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### WEATHER FORECAST



TODAY  
SUNNY  
HIGH 71 / LOW 28



FRIDAY  
SUNNY  
HIGH 59 / LOW 29

Red Raiders maul Bears for home win.  
**PAGE 8.**



### ON PAGE 6



Find our LIVE MUSIC PREVIEW inside.

### STATE

#### Houston TV stations won't air DeLay ads

HOUSTON (AP) — At least two Houston television stations have decided not to air ads targeting embattled U.S. Rep. Tom DeLay.

The ads are paid for by Campaign for America's Future and Public Campaign Action Fund. They address alleged links between DeLay and Republican House colleague Bob Ney of Ohio and a widespread congressional corruption probe of disgraced lobbyist Jack Abramoff.

The ads were to start Wednesday and run for one week.

But DeLay campaign spokeswoman Shannon Flaherty said the campaign sent letters to the stations asking them not to run the ads because they're purposefully misleading.

A statement issued Wednesday by KTRK-TV said the Houston ABC affiliate has decided to reject the ad in its current form. KRIV-TV also has decided not to air the spots.

"The ad is reckless, malicious, and false, casting Mr. DeLay in a false light by accusing him of unsubstantiated criminal conduct," DeLay campaign lawyer Don McCahn wrote the stations.

### NATION

#### Wal-Mart workers can sue over unpaid hours

PHILADELPHIA (AP) — A judge approved a class-action lawsuit against Wal-Mart Stores Inc. by employees in Pennsylvania who say the company pressured them to work off the clock, claims that mirror those in suits filed around the country.

A California jury last month awarded Wal-Mart workers \$172 million for illegally denied lunch breaks, while Wal-Mart settled a similar Colorado case for \$50 million.

In Pennsylvania, the lead plaintiff's suit alleges she worked through breaks and after quitting time — eight to 12 unpaid hours a month, on average — to meet work demands.

"One of Wal-Mart's undisclosed secrets for its profitability is its creation and implementation of a system that encourages off-the-clock work for its hourly employees," Dolores Hummel, who worked at a Sam's Club in Reading from 1992-2002, charged in her suit.

### WORLD

#### Israel freezes contact with Pat Robertson

JERUSALEM (AP) — Israel has suspended contact with evangelist Pat Robertson for suggesting Prime Minister Ariel Sharon's stroke was divine punishment for withdrawing from the Gaza Strip.

The controversy has cast doubt on plans for a Christian tourism center that would showcase the growing flow of money and influence from U.S. church groups.

The decision, announced Wednesday by Israeli officials, does not affect other Christian groups that also consider it their spiritual duty to support Israel as fulfillment of biblical prophecy.

Israeli leaders see the Christian allies as tireless lobbyists in Washington and elsewhere. The evangelicals also funnel millions of dollars each year to Jewish settlers in the West Bank and — before last year's pullout — the Gaza Strip.

Tourism Minister Abraham Hirschson said he gave instructions to "stop all contact" with groups associated with Robertson. Last week, Robertson implied Sharon's massive stroke was a blow for "dividing God's land."

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## Brown's death stuns Tech community

By **BRYAN WENDELL**  
MANAGING EDITOR

Texas Tech cornerbacks coach Dave Brown was an outstanding athlete who friends and colleagues said was in phenomenal physical shape.

Because of this, his death Tuesday of an apparent heart attack came as an even greater shock to the Tech community.

Brown died Tuesday afternoon during a pickup game of basketball at the Robert H. Ewalt Student Recreation Center.

D'Ontae Thibodeaux, a freshman pre-law student from Dallas, was waiting for a game on the lower courts when Brown collapsed.

"(Brown) grabbed the ball, and

he said, 'Hold on.' Right after he said hold on, less than five seconds, he kind of collapsed on the floor," Thibodeaux said. "He kinda freaked out."

Thibodeaux said he ran to get help from student staff members at the equipment issue window.

The student staff members began performing CPR on Brown, who Thibodeaux said did not appear to be breathing.

"The whole gym just kinda shut down," he said. "Everybody focused their attention there."

Staff members cleared the court and an ambulance arrived within five to 10 minutes of Brown's collapse, Thibodeaux said, and EMS workers tried to resuscitate Brown on the

court for 15 to 20 minutes.

"They finally took him off in a stretcher," Thibodeaux said. "People started crying, especially the older guys that knew him personally."

After the scene unfolded, everyone stood there in shock, he said, and the group who was watching gathered in a circle and prayed.

Adding to the confusion of the group was Brown's apparent physical condition.

Thibodeaux said Brown, 52, was running as fast as men almost one-third his age and even blocked a shot in one game.

This was the first time Thibodeaux had seen Brown play, but Thibodeaux said Brown appeared to be "a pretty healthy guy."

Gerald Myers, director of athletics at Tech, agreed, saying Brown played basketball at the Rec Center three to four times a week and lifted weights at the football training facilities just as often.

Brown was an assistant coach for the Seattle Seahawks in the NFL and played for 16 seasons in football's top league. Myers said Brown hadn't lost his athleticism.

"He was probably at the same weight (as when) he played professionally," Myers said. "He was such an energetic, active person that worked out and was in top physical condition."

When Myers arrived at Univer-

**BROWN continued on Page 3**

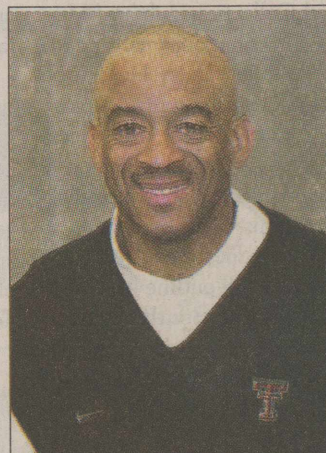


Photo courtesy Tech Athletics  
**DAVE BROWN, TECH'S cornerbacks coach, died Tuesday. Viewing will be held from 6 to 8 p.m. Friday at Rix Funeral Home.**



WINDMILLS SPIN IN the swift West Texas winds near Lubbock.

LINC ARMES/The Daily Toreador

## THE WEST WIND

### Area windmills bring gusts of history into South Plains

By **LAUREN SCOTT**  
FEATURES WRITER

Driving along U.S. Highway 87 south of Lubbock, it is hard not to notice the dozens of windmills popping up next to the road.

When windmills were introduced to the Great Plains, it revolutionized farming and ranching. While some structures do not resemble the windmills of today, windmills served an important role and were highly effective. Some original windmills which were used in the 1800s are on permanent display in Lubbock.

Coy Harris, executive director of the American Wind Power Center, said windmills originated in Persia in about the year 600 for grinding grains.

According to Microsoft Encarta Encyclopedia, windmills then spread across the world, making their way to China and the Middle East. In the 12<sup>th</sup> century, windmills appeared in England and France before quickly spreading throughout Europe.

Post mills, as they were originally called, served many purposes. They were built to pump seawater, saw wood, make paper and grind different materials.

Harris said the introduction of the windmill to the Great Plains was a major factor in settling the Western United States. According to the Center's Web site, by 1920 tens of thousands of windmills had popped up across the Great Plains.

He said the windmills were helpful to farmers and ranchers in obtaining water.

"If you look around, there's not much water," Harris said. "But, there's a big pool of water under the ground. For the farmers and ranchers that lived out here, the only method to get water was

**WINDMILLS continued on Page 5**

## For thieves, it's the season of taking

By **PAUL ROBERTS**  
STAFF WRITER

Christmas recently has come and gone. Laptops are filling scores of desks in Texas Tech's classrooms, and iPods are everywhere.

For the criminals of Lubbock, this could only mean one thing: The season of giving has ended, but the season of taking has just begun.

Tech Assistant Police Chief Gordan Hoffman said theft is the most popular criminal activity, and he urges students to be extra cautious of their surroundings to protect their brand new toys.

Since the beginning of Decem-

ber 2005, theft was reported more than 20 times on campus, according to reports. In some cases, it was a backpack with books. In other cases, the stolen items were more expensive items such as projectors, laptops and car stereos.

Hoffman said most of these cases could have been prevented if the items were protected by a watchful eye.

"The problem is unsecured residence hall rooms or unattended backpacks," Hoffman said.

People break into cars on campus, he said, because they walk by and see an easy opportunity to smash a window and steal valuables that are visible.

He said non-students mainly cause these cases of theft. People see a large parking lot full of easy opportunities to seize personal belongings or a new car stereo, Hoffman said.

He said these non-students also are known to make their way into residence halls and succeed in breaking into individual dorm rooms.

According to police reports, one incident occurred earlier this month when a criminal trespass was reported at the Carpenter/Wells complex. A resident noticed that an unknown person entered the room without permission during the holiday break.

Suspicious activity was reported

**THEFT continued on Page 2**

## Study: Young people who see more alcohol ads drink more

By **DANIELLE NOVY**  
SENIOR STAFF WRITER

There may be little need to tell the parents of a teenager that advertisements take a commanding role in the lifestyles of many youth, and a recent study solidifies the link between the drinking patterns of teens and the alcohol ads they are exposed to.

