

**TUESDAY**

**February 13, 2001**  
**Volume 76, Issue 93**

**Today:**  
High 63 Low 46

**Tomorrow:**  
High 62  
Low 39

**Scattered Showers**



**Stocks** Nasdaq S&P 500 Dow Jones  
price: 2489.66 1330.31 10,946.77  
change: +18.69 +15.55 +165.32  
Monday's closing figures

**STATE**

**Houston area standoff leaves 3 children dead**

KATY (AP) — A man held his four children hostage in his suburban Houston home early Monday as police tried to negotiate a peaceful end to the standoff, authorities said.

Police said the 32-year-old Katy man was holding children ages 2, 7, 9 and 11 hostage, and had cut off authorities' initial attempts to negotiate with him.

KTRH-AM in Houston reported that the standoff began about 1:30 a.m. when the man's wife went to police late Sunday to report that he had threatened the children after the couple had fought for several hours.

KHOU-TV in Houston reported that the wife told police that her husband had violent tendencies connected to drug use and that he had weapons in the house.

Police said that the man spoke briefly to negotiators, but hung up on them after saying the children were in jeopardy. A SWAT team was circling the house in an attempt to re-establish communication with the man Monday morning.

KHOU also reported that police said the family had recently moved to Katy from Michigan, where a similar two-hour standoff following a domestic dispute ended peacefully.

**NATIONAL**

**Request for new trial denied for Unabomber**

SAN FRANCISCO (AP) — A federal appeals court denied Unabomber Theodore Kaczynski's bid for a new trial Monday, saying he was not coerced into pleading guilty to three fatal mail bombings.

Kaczynski, who entered his plea in January 1998 in a mail-bombing spree that killed three people and injured 23, had told the 9th U.S. Circuit Court of Appeals he felt pressured to plead guilty as a way to avoid being portrayed as mentally ill by his defense attorneys.

Kaczynski "admits that this is speculative and that no proof for it is possible," Judge Pamela Ann Rymer wrote in the 2-1 decision.

Kaczynski had claimed a federal judge violated his rights by allowing his lawyers to use his mental condition as a defense, over his objections, and denying his request to represent himself.

Kaczynski wanted a trial even if it meant getting the death penalty but was given a life sentence in exchange for his guilty plea.

**WORLD**

**Sexual assault used to obtain confession**

BEIJING (AP) — To force a young woman to admit to prostitution, Chinese police officers stuffed a sock in her mouth and sexually assaulted her. In an east China labor camp, a prisoner died after beatings ordered by a guard.

These cases were among dozens Amnesty International cited in a report Monday that said torture and ill-treatment of prisoners and detainees "is widespread and systemic" in China. The London-based rights group said the government is not doing enough to combat the problem.

Those perpetrating abuses include not only police and prison officers, but also those outside the criminal justice system: business security guards who tortured and killed complaining customers, tax collectors, family planners, neighborhood watch groups and park attendants who beat a man with an electric baton for walking on the grass, Amnesty officials said.



# The University DAILY

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**INSIDE TODAY'S ISSUE**



Red Raiders to lock horns with Texas in Austin...p.8

## Car wreck leads to Phi Delt probe

By Pam Smith  
Staff Writer

Officials at Texas Tech, as well as university police and the Interfraternity Council, are investigating a car accident early Sunday morning involving Tech student Travis Gilpin, 20, a Phi Delta Theta member.

Gilpin, a sophomore business major from Austin, was arrested for intoxicated assault Sunday morning after crashing his 1997 Chevy Silverado into a house located at 17th Street and Slide Road. During the incident, 10-year-old Sierra Hanson was seriously injured when Gilpin's pickup crashed into her bedroom, trapping her in the bed frame under the vehicle.

Gilpin has been temporarily suspended from Phi Delta Theta pending an internal investigation.



Gilpin

"We are aware of the situation," said Phi Delta Theta President Scott Herman. "Right now our main concern is for that little girl."

Bill Morgan, public information officer for the Lubbock Police Department, said Gilpin was traveling north on Slide Road and when another driver "cut him off," causing him to lose control of the vehicle. He was traveling at a high rate of speed at the time and hit a utility pole on the opposite side of the street. The vehicle then veered across seven lanes



The mangled remains of 10-year-old Sierra Hanson's bed sit outside her home near the intersection of 17th Street and Slide Road on Monday afternoon. GREG KRELLER The University Daily

see INVESTIGATE, page 3

## Medicare debt paid by HSC

Settlement with U.S. Department of refunds \$2.3M of additional pay.

By Linda Robertson  
Staff Writer

The Texas Tech University Health Sciences Center has settled with the U.S. Justice Department to refund an overpayment of \$2.3 million made by Medicare back to the U.S. government.

The overpayment was made as a result of a misunderstanding by the physicians regarding ambiguous instructions given by Blue Cross/Blue Shield representatives.

Dr. David Smith, president of the HSC, said he was aware of this problem when he was the commissioner of health for the state of Texas.

Smith said the money that will be given back to the government will come from an HSC emergency reserve fund.

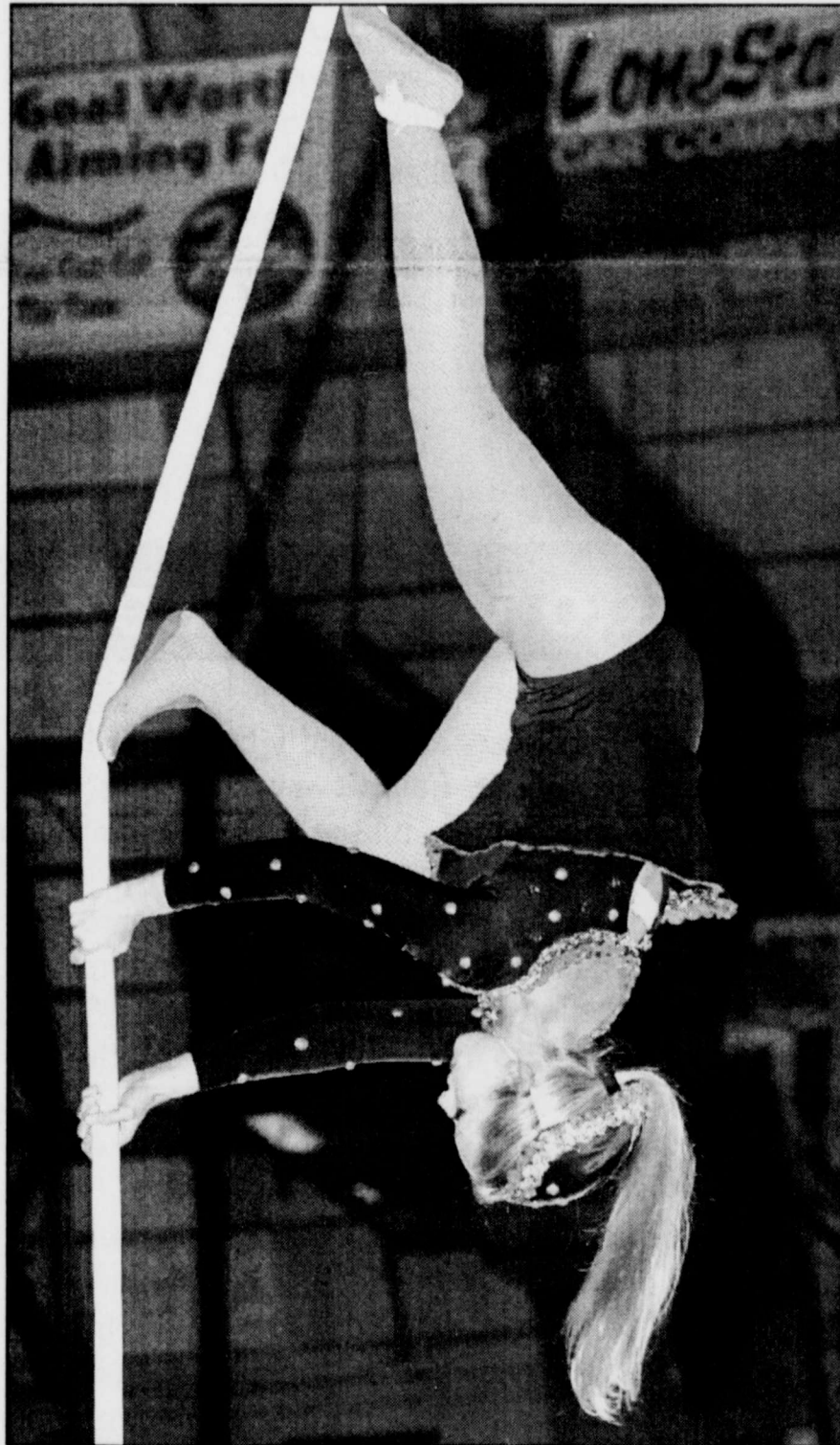
"The problem was that Blue Cross and Blue Shield was ambiguous when they gave instructions. The federal government knew about it, so they didn't audit us," he said. "However, we did a self-audit and found that while we provided services, we couldn't prove that the attending physicians were involved in the care."

Smith said all documents connected to Medicare must have both notes and signatures by the attending physician and the resident in charge of the patient's care.

The University of Texas at San Antonio Health Sciences Center had the same problem about four years ago, said Judy Wolf, a senior

see SETTLE, page 3

## Down-hill slope



DAVID JOHNSON/The University Daily

Angelina Gatti member of Circus Gatti, performs her high-rope routine Monday afternoon in Lubbock Municipal Coliseum. The annual circus benefits the Lubbock professional firefighters.

