ND strengthens sexual discrimination policy

By EILEEN DUFFY
Associate News Editor

Asking weaknesses in its sexual discrimination policies, the University rolled out a Title IX Grievance Procedure and a 30-day timeline for sexual harassment cases, both now included in the 2006 Du Lac A Guide to Student Life and the Faculty Handbook.

The Grievance Procedure is a three-step process for a victim of sexual discrimination to voice a complaint: an informal discussion with the accused individual, a formal complaint sent to the Office of General Counsel. We wanted to give them a clear point of contact and a clear indication of how it will be handled by the University.

“Probably best known for its application to athletics, Title IX (part of the 1972 Higher Education Act) prohibits all discrimination based on sex — like sponsoring more men’s than women’s athletic teams. Under its fairly loose guidelines, Notre Dame had established an Equity in Athletics committee and a sexual harassment policy. Bodensteiner said. But before the new Grievance Procedure was put in place, no University guidelines existed for registering other cases of sexual discrimination.

Student thwarts burglary

Property owners up security over fall break

By KELLY MEEHAN and KAITLYNN RIELY
News Writers

A potential burglary attempt in a student house at 113 North Saint Peter’s St. was thwarted on the first day of this year’s fall break when a neighbor spotted a man entering the house through an unlocked window and called the police.

Saint Mary’s senior Rose Zeidler was talking to a friend on the phone in her kitchen Oct. 13 around 9 p.m. when she saw a man attempting to enter her neighbor’s house. She said she quickly hung up the phone and called the police.

“While I was on the phone with the police he managed to shimmy open the window and find a bucket to get into the house,” Zeidler said.

She didn’t get a good look at his face, but said about a 5-foot-8 black man, with close-cuts, hair and a leather jacket. The police sirens must have scared off the intruder, Zeidler said, because she said she heard the man leave the house and run away.

One of the house residents, Notre Dame senior Ryan Keckley said another neighbor called him to tell him two police were surrounding his house. He said it appeared the intruder tried to enter the house.

Professor examines Middle East conflict

By BECKY HOGAN
News Writer

The only way to achieve sturdy in the Middle East, according to Father David Burrell, professor of philosophy and theology, who advocated this stance during his 15-year tenure in the faculty, Burish laid out his vision for how Notre Dame could contribute to the faculty. Burish laid out his vision for how Notre Dame could contribute to the faculty.

The AAU includes “60-seem” research-intensive universities among its ranks. Burish said, with 26 of those private, membership is by invitation only, and while Burish said the organization has “no specific formula” for admission, Notre Dame has never been invited.

"I would suggest we aspire initially to look like AAU institutions performing at the third quartile level,” Burish said.

Conversations with AAU leaders, he said, have implied that matching the AAU’s weaker members is not enough — the association looks to admit universities that have surpassed the minimum.

While Notre Dame excels in most external undergraduate rankings (No. 20 overall in US News and World Report’s 2007 America’s Best Colleges) and places relatively high in ratings of post-acceptance graphs, charts and tables that showed both external rankings of University departments and internal benchmarks with peer institutions — specifically, members of the Association of American Universities.

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While Notre Dame excels in most external undergraduate rankings (No. 20 overall in US News and World Report’s 2007 America’s Best Colleges) and places relatively high in ratings of post-acceptance.

"It's a wonderful opportunity for Notre Dame to develop as a research university," Burish said.
Holidays, here I come

You know those sometimes annoying, over-the-top people who decorate for every season, bake festive desserts and finish Christmas shopping before Thanksgiving? I’m one of them.

I realized my obsession with the holidays when I began humming, "Let it Snow!" instead of cursing the weather of South Bend as it started snowing in mid-October. The snow has maddened, apple pie because not only is Christmas well on its way, but Halloween and Thanksgiving are right around the corner.

I like to call these holidays "the big three." They truly encompass, to me, what holidays are all about: celebration, food and giving. Thanksgiving is a great start to the season. Not only does Thanksgiving allow you to dress up as something you’re not and spend the night in care-free celebration, but it also begins the spirit of giving. There is something magical about the smiles on the young trick-or-treaters’ faces as they receive their treats or compliments on the costumes they’ve worked on for so long.

Once all of the fake tombstones, spider webs and jack-o-lanterns have been put away and all the candy eaten, I start gearing up for Thanksgiving. There is no better way for a student to prepare for finals than to give someone a gift that includes coordinating ribbons and matching multiple gifts. I spend all the time I can free-ending paper and, of course, the perfect treat to me, what holidays are all about:

Homemade noodles, apple pie, mashed potatoes, Grandma’s stuffing, cranberries, turkey, stuffing, cranberries, mashed potatoes, Grandma’s homemade noodles, apples, pie pumpkin pie... need I say more?

Although I thoroughly enjoy Halloween and Thanksgiving, Christmas is by far my favorite holiday. I love the smell — to me it’s a mix of pine, gingerbread, home baking and evergreen. Christmas is the warmth of the Christmas spirit. It’s a time to get together with family and friends. It’s a time to give and receive. It’s a time to bask in the glow of the Christmas spirit.

There is no greater satisfaction in giving someone a gift that they love. No matter its cost, or how long it took to find that perfect present, the smile on a friend’s face really makes me feel the warmth of the Christmas spirit. Now that the snow is here, I can begin looking for festive recipes, the perfect Christmas cards, wrapping paper and, of course, the perfect gifts.

Until I find them though, I’ll be sure to give out plenty Happy Holidays, Happy Thanksgiving and Merry Christmas.

Contact Kelly Higgins at khiggiO1@saintmarys.edu.
Conference considers happiness

By EMMA DRISCOLL
New Writer

Academics from across a wide range of fields gathered at Notre Dame last weekend to get serious about happiness. Notre Dame's department of economics and political science, along with the Institute of Scholarship in the Humanities, hosted the conference "New Directions in the Study of Happiness: United States and International Perspectives," which sought to find the root of happiness, and how happiness can be increased and used.

The conference drew thinkers from universities throughout the United States and abroad. Professors traveled from the Netherlands, Switzerland and the United Kingdom, according to Benjamin Radcliff, professor of political science at Notre Dame.

The 23 speakers from various schools included Harvard University, Dartmouth College, University of Southern California, University of Zurich, University of Basel, Florida State University and Notre Dame.

The whole Notre Dame community was invited to attend the event and, according to Radcliff, both undergraduate and Notre Dame students were there throughout the conference.

From Sunday evening until Tuesday afternoon, presenters addressed different aspects of happiness, divided into a variety of subtopics. Two to four speakers discussed each topic.

The subtopics included "What is Happiness?", "Theories and Empirics of Happiness," "Happiness and Economics," "Happiness and Politics," and "Happiness and Society." Speakers typically presented their research, and then answered questions and discussed their paper with the group of about 20 other professors.

The "Happiness and Society" portion of the conference, held Tuesday, featured Wendy Rahn, professor of political science at the University of Minnesota and Eric Oliver, professor of political science at the University of Chicago.

Rahn presented her research paper entitled "Matters of Life and Death," in which she studied suicide trends in the United States to see if there was a correlation between the amount of people who commit suicide and presidential election years.

"We know people commit suicide during presidential elections years," said Rahn. "On balance, it's a good thing."

Oliver's paper, entitled "Mental Illness "Marxist" in Suburban America: The Psychological Correlates of Metropolitan Place Characteristic," was a study of whether or not the suburbs are the cause of unhappiness. He concluded that there is no evidence that the suburbs themselves make people unhappy, but that the process of suburbanization itself can have this effect.

Radcliff noted that the opportunity to share and interact over research was part of what made the conference so valuable. It brought together those studying happiness from a variety of different viewpoints, he said. Researchers were able to talk about their findings, not just read each other's studies in journals, according to Radcliff.

Radcliff said the field of happiness has become "one of the big research programs of social science," and it is being examined from the perspectives of political science, economics, sociology, psychology and history.

"Often, academics in these diverse fields do not have the opportunity to work together, even when they are studying the same issue," the conference remedied this situation. "Here, you're getting questions about your research from a philosopher, sociologist and economist," Radcliff said.

Ruth Abbey, professor of political science and Acting Director of the Institute of Scholarship in the Humanities, said that gathering such an interdisciplinary group is often not easy.

"The conference was funded primarily by a grant from the Annenberg Foundation. The opportunity to step off campus and be involved in the community was reward enough to try it do again."

Contact Emma Driscoll at cedrisco1@nd.edu

SMC squad cheers runners at Marathon

By MAGGIE DUNN
New Writer

Sunday morning, seven members of the Saint Mary's cheerleading squad braved the cold to cheer for a much bigger team than they're used to—a team of 40,000, in fact.

The women attended the Chicago Marathon as members of the event's official cheerleading squad, which encouraged participants on their 26.2-mile run.

According to SMC cheerleader junior Rocky Krivda, SMC was selected to participate along with 24 other schools and All-American/All-Star cheerleading squads by the LaSalle Bank Chicago Marathon board members.

The application included an essay about why their particular team should be chosen and what spirit means to them. Krivda said she applied on the LaSalle Bank Chicago Marathon Web site in June, and the SMC cheerleaders received confirmation in early August. They were the first of the 25 squads to be selected.

"Here, you're getting questions about your research from a philosopher, sociologist and economist," Radcliff said.

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"The conference was funded primarily by a grant from the Annenberg Foundation. The opportunity to step off campus and be involved in the community was reward enough to try it do again."

Contact Maggie Dunn at mdunn01@stmarys.edu

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FREE FOOD TO THE FIRST 1,000 STUDENTS!
Burglary

continued from page 1

receiver from inside the house, since this was on the floor when he came home. Nothing appeared to be missing.

This year's break as a whole had few reported robberies at predominantly student housing complexes like Clover Ridge, Turtle Creek and Lafayette Apartment complexes, perhaps due to increased security and preventative actions.

"Weber," the property owner of Clover Ridge Apartments, said while none of his homes or apartment complexes (Lafayette Apartment and Notre Dame Apartments) were broken into, it is crucial to take a "proactive approach" and realize "anything can happen anywhere at any time."

Kramer said it was "not unusual" that very few break-ins occurred during break. To help deter potential crimes, Kramer Properties' maintenance team patrols its properties daily and has hired off-duty Midwestival police officers to serve as additional security at Lafayette Apartments, he said.

"The apartment complexes usually are the ones that get hit first," Kramer said. As an additional step to prevent potential criminal activity at apartment complexes, Clover Ridge Apartments installed new deadbolts on all apartment doors. Leasing Agent Lynn Buckley said. Although two vehicle break-ins at Clover Ridge were reported earlier in the year, Buckley said students who left their vehicles in their parking lot during break had no problems.

"We ask that residents don't leave anything on their seats and lock their doors," Buckley said.

Kramer said his tenants who left their vehicles to behind while they were away, not experience any problems, and believes cars parked near homes or apartments help deter crime.

"[There are] not as many cars as there would be when school is in session," he said. "Leaving a car helps because nobody knows if [residents] are home or not." Kramer said he also asks South Bend Police to increase patrols in student residential areas during break and reminds students to secure their homes or apartments before they depart.

Keckley said he figured a break-in was inevitable. He and his roommates gave the thief an opportunity when they failed to lock all their doors and windows before they left. Keckley said:

"It was our fault," he said. "We should have known better than to leave a window unlocked, especially when we are gone for fall break."

Students need to make sure they do not have "keys ... and couches on their porch or Notre Dame signs and banners hanging from their house," he said.

Kramer said he also stresses that his tenants lock their doors and windows, set their alarms and close their blinds. Greg Anderson of Anderson ND Rentals was unaware a break-in had occurred at one of his houses on North St. Peter's Street. He said break-ins at his houses are very rare, since each one comes equipped with a security system. When he rents to students, he gives them an information packet describing how the system works and listing the number to call to turn it on.

"All they have to do is get it hooked up and running," Anderson said. "But if they don't bother to call the company and get it set up, then it won't do anything."

Senior Will Jouard, another resident of 113 St. Mary's St., said he thinks he and his roommates will now look into setting up their alarm system. Kramer encouraged students to place all electronics into a locked bedroom before they leave their home for a long period of time. "In [an alarmed] house with six or seven bedrooms ... [theives] don't have time to look for electronics, and by the time they get into the locked bedroom the police come," Kramer said.