A University of Connecticut study found people aged between 15 and 26 who reported seeing a higher than average number of alcohol ads tended to drink more than their counterparts.

The study, which evaluated almost 2,000 participants, was the most expansive study of its kind conducted in the U.S., said James Moore of the Center on Alcohol Marketing and Youth.

The number of underage drinkers in the U.S. has remained steady throughout the past few years, he said. This study may provide the long sought after threshold to begin decreasing drinking in the teenage demographic.

Moore said the research offered a pathway to a new series of

**ADS continued on Page 5**



# In Brief

**Telescope workshop today**  
There will be a Telescope Users Anonymous workshop at 6:30 to 8 p.m. today at the Museum of Texas Tech University's Moody Planetarium.

The workshop is for new telescope users and will provide the necessary skills for observing the stars. Basic telescope operation, how to use the magnification and learning to read a star chart are a few of the topics to be discussed at the workshop.

Weather permitting, there will be an opportunity to go to the Planetarium Plaza to watch the stars.

The workshop is free of charge and reservations are required. Call 742-2456 or visit www.museum.ttu.edu for more information and reservations.

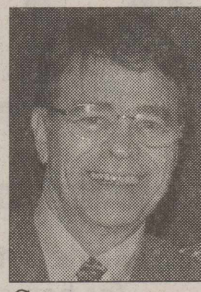
**Holden exhibit now on display**

The Southwest Collection and Special Collections Library is featuring an exhibit documenting the life of William Curry Holden on display January through August. The 30-panel display will be featured at local banks and will include a focus on Holden's archeology field programs, his Yaqui Expedition to Mexico, his education at Tech. The display also will outline his role in developing the Southwest Col-

lection in Lubbock, the Ranching Heritage Center and the Museum of Texas Tech University.

**Sociology professor dies**

Evans W. Curry died from complications from cancer Dec. 4. Curry was a professor of sociology and had written several articles on various topics in his field, his most recent being "Concern for God and Concern for Society."



Curry

Curry specialized in quantitative methods and minorities, which contributed to his department at Tech. According to a Tech Announcement, Curry received his doctorate from Louisiana State University and had been a member of the Tech faculty since 1976.

**Geosciences professor Jacka dies**

Alonzo D. Jacka, who taught geosciences for Tech, died Dec. 7. Jacka had been a member of the geosciences department since 1959 and from 1982 to 1991 was chairman of the department. A statement from Tech noted that Jacka helped

supervise 61 students pursuing Master's degrees and eight doctoral students. He also taught undergraduate students. Jacka published several scientific articles and helped consult the petroleum industry.

**Professors create grad student award**

Innovative breakthroughs in research and creativity can earn Tech graduate students more than bragging rights. Paul Whitfield Horn Professors have created the Horn Professors Graduate Achievement Award to honor the Tech graduate students for their research or creative activity, while being at Tech.

The minimum award is \$500, and the recipients will receive a certificate signed by members of the selection committee and Tech President Jon Whitmore.

The candidates must be current students, actively involved in innovative research or an original activity and must be nominated by their thesis or dissertation directors.

Recipients will be awarded at the Spring Faculty Honors Convocation in April.

Wijesuriya Dayawansa, Kenneth Ketner and William Westney are the members of the selection committee.

The deadline to apply is Monday, Feb. 13 at 5 p.m. Nominations or questions should be submitted to Donna Rogers, graduate school development officer, at donna.rogers@ttu.edu.

**Wellness Fair helps keep resolutions**

Don't even think about dropping that New Year's resolution. For students who hold out until the end of the month, Tech will host an interactive health fair to help people maintain their resolutions, meet their goals and live a healthy life.

Rec Sports and Student Health Services will host Tech Well: Interactive Health and Wellness Fair on Jan. 24 at the Robert H. Ewalt Student Recreation Center, which will run from 3 to 6 p.m.

Those who attend can visit a variety of interactive booths promoting health and personal wellness.

"Basically, we're trying to connect students with information and resources for an important level of personal health and wellness," said Juli Buchanan, unit director for Student Health Services.

Some booths will address nutrition, blood sugar and diabetes, while others will focus on massage therapy, sleep, alcohol and sexual

health, she said.

Other areas will not be ordinary, Buchanan said, and will inform people about pet therapy, hazing and professional development, where visitors can learn how to correctly shake hands in preparation for a job interview.

Dental health, hand washing and bone density also will be featured at the event.

Although the event is geared towards students, faculty and staff also are welcome to attend, Buchanan said. Visitors will receive a proof of participation, if necessary.

The event is held in January because students still have their New Year's resolutions intact, she said.

For more information, contact Buchanan at (806) 743-2860, ext. 279. You also can e-mail her at juli.buchanan@truhsc.edu.

**Cheerleader gets fifth in spirit competition**

Tech cheerleader Casey Martin competed online in the Samsung Sideline Spirit Contest last month.

The competition featured seven cheerleaders vying for a spirit title, which was decided by online voting.

Kelly Dupree, University of Ken-

tucky cheerleader, won the competition with 32,042 votes. As a result, her university was awarded \$2,000. Martin finished in fifth place with 1,369 votes.

The cheerleaders represented their respective athletic conferences in the final round of competition; Martin represented the Big 12 Conference.

Martin entered the final round when she earned 11,263 votes and edged out Big 12 cheerleaders from Kansas State, Missouri and Nebraska.

Her six competitors in the final round came from Arizona State from the Pacific-10 conference, Auburn and Kentucky from the Southeastern Conference, Indiana of the Big Ten Conference, Virginia Tech of the Atlantic Coast Conference and West Virginia from the Big East Conference.

Athlon Sports, a magazine publication company from Nashville, sponsored the competition, and the contest was held on the Web site www.athlonsports.com.

The Web site said the voting had to be restarted on Dec. 14, because of fraudulent voting and voters "gaming" the system.

Martin is a junior early childhood development major from Lubbock.

**THURSDAY JANUARY 12, 2006**

STAT. CHAN. AFRLI. CITY	KTXT 5 PBS Lubbock	KCBD 11 NBC Lubbock	KLBK 13 CBS Lubbock	KUPT 22 UPN Lubbock	KAMC 28 ABC Lubbock	KJTV 34 FOX Lubbock
7 AM	Jay Lay	Today	Early Show	Life Today	Good Morning America (HD)	Jack Hanna
:30	It's Big World		Bobby Flay	Animal Rescue		Sabrina
8 AM	Dragon Tales			Paid Program		Roseanne
:30	Puppy			Judge Mathis		Roseanne
9 AM	Sesame Street		Paid Program		Tony Danza	Martha
:30				Judge Joe		
10 AM	Callou	Regis & Kelly	Price Is Right	Judge Joe	The View	Tyra Banks
:30	Barney			Judge Hatchett		
11 AM	Teletubbies	Jeopardy!	Young and the Restless (HD)	Paid Program	Victory Life	Starting Over
:30	Mister Rogers	Jeopardy!		Jerry Springer	Paid Program	
12 PM	This Old House	News	KLBK 13 News	All My Children		Access Hollywood
:30	Watercolor	Days of Our Lives	Bold & Beautiful	Paid Program		Extra
1 PM	Needle Arts	As the World Turns	Paid Program	Eye for an Eye	One Life to Live	People's Court
:30	It's Big World	Passions		Paid Program		
2 PM	The Lions	Reading	Inside Edition	Guiding Light	Paid Program	General Hospital
:30					Just Shoot Me	Divorce Court
3 PM	Postcards	Oprah Winfrey	Maury	Becker	Montel	Ellen DeGeneres
:30	Cyberchase			That '70s Show		Billy Crystal
4 PM	Clifford	Dr. Phil	Judge Judy	Malcolm	Geraldo	Fox 34 News
:30	Arthur		Judge Judy	Access Hollywood	Insider	First@Four
5 PM	Maya Miguel	News	KLBK 13 News	Family Feud	News	Malcolm
:30	Nightly Business	Nightly News	Evening News	Family Feud	World News	Simpsons
6 PM	NewsHour with Jim Lehrer	Wheel Fortune	Millionaire	Everybody (HD)	Entertainment	Raymond
:30		Will & Grace	CSI: Miami	Killer Date	Love, Inc. (HD)	Dancing with the Stars
7 PM	This Old House	Four Kings (HD)	CSI: Crime Scene	"King Baby"	Without a Trace	(HD)
:30	Raising Cain	Name Earl (HD)	The Office (HD)	(59) ER "Split Decisions" (HD)	CSI: Crime Scene	"King Baby" (HD)
8 PM		(59) ER "Split Decisions" (HD)	Without a Trace (HD)	King of Hill	News	Sinfeld
:30	Nightly Business	KLBK 13 News	King of Hill	News	Sinfeld	Frasier
10 PM	Charlie Rose	(35) Jay Leno (HD)	(35) David Letterman (HD)	Fear Factor	(35) Nightline	(05) ET
11 PM	BBC World	(35) Conan O'Brien (HD)	(35) Late Late Show	Paid Program	(35) Jimmy Kimmel	Cheers
:30	GED	(35) Last Call	Paid Program	Bella Luce	Paid Program	

weekdays @ 10:00am

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**Breaking News**  
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**Tech Notes**  
Tech Notes is a service provided to Texas Tech students by the Student Government Association and The Daily Toreador. To have your student organization event listed, please call 742-3631 or e-mail [dailytoreador@ttu.edu](mailto:dailytoreador@ttu.edu).

