

# THE OBSERVER

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## Faculty health insurance will change by January



Faculty Senate members discuss faculty benefits at their Tuesday meeting. Among the potential changes was a new health plan.

By BETH ERICKSON  
News Writer

Faculty Senate devoted much of its Tuesday meeting to the discussion of changes in faculty benefits which become effective January 2004.

The self-funded North American Health Plan will replace Partners Health Plan next year as the University Health Maintenance Organization.

A new crisis management program, Lifeworks, will be instituted as part of the University's Employee Assistance Program. Lifeworks will provide cost-free and confidential assessment and short-term problem resolution for faculty, administration, staff and their family members.

In September, the Faculty Senate passed a resolution to amend the Academic Articles. The University Academic Council recently met to discuss the resolution and, after making technical

revisions, approved the bill. University President Father Edward Malloy passed the revised resolution, which will undergo final review by the Board of Trustees within this week.

The proposed amendment will create provisions for hearings regarding severe sanctions against faculty members. It will most likely become an article by next year, according to Faculty Senate chair professor John Robinson.

Faculty involvement in the NCAA Accreditation Report was also discussed. Faculty input is necessary, "especially for those [professors] who teach a large number of athletes," said Professor Paula Higgins.

Concerns were expressed regarding pressure placed on faculty by the Athletic Department and the potential effects this pressure might have on academic freedom.

### In other Faculty Senate news:

◆ The writing of Memorial Resolutions honoring deceased

faculty members was addressed and assignment of writers will be discussed at next month's meeting.

◆ The Student Affairs Committee announced that a University ad hoc committee will be formed to discuss changes in the format of Teacher-Course Evaluations. Faculty Honor Code officer professor Thomas Flint requested input from the committee for revisions in the Honor Code.

◆ The Academic Affairs Committee plans to invite Jennifer Younger, director of University Libraries, to speak to the Senate about the allocation of and future outlook for library resources.

◆ The Administrative Affairs Committee is currently revising an amendment to the Academic Articles.

◆ The Benefits Committee plans to meet with Human Resources on Monday to discuss insurance for retirees.

Contact Beth Erickson at berickso@nd.edu

## Findit suffers from legal repercussions

Notre Dame students decrease use of file-sharing system due to fear of legal actions

By MATTHEW SMEDBERG  
News Writer

Firewalls, student reluctance and other factors have negatively impacted the use of Findit at Notre Dame, and students said they are concerned and hesitant after legal actions taken against music sharers across the country.

"I am definitely worried because of everything the RIAA [Recording Industry Association of America] is doing," sophomore Chris Finch said. "I have started taking all my music off the shared network, and I actually plan to take all my music off my computer and put it on burnable discs."

During the 2002-03 academic year, Notre Dame students discovered Findit, the indexing service run out of a Dillon dorm room that allowed those connected to the campus network to search for and download files from other students. No longer was it necessary to find music on such peer-to-peer networks as Kazaa and burn it to CD. Instead, students could literally play music from a computer across campus using Windows Media Player or Winamp as if it were in a folder on their personal hard drive. Movies, music and even software were only clicks away.

Over the summer, the Office of Information Technologies changed the setup of the campus network to make computers more secure from hacking and virus attacks. In doing so, they made it more difficult for programs like Findit to operate.

Firewalls are operated by closing all communication ports on a computer that users have not manually opened. Network sharing, like that which Findit assists, depends on such ports to be open both for searching and for file transfer. OIT asked students to turn their firewalls on to stop the spread of the "Blaster worm," one in a family of viruses that do not spread by email, but rather by jumping to an uninfected computer via an open port.

Findit is being run by Jon Hilliard, a senior engineering major. Hilliard said that, at the end of last year, there were over 1000 computers "indexed" on Findit, of which about 70 were "searchable," meaning that users could get information on their files and access them like a folder on their own hard drive. Now, halfway through the semester, there are only 15 searchable computers, though 235 users have indexed themselves to the database. Many of these have not turned their firewalls off, Hilliard says, or their folders are password-

see FINDIT/page 6

## GSU modifies graduate grants

Adjustments made to travel expenses

By AMANDA MICHAELS  
News Writer

In just one of many budgetary decisions made during Tuesday's Graduate Student Union meeting, members passed the motion to adjust funding for the Gordon Conference Presentation Grant, changing the amount

of money graduate students can receive from the GSU to cover travel expenses.

Rather than allow each student to apply for a \$500 grant — a policy that led to a shortage of funds in years past — the GSU will now pay 50 percent of the individual's expenses, up to \$350. The departments will be expected to pick up the rest of the cost.

"Because of University policy, it comes across poorly that currently the departments have to fund [student travel]

first before we give out grant, so the graduate school budget director suggested we come up with some way to avoid the 'last resort policy,'" said Tim Dale, chair of academic affairs. "This is it."

The lifetime cap of \$1,500 per graduate student will remain, but allowances for daily lodging and food expenses have increased to \$125 and \$40 respectively, in response to comments that

see GSU/page 6

## SMC honors cancer awareness

'Quilt for a Cure' promotes Breast Cancer Awareness Month

By ANGELA SAOUD  
News Writer

Saint Mary's students, faculty and staff are honoring Breast Cancer Awareness month with events scheduled throughout October.

Linda Rakow, associate director of financial aid, made a quilt that is being raffled off to raise money for the Breast Cancer Research foundation. "Quilt for a Cure" was originally initiated by a woman whose mother was a breast cancer survivor.

Rakow began the quilt last spring, after a family member suffered a recurrence of breast cancer. She worked on it for several months and decided to



ALLISON NICHOLS/The Observer

The "Quilt for a Cure" was designed by Linda Rankow, the Saint Mary's associate director of financial aid. It will be raffled off to raise money for breast cancer research.

see CANCER/page 6



## INSIDE COLUMN

# Little Bro Syndrome

Saturday, I noticed something about Notre Dame's football opponents. For the second consecutive game, I heard obnoxious chants of "1-3, 1-3," in addition to other derogatory and offensive remarks from opposing fans.

But I'm not here to complain about how offensive the Pittsburgh or Purdue fans were. I'm not going to make a call for action from the schools in response to their behaviors; and I'm not even going to brag about how nice and polite and welcoming the Notre Dame fans are.

I just want to make a little observation about the little (-minded) fans of some of these other schools.

After being jeered for a couple of hours Saturday and having personal attacks cast toward my buddies and me, I realized that I can't hate Panther fans or Boilermaker fans for their actions. Hell, I can't even dislike them. Holding a grudge against them would be like hating a monkey for not being able to do algebra.

Actually, I really just pity them.

After all, they can't help being little brothers.

Schools like Purdue and Pittsburgh and Boston College — schools that have a long history of losing to Notre Dame and thus, have a deep-seated hatred for "Our Lady" — have developed a "little brother complex" over the years.

Now, I must admit, I have no first-hand experience with this sad state of existence, being that I'm an only child. But I have seen its manifestation in friends and family.

From what I've noticed, these sad "little siblings" have suffered a long childhood of being bullied, beaten up and pushed around by their stronger, better, older brothers.

Consequently, these poor souls develop an unhealthy resentment of their bigger, better antagonists.

But one day, these little runts grow up. They eventually get big(ger) and display some talent. And, boy, do they develop a taste — a need, even — for revenge ... a mean-spirited, spiteful revenge.

So that day comes, when eventually Little Brother gets his due. He makes that game-winning shot or causes that big fumble. Hooray; he's crawled out of his miserable experience.

But there's always another day, and Big Brother always remembers how he was embarrassed by the little weakling he'd smacked down on so many previous occasions. And Big Brother vows not to let it happen again.

Saturday, Pittsburgh learned what can happen when Big Brother has had enough of his little brother's taunts — he sets a school record and runs over the little guy.

Next year, I think its time for Purdue to learn again.

Contact Chris Federico at [cfederic@nd.edu](mailto:cfederic@nd.edu). The views expressed in the Inside Column are those of the author and not necessarily those of The Observer.

## CORRECTIONS

In Tuesday's article "Spade show cost about \$100K" the date of the show was inaccurate in a cutline and should have been Oct. 4. Also, the date for when the final contract was signed with David Spade was Sept. 25 not Sept. 27.

## QUESTION OF THE DAY: WHERE DO ALL OF THE LADYBUGS COME FROM?



**Autie White**  
Senior  
Off-Campus

"The ground."



**Becky Winston**  
Sophomore  
Holy Cross Hall

"They migrate here from Kalamazoo, Michigan."



**Cardine Geist**  
Sophomore  
Off-Campus

"Bush says too many bad things come from France. I assure you ladybugs don't come from France. They're definitely ND natives!"



**Caroline Reams**  
Senior  
Off-Campus

"I'm not sure, but at least they've replaced the swarms of bees."



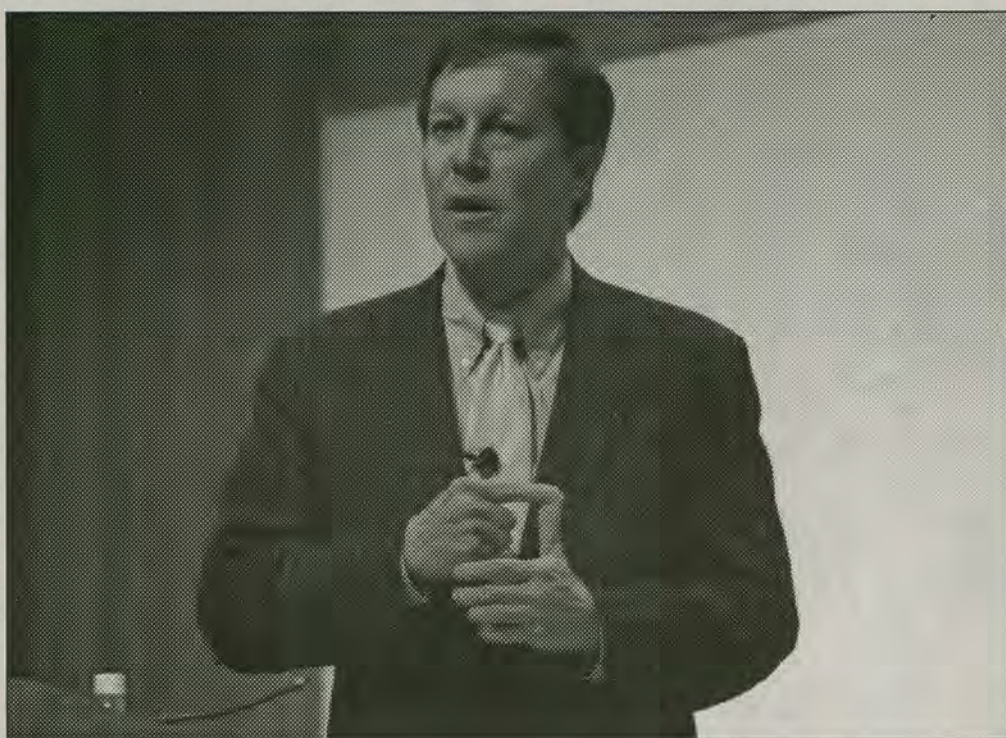
**Joe Wyss**  
Senior  
Off-Campus

"They are actually not ladybugs. They are some mutilated form of a Chinese beetle ... the invasion has begun!"



**Peter Cavadini**  
Junior  
Off-Campus

"COLLEGE."



CHUY BENITEZ/The Observer

Dana Gioia, chairman of the National Endowment of the Arts, presents "Can the NEA Matter? Arts Funding in the U.S." Tuesday in Hesburgh Library's Carey Auditorium. Earlier Tuesday, Gioia conducted a workshop highlighting funding opportunities for local arts organizations.

## OFFBEAT

### Durango "Size Matters" Ad to Debut Soon

AUBURN HILLS, Mich. — DaimlerChrysler AG's Chrysler Group plans to start using a little bathroom humor next month during late-night television to pitch the 2004 model of its Dodge Durango sport utility vehicle.

In the advertisement, two men standing side-by-side at rest room urinals are overheard discussing how "size" matters, The Detroit News reported Tuesday. The object of their attention is a Durango poster on the wall.

The spot is the latest in a

series of risque Chrysler ads that have implied wife-swapping among minivan owners and sexual relations in the back seat of a Concorde sedan.

Chrysler spokesman James Kenyon said the ad is a tongue-in-cheek attempt to illustrate that the redesigned full-size Durango SUV is longer and wider than the model it replaces.

"The target market is primarily men and their interest in a bigger, all-new SUV," Kenyon said.

### Wayward Deer Enters N.J. Clothing Store

LINDEN, N.J. — A wayward deer entered a clothing store through the front door and wandered around for more than an hour Monday, knocking down shelves and trampling clothes, before it was shot with tranquilizer darts by a New York City Police Department team.

At one point, the deer approached a full-length mirror and apparently thinking its reflection was another deer, jumped into the mirror front hooves first.

Information compiled from the Associated Press.

## IN BRIEF

Enjoy free **Krispy Kreme** doughnuts distributed by SUB today and Thursday mornings at LaFortune and outside of DeBartolo.

The campus' best comedians come together in the **Campus Comedy Contest** for a night of laughter to compete for the championship of campus comedy. The competition will be held tonight from 7 to 9 p.m. in the LaFortune Ballroom.

Come to Alumni to hear a faith-filled speech followed by Mass in the chapel at the **Alumni Hall Night of Faith** from 9 to 11 p.m. tonight in the Alumni Hall Chapel.

SUB invites students to come hear world traveler and syndicated travel columnist **Doug Lansky** speak tonight in Washington Hall at 7 p.m. His speech will detail his travel experiences throughout the world. Lansky will then top it off by giving out a free, two-month, first-class Eurail pass worth almost \$900 to someone in the audience.

Dr. Robert Vacca, assistant professor in the Department of Classics, will present a colloquium entitled, "What was **Athenian Liberalism?**" The Colloquium will take place Thursday at 4 p.m. in 116 DeBartolo Hall.

The Chicago Shakespeare Theatre on Tour will present "**Romeo and Juliet**" Thursday from 8 to 10 p.m. at Washington Hall. Faculty and Staff tickets are \$25 and student tickets are \$15.

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

	TODAY	TONIGHT	THURSDAY	FRIDAY	SATURDAY	SUNDAY
LOCAL WEATHER						
	HIGH 55 LOW 49	HIGH 47 LOW 39	HIGH 59 LOW 35	HIGH 55 LOW 35	HIGH 56 LOW 45	HIGH 61 LOW 40

Atlanta 68 / 48 Boston 64 / 45 Chicago 57 / 41 Denver 66 / 38 Houston 78 / 56 Los Angeles 78 / 59 Minneapolis 54 / 34 New York 64 / 48 Philadelphia 66 / 46 Phoenix 93 / 69 Seattle 56 / 48 St. Louis 66 / 49 Tampa 80 / 62 Washington 68 / 47



## SMC Library holds sexuality issues exhibit

*Exhibit aims to publicize alternative lifestyle issues during National Coming Out Week*

By ALLISON NICKERSON  
News Writer

Saint Mary's Cushwa-Leighton Library is currently holding an exhibit featuring books that examine human sexuality issues: "Exploring Sexuality: Queer Identities in the Community."

The exhibit, located in the library atrium, was launched last week in support of National Coming Out Week and is sponsored by P.I.N.S. (People In Support), along with the College's Office of Multicultural Affairs, the Center for Women's Intercultural Leadership and the Philosophy, Psychology, Sociology, and Women's Studies Departments. It is part of a week-long series of events that took place earlier this month dealing with sexu-

ality issues.

"This is a chance to help people read more about sexuality issues and educate themselves about some of them," exhibit organizer Bob Hall said.

Hall also said the exhibit goes hand in hand with a year-long "Identity" exploration that is taking place throughout the College and in many of the classrooms.

"The exhibit raises awareness about an issue that is often ignored on this campus. I think it is very beneficial to look at the different types of literature on sexuality and raise people's awareness on these types of issues," junior

Lisa Walton said.

The exhibit will run through the end of this month.

Contact Allison Nickerson at  
nick1108@saintmarys.edu

*"The exhibit raises awareness about an issue that is often ignored on campus. I think it is very beneficial to look at the different types of literature on sexuality and raise people's awareness on these types of issues."*

Lisa Walton  
junior

## 2003 Notre Dame Prize awarded

*Brazilian leaders honored for democratic regime change with Prize for Distinguished Public Service*

Special to the Observer

Brazilian President Luis Inacio Lula da Silva and his predecessor, former President Fernando Henrique Cardoso, have been selected as co-recipients of the 2003 Notre Dame Prize for Distinguished Public Service in Latin America.

The award honors the leadership shown by both men in the national elections last year that achieved the first democratic transition between two elected presidents in Brazil since the early 1960s.

Though they represent opposing political parties, Lula and Cardoso cooperated as statesmen to produce elections that were clean, fair and widely praised for avoiding political divisiveness or demagoguery. Lula's "high-road" campaign and landslide victory, together with Cardoso's even-handed management of the electoral process, yielded Brazil's historic democratic transition.



Malloy

"The Notre Dame Prize aims to underscore the personal generosity, skillful leadership and tenacious hard work that leaders bring to public life in Latin America," said University President Edward Malloy. "It also highlights the critical role that public service plays in improving the well-being of the region's citizens."

"This year, the prize is a timely tribute to democracy. As Presidents Lula and Cardoso have demonstrated, sustaining democracy — especially with the economic and security problems that challenge many countries today — requires leadership committed to democratic principles."

Lula and Cardoso both know the costs of living without democracy. Under the military regime that ruled Brazil from 1964 to 1985, each suffered from the effects of a politically repressive society. Lula was jailed as a union leader, and Cardoso was for-

bidden from participating in political life. The two have known each other for decades.

Malloy will present this year's prize at a ceremony Jan. 9 in Brazil. Lula and Cardoso each will receive a \$10,000 cash award and matching donations to charities of their choice.

*"The Notre Dame Prize aims to underscore the personal generosity, skillful leadership and tenacious hard work that leaders bring to public life in Latin America."*

Edward Malloy  
University President

The Notre Dame Prize is organized each year by the University's Kellogg Institute for International Studies, a center best known for research on the prospects for democracy in Latin America and around the world.

The Coca-Cola Foundation provides funding support for the prize, which was first awarded in 2000. Previous winners include Cardinal Oscar Rodríguez Maradiaga of Honduras, former Chilean President Patricio Aylwin, and Inter-American Development Bank President Enrique Iglesias.

# Law & . . .

An Interdisciplinary Colloquium Series

October 15, 2003

4:00 p.m., Law School Courtroom

**"Agenda-Setting and the Scope of Deliberative Democracy"**

### Presenter

Paul J. Weithman  
Professor and Chair  
Department of Philosophy

### Commentator

Patricia L. Bellia  
Associate Professor  
Law School



## JAPAN

# Japan to contribute \$1.5 bilion in Iraq

Associated Press

TOKYO — Ahead of a visit by President Bush, Japan announced Wednesday it will contribute \$1.5 billion next year for the reconstruction of Iraq.

The \$1.5 billion, announced by Chief Cabinet Secretary Yasuo Fukuda, would go toward electricity, education, water and health support.

Media reports have said the sum would be the first installment of a package expected to reach a total of \$5 billion over the next four years. But Fukuda said medium term aid was still under consideration.

"Iraqi reconstruction is an extremely important issue for the entire international community," Fukuda told a news conference.

The world's second biggest economy is under pressure to send both money and troops to help rebuild Iraq. Japan's announcement could ease discussions between Bush and Japanese Prime Minister Junichiro Koizumi, who are scheduled to meet Friday, when Bush stops in Tokyo en route to an Asia-Pacific Economic Cooperation forum in Bangkok, Thailand.

Bush had telephoned Koizumi several weeks ago to

personally plea for support in rebuilding Iraq, but at the time won only vague promises of "cooperation." Local media later said the Bush administration was secretly pressing Japan for "billions" of dollars.

The Japanese government said it would set aside the \$1.5 billion for next year. The media have reported that an amount of \$5 billion, to be extended from 2004 through 2007, would be formally announced at an aid meeting in Madrid next week.

Tokyo's total contribution would account for about 10 percent of the reconstruction bill estimated by the World Bank. But it falls short of the \$13 billion that Japan chipped in during the 1991 Gulf War.

The figure also was lower than the \$2 billion previously expected, reportedly due to concerns in the government over making such a large contribution amid this country's fiscal woes caused by its ongoing economic slowdown.

Japan has also promised to send non-combat troops to Iraq in addition to money. It reportedly was considering sending them to Basra and Nasiriya, two cities in southern Iraq with a relatively stable security situation.

# Officials block counterfeit drugs

FDA, Justice Department, Secret Service among federal regulators attempting to stop fake versions of legal drugs from entering the U.S.

Associated Press

WASHINGTON — With Americans increasingly seeking less costly prescription drugs, often from other countries, federal regulators are turning their attention to stopping potentially dangerous counterfeit products.

Organized crime is being attracted to prescription drug sales because money can be made there, FDA Commissioner Mark McClellan has said. For traffickers in illegal drugs, faking legal ones can be an easy sideline.

Officials of the FDA, Justice Department, Secret Service, Association of Boards of Pharmacy, Association of Chain Drug Stores and others were gathering Wednesday to discuss the problem and consider possible remedies.

While no one argues against a need for safe and effective medicine, drug importation has become a complex political issue because many drugs can be bought cheaper in other countries, ordered by mail or over the Internet. Imports are the source of many counterfeit drugs.

The FDA says it cannot

guarantee the safety of imported products, while critics charge the agency is trying to undermine congressional efforts to allow Americans to buy the less costly drugs.

The pharmaceutical industry also launched a major effort to block drug import legislation, spending \$8.5 million on lobbying this year alone.

FDA convened Wednesday's meeting to seek comment and guidance on ways to prevent counterfeit pills from being sold to Americans.

Among possibilities to help defeat counterfeiters are requiring manufacturers to ship pills in smaller quantities, making it less profitable to substitute counterfeits, or using high-tech gadgets such as hidden transmitters or chemical tags to help assure pharmacists medications are genuine.

