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### WEATHER FORECAST



**TODAY**  
FEW SHOWERS  
HIGH 54 / LOW 42



**FRIDAY**  
PARTLY CLOUDY  
HIGH 63 / LOW 44

**THEY'RE 4-0, BUT THE RAIDERS HAVE FLAGGED A PROBLEM. PAGE 14.**



### ON PAGE 9



**Dissecting the life of a bartender.**

### STATE

#### Appeals court overturns Penry's death sentence

AUSTIN (AP) — Convicted killer Johnny Paul Penry, whose case helped spark national debate over whether mentally impaired inmates could be executed, had his death sentence overturned for the third time Wednesday.

A divided Texas Court of Criminal Appeals sent the case back to trial for a new punishment phase in the 1979 slaying of an East Texas woman. The court ruling said jurors during his most recent retrial may not have properly considered his claims of mental impairment.

Over more than a decade, the uneducated laborer became the face of mentally impaired killers across the country, winning two reversals from the U.S. Supreme Court that changed the way judges instruct juries in capital murder cases.

In July 2002, shortly after the high court ruled that executing mentally retarded killers is unconstitutional, a jury in Conroe determined Penry was not retarded and again sentenced him to die. It was the third time he was sent to death row for the slaying of Pamela Moseley Carpenter, 22.

### NATION

#### Python bites off too much of Florida gator

MIAMI (AP) — The alligator has some foreign competition at the top of the Everglades food chain, and the results of the struggle are horror-movie messy.

A 13-foot Burmese python recently burst after it apparently tried to swallow a live, six-foot alligator whole, authorities said.

The incident has heightened biologists' fears that the nonnative snakes could threaten a host of other animal species in the Everglades.

"It means nothing in the Everglades is safe from pythons, a top-down predator," said Frank Mazzotti, a University of Florida wildlife professor.

Throughout the years, many pythons have been abandoned in the Everglades by pet owners.

The gory evidence of the latest gator-python encounter — the fourth documented in the past three years — was discovered and photographed last week by a helicopter pilot and wildlife researcher.

The snake was found with the gator's hindquarters protruding from its midsection.

### WORLD

#### African immigrants take another shot at border

MELILLA, Spain (AP) — Some 500 African immigrants defied increased security on Wednesday and tried to surge across razor-wire fences separating Morocco and the Spanish enclave of Melilla, the fifth such rush in a week, the Interior Ministry said.

Only 65 immigrants made it through, and between 40 and 50 were injured in the scramble to climb over two barriers separating Morocco from Melilla, said a ministry official, who spoke on condition of anonymity because ministry rules prohibit him from giving his name.

Two security officers were injured when their jeep overturned during the melee, the ministry official said.

Last Thursday, an estimated 500 people tried to cross the fence at Ceuta, another Spanish enclave 300 miles to the west, and five were shot and killed. Both countries are investigating the incident.

### INSIDE

- Classifieds.....13
- Crossword.....5
- Life & Leisure.....9
- Opinions.....4
- Sports.....14

## DeLay, successor swapped donations

*Representative diverted excess campaign funds to own private charity, wife's firm*

By JOHN SOLOMON & SHARON THEIMER  
ASSOCIATED PRESS



Blunt

WASHINGTON (AP) — Tom DeLay deliberately raised more money than he needed to throw parties at the 2000 presidential convention, then diverted some of the excess to longtime ally Roy Blunt through a series of donations that benefited both men's causes.

When the financial carousel stopped, DeLay's private charity, the consulting firm that employed DeLay's wife and the Missouri campaign of Blunt's son all ended up with money, according to campaign documents reviewed by *The Associated Press*.

Jack Abramoff, a Washington lobbyist

recently charged in an ongoing federal corruption and fraud investigation, and Jim Ellis, the DeLay fundraiser indicted with his boss last week in Texas, also came into the picture.

The complicated transactions are drawing scrutiny in legal and political circles after a grand jury indicted DeLay on charges of violating Texas law with a scheme to launder illegal corporate donations to state candidates.

The government's former chief election

enforcement lawyer said the Blunt and DeLay transactions are similar to the Texas case and raise questions that should be investigated regarding whether donors were deceived or the true destination of their money was concealed.

"These people clearly like using middlemen for their transactions," said Lawrence Noble. "It seems to be a pattern with DeLay funneling money to different groups, at least to obscure, if not cover, the original source," said Noble,



DeLay

who was the Federal Election Commission's chief lawyer for 13 years, including in 2000 when the transactions occurred.

None of the hundreds of thousands of dollars in donations DeLay collected for the 2000 convention were ever disclosed to federal regulators because the type of group DeLay used wasn't governed by federal law at the time.

DeLay has temporarily stepped aside as majority leader after being indicted by a Texas prosecutor. Blunt — who had been majority whip, the No. 3 Republican in the House — has taken over much of that role in DeLay's

DONATIONS continued on Page 5

### KEY EVENTS IN THE DONATION SWAPS OF 2000 BETWEEN TOM DELAY, ROY BLUNT

March 31

Tom DeLay's unregulated ARMPAC convention fund donates \$50,000 to the Missouri arm of Roy Blunt's ROYB Fund.

April 7 - May 1

Blunt's ROYBAC pays \$40,000 to Alexander Strategy Group Inc., run by DeLay's former chief of staff Ed Buckham and employing DeLay's wife, Christine.

May 24

DeLay's ARMPAC convention fund contributes \$100,000 more to Blunt's ROYB Fund.

June 15

Blunt's ROYBAC contributes \$100,000 to Missouri Republican Party.

July 25

Missouri GOP spends \$11,174 on behalf of Matt Blunt's successful secretary of state campaign in Missouri. It's the first of more than \$160,000 the state GOP gives Blunt's son after his father's donation.

### A daughter's sacrifice, a mother's memory

## Letters returned to family of physician

THE DIARIES OF Dang Thuy Tram, penned in the 1960s, are held at Tech's Vietnam Center. Tram's family saw the papers for the first time Wednesday.

COLEMAN MORE-FIELD/The Daily Toreador



By DANIELLE NOVY  
STAFF WRITER

The mother of a Vietnamese physician killed more than three decades ago finally held her daughter's diaries to her heart Wednesday.

The two diaries, penned by North Vietnamese physician Dang Thuy Tram in the 1960s while she was working at a hospital in South Vietnam, spent 35 years in a state of limbo as their finder, Fred Whitehurst, attempted to

return them to Tram's family.

It was Whitehurst who dually discovered Tram's death and the journals she left behind.

Last spring, Whitehurst donated the diaries to the Vietnam Archive at Texas Tech, whose officials, with the aid of Vietnam veteran Tom Engelman and American writer Lady Borton, were able to locate Tram's family.

After flying from Vietnam to Lubbock on Tuesday,

LETTERS continued on Page 5

## Campus, nation crime rate down

By LINDSAY WATTERS  
STAFF WRITER

The nation's crime rate held steady last year at the lowest levels since the government began surveying crime victims in 1973, and Texas Tech's declining rates also are giving police officials something to appreciate.

Since 1993, the number of violent crimes reported in the U.S. has decreased by 57 percent and property crime by 50 percent, according to Department of Justice information.

Texas crime rates for major offenses decreased of 2.2 percent in 2004, according to the Texas Department of Public Safety, and the violent crime rate fell by 2.1 percent.

Tech campus crime reports dropped from 379 reported crimes in 2004 to 233 crimes, compared to report records for January through July 2005. Other minor crimes, such as public intoxication, minor in possession of alcohol and criminal mischief also reduced from a reported 519 in 2004 to 482 this year.

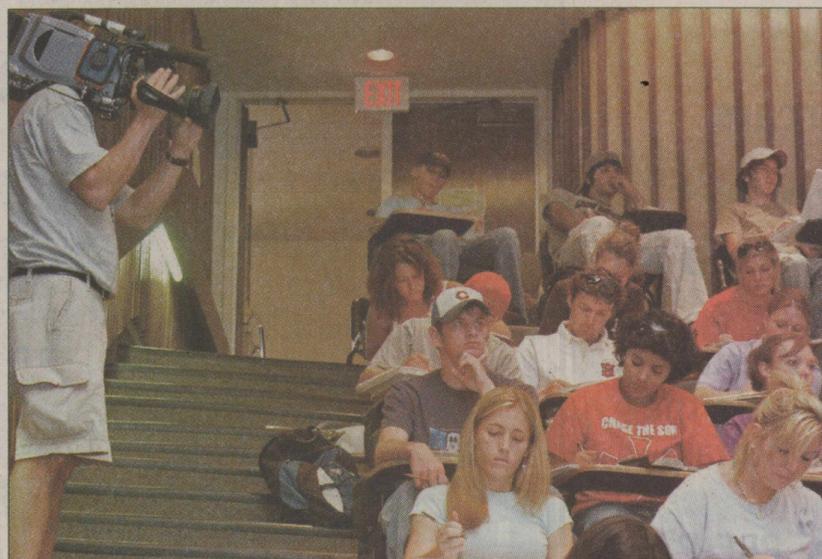
"We have made efforts to make our officers more visible and have really stressed law enforcement for the last several months," said Maj. Gordon Hoffman, assistant chief of the Tech Police Department. "We have recently started having a full staff on duty at the department, so that could be a factor in the decreases."

Current major events, such as terrorist attacks and other disasters, also could play a role in the declining crime rates, Hoffman said.

"We are going to enjoy it as long as we can,"

CRIME continued on Page 5

## FILM 'SCHOOL'



STEVE LEWIS/The Daily Toreador

ESPN CAMERAMAN GARY Johnson shoots footage for "Knight School," a new reality show in which Texas Tech students try out to join Bob Knight's basketball team. This scene is in a media theories and society class in Room 101 of the Mass Communications building Wednesday afternoon.

## USDA secretary listens to concerns about farm policy

By JAY LANGLEY  
SENIOR STAFF WRITER

United States Department of Agriculture Secretary Mike Johanns hosted a Farm Bill Forum Wednesday at the Helen DeVitt Jones Auditorium. The town hall meeting allowed local residents and farmers a chance to voice their concerns about farm policy.

"The forum allows the USDA to hear directly from America's producers who have tremendous insight to offer," Johanns said. "The feedback we receive will be useful and will help set the course for the new Farm Bill."

The 2007 Farm Bill will take the Farm Bill of 2002 and try to improve it, he said.

According to the USDA Web

site, the 2002 conservation provisions help reduce water erosion, guard streams and rivers, restore and establish fish and wildlife habitat and improve air quality.

Johanns said while he is currently a politician, he knows the issues facing farmers and ranchers.

"I grew up on a dairy farm in Iowa," he said.

At the beginning of the meeting, Johanns, a member of President Bush's cabinet, played a prerecorded message from the president.

"You people represent the best values of the American people," Bush said on the tape.

"The next Farm Bill should ensure the future of farmers and ranchers in this country is a bright future."

FARMS continued on Page 5



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**Breaking News**

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**Publishing information**

The Daily Toreador, publication number 766480, is a student newspaper published Monday through Friday, September through May, and Tuesdays and Fridays in the months of June through August (except during university examination and vacation periods). Published by the Department of Student Media at Texas Tech University, The DT is funded primarily through advertising revenues generated by the student sales staff, with free campus distribution resulting from student service fees. Periodical postage paid by The Daily Toreador, Student Media, Texas Tech University, Lubbock, TX 79409.

**Subscriptions**

Call: (806)742-3388  
Subscription Rates: \$120 annually; single issues: 25 cents.  
Postmaster: send address changes to The Daily Toreador, Box 43081 Texas Tech University, Lubbock, Texas 79409.

