Public hearing held to discuss possible ban on lighting up in public

By MARY KATE MALONE
News Writer

It was standing room only in the St. Joseph County Council chambers Tuesday as residents took part in an intense debate over a proposed smoking ban that would outlaw lighting up in almost every public venue within the county limits.

The public forum allowed residents to voice their opinions to council members about the highly controversial issue that will likely be voted on this fall, council member Mark Root said.

"I'm just trying to get the facts laid out the ordinance," Root said. "I'll go home, look through the information, but my opinion is not going to change tonight. It's a long process."

He said in his area 91 percent of residents support the smoking ban.

"I want to represent the community," he said. "I've been doing what I can."

Residents from the health care industry defended the ban — citing secondhand smoke as the third leading cause of preventable death in the United States.

But several Michiana bar and restaurant owners said the ordinance would not only hurt their businesses, but also infringe on their rights.

"The greater issue is freedom. I dispute the definition of a public place in the ordinance," said Ken Donnelly, a St. Joseph County restaurant and restaurant owner. "A

Above, sophomore Chris Hoos smokes outside of Cavanaugh Tuesday. At right, junior Tim Falvey speaks at a meeting about the proposed smoking ban.

PHOTOS BY DUSTIN MENNELLA AND MATT SMEDBERG

St. Joseph County debates going smoke-free

Students have mixed reactions to proposed legislation

By KATIE PERRY
News Writer

A proposed law in St. Joseph County that would ban smoking in specified public areas ignited fiery opinions on both sides of the issue and left Notre Dame's small population of student smokers fuming.

Area residents discussed and debated the pending legislation — which would prohibit smoking in restaurants, private businesses, sports arenas and other public areas — at a public hearing held Tuesday in South Bend.

No official polls have been conducted to estimate the approximate percentage of student smokers at the University, though numbers appear low. But despite their diminishing numbers, student smokers at Notre Dame have vocalized their anger and frustration over the proposed bill.

Sophomore Dan Toler called the ban "ridiculous."

"All over the country, people are trying to make me live my life," Toler said. "It's my body, and I should be able to smoke where and when I like. I'm tired of the government telling me what's good for me."

For many smokers, like sophomore Nick Gittingham, the ban came to no surprise.

"I know there have been similar bans around the U.S. and I figure it's a matter of time before they are all over the country," he said.

In 1998, Boulder, Colo. became the first U.S. city to outlaw smoking in public places. Three years later, California implemented a similar bill and instigated a wave of copycat legislation across the nation on both state-wide and region-wide levels.

Today, dozens of cities like Lexington, Ky., Lincoln, Neb. and Austin, Texas maintain smoke-free environments in specified public areas. Nine states have

see SMOKING/page 8

SMC students threatened on popular facebook site

By KATIE KOHLER
News Writer

Women at Saint Mary's recently received threats on the popular college Web site facebook.com, a College security official said.

In an e-mail, Head of Security Patty Rolens warned students that some women have received both threats and abusive e-mails. The facebook.com system had even been infiltrated by flimsy impersonators in an effort to gain personal information about its students.

"In this high tech age we live in, there is someone who is even more high tech and can find ways to misuse the multitude of information that the Internet provides," Rolens said.

Rolens also highlighted the importance of keeping passwords private and logging off all computers, especially those in public places, in order to avoid identity fraud or mis-leading information.

Keith Fowlkes, Director of Internet Technology at Saint Mary's, repeated Rolens' warning.

"I echo her [Rolens'] remarks and would strongly advise caution and common sense whenever communicating with anyone online," he said.

Fowlkes stressed that giving out personal information such as pictures, telephone numbers, or addresses both at school and at home are dangerous even at what seems to be an innocent organization such as facebook.com.

Many women at Saint Mary's have taken Fowlkes and Rolens' advice. Freshman Beth Casciaro removed her personal information after, "being contacted using my information by people I didn't even know."

Freshman Briidget Fenlon removed her information from facebook.com because she often received calls from individuals she did not know.

see FACEBOOK/page 8

see HEARING/page 6

FacultY Senate

Group gathers at first meeting

Members address TCEs, academic freedom and the Legion

By MADIE HANNA AND JOHN THORNTON
News Writers

Faculty Senate chairperson Sech Brown wanted no words in telling members the primary goal for the group's first meeting of the year — agenda setting.

"I'm going to set the mood, if you will," said Brown, who began with "the charge" to the Faculty Senate included in the University's Academic Articles.

This charge, Brown said, gives the Senate great liberties in the issues it chooses to pursue.

"In many ways, this is an extremely broad mandate," Brown said. "Areas where
Embarrassing moments

We all do stupid things. Things that make us cringe, cry or even want to curl up and die. Sometimes we do these things with the best of intentions, other times they are embarrassing accidents, and on occasion these incidents may be the result of the consumption of too much alcohol.

Take for example a friend of mine, who shall remain nameless, who had my number stored in her phone instead of my cell phone. Just today she called me wanting to meet up for dinner. Thinking it was really my unsuspecting mother who responded by saying, “Excuse me?” My friend immediately realized her error when my mom informed her that I was at indeed not at home, but instead at college.

Another friend of mine was in a rush the other day to visit her room as them or drop their tray in the dining hall. While hanging out with some friends in her crush’s dorm room, she called me wanting to meet up for dinner. Thinking it was me who answered, she yelled, “Hey gerry! Where you at?” On the other end was my unsuspecting mother who responded by saying, “Excuse me?”

While getting ready she was completely into a street sign while watching television show "Girl captures gator after safely by watching the television show, Crocus, a 2-foot pet alligator escaped from his backyard enclosure, but was captured by a girl who used what she learned on a nature TV program. Nicki Hilliard and several friends saw the animal and told her it was a service will occur every evening at 6:30 p.m. for the next eight days.

Offbeat

Girl captures gator after watching television show "Crocodile Hunter." The secret is to grab the animal's snout and hold its mouth closed. The kids put the animal in a beverage cooler and took it to the police station, where it was locked inside a cell until owner Belinda Thomson arrived to claim it. Thompson said neighborhood cats opened the fence in her back yard, enabling the mule to escape.

Unique L.A. school offers mule training

Los Angeles — Sugar the mule was anything but sweet. She bit her owner, kicked him and dragged him around his corral. “At first I could do things with her, but she slowly turned on me,” said Will Green, a 43-year-old warehouseman, who bought Sugar and a two-acre Mojave desert spread to lead a life of packing and hunting. “It’s these animals; they’re very smart. When you don’t know, it gives them a window of opportunity to take over.”

This summer, Green hauled the cranky creature to what is believed to be the nation’s only mule school at Pierce College in Woodland Hills, a Los Angeles suburb.

Information compiled from the Associated Press

Contact Kelly Meehan at kmeehan01@saintmarys.edu.

The views expressed in the Inside Column are those of the author and not necessarily those of The Observer.

IN BRIEF

Father Peter Roccas leads a prayer service dedicated to the victims of Hurricane Katrina Tuesday in the Basilica. Such a service will occur every evening at 6:30 p.m. for the next eight days.

In Brief

Our Dame and the University of Guadalajara student teams will present reports of their 2005 summer internships in Mexico on Thursday at 3:00 p.m. in C-103 Hesburgh Center. The summer internships are part of a U.S. Agency for International Development grant received by the Mundesa College of Business and the Kellogg Institute. Students interested in 2006 summer internships in Mexico are invited to attend.

A conference titled "Capture Gamma-Ray Spectroscopy and Related Topics" will take place all day through Friday in the McKenna Hall auditorium. The themes of the conference include Nuclear Structure, Nuclear Symmetries, Nuclear Astrophysics and Instrumentation, Facilities and Applications of Nuclear Science.

The tri-military branches of ROTC will sponsor a Patriot’s Day ceremony Friday at 7 a.m. next to the Hesburgh Library Reflecting Pool. The event will feature speaker retired Lieutenant Colonel Douglass R. Heskett, a former Notre Dame professor of Military Science and current academic advisor in the Mendoza College of Business. The public is invited to attend.

An exhibit entitled Two Italian Hardbodies: Sports Cars Club by Scaglletti and Frua will be on display in the Snite Museum of Art Entrance Atrium Gallery beginning Sept. 18. The exhibit features a 1958 Ferrari and a 1955 Maserati. Admission is free.

To submit information to be included in this section of The Observer, e-mail detailed information about an event to obsnews@nd.edu.

 Evaluating CoT: The questions are related to the article and are answered based on the information provided. The reasoning process includes understanding the context and details of the events described. For example, the article discusses embarrassing moments and incidents, and the questions are related to these topics. Therefore, the responses are relevant and accurate.
SMC plagued with voicemail problems

By LAURA BAUMGARTNER
News Writer

Technological breakdowns have been plaguing the Saint Mary's campus the past few weeks as the telecommunications and information technology departments struggle with an outdated voicemail system.

The voicemail system on campus is provided by NEC Electronics, which recently released an update to the voicemail system that the College purchased two years ago.

"We were scheduled to have an update on voicemail software and hardware," said Keith Fowlkes, director of Information Technology. "The software support has been dropped for the current version by the company, and we have been forced to upgrade.

