Affirmative action debate proves contentious

By CLAIRE HEININGER Assistant News Editor

Temper flared and tensions surfaced as five Notre Dame faculty members and roughly 130 audience members met to debate affirmative action in the Jordan Auditorium Monday night.

In an atmosphere that ranged from collaborative to combative, a panel comprised of assistant professor of political science Alvin Tillery, director of admissions Dan Saracino, director of institutional equity Rhonda Brown, assistant director of the African American Studies Department Richard Pierce and Louis Cristosomo, a second-year law student and the president of the Notre Dame Federalist Society, was asked to defend their views on affirmative action and then to address questions and audion commentary that often boiled over into controversial territory.

Saracino articulated Notre Dame's central argument in favor of affirmative action, saying that the university's current homogeneity contradicts its mission.

"This place does not accurately represent the world or the United States," Saracino said. "Ninety percent white is not providing an education for the leaders of tomorrow."

He added that since racial clashes have dominated the affirmative action discussion, other "preferred" applicant groups such as legacies and the children of University donors are often overlooked.

"If you're black walking across campus, people automatically think you're here because of affirmative action. Part of me wants to require all of the other special admits to wear a sign on their backs that says [my parent is a] faculty member," said Istvan.

However, neither student body president-elect Adam Istvan nor vice president-elect Karla Bell attended the meeting, surprising some council members who thought they were planning to attend.

"For the next couple months, we'll be deciding who we want to have around us," Istvan said. "The first step is obviously to begin choosing our staff, to surround ourselves with people who can accomplish our goals." He also already started scheduling meetings with administrators to find out where they stand on issues that impact students. Basically, we need to find out where we are right now so we can better see where we need to go in the next two months and beyond."

Istvan and Bell also plan on meeting with current student body president and vice president Jeremy Lao and Emily Chin to get answers to questions about their respective positions. "I'm also focusing on making the transition into office as smooth as possible," said Istvan.

"Meeting with Jeremy will be the most important thing right now, to find out how the transition between administrations is going to work," Istvan said. "Transitioning will be placed on our shoulders and our staff's shoulders — we have to make sure there's not a step missed in the process."

"Adam and I wanted to discuss several things with [student body president] Jeremy [Lao] before we came to the meetings," Bell said.

Istvan cited a busy schedule with respect to homework and impending midterms as the reason why he was unable to attend.

"I have a really busy week academically this week, and I wasn't aware that my presence was expected at the meeting this week," he said.

The first resolution brought before the Student Senate, where senators are instructed to cast their votes in accordance with how their respective dorms voted. This procedure caused some controversy, as smaller dorms carried the same weight as much larger ones. In addition, Judicial Council President Elliot Poindexter chose not to release dorm vote totals to The Observer.

Some students, like Sorin junior Craig Barbolla, said such a system makes students in smaller dorms more powerful, at the expense of larger dorms and the off-campus community. About 1,600 students live off campus, but they had a single vote, just as Carroll's 100 residents did.

"I'm concerned that when the Senate voted, the off-campus students had less of a say than the smaller dorms on campus," Barbolla said.

Although some students had specific concerns over the election procedures, the prevailing outlook on campus was one of apathy.

"Honestly, I didn't even know [the

Transition period begins for Istvan-Bell

Incoming pair prepares to take office April 1

By AMANDA MICHAELS News Writer

After a drawn-out election process, Adam Istvan and Karla Bell must now wait six weeks before they can serve as student body president and vice president. However, they made it clear that they plan on taking full advantage of their time to prepare themselves for their new duties.

Their first step is obviously to begin choosing their staff, to surround themselves with people who can accomplish their goals. They already started scheduling meetings with administrators to find out where they stand on issues that impact students. Basically, they need to find out where they are right now so they can better see where they need to go in the next two months and beyond.

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Students react to controversial end to election

By MATT BRAMANTI News Writer

The day after results of the student body elections were announced, students reacted to the process.

This year's election began with four tickets, which were narrowed down to a runoff after no ticket captured a majority of the vote. The Charlie Esher-James Lo and Adam Istvan-Karla Bell tickets met in Monday's runoff election. However, a significant number of abstentions kept either ticket from winning more than 50 percent of the close vote.

Under the Student Union Constitution, the decision went to the Student Senate, where senators were instructed to cast their votes in accordance with how their respective dorms voted. This procedure caused some controversy, as smaller dorms carried the same weight as much larger ones. In addition, Judicial Council President Elliot Poindexter chose not to release dorm vote totals to The Observer.

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The views expressed in the Inside Column are those of the authors and not necessarily those of The Observer. Contact Katie Knorr at kknorr@nd.edu.

**Corrections**

Due to a reporting error, a story in the Feb. 16 edition of The Observer entitled "Mendosa spawns annual office work" incorrectly said Thomas Crabtree plead guilty to fraud charges involving Solinski Bank. In fact, former loan officer Andrew Udall pleaded guilty to the charges, while Gardin was president and CEO of the bank at the time. The Observer regrets the error.
BOARD OF GOVERNANCE

Co-sponsorship for activities debated

By NICOLE ZOOK
News Writer

Board of Governance officers discussed co-sponsorship of campus activities during Monday's meeting, as all campus activities, groups or clubs must present their plans to the board to receive co-sponsorship.

First-year class president Claudia Toth presented a proposal for a battle of the bands between Saint Mary's, Notre Dame and Holy Cross College.

"There won't be too many costs, considering we don't have to pay for the venue or the bands," Toth said. "Money will go towards technicians and publicity."

The event, tentatively scheduled for March 26, will be produced by the Notre Dame, Saint Mary's and Holy Cross classes of 2007 and funded by all three schools. Notre Dame will most likely be in charge of finding bands, while Saint Mary's and Notre Dame will handle catering.

Also discussed was a co-sponsorship of a Grassroots Organization Weekend (GRO) March 19-21. The weekend in attendance informally discussed their concerns about viewpoint letters and columns in The Observer regarding affirmative action.

The issue was brought to the forefront at the last CLC meeting and again at Wednesday's student senate meeting, when representatives from the Diversity Council criticized The Observer for its decision to run a column against affirmative action that was accompanied by an illustration of Martin Luther King, Jr. The group had presented a letter to both student senate and The Observer making specific demands of the student newspaper and posing the implementation of a required semester-long course on diversity awareness for all undergraduate students.

Leah McGee, CLC's representative from the Diversity Council, briefed members on a Friday meeting that she and other student government representatives had with Andrew Soukup, editor in chief of The Observer.

"We ran down some of the issues we [the Diversity Council] presented in Senate ... We went back and forth for a while, but no real agreement was reached," she said.

Some members criticized The Observer for refusing to take action for what they perceived to be poor decision-making in its editorial practices.

"I think they should take responsibility for their actions and at least write a letter of apology to the Diversity Council," said Emily Chin, student body vice president and a member of CLC.

Other members, including Wyatt Maxwell, suggested that the letters and editorials were more a reflection of the opinions of the Notre Dame community than the attitude of the newspaper.

Charlie Ebersol, however, said the columns and letters printed seemed to suggest a conservative bias held by the editorial board.

"The Observer this year is radically conservative," he said.

Still, Ebersol recommended that the Diversity Council show caution in the actions it takes on the issue.

"They [The Observer] are not a student organization ... I don't agree with what they did [bold] beyond this point I don't think we can expect anything from The Observer," he said. "Ignoring this is better than letting it get fanned."

McGee thanked CLC for its advice and support and said that the Diversity Council is continuing to explore possible ways of responding, though she declined to give details.

In other CLC news:

Chin updated the council on the work of the committee studying transportation options for students with temporary disabilities. She said the committee spoke with Scott Howland, program coordinator of the Office for Students with Disabilities, and that the committee has been in contact with motorized scooters. She also said the University would reimburse students for the expense of the rentals. The new policy should take effect in the fall semester.

Contact Andrew Thagard at athagard@nd.edu

CAMPUS LIFE COUNCIL

Regular meeting canceled

Informal discussion focuses on Observer Viewpoint section

By ANDREW THAGARD
Associate News Editor

A lack of sufficient voting members prohibited the Council of Representatives from holding an official meeting yesterday afternoon, but the 14 members discussed their concerns about viewpoint letters and columns in The Observer regarding affirmative action.

The issue was brought to the forefront at the last CLC meeting and again at Wednesday's student senate meeting, when representatives from the Diversity Council criticized The Observer for its decision to run a column against affirmative action that was accompanied by an illustration of Martin Luther King, Jr. The group had presented a letter to both student senate and The Observer making specific demands of the student newspaper and posing the implementation of a required semester-long course on diversity awareness for all undergraduate students.

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Law & . . .

