Officials progress with Sharon investigation

By TERESA FRALISH
Assistant News Editor

One week after police identified Chad Sharon's body as the one found Feb. 12 in the St. Joseph River, officials are moving forward with the police investigation and memorial arrangements for Sharon.

Sharon's body was discovered under the Angela Bridge by construction workers on Feb. 12. Autopsy results indicated that the cause of death was drowning. The Fisher Hall freshman had been accounted for since he was last seen Dec. 12 at a party on Corby Street.

Rex Rakow, director of Notre Dame Security Police, said that it was not possible to establish an exact date or time of death for Sharon based on the autopsy results, but estimated that Sharon died "probably within a week or so" after his Dec. 12 disappearance. "You can make some pretty wide guesses [in this case]," said Rakow.

Rakow said members of his department had not yet met with the St. Joseph County Metro Homicide Police, but expected that such a meeting would take place within a week or two when the Homicide Police began to closely investigate Sharon's death.

"They're waiting for blood tests to come back to assess what might have been in his system," said Rakow. The Metro Homicide Police will be responsible for the investigation into Sharon's death, although Rakow said he expected to provide them with information concerning the missing persons case that NDSP had been investigating.

University officials have also finalized plans for funeral and memorial arrangements for Sharon. Funeral services for the Fisher freshman will be held Saturday at Bible Presbyterian Church in Merrill, Wis., near Sharon's hometown of Pelican Lake, Wis. Visitation hours will take place from 9 a.m. to 1 p.m. and be immediately followed by a memorial service.

The University will provide transportation for students who wish to attend the funeral, said Matt Storin, University spokesman. Buses are scheduled to leave from the library circle at 11:45 a.m. on Friday. In making the decision to provide such services for students, Storin said officials considered past instances where the University had offered transportation to the funerals of other Notre Dame students.

Notre Dame officials have also planned a memorial Mass for Sharon to take place Tuesday at 5:15 p.m. in the Basilica. Storin said the Sharon family would be available to talk with students and others before the Mass at 4 p.m. in the Lady Chapel of the Basilica and that Sharon's parents hope that those who knew their son personally will come forward as well as others who wish to express their sympathy.

"[The Sharons] are very taken with the family aspect [of Notre Dame]," said Storin. "It's open to any student who would like to express their condolences."

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MUSICAL NOTES

While Lafortune and Hesburgh Library are crowded with students studying notes for class, Notre Dame junior Elise Brown studies her violin notes. Playing "Caprice" by Paganini on her violin in Crowly Hall, Elise practices Wednesday, when, like most days, she practices for at least two hours.

Political science professor discusses reparations

By NATASHA GRANT
News Writer

Political Science professor Alvin Tillery set out to tackle the politics for redress for black Americans with his talk, "Black Exceptionalism: Why Reparations are Just and Good Public Policy." part of the student government's Last Lecture series.

In the crowded O'Neill Hall lounge, Tillery explained his theory of reparations, which he said did not automatically mean slave reparations or monetary reparations, using historical information and current events.

"The deep ambivalence displayed by most whites about reparations stems from what many see as a tenous link between slavery and black exceptionalism," Tillery said. He described this ambivalence as something that is both hopeful and worrisome. He said while whites generally refuse to make any connection to slavery, "for blacks, it's obvious that slavery was a crime of both historical and modern understanding of terrorism and genocide."

Tillery set out to make the case that African Americans should receive compensation because of wrongdoing toward them, not necessarily during slavery but during the counter-Reconstruction period after slavery had ended and blacks were still treated as unequal. Tillery said blacks should be compensated for missed opportunities to better themselves that the government stripped from them and awarded low-status whites.

Although Tillery said one "should never build an academic case on what the dictionary says," he began his talk by defining reparations as per the Oxford English Dictionary and Webster's Dictionary.

He also based his presentation on his research on book values was undertaken by student leaders to research new methods of book buying, with help from Mary Paulus, a recent graduate and assistant vice president for information technology. Paulus is planning a new method for book returns that could involve a permanent place to sell books among the entire college community.

"It is hoped that this place will be established through the Virtual Village by the end of this semester or early next year," Jablonski-Diehl said.

The environmental community at Saint V's is also backing the setup of the virtual village. They believe that this will decrease the amount of paper products used for making posters on campus.

Sandy Vanderwerven, bookstore manager, was not aware of this new student initiative.

When asked about the student complaints that bookstore prices are too high and buy back value too low, Vanderwerven said that the bookstore prices books at the national norm.

"We try to buy back books at the highest price possible," she said. "Prices are determined according to supply and demand."

Vanderwerven said sales at the bookstore have not dropped off due to the advent of low-cost Internet sites because students find the bookstore convenient and timely.

Students are pleased with the possibility of a virtual selling place for used textbooks. Mary Watrobica, a Saint Mary's junior, who has never used Internet sites to obtain her textbooks said that the proposed site is a good idea. "I've never bought my books online before, but I would consider using the new system," said Watrobica.

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War. What is it good for? Something.

Imagine if, several months ago, when the United Nations was trying to get inspectors back into Iraq, President Bush had said, "My good friend Saddam, if you do not allow inspectors into your country, then we will hold your murderous nuclear-laden hand and most анна, while we dance around your cent Iraqi in a joyful chorus of hubbub.

Now, would Mr. Bush have allowed those inspectors into his country?

Yet with the threat of war and the pressure of America's military, look at all the concessions, however phony, he has been making of late. Of course, Saddam's supposed concessions have been superficial, because he believes he can dupe the world.

During the wave of protests over the weekend, a few particular occurrences stand out. One, Saddam was gloating. He was happy, not because he enjoys a rollback good day of defiance, nor because he is a pacifist. He was happy because he knows war on mankind, and he hates it when others try to interfere, and he thinks his tricks are succeeding.

Two, anti-war protesters in the Middle East were waving portraits of Saddam because they wanted to support him in the face of the evil American dictatorship. So now, Saddam is the oppressed victim, and America, namely Bush, is the evil tyrant. If Saddam is the victim of Bush, then what does that make the Iraqi people?

Remember the present against American action in Afghanistan, and consider how the citizens of that nation are now free of the oppressive rule of the Taliban. Now consider the hundreds of thousands of Kurds and others slaughtered by Saddam's regime. Ponder the millions who have escaped Iraq in search for freedom. Think about how Saddam allows women to be raped, children to starve, and how he forces families to pay for the unjust executions of their relatives.

Refusing to consider war means standing by while the Iraqi people suffer these evils and while Saddam and his cohorts (e.g., Bin Laden) make plans to inflict evils and while Saddam and his cohorts (e.g., Bin Laden) make plans to inflict.

The Bush administration was blamed for not taking any action—any preemptive strikes—before the 9/11 attack. Now, Bush is threatening a preemptive strike, in order to prevent the same sort of thing from happening and to set a precedent for the year 2001 as were very vehemently opposed to the notion of prevention as a cure. This conformed into the memories of Winston Churchill trying to persuade Neville Chamberlain and the British populace that Hitler was not only an evil man, but a threat to the world.

There are times when it is necessary to minimize hazards, times when it is necessary to use force to set an oppressed people free, times when it is necessary to strike the bully before he blows up the neighborhood. There are times when one must courageously fight for the God-given human rights of life and liberty. The Saddam cancer is quite malign, and quite willing to spread throughout the world via terrorist actions, and the selfish, dictatorial grip of Saddam's regime to it, in root out the disease that has already claimed many lives, and strike it before it transforms from a local malady to one of monstrous proportions.

The views expressed in the Inside Columns are those of the author and not necessarily those of The Observer. Contact Joe Lindsay at jlindsay2nd.edu.

What's Going Down

WENDY receives harassing phone call

NSP is investigating a harassing telephone call complaint received Tuesday.

Injured student needs medical attention

NSP transported a student to St. Joseph Medical Center Monday for the treatment of a sports injury.

Bike theft reported

A student on Monday reported the theft of her unlocked bike from a bike rack outside Lewis Hall between Thursday afternoon and Friday morning. There are no suspects.

Campus stolen

A student reported the theft of her unlocked bike from a dorm room stolen sometime last week. There are no suspects.

What's Happening @ ND

A fiery inferno engulfed two subway trains Tuesday after a man threw a flammable container on one of the trains.

Jim Seidt explained Enron's accounting problems at Thursday's Senate Finance Committee meeting.

Members of the Executive Cabinet and Charlie Ebenfeld defended Student Body President Libby Bishop's student government work.

Scene previews the Actors for the London Stage. The actors will perform The Tempest this weekend.

What's Happening @ SMC

NITS, SMC Tax- Assistance Program, Hagger College Center room 303, 2-20.

Irish Dance Lessons, Madison Hall room 231, 5:30 p.m.

SAB Event - Eric and Zach, Dulloway's Clubhouse, 7 p.m.

