Jenkins responds, leaves CLAP unsatisfied

By JOE PIAULLI
News Writer

At 10 a.m. Tuesday, approximately a dozen members of the Campus Labor Action Project made their way to University President Father John Jenkins' office in the Main Building — where several stayed until 5 p.m. — to present petitions signed by more than 1,300 supporters requesting a task force be formed to evaluate the University's wage policies. But the group's demands for change were met by a response from Jenkins affirming Notre Dame's current practices — noting that University administrators have met with CLAP members five times already this year.

"For the most part, these have been amicable, productive meetings," Jenkins said in the statement.

Executive Vice President John Affleck-Graves and Associate Vice President for Human Resources Robert McQuade have been "entrusted responsibility for this issue," Jenkins said. "I am confident of their skill, their good faith and their concern for the well being of our employees and the university as a whole." The response left CLAP lead members to question the office Tuesday. Jenkins did not meet with the group but did issue a statement declaring his position.

Dean Woo dines with Bush, Chinese president

By MEGHAN WONS
News Writer

Carolyn Woo, dean of Notre Dame's Mendoza College of Business since 1997, dined with world leaders last Thursday at a luncheon party in the White House — hosted by President George W. Bush and Mrs. Bush in honor of Chinese President Hu Jintao's first official visit to the United States.

Woo said she was one of approximately 180 guests, and estimated that 40 of those in attendance were Asian Americans. According to the Mendoza College of Business's Web site, Dean Woo has an incredible breadth and depth of experience as a leader in the business world and has been honored by various organizations for her achievements.

"But regardless of that achievement, she was surprised to be included in the event, which she attended with her husband Dave.

"We did not know why we were invited, but went out of curiosity and the desire for an experience," Woo said.

Woo has also been a member of the Committee of 100 — an organization of Chinese-American leaders devoted to enhancing relations between the United States and China and the full participation of Chinese-Americans in American life since 2001. Woo said her acquaintance and retired General John Fugh — the highest ranking Chinese-American General when he was in office — made her and her husband feel comfortable in the White House from the moment they arrived. Fugh is also the incoming chair of the Committee of 100.

"General Fugh and I were the only representatives invited from the Committee of 100," Woo said. "He was even precise about where I was properly introduced that I was properly introduced. The portraits of the First Ladies were hung," Woo said.

"He knew everyone, made sure that I was properly introduced and kept taking pictures of me in front of different presidential portraits.

The luncheon started at 11:30 a.m. and was held in various rooms in the East Wing of the White House. "My favorite room was the yellow room — the sitting room for the Ladies' bathroom and where portraits of the First Ladies were hung," Woo said.

Dining halls consider Grab and Go changes

By MEGHAN WONS
News Writer

Beginning fall of 2006, Notre Dame students may have more food options to consider when making their Grab and Go selections.

According to the Notre Dame Food Service Web site, Grab and Go was designed for students who don't have time to sit down for a meal. With locations in both the basement of South Dining Hall and the north entrance lobby of North Dining Hall, Grab and Go currently offers a limited variety of prepackaged and portable foods such as sandwiches, veggie trays, bagels, drinks, chips, yogurt, cereals...

see MEALS/page 6

SMC update gives optimistic analysis

Budget, identity, building addressed

By LAURA BAUMGARTNER
News Writer

The Saint Mary's community experienced a resurgence of optimism Tuesday following three sessions of joint presentations, which provided updates on the College's budget, identity initiative and new academic building.

Vice President of Finance Laurie Stickelmaier began with the highlights of the presentations with a somber recollection of past years' budget projections.

"When we had the May 2002 budget conversation, things were not in real good shape," she said.

Stickelmaier said that at that time the College had finished the last two years with deficits — a trend that was projected to continue into the near future.

"We had projected, at that time, deficits for the years to come reaching from two to three million dollars," she said.

In order to deal with — and possibly reverse — this downward trend, Stickelmaier said the College considered many areas where budget cuts could be made.

Almost two years later — after a $4 million transfer of Plant Fund Reserves to an quasi-endowment fund, reductions of non-salary expenditures, a decrease in costs of employee benefits, reductions in employee positions through attrition, retirement and restructur ing, and leaving vacant positions open for longer periods of time — Stickelmaier said...
INSIDE COLUMN

The Churchill Down Low

It's that time of year again, the time when all inside columns begin with that same trite truism, as we all prepare to make plenty of capital gains in the races.

By the end of this week, after tirelessly studying for every possible combination, we invariably ask ourselves, is all the money we spend worth it? "Tulipan? Hell off the track gambling.

The 132nd Kentucky Derby is Saturday and the only horse that payers are going to see is my stable. So whether you're racing down to Louisville or placing off-track bets, I humble offer you some words of advice from a perennial Derby dilettante. (NOT a connoisseur - that's just another word for an addict.)

First things first, ignore the animal - mainly - and which horse has first. The favorite never wins - that is unless he's the underdog. Since 1979, only two race-day favorites have won, Smarty Jones (2004) and Fusari Goggin (2001); one almost died as a foal and the other was Japanese.

Instead focus on horses two through four and get yourself a racing book that contains all the horses' past performances - pace, distance, track condition, and speed rating. Pay attention to speed ratings (it is the Greatest Two Minutes in Sports), which give a good indication of the horse's top ability as it faces the toughest competition in the world e.g, Kentucky, where they take greater effort to breed their horses than they do their people.

Once you've narrowed it down to a few contenders, here are the most important parts (you girls will like it, well that is): pick the winner and then choose the key, which I strongly recommend, makes the money. (Note that Lion Heart and Cider's owners) and buy a Derby winner to make money. The combo bets are way more fun.

 секрет of boxes is the key. A trifecta (top two in order). Or try the trifecta exacta (exactly what you want. Pick the exact horse for the grand prize.)

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

QUESTION OF THE DAY: HOW WILL YOU BE SPENDING YOUR STUDY DAYS?

OFFBEAT

Age is not an apparent issue for Malaysian odd couple

Kuala Lumpur, Malaysia - A 33-year-old man in northern Malaysia has married a 104-year-old woman, saying mutual respect and friendship had turned to love, a news report said Tuesday.

It was Muhammad Noor Che Muna's first marriage and his wife's 21st, according to The Star newspaper which cited a report in the Malay-language Harian Metro tabloid.

Muhammad, an ex-army serviceman said he found peace and a sense of belonging after meeting Wook Kundur, whom he said he initially sympathized with because she was childless, old and alone, the report said.

"I am not after her money, she is poor," Muhammad reportedly said. "Before meeting Wook, I never stayed in one place for long." He said he hoped to help his new bride to master Roman script while she taught him Islamic religious knowledge.

The report did not say if any of Wook's previous 20 husbands are still alive.

Man found glued to toilet in Ireland

A 104-year-old woman, who was treated and released, was said to be childless, old and alone, the report said. "He was banging on the wall when the employee came in." Banz said the man was treated and released.

Information compiled from the Associated Press.

LOCAL WEATHER

TODAY  THURSDAY  SATURDAY  SUNDAY

HIGH  LOW  HIGH  LOW  HIGH  LOW  HIGH  LOW  HIGH  LOW  HIGH  LOW

Atlanta 83 / 59  Boston 53 / 46 Chicago 73 / 54 Denver 60 / 41 Houston 88 / 69 Los Angeles 68 / 57 Minneapolis 62 / 49 New York 69 / 49 Philadelphia 72 / 52 Phoenix 97 / 69 Seattle 67 / 42 St. Louis 79 / 61 Tampa 86 / 64 Washington 73 / 54

IN BRIEF

The End of The School Year Gospel Bash will take place tonight at 7 p.m. in Washington Hall. The event costs $4 for students and $5 for the general public.

Collegium Musicum, a small vocal ensemble from the Notre Dame community specializing in sacred and secular music from the Medieval, Renaissance, and Baroque eras, is performing tonight at 7 and 8:30 p.m. in the Reyes Organ and Choral Hall, Earle Music Performing Arts Center. Tickets are $3 for all seats.

The Saint Mary's music department will host a spring choral concert Thursday from 7:30 p.m. - 9:30 p.m. in the Little Theater in the Moreau Center for the Arts. The concert will feature performances by the Collegiate Choir, Belaccapella and the Women's Choir.

The Irish baseball team will play Louisville at 6:05 p.m. Friday at Frank Eck Stadium.

Household and miscellaneous items will be for sale to students and general public at the ND-Surplus sale on Saturday from 8 a.m. - 12 p.m. at 925 N. Eddy Street (next to the Robinson Center).

The Irish women's lacrosse team will close out its regular season against Vanderbilt at 12 p.m. Sunday in Monroe Krause Stadium.

To submit information to be included in this section of The Observer, e-mail detailed information about an event to obnews@nd.edu.
NDSurplus recycles used office supplies

By EMMA DRISCOLL
News Writer

Rather than throwing away desks that are in good condition or keeping extra filing cabinets that will never be used, University Procurement Services — through its three-year-old NDSurplus program — gathers superfluous equipment and supplies throughout the campus and makes them easily available to other departments, students, faculty and the public.

“We have computers, desks, chairs, wardrobes — anything you can think of that is out on campus is there,” said Tim Gibney, vice president of business operations. “We have everything from coffee makers to computer peripherals.”