Kramer said all of his homes come with ADT alarms and when they are set off "the South Bend Police Department is very responsive, and ... will arrive within minutes."

During future breaks, senior Brian Hedges, one of Keckley and Jouard's roommates, said the roommates may take extra precautions since they are having valuable electronics at Keckley's family's nearby house.

While fall breaks' duration is minimal compared to students' month long winter break, property managers like Turtle Creek Apartments community manager Francis Schmuhl said they are still prepared to ensure student safety and security. "Like many student-populated complexes, Turtle Creek has two officers that live on site, and although apartment complexes do not have alarms," Schmuhl said, "Students are encouraged to lock doors and windows before they leave."

"For Christmas break we ask [that] students move all valuables out of the way so you cannot see them through the window," she said. "They should close blinds, lock up and move anything of great value out of plain sight."

The residents of 113 North St. Peter's Street have been careful to keep all their doors and windows locked since the incident. But Hedges said the break-in still has him unnerved.

"I haven't really felt safe in here since it happened," he said.

After she witnessed a man break into her neighbors' house, Zeldier says she feels a lot less safe, even though she and her roommates have an alarm and keep the blinds down and doors and windows locked.

"It is apparent that there are people watching our houses and they know when our breaks are," Zeldier said.

But the nearby break in hasn't changed her desire to live at her off-campus house. "It worries me ... but it's not like I wouldn't live here because of it."
INTERNATIONAL NEWS

U.S. officials consider Iraq options

BAGHDAD, Iraq — Two weeks before U.S. midterm elections, American officials unveiled a strategy for Iraq's future, seeking to take the heat off the war while stepping up efforts to prevent ethnic cleansing and secure a peace deal.

The plan involves a surge of U.S. troops and a diplomatic effort to bring Iraqis together to form a government. The strategy is expected to be announced in the coming weeks.

Gaza

AP photographer found alive

Morenatti released without injury; kidnappers disguised him in women's clothing

Associated Press

Gaza City, Gaza Strip — Associated Press photographer Emilio Morenatti was freed unharmed Tuesday after a harrowing day in the hands of Palestinians who abducted him at gunpoint and dressed him in women's clothes to spirit him from one secret location to another.

Morenatti, a 37-year-old Spaniard, looked fatigued but was expected to further weaken the national morale of Palestinians who denounced the abduction.

Morenatti was brought before midnight to the office of Palestinian President Mahmoud Abbas by Fatah officials. It was not clear who kidnapped him, though officials said he was taken by criminals.

Morenatti said in his final statement that his captors threatened to harm him if he spoke. He said the kidnappers held him in a small room, where he was kept for about four hours during which he was visited by masked men.

Later he was put in a car dressed as a woman and taken to another location.

"They put a bag on my head and they dressed me up as a woman, as a woman in a long veil," the photographer added.

Morenatti said he was blindfolded for much of the time, and that his captors spoke Arabic, which he doesn't speak.

"I didn't know at any moment what they were doing," he said. "They moved me but nobody explained anything to me. It was very confusing."

The photographer said he was held in complete darkness for hours.

In the second hour, he said, Morenatti said he was given one meal of cheese and lunch most early in the day and a portion of fruit later.

Morenatti did not know his captors. Palestinian Prime Minister Ismail Haniyeh's office said in a statement that the identity of the kidnappers was known and they "would be punished."

Tom Curley, AP's president and chief executive officer, said, "The Associated Press is relieved that Emilio has been released, apparently unharmed. The security of our journalists is always our top concern. We appreciate the assistance offered by so many people in obtaining his release, especially Palestinian and Spanish officials."

"It is crucial, however, that journalists such as Emilio be able to freely report the news in areas of conflict. We will be investigating what happened to assure that he and others can continue their important work," Curley said.

Morenatti's family in Spain rejoiced at news of his release.

"We were all sitting around together and when we heard the news we yelled with joy and then we opened a bottle of roja (wine) to celebrate," Miguel Angel Morenatti, a brother of the photographer, told the AP.

"I managed to talk with Emilio for about 15 seconds and he told me that he was well both physically and mentally. The most important thing is that he is safe and free," Morenatti was seized as he headed out of his Gaza City apartment for an AP car, where Majed Hamdan, an AP driver and translator, was waiting. Hamdan said four gunmen grabbed his keys and cell phone and told him to turn away, pressing a gun to his head and threatening to harm him if he moved.

NATIONAL NEWS

Ohio executes religious cult leader

LUCASVILLE, Ohio — A religious cult leader was executed Tuesday for murdering a family of five followers who were taken one at a time, police said.

Jeffrey Lundgren, 56, did not think the family was enthusiastic enough about his teachings and referred to the killings during his trial as "a bag of tricks.

Lundgren was convicted in the slayings of the Avery family — Dennis, 49, Cheryl, 46, Travis, 15, Rebecca, 13, and 7-year-old Karen.

3 men dead in latest Toledo killings

TOLEDO, Ohio — Three men were found dead inside a boarded-up house Tuesday, the latest in a wave of killings that has plagued the city in recent weeks, police said.

Two victims had been shot and the other had been stabbed, Chief Mike Navarre said.

A neighbor reported hearing shots about 4:15 a.m., Capt. Diana Bulke-Krause said. One witness said two people leaving through the backyard, she added.

Tuesday's discovery brought the number of killings in the past five weeks to 12 in the city of about 300,000. Police have tied several to drug deals.

LOCAL NEWS

Deer hunting allowed at state parks

CHESTERTOWN, Ind. — Deer hunting to curb the herd will again be permitted at 18 Indiana state parks this fall, officials said Tuesday.

"We're charged with protecting all of our resources, not just deer and other animals but all of the plants, too," said Jim Haggard, state deer specialist for the Indiana Department of Natural Resources.

"If one negatively impacts another, we have to try to balance that. A lot of people get concerned about an individual species, but we have to look at the whole picture."

Deer hunting allowed at state parks

WASHINGTON — House Speaker Dennis Hastert urged ethics investigators to work quickly to unravel the congressional pages scandal Tuesday, testifying before them just after a secret lawmaker whose recollections differ from his.

The investigation is focusing on how House leaders were told about sexually explicit messages sent by Ben Finken in late 2005 to Finken's pages, when leaders were told and what was done in response. Hastert and some other Republicans have suggested revelations about the messages were too late to hurt the GOP in next month's elections.

Tuesday's appearances by Hastert, R-Ill., and House GOP campaign chair Tom Reynolds, R-N.Y., could signal that the four-member ethics committee is nearing the end of its testimony-taking phase. Both men testified behind closed doors as co-needed rules were reworked.

Hastert said afterward that he had told the committee "that they need­ed to move quickly to get to the bot­tom of this issue, including who knew about the sexually explicit messages and when they knew about it."

Hastert has said he first learned of Foley's inappropriate e-mails to a former Louisiana page — and sexually explicit e-mails to another page — just last month as the matter became public and the Florida Republican resigned.

But Hastert's appearance followed that of Reynolds, who has said he learned of Foley's inappropriate e-mails to the Louisiana teen last spring and discussed the matter with Hastert.

Hastert has said he didn't recall that conversation. He has also assured conservative activist Paul Weyrich that Majority Leader John Boehner was wrong when Boehner said he and Hastert discussed Foley's problems last spring.

Hastert said he answered investiga­tors' questions "to the best of my ability."
Burish continued from page 1

Burish also believes new programs must be in areas of visibility and national or international interest, suggesting global health and the environment as examples. “We are not starting from scratch — a lot has already been done,” Burish said, citing the use of last year’s BCS winnings for academic priorities and the Board of Trustees Finance Committee’s willingness to prioritize faculty salary increases.

And the work that’s left, Burish said, is achievable. “In a few years, Dartmouth, Princeton were at one point faith-based,” he told faculty members at the end of his address, walking up the steps into the audience. These schools, he explained, have since dropped their religious aspects as they’ve grown in academic stature.

But Notre Dame, Burish said, doesn’t have to lose its identity to become elite. “It’s our time to join that conversation,” he said.

Contact Maddie Hanna at mhanana1@nd.edu

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duLac continued from page 1

"Complaints by a man or a woman in admissions, for example, or maybe a program or activity — a student club open to just women or just men," Bodensteiner said. "We’ve had informal and formal policies, but this was a gap ... an area we needed to beef up."

Bodensteiner said Notre Dame has worked closely with the Office for Civil Rights, the branch of the U.S. Department of Education that enforces Title IX. “We have consulted with them on our policies. They are very much in approval with the way we’re handling things now,” she said.

The new language added to the sexual harassment policy specifies that "[t]he response to most reports of sexual harassment, the University will complete the disciplinary procedure in 30 business days." According to Bodensteiner, that plan should smooth some kinks for all involved parties.

"We didn’t like the fact that the investigation was open-ended. Now, it gives the victim and the alleged harasser an indication of when they can expect a response," she said. "It’s a good means for us to hold ourselves accountable, when we’re doing an investigation."

Reporting cases of sexual harassment, sexual assault and rape has been complicated by the Office of General Counsel, and duLac provides the best forum to convey the new information to students, said Lori Maurer, associate director of Office of Residential Life and Housing. She hopes such additions will help students see duLac as a resource, and not just as a rule book. "There’s a lot of great information in [duLac]," Maurer said. "We’re trying to change the negative connotation."

It’s the negative, punitive connotations students associate with duLac and ORLI that can affect students’ lives more significantly, such as the new alcohol policy, she said.

Contact Eileen Duffy at eduffy1@nd.edu

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The Observer

BUSINESS

Wednesday, October 25, 2006

MARKET Recap

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S&P 500 | 777.35 | +0.36 |
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FTSE 100(London) | 6,182.50 | +16.40 |

COMPANY | PRICE
AMERICAN DIVERSIFIED INTERNATIONAL | $0.5339 |

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13-WEEK BILL | +0.40 | +0.020 | 4.990
30-YEAR BOND | -0.20 | -0.010 | 4.942
5-YEAR NOTE | -0.06 | -0.003 | 4.801

LUMINATE (CP) | -0.54 | -0.001 | 59.35
GOLD (SYRIAN) | +4.70 | 587.60
POK BELLUS (nas) | +0.38 | 89.48

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IN BRIEF

Refo CEO accused of $1 billion fraud

NEW YORK — The former chief financial officer of Refco Inc., one of the world's biggest commodities brokerages, was accused in an indictment Tuesday of defrauding investors in a scheme that resulted in losses of more than $1 billion.

The indictment in U.S. District Court charged Robert C. Treston with conspiracy, securities fraud, false filings and wire fraud. It also added new charges to the case against Refco's former chief executive officer, Phillip R. Bennett.

Treston, 37, of Sarasota, Fla., was scheduled to make his initial court appearance Wednesday. Bennett, 57, of Gladstone, N.J., is currently free on $50 million bail and subject to electronic monitoring.

Lawyers for both men did not immediately return telephone messages for comment.

Dana Corp. given time for bonus plan

NEW YORK — Dana Corp. on Tuesday won more time to develop a new legal strategy to obtain a package of bonuses for its chief executive and other top executives.

Judge Burton Lifland of the U.S. Bankruptcy Court in Manhattan, who previously rejected the proposed bonuses, approved the auto-parts supplier's request for a long-term incentive plan that would permit a Nov. 8 final hearing on its request for a long-term incentive plan for executives.

Even so, Lifland continued to question whether the timeline was too "aggressive," and whether Dana's strategy would work. "Frankly, I'm not fully comprehensible of the strategy of that plan," Lifland said.

The Toledo, Ohio, company has asked Lifland to reconsider his ruling striking down a program that would have paid Chief Executive Michael J. Burns $9.1 million over the next five years — including a $6 million bonus once Dana exits Chapter 11 protection.

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Skilling sentenced to 24 years

Former CEO faces the harshest punishment of those involved in Enron's collapse

HOUSTON — Former Enron CEO Jeffrey Skilling was ordered Monday to serve 24 years and four months in prison, the harshest punishment by far in Enron's scandalous collapse and one that capped a string of tough sentences for top executives in corruption cases.

U.S. District Judge Sam Lake sentenced the 52-year-old to the federal facility in Butner, N.C., for his role in a case that came to symbolize corporate fraud in America.