The company was supposed to upgrade to the new software two weeks before any students returned to campus, but failed to do so.

Failure on the part of NEC to provide the College with the necessary upgrade forced a return to the old voicemail system, Fowlkes said.

"We had to go back to the old software, which has terrible problems with the management software on which we are not fully aware of, as was the company," he said.

Despite these setbacks, all voicemail should be functioning now.

Fowlkes said that all voicemail boxes should have been working since last Tuesday.

"I was not even aware that there was a problem with the voicemail system," junior Laura Corke said. "I use my cell phone for almost all of my calls and barely use the phone in my room so there hasn't been a necessity for me to set it up yet."

Keith Fowlkes, director of Information Technology

"We are looking into other options right now, such as other voicemail companies that are more reliable."

"In controlling nausea and vomiting, we have found that when chemotherapy is combined with an antipsychotic drug, it has been more effective in controlling nausea and vomiting than when chemotherapy is used alone," said Susan Baxter, a professor of pharmacology and toxicology.

"Our research has found further evidence that olanzapine, a drug called Zyprexa, can be used to control chemotherapy-induced nausea and vomiting. The drug is more reliable than other antipsychotic drugs, and we are currently being safely used for off-label purposes."

ND researcher leads cancer study

A team of scientists led by a Notre Dame cancer researcher has found further evidence that an antipsychotic drug also may help prevent chemotherapy-induced nausea and vomiting.

"I am looking into other options right now, such as other voicemail companies that are more reliable."
Faculty involvement is appropriate could mean all areas of the University. I encourage you to think broadly and creatively. Brown instructed the Senate’s four subcommittees Academic Affairs, Administrative, Benefits and Student Affairs — to “raise new issues and decide which are most pressing.” Although he acknowledged the benefits to being independent from the administration, Brown said greater integration with University government processes would give Faculty Senate more “resonance.” “There are structural opportunities to change,” he said. Brown encouraged members to consider the possibility of expanding the Senate’s influence in addition to their individual committee agendas. Gail Bederman, who filled in for Student Affairs committee chair Philippe Collon, said the committee would focus on three issues: student teacher course evaluations (TCEs), student academic freedom and student discourtesy at Irish basketball games.

The TCE issue was originally brought to Faculty Senate’s attention by student government. After last year’s discussion about making TCE results public to students ended inconclusively in Faculty Senate, Bederman said the question shifted to an external committee headed by associate provost Dennis Jacobs.

But Student Affairs committee members did not know what progress the external committee had made. Committee member Barry Keating said the Mendoza College of Business conducted a separate analysis with results that differed greatly from those of Institutional Research.

“If that’s really the case, do we really want to give the numbers to the administration for what they use it for?” To the students, for what they use it for?” Keating asked. “Because I don’t think we know what the numbers mean.”

Bederman vocalized the committee’s confusion resulting from the conflict. “It sounds like we’re not entirely clear on this,” she said. “We need more information.”

Student academic freedom was the other hot-button issue presented by the Student Affairs committee. Bederman questioned whether Notre Dame students even have academic freedom as defined by the American Association of University Professors. “People who come from public universities know what kind of freedom they have,” Bederman said. “You come here, it’s not clear what freedom students have.”

Bederman cited last year’s controversial Vagina Monologues and Queer Film Festival, two productions that provoked questions about academic freedom at Notre Dame.

“What would Jesus think of the Leprechaun Legion?”

Kelly Jordan committee member

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Bush wants $40 billion more
President to request additional funding to cover next phase of Katrina relief effort

Associated Press

WASHINGTON - President Bush intends to seek as much as $40 billion to cover next phase of relief and recovery from Hurricane Katrina, congressional officials said Tuesday as leading lawmakers from the White House pledged to investigate an initial federal response widely condemned as woefully inadequate.

One week after the hurricane inflicted devastation of biblical proportions on the Gulf Coast, Senate Democratic leader Harry Reid, D-Nev., said the total tab for the federal government may top $150 billion. At the same time, senators in both parties said they suspect price gouging by oil companies in the storm's aftermath.

Relief and recovery needs will be the "number one priority for the foreseeable future," pledged House Majority Leader Tom Delay of Texas as Congress convened after a five-week vacation.

Republicans and Democrats alike heaped criticism on the Federal Emergency Management Administration, the government's front-line responder agency for national disasters.

House Democratic leader Nancy Pelosi told Bush to his face at the White House that he should fire the agency's director, Michael Brown. "The president thanked me for my suggestion," she said.

Stung by earlier criticism, Bush invited congressional leaders to the White House for an afternoon meeting and then dispatched several Cabinet officials to the Capitol to brief Senate and House file members.

"Bureaucrats are going to have to be in the way of getting the job done for the people," Bush told reporters. "I have confidence in the Senate and the House committee chairman announced investigations, while House Speaker Dennis Hastert suggested a bipartisan House-Senate probe. "We're ready to get going," he said.

Whatever their plans, lawmakers took largely symbolic actions on their first day in the Capitol since the storm -- the Senate expressing condolences to victims of the storm and the House observing a moment of silence.

Bush did not specify at the meeting with congressional leaders how much he would request for additional relief. A $10.5 billion down-payment approved last week is "being used as an increasingly rapid pace."

We're reading a second installment now and a precise number is currently being determined," said Scott Millburn, an Office of Management and Budget spokesman.

The congressional officials who said the total could be as high as $40 billion from Congress did so on condition of anonymity because it was not clear when the formal announcement would be made. Reid said he expected a request in the range of $40 billion to $50 billion.

The unprecedented scope of the destruction swiftly shut relief and recovery items to the top of Congress' autumn to-do list.

Senate Majority Leader Bill Frist, R-Tenn, put off planned votes on elimination of the inheritance tax, a GOP priority, and Sen. Charles Grassley, R-Iowa, said he would address hurricane-related difficulties which would postpone action Bush's long-delayed call for overhauling Social Security.

At the same time, Frist, unlike Bush, made clear Republicans want John Roberts confirmed as the nation's 17th chief justice in time to take his seat before the Oct. 3 opening of the Supreme Court's term.

Local News

War is a lager unit in reporting significant security problems at seven Army bases where federal contractors are guarding the gates, freeing up soldiers to serve in Iraq.

Based on interviews with 12 current and former guards, the Service Employees International Union says job screening is often inadequate and that security checks at the gates are frequently cursory because staffing levels are too low.

Iraq

Talabani says Saddam owned up

Baghdad — Iraq's president said Tuesday that Saddam Hussein had confessed to killings and other "crimes" committed during his regime, including the massacre of thousands of Kurds, in a taped interview in the late 1980s.

President Jalal Talabani told Iraqi television that he had been informed by an investigating judge that "he was able to extract confessions from Saddam's mouth" about crimes "such as executions" which the ousted leader had personally ordered.

Asked about specific examples, Talabani, a Kurd, repeated "Anfal," the codename for the 1987-88 campaign which his Patriotic Union of Kurdistan maintains led to the deaths of about 182,000 Kurds and the destruction of "dozens of Kurdish villages."

The Iraqi TV interview was aired in Baghdad and in the Kurdish city of Arbil, where thousands of Kurdish villagers were massacred in 1988. However, Abdel Hadi Alani, a legal consultant to Saddam's family said Saddam did not mention any confession when he met Monday with his Iraqi lawyer.

"Is this the fabrication of Talabani or what? Let's not have a trial on TV.

Let the court of law, not the media, make its ruling on this," Alani said. Saddam faces his first trial Oct. 19 for his alleged role in another atrocity -- the 1982 massacre of Shiites in Dujail, a town north of Baghdad, following an assassination attempt there against him.

The Iraqi Special Tribunal has decided to conduct trials on separate alleged offenses rather than hump them all together in a single proceeding.

Saddam could face the death penalty if convicted in the Dujail case, the only one referred to trial so far.
**Hearing continued from page 6**

restaurant or bar is private property. Joe's bar belongs to Joe. Let's go for freedom, that's the American way."

If passed, the ordinance would ban smoking in nearly every indoor facility in St. Joseph County. At Notre Dame, smoking is already prohibited in all buildings, stadiums and University-owned vehicles. Should this ordinance pass, smoking would be outlawed nearly everywhere at the University - from construction sites to bus stops to dorm courtyards.

"Let's pass this ordinance and get this community out of the lists of one of the worst places to live in America."

Patrick Kane Notre Dame senior

It's a multi-faceted approach to the healthcare epidemic," she said. "Quitting smoking is one of the most important things an individual can do to improve their health."

The debate heated up when Notre Dame senior Patrick Kane took the stand. "I need to make a decision of where I will live when I graduate. I have to tell you, I have a pretty easy decision to make - why live in an area where my health takes a backseat to nicotine addiction?" he said. "Let's pass this ordinance and get this community out of the lists of the worst places to live in America."

Sports bar owner Rocco Zappia, who says his livelihood depends on the success of his business, spoke out after Kane was finished.

"This guy (Kane) wants to blow his horn, woop de doo," Zappia said. "He's marketing major - until he owns his own business he doesn't know. We [restaurant and bar owners] are just trying to make a living."