An Interdisciplinary Colloquium Series

February 18, 2004
4:00 p.m.
Law School Courtroom

"The Place of Radical Protestantism in Early Modern Christianity"

Presenter
Brad Gregory
Associate Professor
Department of History

Commentator
John Copeland Nagle
Professor
Law School
Istvan continued from page 1

"I think my presence at the Senate meeting would be helpful, since they'll likely be talking about problems with the election, and I've just gone through it too," Istvan said. "I think this is an issue that needs to be addressed immediately, because the discrepancies between the various vote totals and the actual vote were ridiculous and unnecessary." Throughout the meeting, Istvan placed a high priority on certain points of his platform, including securing a DVD rental for the basement of LaFortune, and he said that he intends to fulfill his promise to accomplish these things.

"We're going to start with the Senate meeting. We already have the ball rolling on DVD rental in LaFortune, so we're going to finish that up and make sure it goes through," Istvan said. "We are also going to move forward with starting student radio, and we need to talk to see if we can get the discussion going on that. We also have an individual item from our platform that has current SyR policy reflects his protests over the changes to Notre Dame's hard alcohol policy — specifically the removal of SYR from dorms and not directly against the hard alcohol — during which he gave an "impassioned" speech at Friday's IFC meeting while Father Paul Poorman, vice president of student affairs, was present, Istvan said. Despite concerns that this incident will affect his campaign, Poorman and the administration, Istvan said he does not think it will do any lasting harm.

"Karla and I are meeting with Father Poorman next week, so I guess we’ll see where we go from there," Istvan said. "I've heard nothing but positive things about Poorman, and though it's been said to me that I'm his favorite candidate, I don't think that's true.

Istvan continued from page 1

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Debate continued from page 1

There are two ways to judge student aptitude. One, they don't care or two, they're not involved. The first step is to make sure they care. Not every student is going to do some student government, because that's not the way it works, but they need to know that we're here for them," Istvan said. "Once I get my "K" on the place, we’ll open up lines of communications, and we can move forward with what the student body wants and not my own personal agenda."

Contact Amanda Michaels at amichaels@nd.edu

SEVENTH ANNUAL THOMAS AQUINAS SYMPOSIUM
On The Common Good
Little Theatre, Moreau Center for the Arts
Saint Mary's College

Thursday, February 20, 2004

4:00 p.m.
"Positive Law and the Common Good"
M. Catheleen Kaveny

7:00 p.m.
"The Common Good, Globalization and Justice"
David Hollenbach, S.J.

8:15 p.m.
Reception in Little Theatre Lobby

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Sponsored by the Joyce McMahon Hank Aquinas Chair in Catholic Theology
With the support of the Centers for Spirituality and Women's Intercultural Leadership
Information call (574) 284-4636

Reaction continued from page 1

Istvan\n
would love to have a good working relationship with him, if he gives me opportunity.

Istvan also plans on integrating some of the other candidates' ideas into his policy, such as Hall-Lynch's proposal to put staplers and hole-punchers in every common study area. "A good idea is a good idea — it doesn't have to be mine. I'm not so arrogant to think my ideas are the only ones worth while," Istvan said.

In regards to placing a student on the Board of Trustees, Istvan said he has requested Ebersol's assistance in the matter, but will pursue the matter without it.

"I am especially Charlie has some connections that can help us with getting a student on the Board of Trustees, and I've spoken with him about helping us out," Istvan said. "It'll be a lot harder without his help, and we'd really appreciate it, even if he chooses to follow up on some other ideas instead of just looking into it," said Istvan.

Istvan also said that they plan on making the Student section for next year's basketball season. But currently they will pursue until it does not make sense in order for the performance of the team in March.

As Istvan and Bell look ahead to April 1, they also look back at the faults of previous administrations, and the errors that continue to plague the campus. There are two ways to judge student aptitude. One, they don't care, or two, they're not involved. The first step is to make sure they do anything anyway.

Some students, like sophomore Elisa Valdez, noted the breakdown of dormitory votes by gender. "It's funny how the dorm vote distribution was split, boy-girl," Valdez said.

The Istvan-Bell ticket won 11 of 14 men's dorms, while Ebersol-Latino won 10 of 13 women's dorms.

Contact Matt Bramanti at mbramanti@nd.edu
INTERNATIONAL NEWS

Sharon no-confidence votes fail

JERUSALEM — Israeli Prime Minister Ariel Sharon survived no-confidence motions Monday, even though some legislative allies abstained amid deep divisions over his plans to evacuate some Jewish settlements.

With the cracks showing in his center-right coalition, Sharon appealed for a broad-based government of national consensus.

The parliament voted against the three motions by 53 to 45 margins, with 22 members abstaining and voting against the sen-

sion. The opposition needed 61 of the 120 mem-

bers of parliament to topple the government.

India, Pakistan plan peace talks

ISLAMABAD, Pakistan — India and Pakistan held their first peace talks in 2 1/2 years Monday, praising a "new momentum" and working on a deal to resolve decades of conflict between the nuclear-armed neighbors over Kashmir, terrorism and other issues.

As the two countries back down from the brink of their fourth war in 2002, the three-

day talks are to lay the groundwork for end-

ing a half-century of tension since their 1947 partition.

"There is realization in India and Pakistan that war is not an option, that you have to look at ways to find a peaceful resolution of the outstanding disputes between the two countries," Pakistani spokesman Irfan Khan said after a meeting between Foreign

Ministry officials of the two countries.

NATIONAL NEWS

Groups sue to stop S.F. gay marriage

SAN FRANCISCO — As hundreds of gay and lesbian couples lined up at City Hall for the historic chance to wed with the city's blessing, opponents Friday morning filed a federal lawsuit Monday arguing that only judges can declare California's ban on same-sex mar-

riages to be unconstitutional.

In a brief submitted for a court hearing Tuesday, lawyers for one of two groups seek-

ing to block the unprecedented wedding mar-

ch that Mayor Gavin Newsom ordered a day earlier warned of a "serious blow" to the ongoing legal process by being both judge and jury them-

selves," said Alliance Defense Fund attorney Benjamin Bull.

"What the mayor and his cronies have done is to rush to the courthouse to do the legal process by being both judge and jury them-

selves," Bull said. All Alliance Defense Fund attorneys have pledged to donate 50 percent of their income to the group.

Spirit sets personal distance record

LOS ANGELES — The Spirit rover went for its longest trip yet on the surface of Mars, trav-

eling more than 1.5 miles while exploring the planet's northern plains and two lakes. Engineers had hoped the rover would travel 164 feet on its way to a crater known as "Bonneville" to examine rocks and soil for evi-

dence that water may have existed on the Red Planet, mission manager Jim Erickson said.

"Spirit's put some more territory behind her," Erickson said. "We're closer but not as close as we'd wanted to be."

LOCAL NEWS

Seat belt, alcohol laws stall in House

INDIANAPOLIS — A bill that would require people to wear seat belts in pickup trucks and a proposal prohibiting open containers of alcohol in vehicles both stalled in a House committee Monday.

Representatives on the House Public Policy, Enforcement and Transportation Committee ques-

tioned some aspects of the seat belt bill. The open container bill met stronger opposition, with one lawmaker describing it as a "cynical government "blackmail."

The seat belt law would prohibit open containers of alcohol in vehicles even if the driver is sober, although exceptions would be allowed for some law enforcement drivers and those with recreational vehicles. A violation would be a Class B misdemeanor carrying a fine of up to $1,000.

HAIITI

Rebel movement spreads inland

An armed Haitian rebel checks a Red Cross truck bringing medicine to the rebel-held city of Gonaives Monday. Rebels now control a region home to nearly a million people.

LOCAL NEWS

Study links breast cancer, antibiotics

CHICAGO — A study suggests antibiotics may increase the risk of developing breast cancer, but researchers said the data should not stop people from taking the drugs for infections.

Women who took the most antibiot-

ics — who had more than 25 pre-

scriptions, or who took the drugs for at least 501 days — faced an increased risk of developing breast cancer over an average of about 17 years, com-

pared with 7,953 women who did not use the drugs, the study showed.

The researchers said the research is needed because it could be that increased breast cancer risk.

Also, since antibiotics are widely used to treat a variety of common infections caused by bacteria, includ-

ing strep throat, some pneumonias and many gastrointestinal infections, it may be that women who never took the drugs were unusually healthy and therefore unusually resistant to can-

cer, the researchers said.

It's very premature for people to stop taking antibiotics when they're needed, said lead author Christine Li, a researcher at Group Health Cooperative, a large nonprofit health plan in western Washington.

"Antibiotics have a substantial public health benefit. The results appear in Wednesday's

Journal of the American Medical Association and were released Monday.

The study involved 2,266 women 20 and older who developed invasive breast cancer and who were com-

pared with 7,953 women who did not get breast cancer.

An increased breast cancer risk was found with increasing use of antibiotics, with the greatest increased risk in women who took the drugs for at least 501 days. Even women who had up to 25 prescrip-

tions over about 17 years faced an increased risk — about 1.5 times higher than nonusers.

An increased breast cancer risk was found for all types of antibiotics, including penicillins.

NATIONAL NEWS

Gonaives — Haiti's rebellion spread to the cen-

tral city of Port-au-Prince Monday as rebels and for-

mer soldiers killed at least three officers at a police station. President Jean-

Bertrand Aristide pleaded for foreign help to stop the bloodshed.