"His crimes hang heavy on hundreds if not thousands of a life sentence of poverty, isolation and shame," Lake said.

The former chief executive officer will be eligible to shave up to 54 days a year off his sentence for good behavior in prison. Lake also ordered Skilling to undergo alcohol and mental-health counseling. A successful completion of that treatment would take 12 years off his sentence.

Skilling, insisting he was innocent yet removed in a two-hour hearing, was the last top Enron official to be punished for the accounting tricks and shady business deals that led to the loss of thousands of jobs, more than $60 billion in Enron stock and more than $1 billion in employee pension plans after the company imploded in 2001.

His remaining assets, about $76 million, will be liquidated, according to an agreement worked out by lawyers for Enron employees, the company's savings and stock owners and Skilling's legal team.

About $45 million will be put in a restitution fund for victims. The remaining $15 million will go to Skilling's legal fees, said Lynn Sark, attorney for the Enron Corp. Savings Plan and Stock Ownership Plan. The Justice Department allowed Skilling to set aside $23 million for his defense when he was indicted, but he still owed his lawyers $30 million as of Monday.

Outside the courthouse, Skilling vowed to appeal his sentence and also asked that his restitution money go straight to victims, instead of being seized first by the federal government. His attorney, Daniel Petrocelli, said the restitution will be held until all of Skilling's appeals are exhausted.

Skilling had stood with his hands clasped below his waist, with petrochemicals giant, Another CEO, Dennis Kozlowski of Tyco International Ltd., received a sentence of eight and one-third to 25 years in prison in another fraud case.

Skilling's co-defendant, Enron founder Ken Lay, died from heart disease on July 5. Lay's convictions on 10 counts of fraud, conspir­acy and lying to banks in two separate cases were wiped out with his death.

Skilling's arrogance, belligerence and lack of contri­tiveness under questioning made him a lightning rod for the rage generated after Enron sought bankruptcy protection in 2001. Lay was once a leading city father whose charitable, good works and affable nature endeared him locally. Skilling was little known outside Enron until his anger at being caught brought his personality into public focus.

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Stocks mixed as investors wait

Associated Press

NEW YORK — Wall Street wobbled through a listless session and closed mixed Tuesday as investors awaited the results of this week's Federal Reserve meeting. Modest gains in the euro and major currencies, while gold prices fell, were countered by a lack of news on the economic front.

The Fed's Open Market Committee is scheduled to meet Wednesday, and while many investors expected the central bank's policymakers to leave interest rates unchanged for the third straight meeting, there was still concern on the Street about the assessment of the economy to be issued Wednesday afternoon.

Wall Street's performance was in contrast to a big rally Monday, when the Dow surged 141 points to a record high close and other indexes posted big gains.

Steve Sachs, director of trading at Rydex Investments, contended that the run-up this month in the Dow and blue-chip stocks in gener­al has occurred too quickly to avoid a pullback. "There's probably good reason for the rally to at least pause here."

The Dow rose 10.97, or 0.09 per­cent, to 12,127.88, eclipsing the record close of 12,116.91 set Monday. The Dow also set a new trading high of 12,133.80, edging past a day-old record of 12,125.16 before giving back some of its gains.

Broader stock indicators ended the day mixed after spending much of the session lower. The Standard & Poor's 500 index was up 0.36, or 0.03 percent, at 1,377.38, and the Nasdaq composite index was down 10.72, or 0.45 percent, at 2,344.84.

Bonds rose slightly as investors awaited the Fed's decision. The yield on the benchmark 10-year Treasury note fell to 4.82 percent at 4:43 percent late Monday. The dollar was mixed against other major currencies, while gold prices rose.

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Former Enron CEO Jeff Skilling, left, and his attorney Daniel Petrocelli leave the federal courthouse in Houston after Skilling was sentenced to 292 months in prison Monday.
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ROTC continued from page 1

a run, [with] a little snow on the ground [to] get your butt moving," Jenkins said. "We look forward to this run." As the tri-military command­er, Captain Michael Neller was the official organizer of this year's run — though he said the credit should go to the ROTC student organization that put it together.

Lt. Col. Kelly Jordan, who is in charge of Army ROTC, said the run was created to increase inter-branch unity, and he hopes it becomes a tradition at Notre Dame.

"We started it last year as a way to develop camaraderie and to emphasize not the differ­ences among the different ROTC programs but the simi­larities we all have," he said. "The Navy does different things, the Army does different things, the Air Force does differ­ent things, but when you look at us in terms of the entire University, we are far more similar than we are different." Neller explained that the ROTC branches normally com­pete against each other, rather than holding a unifying event. "Jordan was a big advocate last year of trying to do more group [unitl] things [instead of] having a football game against each other," he said. "So we tried to create a balance of both." Jordan said he was grateful for the special guests that ran alongside the ROTC students. "The ROTC students really work hard so it's wonderful to have the administration come out and support us," he said. After the run, Jenkins gave a short speech to the ROTC stu­dents, emphasizing Notre Dame's mission of service and duty. "At Notre Dame, the ROTC program has always been a part of this University and has an important place to play at this University," he said. "I think the major reason is that Notre Dame's student body is about service, serving the com­munity, serving the Church, serving the world in important ways. ... Your lives — as candi­dates for military service — are about service too."

Jenkins reminded the group of its continuing commitment to leadership, both at Notre Dame and after graduation. "During your time here in ROTC, always remember that Notre Dame spirit of service and duty. Those are high ideals," he said. "We expect you when you go forth from Notre Dame, to be leaders in your various branches of ser­vice, to be leaders in your com­munities, and to be leaders who have a sense of service and duty."

Contact Ryan Sydlik at rsydlik@nd.edu

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Peace continued from page 1

not begin as such.

"The conflict began with two peoples occupying one small piece of land," he said. Describing both Palestinian and Israeli society as "frac­tured," Burrell said the major distinction between these two societies is that the Israeli people believe the Holy Land belongs to them, while Palestinians believe that they "belong to the land." In order to overcome this disparity, Burrell said Palestinian students must develop as "civil society." Burrell also said it is essen­tial for anyone who examines this conflict to be able to dif­ferentiate between "good relig­ious groups" and "bad relig­ious groups." "Good religious groups," Burrell said, "work for recon­ciliation between Jews, Christians and Muslims." Burrell also noted that secular groups could also be instrumental in bringing peace to the region.

Additionally, Burrell focused on the violence and unrest that occurred in the Gaza Strip this summer, which has escalated the already heated conflict. "The Israeli response [to Palestinian attacks] was to destroy electrical generators and this was a totally dispro­portionate response," Burrell said. Also, in delaying the cease-fire agreements in this region and using untargeted weapons, Burrell said, the Israeli response to groups like Hamas and Hezbollah was dis­proportionate.

Burrell argued that the United States as well as Lebanon is at fault for creat­ing a "major divide" between the western world and the Middle East due to their involvement in the recent con­flicts. However, he said the American pres­ence is extremely important in bring­ing peace to the Middle East.

To move forward in this con­flict, Burrell said he thinks non-governmental organiz­ations will be essential in bringing greater awareness to the situation. He also argued that peace requires Israeli cooperation and continued dialogue.

"If Israel makes it more possible for Palestinians to develop an infrastructure ..., more progress can be made towards a two-state solution," he said.

During his 25 years in Jerusalem, Burrell has worked with the Ecumenical Centre for Theological Studies in Tantur to help build peace in this troubled region.

Contact Becky Hogan at rhogsc@nd.edu

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DUBLIN, IRELAND


INFORMATION MEETING

Wednesday, October 25, 2006
5:30-7:00 pm 102 DeBartolo


Applications Available www.nd.edu/ois
SMC students discuss experiences in service

By LAURA BAUMGARTNER
News Writer

Stressing the value of helping people and building relationships, the second lecture of the three-part “What Difference Does it Make?” series featured Saint Mary’s students sharing service experiences — an encouraging reality to campus minister Regina Wilson who said “all of our decisions and choices in life affect us in some way.”

Seniors Rachel Stowe and Angeline Johnson presented two separate sides of service work by sharing their volunteer experiences and detailing how they became inspired to volunteer.

Stowe began serving through the Saint Mary’s Office of Civic and Social Engagement’s (OCSE) Summer Service Project at the South Bend Refugee and Immigration Services office. At the office, Stowe said she has had “a lot of different experiences with a lot of different people.”

“It’s hard to think about how it has changed me at this point because [service work] has had so many different effects on my life,” she said.

Angeline Stowe’s feelings about the worth of volunteer work:

“Before I got into service work, I was at least always conscious of issues that were going on with other people,” Johnson said, “but I never really got directly involved, and I think that is the big difference for me, seeing from afar versus doing something.”

Johnson said the most challenging part of her work — which includes civil rights protests against Taco Bell and McDonald’s — is getting people to listen and change their attitudes.

“On this campus particularly there hasn’t been a lot of support of the causes I promote, but it makes me realize there are definitely people out there who need to be informed and have their attitudes changed,” she said.

While the lecture featured the work of two students, director of OCSE Carrie Call said around 50 percent of students participate in volunteer activities while they are at Saint Mary’s.

Jenny’s
dining hall.

ATTENTION, all LAW, MBA, and GRADUATE students:

Student Affairs and the Graduate School want your feedback. In the next couple of days, you will receive an e-mail invitation to complete an on-line survey about your experiences as graduate and professional students at the University. Please take the time to participate in this important survey. Your responses will help to shape the future of graduate and professional student life at Notre Dame.

♦ ALL students who complete the survey will receive a complimentary meal pass to either dining hall.

♦ All participants will also be registered in a lottery to win one of many available prizes, including:

  ♦ iPods
  ♦ Computers
  ♦ $100 gift cards to the DPAC
  ♦ $50 gift cards to Papa Vino’s
  ♦ $50 gift cards to the ND Bookstore
  ♦ Meal passes for a week (14 meals) to either dining hall

Contact Laura Baumgartner at lbaumg@1@ saintmarys.edu
Mayor: NYC hurried through 9/11 cleanup

Associated Press

NEW YORK — Mayor Michael Bloomberg acknowledged Tuesday that the city hurried through the World Trade Center cleanup five years ago but said the fast pace was an effort to return remains to victims' families as quickly as possible.

Meanwhile, more bones were found Tuesday in subterranean cavities along the edge of the site as workers continued burrowing into areas that were apparently missed during the initial cleanup.

Bloomberg spoke a day after the Associated Press reported that some officials handling the cleanup in 2002 had recommended a more thorough search for remains but felt rebuffed by a city agency that just wanted to finish the job.

The agency in charge of the excavation, the Department of Design and Construction, was applauded for its efficiency in 2002 after it whisked away the ten-story pile of trade center rubble in less than a year.

"We're under time pressure," Absolutely, Bloomberg said Tuesday. "I don't know any family member that didn't want to find out whatever they could about the loved one that they lost. And we did it as fast as we could, consistent with safety and completeness."

Some victims' relatives dismissed the mayor's explanation for the quick cleanup.

"It had very little to do with the families," said Moe de Gabriele, who has no identified remains of her husband, Richard. "This is another spin — it's a diversion away from the issue, which is that management failed, not the workers. And management needs to be held accountable.''

Among the officials who said they raised objections during the nine-month recovery effort was Lt. John McArdle, ground zero commander for the New York Police Department.

"There came a point in time when they said, 'We gotta try to wrap this up' and they tried to expedite it as much as possible, and they jumped the gun, and now you have all of these families hurt, and they're finding all these body parts,'" he said.

Several large bones were accidently discovered only last week after a utility crew opened up a non-working manhole. Since then, the city has been tearing up the pavement and examining other underground pockets in the same vicinity, which is a service road along the western edge of the 16-acre site.

In the past few days, more than 100 bones and fragments have been recovered. The medical examiner's office is working to match them to victims.

Thousands of pieces recovered during the main excavation still have not yielded matches, leaving more than 40 percent of the attack's 2,749 victims without any trace of remains.

Firefighters charged with arson

Associated Press

TIPTONVILLE, Tenn. — The city's fire chief and three volunteer firefighters, including the chief's grandson, appeared in court Tuesday on arson charges stemming from a string of fires over the past two years.

The men, all members of Tiptonville Volunteer Fire Department, were arrested Monday. All four were in the Lake County jail Tuesday afternoon after a judge set bond at $100,000 for Fire Chief James Blackburn and $25,000 or more each for the others.

