. "That made me angry, too. I have no idea what my answers were."

Despite the theft, Creary plans to take no additional security precautions, including keeping the door of his office locked during the day, saying that it will send the wrong message to students.

"I never close my office door. It's sort of a policy," he said.

"It's almost a routine practice that the doors are open to come in. Students are welcome to come in at any time."

Creary has been teaching chemistry at Notre Dame since 1974 and said he has never had anything like this happen in the past. At the same time, however, he's not completely shocked.

"I've learned that I'll never be amazed at what people can do, will do," he said.

"They said there was very little probability of finding out who did it. I have absolutely no clue as to who did it and why."

Xavier Creary
Professor of Science

Contact Andrew Thagard at athagard@nd.edu

INSIDE COLUMN

A letter to Irishlink

You've been a good friend. Rarely slacking at your job, many students have grown to enjoy your ever expanding presence with this University, especially, since we can enroll online with your help, allowing many of us the opportunity of arriving on campus a day later.

Justin Krivickas

Assistant News Editor

But, now I find that you've been delinquent in one of your duties, and I'm lost for words at your conduct. During the Christmas break, instead of minding the controls for online registration, you jetted off to the Caribbean and left many students in the dark. You had the responsibility to remain online and functional throughout the break so students could have second thoughts and rearrange their schedules, but you blew it.

Without even leaving a note on your window saying you'd skipped town, for me at least, you left on a three-week run of debauchery. Sure, other key components of your Web site worked fine for me like basic info, grade history or fall schedule, but this info was worthless to me and was most likely supplied by the army of chimps you have at your command. What I really wanted to work on was registration, but since you were not around, I too was left in the dark.

Because I did not know you wouldn't be returning during the break, I awoke and sat like a possessed fool at my computer waiting for the registration page to load. After about a week of this, I thought maybe something was wrong with my mom's deluxe Aptiva 486 and tried another computer but nothing would work. I finally ended up at the local library and still nothing would happen. Everyday, until I finally became indifferent on the subject, I thought incessantly on how delinquent you were acting and plotted your doom being some virus or other catastrophe that would equal the energy and determination what should have been the simple task of adding a class or two.

You may be wondering why I was so fanatical about registering and the answer is simple: classes fill up (even orgo lab as I found out). As it turned out, once you were finally on the job, the class I wanted simply wasn't available anymore through the Web site. Only through begging and stealing was I able to finally complete my schedule.

Even now, I hear you are still causing a ruckus by dropping people from their classes or labs or not letting others add a class simply because you are too tired from sunbathing for three weeks to care.

Perhaps you're not entirely the culprit. OIT should have shackled you down or perhaps found a way to bring you home sooner. I just hope I never have the same problems again, but then again that's doubtful.

Hope you heal soon,

Justin

The views expressed in the Inside Column are those of the author and not necessarily those of The Observer. Contact Justin Krivickas at jkrivick@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.

WHAT'S INSIDE

CAMPUS NEWS	WORLD & NATION	BUSINESS NEWS	VIEWPOINT	SCENE	SPORTS
Reckers: making south side smile	Judge rules sniper suspect may be tried as an adult	Court upholds Disney copyrights	Graduate school causes woes	Movie Reviews	Irish face challenges in Big East
Reckers gets a face lift during the Christmas break with new food items and an improved ordering system.	A judge ruled that 17-year-old sniper suspect John Lee Malvo can be tried as an adult, making him eligible to receive the death penalty.	The Supreme Court ruled Wednesday that the company could receive extended copyright protections over its creations.	Marlayna Soenneker's article highlights the troubles senior's face applying to graduate programs that do not actively recruit students.	Scene reviews "Lord of the Rings: the Two Towers," "Chicago" and "Gangs of New York."	The Big East will prove a challenge for the Irish, and they will have to rebound from the last few games they have played.
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WHAT'S HAPPENING @ ND

- ◆ Sign-up for Senior Retreat #8, register all day in room 114 of the Coleman-Morse Center.
- ◆ Sign-up for Freshman Retreat #45, all day in room 114 of the Coleman-Morse Center.
- ◆ IMRT training courses, held all day in room 210-214 of McKenna Hall.

WHAT'S HAPPENING @ SMC

- ◆ Sign up for free massages, call Health Services at 284-4805.
- ◆ Mass to be celebrated at the Church of Loretto, held at 7:00 a.m.

WHAT'S GOING DOWN

- Car break-in occurs on campus**
A University employee reported his vehicle was broken into while parked in the laundry lot on an unknown date. There are no suspects.
- Stolen computer returned**
A student reported the theft of his computer from his room on Monday in Zahm Hall. The student later notified NDSP his computer had been returned to him.
- Occupational accident reported**
An employee was transported to the University Health Center for treatment of a back injury in South Dining Hall on Monday.
- Kontrol Kard lost**
A University employee reported losing her Kontrol Kard at an off-campus location on Monday.
- NDSP helps find off-campus student**
NDSP assisted an outside agency in locating an off-campus student on Monday.
- Adandoned bike brought to NDSP**
An abandoned bike was found at the Rockne Memorial and brought in to NDSP for safekeeping.

Compiled from NDSP Crime Blotter.

WHAT'S COOKING

	North Dining Hall	South Dining Hall	Saint Mary's Dining Hall
Today Lunch:	Tortellini with basil, cheese sauce, cioppino sauce, bianco pizza, breadsticks, honey-glazed pork chops, white beans with ham, brown sauce, pork gravy, whipped potatoes, collard greens, cherry crisp, baked lemon perch, baked potato, vegetable rice pilaf, sauteed julienne vegetables, maypo and scrambled eggs.	Manicotti cacciatore sauce, chicken fajita pizza, quiche lorraine, chicken cordon bleu, baked cod, delmonico potatoes, honey-glazed baked ham, Italian risotto, cut green beans, grilled vegetable plate, potato skins, onion rings, szechuan beef and vegetable stir-fry, flame-roasted corn and black beans.	Vegetarian panini, herb pasta, garden tomato sauce, baked potatoes, country sizzling salads, hot dogs, corn dogs, fries and cheese, sausage and onions, chicken kabobs, confetti rice pilaf, vegetable medley, cheese pizza, santa fe pizza, bread sticks, elephant ears, cotton candy, candy apples and salt water taffy.
Today Dinner:	Tortellini with basil, cheese sauce, bianco pizza, breadsticks, chicken strips, macaroni and cheese, brown sauce, chicken gravy, whipped potatoes, green beans, cherry crisp, tofu jerk, lentil and barley stew and baked sweet potatoes.	Italian beef and cajun pasta sauce, red clam sauce, chicken fajita pizza, rice and black olives, baked chicken parmesan, kielbasa and sauerkraut, roast pork tenderloin, sesame-baked pollock and corn cobbettes sauerbraten.	Grilled hummus, baguette, cous cous, sweet and sour shrimp, rice, cheese and beef ravioli, zucchini, green bean salad, fried pizza bread, grilled roast beef wrap, herb rice pilaf, cauliflower, sausage pizza and cheese calzones.

LOCAL WEATHER	TODAY	TONIGHT	FRIDAY	SATURDAY	SUNDAY	MONDAY
HIGH	24	20	20	18	20	27
LOW	12	8	8	7	15	22

Reckers: making south side smile

By CHRISTINA CEPERO
News Writer

Reckers, the only 24-hour restaurant on campus, revamped its menu over winter break to offer students new and improved items.

University staff decided it was time to make Reckers into something fresh, said junior Katie Hunter, a student manager.

Mike Davy, operations manager of Reckers since it opened in 1998, said the Reckers menu needed a change after having the same items for four years. The restaurant focused on developing a new sandwich concept, seeking to differentiate itself from other campus restaurants.

After six months of planning and studying student questionnaires, trade journals and trends in the restaurant industry, Reckers staff began developing new recipes for its menu about a year ago, modeling its new Artisan Sandwiches after Panera Bread and Cosi sandwiches. Because the restaurant is open 24 hours, it had to wait for an extended break to make the changes.

The new menu offers more than 1,500 possible sandwich combinations, including five favorites, on bread baked in its own wood-fired oven.

"It's a nice change from regular bread," said senior Crystal Martinez.

Students have a choice of cubed grilled chicken, grilled tuna, grilled veggies, sliced beef or sliced ham for \$4 with one ingredient, for \$4.50 with two ingredients or for \$5 with three ingredients.

Although prices have increased, the sandwiches "taste and cost as much as you want," Davy said. Students can customize their sandwiches by choosing from nine flavorings, five salsas, five spreads and five cheeses.

Senior Ryan Steel, a student manager, said, "They are unique to sandwiches anywhere else on campus or in the dining halls."

Reckers also wanted to provide a savory alternative to the newly opened Subway in LaFortune Student Center.



LISA VELTE/The Observer

The University has revamped Reckers for the new year by giving the 24-hour restaurant new food items as well as a more efficient ordering system.

In order to offer such a wide variety of gourmet sandwiches, Reckers had to eliminate certain fillings. "Students can get turkey and egg salad sandwiches anywhere on campus," said Davy.

Reckers staff have also had to re-train its employees, including 70 students. "I was a little afraid of it at first because there are so many different things, but I think it's going to work well," said Hunter.

Students have had a very favorable response toward the new sandwiches.

"Most students are very willing to try something new," said Davy.

Reckers has also added a grilled Portobello mushroom sandwich ideal for vegetarians, a new line of Freshen Farms high-quality ice cream and burger patties increased from a third of a pound to a half-pound. Reckers still has

the same wood oven-baked pizzas, side dishes and drinks as before.

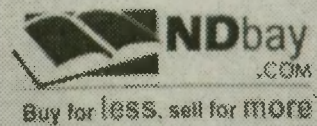
The restaurant remodeled its order-taking area as part of the first phase of changes. The cash register is now in the middle of the counter, so students can see the fruit and pastries while in line and serve themselves, speeding up the process. And to pick up their food orders, students now take beepers to the right side of the counter to relieve the congestion that used to develop around the cash register.

To pick up Show Me The Money ice cream or Jamaican Jammer smoothies, customers can now go to the left side of the counter with their receipt.

In the future, Reckers plans to undergo a second phase of remodeling. That will include re-upholstering the furniture, changing the carpet and painting the walls in the dining area.

Contact Christina Cepero at ccepero@nd.edu

JOIN TODAY AT NDBAY.COM!



NDbay gives students the opportunity to buy and sell books directly to other students.

'Buy for less and sell for more' @ NDbay.com

By MATT BRAMANTI
News Writer

Ask a Notre Dame student about the Hammes Notre Dame Bookstore, and you'll hear a lot of words, but "cheap" likely will not be among them.

"[The prices] are ridiculous and confiscatory," said junior Megan Olive.

Two Notre Dame sophomores agree, and they're solving the problem. Chris Kelly, a business major, and Aaron Wenger, an engineering major, have created NDbay.com, a free online service that allows students to buy and sell textbooks online.

The two students began their career in software development while they were high school classmates in Harrisburg, Pa. Their company, Elite Technology Solutions, develops Web sites for local businesses.

NDbay users can employ a simple search program that

matches up would-be buyers and sellers via e-mail. Payment is handled privately rather than online, making the site secure and simple to operate, Kelly said.

The Web site has rapidly gained popularity since it went live in early December, Kelly said.

"We've signed up over 10 percent of the undergraduates at Notre Dame," he said.

The site has even gained corporate sponsorship. Notre Dame Food Services finances the operation of the site, in exchange for advertising space for the Huddle's Burger King.

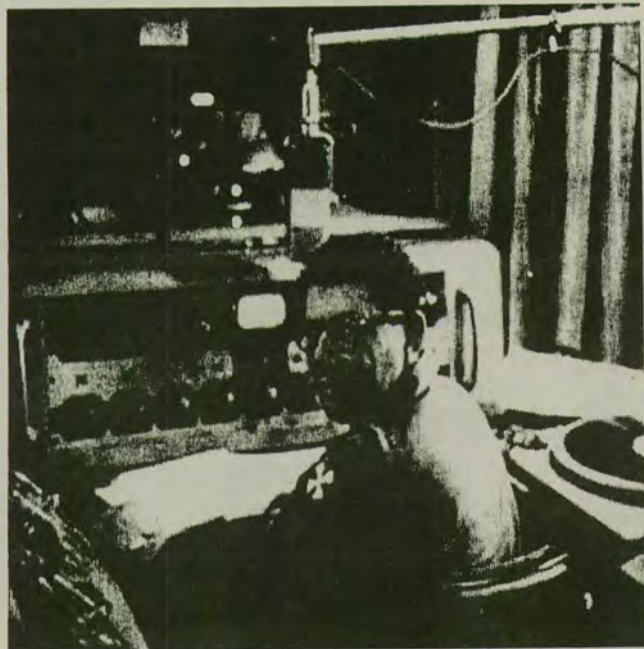
Kelly is also considering plans to expand his site's offerings.

"We've considered adding a football ticket exchange," Kelly said. However, NDbay.com will stay true to its motto, allowing students to "Buy for less, sell for more."

Contact Matt Bramanti at mbramant@nd.edu

Write for Observer
News.
Call Helena at
631-5323.

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PAX CHRISTI PRAYS FOR PEACE



Pax Christi members protest the upcoming conflict as a result of the rising tension between the Middle Eastern nation of Iraq and the United States.

LISA VELTE/ The Observer

Tailgate

continued from page 1

how the influx of up to 5,000 people would affect the community and who would clean up the garbage left behind on resident's front yards.

Homeowners from the community were also present at the meeting where they vocal-

ized their opposition to the Go Irish! Park. Additionally, representatives from Mothers Against Drunk Driving and new administrators in the county sheriff's office expressed opposition to the idea.

For many of those who opposed the project, the bottom line was that the proposal was a good idea in the wrong location with unsafe condi-

tions.

Go Park Enterprises, based in Greenville, S.C., has yet to decide what it will do with the property. The company is also looking to create a tailgate park in West Lafayette, Ind., for Purdue University fans.

Contact Melissa Lou at lou.1@nd.edu.

Foley

continued from page 1

For example, Food Services declined to release information for the fall semester's Flex Point usage, Foley said, questioning why officials would think students could not interpret this data.

Foley said, "I have also seen a lack of respect in my own dealings with administrators who fail to recognize the intelligence, thoughtfulness and maturity of Notre Dame students."

Foley said students are capable of making contributions and decisions and that their input should not be disregarded.

Senators Kevin Conley, chair of the Residence Life Committee, and Jeremy Staley, chair of the Academic Affairs Committee, supported Foley's remarks. Conley said senators cannot effectively do their job and make contributions if administrators refuse to help them.

Staley said the University is not fulfilling its responsibility and commitment to students by not listening to their concerns. He said he understands that administrators are busy, but he does not see how they cannot return multiple messages when the University exists for the sole purpose of its students.

"Sometimes there will be those who want to help, but there are those that are extremely resistant to wanting to hear what our committee has to say," said Staley.

Foley said the issue of disrespect will be highlighted and actively discussed at upcoming

Senate meetings.

"While I am deeply disturbed by what can only be characterized as an institutional lack of respect for student opinion, I do believe that we still have a chance to reverse this trend," said Foley.

In other Senate news:

◆ Senate unanimously approved a resolution to send a letter to Dean Angie Chamblee from the First Year of Studies, along with other administrators, asking that First Year of Studies review its policy on International Baccalaureate credits for incoming students.

◆ Senate distributed the Sexual Assault Awareness posters to senators to post in bathrooms and outside RA rooms. Courtney Kohout, Badin Hall senator and member of the Gender Issues committee, worked with the Sexual Assault Advisory Committee throughout the fall semester to discuss details of the poster's presentation.

◆ Kaitlyn Redfield replaced Kate Schlosser as Pangborn Hall senator. Schlosser went abroad this semester.

◆ Danielle Ledesma, Judicial Council president, nominated Betsy Schroder, Megan Bears, Laura Beauchamp, Maureen Ritchey, Brandon Bludau and Mike Dolson for the Judicial Council Executive Committee. The committee will review any campaign violations during the upcoming student body presidential election season.

Senate will vote on the nominations at its next meeting.

Contact Meghanne Downes at downes.4@nd.edu

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WORLD & NATION

Thursday, January 16, 2003

COMPILED FROM THE OBSERVER WIRE SERVICES

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Judge rules sniper suspect may be tried as adult

Associated Press

FAIRFAX, Va.

A judge ruled Wednesday that 17-year-old sniper suspect John Lee Malvo can be tried as an adult, making him eligible for the death penalty.

Juvenile Court Judge Charles Maxfield issued his decision after a two-day hearing in which prosecutors said evidence tied Malvo to three fatal attacks and that he tried to extort \$10 million from authorities during last fall's killing spree.

Malvo and John Allen Muhammad, 42, are accused of killing 13 people and wounding five others in Alabama, Georgia, Louisiana, Maryland, Virginia and Washington, D.C., last year. They are being tried first in Virginia.

On Wednesday, a detective who interviewed Malvo for six hours after his arrest identified his voice on tape recordings of two threatening phone calls to authorities during the attacks.

"I talked to him long enough to know he's very smooth and well-spoken. I'd know that voice immediately," Fairfax County police Detective June Boyle testified. She described Malvo as calm, relaxed and even "jovial on occasion" during their interview.

