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## Search continues for head baseball coach

Assistant coach Tim Tadlock to serve as interim until new baseball coach is hired



FILE PHOTO/The Daily Toreador  
TEXAS TECH BASEBALL head coach Dan Spencer was fired on May 20. The search for a new coach continues.

By KATELIN KELLY  
STAFF WRITER

Texas Tech athletic director Kirby Hocutt hosted a news conference May 21 to announce that head baseball coach Dan Spencer had been fired.

Even though making no change in the program was considered, all Tech athletic programs are expected to compete at the national level, Hocutt said.

"Obviously, the season did not go the way that any of us had hoped, but Dan is a good man, Dan is a Red Raider, and we wish him only success as he moves forward," Hocutt said at the news conference.

Spencer has three years left on his contract, Hocutt said, which Tech will honor.

Hocutt said the 2012 baseball season did not end as he had hoped, finishing 29-26 overall and 7-17 in the Big 12 Conference.

"Very simply, we are in a business that you are held accountable for your results and those are not the

results that we expect at Texas Tech," Hocutt said.

Assistant coach Tim Tadlock will serve the role of interim coach until the head coach position is filled.

"Coach Tadlock and I had a chance to visit last night and again this morning, and he has expressed his interest for the full-time position, and he will be a very strong candidate for the full-time position," Hocutt said.

The search for a new coach began promptly after Spencer was fired and will continue until the position is filled.

During the interim, Tadlock will remain in contact with the players who have committed and signed with Tech.

"You look at no two situations are ever the same and," Hocutt said, "unfortunately, four years later this one didn't work out the way anybody believed it would or anybody hoped it would, but you make the decisions that are necessary today and move forward and that is what we intend to do."

>>>kkelly@dailytoreador.com

## Doubles team places 2nd at NCAA

Men's tennis duo finishes 2nd at championship

By EFRAIN DUARTE  
STAFF WRITER

The last doubles match for Raony Carvalho and Gonzalo Escobar on May 28, ended in a loss in the final round of NCAA Championship.

The final match, which took place indoors in Athens, Ga., resulted in a loss to Ohio State University's doubles team.

Head tennis coach Tim Siegel reflected on the season and the NCAA tournament. "For me, the season is emotional," Siegel said.

According to the Texas Tech Athletic website this is the fourth time in five years the Tech team has finished in the Intercollegiate Tennis Association Men's Top 25.

"I know the score of all six matches at all times and that can be mentally tough and challenging," Siegel said.

The Tech doubles team beat the



PHOTO COURTESY OF TRENTON HILBURN  
RAONY CARVALHO AND Gonzalo Escobar lost in the final round of the NCAA Tennis Championship.

undefeated doubles duo of the University of Southern California, which put them in the final match.

Carvalho, a native of Brazil, came to Texas Tech University as the number one tennis player in the 18 and under league in Brazil.

"(The tournament) was special for me because I knew that all of Texas Tech was watching and following us,"

Carvalho said.

According to the Tech athletic website, Carvalho has played tennis all four years while at Tech.

Escobar, a native of Ecuador, finished top five in the junior league before coming to Tech. Escobar also has played for Tech all four years.

Both Carvalho and Escobar competed in their last NCAA tournaments

at the end of May.

"I think, it being our last chance, we wanted to finish the best way possible," Carvalho said.

According to the Tech Athletics Department, Tech closed out the season 16-9, finished second in the Big 12 Conference and advanced to the second round of the NCAA Championships.

>>>eduarte@dailytoreador.com

## Boston Building

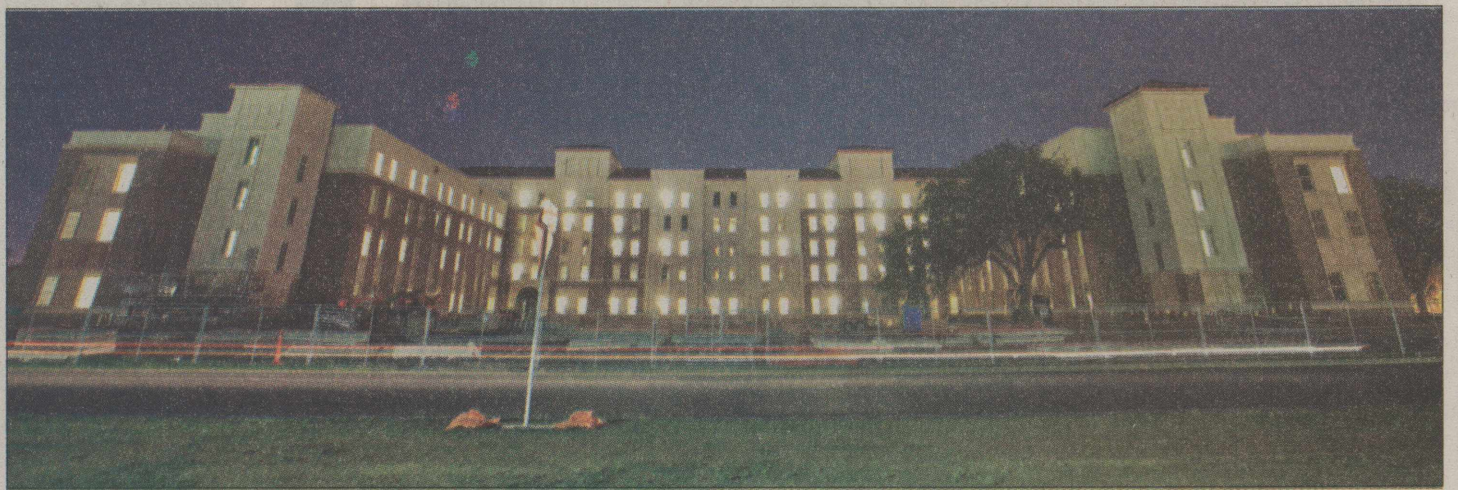


PHOTO BY SCOTT MACWATTERS/The Daily Toreador

CONSTRUCTION OF THE new residence hall and dining facility on Boston Avenue is expected to be complete before the fall semester begins.

By ASHLYN TUBBS  
STAFF WRITER

Boston Avenue residence hall on schedule to open in August

The new Boston Avenue hall and dining facility is still under construction, but will be completed in August in time for students to check in.

The dorm, which is a fast-track project that began in May 2011, will not exceed 18 months to complete.

"It's a real tight schedule," said Michael Molina, vice chancellor of facilities and planning, "but we're on track and ready to attain it due to good planning and management."

Molina said interior finishes are being applied to the rooms, and the furniture will move in early July.

Several floors are already completed as the rooms are being finished from south to north.

The hall has been built through

a type of construction called critical path scheduling, Molina said, which is lengthy, but efficient.

He said the rooms are suite style and the hall will contain 516 beds. Students never will have to share a bathroom with more than one person, and the rooms will be furnished with quality products. Each room also will have Wi-Fi Internet access with good connectivity.

"This hall is very different to dorms that have been here longer," Molina said. "They are cutting edge in design."

He said they stayed true to the Spanish Renaissance style architecture.

"The clay tile roofs tie it into campus," he said.

The dining hall is named The Commons by United Supermarkets because United donated money and received

its naming rights. Molina said naming rights to the dorm still are up for grabs, and potential donors are being pursued.

The Commons food court is a two-story, 20,500-square-foot stand-alone dining facility, Molina said. That is not a typical cafeteria.

Alan Cushman, manager of marketing and merchandising for Hospitality Services, said The Commons represents a totally different dining facility. It is the largest dining facility on campus, and will include an Einstein Bros. Bagels, a Mongolian-style grill, an Italian concept with a brick oven pizzeria, a salad line, Mexican grill with fresh guacamole, build-your-own grilled cheese line, soup bar, sandwiches, hot dogs and burgers, and a macaroni and cheese bar.

"It's such a unique style of dining,"

Cushman said. "It's a very new representation of food service on campus. We're always looking to bring new things to campus that students want. Students' eating habits are always changing, so we can't wait to bring the newest options available to them."

Cushman said he is excited for The Commons to open this fall.

"We hope students enjoy it as much as we did putting it together and getting it going," he said.

Molina said he hopes the Boston Avenue hall and dining facility will turn heads and that students will enjoy it as well.

"It's a very impressive facility," he said. "Hats off to the university for staying up with the project on such a fast track."

>>>atubbs@dailytoreador.com

## Tech student facing sexual assault charges

By EFRAIN DUARTE  
STAFF WRITER

Tech student David Watson, 21, was arrested May 6, according to police reports, on charges of aggravated sexual assault, retaliation and possession of child pornography.

According to the police report, Watson remains in the Lubbock County Jail on \$1.5 million bail for all three charges.

On May 18, according to the report, Watson's attorney, Chuck Lanehart of Lubbock, filed a writ of habeas corpus asking the court to reduce bail and having no cause to hold Watson on the complaints. Judge Jim Bob Darnell granted



WATSON

the writ and heard both sides of evidence on May 24.