Police Chief Norman Rhodes said the investigation had been going on for about two years.

"We've been pretty sure who it was for about the last year," Rhodes said. "He didn't give a motive for the arsons beyond saying the suspects had formed a clique."

All the buildings were vacant when they were set on blaze and no one was hurt.

Blackburn, who is also superintendent of the city water plant, was charged with 10 counts of arson. His grandson, Brandon Blackburn, faces two counts of arson; firefighter Floyd Joe Kilburn was charged with four counts; and firefighter Chris Burris was charged with two counts.

Rhodes said he called on the state for help with the arson investigation, and James Blackburn, the fire chief, knew about the probe.

"He was actually giving me static about calling in bomb and arson investigators — said that was his job," Rhodes said.

Police said the men are suspected of setting several fires since 2004. Among the buildings burned was an abandoned Victorian-style house.

"There have been quite a few people who have been upset because this has been going on. They haven't been able to sleep at night," state bomb and arson investigator Ron Powers said.

Tiptonville, 90 miles northeast of Memphis, has about 2,400 residents.

Judge forbids boy's circumcision

Associated Press

CHICAGO — A judge in a case closely watched by those who oppose circumcision sided Tuesday with a divorced man who did not want his 9-year-old son to undergo the procedure.

Circuit Judge Jordan Kaplan said that circumcision is "an extraordinary medical procedure" for a 9-year-old and that the boy can decide for himself when he turns 18.

The boy's father sued to block the operation in a dispute with his ex-wife. The couple's 2003 divorce decree gave the father the right to be consulted before the boy underwent any "extraordinary" non-emergency procedure.

The father said he believed surgical removal of the boy's foreskin could cause long-term physical and psychological harm. The child's mother wanted the procedure to protect the boy's privacy.

Newborns in several mainstream religions are routinely circumcised as part of their faith, but religious beliefs did not figure in the ruling.

The Associated Press is not identifying the parents to protect the boy's privacy. Alan Toback, the father's attorney, said the man is extremely happy with the judge's decision. A telephone call to the mother's attorney was not immediately returned.

Most U.S. newborn boys are circumcised. But a growing number of parents are opting against the surgery. The percentage of male babies circumcised has fallen from an estimated 90 percent in 1970 to about 60 percent today.

Tournament begins November 13 6pm - 10pm @ Legends
Shedding some light on airline security

Katie Palmitier
A Word to the Wise

I admit it, I’m afraid of the dark. When I was younger there would be occasions when I needed to stay home alone or had to babysit my little brother and sister. In these situations, I would turn on every light in the house. I truly believed that a robber or a "bad guy" would not go near my house if it were well lit. Yet I now know that turning on all the lights was not keeping me safe, my illuminating house was scaring me that I was young, home alone and scared.

U.S. Homeland Security is currently turning on all the lights in America. This false sense of security and display of fear needs to be turned off and light needs to be shed upon areas where our national security is truly at risk.

The public has always complained about airport security. Recently, security restrictions at the airports were updated after the discovery of explosives at Heathrow Airport. So now not only do we have to remove all shoes, belts, jewelry and wallets, we also must consolidate all carry-on liquids into a one-quart sized plastic bag. While these new regulations increase complaints and create hassles for vacationers and business men and women, they provide a sense of security for all fliners, as well as the rest of America: we find comfort in the fact that, because irritating, tedious restrictions are in place, there must be no way a terrorist could possibly board an aircraft. But our enemies do not even have to go on a plane to cause harm. In a recent CBS News special, a two-month investigation discovered that five out of six major airlines did not x-ray or open cargo, cargo that could possibly contain a bomb or other explosive device, and cargo that could possibly be flying beneath you as you ride in coach. So what is the point in making the middle-aged man sitting next to me on the plane check his deodorant? I think we would all be better off if we were allowed to bring it on board.

These restrictions are just a false sense of security. The government has encouraged the American public to believe that because strict TSA restrictions are in place, terrorism is being prevented. Yet the security line at O'Hare is not where the breeding of terrorism is taking place. Terrorism is being bred in Iran, Iraq, Afghanistan, and as Will Ferrell speaking as George Bush so eloquently said, in "one of them Koreas". Therefore, my, Chanel lip gloss, even though it is French, should not be placed on the Axis of Evil. Making the American public consolidate or check all their liquids and remove their shoes is not making for a safer America, especially when cargo is being shipped unscreened and nuclear weapons are being tested abroad. The TSA restrictions are in place so America feels safe while our true safety and national security is still at great risk. Thankfully, Americans are now beginning to realize this false sense of security is just as well the deceptions of the Bush Administration.

Instead of trying to find a terrorist among a random group of citizens trying to get to South Dakota, our anti-terrorist efforts should be in places where we know a threat to our national security exists. While this type of protective measure may not be the most comforting and personal to Americans, it would be more effective in protecting our national security. North Korea is currently testing nuclear weapons, which could be a severe threat to U.S. security. Our current efforts in the Middle East are not working and Osama bin Laden, the mastermind behind 9/11, is still hiding in a dark cave. We need to turn the lights on in Osama’s cave and stop terrorism at its source. Only then will America be safer.

The lights are on in the White House, but no one is home. So far now, we will still have to submit to the TSA regulations and long security lines at the airport, but hopefully soon the government will come to grips with the current situation we are facing in the Middle East. When this happens, America will no longer have to turn on all the lights. Our national security will be restored, our soldiers will be home, and the American people will no longer be left in the dark.

Katie Palmitier is a sophomore for the Irish and Writing major. She can be contacted at kpalmiti@nd.edu

The views expressed in this article are those of the author and not necessarily those of The Observer.
Editor's note: This is the second of three columns calling for greater attention to the global health crisis as discussed in the academic forum earlier this semester, "HIV/AIDS: How Far Have We Come Since Tomorrow?" — Peter Levi

Guest Columnist

In the past month, Notre Dame has brought the world a little closer. The recent Notre Dame Forum on Global Health assembled a group of intellectuals from the medical and economic fields to discuss the global poverty crisis. University President Father John Jenkins responded in the following week with a campus-wide announcement that Notre Dame would become closely involved with the Millennium Development Initiative in Uganda. Also, the latest issue of Notre Dame Magazine is entirely devoted to bringing this global problem to a wider audience beyond campus. I am impressed that the University is actively confronting an issue most Americans tend to ignore, but there is much more to do. My own perspective on extreme poverty changed drastically from blissful ignorance to compassionate concern while working in southern Africa. I realized we in the United States have the resources to alleviate the problem. However, as I became a society lack an understanding with reason, it would rest on the cross has something to do with reason, it would rest on the cross has something as if we really believed crucifixes. When I visited, these obstinate, at the very least, for keeping the path articulated by Dr. Sachs and professors to follow the movement started in 2005 Annual Report, $2.3 billion were available to the University as unrestricted net assets. These funds are available for Notre Dame to allocate as the University sees fit. A 0.7 percent donation, or $16.1 million, could provide 1.6 million bed nights to people in sub-Saharan Africa, protecting 3.2 million people and saving an estimated 80,000 lives. Alternatively, a Millennium Village of 23,000 people would be supported for 10 years with the same donation. This support would allow the village to generate income and become self-sufficient. A financial donation of 0.7 percent from the University's unrestricted net assets is a bold commitment; however, the benefits to Notre Dame are greater than the financial costs. Jenkins clearly stated the intellectual and societal benefits in his campus-wide e-mail, which include "assist[ing] villagers in implementing the interventions central to the Millennium Village Project and [providing] faculty and students, both graduate and undergraduate, with research opportunities that contribute to human development". While the cost to Notre Dame has the opportunity to work with the Millennium Village established by Board of Trustees member Ray Chambers in Uganda, there are many other people and villages suffering from extreme poverty. I recommend that we support a new Millennium Village as an excuse for the wealth of intellect our students and faculty will receive. In addition, a 0.7 percent commitment from Notre Dame may result in more money coming into the University. Firstly, donors have strong loyalty to Notre Dame and, being a Catholic institution, know that the University chooses programs to support with moral and spiritual merit. Donors reading this may consider the project the Millennium Village Magazine will have many reasons to contribute, but none more wisely and simply stated than by Kerry Temple in the Editor's Note. His reasons as action said: "we are believers in the God's children" and "it is time to live as if we really believe in the Catholic tradition that religion outside the classroom is sufficient to sustain our faith". The benefits of intellectual knowledge, increased donor support and grant opportunities will prompt other institutions to follow the model set by Notre Dame. We can continue to bring the world closer with students, faculty, alumni and others throughout the University broadcasting their perspectives and expertise while involved with the Millennium Village Project. The discussion initiated by the Forum opened a door for us to see the end of poverty through. Now we must follow the path articulated by Dr. Sachs and compliment our intellectual action with financial action.

Peter Levi is a biology graduate student and Linkages of Biology, the Environment, and Society (GLOBES) program. He can be contacted at pflevi@nd.edu.

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

Letters to the Editor

Reconsidering the papal vote

My colleague and good friend, Charles Rice, wrote a column recently advising us to vote as Benedict XVI would "Vote with Benedict," Oct. 10, presumably in the forthcoming congressional elections. But if you are an independent voter appalled by the nation's tragic war in an unjust war, horrified by the death and suffering in Libya, ashamed of America's complicity in the bombing of Lebanon, shocked by the torture of Iraqi tourists and the brutalization of Iraqi prisoners, you may be feeling like the backslide on global warming, distressed by a deepening congressional culture of corruption, worried by an out-of-control national budget deficit, angered by the attempt to privatize social security, and embarrassed by a national health policy that has left 40 million people uninsured and discommodated over the negligent response to Katrina, you really have no reason to vote if Benedict would vote in fact cast his ballot on Nov. 7. I'm inclined to think Benedict would vote as much as this independent voter is likely to vote.

Donald P. Kammers
Professor
Political Science
Oct. 24

Regensburg, Notre Dame and Catholic identity

I came to Notre Dame for the crucifixes. When I visited, these ubiquitous wall fixtures said to me: here, the cross has something to do with the classroom. This is essentially what Pope Benedict XVI's Regensburg address has to say about our current worries over Notre Dame's Catholic identity. Skim past the infamous paragraph about Islam to find the point: for Christlikeness, faith is rational because God is rational. The Gospel of John says that in Jesus, the Logos was made flesh. In his address, the pope reminded us about the "living exchange" between the theologians and other faculty at Regensburg. If faith had nothing to do with reason, it would rest content in its pristine to the Baslica, happily ignorant the intellectual goings-on around it. In laire Meyers, the pope sees that religion outside the classroom is sufficient to sustain the Catholic identity of Notre Dame: If faith is reasonable, as the Catholic identity is, then it must have a place at the academic table. If it does not, something essential to Catholicism is lacking, no matter how many Masses are offered on campus. One way to keep Catholicism in the classroom is to hire Catholic professors. Someone who is personally committed to both their academic field and to their Catholic faith will inevitably be concerned with the ways in which both their commitments make a claim to reason. Such a struggle must be present and public at a Catholic University. Of course, non-Catholic faculty is important, at the very least, for keeping the Catholic intellectuals in the cell. More importantly, however, truth is truth wherever, and by whatever — it is found. But the mission of a Catholic university to see the fullness of truth within the context of the fullness of faith requires that we strive for a deep and thorough engagement of faith with reason than mere hiring practices. This does not mean that all other departments should take their orders from the theology faculty. It does, however, mean that these different departments should be in "living exchange" with one another. This means concretely for each area of study must be determined by its own practitioners, but one thing is sure. The intricate Logos hangs intact despite the absence of any reason, the absence of the presence of any movie, the absence of the presence of any television. This is the beauty of a truly Catholic university hinges on the fact that this makes a difference.

Spencer Daniel
Graduate Student
Theology
Oct. 23

Football fans impress

I am a 1978 graduate of UCLA and was privileged to come to the football game last Saturday Oct. 23 and see the scale they drew on the field how incredible your fans are. From the moment we got in the box, we were amazed by the reception we were given. I had heard about your hospitality, but never experienced anything like I did. Instead of snarls and veiled threats like at most stadiums, we were greeted with wel­come and open arms. A football fan even thanked us for coming, thanked us for bringing the weather (when the sun appeared) and opened up their tailgates for us. After the game, several Notre Dame fans almost apologized for the way the game ended. We left the game disappointed, yes, but richer for the experience. I cannot stop singing the praises of the class and dignity of the students, and the fans. Go Irish, any second favorite college football team!