The agency's counterfeit drug task force, formed in July, says it will take multiple strategies because it takes no longer than a year or two for criminals to crack and copy many anti-tampering measures, such as holograms on packaging.

When drugs are bought from regular licensed phar-

macy, the chances of getting a counterfeit are less than 1 percent, McClellan has estimated.

Buying drugs over the Internet can increase the risk, however, and counterfeits are sneaking into regular drugstores more often. The FDA has investigated about 20 counterfeit cases a year since 2000, compared with five a year in the 1990s.

The FDA reported in September that of 1,153 imported drugs checked by FDA and Customs agents, 1,019 were found to be illegal. They included drugs that had been withdrawn from the U.S. market, animal drugs never approved for human use, counterfeit drugs, drugs with dangerous interactions, drugs with dangerous side effects and narcotics.

The House passed a bill in July that would require the Health and Human Services Department to set up a system to allow importation of FDA-approved drugs from FDA-approved facilities in Canada, the European Union and seven other nations.

The bill faces an uncertain future in the Senate, however, and the Bush administration said the bill was dangerous legislation.

# Former Boy Scout leader sued for abuse

Brothers allege that the organization failed to protect them from years of sexual abuse

Associated Press

ACOMA, Wash. — Two brothers are suing the Boy Scouts of America and a former Scout leader, alleging the organization failed to protect them from years of sexual abuse from their former leader.

Tom Stewart, 41, and Matt Stewart, 38, seek unspecified monetary damages in the lawsuit filed Monday.

The lawsuit also seeks to force the Boy Scouts to perform criminal background checks on all of its 1.2 million volunteers.

"I want to be compensated for the pain and torture and suffering I went through for a decade," Matt Stewart, a pharmaceutical salesman, said Tuesday at a news conference in front of the local Scout headquarters.

"We lost our childhood," said Tom Stewart, a Boeing engineer.

The brothers said they joined the organization when they were 9, and their Scoutmaster began raping them soon after, between 1971 and 1983.

The 50-year-old former Scout leader told The Seattle Times he had not seen the lawsuit and declined to comment.

The Associated Press is not naming him because he has not been charged with a crime. He had an unpublished telephone number and could not

immediately be reached. In April, the Boy Scouts began requiring criminal background checks of all new volunteers. It does not conduct background checks of its current 1.2 million volunteers. Scout leaders say they do not have the resources.

"We will get to them," said Gregg Shields, spokesman for the Boy Scouts of America, based in Irving, Texas. "We take this very seriously."

*"I want to be compensated for the pain and torture and suffering I went through for a decade."*

**Matt Stewart**  
ex-Boy Scout

*"We will get to them. We take this very seriously."*

**Gregg Shields**  
spokesman  
Boy Scouts of America

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## QUOTES &amp; FACTS

The Nanovic Institute  
for European Studies  
www.nd.edu/~nanovic

"L'ignorance n'a jamais de fait de mal... on ne s'égare point par ce qu'on ne sait pas mais par ce qu'on croit savoir (Ignorance has never done any harm ... man never errs through what he doesn't know, but rather by what he think he knows)."

— Jean Jacques Rousseau (1712-1778), French philosopher

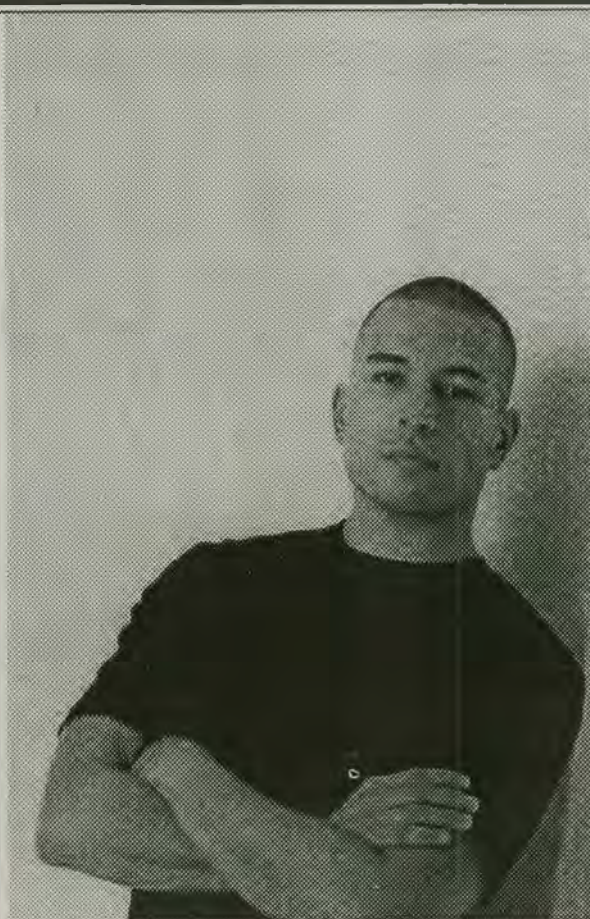
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## INTERNATIONAL NEWS

### Saddam may be hiding in Tikrit

TIKRIT, Iraq — Saddam Hussein is believed to have been hiding out recently in Tikrit, influencing the anti-American insurgency, the U.S. military said Monday. Fresh attacks by resistance forces across central Iraq were reported to have killed three American soldiers and wounded five others.

"We have clear indication he has been here recently," Maj. Troy Smith, a deputy brigade commander, told reporters in Tikrit, the fugitive former president's hometown and now headquarters for the 4th Infantry Division. "He could be here right now," he said of Saddam.

The insurgents' attacks on U.S. occupation forces averaged 22 a day in the past week, the U.S. military reported Monday in Baghdad. That's an increase of several a day over the pace of some weeks earlier, and has resulted in American deaths at a rate of almost one every two days.

### Serbia, Albania discuss Kosovo

VIENNA, Austria — In the first face-to-face talks between Serbs and Kosovo Albanians since their 1999 war, rival leaders clashed Tuesday over the future of the ethnically tense Balkan province.

The symbolic U.N.-sponsored talks were supposed to avoid the contentious issue of Kosovo's future status: whether it will gain independence, as demanded by the ethnic Albanians, or remain a part of Serbia, as called for by the Belgrade leadership.

But Kosovo's ethnic Albanian leaders insisted Tuesday on outright independence, while Serbs rejected such plans. The ethnic rivals refused even a ceremonial handshake before the session started.

## NATIONAL NEWS

### Senate sends genetics bill to House

WASHINGTON — The Senate has moved unanimously to ensure that breaking down the human genetic code will bring health benefits without exposing people to job and health care discrimination.

The Genetic Information Nondiscrimination Act that cleared the Senate Tuesday on a 95-0 vote would bar employers from using people's genetic information or family histories in hiring, firing or assigning workers.

Insurance companies could not use genetic records to deny medical coverage or set premiums.

### Sniper pleads not guilty in trial

VIRGINIA BEACH, Va. — With his life on the line, a stone-faced John Allen Muhammad pleaded innocent to murder charges Tuesday as the first trial in the deadly Washington-area sniper spree got under way.

In a strong, clear voice, Muhammad, dressed in a light gray shirt and tie, entered his plea in the slaying of Dean Harold Meyers, 53, of Gaithersburg, Md., who was cut down by a single bullet that hit him in the head while he filled up at a gas station near Manassas on Oct. 9, 2002.

Muhammad, 42, could get the death penalty if convicted. Muhammad and Lee Boyd Malvo, 18, are charged with 13 shootings, 10 of them fatal.

## LOCAL NEWS

### Munster city police chief dies

MUNSTER — William Sudbury, the 54-year-old police chief of this northwestern Indiana city, was pronounced dead early Tuesday minutes after an ambulance was sent to his home.

Sudbury was taken The Community Hospital, where he was pronounced dead around 12:30 a.m., Town Manager Tom DeGiulio said.

The cause of death had not been officially determined, although it was thought to be either a heart attack or stroke, DeGiulio said.

## IRAQ

# Suicide bombers strike in Iraq

*Baghdad car bomb explodes outside the Turkish embassy, wounds at least 13*

Associated Press

BAGHDAD — Suicide car bombers struck in Baghdad for the third time in a week Tuesday, this time outside the Turkish Embassy in yet another blow against those who would help the U.S. occupation. Witnesses said the driver and a bystander were killed, and hospitals said at least 13 were wounded.

In the southern city of Karbala, meanwhile, gunmen of rival Shiite Muslim factions clashed and witnesses said several people were killed or injured. It appeared to be part of a power struggle between forces of the firebrand cleric Muqtada al-Sadr and followers of religious leaders who take a more moderate stand toward the U.S. occupation.

Just who is behind the car bombings in the capital — including two killing 18 other people in Baghdad in recent days — remained a mystery, although Iraqis converging on the scene Tuesday began chanting pro-Saddam Hussein slogans.

"This is the act of those who want to turn Iraq into a terror paradise," said Turkish Ambassador Osman Paksut, whose government has offered peacekeeping troops to reinforce the U.S. military presence here, a move strongly opposed by Iraqis.

Much of the blast was absorbed by concrete barriers outside the embassy, U.S. officials said.

The bomber might have caught U.S. troops if he had struck last weekend, when they were deployed outside the mission in northwest Baghdad, apparently because of a threat.

"About three days ago,



An Iraqi man injured in Tuesday's suicide car bomb attack talks with a U.S. soldier stationed outside the Turkish embassy. Two deaths occurred during the attacks.

we received indications that there might be increased danger on the Turkish Embassy," said Col. Peter Mansoor of the U.S. 1st Armored Division. "We revved up security measures based on those indications."

He said the FBI and Iraqi police were investigating. Similar investigations of seven other vehicle bombings, killing more than 140 people across Iraq beginning in August, have made no known breakthroughs.

Following Tuesday's clash in Karbala, Pentagon officials said the U.S. military is concerned about al-Sadr but is uncertain

whether he poses a significant threat. The officials, speaking on condition of anonymity, said they remain committed to disarming militias — including al-Sadr's — but declined to say whether they planned to confront his followers.

At his headquarters in Najaf, south of Karbala, al-Sadr demanded the Americans set a timetable for withdrawal.

"Whoever cooperates with the occupation forces is not a Shiite. Indeed, they are not Muslims," he said.

Tuesday's attack was the third car bombing since Thursday, when a driver

detonated his vehicle in a police station courtyard in Baghdad, killing himself and nine others. On Sunday, a suicide bombing killed eight near the Baghdad Hotel, home to U.S. and Iraqi officials.

The string of attacks began in August with bombings at the Jordanian Embassy and the U.N. headquarters. All the targets have been institutions perceived as cooperating with the U.S. occupation.

The Turkish Embassy blast happened at about 2:45 p.m. as traffic streamed by the compound in the quiet, middle-class Waziriyah district.

# States can make medicinal marijuana laws

*Supreme Court rules states can decide whether drug can be used for illnesses*

Associated Press

WASHINGTON — The Supreme Court cleared the way Tuesday for state laws allowing ill patients to smoke marijuana if a doctor recommends it.

Justices turned down the Bush administration's request to consider whether the federal government can punish doctors for recommending or perhaps just talking about the benefits of the drug to sick patients. An appeals court said the government cannot.

Nine states have laws legalizing marijuana for people with physician recommendations or prescriptions: Alaska, Arizona, California, Colorado, Hawaii, Maine, Nevada, Oregon and Washington. And 35 states have passed legislation recognizing marijuana's

medicinal value.

But federal law bans the use of pot under any circumstances.

The case gave the court an opportunity to review its second medical marijuana case in two years. The last one involved cannabis clubs.

This one presented a more difficult issue, pitting free-speech rights of doctors against government power to keep physicians from encouraging illegal drug use. A ruling for the Bush administration would have made the state medical marijuana laws unusable.

Some California doctors and patients, in filings at the Supreme Court, compared doctor information on pot to physicians' advice on "red wine to reduce the risk of heart disease, Vitamin C, acupuncture, or chicken

soup."

The administration argued that public health — not the First Amendment free-speech rights of doctors or patients — was at stake.

"The provision of medical advice — whether it be that the patient take aspirin or Vitamin C, lose or gain weight, exercise or rest, smoke or refrain from smoking marijuana — is not pure speech. It is the conduct of the practice of medicine. As such, it is subject to reasonable regulation," Solicitor General Theodore Olson said in court papers.

In states with medical marijuana laws, doctors can give written or oral recommendations on marijuana to patients with cancer, HIV and other serious illnesses.



## GSU

continued from page 1

the current numbers were too low.

Another major issue discussed was the availability and security of parking for graduate students. According to Erik Benavides, the already limited number of parking spaces available in the library lot will decrease further next year when the faculty lot closes to make way for construction.

*"We [had to] come up with some way to avoid the 'last resort policy.' This is it."*

**Tim Dale**  
GSU chair of academic affairs

An ad-hoc parking committee was formed to deal with the problem along with the Parking Services department; it will also address the shortage of emergency phones on certain parts of campus, specifically by the Joyce Center.

### In other GSU business:

♦ A request for \$500 by the Chinese Cultural and Art Exhibition was unanimously approved. The event, to be held Oct. 17 and 18, is the first of its kind on campus and will benefit economically disadvantaged children who seek to return to school in China.

♦ The GSU will continue its association with "Evenings of Prayer from Around the World," a forum established by former GSU orientation com-

mittee chair Mignon Montpetit last year.

♦ Issues surrounding the printing quota have been resolved, and the allotted amount for each student will return to \$300 within a few weeks. The error occurred when the new computer system was implemented over the summer.

♦ The new GSU server approved at the last meeting has arrived and is currently being installed. A new, more functional graduate student website is also being designed.

Contact Amanda Michaels at [amichael@nd.edu](mailto:amichael@nd.edu)



ALLISON NICHOLS/The Observer

Two members of the Graduate Student Union contribute to budgetary discussion at their meeting Tuesday. The GSU changed its grant policy.

## Findit

continued from page 1

protected.

The issue of free copying of digital media has been in the national spotlight because of lawsuits filed by the Recording Industry Association of America (RIAA) against users of such Internet file-sharing software as Kazaa, Imesh and Morpheus. Hundreds of lawsuits were filed against users who made audio files of copyrighted music and then made these files available. The statutory limit on damages was \$150,000 per song, but many

of the suits have been settled for amounts up to \$10,000.

The fact that fewer students are even trying to index themselves on Findit is probably an indication that students are worried about possible legal repercussions from sharing copyrighted media. While none of the current lawsuits deal with users on a network, which operate precisely by

*"I am definitely worried by everything the RIAA is doing. I have started taking my music off the shared network."*

**Chris Finch**  
sophomore

making folders available to multiple users, courts have not ruled out the possibility that this sharing could be penalized.

While students such as Finch, however, are concerned about punishment, others are not as worried.

"I wouldn't want it to happen, but I have no immediate concerns about being sued," junior Patrick Scarlett said.

Contact Matthew Smedberg at [smedberg.1@nd.edu](mailto:smedberg.1@nd.edu)

## Publishers say press freedom violated

Associated Press

CHICAGO — Freedom of expression and freedom of the press are under attack throughout the Western Hemisphere, an organization of newspaper publishers said Tuesday.

The Inter-American Press Association concluded a five-day meeting in Chicago saying the situation is worst in Cuba and Venezuela.

The Miami-based umbrella group of nearly all the newspapers in the Americas said Cuba stands out as the country where freedom of the press "is violated most systematically and completely."

"Twenty-eight independent journalist are serving prison sentences ranging from 14 to 27 years in subhuman conditions, far from their families, with no medical attention and no respect for their other basic human rights," the IAPA said in a report.

Venezuela was also mentioned as a concern for

harassment of journalists by sympathizers of President Hugo Chavez.

"We will continue working with dignity and courage," said David Natera Febres, president of Bloque de Prensa, the association of Venezuelan newspapers. "If we do so, the totalitarians will never get their claws on Venezuela."

The Bloque de Prensa was one of four Venezuelan groups that shared the IAPA's top award this year — the Grand Prize for Freedom of the Press.

The association presented the award to "all Venezuelan press," including radio, television and a reporters association. It was the first time the IAPA, an organization of newspapers, included electronic media in the award.

The association singled out the 28 Cuban journalists for "special distinction." Humberto Castello, of El Nuevo Herald, the Miami Herald's Spanish newspaper, accepted the award for them.

## Cancer

continued from page 1

donate it for the raffle.

The quilt, which fits a single bed, hangs behind the front desk in LeMans Hall. It is valued at \$600. Tickets are \$1 each or six for \$5 and can be purchased at the LeMans Hall front desk. The quilt will be raffled off Oct. 31.

"It's our hope that it's reaching out beyond just our students, and that other members of the community are seeing it and donating as well," said

*"It's our hope that [the 'Quilt for a Cure'] is reaching out beyond just our students, and that other members of the community are seeing it and donating as well."*

**Melissa Peters**  
director  
LeMans Hall

LeMans Hall director Melissa Peters. "Our goal is to be able to donate more money than it cost to make the quilt."

Peters, herself, was diagnosed with stage two breast cancer on Jan. 3, 2001. She was 27 years old.

"I'm the living proof that, although less than one percent of women under the age of 30 are diagnosed with breast cancer, it still can happen," Peters said.

Since her diagnosis, Peters has taken an active role in promoting the prevention of breast cancer. She has participated in the Oktoberfest Run/Walk, Quilt for a Cure and various other fundraisers on Saint Mary's campus. In

addition, Peters, family members and friends have participated in the St. Louis Race for a Cure for the past three years.

"Every year, about 100 people show up for our team, the Peters' Power Posse," said Peters. "We wear our neon pink wigs and walk together. It's just amazing to see all the people that turn out."

This fall, several Saint Mary's resident advisors participated in designing shorts to sell as a fundraiser for breast cancer research. They have already sold 350 pairs and are planning to place another order again soon.

The annual Saint Mary's Oktoberfest Run/Walk to benefit breast cancer research was held Oct. 2. Over 175 people participated, raising \$1,805. This year, local businesses donated products and gift certificates given away at the conclusion of the race.

"The feedback was very positive," said Arna Welsh, softball coach and Oktoberfest organizer. "The raffles at the end were a nice addition for the participants who came

out for the cause."

"This was my first year organizing the event, and I plan on making it bigger and better for next year," Welsh said.

Eighty-five percent of this year's participants were students, a number of which participated on behalf of family members. Senior Rebekah Kistka was among them.

"My Aunt was just diagnosed with breast cancer at the end of September, and I think that made me more aware of events happening during Breast Cancer Awareness month," said Kistka. "I think starting awareness young can never hurt. It's good to be aware of your body so that if something changes, you'll know."

This Friday marks National Mammography Day, the next event as part of Breast Cancer Awareness Month. Peters feels there is no better

time to start promoting healthy habits.

"Team up with a friend and remind each other to do self-exams. Encourage mothers and friends over the age of 40 to get tested yearly. You need to be proactive while you're young to prevent problems in the future," Peters said.

Contact Angela Saoud at [saou0303@saintmarys.edu](mailto:saou0303@saintmarys.edu)

*"I think starting awareness young can never hurt. It's good to be aware of your body so that if something changes, you'll know."*

**Rebekah Kistka**  
senior

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Classes- MON. 8:00 PM Beginning 10/27 at the RSRC, Running Through 12/8.

Classes are open to all ND faculty, staff, students and family (children must be 16 years of age).



## MARKET RECAP

Stocks			
Dow Jones	9,764.38	+89.70	
Up:	2,305	Same:	185
Down:	913	Composite Volume:	1,032,324,992

NASDAQ	1,933.53	+18.22
NYSE	5,940.75	+43.75
AMEX	1,023.69	+6.63
S&P 500	1,045.35	+7.29
NIKKEI (Tokyo)	10,786.04	0.00
FTSE 100 (London)	4,362.30	+51.30

COMPANY	%CHANGE	\$GAIN	PRICE
SIRIUS SAT RADIO (SIRI)	+10.14	+0.21	2.28
SUN MICROSYS (SUNW)	-3.54	-0.13	3.54
ORACLE CORP (ORCL)	-0.41	-0.05	12.28
INTEL CORP (INTC)	+1.22	+0.37	30.80
MICROSOFT CP (MSFT)	-0.45	-0.13	28.78

Treasuries			
30-YEAR BOND	+0.15	+0.08	51.82
10-YEAR NOTE	+0.16	+0.07	42.55
5-YEAR NOTE	-0.03	-0.01	31.34
3-MONTH BILL	0.00	0.00	8.87

Commodities			
LIGHT CRUDE (\$/bbl.)	+0.07		32.06
GOLD (\$/Troy oz.)	+1.60		375.70
PORK BELLIES (cents/lb.)	+1.575		92.175

Exchange Rates			
YEN			109
EURO			0.8546
POUND			0.6006
CANADIAN \$			1.323

## IN BRIEF

### Delta to sell planes due to losses

ATLANTA — Delta Air Lines said Tuesday it would sell some of its planes as it reported a \$168 million loss in the third quarter.

"Over the past two years, our industry has undergone dramatic, permanent changes," said Leo Mullin, chief executive of the nation's third-largest airline. "Today's results, while somewhat better than we expected, show that Delta's challenges are not yet over."

In the three months ending Sept. 30, Delta lost \$168 million, or \$1.36 a share, compared with a loss of \$330 million, or \$2.67 a share, for the same period a year ago.

Revenue rose to \$3.44 billion from \$3.42 billion for the same quarter a year ago.

The earnings report comes as Atlanta-based Delta continues to cut costs. The airline has laid off 16,000 employees since the 2001 terrorist attacks.

The company said Tuesday it had agreed to sell 11 planes scheduled for delivery to the airline in 2005, and delay delivery of eight more.

### Stocks rise as Intel reports profits

NEW YORK — Stocks struggled higher Tuesday, lifting the Dow within striking distance of 10,000 for the first time since May 2002, as a strong start to earnings season eased worries that the market's rally has been overly optimistic.

Nasdaq stocks pushed to their highest levels in 20 months as investors anxiously awaited a third-quarter profit report from Intel Corp., which topped most analyst forecasts after the close of trading.

The Dow Jones industrial average rose 48.60, or 0.5 percent, to 9,812.98, the first close above 9,800 since May 31, 2002. Broader stock measures also rose.