## Appeals court denies Napster stay

By Mara McCoy  
Staff Writer

A three-member panel of judges ruled Monday that Napster and its 61 million clients are making unfair use of copyrighted material, which could allow a judge to shut down the site.

Judges for the 9th U.S. Circuit Court of Appeals urged Federal District Judge Marilyn Hall Patel to rewrite her injunction against Napster.

Several Texas Tech students said they are unhappy with the ruling and hope the



free online music trading site will keep operating.

Dallas Ohrn, a sophomore business major from Kerrville who has been using Napster for about a year, said he hopes the company is allowed to continue operating.

"I love getting free music," he said. "We should be able to use (Napster). The music industry makes enough money as it is. We are infringing on the copyrights, but

CDs are expensive, and they make a lot of money off of that. I hope they leave Napster online."

The original injunction would have shut down Napster as it awaited trial over a copyright infringement lawsuit filed by the Recording Industry Associations of America.

The appeals court said a preliminary injunction against Napster's participation in copyright infringement is not only warranted but also required.

Hilary Rosen, president of the RIAA, told

see REJECT, page 5

## Judge upgrades bond, charges in Birdsall case

By Mara McCoy  
Staff Writer

Vaughn Ross, the suspect arrested in the double murders of Douglas Birdsall, who was the associate dean of the Texas Tech libraries, and Viola Ross, has been arraigned on capital murder charges.



Ross

Judge Jim Hansen, justice of the peace for Lubbock Precinct No. 1, arraigned Vaughn Ross on Monday afternoon and charged him with capital murder.

Hansen also set Vaughn Ross' bond, which had previously been \$400,000, at \$1 million. The grand jury is expected to hear the case as early as next week.

Charges were upgraded after police investigators presented new evidence to Matt Powell, assistant district attorney and lead prosecuting attorney on

see ROSS, page 5

## Parking survey justifies garage

By Mara McCoy  
Staff Writer

A recent study found that by 2005, a shortage of 1,350 parking spaces will plague the Texas Tech campus.

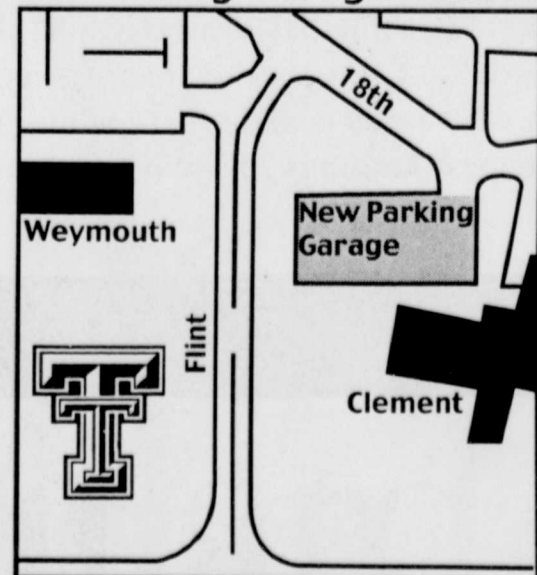
In order to help combat this deficit, Board of Regents members approved the construction of a parking garage to be built on campus.

The parking facility, which will be three stories tall and include parking on the roof, will accommodate about 750 cars. Bill Droll, project manager for the parking facility, said both Flint Avenue and 18th Street will be rerouted to accommodate the garage.

"The facility will be located at 18th (Street) and Flint (Av-

see PARK, page 5

## New Parking Garage Location





# Tech students to give Lady Liberty 3D measurements

LUBBOCK (AP) — At 151 feet tall and a weight of 225 tons, the Statue of Liberty is among the world's most recognized ladies.

To ensure the statue's stately image remains intact, the National Park Service is calling on a team of Texas Tech students and faculty to survey her copper skin.

The team will use a laser to measure the statue's surface, said Paul Dolinsky, chief of the Historic American Buildings Survey, an NPS division. The group will run a test case in March to try some new laser measuring technology with a Cyrax

laser, he said.

"And once we know that this approach will work ... we'll establish a budget to fund the survey project," Dolinsky said.

The survey will give the Park Service its first three-dimensional, measured drawing of the statue, Dolinsky said.

John White, professor and assistant academic dean for the College of Architecture, has worked with the Park Service every summer for 27 years. The laser, used in conjunction with a computer-imaging technology, will produce highly accurate

*"The university was asked to perform the survey ... because it owns a laser scanner ..."*

Paul Dolinsky  
NATIONAL PARK SERVICE

measurements of the statue's exterior, White said.

The statue's copper sheeting

"skin" is only 3/32nd inch thick.

The Park Service wants to know its condition, White said.

"This is, as far as I know, the first project where we'll actually use laser scanning rather than hand measurements," he said. "The university was asked to perform the survey, in part, because it owns a laser scanner for measurement," Dolinsky said.

The laser will let the surveyors avoid using scaffolding. Instead, the architects will stand at ground level and scan specific sections of the statue, marked with targets strategi-

cally placed on the copper surface. Images will be stored on a laptop computer at the site, and later developed into drawings in the College of Architecture at Tech.

"The drawings have to be archival quality because a copy will go into the Library of Congress," White said.

The statue was refurbished for its centennial celebration in 1986, when the original torch was removed and replaced with a duplicate, and the right arm was reinforced, among other things, Dolinsky said.



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## TechNotes!

■ The Teaching, Learning and Technology Center will have a roundtable discussion from noon to 1 p.m. today in the University Center Lubbock Room. The topic will be "Student Evaluations of Teaching: Their Role at Texas Tech" with speakers Sue Couch, Ernest Fish and Debra Laver. For more

information, contact Suzanne Tapp at 742-0133, or e-mail her at [suzanne.tapp@ttu.edu](mailto:suzanne.tapp@ttu.edu).

■ The Texas Tech Amateur Radio Society will conduct a meeting at 6 p.m. today in the University Center Masked Rider Room. For more information, call Mark Matalik at 724-6529.

■ The Tech Pre-Occupational Therapy Club will have a meeting at 6 p.m. today in 113 Chemistry building. For more information, call Andrea Harris at 763-3715.

■ Phi Theta Kappa will meet at 6 p.m. today and Wednesday in 8 Holden Hall. For more information, call Richard Ashmore at 829-2837.

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## do you agree?

To the students of Texas Tech,

When I began my illustrious undergraduate career (six years can't really be referred to in any other way), I was searching. I had just moved out of my parents' house, and for the first time in my life, I didn't have any rules. I got a job, registered for 14 hours of class, and explored college life. These collegiate activities usually kept me out until the bars were closed, but they didn't hinder my performance in school. Somehow I came out with a 3.6 GPA.

Excited by my apparent success in having as much fun as possible while taking care of school, I began to search out new avenues of enjoyment. My next two years were lost in a haze of drugs, alcohol, sex, and parties. The more I experienced of this lifestyle, the more I wanted to experience. So I came to a conclusion. Either I wasn't getting enough, or the things that I was pursuing didn't satisfy the longings of my heart. Since it was not possible to get more (there were only 24 hours in my days), I realized that the latter was true. I was not satisfied.

That's when Jesus came into the picture (Don't stop reading now just because this letter got religious. I promise it will be beneficial to continue, whatever your beliefs may be). Through friends and family, God pursued me when I was at my lowest point. He saved my life. He changed me. I am not the person that I was before. I now truly enjoy life.

There was an emptiness in my heart that caused me to search for something with which to fill it. Although all of my individual pursuits failed to satisfy, God filled that emptiness completely and satisfied the deepest longings of my heart. I understand now that the problem wasn't the lifestyle; it was deeper than that. I was born with a spiritual disease called sin, which kept me from enjoying a right relationship with my Creator. But God made that relationship right by sending His Son, Jesus, to die on the cross.

This is a bold statement that demands a response. If the choice of religion were simply a preferential choice--on the same level as "Where should I eat lunch today?"—then there would be no reason to challenge anyone's beliefs. But if what Jesus said is true, then there are eternal consequences to believing, or not believing in Him. He claimed to be the only way to God. He also said that He is the truth. Finally, He said that He is the life. The question for us is will we believe His claims? Having experienced the love of God and the truth of His message, I have reached some basic conclusions (By the way, these truths are the foundations of historic Christianity). I believe that Jesus Christ is God. I believe his death on the cross served as a payment for my debt of sin, and that He rose from the dead on the third day. I believe that through faith in who Jesus is and what He did, we can experience forgiveness and a new life in Him. Jesus rescued me from sin and death and satisfied the deepest longings of my heart. This is the most important decision anyone will ever make. Seek the truth, and tell me what you think.

Jeremy

[iagreewithjeremy.com](http://iagreewithjeremy.com)



**INVESTIGATE**

from page 1

of traffic into the house.

Gilpin, who suffered cuts and bruises in the incident, was released from Lubbock County Jail on \$15,000 bond. At the time of arrest, Morgan said, Gilpin had a blood alcohol level of .193, twice the legal limit of .08.

Julie McCarty, Sierra's mother, said while doctors said Sierra ruptured her spleen, she was positive her daughter would make a full recovery.

"It will be a long healing process," she said. "It will be a while before she can play sports, play or go to P.E. class."

Morgan said Gilpin told police he was coming home from a fraternity party when the incident happened.

Phi Delta Theta members con-

firmed a party took place Saturday night at the 19th Street Party House located on West 19th Street near Milwaukee Avenue. The party's theme encouraged those in attendance to dress in camouflage. Gilpin was wearing camouflaged clothing and paint on his face at the time of the incident.

Joel Wisian, IFC president, said the Phi Delt's complied with all IFC regulations for fraternity parties.

"We have three regulations for parties," he said. "Fraternities must comply with federal, state and local laws, they must comply with their own risk-management policies, and they must register the party with us."