"I expect Judge (Jim Bob) Darnell will follow the law and substantially reduce the outrageous bail set in each of these three complaints," Lanehart said in a statement.

No indictments have been brought against Watson, but a grand jury is expected to consider the cases sometime in June, Lanehart said.

>>>eduarte@dailytoreador.com

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# Trial opens for suit against Costner over BP deal

NEW ORLEANS (AP) — Jury selection began Monday in a legal fight between two Hollywood stars over investments in a device used to try to clean up BP's 2010 oil spill in the Gulf of Mexico.

In his lawsuit, actor Stephen Baldwin claims Kevin Costner and a business partner duped Baldwin and a friend out of their shares of an \$18 million deal for BP to buy oil-separating centrifuges after the April 2010 spill.

U.S. District Judge Martin L.C. Feldman told prospective jurors they could not be influenced by the celebrity status of Baldwin and Costner. Both actors were in court. Costner wore a blazer and khakis, while Baldwin wore an olive suit.

"Celebrity has no place in this courtroom or in any of the issues that need to be resolved by the jury in this trial," Feldman said.

Feldman asked the potential jurors whether the entertainers' on-screen portrayals compromised the ability to deliver an objective verdict. No one in the pool said they would feel influenced.

Among Baldwin's roles was caveman Barney Rubble in "The Flintstones: Viva Rock Vegas."

Costner's films include "Dancing with Wolves," "Field of Dreams," and "JFK," Oliver Stone's film with New Orleans connections to the assassination of President John F. Kennedy.

Baldwin and Costner did not interact before the proceedings started. Baldwin told The Associated Press his attorneys had advised him not to comment.

Baldwin and his friend, Spyridon Contogouris, said they didn't know about the deal when they agreed to sell their shares of Ocean Therapy Solutions, a company that marketed the centrifuges to BP, for \$1.4 million and \$500,000, respectively.

BP ordered 32 of the centrifuges and deployed a few of the devices on a barge in June 2010. BP capped its blown-out Macondo well the following month and kept more oil from leaking until the well was

permanently sealed in September 2010.

Baldwin and Contogouris claim they were deliberately excluded from a June 8 meeting between Costner, his business partner Patrick Smith and BP executive

centrifuges. "It was designed to give us a fighting chance, to fight back the oil before it got us by the throat," Costner said at the time.

Baldwin and Contogouris say they were entitled to shares of BP's deposit. Their lawsuit claims Costner and Smith schemed to use BP's deposit buy their shares in Ocean Therapy Solutions.

Costner said he didn't attend a June 6, 2010, meeting at which Contogouris agreed to sell his OTS interests.

"Not only did Costner not know that Plaintiffs were negotiating to sell their OTS interests, he was surprised and offended by the idea that Contogouris and Baldwin would walk away from OTS with almost \$2 million in cash despite having invested no money in the company, and at a time when a contract with BP was uncertain to materialize," says a court filing summarizing Costner's version of events.

Baldwin and Contogouris are seeking more than \$21 million in damages. Costner and other defendants also are seeking damages in counterclaims.

*"Celebrity has no place in this courtroom or in any of the issues that need to be resolved by the jury in this trial."*

**MARTIN FELDMAN**  
 U.S. DISTRICT JUDGE

Today's  
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	5							1
4	3	8	2	9				5
			5					4
	4		3			1		
8								6
		9		4		8		
	7			5				
3			4	2	6	9	8	
2						3		

Puzzles by PageFiller

In Sudoku, all the numbers 1 to 9 must be in every row, column and 3 x 3 box. Use logic to define the answers.

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

Solution to yesterday's puzzle

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**LA VENTANA**

## Laughs part of game for 'Feud' host Dawson

NEW YORK (AP) — Richard Dawson brought a saucy, unabashedly touchy-feely style to TV game shows as host of "Family Feud."

The British-born entertainer, who died Saturday at age 79 from complications related to esophageal cancer at Ronald Reagan UCLA Medical Center in Los Angeles, earlier had made his mark in the unlikely 1960s sitcom hit "Hogan's Heroes," which mined laughs from a Nazi POW camp whose prisoners hoodwink their captors and run the place themselves.

But it is as the kissing, wisecracking quizmaster of "Feud" that he will be remembered.

The show, which initially ran from 1976 to 1985, pitted a pair of families against each other as they tried to guess the most popular answers to poll questions such as "What do people give up when they go on a diet?"

Dawson made his hearty, soaring pronouncement of the phrase "Survey says..." a national catchphrase among the show's fans.

He won a daytime Emmy Award in 1978 as best game show host. Tom Shales of *The Washington Post* called him "the fastest, brightest and most beguilingly caustic interlocutor since the late great Groucho bantered and parried on 'You Bet Your Life.'" The show was so popular it was released as both daytime and syndicated evening versions.

And it was quickly validated by "Saturday Night Live," with Bill Murray in a satirical homage to Dawson as a leering, nasty figure who even slapped one contestant (John Belushi) for getting too fresh.

Not that everyone approved.

In his classic 1981 cultural analysis "Within the Context of No Context," George W.S. Trow identified "the important moment in the history of television" as the moment when Dawson asked his contestants "to guess what a poll of 100 people had guessed would be the height of the average American woman."

"Guess what they've guessed," sniffed Trow, harping on the meaninglessness of such an enterprise. "Guess what they've guessed the AVERAGE is."

Obviously, "Feud" fans would have feuded with Trow's dismissive attitude.

For one thing, Dawson played the show, and his duties presiding over it, for laughs.

On one episode, he posed this question to a contestant: "During what month of pregnancy does a woman begin to look pregnant?"

She blurted out "September," then, too late, realized this was a ridiculous response.

All the better for Dawson, who couldn't stop laughing — or milking the moment for continued laughs from the audience.

His swaggering, randy manner (and working-bloke's British accent) set him apart from other TV quizmasters, who, more often than not, tempered any boisterous inclinations with defiant smoothness. Not Dawson, who was overtly physical, prone to invading his contestants' personal space — and especially the women, each of whom he kissed without exception.

At the time the show bowed out in 1985, executive producer Howard Felsler estimated that Dawson had kissed "somewhere in the vicinity of 20,000."

"I kissed them for luck and love, that's all," Dawson said at the time.

One of them he kissed was Gretchen Johnson, an attractive young contestant who came on with members of her family in 1981. She and Dawson began dating, and, after a decade together, they wed in 1991. (Dawson is survived by Gretchen and their daughter Shannon, as well as two sons, Mark and Gary, from his first marriage, and four grandchildren.)

"Wheel of Fortune" host Pat Sajak said Dawson's greatest role was playing a game show host.

"He was able to inject his unique brand of humor into shows like 'Family Feud,'" Sajak said. "He could be funny and biting, mischievous and playful, but he always respected the game and treated his players with kindness."

Producers revived the show as "The New Family Feud," starring comedian Ray Combs, in 1988. Six years later, Dawson replaced Combs at the helm, but that lasted only one season. Steve Harvey is the current host.

Dawson reprised his game show character in a much darker mood in the 1987 Arnold Schwarzenegger film "The Running Man," playing the host of a deadly TV show set in a totalitarian future, where convicts try to escape as their executioners stalk them.



PHOTO BY SCOTT MACWATTERS/The Daily Toreador

ACCORDING TO A Texas Department of Transportation news release, crews from Allen Butler Construction Inc. began closing portions of the intersection of 19th Street and University Avenue on May 16 to rebuild the roadway. For the project, construction crews will replace the intersection's current roadway with a concrete surface on an asphalt base. According to the news release, the project is expected to make the intersection's surface last longer and need less maintenance over time. The crews also are rebuilding the intersection of 19th Street and Indiana Avenue. The project to rebuild both intersections is projected to take about four months, according to the release. Until mid-September, drivers should expect multiple-lane closures near both intersections.

## Teens in Texas adult prison system get help

AUSTIN (AP) — Down the long central hallway at one of Texas' oldest prisons, through three sets of clanging steel-barred doors, convicts in white uniforms stand in sweaty lines waiting to go to their midday meal.

Most have been convicted of violent crimes. Rape. Kidnapping. Sex assault. Murder.

Most have been in criminal street gangs.

All are legally still children, less than 18 years old.

Had they not been certified as adults by Texas courts, the 63 youths in a little-known program at the Clemens Unit south of Houston would have landed in one of the state's six state-run lockups for juveniles. In those facilities, counseling and rehabilitation programs come first. But as the system has taken on more violent youths in recent years, escalating violence and gang warfare, even riots, have left dozens of people injured and sparked a legislative investigation.

There are no such issues here, even though the youths have rap sheets almost identical to those of offenders in the troubled youth lockups.