The rebels descended on the police station in Hibon, about 70 miles northeast of Port-au-

Prince. They killed district police chief Maxime Jonas, pushed police out of the city and threatened government supporters, the official said.

At least 56 people have died since the rebellion aimed at ousting Aristide exploded Feb. 3 in the southwestern city of Gonaives.

About 50 rebels descend-

ed on the police station in Hibon, about 7 miles northwest of Port-au-

Prince. They killed district police chief Maxime Jonas, pushed police out of the city and freed prisoners from the jail before burning the station.

Louis-Jodel Chamblain, a former Haitian soldier who led a paramilitary group known as the Front for the Advancement and Progress of Haiti, or FRAPH, which killed and maintained hun-

dreds of people between 1991 and 1994, reportedly led the attack, according to witnesses.

The attack was considered a serious blow and the first time the city of 50,000 people where corn, millet and beans are produced. The rebels now hold most roads leading in and out of the Antilles, a rich agricultural area home to almost 1 million people.

"Blood has flowed in Hibon," Aristide told reporters at a news confer-

ence late Monday, saying he had asked for technical assistance from the Organization of American States. "It may be that the police cannot cope with this kind of attack."

Aristide refused to talk about strategies for halting the unrest or whether he would ask for military assistance. He did, however, say the government would use peacefull means to quell the uprising that has prevented food, fuel and medical ship-

ments.

A group of terrorists are breaking democratic order," Aristide said. "We have the responsibility to use the law and dialogue to take a peaceful way."

Rebels armed with machetes and rifles escort-

ed an aid convoy led by the

Geneva-based International Committee of the Red Cross into Gonaives on Monday. The convoy was carrying 1.6 tons of supplies, includ-

ing blood and surgical equipment.

A surgeon and a physi-

cian were also sent to treat some 40 people wounded in the fighting.

"We are here to bring urgently needed medical assistance to Gonaives," Pedro Isely, leader of the Red Cross mission in Haiti, said Monday after arriving in the city.

In addition to the medical relief, the international non-

governmental organization, CARE, began distributing food to people in Gonaives. About 50,000 people will receive a gallon of vegetable

oil, while others will get sacks of cereals, said Sandy Laumark, director of CARE in Haiti. The distribution will last about 10 days.

The rebels launched the rebellion from Gonaives, 70 miles northwest of Port-au-

Prince, unleashing a deadly wave of violence that has spread to more than a dozen towns. Both sides have suffered casualties.

On Sunday night, Aristide loyalists reportedly killed two anti-government sup-

porters in the port town of St. Marc.

Although the rebels are thought to number less than Haiti's 5,000-member police force, exiled paramilitary leaders and police have joined their forces, vowing to oust Aristide.
In the end, the council voted overwhelmingly to leave the decision up to the individual residence halls. Each dorm will make an annual determination—before campaigning begins—whether it will run elections with split or combined tickets. This determination is to be made by the hall’s rector, president, senator and, for future years, its programming representative.

Student Union Board manager Charlie Ebersol said the council’s vote will allow each dorm to select effective leaders. “We need the best people in the positions,” Ebersol said. The council also passed a resolution dealing with the budget approval process.

Under the current constitution, money is allocated by the Financial Management Board and is sent to the Council of Representatives for review and approval.

Chief of staff Pat Corker said the budget—which totals roughly $600,000—represents the combined financial resources of all student government bodies. FMB chairman Don Norton said responsibility for approving the budget belongs in the council, which represents all student union organizations.

“It’s the most rational thing that needs to be presented,” Norton said. Ebersol soon presented an amendment to the resolution, however, requiring a three-fourths majority to approve the budget. His amendment passed with little debate.

Seth O’Donnell, who runs the Club Coordination Council, said the supermajority will ensure the final budget will be well-received across student government.

“This is a group of people who will best be able to work out [budgetary] problems,” O’Donnell said.

Keefor proposed that the FMB present its budget to the Student Senate for review before the COR makes its decision.

However, Ebersol said such a presentation would be unnecessary. "COR has open meetings," Ebersol said. "If the senators want to come and listen to the budget, they can."

The last resolution addressed the approval of officials nominated by the student body president. Under the revamped constitution, the president may appoint students to fill several positions, including seats on Senate committees.

The council voted overwhelmingly to grant itself the power to approve such nominations. A proposal to require a three-fourths supermajority for such approvals failed.

Lao directed members of COR committees on policy and programming to resume their meetings. The committees are responsible for compiling proposed constitutional changes in their respective areas.

"It’s time to get cracking on this," Lao said. "We have 1 1/2 more months to write a constitution, and we don’t have much right now."

While a skeleton of the new constitution has been discussed at COR meetings for months, a final version is several weeks away, as council members hammer out the details.

In other COR news:

• Sophomore class president James Leito said his group will sponsor a "Casino Night" event in the LaFortune Ballroom Saturday. "We’ll give out between $900 and $1,000 in prizes for sophomores," Leito said.

While on campus, the FMB meets to hammer out budget plans. It meets Mondays at 8:45 a.m. in the ND/SMC Ballroom. The public is welcome to attend.

Want to write for News?
Call 1-5323

Ballroom Dance Club

This week learn how to: CHA CHA!
(no partners or experience needed)

Tuesdays, 7:30-8:45 pm
301 Rockne
Advanced class: East Coast Swing
8:45-10:00 pm
Sponsored by the ND/SMC Ballroom Dance Club

JPW 2004
Ticket Distribution

TUESDAY, February 17th
WEDNESDAY, February 18th

Sorin Room, LaFortune Student Center
7 PM until 10 PM

*You must present your student ID in order to pick up your tickets.
If you are picking up tickets for others, you will need their student IDs to sign them out.

MSPS FINE ART'S LECTURE SERIES
Presents
Nancy Nelson
"African American Women's Hair: A Lesson in Cultural Identity"

Date: Wednesday, Feb. 18th
Time: 7:00 P.M.
Where: McGlinn Hall
Cost: FREE FREE

Contact Matt Bramanti at mbramanti@nd.edu

Joe Trombello also contributed to this report.
**THE OBSERVER**

**BUSINESS**

Tuesday, February 17, 2004

**MARKET Recap**

<table>
<thead>
<tr>
<th>Stock</th>
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**Revenue Statements**

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AMX 1,243,55  4.80
NASDAQ 2,053.56 -2.05
NYSE 6,691.40 -24.79
S&P 500 1,145.81 -6.30
NIKE(Tokyo) 10,548.72 -0.00
FSTE 100(London) 4,408.10 -3.90
```

**Treasures**

```
10-YEAR BOND  -0.34 -0.17 49.22
10-YEAR NOTE  -0.35 -0.10 40.48
1-YEAR NOTE   -1.86 -0.35 50.09
JUNE BONDS    -0.81  0.89 7.1
```

**Commodities**

```
LIGHT CRUDE (SOM) +0.72 34.10
GOLD ($/Oz)   -1.40 31.10
PORC BELIES (lbs) +2.10 40.90
```

**Exchange Rates**

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YEN 105.0
EURO 0.7837
POUND 0.5193
```

**In Brief**

Source code probe targets Mainsoft

WASHINGTON — The investigation into the illegal disclosure of blueprints for some versions of Microsoft Corp. ’s Windows software has turned to a small technology company in Silicon Valley that works closely with Microsoft.

Self-appointed sleuths eager to solve one of the technology industry ’s most intriguing mysteries — four references found in files accompanying the leaked Windows blueprints indicating Mainsoft Corp. had been working with the company ’s code before it began circulating on the Internet.

Microsoft has provided Mainsoft access to parts of its Windows blueprints since at least 1994 under conditions that generally prohibit them from disclosing them to others. Mainsoft helps businesses convert their customized Windows programs to run on rival operating systems, such as Unix.

Feds probe Titan over foreign contracts

SAN DIEGO — Federal regulators are investigating whether information-technology firm Titan Corp. made illegal payments to overseas consultants, the company said Friday.

The probe may affect the security and defense information technology concern ’s proposed sale to a small technology company in Silicon Valley that works closely with Microsoft.

Self-appointed sleuths eager to solve one of the technology industry ’s most intriguing mysteries — four references found in files accompanying the leaked Windows blueprints indicating Mainsoft Corp. had been working with the company ’s code before it began circulating on the Internet.

Microsoft has provided Mainsoft access to parts of its Windows blueprints since at least 1994 under conditions that generally prohibit them from disclosing them to others. Mainsoft helps businesses convert their customized Windows programs to run on rival operating systems, such as Unix.

Aventis challenges hostile takeover

PARIS — French pharmaceuticals company Aventis SA launched a court challenge Friday against a hostile bid from rival drug company Sanofi-Synthelabo SA, and denied that its appeal was intended as a delaying tactic.

An Aventis spokesman said the company had filed an application with the Paris appeals court earlier in the day seeking to overturn the decision by France ’s market watchdog, the AMF, to clear Sanofi to proceed with its hostile offer.