# Some conservatives not assuaged by Bush's defense of Miers, pledge support

WASHINGTON (AP) — One of the Senate's senior conservatives, Republican Orrin Hatch, offered unconditional support Tuesday to Supreme Court nominee Harriet Miers amid expressions of anxiety in some Republican quarters over her legal philosophy.

The Utah Republican took on criticism that Miers has no experience as a judge and a largely unknown track record — something that worries some conservatives.

"A lot of my fellow conservatives are concerned, but they don't know her as I do," said Hatch, a former Judiciary Committee chairman. "She's going to basically do what the president thinks she should, and that is be a strict constructionist."

Hatch said he already has decided to support her confirmation. "I don't need any more. I know her really well. And I intend to support her," he told reporters.

President Bush, at a news confer-

ence in the White House's Rose Garden, asked the Senate to confirm Miers by Thanksgiving and urged Democrats to give her a chance to explain her views of the law and the Constitution.

He worried aloud that issues could surface, noting that half of the Democratic members of the Senate had voted against John Roberts, his choice to succeed William H. Rehnquist as chief justice of the United States.

But Senate Democratic leader Harry Reid of Nevada took to the Senate floor after Bush's speech to praise Miers.

"With so much at stake, we shouldn't rush to judgment about this or any other nominee, but even

at this early stage of the confirmation process, I will say that I am impressed by what I know about Harriet Miers," said Reid, who recommended her to the president.

"Ms. Miers has not been a judge, but I regard that as a strength, not a weakness," said Reid, a former trial lawyer himself. "In my view, the Supreme Court would benefit from the addition of a justice who has real experience as a practicing lawyer, a nominee with relevant nonjudicial experience."

Miers, who was meeting Tuesday with Finance Committee Chairman Charles Grassley, R-Iowa., and Judiciary Committee member Jeff Sessions,

R-Ala., was nominated to replace retiring Justice Sandra Day O'Connor.

"I know her. I know her heart. Remember, she was part of the search committee that picked John Roberts," said Bush, who used his Rose Garden news conference to reiterate his credentials as a conservative.

Bush has known Miers for more than 10 years, first as his personal lawyer and most recently as a White House counsel. "When it's all said and done, the American people are going to know what I know: This woman deserves to be on the bench. And she'll bring credit to the bench and to the law," he said.

Facing criticism from conservatives who were disappointed over his father's choice of Justice David Souter, who has become one of the most liberal members of the court, Bush insisted that Miers was a strict constructionist and a conservative and would stay that way. "She isn't going to change over the course of time," Bush said.

*"Ms. Miers has not been a judge, but I regard that as a strength, not a weakness."*

— HARRY REID  
Senate Democratic Leader

# Media executives ponder role of user-generated news

NEW YORK (AP) — The avalanche of high quality video, photos and e-mailed news material from citizens following the July 7 bombings in London marked a turning point for the British Broadcasting Corporation, the head of its global news division said Wednesday.

Richard Sambrook, director of the BBC World Service and Global News Division, told a conference the broadcaster's prominent use of video and other material contributed by ordinary citizens signaled that the BBC

was evolving from being a broadcaster to a facilitator of news.

"We don't own the news any more," Sambrook said. "This is a fundamental realignment of the relationship between large media companies and the public."

Sambrook likened the increasing use of user-generated news material to a sports game in which the crowd was not only invading the field but also seeking to participate in the game, fundamentally changing the sport.

Sambrook was speaking on a panel with other media professionals at a conference on "citizen journalism" organized by The Media Center,

a media think tank based in Reston, Va., and hosted by The Associated Press at its headquarters building in New York.

Larry Kramer, the head of digital operations at Viacom Inc.'s CBS unit, said CBS was eager for more feedback from listeners via its newly expanded online presence, but he said the company would keep a "filter" on such contributions rather than allow open posting by users.

The goal was to "treat news more like a loop," Kramer said. "Stories don't end when we post them. ... People respond. We wanted to create a vehicle through which people could respond."

Tom Curley, the president of the AP, noted that the news cooperative has used material such as photos contributed by users for many years, pointing out recent examples including video from the tsunami in Asia and photos from the Sept. 11 terrorist attacks.

"This is something we do every day," Curley said. However, the emerging area of citizen-generated news was still in the "first inning,"

Curley said. "There are lots of opportunities — The audience is growing."

Another member of the opening panel, Farai Chideya, a correspondent for National Public Radio Inc. in Los Angeles and founder of blog called PopandPolitics.com, expressed concern that many big stories may be affecting people who don't have broadband access to the Internet, resulting in a risk that they could be excluded from citizen-generated news.

Chideya said it "breaks my heart" that many poor people and people of color may not be able to participate in the online generation and dissemination of news. The big question, she said, was how to get people "in the caboose of the digital train" involved.

Chideya suggested a "middle ground" where journalists can collaborate with non-journalists, such as distributing tape recorders to people in the area hit by Hurricane Katrina to collect sound, which could then be culled and edited by NPR journalists.

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# Industry big wigs sign on for 'Halo' movie

Microsoft vice president recruits Peter Jackson, Fran Walsh for first video game movie

By CARLOS BERGFELD  
STAFF WRITER

The biggest news at Microsoft's X05 video game exhibition might not actually be about games.

Peter Moore, Microsoft vice president of marketing and publishing for Xbox, announced Tuesday that Peter Jackson and Fran Walsh will work together as executive producers for the upcoming "Halo" film, according to a Microsoft news release.

The two triple Academy Award winners worked together in adapting the "Lord of the Rings" trilogy to film. All three of the films' earnings put them in the Top 20 highest domestic grossing films of all time.

Jackson and Walsh also teamed up to produce the remake of "King Kong," which will open worldwide Dec. 14.

Chris Caddel, an independent filmmaker and the artist-in-residence at the Louise Underwood

Center for the Arts, said Microsoft's collaboration with producers Jackson and Walsh bodes favorably for the film.

"Obviously they've brought in some really good people. You can't laugh at Peter Jackson," he said.

Historically, video-game adaptations have not been the highest earners at the box office.

Paramount's "Lara Croft: Tomb Raider" released in 2001 holds the record for game adaptations, coming in as No. 179 in the highest domestic grossing films of all time with \$131.1 million, according to www.boxofficemojo.com.

"Alone in the Dark," a video game adaptation released in theaters this year by director Uwe Boll, grossed \$5.2 million and takes No. 3,534 in the all-time rankings.

The earnings of even the most successful video game movies in the past have reflected their usually low

cinematic value, Caddel said. "I didn't think 'Tomb Raider' was going to win any Oscars or anything like that," he said.

Julius Kaiser, a senior theater major from Miami, Fla., said he works in an independent film group and recently joined the Tech Gaming League.

Kaiser said he believes the "Halo" movie can break the pattern of poor video game adaptations.

"I'm hoping that Peter Jackson can take the storyline and make a good movie out of it," he said. "I don't even know who produced 'Street Fighter' (the movie). Peter Jackson is big."

The movie will undoubtedly drive a substantial profit for those involved in its production, Kaiser said, as the "Halo" games have reached unprecedented levels of popularity.

"When 'Halo 2' came out, people took off work and school for it," he said.

Caddel said it might be easy for viewers to label video game adaptations as moneymaking schemes, but the concept of adapting other works to film yields far less criticism.

"You feel like it's part of this corporate monster, but you don't feel that way about 'The Da Vinci Code,'" he said.

The film adaptation for Dan Brown's New York Times Bestseller "The Da Vinci Code" will hit theaters in May 2006.

Constance Kuriyama, a professor of English who teaches classes in film studies, said the difference between book adaptations and video game adaptations lies in the depth of plot.

"The problem with video games, of course, is they have a very rudimentary story," she said. "You really need to have something happen and not just one confrontation

after another."

Novels have much more emphasis on character development than most video games, Kuriyama said, which usually focus on pure action.

Regardless of a movie idea's origins, a film must have a captivating plot to succeed, Caddel said.

"I totally believe that no matter what film you make, the most important part is the story," he said.

Movies tied in with video games often appear to be large-scale promotional devices for a company, and the "Halo" film will probably not be an exception, Kuriyama said.

"They're exploiting the young male market. That's what they're after," she said.

It would seem Microsoft has some concern as to the quality of the film by bringing Jackson into the project, but the move may be an additional investment for increased publicity, Kuriyama said.

Even so, all movie studios produce major films with the intention of gaining a profit, she said, and this is how even the best films are made.

"Nobody ever makes a film, as far as I know, without some expectation of making money," Kuriyama said.

The "Halo" film will arrive in theaters some time in 2007.

## VIDEO GAME MOVIES: U.S. GROSS

1993	"Super Mario Brothers"	\$20,844,907
1994	"Double Dragon"	\$2,341,309
1994	"Street Fighter"	\$33,423,000
1995	"Mortal Kombat"	\$70,433,227
1999	"Wing Commander"	\$11,578,022
2001	"Lara Croft: Tomb Raider"	\$131,144,183
2001	"Final Fantasy: The Spirits Within"	\$32,131,830
2002	"Resident Evil"	\$39,532,308
2003	"House of the Dead"	\$10,199,354
2005	"Alone in the Dark"	\$5,132,655

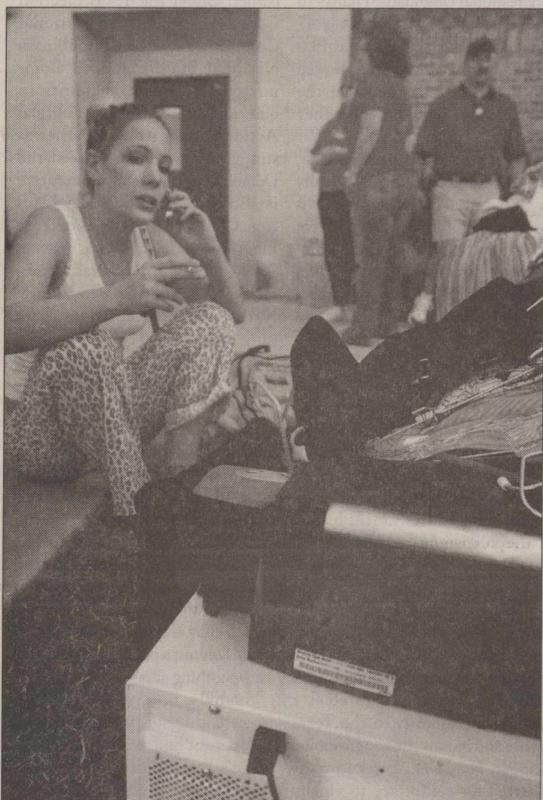
The total U.S. gross for these films is more than \$350 million, which brings the average to more than \$35,000 per film

Source: www.the-numbers.com



A n a v i d  
"Halo  
2" player,

## SPASTIC SPRINKLER



COLEMAN MOREFIELD/The Daily Toreador

AMANDA BANKSRON, A psychology major from San Angelo, sits outside of Wall-Gates residence hall Saturday afternoon when portions of Wall's first and second floors were flooded after the sprinkler system was activated.

## BluRay disc format gains momentum as Paramount pledges its support

By CARLOS BERGFELD  
STAFF WRITER

Paramount Home Entertainment pledged support for the Blu-ray Disc format Sunday.

The increasingly divisive battle for corporate support between next-generation digital media producers has caused several large companies to choose their sides.

Previously, Paramount had said it would release several titles on HD-DVD, the competing format.

A news release from Toshiba Corp. Monday claimed Paramount would

be developing for both the Blu-ray and HD-DVD formats.

Ed Youngblood, an assistant professor of electronic media and communications, said having movies available on both formats could be expensive for consumers and publishers alike.