Gibney described NDSurplus as a program that “takes” Notre Dame product[s] that [have] been used by someone and — rather than going and being thrown in the dump — having it go to a recycler to basically recycle it,” said Gibney.

Gibney said NDSurplus also promotes and offers surplus properties to non-profits, including churches and schools.

“As a ‘not for profit exercise,’” Gibney said the program is “really to get surplus out for additional use or to recycle.” Proceeds from the sales go toward paying the recycler to recycle the product.

“We’re not putting into the waste stream as far as dumping products — we’re paying for a recycler to basically recycle it,” said Gibney.

Gibney said the program, designed to save money rather than make money, created a savings “in the $300,000 range” in the past year.

“When students see things being replaced, you can bet that the old product is going down to NDSurplus,” he said.

Contact Emma Driscoll at edriscol@nd.edu

Professor stirs nuclear discussion

Lieber predicts U.S. will return to primacy

By BECKY HOGAN
News Writer

With one sentence, a Notre Dame professor has made some very big waves.

“The United States is on the verge of escaping a MAD (Mutual Assured Destruction) world,” assistant professor of political science Keir Lieber said in a recent article, entitled “The Rise of U.S. Nuclear Primacy.”

Lieber said though he believes war with Russia is highly implausible — be and Press compared the United States nuclear arsenal to Russia’s because Russia is the next strongest nuclear state, providing the hardest case against their claim of U.S. nuclear primacy.

The responses from Russian citizens and officials indicate that there may indeed be weaknesses in the Russian nuclear arms program. According to several press accounts, the article had widespread influence in Russia and forced top political and military leaders to respond, including Russian Prime Minister Vladimir Putin, the former Russian Prime Minister Yegor Gaidar and Defense Minister Sergei Ivanov.

“No serious analyst of the Russian nuclear force would dispute how much Russia’s nuclear arsenal has decayed,” Lieber said.

The article said that while Russia’s nuclear program seems to have “devacied,” China’s nuclear program has continued to develop — albeit at an extremely slow pace.

In addition, some reactions in Russia question whether the article is a warning signal from the United States government. Foreign Affairs managing editor Gideon Rose told The Observer it was ridiculous to assume that the article was a deliberate attempt to coerce Russia.

“The reason that it struck a cord in Russia was that it made public in a very provocative way something that many security experts understood, but that Russian citizens may not have understood,” Rose said. “We thought it would provoke a response, but even we were surprised by just how strong the response was in Russia.”

Lieber and Press expected the American government would deny attempting to win a nuclear advantage as the article proposes, however no such statements have been issued.

“The focus on Iran and Iraq, while justified, has allowed us to miss what could be an equally significant — and potentially very troubling — nuclear development,” Lieber said.

Although Lieber and Press said the United States has “nuclear primacy” for now, the issue could lead to a nuclear arms race if China and Russia choose to respond by building more nuclear weapons.

Lieber and Press began compiling data for the article about two years ago. Press said that he was most interested in the issue because he felt it was important to open up debate about U.S. nuclear policy.

Contact Becky Hogan at rhogan2@nd.edu
Catholic character and a student-initiated living wage movement.

Brown would not comment on what type of involvement the University would pursue or when the University would make a decision.

"There is no timeline on it from our perspective," Brown said.

The Cultural Center is next door to the Catholic University of America and behind the Basilica of the National Shrine of the Immaculate Conception.

Contact Mary Kate Malone at mmalone3@nd.edu

Call Amanda.

Write News Call 5323 847-491-5250

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INTERNATIONAL NEWS

Iran threatens Israel if U.S. attacks

TEHRAN, Iran — A Revolutionary Guards commander said Tuesday that Iran would be "left with no choice" to target in response to any U.S. attack, a provocative threat that reinforced the Islamic republic's past call for Israel to be "wiped off the map."

"We have announced that wherever (in Iran) America would attack, wherever they target will be Israel," the Iranian Student News Agency quoted Gen. Moham mad Heshmati as saying.

Dehghan, a top commander of the elite Revolutionary Guards, also said Iran was not preparing to go to war against Iran.

Official confirms terrorist’s capture

BUCKHANNON, W.Va. — "Did our dad have to die?" Peggy Cohen wanted to know Tuesday as mine safety regulators opened an emotional public hearing on questions still surrounding the January disaster that left 12 men dying deep inside the Sago Mine.

Wives and children of the other miners followed her to the microphone, some clutching framed photos of the victims.

"We assure you, Mr. Politicians, that we’re not going to let this rest," said John Groves, whose brother Jerry Groves was among the victims. "We know in our hearts that this can be corrected. It needs to be done immediately, so it needs to be done now. And it’s on us."

GOP leaders agree to extend tax cuts

WASHINGTON — Majority Republicans have reached agreement in principle on legislation to extend tax cuts on capital gains and dividends for two years and keep 15 million middle income taxpayers from getting hit with a tax increase at the end of the year.

However, final passage of the measure is being linked by Senate Finance Committee Chairman Grassley to achieving an agreement with House Republicans over the outlines of a second package of tax breaks, according to Republican staffs who spoke on condition of anonymity because the deal has not yet been announced by their bosses.

Those conversations led they expect the disputes on the contents of the second bill to be resolved quickly so that the legislation extending tax breaks for capital gains and dividends can win quick approval by the full House and Senate.

LOCAL NEWS

Trial seeks a non-Allen County jury

FORT WAYNE, Ind. — Jurors will be chosen Tuesday as mine safety regulators opened an emotional public hearing on questions still surrounding the January disaster that left 12 men dying deep inside the Sago Mine.

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Debate delays interrogation policy

WASHINGTON — A debate over whether to keep certain interrogation techniques authorised by the Bush administration has delayed the release of a long-awaited military manual on the treatment of detainees.

Coming more than two years after photographs surfaced showing U.S. troops虐待ing and simulating sexual abuse of prisoners at Abu Ghraib in Iraq, the new Army field manual was initially supposed to include a classified section.

In recent days, however, several members of Congress privately cautioned the Pentagon that keeping parts of the manual secret could raise suspicions that the United States was violating international and U.S. laws and rules governing detainee treatment.

Those conversations led defense officials to privately debate which parts — if any — to keep secret, according to several Capitol Hill and senior defense officials. They spoke on the condition of anonymity because the discussions were private and the manual has not yet been made public.

The classified section was planned to provide detailed guidelines on what can and can’t be done to detainees — for example, how long they can be forced to sit or stand in certain positions or exactly how hot or cold their holding areas can be kept.

The Pentagon and the Army have been reviewing a draft of the manual for more than a year and were about to release a final version last week when debate over it intensified. The Bush administration is trepiditantly on the issue, mindful that detainee treatment has the potential to become a high-profile controversy once again, this time in an election year.

In a private meeting at the Pentagon last week, Sen. John Warner of Virginia and Carl Levin of Michigan, the top Republican and Democrat on the Senate Armed Services Committee, broached the issue of the manual’s classified section with Deputy Defense Secretary Donald Rumsfeld.

NIGERIA

Darfur talks to be prolonged

U.S. envoy reports African Union will extend Sudan’s peace pact deadline

ABUJA — A top U.S. envoy the African Union will extend its Tuesday midnight deadline for a peace agreement between the government and rebels fighting the Janjaweed in Sudan’s Darfur region.

Deputy Secretary of State Robert B. Zoellick spoke with a Sudanese official on Monday evening and "assured him that we planned to extend the deadline," U.S. officials told The Associated Press on Tuesday.

The U.S. diplomat did not specify where he was when they talked.

Terror analyst said Sudanese president’s capture “wiped off the map.”

"I believe there has to be an end to this process," Zoellick said.

But tongue tied away, there was no word running out on the time limit for mediators to put pressure on the government and rebels to strike a deal.

U.N. peacekeeping force’s commander said Tuesday that Israel would be prepared to go to war against Iran.

"If we have to go to war against Iran, of course we’re prepared to go to war," Maj. Gen. Rick Borg, the U.S. commander in the multinational force, said.

The White House press secretary said the United States was calling for an end to violence in Darfur and that Washington will continue to put pressure on the government side so that we can sign it," Ebrahim Dehghani as saying.

Two main rebel groups have rejected the AU’s offer to extend the talks to be prolonged.

Sudanese tribal leaders attend the Darfur talks Tuesday at the venue of the Darfur peace talks in Abuja, Nigeria. The U.S. and Britain pressed for the peace deadline to be met.

ASSOCIATED PRESS

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Debate delays interrogation policy
Meals
continued from page 1

als and fruit. Each item is assigned a different number of points, and students may fill their brown bags with seven points worth of food or beverages.

Student Government plans to administer surveys sometime this week to measure current student satisfaction with the system and to get feedback from students on how they can share with Notre Dame's Food Services, student Government president Bill Andrichik said.

"We had experimented with on-line options but will ultimately be using a paper survey with pick-up and collection sites located in the dining halls and in LaFortune," Andrichik said. "The collection process will probably take place over two or three days of the first couple days of finals."

Andrichik said all of the items on the survey have been finalized.

"We are suggesting some items that are more traditional snacks, some heated options and some items that are a little easier to bring back to the dorm and keep for a couple of days without having to use them right away," he said. "There will be nine or ten items in total on the survey and about three or four will be chosen based upon student response."