Herman said the Phi Delt's alcohol policy is "very complex," but it does include the need for designated drivers and security at the party. He also said the security company was

responsible for checking identification, but he did not have any information about the security company.

Lt. Rick Cruz at the Texas Alcoholic Beverage Commission said his office did not issue a permit to a third-party vendor Saturday for a party at that location. He said without the permit, a vendor could not legally sell alcohol.

"In order to legally sell alcohol, a vendor has to get a permit through us," he said. "We plan to follow up on this and pick up where the police leave off."

Herman said the fraternity still is investigating the situation for national headquarters. Information about a third party vendor could not be confirmed at press time, although Phi Delta Theta's alcohol policy does not require a third-party vendor.

Tech Assistant Dean of Students

Ethan Logan said the university also is looking into the incident. He said his office is not looking for anything specific from the incident but is looking into whether any further action should be taken from his office.

"We are looking into the situation to see if there is any validity for us to get involved," he said.

Meanwhile, McCarty said, her family is concentrating on her daughter. "We're just dealing with our daughter right now," she said. "We are all kind of numb right now and are trying to get our lives back."

Despite her family's suffering McCarty said she feels sorry for Gilpin.

"He's somebody's child just like mine is," she said. "I know Travis didn't intend to do this, but people need to be aware of the consequences before they do something like this."

**SETTLE**

from page 1

vice president at UTSA.

"We repaid Medicare nearly \$17 million, and our situation was similar to that of Tech's," she said. "We were not charged for wrongdoing or for failure to provide care. We just didn't keep records like Medicare wanted us to."

Wolf said during the years in question, Medicare issued a 45,000-page report about how to keep appropriate records for reimbursement.

"In the end, it was a very tough time," she said. "No state funds were used. The physicians paid for it using money they made for services performed."

Smith said a permanent audit

system now is in place at the Tech HSC, and a team has been assigned to teach physicians how to appropriately bill for services.

"The docs here have been very good about making sure things are done right," he said. "I can't imagine having to care for patients during Christmas and New Year's and having to deal with the paperwork aspect of things."

Smith said the money could have been used for better purposes.

"We treat lots of uninsured people here," he said. "We really could've used the money to help care for poor folks. It would've made a huge difference to them. However, we are committed to being a compliant participant in the Medicare program. In the end, making the refund is the right thing to do."

**POLICE BLOTTER**

From the files of the Texas Tech University Police Department

Saturday, Feb. 10

An officer responded to a call concerning a suspicious person wandering around in the Chitwood/Weymouth Residence complex lobby. After contacting the individual and further investigation, the officer took the student to the UMC emergency room for treatment of a cut on his right hand.

Four instances of theft were reported in the men's basketball locker room at the United Spirit Arena in which \$1,930, \$15, \$120 and \$35 was taken from four different wallets.

Friday, Feb. 9

An officer documented information concerning the death of a student, which occurred as a result of a traffic accident at an off-campus location.

Thursday, Feb. 8

An officer documented info concerning unwanted communication between a Clement Dining Hall employee and a student at Clement Residence Hall.

Wednesday, Feb. 7

Weymouth Residence Hall was evacuated when the sprinkler system was activated after an unknown object was set on fire and thrown down the trash chute.

Tuesday, Feb. 6

An officer investigated an assault at Dan Law Field between a Texas Tech athletics grounds employee and a G. Boren Services temporary employee.

Saturday, Feb. 3

A water fountain on the third floor of Bledsoe Hall was torn from the wall.

**CORRECTION**

In Monday's page two brief about the Student Government Association smokers' forum, the location of the meeting was incorrect. The location will be in the University Center food court, not the Courtyard. The UD regrets the error.

**CLARIFICATION**

In Monday's page one article on Student Government Association/Student Senate candidates, it was reported that Texas Tech student J.B. Cox was running for the external vice president position and would cross file for a Senate position in the College of Engineering. Cox has since changed his intention to only the Senate position.

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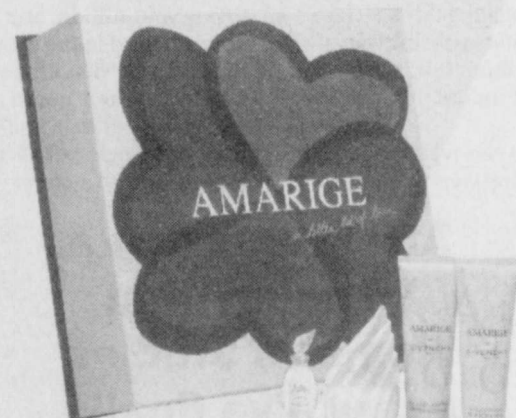
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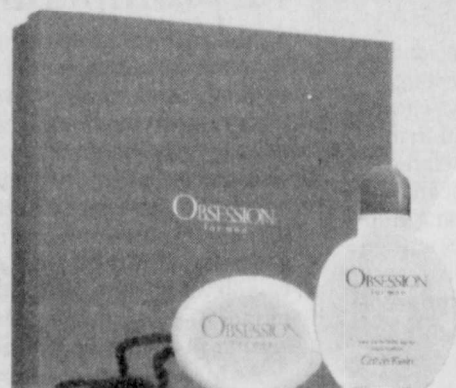


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**LETTERS:** The UD welcomes letters from readers. Letters must be no longer than 300 words and must include the author's name, signature, phone number, social security number and a description of university affiliation. Letters selected for publication have the right to be edited. Anonymous letters will not be accepted for publication. All letters are subject to verification.

**GUEST COLUMNS:** The UD accepts submissions of unsolicited guest columns. While we cannot acknowledge receipt of all columns, the authors of those selected for publication will be notified. Guest columns should be no longer than 750 words in length and on a topic of relevance to the university community.

# Opinions & Ideas

The University Daily

## The University Daily

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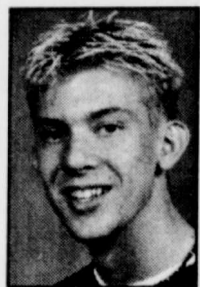
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### Column

## Lover's day contest leads to rambling

By far, the most coveted and anticipated holiday on the calendar for columnists has to be Valentine's Day. For an entire 24-hour period human rationale takes a flying leap, and we justify some of the most illogical decisions we'll make in our lives, based solely on the ideals surrounding the pursuit of one four letter word



**Kenneth Strickland**

starting with the letter "I". That's right, of course I'm talking about getting "laid". The columnists of The University Daily have several professional methods of deciding who gets the honor of taking on the V-day column each year. Last spring I lost by method of paper-rock-scissors, and this year's "tequila shootout" between colleague Brandon Formby and I left me admitting defeat once again. Or at least he said I lost, I don't really remember. Though slightly disappointed in giving up the rights to this holiday once again, I think I've found a viable substitution. I figured it was about time to start spilling some random thoughts again.

Did anyone else read the letter to the editor several weeks ago from

**After receiving a 79 on my first Women's Studies exam, I've finally come to the realization that I don't know women half as well as I thought.**

the young woman who demanded that Lubbock area restaurants be smoke-free because she is allergic to cigarette smoke? Mighty bold, I'll give her that. Going with that logic, I guess it's safe to assume that every dog in the Lubbock area will be shot Old Yeller style so as to not aggravate the health and well-being of those of you who are allergic to man's best friend, huh? Or what about the friend of mine whose allergic to polyester? He was really excited at the thought of being able to turn to a girl sitting next to him at a bar and saying with a straight face, "I'm going to have to ask you to take off your skirt." If this ordinance passes, I'm officially declaring myself allergic to the following things: feminists, teaching assistants, scantrons, The Backstreet Boy's music, the smell of cow manure, girls who drive Mustangs, Abercrombie and Fitch and, of course, pictures of babies dressed as flowers that are pawed off as "art." I expect them all to be removed from the Lubbock area as soon as possible.

I'm going to jump on the XFL-bashing band wagon for just a bit. Wrestling's version of professional football sucked so bad that four of my friends and I actually flipped the television to "My Best Friend's Wedding" when we realized how unexciting it was going to be. I was expecting landmines to randomly explode as someone crossed the 50-yard line or referees who instead of blowing a whistle to stop play would aim a sawed off shotgun in the air and let a few rounds loose. Not even close. And what's with the cheerleaders? Going strictly by the promos for the game, I was expecting to see

something so raunchy that it would make Bill Clinton cringe. I was severely disappointed. Seriously, I can see more skin sitting outside the Business Administration building in late April.

After receiving a 79 on my first Women's Studies exam, I've finally come to the realization that I don't know women half as well as I thought. It turns out that the rumors are true, they really are into that whole commitment thing. I thought my response of "money, someone to bitch at and money" would suffice for the question "What do women want from a relationship?" Turns out that it doesn't. I should really get in touch with the feelings and needs of the modern woman. Nah, think I'll just drop the class.

I really think Tech should start cracking down on where they allow the display of our Double T logo. I was driving down the road the other day and happened to pass by a bail bonds place. Sure enough, there was our sacred school logo painted on the front window.

I've been thinking, why don't we just let them open up an office in Drane Hall? Think of how convenient this would be — stand in line to pay your tuition, and then go next door to stand in the even longer line to post bail. Nice. Or how about when your car is towed off by a tow truck with our logo and the words "Go Tech!" right below it? Really, there has to be a better way to show

you support the Tech student body than by swiping our cars. And of course there's nothing better than the Double T shot glass. History, honor, integrity, inebriety — these are the values with which

our school has been established. I'm probably in no place to complain, though. I own three of them.