What's Cooking

North Dining Hall

Today's Lunch: Breaded cheese sticks, meatball stroganoff sauce, smoked creole flank steak, roasted pimento peppers, apple cobbler, Swiss spinach, Oriental vegetables, scrambled eggs, apple pancakes, O'Brien potatoes, sweet and sour chicken, cheese enchilada, Mexican couscous

Today's Dinner: Pork loin with apples, hot applesauce, whipped potatoes, apple cobbler, baked haddock, roasted corn, mixed vegetables, baked sweet potatoes, steakhouse fries, Cantonese BBQ chicken, jalapeno peppers, California ranch rice

South Dining Hall

Collard greens, turkey turnovers, London broil with marinade, cheddar-baked pol­lock, shrimp creole, potatoes au gratin, grilled turkey sandwich, chicken teriyaki, portobello fajita

Today's Dinner: Chicken cacciatore, gorgonzola sauce, French bread pizza, roast top round, oven-fried chicken, grilled Polish sausage, rotini with veget­ables, Polish-style kielki noodles, cabbage, honey-mustard chicken, sea­soned fries, onion rings, Chinese moo­dles and snow peas with soy dressing, flatbread beef pizza

Weather Forecast

The temperatures are expected to drop to around 30°F tonight, with a chance of light snow. The next snowfall is expected Wednesday.
Historian’s lecture addresses Holocaust

By AMANDA ROTHEY
News Writer

Note: Holocaust historian Michael Morris spoke at McKenna Hall Tuesday evening in a lecture titled “Coming to Terms with the Past: reflections of a Holocaust Historian.”

Morris, dean of graduate students and professor of Holocaust Studies at the University of Toronto, cited four strategies to achieve the aim of reparations as per the Nuremberg Trials as the way in which the public collectively recognizes crimes. While trials do provide a sense of justice, Morris said that they fail to actually explain the causes behind World War II or the Holocaust.

Morris’ discourse on material strategies focused on the issue of reparations and restitution as a means to confront past wrongs. Morris purposely differentiated between reparations and restitution, describing reparations as payment to “repair great wrong.” In contrast, restitution concerns the return of specific entities, from stolen artwork or wages for slave labor. The danger in this process of reparations and restitutions, Morris claims, lies in the endless lawsuits that it instigates.

“Prominent Jews fear that this effort for restitution will lead to the charge that it’s all about money,” he said.

Cultural strategies, the final of Morris’ four points, center on the representation of the Holocaust in the arts. Morris said that representations of the Holocaust in culture can trivialize the actual events because society becomes immune to their horror. In particular, Morris considers the public’s reactions to the Holocaust Museum in Washington, D.C. and the danger of trivializing the past.

“When do people come away from this experience inoculated to the historical wrongs in the future? One hopes not, but we can’t know what will go on in people’s heads,” he said.

Morris closed his discussion by validating the need for acknowledgement of the Holocaust, but calling for a balanced approach to analysis of history.

“In Germany, this constant analysis elicited a backlash that seizes upon the Middle East as ‘Reparations’ for the past. Although he hopes not, but we can’t know what will go on in people’s heads,” Morris said.

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SMC creates self-defense program

By AMY GREENE
News Writer

A new self-defense program was recently implemented at Saint Mary’s, The Rape Aggression Defense System (RAD). This is a program of realistic, self-defense tactics and techniques. The system is a comprehensive approach exclusively for women that focuses on the awareness and prevention of sexual assault.

RAD is a result of the combined efforts of Lynn Kachmar, director of athletics, Linda Timm, director of Student Affairs, and Rosemary Harris, interim director of Security.

“The three of us thought that this would be a great program to have at Saint Mary’s,” Kachmar said. “The classes are free and enrollment is unlimited. We want to allow as many women as possible to learn these self-defense tactics.”

Students enrolled in the program and its certified instructors through a special academic program.

“Right now we have 25 women enrolled, but we are leaving it totally wide-open,” Kachmar said.

One out of every four college women is sexually assaulted during her college career. RAD is the largest women’s self-defense system in the country and teaches women comprehensive techniques and concepts against variety of situations, utilizing easy, effective and proven self-defense tactics.

“It think it’s great that a program like this exists here,” Kachmar said. “It addresses self-defense, empowerment, and women’s issues. It is designed to all around through education, fitness and wellness.”

RAD classes begin each week and run through the end of March.
Food Services survey considers Flex 10 plan

By CHRISTINA CEPERO
News Writer

Food Services will send out a questionnaire this semester to get student feedback on meal plans to determine whether or not to implement a Flex 10 meal plan option next year.

A random group of students, mainly freshmen, sophomores and juniors, will receive the questionnaire via e-mail in the coming months. Director of Food Services Dave Prentkowski said, “With this scientific review, we can get an understanding of what the students as a whole would like to see.”

The survey will include a question along the lines of: If you have $X to spend on your meal plan and you want more Flex points, what would you be willing to give up? For example, serving meals in one dining hall instead of both on weekends would save a significant amount of dollars that could go toward the Flex program, Prentkowski said. Other services that could be cut are extended hours, Grab ‘n Go or the expanded menu.

The survey will gauge student sentiment about a Flex 10 meal plan, Foley said. “Food Services conducts extensive research every year on items such as the food and facilities, but this will be the first time students are asked to show how they feel about meal plans.”

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Transplant error leaves teenager near death

Associated Press

DURHAM, N.C.

A 17-year-old girl lay near death Tuesday after mistakenly receiving a heart and lung transplant from a donor with the wrong blood type, and hospital officials held out little hope of finding a new set of organs in time.

Jessica Santillan’s condition steadily deteriorated after the botched operation Feb. 7. She suffered a heart attack Feb. 10 and a seizure on Sunday, and was in critical condition with a machine keeping her heart and lungs going.

“Right now my daughter is between life and death. She could die at any moment,” her mother, Magdalena Santillan, said in Spanish through an interpreter. “My daughter needs a transplant of a heart and lungs to survive. It’s the only hope that we have because the doctors made an error.”

A family friend said the girl has only a few days left.

The girl has type O-positive blood but was given organs from a donor with type-A blood during the operation at Duke University Hospital.


take the opportunity to open your mind

Saturday, February 22

Center for Social Concerns

3:30 PM

For more information please contact the Center for Social Concerns at 1-9970

Write for Observer News.
Call Helena at 631-5323.

Be part of the solution.
A fire raged through two packed subway trains in South Korea on Tuesday after a man in a container of flammable liquid tossed it, killing 120 people and injuring 138, many of them seriously.

A suspect who police say has a history of mental illness was under interrogation. Police said they did not know what motivated the attack or what substance the attacker used to start the blaze.

The fire began in one train at a station, igniting seats and spreading to another train as it pulled in, incinerating both cars, officials said. More people died in the second train because many of the doors failed to open, trapping passengers.

The joint declaration setting back the continent's push for a larger role for the EU was expected to vote Tuesday on whether to allow tens of thousands of Turkish parliament had been expected to vote Tuesday on whether to allow tens of thousands of Turkey asked the EU to decide on disarming Iraq has divisions:

Turkey asks U.S. for bigger aid package: Turkey asked the United States to nearly double its aid package: Board says shuttle lost pieces over Calif.: Travelers still snarled after snowstorm:

In Rome, Italian Prime Minister Silvio Berlusconi said that the fire was put out by 1 p.m., about three hours after it started, but toxic gas from the delayed rescue efforts, according to the Yonhap news agency. The acrid odor of burned plastic wafted over the scene hours after the flames were extinguished.

Police were interrogating Kim Dae-han, 56, who witnesses said carried the carton into the subway car, police Lt. Kim Yong-hak said. Another official, speaking on condition of anonymity, said the suspect had been treated for mental illness in the past. Witnesses said the attacker took out the carton and tried to light it with a cigarette lighter. Passengers moved to stop him and a scuffle broke out. He finally lit the box, and it exploded into flames.

A woman mourns the death of a relative in a subway fire in Daegu, South Korea Tuesday. About 120 people were killed, and at least 135 injured, after a man ignited a milk carton filled with flammable material on a subway train in South Korea's third largest city.

Police Sgt. Yu Hyoung-soo said Kim had been burned on both legs and the right wrist. But a doctor told YTN that the man's only injury was from smoke inhalation.

**BUSH vows to deal with Saddam in spite of protests**

Associated Press

WASHINGTON

Declaring that America's security should not be dictated by protesters, President Bush said Tuesday that the U.S. would not be swayed from compelling Iraqi President Saddam Hussein to disarm. "We will deal with him," Bush said as U.S. and British diplomats weighed another bid for U.N. backing.

"War is my last choice," Bush said at the White House as Tokyo's anti-war protests continue to circle the globe. "But the risk of doing nothing is even a worse option as far as I am concerned."

Standing firmly against skeptical allies as well as the demonstrators, Bush said: I owe it to the American people to secure this country, I will do so.

A diplomatic official in Washington and at the United Nations in New York were discussing the possible gains as well as the risk of a diplomatic defeat if the United States proposed a new resolution to the Security Council to endorse force as an option to disarm Iraq.

One U.S. official said Tuesday there was no evidence on a test or even on whether to go ahead, though White House spokesman Ari Fleischer said, "I think it will be a simple and rather straightforward resolution."

Bush said a second resolution "would be enough, " we don't need a third, " we don't need " a fourth, " we don't need " a fifth."

In Rome, U.N. Secretary-General Kofi Annan said Iraq had to "move very fast" to heed the call of the international community and cooperate with U.N. inspectors or face possible war. But he said it was up to the Security Council to decide if the inspections had gone on long enough.