"What I wonder is if we're going to see dual-recorder drives," he said.

Drives that support both HD-DVD and Blu-ray formats will undoubtedly be more pricey than single format players, Youngblood said, but will probably be available when both formats are released.

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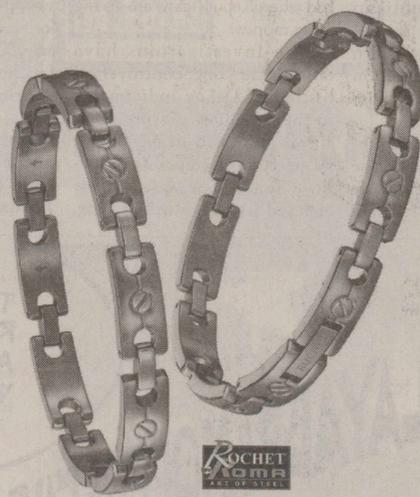
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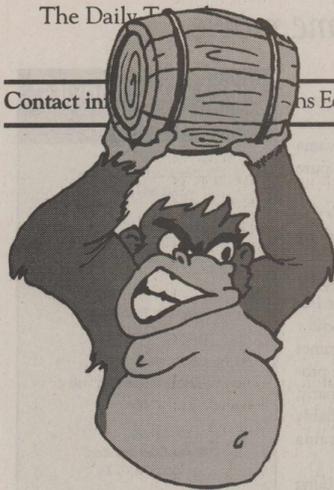
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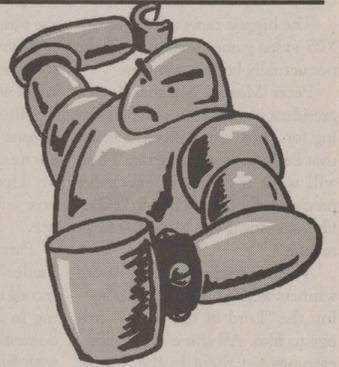
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Rep. Tom DeLay has been indicted for money laundering. Is the charge legitimate or a political ploy?

# BATTLE ROYAL



## DeLay a repeat offender, needs to repent Charges against congressman are bogus

I wasn't around when Tom DeLay was growing up, but I imagine little Tommy was the sort of kid who had to touch a light bulb again and again before he realized it would burn him every time. Some people tend to learn lessons quickly, while others have to be shown repeatedly. With a history of trouble with ethics committees, the man who just won't learn has been served up with some fresh indictments, including conspiracy and the first-degree felony of money laundering. I'm not too optimistic about DeLay learning his lesson this time, but at least these charges have brought the character and tactics of the Republican Party to the surface.

DeLay recently appeared on the right-wing friendly network Fox News to rebuke charges against him. Instead, what ensued was the former majority leader reminding about the numerous times he had been under investigation for ethical violations and illegal fund-raising tactics. This tactic is more commonly referred to as shooting yourself in the foot. Indeed, as Melanie Sloan, the executive director of Citizens for Responsibility and Ethics, says, DeLay has had "an unprecedented number of violations (for) a majority leader and should step down."

The newest charges against DeLay stem from a Texas law that forbids corporations to donate to state and local races. Prosecutors, led by Travis County District Attorney Ronnie Earle, allege that DeLay had taken \$190,000 donated by corporations to his political action committee, transferred the money to the Republican National Committee and then had the committee donate the money to seven republican candidates for the state legislature in Texas. By DeLay's own admission, the political action committee was set up to acquire funds for Texas candidates.

DeLay and his attorneys proclaim his innocence and accuse Earle of a partisan attack. Earle is a former Democratic state

**James Hershberger**



representative, but 12 of the 15 cases he has brought against politicians have been against Democrats. Earle does not have the reputation of arbitrary indictments.

He has been criticized for saying he's "been after DeLay for a long time," but all that statement shows is diligence in seeking the truth. Who would criticize Eliot Ness for his dedication to nabbing Al Capone?

The main question here is whether DeLay will see a conviction or even a trial. He's been let off for similar crimes before. Yet there still is cause for concern for DeLay fans. William H. Gibson, the foreman of the grand jury that indicted DeLay, said that "Mr. Earle has stacks and stacks of papers — evidence of telephone calls from Mr. DeLay and everybody." This hints that Earle might have the ace — proof that DeLay arranged for the money to be laundered.

While Earle is tight-lipped in terms of what he has, some experts believe it's a smoking gun. Craig McDonald, director of Texasans for Public Justice, said that "for a new grand jury to indict DeLay on (such short) notice suggests the evidence of his participation is convincing."

Even his friends in the party are stepping away from him. Representatives Kenny Hulshof, R-Mo., Jeb Bradley, R-N.H., and Heather Wilson, R-N.M., have returned more than \$10,000 each that DeLay helped them acquire. You know things are bad when Republicans are giving away money.

The investigations have brought the long, controversial history of DeLay indictments to the headlines. According to a poll published in *Newsweek*, 39 percent of respondents believe Tom DeLay was probably engaged in serious wrongdoing,

while 28 percent think his political opponents want to embarrass him, with the remainder being undecided or unaware of the case.

What I am most disturbed by is the low ethical standard DeLay holds his policies to. I think leaders should not even skirt the line of legality, and it's obvious DeLay has done that.

Regardless as to whether or not he is found guilty, at least this investigation has brought to the public's attention the likelihood of DeLay's criminal behavior.

The core of this issue is a concern that I first had when Republicans retained control of both chambers of the Congress and the presidency last November. As Lord Byron once said, "absolute power corrupts absolutely" and the absolute power the Republicans have over the country has had the promised effect.

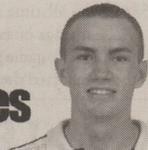
Senate Majority leader Bill Frist is under investigation for insider trading. White House officials Karl Rove and Scooter Libby are under investigation for leaking a CIA operative's name and for lying to federal agents. GOP lobbyist Jack Abramoff, who has ties to DeLay, is being investigated by the FBI for conspiracy and fraud. This last case might result in a federal indictment for our old friend Tom.

I trust the next election will see a purging of the corrupt leaders and a return to bi-partisan governing.

I have little doubt that even if DeLay does not wind up swapping his designer fabrics for an orange jumpsuit, the voters of Texas will make sure he's touched the light bulb for the last time.

**Hershberger is an English and political science major from Midland. E-mail him at James.Hershberger@ttu.edu.**

**Joe Biles**



congressional candidate. Thanks to the Democrat-drawn map, only 47 percent got one. The 2003 Legislature drew a new map that allowed Texans in 2005 to finally get the congressional representation they voted for.

Then in steps Ronnie Earle, partisan Democrat and politically ambitious head prosecutor of Travis County. As misfortune would have it, Earle also controls the state's Public Integrity Unit, which gives him jurisdiction over politicians in all corners of the state. For more than 20 years, Earle has used his office to harass Democratic rivals (Bullock and former Attorney General Jim Mattox for instance) and defame Republicans running for reelection (like Sen. Kay Bailey Hutchison in 1994). Now, Earle has found an opportunity to both position himself as a giant-slayer and rewrite the history of the 2003 redistricting fight to protect the guilty. The problem is he has no case.

DeLay stands accused of laundering \$190,000 dollars in corporate donations to 2002 Texas House candidates through the Republican National Committee to elect a Republican majority in the Texas House and redraw the congressional map. In fact, DeLay was initially indicted for conspiracy to violate state campaign finance laws. That charge was thrown out Monday after DeLay's lawyers pointed out that the Texas conspiracy statute didn't apply to campaign finance laws in 2002. The charge of money laundering and conspiracy to commit it were added by Earle that day as an afterthought.

The Texas Penal Code defines money laundering as the act of moving around "the proceeds of criminal activity" to conceal its origin. In other words, to be considered money laundering the money would have had to be obtained illegally. Unfortunately for Earle, the \$190,000 dollars of corporate money in question was not obtained

illegally. It was donated prior to the 60th day before the 2002 election, which was legal then and is legal today.

Furthermore, the Texas Election Code only prohibits corporate and labor contributions after the 60-day mark if made to political parties. Under the Texas Election Code, the Republican National Committee and the Republican National State Elections Committee (the bank accounts in question) are considered Political Action Committees, not parties, as strange as that sounds. Indeed, the Democratic National Committee is also considered a Political Action Committee under the Texas Election Code, which is why in 2001 and 2002 the Texas Democratic Party and the Democratic National Committee did the exact same thing with \$175,000 dollars.

Finally, DeLay's accused co-conspirators are his associates Jim Ellis and John Colyandro — not a corporation or labor organization accused of making illegal political contributions. Earle has not to date produced any evidence that DeLay knew about the transaction with the Republican National Committee, and DeLay's attorneys claim that Earle's office has evidence proving DeLay did not know about the transaction: If that is the case, DeLay is charged with conspiring to commit a perfectly legal act he knew nothing about.

Frankly, no evidence brought forward thus far would keep any competent judge from laughing Earle's "case" out of court. I've made it clear numerous times that I'm no fan of Tom DeLay. He has been downright loathsome at times — for instance holding the vote on President Bush's Medicare prescription drug scam open for three hours so he could twist enough arms to win — but being sketchy isn't a crime. This prosecution makes a mockery of the criminal justice system and will ultimately go down as one of the most shameful hours in American political history.

Somewhere along the way, Ronnie Earle will get his comeuppance, and I look forward to seeing it.

**Biles is a senior history major from Mineral Wells. E-mail him at Joe.G.Biles@ttu.edu.**

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caucus rules to put Charlie Stenholm, D-Abilene, on the Armed Services Committee during a heated re-election campaign.

Nope — the GOP had no right to change its rules without Democratic approval, especially when the Democrats were so close to railroading our most effective congressional leader in search of an issue for the 2006 midterm elections. Make no mistake: You can always count on the Democrats to prosecute the innocent and exonerate the guilty, especially to obscure their own guilt. Don't believe me? For a great example of the former, Google John Tower or Caspar Weinberger; for the latter try Alger Hiss or Julius Rosenberg.

Where does this sordid story begin? Way back in 2003 when the newly Republican-controlled Texas House led the effort to undo the 2001 redistricting map — a reaffirmation of the 1991 map that was one of the most effective partisan gerrymanders in recent memory. In the 2002 midterm elections, 55 percent of Texans voted for a Republican



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Farms

CONTINUED FROM PAGE 1

Bush said he has nothing but confidence in the abilities of his current USDA Secretary Johanns.

Riley Branch, the Texas Future Farmers of America Area 2 president, said he favors the current legislation.

"The 2002 Bill is one of the most effective forms of legislation I have ever seen," he said. "I hope to see it continue in the future."

Kenneth Gallaway, a third-generation cotton farmer from Olton, said he thinks the 2002 Farm Bill needs improvements.

"I think if we just take the old bill and slap 2007 on the new bill without changing anything, we are doing an injustice," Gallaway said. "It is time to move on and craft a new, better bill."

Gallaway said one of the ways the 2002 legislation failed was in overproduction.

"Cost of production has increased every year to the point of eliminating

profit for farmers," he said. "We are the only industry that is prevented from passing on our increased cost of production. The next bill must find ways to increase markets or reduce production to allow the price of farm commodities to rise."

Gallaway said big farmers who drive up the cost of farming have prohibited new farmers from getting started.

"Unless you are rich or inherit the farm, it is nearly impossible for someone who wants to start up a farm," he said.

Gallaway said the startup costs for new farmers are too expensive: \$150,000 for a tractor, \$175,000 for a stripper and \$1,000 to \$1,500 per acre of land.

"It is no wonder new farmers are hard to find," Gallaway said.