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Policy: *The Daily Toreador* strives for accuracy and fairness in the reporting of news. If a report is wrong or misleading, a request for a correction or a clarification may be made.

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## Theft

CONTINUED FROM PAGE 1

in the Music building, when an apparent non-student was seen wandering the halls late at night looking in windows of practice rooms, according to reports.

Hoffman said these non-students are just waiting for an opportunity to steal a student's valuables.

He said people who trespass onto Tech property will be arrested. However, students should take an active role in protecting their valuables from getting stolen.

He said students, both those living on and off campus, should make sure their room door is securely locked when leaving for the day and to look for people who do not belong.

"If you observe a person that seems out of place or somebody who seems to not know where they are going, we encourage you to report this person," Hoffman said. "If you are confronted with a person without proper access into the dorms, do not let them in."

Vicky Dean, resident life coordinator of Hulen/Clement Hall, said students should only allow known visitors into their dorm halls.

"It is purely up to the students to allow anybody to enter," Dean said.

Another crime growing in popularity is identity theft, Hoffman said. "Students need to be extra careful with their identification information," he said. "Identification fraud is a growing concern and can cause a lot of problems."

He said students should refrain from giving out their Social Security number or personal data.

"People will call or send e-mails ask for your identification details, like your Social Security number, to verify an account," Hoffman said. "Do not give your identification card away. That is asking for trouble."

According to a pamphlet by the National Crime Prevention Council, an imposter can receive instant credit from someone's account after gaining a Social Security number and date of birth along with other personal identification information.

Bicycle theft is abundant on the campus as well, Hoffman said; and he recommends using the U-bolt lock, not any chain locks.

He said the Tech community is fortunate to not have to deal with many violent crimes. Hoffman said the Tech police work hard to provide a safe campus for the 28,000 students on it.

To report a crime or any suspicious activity, Hoffman said he strongly advises students to call the Tech police. According to the Tech Police Web site students, faculty, staff and visitors should dial 9-911 from any campus phone to notify the Tech Police Department of an emergency. Non-emergency calls on-campus should be placed to the Tech Police Department administration number at (806) 742-3931.

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# Study finds 1/3 of U.S. teens unfit

By DANIELLE NOVY  
SENIOR STAFF WRITER

With teenagers' collective fitness level on the downward slope, fast food, excess television and poor fitness education all emerge as possible culprits.

A recent study determined that about one-third of U.S. teens are classified as "unfit" and would not be able to pass a standardized treadmill fitness test.

A three-year study surveyed more than 5,000 participants before being analyzed by Northwestern University researchers who concluded that about 34 percent of those aged between 12 and 19 have a poor level of cardiovascular fitness.

Participants' physical condition was measured according to an eight-minute stint on a treadmill at varying speeds.

Participants waded into the exercise with a two-minute warm-up before quickening the treadmill into a steeper, faster pace.

The study, which was featured in a December issue of the Journal of the American Medical Association, found about 14 percent of the adults surveyed to be "unfit"; a figure 20 percent lower than the percentage of teenagers who exhibited a poor level of physical fitness.

According to www.kidsource.com, between 5 and 25 percent of U.S. children and teens are clinically obese.

The Web site indicated obesity among youth in the U.S. is increasing. In the past 40 years, obesity among 6- to 11-year-olds was gauged to have risen by more than 50 percent. Children between the ages of 6 and 9 were measured to have thicker folds of skin than children of the same age had in the 1960s.

Mercedes Carnethon, the lead author of the Northwestern University study, said certain environments in which children are raised are not conducive to fitness.

"There is a need for constantly monitoring children," she said. "So instead of playing outside, they are spending more time on the computer or in front of the television."

Carnethon said physical fitness has been generally declining in the population while obesity continues to rise.

The issue of obesity is not an isolated one; it is attached to other issues including heightened blood pressure and cholesterol. Cholesterol levels for those who ranked in the low fitness category were nearly 10 points higher than their "fit" counterparts.

Armed with such figures, professionals in the health care industry are aiming to find both the causes and the solution to the problem.

A Journal of the American Dietetic Association report released

this month found that genetics and childhood environment play a key role in one's likelihood to be obese. The study found that less than 40 percent of children with two obese parents had healthy weights.

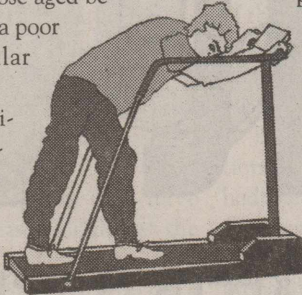
Connie Murray, a representative from the American Diabetes Association, said obesity could lead to Type Two Diabetes, citing poor eating habits as a common cause.

"Not having a proper diet and not getting enough exercise are causes of Type Two diabetes in younger people," she said. "There is definitely a link to fast food, too. Most people just aren't going to get a salad at a fast food restaurant. Even if they do order a salad they just use too much salad dressing, which defeats the purpose."

Researcher Carnethon points to fitness-oriented educational programs as a good starting point to boost health.

"Extracurricular activities that promote fitness would help," she said. "Physical fitness can stimulate the desire to be physically active."

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# Brown

CONTINUED FROM PAGE 1

sity Medical Center at about 6 p.m. Tuesday, Brown already had been pronounced dead, Myers said.

At that time, he said, at least a dozen players and three or four assistant coaches had gathered to support each other and Brown's family: wife, Rhonda, and two sons, Aaron and Sterling.

By 7 p.m., Myers said, 50 to 60 players and the entire coaching and support staff had assembled.

The supporters were not limited to the defensive backs that Brown coached, Myers said.

"All positions were there," he said. "There was sadness and a feeling of despair and loss among all the players. Our football team is a close group of student-athletes. They really are a big family. They support each other; they take care of each other."

Brown's support extended well beyond the field of play, Myers said, because Brown was more than just a coach for the athletes he worked with.

"He was interested in their schoolwork; he was always there for his players if they had a crisis in their life in some way," Myers said. "He was always there for them. He was just a great role model."

The Seahawks will honor Brown with a moment of silence at Saturday's game according to the Seahawks Web site.

bryan.wendell@ttu.edu

# BOOK IT



CAITY COLVARD/The Daily Toreador

ABBY BERGMAN, A junior pre-physical therapy major from Fulshear, organizes textbooks at Double T Bookstore Wednesday afternoon.

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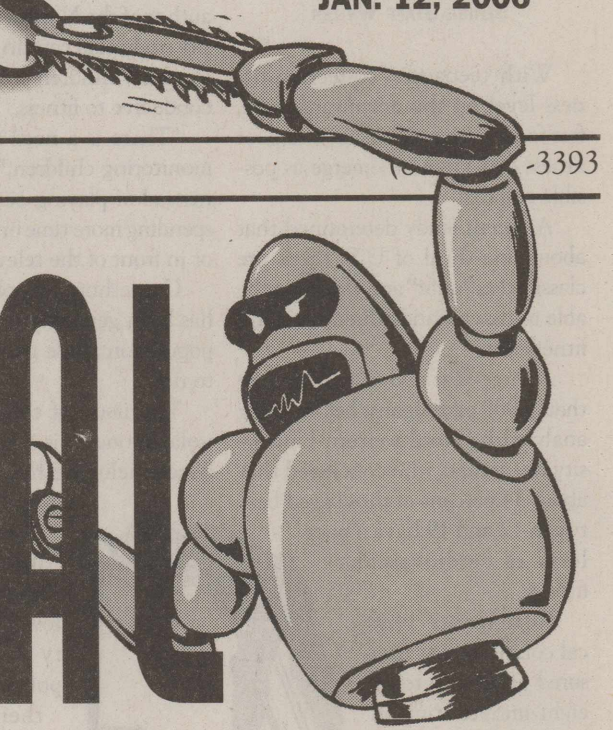
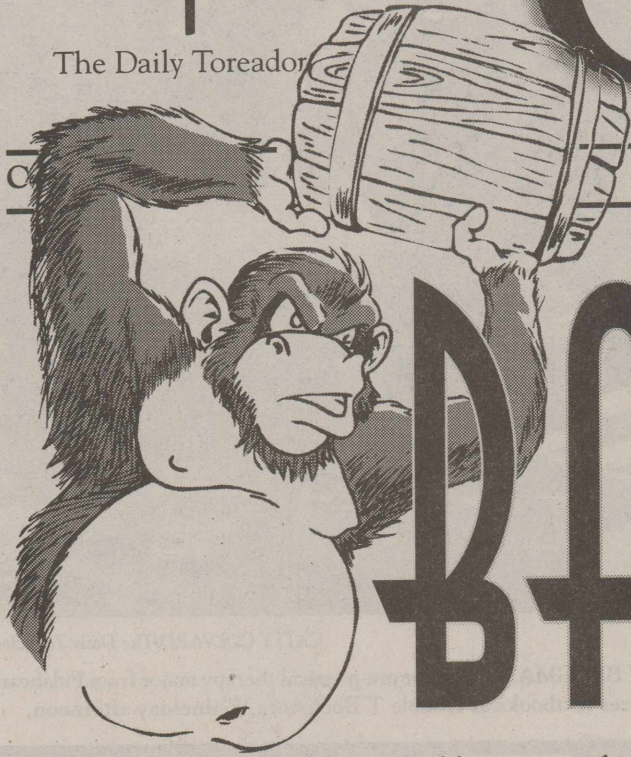
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Is President Bush's domestic surveillance justified? Decide in today's...