France, with support from Russia and China, does not accept the U.S. view that the Security Council effectively endorsed force as an option to disarm Iraq in an earlier resolution that warned of "serious consequences" if Saddam persisted in defying U.N. demands.

With some 50 countries lined up to speak to the council in a session that could go on late Tuesday, the U.S. did not lead United States and its close ally, Britain, was not expected.

Diplomats at the U.N. said a draft resolution could be circulated late Wednesday. As for the protests around the world by millions of people opposed to war with Iraq, Bush said they were irrelevant to his duty to protect America.

"Size of protest, it's like deciding, 'Well I'm going to decide policy based up on a focus group.' The role of a leader is to decide policy based upon the security — in this case — security of the people," he said.

"Democracy is a beautiful thing, and that people are allowed to express their opinion, he said."

"Some in the world don't view Saddam Hussein as a risk to peace," he added. "I respectfully disagree."

The overwhelming majority of the 15 council members followed France's lead and called for extending U.N. weapons searches in Iraq. Secretary of State Colin Powell's argument that the searches were virtually useless was overridden.

**WORLD NEWS BRIEFS**

Turkey asks U.S. for bigger aid package: Turkey asked the United States to nearly double its aid package: Board says shuttle lost pieces over Calif.: Travelers still snarled after snowstorm: 

**NATIONAL NEWS BRIEFS**

Board says shuttle lost pieces over Calif.:

Space shuttle Columbia began losing pieces over the California coast well before it disintegrated over Texas, the accident investigation board reported Tuesday, finally confirming what astronauts and amateur skywatchers have been saying from Day One. But board member James Hallock, a physicist and chief of the Transportation Department's aviation safety division, said the fragments were probably so small they burned up before reaching the ground.

Police search missing woman's home:

Police returned to the home of a missing pregnant woman Tuesday to search for clues in her disappearance and drove away with her husband's new truck. The follow-up search came after police said they made unspecified new findings in the case of the 27-year-old substitute teacher, Laci Peterson of Modesto, Calif.

**TRAVELERS still snarled after snowstorm:**

Travelers heading to and from the Northeast faced continued uncertainty Tuesday, even as airports in the mid-Atlantic region began slowly digging themselves out from one of the worst winter storms on record. Flights headed to points like Boston, Philadelphia, New York and Hartford, Conn., were filled to capacity, but airlines could not immediately meet the overwhelming crush of passengers who had been stranded at airports throughout Florida and as far away as California when the storm was at its peak Monday.

**Gulf War vet on death row seeks clemency:** A decorated Army veteran who blames childhood abuse and exposure to nerve gas during the Gulf War for his killing of a female soldier has asked President Bush to spare his life. As the president considers sending thousands of American into another war against Iraq, Louis Jones Jr. is scheduled to die by lethal injection March 18 at the federal prison in Terre Haute, Ind. He has exhausted his appeals.
40 million watch Joe Millionaire finale

Associated Press

NEW YORK

Unknown to the world just a few weeks ago, Evan Marriott had overthrown the King of Pop — at least, on network television.

Marriott, of course, was the make-believe moneybags of Fox’s “Joe Millionaire” who, on the finale of this unscripted-but-staged mating dance, chose Sarah Kozer as his lady love.

Meanwhile, viewers roundly chose Marriott over Michael Jackson, the subject of rival specials on ABC and NBC.

According to Nielsen numbers, the “Joe Millionaire” finale, which aired from 9 to 11 p.m. Monday, drew an average 34.6 million viewers. The audience soared to 40 million in the second hour.

This figure approaches that of last year’s Academy Awards broadcast of 41.8 million. It was the highest series telecast on any network since CBS’ premiere of “Survivor II” in January 2001 — in the post-Super Bowl slot — according to Fox, which also said it was Fox’s highest-rated entertainment program ever.

The enormous number dwarfed the 11.9 million audience for the 9- to 11 p.m. hour of a “Dateline NBC” special, “Michael Jackson Unmasked,” airing head-to-head against “Joe Millionaire.” The “Dateline” 10-to-11 p.m. hour rose to 17.2 million viewers.

“Joe Millionaire” also substantially outdrew ABC’s Feb. 6 broadcast of a two-hour Jackson special produced by British television; its audience averaged 27.1 million viewers, making it the most-watched special in television history.

ABC repeated that special Monday night from 9 to 11 p.m., drawing an audience of 17.5 million viewers. From 8 to 9 p.m., ABC aired a “PrimeTime” special, “The Many Faces of Michael Jackson,” which drew 10 million viewers.

Fox, not to miss out on the hype, also planned a make-believe moneybags of network television.

The audience soared to 40 million in the second hour.

Although such a windfall would be chump change to the $50 million heir Marriott was pretending to be on the show, in reality he was a construction worker making $19,000 a year.

But Zora, who beat out blend Sarah Kozer, didn’t care that he had lied to her, along with the other 19 women who had lied for his affections through the competition. “I really was turned off by the fact that you inherited all that money,” she told him after digesting his confession.

One of several among the networks’ latest crop of so-called reality series, “Millionaire” began its run Jan. 6 — and instantly proved a hit with its blend of dating game and practical joke. It attracted 16.6 million viewers for its premiere.

And Monday’s smash conclusion isn’t exactly a conclusion. Next week, million-earner Marriott will be back for a Fox special, “Joe Millionaire: The Aftermath.”
ND professor testifies about Enron

By MATT BRAMANTI

A Notre Dame accounting professor testified last week before the Senate Finance Committee regarding Enron's participation in questionable tax shelters.

Jim Seida presented a seven-page report detailing a wide disparity between Enron's financial reporting and its tax reporting.

Seida was asked to testify before the committee following his remarks in a Washington Post article on the subject. "You never know for sure, but I wouldn't be surprised if Sen. Chuck Grassley or his staff saw that story," Seida said.

Seida said that Enron used accounting tricks to inflate reported earnings even as it avoided federal income taxes. For example, in 1999, Enron reported a net income of $1.1 billion, but it claimed a taxable loss of $1.5 billion. "Taxable income was negative, but the financial accounting figures frequently differ from their tax counterparts," Seida said.

The disparity between the figures points to a systematic pattern of "financial accounting manipulation," Seida said. "Corporations' net income figures frequently differ from their taxable income numbers, but large differences can imply unethical accounting practices. He called for stronger mandatory disclosure of corporate tax information, and said, "Management would have an incentive to voluntarily explain items that created the difference."

Under current law, U.S. firms are not required to disclose their tax returns to the public, complicating attempts to discover companies' taxable income.

The committee also heard from other professors. George Plesko, an assistant professor of management at the Massachusetts Institute of Technology, asked for improved tax disclosure, according to the minutes of the Feb. 13 Joint Committee on Taxation's Investigative Report, and said portions of corporate tax returns are "important to the general public."

Edmund Outlay, an accounting professor at Michigan State University, called on legislators "to make the first four pages of the tax return publicly available," in order to provide transparency to analysts and investors.

The professors' testimony joined a detailed report by the Congressional Joint Committee on Taxation regarding Enron's tax dealings. The document, over 2,700 pages long, found that the failed Houston-based energy trader paid no federal income tax from 1996 through 1999, though it is claimed to have earned nearly $2.5 billion over the same period.

Donaldson takes SEC chair

New chairman promises accountability

WASHINGTON

President Bush, who Tuesday that the newly installed chairman of the Securities and Exchange Commission would lead "an active and energetic agency" to rebuild investor confidence shattered by the Enron scandal's wave of corporate scandals.

William H. Donaldson, 71, replaces Harvey Pitt, who resigned under fire in early November after a series of high-profile political missteps.

"He's the right man at the right time," Bush said at the swearing-in ceremony, adding that Donaldson "will lead an active and energetic agency.

The SEC has expanded powers and new rules under legislation enacted by Congress last year, including corporate fraud, enhance accountability and tighten oversight of the scandal-tainted accounting industry.

Donaldson, a Bush family friend and former chairman of the New York Stock Exchange, pledged to restore integrity to the commission.

"We will hold accountable all those who will have violated the public's trust," he said.

"We will demand responsible corporate governance throughout the securities industry and in the financial world. We will strengthen our market structure, making the markets more efficient, more transparent and friendlier to all investors," Bush has asked Congress for an $841 million budget for the agency in 2004, marking a 48 percent increase over this year — the largest jump in its history — as it investigates and prosecutes a heavy load of corporate fraud and accounting deception. The new spending would allow the SEC to hire 710 new lawyers, accountants and examiners, bringing its total to 3,875.
And, as pitchers and catchers have already reported for spring training in the major leagues, maybe dating would be best suited to follow the rules of a traditional, regulated sport - like baseball.

Looking at it from a certain perspective, it makes sense. We already have a system of dating in terms of bases - first, second, third and, of course, the proverbial home run. Baseball is also the only sport where the offensive team doesn't control the ball, which can often be said for our relationships. And, like in baseball, everyone gets an equal opportunity at bat. What we do with the ball - hit, miss or simply strike out - is up to us.

So, if love adhered to the rules of baseball, the basic guidelines would follow the typical format of a nine inning, base running, three-strikes-and-you're-out baseball game.

Here are the basics.