"The reason is that security comes first," said Senior Warden Todd Harris, a no-nonsense prison veteran who has overseen the one-of-a-kind program in Texas for two years. "Without it, you can't have successful programs."

Amid continuing violence in the

Texas Juvenile Justice Department lockups — new disturbances had to be quelled last week at the Giddings State School and the Ewins Regional Juvenile Center in Edinburg — legislative leaders and other officials are looking to this program for possible answers.

Even so, the Youthful Offender Program has not been without its critics, who argue that trying to turn around youths in a concrete-and-steel prison environment only makes rehabilitation more difficult.

"The increased concentration of youth with very high needs in our secure facilities has to be matched with a heightened concentration of staff who are well-equipped to make every child in these facilities safe," said Eileen Garcia, CEO of the statewide advocacy group Texans Care for Children.

"This is a critical moment. We must not return to the days when Texas indiscriminately locked up children who could otherwise turn their lives around."

On a recent day, through a door at the end of the long central hallway at the Clemens Unit, a "psychodrama" is in progress. Two groups of teenage convicts in prison whites sit in chairs watching two others act out the aftermath of a murder.

Nicholas Cantu, 17, plays the lead. The baby-faced San Antonio youth is serving 30 years for murder, for participating in the shooting death of his father three years ago.

Another young convict lies mo-

tionless on a table in front of him, representing a dead man. "I'm going to hurt you before you hurt me," Cantu tells the motionless convict.

Mark Holmes, a prison psychologist, cuts in. "You stabbed this man over 65 times. ... What affects him affects you. Replace your bad thoughts with new thoughts. Get rid of your stinking thinking."

The point of the exercise, officials said, is to get the youths to realize that their crimes can have serious consequences that affect other people, families, even entire communities.

Once the drama is complete, the convicts convene in groups to talk about how they can change their thoughts to avoid getting in trouble again. For Cantu, that means focusing on getting a college education and staying away from marijuana, gangs and other bad influences.

"I've learned a lot about cognitive self-change," Cantu explained. "I think different now. I didn't have any aspirations before. I think about the future now, for when I'm

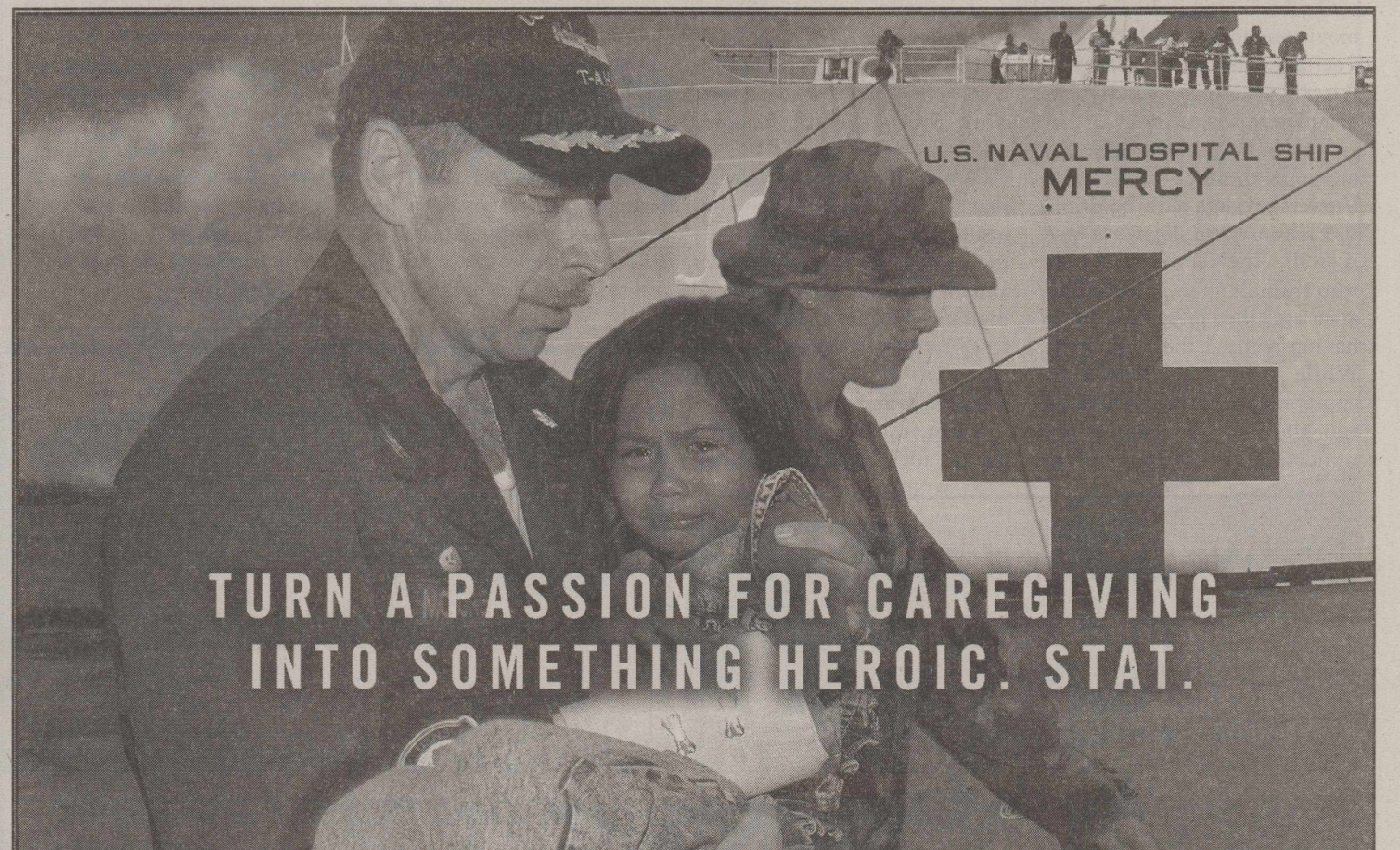
released."

That will not come anytime soon. His soonest parole date is 12 years away. The end of his sentence is 27 years from now, when he will be 45.

For every convict like Cantu in prison, there are about 17 more in the lower-security juvenile lockups. Statistics reviewed by the American Statesman show most youths in both systems are there for crimes of violence. A high percentage are members of criminal street gangs, and many have lengthy criminal histories.

While the youths may statistically look much the same, their living conditions couldn't be more different.

At the juvenile centers, youths live mostly in dorms at campus-like lockups, with sofas, TVs and other comforts of home. Treatment and education programs take first priority. Students who advance in their programs can be rewarded with pizza parties and access to video games, among other perks.



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## Miss USA nearly unbearable, but still worth watching

The Miss USA aired Sunday night and if you're anything like me, you were glued to your TV hoping one of the pageant queens had a misstep, sounded like an idiot during the interviews or wore a horrendous evening gown to make all of us watching at home wonder if she used a mirror when getting dressed. I know it's not nice to judge, but they are in a televised beauty pageant and this is what they signed up for. So, here it is: my observations of the 2012 Miss USA pageant.

The hosts of the show were television personalities Andy Cohen and Giuliana Rancic. I'm sure Giuliana has been waiting her entire life for this moment — she just didn't expect she would be on the sidelines. I, personally, have no idea who Andy Cohen is, but he's for

**Paige Skinner**



sure no Tom Bergeron, Chris Harrison or Dick Clark — too soon, I know.

It seemed before the pageant even started, cuts were made. Soon, the top 16 women were named based on preliminary judging. Southern girls took the majority because I mean, really, do Northern girls even have a shot at beauty pageants? Southern girls were born to participate in pageants with their big hair and big smiles.

When the top 16 were announced I was immediately intrigued by the sidebar on the

screen that listed each woman's passions. Hiking, cooking and soccer were some of the popular passions among the women. I began to think of what mine would be and I came up with milkshakes and YouTube. And if you thought that was stupid, one of the contestant's passions was quoting celebrities. Excuse me? But, don't let my opinion bring you down, Miss Rhode Island. Let me quote your boss Donald Trump when I say, "You know, it really doesn't matter what (the media) write as long as you've got a young and beautiful piece of ass."

The ladies strutted down the runway in their swimsuits for the next round of competition as Cobra Starship, or a wannabe Adam Levine as I like to call him, sang some songs. The swimsuits were all the same with none of the women try-

ing to make a statement with a one-piece swimsuit. Well, thank you, ladies. I'm glad none of y'all went with the "modest if hottest" lifestyle.

The top 10 contestants walked and posed in their elegant evening gowns. And good grief, some of the gowns hurt my eyes with all the bedazzlements.

As the evening gown round quickly came and went, I found myself wanting to stick a rhinestone in my eye an hour and a half into the competition.