Several of you will be quite pleased to know that I've decided to take a few weeks off from writing. With the help of a friend, I've chosen to run for a Senator spot within the Student Government Association. It's been a while since I've been active in political campaigning, but I've checked out a few books written by Walter Mondale, Michael Duckakis and Bob Dole on the art of successful campaigning. I figure I'm all set. I'm not about crazy promises, but I can make one.

However the election turns out, I promise not to make any jokes referring to the recounting of votes or misleading ballots. It never fails, whether it's voting on the format of an exam or voting on whose going to be treasurer of an academic organization — someone has to make a crack about how they want to wait for overseas ballots to return, or how the votes from Florida shouldn't count.

If you're one of those people, or one of the million forwarding similar jokes via e-mail, please realize that it's not funny anymore. In fact it's about as annoying as having an Aggie in your family. Wow, I think I've found my plot.

**Kenneth Strickland is a junior political science major from Mesquite. He can be reached at 2good@winning.com.**



### Letters to the editor

#### Student supports a candidate

To the editor: To all of you who think that Texas Tech needs more school spirit, cultural diversity and better communication between faculty staff and students, I call upon you to consider John Steinmetz for SGA president.

John's platform is to promote student morale. He believes that the student body can enhance the image of Texas Tech more so than any other factor. A Red Raider to John is any student who attends Tech. He knows that the student population at Tech is diverse but that it is often misrepresented — he is going to change that. He believes that customer service is key at this university. He wants to make the students at Tech communicate more efficiently with the university staff and faculty. And finally, he is a man who will do anything for anyone. He is willing to not only listen to what Tech students say but also seriously consider their idea or concern and try to make Tech better for that one individual.

I challenge you to go and talk to him if you see him on campus. Tell him your concerns, tell him what you want or listen to what he wants to do for you. I support him because I believe student morale needs to be strengthened, and I believe that he is the man who can do it.

**Lisa Gonzalez senior political science**

#### An Aggie offers an apology

To the editor: I am writing in response to Jeff Keller's article in Monday's UD entitled "Bernard King of arrogance". I am an Aggie and a Texas Tech third year law student. Like Mr. Keller, I attended the A&M versus Tech game Saturday at United Spirit Arena where many of us witnessed a regrettably embarrassing moment for Texas A&M. At the conclusion of a very close contest, Bernard King, an Aggie player, jumped up and down like an idiot taunting the Tech student section.

Though the A&M-Tech games in the past seven years have been very close and emotional, there is no excuse for King's behavior — it was abhorrent. Mr. Keller, you are quite right. On behalf of many Aggies who would agree with me, I wish to apologize for young Mr. King's behavior. It was low class and not in accordance with good sportsmanship or high class standards with which Texas A&M University is usually associated. Mr. Keller, you also rightly point out that King's performance in the game was less than worthy of his celebration after the game. To be honest, King threw up more bricks than a contractor building a jail. King's impatience and youth were evidenced both in the way he handled the ball during the game and in the way he handled himself after the game. It is unfortunate that behavior like his is what will dwell in the minds of most fans who witnessed a truly extraordinary come back by Coach Dickey's team. I am confident that Coach Watkins has already set things straight with King.

**Matt Hurt third-year law Texas Aggie Bar Association**

#### Ad prompts an ethics query

To the editor: I am writing in regard to the section entitled "do you agree?" I would like to know whether this was a paid advertisement or an editorial run by The University Daily. If it was an ad, why was there no information beyond a Web site address as to who paid for it? All of the other ads in the paper are clearly ads while the status of this one is ambiguous. If it was an editorial, why was it not printed on the editorial page, and why was "Jeremy" not required to provide his last name? Also, does The UD have plans to print similar propaganda from other religions?

As to the content of the letter, no, I do not agree with Jeremy. I see no reason why he should preach his religious views. Granted, he did state that Jesus "claimed to be the only way to God," and if Jeremy truly believes this, it may justify his preaching. However, other religions claim to be the only way to salvation, and we rarely hear them trying to gain converts.

Many Muslims are convinced that worshipping Allah is the only way to paradise, yet they rarely, if ever, try to convince everyone in the United States to convert to Islam. Atheists do not believe in any god, but they do not tell Christians to spend Sundays doing something more productive than worship. I believe this is because these two sects are minorities in the United States, but majority status does not excuse Christians telling others how to behave.

**Denver Cornelius junior physics**

(EDITOR'S NOTE: The "do you agree?" section was a paid advertisement. All editorials do appear on the Opinions page.)

#### Give the new game a chance

To the editor: Last week I, as well as many others, watched the much-anticipated XFL game. It was not what I expected, to say the least, but I still enjoyed it. Many people did not like it. They didn't even watch a full quarter of play. I don't think they gave it much of a chance. Of course it isn't going to be perfect, it was a new idea to broadcast live to a national audience. They still need to work on a few areas, but give it time. After all, what could be better than one football season ending and another one beginning? It's football all year long. The best team from the XFL probably couldn't beat the worse team from the NFL. Although, the Cowboys might give them a fighting chance, but that's not the point. The players that form the XFL are just some blue collar guys that have real jobs off the field, and they only play for the love of the game. They are not playing because they signed a multi-million dollar contract only to be benched because they hurt their poor little toe (Deion Sanders) or Nike offers them \$100 million to wear a shoe. And what about the cheerleaders? I heard many people say they were disgusted by it (mostly women). I on the other hand, enjoyed it and every other red-blooded male, whether or not they would like to admit it in front of their better half, enjoyed it also. The only thing the girls were missing was a brass pole. I think the XFL has hopes of surviving, and I'm sure that the games will get better as the season progresses. Right now it is just the preseason, and we all know how bad the teams look then. So I say give the XFL a chance.

**Leroy Mills freshman mechanical engineering**

### Out of the Past

from the files of The UD

#### From The University Daily February 14, 2000

■ A fire broke out around 4 p.m. in a basement storage closet of Wiggins Dining Hall. Tech students evacuated Coleman Residence Hall after a report of a smoky smell coming through the vents.  
■ Charles Schulz, creator of the "Peanuts" comic strip, died of a heart attack at his Santa Rosa, California home Saturday night.

#### From The University Daily February 13, 1991

■ KLBK 13 weatherman Chris Contreras reported Tuesday night's weather report from the Sneed Hall lobby.  
■ Archibald Brown, a University of Texas professor, visited Tech students to talk about the Soviet Union and Perestroika crisis situation.

#### From The University Daily February 13, 1981

■ The Lubbock City Council voted unanimously Thursday to widen University Avenue to five lanes and construct a median between Fourth and 19th streets. A proposal to convert all existing angles parking spaces to parallel parking spaces was dropped.  
■ Ex-students Association President J.L. Gulley announced at a press conference that a \$500,000 endowment for scholarships is the main thrust of the association's five-year goal.

#### From The University Daily February 12, 1971

■ A Monterey High School student fell to his death Wednesday night in an elevator shaft in the Business Administration building. His body was not discovered until shortly before 5 p.m. Thursday.  
■ A student "Bill of Rights" will go before the Student Senate. If passed it will become a part of the Student Association constitution as the Bill of Rights section.

#### From The Toreador February 14, 1951

■ Bids for the construction of the Student Union building will be opened Monday morning when board of directors meet on the Tech campus. The \$500,000 structure will include ballrooms, a light food counter and two record listening rooms.  
■ Students sited an opossum at Doak Hall. The pouched animal would lower its head and charge at students in his way.

#### From The Toreador February 12, 1931

■ The American Association of Colleges and Universities elected Texas Technological College to a full membership in the Association of American Colleges.  
■ The Tech library had a collection of rare books, manuscripts and papers on display at the annual Plains Museum Society meeting.

compiled by Christy Davidson

**LETTERS:** The UD welcomes letters from readers. Letters must be no longer than 300 words and must include the author's name, signature, phone number, social security number and a description of university affiliation. Letters selected for publication have the right to be edited. Anonymous letters will not be accepted for publication. All letters are subject to verification.



**PARK**  
 from page 1

ene),” he said. “In order to provide enough space for the garage, we will have to reroute the streets.”

Flint Avenue will be moved west, closer to the Wiggins Complex and 18th Street will be rerouted so that, instead of the two-stoplight system at the intersection of Flint Avenue and 18th Street, there only will be one stoplight. The facility, which will be located on the east side of Flint Avenue, has an \$11.5-million price tag that includes landscaping, inspections and the rerouting of both Flint Avenue and 18th Street.

Eric Crouch, manager of operations for Traffic and Parking, said the garage will have parking for residence halls, faculty, staff, commuters and visitors.

“It’s a mixture of everybody,” he said. “By allowing everyone the opportunity to park in (the facility), everyone will get some benefit.”

Crouch said many of the spaces will be used for the relocated employees at the English/Philosophy/Education Complex. The amount of

commuter spaces will depend on the final size of the structure.

Crouch said he was uncertain as to whether fees would increase for parking in the garage.

“Discussions are going on about the fee increase,” he said. “The garage will be paid for through parking permit fees, though. The system will bear the weight for this structure.”

Crouch also said parking in the structure will be regulated by signs similar to the majority of parking lots on campus, there will be a pay station for visitors, and the rest of the parking spaces will be accessible by permit.

Tech Police Department Capt. Gordon Hoffman said police will supply security for the facility.

“It would be included with the rest of our security duties,” he said. “Whether or not we would have 24-hour security or a fixed post there is still unknown. It will be a part of the routine patrol, though. We want to make sure it is secure.”

Mike Ellicott, vice chancellor for facilities planning and construction, said the construction is expected to begin at the end of the summer.

“Construction will start in August or September,” he said. “The main

thing we have to do before construction can begin is relocate the streets. That will take about 60 days of work, but we also have to design and relocate the utilities.”

Ellicott said the expected completion date for the garage is August 2002.