For starters, players would be split evenly into two equal teams. Consider it "A League of Their Own" meets "Bull Durham." Day-of-the-week arnas for competition would be the local establishment's that we frequent late at night, and we'd often hold evening games on Thursdays, Fridays and Saturdays.

It would be civilized, orderly and, we could even keep score. After all, in life we've always preferred to rate things according to numbers. We pour over the AP and Coaches' polls, we watch Letterman's top 10 list and even tune in to an oversexed bachelor's countdown from four to one on "Elimidate." Isn't it fitting then, that we evaluate our relationships in terms of one, two, three strikes - you're out?

We could even keep statistics on our prospective players and see their past hits, misses and overall records. We could then decide whether or not to draft them into our hearts.

And, if dating was an organized sport, we'd all have to follow certain rules in order to maintain our eligibility. Penalties might include bad behavior, too many strikeouts or poor performance - thus keeping only the best players in the league. We could even send the worst offenders back to the minors or even send them to the dugout for life.

After all, we learn the basics early enough. We all start in the minors - better known as Junior High - and then work our way up to the big leagues. However, no matter what voting league we're playing in, the basic rules inevitably remain the same. Why not regulate them so that everyone is on the same theoretical playing field? Talk about your field of dreams. If everyone knew the rules, dating could become America's new pastime and the main event of the season.

Besides, if dating followed the rules and regulations that govern baseball, there would be certain benefits for all players. For example, in times of dire need, we could all have a relief pitcher to come in and save the game, at least for a night. There would always be someone on deck. Further, double plays in a single evening would be considered impressive, but bordering on bad behavior. And, of course, foul balls would never be permitted.

However, like Mighty Casey, who so nobly and boastfully went to bat, there would be expectations to uphold. If a player gets a big hit, he should round the bases with pride, but have the integrity not to tell the rest of his team all the details after the game. Similarly, if a player strikes an opposing player out, there's no need for her to ridicule the fallen pitcher as he trots back to the dugout. After all, sometimes there is no joy in Mudville - we all strike out.

Unfortunately, the rules and regulations that govern America's traditional pastime may never apply to the social arenas where we throw out our own game. Although it would be a tempting offer, it isn't entirely appropriate to banish someone to the dugout for life. In fact, when it comes to the rules and regulations of relationships, we're pretty much on our own.

And, as great as our own personal batting average may be, it's never as simple as one, two, three strikes you're out. And sometimes, the best players are the ones that should be sent back to the minors. Dating, it seems, is a game that is played by many, understood by few and regulated on a play-by-play basis.

However, whether we hit with the big leagues or perpetually strike out - we always get another chance at bat.

Jacqueline Browder is a senior American Studies major and journalism minor. Her column appears every other Wednesday. You may contact her at fbrowder@nd.edu.

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

I support the war in Iraq. These words are sparse among the public but I see many as being in ignorance of this fact. Twelve years ago we crossed this same bridge: Iraq must disarm their weapons of mass destruction. We still repeat those words and Saddam Hussein does not take us or the rest of the world seriously.

The United States have even de-classified information so that to give the rest of the world a taste of the intelligence that they have accumulated on Iraq. Just think about what else our country knows but simply cannot tell us.

With all that our country has accomplished in its history, it's difficult for me to believe that we would rush into a war with a rash sense of mind. We are not pursuing this war for our own self-interest, but rather the world's.

The two Notre Dame graduate students that participated in the protest rally in South Bend, Breana Cussen and Mica Barreto, made particularly interesting comments. Canvas states that there are definitely not nuclear weapons in Iraq. How can she be so sure? People being in favor of some-thing is what leads to events such as Sept. 11.

Mica Barreto stated that the innocent children of Iraq would be the ones hurt by the war. What would be better for those children, to live a full life under the eye of an oppressive and ruthless dictator or to have the chance to live in freedom under democracy? Those innocent people would die for freedom rather than vanity.

One could say that I'm just a college kid who supports a war that will in no way affect my life. That could not be any further from the truth. My brother was a child, and he is currently serving in Iraq. I truly hope that he will come home safely.

We are not fighting this war to promote democracy or to give the rest of the world, especially the United States, a better system. We are fighting this war to protect the United States from a potential threat. It is time to realize that this is the true reason for our involvement in Iraq, and that this war is not a war for democracy or a war to save the world.

Defending Bishop's decision concerning ball dances

Instead of constant focus on negativity, be proactive

I have heard and read too much about how Libby Bishop didn’t do this and how she didn’t do that. For the better part of six months I have researched student government’s every move. Over the past month, we have heard in countless meetings, including those with organizations inside the student government and with the student body, that there is a problem with student government’s communication with the student body.

Student government is a tool, intended to serve three basic functions: to improve student life, represent the students to the governing administrative bodies and act as a voice for the students and student organizations. Over the past month, we have heard in posters, articles, speeches, Internet chat rooms and dorm room conversations that student government is not doing the job of student government and is eating away at the student body.

I have heard students who yell and scream about Bishop’s ineffectiveness and say how they do not vote because student government does nothing. Now, there is no question that apathy makes for great campaigns; but running on Bishop is even better poster and speech making, but it is the embodiment of the problem.

Not to sound trite, but I do not think that the problem is apathy, but rather negativity. Too long have students raged at administrators, student government officials and policy. Too long have articles and NDToday postings harped on the bad and ignored the worth-ness. Where is the proactivity? How did you get into Notre Dame? Your application essay did not read, “This school is totally inadequate. Why isn’t it better?”

Why do students come to Notre Dame? Or I guess the real question is why does 98 percent of each class stay at Notre Dame if it is not good enough? If the problems are not severe enough to transfer, why not try to change them? If you have the energy to write scathing remarks or verbally abuse elected officials, why not run for office or make suggestions on how things could be better? Fix the current system or work to implement a new one.

I met with officials ranging from Father Poormann to members of the Board of Trustees. They unanimously agreed that they wanted to see students work to make the current system better before anyone would consider going back to the old one. When you were a child, if your parents took a toy away because you were misbehaving, did you get it back when you screamed and yelled and said nasty things about them?

Libby Bishop is an effective, diligent leader who was savvy enough to read a situation and realize that change was necessary. She has grown in her job and has been a strong supporter of the student body and a leader who was savvy enough to read the situation and realize that change was necessary.

Over the past two weeks, Libby Bishop’s so-called impractical handling of the contentious dance issue has been panned in the public arena. While much has been made regarding her stance on the in-hall dance issue, Libby’s recommendations to the Board of Trustees represented a necessary, realistic and rational approach to the problem.

When changes in the alcohol policy were announced last April, Libby fought for students by immediately contacting the administration inside the student body and presenting a viable alternative. Libby gained invaluable knowledge about how to best approach administrators and properly gauge student opinion.

Contrary to recent Viewpoint submissions, Libby did not disregard the student’s recent comments about dorm dances. Rather, she took an objective and informed stance heavily reliant on her realistic goals and strong relationships with administrators. To add validity to her assertions, Libby consulted with organizations inside the student union, many of whom worked hand in hand with last year’s April when the new policy was announced.

As your elected campus leaders, we strongly support Libby’s realistic and informative report to the Board of Trustees. The Board of Trustees report was an effective and intelligent proposal that won the student resources and the trustees’ respect.

Your elected officials in senate, who have spent so much time harping on the negative, had better put forward a proactive proposal for the following year or we will only lose ground. The potential for success only comes with the implementation of drive and proactive movement. You need look no further than Bishop to see that perseverance.

Cherie Ebersol
senior
Kough Hall
Feb. 18

A dating strain solution

We, women at Our Lady's University, are sadly aware of the strained gender relations and almost nonexistent dating scene at Notre Dame. However, it is not due to the reason falsely stated by so many men—that Notre Dame women are unacceptably unattractive.

Neither is it because of the reverse of that situation. Rather, the women here understand that there is a number of intelligent, good-looking, nice, young men—but alas, so many of these young gentlemen end up in the dark corner of singleton oblivion for one very simple reason: bad pastes. These unfortunate eunuchs often take on the form of light-court, go-getting, stick-in-the-shoes, tapered leg coverings. These repulsive showdowns are enough to drive any conscientious young woman away from an otherwise perfectly acceptable, date-able fellow.

Therefore, we have a request for those of you guilt of this sartorial misstep. Embrace the straight leg, the dark colors and the slightly loose fit. Preferably, at least two of these three conditions should be met at any one time.

With just this one small change, the women will come a-running! Hallelujah! Dating normality can finally arrive at Notre Dame, and the praises of good looks will be extended to you, for years to come. Please, do not ignore this simple request—your dating future, as well as our own, depends upon your compliance.

TERRIS CONTENTO, LAUREN BARKMEIER, AND BRIDGET GULLING
students
Caravaggio Hall
Feb. 18

Bishops report to Board of Trustees was realistic and rational

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Charlotte Ebersol
senior
Kough Hall
Feb. 18
The Fischoff Competition

Notre Dame welcomes the Chiara Quartet and other top-notch ensembles

By MARIA SMITH
Scene Editor

Tonight at 7:30, the Chiara String Quartet will present a program of Mozart, Bartók and Beethoven in the Annenberg Auditorium at the Snite Museum of Art. The concert will be free and open to the public.