Tim O'Neill
Torrance, Calif.
Oct. 23

Wednesday, October 25, 2006

THE OBSERVER

We are not doing enough

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OBSERVER

LETTERS TO THE EDITOR

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Tim O'Neill
Torrance, Calif.
Oct. 23
New DVD worth going ‘Over the Hedge’ for

By ERIN McGINN
Assistant Scene Editor

Aside from “Shrek,” DreamWorks has struggled to keep up in the animated movie arena behind major powerhouse Disney and Pixar. With mild audience enthusiasm for last year’s “Madagascar,” DreamWorks came back with another animated animal movie that outdoes its predecessor. “Over the Hedge” is a delightful and entertaining film that is hard not to love with its fun storyline, excellent acting and gorgeous animation.

The basic premise of the movie follows RJ the raccoon (Bruce Willis) as he tries to replace the large stash of food that he destroyed while trying to steal it from Vincent the bear (Gary Shandling). Hammey the squirrel (Steve Carrell), Stella the skunk (Wanda Sykes), Ozzie the possum (William Shatner) and his daughter, Heather (Avril Lavigne), Lou the porcupine (Eugene Levy), her wife Penny (Catherine O’Hara) and their three kids. They discover that the new suburban home has been built where much of their forest used to be, with only a hedge separating the two worlds. RJ cons the animals into believing that they should steal the human food products as their food sources, without telling them that he will secretly be taking all from them to pay back the bear.

Based on the “Over the Hedge” comic strips created by Michael Fry and T. Lewis, the movie works well on just about every level. Directors Tim Johnson and Karey Kirkpatrick created a film that is pleasant for all ages. It contains everything from references to such classic films as “A Streetcar Named Desire” and “Silence of the Lambs” to a silly, semi-violent humor expected in cartoons.

And as the latest trend is to insert some type of moral into cartoon movies (films like “Ice Age 2: The Meltdown”), “Over the Hedge” follows suit with plenty of commentary on consumerism, the expansion of suburbs and the everyday habits of people which seem odd to outsiders.

When RJ points out an SUV to the naive animals he says, “Humans drive around in these things. They are slowly losing their ability to walk.” When one of the animals ask how many people ride in them, RJ replies, “Usually one.”

The cast also performs in great fashion. Willis is well-suited as the fast-talking con man as he leads the animals into the comical world of humans. Shandling is excellent as the whining turtle who is ultimately ousted by RJ as the leader of the group.

Although they are the lead roles in the movie, the supporting cast often steals the show. Carrell is perfect as the hyperactive squirrel who brings many of the low-brow laughs to the screen. Shiner does what only Shatner is able to do as the possum who melodramatically “plays possum” throughout the film.

The animation by DreamWorks is the best animation that they have produced since “Shrek.” A big part of why the film works so well is the character models they used to create the animal counterparts. They are fantastically well done, from their fur to the way they move. The character models have been deliberately tweaked to make them look a bit more cartoony, but there is so much realism in the animation of the film’s creatures that it is a delight to simply sit and watch them hop around the screen.

While not quite reaching the status of animated classic, “Over the Hedge” is a cure and clever little movie that gets on the screen, entertains, and then gets off. With its incredible cast and adorable animals, it is hard to not have a good time watching this film.

Contact Erin McGinn at emcginn@nd.edu

Over the Hedge
Widescreen Edition

Dreamworks Pictures

Meryl Streep, Lily Tomlin, Woody Harrelson, Tommy Lee Jones, Garrison Keillor, Kevin Kline, Lindsay Duncan, Virginia Madsen, John C. Reilly and Maya Rudolph. The spectacular ensemble cast is directed by the award-winning Robert Altman, who, using one of his signature techniques, allows the cast to improvise and break the fourth wall with each other.

The warmth and sweetness of “Prairie Home” comes alive despite musical numbers. The camera gravitates toward the luminous Streep, who employs the same musical technique as Diane Keaton in “Annie Hall” — cover up a weak voice with pure emotion and dazzle them all.

All the actors do their own singing — good or bad. Lily Tomlin’s deep and jarring singing voice may not be particularly pleasant to listen to, but the joy of watching her on-screen interaction with Streep is worth any auditory trauma received.

The film belongs to Streep and Keillor, but other cast members have their moments as well. John C. Reilly portray two country singing cowboys with a penchant to sing inappropriate songs. Kline plays a quirky private eye turned security guard named Guy Noir who narrates his life as if he were in film noir. Meryl Streep portrays a beautiful Angel of Death who offers comfort to the “Prairie Home” family, even though her presence forebodes tragedy.

The weakest performance comes from Lohan, who demonstrates acting chops but is the only actor not to get lost in her character. Perhaps her tableau expression is to blame, but Lohan will have to work hard and keep a low profile if she wants to take more stabs at playing characters truly successfully — something that she has already proved challenging after her embarrassing public scolding by “Georgia Rule” studio executive James G. Robinson.

However, the ability of the rest of the actors to completely immerse themselves into their characters makes us forget that they are acting at all. The ensemble’s genuine performances are exposed through Altmann’s genius.

The DVD lacks any extensive special features. Included on it is commentary by Altmann and Kline, a featurette and the trailer.

A Prairie Home Companion
Widescreen Edition

New Line Home Video

Meryl Streep, left, and Garrison Keillor star in “A Prairie Home Companion,” a fictional story based around the real life radio show, which Keillor hosts.

Contact Cassie Belek at cbbeck@nd.edu
The problems with horror's new subgenre

By BRIAN DOXTADER
Scene Editor

There's a disturbing new trend in horror films, punctuated by recent pictures like the "Saw" movies, "Hostel" and, most recently, "The Texas Chainsaw Massacre: The Beginning." These movies represent the torture film, a fledging subgenre of horror that depends on watching men and women as they are brutally tortured by various assailants.

The original "Texas Chainsaw Massacre" was reactionary, but at least it had reason to be. Released in 1974, its horrific violence and inversion of American values was a grotesque response to the social upheaval of the previous decade, a response to Watergate, to Vietnam, to the Summer of Love. "The Beginning" pays lip service to those issues but the facade of its topical awareness quickly falls to the wayside once the torture begins.

It's been argued to me that these films are, in a way, cathartic. That in the age of the consuming media, of the Internet, of 24/7 news coverage, of constant depiction of violence both fictional and real, of watching reporters being beheaded, that we've become numb; the only way that we can react to such violence is to understand the violence and the meaning of the violence without necessarily seeing it in gory detail. The greatest impact from these films comes from what we don't see, but from what is not seen — the imagination takes care of the rest.

I don't believe this argument; or perhaps more accurately, I don't want to believe it. The torture subgenre is almost pornographic in its visceral intensity — what kind of pleasures are audiences expected to derive from watching realistic pain inflicted on other human beings? Spielberg and Bunuel are supposed to derive pleasure from it? If not, then what's the point? These films aren't really any kind of effective commentary on anything and the plots are window dressings for the torture, which is the real draw.

"The Texas Chainsaw Massacre: The Beginning" tries to build on the foundation of its mythology, but no insight is given into anything. We don't learn more about Leatherface. We aren't given motivation for why these people kill. We just watch and wait for unassuming teens to stumble into their trap. The violence in a film like "Saw" is effective precisely because it is so unexpected and so brief, and the violence in a film like "Luis Bunuel's 1928 surrealist masterpiece "Un Chien Andalou" is effective because it is so incomprehensible. A cut with a razor was shocking in 1928 precisely because it was irrational. It was incomprehensible, it was repulsive. But those very qualities were somehow alluring in the artistic hands of Bunuel and Dalí — the sequenced have been used, even if that meaning is obscure or incomprehensible. In short, Spielberg and Bunuel trust their audience. They trust them to understand the violence and the meaning of the violence without necessarily seeing it in gory detail. The greatest impact from these films comes from what we don't see, but from what is not seen — the imagination takes care of the rest.

The torture genre has endured because it appeals to our darkest nature, our most fearful beliefs; it cuts to the core of our deepest instincts, to the point that we are electified, terrified, and, most importantly, galvanized. The problem with the modern horror film, the modern torture film, is that our primary reaction is not fear or horror, but disgust. The torture subgenre leaves little to the audience's imagination, which actually makes them less scared and less effective. Nowhere is this more evident than in "The Texas Chainsaw Massacre: The Beginning," which pales in comparison to the film's opening scene, singing a song about Kansas.

Contact Brian Doxtader at bdoxtader@nd.edu

The torture subgenre is indicative of a horror movie trend toward the torture film, a characteristic shared by "Saw" and "Hostel."

The Texas Chainsaw Massacre: The Beginning

By CASSE BELEK Assistant Scene Editor

It is impossible not to compare "Infamous" to last year's Academy Award Best Picture nominee "Capote." The two films capture the life of notorious author Truman Capote as he investigates the horrific "Blood Bath," a farming family from Holcomb, Kan. "Capote" ultimately portrays the "In Cold Blood" author as a small and unlikable man who darkly struggles with his desire to hold the people in his life in the perfect ending to his story, knowing that his friend Perry — a Clutter murderer — will be put to death. "Infamous" attempts to do the same, but the result is merely "Capote"-Lite.

"Infamous," directed by Douglas McGrath and starring Toby Jones, is the second recent film about Truman Capote, the socialite and author of the controversial book "In Cold Blood." This film, which pales in comparison to "Capote," is indicative of a horror movie trend toward the torture film, a characteristic shared by "Saw" and "Hostel."

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**CD Reviews**

**Man in Black’s ‘Legend’ resonates on new CD**

By MARTY SCHROEDER
Assistant Scene Editor

With his middle finger in the air for the world to see, it’s no surprise the late Johnny Cash is credited for transforming a genre; crossing over musical-ly, lyrically and perceptually from traditional country to pop, rock (and expect-edly or not, punk).

The Man in Black is posthumously remembered in a release of his singular style, "The Legend of Johnny Cash," the result of a collaborative effort from Island Records, Universal Music Enterprises, Columbia Records, American Records and Legacy Recordings. From the beginnings of his career with "Get Rhythm" to his final days with the Nine Inch Nails cover of "Hurt," this album careers through the career of the iconic and rebellious Cash.

Opening with "Cry! Cry! Cry!," "Legend" gives a prime example of the country roots of Cash. His southern drawl lopes through the lyrics concerned with a fickle love familiar to country music. While the lyrics are somewhat cliché, they are presented creatively. The "boom-chicka" licks on the electric guitar are the fertile ground Cash would plant his signature sound in.

"Cry! Cry! Cry!" was recorded in 1955 and would go on to become one of his first singles along with the wry-styled track, "Hey Porter." Both of these tracks, while not as well-known as "Folsom Prison Blues," "Ring of Fire" or "Folsom Prison Blues" are the seminal moments for Cash, and one can hear the beginnings of these later hits in the rock-inflected country of Cash's early musicanship.

The album's middle tracks are the zenith of Cash's career. As a type of greatest hits, "Legend" compiles the best of the best. While this is not the only Cash album one should own the seminal "At San Quentin" is among the best of five albums in his life. It hits the high spots, which is to say in regard to Cash, zeniths of modern popular music.

The pain and torment of Cash's life (the death of his oldest brother early in his life and a difficult divorce) are the backdrop of his music. The cathartic experience, while maybe not as apparent in his live albums, is readily apparent in his eponymous "Legend" provides. "Folsom Prison Blues" and "Man in Black" are two songs expressing the frenetic life Cash led. Drug addiction consumed the early part of his career until meeting the love of his life and musical partner, June Carter.

Even with the steadiness of his later life, the drive "Hurt" (originally written by Nine Inch Nails' Trent Reznor) explores the pain and addiction that haunted Cash until the end of his life. Cash's deep baritone, aged perfectly, paints a ghostly portrait of a man who has been in the fires of a sometimes hellish world. The video, equally daunting, presents a baggadour Johnny Cash celebrating and lamenting the life he's led. Some of the most inspiring and original music to be released post-World War II resulted from some of the worst pain on man can endure.