# BATTLE ROYAL

## Domestic surveillance harms civil liberties

The president of the United States speaks about freedom often. Bush has pledged to defend America's freedom from terrorists, who he claims hate us because of it, and has dubbed the invasion of Iraq "Operation Iraqi Freedom." Liberty seems to be one of his top priorities.

However, according to an article in *The New York Times*, the National Security Administration has been conducting surveillance on telephone conversations of U.S. citizens. Some claim this is a violation of the Foreign Intelligence Surveillance Act of 1978.

The president and his supporters in the media say he was given the authority when Congress passed the Authorization for Use of Military Force against al-Qaida in 2001. They say the activity is necessary to root out terrorists in the United States.

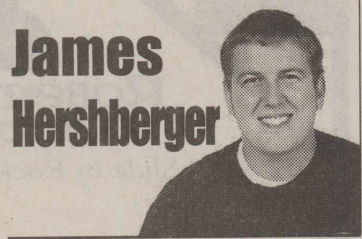
Both Democrats and Republicans in Congress are calling for an investigation. Bush said he will conduct his own investigation to discover who leaked the information to the press.

It seems to me that this is the latest in a string of clandestine actions by the president and his staff that are inconsistent with what America should stand for. The stories of suspected terrorists being tortured at secret sites, U.S. nationals being imprisoned without being charged and now telephone conversations being listened to by the government to seem like plots from crappy-B movies. Instead, they are news reports that are in our publications and being broadcast on our nightly news.

The issue is very interesting from a legal standpoint. A warrant to listen in on a telephone conversation can be obtained from a judge within hours or even minutes in the case of an emergency. If there was sufficient evidence that a person was linked to al-Qaida or another terrorist organization, why not present that to a judge? What is the president doing that he wants to keep from other trusted government officials?

This is particularly frightening when considering a story from *The Associated Press* of Dec. 5 that reported the Pentagon has been

**James Hershberger**



compiling lists of individuals and groups who oppose the war in Iraq. Stephen Cambone, the undersecretary of defense for intelligence, is conducting an investigation to make sure none of the information has been used inappropriately.

It is also possible that racial profiling is being used against Arab-Americans. Since 9-11 the government has been persecuting Arabs by requiring them to register with the government. By paying no attention to terrorists of other races, we open ourselves to another attack similar to the Oklahoma City bombing.

Many people, including reporter legend Carl Bernstein, are reminded of the illegal phone taps and surveillance used by Nixon to spy on the Democrats and people who opposed the war in Vietnam. Spying on U.S. citizens without a warrant and monitoring the activities of a political group is an attack on our liberty. It was done by Nixon and is being done by Bush.

One has to wonder how seriously Bush regards freedom. He has said "a dictatorship would be a heck of a lot easier." He joked in 2004 about bombing the Arab news network Al-Jazeera because they do not portray him favorably. Sure these comments weren't serious, but can you imagine the outrage people would feel if the prime minister of France or Germany made those comments?

What Bush says when he's not reading a speech has alarming implications. I do not think it is too much of a stretch to wonder if he would use phone taps to spy on his political enemies.

At Texas Tech, both conservative and liberal students are responding to the news of the domestic surveillance. Conservatives speak dramatically about the need to make sacrifices to fight the enemy. I understand and agree

with that, but the president should obtain permission from judges before monitoring phone calls. The president has not earned our trust. On the contrary, he has been caught lying several times, making power checks a must.

When the news broke, liberal students were giddier than Raider fans buying beer at the Cotton Bowl. I've heard people call this a "win" for liberal politics. Anytime the Constitution is disregarded and the president violates our rights, everyone loses. This is not a game; this is serious discourse on the subject of liberty. Liberals need to stop viewing politics as a competition measured in election results and media reports.

What the president has done should be investigated, and if he broke the law he should be punished. When anti-Bushites propose toasts at bars because of negative news, I grow concerned with the casualness with which this is being regarded.

In his song "Going Hard," socially conscious rapper Talib Kweli paraphrases Benjamin Franklin and says, "those who trade in freedom for protection deserve neither." Allowing Bush and those who work for him to monitor us without permission would be to deny what America is about.

Everyone should be in support of an investigation. Conservatives claim to be in support of limited government. Bush and Cheney have expanded their own powers well beyond what the founding fathers intended. Liberals support civil liberties. Domestic surveillance, secret lists and unrestricted presidential power should make anyone who values freedom uneasy.

Actions speak louder than words and while the president may claim to be a warrior of freedom, some of his actions are detrimental to liberty. Only a thorough investigation will assure us that the president is doing his job to protect our freedom.

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

## Monitoring terrorists keeps America safe

**Rebekah Wilks**



It's that time again — yet another potential "political scandal" yet to be testified against in another presidential administration. The war on terror brought with it many new tactics causing a need for new governmental policies and thus new rules to follow. The rules involving domestic surveillance have been under harsh scrutiny. The way the Bush administration handled these regulations has divided the Republican Party.

The war on terrorism marked the introduction of a new era, not only in politics, but in society as well. It exhibited the delicate balance and blurred the line between civil liberties and national security. How to manage this situation was put directly on the government and the criticism on its chief.

The role of foreign intelligence with the president and Congress is not specifically addressed in the U.S. Constitution. Modern interpretations of their roles come from the "foreign affairs" and "war powers" explanations. The balance of power between the two branches of government, however, has been contended throughout history.

Our forefathers set a variable system backed by checks and balances that has been changed much in accordance with history if allowed by the Constitution. Many cases have been cited as an explanation of certain provisions and laws. In many trials such as *Youngstown Sheet and Tube Co. v. Sawyer* (1952), *Katz v. United States*, *United States v. Butenko*, *Zweibon v. Mitchell* and *United States v. United States District Court*, the issues of presidential power, wiretapping, and domestic and international surveillance have been considered and debated.

The administration is expected to make its defensive arguments based on the Foreign Intelligence Surveillance Act, the congressional joint resolution on authorization for use of military force to combat terrorism, Article II of the Constitution outlining executive privileges and Title III of the Omnibus Crime Control and Safe Streets Act of 1968.

In 1978, the Foreign Intelligence Surveillance Act was an attempt to draw conclusions based on previous legislation to make sense of the

blurred line between intelligence gathering and civil liberties. The U.S. government stated that "the FISA shall be the exclusive means by which electronic surveillance... and the interception of domestic wire, oral and electronic communications be conducted."

The act states that the executive branch could conduct electronic surveillance when it is justified by national security, but there must be a "significant purpose" for gathering intelligence information warrant-less.

The Bush administration could argue that its purpose for surveillance was to discover, alert and avoid terrorist attacks. It also could state that the conditions for the warrant-less investigations were one party had to be linked to al-Qaida and one party had to be outside of the United States. They also could argue the early warning detection system.

The president created the surveillance program following Sept. 11. Many U.S. systems and practices do not have the speed and efficiency required for this. If the president created a specific legislative change more descriptive than the authorization for use of military force to combat terrorism, then it would have alerted the enemy about our restrictions and abilities regarding intelligence at the time.

This could have created much more of a threat to the U.S. legislation previously passed that acknowledged the president's authority to bypass the legislative route based on the declared need for confidentiality. This could possibly explain why the National Security Administration program avoided the special court established to handle secret surveillance and investigations of foreign and non-foreign individuals suspected of terrorism or spying.

The authorization for use of military force was granted to the executive branch. Considering the

non-traditional forms of warfare used by the terrorists, this statement could be extended to many spheres of national protection. Justice O'Connor wrote, "There can be no doubt that individuals who fought against the United States in Afghanistan as part of the Taliban, an organization known to have supported the al-Qaida terrorist network... are individuals Congress sought to target in passing the AUMF."

Sure, there is a small chance of you or your family being personally affected by terror tactics. However, the chances of a relative or friend of yours being affected is significantly increased.

With the introduction of bioterrorism, the chances increase considerably. Does the thought of one infected terrorist spreading a deadly disease or a few drops of a poisonous chemical placed in drinking water killing millions make you somewhat more alert?

There are safeguards and exceptions in place to guard against certain power imbalances in the U.S. government, and it is imperative that they are always checked.

With some questions unanswered, it is hard to draw conclusions on classified evidence when exposure could do more harm than good. After all, Jimmy Carter, Ronald Reagan and Bill Clinton were just some of the few recognizable names that participated in executive orders on warrant-less searches for similar intelligence purposes.

Ken Bass, a Carter administration Justice Department officer and an authority on the Foreign Intelligence Surveillance Act, stated that the subject of the president's inherent power has remained unresolved for decades.