He said both Student Government and Food Services have approved Eames, Max Marden and microwavable popcorn as a few of the feasible items.

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"Noire.

Bill Andrichik
student body vice president

College
continued from page 1

the College is on its way to pulling out of the red. The College also has bolstered its endowment funds by using money left over from department budgets, reductions in the cost of goods sold and depreciation — Stickelmaier said.

"Summer sessions were successful last year and are looking to be even more successful this year," she said. Considering the budget cuts and increased revenue — as well as a "flat" projection for expenses besides increases in salaries, utilities, cost of goods sold and depreciation — Stickelmaier said she estimated conservatively that Saint Mary's should have a surplus in the black for 2007, and that "the black should have a surplus in the range of $300,000." Stickelmaier also said she had not included potential increases in enrollment for the 2006-2007 academic year.

"Summer sessions were successful last year and are looking to be even more successful this year," she said. "We are still projecting a deficit this year, but things are looking really fabulous," said Laurie Stickelmaier, Vice President of Finance.

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BOLIVIA

Leaders aim for more control

Leftist government plans to regulate mining, forestry as well as natural gas industry

Associated Press

LA PAZ — Bolivia's leftist government said Tuesday it would start exerting control over mining, forestry and other sectors of the economy aimed at boosting the nation's economy and isolating Bolivia from important allies like Brazil and Argentina.

The move solidifies Morales' role alongside Venezuela's Hugo Chavez and Cuba's Fidel Castro in Latin America's new axis of socialist and left-leaning leaders united against "capitalist, imperialist" U.S. influence.

Morales said Monday that the gas decree was not "drastic" reforms of mining and forestry, as critics charge. Morales said its wards only "curtail" the excesses that previously existed.

"I think the most painful thing in this movement was the way in which the invasion began," Morales said. "The companies that wanted to control, to export, to us. They know they have to control the country's huge natural gas reserves.

"With this move, he risks alienating natural and other allies like Brazil, Spain, and Germany," said Richard Glick, a Latin American analyst at the Inter-American Dialogue think tank in Washington. "Ordering the military to seize the natural gas fields reminiscent of military dictatorships past."

"Your list of people to blame and events to blame did not include me," Lay testified. "I had at the time."
**MEXICO**

Migrants will have hot journeys

Border Patrol predicts new laws will force illegals to change routes

Associated Press

SABASE — Wearing tight jeans and a glinting "bebe" T-shirt, the 17-year-old scrambled out of a packed van as the temperature edged toward 100 degrees in this barren stretch of the U.S.-Mexican border.

Carrying no hat or sunscreen, the teenager who called herself Adriana Brenda said the longest hike she's taken was a shopping mall. But here she was, ready for a three-day trek across the desert.

She carried two gallons of water — enough, experts say, to keep her hydrated for two hours.

As temperatures rise, the U.S. Border Patrol and aid groups are gearing up for what they fear could be one of the deadliest summers for migrants sneaking into the United States.

The U.S. Senate is debating a bill that could lock the border tighter than ever, and activists fear the flow of migrants is moving to an even hotter and more remote section of desert than the current favorite, an area south of Tucson, Ariz., where hundreds of people have died since 1994.

The desert around Tucson is crawling with 2,400 U.S. Border Patrol agents, rifle-bear ing civilians known as Minutemen are also keeping watch.

In response, many migrants are crossing closer to Yuma, Ariz., where day-time temperatures can hover around 120 degrees — 10-15 degrees hotter than around Tucson.

Migrant deaths for the Yuma sector hit a record 31 in 2005, up from 36 in 2004 and 15 in 2003, according to the Border Patrol. Apprehensions have jumped 16 percent for the region — with 89,336 people caught from October through April, said Richard Hays, a spokesman for the Border Patrol in Yuma.

"We are already anticipating this shift in traffic and are working to ensure the safety of those who are determined to get into the United States in violation of the law," Richard Hays

Border Patrol spokesman

**Ice on wings caused Ebersol plane crash**

Safety board advises cold weather safety guidelines

Associated Press

WASHINGTON — A pilot's decision to visually inspect, but not to feel, the wings of his plane to check for ice caused a 2004 airplane crash in Colorado that killed the son of NBC Sports executive Dick Ebersol and two others, National Transportation Safety Board members concluded Tuesday.

NTSB members met to decide the probable cause of the Nov. 28, 2004, crash that killed 14-year-old Teddy Ebersol, the pilot and a flight attendant.

Board members issued several recommendations and renewed appeals to the Federal Aviation Administration to require all pilots to feel their aircraft's wings for ice and to train pilots on how to fly in winter weather conditions.

"This is a tragedy that should not have happened," said Mark Rosenker, acting NTSB chairman.

"We have too long been advis- ing changes," said Rosenker, acting NTSB chairman.

"It's on our most-wanted list. This is a tragedy that should not have happened."

The Ebersols were on their way from the airport near the ski community of Telluride, Colo., to South Bend, Ind., to take Charlie Ebersol back to college.

The plane skidded across the runway, ripped apart and burst into flames. Dick and Charlie Ebersol and the first officer were seriously injured.
Police find kidnapped teenager barely alive

Associated Press

ST. LOUIS — Ashley Reeves had been lying in the woods for more than 30 hours by the time searchers spotted her through the driving rain. The 17-year-old was covered with insect bites, her back was broken, and investigators were sure she was dead — until she took a breath.

A day earlier, authorities now believe, a high school teacher tried to kill her.

"It was almost disbelief that she was still alive," investigator Steve Johnson of the St. Clair County's Sheriff's Department, recalled Tuesday.

They had to clear brush and trees to get to a stretcher to the girl, then rushed her to Cardinal Glennon Children's Hospital in St. Louis, where she was in serious condition Tuesday.

Johnson is now helping build a case against the 26-year-old teacher and wannabe pro-wrestler, Samson Shelton, who tried to kill her.

A high school teacher and wannabe pro-wrestler, Samson Shelton, who tried to kill her.

She was a driver's ed teacher by day in tiny Freeburg, Ill., and a pro wrestler and country line dancer by night, authorities said.

No phone listing could be found for him in Smithton, Ill., listed in Missouri. He has declined a public defender and instead he would hire his own attorney, though there was none of record as of Tuesday, a St. Clair County Circuit Court clerk said. His arraignment could come later this week, authorities said.

Johnson suggested that it might be difficult to determine what led the man to strangle Ashley with a belt and, according to the criminal complaint, use "his forearm with such force as to break the neck."

"With any human being, there's a lot to anyone. You can never predict human nature," Johnson said. When it comes to scouring Shelton's background, "we're definitely looking into it.

Ashley's family has declined to comment. No further information about her injuries or chances for recovery has been released.

Johnson said he hopes the details of what happened to the girl and why surface more quickly than the long and frustrating search to find her.

Teams with dogs and helicopters had searched for hours but couldn't locate the girl, and even before Johnson and other searchers entered Citizen's Park in the area, Johnson said, "we all believed she was deceased."

Mississippi politician Ike Brown, above, faces allegations of discrimination against whites under the 1965 Voting Rights Act.

Politician accused of racism

U.S. Justice Department alleged Ike Brown discriminated against whites

Associated Press

MACON, Miss. — Ike Brown is a legend in Mississippi politics, a fast-talking operative both loved and hated for his ability to turn out black votes and get his candidates into office.

That success has also landed him at the heart of a federal lawsuit that's about to turn the Voting Rights Act on its end.

The Justice Department is using the 1965 law to allege racial discrimination against whites.

Brown, head of the Democratic Party in Mississippi's rural Noxubee County, is accused of waging a campaign to defeat white voters and candidates with tactics including intimidation and coercion.

No phone listing could be found for him in Smithton, Ill., listed in Missouri. He has declined a public defender and instead he would hire his own attorney, though there was none of record as of Tuesday, a St. Clair County Circuit Court clerk said. His arraignment could come later this week, authorities said.

Johnson said he hopes the details of what happened to the girl and why surface more quickly than the long and frustrating search to find her.

Teams with dogs and helicopters had searched for hours but couldn't locate the girl, and even before Johnson and other searchers entered Citizen's Park in the area, Johnson said, "we all believed she was deceased."

The federal case against Brown, scheduled for trial this fall, represents a change in direction in the last voting-rights lawsuit, the Justice Department said.

"We're definitely looking into it.

The investigator would only say, "We're definitely looking into it.

The main white person who makes the claim is Ricky Walker, the county prosecuting attorney who believes Brown recruited an opponent for him simply because he's white, an action Walker called "racist."

Walker says that when he qualified to run again in 2003, Brown attempted to get him for years, the attorney says. "It's going to destroy their credibility the next time they ask black people to listen to them."

Ike Brown, above, faces allegations of discrimination against whites under the 1965 Voting Rights Act.

Mississippi politician Ike Brown, above, faces allegations of discrimination against whites under the 1965 Voting Rights Act.

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I am rather embarrassed to admit it, but the way the world is changing under our feet is what I love most about the world. In the art and science of writing, when everything falls into place there can be found ful­fillment, spirituality, self-actualization and truth. It is a fight that comes and goes — as well as the art of writing as art, as a vice, and as a vector. It is for this reason that I, and many others, ensure that the freedom of expression above all other essential forms of speech, is a right enjoyed by all. When you take away any other freedom it destroys a person’s dignity or potential for fulfillment, but to take away the freedom to create is to crush a person’s essential nature.