Finally, there was a nice refreshing E! Network sponsored break with Kelly Osbourne interviewing pageant judges George Kotsiopoulos and Rob Kardashian. And forget the sugarcoated beauty pageant answers. When Kelly asked Rob if the future Mrs. Kardashian was on the stage, Rob went ahead and said what was on his mind,

which was that all the beauty queens were wearing too much hair and make-up. Oh, man, probably not something you want to say as a judge of a beauty pageant. We'll see if he gets invited back next year to judge another Miss USA contest. And I can only imagine the spanking he'll get from his mom-ager Kris Jenner.

The final round is my absolute favorite round. The interview questions put the woman on the spot and test her knowledge of current events — or "Pretty Woman"? Miss Ohio was asked if she thought women were depicted positively or negatively in movies and TV. I don't know exactly what her answer was, but she rambled on about Julia Roberts and "Pretty Woman." It was strange and awkward to say the least.

Miss Rhode Island was un-

lucky and was asked the hard question from Twitter about if transgender women should be allowed to compete in the Miss USA pageant. She answered it with ease and without quoting any celebrities in the process. The crowd roared when she finished speaking. Being asked the toughest question paid off for her because she won the entire pageant. No, she's not a Southern girl, so I'm not positive that Ernst and Young "official score calculator" added everything up correctly, but who cares. Miss Rhode Island deserved the crown. From a chubby middle school girl to now the most beautiful woman in Donald Trump's eyes — congratulations first celebrity-quoter-Miss USA.

**Skinner is a junior public relations major from Garland.**  
» pskinner@dailytoreador.com

## 'Chernobyl Diaries' starts strong, ends poorly

By **HEATHER HAMILTON**  
THE NORTHERN LIGHT (U. ALASKA)

"Chernobyl Diaries" had potential to be a great (and possibly even original) horror movie, but it leaves viewers asking for more at the end, and not in the good way either.

The basic plot is that four friends are vacationing in Europe, hopping from country to country and enjoying the sights until they reach the Ukraine, where they meet up with the older brother of one of the friends who schedules a surprise trip to the Chernobyl Nuclear Power Plant through an illegal tour company.

As they are about to wrap up the tour, they discover that their van has been disabled, and they become trapped in the radioactive town of Pripjat near the plant.

To be completely fair, the movie was good. Until you reach a certain point and realizing that it is snowballing to an end, you're completely sucked in.

The basic problem with the movie is the lack of a payoff. Viewers are left with questions that are answered sloppily at best, if at all. And certain characters who are built up to do something great are killed off without them having realized their potential. While some of the deaths are appropriately abrupt, others are too glazed over, leaving you wondering what the point of the

character was in the first place. We're going to breach protocol and offer up a spoiler here to illustrate the point, you've been warned.

Two of the friends are actually in a relationship, with Chris (Jesse McCartney, "Alvin and the Chipmunks: Chipwrecked") planning to propose later on in the trip. At one point, he is injured by the radioactive mutant people suddenly running loose at night, and stays in the van with his girlfriend Natalie (Olivia Dudley, in her first lead role) while the rest of the stranded tourists go for help.

When the tourists find wires that the van needs to run they head back to their friends, only to discover the van in shambles and their friends gone. They find their video camera, which shows Chris trying to propose, but then the video shows the van being attacked before cutting out.

Later, those still alive find Natalie alive, but no Chris. Later,

they find the engagement ring, but again, no Chris. Not even a corpse.

The reason this passiveness ruins the character is because he is a main character. He is also the sensible one, but with a bit of a temper. He butts heads with his brother Paul (Jonathan Sadowski, "The Goods: Live Hard, Sell Hard"), and there is a fairly big rift between them when they separate and Chris ends up "missing" (read: eaten somewhere).

The movie makes a huge point of creating this huge tension between the brothers, bringing up past issues while new ones are being introduced, and these issues are never resolved. They are built up to a

point where you are just waiting for him to snap...and then he's gone. Out of the movie entirely. His reserved but minor displays of toughness give the impression that he is going to do something fantastic later in the movie. Maybe he'll die in the van while shooting mutants to save his girlfriend, or maybe he'll even defy all the odds and survive until the end of the movie. You form expectations for the character, and then he disappears. You don't even get the satisfaction of witnessing his death. It just happens, somewhere off screen, and you have to accept it.

The acting in "Chernobyl Diaries" was actually great, McCartney and Sadowski especially. The two were every bit the bickering brothers they portrayed, and the level of emotion they expressed was beautiful as it was tragic. Sadowski stood out even more, mostly because he was in the movie longer and had more chances to impress, but still.

The movie offered an interesting plot with a few memorable characters and great acting, but the writing itself was just terrible. Wait to see it until it's on DVD.

*"The movie offered an interesting plot with a few memorable characters and great acting, but the writing itself was just terrible. Wait to see it until it's on DVD."*

## Sugary drink ban misguided

By **OSU DAILY BAROMETER EDITORIAL BOARD**  
OSU DAILY BAROMETER (OREGON STATE U.)

This past Thursday, New York Mayor Michael Bloomberg announced plans to prohibit the sale of large sugary drinks — particularly 16-oz. drinks with at least 25 calories per eight ounces. This would include nearly all sodas, sweetened teas and some juices. Drinks with at least 70 percent juice, or half milk or milk substitute are exempt.

America does have a growing obesity epidemic (nearly 36 percent according to the Centers for Disease Control and Prevention), and fostering a healthier environment should be top on the priority list in improving health care.

However, outright bans are far too intrusive to promote that particular ideal. Urging the public to choose healthier options can be done in a much stricter manner — voluntary public hearings and presentations, or marketing campaigns, for example.

New York's proposal should be immediately rejected, before any other cities or states choose to implement such policies as well.

To merely prohibit drinks over a 16-ounce limit that contain more than 25 calories per eight ounces leaves too much room for unfair and undeserving regulation. The size and calorie amount is a rather arbitrary figure.

It doesn't allow for specific evaluation of each individual product — are these empty sugar and fat calories, or is there some protein content?

For instance, something like chocolate milk — a common post-workout drink for runners — will have fat, sugar and protein, things necessary for the body, at least in moderation. Then, given this

case, it would make sense that this ban does not include diet sodas or any other drinks with at least 70 percent juice, or half milk or milk substitute.

But this exemption makes a distinction between sugar in soda and sugar in juice. In reality, a 16-ounce orange juice's sugar content can be just as "unhealthy" to the body — particularly to a child who drinks juice in the morning, soda in the afternoon and milk at night — as a soda or a flavored coffee drink. And such drinks, like Starbucks Frappuccinos, would be exempt

*"New York's proposal ignores fundamental reasoning behind limits on sugary drinks: to encourage a healthier choice."*

from this ban, as they have a large dairy content. Clearly, this is a flaw in the policy.

Moreover, limiting the legal size to everything under 16 ounces may just lead the consumer to purchase two 16-ounce drinks for their (initially) 24 ounce desire.

New York's proposal ignores the fundamental reasoning behind limits on sugary drinks: to encourage a healthier choice. The public will never support a mandate to reduce consumption; they will only allow efforts to reduce consumption.

Americans, no matter how the definition of political ideologies may divide them, won't allow one individual — an administration in this case — to tell them how to live their lives. And businesses won't support the concept either.

Beyond the mere flaws in implementation of the policy, this ban undeservingly restricts free enterprise within the food industry. What a fast food company wishes to sell should be of no concern to the city. Consumers can decide for themselves whether they want a Big Gulp or a V-8.

Though, in this case, there is no difference between the two. And that's really the issue here — inconsistent and superficial regulations.