**PHARMACEUTICALS**

Eli Lilly defends Zyprexa patent

By TRICIA DE GROOT

News Writer

The Mendoza College of Business kicked off its sixth annual Ethics Week with a forum entitled "Enron: A Multi-dimension­

al Examination of an Unethical Enterprise." The panel was composed of Matt Barrett, Notre Dame Law School; Tom Frecka, Mendoza College of Business; Jim Mendenhall, Mendoza College of Business; and was moderat­
ed by Bill Schwartz, dean, School of Business and Economics, University of Notre Dame.

Each member of the panel introduced a different angle in evaluating the Enron contro­

versy and presented the audience with perspectives from both a lawyer and an accountant.

The session also discussed the scandal concern­

ing Enron ’s taxes. Barrett began the forum by discussing the lawyers ’ perspectives in the Enron matter and its correlation to business ethics.

Barrett said that "we know less about the lawyers because of every client privilege that exists," but at the same time he said there was evidence that "lawyers made Enron's unethical actions possible.

There are lawyers "who have a duty to the client to serve as zealous advocates, while accountants have the public watchdog role. They owe their duty to the public."

Barrett then discussed the role of three inside lawyers and the Army's role to the Enron scandal.

Barrett described the two outside firms as "having pressures and incentives to keep firm's largest client happy."

In addition, Barrett noted that no such incident had occurred in the Savings and Loan crisis 10 years ago.

After Barrett's discussion, Frecka informed the audience about the role accountants played in the scandal.

His presentation focused on what he described as the "ABC's of Enron: A, for Arthur Andersen, "the accounting firm with the best reputation and the largest employer of Notre Dame students."

B for bankruptcy; C for crime, conspir­

acy, lack of compliance, cons­
ulting and corporate cul­

ture; D for damage; E for ethics; F for fraudulent reporting and lack of fair reporting.

Frecka used these acronyms to describe the accountants' roles in the Enron scandal to demonstr­

ate the changes that have taken place in the account­ing world due to the loss of Arthur Andersen. He dis­

cussed how each of the three factors played a role in the overall Enron scandal.

Frecka then bid on and dis­

cussed the controversy sur­

rounding Enron's taxes. He said the beginning of Enron's misrepresentation of its taxes would be too pinpoint because simply too much information would have to be processed.

"Information was there for all investors," Seida said. But he said no one chose to act on this information and he explained the length of time it takes before the company's illegal deeds would be noticed.

He also said Enron's lawyers and accountants did not object to their misrepresen­

tations, so the company could plead that they had no criminal intent. Therefore, Enron ' s $38 billion debt was seen as only $12 billion, and the company was able to "make a profit into a loss." Frecka went on and dis­
cussed the controversy sur­

rounding Enron's taxes. He said the beginning of Enron's misrepresentation of its taxes would be too pinpoint because simply too much information would have to be processed.

"Information was there for all investors," Seida said. But he said no one chose to act on this information and he explained the length of time it takes before the company's illegal deeds would be noticed.

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Attorneys for three generic drug makers who want to make cheaper knockoffs versions of Zyprexa argued that Lilly was awarded its patent based on faulty research. The lawyers also contend the discovery of the drug's molecular structure was obvious.

If upheld, the generic companies' claims could invalidate a 1993 patent that grants Lilly exclusive U.S. rights to the drug until 2011.

Zyprexa, introduced in 1996, is now Lilly's top-seller and accounts for about a third of the company's sales.

Zyprexa's sales now exceed the level once achieved by Prozac, Lilly's former blockbuster anti-depressant, which lost patent protection after a successful challenge by generic drug makers with Zyprexa. Lilly hopes to avoid a repeat of the financial slide the company suffered after the Prozac patent loss.

In the trial, Lilly is looking at keep­

ing or losing its "life's blood," Lilly attorney Arthur Lipesy said.

The case began about 2 1/2 years ago when Lilly filed a patent infringement lawsuit against the first of three generic firms that have sought approval to sell non-brand versions of Zyprexa in the United States.

The three are Zenith Goldline Pharmaceuticals, owned by Ivax Corp. of Miami; Indian drug maker Dr. Reddy's Laboratories; and the U.S. arm of Israeli-based Teva Pharmaceutical Industries.

The companies claim Lilly's patent claims are invalid because they don't involve "novel combinations of known elements" and therefore aren't "non-obvious."
Seeing the mental health reality

The Apocalypse is upon us here at Notre Dame. As the world turns with the local bishop combating genitalia monopolies, the Campus Crusaders condemning our University’s attempts at gay tolerance, the basketball team finally winning and student government elections actually intriguing, our world has to be at an end. Not to mention Alex Rodriguez ending up in a Yankees uniform, more attacks on U.S. troops in Iraq than any month since October and Janet Jackson’s “wardrobe malfunction.” And what of this turmoil breaking loose in Haiti? These days, I find myself yearning for a baseball card collection and simple boyish ignorance.

While it is good that so many issues are being debated, society is more aware and interesting things exist to empower us to act more effectively in so many real ways, but perhaps not very surprising when we look at the typical daily schedule of the American college student. While it can and while most people can relate to one or more of these issues, whether personally or through friends and family, it is shocking how little attention these issues, which affect us in so many real ways, receive.

As our Notre Dame world turns with heated debates on affirmative action, Viewpoint showdowns on the legitimacy of the Vagina Monologues and even the many alone.

Today is one idea, but the possibilities of dialogues, awareness campaigns and other actions are endless. The administration would do wisely to invest in such endeavors for the many out there who are currently suffering from such mental health problems, know that you are not alone and that there is help.

Mental health does not define who we are. The Health Services and Counseling Center on-campus offer many services and resources that are open to all of us and are very helpful. And for all who know of people suffering, the task that lies before us is to be friends, supporters and comforters in these lonely winter days. Community does not come from winning football championships, as some always would like to believe, or even from gaining national prestige, as the administration might want to believe; rather, community comes from people of different backgrounds and struggles coming together to share in one another’s pain and suffer together.

Community comes when we open our eyes to one another and shed the barriers that keep us apart and keep so many alone.

Today, let us commit ourselves to building such a community. The task is daunting, but in the end, I do believe it will save us all.

Peter Quaranta is a sophomore philosophy major. He wants to encourage students on campus to join the fight to free Burma. Contact him at pquraranta@nd.edu.

THE OBSERVER

THE OBSERVER污染 in response to the world on campus. The Observer is the University’s only independent, student-run newspaper. It is published weekly throughout the school year. The Observer is a member of the Associated Collegiate Press (ACP) and the National College Media Network.

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Questions regarding Observer policies should be directed to Editor-in-Chief Andrew Szurat.

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Observer Poll

Would the student government constitution be amended so that, in the future, the Senate will not decide an election in which a candidate does not achieve a majority?

Vote by 5 p.m. Thursday at www.ndsmcobserver.com

Quote of the Day

"Without friends no one would choose to live though he had all other goods.

Aristotle

philosopher
So, in an effort to curb off campus violence and extend its ubiquity ever more into the lives of its students, NDSP has created a body that I will now refer to as TCPD. Put simply, this assembly of butt-kickers makes Safe Walk seem, well, sophomoric.

Rather than knocking on vehicles off my roof and salting my sidewalk, Turtle Creek chose to serve and protect the by accommodating this exciting initiatire with open gates and a renovated townhouse.

Initially, this raised a few uni-brows, especially those of occupants in adjacent buildings who feared that the heightened police presence would impede on their late night partying and fence peeing. However, these fears were soon and subsequently allayed upon reassurance from the officers that they were there to keep the peace, not to meddle in their neighbors’ private affairs. Yet it is not in their blood to remain inconspicuous, which even if that carousing is keeping them up.

The aforementioned happenances led me to believe that Charlie, or rather his campaign, is more interested in engaging with students than just listening to why they disliked his and James’ platform or their concerns and giving the students what he felt they needed instead of what they asked for.

But there is another issue that I feel is worth mentioning.

Ever since I entered TCPD, how I have been treated by students has depended on whether or not that student was a threat to the campaign, with the electoral system or with the result of the election, but with the numerous personal attacks made against Charlie over the past six weeks and the effect these have had on them.

It seems like a bigger threat to the campaign than to TCPD.

I am forever in their debt. However, there is no way that I can ever pay them back. However, there is no way that I can ever pay them back. They are those of the author and not The Observer.

The views expressed in this column are those of the author and not The Observer.

THE OBSERVER

Election was not in spirit of Notre Dame

Personal attacks appallingly

I have been working with Charlie Ebersol and James Leito for the past six weeks on their campaign, and I am writing this for both of them, but particularly for Charlie, in an attempt to express my frustrations with the election, with the electoral system or with the result of the election, but with the numerous personal attacks made against Charlie, or rather his campaign, is more interested in engaging with students than just listening to why they disliked his and James’ platform or their concerns and giving the students what he felt they needed instead of what they asked for.