Defense lawyers challenged whether the caller was even male.

FBI agent Jackie Dalrymple

testified that she monitored one of the calls, made Oct. 21, from someone claiming to be a sniper who laid out non-negotiable terms for ending the killing spree.

The call, received two days after a patron was shot and critically wounded as he left an Ashland restaurant, ordered police to hold a news conference and say they believed they had caught the sniper "like a duck in a noose."

Otherwise, the caller told police, "be sure to know that we will not deviate" from previous threats to kill more people.

Montgomery County forensic expert David McGill testified that a note left at the Silver Spring, Md., location where bus driver Conrad Johnson was slain Oct. 22 read: "For you Mr. police, call me God. Do not release to the press. Can you hear us now! Do not play these childish games with us. You know our demands."

The note reiterated that the snipers wanted police to use the "duck in a noose" phrase at a news conference "to let us know you have received our demands."

Montgomery County, Md., Police Chief Charles Moose read the cryptic message at a news conference during the search for the snipers.

Fairfax County prosecutor Robert F. Horan Jr. said earlier that the note also said Johnson was killed because police



Reuters Live Photos

Authorities lead alleged sniper John Lee Malvo out of the Fairfax County Juvenile and Domestic Relations Court Wednesday. A court judge ruled that Malvo could stand trial as an adult for the murder of 13 people last year.

hadn't responded quickly enough to earlier demands for money.

It told police, "Your incompetence has cost you another life," Horan said.

The extortion allegation is a key element of a Virginia anti-terrorism law that allows the death penalty for killers con-

victed of trying to intimidate the public or coerce the government. Malvo is also charged under a statute that allows a death sentence for multiple murders.

Malvo is charged with the Oct. 14 slaying of FBI analyst Linda Franklin in Falls Church. In all, Horan said fingerprints

on the murder weapon, ballistics evidence and the notes and phone calls link Malvo to three fatal sniper attacks and the Ashland shooting.

Muhammad faces trial in October in neighboring Prince William County for the Oct. 9 slaying of Dean Meyers at a Manassas gas station.

Bush opposes affirmative action at University of Michigan

Associated Press

WASHINGTON

President Bush, stepping into a politically charged affirmative action case, asserted Wednesday that a program of racial preferences for minority applicants at the University of Michigan was "divisive, unfair and impossible to square with the Constitution."

Democrats and civil rights leaders swiftly attacked Bush's position in a Supreme Court case that could put a generation of affirmative action programs in jeopardy.

"The Bush administration continues a disturbing pattern of using the rhetoric of diversity as a substitute for real progress on a civil rights agenda," said Sen. John Kerry, D-Mass., a candidate

for the Democratic presidential nomination.

Sensitive to such criticism, the White House said a brief being filed Thursday on Bush's behalf is narrowly tailored to oppose the Michigan program. Though he called quotas unconstitutional, Bush did not say that any use of race is always unconstitutional in selecting a student body - leaving it to the high court to settle a question that could reshape affirmative action programs nationwide. The court hears the case in March.

Some conservatives, including senior members of Bush's own Justice Department, had urged Bush to take a firm stand against ever using race. In an unusual foray into domestic policy, national security adviser Condoleezza

Rice participated in the discussions, but it was unclear which side she took.

Rice, who is black, is former provost of Stanford University.

"I strongly support diversity of all kinds, including racial diversity in higher education," Bush said in the Roosevelt Room to announce that his administration would file a brief. "But the method used by the University of Michigan to achieve this important goal is fundamentally flawed"

The Michigan program "amounts to a quota system that unfairly rewards or penalizes prospective students solely on their race," Bush said.

He said the undergraduate admissions program awards black, Hispanic and native American students 20 points, one-fifth of the total normally needed for

admission. At the law school, some minority students are admitted to meet percentage targets while others with higher grades are passed over, Bush said.

"Quota systems that use race to include or exclude people from higher education and the opportunities it offers are divisive, unfair and impossible to square with the Constitution," Bush said. He declined to take questions.

The last Supreme Court case that addressed affirmative action in college admissions banned the outright use of racial quotas but still allowed university admissions officers to use race as a factor. The case, the 1978 Bakke ruling, involved a white applicant rejected from a public medical school in California.

WORLD NEWS BRIEFS

North Korea rejects U.S. offers for talk:

North Korea rejected as "pie in the sky" U.S. offers of talks and possible aid in exchange for abandoning its nuclear ambitions, accusing Washington on Wednesday of staging a "deceptive drama" to mislead world opinion. Keeping up a stream of anti-American invective - even as it agreed to more high-level meetings with South Korea next week - Pyongyang declared it would accept no U.S. offer of dialogue with conditions attached.

U.N. weapons inspections lead to Iraq ire:

In a move that infuriated Saddam Hussein's government, U.N. arms experts visited a presidential palace compound Wednesday in Baghdad, spending four hours searching two office complexes and opening safes. The visit was the second to a presidential site since the inspectors resumed the search for weapons of mass destruction in November.

NATIONAL NEWS BRIEFS

Officials find lost bubonic plague samples:

About 30 vials of the plague that were reported missing at Texas Tech University were found Wednesday in a mysterious episode that triggered a terrorism-alert plan and showed how jittery Americans are over the threat of a biological attack. The FBI refused to say how or where the vials were found. However, an FBI official in Washington, speaking on condition of anonymity, said authorities believe the samples of the lethal bacteria were simply destroyed and not properly accounted for, rather than stolen or misplaced.

No anthrax discovered at mail facility:

No anthrax was detected at a government mail facility that handled a Federal Reserve letter that tested positive in preliminary readings, the Postal Service said Wednesday. "All of our results are negative," said Thomas Day, vice president of engineering for the service.

Selected gene therapy studies suspended:

U.S. officials are suspending 27 more gene therapy studies while they investigate a possible serious risk: A second toddler cured of the deadly "bubble boy disease" by gene therapy in France has come down with an apparent leukemia-like side effect. It marks the second time in three months that health officials have interrupted gene therapy studies because of the grave side effect. Bubble boy disease - an immune disorder formally called severe combined immunodeficiency, or SCID - is the only disease ever to be cured with gene therapy.

NYC mayor announces school reforms:

Mayor Michael Bloomberg announced sweeping reforms in the city's foundering public school system Wednesday, including a standard curriculum and smaller classes. Bloomberg said quality education is a civil right that minority children are too often denied.

VENEZUELA

Currency hits all time low

Associated Press

CARACAS
A seven-week-old opposition strike against President Hugo Chavez dropped Venezuela's currency to a new low Wednesday and sent Venezuelans in the capital scrambling to banks to buy dollars.

Support for Chavez's adamant refusal to consider early elections showed signs of crumbling as three pro-Chavez lawmakers unveiled a plan for an early vote on his presidency.

The strike has slashed oil exports to a trickle, depriving the government of half its income. Venezuela's bolivar currency closed at 1,716 to the U.S. dollar, down 6 percent from Tuesday. In Caracas, hundreds of citizens waited in long lines at banks and exchange houses to buy dollars.

Trying to calm fears of an economic crash, the government denied speculation that it plans to devalue the bolivar so it can balance its \$25 billion budget. Most government income is in dollars and a weaker bolivar would increase its domestic spending power.

Venezuela has acknowledged the oil strike has cost \$4 billion so far.

Venezuela's opposition launched the strike Dec. 2 to demand that Chavez resign or call early elections if he loses a Feb. 2 nonbinding referendum on his rule.

The National Elections Council is organizing the vote, but Chavez says he will ignore it, and ruling party lawmakers have challenged its legality in court. Venezuela's constitution allows citizens to petition for a binding referendum halfway through a six-year presidential term, or August. Opposition leaders fear Chavez will find a way to postpone it.

Chavez was elected in 1998 and re-elected in 2000.

Rafael Simon Jimenez, a pro-Chavez lawmaker who quit the leftist Podemos party, said he and two other legislators would introduce a measure as early as next week to amend the constitution. It would end Chavez's term later this year

and allow general elections.

The proposal by Jimenez and Chavez supporters Guillermo Palacios and Luis Salas would leave opposition legislators just one vote shy of a simple majority needed to pass an amendment in the 165-seat Congress. Jimenez said he was looking for that vote.

Elections are the only way to solve Venezuela's political crisis and end the 45-day-old strike, which has raised gasoline and oil prices abroad, Jimenez said.

"We don't see an elections as a break with Chavez. We see elections as a response to the country's crisis," Jimenez said.

Legislator Freddy Lepage of the opposition Democratic Action party said Chavez was steadily losing support in Congress as the crisis deepened. "We still don't have the majority, but I'm confident we'll have it soon," he said.

Chavez enjoys the support of the military, which he purged of dissidents after a brief April coup. The government claims oil production is back up to 800,000 barrels a day, compared to a pre-strike level of 3 million barrels a day.

The U.S. Energy Department says American motorists could pay up to \$1.54 per gallon of gasoline this spring even if war is averted in Iraq. Home heating oil prices rose 4.7 percent in December.

Negotiations mediated by Cesar Gaviria, secretary general of the Organization of American States, were briefly

suspended while the region's leaders attended the Wednesday inauguration of Ecuadorean President Lucio Gutierrez.

In Quito, Ecuador, Chavez lashed out at his opponents as "a subversive movement from the far right, a fascist movement backed by economic elites."

Chavez was to meet with U.N. Secretary General Kofi Annan in New York on Thursday before

returning to Caracas. Some strike leaders, meanwhile, were in the United States pleading their case with U.S. government and business leaders.

Several nations voiced support for a so-called "Friends of Venezuela" proposal to strengthen the efforts of Gaviria, who has had little success in mediating talks since November.

"The solution must be democratic, constitutional, and, it seems, electoral," said Bolivian President Gonzalo Sanchez de Lozada.

Former President Jimmy Carter arrived in Venezuela on Wednesday for a fishing trip with Venezuelan businessman Gustavo Cisneros.

Carter, whose Atlanta, Georgia-based Carter Center also is trying to resolve Venezuela's crisis, said that he would meet with Gaviria and government and opposition leaders next week.

"The solution must be democratic, constitutional, and, it seems, electoral."

Gonzalo Sanchez de Lozada
Bolivian President

GERMANY

Officials take actions against Muslim organization

Associated Press

BERLIN
Germany's top law enforcement official outlawed an Islamic organization Wednesday, citing the spread of anti-Semitic and anti-Israel propaganda to explain the third such ban since Sept. 11.

Little is known about the organization and structure of Hizb ut-Tahrir, but German authorities say the group - whose name means Liberation party advocates the destruction of Israel and has called for the killing of Jews.

In conjunction with the ban, police raided 30 properties in five of Germany's 16 states, seizing propaganda but making no arrests.

Interior Minister Otto Schily expressed particular concern over the spread of propaganda at universities, noting that several of the Sept. 11 plotters studied in Germany.

"I will not tolerate organizations here engaging in anti-Jewish and anti-Israeli hate propaganda," Schily told a news conference. Inciting racial or anti-Semitic hatred is outlawed in Germany. Describing the group as secretive, Schily said it has been active in Germany distributing leaflets with anti-Semitic messages at mosques, Islamic centers and universities. It also has a German-language magazine and Web site, delivering the same propaganda.

But authorities have no reliable information on how many people in Germany belong to the group, or whether it has

links with other Islamic organizations. "We are following some trails," Schily said.

Schily described an event at Berlin's Technical University last October during which a speaker made anti-Semitic remarks and urged the introduction of a caliphate, or strict Islamic state, in Muslim countries.

The university said Wednesday it had canceled the registration of the association that had allowed members of Hizb ut-Tahrir to speak at the event.

It remains unclear how successful the group was at recruiting at universities a concern for German authorities since revelations that the Hamburg cell of Sept. 11 plotters posed as ordinary foreign students for years before the deadly mission.

Hizb ut-Tahrir rejects accusations of extremism and says its aim is to restore the 'Islamic way of life' in the Muslim world. A spokesman for the group in Britain said Germany's action was "tantamount to thought-policing."

"We are not against Jews or Christians. We are against the state of Israel," Imran Waheed said by telephone. The group "doesn't believe in the use of violence and armed struggle to achieve its aims."

The group has been under observation by officials in Germany since at least 2000. In November, federal authorities raided 27 apartments belonging to members of sympathizers across the country on suspicion of founding a radical Islamic organization.

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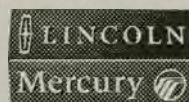
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THE OBSERVER

BUSINESS

Thursday, January 16, 2003

COMPILED FROM THE OBSERVER WIRE SERVICES

page 7

MARKET RECAP

Market Watch January 15

Dow Jones		
8,723.18	↓	-119.44
NASDAQ		
1,438.80	↓	-22.19
S&P 500		
918.22	↓	-13.44
AMEX		
831.30	↑	+0.50
NYSE		
5,171.45	↓	-62.21

TOP 5 VOLUME LEADERS

COMPANY	%CHANGE	\$GAIN	PRICE
INTEL CORP (INTC)	-2.47	-0.44	17.35
CISCO SYSTEMS (CSCO)	-2.57	-0.40	15.18
APPLIED MATERIA (AMAT)	-5.92	-0.91	14.45
NASDAQ-100 INDE (QQQ)	-1.26	-0.34	26.74
LUCENT TECH INC (LU)	-5.98	-0.11	1.73

IN BRIEF

Bank of America 4Q earnings rise

Retail banks reported earnings at or above analysts' expectations on Wednesday, with profits driven by gains in mortgages, credit card portfolios and other areas.

Bank of America reported fourth-quarter profits of \$2.61 billion, or \$1.69 a share, up 27 percent from \$2.05 billion, or \$1.28 a share a year earlier. Analysts surveyed by Thomson First Call had expected the bank to earn \$1.63 per share.

The bank, which is based in Charlotte, N.C., said earnings were fueled by growth in consumer banking revenue and tight expense controls. Fourth-quarter earnings also were boosted by after-tax income of \$488 million from a previously announced tax settlement.

In trading, shares fell \$1.03 each to close Wednesday at \$71.45 on the New York Stock Exchange.

Bank of America said gains in mortgages, debit and credit cards, and deposits, were offset somewhat by continued losses in revenue from the weak stock market.

Wholesale prices remain constant

Wholesale prices held steady in December as the sputtering economy made it difficult for some companies to charge more.

The flat reading in the Producer Price Index, which measures prices paid to factories, farmers and other producers, came after wholesale prices fell by 0.4 percent in November, the Labor Department reported Wednesday.

Excluding energy and food prices, which can swing widely, core wholesale prices dipped by 0.3 percent in December for the second straight month, suggesting some good deals are out there.

The Federal Reserve, meanwhile, painted a picture of a lackluster economy in its latest survey of business conditions. It found "subdued growth" in economic activity from mid-November through early January and little change in overall conditions.

Court upholds Disney copyrights

Supreme Court grants company longer copyrights

Associated Press

WASHINGTON
Mickey Mouse and The Walt Disney Co. scored a big victory Wednesday as the Supreme Court upheld longer copyright protections for cartoon characters, songs, books and other creations worth billions of dollars.

Companies like Disney breathed a collective sigh of relief with the 7-2 court ruling giving Congress permission to repeatedly extend copyright protection.

The decision was a blow to Internet publishers and others who wanted to make old books available online and use the likenesses of Mickey Mouse and other old creations without paying royalties.

Hundreds of thousands of books, movies and songs were close to being released into the public domain when Congress extended the copyright by 20 years in 1998.

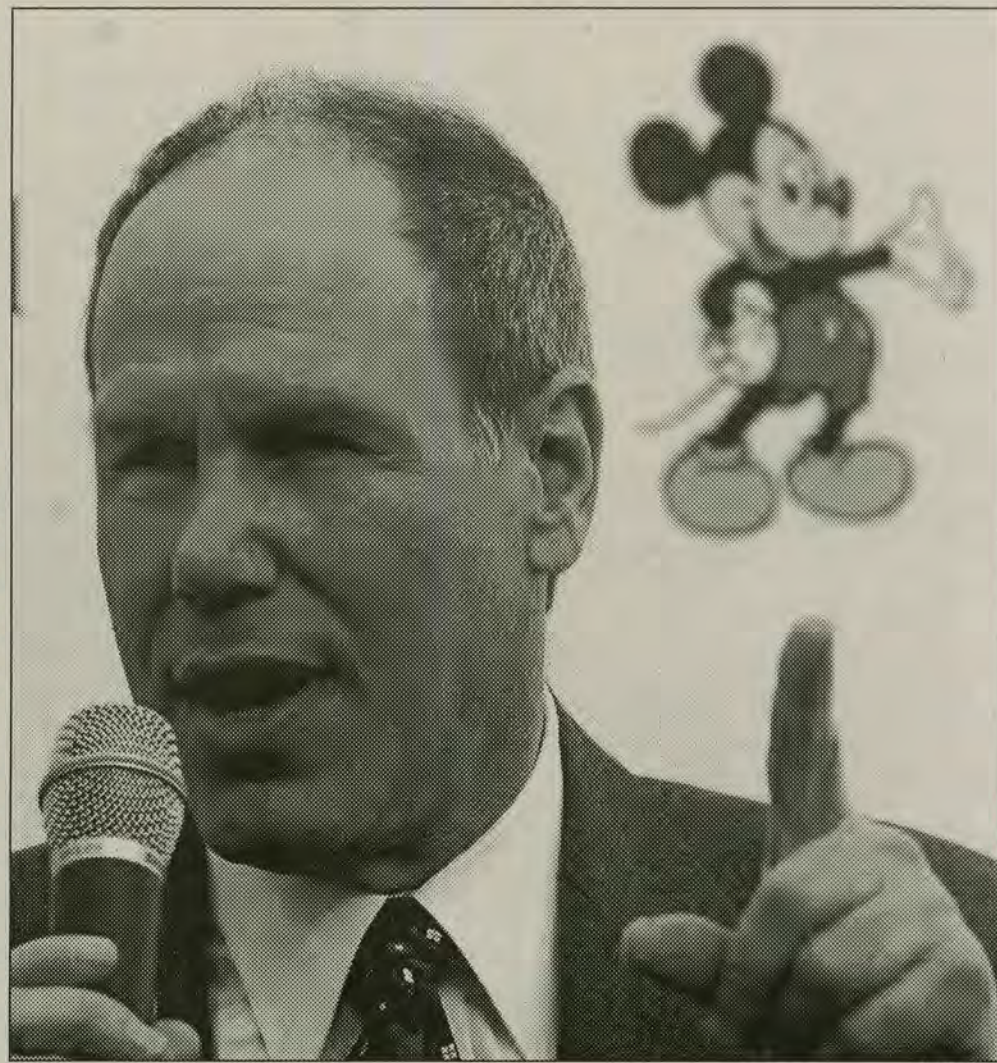
Justices said the copyright extension, named for the late Rep. Sonny Bono, R-Calif., was neither unconstitutional overreaching by Congress, nor a violation of free-speech rights.