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SUMMER SWIM

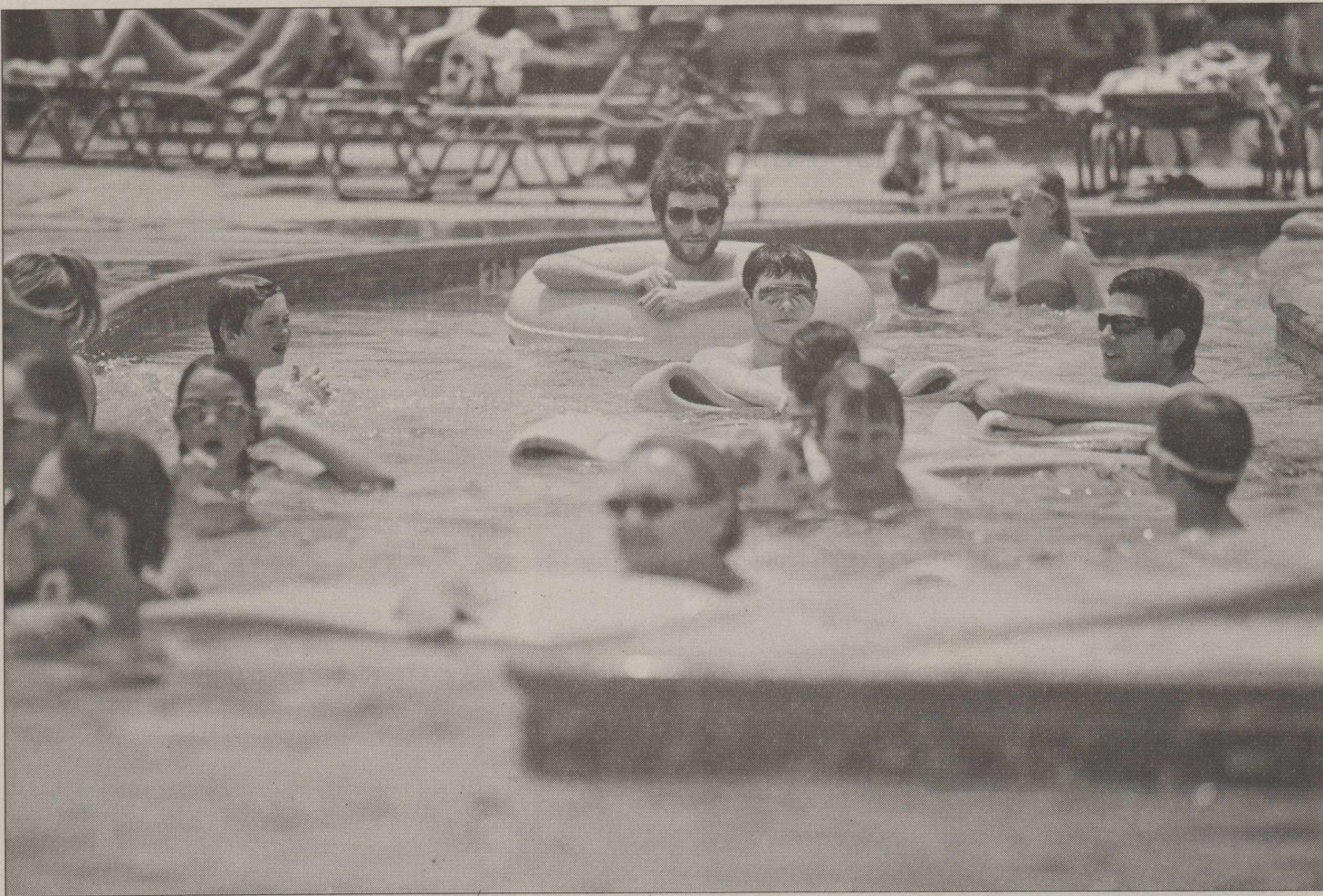


PHOTO BY SCOTT MACWATTERS/The Daily Toreador

FAMILIES AND STUDENTS enjoy the lazy river at the Robert H. Ewalt Student Recreation Center on Sunday.

# Texas aggressively purges voter registration files

HOUSTON (AP) — More than 1.5 million Texans could be removed from the state's list of registered voters if they fail to vote or update their records in consecutive federal elections under an aggressive policy to keep files current. One in 10 voters has already their registration suspended under the scheme, and for people under 30, the number doubles to one in five, the Houston Chronicle reported Monday (<http://bit.ly/MaJpT1>).

Federal law requires states to keep up-to-date voter records. The Chronicle reports that Texas relies on outdated computer programs and faulty methods to do this, resulting in errors. In fact, 21 percent of voters who received letters saying they would be purged from the rolls were able to prove their validity,

according to the newspaper's analysis of U.S. Election Assistance Commission data. In some counties, the problems are especially severe. For example, in Collin County, 70 percent of the letters were sent to people who were able to prove their right to vote; in Galveston County, about 37 percent of those who received the letters were valid voters and in Bexar County, home to San Antonio, 40 percent were mistakes.

The Secretary of State's office in Texas said voters are automatically sent cancellation notices when there is a "strong match" between a new registration and an existing voter, including the same full name, Social Security number or date of birth. Every year, though, thousands of voters get cancellation notices

because they share the same name as someone who has died, been convicted of a crime or claimed to be a non-citizen. It costs 25 cents to register a voter, and about 40 cents to make one invalid. Rich Parsons, a spokesman for the Secretary of State, said in an email that these form letters are generated by county election offices and "therefore may be more subject to error."

For example, in Harris County, home to Houston, more than 100,000 registered voters share the same name with at least one other voter. Among Hispanics, that is even more common, said Sylvia Garcia, a former Harris County commissioner, who shares her name with 35 other county voters and had her own registration wrongly suspended. In her case, that occurred because officials

questioned her P.O. Box address but she failed to receive the letter asking for verification. Walter Pinkston, another Harris County voter, received a letter asking his family to confirm his death, and warning he would be removed from the rolls. He, of course, is alive, but received the letter because he shared the same first, middle and last name as someone who died in Colorado.

"That seems like a very flimsy set of facts and reasoning to go about challenging my right to vote," Pinkston told the Chronicle. "And in my opinion, that's a very flimsy set of circumstances to spend Harris County taxpayers' money to investigate the matter, even if it's only a few dollars in postage and associated costs."

# Vietnamese government opens 3 new sites for POW search

HANOI, Vietnam (AP) — The Vietnamese government on Monday agreed to open three new sites in the country for excavation by the United States to search for troop remains from the war, the minister of defense told U.S. Defense Secretary Leon Panetta during a meeting here.

The announcement came as Panetta and Vietnam Defense Minister Phuong Quang Thanh exchanged artifacts collected during the war — letters written by a U.S. soldier who was killed that had been kept and used as propaganda, and a small maroon diary belonging to a Vietnamese soldier. A U.S. service member took the journal back to the U.S.

U.S. officials said this is the first time such a joint exchange of war artifacts has occurred. The two defense leaders agreed to return the papers to the families of the deceased soldiers.

During the meeting with Panetta, Vietnamese officials said they would open the three previously restricted sites that the Pentagon believes are critical to locating troops missing in action.

The letters were written by U.S. Army Sgt. Steve Flaherty, who was

from Columbia, S.C. and was with the 101st Airborne. He was killed in the northern section of South Vietnam in March 1969. According to defense officials, Vietnamese forces took Flaherty's letters and used them in broadcasts during the war.

Vietnamese Col. Nguyen Phu Dat kept the letters, but it was not until last August, when he mentioned them in an online publication, that they started to come to light.

Early this year, Robert Destatte, a retired Defense Department employee who had worked for the POW/MIA office, noticed the online publication, and the Pentagon began to work to get the letters back to Flaherty's family.

The small diary belonged to Vu Dinh Doan, a Vietnamese soldier who was found killed in a machine gun fight, according to defense officials. Officials said that a Marine, Robert "Ira" Frazure of Walla Walla, Wash., saw the diary — with a photo and some money inside — on the chest of the dead soldier and took it back to the U.S.

The diary came to light earlier

this year when the sister of a friend of Frazure's was doing research for a book and Frazure asked her help in returning the diary. The sister, Marge Scooter, brought the diary to

the PBS television program History Detectives.

The show then asked the Defense and State departments to help return the diary.

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# Ohio crash kills 3 teens, one on graduation day

CINCINNATI (AP) — A car carrying five teenagers went airborne as it sped over railroad tracks in northeast Ohio early Sunday and crashed, killing the 18-year-old driver hours before his high school graduation and two of his passengers, the Ohio State Highway Patrol said.

The other two passengers, one of them also an impending graduate, were hospitalized.

Less than 13 hours after the crash, Brunswick High School students left empty seats covered with flowers at their graduation ceremony to remember driver Jeffrey Chaya and Kevin Fox, who was critically injured.

"It was very sad," Superintendent Michael Mayell said after the commencement ceremony at the University of Akron. "There were a lot of tears."

The 2001 Chevrolet Cavalier was traveling at a high speed just after midnight when Chaya lost control in the Elyria post said. The car went airborne and off the right side of the roadway, then swerved across the left side of the road, hit a ditch and tree, then flipped over, according to the troopers' report.

Chaya, a senior football player, and two passengers, 17-year-old Blake Barchak and 16-year-old Lexi Poerner, were killed, the patrol said.

Fox, a back-seat passenger, was thrown from the car into a ditch, troopers said. He was flown to Cleveland Metro Health Medical Center, where he was listed in critical condition. Fox, 18, also was scheduled to graduate Sunday.

The fifth person in the car, identified by troopers as 17-year-old Julia Romito, was taken to Southwest General Hospital, which wouldn't release information on her.

Fox and Chaya were called during the commencement, which included a moment of silence and comments about the tragic accident, Mayell said. More than 600 students graduated Sunday.

Grief counselors were available to meet with students at the high school later in the day. Memorial services were held Sunday evening at a church and a performing arts center.

"We want to allow the families to grieve in peace, and do whatever we can to get through this very tragic situation," Mayell said.

Troopers were still investigating the crash Sunday. They said the only confirmed factor was unsafe speed, although they were still calculating the car's estimated speed.

Mayell has known Poerner's family for years, and said the students who were killed were well known at school, taking part in school activities and volunteering.