The concert will be a return to a spot of former glory for the musicians, winners of the first prize in the Senior String Division of the Fischoff National Chamber Music Competition in May of 2002.

The Chiara Quartet is one of the most promising groups of young classical musicians currently performing in the country. Violinists Rebecca Fischer and Julie Yoon, violist Jonah Sirota and cellist Gregory Beaver met during their studies at the music division of the Juilliard School. The quartet has worked extensively with the Juilliard Quartet as well as many other top classical musicians.

Recognition at the Fischoff competition has done much to promote the careers of the Chiara Quartet and many other ensembles of young musicians entering a notoriously competitive and difficult field.

"Fischoff really opened some doors," said Jeremiah Frederick, a member of the Quintet Attacca, winners of the Grand Prize at the 2002 competition. "It opened our eyes to the fact that we can do this professionally."

The Fischoff Competition, now entering its second year on the Notre Dame campus, is the largest and one of the most prestigious chamber music competitions in the country. The Fischoff Society distributes $17,000 in prize money to senior division ensembles each year as well as providing up to $5,000 in scholarship money to the winners in its junior division. Many of the best chamber music ensembles in the country have competed and won at the Fischoff Competition.

As students head into midterms, ensembles are carefully preparing audition tapes to send in by March 5. Just after Notre Dame students finish finals and start to head home, over 60 of the nation's best chamber music groups of all varieties will arrive on Notre Dame's campus to compete for the prizes and prestige that accompany winning the Fischoff National Chamber Music Competition.

The Quintet Attacca won the Grand Prize at the 2002 Fischoff Competition. The prize opened doors for the quintet.

The ninth circle saxophone quartet, Grand Prize winners in 2001, is one of the many saxophone quartets competing in recent years.

String quartets like the Fry Street Quartet, Grand Prize winners in 2000, are some of the most common chamber music ensembles.
The Actors from the London Stage prepare for the coming storm

By BRANDON HOLLIHAN
Scene Writer

One of the most popular and semi-annually anticipated programs of the FTT season returns this weekend, as the Actors from the London Stage return with a rendition of William Shakespeare’s “The Tempest.”

The Tempest, the comedic tale of a group of voyagers shipwrecked and the magical wonders that occur as a result.

The story focuses around Prospero, the former duke of Milan who was betrayed by his brother Antonio and Antonio’s partner in crime, Alonso.

Although the string quartet or windwood quartet might be the most common concepts of chamber music, the Fischoff competition has hosted a wide variety of groups over the years. Piano quintets, saxophone quartets and harp trios have also made their way through the competition.

The Fischoff Society recruits top professors and musicians from around the country to judge the competition. With such a wide variety of groups, judges hear a wide selection of music. Ensembles select their own music from the most famous pieces by Mozart and Brahms to original compositions commissioned specifically for the competition.

Ensembles such as the numerous saxophone quartets, a genre of music that has gained much greater popularity in the years the competition began to play mostly modern compositions, while string quartets often opt for more traditional selections.

Joseph E. Fischoff founded the competition in the interest of encouraging young musicians from the area. Although the Fischoff is a competitive event, the emphasis remains on education. Judges fill out sheets of comments to help the ensembles evaluate their own performances and learn what aspects of the music they are doing well and where they need to improve.

“Everybody was very friendly, nobody was really competitive, and I don’t think any of the other groups ran into any kind of trouble with other groups than against them,” said Frederick. “It’s a great competition, it’s well run, and it would have been the same good experience even if we hadn’t made it past prelims.”

Only six groups participated in the first year. As news about Fischoff spread through universities and conservatories around the nation, the competition began to grow. The number of groups doubled when the Fischoff Society decided to add junior finalists to the competition.

The Fischoff remains the only competition to offer not only a senior division for musicians ages 19 to 39 but also a junior division for musicians ages 19 to 39, giving students a chance to perform at a higher level.

The competition remains the only competition to offer not only a senior division for musicians ages 19 to 39 but also a junior division for musicians 18 and under to continue to encourage young musicians to pursue their art.

Contact Brandon Hollihan at bhollihan@nd.edu

Terence Wilton, Edward Peel, Guy Burgess, Caroline Devlin, and Paul Moriarty, the Actors from the London Stage, come to campus twice a year to perform the works of Shakespeare. This weekend they will present “The Tempest.”
Cleveland

Jalen Rose scored 28 points to help the Cleveland Cavaliers gain their third road victory of the season, 107-101 over the New Orleans Hornets on Tuesday night.

The Magic trailed by 12 with five minutes to play, but got the victory behind a late rally. DaJuan Wagner scored 15 points and Andrew DeClercq had a season-high 14, including seven in a 1:13 span of the fourth quarter to start Orlando's comeback.

Armstrong's 3-pointer tied the game at 89, and Miller's driving layup gave Orlando a 93-91 lead with 1:05 remaining. The go-ahead possession was set up by Armstrong getting a charge against David Wesley 14 seconds earlier. McEddy shot 9-for-26 and failed to top 30 points for only the third time in the last 20 games. But he finished off the Hornets with a breakaway dunk with 26 seconds remaining after stripping Jamal Mashburn. He also blocked Mashburn on the possession following Miller's shot.

For the Hornets, Mashburn scored 10 of his 20 points in the first quarter and P.J. Brown had 14 points and 12 rebounds for his 15th double-double of the season and third in five games. Wesley added 17 points, eight rebounds and six assists.

Orlando, which has lost six of seven road games, shot 22 percent (5-for-23) in the fourth quarter. Orlando closed the game by misfiring from long range and the Magic closed out the win with free throws and a driving layup given by Jalen Rose for the Magic's first lead of the game.

Nets 84, Heat 79

Jason Kidd fed Jason Collins for a go-ahead three-point play with 1:50 to play, then hit a clinching three-pointer with 5.8 seconds left to lead the New Jersey Nets to an 84-79 victory over the Miami Heat on Tuesday night.

Kenyon Martin added 28 points and 10 rebounds in a game in which the Nets were forced to rally from an eight-point fourth-quarter deficit after squandering a 17-point second-quarter lead to a team that was beaten by 31 points in Detroit on Monday night.

Caron Butler had 17 points and Rasual Butler added 15 for the Heat, who shot only 3-for-15 in the final 7:09.

After watching Martin carry the Nets for the first three quarters, Kidd took over down the stretch. He had nine of his 12 points, five of his 10 assists and three of his eight rebounds in the fourth.

With the Nets down 68-60 after the Heat capped a 45-17 spurt, Kidd hit a drive with 9:34 to play to get New Jersey going.

Martin eventually put New Jersey ahead with a slam that capped his own personal five-point run for a 74-73 lead with 3:42 to play. Travis Best drove the lane and hit a left-handed layup to give Miami its final lead, 76-75 with 3:15 to go.

The teams missed four shots over the next minute before Kerry Kittles got the rebound of Brian Grant's miss. He threw an outlet to Kidd, who found Collins ahead of the field for a layup. He converted the free throw for a 78-76 lead.

After free throws by Richard Jefferson and Malik Allen kept the teams within two points, Kidd got his clincher after Lucious Harris missed the rim on a jumper with 10 seconds to go. Kidd eventually got the ball, and his 3-point beat the clock for an 82-77 lead.

Kidd added two more free throws in the final seconds.

Martin was almost unstoppable in the first half in leading the Nets to a 47-39 lead. He scored 19 points on 8-for-12 shooting, and added five rebounds and four assists.

Martin' 10-foot line in the lane with 2:53 left in the half gave New Jersey its biggest lead, 43-26. It seemed at that point that the Heat would be blown out for the second straight night.

It didn't happen. Rasual Butler hit three 3-pointers in a 13-4 spurt, the last an off-bal­ lance 30-foot bomb two-tenths of a second before halftime.

The Heat continued the comeback in the third quarter, scoring 12 of the first 16 points in a row tied the game at 51 with a jump hook in the lane with 6:55 to go.

Cavalier Dusan Wagner battles Bulls guard Jalen Rose for the ball in Chicago's 107-101 victory over Cleveland Tuesday night.

NOTICES

#1 Spring Break Vacation Camp Monday, March 20-24, at Florida State Park, Best Roads, Bonita Springs, FL 1-800-204-2877 www.sunstatecamp.com


CAMPUS POINTS: 2-6 Bedroom houses near campus. Utilities included. 703-324-3928.

A top private beach estate in East with RecSports by Feb. 25 @ 9p RSRC.

SOUTH PADRE ISLAND

Caveater Jalen Rose scores 28 in Chicago's 107-101 win over Cleveland

Associated Press

Miller each scored 24 points as the Orlando Magic snapped a three-game losing streak by rallying for a 99-94 win over the New Orleans Hornets on Tuesday night.

The Magic trailed by 12 with five minutes to play, but got the victory behind a late rally. DaJuan Wagner scored 15 points and Andrew DeClercq had a season-high 14, including seven in a 1:13 span of the fourth quarter to start Orlando's comeback.

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Brawl sends Canseco to jail for probation violation

Associated Press

MIAMI
Jose Canseco was sent to jail Tuesday after violating his probation for a 2001 nightclub brawl.

The former major league slugger could be held until a scheduled March 17 hearing, Judge Leonard E. Glick ruled.

"I understand that I have to take responsibility," Canseco said. "I ask for the mercy and understanding of the court."