Aaron Jennings, the Texas 4-H president, said any new Farm Bill should be flexible and broad based.

"It is important to avoid assisting one sector of the farm base and ignoring another sector," he said.

The hope is for the United States to be able to depend completely

on its own agriculture, Jennings said.

"With terrorism the way it is now, America should not depend on foreign agriculture," he said.

Johanns was joined on stage by Texas Tech Chancellor Dr. David R. Smith and Congressman Randy Neugebauer.

Smith said the Tech Department of Agriculture has developed a good working relationship with the USDA.

"The college has had a continuing partnership with USDA on many projects in farming and ranching," Smith said.

Neugebauer said Johanns has done quality work despite many obstacles put before him.

"He came in at a tough time," Neugebauer said. "He had to deal with issues like Mad Cow and with hurricanes."

Neugebauer said it is important to realize that farm issues affect the entire country.

"Farm issues are a concern for every district in the country, not just District 19," he said.

Letters

CONTINUED FROM PAGE 1

Doan Ngoc Tram, accompanied by three of her daughters, sat with watery eyes as she touched the aged paper for the first time.

Stephen Maxner, deputy director and archivist at the Vietnam Archive of Texas, said Doan Ngoc Tram had already read the content of the diaries this summer when Tech's Vietnam Center arranged for a copy of the diaries to be delivered to her, yet this was the first time she was able to touch the memoirs with her own hands.

Maxner said roughly 200,000 copies of the 35-year-old diaries had been published in Vietnam, a phenomenal feat considering Vietnam's typical print is about 2,000 copies.

"This story has run the length and breadth of Vietnam," he said.

An English translation of the journals may be published in the U.S., Maxner said.

Until then, students can read the journals at www.vietnam.ttu.edu.

"This is a celebration of a wonderful woman who sacrificed so much for her country," Maxner said.

He said the union of Doan Ngoc Tram and her daughter's diaries on American soil signified something more powerful than could be seen at face value; it stood for a sign of reconciliation between the U.S. and Vietnam.

James Reckner, director of the Vietnam Center, said the event served as a building block for generations to come.

"Now we meet as friends," he said. "This is a legacy we must work hard to project to a younger generation."

Reckner said the Tram diaries painted part of a broader and more personal picture of the war that

the Vietnam Center was trying to preserve.

"It tells a special story different from national archive records," he said.

The Tram memoirs were composed with a great sensitivity, Reckner said.

"This is a story," he said. "To see the diaries of her daughter - that's a story any mother anywhere in the world could understand."

Reckner later presented Doan Ngoc Tram with a black and white framed portrait of her daughter to the flicker of a dozen flashbulbs.

After Reckner's address, the youngest of Dang Thuy Tram's sisters, Dang Kim Tram, stepped up to the podium to address the crowd of about 30.

Speaking in Vietnamese converted to English by a translator, Dang Kim Tram said she hopes that the occasion will bring the two nations closer together.

"I am very emotional when I see this diary," she said through the translator. "We are more emotional when we see the people here preserve this diary."

She said that on behalf of her mother, she would like to express her appreciation and her family's appreciation for the Vietnam Center at Tech.

"I hope that the young generation will understand (the ramifications) of the war and help to avoid the next war," she said.

Crime

CONTINUED FROM PAGE 1

he said. "It's hard to predict if the rates will stay down because you never know what the next month or year will bring, but the trend looks favorable."

The weather also is a factor when considering reduction in crimes, Hoffman said.

"When the weather is nice you have more people out walking the streets, so there is more chance for crime," he said. "When the temperatures drop, people tend to stay in their homes, so there are always peaks and valleys in crime throughout the year."

Hoffman said many crimes reported on campus relate to theft of wallets, backpacks, computers and other valuables and to protect belongings, always keep them in sight or locked up.

There have been no reported murders at Tech for 15 to 20 years, he said, and most crimes on campus involve minor offenses.

Preliminary murder estimates for 2004 from the FBI's Supplementary Homicide Reports indicate the number of murders in the U.S. decreased 3.6 percent from 2003.

This is about the same per capita rate as that of the mid-1960s.

Between the periods of 2001 to 2002 and 2003 to 2004, violent crime declined for women, people in the West and urban area residents.

Donations

CONTINUED FROM PAGE 1

absence.

Spokesmen for the two Republican leaders say they disclosed what was required by law at the time and believe all their transactions were legal, though donors might not always have known where their money was headed.

"It illustrates what others have said, that money gets transferred all the time. This was disclosed to the extent required to be disclosed by applicable law," said Don McGahn, a lawyer for DeLay. "It just shows that donors don't control funds once they're given."

Blunt and DeLay planned all along to raise more money than was needed for the convention parties and then route some of that to other causes, such as supporting state candidates, said longtime Blunt aide Gregg Hartley.

"We put together a budget for what we thought we would raise and spend on the convention and whatever was left over we were going to use to support candidates," said Hartley, Blunt's former chief of staff who answered AP's questions on behalf of Blunt.

Hartley said he saw no similarity to the Texas case. The fact that DeLay's charity, Christine DeLay's consulting firm and Blunt's son were beneficiaries was a coincidence, Hartley said.

Much of the money — including one donation to Blunt from an Abramoff client accused of running a "sweatshop" garment factory in the Northern Mariana Islands — changed hands in the spring of 2000, a period of keen interest to federal prosecutors.

During that same time, Abramoff arranged for DeLay to use a concert skybox for donors and to take a golfing trip to Scotland and England that was partly underwritten by some of the lobbyist's clients. Prosecutors are investigating whether the source of some of the money was disguised, and whether some of DeLay's expenses were originally put on the lobbyist's credit card in violation of House rules.

Both DeLay and Blunt and their aides also met with Abramoff's lobbying team several times in 2000 and 2001 on the Marianas issues, according to law firm billing records obtained by AP under an open records request. DeLay was instrumental in blocking legislation opposed by some of Abramoff's clients.

Noble said investigators should examine whether the pattern of disguising the original source of money might have been an effort to hide the leaders' simultaneous financial and legislative dealings with Abramoff and his clients.

"You see Abramoff involved and see the meetings that were held and one gets the sense Abramoff is helping

this along in order to get access and push his clients' interest," he said. "And at the same time, you see DeLay and Blunt trying to hide the root of their funding."

"All of these transactions may have strings attached to them. ... I think you would want to look, if you aren't already looking, at the question of a quid pro quo," Noble said.

Blunt and DeLay have long been political allies. The 2000 transactions occurred as President Bush was marching toward his first election to the White House, DeLay was positioning himself to be House majority leader and Blunt was lining up to succeed DeLay as majority whip, the third-ranking position in the House.

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By Alan P. Olachwang  
Huntington Beach, CA 10/6/05

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# Supreme Court clashes over physician-assisted suicide as Roberts hears first oral arguments

WASHINGTON (AP) — New Chief Justice John Roberts stepped forward Wednesday as an aggressive defender of federal authority to block doctor-assisted suicide, as the Supreme Court clashed over an Oregon law that lets doctors help terminally ill patients end their lives.

The justices will decide if the federal government, not states, has the final say on the life-or-death issue.

It was a wrenching debate for a court touched personally by illness. Roberts replaced William H. Rehnquist, who died a month ago after battling cancer for nearly a year. Three justices have had cancer and a fourth has a spouse who counsels children with untreatable cancer.

The outcome is hard to predict, in part because of the uncertain status of retiring Justice Sandra Day O'Connor who seemed ready to support Oregon's law. Her replacement may be confirmed before the ruling is handed down, possibly months from now.

Roberts repeatedly raised concerns that a single exception for Oregon would allow other states to create a patchwork of rules for steroids, painkillers and other drugs.

The Supreme Court eight years ago found that the dying have no constitutional right to doctor-assisted suicide. O'Connor provided a key fifth vote in that decision, which left room for state-by-state experimentation.

The new case is a turf battle of

of the Bush administration lawyer. At one point, a flustered Atkinson said, "I'm starting to be backed into a corner."

"I was wondering if the new chief would hold back and wouldn't ruffle other people's feathers. It appears clear he's not waiting for anything or anyone," said Neil Siegel, a law professor at Duke University and a former Supreme Court clerk.

The two justices who seemed most conflicted were Anthony Kennedy and Stephen Breyer. Breyer's wife counsels young cancer patients. Besides Ginsburg, the justices who have had cancer are O'Connor and John Paul Stevens.

"It's a tough case," Kennedy told the Bush administration's lawyer, and later he asked about the "serious consequences" of curbing federal government authority in regulating drugs.

Solicitor General Paul Clement said Congress was concerned about drug overdoses and suicides.

Justice Clarence Thomas, as is his usual practice, asked no questions. He could be sympathetic to Oregon. He was one of three justices who said in a summer decision that the federal government should not interfere with state medical marijuana laws. The other two were O'Connor and Rehnquist.

If O'Connor is the deciding vote in the case, the court would probably delay the decision and schedule a new argument session after the arrival of the new justice.

On Monday Bush named White House lawyer Harriet Miers to replace O'Connor.

*"I was wondering if the new chief would hold back and wouldn't ruffle people's feathers. It appears clear he's not waiting for anything or anyone."*

— NEIL SIEGEL  
Duke University  
Law Professor

## TECH BAND STAND



STEVE LEWIS/The Daily Treador

GOIN' BAND DIRECTOR Christopher Anderson, foreground, teaches the band new formations while Asst. Director Keith Dye, background, observes Wednesday afternoon in the Music Building parking lot.

## Witness says alleged Atlanta courthouse gunman said 'I got nothing to lose'

ATLANTA (AP) — The man accused of killing four people during a rampage that started in a courthouse herded people into an office before the shootings, held a gun to a deputy's head and declared, "I got nothing to lose," a witness told investigators.

The account was among 33 witness statements obtained by The Associated Press that sheriff's in-

vestigators had culled from people in the courthouse March 11 when Brian Nichols allegedly went on the shooting spree. A judge unsealed the statements Monday, but they were not released to the AP until Wednesday.

"Man, why you doing this?" Sgt. Grantley White told investigators he asked Nichols. "You know, everything is going to be all right. Why you doing this?"

Apparently worried the deputy might reach for his gun, Nichols responded, according to White, "Don't do it, Sarge. I got nothing to lose. I got nothing to lose."

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# There's a flag on the play

Texas Tech intramural flag football provides fun, competitive atmosphere for students

By **NICK CASTLE**  
CONTRIBUTING WRITER

Whether someone is a former high school All-American, backup quarterback or water boy, Texas Tech intramural flag football offers Tech students a chance to showcase skills and compete against other students.

Bradley Price, a sophomore accounting major from Snyder, said the opportunity to compete was one of the main reasons he started playing flag football.

"It's just like any other sport," he said. "You compete to the maximum."

Price, in his first year playing intramural flag football, said flag football offers students the chance to meet people.

"It's bonding time with all your friends," Price said. "It's an experience that gives you a chance to meet new people."

Josh Reid, a senior exercise and sport science major from Canyon who has played intramural flag football for the last four years, said students who do not play intramurals should think about joining.

"It's a good way to get out of the dorms and interact," Reid said. "(Students) should come out and give it try."

Ashley McNeelege, a junior

sociology major from Georgetown, said flag football is her favorite intramural sport.

"It's a lot of fun," she said. "It's the best intramural sport there is, because you get to be mean."

McNeelege, who has played intramural flag football for two years, said some people let their competitive spirit get the best of them.

"People sometimes get a little attitude at the refs," she said. "I just try to relax and have more fun."

Jared McCauley, assistant director of intramural and sport clubs, said sportsmanship is most

important in intramurals.