As of January 2004, five states - California, Connecticut, Delaware, Maine and New York - and 72 municipalities in the United States had passed laws that prohibit smoking in almost all workplaces, restaurants, and bars, according to the Centers for Disease Control.

Contact Mary Kate Malone at mmalone3@nd.edu

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Evacuees strain state budgets

Lawmakers opt to help displaced Katrina victims now, sort out the bill later

Lilly asks insurers for claim money

Associated Press

Hurricane evacuees seeking food stamps in Texas started as a trickle and quickly turned into a torrent — eight applications the first day mushroomed to more than 6,000 in four days. To varying degrees, the same story is playing out around the country as state and local governments take in Gulf Coast refugees by the thousands, taxing social programs that in many cases already were stretched thin.

“Minnesota is already working to absorb a wave of roughly 5,000 Hmong refugees from Laos, preparing for up to 3,000 Katrina victims while still feeling budget cuts in health assistance and job training that have taken effect since 2001,” a Minnesota official said.

“If we were to have five years ago, said Marcia Ayner of the Minnesota Council of Non-Profits. “But the reality is, private charity cannot make up the difference.”

In Oklahoma, Gov. Brad Henry spoke for many Tuesday when he talked of a desire to be helpful tempered by the concern that “we don’t want to stretch ourselves too thin.”

“We know it will be a strain,” he said. “I think we will be OK.”

In many places, concerns about cost were taking a back seat to the imperative to help, at least for now.

San Francisco was moving ahead with plans to house at least 300 Katrina evacuees in warehouse buildings in the city could lose out on federal money by responding too quickly to a Red Cross request for help.

“In finding these 300 whether we get reimbursed or not,” said Annemarie Conner, policy director of the Office of Emergency Services.

That thought was echoed across the country, in South Carolina, which prepared to take in as many as 18,000 refugees.

“The cost associated with this is kind of secondary at the moment,” said Chris Drummond, a spokesman for Gov. Mark Sanford, adding that the state still remembers the help it got when hit by Hurricane Hugo in 1989. “We’re going to return the favor.”

Each state is coping in its own way. Arkansas’ governor wants to tap the state’s $100 million budget surplus; Tennessee is digging into its rainy-day fund, at least temporarily. Massachusetts was working on an emergency spending bill.

In brief

NBC News president resigns

NEW YORK — NBC News President Neal Shapiro has resigned after four years. His exit was widely expected, and he reportedly had been negotiating his departure for months.

Steve Capus was named acting president by NBC Universal Television Group boss Jeff Zucker, who in June promoted Capus from “Nightly News” executive producer to senior vice president of the network’s news division, which includes MSNBC.

A former producer of ABC’s “PrimeTime Live,” Shapiro went to NBC News in March 1993 to pick up the pieces as executive producer of “Dateline NBC” after that newsman’s hair was mired in a scandal that led to a rigged report on the dangers of GM pickup trucks.

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But Shapiro’s term was also marked by audience inroads for ABC’s “Good Morning America” against a major profit center for NBC, “Today.” Meanwhile, MSNBC has continued to struggle to ratings against its cable-news rivals, CNN and Fox News Channel.

Gas prices deter holiday traffic

NEW YORK — Labor Day traffic slowed around the country as drivers lucky to find gas stations open paid 30 percent more than before Hurricane Katrina disrupted Gulf Coast refinery and pipeline output a week ago.

Pump prices are starting to level off, but analysts say the dramatic rise in gasoline costs has forced consumers to begin retrenching everything from vacation travel plans to how much they can afford to spend for food, clothing and restaurant meals.

Drivers paid an average of about $3.20 a gal- lon for unleaded regular on Monday, up 20 cents from a year ago, and 75 cents more than they did before the hurricane, according to Randy百合, director of community relations for AAA Auto Club South.

Market Recap

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Smoking continued from page 1

passed similar laws prohibiting cigarette smoke in restaurants, bars and other indoor locations. Sophomore Francis Smith said there are "absolutely" no advantages to the ban.

"Though Notre Dame doesn't have too many smokers, I imagine South Bend has its fair share," he said. "Because of that, the local economy is going to be hurt by people no longer coming to bars."

In addition to criticism that the proposed ban would negatively influence the local economy in South Bend and the rest of St. Joseph County, detractors said the legislation would deter the American value of choice and eliminate certain personal freedoms.

One organization on campus that has expressed deep opposition to the ban is the College Libertarians of Notre Dame. In addition to citing negative economic implications, members claim the bill is a direct threat to individual rights, and personal privacy.

"As defenders of freedom, individual rights, and personal choice, we believe that owners of private establishments such as bars and restaurants should have the right to decide whether they allow or prohibit smoking on their property," co-president Katherine Kent said. "The public would support or protest the decision of the establishment owner with their patronage."

Kent said both smoking and refraining from smoking are individual freedoms which should not be infringed upon.

"Smoking is a personal choice; it is true that second-hand smoke has negative effects on people who are continually exposed to it for long periods of time," she said. "From that same reasoning, however, working in or eating at a bar or restaurant that allows smoking is also a personal choice."

But for sophomore Timmy Falvey—a fervent supporter of the ban—cigarette smoke and its associated health hazards take precedence over the economic and political implications of the proposed bill. Smoking killed my grandma, who battled the symptoms of emphysema for many years before she passed," Falvey said. "I have never been much of an activist, but in response to situations such as this, it is my patriotic duty to take the issue head on and turn the negative into positive."

Falvey, who attended Tuesday's public forum, said the legislation's rewards would be "conspicuously small."

"(The ban's main advantage is) clear air inside various public venues for those of us who choose to exercise our freedom not to smoke," he said. "Indirectly, it sends a message to those who inhibit my right to breathe clean air that their decisions are not acceptable."

Toler, who said the ban would likely only benefit non-smokers who tend to ostracize the minority population of smokers at Notre Dame and elsewhere, said, "The people who fake a cough when I pass them on the quad, or give me weird looks," Toler said, "they're the only ones who will find 'advantages' to this bill."

Smith agreed that smokers are often confronted with feelings of scorn or contempt from the non-smoking public. "It seems to be a trend in America nowadays to treat smokers as lepers and this ban [is just one sign of it]," Smith said. "I imagine that students who were passionate in their opposition to the bill, many were also disenchanted and felt there was little they can do to reverse the growing number of smoking bans."

"Nobody cares if I say or do anything, so I'm a smoker. My plan is to do the same thing I do at home, where a similar ban exists, which is just to ignore it. If someone wants to fine me, they can be my guest, but I'm not giving up my right to smoke just because a bunch of stuffed-shirt politicians say I have to."

Toler said he was "too lazy" to take any action against the proposed law. "I rarely go to any restaurants that allow smoking anyway, and I'm not old enough to go to bars, so I'm not too worried about it," Cottingham said. "(Also,) there's nowhere on campus that you can smoke indoors anyway."

Smith was also sympathetic concerning action against the ban. "I really [couldn't] care less what happens in this city," he said.

But Kent and the College Libertarians were much more proactive in their efforts to "ban the smoking ban." Co-president (and Observer Viewpoint columnist) Scott Wagner wrote a letter to the South Bend Tribune encouraging citizens to vocalize their opposition to the proposed law.

Both Kent and Wagner attended the public hearing to voice their own concerns and distribute information to those in attendance. Kent said they will also collect signatures from Notre Dame students and submit them in the form of a petition to the county commission if the bill goes through. Wagner said if the bill goes through, the county should plan to create "adequate, accessible, and fair smoking areas."

"Everyone knows that [smoking] is an addiction and they better take that into account," he said. "Otherwise, they are going to have a lot of really irritable people now with more time on their hands with which to protest."

Contact Katie Perry at kperry5@nd.edu

Facebook

continued from page 1

"I took my cell phone off face­book because on weekends I would get random phone calls from numbers I didn't recog­nize asking if I wanted to hang out because they saw me on facebook," Fenlon said. Some said they have always been cautious of the site.

"I always make sure never to accept any friend invitations from people I don't know," freshman Lisa Anderson said. "I did that a couple times and ended up removing them because I got IMed randomly by people I didn't know through anything other than facebook."

Saint Mary's students have been experiencing similar problems with students receiving threatening and abusive emails through internet chat rooms.

"Not everyone is as nice, cute and funny as they may sound online," Rolens said. "You should never make plans to meet a 'friend' in person."

Students have also reported stolen credit card information and unknown e-mail attachments that are used to track a student's information.

Rolens and Fowlkes stressed that students understand that personal information should be private and exposing such information is dangerous, espe­cially to people that they have just met or have not met at all.

Contact Katie Kohler at kkohler1@saintmarys.edu

Are you an officer in a recognized club?

If so, make sure you don't miss the Mandatory Club Information Meetings next week

* Tuesday 9/6/05 @ 5:00 PM & 6:00 PM
* Wednesday 9/7/05 @ 5:00 PM & 6:00 PM
* Thursday 9/8/05 @ 5:00 PM & 6:00 PM

ALL CIMS TAKE PLACE IN

Montgomery Auditorium in LaFortune

Two executive officers (President, VP, Treasurer, Secretary) from each club must attend one of these meetings. All clubs are welcome at any CW. Each officer may attend a different meeting. Meetings will last approximately 1 hour.