From "A Boy Named Sue," written by the children's poet Shel Silverstein, to the lyrics "I hurt myself today, to see if I still feel," Johnny Cash is the American icon who told old-time Nashville country to shove it and gave the jailed, the beaten and the loser a voice. To listen to the Man in Black is to purge feelings of pain, misery while laughing at it all the way to grace.

Cash crossed the cultural divide supposedly separating respectable music from America's so-called untouchables and is proved to be one of the most enduring music icons from his humble beginnings in 1955 and is not soon to be forgotten.

Contact Marty Schroeder at
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**Johnny Cash**

The Legend of Johnny Cash
Hip-O Records

Recommended tracks: "Folsom Prison Blues," "A Boy Named Sue," "Ring of Fire" and "Man in Black"

**Don't start believin’ in reissued Journey album**

By SEAN SWANEY
Assistant Scene Editor

Some bands are one hit wonders. Others, especially many from the 1970s and '80s, can be termed "several hit won­ders." Journey is a band that falls into this category. While well-known and loved for such hits as "Don't Stop Believin'!", "Any Way You Want It" and "Wheel in the Sky," ask most people to name several other Journey songs and they will be at a loss.

Most of the songs on Journey's 1983 album "Frontiers" are the obscure, unknown type that can cause fans to wonder just how Journey had any hits at all. "Frontiers" was Journey's eighth album release, no doubt intended to capitalize on the success of the "Escape" album, which debuted "Don't Stop Believin'!"

Much of this success was due to lead singer Steve Perry, famous for his wildly long black hair and the outrageous cos-tumes he wore on stage. Perry's talent goes without question, as he is able to consistently hit impressively high notes with an ease that defies most. The other music­ians in the band at this time were also talented in their roles, as their previous albums had demonstrated.

Unfortunately, this album does not cap­ture that same success but rather por­trays Journey as a trippy band that goes without question, as he is able to celebrate and lament the life he's consumed the early part of his career. The only problem is that these songs are not as bad as the rest. Perry's vocals often get overlaid on top of each other and several sound effects help make this a truly awful song.

In spite of all this, there are several songs listed as "Bonus Tracks" at the end that are as bad as the rest. "Only the Young" and "Ask the Lonely" are two songs that sound more like the Journey of a band that gives us hits like "Wheel in the Sky." The only problem is that these songs are far towards the end of the CD that many listeners might switch it off before even getting this far.

While the music is terrible, the album cover and insert can make for an interesting way to pass the time of the CD.

From trippy artwork to photos of Journey on tour, one can tell that the band mem­bers they clearly enjoyed themselves while on tour for "Frontiers." One photo even shows the band freefall skydiving, perhaps symbolizing their careers.

When Journey reaches the end of "Frontiers," many listeners will wish they could boss back the 45 or so minutes spent trying to appreciate Journey. The album is slightly entertaining as it bear­kens back to the wild years of the late 1970s and early 1980s, but aside from "Separate Ways," better Journey can be found to suit this same purpose.

Contact Sean Swaney at sswayne@nd.edu

**Journey Discography**, which includes the 1983 album "Frontiers," has been recently remastered and reissued by Columbia/Legacy Records.

**Journey**

Frontiers
Columbia/Legacy

Recommended tracks: "Separate Ways (Open Arms)," "Chain Reaction" and "Edge of the Blade"
IVO POGORELICH

Croatian pianist Ivo Pogorelich brings his distinctive style — described by the San Francisco Chronicle as "refreshing and maddening" — to DPAC's Leighton Concert Hall.

SUN, OCT 29 AT 7 PM
LEIGHTON CONCERT HALL

Tickets: $36, $30 faculty/staff/seniors, and $15 all students

MARK O'CONNOR'S FIDDLE CELEBRATION

Acoustic Africa
Habib Koité | Vusi Mahlasela | Dobet Gnahore

The tour includes Mali's Habib Koité who has been featured on The Late Show with David Letterman, South African singer/songwriter Vusi Mahlasela who has collaborated with the Dave Matthews Band on its multi-platinum album Everyday, and the Ivory Coast's Dobet Gnahore making her long-awaited U.S. debut.

WEDNESDAY, NOVEMBER 8 AT 7:30 PM
LEIGHTON CONCERT HALL
Tickets: $35, $30 faculty/staff/seniors, and $15 all students

Good Morning, Night (2003)
Nanovic Film Series
Directed by Marco Bellocchio
Italian language with English subtitles
Thu, Oct 26 at 7 and 10 pm

Diary of a Country Priest (1951)
Films and Faith Weekend
Directed by Robert Bresson
French language with English subtitles
Fri, Oct 27 at 7 pm

The Ninth Day (2005)
Films and Faith Weekend
Directed by Volker Schlondorf
German and French language with English subtitles
Fri, Oct 27 at 10 pm

The Flowers of St. Francis (1950)
Films and Faith Weekend
Directed by Roberto Rossellini
Italian language with English subtitles
Sat, Oct 28 at 3 pm

Household Saints (1993)
Films and Faith Weekend
Directed by Nancy Savoca
Sat, Oct 28 at 7 pm

Therese (1986)
Films and Faith Weekend
Directed by Alain Cavaleri
French language with English subtitles
Sat, Oct 28 at 10 pm
Sun, Oct 29 at 7 pm

Into Great Silence (2005)
Films and Faith Weekend
Directed by Philip Groening
French and Latin language with English subtitles
Sun, Oct 29 at 3 pm

FILM LINE: 631-FILM

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.
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5 Boston College 2-1-0 615 1
6 Michigan 3-1-0 579 5
7 Michigan (Ohio) 3-0-2 503 9
8 New Hampshire 2-0-0 513 12
9 Mississippi 2-1-0 468 10
10 North Dakota 3-3-0 437 3
11 Notre Dame 3-1-0 311 16
12 Harvard 3-0-2 306 15
13 Cornell 6-0-0 304 14
14 Denver 3-3-0 284 11
15 Clarkson 4-1-1 253 15
16 St. Cloud State 2-0-0 197 17
17 Dartmouth 6-0-0 140 14
18 Northern Michigan 1-2-0 136 19
19 Vermont 2-2-0 120 20
20 Colorado College 2-3-2 78 16

nfl standings  

afc east  

new england 6-1 688 1
ny jets 4-3-1 571 141
buffalo 2-5 296 100
miami 1-6 142 162

afc north  

baltimore 4-2 667 110
6

afc south  

indianapolis 6-1 1000 171
jacksonville 3-5-1 556 125
houston 2-4 333 99
tennessee 1-5 167 85

afc west  

denver 5-1 683 79
san diego 4-2 667 178
kansas city 3-3 500 117
oakland 1-5 167 72

nfc east  

new york giants 4-2 667 163
philadelphia 3-4 571 206
dallas 3-3 500 169
washington 2-5 396 140

nfc west  

chicago 6-0 1000 180
minnesota 4-2 667 120
green bay 2-4 333 121
detroit 1-6 143 132

nfc south  

new orleans 6-1 683 145
atlanta 6-2 667 124
charlotte 4-3 571 123
tampa bay 2-4 333 85

nfl driver allmendinger switches to nascar  

charlotte, n.c. — a.j. allmendinger became the latest open-wheel defector tuesday when he announced in charlotte, north carolina, that he will make his full-time debut in a nascar race on the super speedway later this year.

 concussion may not sideline big ben  

pittsburgh — ben roethlisberger's second concussion in slightly more than four months may not keep him out of the pittsburgh steelers' lineup sunday or prevent him from practicing this week.

in brief  

associated press  

steelers quarterback ben roethlisberger is carted off the field in the third quarter of pittsburgh's 41-38 overtime loss in atlanta on sunday. roethlisberger passed for 238 yards and three touchdowns before leaving with a concussion.

nfl  

associated press  

hurricanes wr moore may return from suspension  

coral gables, fla. — ryan moore stood on the sideline in a breezy tuesday, tossing a football around with miami teammates before practice began. the practice only seemed insignificant. moore's return from an indefinite suspension may be looming.

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associated press  

roethlisberger was briefly knocked unconscious during a helmet-to-helmet hit with the falcons' chasney davis midway through the third quarter of pittsburgh's 41-38 overtime loss in atlanta. the injury came in roethlisberger's best game of the season — he was 16-42 for 238 yards and three touchdowns.

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Carpenter shows craft, Cards take 2-1 Series edge

Ace throws eight shutout innings as St. Louis beats Detroit

Associated Press

ST. LOUIS — Chris Carpenter was well on his way to a World Series win when, all of a sudden, people swarmed the mound and looked at his hand. No smudge, no scuffs. Just a cramp, and it wasn’t about to blemish his outing.

Carpenter looked every bit a Cards’ ace as he threw the Detroit Tigers a curve, pitching St. Louis to a 5-0 victory Tuesday night for a 2-1 Series edge.

“I came out tonight and had my good stuff,” Carpenter said. He used big breaking balls to spin three-hit ball for eight innings. And with Jim Edmonds hitting a key double and St. Louis taking advantage of a poor throw, the Cardinals returned their focus squarely to the field.

Carpenter struck out six, walked none and kept the Tigers’ trio ofCarbon. It was the victory over Detroit. Carpenter threw eight Tuesday, will last an unprecedented era of labor peace, finalizing a new five-year collective bargaining agreement. The deal makes relatively little difference, as chants of “Cheat! cheat!” rebounded throughout the ball park. But that was about the only noise the Tigers caused in this game.

Looking for his third-deal board, Carpenter showed off his winning NL Cy Young Award last year and is a top contender this season. He

In August 2002, was set to expire Dec. 19. After eight work stoppages, between 1972 and 1995, baseball will be assured of 15 years of labor peace.

“There is one thing you always have a better relationship when both sides are making changes,” said Detroit manager Jim Leyland said before the Tigers played St. Louis, with the Series tied at one game each.

“That kind of always seems to work out in the end — doesn’t it? — for whatever reason, when the owner’s happy and putting a little in his pocket, and the player is happy and putting a little in his pocket. In our case, I guess in our game, a lot of off-field and on-field things, like our Colorado Rockies pitcher Ryan King, a member of the union’s negotiating team, thought back to the 1994 agreement, reached just hours before players were set to strike.

“Anytime you have peace, it’s a good thing,” he said. “I remember coming back to Milwaukee when I was in Milwaukee, I was wondering if the bus was going to leave on time. The minimum salary increases, from $32,577 this year to $35,700 next season, and amateur draft pick compensation for some free agents who sign with new teams will be eliminated. Players selected after the sixth round of the June amateur draft who aren’t college seniors must sign by Aug. 15, taking away the possibility of any threats to future agreements.

Players, owners finalize 5-year bargaining agreement

New deal, completed Tuesday, will last through 2011 season

Associated Press

ST. LOUIS — Baseball players and owners proclaimed an unprecedented era of labor peace, finalizing a new five-year collective bargaining agreement Tuesday night before Game 3 of the World Series.

Lawyers struck the deal last weekend during negotiations in New York, then worked on putting it in writing. The agreement, which runs through the 2011 season, is subject to ratification by both sides.

The deal makes relatively minor changes to the previous agreement, and doesn’t alter baseball’s drug rules. The deal continues, with

in 2011. Under the current contract, the luxury tax has mainly affected the New York Yankees, Chicago Cubs and Atlanta Braves. The charge is 5 cents per character per day, including all spaces. The Observer reserves the right to edit
NFL

QB questions painful hit

Hasselbeck out at least three weeks, angry with situation

Associated Press

KIRKLAND, Wash. — Seattle Seahawks quarterback Matt Hasselbeck will miss at least three weeks with a strained ligament in his right knee. And he’s not happy about how it happened.

Hasselbeck believes Minnesota’s E.J. Henderson could have avoided rolling into his lower right leg Sunday early in the second half of Seattle’s loss to the Vikings.

“I don’t think it was unavoidable, but only he would know,” Hasselbeck said of Henderson and his hit, which was not penalized.

The play occurred when the Vikings’ linebacker came off a block by fullback Mack Strong and swung his torso into Hasselbeck’s leg, which was planted after he had just thrown an incomplete pass.

“I’m sure he didn’t try to put me out for a long period of time — but they didn’t want me to finish the game, either,” Hasselbeck said.