Johnson & Johnson led the Dow's advance, rising \$1.14 to \$50.93 after the drug and medical product maker posted a 20 percent improvement in third-quarter profits, beating most analyst estimates. Other big names that topped expectations for the just-ended quarter included Merrill Lynch and Bank of America.

The market hung lower for much of the session, an expected pause after the strong gains of recent weeks, but turned moderately higher by mid-afternoon.

# Ford executive lectures at ND

Robert Frederick addresses company's corporate responsibility in lecture series

By ANNA GELHAUS  
News Writer

With \$162 billion in revenue and 6.9 million vehicles sold in a year, Ford Motor Company has a larger responsibility than ever to be a corporate citizen in the world. Robert Frederick, manager of corporate responsibility, said Tuesday.

As the third in the Cardinal O'Hara Lecture Series in Business Ethics, Frederick spoke on corporate responsibility at Ford Motor Company and the future issues for the automaker.

As the 25th largest economy in the world, "we have power and influence," Frederick said of his company. Being an internal activist, Frederick has "one foot in the company, and one foot out," monitoring Ford's conduct and relationship with society. Frederick emphasized that people want businesses with ethical conduct, ones that can be trusted. "The failing of few has tarnished the trust of many," he said. "This trust issue is very important at Ford."

Frederick focused on how the company works to maintain a relationship of trust with its shareholders and customers. He stressed upholding a reputation that depends on the company's principles and values, quality products, and relationships. Frederick explained that "trust building requires a shift from passive to active transparency." Honest reporting and disclosure of company information is crucial to a good world-company relationship. "We are capable of engaging in honest discussion," he said.

Frederick highlighted a Ford report from a few years ago that had a case



A worker at the Ford auto plant in Dearborn, Mich. works on the assembly line. Robert Frederick, company manager of corporate responsibility, visited the University Tuesday.

study on SUVs. The report discussed people's enjoyment of driving the vehicles, but also mentioned the concern over their poor fuel economy. The media was "perplexed by us telling it like it is," Frederick said. But the consumer response paid off. There was clear support for their honest approach, studies showed, and the corporate reputation was enhanced.

"We are a company willing to change," Frederick stressed. It is only through the concerns of special

interest groups and concerned stockholders that Ford is able to take on the challenges of the future. "They are like a canary in a coal mine—a signal for change," Frederick said. "We want to give them the legitimacy they deserve."

Frederick outlined Ford's actions in becoming a more responsible company. They included developments in technology, manufacturing, their social impact, engagement, and transparency and accountability in reporting. Technological improve-

ments revolved around creating vehicles with better fuel economy and reduced emissions. Frederick said that Ford is one of the world's greatest polluters, creating 1.5 percent of all man-made carbon dioxide gases. The Ford Escape Hybrid and Ford Pzev Focus were two of the vehicles in development that will help them achieve their environmental goals.

Contact Anna Gelhaus at [agelhaus@nd.edu](mailto:agelhaus@nd.edu)

# California transit workers strike

Associated Press

LOS ANGELES — Train and bus mechanics for the nation's third-largest mass-transit system walked off the job Tuesday, stranding hundreds of thousands of Southern California commuters already burdened by a supermarket strike and sporadic sickouts by sheriff's deputies.

The labor disputes snarled traffic, inconvenienced grocery shoppers and threatened to disrupt the operation of county jails and courts.

"I'm just stranded," said commuter David Stratling, 59, who made it to Union Station on one of the buses not affected by the strike before realizing he could not go any farther. "I won't be able to go to work today."

On Tuesday, 70,000 Southern California grocery clerks from three chains began their third day on the picket lines with no sign of a new contract. Grocery clerks in four other states — Missouri, West Virginia, Ohio and Kentucky — are also on strike.

And Los Angeles County sheriff's deputies continued to call in sick, as they have in spurts over the past three weeks, in a protest over stalled labor talks. A court hearing was set for Tuesday afternoon on a request from the Los Angeles County Board of Supervisors for a court order barring union leadership from encouraging deputies to call in sick.

The strikes could deal a serious blow to the ailing California economy. Jack Kyser, chief economist for the Los Angeles Economic Development Corp., estimated the transit strike could cost \$4 million a day and the supermarket strike \$6.3 million per day in lost wages.

The transit strike caused the most headaches Tuesday, as commuters scrambled for other ways of getting to work. The freeways were even more jammed than usual.

"Most of the people affected by this strike are finding alternate means, and those alternate means are getting into the car that's in the driveway," California Highway Patrol Officer

John Seumanutafa said.

Waiting for one of the final buses just before midnight, 18-year-old Allia McCoy shook her head and racked her brain for some other way to get from her home in Hollywood to her job at a Beverly Hills store and to classes at Los Angeles City College.

The strike by 2,000 mechanics brought most of the Metropolitan Transportation Authority's bus and train service to a halt as thousands of drivers and other union workers honored the picket lines.

The MTA carries about 500,000 riders a day, or about 80 percent of those in Los Angeles County who use public transportation, spokesman Ed Scannell said.

More than a dozen non-MTA transit lines, including Metrolink commuter rail and various regional bus lines, were operating as scheduled.

It was the second time in three years that a strike halted the county's transit system. A 2000 walkout shut down the MTA's bus, subway and commuter train service for 32 days.



## Drug bill to miss target date

Medicare prescription drug legislation still making progress

Associated Press

WASHINGTON — Key lawmakers working on Medicare prescription drug legislation conceded Tuesday they will miss an Oct. 17 target date for agreement, but reported progress on a plan to discourage companies from abandoning coverage they now provide retirees.

Sen. Charles Grassley, R-Iowa, said a core group of negotiators was likely to agree to spend \$75 billion to \$80 billion over a decade to help companies to maintain existing retiree benefits. Much of that would go to large companies.

In addition, he said there was discussion during the day's closed-door session of adding a tax credit to the legislation for companies that pre-fund health benefits for retirees, as they do pension benefits. "It's kind of an insurance policy," he said of the proposal.

Grassley, chairman of the Senate Finance Committee, spoke after a session of House and Senate lawmakers trying to agree on a Medicare bill that can pass Congress before the end of the year. The meeting

occurred in the Capitol at roughly the same time President Bush was meeting with senior GOP lawmakers at the White House, where officials said he urged them to press ahead on Medicare while he is visiting Asia.

"I think there's a good chance we'll pass a bill this year," Sen. Max Baucus, D-Mont., told reporters, after the negotiating session, although he, like other lawmakers and aides, said flatly the Oct. 17 target date would pass without an agreement.

GOP congressional leaders set that goal several weeks ago, when the negotiations plagued by policy, political and personality differences appeared to be making little headway. Since then, lawmakers have begun making tentative decisions on a variety of issues, and have daily bargaining sessions scheduled this week on a variety of controversial items.

Wednesday's session, for example, is to be devoted to the discussion of whether to require upper-income seniors to pay more for their Medicare health coverage than other beneficiaries. Neither bill

includes such a provision, but the Senate signaled its support last summer, and the House is on record in favor of requiring higher-income seniors with high drug use to pay more than others.

The issue of employer-provided drug benefits, which in some cases is more generous than what Medicare is likely to offer, is one of the most vexing for lawmakers.

The Congressional Budget Office has estimated that passage of a comprehensive Medicare drug bill could prompt employers to drop coverage for as many as 4.4 million retirees for whom they provide it.

Other estimates are far lower. But members of Congress fear a political backlash if the numbers turn out to be sizable, and for a variety of reasons, are willing to pay heavily to subsidize companies that now offer benefits.

"We feel there's a need to, and we will put a great deal of money into the program because it's cheaper to spend some money in (that) than have it 100 percent dumped on the federal government," Grassley, the chairman of the Senate Finance Committee, told reporters.

But Baucus said a limited amount of money is available. "It's the age-old problem. How much are we going to pay," he said.

*"I think there's a good chance we'll pass a bill this year."*

**Max Baucus**  
senator  
D-Vermont

## Judge refuses to delay Okla. City bombing trial

Feb. 13 set as deadline for Terry Nichols case

Associated Press

OKLAHOMA CITY — A judge on Tuesday refused to delay the state's murder trial against Oklahoma City bombing conspirator Terry Nichols despite claims that the federal government is not cooperating in making witnesses available to defense attorneys.

But District Judge Steven Taylor issued a Feb. 13 deadline for the government to make witnesses available for interviews, saying the delay was jeopardizing Nichols' right to a fair trial.

"At what point do the problems presented by the federal government become the state's problem and my problem in guaranteeing Mr. Nichols a fair trial?" Taylor asked in a pre-trial hearing.

The judge's comments renewed complaints he had made in a written order last week chiding the government about the availability of witnesses. The trial begins March 1.

Brian Hermanson, Nichols' attorney, had argued that dismissal of the case would be the fairest option. "If this had been any other case, I would have interviewed these witnesses years ago," he said.

Oklahoma County District Attorney Wes Lane sent a letter to Attorney General John Ashcroft last week, saying the judge has become "visibly frustrated" and could decide to throw out the case or prohibit the use of the death penalty.

"It is the unfortunate circumstance that the state finds itself in the position of having fought for

several years to bring this case to trial — and to finally be on the very eve of the trial — only to find that the federal government can hamstring our prosecution by its refusal to cooperate," Lane wrote.

U.S. Attorney Robert McCampbell said the government has misgivings over the intentions of Nichols' attorneys.

"Some of the effort by the defense in the current case seems designed to try to undermine confidence in the federal conviction rather than to prepare for trial in state court," wrote McCampbell.

He said only 50 formal defense requests have been made, most in the last 30 days. At least 19 of the witnesses no longer work for the federal government and "cannot be expected to drop those things at a moment's notice," he said.

The U.S. attorney also said 16 of the 50 witnesses requested so far have already been questioned under oath by a lawyer for Nichols in his federal case.

Nichols, 48, was convicted of federal charges in the April 19, 1995, bombing and sentenced to life in prison for the death of eight federal agents.

He now faces 161 state counts of first-degree murder for the 160 other victims in the Alfred P. Murrah Federal Building, plus a fetus whose mother was killed in the blast. Prosecutors are seeking the death penalty.

Taylor decided last month to move the trial to McAlester, about 130 miles southeast of Oklahoma City, because of extensive pretrial publicity.

## American forces arrest senior Iraqi terrorist

Captured extremist Aso Hawleri may have been connected with the al-Qaida network

Associated Press

WASHINGTON — American forces in Iraq have captured one of the most senior members of Ansar al-Islam, an extremist group suspected of having ties to Osama bin Laden's al-Qaida network, U.S. defense officials said Tuesday.

The arrest of Aso Hawleri, also known as Asad Muhammad Hasan, late last week in the northern city of Mosul has not been announced.

Larry Di Rita, chief spokesman for Defense Secretary Donald Rumsfeld, told reporters, "I'm not in a position to confirm" Hawleri's capture.

Hawleri was taken by soldiers of the 101st Airborne Division, said a defense official, who discussed the matter on condition of anonymity.

The capture netted a number of other people besides Hawleri, the official said, adding that there apparently was not a gunfight.

No other details were immediately available.

The officials said Hawleri is thought to be the third-ranking official in Ansar al-Islam, most of whose fighters were believed to have fled their stronghold in northern Iraq before U.S. forces

invaded in March. U.S. and Kurdish forces destroyed the group's main base in the early weeks of the war.

Ansar had taken control of a slice of the Kurdish-controlled area near the Iranian border, enforcing a version of Islam only slightly less stringent than the Taliban in Afghanistan in mountain strongholds outside areas of Iraq controlled by government forces.

In an analytical report in December 2001, Iraq expert Michael Rubin of the Washington Institute for Near East Policy wrote that Hawleri had led the Second Soran Unit, the largest single military unit within an Iraqi opposition group called the Islamic Unity Movement.

In 2001 the Second Soran Unit merged with the Tawhid Islamic Front to form Jund al-Islam, later called Ansar al-Islam, according to Rubin, who says the group received funds from bin Laden and trained in Afghanistan.

Tactics of Ansar have included suicide bombings, car bombs, assassinations and raids on militiamen and politicians of the secular Kurdish government. The group has killed scores of people over the last two years.

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CHINA

# China launches first space mission

Associated Press

GOBI DESERT — China launched its first manned space mission on Wednesday, sending an astronaut hurtling toward orbit and becoming the third country in history to do so on its own — four decades after the Soviet Union and the United States.

The smoky tracer was visible against a bright, azure northwest China sky. The official Xinhua News Agency immediately confirmed the launch and said the astronaut was Yang Liwei, 38.

"China's first manned spacecraft, the Shenzhou 5, blasted off from the Jiuquan Satellite Launch Center in the northwestern province of Gansu at 9 a.m. Wednesday [9 p.m. EDT]," Xinhua said. State television cut into its programming to announce the launch.

It was the culmination of a decade of efforts by China's military-linked manned space

program — and a patriotism-drenched moment for a communist government more concerned than ever about its profile on the world stage.

Security was tight around the remote Gobi Desert base, some 175 miles northeast of Jiuquan.

On Wednesday morning, the only road to the launch site was crowded with traffic, including military vehicles and civilian tour buses. But private cars were turned back and phone calls to the base were blocked.

China kept details of the event secret, saying in advance only that the launch would take place between Wednesday and Friday and that the astronaut would orbit the Earth 14 times. Yang was identified as a lieutenant colonel.

The Shenzhou 5 launch came after four test launches of unmanned capsules that orbited the Earth for nearly a week before parachuting back to China's northern grasslands. State media say the manned

flight is expected to last about 20 hours.

No footage of the launch was immediately shown.

"The launch of Shenzhou 5 is long-awaited by the Chinese people," Foreign Ministry spokeswoman Zhang Qiyue said Tuesday. She said the flight was a key step in the "peaceful development of space" — a reflection of China's effort to reassure the world that its military-linked program is benign.

The Shenzhou, or "Divine Vessel," is based on the three-seat Russian Soyuz capsule, though with extensive modifications. China also paid Moscow to train at least two astronauts.

But Beijing insists everything sent into space will be developed and made in China. State media, trying to dispel suggestions that its triumph depends on foreign know-how, refer to Shenzhou as "China's self-designed manned spaceship."

# Women urge FDA to keep ban on implants

*Victims claim breast enhancements caused health damage, call for ban to be upheld*

Associated Press

WASHINGTON — The women told regulators of breast implants that caused rock-like scars, of silicone leaching into their organs and oozing through their skin, of unending pain.

Dozens of women and critics who blamed silicone gel breast implants for damaging health effects urged the Food and Drug Administration on Tuesday not to lift its 11-year ban on the devices.

But after they sat down, a line of other women pleaded for access to the implants, calling them the most natural-feeling option to rebuild cancer-ravaged breasts or enlarge small ones.

The FDA opened the two-day hearing to seek advice on whether Inamed Corp. should be allowed to again sell silicone gel-filled breast implants here, like it does in Europe.

The two key issues being debated are:

◆ Inamed's own research found 46 percent of breast cancer patients getting silicone implants needed additional breast surgery within three years — as did one in five otherwise healthy women who had breast enlargements.

◆ Whether Inamed has tracked women's health for a long enough period after implantation. Its key study covered just three years. FDA's own research suggests implants often break after seven years, and many women report side effects once they've had the implants for a decade.

Inamed argues that many studies worldwide over the last decade have exonerated silicone implants of causing serious disease, and that short-term complications like painful scarring and extra surgery are comparable to today's main option —

implants filled with salt water.

But women who say their silicone implants harmed them tell a different story.

"My bones still scream with pain," breast cancer survivor Pam Dowd, of Boise, Idaho, said at the hearing. She described having silicone scraped off her chest wall when leaking implants were removed in 1995.

Carolyn Wolf of Centerville, Va., described "a long thin greasy glob" of silicone oozing from her eye and X-rays showing it lodged elsewhere in her body even after the implants she had for 29 years were removed.

"We beg you, please protect the younger generation," she said.

Other women just as passionately defended the devices, noting that today's saline implants have problems, too, and that men received silicone testicular implants without

*"We beg you, please protect the younger generation."*

**Carolyn Wolf**  
Implant survivor

concern.

Elizabeth Webber of Maryland told of her saline implants turning rock hard and causing disabling pain, until she had them replaced with silicone ones.

"I felt like myself, a whole natural and complete woman," Webber said. "My breasts felt like mine."

"I'm offended that a woman's option to choose a silicone gel implant was taken away," added Lisa Bancarz of California, who received gel implants for enlargements in 1987. She reported no side effects.

But it was the critics' wrenching stories that appeared to move FDA advisers. They grilled Inamed about why it couldn't provide long-term studies proving how long implants really last.

Joanne Kuhne, a company executive, said Inamed planned to follow the women for another seven years but wanted to resume sales while it did.

Ninety-three percent of women in the company's study remained satisfied with the implant two years later, she told the panel.

Today's implants may break less often than those used 20 or 30 years ago because doctors have made a key change, said Dr. Scott Spear, a Georgetown University plastic surgeon and Inamed consultant. They used to treat painful scar tissue by squeezing women's breasts to break it up, which also could break the implant.

"It's pretty clearly known ... this is not a good idea," Spear said.

The advisers plan to issue their recommendation Wednesday. The FDA is not bound by their opinion but typically follows it.

The FDA ended routine sales of the once highly popular silicone implants in 1992 amid fears that leaking devices could cause serious disease. Breast cancer patients and certain other women could still get the implants under strictly controlled research studies, but women wanting bigger breasts have had to use saline filled ones.

# Sources to be disclosed in Lee case

*Federal judge orders reporters to reveal sources in espionage case*

Associated Press

WASHINGTON — A federal judge has ordered five reporters, including one from The Associated Press, to reveal their sources for stories that portrayed Wen Ho Lee, a former nuclear weapons scientist, as a chief suspect in a Chinese espionage investigation.

U.S. District Judge Thomas Penfield Jackson ordered the reporters to answer questions about their sources and to provide Lee's attorneys with notes and other documents from their reporting.

"It does not detract from the importance of the First Amendment principle at stake to conclude, in the instant case at least," that making possible evidence of government leaks

available for trial outweighs the interest of keeping sources confidential, wrote Jackson.


Lee is suing the Energy Department and Justice Department alleging government officials provided private information about him to reporters and suggested he was a suspect in an investigation into the possible theft of nuclear secrets from Los Alamos National Laboratory in New Mexico.

Lee was indicted in December 1999 on 59 felony counts alleging he mishandled nuclear weapons information. He was held in solitary confinement for nine months, then was released in September 2000 after pleading guilty to a single felony count.

The judge apologized to him, saying the government's handling of the case "embarrassed our entire nation and each of us who is a citizen of it."

The journalists ordered to give depositions under Jackson's order are James Risen and Jeff Gerth of The New York Times, Robert Drogin of The Los Angeles Times, H. Josef Hebert of the AP and Pierre Thomas of CNN.

Former Energy Secretary Bill Richardson, now the governor of New Mexico, has said in a deposition that he did not recall whether he talked to the reporters. Other Energy and Justice Department officials also said they did not recall such discussions or did not provide the reporters with the information.



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# THE OBSERVER VIEWPOINT

Page 10

Wednesday, October 15, 2003

## THE OBSERVER

The Independent, Daily Newspaper Serving Notre Dame and Saint Mary's

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The news is reported as accurately and objectively as possible. Unsigned editorials represent the opinion of the majority of the Editor in Chief, Managing Editor, Assistant Managing Editor and department editors. Commentaries, letters and columns present the views of the authors and not necessarily those of The Observer.

Viewpoint space is available to all readers. The free expression of all opinions through letters is encouraged. Letters to the Editor must be signed and must include contact information.

Questions regarding Observer policies should be directed to Editor in Chief Andrew Soukup.

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## Gay unions disrupt tradition of marriage

We're leading the way for the rest of the nation," San Francisco Mayor Willie Brown said in 1996 as he presided over a "domestic partnership ceremony" for 200 gay and lesbian couples whom he anointed as "virtual spouses." Seven years later, the mayor looks like a prophet. In the wake of the Supreme Court's recent decision in Lawrence v. Texas, several states may soon rule that it is unconstitutional to deny same-sex couples the right to marry.

Charles Rice

Right or Wrong?

Why not allow those couples to marry? One reason is that in the nature of things, the family is founded, as Aristotle put it, on "a union of ... male and female, that the race may continue." The law gives exclusive recognition to heterosexual marriage because it carries the future and common good of society and of the state. Despite exceptional cases to the contrary, heterosexual marriage is generally ordered to the procreation of new persons, to whose education and upbringing the spouses legally and socially commit themselves. Same-sex couples can make no such commitment. It would therefore be unjust to give such couples the legal status or rights belonging to marriage.

As a June 3, 2003 Vatican statement, issued with the approval of John Paul II, put it: "Homosexual unions are ... lacking in the biological and anthropological elements ... which would be the basis, on the level of reason, for granting them legal recognition. Such unions are not able to contribute in a proper way to the procreation and survival of the human race. The possibility of using recently discovered methods of artificial reproduction ... does nothing to alter this inadequacy."

This conclusion of reason is confirmed by the law of God. Through marriage,

men and women are given the privilege of living in full and permanent communion and of sharing in the procreation of new persons. Where authentic conjugal love is open to new life, homosexual acts are a dead end with no future. They are intrinsically wrong and the inclination to them, while not sinful, is disordered just as would be an inclination to any other objectively immoral act. Their immorality is compounded by the fact that they are contrary to nature.

As Thomas Aquinas said, "it is most grave and shameful to act against things as determined by nature. Therefore, since by the unnatural vices man transgresses that which has been determined by nature with regard to the use of venereal actions, it follows that in this matter this sin is gravest of all."

Aquinas also insisted that the law should not attempt to enforce every virtue or forbid every vice, lest the law be ineffectual and held up to "disrepute." A law criminalizing private homosexual conduct could be so intrusive as to be harmful to the common good. But it does not follow that a homosexual relation should be given the legal status or incidents of marriage. The homosexual relation, in practice as well as in theory, tends to be a parody of authentic marriage. A study of homosexual men under age 30 in Amsterdam, sponsored by the Dutch AIDS project and published in AIDS 2003, found that single men acquire 22 casual partners a year, men with a steady partner acquire eight casual partners a year and "steady partnerships" last an average of 18 months.