This maintains your club's active status with the SAO and the CCC. Clubs missing 2 officers jeopardize their use of CCC allocations, concession stands, posting & room reservation privileges; and more.

Questions? Email: ccc@nd.edu or ageist@nd.edu

Concession Stand Training*

Tuesday **September 6th** 12pm & 4pm

Thursday **September 8th** 1pm & 4pm

LaFortune Ballroom

Each concession stand group must have at least two students trained

*All training from the spring is still valid for the 2005 Football season

Questions? Jennifer Rager

Student Activities Office

rageres@nd.edu

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You’re innovative, talented and want to push yourself. You’re looking for an employer with whom you can realize your greatest ambitions. Please join us for a Presentation and Invitation Only Poker Tournament and find out what perspectives we can offer you:

Date: September 14, 2005  
Time: 7:00 PM - 8:00 PM  
Location: McKenna Hall, Room 210  
Divisions Present: Global Markets and Global Banking: Corporate Finance

Following the presentation, Deutsche Bank will host a poker tournament for 30 students from the Class of 2006.

Interested students, please email your resume with your area of interest (ie. Global Markets, Global Banking) to Michael.Melby@db.com by Friday, September 9, 2005. Space is limited. Presentation is mandatory in order to participate in the tournament.

www.db.com/careers  
A Passion to Perform.  
Deutsche Bank
Hurricane Katrina was only a warning shot. While it is true that tropical storms and hurricanes have been laying waste to coastlines throughout recorded history, and that this trend will continue to do so forever, we must not allow our century two critical factors changed, which may combine to make the upcoming century one of unprecedented turmoil. First, the average temperature of the world's oceans has increased by more than 1 degree Fahrenheit, and it is still rising. Second, the government of the United States has decided that it is invisible.

The government has expended considerable effort (and distorted many scientific studies) in order to avoid the short-term economic impact of a corrective reduction in greenhouse gases. Unwilling to admit to its mistakes and allow for this correction, the United States — along with a handful of other recalcitrant nations — permits the continuation of the global warming to perpetuate unchecked. But this short-term focus has blinded the United States and the larger economic, cultural and humanitarian costs of ignoring global warming.

Hurricanes are fueled by the evaporation of warm water, and ocean temperature is one of several critical factors influencing the frequency and severity of these cyclonic storms. New computer simulations from the NOAA Geophysical Fluid Dynamics Laboratory predict that increased ocean temperatures consistent with what we expect from global warming over time, produce an upward shift in hurricane intensity. The model predicts fewer category 3 and low category 4 storms, and significantly more storms in the high category 4 through category 5 range.

In our politically and economically driven society, we have been acting under the faulty assumption that any change made to the global climate can be offset by some yet-undiscovered scientific or technological advancement, and that until such an accomplish is made, we will be able to cope with any negative side-effects produced by the global weather system. But the earth's oceans and atmosphere are not stable heat sinks of unlimited capacity; they are elements of a superchaotic system that can barely be predicted, let alone controlled. As much as we know now, this is the only still beginning to understand the negative impacts of altering global temperatures.

The realities of the past week and a half have made us intensely aware of just how fragile our communities are, and how just unprepared the United States is for any large scale natural disaster. Being an isolated event, the devastation of Hurricane Katrina was only a warning shot. But the earth's oceans and atmosphere are not stable heat sinks of unlimited capacity, they are elements of a superchaotic system that can barely be predicted, let alone controlled. As much as we know now, we are still only beginning to understand the negative impacts of altering global temperatures.

We witnessed the devastation of Hurricane Mitch in Central America, and we saw the rage of a tsunami in the Indian Ocean. Now the entirely great city of New Orleans and many adjacent communities have been savaged by natural forces, and we have finally tasted some of the death that other nations have known at the hand of nature for years. It is time for us to realize that we are not invincible, and that to damage to the world's weather system will hurt the United States as much, if not more, as any other nation. We must understand our own fragility.

It is true that the economic costs of reducing greenhouse gases enough to slow or reverse the process of global warming are nontrivial. However, these costs pale before the price, in money, in culture and in history, that human life, that would have to be paid if the frequency of the most powerful hurricanes were not to increase as much as the NOAA simulations predict. No one wishes to see another Hurricane Katrina, for — at this writing — it is only a warning shot. Let us not fail to recognize the fact that we are not ready to face the worst that nature can throw at us, and perhaps we never will be. Therefore we can no longer condone actions that risk altering the climate of the planet to the degree that storms like Katrina become commonplace.

We owe this much to the living survivors of Katrina and to the many dead: that we will always respect the forces that struck them; that we will understand the limits of our own power over nature; and if there is anything we can do to prevent a worsening of these natural disasters — including spending the money necessary to curb greenhouse emissions — we will do so.

Lance Gallop is a 2005 graduate of Notre Dame's Program in Political Science. He is also a freelance journalist who can be contacted at lancedalgallop@comcast.net. The views expressed in this column are those of the author and not necessarily those of The Observer.
LETTERS TO THE EDITOR

Liberal, examine thyself

The fury in all of us

As popular news media these days are saturated with images of refugees fleeing destroyed homes and servants providing solace to those afflicted by natural disaster, one must contemplate difficult questions about the role of government in the political. How would a good God permit such suffering? Why was the federal government so tardy in its relief efforts? Why do our leaders fail to ask God for help in times of crisis, and even when they do, why do they often fail to act on God's advice? These are questions we must confront as a society, and as individuals, in light of the suffering we see in the United States and around the world.

Banan the smoking ban

Following a disturbing trend among local governments, the St. Joseph County Council is considering a proposed ban on smoking in "public places," namely private establishments such as restaurants and bars. Not only is this type of legislation misguided, we believe it exemplifies the worst of political correctness that are currently splitting across the United States.

The argument that banning smoking saves lives is misleading. In 2004, over 42,000 people died from driving on American highways. Every two hours, a person is killed by fire. However, we have yet to hear of any local government initiatives to ban either driving or firing. This is true because such initiatives would be absurd, and the proposed smoking ban is no different.

The issue is not a health issue. It is an issue of the government vs. the property rights of business owners. Smoking is a personal choice; it is true that second-hand smoke can have negative effects on people who are continually exposed for long periods of time. From that same reasoning, however, working in a bar or restaurant that allows smoking is also a personal choice. In fact, despite what the St. Joseph County Council would have us believe, there are over 130 local restaurants that have already opted to be "smoke-free." These restaurants, easily found online in the "Healthy Community Smoke-Free Dining Guide," have freely chosen to disallow tobacco smoke without the coercion of an overzealous County Council. The authority to ban unhealthy behavior on private property is a dangerous power to grant any government, especially a local government. First, smoking is illegal in bars. Next, soon, police may be knocking on our doors to make sure we do not smoke at all. Is that the future we want for America?

Contrary to popular belief, there are alternative methods of encouraging smoke-free establishments. Offering incentives, such as tax breaks or a streamlined licensing process, is a viable option that is more conducive to promoting smoke-free businesses while simultaneously preserving the liberties of business owners. Reducing bureaucratic and lowering tax barriers would encourage major economic development in the area, which in turn would lead to more jobs and opportunities — in short, a healthier community.

Therefore, we the undersigned believe that the people of St. Joseph County and members of the St. Joseph County Council should oppose this legislation. St. Joseph County needs more economic growth, not more laws.
Common rooms in dorms all around campus will be full tomorrow night as the new season of "The O.C." kicks off, but for some students, the "O.C." parties started a couple of weeks ago — on Aug. 23, to be exact. That was the day the DVD for season two of "The O.C." was released. The day fans were huddled around their TVs discussing whether they should start at the beginning or flip right to their favorite episodes. In its first season, "The O.C." introduced the characters, and welcomed fans into their soap opera world. However, it was during season two when fans really became a part of that world. They saw different sides of the characters emerge, relationships develop and fall apart and more complex storylines unfold. They hung on the edge of their seats each Thursday, waiting to see the preview for next week's episode. Whether they love or hate them, the connections fans made with the characters on the show during the second season are part of what makes "The O.C." such a popular show. The connections might be purely physical, like ever evolving debate between guys about who is hotter — Marissa, Summer, or even Kirsten. For some fans, the obsession may go a little deeper. On any given Friday, someone walking around campus is bound to hear girls discussing the potential meaning of Seth Cohen, and what off the wall comment he made on that last episode. No matter what she has to say about the show that draws people in, it's safe to say they're hooked and can't seem to get enough. With Season two out on DVD, fans can now get their "O.C." fix any time, any day.

The relationships during the second season explain a lot about "The O.C." There were love triangles that revolved around comic books, bromances and a possible pregnancy. Affairs were commonplace among the "adult figures" in Newport Beach, and even the strongest relationships were put to the test. However, throughout all of this drama, the scenes still gave the audience things to smile about.