"We are not at liberty to second-guess congressional determinations and policy judgments of this order, however debatable or arguably unwise they may be," Justice Ruth Bader Ginsburg wrote for the majority.

In two lengthy dissents, Justices John Paul Stevens and Stephen Breyer said the court was making a mistake.

"The serious public harm and the virtually nonexistent public benefit could not be more clear," Breyer wrote.

Copyright holders stand to collect about \$400 million more a year from older creations under the extension, he said. The limit on



AFP Photo

Disney CEO Michael Eisner answers questions Sunday during a press conference launching Hong Kong Disney. The Supreme Court ruled Wednesday that the company could receive extended copyright protections over its creations.

the use of information "threatens to interfere with efforts to preserve our nation's historical and cultural heritage" and to educate children, Breyer added. Stevens said the court was "failing to protect the public interest in free access to the products of inventive and artistic genius."

A contrary ruling would have caused huge losses for entertainment giants like Disney and AOL Time Warner Inc. AOL Time Warner had said that would threaten copyrights for such movies as "Casablanca," "The Wizard of Oz" and "Gone With the Wind."

Also at risk of expiration was protection for the version of Mickey Mouse portrayed in Disney's earliest

films, such as 1928's "Steamboat Willie."

The ruling will affect movie studios and heirs of authors and composers. It will also affect small music publishers, orchestras and church choirs that must pay royalties to perform some pieces.

"The winners are folks who hold valuable copyrights. The losers are everyone else," said Erik S. Jaffe, a Washington attorney who filed arguments in the case. "Everyone is going to pay more for things they would have had for cheap or free."

But Jack Valenti, president of the Motion Picture Association of America, said that copyrights encourage the creation and preservation of works. "That is why this ruling is a

victory not solely for rights holders, but also for consumers everywhere," he said.

Disney spokeswoman Michele Bergman said the ruling "ensures copyright owners the proper incentive to originate creative works for the public to enjoy."

The Constitution allows Congress to give authors and inventors the exclusive right to their works for a "limited" time.

Congress has repeatedly lengthened the terms of copyrights over the years. Copyrights lasted only 14 years in 1790. With the challenged 1998 extension, the period is now 70 years after the death of the creator. Works owned by corporations are now protected for 95 years.

United stock sale ruling delayed

Associated Press

WASHINGTON
A bankruptcy judge decided Wednesday to wait until next month before ruling on whether all employee-owned stock in United Airlines can be sold.

United and the independent trustee for its employee stock ownership plan, State Street Bank & Trust Co., asked Judge Eugene Wedoff to postpone his decision until Feb. 6 while they try to negotiate a settlement.

State Street wants to sell all the remaining shares before they become worthless in bankruptcy. But United obtained a temporary order last

month barring such a sale.

United's complaint is that it will lose a billion-dollar tax benefit if employee ownership falls below 20 percent. Responding to a court order, United consented Friday to the sale of an additional 12.9 million shares, which it said would take employee ownership down to that 20 percent level.

The employee stock ownership plan, created in 1994 and now with 75,000 members, held about 55 percent of the company's shares until September, when State Street began selling them off.

State Street wants to take a deposition from United's chief financial offi-

cer, Jake Brace, as part of its effort to show that lifting the stock-trading ban is merited. United has declined, calling the effort "harassment."

The trustee has begun but not completed the sales of the additional 12.9 million shares. United shares fell 4 cents to close at \$1.33 Wednesday on the New York Stock Exchange.

Numerous other legal matters involving United, including the pay package of CEO Glenn Tilton, went unresolved in Wednesday's four-hour bankruptcy court hearing.

The world's second largest airline is working on a new business plan that it expects to present to its board of directors on Jan. 31.

Israel closes 2 West Bank colleges

Associated Press

JERUSALEM

Israel closed two Palestinian colleges on Wednesday and pumped cement into three east Jerusalem houses to destroy apartments belonging to Palestinians convicted in a series of deadly bombings.

Also Wednesday, three Palestinians were killed in scattered clashes with Israeli soldiers in the West Bank - two teenagers and a man said by relatives to be mentally ill, according to Palestinians and the Israeli army.

The United States criticized Israel's closure of the Islamic University and the Polytechnic Institute, both in the West Bank town of Hebron.

Israel was responding to a Palestinian suicide bombing that killed 23 people in Tel Aviv earlier this month.

But State Department spokesman Richard Boucher said the action was not in the interest of either side.

Palestinian Education Minister Naim Abu'l Humus accused the Israelis of attempting to 'sabotage the education process, which already has been badly affected through sieges, closures and curfews.'

Several thousand students attend the two colleges. The army said some are using the facilities to plan and launch attacks. In mostly Arab east Jerusalem, Israeli police,

accompanied by cement trucks and Asian workers, filled three houses with barrel after barrel of wet cement. They also punched holes in opposite sides of the houses and placed long steel beams through the houses at chest level to further discourage anyone from returning.

Unlike dozens of other Palestinian homes, these were not torn down because each contained other apartments police said they did not want to damage.

But another home in east Jerusalem was bulldozed after Israeli forces blew up part of it.

Israel said the homes belong to four Hamas militants convicted of organizing bombings that killed 35 people last year, including five Americans who died in a July attack at Hebrew University. All are serving life sentences except one, who received a 60-year prison term.

Wednesday was the first time in the current Palestinian uprising that Israel has torn down homes of militants in east Jerusalem. Previous demolitions during the last 28 months of violence took place in the West Bank or the Gaza Strip.

Israel says it destroys the

homes to deter Palestinian attacks but Palestinians condemn the tactic as collective punishment.

Palestinian leader Yasser Arafat said Palestinian factions were trying to reach a consensus on a possible ceasefire but

Israel was making it difficult.

The Israelis "are continuing their military escalation against our people, lands, institutions, women and children everywhere," he said after

Wednesday's violence in the West Bank.

Arafat aide Nabil Abu Rdeneh said that Egypt is to host a series of meetings next week of Palestinian factions, aimed at forging a common program. Earlier meetings in Cairo between Arafat's Fatah and the violent Islamic Hamas, aimed at an end to suicide bombings in Israel, ended inconclusively.

Israeli soldiers shot a Palestinian who detonated several bombs as they were trying to arrest suspected militants in a refugee camp in Tulkarem, the army said. Mouhi Aldin Hamza, 16, was killed, Palestinian hospital officials said.

A second 16-year-old Palestinian was killed by Israeli

troops in stone-throwing clashes that erupted later in Tulkarem, Palestinian witnesses and officials said. The army said soldiers shot a Palestinian hurling firebombs at troops, but had no information on his fate.

In Kabatiya, a village in the northern West Bank, Israeli

troops fatally shot a Palestinian man who approached them, despite their warnings to stop. They identified him as Ribhi Zakarn. They were among more than 20 suspected militants arrested in West Bank sweeps Wednesday, the army said.

"The Israelis are continuing their military escalation against our people, lands, institutions, women and children everywhere."

Yasser Arafat
Palestinian Leader



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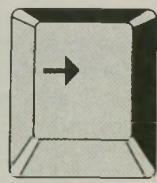
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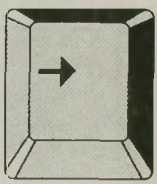
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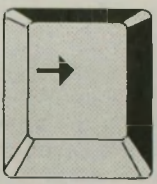
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VIEWPOINT

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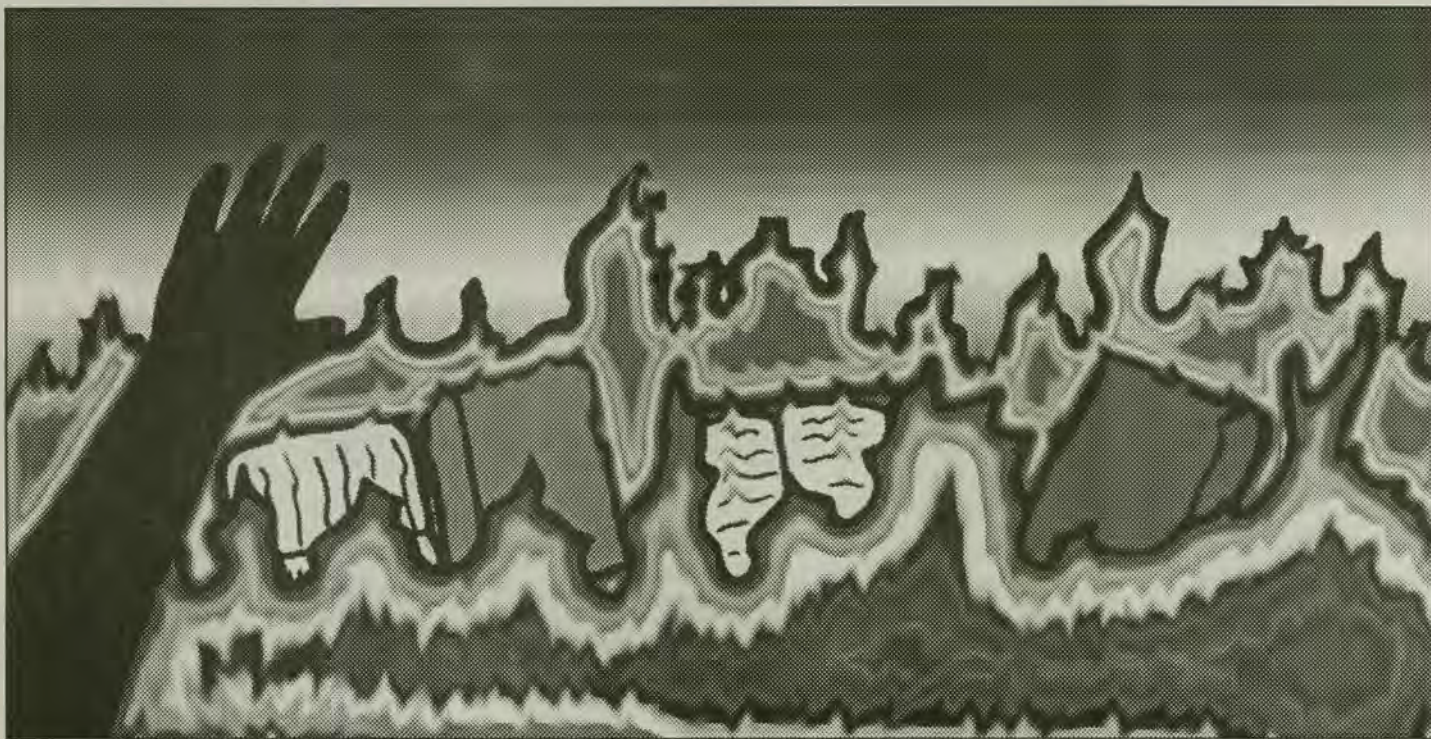
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The greatest library abroad

On the Mediterranean coast of Egypt, there lies the ancient city of Alexandria. Named after its founder, Alexander the Great, the city was once home to a library the greatness of which was unrivalled throughout the world. The Library of Alexandria was more than a place where books were collected and studied; it contained lecture areas, gardens, a shrine to each of the muses (the original meaning of the Latin word "museum") and even a zoo. At one time the Library is thought to have held more than half a million documents from Greece, Persia, Egypt, Assyria, India and elsewhere.

Peter Wicks

Englishman
Abroad

Scholars from around the Mediterranean flocked to it to study. It was at the Library that Euclid wrote his geometry. Archimedes made the first discoveries of what may meaningfully be called science, and at the request of Ptolemy II a team of 72 rabbis translated the Pentateuch into Greek.

It is difficult to know when or by whom the Library was destroyed. Amongst those accused are Julius Caesar, Theopholis (Patriarch of Alexandria from 385 to 412 AD) and Caliph Omar. Inevitably, the question of whether the Library was destroyed by a pagan, a Christian or a Muslim has never been able to escape an ideological dimension, and since what evidence we possess is tantalizingly inconclusive this will no doubt remain the case.

Whoever is to blame, it is known that when the Library was destroyed, countless great works of antiquity were lost forever. All but seven of the 90 plays of Aeschylus, the second book of Aristotle's Poetics, and countless other works of literature, philosophy and history were lost to us. James Billington, the librarian of Congress, has said, "One ghostly image haunts all of us charged with preserving the creative heritage of humanity: the specter of the great, lost Library of Alexandria."

Whoever was responsible, the books of the Library were destroyed by fire, and the destruction of the Library thus forms part of the long and terrible history of book burning. The most famous book burnings in modern history took place in Germany after the Nazis rose to power. In one of the remarkable acts of prescience to which poets are sometimes prone, a century earlier Heinrich Heine had written that, "Wherever they burn books they will also, in the end, burn human beings."

The Nazi book burnings and the Holocaust were not unrelated atrocities. The destruction of culture is integral to the genocidal program, which is not simply to kill a people, but to obliterate (the word literally means "to erase

writing") them from human history.

The connection between genocide and the systematic destruction of culture was officially recognized by the Genocide Convention of 1948. As the century continued the enormity of the Holocaust gradually entered into Western consciousness with the effect that Nazism is now perhaps the only universal symbol of moral evil, the touchstone we reach for when we need to reassure ourselves that not everything is relative or a matter of subjective opinion.

Holocaust education is undoubtedly important, but the fact we continually turn to Nazism for our examples of absolute evil shows that many of us have yet to hear the news that the 20th Century was the bloodiest in history and is replete with examples of human brutality. Some scholars estimate that between the October Revolution and the fall of the Berlin Wall, 100 million people were killed under communist regimes, a number that defeats the imagination, like the distance to the stars.

The largest single act of book burning in history took place in our lifetimes. On August 25, 1992, Serb nationalist forces began a three-day incendiary assault on the National and University Library of Bosnia.

Estimates of the amount of books destroyed approach 1.5 million, including 155,000 rare books and manuscripts, along with the state archives. During the attack, the people of Sarajevo formed a human chain to save books from the flames. They did this while under fire from snipers.

Last October, on the Mediterranean coast of Egypt, the new Bibliotheca Alexandrina opened on what scholars believe to be the site of the original Library. The opening is the culmination of a 20-year project supported by the United Nations. Compared to the Library of Congress or the British Library in London its book collection is currently modest, but it is set to expand rapidly and the Bibliotheca Alexandria should eventually become a center of learning for scholars from around the world.

The new Library of Alexandria is already a symbol of hope for those who have not despaired that the inverse of Heine's dictum may also hold true and that in the future mankind, having learnt to treat books with due reverence, will finally do the same with human beings.

Peter Wicks is a graduate student in the philosophy department. His column appears every two weeks. He can be contacted at pwicks@nd.edu. Peter is pleased to report that on his recent return from England he made it through customs without incident.

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

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Tim Kacmar

NDTODAY/OBSERVER POLL QUESTION

Have you changed your opinion of going off-campus since Chad Sharon's disappearance?

Vote at NDToday.com by today at 5 p.m.

QUOTE OF THE DAY

"A lie gets halfway around the world before the truth has a chance to get its pants on."

Sir. Winston Churchill
former British prime minister

VIEWPOINT

Thursday, January 16, 2002

page 11

Graduate school causes woes

I'm applying to graduate schools right now. Why? Because I am a psychology major. My two options in life are graduate school or spending the rest of my life asking people if they'd like fries with that.

Actually, I have a third option: I can go into business.

Marlayna Soenneker

Here We Go Again ...

This is also the only thing you can do with every other BA in the College of Arts and Letters.

That's how the business majors get their revenge on us for making fun of them for four years — they're the ones who preside over our pathetic attempts to sell out.

Applying to graduate school is not like applying to college. For one thing, graduate schools, at least in psychology, do not appear to want students. They have a 3 to 5 percent acceptance rate. These are not people who want to teach. These are people who want to hole up in their offices and play Snood.