It is impossible to draw a solid conclusion based on classified evidence, but looking at all the visible proof thus far in coordination with existing principles and interpretations, I believe it is safe to draw a conclusion that maybe Dick Cheney was right when he said, "It's not an accident that we haven't been hit in

**Wilks is a senior biology major from Lubbock. E-mail her at Rebekah.L.Wilks@ttu.edu.**

## Abramoff reveals corruption in U.S.

By NOAH STAHL  
IOWA STATE DAILY (IOWA STATE U)

(U-WIRE) AMES, Iowa — The story of disgraced lobbyist Jack Abramoff reads like a Hollywood drama.

In his prime, he was at the center of a sprawling network of politicians on whom he lavished gifts ranging from expensive dinners to overseas golfing vacations. Now that Abramoff has admitted guilt to conspiracy and fraud, his former friends are rushing to give those gifts to charity, and the nation is faced with a classic corruption scandal.

Predictably, Democrats jumped at the chance to portray Republicans as corrupt, although some members of their own party were involved.

What the Abramoff scandal reveals is more than the corruption of a few politicians, or the loopholes in a few lobbying rules, or the depravity of human nature. Rather, it reveals a growing fundamental flaw in our system of government.

The problem is that, increasingly, government action is for sale — at the price of enough political influence.

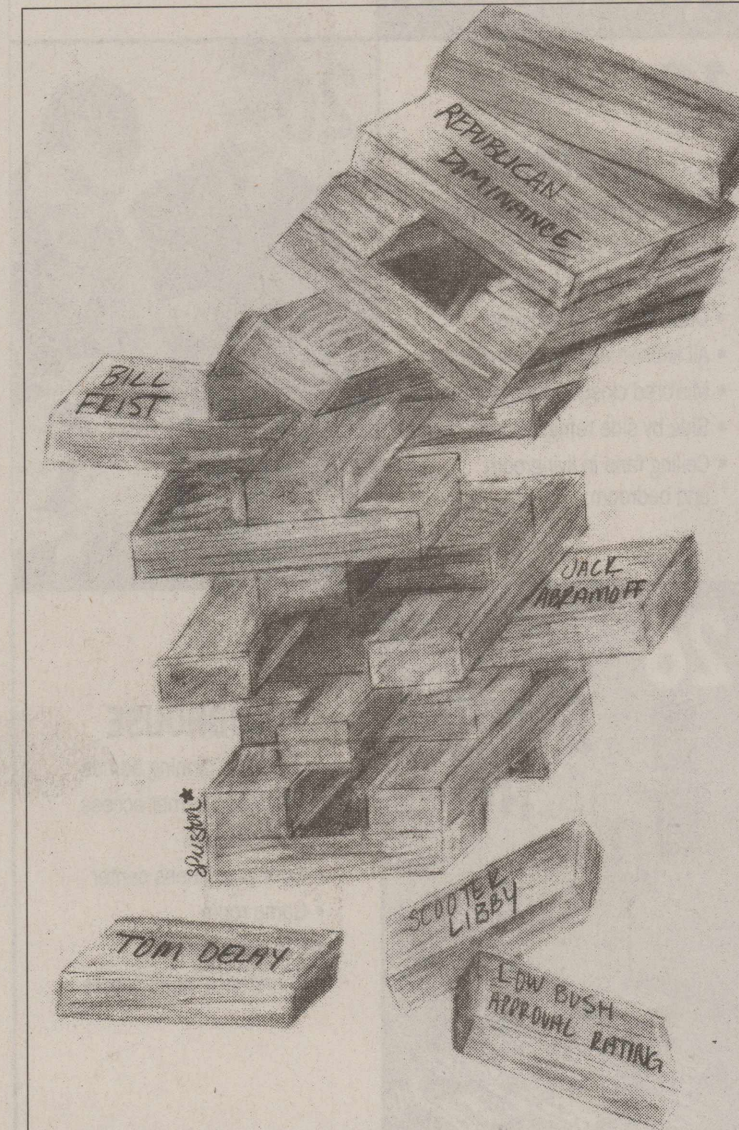
Consider a pair of Abramoff's dealings. In the first, he took money from one American Indian tribe to have a competing tribe's casino shut

down. In the next, he convinced the second tribe to pay him to get their casino permission to operate again. In common language this is called blackmail — in today's politics it is called lobbying and the mixed economy.

This isn't to say that America is hopelessly corrupt. Simply look to most countries in the world, where corruption doesn't even raise eyebrows, let alone make the news. In Nigeria, when the president's wife and her friends want to take a vacation, they simply go to the local bank, lay some empty bags on the counter, and demand they be filled with cash.

In fact, America is still one of the least corrupt countries on Earth. Why? Because it is the country that has come closest to implementing a government based upon the legal protection of individual rights — the only thing that limits the government's ability to offer anything in exchange for bribes.

We must reaffirm the idea that the government should not exist to confer favors on some at the expense of others, but to protect the property and freedom of all.



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# Experts say vaccines still best pick for flu prevention choices

By LAURA BURRUS  
STAFF WRITER

Influenza, also known as the flu, is a respiratory illness caused by different influenza viruses that attack the body and can cause complications if a person already has a disease.

Beckie Brawley, a public health nurse prevention manager from the Lubbock County Health Department said the flu is an airborne virus. She said she recommends anyone who wants to lower his risk of catching the flu should get a flu vaccine.

She said students who have respiratory diseases should get the flu shot.

"Any college student who has a medical condition such as, asthma, any type of lung condition, or any kind of heart condition needs to get a vaccine," she said.

According to the National Center for Disease Control and Prevention Web site, 5 to 20 percent of the U.S. population will get the flu during this year's flu season.

While the flu is currently widespread throughout Texas, Brawley

said she does not know how many flu cases Lubbock has had so far this year.

"We are just not getting into the good flu season," she said. "You won't know how many cases you have until the flu is over."

Brawley said the Lubbock Health Department was able to purchase 3,000 doses of the vaccine. She said the department shared some of the doses with local doctors who had high-risk patients. The department ran out of vaccines during the second week of November.

Elizabeth Dirks, a music education major, said she thinks she has had the flu vaccine every year, but this year she has not gotten it.

"No, I haven't gotten it and probably won't," she said. "I haven't really thought about it, actually."

Dirks, a junior from Midland, said she believes the flu vaccine is worth getting in order to reduce the risk of catching the flu.

"There's always an exception," she said. "There will always be one who will get the flu, even if they had the shot."

According to the CDC Web site, the flu shot contains three inactive

strains of the flu virus that are recommended for that year.

The Web site added that Nasal Spray Flu Vaccine also is available to help prevent the flu. Unlike the flu shot that contains three inactive viruses, the nasal-spray contains three live flu viruses. The viruses are sprayed in the nose instead of shot in the arm.

Joe Campos, a senior music education major from Odessa, said he received the nasal-spray vaccine this year.

"The doctor gave me something to sniff," he said. "I guess it's the equivalent of a flu shot."

Campos said he believes the flu shot will reduce his risk of catching the flu this season.

"The doctor built up my confidence in the vaccine," he said. "He said it would protect me against all the different strains."

According to the CDC Web site, people will have different reactions to the flu. Flu viruses can be mild to severe and can lead to death.

Also, people who have the flu can pass the flu to others from one day before they feel symptoms to five days after getting sick.

Brawley, who has worked for the Health Department for 16 years, said once the flu has attacked a person's body, it is important to treat it immediately.

"If you have a temperature, then you need to go see the doctor," she said.

Brawley said an important part to preventing the flu is using everyday tips such as hand washing and people covering their mouths when they sneeze.

"Prevention is the key," she said. "If you are ill, don't go to class."

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## FLU SYMPTOMS

According to the National Center for Disease Control and Prevention Web site, people should see a doctor in reference to the flu if they begin to exhibit these symptoms:

- Fever
- Headache
- Sore throat and cough
- Body aches
- Runny or stuffy nose

Source: [www.cdc.gov/flu](http://www.cdc.gov/flu)

## Ads

CONTINUED FROM PAGE 1

intervention strategies.

"I think we're hoping it will create a new dialogue," he said. "We're always saying that alcohol is the number one drug abused by teens."

Moore said the study highlights a firm connection between the alcoholic beverage ads cropping up throughout the media and the influence they have on underage consumers.

The study found that exposure to one advertisement more than the national average of advertisements viewed by youth equated a 1 percent increase in consumption of alcohol.

Additionally, youth who were exposed to an abundance of alcohol advertisements showed increases in their drinking patterns into their late 20s, while the drinking tendencies leveled in the early 20s for those exposed to fewer ads.

The study was financially backed by the National Institute on Alcohol Abuse and Alcoholism, which maintains a steady flow of projects alerting consumers of the adverse effects alcohol can bestow, including alterations in brain development.

According to the institute's Web site, [www.niaaa.nih.gov](http://www.niaaa.nih.gov), half of televised beer commercials air during Saturday or Sunday afternoon

sporting events — a time slot that draws in many young viewers.

Between 1998 and 2002, beverage companies increased spending on beer ads to \$972 million annually, an increase of 45 percent.