The episode titled "The Christmukkah That Almost Wasn't" showed that almost everyone in Orange County has a little heart. Throughout the season, Ryan tried hard to show his heart when his older brother, Trey, came back into his life. But no matter what he did, Trey kept messing up which made for a great cliff-hanger ending for the season. Although some of the show's principal cast may not be on their way to winning Oscars, there was an obvious improvement in acting skills and experience during season two. Ben McKenzie (Ryan) and Adam Brody (Seth) continued to build the character friendship that was the original platform for the show. Kelly Rowan was drawn to the challenge of turning her character, Kirsten, into a struggling alcoholic in the second half of the season.

One of the best parts of season two was the amazing musicians that were recruited to appear in various episodes. Bands such as The Walkmen (who played at Nocturne last year), Beahc Cab for Cutie and Modest Mouse played shows at the Ball Room, the beachside music hotspot, and received tons of amazing publicity while they were at it. The extensive season two DVD set features plenty of great special features, including one section called "O.C. — Obsess Completely." Fans can get an inside look at some of the musicians "The O.C." has hosted. The section also shows great in-depth interviews with the cast, as well as the producer of the show, Josh Schwartz. Another section of special features, titled "Gag & Gouf," begins with an interesting black and white piece showcasing many of the "kissing scenes" filmed through out season two. This doesn't seem to be something fans would expect to find on the DVD, but adds a nice touch to the compilation. "Beachy Couture," the final section of the special features, gives an inside look on the fashion world of "The O.C." People who watch the show and play close attention to what each character is wearing will love this feature. How the wardrobe designers choose what they do for each scene. In this section, Adam Brody explains how he is "just trying to get away with stuff that's not lame." It seems like me to be on the same designer wavelength as his character.

The Complete Second Season Warner Home Video

The O.C. 101: A Dip In Orange County's Pool

By RAMA GOTTUMUKKAL

It's amazing how a five-note melody can halt the bustling activity of LaFortune, if only for a moment. When the lively piano chorus of Phantom Planet's "California" blares through the big-screen televisions, students break out of their studying trances and either smile, hum along gleefully or roll their eyes with frustration. For the naysayers in that latter camp, it's going to be a long, grating couple of months.

With the season three premiere of "The O.C." through 48 hours away, expect to hear the "California" refrain routinely. Still, it's never too late to take a dip in the Orange County pool. As the campus' obsessed fanatics settle back into the world navigated by Ryan, Seth, Summer and Marissa, O.C.'s first-timers still have a chance to join the reveling. With the first and second seasons of the show readily available on DVD, the sunny misadventures of Orange County are only a couch away. In the meantime, there are plenty of reasons why "The O.C." steals away hearts and oh so many hours of precious studying time on this campus.

OK, so the show's principal cast of colorful characters didn't start off as the most original troupe in television history. But it has made plenty of strides in fleshing out once one-dimensional archetypes and grabbing a vice grip on the attention spans of its viewers. Whether they're hooked and can't seem to get off their studying trances and either smile, hum along gleefully or roll their eyes with frustration. For the naysayers in that latter camp, it's going to be a long, grating couple of months.

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"I'm a purist, no distractions," he said. "Usually it's just a couple of us in someone's living room absorbing the greatness that is 'The O.C.'"

As is the case with most massively popular shows on television, a drinking game has evolved around the program. Things like a person wearing a bikini at a party, the appearance of a luxury car, characters getting in a fight or wearing a very short skirt are all justifications for taking a drink.

There are several groups on the Facebook Web site at Notre Dame devoted to "The O.C." such as "If You Talk During The O.C., I Will Kill You at the Next Commercial!" and "Seth Cohen is the Man." There are also several groups devoted to dissecting the show as well, including the "Anti-The O.C. club" and "Help, My Name is ..." and All of My Friends are Obsessed with 'The O.C.'"

Some schools have taken the show to a new level, as "The O.C." watching club at the Bobcat Law School at UC Berkeley reveals. They created "The Sandy Cohen Fellowship," a scholarship in honor of the fact that fictional character Sandy Cohen, played by Peter Gallagher, supposedly attended the law school. Donations can be made at http://oc.boalaw.org/. The show started out with the unforgettable distinction of being midsummer programming — which usually doesn't last through the fall season — on FOX as well as being the first show ever written or produced by creator Josh Schwartz. Not only did it surpass all expectations, but it became one of the cultural presence to take over magazine covers, create fashion trends and garner the current seion of "O"-tros, Paris Hilton, for a cameo in the first season.

One of the major influences that "The O.C." has had on pop culture and college students in particular is with regard to its soundtrack choices. Music is featured prominently on the show, and it makes a point of using songs from bands that rarely get radio play.

The show has used music from a wide variety of underground bands such as the Dandy Warhols, the Super Furry Animals, Biffy Clyro, Belle & Sebastian, Jen, Eels and Beck. The Hellinghams, Wash. band Death Cab for Cutie, a favorite of Seth Cohen (as well as his portrayed, Adam Brody), has received a huge boost in popularity due to the show and even performed in various episodes during the show's second season.

A few bands have even gone beyond merely being background music and have performed on the show, including Rooney, Modest Mouse, the Thrills and the Walkmen.

"You don't have to think when you watch it. It's very obvious but it's drama that's very interesting." — Tiffanie Spencer, junior

"The O.C." is set to return for more sex, scandal and melodrama in the show's highly anticipated third season. The first episode of the upcoming season premieres on Thursday at 7 p.m. on FOX.

"The liberal, east-coast lawyer with formidable eyebrows stands out among the Orange Country crowd. Sandy Cohen works to save kids as a public defender, must deal with his slightly unhinged family and yet still manages to get in a few hours of surfing between cases and crises.

Kirsten Cohen

The matriarch of the Cohen clan, Kirsten has to deal with a variety of family problems, from her wild sister Haley to her hard-nosed father Caleb. She is usually the rock of the family, but she also has a tendency to be a workaholic and has a penchant for Merlot that gets out of control and leads to stronger drinks such as straight vodka.

Ryan Atwood

After stealing a car with his brother, Ryan avoids juvenile hall by being taken in by Sandy Cohen and his family. He must adjust from being from the wrong side of the tracks in Chino to the vastly wealthy world of Orange County.

Marissa Cooper

Rich, beautiful and incredibly messed up, Marissa somehow manages to be the perfect high school student while at the same time being a delinquent who almost dies in Tijuana, steals from department stores and drinks in the bathroom.

Seth Cohen

An inspiration to geeks everywhere, Seth is a skinny, indie music loving comic book fan and somehow manages not only to get extremely attractive girls like Summer and Anna to like him but to actually fight over him.

Julie Cooper

Call her "The Dragon Lady" or "The Wicked Witch of the West Coast" but few characters can pull off having affairs with their daughter's ex-boyfriends, having porn tapes in their past or have catfights at their bachelorette parties quite as fabulously as Julie Cooper.

The ensemble cast of "The O.C." is set to return for more sex, scandal and melodrama in the show's highly anticipated third season. The first episode of the upcoming season premieres on Thursday at 7 p.m. on Fox.
Inspiring ‘Murderball’ aims at the heart

By ANALISE LIPARI

Documenting the dirtiest joke in ‘The Aristocrats’

“...it’s unusual to find a film that can jar the mind and stir the spirit. In a summer that gave the American public such ‘Murderball’ and ‘A Beautiful Mind,’ its mind-numbing ‘Seabiscuit,’ a film as gritty and satisfying as ‘Murderball’ is running — or rolling, rather — against the grain...”

By ERIN MCGINN

The Aristocrats traces its history amongst comedians. The next part of the joke varies, allowing for improvisation. The film itself is in the smaller moments that jar the mind and stir the spirit. In addition to the film, the movie is essentially a documentary. It takes a heart attack and a heart attack and a bloody nose. The film is definitely not humorless, however; one sequence involving a sex- ed video for paragliding is particularly memorable. It’s the revelation of the tough ordinariens of the players’ lives, as well as their athletic strengths, which blows the mind of the audience, destroying any preconceptions.

Guilt, bitterness, reconciliation, power, strength, anger and love: all are expressed in the faces and lives of these unknowing titans on wheels, and the result is one amazing way to spend 85 minutes.

Contact Analise Lipari at alipari@nd.edu
Don’t forget about MOVIES in the BROWNING CINEMA
Call 631-FLM for a recorded list of this week’s showings!

“A UNIVERSE OF DREAMS”

ENSEMBLE GALILEI and NPR host NEAL CONAN
FRIDAY, SEPTEMBER 9, 8 PM
LEIGHTON CONCERT HALL
STUDENT TICKETS: $15

Giant photos from the Hubble Space Telescope projected onto a 40” screen, while early music quintet ENSEMBLE GALILEI performs a haunting accompaniment and NPR’s “Talk of the Nation” host NEAL CONAN reads from universe-themed texts.

For details about these shows, keep an eye on our Web site:
http://performingarts.nd.edu
You can buy your tickets online, or call the DPAC Ticket Office at 631-2800.