"They were very popular students, very well-liked," Mayell said.

"We've always been a very tight-knit community," he said. "It's one of those things that happens that I just don't get."

Chaya, a wide receiver on the Brunswick High football team, had posted Saturday on his Twitter account: "Weird to think graduation is tomorrow time does fly big time."

**Los Angeles Times Daily Crossword Puzzle**  
Edited by Rich Norris and Joyce Lewis

**ACROSS**

1 Deplorable target

5 London rentals

10 Planetary roof

14 Kick off a poker hand

15 Bacall's love, informally

16 World's leading saffron-producing nation

17 Creator of Holden Caulfield

19 Unlikely party animal

20 5-Down employee

21 Belt size, essentially

23 Miracle

24 Creator of Neverland

27 Live-in nanny

29 Be that as it may

30 Lion features

31 Mental quickness

32 Floor space measure

36 Battery terminal

37 Creator of Hogwarts

40 Book after Daniel

43 Gopher's pegs

44 Fitness class

47 PC's "Do it" key

48 Maze-solving rodent

51 Vaulted

53 Creator of TV's island that "wasn't just an island"

55 Little devil

56 Credit card lure

58 Era upon era

59 Quite a tidy sum

61 Creator of Bibbo Baggins

65 Out of the wind

66 Like Cognac casks

67 Years, in Cognac

68 Schoolroom furniture

69 Prefix with foam

70 Toward the setting sun

**DOWN**

1 Muslim pilgrimage

2 "Furthermore ..."

3 Wagering words

4 Only U.S. president with a star on the Hollywood Walk of Fame

5 Justice Dept. agency

6 iPad feature?

7 Texas A&M athlete

8 Ballpark level

9 Sealy rival

10 Kipling's "Gunga"

11 Pizza flavoring

12 Like most honeymooners

13 Sign on the back

18 Env. inserts

22 Like one who errs?

24 Rosh Hashanah observer

25 Twice Dill

26 Have a good laugh

28 Twinge of pain

33 Balderdash

34 Female sheep

35 Brewpub brew

37 Wrangler maker

38 Singer Carpenter

39 Cuba, to Cubans

40 Chopper's landing spot

41 Marker-to-marker highway measurement

42 "that was easy," company

44 Monument stone

45 Candied veggie

46 Alias high pls.

49 Cain's next younger brother

50 Tom of NBC News

52 Martial arts centers

53 Herky... erratic

54 Yankee captain since 2003

57 Campus house

60 "It's a mouse!"

62 Wish Tree artist

63 Dawn goddess

64 Petty peeve

6/5/12

**Friday's Puzzle Solved**

C	R	A	P	R	A	Z	R	T	W	I	C	E
H	E	I	R	E	T	U	I	H	H	O	U	R
O	N	M	E	G	O	L	F	E	A	S	E	S
P	E	A	N	U	T	B	U	F	F	E	R	
S	E	T	U	P				A	D	F	E	E
					P	U	F	F	I	N	G	G
					A	N	A	P	A	R	M	A
					P	O	L	L	B	E	E	F
					A	R	I	E	S	T	A	T
					R	A	F	F	L	E	S	N
					T	H	E	T	O	P	N	A
						S	P	A	C	E	S	H
						U	N	Z	I	P	O	L
						S	W	E	D	E	I	O
						E	N	D	E	D	F	I
						S	U	E	D	E	F	I

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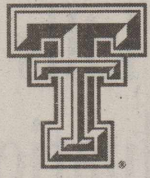
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Co-Rec Division Sign-up Dates: June 5 - June 11

**4 ON 4 SAND VOLLEYBALL**

Open Division Sign-up Dates: June 5 - June 14

### Summer 2

**SOFTBALL - \$25 Forfeit Fee**

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Co-Rec Division Sign-up Dates: July 10 - July 16

**3 ON 3 BASKETBALL**

Open Division Sign-up Dates: July 10 - July 19

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Trip Dates: July 6 - 9 Trip Cost: \$325/\$350

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### Guadalupe Canyoneering

Early Deadline: June 20 Late Deadline: June 27

Trip Dates: July 6 - 9 Trip Cost: \$95/\$105

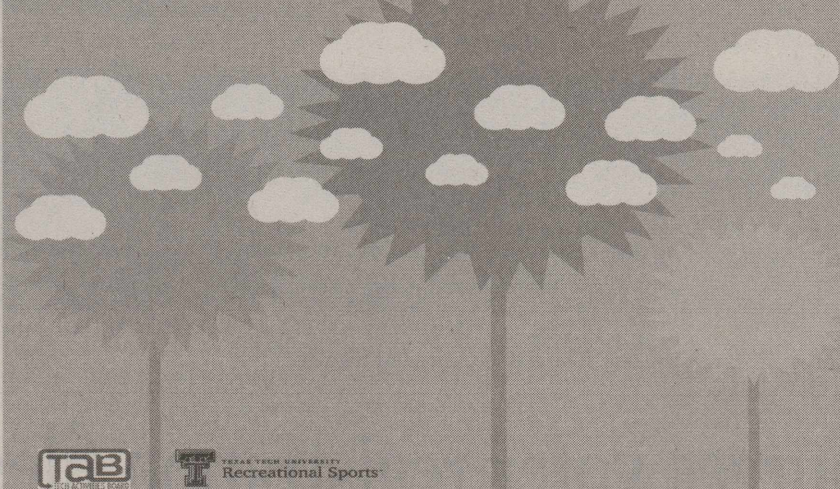
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June 6 Raider X2 1st Session Classes  
June 14 Wellness Blood Screening

Session 2

June 25 Raider X2 Registration Starts  
July 10 RaiderX Classes Start  
July 12 Raider X2 2nd Session Classes  
July 14 Fit4Fun Kid's Triathlon  
July 21 Aqua ZUMBA Party

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### Leisure Pool Hours - 742-1339

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Wednesday	6:00am - 7:45am 12:00pm - 9:00pm
Thursday	6:00am - 7:45am 12:00pm - 9:00pm Family Hours: 5:30pm - 9:00pm
Friday	6:00am - 7:45am 12:00pm - 9:00pm Family Hours: 5:30pm - 9:00pm
Saturday	12:00pm - 7:00pm Family Hours: 12:00pm - 3:30pm
Sunday	12:00pm - 7:00pm Family Hours: 12:00pm - 7:00pm

### Fit/Well Office - 742-3828

Monday - Thursday	10:00am - 8:00pm
Friday	10:00am - 7:00pm

### Outdoor Pursuits - 742-2949

Monday & Friday	Noon - 6:00pm
Tuesday - Thursday	3:00pm - 6:00pm

### Climbing Center

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Sunday	2:00pm - 6:00pm

### Rec Center Office Hours

Monday - Friday	8:00am - 5:00pm
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<b>FRIDAY, 7.20.12</b> DIVE-IN MOVIE: THINK LIKE A MAN Rec Leisure Pool 9pm Free with TTU Student ID!	<b>TUESDAY, 7.24.12</b> MYO SPIN ART FRISBEE SUB North Plaza (weather-permitting) 11am-2pm Free with TTU Student ID!

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# Zimmerman back in jail, 2 days after bond revoked

MIAMI (AP) — George Zimmerman, the former neighborhood watch volunteer charged with murder in the killing of Trayvon Martin, surrendered to police Sunday and was booked into a central Florida jail two days after his bond was revoked.

Zimmerman's legal team said in a tweet Sunday afternoon that he was in police custody. Circuit Judge Kenneth Lester revoked Zimmerman's bond on Friday, saying the defendant and his wife had lied to the court in April about their finances so he could obtain a lower bond.

About 40 minutes before the 2:30 p.m. Sunday deadline to surrender, the Seminole County jail website listed Zimmerman as an inmate. He was being held without bail and had \$500 in his jail account, the website showed.

Seminole County Sheriff Donald Eslinger said Zimmerman turned himself in to two sheriff's office employees around 1:25 p.m. near the jail, and was then driven there. Zimmerman arrived in a white minivan and did not respond to questions from reporters as he walked inside, handcuffed and wearing blue jeans, sneakers and a button-down shirt.

"He is quiet and cooperative," Eslinger said at a news conference after Zimmerman's surrender.

The sheriff's office said the 28-year-old Zimmerman would be in a cell by himself, separated from the general population, because the case is so high-profile. The 67-square-foot cell is equipped with a toilet, two beds, a mattress, a pillow, a blanket and bed sheets. Zimmerman will not have access to a TV.

Prosecutors said last week that Zimmerman and his wife told the judge at a bond hearing in April that they had limited money, even though he had raised about \$135,000 through a website set up for his legal defense. They suggested more has been collected since and deposited in a bank account. Defense attorneys say the matter is a misunderstanding.

The judge said Friday he would schedule a hearing after Zimmerman was back in custody so he could explain himself.