If you analyze the way that I feel about freedom — though perhaps in your particular case you understand through art or science — then you should have no trouble understanding my attitudes toward copyright in general. It does not take more than a touch of classical liberalism to see that the current copyright regime, the truth is, international copyright law is so stag­geringly broken that I only have space here to address a single aspect that I find most troubling.

For the duration of a copyright, typi­cally more than a century, it is forbid­den by law for anyone to create and disseminate any work which is in any way derived from existing copyrighted material, without regard to the social value of such a derivative work. Only parody — which is very narrowly defined — is exempt. Contrast to pop­ular belief satire is not protected in any way. Some may remember “The Wind Done Gone” by Joel Johnson political parody of “This Land Is My Land,” both of which were con­signed to oblivion by the estates of their creators.

It is troubling to think that there may exist many more works, and potential works, of great merit that will never see the light of day because of this “right” to censor another’s work that has been granted to authors in the name of protection.

Copyright, as written in the Constitu­tion, is a limited restriction with a specific purpose. It was created as a temporary protection to encourage authors to contribute their works to society. Today copyright has mutat­ed into a form of intellectual entitle­ment. The term “intellectual proper­ty,” a form of Orwellian doublespeak, is used to promote the notion that ideas can have owners and that these owners control both what they have made and anything similar created by anyone else.

You are a criminal if you adapt an author’s ideas in your own way and share them with your friends. You are a felon if you explore an author’s plots in forms that she did not envision, or if you pen unauthorized satire or social commentary in her words. Copyright law can potentially be used to suppress ideas and to censor any form of reinterpretation that they do not approve of. We cannot make anything else of these ideas until copyright holders (and probably we as well) are long dead.

This situation is patently unconstitution­al, because it amounts to the fed­eral government granting a writ­ing permission to censor anoth­er’s ideas and the right to restrict a single interpretation of a creative work. — Gone with the Wind versus the “Wind Done Gone” — as the only acceptable version. This has a long-­term damaging effect on the natural spread and reinterpretation of ideas that is essential for the health of a free society, and it depresses the expression of the essential nature of our society.

Fortunately there are ways to fight this problem and to rise up as sup­porters of the free exchange of ideas. If you visit my Web site, you will find a copy of this article and many others that I have written. All of these have been perpetually released under a Creative Commons License. This means that you can copy them, you can can distribute them and you can create new works based upon them. You may use them to mock me, to praise me, to promote things that I agree with or to promote things for which I have the deepest dis­trust. The freedom is yours.

I strongly encourage other colum­nist for The Observer, other writers and indeed this entire newspaper to release their copyrights under similar terms. Freedom of expression and of ideas can have owners and that these owners control what they have made and anything similar created by anyone else.

A. J. Andress
Off Campus
May 2

YEARBOOK OVERSIGHT DISAPPEARS IN TERM

I am writing a letter in light of the recent publication of the 2006 “Dome” yearbook. As a member of the men’s cross country team, I feel I can speak for my teammates as well as the entire women’s cross country team in say­ing how extremely disappointed I am that the yearbook staff failed to include us in this year’s publication.

Now I know that most likely the only people who noticed this oversight are the members of each respective team. Some might even be thinking, “we have a cross country team?” Things like that I’m fine with. After all, those that run cross country have never been into the sport for the glitz and glamour nor fame and fortune. These perks are reserved for other sports. But what I’m not fine with is the lack of including the men’s and the women’s cross country teams in the yearbook — especial­ly when the yearbook is supposed to recognize all the accomplishments and great moments that have happened in the past year at Our Lady’s University. Both teams have been perpetually released under a Creative Commons License. This has a long-term damaging effect on the natural spread and reinterpretation of ideas that is essential for the health of a free society, and it depresses the expression of the essential nature of our society.

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A. J. Andress
Off Campus
May 2

Copyright and its downsides

Copyright, as written in the Constitu­tion, is a limited restriction with a specific purpose. It was created as a temporary protection to encourage authors to contribute their works to society. Today copyright has mutat­ed into a form of intellectual entitle­ment. The term “intellectual proper­ty,” a form of Orwellian doublespeak, is used to promote the notion that ideas can have owners and that these owners control both what they have made and anything similar created by anyone else. You are a criminal if you adapt an author’s ideas in your own way and share them with your friends. You are a felon if you explore an author’s plots in forms that she did not envision, or if you pen unauthorized satire or social commentary in her words. Copyright law can potentially be used to suppress ideas and to censor any form of reinterpretation that they do not approve of. We cannot make anything else of these ideas until copyright holders (and probably we as well) are long dead.

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I was very heartened by University President Father John Jenkins' Jan. 23 address to the faculty on academic freedom and the Catholic character of Notre Dame, and while disappointed by his "Closing Statement" in which I thought he took a large step back, I finally concluded that if presentations counter to Catholic belief on campus were balanced by explanations of Catholic teaching, the faculty might indeed have some value. These explanations of Catholic truths would provide students and faculty ignorant of them insights and information they might not otherwise receive given the large number of non-Catholic faculty, the deplorable state of Catholic religious preparation of so many entering students and the very limited and inadequate instruction in theology and philosophy currently provided to undergraduates at Notre Dame. On the faculty side, this sort of preparation is not at issue in the current debate, nor do I expect it to be an issue in the future.

Finally, he noted, "Thanks to the efforts of some faculty members, this year's performance of "The Vagina Monologues" was brought into dialogue with Catholic tradition through panels which followed each performance. Panelists presented the Catholic teaching on human sexuality, and students and faculty engaged one another and these issues in serious and informed discussion."

I am troubled by these statements of Jenkins on two counts. First, I believe a fairly large segment of the "community," particularly if that includes graduates, indeed did find "The Vagina Monologues" to be "overt and insistent expressions of the play." These explanations of Catholic truths may have unfortunately been missing.

In an April 26 Viewpoint article, Clare Feeney wrote on the decision of Notre Dame Catholic People to refrain from hosting this year's RIOC Pass in Review. Instead, Feeney offered a forum for dialogue between ROTC and RIOC proposed for next year. Already, NDPP has worked with ROTC in past semesters to host several of the thought-provoking dialogue sessions.

However, I think many aspects of the article regarding ROTC need to be clarified, and many other questions need to be asked.

First off, NDPP does not seek to "offend" any member of the community, and any time in the past years, the protests may have unfortunately come from people who were not their intent. While wishing to question the appropriateness of ROTC on our campus, we never argue that the students enrolled in ROTC are bad people. That must be set aside.

Secondly, the Catholic view of warfare has two responses — either "just war" or total non-violence. Participation in any war the U.S. government dictates does not conflict with the Catholic principles of either view. Indeed, the approach of "just war" (the most popular among current Catholic intellectuals) is actually illegal when in military service. If you do not declare yourself a pacifist, you are required to fight. This is the current system in place — one endorsed by the University administration.

Members of ROTC have little say in where they go on graduation, as military contracts (bind­ ing in most ROTC states in America) is actually illegal when in military service. If you do not declare yourself a pacifist, you are required to fight. This is the current system in place — one endorsed by the University administration.

In writing this article, I hope that all members of the Notre Dame community believe that as part of the dialogue we are willing to listen next step. I challenge you to think about the hard issues of conscience posed by the Catholic teaching on war. Now, more than ever, we need to be thinking about the issues of war and peace.

Michael Angelo
freshman Phalen Hall May 2

In regards to University President Father John Jenkins' closing statement, I would like to applaud our President's courage for tackling such a controversial issue in his first year. Certainly, such actions could be deemed as political suicide but great visionaries burden themselves with a cross.

I am still gripped by a state of ambi­ivalence on the issue. I have related with both supporters and detractors in the viewpoints; likewise, I've dialogued with members of the administration, faculty, alumni and fellow students. I have considered "too Catholic" by academics in the intellectual community — a hallmark of community, compassion and comm­itment. It is my impression that Jenkins' course of action will not change that impression.

As an administration official explained to me, "Notre Dame's BHAG (Big Hairy Audacious Goal) is to be an elite academic institution while maintaining the core values of the Catholic Church." Initially, I thought that Jenkins was submitting to political pressure for fear of being perceived as unpopular. However, I now believe that Jenkins' statement was driven by a "bend but don't break" mentality. In considering the life of President Kennedy, Jenkins, many did not always consider his progressive outlook to be exactly aligned with the Catholic Church. Nevertheless, history proved his detractors wrong, and Notre Dame was both empowered and blessed to have such an extraordinary leader at the helm for over three decades.

As Thomas Aquinas once said, "virtue lies in the middle." I am not implying that Jenkins compromised the integrity of the Catholic Church and sold out to the secular crowds. Being a devout child and, more importantly, leader of the Catholic Church does not always entail acquiescing to the status quo. Rather, it can be seen as a means to find greater insight into the state of the present, and consequently shaping a better path for the future. Jenkins is playing a dangerous game on a slippery slope whose w arranties have been long. As for me, I con­sider that having attended the first class under the administration of Jenkins.

Matt Somma
senior Off-Campus May 1
Mission: Impossible III (May 5)

The buzz: Secret agent extraordinary Ethan Hunt (Tom Cruise) returns for more highly improbable antics in the third installment of the franchise. After a ruthless arms dealer (Philip Seymour Hoffman) threatens Hunt’s girlfriend, Hunt must assemble his old crew, including Luther Strickler (Ving Rhames) in order to take down his most dangerous enemy to date.