"Some people have realized that going out there and playing with your friends is the most important thing; to take it so seriously doesn't make a lot of sense," McCauley said. "It's about participation and having fun. Ultimately, if you start the season and want to

hang out with your friends, then you'll have a successful year."

Sportsmanship is so important that the only way a team can get into the playoffs is if it has a good sportsmanship rating, regardless of its win total, McCauley said.

"Intramurals should be fun; the officials are students," McCauley said. "It's not what they had in

high school. Good sportsmanship is valued, and we want to reward those teams. We also want those teams with bad sportsmanship to know that there will be consequences."

With more than 5,000 students participating last year, intramural flag football is continuing to grow, McCauley said.

"I think for some reason it's been told around campus it's what Tech students do," he said. "It's what the older students are talking about; it's right here on campus. This is what everybody is doing."

McCauley said Tech offers three types of flag football: a men's league, a women's league and a co-rec league in which teams consist of both men and women.

"Each team is put into a four-team division and everyone plays everyone once," he said. "So you get three regular-season games, and based on your sportsmanship rating, you get to the playoffs."

McCauley said he hopes more students will join, even if they do not have enough people to form their own team.

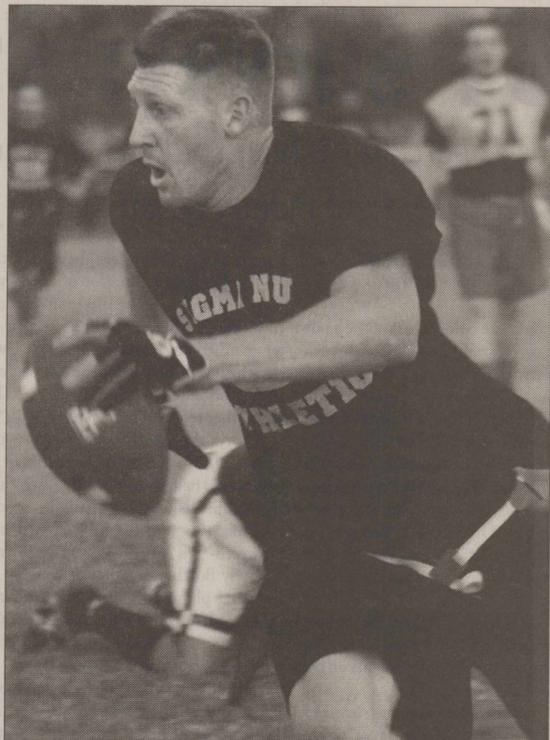
"Obviously, there are those that don't play and we hope it's not because they don't know about it," he said. "We even have free agents; students come to a meeting, and we can put teams together there. We can find a way for you to play if you're interested."

For Reid, the most interesting part of intramural flag football is the championship chase, he said.

"Winning is fun, and I just like playing football," he said. "But I won't be happy until we win a championship."

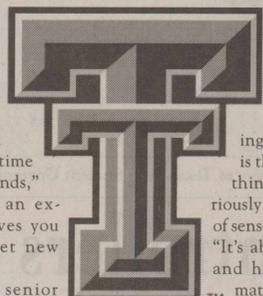
*"It's just like any other sport, you compete to the maximum. It's bonding time with all your friends."*

— **BRADLEY PRICE**  
Sophomore Accounting Major from Snyder



LINC ARMES/The Daily Toreador

JOSH PAYNE, MEMBER of the fraternity Sigma Nu and a junior pre-medicine major from Dumas, runs past defenders of Phi Kappa Psi during an intramural football game at the Texas Tech recreational fields.



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# DT survey: Students want leisure pool

74 percent of Tech students say they support the leisure pool if money doesn't come from their fees

By **ANDREW WOOD**  
STAFF WRITER

Just like being a part of the game show, "Family Feud," Texas Tech students were surveyed about the idea for a leisure pool constructed at the Robert H. Ewalt Student Recreation Center. Survey says: "Yes."

The idea for the outdoor aquatic center has been one of the main topics of discussion during the last two Student Government Association senate meetings and last Student Organization Advisory Committee meeting.

The *Daily Toreador* conducted an informal, unscientific survey, randomly polling 50 students on the Tech campus.

From the 50 students surveyed, 37 said they were in favor of the leisure pool.

Twelve students voted against the leisure pool and one student declined to answer.

Kris Maples, a senior advertising major, goes to the recreational center, and was one of the students who said "nay" to the proposal.

"Seven million can't be spent in a better way?" he asked. "Don't we already have a pool?"

Brian Pillers, a junior exercise and sports sciences major, was another student who said he regularly goes to the recreational center, but gave the leisure pool a thumbs down.

"There is no place for a leisure pool at Texas Tech," he said.

Stacy Evans, a freshman physical therapy major, circled "Yes" in favor of the pool.

"Improving the rec center is an awesome idea, and I support it 100 percent," she said. "Especially since it is not coming out of my fees."

Chris McDowell, a junior mechanical engineering major, also favored the leisure pool, and said the place would provide an escape for students.

"A leisure pool would be a great place to just relax on campus and not

have to worry about class," he said.

Joe MacLean, director of recreational sports, spent the summer traveling to other recreational centers at other universities in Texas. He said the leisure pool would be one of the factors in helping Tech compete with other regional universities.

One of the questions on the survey asked, "Do you think the leisure pool would help compete with other Big 12 universities?"

Thirty-three of the 50 students answered "Yes."

Tony Butcher, a senior personal financial planning major, was another student who did not favor the leisure pool, and said he is satisfied with the recreational center as it is.

"I think the rec is already nice enough to compete with other Big 12 schools," he said.

Tim Osaghae, a senior English major, said more money should be raised to build parking lots instead of an outdoor aquatic center.

"Stop being retarded and use the money to make more parking," Osaghae said.

Students may have favored the proposal because they regularly attend the recreational center and wouldn't mind an upgrade. Thirty-

three percent of the students surveyed said they go to the recreational center on a regular basis.

The next student senate meeting will be on Oct. 13, in Room 101 of the Animal Sciences building. There, the senate will weigh the "pros" and "cons" before voting on the resolution.

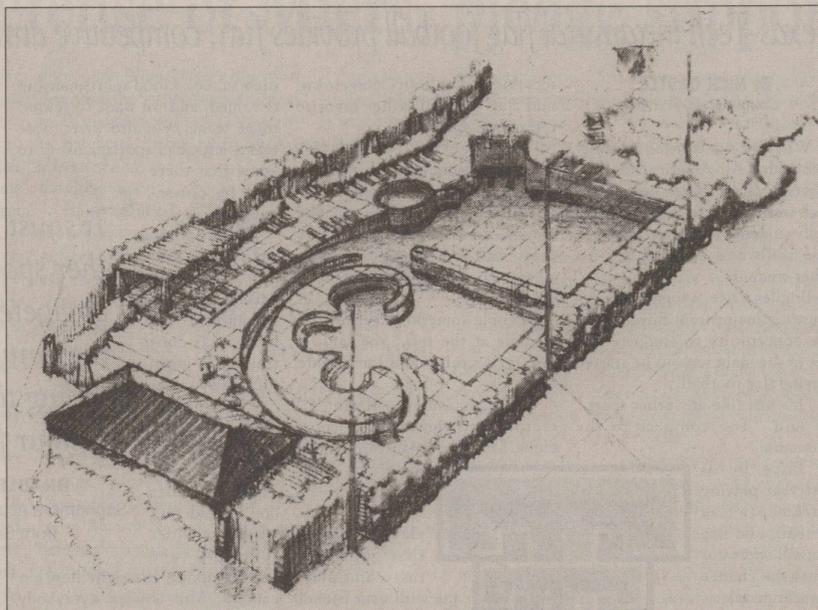
The leisure pool may be constructed in the parking lot southwest of the recreational center. The leisure pool will cost an estimated \$5 to \$7 million.

The surveys were conducted at the Chemistry building, Mass Communications building, Student Union and the university library.

Of the 50 students polled, two were freshmen, 13 were sophomores, 11 were juniors, 21 were seniors, two were graduate students and one student did not mention his or her classification.

If approved, the leisure pool would include amenities such as a lazy river, chutes, a hot tub and underwater social areas.

The Recreational Sports Committee has called an emergency meeting is scheduled next week for further discussion on the leisure pool and costs involved.



Graphic Courtesy of Texas Tech Student Government Association

## Air traffic controllers say lean staffing affecting safety

FORT WORTH (AP) — Air traffic controllers accuse the Federal Aviation Administration of risking the safety of air travelers and delaying flights by failing to hire enough workers to monitor all the planes flying into Dallas-Fort Worth International and other Texas airports.

The controllers say the problem will grow worse in the next two years as many of their 14,000 colleagues around the country reach the mandatory retirement age of 56. The FAA says it has a long-term plan to replace retiring controllers.

The comments come as the workers' union, the National Air Traffic Controllers Association, and the FAA are locked in negotiations over a new contract. The

FAA considers the union's comments about safety a bargaining ploy.

The union has also begun airing television advertisements and launched a Web site to press its case that manpower shortages are affecting safety in the skies.

At DFW, one of the nation's busiest airports, controllers say that up to one-quarter of the time one person must monitor up to 25 planes instead of the normal 10 to 15 planes because of staffing shortages.

"Staffing shortages lead to compromise of safety; it leads to delays in the system," said Mike Conely, president of the controllers' union local at DFW. "Fewer and fewer controllers are guiding more airplanes."

According to the union, the tower at DFW, a separate DFW facility that tracks planes within 50 miles

of DFW, and a third center in Fort Worth that tracks planes between airports are all far below the levels set by a 1998 agreement between the FAA and the union.

The FAA said the shortfall is not nearly as severe as the union contends because the union doesn't count recently hired employees who have nearly finished their training to become fully certified controllers.

For example, the union says there is a 20 percent shortage at the Fort Worth tracking facility, but the FAA says that including trainees the shortage is 5 percent, and that doesn't count supervisors who can also direct planes.

According to the FAA, in the federal government's fiscal year that ended Sept. 30, there were 13 incidents in which planes near DFW came within five miles of each other out of about 2.1 million flights, compared with 18 such "operational errors" the year before.

"Right now the staffing meets the needs," said Greg Martin, an FAA spokesman.

Martin said the union is "misportraying the level of safety in the system" while maintaining in contract talks that "whatever we pay them isn't enough and, oh by the way, we need more of them."

### DAILY TOREADOR POLL: PROPOSED LEISURE POOL

Knowing the construction will not come out of your fees, are you in favor of the leisure pool?

74% = Yes (37)  
24% = No (12)  
2% = Did not answer. (1)

Do you think the leisure pool would help compete with other Big 12 universities?

66% = Yes (33)  
34% = No (12)

Do you regularly attend the Robert H. Ewalt Student Recreation Center?

66% = Yes (33)  
34% = No (17)

These results are based on answers from 50 Tech students, who were surveyed in an informal, unscientific survey by The Daily Toreador.