Defense attorney Mark O'Mara announced earlier Sunday on his website that Zimmerman had arrived in Florida late Saturday evening ahead of his sur-

render.

Zimmerman, who was charged in April with second-degree murder in the fatal shooting of the 17-year-old Martin in Sanford, was ordered by a judge Friday to return to jail. After his release, Zimmerman stayed at an undisclosed location for his safety.

Zimmerman's legal team said Sunday that they will ask for a new bond hearing to address the judge's concerns, and that they hope Zimmerman's voluntary surrender will show he is not a flight risk.

The money that Zimmerman has raised is in an independent trust and cannot be directly accessed by Zimmerman or his attorneys, according to the press release.

He has pleaded not guilty to the second-degree murder charge. He maintains that he shot Martin in self-defense under Florida's so-called "stand your ground" law because the teen, who was unarmed, was beating him up. Zimmerman claims the teenager had confronted the then-neighborhood watch volunteer about following Martin in a gated community in Sanford, about 25 miles northwest of Orlando.

Zimmerman had called 911 to complain about suspicious activity. Martin was walking from a convenience store to the home of his father's fiancée in the same gated community where Zimmerman lived.

Legal experts say Zimmerman's credibility could become an issue at trial, noting that the case hinges on jurors believing Zimmerman's account of what happened the night in February when Martin was killed.

Police in Sanford did not immediately arrest Zimmerman, citing the Florida stand-your-ground law that gives wide latitude to the use of deadly force in an altercation if someone believes he or she is in danger of being killed or seriously injured.

Protests were held across the nation, and the case spurred an emotional debate about whether race was a factor in Zimmerman's actions and in the initial police handling of the case. Martin was black; Zimmerman's father is white and his mother is from Peru.

A special prosecutor eventually brought charges against Zimmerman, and he was arrested 44 days after the killing.

# Willie Nelson and friends to light up CMT Awards

NASHVILLE, Tenn. (AP) — Willie Nelson may have penned himself another classic and CMT Music Awards viewers will get a chance to judge for themselves.

Nelson will be joined by an all-star supporting cast Wednesday night for a rendition of his newest fan favorite "Roll Me Up," a song he's been closing his live shows with lately to great reaction. Toby Keith, Zac Brown Band, Darius Rucker and Jamey Johnson will join the party on stage at Bridgestone Arena in front of a live audience of thousands and CMT's viewing audience.

"You can be there when we spring it on the Nashville crowd," Nelson said. "That will be the big test, I think."

The CMTs are known for interesting mashups and Nelson's ode to marijuana has real comic potential. An infectious song from his new album

"Heroes" that invites you to sing along, Nelson plays on his reputation for recreational opportunities with the chorus of "Roll me up and smoke me when I die."

Rucker immediately loved the song when he first heard it.

"It's so Willie," he said. "It's just get up there, play it live and have people dance along to it. It's really what Willie does best. His voice sounds so cool on it. It's just one of those Wil-

lie songs that's just undeniable."

It's not the first time Nelson has recorded a song that's gotten stuck in our brains. "Mammas Don't Let Your Babies Grow Up To Be Cowboys" with Waylon Jennings and the evergreen anthem "On the Road Again" have been on repeat in America's collective memory for decades.

Yet Nelson's not sure exactly what makes a song go viral.

"If I knew the answer to that I'd be a billionaire," Nelson said. "You've got to be lucky and trust your instincts and judgment."

And I've found that people all over the world are not that much different in the things they like and in the things they laugh and cry about. And if it makes me happy, there's a good chance that someone else is going to like it."

The group performance at the awards will cap a busy trip to Nashville for Nelson. He'll also be performing his classic album "Healing Hands of Time" with the Nashville Symphony and will participate in a much-anticipated Q&A at the Billboard Country Summit.

Nelson doesn't make it to town that often, and Rucker said he wasn't about to miss out on the chance to hang with the iconic singer and Wednesday's all-star lineup.

"For me to be out there with those guys, I'm excited," Rucker said. "It's going to be fun. I wouldn't miss that party."

*"You can be there when we spring it on the Nashville crowd. That will be the big test, I think."*

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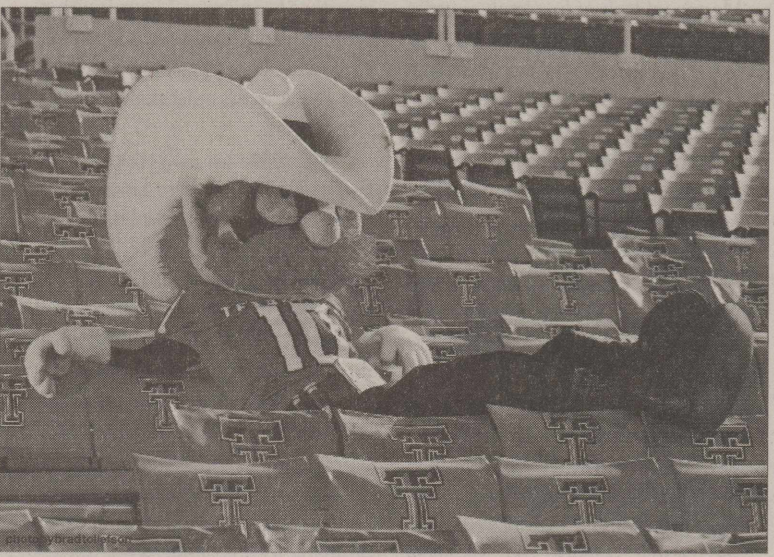
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# Teen with rare form of epilepsy becomes advocate

SAN ANTONIO (AP) — After four life-risking surgeries as a child to treat her epilepsy, Morgan Carey decided to lobby lawmakers to raise awareness about her disorder, teach students what to do if someone around them has a seizure, and adopt a diet and exercise routine to stay healthy.

She's 14.

Morgan was diagnosed with epilepsy — a brain disorder in which a person has repeated seizures over time — at the age of 8. She suffers from one of its rarest forms. Her seizures are not violent and she doesn't convulse, but they are constant — day and night — and don't respond to medication. Only about 100 such cases have been documented in the world.

But that's not the only rare thing about the auburn-haired teenager: She is one of 44 students in the country selected by the Epilepsy Foundation to be ambassadors on the topic and attended a workshop in Washington D.C. last month to learn advocacy outreach.

"If you have a pulse, you have a purpose," Morgan said in a recent interview. "Before my surgery, (at age 12), I don't think I was a very good person. I thought everything was about me. It really opened my eyes to do something bigger than myself."

She underwent a fifth surgery a few months ago, to install a device in her chest that controls the seizures, because the previous operations failed to stop them. It can be reset by swiping a magnet on her upper torso.

"It's never going to go away, but the worst thing about it is my limitations," Morgan said — she can no longer play volleyball or the French horn in the marching band at Reagan High School. "But otherwise, I have a very normal life."

And that's the point Morgan hopes to get across in her advocacy for people with epilepsy, using humor to express herself with the personality of a bubbly comedienne.

During a 30-minute meeting with U.S. Rep. Francisco "Quico" Canseco, R-San Antonio, in his office last month

to urge him to support a resolution to raise awareness on epilepsy, Morgan stuck to her message but charmed her listeners describing her recent appearance in a river parade.

"I enjoyed that way too much," Morgan said. "Just being on a float on the river waving to people. If I could do that every day ... I'd travel on a float telling everyone about epilepsy."

There wasn't a history of epilepsy in the family, so she had to navigate medications and treatments for years. At 12, Morgan underwent four brain surgeries within 14 days. She spent her birthday in the hospital. She has forgotten some of that period, but her mother, Jolene Driver, hasn't.

"The doctors had never seen anything like it, and at one point after one of the surgeries, she had the worst pain and the seizure activity wouldn't stop," Driver said, tearing up. "Morgan turned to me and said, 'I am sorry Mom, I tried, just make it stop. Let me go to sleep. Just let me go.'"

The fourth operation helped mitigate the condition, for a while, and the device implanted in her chest last winter controls it better. "I have found meaning in life. I must be here for a reason to survive that," Morgan said. "It's about the climb."

The family got involved with the Epilepsy Foundation by participating in its 5K run. Officials were impressed with how open Morgan and her family were about their struggles.

This spring, the foundation selected Morgan for "her exceptional resilience

and a positive attitude" to be a part of its Kids Speak Up! Program, which trains teens with epilepsy to become advocates in their communities.

"I think she can set an example for many teenagers with or without epilepsy," said her doctor, Gretchen Von Allmen, a pediatric neurologist at The University of Texas Health Science Center at Houston. "She inspires me."

Youth ambassadors are considered an increasingly effective tool to attract attention to the topic, especially those considered taboo or under-reported.

"You're a brave, brave lady," Canseco told Morgan in their April meeting. He said he was leaning toward becoming the first Texas congressman to support the RAISE resolution, also known as H.R. 298, which asks for better coordination of existing epilepsy education programs but no additional government funding.