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Beatlemania gone wild
Confessions of a modern-day Beatlemaniac

I can remember my middle school days very well. Like most kids, I was desper­ately seeking my own identity. There were the popular kids, the nerds, the ath­letes ... I was tucked nicely in the middle of these groups, not quite sure where I belonged yet. In sixth grade, I remember donning green Converse sneakers and look­ing like a tomboy. Thinking that for me, in all my awkwardness, I'd become a post-grunge punk.

This worked for a little while, but I was still too nerdy, and I played that role perfectly. I floundered around for a bit among the groups, and then one day my own identity surfaced. I remember driving home one night in my family's wood­-paneled mini-van. My younger siblings were being annoying as usual. I walked into the magic of the roundabouts were playing on the van’s tape deck. I'd heard the songs so many times that I hadn't really lis­tened to them. But what I heard in the car, before I knew what was happening, the Beatles' Sgt. Pepper's Lonely Hearts Club Band album was pushed into my head and blared me away. From that moment on, the deal was sealed. I was to be a Beatlemaniac for the rest of my life, only three decades too late.

Now, I would like to say I was a Beatle fan of the standard, respectable variety. Someone who appreciated the band's music and influence on culture and society, but who also maintained a normal lifestyle while doing so. Normal, however, will never be an associated with what I became after first hearing Sgt. Pepper. Perhaps it was my desperation of seeking some sort of sixth grade identity, but things quickly spiraled into a rock 'n' roll obsession that haunts me to this day. I began buying all the Beatles albums I could afford with my meager weekly allowance. I checked out every single Beatles-related book in my local library. I began making Beatles mixed tapes off the radio from the Oldies station, and I started a scrapbook of every Beatles photo or article I found in the newspaper. And this was only the beginning.

My Beatles obsession spread to the clothing I wore, to the Scouse accent I adopted ... it even infiltrated my schoolwork. I can remember interpreting Beatles lyrics for my English classes and giving presentations on the life of John Lennon. I had my school band play a “Yellow Submarine” for a concert. After school each day, I'd put on a Beatles album and play air guitar until dinner time. Looking back, perhaps the most memorable and embarrassing aspect of my Beatles obsession was that I actually used to bake cupcakes on the Beatles’ birthdays. John, Paul, George and Ringo each had baked goods made in their honor, which I would bring to school and pass out to my locker. I can only imagine what my teachers must have thought. But the identity was what I was seeking, I had certainly found one. By seventh grade I was well known around school as a Beatle freak, and I didn’t care. Even if I lacked all elements of middle school coolness, I loved the Beatles and I loved rock 'n' roll. That's all that mattered to me.

I think it was when I baked cupcakes for Paul McCartney's birthday and neg­lected my own father's birthday a few days later that my parents realized maybe things were getting out of control. They sat down and told me that the Beatles were well and good, but perhaps I should try and explore some other interests. I, of course, defended my Beatles obsession by stating that I couldn't help it that the Beatles were so amazing. Besides, I did have other emerging interests. My love of the Beatles was leading me to discover other great artists like Bob Dylan and The Rolling Stones.

Now that I am in college, I can look back on my middle school days and smile, knowing I have matured somewhat in the past eight years. My after-school air guitar has turned into a real guitar, which I play any spare chance I can, much to the dismay of my napping roommate. My music collection has a bit more variety in it now, and I no longer sport to look bad for the Beatles. (My apology­es to those who were excited that George's birthday is only a week away.)

Despite this slight maturing, however, my love for the Beatles has remained in tact. In fact, just last semester my life-long dream came true. While studying abroad in France, I was able to make the pilgrimage to my personal rock 'n' roll shrine: Liverpool. I took the Channel to the motherland of my favorite mop tops and, with a very patient friend in tow, was able to ride on a Magical Mystery Tour of Liverpool, all around the town of those lovable lads.

Although Liverpool might not get as many pages in a tourism book as London or Paris, for me it was the greatest sight my eyes had seen. Not only was it interesting to see the humble schools and parks where the lads grew up, but to be in the company of other Beatlemaniacs was a homecoming experience in itself. 

The moment the bus was all Beatles, from the music playing to the chatter among the bus riders to the trivia questions of our tour guide. Riding that Magical Mystery Tour bus, I thought I'd died and gone to rock 'n' roll heaven. Now that I'm back in my actual school, I can only play my guitar, hum Beatles tunes and daydream wishfully of my time in Liverpool. At least I now know that it's okay to love the Beatles as much as I do. I'm not alone in my obsession.

Even 40 years after their music hit American shores, it is never too late to be a Beatlemaniac.

The views expressed in this column are those of the author and not necessarily those of The Observer. Contact Julie Bender at jfbender@nd.edu.

It was 40 years ago
February marks the 40th anniversary of the Beatles coming to America. From the moment their Pan-American Flight 101 landed in New York and those four lads from Liverpool set foot on American soil, the world would never again be the same. They had already taken England by storm, leaving the nation in a swirling frenzy of Beatlemania, and now here they were ready to conquer America.

Ed Sullivan, host of the famous Sunday night television staple The Ed Sullivan Show, had witnessed the British Beatlemania first hand while in a London air­port with his wife in October of 1963. He was impressed with the clamor these “Beatles” made. Sullivan contacted the group's manager and asked them to appear on his program before the word beatle had even been uttered in America.

With Sullivan's promotion and hype, the Beatles began to gain some attention state-side. Capitol Records finally released the "I Want to Hold Your Hand" single in late December 1963, and soon kids were call­ing into radio stations asking them to play Beatle songs non-stop. The truth be told, the Beatles had already been rejected multiple times by U.S. record companies, and their sing­ings were labeled as too soft. Thanks to Sullivan, though, all this was now chang­ing.

By the time the Beatles landed on American shores on Feb. 7, 1964, they had no num­ber one hit in the country and the number one place in the hearts of teenage girls every­where. The screaming fans who assembled to greet them when they got off the plane in New York were only a small taste of the mania that was to follow.

Two days later, when the Beatles appeared on the Ed Sullivan Show, a million fans tuned in to watch history in the making. The jovial Sullivan, who had been hating the Beatles for weeks, announced, "Ladies and gentlemen, the Beatles! Let's bring them on!" Before he could even finish his sentence, the roar of fans in the audience drowned him out. Their screaming, their tears and their uncontrollable passion filled the next eight min­utes, shocking both Sullivan and the Beatles, neither of which had imagined the uproar and pandemonium the band was capable of creating. The Beatles tore through three quick numbers, "All My Loving," "Till There Was You" and "She Loves You," before exiting i.e stage for the other acts of the night. The audience, however, remained fixated for their encore performance of "I Saw Her Standing There" and "I Want to Hold Your Hand.

No one had ever seen anything like it, including the Beatles. In later interviews, Lennon is reported as saying of Americans, "They're wild, they're all wild. They just all seem out of their minds. I've never seen anything like it in my life."
Larry today ... or, at least, this month

ary of the Beatles’ arrival in America — an event that changed the world

On Feb. 7, 1964 the Beatles arrived at JFK airport in New York to a manic crowd of screaming fans. From the moment they stepped off the plane, the rock ‘n’ roll world would never be the same.

As wild as the fans were, those watching on television got to both see and hear the full show. And to them, the Beatles were the wild ones. Their mop-top hair, their cocky poses, their loud music — it was new and shocking. Young people loved it, old people were startled by it, and everybody had an opinion about it.

Sister Susan Dunn, the rector of Lyons Hall, remembers well the Beatles’ first Ed Sullivan appearance. “I was a junior in high school,” Dunn said. “Their little heads were hopping up and down on the television. It was very real.”

Notre Dame Classics professor Catherine Schiegel, who was only eight years old at the time of the Beatles’ Ed Sullivan appearance, also remembers the show vividly. “It was the high point of my young life,” she said. “I was totally blown away by them.” Schiegel also remembers the response her mother had to the scruffy mop tops.

“She said ‘I give them three months — they’ll fade out like the Singing Nun did.’ Lucky for Beatle fans everywhere, Schiegel’s mother was proven wrong.

Almost overnight, the Beatles became a household name, and by April of that year, they had the top five songs in the country. With their quick wit and cheeky humor, the Beatles charmed the American public and won their hair, their clothes, their speech and their music. This was a ubiquitous presence in the United States. As the Beatles set out on their two-week tour after their first Ed Sullivan performance, most Americans, like Schiegel’s mother, thought they were just a passing craze.

Little did they know that this band would be the major cultural influence for the next decade and would continue to be a relevant force in music even 40 years after their first landing in the U.S.

For the next two years, the Beatles toured in the maddening turmoil of Beatlemania, running from hotel to plane to bus in attempts to escape their crazed fans. It wasn’t until their 1966 Candlestick Park performance in San Francisco, Calif., when the Beatles finally decided that touring was no longer a real possibility for them. Their music was becoming too advanced for onstage reproduction, and the constant audience screaming made touring more of a burden than a pleasure.