Young people have mixed opinions about the correlation between their peers' drinking habits and the multi-million dollar alcohol advertising industry.

Kalayne Montano, a senior at La Cueva High School in Albuquerque, N.M., said while she believes some hard alcohol commercials portray their products as tasty by emphasizing the fruit flavoring, the same technique does not work for marketing beer.

"Some people would think the Smirnoff or raspberry vodka would taste good if they just watched the commercials," she said. "Still, I don't think if they saw a beer advertisement it would make them think it tastes good."

Meanwhile, Nicosha Schedlbauer, a sophomore business major from Albuquerque, said she does not believe alcohol ads have a substantial impact on American youth.

She said a variety of other factors like one's morals pushed advertisements into the background.

"I don't think they any effect at all because most of what people do is based on family morals, personal beliefs or peer pressure," she said.

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## Windmills

CONTINUED FROM PAGE 1

the windmill."

He said the Center has more than 140 windmills on display. According to the Center's Web site, it is the largest collection of windmills in the world. The Center has more than 32,000 square feet of space available for windmill display.

Harris said windmills are on display inside and outside.

"We have 92 mills inside," he said. "These are the rarest."

Harris said the oldest mill at the Center dates back to 1868. It was designed by the man who obtained the first windmill patent. He said there are two windmills with 25-foot diameters used for pumping water and a wind turbine with a diameter of 155 feet.

He said the turbine is used for generating electricity.

"In one year, the turbine can generate enough energy to power over 100 homes," Harris said.

He said the Center was originally thought of in the 1960s as a windmill collection. After much thought and planning, the American Wind Power Center opened in 1993.

According to the Center's

Web site, the city of Lubbock provided the land and a building for indoor display.

Harris said the majority of the water-pumping windmills were donated. This is not the case with the wind turbine though.

"The turbine cost about \$1 million," he said.

Harris said everyone will find a windmill they like because of the broad range of windmills on display.

"We have big mills, we have little mills," he said.

The Center also has a museum store where miniature windmills, mugs and T-shirts are available for purchase.

The American Wind Power Center is located at 1701 Canyon Lake Dr. The hours of operation are 10 a.m. to 5 p.m., Tuesday through Saturday.

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## Man who threw grenade at Bush convicted

TBILISI, Georgia (AP) — A court Wednesday convicted a man of trying to assassinate President Bush and the leader of Georgia by throwing a grenade at them during a rally in May 2005, and he was sentenced to life in prison.

The court also convicted Vladimir Arutyunian of killing a policeman in the course of an operation to arrest him several weeks after the incident.

The grenade that Arutyunian threw during the huge rally attended by Bush and President Mikhail Saakashvili landed about 100 feet from the stage where they were standing behind a bulletproof barrier and did not explode.

No one was hurt.

Arutyunian, whose trial began last month, has said he would try again to kill Bush if he had the chance.

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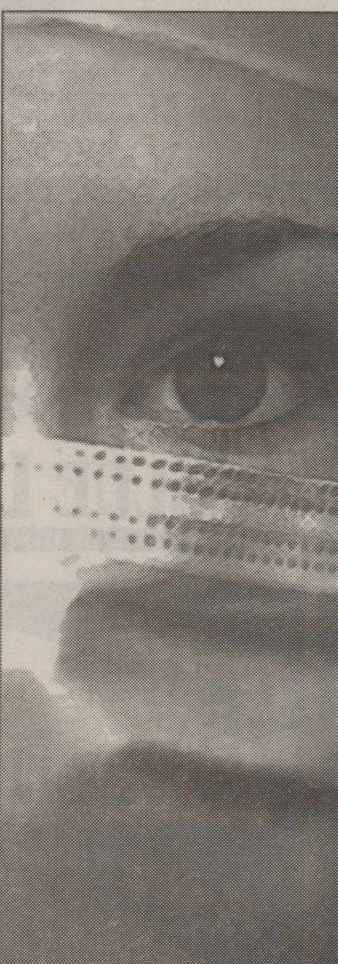
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## Let them entertain you . . .

NEW YORK (AP)—Lindsay Lohan is "appalled" by the Vanity Fair article released last week in which she confessed to dabbling in drugs and battling bulimia.

LOS ANGELES (AP)—Angelina Jolie is expecting a baby this summer with Brad Pitt, according to a report on People magazine's Web site.

LOS ANGELES (AP)—The "Newlyweds" home of divorcing Hollywood couple Jessica Simpson and Nick Lachey is being bought by "Malcolm in the Middle" teen actor Justin Berfield.

LOS ANGELES (AP)—Britney Spears topped Mr. Blackwell's 46th annual "Worst Dressed" list for wearing clothes that he said made her look like an "over-the-hill Lolita."

"MOUNT CLEMENS, Michigan (AP)—Slim Shady and his ex are going to get married again. Kim Mathers, Eminem's former wife, has applied for a license to marry Marshall Bruce Mathers III, aka Eminem.

NASHVILLE, Tenn. (AP)—Nashville leaders like the sound of a new report that says the music industry generates about \$6.4 billion a year for the area's economy. That figure almost exceeds the combined impact of music industries in Seattle, Memphis, Austin, Texas, and the entire state of Georgia.

# Anderson claims Tuesday night

By LAUREN HENCKEL  
FEATURES WRITER

Jason Anderson likes Kelly Clarkson and is not afraid to admit it. This private-school music teacher turned touring musician believes people should be more honest with their true musical tastes.

"People give a disclaimer if they listen to a musician they feel wouldn't be accepted by their social circle by saying 'I know it's stupid, but I like Kelly Clarkson.' If you like to listen to someone, let everyone know," Anderson said.

Anderson was quiet and thoughtful while he chatted in schoolhouse chairs on risers at Space 1110 Tuesday. He was soft-spoken, but full of ideas.

A native of New Hampshire, this 28-year-old musician left teaching when the opportunity to tour was presented to him. Anderson recently returned from a one-month European tour and is in the middle of a U.S. one.

Anderson loves working with children but believes touring and recording is just as important because it is an excellent life experience.

Although Bruce Springsteen, Madonna and Prince influenced him, he does not necessarily sound like any of those artists. Anderson looks to their performance style and ability to entertain a crowd as inspiration. He said his purpose as a musician is to entertain and spread happiness.

Anderson said he believes in sending a positive message in his music and encourages fans to live life in the moment. He said he likes to believe that during the hour he plays, he and his audience are connected.

"I don't want to play music to the converted — the hipsters, the people who think they like Limp Bizkit just because their friends do," Anderson said.

He said music fans should not be so arrogant about the people they feel worthy to listen to "their" music.

"It doesn't matter that you took two hours to get ready to find the perfect 'emo' outfit for that perfect thrift store look. People should like (the music) they like without having to uphold a certain image," he said.

On Anderson's tour, he acknowledges the fact that some of his shows will be small, but that does not mean he should disregard the handful of people that might attend. He said he believes in playing each show to the fullest.

As he took the stage at half past ten, his quiet demeanor melted away quickly despite the cold outside Space 1110. He literally came alive when he began to play. In this completely acoustic show, he had the crowd stand up and gather around him in a corner of the venue. He immediately asked for a "heck yeah," an "amen" and a "hallelujah."

Anderson opened with Manfred Mann's "Do-A-Diddy," and encouraged crowd participation. He said he looked directly into each pair of eyes in his audience

and connected individually.

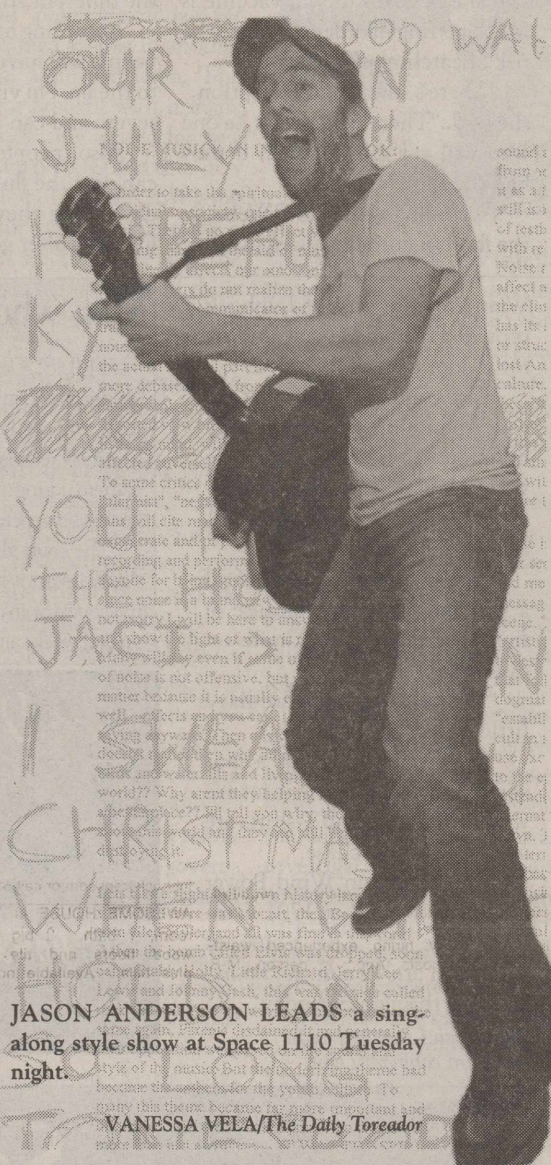
The show included the performance of self-written songs such as "Kyle," where Anderson sang, "our hearts were beating and our mouths were open and loud-spoken, and that's the best feeling." And "The Hospital." Anderson also burst into a rendition of TLC's "Scrubs."