When the European Parliament in 1994 approved same-sex marriage and the adoption of children by homosexual couples, John Paul II said that action "does not merely defend people with homosexual tendencies by rejecting unjust discrimination ... The Church approves ... [that]

what is not morally acceptable is the legal approval of homosexual activity ... [T]he attempt has been made to tell the inhabitants of this continent that moral evil, deviation, a kind of slavery, is the way to liberation, thus destroying the true meaning of the family. The relationship of two men or two women cannot constitute a true family, still less can one grant such a union the right to adopt children ... These children suffer ... grave harm, because ... they do not have a father and mother, but two fathers or two mothers."

For the past three centuries and more philosophers and politicians have attempted to organize society as if God did not exist and as if there were no knowable, objective moral truths. The drive to legalize same-sex marriage is an outgrowth of this and especially of the dominance of the contraceptive ethic. If sex has no intrinsic relation to procreation and if it is entirely up to man (of both sexes) to decide whether it will have that relation, any objections to the equal treatment of heterosexual and same-sex "marriage" will be reduced to the pragmatic or esthetic.

But a society in which it makes no legal and social difference whether boys grow up to marry girls or other boys is certifiably insane and is on the road to extinction. The lack of effective opposition to the same-sex marriage drive, especially in the trendy American Catholic Church, should cause us to ask whether we have become what G.K. Chesterton described as a "people that have lost the power of astonishment at their own actions."

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

### EDITORIAL CARTOON



### OBSERVER POLL

Do you approve of student body president Pat Hallahan's proposal to transfer authority from Student Senate to a reconstructed Executive Cabinet?

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

### QUOTE OF THE DAY

"Reality is only an allusion, albeit a very persistent one"

Albert Einstein  
scientist



## The pundits among us

It seems like every political pundit and every talk-show host is writing a book these days. In just the past few months alone, the usual suspects Bill O'Reilly, Ann Coulter, Sean Hannity, Al Franken, Michael Moore and Greta Van Susteren have all published books now proudly displayed in the windows of Barnes and Noble.

**Joe Licandro**

*The Licandro  
Non-Factor*

OK, I will just come out and say it. And for those of you who know me, you already knew this to be true. I am a huge nerd. Exhibit A — I actually enjoy spending my free time reading all of these books. With this being said though, I don't recommend buying these books for anyone who wants to seriously study American political issues or history. If you want to do that, take a class here at Notre Dame from one of our many fine professors. Or, heaven forbid, read a thoroughly researched, credible book by an academic scholar. However, if you are just looking for a way to kill some time at a bookstore or you are just a plain dork like me with nothing better to do, than these books hit the spot.

Here's a little tip. Books by political pundits should be judged solely on their entertainment value and not much else. For most of their authors, these books are giant ego-trips, a chance to slam their journalism rivals and make a ton of money doing it. My favorite of these battles is the no-holds barred, drag'em out fight between former Saturday Night Live funny man Franken and those fair and balanced hosts at Rupert Murdoch's Fox News. Wait a minute, is it still OK to write fair and balanced anymore? I would not want Fox News to sue me the same way it recently sued Franken for entitling his book "Lies and the Liars Who Are Telling Them: A Fair and Balanced Look at the Right." Actually, a judge recently threw out this ridiculous lawsuit so I think I am safe. But you never know when Darth Vader and his evil empire (as Franken likes to say) might strike back?

Franken does not pull any punches. Love him or hate him, there is no denying that the master of sarcasm does a thorough job of making Coulter look bad. I do not want to steal any of Stuart Smalley's thunder, but the egregious errors he exposes in

Coulter's book entitled Slander are quite alarming. In some parts of her book, the queen of conservatism is clearly guilty of slander herself. This being said though, Coulter's books are not without some merit. Her bashing of the Carter and Clinton foreign policies should make all of us think real hard about every electing another Democrat again. But she goes a bit too far when she accuses every Democrat in this country of treason. Even some Republicans are not conservative enough for this lady, which is a scary thought. If you have 25 dollars to burn, then you can read more about these amusing allegations in Coulter's most recent book appropriately titled "Treason."

Back to Franken. While his book has its moments especially the rather hilarious recount of his verbal spat with O'Reilly on C-SPAN last summer, I have a few problems with his style. For starters, his condescending tone gets old real fast. There is nothing wrong with ripping a conservative books to shreds, but attacking the author on a personal level not only crosses the line but is a sign of poor journalism. His incessant name calling reveals Franken for what he really is — a cheap-shot artist.

While name calling is one thing, making fun of someone's religion and ethnicity are quite another. In his assault on O'Reilly and fellow Fox News host Hannity, Franken repeatedly pokes fun of their Catholic upbringing and Irish heritage. In this way, Franken hurts his own cause by just confirming what his opposition sets out to prove in their books. It is okay for the liberal media like Franken to bash a white Catholics of European extraction and get away with it. But if the roles were reversed and

O'Reilly or Hannity ever made fun of Franken for his Jewish heritage, they would be pulled off the air quicker than Rush Limbaugh from ESPN's NFL Countdown. By the way, Limbaugh (whom Franken calls a big fat idiot) needed to go because he obviously did not know very much about football. While he has had a rough go of

it so far this year, Donovan McNabb has been one of the best quarterbacks in the NFL over the last few seasons despite not having any offensive weapons around him. But that is another story for a different column.

Well, that brings this rant to a close. I could go on, but at this point I am sure anyone whose still reading this column hopes I won't. Besides, I have some more reading to do. O'Reilly's latest book "Whose Looking Out for You?" is next on my list.

Then again, I think I have read this book before — twice. I think it was called The O'Reilly Factor or maybe it was The No Spin Zone. With all due respect, O'Reilly's show is great. My roommates and I rarely miss a single episode. I wish I could freely say to annoying people, "Now, let me tell you why you are wrong!" just like O'Reilly. But for the love of God, please stop shamelessly promoting your book before every commercial break on the Factor. After all, your book is so short that I will probably just read it on my next trip to Barnes and Noble. This way, I will not have to waste my money.

*Joe Licandro is a senior political science major. His column appears every other Wednesday. He can be contacted at licandro.1@nd.edu*

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



### LETTERS TO THE EDITOR

#### Focus on marketing

Why did I stand in line for over three hours for the Michigan lottery? Why did only 1,500 people show up to see David Spade? Although the questions differ, the answer is the same: lack of effective marketing research. The Student Union Board is falling into the same trap as many other business organizations not devoting enough time and money to effective marketing research. Do not be ashamed SUB — even Fortune 500 companies fall into this trap. Remember Clear Pepsi?

The Michigan ticket debacle is inexcusable from a research standpoint. Ten simple questions may not have prevented, but at least foretold the pending disaster. Are you traveling to the Michigan game? How many friends are you traveling with? Will you enter the student lottery for tickets? Okay, about three questions could have identified the student demand for tickets. These figures multiplied by the time it takes to give someone a lottery ticket equal the amount of time ticket distribution will take. It is not exactly that simple, but that is the basic process.

Secondly, the lack of turnout for David Spade should not come as a surprise had a little research been done. Marketing research is not having each member of SUB ask three friends, "Would you see David Spade if he came to campus?" and then calculating the results. Take the time, spend the money and make a survey. Identify the perception David Spade has amongst the student body. List potential comedians and asked students to rank them. Determine what factors influence the decision to go to Student Union Board events. Identify the price points of your product. Personally, I know I was not going to pay \$20 when I can buy Tommy Boy for \$9.99. Ten hours of work could have saved about \$25,000.

I wish the members of SUB the best of luck in their future marketing research endeavors. Go out and buy Basic Marketing Research from the bookstore. Talk to a marketing major. Talk to a marketing professor. It will only help you in the future.

**Eric Bilinski**  
senior  
Dillon Hall  
Oct. 14

#### Recognize personal prejudices

Maybe I misread the Oct. 14 article by Karamia Porter, but for some reason or another, it did not make any sense. First she expresses her amazement over a comment she overheard — a comment with very strong factual merit, yet she wonders how anyone could dare to make that comment in her presence. Then she claims to advocate tolerance, though she herself just showed her own intolerance of opinions, however defensible, which she finds unpleasant. Finally, she calls for more open dialogue about racial issues, citing the recent affirmative action panel discussion.

I have read the account of that panel discussion and from what I could tell, there was about as much diversity of viewpoint on that panel as there is on The New York Times editorial pages. Positions ranged all the way from "affirmative action is terrific" to "affirmative action is good." I do not remember seeing any mention of anyone who argued that affirmative action is unjust, divisive, and harmful to the very people it is supposed to help, setting them up for failure while rewarding them for underperforming and burdening them with the soft bigotry of lower expectations. No wonder Porter wants more dialogue like that, where everyone agrees with her.

Of course whites are only going to express their real opinions in private, when doing so in the company of people like Porter brings swift and automatic accusations of Klu Klux Klan membership. The real mystery is how she can marvel at this. Call people racists for saying something totally reasonable and maybe even true, then say you want more open discussion — sounds pretty inconsistent to me.

Porter argues that we all have prejudices, and we should confront them. I agree totally, and I think hers are fairly clear and easily identifiable — for instance, she seems to believe that all problems in the black community are the result of white racism, and I would confidently predict that if anyone were to mention drugs, crime, illegitimacy or other unflattering possible causes, she would flip out and call that person a racist. So maybe she should take some of her own advice, and face her own intolerance and prejudices before assuming them in others.

**Joel Duncan**  
class of '01  
Oct. 14



# Well-traveled on a tight budget

*Traveling the world for the past decade, speaker gives advice to students about how to travel well and travel cheap*

By SARAH VABULAS  
Scene Editor

Do you consider yourself well-traveled? Do you simply like to travel no matter where you are headed? Or are you going abroad next semester? If you answered "yes" to any of the above questions, then Doug Lansky is someone you must meet.

Following his graduation from Colorado College, Lansky decided to embark on a journey traveling the world before entering the work force. Against his mom's best wishes, Lansky first started in New York, where, before he left, he received a job offer from The New Yorker magazine. He asked if he could travel for six months or so before he began the position, they agreed and Lansky left the United States.

He hitchhiked his way to South America on yachts, almost. "My plan was completely ludicrous," Lansky said. "It was the wrong season. It was the hurricane season so all the yachts were going the other direction."

He got as far as the Virgin Islands simply because he flew there. After realizing his plan to hitchhike on yachts was a failure, Lansky found other modes of travel. He spent two and a half years working his way around the world by picking bananas in Israel, snowmobile guiding in the Alps and selling carpets in Morocco until a car accident in Thailand, which required him to undergo surgery on his leg, brought Lansky home.

While at home, he became the youngest national columnist in the country, writing about his travels for over 10 million readers in 40 major newspapers, including The Denver Post, The San Francisco Chronicle, The Detroit Free Press, The Arizona Republic, The St. Paul Pioneer Press, The Raleigh News & Observer, The Seattle Times and many more.

With his syndicated column, the Chicago Tribune handed Lansky a press pass and told him to continue his travels across the world, writing about it along the way.

But what exactly did Lansky want to do on an unlimited budget and endless opportunities? Well, he did not really know, so he sat down with his friends to compile a list of over 300 places to go or

things to do. His list included such things as sumo wrestling, yodeling and traveling on camels.

He ended up on an army base in Texas where he drove a tank. "I asked if I could drive a tank for the day. So they gave me the tank," Lansky said. "It's amazing the things you can do with a press pass."

He traveled the world, doing things most people dream of doing. He went to Jack-a-Roo school in Australia, which taught him how to be a cowboy.

"It was like 'City Slickers' in Australia," he said.

He also test drove Ferraris, which got up to speeds of 200 mph. He would accelerate up to the maximum speed and slam on the brake. It would knock his head around, making the experience painful and violent but worth it. "I thought I was going to die the whole time," he said.

While in Africa, he spent some time with the headhunters. "It feels good that you survived it. It is so satisfying," Lansky said. "The more life-threatening things are, the more satisfying it is."

When arriving back in the States, Doug taught journalism at Colorado College, published several books and hosted an hour-long travel documentary for the Discovery Channel. He is continuing to serve as the regular world-travel expert on Public Radio's flagship travel program, Savvy Traveler, during the recent release of his Rough Guides book First Time: Around The World, a comprehensive (yet delightfully readable) guide to the ultimate journey. To date, he has been on the road for roughly 10 years in over 100 countries. He now tours the country talking to college students about the best way to travel.

Lansky learned, from all of his travels, that getting to know the people of a country is the best way to travel. This is one of the things he emphasizes in his



Photo courtesy of Signe Laskey

Over the past ten years, Doug Lansky has had a wide range of wordly experiences, including navigating a gondola along the canals of Venice, Italy.

talks around the country.

"If anyone went traveling for 10 years, they'd figure it all out, too," Lansky said about his vast knowledge of the best way to travel. "I have so many great tips to give people when traveling. People make a lot of mistakes. I made a lot of mistakes."

Lansky presents his talk with over 700 images and pictures, much like MTV does with TV shows.

"I have an entertaining way to teach people to travel. I share about how to save money, travel safer, hitchhike on yachts the right way and how to pack," Lansky said. "I share the things people don't tell you. I don't want people to waste time going after the wrong stuff."

He learned a significant amount while on his travels. "I want people to have maximum time on the road and get beneath the skin of the culture - to do something

meaningful," Lansky said.

He will be giving away a Eurorail pass worth about \$900 when he speaks tonight to one of the audience members. "It is worth more than a plane ticket," Lansky said. "I wish I had one of those."

He will be around following his talk to answer any questions people may have about traveling and journalism.

Doug Lansky will be speaking at Washington Hall at 7 p.m. tonight. The event is a SUB-sponsored event and admission is free.

Contact Sarah Vabulas at  
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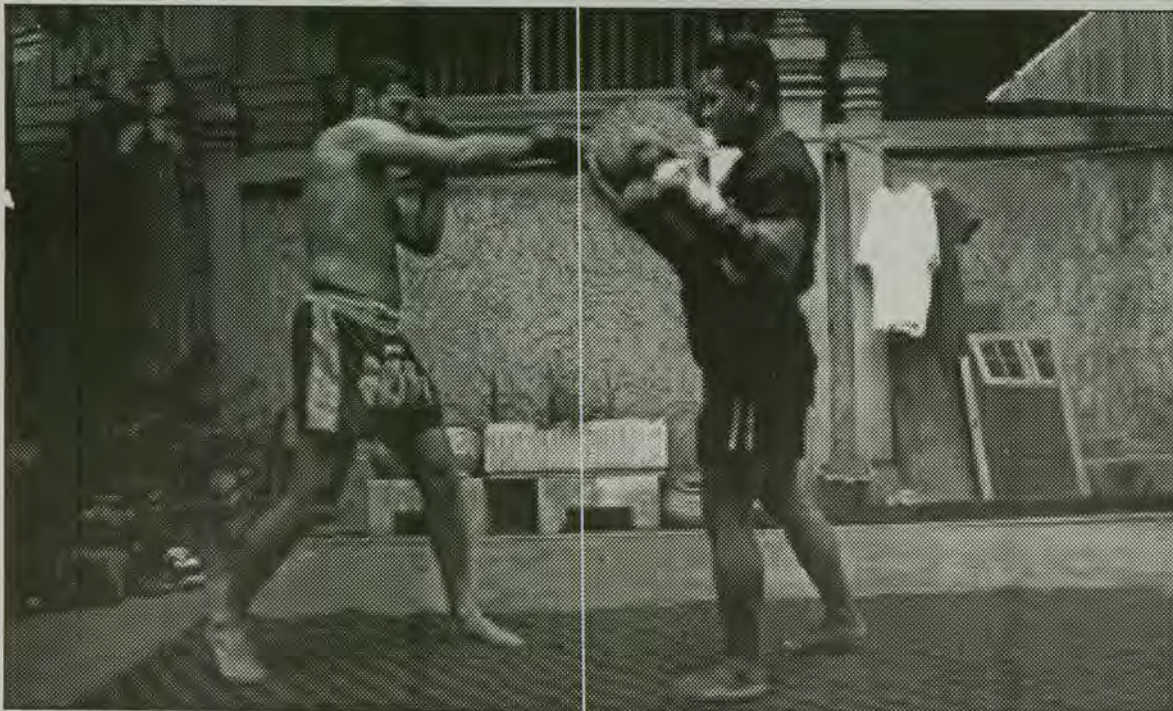


Photo courtesy of Signe Laskey

While traveling in Bangkok, Doug took time out at a kickboxing school called "Jitti's Gym," where he studied with Jitti himself and learned a new form of self-defense.



Photo courtesy of Signe Laskey

In Rio de Janeiro, Lansky attended a carnival, dressed as a "cross between Liberace and the Three Musketeers."



# Jumping on the success Train

*Train and The Josh Kelly Band perform at Morris Performing Arts Center*

By BRAIAN FOY  
Scene Writer

On Monday evening, Train came chugging into South Bend's Morris Performing Arts Center with the opening act The Josh Kelly Band. Train's My Private Nation Tour made its final stop with The Josh Kelly Band much to the delight of the almost sold-out crowd. The nearly 80-year old venue proved to be the perfect stage for these two adult contemporary bands. The high ceilings allowed both acts music to resonate as the vocals bellowed from the front men. The atmosphere for The Josh Kelly Band was laid back as concertgoers trickled in throughout their thirty minute set. The soft pale light provided a soothing backdrop for the crooning Josh Kelly does so well. When Train took the stage, the Morris was near-full concert capacity and the smoke machine was on full-throttle. The lights remained dimmed until the songs would crescendo when the lights would brighten and elicit cheers from the audience.

The night began with upstart Josh Kelly and his merry band of players. The Josh Kelly Band has the acoustic guitar sound that every college kid loves. While aspects of Josh Kelly's music seem to come from the same cookie-cutter mold that Dave Matthews perfected, the sound is definitely all his own. Beyond the standard band instruments, The Josh Kelly Band featured an organ and a lap steel guitar that allowed Kelly to create his unique sound. The highlights of the half-hour set were the last two songs that got the crowd on their feet. Kelly and the boys did a very unique rendition of Steve Miller Band's "Joker" complete with the lap steel

added for layering effect. The Josh Kelly Band then ended their set with the new single "Amazing". The song was obviously their culmination because of its catchy lyrics and familiar melody that had the crowd clapping their hands.

The headlining act Train was the next band to pull into the station. The audience voiced its approval when singer Pat Monahan told the crowd to "put your hands in the air". Towards the beginning of the set, Train played its first radio hit "Meet Virginia" which got the crowd of mostly 30-somethings on its feet. A few songs later, Pat began to work the audience with the line, "I was advised to say 'Go Irish,'" and then striking a pose before the opening of "Save The Day." Train then transitioned into another song from its new album "My Private Nation." "Mississippi" is a slow brewing jam that features the acoustic as well as slide guitar and was heightened by the soft blue lights to the band's back. Pat then told a story about bass player Charlie Colin's uncle. "Everyone's got an Uncle Bob," he began, "but his is different because he sings this," and Train went into a nearly flawless medley of Led Zeppelin covers. The band began with "Ramble On" then went into "Whole Lotta Love" and then back into "Ramble On". The timing and musical ability of Train was on display as they nailed the intricacies of the Zeppelin classics. Jimmy Stratford replicated the solos of Jimmy Page and Sam displayed the vocal range of Robert Plant. The set ended with the obligatory "I can't wait to come back" and Sam leading the crowd in a rendition of "Hey Hey Hey Goodbye." Train came back on stage for their first encore to the applause of many and ended it with a cover of Aerosmith's "Dream On." Once

## Train and the Josh Kelly Band



one, ended with Train's most popular single "Drops of Jupiter".

The atmosphere of the Morris Performing Arts Center was very unique and is a great escape to the architecture of the 1920s. The beautiful interior and state-of-the-art stage house provide the perfect venue for a quality concert. However, the "My Private Nation Tour" was the not a quality concert worthy of the grand and historic building. Josh Kelly and his fellow musicians put forth a very good effort for a young band. Kelly displayed his ability to write catchy lyrics and the band did a tremendous job of accompanying him. Kelly is

young and with time will come into his own as a singer and a songwriter. However, Train has been together for nearly a decade and has three albums to show for its work. Their music has not changed much over the years and the vast majority of their music sounds the same. Train is obviously comprised of talented musicians as the Led Zeppelin and Aerosmith covers show, but they fail to show much ingenuity in their music.

Contact Brian Foy at  
bfoy@nd.edu



BRIAN FOY/The Observer

Pat Monahan, the head singer of Train, showed pretty impressive vocals as he sang this past weekend.



Courtesy of www.cbs.com

Train was honored when they appeared this year on CBS's Grammy awards. The contemporary pop music won them each a Grammy for their well-known hit song, "Drops of Jupiter."



## AMERICAN LEAGUE

## Wells helps Yankees to 4-2 win over Red Sox

Associated Press

BOSTON — David Wells is a longtime, die-hard Babe Ruth fan, and he's doing his best to keep The Curse alive.

Wells worked his way out of trouble to put the New York Yankees on the verge of another World Series, beating the Boston Red Sox 4-2 Tuesday for a 3-2 lead in the AL championship series.

The Boomer sent the Yankees back to the Bronx with two chances to extend Boston's perennial heartache, which began after the Red Sox sold Ruth to the Yankees in 1920.

"I live for this time," the 40-year-old left-hander said. "I live for being the guy to go out there and be the one on the mound, try to make things happen, try to shut the other team down because I'm not afraid to fail."

New York headed home with Andy Pettitte and Roger Clemens rested and ready for the final two games of the series, which continues Wednesday at Yankee Stadium. One win would give the Yankees their fifth AL pennant in six seasons and sixth in eight years under manager Joe Torre.

"We never get overconfident," Yankees captain Derek Jeter said.

Boston planned to start John Burkett, 0-6 against the Yankees in his career in the regular season, against Pettitte in Game 6, holding Pedro Martinez back for a seventh game rather than pitch him on three days' rest. But knuckleballer Tim Lincecum, who has both of his team's wins, said he thought he would be available if the Red Sox wanted him in relief.