Another parking facility has been planned for 15th Street and Akron Avenue. Before that project can begin, the bookstore has to be moved to the University Center.

“We’re concentrating on the 18th Street project right now,” Ellicott said. “We’re at least a year away from bringing (the 15th Street) project to the Board of Regents.”

He also said plans for a third parking facility, which would be located near the Civil Engineering building, are also being discussed.

**REJECT**  
 from page 1

The Associated Press that the appeals court decision was a clear victory.

“The court of appeals found that the injunction is not only warranted, but required,” she said. “And it ruled in our favor on every legal issue presented.”

The court’s 58-page decision called Judge Patel’s injunction too broad and said Napster can stay in business until Judge Patel rewords her injunction.

The judges said Napster’s “see no evil” legal defense was invalid but did say the basis for their argument—that it merely enables users to transfer music files online—was valid.

By doing this, the court refused to hold Napster liable for simply allowing the service to exist but said the company could not just look the other way and intentionally ignore their users’ actions.

The court did not place the entire burden on Napster, however.

Judges said the recording industry must warn Napster that copyrighted work is on the service before the company can be found liable.

The type or amount of sanctions Napster might face was unspecified.

In a statement, Napster officials said it was disappointed by the ruling and would appeal the decision.

“We look forward to getting more facts into the record,” Napster officials said. “We will pur-

sue every avenue in the courts and the Congress to keep Napster operating.”

Tech student Dana Musgrove, a junior marketing major from Childress, said she will look for alternate music-sharing sites if Napster is shut down.

“I really like Napster,” she said. “But if it’s shut down, I guess I’ll have to look for another way to go.”

Musgrove said although she uses Napster often, it still has not affected the amount of CDs she purchases.

“If a song comes out and I like it, I’m going to download it,” she said. “But if I really like a group, I’ll still go buy their CD. I can understand the musicians’ point of view. We are taking their money. But I’ll still get the music I want, no matter what.”

**ROSS**  
 from page 1

ing to be Vaughn Ross’ attorney.

“If (Vaughn Ross) requests a court-appointed attorney, I would be it,” he said. “I will hear (today) if I’m going to be his attorney.”

Stoffregen said it was too early to comment on a possible defense.

Capital murder carries the possi-

bility of a death sentence and can only be applied in certain cases. The Birdsall-Viola Ross case falls under the legal definition of capital murder because more than one person was killed in the same act.

Prosecutors for the case have not decided whether or not they are go-

ing to seek the death penalty. If they do, and there is a conviction, then the punishment is death or life imprisonment.

However, if the state does not seek the death penalty and there is a conviction, life imprisonment is mandatory.

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**READER'S CHOICE AWARDS**

The Readers Choice Awards are a fun spring promotion sponsored by *The University Daily*. Tell us your opinion of what you think are the best things about Lubbock by filling out the ballot. The most popular answers will be tabulated and published in a special section on Friday, April 27.

**The rules are easy...Follow them and your vote will count!**

- Entries must be clearly printed or typed. To be counted, ballots must include name, address, phone & student ID number (SSN) of the person submitting the ballot.
- Entries become property of *The UD* which reserves the right to publish ballot answers & comments.
- Final decisions on ballots, categories & winning entries will be made by *The UD*.
- Ballots must be filled out completely.

BEST FOOD & RESTAURANT CATEGORY		BEST SIGHTS & SOUNDS CATEGORY	
1. Chicken Fried Steak	_____	1. Place to buy CD's & cassettes	_____
2. French Fries	_____	2. Local TV News Team	_____
3. Steak	_____	3. Local TV Sportscaster	_____
4. Barbecue	_____	4. Local TV Weathercaster	_____
5. Hamburger	_____	5. TV Show	_____
6. Pizza	_____	6. TV commercial	_____
7. Buffet	_____	7. Local Radio Personality	_____
8. Mexican Food	_____	8. Local Radio Morning Show	_____
9. Italian Food	_____	9. TV Station	_____
10. Oriental Food	_____	10. Radio Station	_____
11. Margarita	_____	11. Movie	_____
12. Cold Beer	_____	12. Movie Theater	_____
13. Happy Hour	_____	13. Video Rental Store	_____
14. Fast Food	_____	14. Local Band	_____
15. All-Night Restaurant	_____	15. Local C&W Band	_____
16. All-You-Can Eat deal	_____	16. Soap Opera	_____
17. Favorite Restaurant	_____		
18. Friendliest Service	_____		
19. Supermarket	_____		

BEST SHOPPING CATEGORY		BEST PLACES CATEGORY	
1. Sporting Goods Store	_____	1. Place to study	_____
2. Women's Shoes Store	_____	2. Place to take a date	_____
3. Men's Shoes Store	_____	3. Place to work	_____
4. Department Store	_____	4. Night Club	_____
5. Jewelry Store	_____	5. Bar	_____
6. Western Wear Store	_____	6. Business at the Strip	_____
7. Discount Store	_____	7. Cleaners	_____
8. Consumer Electronic Store	_____	8. Carwash	_____
9. Convenience Store	_____	9. Car Repair	_____
10. Bookstore	_____	10. Haircut	_____
11. Clothing Bargains	_____	11. Tanning Salon	_____
12. Tire Store	_____	12. Apartment Complex	_____
13. Women's Traditional Clothing Store	_____	13. Place to buy flowers	_____
14. Women's Casual Clothing Store	_____	14. Church	_____
15. Men's Traditional Clothing Store	_____	15. Bank	_____
16. Men's Casual Clothing Store	_____	16. Pharmacy	_____
17. Shopping Center/Mall	_____	17. Romantic Dinner	_____
18. Internet Provider	_____	18. Health Club	_____
19. Best place to buy jeans	_____	19. Hangout	_____
20. Best Tattoo Shop	_____	20. Coffee Shop	_____
21. Best Travel Agency	_____		

BEST OF TEXAS TECH CATEGORY	
1. Residence Hall	_____
2. Tech Tradition	_____
3. Men's Sport	_____
4. Women's Sport	_____
5. Professor/Instructor	_____
6. Student Organization	_____
7. Class	_____
8. Major	_____
9. Most helpful Department	_____
10. Coach	_____
11. Tech Landmark	_____
12. UD Columnist	_____

**Reader's CHOICE AWARDS**  
 THE UNIVERSITY DAILY

**BALLOTS DUE FRIDAY, MARCH 2**

NAME: \_\_\_\_\_ PHONE: \_\_\_\_\_

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Bring Ballots to Room 102 Journalism Bldg. or campus mail to:  
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# 'Hannibal' eats weekend competition

LOS ANGELES (AP) — Hannibal Lecter made mincemeat of the competition — and the record book.

The grisly "Hannibal," sequel to "The Silence of the Lambs," debuted with a colossal \$58 million in its first three days. It grossed more than the next 15 movies combined, according to industry estimates Sunday, and easily beat the \$34.7 million record for a February opening set by "Scream 3" last year.

Only two other movies, "The Lost World: Jurassic Park" and "Star Wars: Episode I — The Phantom Menace," grossed more in their first three-day weekends. "Hannibal" also had the best opening ever for an R-rated movie, topping the \$42.3 million debut of "Scary Movie" last summer.

"Hannibal" was "the most widely anticipated followup since 'Phantom Menace,' and it's the return of one of the greatest cinematic characters of all time," said Paul Dergarabedian, president of Exhibitor Relations Co. Inc., which tracks the box office. "It proved to be an irresistible combination to moviegoers."

"The Wedding Planner," No. 1

for the previous two weekends, slipped to second place with \$7.8 million.

The weekend's only other big premiere was the comedy "Saving Silverman," which opened in third place with \$7.4 million.

The martial arts epic "Crouching Tiger, Hidden Dragon" took in \$5.1 million and topped \$60 million over the weekend to pass "Life Is Beautiful" as the domestic box-office champ among foreign-language films.

The overall box office rose again, with the top 12 movies grossing \$107.6 million, up 43 percent compared with the same weekend in 2000. The box office has increased every weekend this year.

Playing in 3,230 theaters, "Hannibal" averaged a stellar \$17,957 per cinema, compared with a \$3,000 average in 2,467 theaters for "Saving Silverman."

Based on the best-selling sequel by Thomas Harris, "Hannibal" follows Lecter (Anthony Hopkins) a decade after "Silence of the Lambs" as one of his old victims plots revenge against the serial killer.

"Hannibal" just devoured everybody," said Larry Gleason, president of worldwide distribution for MGM.

Since "Silence of the Lambs," Lecter has become a pop-culture icon, an almost universally recognized bogeyman.

"It's like Batman or Superman," Gleason said. "You don't have to say much more than 'Hannibal.' It's truly become part of the worldwide vocabulary."

MGM, which co-produced "Hannibal" with Universal, sorely needed a success. Struggling to overcome more than a decade of financial troubles and shifts in ownership and management, MGM's last hit was in 1999 with the James Bond flick "The World Is Not Enough."

Audiences did not seem to care that Hopkins was the only principal to return from "Silence of the Lambs." Julianne Moore subbed for Jodie Foster as FBI agent Clarice Starling, while Ridley Scott ("Gladiator") succeeded Jonathan Demme as director.

Moviegoers also were not swayed by "Hannibal's" mixed reviews. Many critics said it was weak compared to its predecessor. Some critics were nauseated by a gruesome banquet scene at the end of

"Hannibal."

But that scene simply whetted audience appetites, Dergarabedian said.

"The pre-release buzz about the gore in the final scene, that just added to the mystique," Dergarabedian said.

Estimated ticket sales for Friday through Sunday at North American theaters, according to Exhibitor Relations Co. Inc. Final figures were to be released Monday.