Applying to graduate school is also ridiculously complicated. First, you have to find information. As graduate schools are not interested in having students, they do not recruit. I had two boxes full of college materials, but so far the only people who have recruited me for graduate school are Notre Dame and the Philadelphia School of Podiatry.

The place to find information, as we all know, is online, which is also complicated. The first thing you have to do is find the graduate school application. So, if you're me, you first look at the graduate school web page.

It says that the application for the graduate school is available on the department web page. Okay, that makes no sense, as there are 50 departments and only one grad school, but who are you to ask questions? So you cruise over to the psychology department and look around for something involving the word graduate and click.

This takes you to a page that talks about their graduate programs. So you pick the Clinical Program and click. You are then taken to a page that talks about the program. After five minutes of searching, you finally find a link involving the word admissions. It does not, however, have the application, because this is about getting admitted, not about applying, two obviously separate things.

So you hit the back button and begin combing the page for "application." You finally find the word and click. There are many links, and one says it is the link to the graduate application. It is, however, actually a link back to

the graduate school page that says that the graduate application is available from the department.

Back button again. Another link. A different page that eventually links you back to the original page that says that the graduate application is available from the department. This time the back button doesn't work, so you are forced to re-log in to the University's webpage and go through all 16 steps again. You try the last link you see, and the application is beginning to load when the computer crashes.

So you try giving the department a call. Maybe they will send you a paper application. The receptionist picks up, and you politely request a paper application.

There is a pause. "A what?"
"Um, a paper application, please."
"We don't have paper applications. They're all online now. It's much more convenient. Just check the website." And she hangs up.

Now, if you're smart you're applying to at least 15 schools because even then, with your top estimate of a 5 percent acceptance rate, you only have a 53.7 percent chance of being accepted anywhere at all, with a 46.3 percent chance of living in a box some time in the immediate aftermath of graduation. So you have to do this hide-and-go-seek thing with 15 different graduate applications.

You also have to do it again with 15 different departmental applications, because you have to apply to both the graduate school itself and the department. Apparently departments are not capable of good choices about who to let into their school.

I guess the grad schools are worried that the department will be so overwhelmed by great research records or fabulous essays that they will fail to notice students' 0.9 GPAs. Or perhaps if the departments were left to their own devices they would accept 6 or even 8 percent of the applicants, and then where would the University be?

I'm not really worried about getting into grad school, though. My family never throws anything away, and I know for a fact that we have some very large boxes in our garage. Maybe my parents will give me one for graduation.

Marlayna Soenneker is a second semester senior without any classes, also known as a first semester alumna. She can still be reached at msoennek@nd.edu.

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



GUEST COLUMN

Affirmative action bolsters higher education

Affirmative action gives Hispanics, blacks, women and other minorities special consideration for employment, education and contracting decisions. It was created to allow minorities to have an equal chance of advancing.

Affirmative action has always been in the center of a lot of controversy.

Elmer Alvarez

Many opponents, mainly white men and the white women that it still benefits, claim that affirmative action is discriminatory towards white people. You would think that white women would not disagree with affirmative action but embrace it. It seems as though once they got the fruits of affirmative action they want to abandon it for all other groups.

The Heights

A majority of the white resistance do not mind when a white woman receives 20 points lower on the SAT than a man and gets into MIT to boost its female population. Many pay no mind to the fact that small liberal arts schools such as Vassar admit men with lower SAT scores than their female counterparts just to get a 50/50 male to female ratio. That seems like a quota. But when you try to get more blacks and Hispanics into colleges and universities there is major white resistance and that seems contradictory.

Some may argue that diversity in ideologies is more important than cultural diversity. Then why do schools try to get an equal male to female ratio?

It is said that college is not only a place of academia, but a place of edification. A diverse college community fosters this. Lee Bollinger, president of Columbia University, states, "This society has been committed to trying to create a successfully diverse and integrated society, and universities across the county have played an important role in trying to meet that goal."

It is beneficial to the white students to have affirmative action policies implemented at colleges and universities. The white students can get a better understanding of what black and Hispanic people are like. They can learn how to interact with other ethnicities. It also gives a better, not accurate, representation of the racial and cultural diversity that exist in the United States.

The opponents of affirmative action such as Washington Post journalist, Roger Clegg, argue that "It [affirmative action] sets a terrible legal, political and moral precedent to allow racial discrimination; creates resentment and stigmatizes the so-called beneficiaries in the eyes of their classmates, teachers and themselves; fosters a victim mind-set; removes the incentive for academic excellence and encourages separatism among racial and ethnic minorities; compromises the academic mission of the university and creates pressure to discriminate in grading and graduation; breeds hypocrisy within the school and encourages a scofflaw attitude among college officials; mismatches students and institutions, guaranteeing failure for many of the former."

There is no evidence that these downsides to affirmative action actually exist. A study done by William Bowen and Derek Bok debunked those myths and noted that, "Minority students admitted to selective schools had strong academic credentials, graduated in high numbers and did very well after leaving college ... This evidence dispels the notion that [affirma-

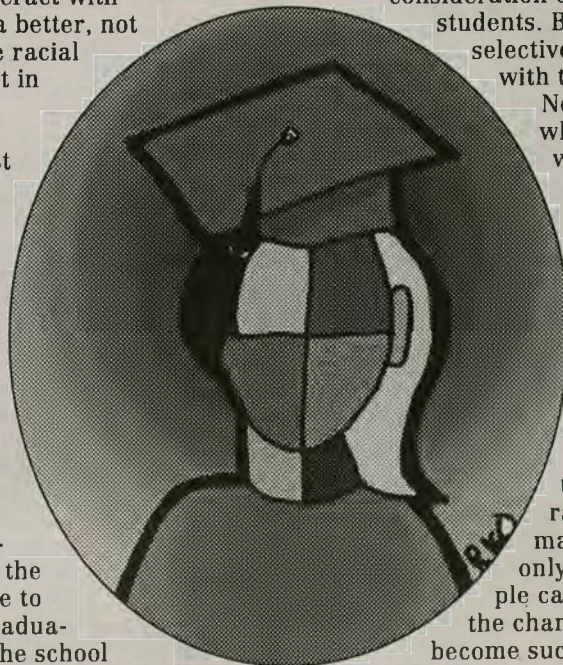
tive action] has done a disservice to minority students by placing them in schools in which they are unable to compete ... There is also no evidence [again contrary to prevalent misperceptions] that the consideration of race stigmatizes minority students. Black graduates of the most selective schools are the most satisfied with their college experience."

Now I pose a question: Are white men threatened with more women, blacks, Hispanics and other minorities getting the skills they need to be real competitors for jobs usually held by white males? This is why they want to axe affirmative action, starting with the universities, where they will gain the skills they need to go up the economic ladder.

I am a proponent of affirmative action. I also believe that racism is not obsolete, so affirmative action is necessary. The only way black and Hispanic people can advance is if they are given the chance and skills they need to become successful in life. A diverse community nurtures a more enriching college experience. It benefits all parties, after all, why are you going to go to a college where everybody is going to be and look just like you?

This column first appeared in the Jan. 14 edition of The Heights, the daily newspaper of Boston College. It is reprinted here courtesy of U-WIRE.

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



SCENE *movies*

MOVIE REVIEW

'Lord of the Rings' schmaltzy but visually stunning

By C. SPENCER BEGGS
Scene Movie Critic

The second installment of Peter Jackson's adaptation of J.R.R. Tolkien's saga of the struggle for Middle Earth, "The Lord of the Rings: The Two Towers," follows in its predecessor's footsteps and sets a new standard in fantasy films and seamless CGI integration.

"Two Towers" continues mild Hobbit Frodo Baggins' (Elijah Wood) quest to return a ring of awesome power to the fires of the volcano in which it was forged and destroy its evil legacy forever. Separated from his fellowship of protectors led by the dauntless Aragorn (Viggo Mortensen), Frodo and sidekick Sam Gamgee (Sean Astin) are menaced by the evil wizard Saruman

(Christopher Lee) and his monstrous Uruk-Hai warriors.

Jackson's artistry using cutting edge computer-generated images really shows its teeth in "Two Towers" with the addition of the all-CGI character Gollum, an emaciated and tormented former possessor of the ring. The digital Gollum plays a number of scenes in which his spilt personalities emerge to argue with each other; the effect is startlingly convincing.

Though Jackson has created a cinematic masterpiece, the movie eats up a good part of its three-hour runtime with stoic,

John Woo-esque slow motion shots of it heroes looking bravely toward the endless throngs of advancing monsters. Such dashing heroics are expected in a fantasy epic, but with six of an estimated nine hours of the trilogy already

"The Lord of the Rings: The Two Towers"



Director: Peter Jackson
Writer: Frances Walsh, Philippa Boyens
Starring: Elijah Wood, Ian McKellan, Viggo Mortensen, Christopher Lee, Sean Astin



Photo courtesy of www.imdb.com

Aragorn (Viggo Mortenson), Legolas (Orlando Bloom), and Gandalf (Ian McKellan) prepare for battle in "Lord of the Rings: The Two Towers."

brimming with stoicism, it's beginning to feel a bit schmaltzy.

Despite the forced dire circumstances atmosphere of "Two Towers," the movie is a definite must-see and

will certainly be up for multiple Oscars this year.

Contact C. Spencer Beggs at cbeggs@nd.edu

MOVIE REVIEW

'Chicago' paints the town red



Photo courtesy of www.imdb.com

Catherine Zeta-Jones plays club singer and murderess Velma Kelly in the film revival of "Chicago."

By JACK WATKINS
Scene Movie Critic

Critics have claimed that "Chicago" will revive the movie musical. Some have even called it the year's best film. Others, closer to the mark, have called it the movie event of the year.

Whether the movie musical can really be revived is debatable, but the other claims are undeniably untrue: "Chicago" is neither this year's best film nor biggest movie event. What it might be, though, is the most fun movie of the awards season.

Two women, sultry flapper Velma Kelly (Catherine Zeta-Jones) and straying housewife Roxie Hart (Rene Zellweger), have committed murder and vie for headlines, while sleazy lawyer Billy Flynn (Richard Gere) to get them out of jail.

"Chicago" has several great musical numbers, a fantastically

talented supporting cast (Queen Latifah and John C. Reilly are the standouts) and a remarkably competent script, given that the musical was long considered to be inadaptable to film. The script has its flaws — a cast of fine actors should not be given such

"Chicago"



Director: Rob Marshall
Writer: Maurine Dallas Watkins, Fred Ebb, Bill Condon
Starring: Catherine Zeta-Jones, Renee Zellweger, Richard Gere, Queen Latifah, John C. Reilly, Lucy Liu

clichéd dialogue, and certain conventional themes are belabored — but it serves its purpose of linking the songs together coherently. The "Dancer in the

Dark"-inspired strategy of turning the musical numbers into fantasy sequences achieves this admirably.

Director Rob Marshall deserves quite a bit of the credit for the success of the film. "Chicago" demands a garish, showy style. If Marshall had been more self-indulgent, he might have produced something akin to Baz Lurhman's "Moulin Rouge," which frequently had the effect, both musically and visually, of yelling in the audience's face. Instead, Marshall has made sure that the showmanship in the musical numbers reflects the media's glamorization of the female killers. This makes the film's most garish moments also its most subtle.

"Chicago" may not be art, but it is enjoyable, and, after all, what more can we ask?

Contact Jack Watkins at John.F.Watkins.25@nd.edu

Coming up in theatres this month:

Now Playing
Just Married
The Lord of the Rings: The Two Towers
Catch Me If You Can
Two Weeks Notice
About Schmidt
Chicago
Maid in Manhattan
Gangs of New York
Antwone Fisher
The Wild Thornberrys Movie

Jan. 17
A Guy Thing
National Security
Kangaroo Jack
City of God

Jan. 24
Darkness Falls
Blind Spot. Hitler's Secretary

Jan. 31
The Recruit
Biker Boyz
Lost in La Mancha
May
Final Destination 2
I'll Be There
The Guru
Amen.

SCENE
movies

Thursday, January 16, 2003

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MOVIE REVIEW

'Gangs of New York:' A smashing, bashing success

By C. SPENCER BEGGS
Scene Movie Critic

It's said that good things come to those who wait. Well, moviegoers have been waiting 25 years for acclaimed director Martin Scorsese to finally get "Gangs of New York" through production. And it was certainly worth the wait.

The movie is a revisionist look at American history. Opening in 1846 in an underground labyrinth of the tenement slums of New York, an immigrant Irishman called Priest Vallon (Liam Neeson) gathers warriors to form the Dead Rabbits, a fearsome gang of ruthless Irish brawlers. Bursting into the daylight they meet their opponents, the Nativists, led by William "Bill the Butcher" Cutting (Daniel Day-Lewis).

The rivals settle with blood and iron which gang will control the ghetto they live in on the Lower East Side of Manhattan known as the Five Points. The melee turns against the Irishmen and the Butcher cuts down Vallon in front of his own son.

It will be 16 years before Vallon's son returns to the Five Points from hiding in a Protestant seminary. The young man (Leonardo DiCaprio) takes the name Amsterdam and returns to Five Points, which has fallen under the tyrannical iron fist and suspicious glass eye of the Butcher. The wily Amsterdam infiltrates the Butcher's organization and broods on his revenge even as his boss takes the boy under his wing. But draft riots, pressure from Boss Tweed's (Jim Broadbent) Tammany Hall and a developing romantic interest with a beguiling thief named Jenny (Cameron Diaz) complicate Amsterdam's certainly self-destructing scheme to murder the Butcher.

"Gangs of New York" is a dark movie and Scorsese seems to revel in it. Day-Lewis turns in a spectacular



Photo courtesy of www.imdb.com

Martin Scorsese features John C. Reilly, Jim Broadbent and Brendan Nelson as members of the Irish mob in "Gangs of New York," his examination of New York street life in the mid-1800s.

performance, delicately balancing the Butcher's animalistic bloodlust with a darkly cynical yet poignant philosophy and a deeply poetic sense of justice.

At times the movie can seem a bit preachy, like in a scene where the Butcher slings a hatchet into the back of a newly elected Irish official and then screams manically into the camera, "Here's the minority vote."

But this is exactly the effect

Scorsese wanted. He points out that the history of America was founded partially on the ethereal ideals imbued with words such as freedom, liberty and equality but constructed corporeally with greed, crime and violence.

"Gangs" is historical fiction and Scorsese took great pains

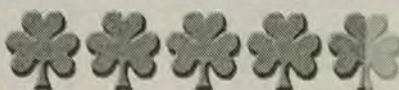
to paint the period broadly even down to the nitty gritty details like having an expert on vintage fighting tech-

niques help choreograph the action sequences and rebuilding a number of New York neighborhoods.

With \$100 million spent on details like these, Scorsese manages to make the film more of a hyper-realistic Kafkaesque impression of the period rather than a traditional historical portrayal. While venturing too far into the fictional realm of historical fiction is one of the best ways to ruin a perfectly good movie, Scorsese shows why he is often considered America's most talented living director by rewriting the rules of cinema.

Contact C. Spencer Beggs at
cbeggs@nd.edu

"Gangs of New York"



Director: Martin Scorsese

Writers: Jay Cocks

Starring: Leonardo DiCaprio, Daniel Day-Lewis, Cameron Diaz, Jim Broadbent, John C. Reilly, Henry Thomas, Brendan Gleeson



Photo courtesy of www.imdb.com

"Bill the Butcher" (Daniel Day-Lewis) and Jenny Everdeane (Cameron Diaz) embrace in "Gangs of New York."



Photo courtesy of www.imdb.com

Amsterdam Villon (Leonardo DiCaprio) struggles with his infatuation with the wily thief Jenny Everdeane (Cameron Diaz) as he seeks to avenge his father.

NBA

Sixers snap 6-game streak with win over Nets

♦ Van Horn scores 16 points in final five minutes

Associated Press

PHILADELPHIA

Keith Van Horn waited five months to play this game. It took him 31 1/2 quarters to show up.

Van Horn scored eight of his 16 points in the final 5:06, and Allen Iverson had 34 points, including five free throws in the last 11.5 seconds, helping the Philadelphia 76ers snap a six-game losing streak with a 108-107 victory over the New Jersey Nets on Wednesday night.

It was Van Horn's first game against his former team since the Sixers acquired him and Todd MacCulloch for Dikembe Mutombo last Aug. 6.

"It's always good to get a win, but going against your former team makes it sweeter," said Van Horn, who was in foul trouble most of the game. "This proves we have the ability to beat any team if we play our game."

Eric Snow added 16 points and eight assists and Aaron McKie scored 12 for Philadelphia, which had lost 14 of 18 after a 15-4 start.

Lucious Harris scored a season-high 26 points, Kenyon Martin had 24 and a career-high 16 rebounds, and Richard Jefferson added 20 for Atlantic Division-leading New Jersey, which had won 10 of 11.

Jason Kidd had a season-high 16 assists, but missed 17 of 21 shots and finished with just nine points. It was his second poor shooting performance in three games. He scored just 10 points on 5-for-17 shooting in a 36-point loss to the Sacramento Kings last Thursday.

"I had some great looks. It's all part of the game," Kidd said. "It doesn't stop me from finding my teammates."