AN EVENING WITH
BRUCE HORNSBY
ROCK PIANIST AND COMPOSER
FRIDAY, SEPTEMBER 16, 9 PM
LEIGHTON CONCERT HALL
STUDENT TICKETS: $20

HORNsbY’S HITS INCLUDE
The Way It Is
Mandolin Rain
Every Little Kiss
The Valley Road
The End of the Innocence
Jacob’s Ladder
Walk in the Sun

LEGENDARY IRISH MUSICIAN
TOMMY MAKEM
and THE MAKEM BROTHERS
FRIDAY, SEPT. 30, 8 PM
LEIGHTON CONCERT HALL
STUDENT TICKETS: $15
Hurricane Katrina

Tulane athletes to 'carry torch'

Wherever its home, Green Wave plans to keep playing, give hope

Associated Press

DALLAS — Tulane athletic teams displaced from their New Orleans campus by Hurricane Katrina will be based this fall at five different universities.

The Green Wave student-athletes will live and attend classes at schools in Texas and Louisiana. The teams will stay together and play under the Tulane banner.

“Our community needs hope,” athletic director Rick Dickson said Tuesday. “Our student-athletes represent hope.

“They will carry the torch and be the face, and display the name of Tulane University and the New Orleans community until we are able to come home and do that on our own campus.”

Dickson said the initial objective was to provide educational and athletic experiences for Tulane athletes to ‘carry torch’

Federer struggles, hopes for them.

NEW YORK — Roger Federer said Tuesday, tossed his racket in disgust, horror of horrors, he lost a set.

For most of the U.S. Open, the defending champion and top seed had seemed to sleepwalk through his matches, playing only as well as necessary, wak­ing up and looking vulnerable when pressed. He made up shots as he went along — a sprinkling of aces at various speeds and angles, a backhand pass that got him out of trouble, a volley that came out of nowhere between yawns.

That was enough until he got into a little trouble against Nicolas Kiefer on Tuesday. Suddenly Federer had a reason to elevate his game and stir some emotion. Now he swept in toward the net, pounded winners, and when that didn’t work, he stopped wasting time and effort.

Under just the hint of pressure, Federer played as well as he’s played in the best of his lifetime. He won the tournament to beat Kiefer 6-4, 6-7 (3), 6-3, 6-4, and land safely in the quarterfinals.

Match point was a masterful stroke — an inside-out forehand crosscourt that Federer tucked neatly in the far corner of Kiefer’s reach.

“Federer’s play, for him, is like a 9, 8-8, plus, which for any other one is an A-plus,” former champion John McEnroe said after watching the broadcast booth.

“Federer has been a real champion for quite a long time,” McEnroe said. “He’s been a model of consistency. We don’t think that he’s going to be there, and I knew that Kiefer was going to be there, but it was a great match. I thought the importance of that shot. It was important for us, to see what a break point is to let it slip away. So I did well there.”

As dominant as Federer has been on grass this year, he said he’s lost the ruler of hard courts.

He’s won 32 straight matches and his game has never been flat.

U.S. Open

Federer struggles, but wins — again

Top seed beats Kiefer, advances to quarterfinals of tourney

Associated Press

WASHINGTON — Roger Federer said Tuesday he’s already received a few tips from defending champion and top seed

Federer struggled in his first set against Nicolas Kiefer but rallied to win 7-6 (4), 6-3, 6-4 and advance to the quarterfinals of the U.S. Open.

The 24-year-old Federer lost only one set en route to his third Wimbledon title two months ago and has never been so dominant. He wasn’t against Kiefer, who gives him tough matches but can’t quite win. Federer has broken the German six straight times, four of them this year.

After losing the second-set tiebreaker when he netted a backhand return, Federer found himself in difficulty at 3-3 in the third when he faced double break point at 15-40.

His answer: a 120 mph service winner, a brilliant backhand crosscourt pass to save another. Kiefer made two errors after that and his opportunity was gone.

That game was huge, absolutely,” Federer said. “I was not so happy the way I was playing, especially after that pass. I really felt that shift in momentum. I took advantage of that.

In the fourth set, I started to feel like I’m really in control again which was a good way at all before. I had the feeling actually momentum was all mine.”

As a standout standing back to admire his work, Federer said Tuesday that the Green Wave screen of the backpass of the fourth set left him breathless.

“I knew the moment I hit it that the ball is going to be there,” he said. “I knew it was not going to be there, and I knew that I didn’t have a big break in the match. I knew the importance of that shot. It was important for us, to see what a break point is to let it slip away. So I did well there.”

As dominant as Federer has been on grass this year, he said he’s lost the ruler of hard courts.

He’s won 32 straight matches and his game has never been flat.

U.S. Open

Federer struggles, but wins — again

Top seed beats Kiefer, advances to quarterfinals of tourney

Wednesday, September 7, 2005
Coroner: Herrion showed evidence of heart trouble

Official declares cause of death for late 49ers offensive lineman

Associated Press

SANTA CLARA, Calif. — San Francisco 49ers offensive lineman Thomas Herrion had heart disease and evidence of previous heart trouble when he collapsed and died after a presea-son game last month, an official in the Denver County coroner’s office said Tuesday.

The coroner’s findings confirmed the beliefs of Herrion’s family and friends, who were certain drugs played no role in Herrion’s death Aug. 20. Herrion’s heart condition was caused by factors that are often nearly undetectable, though fairly rare in a 23-year-old athlete in good physical condition.

“They appear to be very thorough in their analysis. Hopefully, now people really got off the idea that these guys are overweight, or that drugs or steroids were involved in any way,” Herrion’s agent, Eric Heitmann, said Tuesday.

Herrion had ischemic heart disease, with significant blockage in his right coronary artery that caused the death of heart tissue, according to Amy Martin, a forensic pathologist and deputy coroner in Denver. Herrion’s heart was slightly enlarged, a condition that could be related to anything from heart disease and high blood pressure to heredity.

Martin also said the autopsy revealed scar tissue from a recent episode in which blood was restricted to his heart — but Herrion probably didn’t even realize it.

“Perhaps the time that he died, something happened a week or so earlier,” said Martin, who found microscopic evidence of organizing heart necrosis.

“Whether he was aware of that was not clear. There are a lot of instances where people have heart attacks and are not aware of them, especially when your jobs requires you to do things that require you to get hurt. He may not have thought much about it.”

Herrion weighed about 335 pounds at the time of his death, Martin said. The 6-foot-3 hulking offensive lineman was roughly comparable in size to dozens of NFL linemen — and the 49ers believe Herrion’s cardiovascular fitness was outstanding.

Drug screens on Herrion’s blood and urine found only atropine, a drug administered when medical personnel tried to revive him. There’s no indication Herrion’s enlarged heart was caused by high blood pressure, Martin said.

Lyles spoke to Herrion’s mother after the report was released. “She’s having some rollercoaster days,” Lyles said. “She was really happy with the outcome. She’s just trying to get some closure, and this will help.”

The ebullient lineman, a favorite among his teammates, was on the field for San Francisco’s final touchdown drive in a 26-21 loss to Denver, playing exceptionally well and joking with team staff members after it was over.

Herrion’s heart condition was restricted to his heart — and there’s no reason to belief Herrion’s heart disease was caused by factors that are often nearly undetectable, though fairly rare in a 23-year-old athlete in good physical condition.

Even in good physical condition, the heart disease was still there, and Herrion’s heart was slightly enlarged, a condition that could be related to anything from heart disease and high blood pressure to heredity.

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MLB

Bonds endures tough workout, hopes to return

Coaches, teammates agree the slugger looks impressive

Associated Press

LOS ANGELES — Barry Bonds put in a rigorous work-out Tuesday, but the San Francisco Giants slugger was not activated off the disabled list.

Bonds was on the Dodger Stadium field well before his teammates, lightly running the bases, shagging fly balls, taking some swings and doing cutting drills under an intense sun. Later, he took his turn with the rest of the Giants in the batting cage.

Bonds will be evaluated Wednesday morning at the Kerlan-Jobe Clinic, team spokesman Blake Rhodes said.

The 41-year-old slugger has yet to play this season while recovering from three operations on his right knee since January.

He has been in Los Angeles for two months rehabbing his knee and practicing his hitting.

"We waited a long time, so if we wait another day or two or three, it's OK," Giants manager Felipe Alou said.

Bonds also worked out Monday, but Alou got his first good look at the slugger in action in the outfield Tuesday and made observations.

"His swing is intact," he said. "The hand-eye coordination is intact. The bat is ready. The other stuff, I don't want to get into."

Bonds impressed Alou by fielding several line drives hit by a coach.

"I saw balls that were hit where he had to run and stop. I didn't see much favoring in the knee," Alou said.

"He's so much better than he was in spring training. That was a real workout," Bonds told reporters Monday that he didn't know when he would return. On Tuesday, Bonds wasn't talking to reporters.

Rhodes said.

Bonds No. 25 jersey hung in his locker and he sat munching half of a grilled sandwich before his second round in the batting cage.

Pitcher Noah Lowry is eager to see Bonds return to the Giants, who had won six straight going into Tuesday night's game against the Dodgers.