"It'll be tough," said Game 5

starter Derek Lowe, who dropped to 0-2 in the series.

Still in the minds of the Red Sox is the first-round win over Oakland, when Boston lost the first two games, then won three in a row.

"The clock is ticking on us right now," Red Sox manager Grady Little said. "This isn't something we've never been through before. We were through this about a week ago."

Karim Garcia, who cut a knuckle in Saturday's bullpen scuffle with a member of Boston's grounds crew, was inserted into New York's lineup just before game time and hit a two-run single in the second. Boston fans taunted Garcia in the ninth with a singsong chant of "Jailbird."

David Dellucci originally was slated to start in right field, but Torre told Garcia he was in the lineup after watching him in batting practice.

"His eyes lit up," Torre said. "He thanked me."

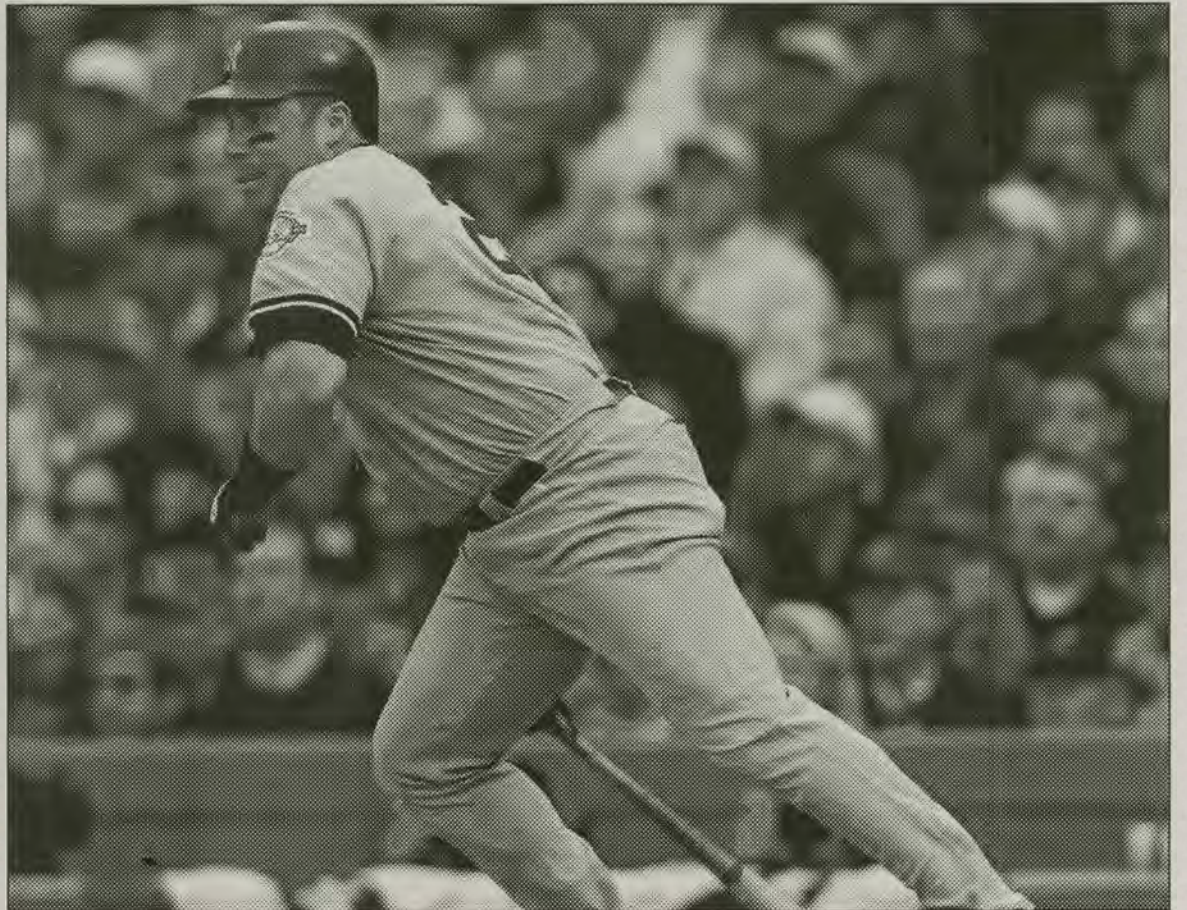
Alfonso

Soriano followed Garcia's hit with an RBI single — it was the first time either team scored as many as three runs in an inning during the series — and later made a fantastic backflip that helped stifle a Boston rally. Hideki Matsui added a run-scoring grounder in the eighth.

While New York is seeking its 39th AL pennant, Boston is trying to get to the World Series for the first time since 1986. And, as Yankee fans are sure to point out Wednesday night, the Red Sox haven't won the World Series since 1918.

Wells revels in the history of the Yankees but both delights and distracts his team. He gets big wins but also causes big trouble from time to time.

"We know what he's capable



Yankees batter Karim Garcia watches his second inning two run double during game five of the American League Championship Series against the Boston Red Sox at Fenway Park Tuesday.

of doing," Torre said. "Whatever it takes to get the best out of someone — we're all in this thing for one reason, and that's the win."

Wells improved to 10-2 in the postseason, allowing four hits in seven innings and just one run — Manny Ramirez's homer in the fourth. It was his second big win against Boston. The Red Sox had cut New York's AL East lead to 1 1/2 games before Wells beat them 3-1 on Sept. 7.

Mariano Rivera finished for his fourth save of the postseason. He allowed his first run of the playoffs when Todd Walker tripled off the right-field wall leading off the eighth and scored on a groundout by Nomar Garciaparra — his first RBI of the playoffs.

Garcia got the chance to be New York's offensive star when he showed his manager his hand was OK.

"I had to impress Mr. Torre that I could swing the bat, first of all, and I could hit the ball out of the park," he said.

Garcia tried to ignore the Boston fans, who taunted him in the ninth.

"They can say whatever they like to," he said.

Lowe, who lost to Pettitte in Game 2, got in trouble in the second when he walked Jorge Posada with one out and, following a forceout, decided to intentionally walk Nick Johnson after falling behind 3-0.

Aaron Boone hit a hard bouncer to third that went off Bill Mueller's glove and into the

air, with Mueller unable to grab it with his bare hand on the first try.

Garcia, 1-of-10 against Lowe in the regular season, lined a sinker into center for a 2-0 lead. Soriano, 1-for-16 in the series at that point, hit a hard smash into right field on the next pitch for a 3-0 lead.

Boston went 0-for-5 with runners in scoring position and is batting .250 against New York, just .230 in the playoffs. The Red Sox put runners on second and third with one out in the third and loaded the bases in the fifth but didn't score either time. Garciaparra ended the third with a strikeout and Ramirez closed the fifth by grounding into a forceout at third.

## 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.

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Go Thrashers!

Get Snyder on the Cup.



## NHL

## Thrashers remain undefeated with 2-2 tie against Islanders

Associated Press

ATLANTA — The Atlanta Thrashers nearly won another one.

Marc Savard scored early in the third period and the Thrashers twice came back from one-goal deficits to tie the New York Islanders 2-2 Tuesday night.

Atlanta (2-0-1) still has the best start in franchise history, an amazing beginning following a tragic preseason. Dan Snyder died from injuries sustained in a car wreck that also injured All-Star teammate Dany Heatley, who was driving and subsequently charged with vehicular homicide.

Last Friday, Heatley joined the team at Snyder's funeral in Elmira, Ontario, but through it all, the Thrashers kept playing solidly.

Before the game, Heatley expressed sadness for the wreck in his first public comments since he crashed his Ferrari into a wall.

Heatley, the MVP of last season's All-Star game, broke his jaw and tore two ligaments in his knee. He had surgery to repair the knee, and the Thrashers said they expect him to play this season.

"The accident has taken a huge emotional toll on me, and of course, my family as well," Heatley said. "At this time, my focus is on the Snyder family and my rehabilitation from the injuries that I sustained in the accident."

"I am working hard with my rehabilitation and will return to the ice as soon as is medically possible. I will continue to support the Snyder family and my team in every possible way. I sincerely thank you for your understanding."

Frantisek Kaberle had a great chance to give Atlanta its third straight victory, skating in alone on Rick DiPietro. But Kaberle, a defenseman, didn't get enough on the shot, and DiPietro slapped it away.

"DiPietro got us the tie," New York coach Steve Stirling said.

Eric Cairns gave the Islanders a 2-1 lead off an assist from Sven Butenschon midway through the second period before Savard tied it.

"We came out and took control of the game in the first period, but it was like we were satisfied with the one-goal game," New York center Jason Blake said. "They came out stronger and took it to us."

Shawn McEachern took the puck into the corner before sending it in front to Savard, who easily beat DiPietro and helped the Thrashers salvage a point.

"This was a very important point to get," Savard said. "The points at the beginning of the year add up just like the ones that come later."

#### Montreal 5, Washington 1

The Montreal Canadiens turned their season around before it was even a week old.

Yanic Perreault had two goals and an assist, and Donald Audette also had three points as the Montreal Canadiens beat the Washington Capitals 5-1 in their home opener Tuesday night.

Audette, Andreas Dackell and Stephane Quintal also scored for Montreal, which has won two straight while outscoring opponents 9-1 since a season-opening 5-2 loss in Ottawa on Thursday.

"It's been night and day," goalie Jose Theodore said. "The first game it seemed that Ottawa

was a great team. They are a good team, but I don't think we played like we did the last two games against them. We learned from that game and that's why we were able to bounce back in Toronto and build a little momentum coming into tonight's game."

Fresh from his 18th career shutout Saturday in Toronto, Theodore stopped 16 shots for the Canadiens, who were founded in 1909 — eight years before the NHL was formed. They are 53-19-15 in home openers since the NHL began in 1917.

"This was a big thing for me growing up and it's just an honor to be here playing in it," said Montreal rookie Michael Ryder, who set up Perreault's first goal.

Robert Lang scored for Washington, which played without suspended forward Mike Grier.

Grier served a one-game penalty imposed by the NHL earlier in the day for elbowing the Maple Leafs' Robert Reichel as the Capitals began a six-game road trip Monday with a 2-2 tie in Toronto.

Alexander Semin, chosen 13th overall in last year's draft, assisted on Lang's goal in his NHL debut as he joined fellow 19-year-old players Boyd Gordon and Steve Eminger in Washington's lineup.

The Capitals — without defensemen Brendan Witt and John Gruden for a second straight game because of injuries — are 0-2-1 since a 6-1 victory over the New York Islanders in their opener Thursday.

Perreault got his second goal of the game just 19 seconds into the second period to restore Montreal's two-goal lead.



New York's Sven Butenschon attempts to clear the puck as Atlanta's Randy Robataille skates after him Tuesday night.

"We got a lot of chances to score because we played well defensively," Perreault said. "We wanted to get a strong start — that's what we did tonight and after that we played really well."

#### Calgary 1, Edmonton 0

Blair Betts scored midway through the second period and Jamie McLennan made 19 saves to extend his shutout streak to over 97 minutes as the Calgary Flames beat the Edmonton Oilers 1-0 Tuesday night.

Betts scored at 10:06 with one second left on a Flames power play.

Defenseman Andrew Ference slid a short pass to the rookie cutting across the high slot and his wrist shot through a crowd in front trickled in off the pad of Tommy Salo.

McLennan made his first start of the season in place of Roman Turek, who was still feeling the effects after being accidentally kned in the head by San Jose's Alyn McCauley on Saturday.

McLennan stopped all nine shots he faced in 37 minutes after relieving Turek on Saturday and picked up right

where he left off. The shutout was his first since March 21, 2001, when he blanked Nashville while with Minnesota.

The Oilers managed just 10 shots through the first 40 minutes but they increased the pressure on McLennan in the third period.

After a sharp pad stop early in the period off a hard one-timer from Ethan Moreau, McLennan held his ground at the near post to keep the puck out as Oilers winger Georges Laraque skated in front and tried to jam the puck in.

Edmonton was shut out for the second straight game, the first time that's happened since losses to Montreal and Winnipeg on Nov. 18 and Nov. 23, 1991. The Oilers were shut out only four times last season.

The Flames are 2-1 despite no production from their top line. Neither Jarome Iginla, Craig Conroy or Dean McAmmond have registered a point yet.

Calgary's Stephane Yelle sustained a head injury in the first period in a collision along the boards with Edmonton defenseman Marc-Andre Bergeron and didn't return.

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## NBA

## Crawford leads Bulls past Pacers in overtime exhibition

Associated Press

CHICAGO — Jamal Crawford scored seven of his 31 points in overtime as the Chicago Bulls defeated the Indiana Pacers 103-96 Tuesday night in an exhibition game.

Crawford made just six of 18 shots, but was 16-of-17 from the line and dished out eight assists.

The Bulls (2-2) dominated the extra session, scoring 10 of the first 12 points after the teams tied at 90 in regulation.

Indiana (2-1) tied the game with 4.7 seconds remaining on a three-point play by Michael Smith. His basket came on a putback of an airball by Carl English on a 3-point attempt. Roger Mason fouled Smith to put him at the line for the tying point.

Chicago, which blew an 11-point lead in the final 3 minutes of regulation, also got 17 points and six rebounds from Eddie Curry, and 12 points and 11 rebounds from Lonny Baxter.

Fred Jones led Indiana with 15 points, and Ron Artest and James Jones added 13 apiece. Jermaine O'Neal pulled down eight rebounds.

Donyell Marshall added 15 points and Mason 13 for Chicago, which trailed 50-40. But the Bulls moved ahead by outscoring the Pacers 30-14 to lead 70-64 after three quarters.

## New Orleans 89, Orlando 84

Baron Davis had 20 points and six assists to lead the New Orleans Hornets to an 89-84 exhibition victory Tuesday night over the Orlando Magic.

George Lynch added 14 points and six rebounds for the Hornets (3-1). But New Orleans lost backup shooting guard Courtney Alexander, who tore his right Achilles' tendon in the fourth quarter.

Tracy McGrady, diagnosed earlier in the day with pleurisy, started for the Magic and played 26 minutes. McGrady, who sat out the last two exhibition games with a sore hip, had 10 points, eight assists and five rebounds.

The Magic (0-4) got 14 points apiece from reserves Gordon Giricek, Shammond Williams and Steven Hunter.

The Hornets took a 15-4 lead in the first five minutes and never trailed until Hunter converted a pass from Williams to give the Magic an 84-82 lead with 1:04 left.

Armstrong, who played nine seasons for the Magic before signing as a free agent with the Hornets, nailed a 3-pointer with 47 seconds to play to put New Orleans back in front 85-84. He added a layup with 19.6 seconds to go that made it 87-84.

Lynch had a steal and layup with 2.1 seconds left to finish

off the scoring.

## New Jersey 90, Philadelphia 88

Larry Lewis made two free throws with 12.3 seconds left in overtime and the New Jersey Nets remained unbeaten in the preseason with a 90-88 victory over the Philadelphia 76ers on Tuesday night.

The win was the third straight for the two-time defending Eastern Conference champions, and once again Jason Kidd did not play.

Kidd, who signed a six-year, \$103 million contract to remain in New Jersey, has elected not to play in the first three games. The All-Star point guard plans to suit up on Friday when New Jersey plays the Boston Celtics here.

Damone Brown, a free agent forward who is trying to win the final open spot on the roster, led the Nets with 13 points. Richard Jefferson added 12 and Kerry Kittles and Lucious Harris had 10 apiece.

Alonzo Mourning and Jason Collins each had 11 rebounds for New Jersey, which squandered an eight-point lead in the final 2:09 of regulation of a game in which both teams shot less than 40 percent from the field.

Glenn Robinson had 15 points to lead Philadelphia (1-3).

Allen Iverson (6-for-17) added 13 and William Green 11, including a tying 3-pointer with three seconds to go.

Green converted a three-point play to give the 76ers an 86-83 lead in the overtime, but the Nets went ahead 87-86 on a driving layup by rookie Zoran Planinic and a rebound follow by Jonathan Kerner.

A putback by Sam Clancy put the Sixers ahead 88-87 with 29.1 seconds to play.

Brown tied the game, making a free throw with 13.6 seconds to go. Lewis got the rebound of the second shot, was fouled and made both shots.

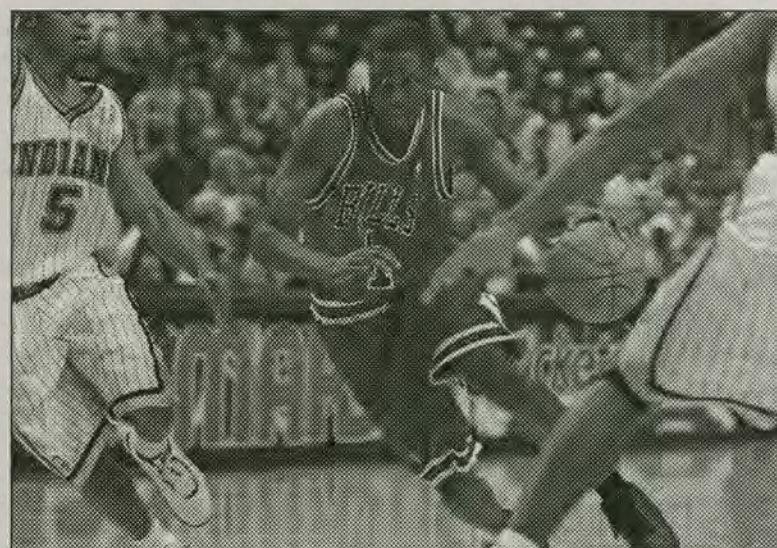
A 3-pointer from the corner by Philadelphia's John Salmons bounced off the rim.

Green hit a tying 3-pointer at the end of regulation, which came seconds after Planinic missed two free throws that could have iced the game for New Jersey.

## Miami 99, San Antonio 98

Lamar Odom scored 31 points and got the game-winning basket on a goaltending call as the Miami Heat rallied to beat the San Antonio Spurs 99-98 in an exhibition game Tuesday night.

Odom, signed as a free agent during the offseason, also had



Icon SMI

Bulls point guard Jamal Crawford drives against the Pacers. Crawford had 31 points and eight assists in the Bulls' victory.

14 rebounds and five assists for the Heat (4-0). Eddie Jones added 23 points.

Trailing 98-97 with 10 seconds left, the Heat set up a final play for Odom. He drove the lane and put up a floater that Ernest Brown swatted away, but was called for goaltending with 2 seconds remaining.

Devin Brown, who missed two free throws with 10 seconds remaining and the Spurs (3-1) leading by a point, missed from the corner as time expired. Malik Rose scored 15 points and Tim Duncan added 12 as San Antonio lost for the first time.

The Spurs capped a hectic day by wasting a 13-point second-half lead. They spent the morning in Washington, meeting President Bush to commemorate their NBA championship, and didn't arrive in Miami until late in the afternoon.

Robert Horry and Rasha Nesterovic added 11 points apiece for San Antonio. Spurs guard Tony Parker sat out with the flu.

## Memphis 101, Washington 85

Wesley Person scored 10 of his 17 points in the Grizzlies' big third quarter, leading Memphis to a 101-85 exhibition victory Tuesday night over the Washington Wizards.

Starting the second half with its reserves, Memphis broke it open in the third quarter with 21-2 run that included 15 straight points.

The burst began with a 19-foot jumper by Person, who had two 3-pointers in the run. He was third in the league last year in 3-point shooting.

Memphis ended the run leading 71-58 after a free throw by James Posey, who finished with

13 points on 4-of-5 shooting. He also hit all four of his free throws.

Pau Gasol finished with 11 points for Memphis, and reserve guard Earl Watson had nine points and 11 assists in 19 minutes.

Larry Hughes led the Wizards with 15 points and five steals.

The Grizzlies entered the fourth quarter leading 77-65 and were ahead by 21 points twice in the final two minutes.

The Wizards had a 46-45 lead at halftime, after being up 22-10 in the first quarter and 34-24 in the second.

Jarvis Hayes, who started for the injured Jerry Stackhouse, had 12 points on 5-of-8 shooting for Washington. Brendan Haywood and Jahidi White added 11 points each for the Wizards.

## Houston 82, Sacramento 78

Steve Francis scored 29 points as the Houston Rockets snapped a four-game losing streak with their first exhibition victory, 82-78 Tuesday night over the Sacramento Kings.

It was clear Houston's new coach Jeff Van Gundy did not want to add to the losing streak. He stayed primarily with an eight-man rotation throughout and the Rockets responded, leading for much of the evening. A ninth player, Gabe Muoneke, played one minute.

Yao Ming had 17 points and seven rebounds for Houston (1-4). Kelvin Cato added 12 rebounds, while both Bostjan Nachbar and Jim Jackson scored nine points.

Peja Stojakovic added 16 points and Bobby Jackson fueled the Kings' (2-2) second-half comeback, scoring 10 of his 16 points.

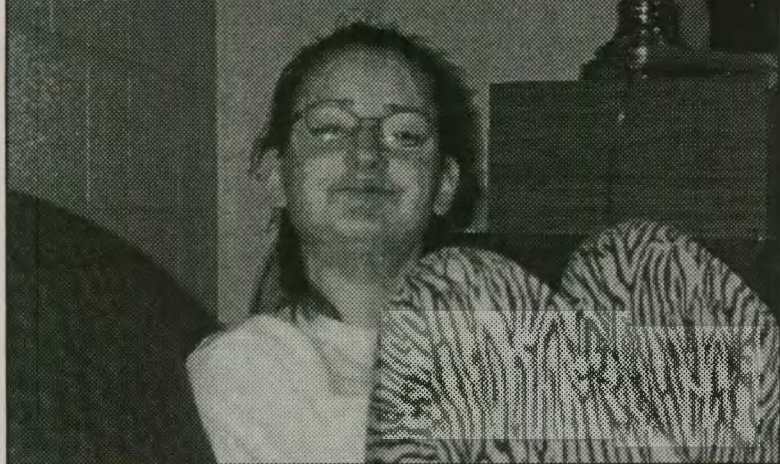
Starting in place of Doug Christie, who rested and did not play, Gerald Wallace enjoyed his best game of the preseason, getting 15 points and 15 rebounds.