After McKie hit a 3-pointer to give Philadelphia a 101-97 lead with 1:57 left, the Nets tied it at 101 on a short jumper by Jason Collins and a 21-footer by Kidd.

Van Horn made two free throws for a 103-101 lead, but Martin made one of two free throws and Harris got the rebound, giving the Nets a chance to take the lead. Harris, however, missed an 18-footer that bounced over the backboard with 11.8 seconds left.

Boston 86, Atlanta 66

The Boston Celtics played the Atlanta Hawks at the right time.

Paul Pierce scored 28 points as the Celtics snapped a three-game losing streak with an 86-66 victory over the Hawks on Wednesday night.

The Celtics beat Atlanta for the third time this year and swept the season series for the first time since the 1985-86 season. Boston has won seven of their last eight against Atlanta and five overall.

"We knew it was going to be a tough, physical game,"

Pierce

said.

"Both

teams had

long road

trips, and

we just

wanted to

get back

on track."

Shareef

Abdur-

Rahim

had 19 points for the Hawks, who lost their 12th straight road game and have lost eight of 11 overall.

"We've played some tough road teams," Abdur-Rahim said. "We've had some situations where we should've won but the road seems to be our nemesis right now. If I had the answers, I would change it."

The 66 points for Atlanta was a season-low, eclipsing the previous mark set on Dec. 3 against New Jersey.

The Celtics extended their largest lead of the night to 86-62 on a pair of free throws by J.R. Bremer with 3:58 remaining in the fourth.

"They are a great help defensive team," Hawks center Theo Ratliff said. "We didn't move the ball well and they were causing turnovers. Standing around is not going to get it done."

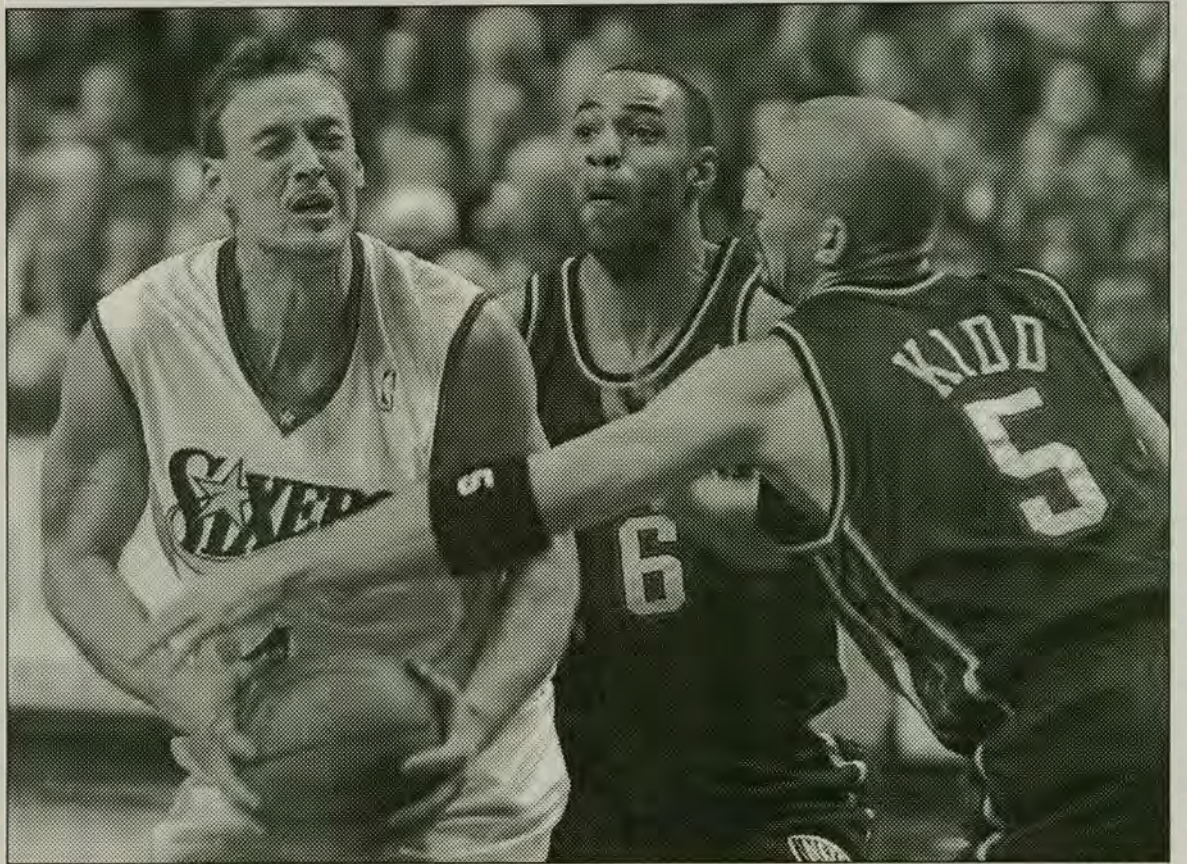
Abdur-Rahim cut the Boston lead to 58-46 with a dunk at the 5:30 mark of the third, but the Hawks would get no closer.

Pierce had 95 points and 30 rebounds against Atlanta this season. Antoine Walker, who earlier this season had a triple-double against the Hawks, had 20 points and seven rebounds for Boston. The Celtics won for the third time in the last 11 games.

"We just need to get back to our winning ways," Walker said. "We had a tough road trip so we wanted to get off to a good start."

Boston opened up a 47-32 lead, its biggest of the first half with 1:08 remaining, courtesy of a pair of free throws by Pierce.

Trailing 24-14, the Hawks closed out the first quarter



AFP PHOTO

Jason Kidd attempts to block Keith Van Horn during the Sixers' 108-107 victory over the Nets Wednesday in Philadelphia. Van Horn came through in the final minutes in his first game against his former team.

with a 9-1 run capped off by a runner in the lane by Abdur-Rahim.

Indianapolis 104, Miami 81

It wasn't a surprise that Jamison Brewer played in the fourth quarter. After all, that is a sure sign of an Indiana blowout victory.

But playing in the first quarter? That was a sign his extra practice was paying off.

Brad Miller scored 21 points and Ron Artest had 18 as the Pacers beat the Miami Heat 104-81 Wednesday night for their fifth straight victory.

The Pacers (28-10) are off to the best in their NBA history and improved to a league-best 17-1 at home. But with six of their previous seven games decided by five points or less — including three overtime games — coach Isiah Thomas said earlier this week he wanted a chance to reward the deep reserves for their hard work.

So he told Brewer he would play early, and he did, coming off the bench late in the first quarter. All 12 players scored, and the starters rested the entire fourth quarter.

"I was very happy to get those guys in the game," Thomas said. "Jamison is one of those guys who's really been working hard behind the scenes and really trying to get his game together. I wanted to put him out there early so I could let him know that I respect what he's doing."

Brewer, Primož Brezec and

Fred Jones each scored two points. Brewer's nine minutes were only three less than his total in three games this season — and his first game since Nov. 12.

"I'm not used to playing," Brewer said. "I've never really played before. I just have to take advantage of the opportunities I do get. It was strange to be out there early. I'm more used to playing with the other guys."

They all got their chance after Indiana blew the game open in the third quarter.

Artest, who said before the game he'd rather go to Walt Disney World than play in the All-Star game, scored 11 of his points in the third quarter and shut down Miami's Caron Butler.

Miami cut a nine-point half-time deficit to four after opening the third on a 7-2 run. But Jermaine O'Neal, who scored 13, followed by sinking two free throws, Artest hit a 3-pointer and Miller added a jumper to make it 63-51.

Los Angeles 90, New Orleans 82

Kobe Bryant scored 36 points and had 11 rebounds, while Shaquille O'Neal scored 10 of his 23 points in the final period to lead the Los Angeles Lakers to a 90-82 victory over the New Orleans Hornets on Wednesday night.

O'Neal also had 11 rebounds for Los Angeles, which held New Orleans without a field goal for the last 8:20 to win its fifth straight and register its

fifth road victory of the season.

Baron Davis, back in the lineup for the first time in six games for New Orleans, scored 20, including four 3-pointers, but couldn't get a basket in the fourth quarter as the Hornets lost their fifth straight.

Jamal Mashburn added 19 for New Orleans, while David Wesley scored 14 and P.J. Brown had 12 points and 14 rebounds.

Robert Horry added 10 points for the Lakers, who have gone 9-5 since losing to New Orleans in Los Angeles on Dec. 13. New Orleans is 3-13 since then.

New Orleans' last field goal of the game was a 3-pointer that gave it a 77-76 lead. Then O'Neal took over, scoring eight of the Lakers' next 10 points, including a three-point play when he was fouled inside after getting a loose ball.

New Orleans, which trailed most of the second and third quarters, pulled head 65-64 on a baseline jumper by Brown. Davis and Wesley each had steals and lay-ins leading up to Brown's shot.

But Bryant gave the Lakers the lead right back with a pair of free throws. As the third quarter came to a close, Bryant got the ball on a break and muscled the ball up and into the hoop even as Wesley bear-hugged him. Bryant made the ensuing free throw and the Lakers led 74-69.

CLASSIFIEDS

The Observer accepts classifieds every business day from 8 a.m. to 3 p.m. at the Notre Dame office, 024 South Dining Hall. Deadline for next-day classifieds is 3 p.m. All classifieds must be prepaid. The charge is 3 cents per character per day, including all spaces. The Observer reserves the right to edit all classifieds for content without issuing refunds.

FOR SALE

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148 K, Runs good, \$1,300
Call 277-3189

FOR RENT

CastlePoint room for rent available
for female roommate (Sp03
Semester), apt fully furnished.
Please call 243-4537 if interested.

Just keep those.

Roomate —
Se llama llama says hi!
Hi!

Mer —

casting, let's start the cast party
now!

So, about those TPS reports.
Did you get that memo? no i did not
hear about the memo

If carrots made you drunk, rabbits

The other day I helped a friend of
mine stay put. It's a lot easier than
helping someone move.

Yeah

Hey, want to touch my book?

Hey philo girls —
it's just not the same without 20th
century. We need to work on that.

classifieds are cool

I'm tired so this is my classified ad

NHL

Hurricanes continue slide, lose 2-0 to Penguins

◆ Caron records first career shutout in win

Associated Press

RALEIGH, N.C.

Rookie goalie Sebastien Caron is making it look easy in net for the Pittsburgh Penguins. Then again, who isn't these days against the struggling Carolina Hurricanes.

Martin Straka scored in the first period and Caron recorded his first shutout in his third NHL game as the Penguins beat the defending Eastern Conference champions 2-0 Wednesday night.

Caron, who won his first start 2-1 at Boston on Monday night, stopped 26 shots against the Hurricanes. Carolina, which lost its fifth straight home game, fell to 4-12-2-1 since Dec. 3.

The Hurricanes have been outscored 16-6 during their recent home losing streak.

"The bottom line for us is we're on the outside looking in and we have to understand that, we've got to be aware of that and the urgency has to come from within our room," Carolina captain Ron Francis said of the playoff picture. "It's 20 guys understanding that and putting everything on the line for each other when they step on the ice."

Kent Manderville scored an empty-net goal with 1.5 seconds left to seal it for the Penguins.

Carolina's Rod Brind'Amour hit the post in a wild scramble in front of Caron just seconds before Manderville closed it out against his former team.

"It's never done until the buzzer goes," Caron said. "I am really happy. This is like a dream right now, but I'll try to come down and focus on the next game I have to play or tomorrow at practice."

NHL scoring leader Mario Lemieux sat out for the third time in Pittsburgh's last four games with a groin injury, but the Penguins didn't need much offense against the Hurricanes.

Carolina didn't get many quality chances on Caron through two periods. He then turned away 11 shots in the third to secure Pittsburgh's second road win in a row.

Carolina was 0-for-4 on the power play, managing four total shots.

Rangers 2, Capitals 1

Joel Bouchard scored on a rebound 1:58 into overtime, and the New York Rangers beat the Washington Capitals 2-1 Wednesday night for their first three-game winning streak of the season.

Mike Dunham stopped 24 shots for the Rangers and kept the Capitals scoreless for the

final 61 minutes. Dunham is 4-0 in his last four starts, allowing only four goals during that span.

In overtime, Dave Karpa took a long slap shot that hit the left post. Mark Messier got his stick on the puck before Bouchard gained control and flipped the puck past Capitals goalie Olaf Kolzig.

Kip Miller scored the lone goal for Washington at 1:40 of the first period, but that was the extent of the offense from a team that scored 16 goals in its previous two games.

Jaromir Jagr received an assist on the Capitals' goal but was held in check the rest of the way.

After tying the NHL record for points in successive games (11), Jagr fell far short of matching the record of 15 points in three games held by Wayne Gretzky, Mario Lemieux and Peter Stastny.

Tom Poti also scored in the first period for the Rangers, who failed four times previously to win a third straight game.

Despite the loss, the Capitals extended to 14 their run of games in which they have earned at least one point, tying the team record reached twice in the 1980s.

But Washington's five-game unbeaten streak came to an end.

Early on, it appeared as if Jagr and the Capitals would enjoy a huge night. The right wing earned the second assist on

Miller's goal, starting the play with a pass to Michael Nylander, who got the puck to a wide-open Miller on the left side of the net.

Poti made it 1-1 at 15:36 of the first period, scoring his sixth goal of the season on a slap shot from the left circle. He missed New York's last game because of a strained neck.

Devils 5, Islanders 0

Jeff Friesen and Jamie Langenbrunner each had a goal and an assist, and Martin Brodeur made 27 saves for his 60th career shutout as the New Jersey Devils beat the New York Islanders 5-0 Wednesday night.

Patrik Elias, Oleg Tverdovsky and Sergei Brylin also scored for the Devils, who extended their unbeaten streak to a season-high five games (4-0-1).

Friesen, who set a club record with two goals in a span of 26 seconds Monday, scored the only goal of the opening period.

Joe Nieuwendyk set it up with an excellent pass from the right boards. The puck arrived in time for Friesen to deflect it past Chris Osgood at 16:07.

In the second, Devils defenseman Scott Stevens prevented the Islanders from tying the game.

New York defenseman Radek Martinek took a sharp angle shot that Brodeur blocked with his pads. The puck trickled behind Brodeur and was bouncing in the crease toward the open net

until Stevens swept it away.

New Jersey expanded its lead to 2-0 when Elias scored at 11:45. Scott Gomez passed to Elias, who drilled a shot from the left-circle dot past Osgood.

Mighty Ducks 4, Blue Jackets 3

Jason Krog assisted on two of Anaheim's three first-period goals as the Mighty Ducks beat the Columbus Blue Jackets 4-3 Wednesday night.

The Mighty Ducks, who have won three straight, jumped to a 3-0 lead but had to hold off Columbus' rally in the third.

Stanislav Chistov, Alexei Smirnov and Steve Rucchin scored on three consecutive shots during a 3:02 span late in the opening period. With the score 4-1 in the third, Andrew Cassels and Mike Sillinger scored for Columbus.

season-worst seven-game winless streak by beating Colorado, St. Louis and Columbus.

The Blue Jackets played their first home game since general manager Doug MacLean took over as interim head coach. He guided the team to three wins during a just completed four-game Western road swing.

However, Columbus was just as sluggish early against Anaheim as they were in its last home game, a 5-1 loss to Nashville on Jan. 6. Coach Dave King was fired the next day.

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NFL

After 6 seasons, Niners nix Mariucci

Associated Press

SANTA CLARA, Calif.

Coach Steve Mariucci was fired by the San Francisco 49ers on Wednesday after years of growing division with owner John York.

Just a few days after Mariucci's fourth trip to the playoffs in his six seasons ended in a 31-6 loss to Tampa Bay, York released Mariucci from the final year of his contract. The men hugged Wednesday morning after a 90-minute meeting at team headquarters.

"It's a very emotional and unpleasant situation for both of them," general manager Terry Donahue said. "Dr. York has a very strong idea about how he wants the 49ers structured. ... This is a philosophical split between what John wanted to do and what Steve wanted."

According to Donahue, Mariucci wanted a bigger role in the 49ers' football decisions, including the position of vice president of football operations. But Mariucci's agent, Gary O'Hagan, said Mariucci never made those demands.

York and Mariucci had a phone conversation Monday that went poorly, and York flew from his home in Youngstown, Ohio, to California to complete the first coaching change since he took charge of the team in 1998.

The Jacksonville Jaguars have the NFL's only other coaching vacancy, and Mariucci was thought to be a prime candidate for the job. But Jaguars spokesman Dan Edwards said the team doesn't have any plans to interview Mariucci, and he isn't considered a candidate.

"I was as shocked as anyone else," Jaguars owner Wayne Weaver told The Associated Press. "His agent told us that Steve's interest right now is taking some time off and doing some broadcasting."

Dennis Green, who coached the Minnesota Vikings from 1992-01, is a logical candidate to replace Mariucci. Green was on 49ers consultant Bill Walsh's staff when Walsh was coaching the NFL team and Stanford.

Mariucci went 57-39 in San Francisco, with a remarkably brief rebuilding period sandwiched between four seasons of double-digit victories. This season, San Francisco went 10-6 and reclaimed the NFC West title before making the second-biggest comeback in NFL playoff history to beat the New York Giants 39-38.