The bottom line: Where the first “Mission: Impossible” confused audiences with its face-insertion ability to impress, the second invited its intelligence with a simple plot line and oversize of the “fake face” mask trick. Will the movie be as poorly received as “Mission: Impossible 2” or as well-received as “United 93.” if not, it could later release date.

Pirates of the Caribbean 2: Dead Man’s Chest (July 7)

The buzz: The second installment in the Pirates franchise follows Captain Jack Sparrow (Johnny Depp) as he repayment a blood debt to the ghostly Davey Jones (Bill Nighy) and his motley crew of sea monsters. All the original cast favorites, plus some new additions, return to aventuring around the Caribbean in another swashbuckling adventure on the high seas.

The bottom line: Pirates of the Caribbean has gained a fair amount of buzz. The recent release of the critically-acclaimed United 93 could prove to be either a plus or a minus for this film. On one hand, the box office successes are hard to ignore. On the other hand, it could lose some interest of audiences since it has a much later release date.

The DaVinci Code (May 19)

The buzz: Based on the best-selling Dan Brown murder investigation at the Louvre, Robert Langdon (Tom Hanks) is called hidden inside the works of famous artist and closer to finding the truth. Langdon then goes secret.

The bottom line: Where the first “Mission: Impossible” confused audiences with its face-insertion ability, the second invited its intelligence with a simple plot line and oversize of the “fake face” mask trick. Will the movie be as poorly received as “Mission: Impossible 2” or as well-received as “United 93.” if not, it could later release date.

Lady in the Water (July 23)

The buzz: After his last movie, “The Villlage,” the story of a shy office. Shyamalan switched from a suspense with its faux-intellectual spy antics, the second insulted their intelligence and was a huge disappointment. Will M. Night Shyamalan restore his standing or be a total failure?

The bottom line: “Lady in the Water” will restore Shyamalan to his former glory or be a total failure?

Snakes on a Plane (August 18)

The buzz: The plot: “Snakes on a Plane” promises to be the most extreme of the summer. As a young man who works for international smuggling gang, Jack Black is forced to take a flight with a bunch of snakes on a plane. Will this movie be as poorly received as “Mission: Impossible 2” or as well-received as “United 93.” if not, it could just as easily be forgotten in the midst of this summer’s heavily competitive movie season.
**The Observer**

**SCENE**

Wednesday, May 3, 2006

**HEAT WAVE**

**GRIFFIN, TAE ANDREWS & SEAN SWEANY**

X-Men II (May 26)

The plot: After a cure for mutation is found, Professor X and the X-Men pair off against Magneto and his gang of aberrants in a war to save humanity. Also thickening the plot is the return of Jean Grey, whose recently revived powers as the Dark Phoenix threaten the very future of the world again.

The buzz: Bryan Singer, the director of the first two X-Men installments, left the franchise to helm the upcoming "Superman Returns" film. X-Men fans were left wondering who would take the reins. Newcomer Brett Ratner has assumed the role of director, but is he the right man to bring the trilogy to a satisfying conclusion?

The bottom line: Directorial questions aside, what X3 has going for it is the return of all the essential actors from the first two films, including Hugh Jackman as Wolverine and Ian McKellen as the villainous Magneto. The advance trailer for "The Last Stand" features enough new mutant cameos to please the comic-book fans, and despite the loss of Singer, Ratner appears to have enough know-how to essentially here fans singing his praises.

Superman Returns (June 30)

The plot: The latest installment in the Superman saga picks up when the Man of Steel (Brandon Routh) returns to his adoptive home of Metropolis several years after a mysterious absence. Unfortunately, the loss of his life, Lois Lane (Kate Bosworth), seems to have moved on with another man, and arch-nemesis Lex Luthor (Kevin Spacey) is plotting his destruction once more.

The buzz: When director Bryan Singer left "X-Men" for DC's flagship franchise, he inherited a film in production hell for the better part of a decade. Still, a $200 million budget and the support of a studio dying to reunite fresh creative control to a filmmaker of Singer's caliber has buoyed public perception for Warner Bros.' next-pole summer film. The buzz: When director Bryan Singer left "X-Men" for DC's flagship franchise, he inherited a film in production hell for the better part of a decade. Still, a $200 million budget and the support of a studio dying to reunite fresh creative control to a filmmaker of Singer's caliber has buoyed public perception for Warner Bros.' next-pole summer film.

The bottom line: "Superman Returns" has the potential to shine in its production quality, but the film may not be able to recapture the magic of the Man of Steel.

Miami Vice (July 28)

The buzz: Reports of unhappy stars and budget problems have plagued this picture throughout its production, regardless of the quality of the final film, the sheer amount of star power present in the film is expected to draw audiences to the manner of movies like "The Pianist" and "Collateral."

The bottom line: Miami Vile" will not be one of the top billings of the summer due to its removed problems and its late July release date. In fact, all of these problems, however, Michael Mann has the necessary amount of ability and talent to turn this film into a sleeper summer hit.

Clerks II: The Passion of the Clerks (August 1)

The buzz: "Clerks II" is a sequel to the cult-hit "Clerks" which was released 10 years ago. After problems plagued the first film's release, director Kevin Smith found himself in hot water with fans of the original. Smith's latest effort is expected to be a hit with fans of the original and a sleeper hit among the summer crowd.

The bottom line: "Clerks II" is a sequel to the cult-hit "Clerks" which was released 10 years ago. After problems plagued the first film's release, director Kevin Smith found himself in hot water with fans of the original. Smith's latest effort is expected to be a hit with fans of the original and a sleeper hit among the summer crowd.

**Original Graphic by JEFF ALBERT/The Observer**
By BRIAN DOXTADER and ERIN MCCRANN

Paul Greengrass' "United 93" is not a lot of things. It is not a film that tries to answer tough, ever-lingering questions. It is not a film that tries to explain the scope of the events of Sept. 11, 2001. It is not a film that tries to examine the bigger picture.

Yet these traits (or lack thereof) make it a stronger and better picture, and make its impact and conviction resonate that much more.

What "United 93" does accomplish is putting the audience in a front-row seat to watch the events unfold. Critics and detractors have asked why this is being done now — everyone saw the events unfold in great detail on every television across the country (if not immediately, then soon after).

However, one of the movie's great strengths is that it removes (rather than adds to) the gloss of reporting that networks like CNN and FOX news create.

The audience is there — on the plane, in the aircraft control rooms, in the military centers — seeing the confusion, frustration and emotion of everyone involved.

The plot follows the real people involved in these events, both on the ground and in the air. In fact, many of the air control personnel, such as Ben Sliney, and military officers, such as Maj. John S. LeBlanc, actually portray themselves in the film.

Greengrass also received permission from the family members of the United 93 victims and thoroughly researched each person on the flight. Greengrass' typical use of a stripped-down, faux-documentary, cine matica style has veered away from the usual Hollywood gloss and allows the audience to connect more easily with the on-screen action.

"United 93" is basically a minute-by-minute account of everything that happened on the ground as well as what happened on the flight itself. One of the hardest things about this movie is remembering what it was like before that day. There are scenes of questionable airport security and general relaxation, which shock the post-9/11 viewers. When Ben Sliney, head of air traffic control (9/11 was his first day on the job) first gets word that a plane might have been hijacked, the other officials at the meeting make light of the situation ("Wow, a hijacking, we haven't had one of those in what? 20 years?") — another element which is shocking to viewers today.

The overall confusion is also highlighted in stark detail. No one is able to efficiently communicate with anyone else, which makes the tragedy resonate powerfully since the audience knows how it all ultimately ends. The air traffic controllers have trouble convincing the military about the situation, the military in turn cannot communicate with the FAA or with a member of the executive branch. The military, in fact, was not even aware of the whole situation until they watched the first plane on CNN.

There are several moments in which both the air traffic control and military personnel were completely clueless — when the World Trade Center went up in flames, it did not dawn on them that it was one of the commercial flights that were suspected hijackings. The film emphasizes the system-wide failure, leaving the audience to wonder if tragedy could have been averted had just one piece of the chain worked properly.

While all of this ground activity is going on, the passengers on United 93 remain unaware, until one of the terrorists gets anxious and jumps the gun. Instead of waiting until they were closer to DC, the terrorists took over the plane too early — they then quickly realized they had to be able to hold everyone in control for two hours instead of 30 minutes.

Eventually some of the passengers take the risk to call their families — upon learning about the towers, they realize that they are part of the terrorist plot and decide that to take action against the hijackers who have taken control of their plane.

While it is hard not to sympathize with the members of the plane, Greengrass does not really give a portrait of who these people are/were. Instead, the passengers on the plane are mostly nameless — the audience feels their emotions as they go through this traumatic experience, but do not get to know any of them as individuals. This anonymity is a little troubling, since the film is ostensibly about people — without the connection to the characters, the emotional power of the denouement is diminished, albeit only slightly.

The "cinema verite" editing and cinematography (a particularly modern and stylish approach) certainly evokes the "you-are-there" feeling that the filmmakers obviously wanted, but it also makes some of the events confusing and sometimes difficult to follow.