After Brad Miller made a 3-pointer, cutting the lead to 79-76, Francis countered with two free throws with 10.3 seconds left and another one seven seconds later to secure the victory.

Although the Kings made a comeback in the third quarter, highlighted by a vicious dunk and three-point play from the acrobatic Wallace, it was Houston keeping the lead, thanks to Francis.

The flashy point guard scored 11 points in the third period when Sacramento held a 24-19 edge, cutting the lead to 66-63 entering the fourth quarter.

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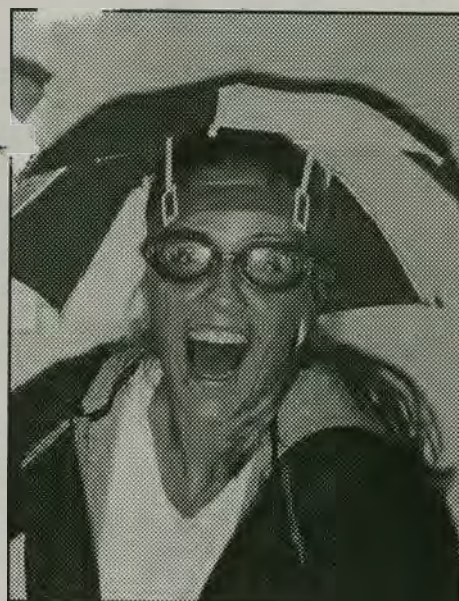
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## NBA

## Bryant's attorneys accused of ruining accuser's reputation

Associated Press

EAGLE, Colo. — Prosecutors accused Kobe Bryant's attorneys of deliberately smearing the reputation of his accuser Tuesday as they asked a judge to make sure any evidence about her sexual history is heard behind closed doors.

In a sharply worded court filing, prosecutors said defense attorney Pamela Mackey stepped over the line last week when she asked a detective at the preliminary hearing whether injuries to the 19-year-old woman were

"consistent with a person who had sex with three different men in three days."

That question prompted Judge Frederick Gannett to end the hearing, which was to resume Wednesday. The hearing will determine whether the NBA superstar will stand trial.

Prosecutors said the question was a "deliberate and calculated" attempt to elicit testimony on evidence irrelevant so early in the case and came even though "attorneys are expected to proceed in an ethical manner."

"What was even more unex-

pected was her conscious misrepresentation of the evidence in order to smear the victim publicly," prosecutor Ingrid Bakke wrote. "The bell cannot be unrung. It will be difficult enough to overcome Ms. Mackey's misstatement of the facts."

Mackey's voicemail said she would not return calls from reporters. The judge has issued a gag order prohibiting those involved in the case from commenting directly on it.

Prosecutors want Gannett to hold discussions about the accuser's sexual history in pri-

vate, if he determines the evidence is relevant.

Bakke said prosecutors believe that sort of evidence is protected by Colorado's rape shield law, which bars the use of an alleged victim's sexual history in rape cases with few exceptions.

Attorney Tom Kelley, who represents several media organizations including The Associated Press, said he will fight the prosecution's request.

The hearing began last week with sheriff's Detective Doug Winters describing the alleged assault in graphic detail. He said

the woman was flattered by attention from Bryant and agreed to his request to come to his room late one night.

After chatting for a while, they began kissing consensually, but she said no after Bryant grabbed her around the neck, leaned her over a chair and lifted her skirt, according to the testimony. She said no again after Bryant pulled down her underwear before raping her, Winters testified he was told by the accuser.

It was Mackey's cross-examination of Winters that prompted the judge to end the hearing.

## NHL

## Heatley expresses sorrows

Associated Press

ATLANTA — Atlanta Thrashers star Dany Heatley expressed sadness Tuesday night for the car wreck that killed teammate Dan Snyder, saying he was "very sorry over the loss of my close friend."

In his first public comments since he crashed his Ferrari into a wall, Heatley issued a statement before the Thrashers played the New York Islanders.

Heatley was charged with vehicular homicide after Snyder died last week of injuries sustained in the Sept. 29 crash. Snyder fractured his skull in the wreck and never regained consciousness. Heatley was also injured and might miss the entire season following knee surgery.

Last Friday, Heatley joined the rest of the team in Elmira, Ontario, for Snyder's funeral.

"I am deeply saddened and very sorry over the loss of my close friend and teammate, Dan Snyder," Heatley said. "The entire Snyder family ... have demonstrated amazing strength and compassion during this very painful time."

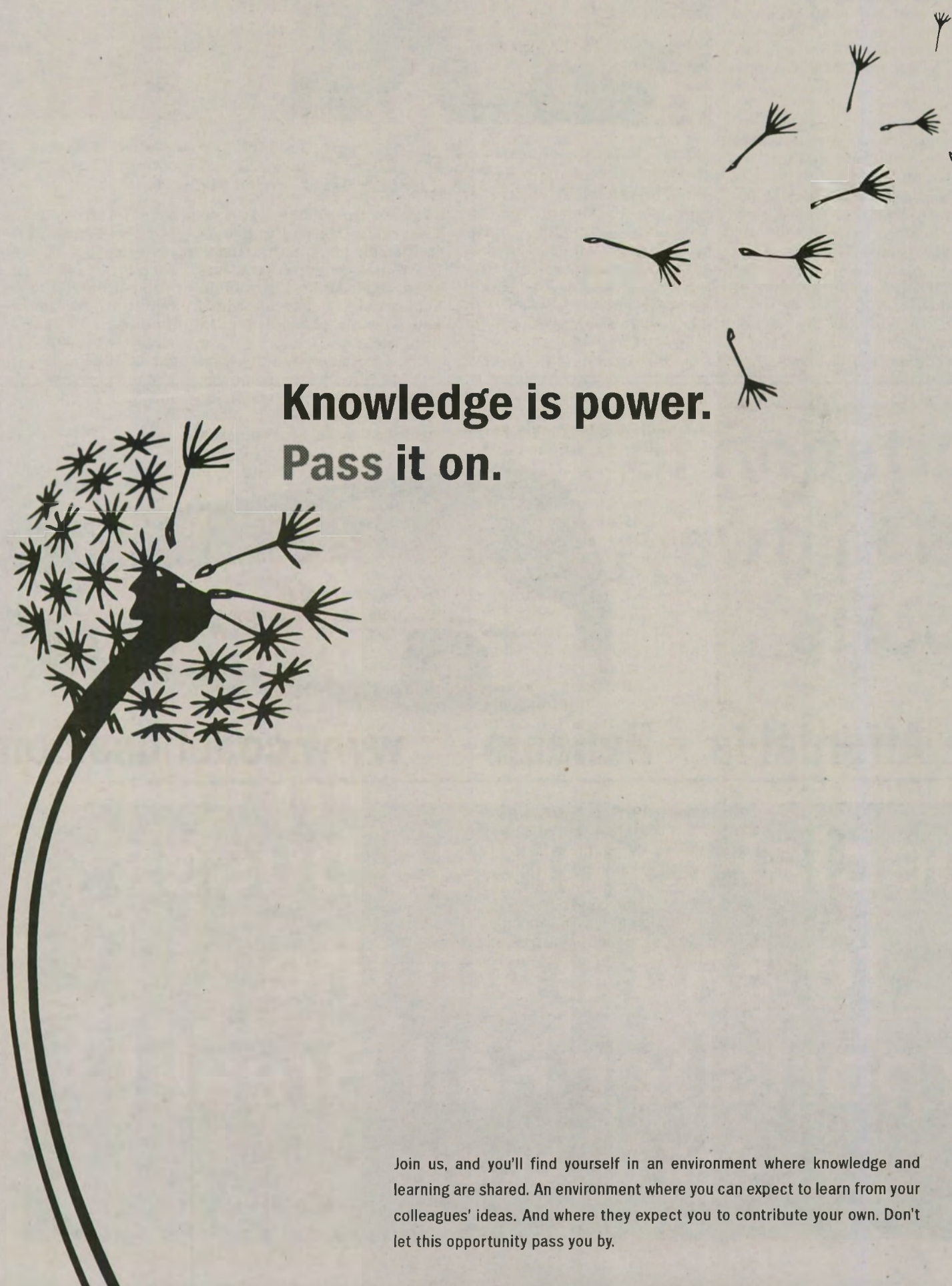
Test results showed Heatley consumed a small amount of alcohol before the crash. His blood alcohol content was less than 0.015, far below the state's legal limit of 0.08.

Because Heatley wasn't drunk and Snyder's relatives say they forgive him, prosecutors could decide the car crash was just an accident, with no need to pursue felony charges and sentences ranging from three to 15 years.

Heatley, the MVP of last season's All-Star game, broke his jaw and tore two ligaments in his knee. He had surgery to repair the knee, and the Thrashers said they expect him to play this season.

"The accident has taken a huge emotional toll on me, and of course, my family as well," Heatley said. "At this time, my focus is on the Snyder family and my rehabilitation from the injuries that I sustained in the accident."

"I am working hard with my rehabilitation and will return to the ice as soon as is medically possible. I will continue to support the Snyder family and my team in every possible way. I sincerely thank you for your understanding."



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## BOXING

# Klitschko ready for another chance against Lewis

Associated Press

NEW YORK — Two months ago, Vitali Klitschko visited Lennox Lewis in London, inquiring about the heavyweight champion's plans and the prospects for a rematch.

The answers he got were not exactly acceptable.

"He said, 'I don't know. Maybe I'm retired. Maybe I'll fight again. Maybe I won't,'" Klitschko said.

And that's why Klitschko agreed to a 12-round match against Kirk Johnson at Madison Square Garden on Dec. 6.

"I want to be active," he said Tuesday. "Lewis doesn't know what he's doing in the future. I'm ready to fight."

Promoters hope to get the Johnson-Klitschko bout sanctioned as a heavyweight eliminator with the winner guaranteed a shot at Lewis and his WBC title. That's, of course, if Lewis decides to fight again.

Klitschko wants another shot after he was stopped on cuts by Lewis on June 21. He was ahead on all three cards when the fight was halted, and he remains bitter about the ending.

"I was very disappointed," he said. "Why did the doctor stop it? Nobody checked me between rounds or asked me if I could continue. I don't remember them looking at me. A fighter would remember that. Nobody in my corner

remembers that.

"I understand the doctor was worried about my health. But I could see everything."

There is a thin scar under Klitschko's left eye, another next to it, souvenirs of the cuts Lewis inflicted, where enough blood flowed for the fight to be stopped.

Klitschko wasn't even supposed to be fighting Lewis that night. The challenger was supposed to be Johnson, but two weeks before the fight, he had to pull out when he tore a chest muscle in training.

"I was in great shape when I got injured," he said. "I knew it right away when it happened. I know what it feels like. I hoped it was just a sprain but I knew after the MRI."

Doctors ordered him to shut down and when he stepped aside, Klitschko was the replacement. What Johnson didn't like was Lewis' reaction to his injury.

"He talked a lot of garbage after I got hurt," Johnson said. "I think he was relieved. It was surprising that he did that."

For Johnson, the injury was the second speed bump in his ambition to win the heavyweight title. In July 2002, he fought then-WBA champion John Ruiz but was disqualified in the 10th round because of low blows.

That is the only loss on his record and it still angers him. "They weren't low blows," he



Agence France Presse

Vladimir Klitschko of Ukraine, on the right, fights Fabio Moli of Argentina in an Aug. 30 fight in Munich during a WBA heavyweight match. Klitschko is making a comeback in boxing. The heavyweight faces Kirk Johnson at Madison Square Garden on Dec. 6.

said.

"How do you get disqualified for hip shots?"

Then Johnson waved his hand, as if he were brushing aside the bad memory. "I'm past all that right now," he said.

Quick knockouts of Jeremy

Bates in December and Lou Savarese in March put him in position for the Klitschko fight.

"People thought I was finished," he said. "Yet here I am, back again. I was cheated. Now I have a chance again to show my skills."

Johnson comes into the fight

at 34-1-1. Klitschko is 32-2.

In the 10-round co-feature, Joe Mesi (27-0) faces Monte Barrett (29-2).

One of Barrett's losses was to Wladimir Klitschko, Vitali's brother.

The card will be televised live by HBO.

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# AROUND THE NATION

Page 19

COMPILED FROM THE OBSERVER'S WIRE SERVICES

Wednesday, October 15, 2003

## Men's Interhall Football

### Gold League

team	won	lost	tie	points
Morrissey	3	0	1	7
Dillon	3	0	0	6
Keenan	2	0	1	5
Alumni	2	2	0	4
O'Neill	1	2	0	2
Stanford	0	4	0	0
Keough	0	3	0	0

### Blue League

team	won	lost	tie	points
Knott	2	1	1	5
Siegfried	2	1	0	4
Zahm	2	2	0	4
Sorin	2	2	0	4
St. Eds	1	1	1	3
Carroll	1	2	0	2
Fisher	1	2	0	2

## AVCA Women's Volleyball Poll

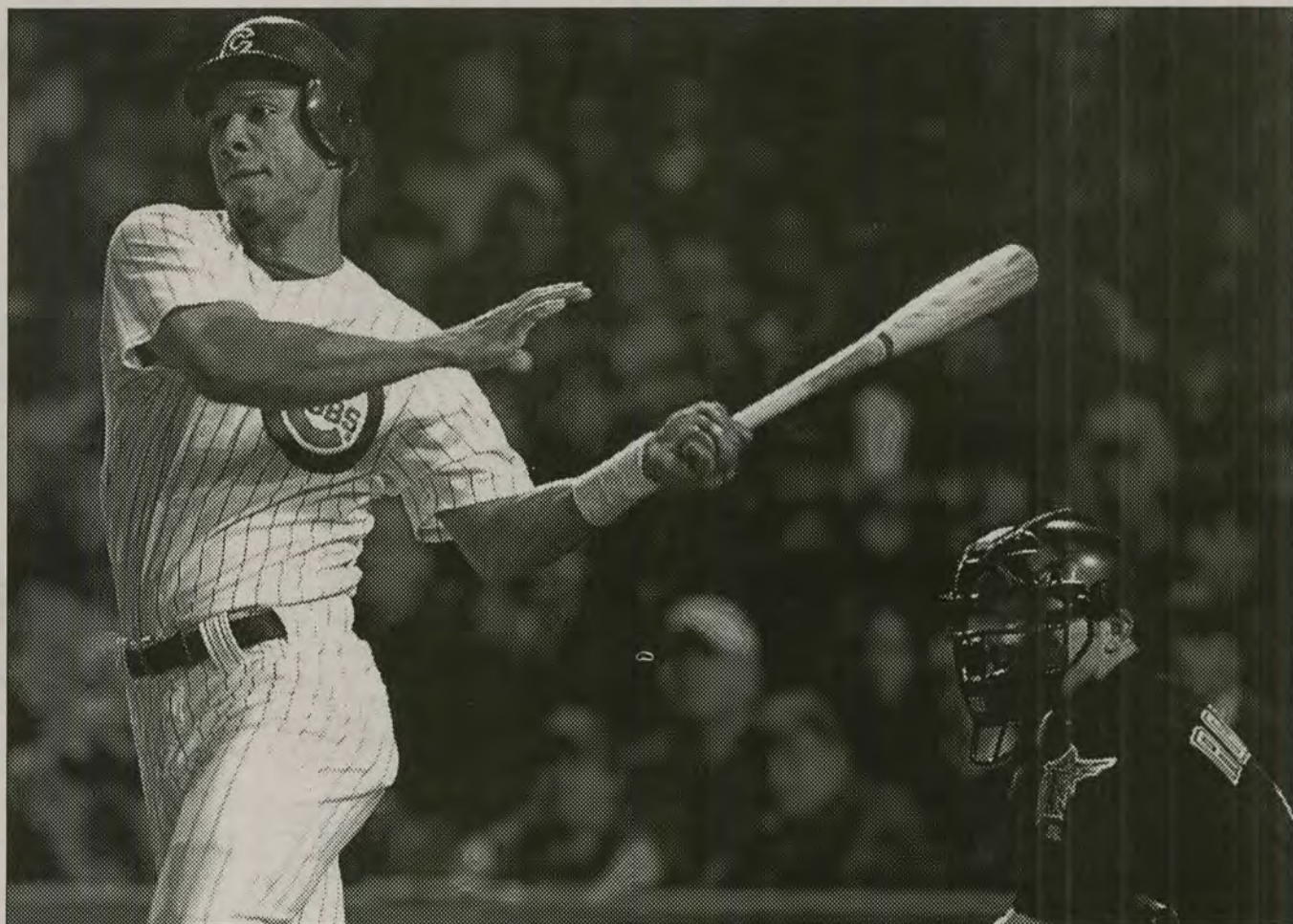
	team	points
1	USC (65)	1,625
2	Hawai'i	1,547
3	Florida	1,508
4	Stanford	1,418
5	Georgia Tech	1,361
6	Pepperdine	1,280
7	Nebraska	1,222
8	UCLA	1,185
9	California	1,099
10	Northern Iowa	1,014
11	Penn State	981
12	Kansas State	880
13	Washington	818
14	Santa Clara	723
15	NOTRE DAME	642
16	Michigan State	605
17	Louisville	564
18	San Diego	509
19	UC Santa Barbara	490
20	Loyola Marymount	425
21	Wisconsin	354
22	Colorado State	202
23	Pacific	123
24	Texas A&M	98
25	Long Beach State	65

## Eye on Irish Opponents

Saturday

USC (5-1) at NOTRE DAME (2-3)  
 WASHINGTON STATE (5-1) at STANFORD (2-2)  
 Illinois at MICHIGAN (5-2)  
 MICHIGAN STATE (6-1) at Minnesota  
 PURDUE (5-1) at Wisconsin  
 PITTSBURGH (3-2) at Rutgers  
 BOSTON COLLEGE (4-2) at SYRACUSE (3-2)  
 FLORIDA STATE (5-1) at Virginia  
 NAVY (4-2) at Rice  
 BYU (3-4) at Wyoming

## MLB



Chicago Cubs outfielder Moises Alou hits a single to left field to move Sammy Sosa to second base as Florida Marlins catcher Ivan Rodriguez watches in the sixth game of the NLCS at Wrigley Field.

## Marlins make late rally, beat Cubs

*Shocking 8-3 Cubs loss means NLCS comes down to Game 7*

Associated Press

CHICAGO — Five outs to go. Wrigley Field crowd on its feet. World Series within their grasp.

Then, it was almost as if the baseball gods realized these were the Chicago Cubs.

Those lovable losers blew it again thanks in part to — of all things — one of their own fans.

In a stunning eighth-inning turnaround, the Florida Marlins took advantage of left fielder Moises Alou's run-in with a fan on a foul fly and an error by

shortstop Alex Gonzalez to score eight runs in an 8-3 victory Tuesday night, forcing the NL championship series to a Game 7.

The Cubs cruised into the eighth with a 3-0 lead, all set to end their absence from the World Series.

"[The loss] has nothing to do with the curse," Cubs manager Dusty Baker said. "It has to do with fan interference and a very uncharacteristic error by Gonzalez. History has nothing to do with this game, nothing."

Once the rally got in full swing, fans around the man, who looked to be in his

early 20s, started hurling beers in his direction and he was escorted out by security with a jacket over his face.

"You cost us the World Series!" one fan yelled at him.

Wednesday, Kerry Wood pitches for Chicago; the Marlins go with Redman.

Prior got the first out of the inning, then Pierre doubled. Castillo lifted a fly down the left-field line and Alou ran toward the brick wall. The man reached up for the ball — not over the wall, though — and deflected the ball away.

Left-field umpire Mike

Everitt correctly ruled no interference: this fan did not reach over a wall.

Ivan Rodriguez hit an RBI single and Miguel Cabrera followed with a grounder in the hole that Gonzalez simply dropped for an error that loaded the bases.

Derrek Lee tied it with a two-run double.

Kyle Farnsworth came in and intentionally walked Mike Lowell to load the bases. Jeff Conine hit a sacrifice fly.

Chicago fans left waiting for the Cubs' first Series championship since 1908 will blame the fan.

## IN BRIEF

### Warren Sapp fined \$50,000

NEW YORK — The NFL fined Tampa Bay defensive lineman Warren Sapp \$50,000 on Tuesday for mistreating officials and threatened him with a suspension if his behavior doesn't improve.

NFL director of game operations Peter Hadhazy issued the fine after reviewing Sapp's conduct in three games. Hadhazy said any further misconduct will result in a suspension of at least one game.

Before last Sunday's game against Washington, Sapp bumped into an official as he entered the field.

"There was absolutely no need for you to do so," Hadhazy stated in a letter to Sapp. "To the contrary, it is apparent that you deliberately made contact with the official. ... This misconduct occurred even though you had been strongly advised by the Buccaneers' management only days before to refrain from taking actions during the pregame warm-ups that

were disruptive to your opponents, disrespectful to the game officials, and in violation of league rules regarding unsportsmanlike conduct."

In two earlier games this year, the NFL said Sapp used excessively abusive language to officials.

"Your continuing disrespectful and intimidating conduct has no place in the game," Hadhazy wrote. "You have repeatedly abused game officials and ignored their directions and authority in at least three of the Buccaneers' games this season. Sapp disputed that claim, too."

"They're going to fine me for something that happened a month ago? If I verbally abused somebody so bad, you would think there would have been a warning or something," Sapp said. "I just want to see the report and what I supposedly said."

The tackle took exception to the NFL's contention that he ignored directions and verbally abused game officials on Oct. 6.

### Cecil Cooper to manage Milwaukee's Triple-A team

MILWAUKEE — Former Milwaukee Brewers star Cecil Cooper will manage the club's Triple-A affiliate in Indianapolis again next season, the team announced Tuesday.

Cooper, 53, made his managerial debut with the Indianapolis Indians last season. The team finished with a 64-78 record but went 45-44 over the last three months of the season.

"I'm really looking forward to coming back for another season," Cooper said. "I'm excited for the opportunity to work with some of our top young talent that will be coming to Indianapolis in 2004 and helping to mold them into successful Major League players."