This month, Morgan taught a health class about epilepsy at Reagan, answering questions from classmates who seemed astonished to learn not to call an ambulance until someone's seizure lasts more than five minutes. Morgan said her peers generally have been supportive. An absence of bullying has helped, she said — she knows other students face a social stigma.

Morgan has her daily struggles. On Friday, she had to go to Houston for treatment again after suddenly falling ill.

She is a good A-B student, but sometimes her memory problems make her forget something she just learned. Her teachers work with her condition, but the school doesn't consider her a special education student. The state leaves the decision to local districts, which frustrates parents of children with epilepsy.

Morgan plans to get a college degree and become a motivational speaker on living with epilepsy. While there's always a danger that her condition could worsen, she said she's trying to find her way in the world.

Despite her apparent poise in her new role, Morgan always asks someone next to her how she did.

"I was so nervous. I just hope I'm doing a good job," she said.

## RUGBY RUNNING

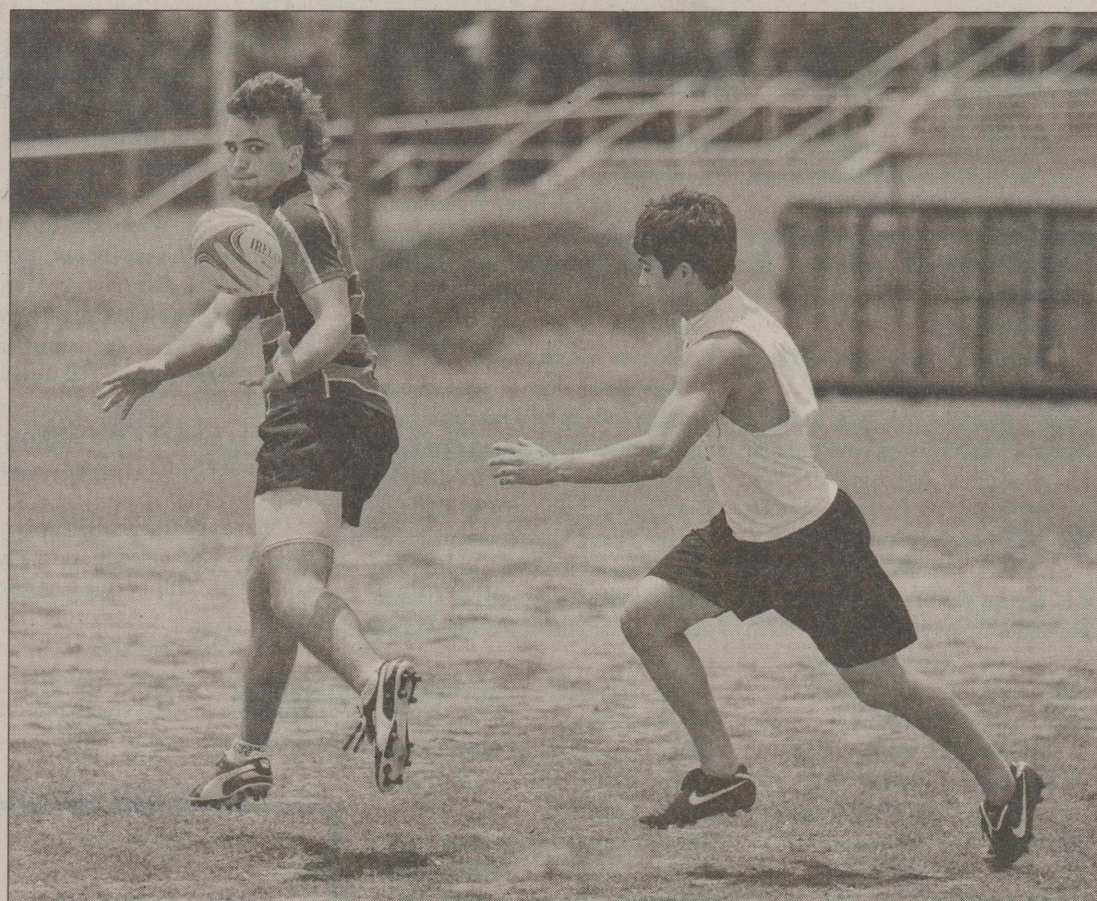


PHOTO BY SCOTT MACWATTERS/The Daily Toreador  
REID ROMERO, A freshman exercise and sports sciences major from Houston, throws a rugby ball to Bryce Milner, a junior exercise and sports sciences major from Midland, near the Robert H. Ewalt Student Recreation Center on Sunday. Romero and Milner are both members of the Texas Tech Men's Rugby club.

## Texas woman barred from US

BROWNSVILLE (AP) — A 20-year-old native Texan says she's barred from re-entering the country after she denied, under grilling by the U.S. Border Patrol, that she was a U.S. citizen.

Weslaco, Texas, native Brenda Vazquez made the false statement in a signed statement Feb. 19 after seven hours of intimidation by a U.S. Customs and Border Protection officer, according to a federal court petition filed by her attorney, Jaime Diez, of Brownsville. The officer then confiscated the Texas driver's license and U.S. birth certificate she presented upon her return from a visit to the Mexican border city of Matamoros, according to the petition.

Vazquez remains stranded in Matamoros, barred from the United States, Diez told The Brownsville Herald (<http://bit.ly/LqWqFQ>) for a story in Sunday's edition.

A Customs and Border Protection spokeswoman did not respond to a request by The Associated Press for comment Sunday.

Diez said he has asked Texas

Health and Human Services for a copy of Vazquez's birth certificate but was told it could not because Customs and Border Protection had provided a copy of the statement Vazquez signed.

In her court petition, she asks that a federal judge declare her a U.S. citizen, order her documents return, declare that her civil rights have been violated and award attorney's fees and whatever other relief the judge deems appropriate.

"The emotional impact is really something," Diez told the newspaper of his clients who remain separated from their families and jobs, sometimes for years. "It doesn't go away once the documents come back."

The Vazquez petition comes on the heels of a recent complaint filed by the American Civil Liberties Union that alleges several examples of coerced denial of U.S. citizenship and denied re-entry similar to what Vazquez alleges.

"They were under so much stress that they were willing to do whatever to get out of that situation,"

Diez said of the intensity of Border Patrol questioning. He said he has multiple clients who were questioned for hours without food, water or the chance to contact an attorney.

San Benito lawyer Lisa Brodyaga said she represented a man several years ago who was a U.S. citizen denied re-entry into the United States at Laredo. She said he was handcuffed to a chair for hours until he said he had been born in Mexico, even though he was born in a McAllen hospital.

Once someone signs a statement denying U.S. citizenship, years can be needed to knock it down, Brodyaga said.

Diez said he hopes the cases change how Border Patrol officers handle interrogations.

"We understand they have a very difficult job doing their work," he told The Herald. "If someone was born in the U.S., if they have doubts, they need other ways to resolve those doubts than putting someone in a room for seven hours without access to an attorney."

## Two Texas candidates for US Senate work to finalize televised debate plans

AUSTIN (AP) — The two candidates in a run-off for Texas' open U.S. Senate seat are finalizing their debate plans, and one of them could be in Spanish, a campaign spokesman said Monday.

Lt. Gov. David Dewhurst has agreed to two televised debates, one on Belo Corp. television stations and another on public television, but they are still working to set dates, said campaign spokesman Matt Hirsch. Dewhurst's opponent, Ted Cruz, has suggested holding five debates before the runoff on July 31.

Hispanics make up the fastest growing population in Texas, and the Univision television network has suggested holding one debate in Spanish. Dewhurst, who served as a CIA

officer in Bolivia in the 1970s, speaks Spanish and "would be delighted" to debate Cruz in Spanish, Hirsch said.

Cruz, the son of a Cuban immigrant, expressed doubts to Univision about a Spanish-only debate, saying he isn't fluent and grew up speaking a mix of Spanish and English.

"I think we would have a better debate if it were in English," Cruz said. "Most Texans speak English. Now, after skipping 35 debates all over the state of Texas, suddenly Dewhurst wants to debate in Spanish."

The men took the top two spots in last week's GOP primary election, with Dewhurst winning 44.6 percent of the vote and Cruz getting 30 percent. They are running for the Republican nomination to replacing retiring GOP

Sen. Kay Bailey Hutchison.

Their primary fight became fierce in the final weeks of the primary with both sides claiming to be more conservative and accusing the other of violating Republican orthodoxy. Many of the claims were clear distortions of the other candidate's record.

Dewhurst has served as lieutenant governor since 2003, where he presided over the Texas Senate. Touting his conservative record, he has won endorsements from Gov. Rick Perry and most of the state's top Republicans.

Cruz was the state's longest serving solicitor general, an appointed position representing Texas before federal courts. He advocates the tea party movement's policies and has the support of national conservative groups.

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