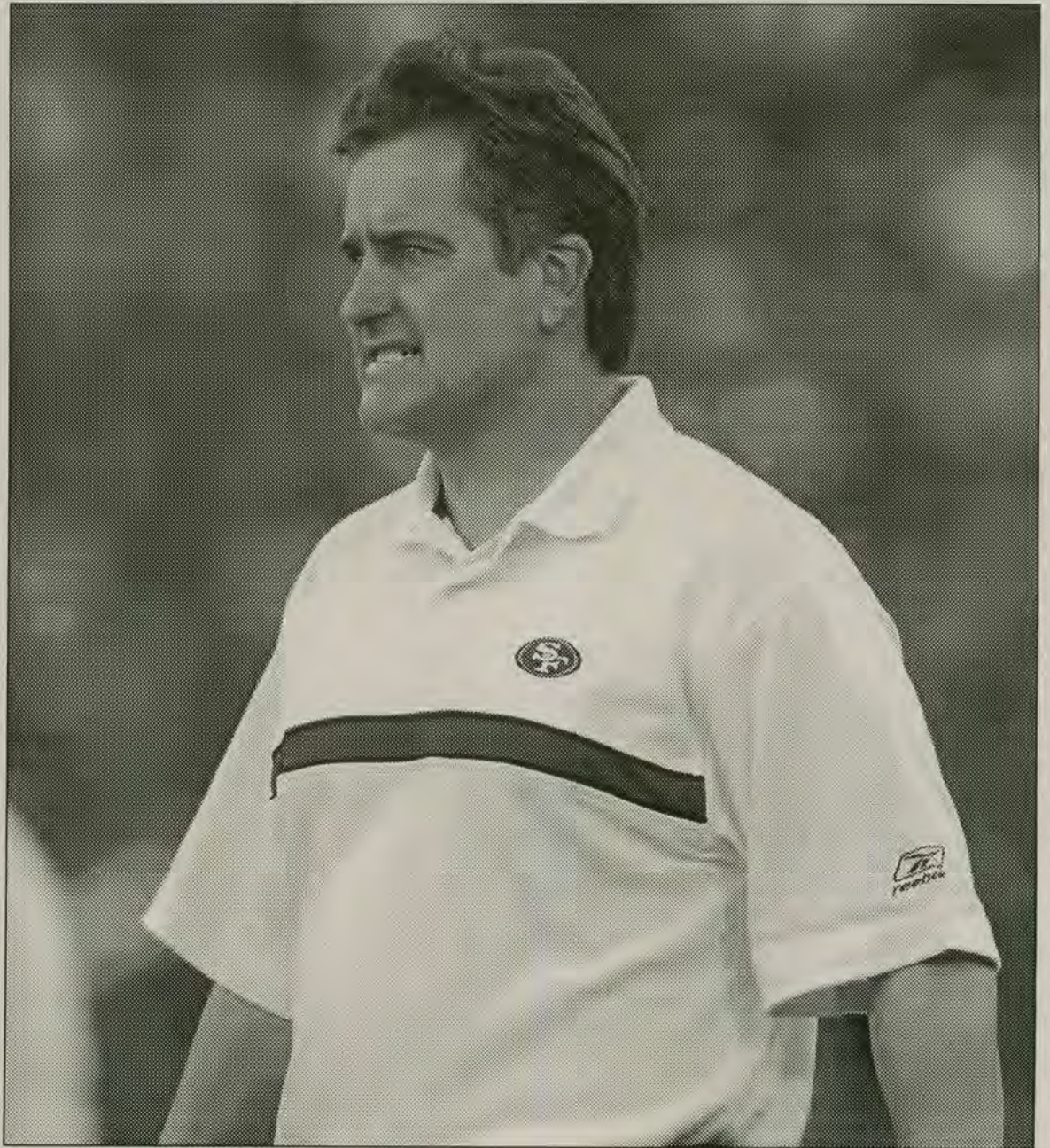
But no matter the owner or the circumstances, ruthless firings are nothing new for an organization that always expects to add to its collection of five championships.

San Francisco parted ways in 1997 with George Seifert — who won two Super Bowls — after the 49ers lost in the second round of the playoffs.

For as much success as Mariucci had, Walsh and Seifert led San Francisco to a total of five Super Bowl championships, the first in 1982 and the most recent in 1995.

Mariucci made \$2.1 million this season, 19th among the NFL's 32 head coaches and a bargain rate for a coach with his track record.

But he angered the 49ers' front office last winter by campaigning for a new contract through the media, and then talking to Notre Dame and the Buccaneers about their vacancies.



AFP PHOTO

Steve Mariucci grimaces during the 49ers' 39-38 victory over the New York Giants in San Francisco on Jan. 5. The 49ers fired the head coach on Wednesday, days after the team's 31-6 loss to Tampa Bay. Mariucci compiled a record of 57-39 with the 49ers.

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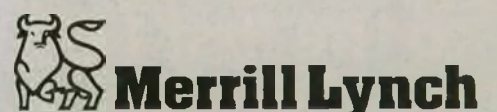
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MAJOR LEAGUE BASEBALL

Man gets 45 days in jail for hitting Wells

◆ **Man punched Yankees pitcher, knocked out 2 teeth during dispute Sept. 7**

Associated Press

NEW YORK

The man who punched New York Yankees pitcher David Wells and knocked out two of his teeth was sentenced Wednesday to 45 days in jail.

Rocco Graziosa was jailed immediately following the sentencing after Criminal Court Judge Robert M. Stolz denied a defense request for bail. The judge also ordered three years probation for Graziosa and signed an order of protection for Wells.

Graziosa, a bartender who lives in Yonkers, called the attack an "unfortunate circumstance" and said he was a decent hardworking man who had accepted responsibility for what happened. He did not apologize to Wells.

Stolz said the punch was "more than an unfortunate circumstance. It was a crime, and the jury found that it was of your own making. I'm not going to treat this as an act of fate. You've got to learn that there's a price to be paid for everything."

A jury convicted Graziosa on Nov. 22 of misdemeanor assault for hitting Wells during a dispute inside a diner last Sept. 7.

All sides agreed that the conversation between Wells, Graziosa and his friends when they introduced themselves was pleasant enough until it deteriorated to insults.

Wells testified that Graziosa repeatedly cursed at him, mocked his weight and insulted his late mother.

Wells testified that when he got up and approached Graziosa's table to say "enough is enough," the 5-foot-7, 150-pound man landed a sucker punch on his jaw.

Wells lost two teeth, requiring seven hours of dental work the next day, and cut his head on a table as he fell. Meanwhile, he said, Graziosa and his friends celebrated by exchanging high-fives and laughing.

Graziosa's lawyer, Henry Mazurek, said his client hit Wells because he was afraid Wells, who is 6-foot-4, 245-pounds, was about to attack him. He said Wells was "stinking drunk" and Graziosa knew his reputation for aggressiveness.

Wells testified that he never touched the defendant.

In a statement to the Department of Probation, Wells said that since the attack he has received death threats, obscene telephone calls and has been ridiculed by other baseball players.

NCAA WOMENS BASKETBALL

Huskies tie record with win

◆ **Connecticut grabs 54th straight victory**

Associated Press

SOUTH ORANGE, N.J.

Geno Auriemma took a strange delight in seeing Connecticut tie the NCAA Division I women's record for consecutive basketball victories in a game in which it struggled mightily on offense.

"Maybe it's fitting it happened in a game like this," Auriemma said after the Huskies tied Louisiana Tech's record of 54 straight wins with a hard-fought 53-48 victory over Seton Hall on Wednesday night.

"Over the years we've been known as a team that scores a lot of points. Everybody talks about Connecticut's offense," Auriemma said. "But very few people ever mention how good our defense is year in, year

out. So it's fitting the game that ties that record is done because our defense was so good tonight."

Connecticut (15-0, 3-0 Big East) had to play tremendous defense to overcome a night in which it was held to a season low for points.

The Huskies also benefited from big games from freshmen Barbara Turner (14) and Willnett Crockett (11 points and a career-high 11 rebounds), and a big play by

junior star Diana Taurasi on a night she was held to a season-low six points on 1-for-12 shooting.

"Hey, it's 54 in a row, we're happy," said Taurasi, who fed Jessica Moore for a layup with 1:27 to go and Connecticut up by two. "No one said it was going to be easy. Seton Hall is always tough to play here. It was hard my freshman year, and today we fought for 40 minutes."

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NFL

Edwards named new Redskins defensive coordinator

Associated Press

ASHBURN, Va. The Washington Redskins will make linebackers coach George Edwards their fifth defensive coordinator in as many years.

Edwards replaces Marvin Lewis, who became the new coach of the Cincinnati Bengals on Tuesday.

Coach Steve Spurrier confirmed Edwards' promotion late Tuesday to reporters in

Mobile, Ala., where he is scouting practices for the Senior Bowl. Spurrier had long hinted that Edwards would be his choice if Lewis left, and several players had lobbied publicly for Edwards because they didn't want to learn yet another new defensive system.

Edwards follows Mike Nolan, Ray Rhodes, Kurt Schottenheimer and Lewis in the yearly turnover of defensive coordinators since Dan Snyder bought the Redskins in

1999.

Lewis was made the highest-

paid assistant in the league when he was hired last year, but the team didn't expect

him to stay long because he

was a perennial head coaching candidate.

Edwards is expected to keep Lewis' schemes intact. The defense had a steep learning curve under Lewis early in the season, but it rallied to finish fifth in the league in yards allowed by year's end.

"I think George Edwards

should be the clear-cut choice," linebacker LaVar Arrington said the day after the season ended. "He's the most qualified. I'm confident we'll be able to keep the system in place."

Edwards played for Spurrier at Duke in the 1980s and was on Spurrier's coaching staff at Florida in the 1990s. He spent four seasons as the Dallas Cowboys linebackers coach before Spurrier brought him to the Redskins last year.

"He's the most qualified. I'm confident we'll be able to keep the system in place."

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PRO TENNIS

Hingis might never play another match

Associated Press

Martina Hingis might never play another competitive tennis match because of foot injuries.

The former No. 1-ranked player and owner of five Grand Slam tournament titles had surgery on her right ankle in October 2001 and on her left ankle in May.

"It is quite possible that that I will never play top-level tennis again, because my feet don't allow it," the 22-year-old Hingis told the Swiss news agency Sport Information in an interview published Wednesday.

After the second operation, Hingis pulled out of the French Open and Wimbledon — the first majors she missed since turning pro in 1994. She returned to the tour in August, then went back to rehab in October.

"I am not even thinking of a comeback," she said.

Hingis has been playing recreational tennis the past two months. But when she

practices more seriously, she said, pain spreads through her feet and ankles.

"Tennis was and remains my passion. But I've also grasped that after eight years on the tour, I will only return if I can practice without pain," Hingis said in the interview. "Competition is no fun if you can't come in perfectly prepared."

Hingis was just 16 years, three months old when she won the first of her three Australian Open titles in 1997, making her the youngest Grand Slam singles champion of the 20th century.

She made six straight finals at the Australian Open, winning the first three and losing the last three. She also won the 1997 Wimbledon and U.S. Open titles, and lost the French Open final that year to Iva Majoli.

Hingis spent a total of 209 weeks at No. 1 in the WTA Tour rankings, but she has slipped to 11th after being sidelined 10 of the last 16 months.

Hingis has been tuning in to the Australian Open on television this week and said, "It was fun watching the others run around in the heat."

She said WTA Tour needs to realize that the crowded schedule is endangering the health of the sport's stars.

"If a player is at the top and always plays until the end of the tournaments, she's sacrificing her health to the tour quite quickly," Hingis said.

Hingis was born in Kosice, in what is now Slovakia, and later became a Swiss citizen.

She has won 40 singles titles and 36 doubles titles, including nine at Grand Slam tournaments, and has earned more than \$18 million.

In 2001, Hingis filed a \$40 million lawsuit against Italian sportswear manufacturer Sergio Tacchini, with whom she had a five-year sponsorship deal, saying her shoes were defective. Sergio Tacchini said the claims were made only so Hingis could avoid paying damages for breaching her contract with the company.

The New York State Supreme Court dismissed the suit in September because there is similar litigation pending in Milan, Italy.

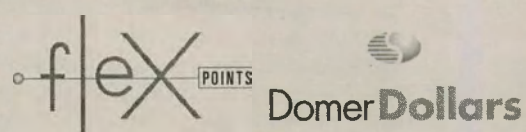
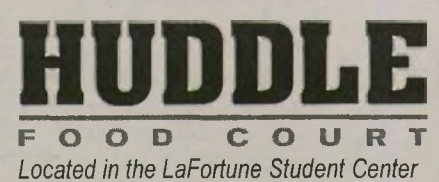
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AROUND THE NATION

NBA

Eastern Conference, Atlantic Division

team	record	perc.	last 10	GB
New Jersey	0-0	.764	0-0	2
Boston	0-0	.654	0-0	2
Orlando	0-0	.543	0-0	2
Philadelphia	0-0	.432	0-0	2
Washington	0-0	.321	0-0	2
Miami	0-0	.321	0-0	2
New York	0-0	.321	0-0	2

Eastern Conference, Central Division

team	record	perc.	last 10	GB
Detroit	0-0	.764	0-0	2
New Orleans	0-0	.654	0-0	2
Toronto	0-0	.543	0-0	2
Indiana	0-0	.432	0-0	2
Milwaukee	0-0	.321	0-0	2
Atlanta	0-0	.321	0-0	2
Cleveland	0-0	.321	0-0	2
Chicago	0-0	.321	0-0	2

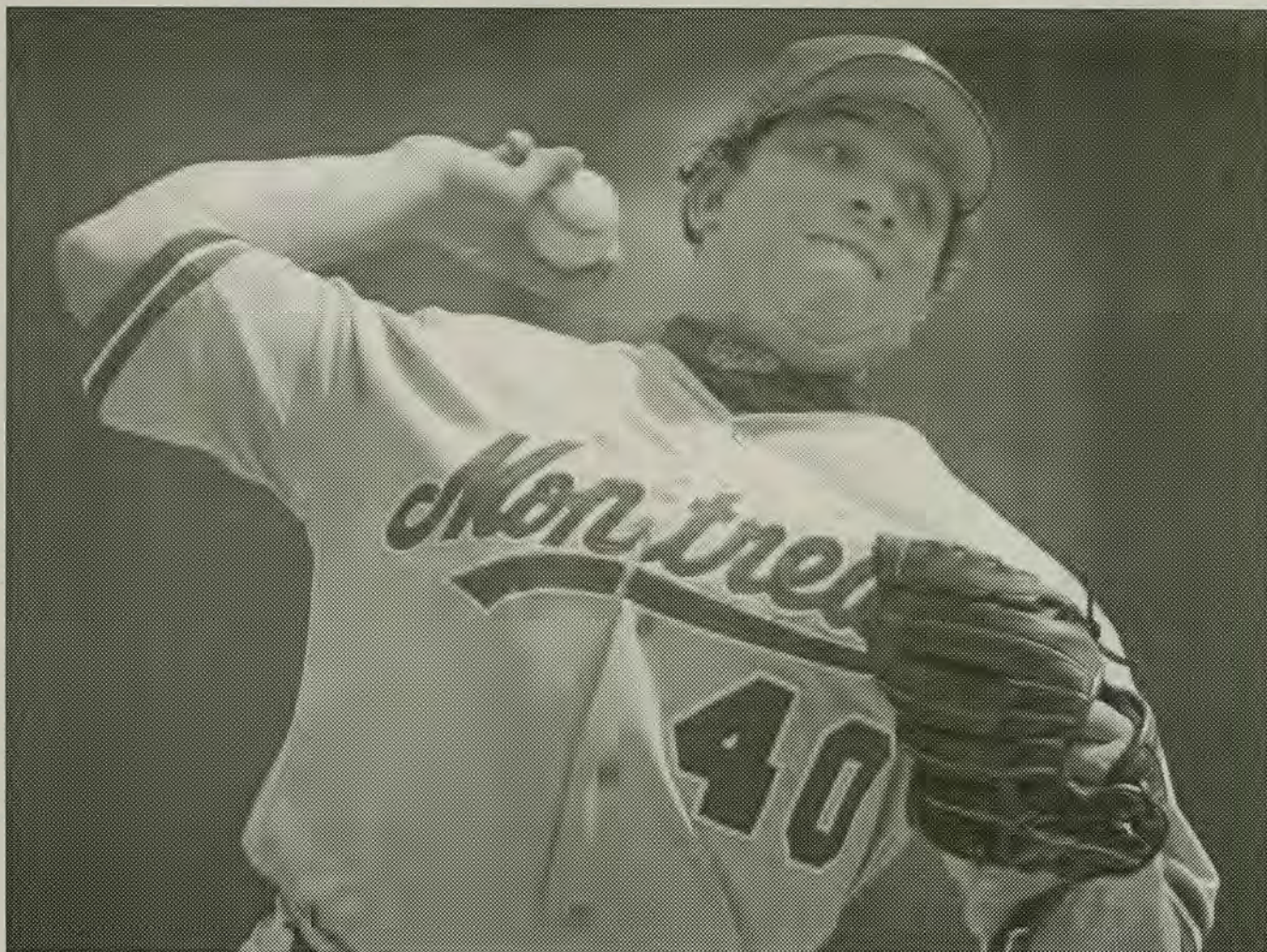
Western Conference, Midwest Division

team	record	perc.	last 10	GB
San Antonio	0-0	.764	0-0	2
Dallas	0-0	.654	0-0	2
Minnesota	0-0	.543	0-0	2
Utah	0-0	.432	0-0	2
Houston	0-0	.321	0-0	2
Denver	0-0	.321	0-0	2
Memphis	0-0	.321	0-0	2

Western Conference, Pacific Division

team	record	perc.	last 10	GB
Sacramento	0-0	.764	0-0	2
LA Lakers	0-0	.654	0-0	2
Portland	0-0	.543	0-0	2
Seattle	0-0	.432	0-0	2
LA Clippers	0-0	.321	0-0	2
Phoenix	0-0	.321	0-0	2
Golden State	0-0	.321	0-0	2

MAJOR LEAGUE BASEBALL



AP/Wide World Photo Service

Pitcher Bartolo Colon was expected to be traded to the New York Yankees or Boston Red Sox, but was obtained by the Chicago White Sox in a complicated trade with the Montreal Expos.