Anderson said he writes songs about incredibly specific and personal accounts in his own life. He knows his audience might not have experienced the exact same event, but they might have felt the same emotions during something similar.

"Everybody has felt yearning and passion," he said, "I sing about those things."

Anderson's latest album, "The Wreath," is now available. Anderson will return to the recording studio at the end of this month.

lauren.b.henckel@ttu.edu  
clara.cobb@ttu.edu



JASON ANDERSON LEADS a sing-along style show at Space 1110 Tuesday night.

VANESSA VELA/The Daily Toreador

## live music preview

TODAY

Jon Bebwell's Hootenanny with The Cousins and others — 8 p.m. J&B Coffee House, no cover.

La Masa: Jerry Serrano, Anthony Garcia, Eduardo Alcauaga and Joy Harris — 8:30 p.m. La Diosa.

Phillip Coggins — 10 p.m. Hub City Brewery, no cover.

Charlie Shafter — 10 p.m. The Blue Light.

FRIDAY

Kevin Fowler — Wild West, \$12 adults and \$15 minors.

Jeremy Scott Echols — 10 p.m. at Bash Riprocks, \$3.

Acoustic Open Jam — 10 p.m. Whiskey Dix, no cover.

Landon Smith — 10 p.m. JFK's, The Cousins — 8 p.m., Stein's Coffee, no cover.

Doctor Skoob & the Acoustic Groove — 10 p.m. Hub City Brewery, \$5.

Antony Garcia — 10 p.m. Gaslight.

SATURDAY

Levi Smith with Jeremy Scott Echols — 8 p.m. Crickets, no cover.

Jake Kellen — 9 p.m. Jake's Sports Cafe Backroom.

Hotfoot Toby — 9 p.m. La Diosa.

SUNDAY

Open Jam Night — 10 p.m. The Spoon, no cover.

MONDAY

John Spratt — 9 p.m. Hub City Brewery

TUESDAY

Sean Frankhauser Trio — 10 p.m. Rocky LaRue's, no cover.

Wes Nixon Band Open Mic — 10 p.m. Bash Riprock's, no cover.

John Spratt — 9 p.m. Crickets, no cover.

WEDNESDAY

Plain Brown Wrapper — 9 p.m. Crickets, no cover.

Falling Down Hurts — 7 p.m. Tokyo Joe's, no cover.

Doctor Skoob & the Acoustic Groove — 10 p.m. Rocky LaRue's, no cover.

Editors Note: Covers and times are subject to change.

### THE Daily Crossword Edited by Wayne Robert Williams

ACROSS  
1 DOD part  
5 Flight school final  
9 Corporal  
14 Very unusual  
15 Stadium level  
16 January in Spain  
17 Collection of ancient poetry  
18 Winglike parts  
19 Mathis hit  
20 Start of Don Harold quote  
23 Ruby  
24 Playwright Eugene  
28 Tax collectors letters  
29 Attired  
31 Hamm or Farrow  
32 Director Pont  
35 Trudge  
36 Captures  
37 Part 2 of quote  
38 Part 4 of quote  
40 Act petulant  
41 Oversupply  
42 Fences the loot  
43 Table scrap  
44 Rosabud, e.g.  
45 City in GA  
46 Snuggle  
48 Shirt parts  
52 End of quote  
55 Pesto sauce herb  
58 Saab model  
59 Race in "The Time Machine"  
60 Protein acid  
61 Actress Teri  
62 Solitary  
63 Seraglio  
64 Actress Ione  
65 Walked heavily

DOWN  
1 Stallion movie, "Judge"  
2 Quoth "The Raven" he did  
3 Flip side of supine  
4 Chuck Yeager, e.g.  
5 Barrel parts  
6 Lubricated  
7 Shakespearean king  
8 Mining findings  
9 Send back  
10 Japanese cartooning style  
11 Plaines, IL  
12 Gallery works  
13 Rogers or Acuff  
21 Typo  
22 Take a \_\_\_ off  
25 Spin doctor's concern  
26 Illuminate  
27 Shoe forms  
28 Smoke mass  
30 Churl  
32 Poultry choice  
33 Reverse  
34 Overwhelming defeats  
35 "Corner USMC"  
36 Fundamentalist region  
39 San \_\_\_ CA  
41 Singer Campbell  
44 Aspen zigzag  
45 Veep of the 90s  
47 Cable  
48 Word of apology  
49 Heroism  
50 Low-budget prefix  
51 Hit the slopes  
53 Base-stealer stoppers  
54 Shipbuilding wood  
55 Scornful exclamation  
56 Physicians org.  
57 Knight's title

By Alan P. Olschwang  
Huntington Beach, CA  
1/12/06

### Wednesday's Puzzle Solved

ELECT MAIST TAKE  
BYNOW AMAS ARAM  
ANYBODYOUTTHERE  
NEARER STRAITTEN  
ADES EASTEND  
VAT GALA PSI  
EMU ERATO AGUA  
NOBODYSBUSINESS  
AKER HAGEN NET  
ANTH LI TRAD TRA  
LOCATION EGRESSIT  
EVERYBODYDOESIT  
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Across:  
1. The best place to kick back on campus.

s u b

Correction: The headline printed over Marcus Parks's column Wednesday read "Top 10 indie albums dropping in 2006." The headline should have read "Top 10 indie albums of 2005." The Daily Toreador regrets the error.

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7				8
9	1	8		5
		6 4 7		
3	1 2	5 8		4
8				6
7	2 4	6 9		1
		7 6 3		
6		9 2		3
	3			5

Fill in the grid so that every row, every column and every 3x3 grid contains the digits 1 through 9 with no numbers repeated in any row, column or box.

Solution, tips and computer program at www.sudoku.com

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Life & Leisure Editor: Clara Cobb

life&leisure@dailytoreador.com

Features Desk: (806) 742-2937

**Former Dean Owens takes a bow, bids Tech farewell**

By **CHRIS ATWOOD**  
FEATURES WRITER

The candles were lit, and the tables were set. The floral arrangements were pushed to the side so people could mingle as they discussed their favorite memories of Garry Owens at his farewell reception Tuesday.

Owens resigned from his position as dean of the College of Visual and Performing Arts at the end of the Fall 2005 semester citing personal reasons. His resignation came suddenly, which did not leave time to select a new permanent dean. He said his timing was crucial.

"If I was going to do this, I should do it now," he said. "I want to see what's out there and what's available."

Owens graduated from the University of Wisconsin at Madison with three degrees in music education.

Owens has kept busy during the years after graduating by teaching music to high school and middle school students, as well as teaching at the college level. He also served as dean of the School of Performing Arts at Northwestern Arizona University, and chaired the music and art department at the University of Michigan at Flint.

Owens began his career at Texas Tech in 1999 as the director of the School of Music, but also served as the interim department chair for the theatre and dance department.

"(He will be) fondly remembered for his benevolent leadership," said Interim

Dean Jonathon Marks. "It's been a privilege to work with him."

Since coming to Tech, Owens has been "very active, very outgoing and very enthusiastic," Robert Henry, associate dean of the College of Visual and Performing Arts said.

After serving on the committee that designed the infrastructure of the college, Owens was selected to be dean.

"He's been involved with all the arts during his career," Henry said. "He's interested in all the arts, equally supporting them all to succeed."

After the creation of the college, Owens also helped design the content and title for the Ampersand magazine, the college's publication for alumni, faculty and staff.

"We thought it would be a great way to link the visual arts to the performing," Owens said.

The title is symbolic of the magazine's logo, which includes all three logos for the departments, connected by an ampersand.

"I'll miss it a lot," he said. "It's been a terrific job."

Although the University of Wisconsin is his alma mater, Owens said he will miss Tech and the time he spent in Lubbock.

"(Tech is) the one institution that has adopted me, and I have adopted it," he said.

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clara.cobb@ttu.edu



FORMER COLLEGE OF Visual and Performing Arts Dean Garry Owens poses at a farewell reception Tuesday.

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Sports Editor: Trey Shipman

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## Tech keeps Bears in hibernation

By MATT MUENCH  
SENIOR SPORTS WRITER

Practice is supposed to make perfect. So they say. Not for Baylor Wednesday night at the United Spirit Arena. The Bears basketball team can thank Texas Tech for proving the old cliché wrong.

After practicing an NCAA record 89 days before a true game, Baylor could not get its fundamentals in place as the Raiders defeated the Bears 79-61.

The Bears were not allowed to participate in nonconference games this season like every other program in the country due to NCAA sanctions brought on by the previous coaching staff in 2003. All they have done since October is practice. It was their first game in 307 days.