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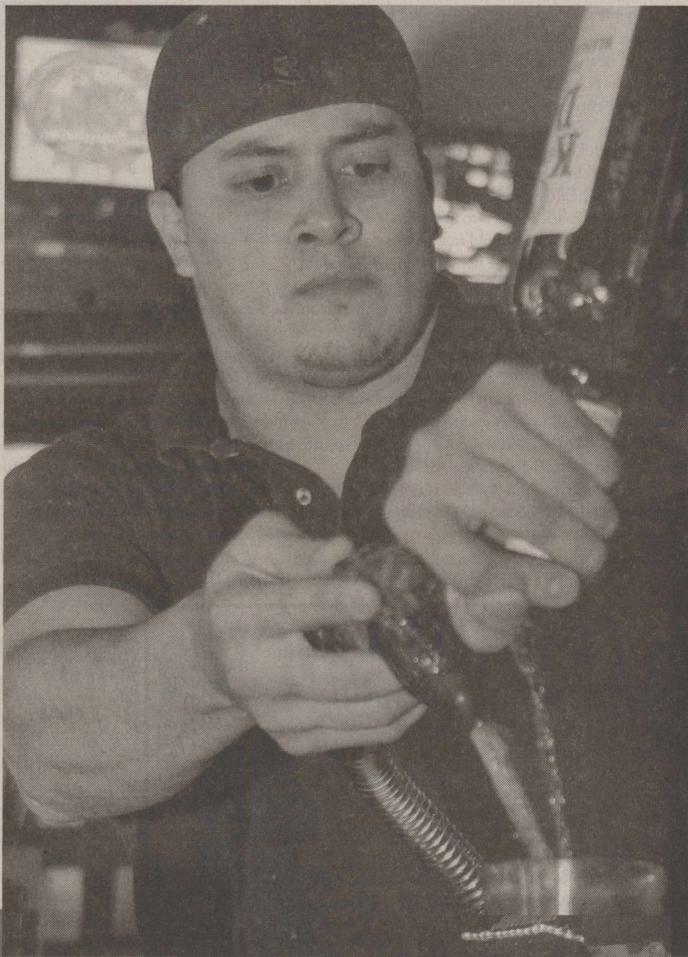
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LINC ARMES/The  
Daily Toreador



## Hit me one more time

By KATY MERLET  
FEATURES WRITER

The sun sets, the jukebox plays and students all across Lubbock are putting their party shoes on, as Raechel Treadwell gets prepared for another busy night as a bartender at Lubbock's oldest college bar.

Treadwell, a bartender at Bash Riprock's and a hotel, restaurant and institutional management major from El Campo, has been in the bar business since 1997.

"I started off as a waitress, and when I found out I could make a ton of more money, I became a bartender," she said. "I worked for Carnival Cruise Lines as a bartender for three months, and it was the most amazing experience."

Treadwell said when she went to her interview at Bash's, she was a little skeptical at first.

"I did not think I was going to get the job, because I walked in with a T-shirt and a hat on and a bunch of real girly girls were working there."

After Treadwell got the job at Bash's, it did not take her long to feel right at home.

"Working at Bash's is different," she said. "We have a lot of regulars that come in, and you get to know all them pretty well. Bash's is your Cheers of Lubbock."

Treadwell said she loves the party scene.

"I like working in a party atmosphere, even though I have to baby-sit a lot of the times."

Treadwell said there are certain things that bother her when she is working a busy night.

"If the bar is packed with people, already know what you want to drink," she said. "Try not to ask prices, and overall just try and get it together before you order."

Treadwell said her advice to those who want to try it in the bar business is to be careful, because it can be risky.

"The money is great, but be cautious, because Texas Alcohol Beverage Commission will catch you," she said.

Dusty Clayton, junior music major from Big Spring, was a bartender for Moose Magoo's for two years.

"Bartending is fairly easy," he said. "You are taken care of by your regulars, and it is fun."

Clayton said the money was amazing, but it can get stressful at times. He said bar life is hard, working long nights often stretching into early mornings.

"I could easily walk out of the bar one night with \$400 in my pocket, but the lack of sleep would make me sleep right through my alarm for class in the morning," he said.

Clayton said if you are a bartender, watch out for minors.

"TABC are Nazis, and you will lose your license if you are selling to a minor," he said. "They think Lubbock is getting out of hand with drinking."

Making drinks are a specialty for Clayton. He liked to offer his concoctions regularly to his customers.

"I concocted many drinks when I was working," he said. "One of my favorites is what I call the after dinner mint. It tastes exactly like Andes Mints."

Clayton said the only advice that he will give to a new bartender is wear comfortable shoes.

"You are on your feet all night, and if you don't have the right shoes on you are screwed."

Treadwell, who said she probably not leave the bar scene anytime soon, said she likes and dislikes her job.

"I like that I party all the time, make a lot of money and have a lot of friends," she said. "I dislike that I am still in college, because I party, make a lot of money and a lot friends."

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# Feeding the flame

*Mental health disorders on the rise on college campuses*

By **LINDSAY WHARTON**  
FEATURES WRITER

Elizabeth Shin was smart, well-liked and set herself on fire.

After multiple suicide attempts, Shin, a Massachusetts Institute of Technology student, died from third-degree burns. Shin's parents are suing several MIT faculty members, holding them responsible for the death of their daughter, said Dr. Richard Kadison, chief of mental health services at Harvard University.

With mental health disorders on the rise in college campuses, faculty and staff are becoming more important to a student's well being. However, it may be difficult to determine how involved professors and staff should be.

Kadison addresses these issues and more in his book, "College of the Overwhelmed."

There is often confusion about the faculty and staff's role in a student's life. However, he said, some involve-

ment may make a difference in the mental health of a student.

"We are not psychiatrists," he said. "Students' academic success is very closely tied to their emotional well-being."

Therefore, school officials have a responsibility to observe and help students that have a justifiable need. Faculty should observe the students in their class.

Professors should be cautious when normally adept students are falling short of their academic potential. Distinct changes are signs that something has gone awry in that student's life.

"Pay attention to changes in their behavior and motivation," he said. "If a student is in acute distress, they feel like their world is going to collapse."

Concerned professors can refer students to professionals who will be able to help. Also, he said, it is important for students to know where professional help is located if they are having any problems.

"You want to have those resources readily available," he said. "The retention rate is 10 to 15 percent higher."

Students that have access to mental health care are more likely to graduate than students that do not have access to health services. Unfortunately, he said many students have a negative opinion of mental disorders.

"We've got to help lower the stigma of these kinds of problems," he said.

Evelyn McPherson, director of student health services at Tech, said she believes some Tech students may feel that mental health issues are only for weak-minded individuals. It takes courage to find help.

"Seeking assistance should not be viewed as a weakness, seeking assistance is a sign of strength," she said.

Kadison said there is many mental issues that college students face, and one of the most prominent is alcohol abuse. He said he has seen a significant rise in the number of cases of excessive consumption.

He said a student brought in his roommate to the health services department. The roommate stopped breathing and had to be resuscitated.

"What has changed in student's perceptions, is there won't be any judicial consequences," he said.

Even though students should be directed to the help they need, they still need to be held accountable for their actions and learn there are consequences.

Students who say they are not prepared for a test because of a mental disorder the day before a test should

## DEPRESSION SCREENINGS

As part of Depression Awareness Week, depression screenings will be offered free to Tech students today at the following times and locations:

**Student Union Mesa Room**  
11 a.m. - 1:30 p.m.

**Chitwood/Weymouth Residence Hall**  
4 - 7 p.m.

**Student Recreation Center**  
3 - 6 p.m.

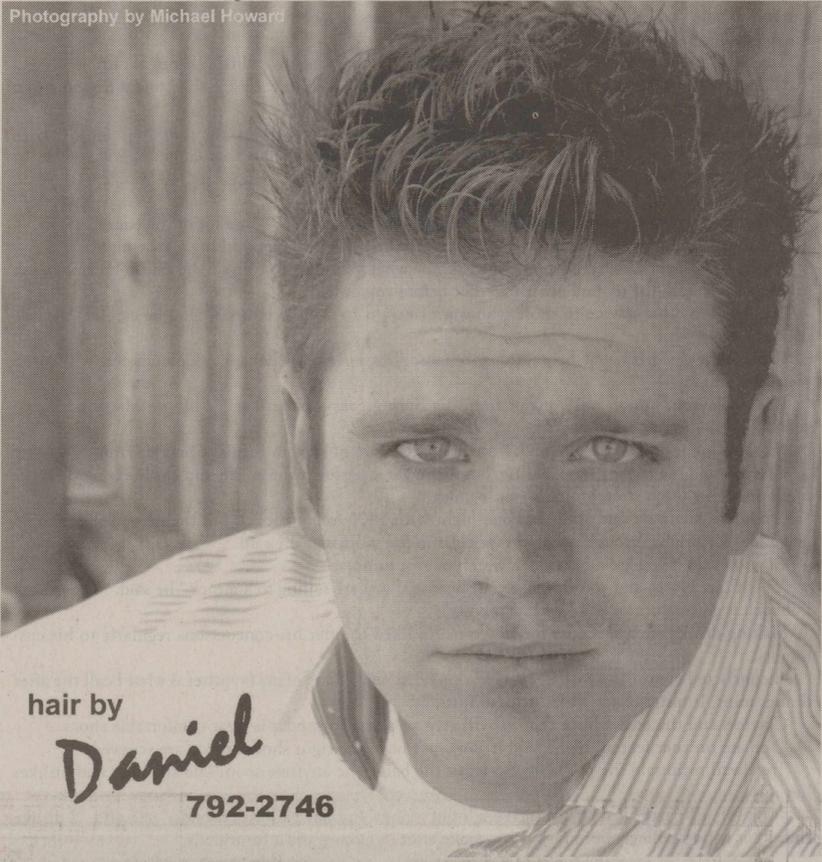
be questioned more than someone that has obviously been struggling with depression for an extended period of time.

Kadison it can be difficult for professors to evaluate the mental health of a student, so having several opinions can be helpful. He said faculty and staff should make a time to come together and discuss a student or particular issue.

Micheal Shonrock, vice president of student affairs, said Kadison reviews many important college issues in his book. He said it is a practical guide for college life that students, faculty and staff can benefit from.

"It impacts your satisfaction, health and retention," he said.

Photography by Michael Howard



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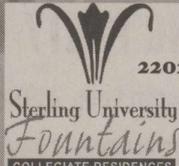
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COLLEGIATE RESIDENCES

# 'Shoes' soap style great for chick flick

**★★★★ - Good**  
 Movies are rated on a five-star system.

**I**n *Her Shoes* has the potential of being the Mona Lisa of chick flicks. It is the type of movie that shows love and devotion, because only that will get a guy to take a girl to go see it.

It is a two-hour soap opera that absolutely no guy will understand, but every girl will think the film is speaking directly to her.

Through all the crying and the hugging-it-outs, the movie is one of the better films to come out this season. Director Curtis Hanson (*Wonder Boys*) saves the movie from being a weepy love affair, too sappy even for the Lifetime Channel.

It is hard seeing Hanson going from directing the award-winning film *8 Mile* to lowering his standards to direct a film about sisterly love. *In Her Shoes* is not even a fraction as good as *8 Mile* or *L.A. Confidential*, but it does have its moments when it starts to go down the right path.

The movie centers around two sisters: Cameron Diaz and Toni Collette (*The Sixth Sense*), and their estranged grandmother Shirley MacLaine (*The Evening Star*).

The movie shows the audience two completely different sisters and the separate worlds they live in, while also answering the question of what retired women and men do after being dumped at the community apartments.

Diaz is the type of sister who no one wants to have. She basically refuses to get a job, because she is living under the impressions that her looks will last forever. When Collette finally cuts the "umbilical cord,"

Diaz is forced to either roam the streets to find a new guy every night or hunt down the grandmother she recently found out about.

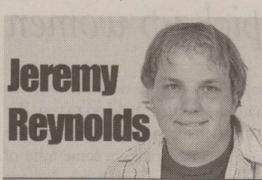
She moves to Florida to a "retirement community for active seniors" and begins to milk MacLaine for everything she can get. MacLaine refuses to turn her away because she promised her daughter, Diaz' mother, she would look out for Diaz and Collette right before she died. But instead of forking over the money like an ATM, she helps Diaz find a job and then slowly integrates her into the work force, while at the same time integrating herself into her granddaughter's life.