White Sox acquire Bartolo Colon

Associated Press

NEW YORK

Bartolo Colon got traded Wednesday, but not to the Boston Red Sox or New York Yankees.

Instead, Colon went to the Chicago White Sox in a three-team deal that included the Yankees and provided New York with the fringe benefit of keeping Colon away from the Red Sox.

In the three-way swap, the Yankees sent pitcher Orlando Hernandez and \$2 million to Chicago for reliever Antonio Osuna and minor league pitcher Delvis Lantigua. Then the White Sox packaged

Hernandez with right-handed pitcher Rocky Biddle, outfielder Jeff Liefer and cash to Montreal for Colon and minor league infielder Jorge Nunez.

The Expos will be responsible only for \$300,000 of Hernandez's salary next season, with the White Sox using the \$2 million from the Yankees and their own money to make up the difference. Hernandez is expected to make between \$4-5 million.

The architect of the deal was White Sox general manager Ken Williams, who pursued Montreal GM Omar Minaya once it

became clear that the Expos would be trading either Colon or pitcher Javier Vazquez to reduce payroll.

"Early on, I was probably the most aggressive guy," Williams said. "As soon as the end of the season hit, I was trying to launch a pre-emptive strike in that direction. You kind of selectively pick and choose your spots. You don't want to go away and allow this thing to develop."

"You kind of go in and out of this situation. Really, there were so many twists and turns to how this evolved. If I were to make a chart, it would probably look more like a

chart of my stocks than anything."

The Yankees and Red Sox were believed to be in the best position to get Colon, who won 20 games last season for Cleveland and Montreal. But when the Yankees added Cuban free agent Jose Contreras and re-signed Roger Clemens, it created a log-jam of eight starting pitchers.

Yankees GM Brian Cashman was looking to ease that glut and reduce payroll while also trying to shore up a bullpen that lost free agents Mike Stanton to the New York Mets and Ramiro Mendoza to Boston.

Mens College Basketball Big East Conference

East Division

team	League W-L	Overall W-L	Overall Pct.
Connecticut	2-0	11-1	.917
Villanova	2-0	9-5	.643
Providence	2-1	8-5	.615
St. John's	1-1	8-4	.667
Miami	0-2	7-6	.538
Boston College	0-2	6-6	.500
Virginia Tech	0-2	6-8	.429

West Division

team	League W-L	Overall W-L	Overall Pct.
Pittsburgh	3-0	13-1	.929
Syracuse	2-0	11-1	.917
NOTRE DAME	2-1	14-2	.875
Georgetown	1-1	9-3	.750
West Virginia	1-2	9-5	.643
Selon Hall	1-3	6-7	.462
Rutgers	0-2	8-6	.571

around the dial

COLLEGE BASKETBALL

Boston College at North Carolina 7 p.m., ESPN2

Louisville at East Carolina 9 p.m., ESPN2

Arizona at Southern California 10:30 p.m., FOXCH

NBA BASKETBALL

Magic at Wizards 7:30 p.m., TNT

SuperSonics at Jazz 10 p.m., TNT

IN BRIEF

Phelan to retire at end of season

Mount St. Mary's basketball coach Jim Phelan will retire after this season, following a remarkable 49-year career in which he amassed more than 800 wins.

The school called a press conference for noon Thursday, and Phelan will announce his decision to retire at that time, according to a source close to the team who spoke to The Associated Press on condition of anonymity.

No one has coached more college basketball games (1,339) over more seasons than Phelan, whose 824 career victories is the most among active coaches and fourth on the career list behind Dean Smith (879), Adolph Rupp (876) and Clarence "Big House" Gaines (828). All but Gaines coached at least part of their careers at the Division I level.

Before beginning his 49th consecutive season at the Mount in November, the 73-year-old Phelan was asked what factors would go into his decision

to retire.

"Sometimes, it's just time," Phelan said. "I'm not going for 50 years just for the sake of making 50. That's just a number. It just means I'm terribly old."

The Mountaineers are 5-7, a vast improvement over their 3-24 mark last season. Although The Mount had endured three straight losing seasons before the current one, there was no push for Phelan's dismissal.

Since his arrival at The Mount, Phelan has taken his team to the NCAA Tournament 16 times, including five trips to the Division II national semifinals. He led The Mount to the 1962 College Division title. After the school moved up to Division I in 1988, he guided the Mountaineers to the NCAA Tournament in 1995 and 1999.

Ferentz to stay at Iowa

Kirk Ferentz has decided to remain at Iowa as head football coach and will not continue to pursue a job with the NFL's Jacksonville Jaguars.

Ferentz and Iowa athletic director

Bob Bowlsby made the announcement Wednesday.

"The attention I have received regarding an NFL head coaching position with the Jacksonville Jaguars has been flattering, especially because I have the utmost regard for Wayne Weaver and the entire Jacksonville organization," said Ferentz. "However, my heart continues to lie with the University of Iowa, and I will remain the head coach of the Hawkeye football team."

Ferentz will receive an eight percent increase in salary. Ferentz' contract has been restructured and will take effect July 1. The restructuring of the contract pertains primarily to incentive clauses.

"I am very pleased that we have been able to restructure Kirk's contract in a way that meets his needs as well as those of the University," said Bowlsby. "The increase which goes into effect on July 1st is additional recognition of the outstanding work he has done for our program."

Big East

continued from page 24

of a defense, and we're starting to prove that with nights like [Tuesday]."

Cornette entered the game to neutralize the scoring threat of Wright and Lamizana in the middle, and the 6-foot-9 sophomore all but eliminated the post threat of the Scarlet Knights, forcing them to the perimeter, where their weaknesses were exploited and the Irish were able to pull away.

"We've got to have a big guy who can guard another big man one-on-one," Irish coach Mike Brey said. "Tom [Timmermans] and Torin [Francis] could not do that [Tuesday], but we found a

big guy who could — Jordan certainly could. I think Jordan has played that role for us. He likes to guard, he's got a presence about that now."

Using his long arms, quickness and awareness, Cornette blocked eight shots and grabbed seven rebounds in 33 minutes of play. He even made a couple of nice assists, one on a crosscourt pass that found Carroll wide open for a 3-pointer in the corner and another on a blind pass to Torrian Jones beneath the basket who finished the play with a momentum-grabbing jam.

But if Notre Dame, now 14-2 and 2-1 in conference play, is to remain successful, it's going to need to see the solid performances out of

Timmermans and Francis on a regular basis. Even though Cornette has played well in that capacity through the first half of the season, Timmermans and Francis are the big bodies at that position, and they are the ones who will likely be looked toward to stop a Sweeney or an Okafor from plowing his way through the middle en route to another two points.

"We have the presence to be a physical team," Timmermans said. "We can bang with them, and we can rebound with them and everything. I don't think it's really a challenge; we just have to go out there and do it."

Contact Chris Federico at cfederic@nd.edu

ND WOMENS TENNIS

Three players travel to Las Vegas tourney

Special to The Observer

LAS VEGAS
Three Notre Dame women's tennis players will participate in one final individual tournament this weekend before the team opens its dual-match slate next Wednesday, Jan. 22, versus Western Michigan at 4:00 p.m. in the Eck Tennis Pavilion. Senior captain Katie Cunha and freshman Kelly Nelson will compete in both singles and doubles in the UNLV Invitational, while junior Caylan Leslie will play singles in her return to the court for the first time in 14 months after recovering from a shoulder injury. The tournament runs Friday-Sunday.

Cunha and Nelson will be teaming together for the first time in doubles. The first-year player will try to continue the success she had in her first collegiate fall, when she led the Irish in singles victories with a 12-5 mark, including the gold flight singles title in the Eck Classic. Cunha, who led the Irish in clinching victories (six singles, six doubles) a year ago, was 6-4 in the fall in doubles play and advanced to the round of 16 in the Omni Hotels Midwest Championships.

Leslie, who was 30-12 as a freshman playing mostly No. 4 singles in 2000-01, was expected to play near the top of the Irish lineup a year ago, but suffered a shoulder injury in late fall and missed the entire spring season after undergoing surgery. Her last collegiate appear-

ance was in November 2001 when she was 3-0 in the Eck Classic, playing only in doubles. Leslie's last singles match was Oct. 19, 2001, when she dropped a close three-set decision to Anita Loyola of USC at No. 2 singles in an exhibition dual match.

The UNLV Invitational will serve as a last-minute replacement for the National Collegiate Tennis Classic, which was cancelled earlier this week due to sponsorship complications. All the players originally committed to that tournament will instead participate in the UNLV Invitational, making it a prestigious event featuring competitors from many of the top teams across the nation.

The Irish players will participate in a 32-player singles draw and a 16-team doubles bracket, all contested on hard courts at the Frank & Vicky Fertitta Tennis Pavilion at UNLV and the Red Rock Country Club. Weather permitting, many matches will be contested outside, giving the Irish a head start on adjusting to outdoor hard courts, on which the NCAA championships are contested, though Notre Dame may not compete on them again until a road trip in mid-March, playing most of their early-season matches indoors.

Notre Dame, 22nd in the preseason national rankings, returns five letterwinners from last year's team that finished 14-14 and 23rd in the nation.

HOCKEY

Senior named finalist for award

♦ Wroblewski is one of 15 finalists

Special to The Observer

Notre Dame hockey standout John Wroblewski (Sr., Neenah, Wis.) has been selected as one of 15 finalists for the college hockey Humanitarian Award. The award is presented every year to college hockey's finest citizen for their contributions to society in all areas.

This is the eighth year for

the award that will be presented on April 11, 2003 in Buffalo, N.Y., at the NCAA Frozen Four.

Wroblewski is a senior alternate captain for the Irish. He is in the midst of his best season ever as he is tied for second on the Notre Dame scoring list with 10 goals and 12 assists for 22 points in 22 games. He has turned in career-highs in assists (12), points (22) and power-play goals (4) so far this season.

Off the ice, Wroblewski has been involved with Notre Dame athletics community

service programs since joining the team in 1999. He is a member of the team's five-man leadership committee and was the team organizer for Notre Dame's "Buddy Walk" to benefit kids with Downs Syndrome last September. He has also participated in the other various university sponsored community service projects including Christmas in April, the team's annual Power Play Run/Walk and the team's annual Christmas party with local cancer patients.

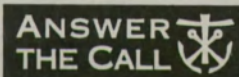
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4-5:15 Rock \$32

Tu. 1/21-3/4

12:10-12:50 RSRC \$25

Wed. 1/22-3/5

12:10-12:50 RSRC \$25

Th. 1/23-3/6

5:20-6:35 Rock \$32

Power Yoga

Th. 1/23-3/6

7-8:15pm RSRC \$32

Tai Chi

Mon.

1/20-3/31

5:30-6:30

\$40 Rock

Pilates

M 1/20-3/3

W 1/22-3/5

5:30-6:30

Registration: 1/17, \$28 RSRC

7:30am, RSRC

Individual may register a max of 3 people.



SMC BASKETBALL

Hornets defeat Belles, 60-53

By HEATHER VAN HOEGARDEN
Sports Writer

Going into Wednesday's game, both Saint Marys and Kalamazoo had a lot on the line, as each team looked to go over the .500 mark in conference play.

From the start of their game Wednesday night at Saint Marys, both teams played intense man-to-man defense. The Hornets man-to-man press kept the Belle guards on their toes, but Saint Mary's put up a fight before falling just short in a 60-53 loss.

Saint Mary's forward Emily Creachbaum established herself early, netting seven points in the first nine minutes. However, Kalamazoo forward Amanda Weishuhn answered every bucket with one of her own. Creachbaum picked up her third foul, however, and was forced to sit for the rest of the half.

With Creachbaum on the bench, it didn't look good for the Belles (5-9, 1-2), who rely heavily on her offense. However, the Belles were able to withstand a 10-4 Hornet run, after Emily Pernotto, who finished the game with seven points and four rebounds, nailed a 3-

pointer to tie the game at 22. Bridget Boyce picked up three of her 12 points with a 3-pointer, and Maureen Bush added a field goal. The Belles went into the half with a 29-28 lead, after withstanding the Hornet run despite Creachbaum sitting on the bench with three fouls.

However, the second half was a different game.

The Belles started off slow, but with 13 minutes to go, had extended their lead to nine points. It looked like the Belles had finally taken control of the game.

But Hornet forwards Weishuhn and Ashley Riley had different plans.

The Kalamazoo duo took over the game with Riley finishing with 14 points and eight rebounds, while going 6-of-6 from the stripe. More impressive was Weishuhn, who scored 23 points, while grabbing 13 rebounds. Including eight offensive and

going 13-of-14 from the free throw line.

Despite forcing 25 Hornet turnovers, the Belles couldn't get it done in the second half, as no one took charge on the floor.

Coach Suzanne Bellina was clearly disappointed with her team's performance.

"No one stepped up or made the adjustments that had to be made," Bellina said. "We talked about it, but no one stepped up. We are a young team, and it's not going to be easy, but someone is going to have to step up."

The Belles take to the road next, facing Albion on Saturday.

Bellina hopes that her team will be ready for the next challenge.

"We have to come in tomorrow and be ready to practice with intensity," she said. "Our games will only be as intense as our practices."

"We have to come in tomorrow and be ready to practice with intensity. Our games will only be as intense as our practices."

Suzanne Bellina
coach

Contact Heather Van Hoegarden at
hvanhoeg@nd.edu

SMC SWIMMING

Belles perform well over semester break

By ERIK POWERS
Sports Writer

The Saint Mary's swim team was traveling and racing across the country the past couple of weeks. The Belles competed in a pair of meets over winter break with mixed results.

The team opened 2003 by placing second out of five teams at the Palm Beach Winter College

Classic. Westchester, a ranked Division II school, was the only team to eclipse the Belles. The Belles impressively overcame vacation and travel restrictions that limited them to fewer than two days of practice together. Co-captain Lauren Smith was pleased with her team's scrappy display.

"It wasn't total domination," Smith said. "... But it was good for everyone."

But Saint Mary's didn't have very long to bask in this achievement. After leaving Florida, the team was forced to immediately begin training for its next meet. An exhausted Belles squad could not duplicate its strong showing a week later versus Kalamazoo. Fatigue crippled the team as the

Belles lost 147-90, dropping their record to 1-3 in conference play.

"There was no time for recovery, so there was more fatigue," coach Greg Petcoff said. "... [Still], we swam better than I thought we would."

"We knew that [Kalamazoo was] a stronger team this year ... This was going to be a major battle."

Greg Petcoff
coach

The Belles battled Kalamazoo's top swimmers closely, finishing first in four events and second in six others. But Kalamazoo displayed superior depth, having 20 more swimmers place than Saint Mary's.

"We knew that they were a stronger team this year," Petcoff said. "This was going to be a major battle."

The Belles defeated Kalamazoo 131-91 last year. The team was not too disheartened by their reversal of fortune this year, however.

"We usually face them two weeks later, when we are more rested," Smith said. "Their team this year was bigger and stronger. We seem better this year [than last year], though."

The Belles will complete their regular season Saturday at Rolf's Aquatic Center at 1 p.m.