"We've been trying to battle this whole year without that major factor," he said. "Having him in our lineup is only going to help us. He's the best player in the game."

If and when Bonds returns, it will likely be in a pinch-hitter's role.

"He'll probably pinch-hit for anybody in the lineup," Alou said.

Alou and Bonds chatted in the manager's office after his one-man work-out, and Alou said they discussed "possibilitites."

"He's still in the hands of the trainers and doctors," Alou said. "When we've given the green light, we'll stick him in there."

Alou Tuesday, a Giants player told The Associated Press that Bonds talked with pitcher Jason Christiansen in the clubhouse lunchroom at SBC Park earlier this season in a discussion about one of Bonds' trainers.

The player, who witnessed the June altercation but spoke on condition of anonymity because he did not want to talk publicly about an incident between other players, said Christiansen was frustrated with Harvey Shields, Bonds' personal strength man now employed by the team.

"I don't think punches were thrown," the player said. "It was more grabbing. It was regarding one of Bonds' trainers, Harvey.

Shortly after the scuffle, Bonds left for Los Angeles, so many of his teammates had not seen him until they arrived Monday for the three-game series against the Dodgers.

"He looks pretty good," Lowry said. "It's exciting to see him back in uniform, back in the locker room."

You wonder how he's doing.

ATHLETIC TRAINING & SPORTS MEDICINE

There will be a meeting for any Notre Dame freshmen students interested in the student athletic training program. The meeting will be held on Monday, September 12th, at 4:15 p.m. in the Joyce Center Athletic Training Room.

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Contact Lisa Goepfrich at 243 Lyons Hall or 532-8671 with questions.
IN BRIEF

Bonds, pitcher Christiansen involved in clubhouse scuffle

SAN FRANCISCO — Barry Bonds swatted with pitcher Jason Christiansen in the clubhouse lunchroom at SBC Park earlier this season in a dispute about one of the slugger's trainers, another player told The Associated Press on Tuesday.

The player, who witnessed the June altercation but spoke on condition of anonymity because he did not want to talk publicly about an incident between other players, said Christiansen was frustrated with Shield's reversing a Bonds personal stretch man now employed by the team.

"I don't think punches were thrown," the player said. "It was more grabbing. It was regarding one of Bonds' trainers, Harvey." Shortly after the scuffle, Bonds left for Los Angeles, where he spent more than two months rehabilitating his troublesome right knee following three operations since Jan. 31.

The 41-year-old slugger, third on the career home run list, rejoined the Giants on Monday for their game at Dodger Stadium and hoped to be activated this week.

McClendon fired by Pirates

PITTSBURGH — Lloyd McClendon was the first Pittsburgh Pirates manager brought back after four consecutive losing seasons. One way away from a fifth such season, the Pirates decided they wanted someone else running the club.

McClendon, an aggressive former player known for his competitiveness and frequent run-ins with umpires, was fired Tuesday after averaging more than 90 losses since 2001 for a perennially non-contending team.

Bench coach Pete Mackanin will be the interim manager for the rest of the season.

The talent-thin Pirates, who entered the season with 197 home runs last season, 55-51 going into Tuesday night's game against Arizona and were tied with Colorado for the NL's worst record.

Devils' defenseman Stevens retires

EAST RUTHERFORD, N.J. — New Jersey Devils defenseman Scott Stevens announced his retirement after more than two decades in the NHL on Tuesday, saying he was ready after averaging 20 games a season the last five years.

"I think the game is more mental than physical. You have to be in tremendous shape, but you have to want to do it in your head," the 41-year-old player said. "At this point in my career I didn't think I could put the mental parts there every day, and that's a big part of playing this game."

General manager Lou Lamoriello said Stevens, a 13-time All-Star who won three Stanley Cups with the Devils and played more NHL games than any other defenseman during his 22 seasons, has "been an integral part of all the success we've had."
Mattia leads team in weekend tournament

By ANNA FRICANO  
Sports Writer

Senior Megan Mattia led the way for the Saint Mary's golf team this past weekend, shooting an 81 in the final day of the Ferris State Bulldog Invitational and coming in at 25th place over a field of 20 players. Nearly all of the golfers saw improved scores on Sunday as everyone adjusted to the competition of the tournament.

One disappointing factor for Saint Mary's was that the Belles were beaten by MIAA opponent Olivet College. Although the defeat does not affect conference standings, the Belles, who have captured the MIAA title for three consecutive years, will most likely continue to be one of the top teams in the conference.

Saint Mary's golf professional Mattia leads the team this past weekend, shooting in 12th place after the first round. Nearly all of the golfers saw improved scores on Sunday as everyone adjusted to the course. The improvement allowed Saint Mary's to overcome regional competitors St. Joseph's-Indianapolis at the conclusion of the tournament.

The competition will probably be the most difficult for Saint Mary's to overcome regional-competitors St. Joseph's-Indianapolis at the conclusion of the tournament. The Belles will make the short trip to Notre Dame this weekend to compete in a two-day competition with a host of D-I schools. The competition will probably be the most difficult for Saint Mary's all year, but the Belles are looking forward to the challenge.

"I think we're all pretty nervous for it but we hope to play well," said Mattia. "It's an honor just to be invited."

Mattia will most likely continue to be one of the leading factors on the Saint Mary's team, and the Belles can count on the senior to provide low scores this weekend and for the rest of the season.

Contact Anna Fricano at africano1@saintmarys.edu
Bowman continued from page 24

off the 2005-06 hockey season by Jackson, where the big-name guest mingled with players and fans alike.

Bowman is widely considered one of the greatest hockey coaches of all time, a label shared with his mentor and winner of eight Stanley Cups, Toe Blake. Bowman learned the ins and outs of the NHL game from Blake as a junior coach for the Montreal Canadiens.

No other coach in history has won more NHL games than Bowman, nor has any drunk from the Cup more times — nine total, five with Montreal, one with Pittsburgh, and three with Detroit. And he goes about it all with the right attitude.

"I think the most important attribute a person can have is his or her own attitude, just because I've seen a lot of situations where I've had to make decisions on players, whether to keep them or who to trade them or when the reason is, and it came down usually to attitude," Bowman said. "I think the individual attitude of the person is probably 90 percent of the battle of being successful."

Bowman described his climb up the professional coaching ladder, starting as a coach in the Montreal Canadiens junior system and culminating with his final Stanley Cup with the Detroit Red Wings in 2002.

"I had the feeling that maybe I should get out on top while I can," Bowman said, describing his decision to leave the hockey world after 2002. He now spends time traveling with his wife and winters in Florida, where he catches many Tampa Bay Lightning games.

Bowman listened to tales with anecdotes of people who have influenced him and funny tales from the ice. One night as coach of the St. Louis Blues, Bowman set a curfew for his players. He then grabbed a stick and gave it to the bellhop promising $10 an autograph that the bellhop got after the curfew. The next day in practice, the bellhop had six autographs and showed the astounded curfew-breakers their mistake.

Throughout the speech, Bowman made reference to his success has been aided by a strong ownership supporting his moves.

"They (the owners) wanted to have good teams," he said. "They left no stone unturned. That and the fact that I did the job for a long time. It was a lot easier the last decade coaching than it was in my first."

Bowman had nothing but praise of Jackson.

"He's a well-experienced guy," he said. "He knows how to get a team together. It's going to take some time, but he has a lot of good ideas."

In a pre-speech closed gathering, Bowman spoke of the challenges Jackson faces in turning around the Irish.

"You have to figure out the best way to win with what you've got," he said. "There are different ways to win. You can't change overnight; you can't just bring players in when you have a college team. He's been at Lake Superior State, they were not a hockey power, but he made them a hockey power."

The legendary coach concluded his speech with a reflection on his entire career and what it has meant to him.

"You have to have passion to do your job," Bowman said. "I never thought of it as a job. I've had other jobs, but have had no better feelings than in coaching when you take 25 guys and reach that pinnacle of success."

Contact Kyle Cassilly at kcassilly@nd.edu

Belles continued from page 24

Schroeder-Biek spoke highly of the Hope team.

"They have a strong winning tradition at Hope. They have good hitting, and they don't give up; they always compete," she said. "We've had a good rivalry with them."

The Belles' goal of moving up the MIAA standings, they must win home contests in league play, especially against quality opponents like Hope. The Belles were 5-11 in the MIAA last season, 3-5 at home. Schroeder-Biek spoke of the importance of scoring a win in the first conference match.

Contact Ryan Kiefer at rkiefer@nd.edu

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Rivals

continued from page 24

played OK in the first game and we're going against one of the top teams in the country, that's the story."

Notre Dame-Michigan is one of the most storied rivalries in collegiate history. From Harry Oliver's 51-yard field goal to win the 1957 game in Michigan Stadium, where they have had little luck in recent trips to Ann Arbor. In 2002, the Irish lost 38-0 as Chris Perry ran for 133 yards and scored four touchdowns for the Wolverines. The Irish have not won at Michigan Stadium since 1993, and the Wolverines have a 16-game home winning streak coming into Saturday's game.