## Top Ten at the Box Office Weekend of Feb. 9

1. "Hannibal," \$58 million.
2. "The Wedding Planner," \$7.8 million.
3. "Saving Silverman," \$7.4 million.
4. "Crouching Tiger, Hidden Dragon," \$5.1 million.
5. "Cast Away," \$5 million.
6. "Save the Last Dance," \$4.8 million.
7. "Traffic," \$4.4 million.
8. "Valentine," \$3.8 million.
9. "Chocolat," \$3.1 million.
10. "O Brother, Where Art Thou?," \$3 million.

## TUESDAY FEBRUARY 13

STAT	KTXT	KCBD	KLBK	KUPT	KAMC	KJTV
CHAN.	3	11	13	22	23	34
AFFIL.	PBS	NBC	CBS	UPN	ABC	FOX
CITY	Lubbock	NBC	Lubbock	Lubbock	Lubbock	Lubbock
7:00	Bus Report Body Etc.	Today Show	News	Lightyear Recess	Good Morning America	K. Copeland Paid Program
8:00	Barney Teletubbies		Early Show	Sabrina Pepper Ann	America	Magic Bus Paid Program
9:00	Caillou Sesame	Today Show	Sally Jessy Raphael	Nanny Caroline	Live W/Regis	Greg Mathis
10:00	Street Mr. Rogers	Martha Stewart	Price is Right	Grace/Fire Liv'g Single	View	Divorce Ct. Divorce Ct.
11:00	Dragon Tales Arthur	Montel Williams	Young & the Restless	Ricki Lake	Mad/You Port Charles	Joe Brown Joe Brown
12:00	P. Gardner Motorweek	News Days of Our	News Beautiful	Jerry Springer	All My Children	Pi/Attorney Paid Program
1:00	Fine Art Barney	Lives Passions	As the World Turns	Jenny Jones	One Life to Live	Matlock
2:00	Zoboomafo Clifford	Hiway Square	Guiding Light	Street Smart Paid Program	General Hospital	Paid Program
3:00	Arthur Washbone	Rosie O'Donnell	Maury Povitch	Clueless Moesha	Moral Court	M. Rancher Big Guy
4:00	Zoom R. Rainbow	Qprah Winfrey	For Women News	7th Heaven News	Tell/Truth Action Man Digimon	
5:00	Beth/Lions Nightly Bus	News NBC News	MASH CBS News	People's Court	News ABC News	Sabrina Simpsons
6:00	News Hour	News Extra	Jeopardy News	Judge Judy Judge Judy	W/Portune	Spin City Frasier
7:00	Secrets of Pharaohs	3rd Rock 'PG DAG 'PG	JAG	Basketball: Univ.	Mole 'PG	That 70's Titus
8:00	NOVA	Frasier 'PG 3 Sisters	60 Minutes II	Texas @ Texas Tech	Dharma/Greg Geena Davis	Dark Angel
9:00	Frontline	Daeline	Judging Amy	Voyager	NYPD Blue TV-14	News
10:00	Nightly Bus	News Tonight Show	News David	Arrest/Trial Cops	News Nightline	Spin City Frasier
11:00		Conan	Letterman Craig	Blind Date Change/Heart	Incorrect Paid Program	Cheers Paid Program
12:00		O'Brien Later	Kilborn Seinfeld	E.T. Paid Program	Access Paid Program	News

## THE Daily Crossword Edited by Wayne Robert Williams

ACROSS

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- 30 Palmer and Toybee
- 33 Showplace
- 35 "Revolutions of the Viaducts" painter
- 36 Pizza order
- 39 Ripken's range
- 43 Wapiti
- 44 Brogue, e.g.
- 45 Scope
- 46 Mariners' home
- 49 School official
- 50 "Father Murphy" star
- 53 Has dinner
- 55 Bat stickum
- 58 Arrives at
- 63 Critic Rex
- 64 Lemieux's
- 22 Make lovable
- 24 Some socks
- 26 Movie piglet
- 27 Roberts University
- 28 Carrel furniture
- 29 U-turn from WSW
- 31 On its last legs
- 32 Fragrant neckwear
- 34 Part of AWOL
- 36 Johnnycake
- 37 Actress
- 48 Fencer's foil
- 50 Ms. Winfrey
- 51 Hamlet, to Horatio
- 52 Scornful smile
- 54 Authority to decide
- 56 Nautical greeting
- 57 Judge's garment
- 59 Common crustacean
- 60 Busy abode
- 61 Adam's grandson
- 62 Scottish isle
- 65 OSS successor

DOWN

- 1 Hindu music
- 2 Plenty
- 3 Cash drawer
- 4 Out of danger
- 5 Movie award
- 6 Neither active nor passive
- 7 Make a mistake
- 8 Upslope
- 9 Leg ends
- 10 San Diego nine
- 11 By oneself
- 12 Dinner course
- 13 Half-baked
- 18 Workplace
- watchdog grp.
- 22 Make lovable
- 24 Some socks
- 26 Movie piglet
- 27 Roberts University
- 28 Carrel furniture
- 29 U-turn from WSW
- 31 On its last legs
- 32 Fragrant neckwear
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- 54 Authority to decide
- 56 Nautical greeting
- 57 Judge's garment
- 59 Common crustacean
- 60 Busy abode
- 61 Adam's grandson
- 62 Scottish isle
- 65 OSS successor

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TAME SOLDIER BOY  
EIB SPUD FRIARS  
LIMIT ALAN  
GLIDED PRESAGES  
RENEW CADRE YAP  
ARMS MOPES UPTO  
BOA RAVEN ONSET  
SINCERER SATYRS  
OTIS TUROW  
ANNUAL MELS OAR  
GEORGYGIRL AMMO  
ERRS NORSE LAOS  
SOME STEEN INKY

By Gregory E. Paul  
Scottsdale, PA 2/13/01

## 'Patient' good despite repetitive stories, blatant spelling errors

By Matthew Golden  
Staff Writer

"The Patient Who Turned into a Pig and Other Stories," by Dr. Peter Zack, is bursting with the writer's dry wit and sensational imagination. It is a search for the meaning of life as Dr. Zack, portrayed as the psychiatrist in all the stories, prescribes happiness in the form of a pill.

Peter Zack states the book's premise clearly when the author writes, "Happiness," thought Dr. Zack, "is a dose-dependent thing." The stories describe Dr. Zack's conversations with patients, ranging from the obviously insane to the slightly depressed. All are heavily medicated for their ills. The doctor does not seem to understand happiness and believes it to be one of psychiatry's great mysteries.

One story, entitled "Voices," describes a young man who hears voices that tell him good things about himself, e.g. how wonderful he is, how talented and that he's a good person. Dr. Zack, fearing that the man's voices might eventually become threatening medicates the voices away. The man becomes de-

pressed, missing his voices, and soon Dr. Zack prescribes the young man pills to take that away.

"Bird," another of Zack's short stories describes a curious young boy whose mother has grown tired of her son's questions. He wants to know why the sky is blue, why trees are green and how birds fly. In annoyance of her son's barraging interrogations, she asks Dr. Zack for a "miracle pill" to make him stop. The doctor agrees and prescribes the boy a multitude of medications.

Most of the other stories in "The Patient Who Turned into a Pig" are similar to "Bird" and "Voices" and seem to question society's over-medication for what may be more spiritual in human nature and less physical.

Peter Zack writes good dialogue, and it is fitting that these short stories are written in that form. However, his tales soon grow repetitive and some descriptive narration would be nice but is rarely found. Each story has the same theme and tone of writing and can be a bland read at times. Also, the book is filled with spelling errors that not only makes the editor look bad; it is insulting to the reader.

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# Cupid's strike delayed for 'West Wing's' Josh and Donna

NEW YORK (AP) — Nowhere is Cupid more useful than on prime-time television.

When a TV plotline calls for love, Cupid's arrow can be counted on to pierce the heart in suitably dramatic style, infecting each victim with romance or lust, rapture or longing — whatever the story requires.

Then his favored patsies will get it together, pair off and tumble into bed. (One of every 10 TV programs includes a scene with characters engaging in sex, at least according to a recent study by the Henry J. Kaiser Family Foundation.)

There are exceptions. Sometimes Cupid slips, his arrow only grazing the heart. Such a wound sends off nagging impulses, all right. But the feeling won't be recognized as love. So how can it be acted upon?

Happy Valentines? Are you kidding? These are TV's lovers in limbo. Meet mob boss Tony Soprano and Jennifer Melfi, his leggy psychiatrist, who are in the grip of clinical suppression on HBO's "The Sopranos."

Consider the cosmically connected FBI agents Scully and Mulder, whose hanky-panky during eight seasons on Fox's "The X-Files" has been limited to a chaste kiss (unless, of course, Mulder turns out to be the father of the child Scully is carrying, in which case, all bets are off).

Or just look to "The West Wing" and its clueless twosome, Josh and Donna.

On this hit NBC drama (Wednesday at 9 p.m. EST), Josh Lyman serves as White House deputy chief of staff. Donna Moss is his aide.

What a contrast they strike! Josh is fired-up and cocky, and as ruffled as Donna is sleek. Donna, with her big eyes and down-turned mouth, is Josh's pokerfaced foil and, in her own fractured way, a steady force. He is her big brother. She is his mother hen.

One more thing. They are head over heels for each other. But nothing doing. They can no more confront their mutual attraction than stare straight at the sun.

Besides, they've trained their eyes on far more urgent matters. "The West Wing" understands that for many people, love must wait its turn behind other, more pressing demands. For Josh and Donna, the demands of the White House never stop.

So here they are: smart, quick-witted, exhilarated by their work, and busy as heck. And despite the fact that from time to time they date (other people) they are lonely in their crowded lives.