Contact Erik Powers at
epowers@nd.edu

WINTERFEST

Thursday

lafortune ballroom 9-12
cream of the crop
rise to the top

BEST OF ACOUSTICAFE

3-D MOVIE: CREATURE FROM THE BLACK LAGOON

debartolo 101 10 pm \$3
fashionable 3-d glasses
be afraid, be very afraid

Friday

ND UNDERGROUND

lafortune ballroom 8 pm
first show in new series
up and coming music groups
tonight featuring millimeters mercury

debartolo 101 8 & 10:30 pm \$3
fashionable 3-d glasses
be afraid, be very afraid

3-D MOVIE: CREATURE FROM THE BLACK LAGOON

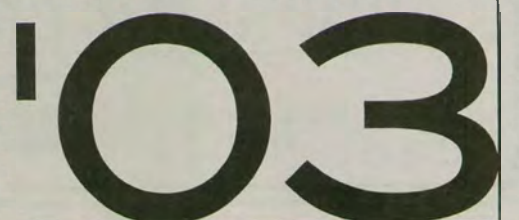
Saturday

debartolo 101 8 & 10:30 pm \$3
fashionable 3-d glasses
be afraid, be very afraid

3-D MOVIE: CREATURE FROM THE BLACK LAGOON

CHICAGO HOCKEY TRIP

bus leaves nd at noon and returns at 1 am
cheer cheer for old notre dame (hockey that is)
tickets \$10 at lafortune info desk
spend the day in chicago-
shop, visit museums, and eat to your little heart's content



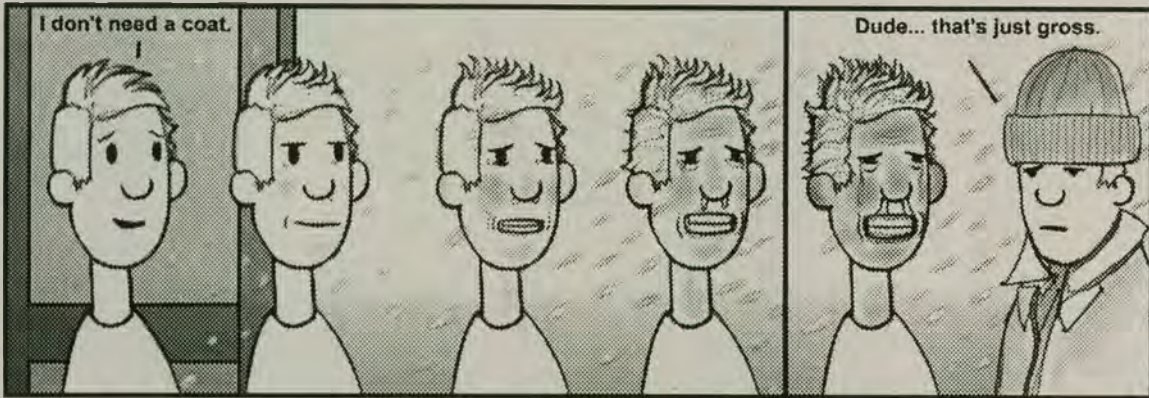
SCHOOL DAZE

CLARE O'BRIEN



HAPPY TOWN

JACK MONAHAN



JUMBLE

HENRI ARNOLD
MIKE ARGIRION

JUMBLE

THAT SCRAMBLED WORD GAME
by Henri Arnold and Mike Argirion

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

DUWNE

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GWAON

OTTYNK

DECLUD



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

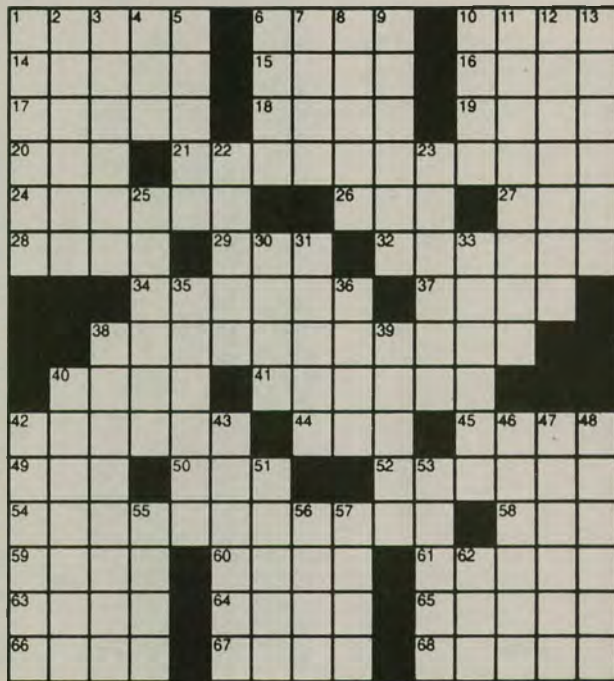
Answer here: THE "O O O O O O O O O O" (Answers tomorrow)

Saturday's Jumbles: CABLE PHOTO RANCOR IMMUNE
Answer: This was between the salesman and his good customer — THE COUNTER

CROSSWORD

WILL SHORTZ

- ACROSS: 1 Old ship's cargo, 6 Like kiddie rides, 10 Cry to a stray, 14 Mars Pathfinder, for one, 15 Research paper abbr., 16 Tennis's Mandlikova, 17 Neighbor of a Turk, 18 Center of Catholicism, 19 Extra, in ads, 20 Little 'un, 21 Laser beam target, 24 Onetime delivery people, 26 R-V interior?, 27 Frequently flexing Ferrigno, 28 Grant, 29 Pitcher part, 32 Race with flags, 34 Sliding rod in an engine, 37 Make ___ out of, 38 One who's good under the hood, 40 New Year's song title starter abbr., 41 Inveighed, 42 Good to go, 44 Calif. and Wash. are on it, 45 Kind of sheet, 49 "Way cool!", 50 It's searched for online info, 52 Straight, 54 Come in like a whirlwind, 58 Joule division, 59 When repeated, not to be repeated, 60 Sea predator, 61 "Sounds like ___!", 63 Muslim leader, 64 Loads of mutual funds, 65 Whence St. Catherine, 66 Suffix with fluor-, 67 Slug follower, 68 It starts and ends seven answers in this puzzle, DOWN: 1 Role played by everyone, it's said, 2 "Satires" author, 3 Got around, 4 Follow-up: Abbr., 5 Instant, 6 Four years, maybe, 7 Looking down from, 8 Biker women, 9 Puts into position, in a way, 10 Alewife's cousin, 11 Detroit's founder, 12 "Yadda, yadda, yadda", 13 Soft powder, 22 Early aft, 23 Green Wave's home, 25 Mint supplies, 30 Impressionist, 31 Précis, 33 In a crowd of, 35 Rarin' to go



Puzzle by Michael Shlayman

- 36 Walk-way connector, 38 It provides no outlets, 39 Regardless of the fact that, briefly, 40 Old-fashioned warnings, 42 Popular comic book since 1942, 43 Irritate, 46 Kitchen thingie, 47 It may be run, 48 Crêpe suzette flavorer, 51 Babe Ruth, for the Yankees, 53 What online shoppers may spend, 55 Words of wistfulness, 56 Does perfectly, 57 Like tundras, 62 Carrier to Karachi

For answers, call 1-900-285-5656, \$1.20 a minute; or, with a credit card, 1-800-814-5554.

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HOROSCOPE

EUGENIA LAST

CELEBRITIES BORN ON THIS DAY: Jim Stafford, A.J. Foyt, Marilyn Home, Ethel Merman

Happy Birthday: You'll have the staying power required to reach your goals this year, so don't let anyone tamper with your plans. Follow your own timetable if you want to receive the rewards you've been dreaming about. Your numbers are 10, 13, 27, 30, 43, 46

ARIES (March 21-April 19): You'll be ready to pick a fight if anyone looks at you the wrong way. Back off and spare yourself the grief of making a mistake that is likely to cost you dearly. ★★

TAURUS (April 20-May 20): Be a good listener and you will gain respect. It may not be apparent today, but in the long run, you will discover that the more you do for others, the more you will get back in return. ★★★★★

GEMINI (May 21-June 20): Although opportunities to make financial gains are evident, you mustn't take on too much of a burden in the process. Don't let someone put pressure on you. ★★

CANCER (June 21-July 22): Don't let your sulkiness turn into a big production. You won't get the sympathy you expect if you try to make others feel guilty today. Be comforting, not judgmental or opinionated. ★★

LEO (July 23-Aug. 22): You will experience difficulties if you are working with others today. Be extra careful not to ruffle feathers or push others into doing things your way. Pitch in and do the best you can. ★★

VIRGO (Aug. 23-Sept. 22): Financial gains can be yours if you are willing to push a little harder and invest in yourself for a change. Don't pay for other people's mistakes. ★★★★★

LIBRA (Sept. 23-Oct. 22): You may take things the wrong way today. Refrain from making statements that you'll regret later. Ask for help and guidance before making a decision. ★★

SCORPIO (Oct. 23-Nov. 21): You will get the cold shoulder if you have not been doing your share. Listen to the complaints of others and assure those around you that you will help out more. ★★★★★

SAGITTARIUS (Nov. 22-Dec. 21): If you find yourself in a difficult financial position because you haven't been saving money, it's never too late to start. You can rid yourself of a stressful situation by setting up a strict budget. ★★

CAPRICORN (Dec. 22-Jan. 19): Don't be too quick to judge, but don't let this person take advantage of you either. Take a look at your own motives before you discuss your future plans. ★★

AQUARIUS (Jan. 20-Feb. 18): You may want to lay low today. Difficulties with the people you are dealing with may be disconcerting. You need to spend time sorting out your own life. ★★

PISCES (Feb. 19-March 20): Check out the possibilities for the upcoming weekend. You should be making plans early so that you won't be disappointed. Don't try to mother the world. ★★★★★

Birthdays: You will be sensitive, caring and always there for others. You will make decisions based on all sides of any issue. You will help those less fortunate and you'll be highly regarded for your kindness and generosity.

Check out Eugenia's Web Sites at astroadvise.com, eugenialast.com, wnetwork.com.

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THE OBSERVER

Published Monday through Friday, The Observer is a vital source of information on people and events in the Notre Dame and Saint Mary's Community.

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SPORTS

Thursday, January 16, 2003

MENS BASKETBALL

Banging around in the Big East

◆ Irish must get physical inside against strong conference foes

By CHRIS FEDERICO
Sports Writer

Through much of Notre Dame's pre-conference season, the story for the Irish had been perimeter players and ball handlers such as guards Chris Thomas and Matt Carroll and forward Dan Miller. But as Notre Dame's season transfers into the very physical Big East play, the focus of the team's style of play, especially on the defensive side, may need to shift as well.

"I think non-conference is nothing like the Big East," Irish forward Jordan Cornette said after his eight-point, eight-block performance in Notre Dame's Tuesday night victory over conference rival Rutgers. "The Big East is one of those special conferences where a lot of games are won in the paint."

The Big East Conference in basketball is much like the Big Ten used to be in football. There is often nothing very fancy about the style of play. Two teams line it up and smash it out, and whoever has the bigger guys generally wins.

The unsung heroes of those football games are the offensive linemen. They are the guys doing all the dirty work, scrapping it out in the middle and getting almost no credit.

In the Big East, the centers and power forwards — the big uglies in the

middle, the offensive linemen of the hardwood — are the ones who have the biggest impact.

As the Irish enter their conference schedule, it will be up to their big men like Torin Francis, Tom Timmermans and Cornette to control some of the better big men in the college game such as Georgetown's Mike Sweetney, Connecticut's Emeka Okafor and Syracuse's Carmelo Anthony and Hakeem Warrick.

"I think non-conference is nothing like the Big East.

The Big East is one of those special conferences where a lot of games are won in the paint."

Jordan Cornette
Irish forward

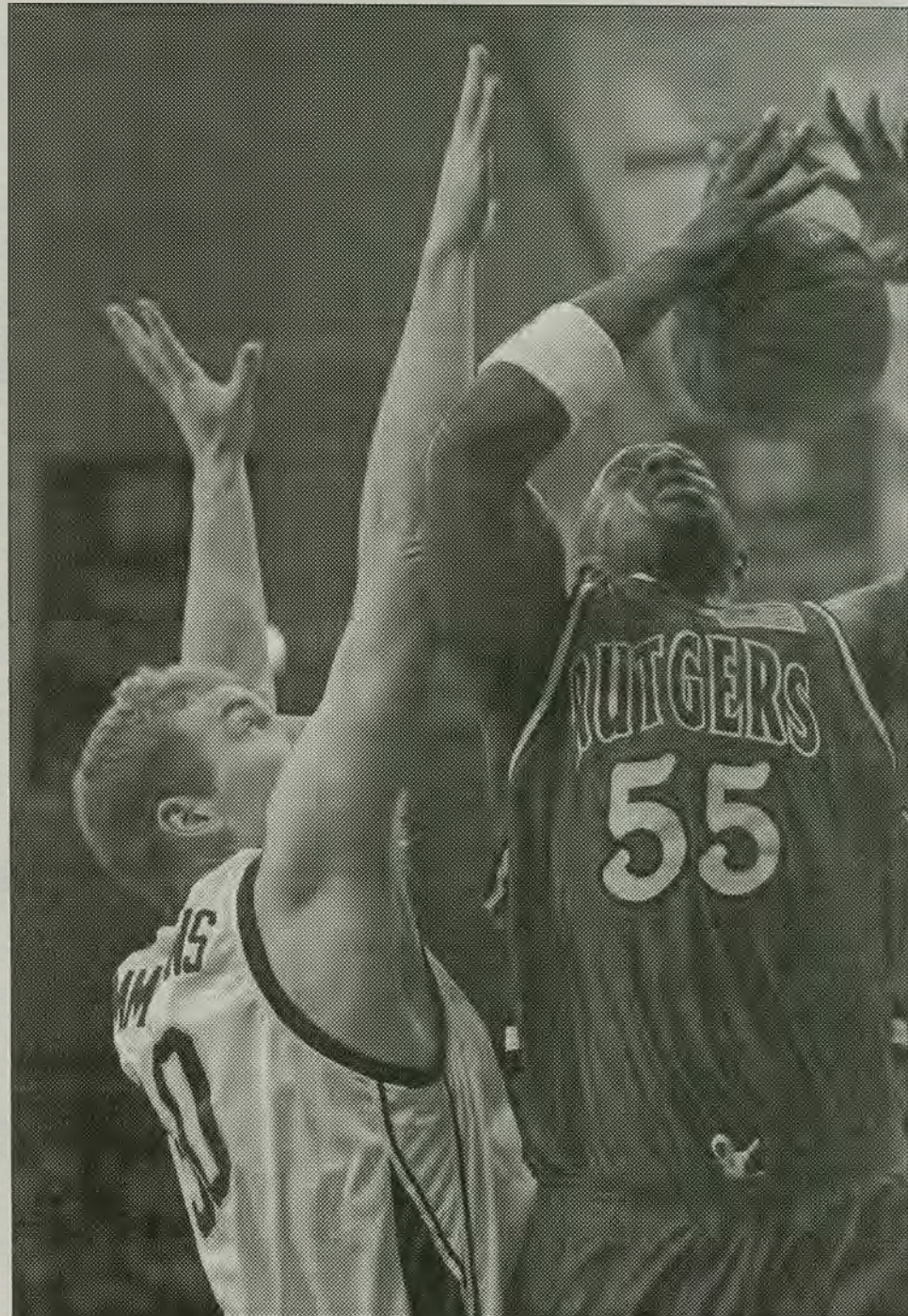
made Francis and Timmermans look like eighth graders trying to play with the varsity squad.

Tuesday, when Rutgers came into town with its physical style of inside play, it looked as if the Irish could be poised for a repeat performance of the Pitt game as the Scarlet Knights' Herve Lamizana and Kareem Wright dominated play in the middle for much of the first half.

But a big defensive change in the second half showed the Irish would not be dominated on their own floor, and that they can bash it out with some of the bigger bodies in the Big East.

"We don't want to be a team known as the pretty boys in the Big East who can just knock down a jump shot," Cornette said. "Teams out there have to know that that is not the only facet of our game. We're a heck of a

In its Big East opener against No. 5 Pittsburgh, Notre Dame's vulnerability in the middle became obvious as Panthers center Ontario Lett scored 20 points, grabbed nearly every rebound and



TIM KACMAR/The Observer

Tom Timmermans reaches to block Kareem Wright's shot during Notre Dame's victory over Rutgers on Tuesday.

see BIG EAST/page 21

Cancelled tournament means no Vegas

◆ Irish will face Indiana at home next week

By JOE LINDSLEY
Sports Writer

Six members of the 27th-ranked men tennis team were planning on beginning their spring season in Las Vegas this weekend. Instead, they

will wait until Indiana comes to the Eck Tennis Pavilion on Jan. 24 at Notre Dame.

The health problems of the organizer of the National Collegiate Tennis Classic forced the cancellation of the tournament that was supposed to include some of the nation's best talent.

"It's a disappointment, but you move on," Irish head coach Bobby Bayliss said.

Three sets of the players' parents already have non-refundable airline tickets to

Las Vegas, Bayliss said. Some of the teams who were to participate tried to "throw up a shake-and-bake tournament at UNLV," Bayliss said, but the Irish opted not to participate.

Instead, they have added another national tournament to their schedule — the Pacific Coast Doubles, held

in La Hoya, Calif., on Feb. 28.

However, this weekend's loss could turn out to be Notre Dame's gain next week.

"It gives us a little more time indoors to prepare for our opening match with Indiana,"

"[The cancellation] gives us a little more time indoors to prepare for our opening match with Indiana."

Bobby Bayliss
Irish coach

Bayliss said.

The reason Bayliss wanted to participate in the Tennis Classic was to give some of his best players the opportunity to play against other collegiate stars, but he acknowledged that moving from indoor practice to outdoor play with only one day of preparation would have been a "difficult task."

Contact Joe Lindsley at
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SPORTS AT A GLANCE

WOMENS TENNIS

Irish head to Las Vegas

Three players will participate in the UNLV invitational this weekend.

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SMC SWIMMING

Kalamazoo 147 Saint Mary's 90

Belles fail to upset conference opponent over semester break.

page 22

SMC Basketball

Kalamazoo 60 Saint Mary's 53

The Belles fall to 5-9 with loss to the Hornets.

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