"I think the interesting thing about this coaching staff is that they approach each game the same, regardless of who we're playing," running back Darius Walker said. "We have our goals set as to what we need to do." And with over 100,000 fans expected at "The Big House," Weis has planned special drills to help the players practice dealing with the noise.

"You have to practice silent snap count in case you can't hear," Weis said. "We dedicate one side, probably Thursday, where you can't hear noise so loud you can't hear. You'll barely be able to hear the quarterback give you the play in the huddle. That's the best way to prepare people to handle the noise and to concentrate when you can't hear anything."

"But the Irish will have to do much more than just handle the noise if they are to win Saturday," Weis said.

The Notre Dame-Michigan game is going to be a challenge and we are going to have to play a lot better than we did last week to win this game," Weis said.

Contact Heather Van Hoosegren at hvhoose@nd.edu

Ranked

continued from page 24

rants some consideration," Weis said. "I think it's great for our players to get some respect for how they play, but it all comes down to how we play this week. We'll see we're rated after we play Michigan. The only issue at hand is Michigan."

Talking to Tommy

Michigan coach Lloyd Carr coached New England Patriots quarterback Tom Brady for four years as the offensive coordinator of the Patriots. However, although Brady told the Boston Herald Monday that he would be pulling for his alma mater, Weis is not concerned about his former protege.

"I talked to Tommy multiple times last week and I think that now right he just worried about the Raiders," Weis said of Brady, who plays in his season opener for the Patriots Thursday night. "I don't think he's spending a lot of time talking to anyone from Michigan or Notre Dame right now. He's just concerned about beating the Raiders Thursday night. And I know Tommy, and I can promise you that he's what I'm doing." Weis said and Weis said that through Brady has to know head coach Lloyd Carr.

"I have an affinity towards Michigan through my past with Tommuy over my years with the Patriots, and I've grovss a great respect for Coach Carr and his staff," Weis said.

Bowman speaks to Irish

NHL coach Scotty Bowman, who holds the NHL records for wins and winning percentage, spoke to the Irish Tuesday for about five minutes. He was in town to be the keynote speaker at the Hockey Hall of Fame's "Pack" dinner Tuesday night.

"It was a great experience," running back Darius Walker said. "He's a wonderful coach and his track record speaks for itself."

Instant replay thoughts

Weis said Tuesday that after reviewing the game tape he did not have any big gripes with the use of instant replay, although he thought Pittsburgh quarterback Tyler Palko's fumble shouldn't have been overturned via replay. "I thought that was the call was right," Weis said. "The only one that I thought was close, I thought the one play was a fumble. But I could be wrong — it was close. I thought instant replay for the most part was cor- rect. I thought the officiating for the most part was right. I have no different to me this week as last week," Weis said.

Weis and Carr

The relationship between the two head coaches is one that dates back to when Weis was an assistant coach under Bill Parcells with the New York Giants and New York Jets.

"I have a lot of respect for the whole staff and their associate head coach Fred Jackson is a very close friend of mine. He's a friend of mine come Sunday, enemy until then," Weis said.

Carr invited Weis to speak at his spring coaching clinic a few years ago as well.

"I've known Charlie quite a while," Carr said. "We had him in here, as a matter of fact, a couple years ago to speak at our coach- ing clinic. I like him, and I have a lot of respect for him."

Contact Heather Van Hoosegren at hvhoose@nd.edu

Kickoff

continued from page 24

a strong outing last weekend in the Marietta College Classic, knocking of SUNY- Brockport 4-3 in double OT and losing to Marietta 1-0 in a close game.

"We just want to go out there and go at them strong," Higgins said. "Coach [Caryn Mackenzie] just wants us to play with high energy and

Mackenzie's team goals — maintaining mental toughness on the road. Mackenzie wants her players to put their best foot forward on what happened in the past, but focus on what her team needs to do at the moment to maintain the high energy she feels her team possesses.

Saint Mary's will take the field at Illinois Wesleyan at 7 p.m. today.

Contact Kyle Cassilly at kcasilly@nd.edu

Nine Days of Prayer

and solidarity with our sisters and brothers who have struggled through the trauma of Hurricane Katrina

A profound word of thanks to the entire Notre Dame community — students, faculty, and staff — who helped to contribute for relief efforts over the weekend.

A nine day period of prayer and solidarity CONTINUES TODAY, SEPTEMBER 7 through WEDNESDAY, SEPTEMBER 14

6:30 - 6:45PM in the BASILICA OF THE SACRED HEART

Mass on the Feast of Our Lady of Sorrows, Thursday, September 15 at 5:15PM, will conclude the nine day of prayer.

The Observer • SPORTS

Wednesday, September 7, 2005

Page 22
Making some noise

Weis glad that focus returns to team and its goals this week

By HEATHER VAN HOEGARDEN
Sports Writer

Last week it was Charlie versus Dave. This week it's No. 20 Notre Dame versus No. 3 Michigan.

One week after Notre Dame's Charlie Weis and Pittsburgh's Dave Wannstedt made their debuts as collegiate head coaches, the focus is finally on the football game. "I had become such a distraction going into the game and I think now we're past that," Irish coach Charlie Weis said Tuesday of last week's opener for both teams.

"I think now the fact that we can focus on the task in the presence of a man so talented is really good experience," Notre Dame hockey coach Jeff Jackson said.

Irish leap to No. 20 in AP poll and No. 23 in USA Today

By HEATHER VAN HOEGARDEN
Sports Writer

After Saturday's 42-21 win over then-No. 23 Pittsburgh on the road, the Irish earned a spot in both the Associated Press and USA Today polls. They are ranked No. 20 in the Associated Press poll and No. 23 in the USA Today poll.

However, Irish coach Charlie Weis isn't getting caught up in the rankings after only one game and a matchup with No. 3 Michigan on the horizon for Saturday.

"We've played one game and we played fairly well, so it was nice to see RIVALS/page 22

SCM VOLLEYBALL

Belles take on Hope for first conference match

By RYAN KIEFER
Sports Writer

The Belles of Saint Mary's will take their first step toward an MIAA crown when they host Hope College tonight in the conference opener for both teams.

The Belles (1-3) are coming off a tough weekend at the Elmhurst College invitational. The team lost its first three contests to Elmhurst, Wisconsin-Oshkosh and St. Scholastica before defeating Blackburn for their first victory of the season. Despite the results, Coach Julie Schroeder-Biek was pleased with her team's play.

"I'm very excited about how we played over the weekend," she said. "We faced great national level competition and we competed with them. They didn't run over us. If anything this weekend built our confidence."

Practice sessions this week were focused on improving areas where the Belles struggled during weekend play, with a special emphasis on serve reception. Schroeder-Biek felt her team would become sharper in all areas as the season continued.

"They did a good job playing together," she said. "Now we just need to tighten everything up. We also need to get everyone more experience."

Hope (3-1) enters tonight's contest having won three games at the Wisconsin-Whitewater tournament over the weekend. The Flying Dutch's lone loss came at the hands of Wisconsin-Whitewater, who is currently ranked No. 5 in the country. Hope split two contests with the Belles last season, with each team winning on their opponent's home floor. Hope finished last season in fourth place in the MIAA, three places ahead of the Belles. Coach

HOCKEY

Bowman speaks at event

By KYLE CASSILY
Sports Writer

Irish hockey coach Jeff Jackson pitches himself every morning when he approaches campus and spots the Golden Dome gleaming in the early sun, just to remind himself how lucky he is. Everyone in attendance to hear legendary professional hockey coach Scotty Bowman speak at Notre Dame's opening hockey banquet on Tuesday night couldn't help but have the same reaction in the presence of a man so influential to his game.

Bowman was asked to speak at the Drop the Puck Dinner to kick off RANKED/page 22

SMC SOCCER

Team set to take on DIII defending champions

By KYLE CASSILY
Sports Writer

The Belles will enter uncharted waters this evening as they travel to face Illinois Wesleyan in the final tune-up game before MIAA play begins this weekend against Hope College.

The Titans of Illinois Wesleyan are a much tougher opponent than Saint Mary's is used to facing in regular conference action. They are defending Division III national champions and play in the highly regarded College Conference of Illinois and Wisconsin, earning an overall 14-6-1 record.

Illinois has won 10 straight CCIW titles, but due to heavy senior losses from last year is now ranked second in CCIW pre-season polls.

"I think they have some really fast forwards," midfielder Justine Higgins said of the dangerous Titans. "It's a really good experience because I think they are tougher than most teams in our conference."

The Belles are coming off of see KICKOFF/page 22

SPORTS AT A GLANCE

SMC GOLF
Mattia leads team with 81

Megan Mattia led the Belles this weekend in their first tournament.

CYCLING
Lance Armstrong, retired and recently accused of using steroids, could make a comeback already.

MLB
Barry Bonds remains on the disabled list, although he's practiced with the team.

NFL
Lineman died of heart problems

A coroner said that Thomas Horton's death was due to heart disease.

HURRICANE
After the campus was ruined in Hurricane Katrina, Tulane will play home games at five different universities.

U.S. OPEN
Federer survives scare, advances

The top-seeded tennis player lost a set today, but kept his cool to win the match.

See page 16