Sgt. Pepper’s Lonely Hearts Club Band, Their so-called “White Album” was a fantastic collage of four men slowly heading their separate ways.

And, in 1970, they did just that. John Lennon, Paul McCartney, George Harrison and Ringo Starr were officially over as a band, but not before they had changed the course of modern music forever. Their influence was so great that, even 34 years after their break up, they are still winning Grammy awards and influencing new musicians at every turn.

Even fans who weren’t there to witness the Beatles on Ed Sullivan still owe a debt of gratitude to those four lovable mop tops. To think the Beatles personally is, of course, impossible, but at least fans can resort to the old ring-a-long of the Beatles fan club, “We love you Beatles, oh yes we do. We love you Beatles, we’ll be true. If you’re not near us, we’re blue. Oh Beatles, we love you!”

Contact Julie Bender at jbender@nd.edu

Paul McCartney

Ringo Starr

The Beatles released 13 albums throughout their career, ranging from the early rock of Please Please Me to the psychedelia of Sgt. Pepper’s Lonely Hearts Club Band.
Without leading scorer, Toronto defeats Pittsburgh 8-4

The Maple Leafs' top goal scorer was injured and their star forward Gary Roberts Sundin in the second period, his goals, three in just over four streaks.

Pittsburgh Penguins (pulled leg muscle). The Leafs against Penguins to an NHL-record this is going to.

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Pittsburgh Penguins (pulled leg muscle). the Leafs against Penguins to an NHL-record this is going to.

Toronto gave Tellqvist some time, he was injured and couldn't get back in time to go another round and get some points in the power-play goals in 56 chances the Islanders outshot the Leafs 35-14. Carron, DiPietro. The Islanders outshot the Leafs 35-14. Carron, DiPietro.


Then Langfeld scored to tie the game, 1-1, at 13:27 of the second period.


Vladimir Konstantinov's shot clanged off the post and into the net. The Islanders outshot the Leafs 35-14. Carron, DiPietro.
MLB

Dodgers hire DePodesta as new general manager

Associated Press

LOS ANGELES — The Dodgers have about twice the resources as the A's. "I don't think that there's any one way of doing things," he said. "When we were in Oakland, we did what we felt we had to do to win. I think probably my best attribute is being able to have an open mind.

Oakland reached the playoffs the last four seasons, but failed to win a postseason series. DePodesta worked for the Cleveland Indians for three years before joining the A's. McCourt said the day after the sale was approved that the 44-year-old Evans would be merely a candidate for his own job. The Dodgers' GM since Oct. 3, 2001, Evans interviewed along with other candidates including Philadelphia Phillies assistant GM Ruben Amaro.

"I think more than anything else I'm glad that there's closure," Evans told The Associated Press. "We were on the right track for long-term success. I think Dodgers fans will be the most disappointed part. "Frank and Jamie McCourt have the right to make this decision. I definitely don't agree with it. I loved working here. I was completely committed to the Dodgers and my staff. It's a shame we didn't get the opportunity to complete our job here. That's not my call."

Evans said his "hands were tied" during the ownership transition, keeping him from making any significant deals. DePodesta is considered one of baseball's top young executives and had been expected to take over as GM of the A's in November 2002, when Beane agreed to become GM of the Boston Red Sox. But Beane changed his mind and stayed in Oakland.

DePodesta also was offered the Toronto GM job a couple years ago, but turned it down. The Blue Jays then hired J.F. Ricciardi, who worked with DePodesta under Beane in Oakland.

DePodesta graduated cum laude from Harvard in 1995 with a degree in economics. He played baseball and football for the Crimson.

"I don't have all the answers, I know that," said DePodesta, who signed a five-year contract. "My mission is to be on a relentless quest for baseball knowledge. I know that will lead us in a positive direction.

"What I am committed to is a way to win. I've been given a mandate by Frank and also the resources to be as aggressive as we possibly can," DePodesta said the Dodgers
Former Texas Rangers shortstop Alex Rodriguez hits a home run last season. The Rangers and the Yankees have agreed to a deal that will send Rodriguez to the Yankees in exchange for Alfonso Soriano.

Rangers trade Rodriguez to Yankees

Associated Press

NEW YORK - Alex Rodriguez is coming back to New York, the city he left when he was 4, and moving onto the biggest stage in town - Yankee Stadium.

"It ranks with when we signed Reggie," he said, a reference to slugger Reggie Jackson.

Steinbrenner said at the team's minor league complex in Tampa, Fla. "It’s with the man that brought you to the dance," he said. "You’re going to stick with him. You don’t mess with success. ... There is no issue there - who’s the starting quarterback? We have arguably the best left side of the infield in the history of baseball."

Fervid Yankees fan and former mayor Rudolph Giuliani couldn’t agree more. "It’s great for the city. He’s returning home," he told The Associated Press. "This could be another variation of Maris-Mantle, Jackson-Munson, Gehrig-Ruth."
Undefeated Stanford new No. 1 in AP poll

Associated Press

The last two unbeaten teams are 1-2 in the rankings. Stanford replaced Duke at No. 1 in The Associated Press men’s college basketball poll Monday, and Saint Joseph’s moved up to No. 2 for the first time in nearly 40 years.

The Cardinal and the Hawks, the only undefeated teams in Division I, each rose one spot after Duke (21-2) lost to North Carolina State 78-74 Sunday night. That ended the Blue Devils’ 18-game winning streak and their four-week stay at No. 1. This is the third season in which Stanford (21-0) has reached No. 1, after five weeks in 1999-00 and seven weeks in 2000-01.

"It lets us know that we’re working hard, and people are respecting us, and we’re doing something right," Stanford junior forward Josh Childress said Monday. He and his teammates weren’t fazed when Duke was voted higher than Stanford even though the Blue Devils had lost. "Coming into the season, Duke was ranked ahead of us, and they always were, so it was natural for them to take it. It didn’t bother us," Childress said. "We kept playing hard and working hard, and that’s paying off." Stanford received 64 first-place votes and 1,791 points from the national media panel.

The other schools with appearances at No. 1 were Connecticut (eight weeks), Kansas (one week) and Florida (one week). The Gators dropped out of the Top 25 completely Monday. Saint Joseph’s (22-0) received the other eight first-place votes and 1,721 points to match the highest ranking in school history. The Hawks, who beat Dayton and Temple last week, were ranked No. 2 for two weeks in 1965-66.

After No. 3 Duke, Mississippi State (21-1) moved up two spots to fourth, matching the Bulldogs’ highest ranking since the final poll of the 1961-62 season.

Pittsburgh, which lost to Seton Hall in double overtime and then beat Connecticut in a showdown for first place in the Big East, dropped one place to fifth.

Gonzaga moved from seventh to sixth, tying its highest ranking. The Bulldogs were No. 6 for the last two polls of 2001-02.

Oklahoma State jumped three spots to No. 7, and Connecticut, Kentucky and Louisville completed the Top 10.

Texas was No. 11 for the third straight week, followed by Wisconsin, North Carolina State, Arizona, Wake Forest, North Carolina, Cincinnati, Georgia Tech, Providence and Southern Illinois.

The last five ranked teams were Kansas, Texas Tech, Memphis, LSU and South Carolina.

Florida (14-7), which lost 73-70 to LSU on Saturday for its third loss in four games, dropped from No. 22 to out of the rankings. It is the first time the Gators — briefly No. 1 in December — have been out of the Top 25 since Feb. 8, 1999, a span of 94 polls. That was the second-longest current streak behind Duke’s 145; Kansas is now second with 70 consecutive polls.

Memphis (18-4) and LSU (17-4) were the week’s newcomers, replacing Florida and Utah State.

Memphis, which beat Marquette 89-71 Saturday, enters the Top 25 on a nine-game winning streak that includes a victory over Louisville. LSU’s win over Florida on Saturday was its fifth straight since a three-game losing streak.

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The Observer • SPORTS
Hellrung qualifies for club skiing national championship

Special to The Observer

Senior standout Leigh Hellrung of the Notre Dame ski club qualified for her third trip to the Nationals this weekend in Regional competition. In a very strong field, the women's squad just missed joining Hellrung in team competition. The top three schools qualified for six slots, and three strong varsity teams from Northern Michigan, Ohio, and Minnesota Duluth claimed those spots. The Irish tied another very strong power. Minnesota, for fourth place in the 16-school field.

Hellrung placed fourth in the Giant Slalom behind three skiers from Northern Michigan. Teammates Alanna Lundgren, 22nd, Molly Butler, 24th, Rita Morgan, 39th, and Saint Mary's Dana O'Brien, 66th, competed in a field of 189 to finish in third place heading into Sunday's Slalom. Hellrung's 11th place finish again paced the club, but the Irish finished the Slalom in 6th place, and fourth overall. Butler finished 26th, Lundgren, 29th, Morgan, 42nd, and Clement's 33rd in a field of 213. The men's squad placed a surprising 10th in the Giant Slalom and 15th in the Slalom to finish 14th overall in a 19-school field. Mike Ryan and Joe Payne finished 47th and 49th respectively in the Giant Slalom. Payne was the only Irish skier to complete the Slalom, finishing 40th in the event.