"I would have much rather won tonight," Baylor coach Scott Drew said. "But at the same time, it was great to get in a game atmosphere. It gave a chance to see what we have to work on and

build on. It was a nice stepping stone."

At first the Bears looked as if they have been playing true competition since last fall as it opened the game shooting 5-of-6 from the field. They even held a 20-17 lead 11 minutes into the game.

"At the start, they didn't look like a team that hasn't played a game," Tech coach Bob Knight said.

But that was the last time Tech let the Bears have their fun. Tech, who chalked up its first conference win of the year, didn't feel any pity from that point on.

During the final nine minutes before the break, Baylor showed its inexperience as the Raiders (9-7 overall, 1-1 Big 12) closed the half on a 20-4 run.

Tech forced ill-advised shots from the young Bears (0-1, 0-1), who started two freshmen. Baylor only hit two of its final 13 shots of the half after holding the lead.

"I think we just got the adrenaline

flowing too much," Drew said. "We will learn from this."

Knight said the Bears were put in a tough situation.

"They were under a tremendous handicap by having to play us tonight," he said.

But Baylor guard Aaron Bruce wanted no pity.

"We knew the situation we were getting into," he said. "But this game gave us a chance to do different things. I'm glad we still stuck together as a team. That was a good thing."

During the key first-half run, the Raiders were paced by second-year guard Martin Zeno's nine points, including a key 3-point play that got the arena shaking like the legs of the Bears. Zeno finished with 21 points, second to counterpart Jarius Jackson's 22.

They both played the entire game. They have to get used to it after losing freshman guard Terry Martin when he quit the team last week.

Knight said it was Zeno's best showing of the season.

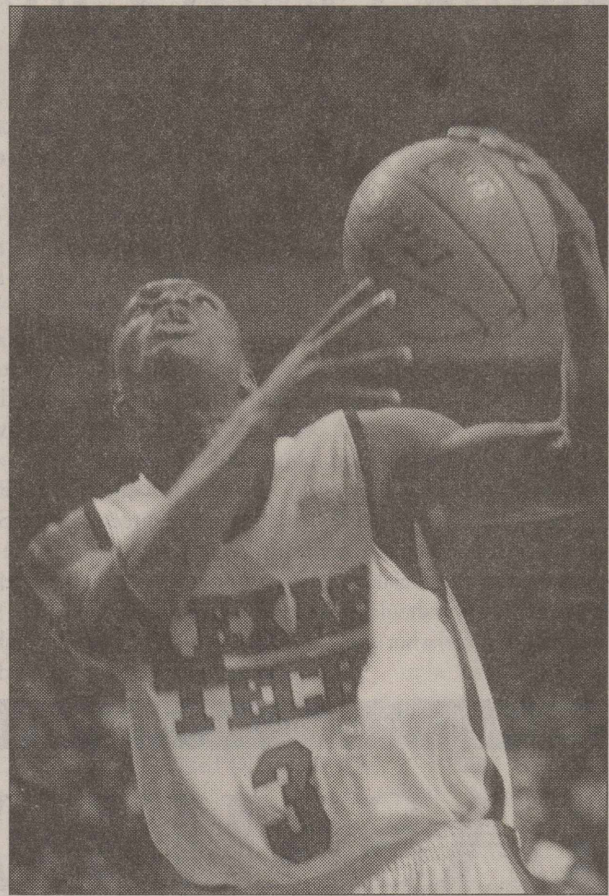
"Martin played really well. He was a great freshman. He has not been a great sophomore," Knight said. "Hopefully this is the start for him."

Tech got ahead by 17 early in the second half, but the Bears tried to crawl back into the game by cutting the lead to eight points at the 10-minute mark. Then they went back into hibernation as the Raiders went on an 11-2 run over the next five minutes to seal the win and keep Baylor asleep.

Knight said he was happy with the way Tech countered the Baylor runs. He said Tech played almost a full good 40 minutes this season for the first time this year.

"That has been a problem all year," Knight said. "We have really harped on trying to play every possession. Today we came close to that."

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► trey.shipman@ttu.edu



TEXAS-TECH SOPHOMORE guard Martin Zeno goes up for the layup in the Raiders' 79-61 win over Baylor Wednesday at the USA. Zeno finished as the game's second leading scorer with 21 points.

LINC ARMES/  
The Daily Toreador

## Texas-ex Applewhite gets gig with Rice Former Baylor player denied appeal

HOUSTON (AP) — While the Houston Texans mull whether to draft hometown hero Vince Young, another former Texas star quarterback is already settling into his new job in Houston.

Major Applewhite, the Longhorns' all-time leading passer, was named the offensive coordinator at Rice over the weekend, the marquee name on new coach Todd Graham's staff.

"All of those things you take into consideration in accepting a job, all those things seemed to fall into line," Applewhite said Wednesday.

Just 26, Applewhite's only previous coaching experience came last season, when he was the quarterbacks coach at Syracuse under former Texas defensive coordinator Greg Robinson.

The 6-foot-1 Applewhite answered questions about his readiness for the job by pointing to the coaches who've

mentored him, namely former Texas coach John Mackovic, current coach Mack Brown and Robinson.

"I've had my ears open and gained a lot of experience from them," he said. "This is the right fit for me at this point in my career. This is the right time to make this decision."

In college, Applewhite faced skeptics who questioned whether he had the size and strong arm to be a star in the Big 12. He answered them by going 22-8 as a starter and throwing a school record 60 touchdown passes.

"As a player or a coach, you just do whatever is put before you," he said. "Whatever the job is, you find a way to get it done."

In 2003-04, he was a graduate assistant at Texas and tutored Young, who led the Longhorns over Southern California in last week's national championship game at the Rose Bowl.

Applewhite had little to say about Young possibly joining the local NFL team.

"I'll let the Texans handle that," he said with a wry smile. "I have a job of my own."

Graham, hired on Jan. 1 to replace the retiring Ken Hatfield, admits a big reason for luring Applewhite was the weight his name carries among recruits in Texas. Applewhite downplayed how much his name alone will help in rebuilding the Owls, who've had only one winning season since going 7-4 in 1997.

"It will get you in the door, but our philosophy and the way we'll work and the enthusiasm we'll have as a staff will be what really sells us," he said.

Applewhite said a head coaching job is the ultimate goal, but that he is willing to wait until he knows he's ready.

WACO (AP) — A judge has denied a former Baylor basketball player's request to appeal his murder conviction.

State District Judge Ralph Strother issued the decision in a letter sent Tuesday to Carlton Dotson, 23, who is serving a 35-year prison term for the 2003 shooting death of teammate Patrick Dennehy.

Local officials said Dotson is not eligible to appeal his case because he surrendered his right to appeal

when he pleaded guilty in June.

Also, the 30-day deadline to request an appeal has expired.

Dotson wrote a letter last month seeking permission to appeal his case and asking the court to loan him a transcript of his court appearances.

He sent the letter to McLennan County District Clerk Karen Matkin but addressed it to "The Honorable Justices of the Court of Appeals."

Although Strother denied Dotson's request, Matkin forwarded a certified copy of the motion to the

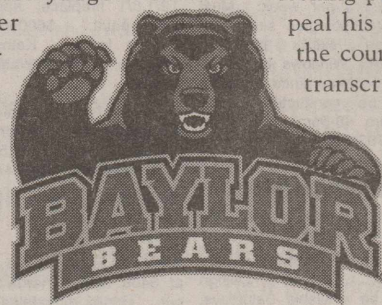
10th Court of Appeals "out of an abundance of caution," according to her letter to the intermediate appellate court clerk, Sharri Roessler.

Roessler said Tuesday the court had not received Dotson's motion.

Court officials said that if the 10th Court justices also reject the request, Dotson's next option is to file a writ of habeas corpus, which alleges unlawful incarceration.

However, he is not entitled to a free court transcript in writ proceedings, as qualified indigent inmates would be in appeals, the officials said.

Dotson's first parole review is set for 2021 when he would be 38 years old, prison officials said.



### SIDE TRACK: DISCUS

This is second in an on-going series of stories on the lesser-known track and field events.

To make a discus throw, the competitor starts in a concrete-surfaced circle. The athlete typically winds up while facing away from the direction of the throw. The thrower then spins around 1 1/2 times to build momentum.

The discus must land within an arc marked by lines on the landing zone while the competitor stays

within the diameter of the concrete circle.

The discus itself is a lens-shaped disc. A men's discus typically measures 220 millimeters in diameter, and has a weight of two kilograms. A women's discus weighs one kilogram with a diameter of 182 millimeters.

This year's men's discus team is led by Brad Kring who led the team last year with a throw of 171-5. Kring also is joined by Harrison Benjamin and Jamie Robinson. Harrison had a

personal best throw of 150-11 at the 2005 UTEP Invitational. Robinson is an All-American in javelin, but could see some time in the discus competition in 2006.

This year's women's team welcomes three freshmen including D'Andra Carter, Patience Knight and Ozie Okolie. Carter's throw of 165-8 at Red Oak High School is the all-time record in the history of Texas high school.

—Jay Langley/Sports Writer

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