Greengrass' methodology and obvious respect for the material is a good fit — his reverent, powerful "Bloody Sunday" was sharp and insightful, and "The Bourne Supremacy" was a slick, well-made Hollywood blockbuster. "United 93" falls somewhere in between, casting a professional Hollywood sheen over the serious and socially aware subject matter.

An accomplished director, Greengrass' ability to呕from politically charged dramas to spy thrillers meshes well with the inevitable emotional undertone that surrounds "United 93." At once sympathetically passionate and coolly and objectively professional, the film walks a tightrope of balance, truth, entertainment, respect and understanding. "United 93" does it all, if not perfectly, then very well.

Ultimately, "United 93" is a straightforward, slipped down retelling of the momentous events which occurred on Sept. 11.

The love and care that went into making the picture is obvious through the striking amount of detail and research — though there is obviously some artistic license. Greengrass understands that the event itself was riveting enough without bogging the film down with endless detail.

One of the big questions surrounding the film is its timeliness — is it too soon? Is five years enough time? Arguments have been made that a half-decade simply isn't enough time because we still remember.

But such an argument is missing the point. Greengrass knows we remember. But what he really wants to do, and what the detractors of "United 93" fail to see, is that he doesn't want us to remember. He wants us to never forget.

Greengrass knows we remember. Greengrass knows we'll always remember. But what he really wants to do, and what the detractors of "United 93" fail to see, is that he doesn't want us to remember. He wants us to never forget.

Contact Brian Doxtader at bdootsade@nd.edu and Erin McGinn at emcgin@nd.edu
Why We Fight
A film by Michael Haneke

Released as the American military continues to make its presence felt in Iraq and across the globe, Why We Fight asks some pertinent questions about the economic necessities of war. Sat. May 6 at 7 and 10 PM rated PG-13

Cache (Hidden)

A psychological thriller that also serves as a powerful commentary on the urban paranoia and racism that continue to permeate modern society.

Thurs. May 4 at 7 and 10 PM
Fri. May 5 at 7 and 10 PM
Rated R; in French with English subtitles

Open City

Directed by Roberto Rosellini

Open City tells the harrowing story of several Italian resistance fighters battling fascism in Nazi-occupied Rome.

Sat. May 6 at 3 PM
Remastered; Italian with English subtitles
PMC Classic 100

Please note: Before Open City, we'll screen My Dad is 100 Years Old

A 15-minute film tribute to Roberto Rosellini written by his daughter Isabella Rosellini and directed by Guy Maddin

Film tickets: $6 general public, $5 faculty/staff, $4 seniors, $3 all students unless otherwise noted
**NBA Playoffs**

Bryant ejected to Spurs ride late run to go up 3-2 on Sacramento; Wade scores 28 as Miami wins; Carter leads Nets over Pacers

Associated Press

PHOENIX — The NBA’s most improved player kept the Phoenix Suns alive in the playoffs. But Kobe Bryant, even around to see the finish.

Bryant scored 39 points with the most-improved trophy before the game — had 25 points, nine rebounds and five assists, and the Suns rallied to a 111-105 win over the Los Angeles Lakers on Tuesday night.

The Lakers will lead the best-of-seven series 3-2 with Game 6 Thursday night in Los Angeles.

Bryant, who scored 29 points, was overthrown after drawing his secondary technical foul with 3:11 to play. His nemesis in the series, Rajon Rondo, was tossed after throwing Bryant to the floor for his second technical with 3:11 to play.

The two had been called for a double-technical in the second quarter.

Kwame Brown scored 14 points, nine rebounds for the Lakers, but was plagued by foul trouble. He started after Los Angeles coach Pau Gasol said he was being investigated for a possible sexual assault. Before the start, Brown issued a statement through the team’s public relations manager, saying he was “completely innocent of any wrongdoing.”

Steve Nash scored 22 points and Shawn Marion 21 for the Suns in their highest-scoring game of the series — one point below their previous high.

Dwyane Wade scored 38, including seven of Miami’s final 11 points, once he cooled off, Artest got going, scoring 14 of his 24 points in the final period.

Wells made a 3-pointer that put the Heat at 94-135 to go, but the Spurs went right back on the attack, starting with a layup by Ginobili.

They continued charging the Heat, scoring a short jumper by Duncan that put them ahead for good and kept it going with a finger roll by Bowen, another layup by Ginobili and another basket from Duncan.

**Heat 92, Bulls 78**

Dwyane Wade raised three fingers, the sky number of the wins Miami Heat have now in this series.

Moments later, he raised just three fingers, a beautiful victory over the Chicago Bulls on Tuesday night.

With his hip sprained and bruised from a frightening first-half tumble, and his team trail- ing by five in the season’s biggest game, Wade returned to save the Heat’s — and perhaps their season — in a victory over the Chicago Bulls on Tuesday night.

“I sent a text to the locker room,” Shaquille O’Neal said, “that we would win this.”

Wade scored 15 points of those coming after a scary stint in Miami’s training room, and the Heat took a 3-2 lead in the Eastern Conference first-round series.

“A little shot in the butt,” Wade said, describing the painstaking shot he took. “It started keening in after a couple minutes out there and I felt good after that.”

Wade didn’t expect to play more than a couple of minutes after the shot, even though his return would be brief. He didn’t come out, though, until the game was decided.

“His guy,” Heat forward James Posey said. “For him to come back in after he hurt himself and I felt like he was fully healthy, I felt like he had his time, his place in the game.”

“If it’s not, the teams return for a winner-take-all Game 7 on Saturday night.”

The Los Angeles Lakers guard Kobe Bryant dunks in the Lakers’ 114-97 loss to Phoenix Tuesday.

“Suns are just about the same type of shot as the Heat, but not the same accuracy of the shot,” said Nets forward Richard Jefferson, who scored 24 points, including a clutch 3-pointer with 1:22 to go to give New Jersey an 87-86 lead.

“Vince has hit some of the craziest shots in the history of this league,” Jefferson added. “But the importance of that shot is what I am most proud of for what he did.”

Carter insisted all he was trying to do was put the ball in the basket with New Jersey clinging to an 89-66 lead.

“A big basket was needed,” Carter said. “If we don’t make it, it would give them the oppor­tunity to tie it up or take it to overtime. I just wanted to be patient and take what I could get.”

Carter stepped on a granger and brought down the house at the Continental Airlines Arena and the Pacers all in one high­flying swoop.

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**Los Angeles Lakers guard Kobe Bryant dunks in the Lakers’ 114-97 loss to Phoenix Tuesday.**

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Carter stepped on a granger and brought down the house at the Continental Airlines Arena and the Pacers all in one high­flying swoop.
NBA

MIlwaukee at Detroit, 6 p.m., TNT
Washington at Cleveland, 8:30 p.m., TNT

NHL

Anaheim at Calgary, 2 p.m., OLN
Tampa Bay at Ottawa, 7 p.m., CBC

Around the Dial

Major League Baseball

American League East

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American League Central

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Inside Lacrosse Men's Lacrosse Media Poll

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NFL

California governor Arnold Schwarzenegger, middle, Anaheim mayor Curt Pringle, left, and Los Angeles mayor Antonio Villaraigosa discuss the possibility of an NFL team in Los Angeles at a press conference in Grapevine, TX on Tuesday.

Los Angeles hopes for new NFL team

Associated Press

GRAPEVINE, Texas — Arnold Schwarzenegger doesn’t want one NFL team in Los Angeles. He wants two.

The California governor will probably have to be satisfied with half of his wish — at least in the near future.

Commissioner Paul Tagliabue and a committee of 11 owners heard presentations Tuesday from officials representing Los Angeles, Anaheim and Pasadena, three cities that want a club. The area has been without an NFL franchise for more than a decade.

Schwarzenegger went first. After meeting with the owners, the actor-turned-politician emerged to say he was there to make sure “we’re getting not only one NFL team to the Los Angeles area, Southern California, but to actually get two teams. That’s why I came. Why limit it?”

New York Giants chairman Steve Tisch, a longtime Los Angeles resident who is on the committee, said that was highly unlikely.

“I’d be shocked if the suggestion internally to recommend two teams ever comes up. I think the numbers are too big. I think it would be an overwhelming suggestion,” Tisch said.

Added Tagliabue: “One team is our immediate goal. Long term, I think two is a realistic goal.”

The 11 owners spent six hours listening to California politicians and deemed it a significant step in getting the NFL back to the nation’s second-largest television market. Tagliabue has made that a priority since both the Rams and Raiders left after the 1994 season.

“The fact that we’re here and doing what we’re doing is better than anything I could say,” Dallas Cowboys owner Jerry Jones said. “This is the strongest effort I’ve seen on the league’s part.”

Los Angeles plans to construct a stadium within the shell of the existing Los Angeles Coliseum. Anaheim is offering a 31-acre tract of land for the stadium and economic development. Pasadena, considered a longshot, provided an update on the Rose Bowl.

“Everybody came away feeling it was some of the best time they’ve spent on NFL business in recent months,” Tagliabue said.

In Brief

Damon takes Fenway boos lighty in Yankee uniform

BOSTON — Johnny Damon still flashed his enduring smile. He still showed his sense of humor. And he knows tolerantly at his Yankees’ boc­k­ling­ly re­vo­l­ting­ly the boos from his former fans.