While Josh (Bradley Whitford) was a major presence on the series from the start, his balking entanglement with Donna (played by Janel Moloney, who only this year became a series regular) wasn't part of the original concept.

"But very early on, Aaron saw something in the chemistry between Brad and me," said Moloney, referring to "West Wing" creator-writer Aaron Sorkin. "In the pilot, there's a scene Aaron wrote one morning and passed on to us to shoot the same day."

The scene begins as Donna barges into Josh's office.

"I say, 'Put this shirt on.' And he says, 'No.' And I say, 'Josh, you've been wearing the same clothes for 31 hours. Put it on.' And he won't. And then I say, 'All the girls think you look really hot in this shirt.' He puts it on."

"I really think that scene sparked something."

So does Sorkin, who gives her the credit for making Donna an audience favorite. "Janel turned a recur-

ring character who has a couple of lines every once in a while into what became a weekly set piece: the Josh-Donna Scene."

A Josh-Donna scene often finds them shoulder-to-shoulder, coursing through the West Wing offices as their repartee races even faster than they do:

"Are you gonna behave yourself tonight?"

"It's a bachelor party."

"I'm saying —"

"I can hold my liquor."

"No, you can't."

"I can drink with the best of them, Donna!"

"You can't drink with ANY of them, Josh."

"I'm in politics, OK? I can drink."

"You have a very sensitive system."

"I wish you'd stop telling people that. It makes me sound like an idiot."

Without even fathoming just what it is they share, Josh and Donna prove in scenes like this how intimately they share it.

"It's really fun to play," says

Whitford. "You have these two people who are ga-ga about each other — I mean, just like nuts, way down in their reptilian brain stems. Yet they could not conceivably bring their feelings to the surface."

Maybe they can't, but "West Wing" fans sure haven't given up hope.

"Even people on the street come up to me and say, 'OK, when are they gonna do it?'" Moloney marvels.

"I'm sure," says Whitford, "it will bubble over at some point."

The role of Cupid is, "No! Wait another year!"

"They are in a tough spot," Sorkin reasons, "because she works for him. Besides, sexual and romantic tension is, to me, much more fun than taking the tension away by having the sex and romance."

So — bottom line — viewers shouldn't hold their breath?

"No," insists Sorkin, "I WANT you to hold your breath. Please DO hold your breath!" Why not? In lieu of heavy breathing, that's what Josh and Donna do.

*"I'm sure (the tension) will bubble over at some point."*

Bradley Whitford  
 JOSH ON "THE WEST WING"

## Travolta film finds Razzies to be unforgiving 'Battlefield'

Golden Raspberry Foundation gives 'Battlefield Earth' eight nominations in survey of year's worst films

LOS ANGELES (AP) — John Travolta's "Battlefield Earth," which got gleefully vicious reviews when it came out last May, now has even more marks of dis-stink-ton.

The movie received eight Razzie nominations — worst picture, director, screenplay, actor, screen couple and three supporting actors — as the Golden Raspberry Foundation picked contenders Monday for 2000's worst movies.

"Showgirls" is the all-time Razzie Award nomination leader with 13, but the number of categories has been trimmed to nine.

Still, the sentiment against

"Battlefield Earth" is more overwhelming than that it was against "Showgirls," which wound up winning seven. Raspberry founder John Wilson said, "I'd say 'Battlefield' is pretty much a shoo-in."

Adam Sandler's "Little Nicky," "Book of Shadows: Blair Witch 2" and "The Next Best Thing" tied for second in the dishonor list with five nominations apiece. "The Flintstones in Viva Rock Vegas" joined them in the worst picture category.

The foundation has 503 voting members consisting of critics, filmgoers and people who work in the entertainment business. Winners will be announced March 24

during a news conference on the eve of the Academy Awards. (Oscar nominations are announced Tuesday.)

The Golden Raspberry Foundation won't have a ceremony this year to present its \$4.27 trophy, a gold-painted, golf-ball sized plastic raspberry atop a film canister.

"I don't think this year's pictures are worthy of a ceremony," Wilson said.

Travolta was a double nominee in the worst actor category, getting nominations for "Battlefield Earth" and "Lucky Numbers." In addition to Travolta and Sandler, worst actor nods also went to Leonardo DiCaprio ("The Beach")

Sylvester Stallone ("Get Carter") and Arnold Schwarzenegger ("The 6th Day").

Worst actress nominees were Kim Basinger ("Bless the Child" and "I Dreamed of Africa"), Melanie Griffith ("Cecil B. Demented"), Madonna ("The Next Best Thing"), Bette Midler ("Isn't She Great") and Demi Moore ("Passion of Mind").

Worst director nominees: Joe Berlinger for "Book of Shadows: Blair Witch 2," Steven Brill for "Little Nicky," Roger Christian for "Battlefield Earth," Brian DePalma for "Mission to Mars" and John Schlesinger for "The Next Best Thing."

## Two original members of Eagles sued

LOS ANGELES (AP) — Long-time Eagles guitarist Don Felder has sued two founding members of the rock band, claiming he was wrongly fired.

The suit, filed Friday in Superior Court, claims Don Henley and Glenn Frey abused their authority and acted unfairly by terminating Felder on Feb. 6.

Lawyers representing Felder did not immediately return calls Saturday seeking comment.

Felder, 53, joined the band in 1974 and his work is featured in the group's hit "Hotel California."

The suit demands an accounting of all business transactions made by Eagles Ltd. since Felder

joined, including record royalties and revenue from touring and merchandise. It also seeks to liquidate the company, which is the band's business arm.

"Despite each being a one-third owner of Eagles Ltd., Henley and Frey have consistently treated Felder as a subordinate, with complete disregard for his rights," the lawsuit states.

Lawyer Daniel Petrocelli, who represents Henley and Frey, said his clients had a right to terminate Felder. He would not say why Felder was fired.

The Eagles formed in 1971 in Los Angeles as a backup group for Linda Ronstadt.

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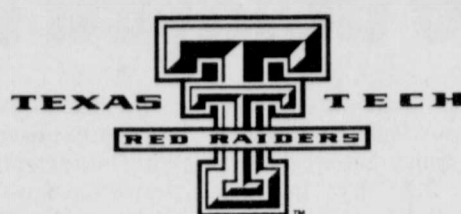


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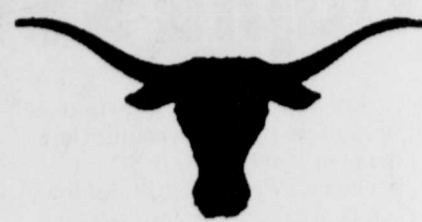
# Sports

The University Daily

Raider basketball travels to Austin to face rival Texas at 7 p.m. today.



VS



(8-12 overall, 2-7 Big 12)

(17-7 overall, 6-4 Big 12)

## Raiders hook up with Texas

Texas Tech men's basketball squad looks to end five game skid

By Jeff Keller  
Sports Editor

One rival after another is lining up for the Texas Tech men's basketball squad. Saturday, it was the Aggies of Texas A&M handing the Red Raiders a 72-70 loss at the United Spirit Arena. The Red Raiders will look to reverse their fortunes when they battle the Texas Longhorns at 7 p.m. today at the Erwin Center in Austin.

The Longhorns (17-7 overall, 6-4 Big 12) are coming off a 21-point home loss to Oklahoma during the weekend. The loss to the Sooners ended the Longhorns' 25-game home-winning streak.

Tech's loss to the Aggies was its fifth in a row and its second-straight loss at the United Spirit Arena.

The Red Raiders have yet to taste victory in conference away from the confines of United Spirit Arena as they are 0-4 in road conference games.

Tech guard Andre Emmett is averaging eight points and four rebounds per game, and has scored 25 points off the bench in the Red Raiders' last two games.

Emmett has friends on the Longhorn squad and said Texas will be primed for the Red Raiders, especially after its home-winning streak was snapped last weekend.