An MRI taken Monday showed the Pro Bowl quarterback strained his right medial collateral ligament. Coach Mike Holmgren said Hasselbeck has a Grade 2 sprain on a three-grade scale and will miss “around” three games. He will return no sooner than the Nov. 19 game at San Francisco.

“I guess it’s kind of good news for me,” Holmgren said. “It could have been worse, certainly.”

Seneca Wallace, a fourth-year veteran, will make his first NFL start Sunday at Kansas City (3-3). The Seahawks (4-2) are already without league MVP Shaun Alexander, who is out with a broken foot. Holmgren said the 2005 league rushing leader is on track to return Nov. 6 against Oakland.

Hasselbeck said he is constantly aware of people at his feet to guard against injury, “within a certain amount of time after I throw.”

He said he relaxed in this case, thinking the play was over.

“I guess I learned my lesson,” he said.

After Sunday’s game, Henderson was apologetic.

“I was falling on the ground and Mack Strong kind of pushed. I definitely didn’t mean to do it,” Henderson said. “I was a fourth-year vet­eran from Maryland.”

“It was definitely an accident, I hope he gets back soon.”

Seattle quarterback Matt Hasselbeck, center, is helped off the field after injuring his knee in a 31-13 loss to Minnesota.

SMC VOLLEYBALL

Belles down Tri-State in a tight road contest

Team defeats MIAA rival for seventh consecutive time

By MICHAEL BRYAN

The Belles history of success against MIAA rival Tri-State continued Tuesday as Saint Mary’s pulled out a close 3-2 victory over the Thunder, Saint Mary’s has never lost in seven matches with Tri-State, including three this season.

The Belles looked strong in their 30-25 first-game victory. But Tri-State quickly rallied, tying the match with a 30-23 win in the second game. A 30-24 win in the third game gave the Thunder a chance to clinch the upset.

Saint Mary’s showed its resilience with a 30-25 win that forced a deciding fifth game. A 15-9 win sealed the Belles comeback and victory.

Belles coach Julie Schroeder-Biek was very impressed by Tri-State’s performance.

“They’ve improved every time we’ve played them, and it took everything we had to pull out the victory,” she said. “They’re a very good team, and this win was huge for us.”

The Belles will play one final regular season match Saturday against third-place Adrian before the MIAA Tournament.

Schroeder-Biek, however, is confident her team will not look past their final opponent.

“We always play one match at a time, and we place more importance on that now than ever,” Schroeder-Biek said. “We will do what we can to tighten up our game and be ready for whatever happens.”

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**NFL**

Merriman appeals 4-game suspension

**Pro-Bowl linebacker tested positive for a banned substance**

Associated Press

SAN DIEGO — Shawne Merriman's attorney said the Chargers' outside linebacker failed a drug test because of a tainted supplement and will continue to play while appealing his four-game suspension.

Attorney David Cornwell said he believed Merriman tested positive for the steroid nandrolone, which is prohibited under the NFL's substance abuse policy.

Cornwell said the substance was in a supplement Merriman has been taking.

"He did not go into the back alley somewhere and put a needle in his butt for steroids," Cornwell said at a news conference Monday, about two hours after Merriman practiced with the Chargers a day after their 30-27 loss at Kansas City.

Merriman said he spoke with teammates and coaches earlier in the day, and "apologized to them for this being a distraction, especially the critical time we're going through as a team."

"Hopefully, nobody makes any kind of judgment or anything that basically makes me guilty for anything, because nothing has been done wrong on my part," Merriman said. "And I will try to get it straightened out as soon as possible. As of right now, I'm not missing any time."

The 22-year-old Merriman was the 2003 NFL Defensive Rookie of the Year and started in the Pro Bowl after leading the Chargers with 10 sacks. Nicknamed "Lights Out" because of his punishing hits, Merriman has 5 1/2 sacks this season for the Chargers (4-2), who host St. Louis on Sunday.

"I have no reason to do anything wrong, especially when I'm already in the spotlight and doing things and trying to present to people the right and wrong way to go about things," Merriman said.

"This is obviously a mistake that has to be dealt with correctly. If Merriman loses his appeal, it would be another blow to a defense that has been losing players since outside linebacker Steve Foley was shot by an off-duty Coronado police officer eight days before the season started. Shaun Phillips, who replaced Foley and has a team-high six sacks, injured his calf Sunday and could be out for up to four weeks.

**"He did not go into the back alley somewhere and put a needle in his butt for steroids."**

David Cornwell

Shawne Merriman's attorney

"He's a mentally strong guy and he's going to come back from this and do great things for us." 

Luis Castillo

San Diego defensive end

End Igor Olshansky has been out with a knee injury. Cornwell said the appeal could take anywhere from one week to months.

"Nandrolone is the primary culprit in tainted supplements," the lawyer said.

"I know that people get tired of hearing it, but it is a fact and it is not going to go away until the Congress of the United States deals with it," Cornwell said. "Supplements are not regulated and it is a dirty fact of this industry that many of them are tainted with prohibited substances and men like Shawne get hooked up and get penalized for taking something that they didn't know was present in the supplement."

"That's why this is such an evil process," Cornwell said.

"He has been playing, unwittingly, Russian roulette with his career because he's been taking the same supplements, and it has been subjected to testing, and hasn't yielded a positive test.

"So he thought the supplements that he was taking were safe."

Late in the 2004 season, Chargers fullback Andrew Pinero was suspended for four games for violating the league's policy on anabolic steroids and related substances.

His agent said at the time that Pinero accidentally took a supplement that contained a banned substance.

Coach Marty Schottenheimer and players Monday they were barred from commenting by the league's Collective Bargaining Agreement.

But defensive end Luis Castillo said he understands what Merriman is facing.

Castillo tested positive for anastrozolone at the scouting combine in February 2005. He later said it was "a huge mistake" in taking the steroid to help his performance at the combine after he was slow to heal from an elbow injury sustained his senior year at Northwestern.

Castillo had a clause inserted in his contract stating he will forfeit his bonus money if he ever has another positive drug test.

"It's tough to deal with," Castillo said.

"It tests your mental strength and it tests your support network with your family."

"We love the guy and we're sticking with him," and we told him that."

"Shawne's a mentally strong guy and he's going to come back from this and do great things for us." 

**Write Sports. Call Ken 1-4543.**
Ultimate, rowing teams continue fall season

CLUB SPORTS

Special to The Observer

Last weekend Notre Dame opened its 24-hour games Ultimate to raise money for the Richter Community Learning Center. Play began Saturday Oct. 21 at 8:00 p.m. and continued until Sunday, Oct. 22 at 5:00 p.m. More than 50 players participated in the event. The game (11.6 miles) was a 24-hour battle between the dark and light teams, while the location was referred to as Hunting and Fishing, respectively. At 7:58 p.m. Sunday, the first woman, 319-319 and freshman Katie Morin caught the game winning toss. The Irish capitalized by being able to move the Notre Dame boat into the range five percent of the winner’s time, which would grant the Notre Dame eight-plus an automatic bid to next year’s race.

The Irish women will return to action this weekend in the Illinois Invitational.

Men’s Rowing

At the end of fall break, twelve Irish rowers along with coxswain Gigi Gutierrez raced in the most prestigious regatta in North America, Boston’s Head of the Charles. The experience was a first for all twelve Notre Dame rowers, although Gutierrez had previously raced in the event. Notre Dame entered three boats in two events. The two Irish sculling boats of Nick Kluesner and Michael Giordano along with Steve Maher and Michael Lucci raced in the 23 and under men’s sculling double event. Gigi Gutierrez’s crew of Scotty Valentine, P.J. McAward, Tedd Hayes, Karol Grezisk, Matt Hoppman, Andrew Baker, Kane Pithey and Ray Schreck raced in the Men’s Collegiate eight-plus event. After having their bids accepted in early September, the Irish crews concentrated their training on the Head of the Charles. Their preparation was completed with two-a-day training over fall break. The training paid off as all three of the crews turned in their best races of the season. Kluesner and Giordano finished 11th in the sculling event after navigating their way down the winding course. Mahler and Lucci were the 10th place finishers, but were pushed back to 16th as a result of receiving time penalties for one instance of aggressively passing another boat and two instances of dangerous steering and racing. Mahler and Lucci raced closely with three other boats the entire race, and were involved in minor crashes going both under a bridge that was a part of a turn, and during a 180 degree hairpin turn. Kluesner and Giordano raced a cleaner course in turning in their performance.

Gutierrez’ eight man crew was also involved in dramatic racing. The Irish eight invested incredibly well for the first two and a half miles of the three mile course. After the 180 degree hairpin turn, Gutierrez’s crew was preparing to go under the last of six bridge archways at the infamous “dead man’s curve.” Unfortunately for the Irish crew, a Chinese junior national crew from Peking University had been involved in a two boat collision approximately one kilometer before the final bridge. By the time the Peking boat reached the final bridge they sank due to a hole from the crash, leaving a sinking boat, eight Chinese rowers and a coxswain swimming under the only bridge archway that Notre Dame could pass under. The Notre Dame eight plus stopped until the Chinese could get out of the way, and then Notre Dame performed a sprint to catch the boat they had been chasing before they were forced to stop. The unofficial results placed Notre Dame at 32nd in the race. Factoring in the estimated 25-30 second stoppage time, the Irish crew would have finished approximately 16th place and within five percent of the winner’s time.

The results are being reviewed to determine whether to move the Notre Dame boat into the range within five percent of the winner’s time, which would grant the Notre Dame eight-plus an automatic bid to next year’s race.

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Thursday, October 26, 2006

141 DeBartolo

6:00 pm

SOPHOMORES WHO MISSED THE SEPTEMBER MEETING ARE WELCOME!
Tri-State

continued from page 28

is optimistic about her chances to get a shutout this time around.

Our defense has been outstanding this season so I am confident that we will be able to keep them out of the back of the net," she said.

On the offensive side of the ball, the Belles will look to break a three-game scoreless streak of their own. The last time Saint Mary's scored was in a 3-2 win over Olivet on Oct. 7. Since then the team has been shut out by Hope, Adrian and Calvin in the past week.

"For Wednesday's game we are looking to get our offense going ... against Tri-State we must capitalize more on our opportunities in front of the net ... punish our opponents for their mistakes." - Ashley Hinton said.

The physical duo has combined for 12 goals in 13 games and should have no problem getting things rolling against an overmatched Tri-State defense.

"We need to find our confidence individually, and as a team," Ashley Hinton said. "Despite our record we are a great team that can compete with anyone."

Contact Dan Murphy at dmurphy@nd.edu

Men's Tennis

Parbhu, Keckley win ITA doubles crown

Notre Dame junior advances to finals of ITA singles bracket

By DEIRDRE KRASULA

Tuesday may have been a busy day for Irish junior Sheeva Parbhu, even painful at times after losing in the singles championship, but it proved to be rewarding when he and senior Ryan Keckley defeated Louisville's Damar Johnson and Slavko Radman in the ITA Midwest Regional Doubles Championship with a 7-62), 6-4 win over Ohio State's Devin Mullings and a win that placed him in the finals against Mullings teammate, Steven Monke.

En route to the finals, Monke defeated Irish senior Stephen Bass 7-6, 3-6, 6-4.

Parbhu put up a strong fight in the first set of the match forcing Monke into a 7-62) tiebreaker. Assistant coach Ryan Sachire praised Parbhu's efforts in the first set, but said he had the potential to win.

"Sheeva had opportunities to win the first set and let them slip away," he said.

Both Parbhu and Monke battled with fatigue throughout the match, the third for each. Parbhu, however, did not feel that the long day was a factor in the match since both players had endured similar trials.

Parbhu even felt Monke was more fatigued after playing longer previous matches. After winning the first set on the tiebreaker, Monke followed up with a second win, taking the match 7-6(2), 6-2. Sachire said that Monke's high level of play was a good challenge for Parbhu.

"He's an unbelievable competitor and amazing athlete," Sachire said of Monke. "He doesn't make stupid mistakes." Sachire also noted Monke's ability to strike from the baseline. He felt Monke was a strong consistent player that challenged everyone he dueled.

"If you lose your concentration for a second, he's going to take advantage of that," Sachire said. "He makes you earn every point."