One day after being jeered on every at­bat during his return to Fenway Park in the hated pinstripes, the lightly in Yankee uniform Damon took it all in stride.

“You kind of just sit back and smile and say, ‘Whatever you want to do, you’re not going to break me or my stride. That’s why I came. Why limit it?’”

He said that was highly unlikely.

He said the 24-year-old Brown was with the team but wouldn’t comment further.

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The alleged assault occurred early Saturday, hours after the Lakers beat the Phoenix Suns in Game 3 of their NBA playoff series, Los Angeles Police Department spokesman Jason Lee said.

“The Los Angeles County district attorney’s office has been made aware of the investigation,” said Lee, who declined to provide further details. The case is under investigation by the department’s Robbery Homicide Division.

The Lakers were in Phoenix to play the Suns in Game 3 of their Western Conference playoff series Tuesday night. Lakers spokesman John Black said the 24-year-old Brown was with the team but wouldn’t comment further.

Lakers forward Brown to be investigated on assault charges

LOS ANGELES — Police Tuesday were investigating a report of a sexual assault involving Lakers center Kwame Brown.

The alleged assault occurred early Saturday, hours after the Lakers beat the Phoenix Suns in Game 3 of their NBA playoff series, Los Angeles Police Department spokesman Jason Lee said.

“The Los Angeles County district attorney’s office has been made aware of the investigation,” said Lee, who declined to provide further details. The case is under investigation by the department’s Robbery Homicide Division.

The Lakers were in Phoenix to play the Suns in Game 3 of their Western Conference playoff series Tuesday night. Lakers spokesman John Black said the 24-year-old Brown was with the team but wouldn’t comment further.
Third seeded Belles look for MIAA title

By DEIRDRE KRASULA
Sports Writer

Saint Mary's enters the MIAA Tournament as the No. 3 seed after posting an 11-5 league record, and will face off against No. 2 seed Alma on Friday at 11 a.m. Alma (12-4) fell to the Belles, 9-1 and 8-1, on April 8. The Scots' only other two losses came against No. 1 seed Hope College on April 15. Hope swept Alma 5-0 and 12-1.

The second game of the day takes place between Hope and No. 4 seed Olivet. Olivet (10-6) swept St. Mary's 2-1 and 6-4 on April 22.

Even though the Belles fell to Olivet, senior pitcher and outfielder Bridget Grail does not feel that this should be a problem for the team. "We are going in starting all over," Grail said. "Starting back at the basics and perfecting things."

Grail said the team hopes to focus on improving their already successful season. In order for this to happen, Saint Mary's will have to continue to play loose and not be distracted. Grail also said the Belles' motivation all season has been to have fun. If the team is not having fun, than they do not play well.

Grail, along with fellow seniors Audrey Gajor and Meghan Marenkevic, play on Friday with the hope that their game against Alma will not be their last. "I think it is easier as a senior to get fired up [for the tournament] than it is for the underclassmen," Grail said. "They have years ahead of them."

Belles coach Erin Sullivan said the team wants to continue far into the post-season, to ensure that Friday will not be the last time the underclassmen walk onto the field with the senior class. "We really want to win that tournament [MIAA tournament] and advance to Regionals," Sullivan said. "That has been our goal all season long."

Contact Deirdre Krasula at dkrasula@nd.edu

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Lunch and Conversation
For Gay, Lesbian, Bisexual, and Questioning Students at Notre Dame

Thursday, May 4
12:00 - 1:30 p.m.
316 Coleman-Morse

The Core Council for Gay and Lesbian Students invites gay, lesbian, and bisexual members of the Notre Dame family, their friends, and supporters to an informal lunch at the Co-Mo. Everyone is welcome and confidentiality is assured. Lunch will be served.

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Write Sports. Call Ken at 1-4543.
Team will face Vandy as NCAAs loom

By JAY FITZPATRICK

Notre Dame will look to earn its best record in team history Sunday in a 12 p.m. game at Moose Krause Stadium against Vanderbilt.

The Irish (12-3, 6-1 Big East) are coming off an 11-10 victory against No. 13 Syracuse with a last second goal, and hope to continue winning in their last tune-up before the NCAA Tournament in May.

“At this stage, we are playing mainly for seeding and home field advantage,” Irish coach Tracy Coyne said. “We just need to bring our game.”

Coyne said the goal in the games away from playing in the postseason. It would also give them the best record in school history, something Coyne is very proud of her team for accomplishing.

This year’s team has already won nine more games than last season — in no small part to the addition of freshman Jill Byers and especially the outstanding play of senior attack Crysti Foote.

Byers has 41 goals and 20 assists going into Sunday’s game. She has also provided a passing option for Foote, leaving her freedom to partner more space and less attention from opposing defenses so either can be a threat to score.

Foote has 60 goals, 29 assists, and 41 draw controls — all records for the Irish.

“Crysti is leaving as the best player ever to wear a Notre Dame lacrosse jersey,” Coyne said. “Her success is unparalleled — she has earned the right to be that player.”

Her incredible statistical effort combined with her fearless play and strong leadership on and off the field earned her a Tewaaraton award nomination this year.

Coyne said she believes Byers should be a finalist for the award due to not only her play in college, but the fact that she is one of the few international-level players at the college level.

Byers played for Coyne as part of the Canadian World Cup team last year, leading Team Canada to a fourth place finish at the event.

“Foote is probably the most underrated player named for the Tewaaraton trophy this year,” Coyne said. “It will be very competitive, but I believe the number speak for themselves.”

Contact Jay Fitzpatrick at jfitzpa@nd.edu
Loyola

continued from page 24

surrendered three earned runs on seven hits in her three innings of work.

Bargar came into the game with a 4-2 lead, but found herself in a first inning jam after surrendering two singles and a walk. But the Irish pitcher recovered after a runner was caught stealing and a pop-up to left.

Bargar would not be so lucky in the next two innings, giving up two runs in each of the sixth and seventh innings.

"I believed in Bargar and thought she could beat these guys," Irish head coach Deanna Gumpf said. "She just couldn't get it done."

In the sixth, mental errors hurt the Irish. Two of the Ramblers' three hits were bunt singles, including one single in which catcher Erin Glaceo and first baseman Linda Kohan ran into each other, allowing all runners to advance without an out being made.

"There was absolutely no communication," Gumpf said. "Everyone was waiting for someone else to lead the team."

Bargar's performance wasted a strong outing by starter Heather Booth, who pitched four innings, gave up two runs, two hits and struck out three. But Bargar had little run support after she entered the game, as the Irish had only three of their nine hits after the fourth inning. The offense was also unable to drive in runners to scoring position in the final three innings of the game.

"I think we just didn't come out with an intense attitude," Irish third baseman Meagan Ruthrauff said. "We've been playing on our heels a lot and that's become a trend for us lately."

"With only four games left this season — a pair of doubleheaders this weekend against Seton Hall and St. John's — Notre Dame will need to rebound quickly to get back to its winning ways before the Big East championships start May 11.

The final four Big East games will be crucial for the Irish to build momentum heading into the postseason."

"This weekend hugely affects us for the postseason," Gumpf said. "If you are set to play us in the postseason, you are looking at us and thinking we are tanking at the wrong time of the season."

As for the postseason itself, the team cannot start to get ready for the Big East tournament because getting back on the right track is more important at this point.

"We need to get four wins out of this weekend," Ruthrauff said. "It is crucial for our morale to turn it up a notch."

Contact Jay Fitzpatrick at jfitzpatrick@nd.edu

The Professional Development Committee of the University Libraries would like to invite you to a lecture by Judith Krug, director of the American Library Association's Office of Intellectual Freedom, Thursday, May 4 at 4PM in the Hesburgh Library Auditorium:

Intellectual Freedom, National Security, and the Academy: the threats of federal legislation and administrative actions to intellectual freedom at American colleges and universities

Dr. Krug is probably the person most identified with libraries and intellectual freedom, having directed the ALA's Office of Intellectual Freedom since its founding in 1968. She helped to found both the Freedom to Read Foundation and Banned Books Week in order to raise awareness about censorship. She is also the author of numerous books and articles on intellectual freedom, censorship, and patron privacy in libraries.

Recent debates about academic freedom on campus and the amending of the USA PATRIOT Act make her presentation particularly relevant to the Notre Dame community. We hope that you will take this opportunity to come and debate these issues.

Please join us Thursday, May 4 at 4PM in the Hesburgh Library Auditorium.
Irish attack John Greaney follows the play with Ohio State captain Jason Bloom in pursuit during Saturday’s 10-8 victory over the Buckeyes.

Laxers

continued from page 24

making the NCAA Tournament, that ranking may not be enough for the Irish.

"I’m not worried about the polls right now, but things are going to have to fall just right for us to get in," Irish coach Kevin Corrigan said.

Of the 16 available spots, seven go to conference champions and nine are awarded to at-large bids. A committee determines the ranking may not be enough making the NCAA Tournament, so Corrigan said. "That’s not going to be the case. The polls are inaccurate at times.

"The only way to be certain to get in is to get into the top ten in the eyes of the committee.”

Getting into the top ten in the country might be a bit of a stretch for the No. 15 Irish, but there are some teams in reach. No. 16/15 Perno State (8-4) plays No. 5/4 Georgetown this weekend for the championship of the East Coast Athletic Conference (ECAC). With a loss, the Nittany Lions would miss out on the ECAC’s automatic bid and finish with a worse record than the Irish.