The top three schools and the top skier from each of the other schools advanced to compete at the Nationals. This year, Hellrung will travel to Sugar Mountain.

Ultimate Frisbee

Notre Dame's ultimate frisbee men's squad kicked off its spring competition at Cincinnati's Arctic Vogue this weekend. Eighteen teams competed to play in temperatures ranging from the low 20s to the 30s and a strong wind. A small Irish squad including two rookies split four pool games on Saturday, dropping their opener to Eastern Michigan 11-9, winning their second contest with Xavier 11-6, falling to Cincinnati Volatile 11-6, and defeating Ohio State 8-11-3. This earned the Irish the No. 5 seed in the B bracket on Elimination Sunday. The Irish lived up to their seed with wins over Xavier, 11-4, Ohio State B 11-3, and Berea College 11-9 in the finals. A sluggish first half cost the Irish the game with EMU, and the Irish had no answer for Team Volatile's depth and experience, with most members having played 10 or more years. Senior Sean O'Neill and junior Matt Sullivan provided leadership for the Irish. Freshman Eric Morin and Mike Savino came up big on both offense and defense all weekend, while junior Jake Ament caught fire in the final game on Sunday to earn the B bracket title.

Gymnastics

The Notre Dame/Saint Mary's gymnastics club competed at Purdue's Golden Guts Invitational this weekend, with the women's squad placing 5th among 14 teams, and the men's squad finished sixth. In women's competition, Purdue, Ohio, and Miami (Ohio) claimed the top three spots. Caitlin O'Brien placed sixth on the vault and tied for sixth on the beam to lead the Irish. Kristi Peterson, Mary Blazewicz, Maura Steed, Wendy Spotoanoff, Kim Turnspide, Krissy Jackson and Susan Stevens all earned points for the Irish. Andrew Roberts, Dana Collins, Ross Rasmussen, Calvin Umeda and Todd Moffat all contributed to the men's scoring. Eastern Michigan, Purdue and Illinois finished at the top of the men's standings.

Women's water polo

Western Michigan played host to the Midwest Regional Seed Tournament this weekend in Kalamazoo. As expected, Notre Dame and Ohio renewed their bitter rivalry in a closely-contested championship final. The eighth-ranked RedHawks avenged a 7-6 Irish victory a week earlier with a 6-5 win to capture top seed in the Regional Championships in April. The Irish will be seeded second.

Early round victories over Miami 8, 12-3, and Ohio, 13-2, earned the Irish a spot in the finals. Freshman Jana Stewart saw considerable time in net, spelling team captain Brigitte Alge. M.C. Gimino, Kaitlin Shorrock, Christina Hoover, Bridget O'Neill and Kate Lancon led a balanced attack for the Irish.

Men's volleyball

Notre Dame's men's volleyball club finished conference play this weekend in Scheyoggan, Wis. The Irish dropped all three of their contests to Northern Illinois, 25-19, 25-10, Wisconsin Oshkosh, 25-16, 25-18, and Wisconsin Milwaukee, 25-21, 23-25, 15-5. Notre Dame will next take to the courts against Michigan State at Lake Michigan High School this Saturday at 8 p.m.

Women's ice hockey

Notre Dame dropped a pair of games this weekend to Western Michigan. In a season when several key players were lost due to injuries, studying abroad, and illness, the club has never failed to pick itself back up and take on the challenge of playing in a very strong conference with a short-handed squad.

On Friday, the Irish fell behind the Mustangs 2-0 and fought back to tie the score on a break-away goal from Julia LaPointe and an end-to-end rush by Tori Blainey. WMU scored again and again the Irish answered with LaPointe's second goal. Scrapy found the Irish down 4-3 after two periods, but the lack of depth took its toll in the third period and the Irish fell 7-3.

In the rematch on Sunday, the Irish were competitive early, trailing by one goal after the first period. The second period was a backbreaker however, as WMU scored six unanswered goals. The Irish showed resolve in battling to a scoreless third period.

Equestrian

Taylor University in Marion, Ind., was the venue for a pair of IHSAA shows this weekend. IUPUI's 37 points earned High Point Honors on Friday, with Purdue's 30 points good enough for Reserve High Point. The Notre Dame/Saint Mary's squad finished with 21 points. Results were as follows: class 1 open fences Katie Baron 2nd, Claire Freeman 4th, class 7 novice fences Catherine Linn 1st, class 8 open flat A Barron 3rd, Kelsey Oesber 6th; class 9 open flat B Molly Koppacz 1st, Elizabeth Bell 3rd; class 10 open flat C Freeman 6th, Julia Burke no placing class 15 novice flat Linn 6th; class 16 advanced walk trot cantor Lauren Croull 2nd; class 18 advanced walk trot triplet Kristen LaSota 3rd, class 21 walk trot Anne Trout 4th.

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The other teams tried to pitch around (Hartmann) and they couldn't. I bet she's still giving the Nebraska coach nightmares.

Notre Dame travels to the Palm Springs Classic in Palm Springs, Calif., this weekend where they will face five teams — including an exhibition against the U.S. Olympic Team — over three days. The Irish do not open play at home until Mar. 20 against Eastern Michigan.

Notre Dame 6, Hawaii 7
Sophomore Kellie Middleton made the most of her first hit of the season, connecting on a two-run walk-off home run that gave the Irish the victory over the Rainbow Warriors. Middleton's hit closed out a five-run rally in the bottom of the seventh inning, after Notre Dame had allowed Hawaii to tack on two unearned insurance runs in the top of the seventh.

Sophomore Heather Booth started for the Irish, scattering seven hits and allowing two earned runs and five total runs in 5 2/3 innings. Reliever Carrie Wisen finished the game, allowing a two-run blast of her own.

Megan Ruthrauff led the Irish with three hits and two runs scored.

Notre Dame 3, UNLV 1
Sophomore Stephanie Brown hit the game-winning home run against UNLV.

Megan Ciolli is just on the lead-off hitter. "She knows how to get it done, and then she goes out there and does it. Liz, meanwhile, was just on fire. "The other teams tried to pitch around (Hartmann) and they couldn't. I bet she's still giving the Nebraska coach nightmares."

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Megan Ciolli slides into second base against St. John's last season. Ciolli was one of the offensive leaders last weekend hitting .625.

Carrie Wisen (1-0) earned the victory after Notre Dame's rally.

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Carrie Wisen (1-0) earned the victory after Notre Dame's rally.

No. 2 California 7, Notre Dame 1
The Irish gave the 7-0 Golden Bears as much as they could handle but came up short in their loss to No. 2 California. Despite playing in just their second game of the season, Notre Dame outhit the potent Golden Bears and junior Steffany Stenglein (0-1) held one of the best offensive teams in the nation at bay.

Nicole deFau provided the lone RBI of the game with a single in the sixth inning but the Irish could not rally in the seventh. The Irish committed two errors in the game, one of which led to a California run.

"We hit the ball really well, but we made a lot of mistakes against a good team — like California. The great thing about mistakes early on, though, is that they can be fixed."

"The other teams tried to pitch around (Hartmann) and they couldn't. I bet she's still giving the Nebraska coach nightmares."

Deanna Gumpf Irish coach

Notre Dame 6, No. 8 Nebraska 4
Down 4-2 going into the seventh inning, the Irish stormed back to shock No. 8 Nebraska and collect their first win of the season over a ranked opponent.

Freshman Stephanie Brown hit the first run of her Notre Dame career with a one-out two run shot. Two batters later, Hartmann connected on a two-run blast of her own.

Notre Dame 4, Portland State 3
Sophomore Mallorie Lenn tags a St. John's runner at home plate last season. Lenn collected an RBI in last weekend's 3-1 win over UNLV.

Irish catcher Mallorie Lenn tags a St. John's runner at home plate last season. Lenn collected an RBI in last weekend's 3-1 win over UNLV.

Contact Justin Schuver at jschuver@nd.edu

Undergraduate members of the gay, lesbian, and bisexual community are invited to apply for membership on the Standing Committee for Gay and Lesbian Student Needs.

Applications are now available in the Office of Student Affairs (316 Main Building) or on the Standing Committee web site http://www.nd.edu/~scglsn/

Applications are due by 5:00 p.m. on Friday, April 5, 2004, and can be submitted at the Office of Student Affairs.
Syracuse's 2-3 zone.

However, the Irish capitalized by going on a 16-6 run in the second half. That run was keyed by the Irish getting hot from three-point range. Notre Dame started 5-of-7 from that range, but made 5-of-6 during that stretch to shred Syracuse's 2-3 zone.

But after halftime, when the Irish led 38-29 going into the locker room, the Orange went back to the zone, and the Irish were dominated by Syracuse on 3-pointers, but made 5-of-6 during that stretch to shred Syracuse's 2-3 zone.