Shortly after, Glick ordered Canseco into custody.

"No bond," Glick said.

Wearing a dark double-breasted suit, the 38-year-old Canseco handed his wallet and a thick silver necklace to his lawyer before being led out of the courtroom, his hands cuffed behind his back.

Glick issued a warrant for Canseco's arrest Friday after being told the six-time All-Star had failed to begin anger control classes and community service, and that he had left Florida for longer than six weeks.

"He knew he was running the risk that he would give up early termination of his probation," Lage said.


Canseco, in court with his brother Tuesday, has complied with the terms of his probation.

Canseco was sent to jail in 2001 for battery charges for allegedly trying to run his first wife off the road asked for and received autographs from the slugger.

Former Major League Baseball player Jose Canseco walks out a rain delay at Camden Yards In Baltimore during the 2001 season. Canseco was sent to jail Tuesday for a probation violation.

Canseco was awaiting a bond hearing on a domestic violence charge.

And in 1992, officers who arrested Canseco on aggravating battery charges for allegedly trying to run his first wife off the road asked for and received autographs from the slugger.

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MAJOR LEAGUE BASEBALL

Bechler was taking ephedra before death

Associated Press

FORT LAUDERDALE, Fla. -- A weight-loss drug probably contributed to the heatstroke death of Baltimore Orioles pitching prospect Steve Bechler, a medical examiner said Tuesday.

Bechler had been taking Xenadrine, an over-the-counter drug containing ephedra, which has been linked to heatstroke and heart trouble, Dr. Joshua Perper said.

Bechler died Monday, less than 24 hours after a spring training workout sent his temperature to 108. Ephedra has been banned by the NCAA, the NFL and the International Olympic Committee, but not by major league baseball. Perper urged baseball to ban the drug.

The preliminary autopsy findings indicated Bechler died from complications of heatstroke that caused multiorgan failure. Final results won't be available until toxicology tests are completed in two-to-three weeks, Perper said.

Among the other factors contributing to Bechler's death, Perper said, were that he had high blood pressure and liver abnormalities.

The 6-foot-2, 239-pound Bechler was an overweight athlete pushing himself in warm, humid weather much different from the climate in his hometown of Medford, Ore. He also hadn't eaten much solid food in the two days before he fell ill.

The workout Sunday left Bechler pale and dizzy. When his condition deteriorated, he was carried from the clubhouse to an ambulance on a stretcher. He spent the night in intensive care and died Monday morning at Northridge Medical Center.

Bechler was a third-round draft pick by the Orioles in 1998. He made his major league debut last September, going 0-0 with a 13.50 ERA in three relief appearances. He was expected to begin this season with the club's new Triple-A affiliate in Ottawa.

Bechler spent most of last year at Triple-A Rochester, going 6-11 with a 4.09 ERA in 24 starts.

CHRISTMAS IN APRIL IS APPROACHING AGAIN!

Date: Sat. April 12, 2003
Time: 7:15am - 4:30pm

Come be one of the 1,000+ volunteers!

Sign-ups:

Tuesday, Feb. 18, 11-2pm and 4-8pm, in LaFortune
Wednesday, Feb. 19, 11-2pm in North Dining Hall
Wednesday, Feb. 19, 4-8pm in LaFortune
Thursday, Feb. 20, 11-2pm and 4-8pm, in LaFortune

For sign-up sheets and more information regarding the event please visit our website at www.nd.edu/~cia or come to the sign-up locations.

Thank you in advance for your help and participation.

Your Christmas in April Steering Committee
BOXING

Tyson ready to fight

Etienne backing out

Associated Press

LAS VEGAS Just when it seemed Mike Tyson's world couldn't get more bizarre, he added himself to the list of the bumapest athletes in the world.

Facing an uncertain future and the reality of throwing away a reported $5 million-plus payday, Tyson woke up in a better mood Tuesday and pronounced himself ready to fight again.

A day before, Tyson backed out of Saturday's bout against Clifford Etienne. Now, though, Etienne says he doesn't want to fight, leaving the former heavyweight champion in need of another opponent.

Tyson planned to get on a chartered jet Tuesday to Memphis, Tenn., despite the miringings of his trainer.

"I told him, "Mike, as your friend, I don't think you're ready for the fight,"" trainer Freddie Roach said. "He made the decision and I'm going to stand behind him. We'll get a couple of days in to do the best we can to get him back. Hopefully he hasn't lost everything."

While Tyson's mood swings are well known, Etienne had a little fit of his own.

"I'm going to show him I don't have to live by Mike's rules," Etienne said. "I think he has more problems, but Mike has to live with that."

Etienne's manager, Les Bonano, said he tried to talk Etienne into fighting, but the boxer was adamant.

"He's not going to fight. It's official," Bonano said.

"But in this world, who knows?"

Proving that an opponent is just an opponent, however, promoters said they had four fighters lined up to replace Etienne.

"If we were him, we'd be jumping for joy that he's fighting a Mike Tyson who hasn't trained for days," said Tyson's business manager, Shelly Finkel.

"I think you'll see him fight. If not, we have others to take his place.""

The 36-year-old Tyson's erratic behavior took another soap opera-like twist Tuesday when he was said he was feeling better and wanted to go through with the fight. The night before, Tyson said he hadn't eaten in 100 percent and didn't want to risk not being his best.

"In the world of Mike, it's normal," Finkel said.

Tyson might have been influenced by the unhappiness of Showtime executives who have a big weekend of programming built around him and the possibility the network might drop the fighter from its stable. He also faced losing a return match with Lennox Lewis that would pay him millions more.

Although Tyson was said to have flukie symptoms over the weekend, his recent run of odd behavior began a week ago, when he went out and got his first large tattoo on his left temple.

He then missed three straight sparring sessions, leaving Roach waiting at the gym with no explanation.

Tyson reportedly wanted more money for the fight. He was to make somewhere between $5 million and $10 million, far less than the $20 million he pocketed for losing to Lewis in Las Vegas.

Tyson owes his ex-wife $6.5 million in future earnings as part of their divorce settlement.

"He woke up today and said he wanted to do it," Finkel said. "He felt good so he could go to Memphis and box."

Etienne hadn't been expected to present much of a problem for a fit Tyson. The former champ was a 7-1 favorite ordered back to school by promoters for his willingness to stand in front of Tyson and trade punches.

Bonano said his fighter was up all night thinking the fight was canceled and said now he wasn't mentally prepared to fight. Etienne would have made his biggest payday ever: nearly $1 million.

While Etienne pulled out of the bout, Tyson went to the charter terminal in Las Vegas, where he, Roach and a sparring partner were to board a private jet for Memphis.

Tyson's handlers waited days for him to give them some sort of signal on his willingness to fight. They decided to cancel the bout after the boxer missed a flight to the airport Tuesday night as a precaution.

"He woke up today and said he wanted to do it. He felt good enough to go to Memphis and beat this guy," said Shelly Finkel, Tyson's manager.

"We pulled off an amazing logistical task in 24 hours," Showtime boxing chief Jay Larkin said. "I assure you this is not a publicity stunt. We went to astounding gymnastics to pull this off."

Once the most fearsome heavyweight around, Tyson has shown little inclination to fight in recent years and has lost three of his last nine fights, two by knockout.

Tyson fought an average of only five rounds a year in the last 5 1/2 years — and eight of those came while he was taking a beating in his fight against Lewis.

But Finkel said Tyson remains a big attraction.

"In the craziness of Mike Tyson, one thing you have to know is Mike Tyson will always be in demand," Finkel said. "He's still a star — he's the star. He won't be hurting for places to fight."

Brian Young, one of the local promoters, said 10,700 tickets had been sold for the fight and that ticket sales dried up over the weekend as speculation mounted that Tyson would not fight.
**NBA**

**Eastern Conference, Atlantic Division**
- New Jersey: 36-11, .750
- Boston: 36-11, .750
- Philadelphia: 36-11, .750
- Milwaukee: 36-11, .750
- Dallas: 36-11, .750
- New Orleans: 36-11, .750
- Atlanta: 36-11, .750
- Cleveland: 36-11, .750

**Eastern Conference, Central Division**
- Indiana: 37-10, .780
- Detroit: 36-11, .750
- Milwaukee: 36-11, .750
- New Orleans: 36-11, .750
- Atlanta: 36-11, .750
- Chicago: 36-11, .750
- Minnesota: 35-12, .737
- Cleveland: 35-12, .737

**Western Conference, Midwest Division**
- Dallas: 45-7, 10.0 GB
- San Antonio: 33-22, 9.0 GB
- Minnesota: 32-23, 8.0 GB
- Utah: 32-23, 8.0 GB
- Houston: 27-24, 8.0 GB
- Minnesota: 16-35, 5.0 GB
- Seattle: 14-35, 5.0 GB
- LA Clippers: 10-43, 17.0 GB

**Western Conference, Pacific Division**
- Sacramento: 35-18, .667
- Portland: 34-18, .667
- Phoenix: 32-20, .620
- LA Lakers: 29-25, .510
- Golden State: 20-35, .350
- Seattle: 21-30, .412
- LA Clippers: 18-34, .346

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**Central Collegiate Hockey Association**