Another team that Notre Dame could pass next weekend is No. 11/12 Towson.

"The test is going to be tomorrow, if his knee swells up and how he feels," Mainieri said. Four other pitchers, sophomore Joey Williamson and freshmen Brett Graddy, David Phelps and Sam Esh, combined to pitch the last six innings for Notre Dame. The four combined to allow one run on one hit and struck out seven Vikings.

"A couple of performances," Mainieri said. "I’m not worried about the polls. I’m not worried about the polls. The important thing is to beat the top team in the country and it’s a good opportunity to make a statement to the committee.

"Quinipiac (17-5, 1-3 in the MWIL) is coming off an impressive 12-9 win over conference rival Binghamton."

"It’s the only thing we can control," Corrigan said. "The biggest statement we can make is to beat them. I’m not going to worry about the margin because we need to focus on winning the game.

Contact Greg Arhogaast at garhogaas@nd.edu

Vikings

continued from page 24

Jeremy Barnes drove in three of the run with his second home run of the year. Long pitched 3 1-3 innings, allowed nine runs on eight hits and walked four.

Notre Dame starting pitcher David Glazer threw just one inning, giving up two hits in a scoreless first. He was replaced by left-hander Tom Thornton, who threw two scoreless innings, allowing no hits and striking out six.

Thornton, who usually starts for the Irish on Sundays, missed the final game of the Connecticut series with a leg injury. Mainieri said he hasn’t decided if Thornton will start this coming Sunday against Louisville or if sophomore left-hander Tim Thompson, who threw two scoreless innings, allowing no hits and striking out six, will replace him.

"I watch big-league games and I don’t go by the polls," Corrigan said. "I watch big-league games and I don’t go by the polls," Corrigan said.

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Contact Greg Arhogaast at garhogaas@nd.edu

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Open Tournament

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Carl Anderson "The Saltines"

MVP
Chinedum Ndukwe "U Got A Bad Draw"

Women’s Tournament

Tournament Champions
Anthony Travel

Ms. Bookstore 2006
Heather VanHoe garden "Team UBS"

MVP
Angie Potthoff "Anthony Travel"

2006 All-Bookstore Teams

First Team
John Carlson
Pete Courteney
Eric Laumann
Chris Murphy
Tom Witherspoon

Second Team
Deyvehn East
Lee Goeddle
Eric Hiltz
Mike Ortiz
Colin Walsh
The Observer • SPORTS

Wednesday, May 3, 2006

Contact Dan Tapetillo at jtapetil@nd.edu.

Contact Kate Gales at kgales@nd.edu.

NCAA
continued from page 24

finals — and the NCAA tour-
nament, Bayliss has been
working the team hard:

"We’re continuing to try to
emphasize a stronger doubles
presence," Bayliss says. "Also,
we’ve been playing more com-
petitive sets than normal be-
cause during the season you’re
competing a lot, and you need to
get back to fund
all the time. But at this
time we’ll be almost three weeks
without competing.

The loss in the Big East
tournament may have moti-
vated the Irish into the
postseason.

"There were a lot of ramifi-
cations there, not just the Big
East title," Bayliss said. "It’s
hopefully a good lesson for us
next year. I think there’s a
renewed sense of purpose and
urgency in what we’re doing
and I’m pretty confident that
we’ll play well in the NCAA
tournament.

Notes:

♦ Captain Patrick Buchanan
is one of five Notre Dame
recipients of the Arthur Ashe
Scholar Award. Buchanan, who
recently applied to medical school,
received the distinction based
on athletic, academic and
community service excellence.

"They were looking for peo-
ple who had out CPA’s but
who had also excelled in other
areas, both athletics and in
community service, and
Patrick’s certainly been a
great representative in that
sense," Bayliss said.

♦ Freshman Brett Helgeson
was named to the Big East
All-Tournament team, as was
the doubles duo of Ryan
Keckley and Eric
Langenkamp. The pair is No.
7 among active
NCAA Division-I
women’s tennis coaches in
career victories and is just
the 10th coach ever to reach
500 career wins.

♦ The seniors this year won
three out of four Big East
titles (during their collegiate
career) and that is pretty
special," Christian
Thompson said. "Before this
season’s [Big East
championships, Loudenback] read
us a printed article
early inspired us to
prove them
wrong."

♦ With the loss in the Big East
tournament, the Irish are
focused on the
NCAA Tournament. The first
two rounds will be played on
campus sites from May 12-13
and the final four will be
held at Stanford from May
18-21.

The NCAA pairings will be
held at 8:30 p.m. with the
Irish hoping to be one of the
four initial sites for the first
rounds of the tournament.

"We have had a great sea-
sion and hope it will help us
to be able to play at home
during the first two rounds," Christian
Thompson said. "This week we are working
hard and hope the tough practices and conditioning
will lead us into the NCAA’s
with a lot of confidence."
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Name
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**Baseball**

*Sweet 16*

Irish belt out 16 hits in their 12-1 victory over Cleveland State

By CHRIS KHOREY

Notre Dame hanged out 16 hits Tuesday, cruising to a 12-1 victory over Cleveland State at Frank Eck Stadium.

The Irish (36-9-1, 16-1-1 in the Big East) scored in six of their eight innings. The Vikings (50-30, 6-14 in the Horizon League), though, managed only three hits for the game and just one after the first inning.

"It's always good for my heart to have a game like today when we win a game pretty handily," Notre Dame coach Paul Mainieri said. "Already leading 4-0, Notre Dame blew the game wide open in the fourth, scoring five runs on three hits and driving Cleveland State-starting pitcher Brian Long out of the game. Third baseman Irish pitcher Brett Graffy tags out a Cleveland State runner while first baseman Craig Cooper looks on during Notre Dame's 12-1 win Tuesday. The Irish used six pitchers in the victory.

**Men's Tennis**

Team awaits announcement of tourney field

By KATE GALES

It is a time for waiting, but the Irish are ready right now. The NCAA Tournament field will be announced tonight, and the No. 18 Irish have an outside chance at being named a host site as a top-16 seed. "An interesting wrinkle has come up," Notre Dame coach Bobby Bayliss said. "[No. 8] Illinois is not going to be allowed to host ... that's one of the penalties the NCAA has if you didn't get rid of your Native American mascots."

No. 17 Florida State is just 0.55 points ahead of the Irish in the computer rankings. Notre Dame beat Florida State 4-3 in a head-to-head match on March 14.

"There's still a very slight chance that we would host, but I doubt it," Bayliss said. The team is unable to start preparing for specific matchups, but they have been training hard nonetheless. "We don't know whether we'll be here or somewhere else," Bayliss said. "I've gotten a number of phone calls from coaches all over the country who are trying to figure it out."

**ND Women's Tennis**

Big East champions prepare for title run

NCAA tournament commences May 13

By DAN TAPETILLO

The newly crowned Big East champion Notre Dame will head into the NCAA tournament starting May 13 with a realistic chance to make the Sweet 16.

Not only did the No. 2 Irish earn the conference title in Tampa, Fla. April 23, they excelled on the individual level as well. Irish coach Jay Louderback earned his sixth Big East Coach-of-the-Year Award, and junior Catrina Thompson repeated as the tournament's MVP.

"It was great to repeat the Big East victory because the conditions were extremely tough and playing on South Florida's home turf [in the finals] was definitely to our advantage," said Thompson.

**ND Softball**

Diamond woes prolonged

By JAY FITZPATRICK

Loyola-Chicago left fielder Nora Schober drove a 2-1 pitch from Irish right-hander Britney Bargar to the gap in left-center field for the go-ahead run in the Ramblers' 6-4 win against Notre Dame Tuesday.

The loss to Loyola-Chicago (16-7, 8-8 Horizon) was Notre Dame's (34-18, 14-4 Big East) fourth in a row. It was especially tough for Bargar, who was 0.55 points ahead of the Irish in the computer rankings.

"I haven't wasted one bit of sleep ever since or given it one bit of thought ... it's something I have no control over."

Because of the long break between the Big East tournament — which ended with an Irish loss to Louisville in the final — which ended with an Irish loss to the Cardinals in the finals, Bargar and other key Irish starters are looking forward to the next opportunity to go toe-to-toe with the Ramblers again.

"We're definitely going to try to look past it," said Bargar. "They're a very tough team and they don't get a lot of respect."

**Sports at a Glance**

Women's Lax

Varisty beat at Notre Dame

Sunday, noon

The Irish end the regular season against the Commodores.

**Track and Field**

Notre Dame journeys to Storrs, Conn., for the Big East championships this weekend.

**SMC Softball**

No. 3 seed Saint Mary's will play Alma in the first round of the MIAA tournament Friday in Holland, Mich.

**MLB**

Padres 6 Giants 3

San Francisco out-fielder Barry Bonds hits home run No. 712.

**MLB**

Indians 7 White Sox 1

Cleveland pitcher C.C. Sabathia picked up first win of the year.

**MLB**

Pirates 8 Cubs 0

Pirates pitcher Zach Duke continues his domination of the Cubs with win.

**Irish softball**

Irish first baseman Linda Kohan snaps a putout throw at first base during Tuesday's 6-4 loss to Loyola-Chicago.

**Irish tennis**

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