Cooper came to the Brewers in a trade with the Boston Red Sox after the 1976 season. The former first baseman ranks among the Brewers' leaders in nearly every offensive category.

## around the dial

### MLB

Yankees at Red Sox 4 p.m., FOX  
 Marlins at Cubs 8 p.m., FOX

### POKER

World Series 8:00 p.m., ESPN

### NHL

Boston Bruins vs. Dallas Stars 8:30 p.m., ESPN2



## FOOTBALL

# Setta not likely to play Saturday

By ANDREW SOUKUP  
Sports Writer

Nicholas Setta will most likely not play against USC Saturday, the result of an unspecified injury the senior kicker suffered in Saturday's game.

Setta was apparently hurt on the kickoff following Notre Dame's first-quarter touchdown Saturday, but Irish coach Tyrone Willingham wouldn't specify what injury is keeping Setta on the sidelines.

"[Setta's status] is somewhat day-to-day," Willingham said, "but I'll probably expand that and say Nick will be out this week."

D.J. Fitzpatrick, who is normally the Irish holder, will handle Setta's punting and kicking duties against the Trojans. Against Pittsburgh Saturday, Fitzpatrick made field goals from 19 and 34 yards while missing 52- and 32-yard attempts.

"It was nice to contribute more than just holding, and be a part of the win," Fitzpatrick said.

## Inside perspective

In addition to breaking game film down for hours on end, football coaches often double as weathermen by trying to simulate game conditions during weekly practices. That's because they know how much weather can have an impact a game plan.

Saturday, for example, following Florida State's 22-14 loss to Miami, Seminoles coach Bobby Bowden blamed a torrential rainstorm for making running conditions difficult and hampering Florida State's outside running game.

That's why, as heavy rains drenched the practice field Tuesday afternoon, Willingham looked at the forecast and saw that no rain was on the forecast

for Saturday. So he decided to move practice indoors to Loftus.

"It's something you take into consideration," Willingham said about making the Irish practice in Tuesday's inhospitable conditions, "but we wanted to make sure we got a good day of practice in."

## Hometown hatred

Sophomore receiver Rhema McKnight grew up in California as a UCLA fan, so it wasn't too hard for him to get used to loathing USC when he committed to Notre Dame a year and a half ago.

"UCLA-USC, those teams are big rivals," McKnight said with a grin. "I take this game a little more personally."

Despite his hometown dislike for the Trojans, McKnight was still heavily recruited by USC. He ended up picking Notre Dame over the USC just days before signing day.

"Yeah, I looked at what they had to offer," the La Palma, Calif. native said. "I just felt here was a better place for me."

## No Holiday for former starter

Even though former starting quarterback Carlyle Holiday is still taking most of his snaps in practice as Brady Quinn's backup, Willingham said, he is starting to see some spot duty at wide receiver in practice. He stepped onto the field in both the Purdue and Pittsburgh games as a wide-out, but has yet to catch a pass.

McKnight said that when Holiday does play receiver in practice, he's always asking the established wideouts what he is supposed to do on a particular play.

"He's coming along good. Hopefully, he can come out and make plays as well," McKnight said

Contact Andrew Soukup at  
asoukup@nd.edu

*"I take this game a little more personally."*

**Rhema McKnight**  
Irish wide receiver

## COLLEGE FOOTBALL

# LoVecchio struggling at Indiana

Associated Press

## INDIANAPOLIS

Quarterback Matt LoVecchio isn't the reason that Indiana coach Gerry DiNardo played it conservative when the Hoosiers had a chance to beat Northwestern.

DiNardo said Tuesday he has lost confidence in the entire passing offense, not just one player, and that's why he refused to put the ball in the air when the Hoosiers (1-5, 0-3 Big Ten) were in striking distance against the Wildcats.

"During the game against Northwestern, I had a lot of confidence in our running game, not in our passing game," DiNardo said.

With the game tied at 31, the Hoosiers took the ball at their own 46 with 1:30 to play in the game, with a golden opportunity to put together a game-winning drive and snap an eight-game Big Ten losing streak.

But instead of letting LoVecchio air it out to move into field goal position, DiNardo kept the ball on the ground.

He had good reason. The Hoosiers rushed for 327 yards on the day, including 136 yards and three touchdowns by BenJarvus Green-Ellis and 128 yards and one TD from Brian Lewis.

Green-Ellis and Lewis, however, couldn't deliver at the end of regulation.

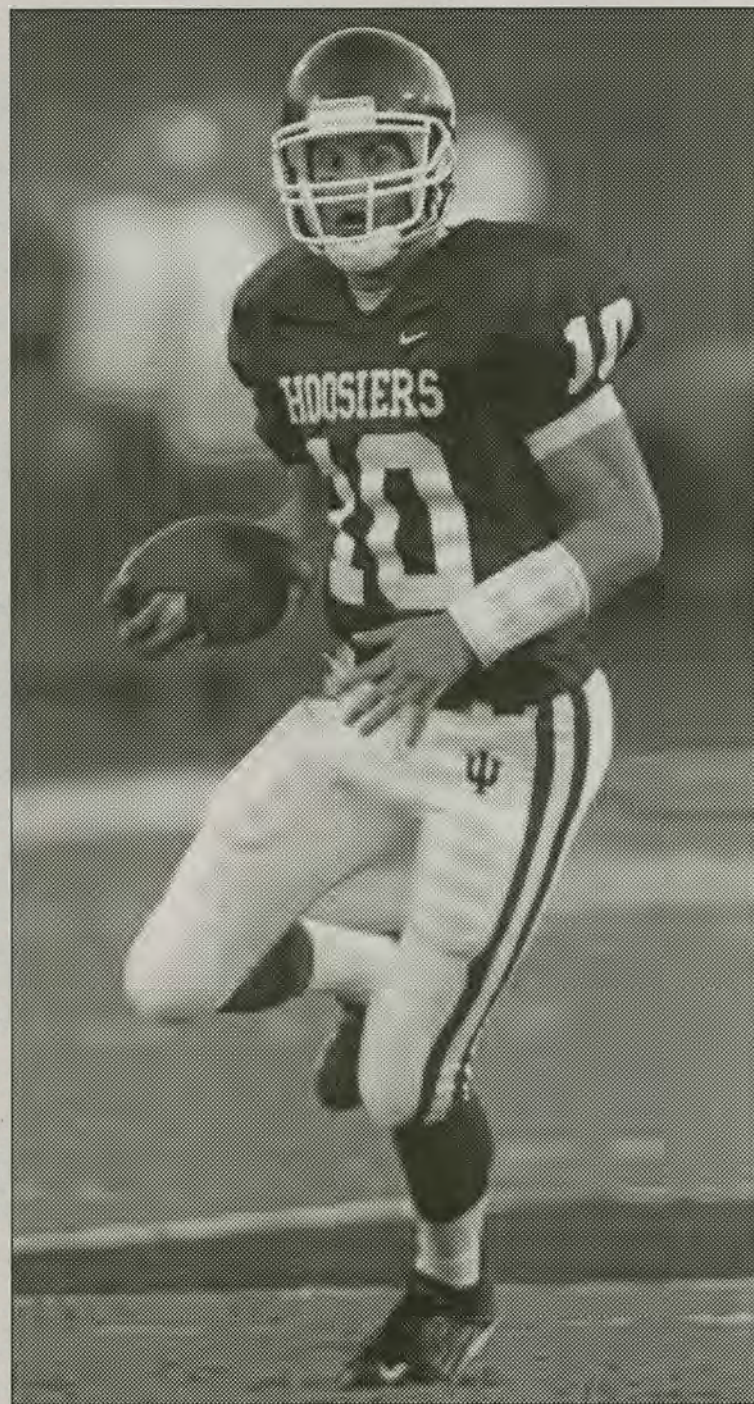
The Hoosiers were only able to get as far as the Northwestern 37, and Bryan Robertson's desperation 54-yard field goal fell short as time expired.

"That was not directed at Matt, or the pass blocking or the catching," DiNardo said. "It was directed at all of it."

LoVecchio was a respectable 13-of-20 for 204 yards Saturday, and completed 11 passes in a row during a stretch from the first to the fourth quarter. But he made two costly mistakes.

DiNardo's lack of faith was validated in overtime.

LoVecchio threw a pass to Travis Haney that was



Icon SMI

Indiana quarterback Matt LoVecchio looks to run against Kentucky in the Hoosiers' Sept. 20 loss. LoVecchio, a former Notre Dame quarterback, and the Hoosiers continue to struggle, as they lost to Northwestern in overtime last weekend.

deflected and intercepted in the end zone by Northwestern's Bryan Heinz. It was LoVecchio's second interception of the day.

The Wildcats took possession and Jason Wright soon scored his fourth touchdown of the game to give

Northwestern the victory.

After the game, DiNardo mentioned LoVecchio's two interceptions as one of the main factors in Indiana's loss.

Indiana is off this week and they have a home game against No. 8 Ohio State on Oct. 25.

## MEN'S GOLF

# Gustafson leads Irish to tournament championship

Special to The Observer

McKINNEY, Texas — For the first time in nearly four years, the Notre Dame men's golf team has earned the title of tournament champion, winning the SMU/Stonebridge Invitational by one stroke over Lamar on Tuesday afternoon. The Irish carded a final-round 306 and held off the hard-charging Cardinals, posting a three-round score of 882 (286-290-306) to capture their first championship since Oct. 19, 1999, when they won the Louisville Intercollegiate by two shots. This year's tournament was held on the par-72, 7,202-yard Dye Course at Stonebridge Country Club in McKinney, Texas.

Notre Dame's victory was

especially sweet, as it came at the expense of two squads that were ranked in the top 50 of the current Golfweek/Sagarin Performance Index ratings. No. 30 Vanderbilt wound up six shots behind the Irish and tied for fifth place (888), while No. 39 Southeastern Louisiana finished ninth with a score of 898, 16 shots back of Notre Dame.

Sophomores Scott Gustafson and Tommy Balderston were the pacesetters in Notre Dame's victory. Gustafson fired a final-round 71 and finished in third place overall with a career-low score of six-under par 210 (70-69-71). That matches the second-lowest 54-hole total in school history, a mark topped only by Jeff Connell's score of 209 at the

1998 Marshall Invitational, and Gustafson's six-under par total equals the school record for the lowest score in relation to par (Alex Kent at the 2000 Legends of Indiana Intercollegiate). Meanwhile, Balderston made the Dye Course his personal playground for the second year in a row, registering a score of two-under par 214 (68-72-74). That was one shot behind his career best of 213, which he set at last year's SMU/Stonebridge Invitational.

Freshman Cole Isban was one of three Irish golfers who struggled a bit during the final round. Isban shot an 80 on Tuesday and wound up tied for 27th place at nine-over par 225 (73-72-80). Fellow freshman Shane Sigsbee wrapped

up his homecoming by tying for 69th place at 236 (78-77-81), while sophomore Eric Deutsch completed the Notre Dame lineup with a 71st-place finish at 237 (75-81-81).

The Irish won't have much time to celebrate their tournament title as they return to the links Monday and Tuesday, Oct. 20-21 for The Tillinghast in Scarsdale, N.Y., hosted by St. John's. It will mark Notre Dame's second appearance in the tournament, having placed 15th in 2001.

**SMU/Stonebridge Invitational Standings:** (54-hole totals): 1. NOTRE DAME 882 (286-290-306); 2. Lamar 883 (287-300-296); 3. (tie) North Texas 885 (298-292-295) and Wichita State 885 (286-296-303); 5. (tie) Vanderbilt 888 (290-293-305) and SMU 888 (294-288-306); 7. Ohio State 890 (292-304-294);

8. Oklahoma City 895 (296-301-298); 9. Southeastern Louisiana 898 (291-305-302); 10. Baylor 900 (300-300-300); 11. McNeese State 905 (290-301-314); 12. Tulane 909 (303-302-304); 13. Iowa State 913 (298-308-307); 14. Arkansas-Little Rock 917 (297-310-310); 15. Louisiana-Lafayette 923 (299-312-312); 16. Texas-Arlington 925 (303-306-316); 17. College of Charleston 930 (312-308-310).

## Top 10 Individuals

1. Chris Stroud (Lamar) 205 (68-72-65); 2. Colt Knost (SMU) 206 (66-69-71); 3. Scott Gustafson (Notre Dame) 210 (70-69-71); 4. Tommy Balderston (Notre Dame) 214 (68-72-74); 5. (tie) Zach Atkinson (North Texas) 215 (70-74-71) and John May (Wichita State) 215 (72-71-72); 7. Brett Williams (Ohio State) 216 (72-75-69); 8. Tyrone Van Aswegen (Oklahoma City) 217 (71-74-72); 9. Brett Bergeron (Southeastern Louisiana) 218 (70-77-71); 10. Luke List (Vanderbilt) 219 (72-72-75).

## Notre Dame Individuals

3. Scott Gustafson 210 (70-69-71); 4. Tommy Balderston 214 (68-72-74); 27. (tie) Cole Isban 225 (73-72-80); 69. (tie) Shane Sigsbee 236 (78-77-81); 71. (tie) Eric Deutsch 237 (75-81-81).



## WOMEN'S SOCCER

# Warner and Tancredi earn player of the week awards

Special to The Observer

Two Notre Dame seniors — forward Amy Warner and back Melissa Tancredi — have received the respective Big East Conference women's soccer offensive and defensive player-of-the-week awards after playing lead roles last week as the second-ranked Irish rolled to wins over Butler (3-0), Georgetown (6-0) and Miami (3-0).

Warner had two goals and one assist in the three games while nearly scoring another goal on a shot that led to an own-goal. Tancredi repeated the Big East defensive honor after continuing to play her dominating brand of defense, helping hold the three opponents to a combined 11 total shots, four shots on goal and eight corner kicks — in addition to providing an assist on a long thru-ball that sprung Amanda Guertin for a goal versus Miami.

Warner continues to emerge as a top candidate for Big East offensive player of the year, joining Irish junior forward Mary Boland as the leading

candidate for that award (Boland leads the Big East and ranks 20th nationally with 26 points while Warner is second with 25). Both Irish forwards also have been strong two-way players all season, providing an unrelenting "forecheck" approach that set the tone as the first wave of Notre Dame's suffocating defensive effort.

Warner helped fuel Notre Dame's 12-goal week, scoring on a breakaway versus Butler and nearly adding another goal versus the Bulldogs on a shot from close range (the shot pinballed off two defenders for an own-goal). Three days later, her header assisted on Kim Carpenter's opening goal against Georgetown and she later knocked home a loose ball for the fourth goal against the Hoyas. Warner's nine assists are a career-high and rank fourth in the nation, behind Oklahoma State's Nikki Wojtowicz (15), North Carolina's Alyssa Ramsey (12) and Portland's Lindsey Huie (11), while she also now ranks 12th in Notre Dame history in goals (35) and 14th in points (92).

Tancredi has led the way during Notre Dame's current six-game shutout streak, with the Irish allowing just two goals and 16 shots on goal over the course of the last 12 games. The converted forward also continues to be an offensive threat with her skillful runs into the offensive third and has dominated her one-on-one duels throughout the season, winning more than 90 percent of her tackling and heading confrontations this season (including 16-for-16 on heading duels last week).

Tancredi's defensive leadership is all the more noteworthy due to the season-long absence of injured junior All-America right back Candace Chapman and the limited play of junior Gudrun Gunnarsdottir — with freshmen Christie Shaner and Kim Lorenzen filling out the defensive lineup alongside Tancredi and fifth-year left back Vanessa Pruzinsky. All eight of Tancredi's points this season (2 goals, 4 assists) have come in last seven games.

Notre Dame players have combined to receive seven Big

East weekly awards this season, including player of the week Boland (Sept. 1), defensive player of the week Pruzinsky (Sept. 15) and rookies of the week Jen Buczkowski (Sept. 8) and Shaner (Sept. 22) — making Notre Dame the Big East's only team to receive at least five awards (West Virginia is next with four). Notre Dame also remains the only team to feature both an offensive and defensive player-of-the-week selection and is the only squad with multiple players among the recipients for any of the awards (doing so in the offensive, defensive and rookie awards).

Notre Dame steadily has emerged as possibly the nation's top all-around team, currently ranking second nationally in both team scoring (3.67 goals per game, behind Oklahoma State's 3.86; min. 10 games) and goals-against average (0.33, behind North Carolina's 0.28). Notre Dame and North Carolina are the only unbeaten teams remaining among 293 Division I women's soccer programs, with just 12



CHIP MARKS/The Observer

Amy Warner goes after the ball in a win against Oklahoma Sept. 7.

other teams having only one loss (Cal Poly, Southeastern Louisiana, Colorado, Central Connecticut, Kent State, Oklahoma State, Maine, Virginia, Texas A&M, UCLA, Hofstra and Princeton).

## SMC VOLLEYBALL

# Belles come through in must-win match

By JUSTIN SCHUVER  
Associate Sports Editor

The Belles picked up a much-needed conference win as well as a bit of confidence heading into the home stretch of their season.

Saint Mary's defeated Adrian at home Tuesday night in four games, 34-32, 24-30, 30-27, 34-32. It was the Belles third win in a row.

"I was very, very happy with our players tonight," coach Julie Schroeder-Biek said. "For this being midterm week, I know they've had a lot on their minds, but they were able to pull this one out."

Saint Mary's (13-10, 3-7 in the MIAA) lost to Adrian earlier in the season on the road in three sets. Schroeder-Biek called that game was one of her team's worst performances this season, and was extremely happy with the 180-degree turnaround her team showed Tuesday.

Outside hitter Kristen Playko led the team with 26 kills, and also contributed two service aces, 25 digs and five blocks. Setter Lauren Temple added 13 digs, three blocks and 55 assists.

The Belles were aided defensively by their two mid-

dle hitters. Elise Rupright had eight blocks, and Shelly Bender collected five blocks.

"Our blocking really improved this game," Schroeder-Biek said. "Adrian had one of the best offensive players in the conference and we really did a good job handling her and frustrating her."

*"Alma is a good team. But I think that our team, when they play their game and communicate well, can beat anyone."*

Julie Schroeder-Biek  
Saint Mary's coach



ANDY KENNA/The Observer

Saint Mary's covers the hitter as she goes up for a kill earlier this season in practice. The Belles defeated Adrian last night.

The Belles will play three more conference games in a row,

with a good chance to make up ground in an already close MIAA race.

"At this point in the season we're going into every match just trying to better our position," Schroeder-Biek said. "This was a big win for us in trying

to build some momentum."

Friday night, the Belles travel to Alma College to face the Scots in a key conference game. The Scots defeated Saint Mary's at home earlier this season.

"Alma is a good team," Schroeder-Biek said. "But I think that our team, when they play their game and communicate well, can beat anyone."

"We're starting to go into matches expecting to win, and these girls play hard."

Contact Justin Schuver at  
jschuver@nd.edu

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## Playoffs

continued from page 24

the ball.

"Our ability to run the ball and play solid defense allows our team to control the game," McNamara said.

McNamara believes the team's improvements in organization, dedication and desire to win will make the team tough to beat.

"We aren't a flashy team. But we do the things we need to do in order to win," McNamara said.

The two rivals will face each other tonight at 7 p.m. on the Riehle fields. Fisher, St. Ed's face off in must-win game for final playoff spot

### Siegfried vs. Carroll

Defending champion Siegfried takes on Carroll Wednesday evening at 8 p.m. at west Riehle field. Although its over two-year long undefeated streak has been broken, Siegfried remains No. 2 in the league directly behind Knott.

Tonight's game will be the last of the regular season and affects each team's playoff entry and seeding.

The Ramblers have been using practice to work on their defense, which proved to be their weakest point this season.

*"We know the season's so short, so every game means that much more, and we're excited to play under the lights, it brings back some old high school memories.."*

**Matt Sallon**  
Siegfried tackle

"We've really been working on defensive tackling, trying to cover the other team's quarterback, and we've gotten over it, I think," said tackle Matt Sallon.

Although Carroll has only won one game, Siegfried isn't looking past this game into the postseason.

"We realize that to get into playoffs we need to get past Carroll; just worry about ourselves first then let things fall where they may," Sallon said.

Carroll comes into tonight's game with one win and two losses, standing in 5th place in the Blue League.

Unless they win tonight, the Vermin have no chance of making it to the playoffs. This contest, therefore, is crucial to their hopes

to continue playing after the break.

Although Siegfried's approach to interhall is among the most serious in the league, the players haven't forgotten how to have fun on the field.

"We know the season's so short, so every game means that much more, and we're excited to play under that lights, it brings back some old high school memories," said Sallon.

With each team's hopes riding on tonight's game, it's sure to be a worthwhile contest.

Contact Dan Tapetillo at [dtapetil@nd.edu](mailto:dtapetil@nd.edu) and Lauren Osterhus at [losterhu@nd.edu](mailto:losterhu@nd.edu)

## Win

continued from page 24

on Sept. 24, 1994.

"At some point, I realized it was a possibility," Prescod said concerning his chance at a hat trick. "It wasn't necessarily my intent, but the opportunity presented itself."

Prescod was surprised to find out that there had been such a gap since the last Notre Dame hat trick.

"It really surprised me," he said. "Out of all the talented people I've played with here over the years, I would have thought one of them might have already done it."

Notre Dame dominated ball control and pushed the ball in a relentless fashion, drawing 14 offsides calls. The Irish fired 19 shots, putting 16 of them (84 percent) on goal. Cleveland State got off just six shots.

Prescod opened the game's scoring at the 25:45 mark, heading in a cross hit by senior midfielder Chad Riley. Riley has eight assists on the season.

Senior forward Justin Detter then scored his fifth goal of the season less than four minutes later off an assist from senior defenseman Kevin Richards. Prescod headed another ball in just before halftime to make the score at the halfway mark

*"It really surprised me. Out of all the talented people I've played with here over the years, I would have thought one of them might have already done it."*

**Devon Prescod**  
Irish forward

3-0.

In the second half, Notre Dame maintained the same tempo and scored the same amount of goals.