Contact Dierdre Krasula at dkrasula@nd.edu
Playoff
continued from page 28

last four, including 1-0 losses to Syracuse and Cincinnati to end the regular season. Their last win came Oct. 14, when they topped St. John's — the No. 3 team in the Big East red division. With 11 total defeats, DePaul is tied with Georgetown for the second-highest tally of losses this season behind Marquette (15), and it has the worst record of any of the 12 Big East teams advancing to the conference's postseason tournamen

Irish coach Bobby Clark feels that the Blue Demon squad coming to South Bend tonight will be stronger than the one Notre Dame faced earlier in the season. "They were a young team then," Clark said. "They had a few interesting results (in the last few weeks, and) they're a team that has improved.

When DePaul last visited Notre Dame Sept. 10, the Irish dominated the game from whistle to whistle, outshooting the Blue Demons 26-4 on their way to a 3-0 victory. Clark anticipates Notre Dame will still come out sharp against DePaul.

"If they overlook their oppo
nent, on their heads be it," he said. "I hope this team has enough respect for every oppon
tent on our schedule to know that each team can beat us if we're not properly focused."

DePaul is spearheaded by freshman forward Alex Mangan. Mangan leads the Blue Demons with five goals and 10 points.

Notre Dame is led by senior striker Michael Thomas, who has been named Big East rookie of the week for this season and is second in the conference with a 0.71 goals against average. Freshman striker Michael Thomas, who has been named Big East rookie of the week for the past two weeks, should also contribute to the Irish effort.

Mangan is tied with Georgetown's Joseph Lapira for the second-highest tally of goals this season, half of Notre Dame's conference-best 38 goals.

Senior goalkeeper Chris Cahill will anchor the Irish defense; Cahill has nine of Notre Dame's Big East-leading 10 shutouts this season and is second in the conference with a 0.71 goals against average.

Senior midfielder Greg Dalby and junior striker Joseph Lapira, Dalby, a preseason All-American, was named a player to watch for the Missouri Athletic Club Hermann Trophy, which is given annually to the best college soccer player. Lapira leads the nation with 19 goals this season, half of Notre Dame's conference-best 38 goals.

Clark reiterated that the team's primary objective would be to keep improving. "If we are focused, we needn't fear any team in the league, or in the country," he said. "If we're not focused, we can suddenly slip to being a very ordinary team."

With the way the Irish have played most of the season, Clark expects them to continue their winning ways. "You [have to] take it one game at a time and work on it and make that game a master-piece," he said. "We want to make (each game) as good as it possibly can be."

Contact Eric Retter at eretter@nd.edu

Irish goalkeeper Chris Cahill, center, makes a catch Oct. 11 against Michigan State as defenders Ryan Miller (2) and Jack Traynor watch.

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"Michael needs to keep going the way he's been going since the start of the season," Clark said. "Suddenly someone scores a few goals and people notice him, but that doesn't mean he's playing any different than he was earlier."

Clark reiterated that the team's primary objective would be to keep improving. "If we are focused, we needn't fear any team in the league, or in the country," he said. "If we're not focused, we can suddenly slip to being a very ordinary team."

With the way the Irish have played most of the season, Clark expects them to continue their winning ways. "You [have to] take it one game at a time and work on it and make that game a master-piece," he said. "We want to make (each game) as good as it possibly can be."

Contact Eric Retter at eretter@nd.edu

Irish goalkeeper Chris Cahill, center, makes a catch Oct. 11 against Michigan State as defenders Ryan Miller (2) and Jack Traynor watch.
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Mate
continued from page 28

well," Louderbeck said. "She can volley and play big points well.

Ciobanu took all of her matches in straight sets until faltering to Rielley in the finals. "Catrina has a great all-around game," Louderbeck said. Both can come in and volley. That will help them both in matches down the road."

"We played really aggressively. We won the first five games and then let them get the next four. But on the change over we said 'OK, let's get back to how aggressive we were in the first five.'"

Brook Buck
Irish player

"Catrina [Thompson] relies a lot on her serve and she just didn't serve well."

Jay Louderbeck
Irish coach

Tops
continued from page 28

Rock returned to the Irish lineup Tuesday after missing Sunday's 1-0 win over Georgetown with a leg injury. "Having her really makes our offense flow," Waldrum said. "She makes itlanks better, she makes Weissenhofer better, she makes [junior Amaandal Cimalli and junior Susani Pinnick and everyone else we play up front better." Rock opened the scoring with a goal 34 minutes into the game off a pass from Blanks. Barely 10 minutes later, Blanks put the Irish up 2-0 with her team-leading 15th score of the year. Weissenhofer added her 16th of the year in the second half to provide the final margin.

The game was the third contest in five days for Notre Dame and the team's fifth straight road game. Waldrum said the Irish will not prac­tice Wednesday or Thursday so they can rest before their first Big East tourna­ment game, Sunday at Alumni Field. "Being on the tail end of being on the road these past few weeks and with midterm exams, mentally, I think they need a day or two away from [soccer]."

Randy Waldrum
Irish coach

Freshman forward Michelle Weissenhofer performs a flip throw-in during Notre Dame's 2-0 win over Rutgers Oct. 8.

Contact Chris Khorey at
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**Horoscope**

**EUGENIA LAST**

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- Monica Arnold, 26: Ben Gillies, 27: Kevin Kline, 59: F. Murray Abraham, 67

Happy Birthday! If you have been familiar the past couple of years — as much to balance. Soon, you will start to see the fruits of your labor leading you down new pathways. Your numbers are 1, 17, 23, 29, 32, 39

**ARIES (March 21-April 19):** Mix travel with business. Check out a piece of property near your home. Be more in contact with people who live differently than you. Love is in the stars.

**TAURUS (April 20-May 20):** You'll have lots to contend with today. If you decide to get into the bosom of personal or emotional others. Someone will give you something to think about that could alter your next move.

**GEMINI (May 21-June 20):** You can get to the bottom of personal teasers. It is a good time to think about that. You are trying to go it alone or keep business matters quiet to avoid complications. A concerted effort will be in order.

**CANCER (June 21-July 22):** Someone will broadside an idea you have. You are focused, gifted and competitive. You can give your best to whatever you pursue and a chance to make a financial gain is looking very good. If you have a pending settlement, finish it off today.

**LEO (July 23-Aug. 22):** Someone will broaden your horizon today. You will have the Midas touch today. You will be able to convince others to help you get what you are after. You are ready to take the lead in whatever you pursue and a chance to make a financial gain is looking very good.

**VIRGO (Aug. 23-Sept. 22):** Position yourself so you can take advantage of an opportunity favoring your way. You will be able to convince others to help you get what you are after.

**LIBRA (Sept. 23-Oct. 22):** You are in a very positive place whether you feel you are prepared or not. A chance to realign with a group that is doing well will be in the works.

**SCORPIO (Oct. 23-Nov. 21):** Beam will need to make a shift and your need to secure your position must be real. Now is the time to plan your best. Emotional matters must not be swayed by the capricious others.

**SAGITTARIUS (Nov. 22-Dec. 21):** Someone will broadside an idea you have. You are focused, gifted and competitive. You can give your best to whatever you pursue and a chance to make a financial gain is looking very good. If you have a pending settlement, finish it off today.

**CAPRICORN (Dec. 22-Jan. 19):** You have all the answers, so take a strong position and get what you want. Job interviews, advancement and making changes that will up your income can all be in the offing. You have the Midas touch today. 4 stars

**AQUARIUS (Jan. 20-Feb. 18):** Watch your cash flow and refuse to let anyone talk you out of money or anything else. You will be in a positive position. The expectations you will face if you don't think about what to do beforehand will be massive. 2 stars

**PISCES (Feb. 19-March 20):** A change will be better than a rest. You will be able to take the lead in whatever you pursue and a chance to make a financial gain is looking very good. If you have a pending settlement, think of it today. 5 stars

**Birthday Baby:** You are strong, determined and willing to go the extra mile. You are resourceful and intelligent. You are focused and competitive.


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**The Observer**

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Wednesday, October 25, 2006

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WOMEN'S BASKETBALL — RECRUITING

ND grabs two verbals for 2007 class

By BOB GRIFFIN

Notre Dame secured two high school verbal commitments for the class of 2007 early this week — New York forward Tyra Nash on Monday and Kentucky guard Ty Proffitt Tuesday — according to recruiting Web sites Scout.com and Rivals.com as well as an article in The (Louisville) Courier-Journal. Nash — who is listed between 6-foot-6, 210 pounds and 6-foot-7, 215 pounds — is a senior at Northfield Mount Hermon School in Northfield, Mass., but is originally from Woodmere, N.Y. Nash narrowed his choices to Notre Dame, St. John's and Kentucky before making his decision.

Nash received a late summer offer from Kentucky, but chose to officially himself to the class of 2007, opting for a final year of high school eligibility. As a senior in 2006-07, Nash averaged 17.5 points and 15.0 rebounds per game before transferring from Lawrence Woodrow Academy in Long Island to his current prep school. Proffitt — a senior at South Laurel High School in London, Ky. — is listed between 6-foot-3 and 6-foot-4, and weighs 195 pounds. He averaged 12.9 points per game on 44.3 percent shooting as a junior (28.4 percent from three-point range), while totaling 68 assists and 54 blocks.

The guard also had interest in Kentucky, Eastern Kentucky and Western Kentucky, according to information from Son.com. Brey cannot comment on high school recruits until the first day of the national signing period Nov. 8, due to NCAA recruiting regulations. The players could not be reached for comment Tuesday.

Contact Bob Griffin at rgriff@nd.edu

ND WOMEN’S SOCCER

Cincinnati kidding

By CHRIS KHOERE

Associate Sports Editor

Cincinnati’s season was on the line, and Notre Dame had little to play for.

It didn’t matter. Sophomores Kerri Hanks and Kristen Parbhu and freshman Michele Weissenhofer each scored goals as the Irish (17-0-1, 8-0-0 Big East) ended the Bears’ season with a 3-0 win on the road Tuesday. “They never were a threat to us at all,” Notre Dame coach Randy Waldrum said. “We created a ton of good chances.”

Cincinnati (7-9-2, 3-7-1 Big East) came into the game trailing Seton Hall by one point in the National Division and needed a win to pass the Pirates for fourth place to qualify for the conference tournament. No. 1 Notre Dame, which had already clinched a first round bye, was playing for seeding in the NCAA Tournament next month.

“I would rate our effort tonight very high, especially with nothing left in the conference for us to play for,” Waldrum said. “Of course, we do want that top seed tonight very high, especially when we have little to play for.”

ND WOMEN’S TENNIS

Rielley defeats teammate in win

By CHRIS HINE

Sports Writer

It must be a special moment for a coach when one of his players wins a tournament. It is even more special when two of his players fight through a field of 64 to face each other in the finals.

That’s what happened this week in the ITA Midwest Regionals at Michigan State when freshman Colleen Rielley defeated fellow Notre Dame freshman Cosmina Ciobanu 7-5, 6-4 to grab the singles championship Tuesday.

“I don’t think we have ever had something like this happen before,” Irish coach Jay Louderback said. “It’s tough for freshmen to get to the finals in this tournament.”

Rielley became the fourth player to grab the title at the event, the first since Michelle Danio in 2000. She won all of her matches in straight sets except for the semifinals, where she beat Illinois’ Megan Fudge in a tight match 4-6, 6-1, 7-5.

“Colleen really competed well in the semifinals,” Louderback said. 

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SMC SOCCER

Belles end year with MIAA foe

By DAN MURPHY

Sports Writer

Saint Mary’s finishes the regular season today with a 4 p.m. home game against Tri-State. The Belles (4-8-1, 3-3-1 MIAA) hope to gain some momentum heading into the postseason with a win over the wirless Thunder.

“We are very confident in a win,” senior goalkeeper Laura Helene said. “It’s important for us to continue playing at the level we have been and not to drop to the level of a struggling Tri-State.”

The small, 13-player Tri-State team has been dominant all year, scoring only six goals to their opponents 62. Senior Jenny Shortely and freshman Jackie Huenan are tied for the team lead with two goals apiece.

Sharkey is responsible for the team’s lone goal in MIAA play this year. The unassisted strike came with 10 minutes remaining in a 1-1 loss to Hope on Oct. 11.

The Belles have won the past four meetings between the two teams by a combined score of 26-4. The streak dates back to an 8-1 victory on Oct. 5, 2004.

Helene has given up one goal in each of the contests, but she