**W-L-T Points**
- Ferris State: 15-6-1, 35
- Ohio State: 16-6-2, 35
- Michigan: 15-6-1, 32
- Michigan State: 13-6-1, 31
- Minnesota: 12-6-1, 28
- North Dakota: 11-10-1, 22
- Northern Michigan: 11-11-0, 22
- Notre Dame: 8-10-3, 21
- Northeast Ohio: 5-12-2, 20
- St. Cloud: 7-14-2, 20
- Bowling Green: 4-16-2, 10
- Lake Superior: 1-25-0, 0

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**Mens College Basketball Big East Conference**

**West Division**

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<thead>
<tr>
<th>Team</th>
<th>W-L-Pct</th>
<th>Overall</th>
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<tbody>
<tr>
<td>Syracuse</td>
<td>9-0-0.0</td>
<td>12-0-0.0</td>
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<tr>
<td>Notre Dame</td>
<td>6-3-0.7</td>
<td>11-3-0.7</td>
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<td>Pittsburgh</td>
<td>4-5-0.0</td>
<td>10-5-0.0</td>
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<td>Seton Hall</td>
<td>6-1-0.0</td>
<td>11-1-0.0</td>
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<tr>
<td>West Virginia</td>
<td>4-7-0.0</td>
<td>12-3-0.0</td>
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<td>Rutgers</td>
<td>7-4-0.0</td>
<td>11-1-0.0</td>
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<tr>
<td>Georgetown</td>
<td>3-6-0.0</td>
<td>9-11-0.0</td>
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**Major League Baseball**

**San Francisco Giants**

Barry Bonds will have surgery on his left elbow Wednesday, and the San Francisco slugger is expected to miss only a few days of spring training workouts.

The five-time MVP complained of tenderness to his left knee because of a sore left knee.

After arriving at camp few days of spring training workouts, he said of Tuesday night's game against Yao Ming and the Houston Rockets, "I don't think there are many, if any, college presidents who believe it's the right thing to do to pay their students to play sports," Renfro said. "If you tried to do this, I think you would take first-rate college programs and turn them into third-rate professional programs."

Renfro said the bill would be vulnerable to legal action from players in other sports who also want to be paid.

"I'm very frustrated because it's not supposed to be happening," he said. "Usually knock-knock injuries go away when I play through them, but it hasn't gone away. It's gotten worse. I want to win the whole thing and not just go out and win games. I want to get right before I come back."

---

**Bonds to have surgery on elbow**

**Associated Press**

SCOTTSDALE, Ariz. Barry Bonds will have minor surgery on his left elbow Wednesday, and the San Francisco slugger is expected to miss only a few days of spring training workouts.

The five-time MVP complained of tenderness to Giants trainer Stan Conte after arriving at camp Tuesday.

Conte said the pain stems from surgery in 1999, when doctors repaired a tear in Bonds' left triceps and removed a bone spur from the back of his elbow.

Conte compared Bonds' procedure to removing a thorn from the bottom of his foot.

"I don't think it will cause him any big delays," Conte said. "This is not a big deal. We could have not done anything to this. It's a minor irritation that started to bother him."

"Our concern was that it might get worse as the season went on, then we'd have a problem. Now is the time to take care of it. Once the suture is removed, that's the end of the story," he said.

The 38-year-old Bonds was an early arrival to camp. Position players for the defending NL champions officially report Wednesday.

Bonds spoke with reporters for 38 minutes Tuesday morning, never dropping up his elbow problem. Conte said Bonds approached him after the news conference.

Bonds will require local anesthesia during the procedure, meaning his elbow will be numbed, Conte said.

Conte said the pain stems from an existing suture, which will be removed. The suture formed a knot just under Bonds' skin above the elbow.

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**IN BRIEF**

**O'Neal unsure of when he'll return to the court**

Shaquille O'Neal ruled himself out of Tuesday night's game against Yao Ming and the Houston Rockets because of a sore left knee.

"We do not expect him to play," Lakers spokesman John Black said after a light practice at the team's facility in El Segundo.

It wasn't known whether O'Neal would travel to Utah for Wednesday night's game against the Jazz. The Lakers play home games against Portland on Friday and Seattle on Sunday.

The three-time defending NBA champions entered Tuesday's game 23-13 with O'Neal and 3-10 without him. The Rockets (27-24) went in with a one-game lead over the Lakers for the final Western Conference playoff berth.

---

**NCAA rules affords students financial benefits**

NCAA spokesman Wally Renfro said the proposal was flawed.

"I don't think there are many, if any, college presidents who believe it's the right thing to do to pay their students to play sports," Renfro said. "If you tried to do this, I think you would take first-rate college programs and turn them into third-rate professional programs."

Renfro said the bill would be vulnerable to legal action from players in other sports who also want to be paid.

Chambers said he introduced the bill because NCAA rules governing money players can earn are too complex.

Chambers also believes football players are exploited because they draw no financial benefit from work that generates millions of dollars for the universities.

Current NCAA rules afford students flexibility to earn money in addition to scholarships, or tap into a special assistance fund, Renfro said.

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**around the dial**

**POKER**
World Series of Poker 4 p.m., ESPN

**COLLEGE BASKETBALL**
Memphis at Louisville 7 p.m., ESPN

**Maryland at Duke 9 p.m., ESPN**

**NHL HOCKEY**
N. Y. Islanders at San Jose 10:30 p.m., ESPN2
Miller continued from page 20

Thomas and scored the game-winner from beneath the basket. "I saw Chris driving, and I saw an open spot underneath. I'm not really the hero," said Miller, who once was voted the "unsung hero" as a sophomore at Maryland. "It was a team effort. We did a great job defensively," Miller, who transferred to Notre Dame after three seasons at Maryland, finished with four points, 10 below his average. He missed all six of his 3-point attempts.

"It was frustrating, but you've got to keep playing," Miller said. "I was getting great looks. They were just rimming out.

Schliffin missed two shots in the final seven seconds around a missed free throw by Miller. Notre Dame shot just 38.3 percent for the game, while West Virginia shot 40.4 percent.

Freshman Patrick Beilein had a career-high 13 points for West Virginia, which starts three freshmen and two sophomores.

After getting outrebounded 51-27 in their first meeting with Notre Dame, West Virginia coach John Beilein tried to figure out a way to even out that statistic.

Nothing worked. Pittsounghe, West Virginia's tallest player and second-leading scorer, had just nine points and three rebounds in 27 minutes, and the Hokies were outrebounded 42-29.

"I thought we did a better job in the second half," John Beilein said. "I don't know if we can do anything about it until we get stronger in the off-season.

The teams combined to attempt only 15 free throws. The Mountaineers' 14,000-seat arena was more than half empty. Classes at West Virginia were canceled for a second day Tuesday due to the recent winter storm, which dumped about 20 inches of snow in the area.

Fitzpatrick has taken his leadership role seriously.

"At a senior, I bring experience," he said. "I work hard in practice and hope to influence the rest of the people on the team through that. I am definitely intense; that sums me up when it comes to swimming."

Over the course of his four years, Fitzpatrick has witnessed a change in attitude toward swimming.

"The Irish team, Dame team," he said. "In past years we were more split up individually, while this year we've grown as a team.

"He is an outstanding team leader who leads more by example than by words," Tim Welsh Irish coach.

"Fitzpatrick's example has helped the Irish develop as a group. His love for competition and the sport is evident to his teammates and coach. "He is an excellent competitor that races extremely well at championship meets," said Welsh. "The saying goes that luck favors the well-prepared and he's very well-prepared."

Fitzpatrick's preparation for this season began in the summer. He stayed in South Bend to work with strength coach Ken Croner.

"The strength training I did with Ken helped me get faster this year," Fitzpatrick said. "His times have improved this year, and Fitzpatrick heads into this year, and Fitzpatrick heads into his senior year as well. Both of Fitzpatrick's younger brothers are athletes. Ryan is a sophomore quarterback for Notre Dame, and Shawn plays two varsity sports as a high school sophomore."

Fitzpatrick is looking to leave a lasting mark in the Notre Dame record books. He has set his sights on accomplishing a goal that has eluded all previous Notre Dame swimmers.

"I want to make the NCAA Championships (in the 100 or 200 breaststroke)," he said.

Fitzpatrick's goal is lofty, but he has established himself as a strong clutch competitor. As the Irish swim team's go-to guy, he has proved that no goal is too far from his reach.

Contact Lisa Rejula at lrejula@nd.edu

Clutch continued from page 20

and performer," said Welsh. "He is a leader in performance and one of our strongest swimmers."

This year Fitzpatrick was elected a co-captain, along with fellow seniors John Hudson and Andy Maggio. He is also the team's representative on the Student Advisory Board.

"He is an outstanding team leader who leads more by example than by words," said Welsh. "He. John and Andy have been instrumental in building a great esprit de corps this year."

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MENS TENNIS

Irish on verge of season turnaround

• Matchup against Michigan State more than just a rivalry

By JOE LINDSEY
Sports Writer

Today will be an important test for the Irish. The Irish hope to prove that they are ready for their early season record, which includes the worst start in program history. A win at No. 66 Michigan State today would not exactly vault the No. 44 Notre Dame up the rankings, but it would show that the Irish are tired of losses.