After six straight Syracuse baskets, Notre Dame was forced to call a timeout. But after halftime, when the Irish led 38-29 going into the locker room, the Irish couldn't sustain that run and had a major problem on defense. They were a very aggressive and hard-working kind of team, McGraw said. "They're a very aggressive and hard-working kind of team. They're scoring a lot of points, so it's going to be a test for our defense. Notre Dame's defense has been its strength for most of the season, holding nine of the last 10 opponents under 40 percent shooting from the field. The Irish gave up just 59.4 points per game this season.

The Irish offense has been led all season by junior forward Jacqueline Batteast, who averages over 14 points and eight rebounds per game. She also has eight double-doubles on the season. The only other Irish player to average double figures in points is guard Megan Duffy, who hit all three of her 3-point attempts against Providence on Saturday.

McGraw said St. John's will throw several defensive packages at Notre Dame's offense. "They play a lot of junk defense," McGraw said. With only five games, including this one, left on Notre Dame's schedule, the Irish hope to end the season on a strong note to improve their seed in the Big East and NCAA Tournament.

Notes:

- Thomas was named the Big East Player of the Week Monday for his efforts in Notre Dame's wins over Connecticut and Seton Hall.
- In the two games, Thomas averaged 28.5 points, 5.5 rebounds and 4.3 assists. For the season, Thomas currently leads the Irish in Big East scoring, averaging 19.9 per game.
- Thomas won the honor once last year, sharing the award with Miami's Darius Rice for his play during the week of Jan. 20, 2003.
- Irish guard Billy Edelin missed his fifth game of the season, suffering a sprain to his right ankle during practice this weekend.
- Edelin left the team for personal reasons and doesn't have a set date to return to the Orangemen.

NOTRE DAME 84
SYRACUSE 72
at the CARHERR HOMCE
NOTRE DAME (15-9, 7-5)
Corretta 0-0 0-0, Jones 3-10 6-8
13, Turnamen 4-9 3-12, Thomas
6-14 8-25, Quinn 7-10 4-6 22,
Lennihan 1-1 0-0 2-0, Akins 1-3 5
SYRACUSE (16-6, 6-5)
Warbrick 9-20 10-13 30, Nichols 2-7 0-
3, Perrit 0-1 0-0, McCroskey 7-23
3-10, Pace 2-7 0-0 5, Roberts 0-0 0-
0, McNamara 3-4 0-0, McKeown 6-9
2-0
1st 2nd Total
NOTRE DAME 38 46 84
SYRACUSE 29 43 72
3-point goals: Notre Dame 11-23 (Thomas 5-10, Quinn 0-7, Fall 2-1, Turnamen 1-11, Corretta 0-4), Syracuse 7-19 (Nichols 2-7, Warbrick 2-5, Pace 2-7, McNamara 2-3). Free throws: Notre Dame 11-18 (Corretta 0-0, Jones 3-3, McNamara 3-5, McCroskey 1-1), Syracuse 7-13 (Nichols 6-7, Thomas 1-2, Warbrick 1-1). Rebounds: Notre Dame 31 (Jones 12), Opponents 42 (Thomas 9). Turnovers: Notre Dame 23 (Thomas 5, Syracuse 10 (McCroskey 6). Total fouls: Notre Dame 14, Syracuse 22.

Contact Matt Lazor at mlazor@nd.edu

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St. John's
continued from page 20

ages 3.5 3-pointers per game — the second most per game in the nation — and has connected on over 37 percent of his attempts this season. She leads the team with 15.8 points per game.

Junior guard Secret Stubbledfield is second on the team in points, averaging 13.9 per game, while freshman Angie Clark posts 13.0 points. Clark is also second in the Big East in double-doubles per game with eight and has been named Big East Rookie of the Week five times this season.

"They're a very aggressive and hard-working kind of team," McGraw said. "They're scoring a lot of points, so it's going to be a test for our defense.

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Contact Matt Lazor at mlazor@nd.edu

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EUGENIA LAST

Celebrities born on this day: Lou Diamond Phillips, Michael Jordan, Alan Bates, Margaret Truman

Happy Birthday! You'll have so many good ideas this year, but if you allow doomsday people to get involved in your world you might get very far. You must be careful when you deal with and whom you tell your inner secrets to. You are a genius in your own right but not the best this year of picking the tight people. It's best to go by your own sense and not the one because someone has made you their idea. Your number is 7, 13, 22, 27, 40

Aries (March 21 - April 19): Your luck will be superb this month. Social conventions and travel should be scheduled in. You can enhance your reputation if you are outgoing and open when talking to others.****

Taurus (April 20 - May 20): You should be considering taking a vacation with your loved ones. You can finish of those creative projects that you left on the back burner. Purchases made today will be attractive.*****

Gemini (May 21 - June 20): Keep busy if you don't want to get into arguments with your mates. Productivity will peak for itself. Spend time fixing up your surroundings in a way that is easy to please everyone.***

Cancer (June 21 - July 22): Your creative drive will enable you to complete hobbies or projects. Look into making purchases that will add to your wardrobe. You will be admired for your organizational ability.****

Leo (July 23 - Aug. 22): Relatives may not tell you the whole truth about the circumstances that surround them. You should look into taking a pleasure trip with the one you live or at least doing something special together.***

Virgo (Aug. 23 - Sept. 22): Social functions will result in romantic attractions. You can benefit through conservative investments. Look into schemes that will bring you the most creating features.****

Libra (Sept. 23 - Oct. 22): You may have your energy and your personal goals. It is best to lay your cards on the table regarding your intentions and be prepared to have a problem with your mate. Talk to someone you respect and ask their opinion regarding your claim. Evaluate your own motives.  **

Sagittarius (Nov. 22 - Dec. 21): Your intellectual energies will attract new friendships. Get out and meet individuals who can provide you with mental as well as physical stimulation.****

Scorpio (Oct. 23 - Nov. 21): Try not to be disappointed if your partner is not willing to bend to your whims. Take a different approach. Make them an offer they just can't refuse.****

Capricorn (Dec. 22 - Jan. 19): You will meet new partners if you get involved in community services. Your social awareness will put you in a position of leadership. You will be praised for your suggestions.*****

Aquarius (Jan. 20 - Feb. 18): Taking creative measures will not help if you have a problem with your mate. Talk to someone you respect and ask their opinion regarding your claim. Evaluate your own motives.**

Pisces (Feb. 19 - March 20): Don't give your partner false impressions. Seven affairs or one-sided attractions will come upon and could easily lead to an embarrassing situation.*****

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Wednesday, February 17, 2004

THE OBSERVER

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MEN'S BASKETBALL
Victory puts Irish back in the tourney hunt
Notre Dame defeats Syracuse 84-72 to win third straight

By MATT LOZAR
 Associate Sports Editor

The Irish have officially moved to the bubble. Behind 25 points from Chris Thomas and 22 from Chris Quinn, Notre Dame defeated Syracuse 84-72 Monday night at the Carrier Dome, the third straight Irish win against a top-30 team in the RPI.

The Irish now 13-9 overall and 6-5 in conference, moved to the bubble. Before Monday, Syracuse had won 19 of their last 20 games against Notre Dame. Thomas reached 20 points for the fourth straight game for the first time in his career. Against the Orangemen, he was only 6-of-16 from the field but made 5-of-10 from behind the arc and 8-of-9 from the free throw line.

Monday night was also the first time this season Thomas and Quinn each scored over 20 points in the same game — something Irish coach Mike Brey has been looking for all year. With Torin Francis out, Torrian Jones continued to crash the boards leading the Irish with 12 rebounds.

But early on, it looked like Syracuse would continue its dominance over the Irish with McNamara scoring the first 10 points of the game, but shooting only 6-of-16 from the field but made 5-of-1 that night to No. 2 California in a nail-biter, 2-1, despite out-hitting the Golden Bears 7-4. Saturday, the Irish again came back against Nebraska to win 6-4, this time posting two two-run homers in the top of the seventh inning.

The Irish closed out play Saturday with a 3-1 win over host UNLV. Sunday Notre Dame cruised to a 4-1 victory over Portland State, completing their successful run in the Classic. Despite being the only school to beat Hawaii 8-7 in the bottom of the seventh inning. The team then lost later that night to No. 1 Nebraska in a 10-9 loss.

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By JOE HETTLER
Sport Editor

St. John's is 2-7 in its last nine games, but Notre Dame coach Muffet McGraw knows records don't matter when her team plays away from the Joyce Center.

"It's a road game," McGraw said. "So it's a problem." All of Notre Dame's (15-8 overall, 8-3 in the Big East) losses have come on the road this season — the team has a dismal 4-6 record outside of South Bend. The Irish are 11-0 at home this season and have a current 16-game Joyce Center winning streak.

Notre Dame is fresh off an 81-61 victory against Providence on Saturday. The Irish had five players score in double figures, including Jessika Joyce, who had four 3-pointers and a career-high 14 points. The win, coupled with a West Virginia loss, brought Notre Dame within half a game of second place in the Big East. Connecticut leads the conference at 10-1. St. John's (9-13, 3-8) has had a week off after losing to