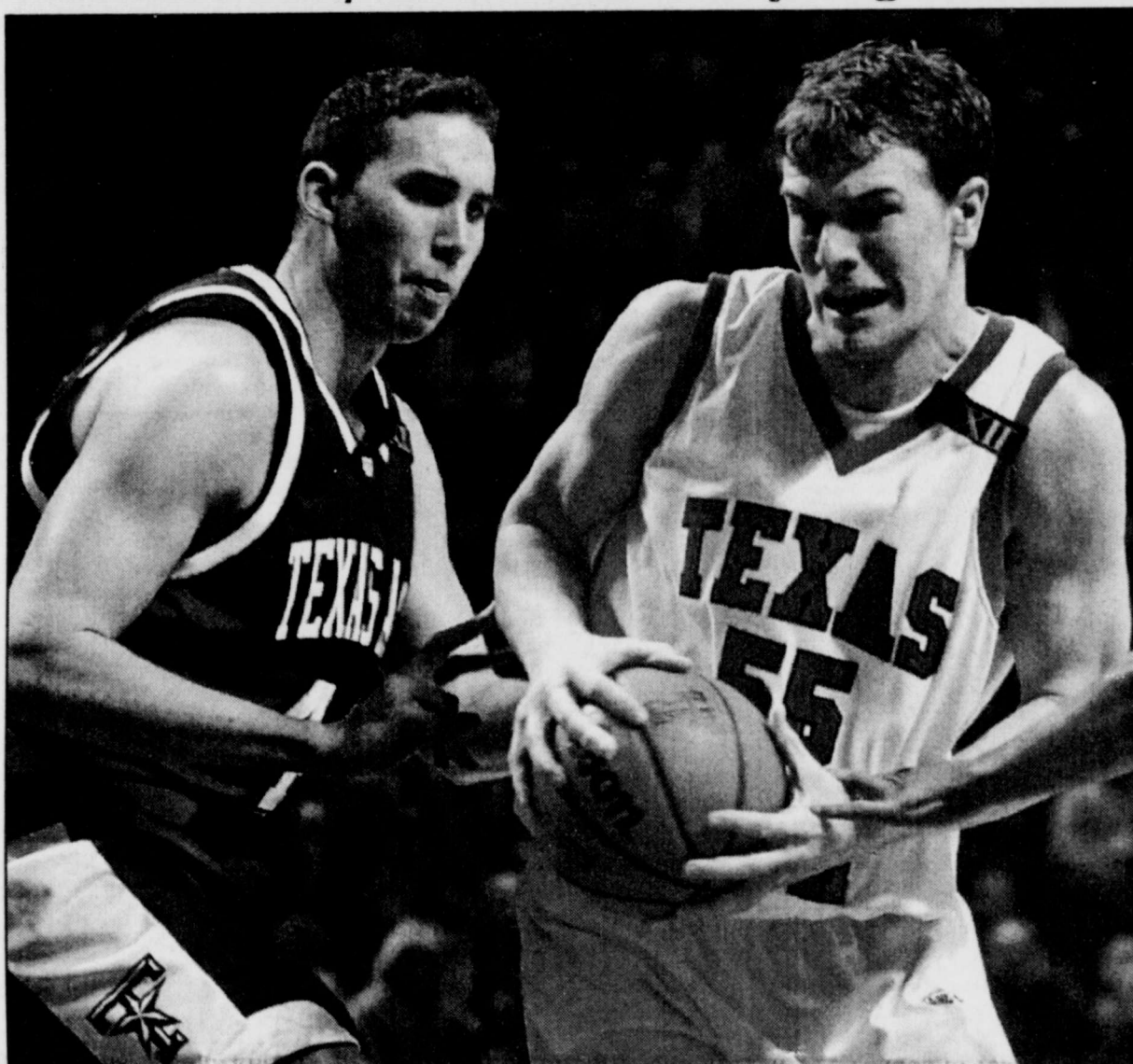
"I talked to Roosevelt Brown (Texas guard), and they're ready," Emmett said. "Their coaches are upset, and they're upset. They are just ready to get back in the game and get at it. But we've got to change things too and get in there and get a win and get back on a winning streak."

In the Red Raiders' last six games, they have had at least 18 turnovers in each contest.

Tech has also fallen behind early in its recent conference matchups, only to have a late comeback fall short.

Emmett said Tech has got to play with a winning attitude for the entire contest if they are to get their third conference win of the season against Texas.

"We need to improve on having the



Red Raider center Andy Ellis prepares to go up for a shot in Tech's 72-70 loss to Texas A&M on Saturday at the United Spirit Arena. Tech faces Texas at 7 p.m. today in Austin.

killer instinct for the entire 40 minutes," Emmett said. "We played around with A&M and felt like we should have been ahead for the entire game. But it wasn't like that. We trailed the whole game and tried to fight back at the end, and it didn't come through."

Tech guard Mikey Marshall has become a regular in the Red Raiders'

starting lineup.

During the past three contests he has averaged five points and one block.

Marshall said he and his Red Raider teammates are excited to go to Austin and take on the Longhorns.

"I think we have to get fired up for this game," Marshall said. "We've been losing a bunch of easy games where

we should have been closer to winning. I just feel we need to go down there and do what we need to do to come out with a Big 12 victory."

Following the contest with Texas, Tech will have three of its final six regular season games on the road.

The Red Raiders next will be in action at home when they take on Nebraska at 7 p.m. Feb. 21.

## UT, A&M show no class in Hub City

Many things are happening on the campus of Texas Tech.

A lot of wasted money (i.e. President David Schmidly's inauguration), a lot of construction (i.e. everything) and a lot of wondering.

I can name off 100 events, people and things that are on my mind pertaining to Raiderland.

But I only get so much space.

So listen up, learn and see what is worth mentioning (mentioning) about the place you throw your Guns Up, in another edition of Muench Notes. No need to take your own notes.

Good move: James Dickey made a smart coaching move during Saturday's contest against Texas A&M. Although his team lost, he almost won it for them.

He played the role of a crowd motivator. After a no-call on the other end of the floor, Dickey flew to the free throw line and ran into a referee. And no, he didn't say, "Excuse me, just taking a short cut to the locker rooms."

He was mad. And when a coach gets mad on his home floor, the crowd cheers for him like they are his lawyers. But what Dickey probably did was draw a technical to get the crowd loud, get the team back into the game and most importantly try and sway the referees' calls a little. And it worked.

Tech was down more than 10 points at the time and later pulled within one. In the end Tech lost. But it almost worked. So my solution is maybe Dickey should have gotten thrown out of the

game. Emotions would have risen even more.

No class rivals: Raider fans got to see two squads with no class on the same day. The Aggies came into Lubbock and knocked off the men's basketball squad.

The Lady 'Horns did the same to the Lady Raiders. But after both road teams won, neither team showed class.

Trash talking is one thing, but pulling up your jersey and pretty much rubbing it in is another. That is what Aggie guard Bernard "I think I am bad" King did.

The Lady 'Horns reacted in a similar fashion after upsetting Tech coach Marsh Sharp's squad.

Members of the Texas squad stomped on the Double T at half court after their 63-57 win and also mocked the Guns Up gesture on their way out of tunnel for pregame warm-ups. Just remember, it is a game. You win, you lose, and you try and play again. At least whenever Tech wins, they show a little respect.

Radio controversy: KTXU sports director Jonathan Harrison used to broadcast all of Tech's basketball games at the United Spirit Arena. Now he just sits there. Don't blame him though. Blame Lubbock radio.

Harrison is not allowed to broadcast anymore because advertisers were upset at the other radio networks that also broadcasted.

They were mad because they didn't know KTXU broadcasted the game. So now Harrison can't do what he came to college for — learn and, most importantly, gain some experience.

I guess Harrison has to go back to his PlayStation and practice play-by-play during a game of NBA Live.

Matt Muench is a sophomore journalism major from El Paso. More threats can be e-mailed to him at [mamuench@ttacs.ttu.edu](mailto:mamuench@ttacs.ttu.edu).

## Texas Tech baseball travels to New Mexico to take on UNM Lobos

By Phil Riddle  
Staff Writer

The Red Raiders picked a bad time to battle nagging injuries. Texas Tech begins a five-game non-conference baseball stretch covering six days when they take on New Mexico at 4 p.m. today in Albuquerque, N.M.

The Raiders carry a 6-3 season record after claiming two wins in a three-game weekend home series

against California State-Northridge. Tech lost the opener, 9-3, then claimed a 3-2 win and a 9-2 victory.

Center fielder Tyler Carson, nursing a sore hamstring, is listed as questionable for the UNM game. Third baseman Nick Blankenship sprained an ankle in Saturday's win over the Matadors and is listed as probable for today's meeting with the Lobos.

Carson, hitting leadoff for the Raiders when he is in the lineup, sports a

.438 batting average with three RBIs. Blankenship has slammed three homers and has driven in 11 runners while hitting .364.

Add to that several sore arms in the infield, including shortstop Gera Alvarez, and Tech coach Larry Hays said getting healthy has become important.

"I'm hoping before this trip is over, Carson will play a little bit," Hays said. "Everybody's saying that Blankenship

is doing well, so we hope to have him in the lineup soon. We've got to do something about this arm situation. We've already cut out some throwing drills, and we didn't take infield Sunday."

Alvarez, in spite of his sore arm, made 13 assists and aided in three double plays against the Matadors.

"It's just because of cold weather," Alvarez said. "It's just a little stiff from throwing so much in the cold."

Alvarez is batting .351 on the year, including a 2-for-4 outing Sunday. The junior shortstop has a homer and 11 RBIs on the year.

"Right now, it looks like we go how he goes," Hays said. "With him we have a chance to play pretty good defense. We've got to get him healthy and get Carson back in center. I keep hoping we'll get healthy and get both of them in there so we can play."

Alvarez said he welcomes the lead-


ership role.

"If he counts on me, I'm willing to go that extra mile," said the junior transfer from Palomar Junior College. "I want to help the guys out and do whatever I can to help the team out. I've just relaxed and I'm having fun."


Hays said the colder-than-usual temperatures have hampered his team's preparation.

"The weather and injuries are keeping us from getting going, a little bit," Hays said. "Although I was pleased that we scratched out a couple of wins against, what I think, is a good Cal State-Northridge club. To win two games against those guys, I was pleased that we did that."

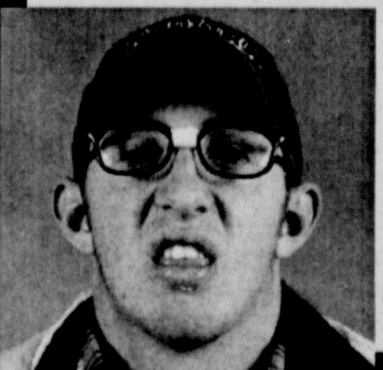
**Brett Cowboy**  
Spends his money on Copenhagen



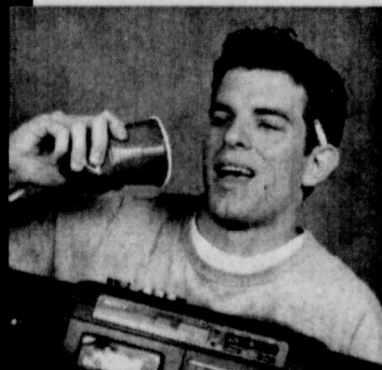
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