They began the spring season with a Notre Dame tennis first — four straight losses to open the dual-match play. However, the season began to turn around when the Irish claimed two straight road wins, at Wisconsin and Purdue. Then, Feb. 9, Notre Dame nearly upset No. 8 Duke, but the Blue Devils held on to win, 4-2.

After a nine-day layoff, the Irish hope to continue their successful streak and leave their struggles behind. “We’re expecting to win,” junior Trishan Matt Scott said. “Not because it’s Michigan State, but because I think that’s the mentality we have every time we step on the court.”

The Spartans began the spring with eight straight victories, but lost to Ball State 4-3 last week. This year’s squad is virtually the same as last year’s team that was swept 7-0 by the Irish.

“I think everyone has more confidence. I think we’re finding ourselves in more of a rhythm,” Scott said.}

SMC BASKETBALL

Belles look to end losing streak

By TREY WILLIAMS
Sports Writer

Saint Mary’s basketball had hopes last week, coming off of a two-game road campaign that ended unsuccessfully, to say the least. However, the results of their final home series thus far have come significantly short of expectations.

The Belles (5-18) now have one last chance to give their home crowd a taste of victory. A win in tonight’s match against Adrian College (10-13) would not only snap a long standing losing streak for Saint Mary’s but would also be a beacon of hope for salvaging their wounded MIAA reputation going into next week’s conference tournament.

The seventh ranked Bulldogs currently tower over the Belles in MIAA rankings with a 3-9 record despite giving up their last five games. A win by the Belles, who currently stand 1-11 in the MIAA, presents the possibility of boosting the Belles above the Bulldogs before tournament play begins. “To get a win would be a huge boost for the team,” said guard Bridget Boyce. “Not only would it help us going into the tournament, but it would be a great way for the seniors to end their last home game.”

Though the Belles only have two seniors in their arsenal, emotions will run high for the younger ladies as well. “Our team has grown really close in just the past few weeks,” said Boyce. “Even when we’re losing, we push each other, pick each other up, and step out there and give it our best.”

The Belles have currently returned to their best with the return of strong scorer Emily Creachbaum. Creachbaum made her revival during Saturday’s game against Calvin College shooting as if she never left. Not only did she hit 38 percent of her shots — the same average she posted during her last game two weeks ago — but Creachbaum also capitalized on 67 percent of 3-pointers.

In addition to Creachbaum’s return, the Belles will also rely on the strengths of players who stepped up during her absence, including center Kristen Matha who accumulated 12 rebounds against Calvin and 15 last week against Albion.

“We’re going to throw a lot of different defenses at (Adrian) from what we tried in our last game against them,” said Boyce “I think we’re a lot stronger than we were then so we just have to bring it all together and play as a team.”

Contact Trey Williams at williams.317@nd.edu

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1 Clipper feature
5 "10ggast"!
10 Coventry cleaner
14 Cousin of a Paw
15 Up to the ante
16 Take on
17 Improve one's golf game?
47 Composer's basis
50 Markets, so to speak
51 Junkbox
52 First name in favorite Polish politician
56 Mach 1 breacher
57 Hatcher of "Los Angeles" frently activity & Care"
58 Grammar winner
62 Black
67 Meter reading
27 Son of Cain
63 Lookout
32 Heads down

DOWNS
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WILL SHORTZ

35 Girl's "Baloney" in on
36 Zebras (in on)
37 First vice president
38 Rasta's music
39 Matted hair (pseudonym part)
40 Rebellious Tuner
41 Become widowed
42 Thornton's "Prelia"
43 "That's amazing"
44 Nonconcarda response
45 Star of Isreal
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65 Mary Kay competitor
66 Little spin
67 Edges (out)
68 Dumpling's movement

Down
1 Schutz, e.g.
2 Cause of irritation?
3 Melon on the ice
4 Place for a cap
5 "Kin of damsh
6 Man a Swift work
7 Playing golf
8 Unshady-looking
9 Minute
10 "Relax, bro"
11 Language from which "Thug" is derived
12 Alan of "Cattails"
13Playback button
15 Horse opera
18 How do I know?\n21 Murray lesson
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MENS SWIMMING

Fitzpatrick is Mr. Clutch

* Senior always comes through when Irish swim team needs him

By LISA REIJULA
Spoke Writer

Every team has a go-to guy, an individual that can be counted on to be cool under pressure and deliver a top performance in the most important competitions. For the Notre Dame men's swimming and diving team, senior Jason Fitzpatrick is that man.

"In basketball, he's the guy you'd give the ball at the end of a close game," said head coach Tim Welsh of Fitzpatrick. "In football, at third and one with 30 seconds to go, he's the one whose play you'd call."

A self-described "intense" competitor who hates to lose, Fitzpatrick is among the elite of the Big East Conference in the 100 and 200 breaststroke. The top Irish swimmer in the stroke, Fitzpatrick's times have also earned him a spot in both races at the upcoming Big East Championships.

This season, Fitzpatrick has been a consistent competitor, earning victories in dual meets against Oakland, Cleveland State and TCU. At the Notre Dame Invitational in December, he set a school record in the 100 breaststroke (55.71).

A native of Arizona, Fitzpatrick did not begin swimming competitively until his freshman year of high school. He considered joining the football team to play with his twin brother Brandon.

"It was my dad that got me into swimming," said Fitzpatrick. "He was the one who pushed me in the direction of the sport."

Fitzpatrick had a stellar high school career, setting numerous school records and earning varsity letters all four years. He was also named an All-America and all-academic selection as a senior, and was inducted into the Arizona High School Hall of Fame.

He cites his high school coach, Brad Herling, as his role model in the sport. Herling, a former swimmer for Arizona State and a competitor on an international level in the 1980s, was a major source of motivation for Fitzpatrick.

"He was an inspiration to me," Fitzpatrick said. "He was the reason I continued to swim in college."

At the suggestion of his father, Fitzpatrick attended a summer swim camp at Notre Dame, and became interested in the University.

"I liked it when I visited, and when I talked to the coach he sold me on it," said Fitzpatrick.

As a freshman, Fitzpatrick made an immediate impact for the Irish. He established the 100 and 200 breaststrokes as his signature events and placed seventh in the 200 at the 2000 Big East Championships.

Fitzpatrick continued to improve as a sophomore, placing third in the 200 and sixth in the 100 race at the Big East meet. He won both the Patrick Reilly McManus Captain's Award and Notre Dame's Most Improved Award for the 2000-01 season.

"These awards identify him as a person who's a great teammate," see CLUTCH/page 17

MENS BASKETBALL

Miller's late basket lets Irish escape on road

* 56-55 win at West Virginia gives Notre Dame 20 for the season

Associated Press

Dan Miller was having a lousy night — until the end of the game.

The senior forward was just 2-of-13 from the field, but his inside basket with 18 seconds left gave No. 12 Notre Dame a 56-55 victory over West Virginia on Tuesday night.

"He missed a lot of open shots, but to his credit, he was there at the end for us," said Fighting Irish coach Mike Brey. "He's hit a lot of big shots all year for us."

Notre Dame (20-5, 8-3 Big East) earned its fourth straight 20-win season the hard way, its last five games have been decided by six points or less.

"We're making a habit of this," Brey said.

Despite letting a 15-point lead slip away, the Irish stayed tied with Pittsburgh for second place in the West Division, one-half game behind first-place Syracuse. No. 15 Syracuse beat St. John's 66-60 Tuesday night and No. 9 Pittsburgh beat Georgetown 82-67.

"I don't think we're ever going to win by double digits on the road. I don't care what we're ranked" Mike Brey Irish coach

Matt Carroll led Notre Dame with 16 points and 10 rebounds, while Chris Thomas added 13 points and Torin Francis had 11.

Drew Schifino had 19 points for the Mountaineers (13-10, 4-7), who lost their eighth straight to the Irish.

Notre Dame seemed to be in control after Carroll hit a 3-pointer for a 48-33 lead with 1:39 left in the game.

Brey knew that lead wouldn't stick.

"I don't think we're ever going to win by double digits on the road. I don't care what we're ranked," he said.

West Virginia clawed back despite being outrebounded badly for the second time by Notre Dame this season.

Freshman Joe Herber, whose mother and sister flew in from his native Germany to watch him play, made his only basket of the game to tie the score at 52 with 1:49 left.

Thomas hit a floater in the lane with 1:02 left. Freshman Kevin Pittsnogle's 3-pointer 22 seconds later gave West Virginia its only lead of the game, 55-54.

Miller took a feed from

see MILLER/page 17

Irish forward Dan Miller drives to the basket against Georgetown earlier this month in Notre Dame's 93-92 double overtime win over the Hoyas. Miller made the game-winning basket in Notre Dame's 56-55 win at West Virginia Tuesday night.

CIP MARKS/The Observer

MENS TENNIS

Notre Dame at Michigan State
Today, 4 p.m.

After starting the season with four straight losses, the Irish have won two of their last three matches and look to continue their season turnaround in today's matchup against the Spartans.

SMC BASKETBALL

Adrian at Saint Mary's
Friday, 7 p.m.

The Belles hope to end their 11-game losing streak in their final home game of the season. A win would give the Belles some momentum going into the MIAA postseason tournament.

see CLUTCH/page 17