The acting is not over the top, but there are times when it feels like a good martini in the face is following one of their lines.

Diaz plays the same role she always portrays: the blonde who gives blondes their bad name. She parties too much and has no conception of respect, but, you guessed it—she changes her ways when she begins to live at the retirement community.

A flaw in the story, and probably the biggest of the movie, is Diaz does not know how to read. The film never officially explains this, so it seems a bit odd that a girl who went through high school does not know how to read the simplest things.

Collette is the real star of the movie. Her performance is perfect to the



**FILM REVIEW**

point of, at least, Golden Globe consideration. She adds a lot of comic relief from the opening scene where she takes a picture of a sleeping man in her bed to prove she can get someone who is cute, to a scene where her boyfriend is reading one of her romance novels out loud to make fun of her, and she, in facial gestures only, begins to get turned on.

MacLaine is always at the top of her game, no matter the movie. In the film, she balances the comedy side of the story along with the dramatic side. She is not a two-dimensional grandmother who is there to only help the girls along through their difficult times. She too is trying to land the man of her dreams. She proves in a scene that you are never too old to enjoy an episode of *Sex and the City*.

*Shoes* obviously play a role in the story. Some of the time Hanson has the shoes representing something symbolic, such as sneakers when Diaz steps off the bus in Florida, proving she is running away from something.

The film is somewhat of a character drama, even though it is completely predictable where the characters will end up. The comedy and above and beyond directing is what saves the film in the end.

*In Her Shoes* is not Hanson's best film, and gets annoying with all the hugging and the "I hate you, I love you, I hate you, I love you" scenes. It is a perfect movie for any sister or daughter, but that sort of leaves guys out of the loop, which does hurt the film in the sense that it becomes mundane.

■ **Renolds is one of *The DT's* movie critics. E-mail comments and questions to [Jeremy.N.Renolds@ttu.edu](mailto:Jeremy.N.Renolds@ttu.edu).**

## Lohan: crashed without the bug

LOS ANGELES (AP) — A black Mercedes-Benz driven by actress Lindsay Lohan collided with a van on a West Hollywood street Tuesday, according to television news reports and a man who said he saw the crash.

It wasn't immediately known if anybody was hurt.

A reporter for the syndicated television show *The Insider* happened to be recording a segment when she witnessed the accident at about 4:15 p.m. Insider reporter Victoria Recano told *The Associated Press* she saw Lohan and a passenger run into an antique store immediately after the collision.

Javier Ramirez, who works at the store, said he recognized Lohan.

"She was very upset," Ramirez told the AP. "She kept saying, 'Oh my God, oh my God, I can't believe it.'"

Deputy Diane Hect of the Los Angeles County Sheriff's Department confirmed Lohan was involved in the crash, but said no other details were immediately available.

## Free Movie

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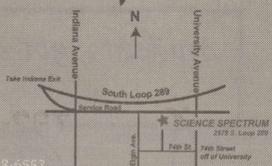
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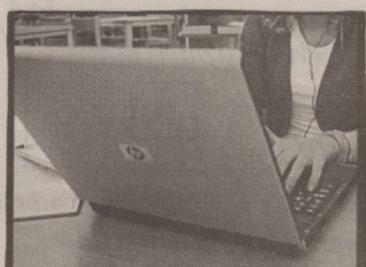
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# Dude, she's into you

Rudy tells men: Pay attention to pick up women

It recently was brought to my attention some of my male friends said they sometimes are confused when it comes to telling if a woman is interested in them. If a woman gives them the "go-ahead" signs, men sometimes get confused and are not quite sure how to read them.

I know through personal experience and through my female friends, men all too often miss the signs we are into you. This frustrates us as much as it confuses you, and we both end up missing out on each other.

Not catching the hints can hurt her feelings and blow any chance of you being with her later. But have no fear my male counterparts. I am here to help you and give you some signs that a woman is interested in you.

First things first, men — is she looking at you? This is my favorite signal; it can be called the "look," or the "Eye Game."

This is when we will maintain eye contact with you for more than a brief moment, thus giving you your cue to come talk to us. I like to lock eye contact with a man and then smile, raise an eyebrow, and/or give a sultry look. I do this for three to five seconds and then turn away.

I will repeat this about three times and then give up if the gentleman in question does not approach me. Now simply looking at someone when they are looking at you is not the same thing. You need to see if she maintains the eye contact without a disgusted look on her face, and then you are in the clear for starting a conversation.

Women commonly use this kind of flirting so that they can still be aloof, but to the point at the same time. It's time to pay attention.

**Morgan Rudy**



Another concern my male friends gave me was that they hate approaching a woman that is surrounded by her friends. When a woman is interested in you, she will separate herself from the "pack" and head off on her own.

For example, if you are sitting by the juke box she will go up to it alone and play music. One thing that I do in this situation is ask my interest to help pick out songs with me, a classic move that my mother, of all people, taught me. Most women are aware that men do not like coming up to a large group and will use this tactic often to express interest.

I know that most men are pretty clueless when it comes to noticing a woman's appearance, but if you see that she is dressing nicer or in clothing that you once said she looked good in, this is a sign. I know that after hearing a crush of mine say that he liked it when women wear their hair down, I did. Every time I knew I would see him, my hair was down and done.

I know it might take some effort, but it's time to open your eyes gentlemen and notice the little things about the women around you.

Another really good sign is that she will find any way to touch you. By this, I mean more than the friendly hug you get when you see a friend out.

When she sits by you, does she touch your leg with hers? When you

say a "funny" joke does she laugh so hard she needs to hold on to you? We will touch men that we find attractive just because we desire some form of physical contact with them. Believe it or not, we want you just as much as you want us.

I also want to cover something very important: body language. Seventy percent of all communication is non-verbal so paying attention can tell you more than what she is actually saying. Does she present her body to you? Do her shoulders face you when she is looking and speaking to you? Look at where her feet are pointing. If they are facing you and turned in slightly, this is a very good sign that she is into you.

I have long hair, so when I am interested in a man, I will pull my hair to one side exposing my neck, a very sensitive part of the body. When a woman is touching herself in any way, it draws your attention to that part of her body and thus catching your eye. Licking ones lips is a form of this. If a woman licks her top lip when flirting with you she is making a conscious effort to make you notice them. This would not be a good time to offer her lip-balm but to engage in a little one-on-one conversation.

So men, what I am really trying to get across to you is pay attention to those around you and people that you are interested in. If a woman is showing you any one of these signs, then you probably have a chance at something. Approach her, talk to her, for the love of god ask her out! Trust me — she wouldn't put forth such an effort if she wasn't interested in you on some level.

**Rudy is The DT's relationship expert. E-mail comments and questions to Morgan.L.Rudy@ttu.edu.**

# Gypsy punk Gogol Bordello has message behind worldly madness

Gogol Bordello: I could end this column right now, and you already might be intrigued enough to Google the name and check out their Web site.

Immediately, the moniker conjures up images of something unfamiliar and treacherous. It can even sound sort of sexy, if you're into that kind of thing.

Gogol Bordello is possibly the world's only gypsy-punk band. Forget Jimi Hendrix's boys. This is the real band of gypsies.

Their new album, "Gypsy Punks: Underdog World Strike," while being far from perfect, is dangerous in very much a good way. Which is to say: it's original.

If history has shown us anything, it is that originality is dangerous. By God, do I love that kind of risk.

Beginning with furious hand-slaps and vocal percussion that begs like a secret dying to be told, the album opens with "Sally," the story of a young girl from Nebraska, inspired by traveling vagabonds into revolution against, well, anything.

From there, the album rockets into an orgy of fuming violin, stomping percussion, and a searing vocal performance from Ukrainian immigrant and former Chernobyl refugee, Eugene Hutz.

This man is as dirty as they come. The only thing about him that does not scream "sleaze" is a well-groomed mustache that looks like it holds the soul of a thousand Ukrainian war-generals.

The rest of the band is composed of a former theater director from Moscow on the fiddle, an accordionist who I know doesn't speak a lick of English because I tried having a conversation with him outside of a restaurant in Austin and two Israelis who play guitar and saxophone,

**Marcus Parks**



MUSIC REVIEW

*"Gypsy Punks" is not just an album of drinking and debauchery, nor is it merely immigrants with instruments complaining. It is an album of ideas.*

respectively.

The album is truly an ethnic romp, more interesting than most anything else thrown into the annoyingly broad genre of world music.

In addition to all this, "Gypsy Punks" is produced by indie icon Steve Albini, responsible for dozens of your favorite records and hundreds more you'll never hear.

Judging from both this and the "East Infection" EP released prior to this album, also produced by Albini, it has taken a little bit of time for these very, very strange people to mesh.

However, as I said before, this album is not without its flaws. The song "Immigrant Punk" is an immediate skip-over track. It is annoying, uninspired and repetitive — one of the band's worst habits.

They're immigrants. It was hard. I get it. But I believe the well has run dry on that particular subject, especially considering how the other songs on the album that deal with the same subject such as "Underdog Uprising" are just as disappointing.

Gogol Bordello is a band that has grown out of that. Songs such as "Never Young" sounds like horrible, yet insanely pleasurable nights spent drinking with a guy named Yuri before projectile vomiting in a freezing-cold Russian toilet for seven hours afterward. Mature stuff, I know.

But it makes a good point. If you enjoy your youth enough, you'll be so happy you survived it you'll never want to go through it again, fearful that you may not survive the second go-round.

"Gypsy Punks" is not just an album of drinking and debauchery, nor is it merely immigrants with instruments complaining. It is an album of ideas. Not all of them are good, mind you, however, through the sometimes-garbled English comes a message.

The album is rife with references to revolutions and uprisings, yet they never actually say what exactly the listener is supposed to rise up against. There's nothing worse than a musician telling you what to do. They're supposed to give us ideas, not commands.

The idea that Gogol Bordello have given us from Day 1 is that uprisings are always necessary. We are meant to have them. In fact, we can't help but do it.

While that idea may not be too terribly original, it still is one of the most inspiring.