Senior midfielder Greg Martin tallied his third of the season 13 minutes into the half, and Detter notched his sixth score of the year — and second of the game — five minutes later on a breakaway.

Prescod completed his hat trick at the 71-minute mark off an assist from senior midfielder Filippo Chillemi.

Nineteen different Notre Dame players saw action Tuesday night, including sophomore Justin Michaud, sophomore Ben Crouse, junior Christopher High and senior Roger Klauer.

Michaud and junior Chris Sawyer combined for two saves in net and the seventh shutout of the season for the Irish.

It was the first time that the Irish have scored six goals in a game under Clark.

"That was a game where we really wanted to kind of come back and show that we'd learned from the Rutgers loss," Prescod said. "We sort of went into the game with a no-holding-back attitude."

Notre Dame's next road test comes in a Big East matchup with Connecticut at 7 p.m. on Saturday.

Contact Pat Leonard at [pleonard@nd.edu](mailto:pleonard@nd.edu)

## Revenge

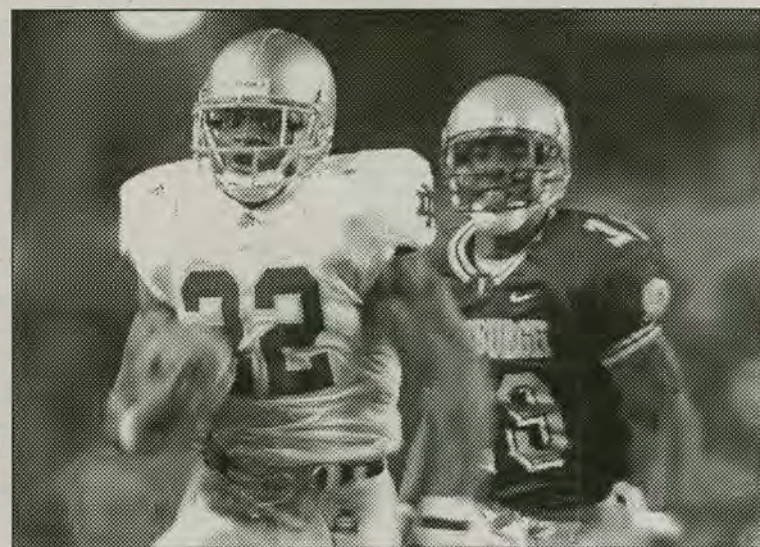
continued from page 24

ond-to-last game at Purdue, the Irish passed 59 times for a season-high 297 yards but only rushed for 49. Those numbers were virtually reversed at Pittsburgh Saturday, when the Irish rushed for a whopping 352 yards and threw for only 33.

To beat USC, Irish head coach Tyrone Willingham knows the Irish have to find some way to balance their offense.

"What I am doing," the coach said with a wry grin, "is praying for our Purdue passing game and our Pittsburgh running game."

Willingham even evoked glimpses of Lou Holtz's pre-game account of opponents by complimenting virtually every aspect of USC's team. While he stopped short of saying the Irish had no chance of winning, Willingham unapologetically complimented the Trojans offense — which is ranked ninth in the nation in scoring offense with 28.5 points a game — and its defense — which allows the nation's fifth-lowest



ANDY KENNA/The Observer

**Julius Jones rushes against Pittsburgh on Saturday. The Irish return home this weekend where they face No. 5 USC.**

73.7 rushing yards a game.

"This is a very, very good defense," Willingham said. "Gosh, they are physical. You just use all of the very positive adjectives you can in describing them. ... And when they cut it loose, it's impressive."

Still, Saturday's win appears to have relaxed the Irish somewhat. Virtually every player who spoke after Tuesday's practice talked about how they

wanted to go out and have fun Saturday.

What they didn't have to say was how much the Irish want to win.

"This is a big rivalry," freshman quarterback Brady Quinn said. "The day you sign that national letter of intent, you know that this game is circled."

Contact Andrew Soukup at [asoukup@nd.edu](mailto:asoukup@nd.edu)

## Why is it so hard for a 30-year-old to think about retirement?

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planning is pretty far down on your list of concerns. Say, somewhere between the melting polar ice caps and dishpan hands. And that's completely understandable. But by planning early and sticking to that plan, you can increase the money you'll have to enjoy retirement, and potentially decrease the years you'll spend working. We offer a range of different options, including tax-deferred retirement plans, SRAs, and IRAs, all with low expenses. Now that's something to fall in love with.

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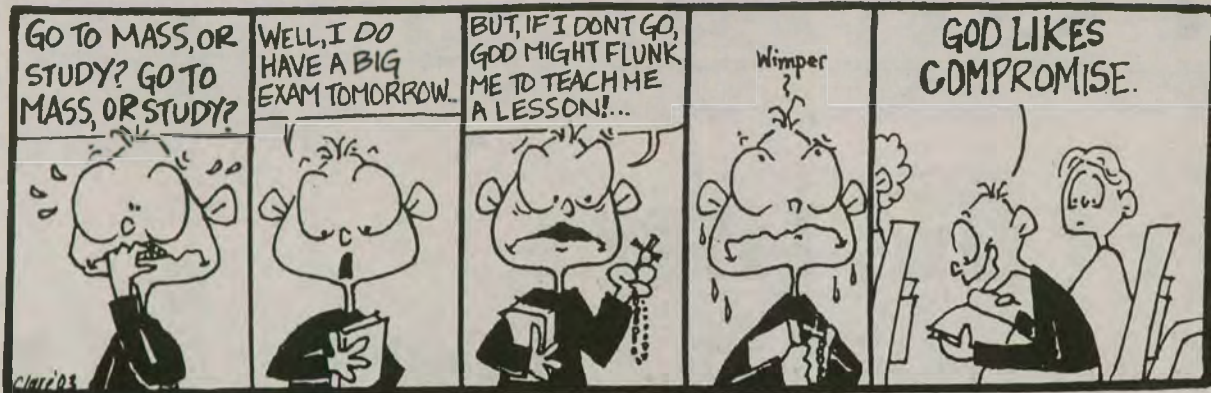
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SCHOOL DAZE

CLARE O'BRIEN



FIVES

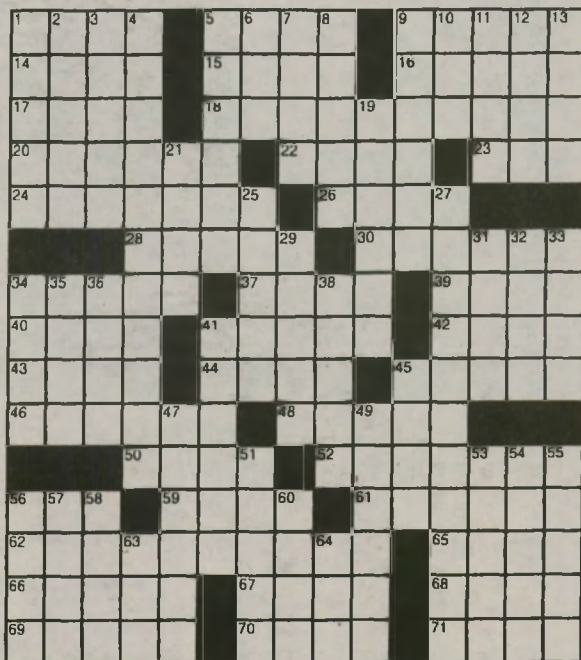
BRETT CAMPBELL & DAN ZYCHINSKI



CROSSWORD

WILL SHORTZ

- ACROSS**
- 1 Ruin, as hopes
  - 5 See 53-Down
  - 9 Precise
  - 14 Actor Morales
  - 15 "The Art of Love" poet
  - 16 Like "Goosebumps" tales
  - 17 Flounder's filter
  - 18 After 41-Across, a religious set
  - 20 Nutrition author Davis
  - 22 You might stick a knife in it
  - 23 Clue gatherer: Abbr.
  - 24 College term
  - 26 Something found around the house
  - 28 Game show announcer Johnny
  - 30 Within a holler
- DOWN**
- 34 Carnival buy
  - 37 Little Oz visitor
  - 39 Big name in locks
  - 40 "Did you \_\_\_ that?"
  - 41 Theme of this puzzle
  - 42 Like webs
  - 43 "\_\_\_ and Janis" (comic strip)
  - 44 The paradise of "Paradise Lost"
  - 45 Map markings
  - 46 Vagabond
  - 48 "The Millionaire" actress
  - 50 Unvarying
  - 52 Backslide
  - 56 \_\_\_-cone
  - 59 City west of Tulsa
  - 61 "Harvey" role \_\_\_ P. Dowd
  - 62 After 41-Across, a vaudeville set
  - 65 Libido
  - 66 Jittery
  - 67 Loyal
  - 68 Diminutive suffix
  - 69 Mortar user
  - 70 Thanksgiving dish
  - 71 Germany reunifier

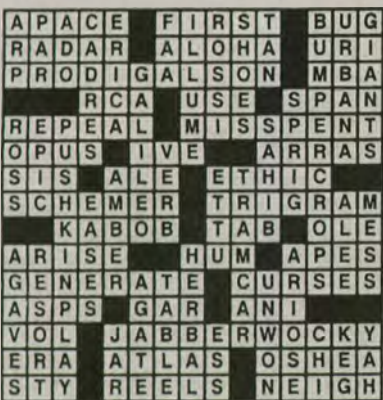


Puzzle by Myles Callum

- 33 Cravings
- 34 "\_\_\_ she blows!"
- 35 Dynamic opening?
- 36 Famous White House pooch
- 38 Pavarotti, e.g.
- 41 Tranquil
- 45 Order to a broker
- 47 One of the Waughs
- 49 \_\_\_ Pieces
- 51 Neat
- 53 With 5-Across, a Caribbean island, formerly
- 54 Reality, old-style
- 55 Short-lived Ford
- 56 Big bridge win
- 57 Actress Foch
- 58 Baseball's Ed and Mel
- 60 "\_\_\_ the Explorer" (kids' show)
- 63 General on Chinese menus
- 64 Dessert reaction

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

ANSWER TO PREVIOUS PUZZLE



Visit The Observer on the Web at [www.ndsmcobserver.com](http://www.ndsmcobserver.com)

JUMBLE

HENRI ARNOLD  
MIKE ARGIRION

JUMBLE

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

LEJUP  
□ □ □ □ □

GADEA  
□ □ □ □ □

KURBEE  
□ □ □ □ □

NULRUY  
□ □ □ □ □

Print answer here: A



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

(Answers tomorrow)

Yesterday's Jumbles: GUEST KNELL BEWAIL INNATE  
Answer: What it took for him to ask her out — A LITTLE "WILE"

HOROSCOPE

EUGENIA LAST

Sharing this birthday: Sarah Ferguson, Lee Iacocca, Tito Jackson, Vanessa Marcil, Penny Marshall

Happy Birthday: The higher you set your goals, the better you will do this year. Maintain the momentum you have built. Stick to the rules, do everything by the books and you will build your own personal empire on solid ground. Your numbers: 6, 14, 23, 33, 41, 44

ARIES (March 21-April 19): By standing behind your own ideas, you will gather interest and support from others. You can be the mastermind of anything you want. Your communicative skills will lead to a very informative discussion. \*\*\*\*

TAURUS (April 20-May 20): Act on a decision you recently made. The more powerful you are in your presentation, the better you will do. You will receive the help you need, but there will be a price to pay. \*\*\*

GEMINI (May 21-June 20): Put some thought into self-improvement projects today. Your emotions will be close to the surface. If someone you live with is difficult, remove yourself from the situation. \*\*

CANCER (June 21-July 22): You will feel better if you make some positive changes to your home. Open your doors to a group meeting geared toward something that interests you. Don't limit yourself today. \*\*\*

LEO (July 23-Aug. 22): This is a perfect day to find love or, if you are already in love, to spend time nurturing the relationship. Show your intelligence and savvy self-expression. \*\*\*\*

VIRGO (Aug. 23-Sept. 22): Be careful how you handle both work and personal situations today. Someone is likely to call your bluff. Making unrealistic promises will come back to haunt you. \*\*

LIBRA (Sept. 23-Oct. 22): Rethink your plans. If you have been procrastinating, start making things happen. This can be a perfect day to excel. Don't be afraid to mix business with pleasure. \*\*\*\*\*

SCORPIO (Oct. 23-Nov. 21): You need to concentrate on your own interests, not everyone else's. Investing in yourself would be the best thing today. Don't be discouraged — you'll do just fine. \*\*\*

SAGITTARIUS (Nov. 22-Dec. 21): Work-related matters may not go your way, but if you branch out and try doing your own thing, you will excel. Emotional matters may be a little explosive, so prepare to avoid such issues. \*\*\*

CAPRICORN (Dec. 22-Jan. 19): You can make headway if you are persistent when it comes to work, money and getting ahead. A partnership you least expect may be the answer. You'll be inventive and innovative today. \*\*\*

AQUARIUS (Jan. 20-Feb. 18): If you let someone rule your heart and your life, you will miss out on a very special opportunity. Don't lose sight of what you really want to do. Make your choices based on what's best for you. \*\*\*\*\*

PISCES (Feb. 19-March 20): Anger and disappointment may prevail if you discuss personal matters. Concentrate on investments and how you can benefit yourself. If a move is required, stop thinking and start doing. \*\*

Birthday Baby: No one will ever quite read you right. You are complex in nature: steady and stable at times, unpredictable at times. Only those close to you will realize what you are all about.

Need advice? Try Eugenia's Web site at [www.eugenialast.com](http://www.eugenialast.com)

THE OBSERVER

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## FOOTBALL

# Clash of the Titans

*Irish look to get revenge after last year's embarrassing loss at USC*

By ANDREW SOUKUP  
Sports Writer

The Notre Dame football team doesn't care if revenge is a dish best served hot, cold or in a Tupperware container.

It only wants to make sure the dish gets served this weekend.

With the memory of a 44-13 blowout at the hands of USC last year still fresh in their minds, the Irish are hell-bent on avenging a loss last season that knocked their team out of a BCS bowl.

"We were real embarrassed with what happened last year," said receiver R h e m a McKnight, a California native who grew up rooting against USC. "We're going to have to come out this week fired up and ready to play. We have to come out and attack."

A year ago, the Irish allowed a school-worst 510 yards in a game that all but guaranteed Carson Palmer the Heisman Trophy. After the game, USC offensive players cut apart Notre Dame's defense by saying the unit wasn't very talented and

that the Trojan offense could do whatever it wanted.

Notre Dame knows first-hand the power vengeance has in a football game. Earlier this year, Michigan players all but promised they would beat Notre Dame to pay the Irish back for their victory a year before. Notre Dame was then blown out by the Wolverines, 38-0.

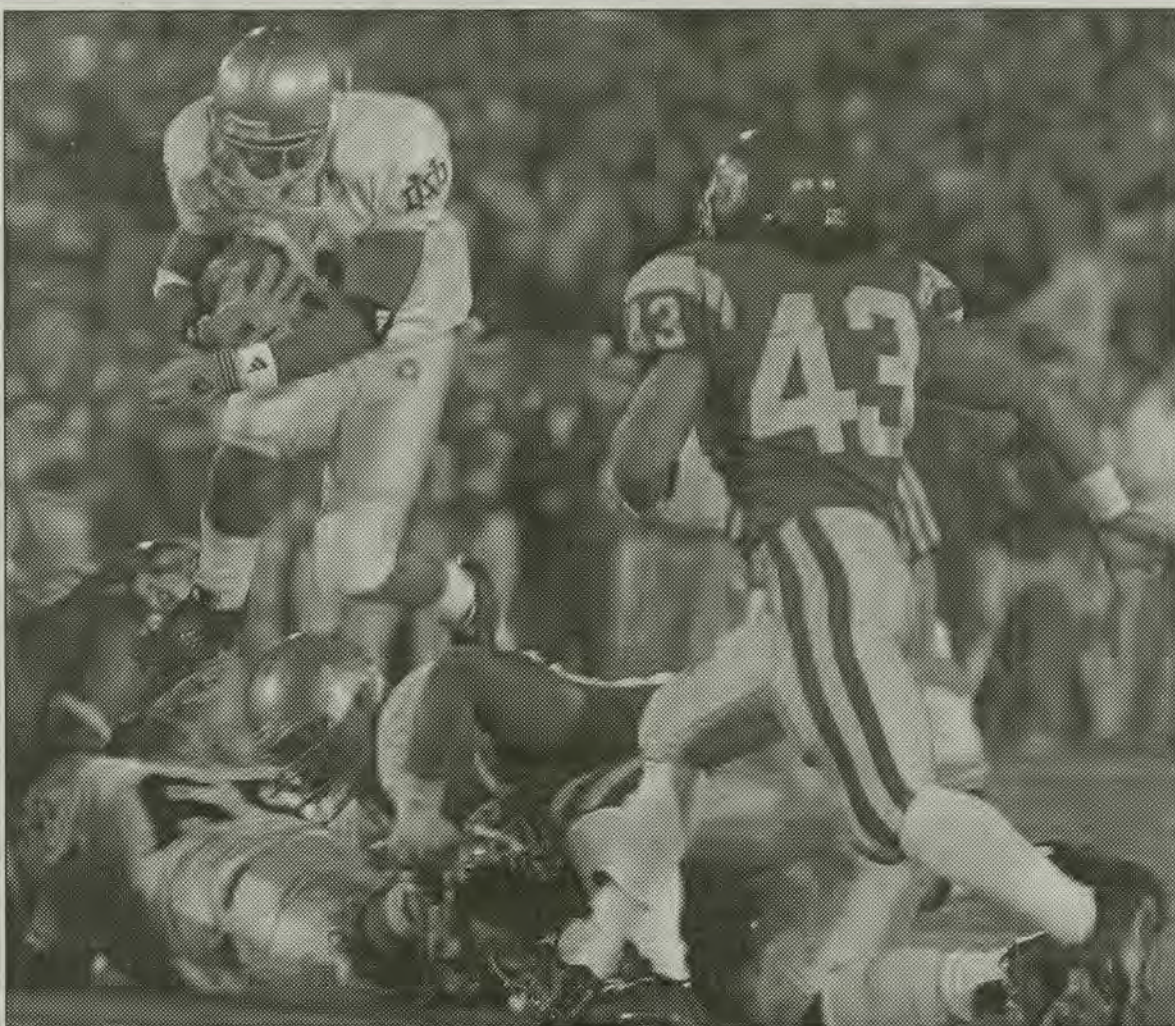
"You try to use all forms of motivation," Irish coach Tyrone Willingham said. "... What we have to do as coaches is just find the right button that gets our young man to perform at the highest level."

The Irish aren't saying much to each other about how badly they want to knock off the No. 5 Trojans. Instead, it's an attitude that everyone knows exists but don't have to talk about.

"That loss last year is definitely in our heads," said running back Julius Jones, whose academic problems kept him off the field for last year's USC-Notre Dame clash. "And even though I wasn't part of that loss, I want to get revenge, too."

The 75th meeting between Notre Dame and USC — one of the longest rivalries in college football — comes as Notre Dame is trying to find its offensive identity. In Notre Dame's sec-

see REVENGE/page 22



NELLIE WILLIAMS/The Observer

Irish running back Marcus Wilson leaps over USC defenders in last year's loss at USC. The Irish look to avenge the embarrassing loss Saturday as they face the No. 5 Trojans.

## MEN'S SOCCER

# Prescod's hat trick leads Irish

By PAT LEONARD  
Sports Writer

Irish coach Bobby Clark thought his team would benefit from playing right away after their second loss of the season to Rutgers Saturday.

He probably didn't count on senior Devon Prescod recording the first Irish hat trick in nine years to ensure that the Irish bounced back.

The Irish (8-2-3, 3-2-1 in the Big East) began a four-game road trip with a 6-0 shutout of a struggling Cleveland State (6-8) team Tuesday night.

Prescod led the Irish attack with his first career hat trick. His three-goal performance was the first by a Notre Dame player since Konstantin Koloskov did it against LaSalle



CHIP MARKS/The Observer

Senior Devon Prescod scored three goals against Cleveland State Tuesday night, the first Irish hat trick in nine years.

see WIN/page 22

## MEN'S INTERHALL FOOTBALL

# St. Ed's, Fisher fight for spot in playoffs

By DAN TAPETILLO AND  
LAUREN OSTERHUS  
Sports Writers

Wednesday night's game between St. Ed's and the Green Wave of Fisher will not only be a battle for a winning record, but for life in the playoffs.

After both teams lost Sunday, St. Ed's and Fisher now find themselves in a must-win situation for a playoff berth.

To secure the win, Fisher captain Tom Gorman believes that his team's running defense will need to continue its intensity in order to stop the improved St. Ed's offense.

Gorman also expects the offensive line to maintain its dominance.

"We are going out to finish strong," Gorman said.

"Although we have beaten St. Ed's the past two years, St. Ed's looks a lot stronger this year and we are taking this game seriously."

To challenge St. Ed's, the Green Wave are anticipating another strong performance from Kameron Chappell and Andrew Pfister.

Just the same, Fisher won't overlook the St. Ed's ability to move the ball and play solid defense.

St. Ed's team captain Kevin McNamara attributed Sunday's loss to the team's lack of execution and inability to take advantage of several opportunities to win the game.

To secure the win, St. Ed's will have to rely upon its balanced strength on both sides of

see PLAYOFFS/page 22

## SPORTS AT A GLANCE

### SMC VOLLEYBALL

**Saint Mary's 3  
Adrian 1**

The Belles came through in the MIAA with a big conference win.

page 21

### WOMEN'S SOCCER

Amy Warner and Melissa Tancredi were named Big East Players of the Week for the Irish.

page 21

### MEN'S GOLF

Led by Scott Gustafson, the Irish took first place at the SMU/Stonebridge Invitational.

page 20

### NHL

**Thrashers 2  
Islanders 2**

After attending Dan Snyder's funeral, the Thrashers were back in action.

page 15

### MLB

**Marlins 8  
Cubs 3**

The Cubs are unable to clinch the series, and the NLCS is tied at 3-3.

page 19

**Yankees 4  
Red Sox 2**

The Yankees take a one-game lead in the ALCS over the Red Sox.

page 14