**Parks is The DT's music critic. E-mail comments and questions to Marcus.J.Parks@ttu.edu.**

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7 AM	Jay Jay	Today	Early Show	Believers Voice	Good Morning America	Awsome Adv.	7 AM	Jay Jay	Today	Early Show	Believers Voice	Good Morning America	Awsome Adv.
:30	Callou	This venerable morning show is TV's longest-running daytime series.	Chief Bobby Flay	Life Today		TBA	:30	Callou	This venerable morning show is TV's longest-running daytime series.	Chief Bobby Flay	Life Today		TBA
8 AM	Bears			Paid Program		Rosanne	8 AM	Bears			Paid Program		Rosanne
:30	Bamey			Paid Program		Rosanne	:30	Bamey			Paid Program		Rosanne
9 AM	Dragon Tales			Judge Mathis	Tony Danza	Becker	9 AM	Dragon Tales			Judge Mathis	Tony Danza	Becker
:30	Arthur			Paid Program	James Denton	TBA	:30	Arthur			Paid Program	James Denton	TBA
10 AM	Sesame Street	Regis & Kelly	Price Is Right	Judge Joe	The View	To Be Announced	10 AM	Sesame Street	Regis & Kelly	Price Is Right	Judge Joe	The View	To Be Announced
:30				Judge Joe			:30				Judge Joe		
11 AM	Mister Rogers	Jeopardy!	Young and the Restless (HD)	Judge Hatchett	Paid Program	Starting Over	11 AM	Mister Rogers	Jeopardy!	Young and the Restless (HD)	Judge Hatchett	Paid Program	Starting Over
:30	Teletubbies	Jeopardy!		Paid Program	Home Impro		:30	Teletubbies	Jeopardy!		Paid Program	Home Impro	
12 PM	This Old House	News	KLBK 13 News	Jerry Springer	All My Children	Access Hollywood Extra	12 PM	This Old House	News	KLBK 13 News	Jerry Springer	All My Children	Access Hollywood Extra
:30	Terry Madden	Days of Our Lives	Bold & Beautiful		One Life to Live	People's Court	:30	Terry Madden	Days of Our Lives	Bold & Beautiful		One Life to Live	People's Court
1 PM	Needle Arts	Passions	Guiding Light	Paid Program	General Hospital	Divorce Court	1 PM	Needle Arts	Passions	Guiding Light	Paid Program	General Hospital	Divorce Court
:30	Zoom	Oprah Winfrey	Maury	Just Shoot Me	Montel Williams	Fear Factor "Pairs"	:30	Zoom	Oprah Winfrey	Maury	Just Shoot Me	Montel Williams	Fear Factor "Pairs"
2 PM	The Lions	Reading	Inside Edition			TBA	2 PM	The Lions	Reading	Inside Edition			TBA
:30	Buster	Dr. Phil	Judge Judy	That '70s Show	Insider	Fox 34 News First @ Four	:30	Buster	Dr. Phil	Judge Judy	That '70s Show	Insider	Fox 34 News First @ Four
3 PM	Cyberchase	News	KLBK 13 News	Access Hollywood	News	Malcolm	3 PM	Cyberchase	News	KLBK 13 News	Access Hollywood	News	Malcolm
4 PM	Clifford	News	KLBK 13 News	Family Feud	World News	Simpsons	4 PM	Clifford	News	KLBK 13 News	Family Feud	World News	Simpsons
:30	Arthur	News	KLBK 13 News	Family Feud	World News	Simpsons	:30	Arthur	News	KLBK 13 News	Family Feud	World News	Simpsons
5 PM	Maya Miguel	News	KLBK 13 News	Family Feud	World News	Simpsons	5 PM	Maya Miguel	News	KLBK 13 News	Family Feud	World News	Simpsons
:30	Nightly Business	News	KLBK 13 News	Family Feud	World News	Simpsons	:30	Nightly Business	News	KLBK 13 News	Family Feud	World News	Simpsons
6 PM	NewsHour with Jim Lehrer	News	KLBK 13 News	Family Feud	World News	Simpsons	6 PM	NewsHour with Jim Lehrer	News	KLBK 13 News	Family Feud	World News	Simpsons
:30	Wheel Fortune	Who Mill	Extra	Entertainment		To Be Announced	:30	Wheel Fortune	Who Mill	Extra	Entertainment		To Be Announced
7 PM	This Old House	Survivor: Guat.	Everybody (HD)	Alias "..."	(HD)	Baseball Playoff A Division Series game (Live) (HD)	7 PM	This Old House	Survivor: Guat.	Everybody (HD)	Alias "..."	(HD)	Baseball Playoff A Division Series game (Live) (HD)
:30	Will & Grace		Love, Inc.				:30	Will & Grace		Love, Inc.			
8 PM	Mystery! Inspector Morse: Deceived by Flight	The Apprentice	CSI: Crime Scene "Bite Me" (HD)	Eve (HD)	Night Stalker (HD)		8 PM	Mystery! Inspector Morse: Deceived by Flight	The Apprentice	CSI: Crime Scene "Bite Me" (HD)	Eve (HD)	Night Stalker (HD)	
:30			Without a Trace "Safe" (HD)	Wife and Kids	Primetime		:30			Without a Trace "Safe" (HD)	Wife and Kids	Primetime	
9 PM	Nightly Business	News	KLBK 13 News	That '70s Show	News	Fox 34 News @ Nine	9 PM	Nightly Business	News	KLBK 13 News	That '70s Show	News	Fox 34 News @ Nine
:30	Charlie Rose	David Letterman	King of the Hill	(35) Nightline		To Be Announced	:30	Charlie Rose	David Letterman	King of the Hill	(35) Nightline		To Be Announced
10 PM	BBC World	Late Late Show	Henry Winkler	Paid Program	(35) Jimmy Kimmel		10 PM	BBC World	Late Late Show	Henry Winkler	Paid Program	(35) Jimmy Kimmel	
:30	Destinos	(35) Last Call	Paid Program	Blind Date			:30	Destinos	(35) Last Call	Paid Program	Blind Date		

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## Jagger gets some satisfaction

LONDON (AP) — Mick Jagger says his girlfriend, stylist L'Wren Scott, isn't trying to rehab the Rolling Stones' choice of clothing and smoking habits.

"We have not had any disagreements about clothes, smoking or L'Wren, and this is all very hurtful for her," the 62-year-old rocker said in a statement Tuesday.

He issued the statement after British newspaper reports suggested that Scott had angered band members by giving them fashion tips and urging some of them to stop smoking.

"It is completely untrue to say that L'Wren has caused a rift between myself and the rest of the band," Jagger's statement said. "This is all nonsense, everyone has their own style."

Jagger said the 38-year-old Scott "would not dream of interfering with a band who have been on the road for 40 years. In fact the band, their wives and girlfriends are all getting along extremely well."

The Rolling Stones are touring North America to promote their latest album, "A Bigger Bang."

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## Tech looking to keep bullets out of feet

Leading the nation in penalty yards, the Raiders look to cut down on mistakes

By JOEY KIRK  
EDITOR

Texas Tech coach Mike Leach wasn't around any children during Monday's press conference, but he had to watch his mouth.

"For the most part, it wouldn't be stuff you'd be allowed to print in your paper, and it may offend a lot of your readers," he said.

Leach had to contain himself as he spoke to the media.

The topic: penalties, which obviously are not a happy subject.

After committing 46 penalties for 463 yards in the Red Raiders' first four games, leading the nation in penalty yardage, Leach said now the players understand his thoughts on the matter.

"We've taken a lot of steps beyond that," he said. "It's a deal that we need to make an impact on."

This isn't the first time Tech has been at the top of the list for most penalized teams in college football. In 2004, the Raiders finished No. 3 in the most penalties with 110 for 915 yards just behind

Florida State and Florida Atlantic, which finished No. 1 and 2 respectively.

Against Kansas last Saturday at Jones SBC Stadium, Tech had nine penalties, causing 107 yards lost. Five of those were called for personal fouls resulting in 15-yard losses and unsportsmanship-like conduct.

Tech has other holding calls, which fifth-year senior quarterback Cody Hodges said are something the team can handle.

"Some of those penalties are holding," he said. "Anytime you get a holding penalty, that's gonna happen sometimes, but we want to avoid that where it's first and 20."

The penalties Leach said were unacceptable are those "dumb and selfish" ones.

"The personal foul deals like that are the ultimate act of selfishness," he said. "It's completely selfish; it conveys that your thoughts or frustrations are bigger than the team, bigger than the next unit that's gonna be on the field. It's the biggest act of selfishness."

Hodges said he knows, on occasion, flags will be thrown for shoving other

players or exchanging words after plays, but Tech needs to eliminate those to improve.

"Obviously in football, tempers are going to flare, and the guys on the team are really competitive, and usually a guy says something, and the second guy gets caught," he said. "We just have to be a more mature football team and not retaliate out on the field."

Although Hodges says he understands Leach's concerns, Leach continued to spit out examples of these mistakes.

"That's like when you hit a guy five steps out of bounds," he said. "That's where you talk to some guy and shove him."

Knowing the problem with this, Leach became angered by these mistakes, making his story longer.

"To me, it would also include where there's a pile of guys on the field and the guys are yelling at each other, and you posture up and get your face in, oh I don't know, like some major macho statement that, 'I'm my own man. Plus you can't make me back down. And you said this about my relatives,'" Leach said. "Even if

somebody blows it and flags it, you don't have any business being there, and I don't know why he's talking to the other guy anyway."

On the other hand, Leach said some penalties should be honored, especially depending on the play of the athlete flagged.

"If it's where you break on a ball, and you get there just a whisker early or a whisker late, and I mean just a shade, but you're flying around making a play, those are different," he said. "Some of those you should be given an award for just because you're playing incredibly hard. Something that's funny is that our opponents always end up high in penalties, too."

Kansas also committed a large number of penalties. The Jayhawks were flagged nine times for a total of 95 yards.

Hodges said the only way to eliminate the problem Tech has faced for the past two seasons is to watch its own mouth out on the field.

"That's all those personal fouls are is selfish penalties, trying to do too much," he said. "We need to be a smart football team."



VANESSA VELA/The Daily Toreador

SOPHOMORE WIDE RECEIVER Danny Amendola (20) loses his footing on a punt return attempt in Saturday's game against Kansas. For the season Amendola averages 10 yards per return, accumulating 140 yards on 14 attempts.

## Hodges hopes to become less familiar with turf

By JOEY KIRK  
EDITOR

Time after time, fifth-year senior quarterback Cody Hodges somehow found himself on the turf against Kansas last Saturday at Jones SBC Stadium.

But there only was one thing he could do.

"You just got to get up," Hodges said.

The first-year starter was sacked five times by Jayhawk defensive players, more than the combined total for the first three

games of the 2005 season. But as captain of the Texas Tech offense, Hodges said he has to set an example.

"As quarterback, you're gonna control the offense," he said. "The other guys are gonna look to you, and if I'm down wallowing, then obviously they're not gonna have much confidence in me."

The Red Raiders' next opponent will not be any easier. Nebraska (4-0) has registered 26 sacks this season thus far, dropping its opponents' quarterbacks for 192 yards.

Tech coach Mike Leach said he knows

what to expect for Hodges, but there are things that can be done to prevent it.

"That's part of what a quarterback's do, you play football and that's what you do," he said. "That's just part all of it. We'd rather him not get hit, but if he does, he just has to get back up and go."

Getting hit isn't anything new for Hodges. He said he can take the pounding, especially coming from his hometown.

"I'm from Hereford, where there are big, strong boys from there," he said.

As for getting sacked five times in

Tech's last outing, Hodges took some of the blame for his own punishment.

"Some of those mistakes were my fault, and if it was a simple blocking breakdown, we're gonna get better there," he said.

With the Cornhuskers leading the nation in sacks, Hodges said getting out of bed Sunday might be a little harder than usual.

"I just have to get back up, and if I'm sore on Sunday, that's the way it is," he said. "I don't predict that I'm gonna take many hits like I did."

### RAIDERS REPLY

This letter is in response to the column Trey Shipman wrote titled "post season plans seem funny".

The column discussed the lackluster play of the Tech football team against a much improved Kansas team this past Saturday. There are many things that Shipman did not take into account when writing this column.

First and foremost, coach Mangino of Kansas is the former Defensive Coordinator of Oklahoma. The same man who formed one of the best defensive football teams in college football and helped lead the Sooners to a National Championship, so obviously the man knows what he is doing. This Kansas defense is proven, not only were they holding teams to less than 14 points a game coming into Saturday, they also have held teams to less than 32 points in their last 14 games. These games include match ups against last year's Rose Bowl Champions, UT,

and Oklahoma, who made it to the National Championship game.

Secondly, Tech was playing its first game against a proven team of any kind. While Kansas might not be a conference contender, they are a Big 12 school and not a Division I-AA team. Clearly this was a different match up for Tech and to get a win out of it is what we should be looking at here.

Thirdly, I am sick and tired of fair weather fans who complain when Tech doesn't score 70 points a game. So before you strap on your basketball shoes, you should get a clue about football and recognize that a win is a win and maybe you should get a little pride in your school and not give up on a team that is 4-0. That's right zero, no losses.

Michael Stoltz, junior finance major from Midland.



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