

9-29-2003

## Arbiter, September 29

Students of Boise State University

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2003

# The Arbiter

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70 YEARS
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VOLUME 16 ISSUE 9-12

## Driver dies in debate team crash

*Unoccupied towed truck  
breaks free and crosses  
median, striking bus*

BY ANDY BENSON  
Editor-in-Chief  
The Arbiter

The Boise State Debate Team was involved in a bus accident Saturday night near Mountain Home that killed the charter bus driver and injured several team members and at least one coach.

The accident occurred 10 miles east of Mountain Home on Interstate 84 at approximately 10:20 p.m. The 48-passenger charter bus was struck by a towed pickup truck that broke free when the hitch broke, according to Idaho State Police. The unoccupied vehicle, carrying a cab-over camper, crossed the median and struck the bus head-on, instantly killing the driver, Steven McNutt, 49 of Boise.

Tommy Cook, 38 of Hockley, Texas, drove the truck towing the vehicle. Cook's vehicle was not involved in the accident.

BSU Debate Coach Marty Most said the bus was carrying 18 students and four coaches, all but six requiring medical treatment either at the

scene or at Saint Alphonsus Medical Center in Boise or the Elmore Medical Center in Mountain Home. According to the ISP, approximately three students were transported to Saint Alphonsus by air ambulance and several others were taken to Elmore Medical Center and Saint Alphonsus by ground.

Most, who sustained a broken nose, lacerations and bruises, didn't disclose the students' medical condition, citing privacy concerns, but said he believed all students had been released from the two hospitals by late Sunday morning.

Most said the truck stuck the bus with little warning.

"I didn't see it," Most said. "I was sitting two

seats behind the driver, and frankly I don't think the driver saw anything either."

Most said he learned the details of the accident from a commercial truck driver who stopped after witnessing the accident.

Westbound traffic on I-84 was diverted to US Highway 30 for approximately four hours while the ISP and the Elmore County Sheriff's Department investigated the accident.

The debate team was returning from a debate tournament at the College of Southern Idaho in Twin Falls.

## Kustra shares his plans with ASBSU

BY AMY OLSEN  
News Reporter  
The Arbiter

President Kustra spoke at the Sept. 25 ASBSU Senate meeting in the forum, relating his vision for the future on campus and entertaining senators' questions.

"I am most impressed with the fact that I joined an institution that has come so far in such a short time," Kustra said.

According to Kustra, BSU is currently a "comprehensive university," but he hopes BSU will soon gain a research mission. Monetary compensation will stimulate teachers into involving themselves in research, he said.

Kustra added that teacher quality would not be affected by this new goal.

Kustra pointed out at the meeting that BSU has the lowest per-student funding of the four major public universities in the state. BSU averages in at about \$7,000 per student, while University of Idaho receives about \$10,000.

Further, the \$4.5 million that BSU is "owed" (according to a 2001 independent consulting firm report) has not been received. The State Board of Education has suggested that the money be compensated in "reparations," but the Idaho Legislature has not acted on the situation.

Kustra was questioned by the senate regarding the Idaho Promise Scholarship, which BSU does not currently match.

"I'm not that impressed with the Idaho Promise Scholarship. 'Scholarship' is a very special word—it means above and beyond," Kustra said.

See Kustra page 2

## FREEDOM RIDE: Immigrant rights group visits Boise



PHOTO BY MARY DAWSON/THE ARBITER

"I learned the beautiful idealistic American words of the pledge of allegiance, 'with liberty and justice for all' while a prisoner in America's concentration camps," said Mako Nakagawa, one of the speakers during the Immigrant Workers Freedom Ride who survived the Japanese Internment Order

BY MONICA PRICE  
News Reporter  
The Arbiter

Last Wednesday The Immigrant Workers Freedom Ride rolled into Boise bringing with it a new message of human rights.

Tour buses loaded with immigrants' rights supporters are departing from cities across the nation heading towards Washington D.C. The ride will wrap up with an Oct. 1 meeting with Congress, and a rally Oct. 4, in New York. One bus departing from Seattle made its way to the Treasure Valley, stopping in Boise and Caldwell.

Illegal and legal immigrants along with their supporters are riding to D.C. to highlight issues facing today's immigrants. Goals include focusing the national spotlight on civil rights for all, a path

for citizenship, reunification of families and justice on the job for all workers.

Freedom riders met with press and supporters against the backdrop of the human rights phrases engraved into the walls of the Ann Frank Memorial. Boise State student Melissa López, a member of Organización de Estudiantes Latino-Americanos, and Ali Ishaq, ASBSU President but acting in an unofficial capacity, spoke to a crowd as the statue of Ann Frank looked over their shoulders.

"Si se puede, it can be done," said López, whom recently went to Washington D.C. to lobby for the D.R.E.A.M. Act, which would provide many young people a path for higher education.

Senators Craig and Crapo cosponsor the D.R.E.A.M. Act. It would provide students the immigration status needed and waive international fees allowing students to pay in-state tuition. López

See Immigrant Workers page 2

## Broncos return to their winning style

BY ANDREA TRUJILLO  
Sports Editor  
The Arbiter

The Boise State football team improved its season record to 3-1 on Saturday night with a 33-17 win over Wyoming. One week after having their 13 game winning streak snapped, the Broncos redeemed themselves in front of 30,192 fans at Bronco Stadium, the seventh largest crowd in the stadium's history.

The Cowboys struck first with a 63-yard touchdown pass from quarterback Casey Bramlet to Malcom Floyd. The Broncos found themselves down a quick 7-0.

But Boise State's offense answered six minutes later with its own drive. Senior quarterback Ryan Dinwiddie connected with Greg Swenson on a one-yard pass,

his first touchdown on the night. Tyler Jones extra point was up and good, tying the score at 7-7 and completing the scoring in the first quarter.

Wyoming countered the Broncos' offensive attack with a score of their own, thanks in part to a questionable touchdown call by a goal line official. The luxury of instant replay revealed that Josh Barge's rush into the end zone came up short.

Nevertheless, the Cowboys secured a 14-7 lead.

Following the call, and Dinwiddie's first interception of the year, Wyoming looked to have gained momentum.

But once again, the Bronco defense stepped up. Senior safety and co-captain Wes Nurse intercepted Bramlet in the end zone to prevent Boise State from falling further behind.

The Broncos regained control of the

ball and capitalized on their possession. Dinwiddie connected with Donny Heck on a 23-yard pass, which set up Jones for his second kick of the ball game and pulled Boise State even at 14-14.

The Broncos held Wyoming on the following drive. With just 53 second remaining in the half, Boise State's special teams got into the action. Cam Hall broke through the line and blocked a punt, giving the Broncos a team safety and a 16-14 lead, its first of the game.

With just over a minute left in the first half, Boise State regained possession of the ball. Jones came through once again, as he down a 22-yard field goal and the second quarter came to a close.

The Broncos took a 19-14 lead into the locker room at the half.

Boise State resumed control of the ball to start the third quarter, but failed to

See Football page 5

Junior running back Donny Heck, a graduate of Eagle High School in Meridian, ran for 45 of Boise State's 192 yards rushing. The offense, as a whole, put up 33 points on 88 plays and 440 total yards.

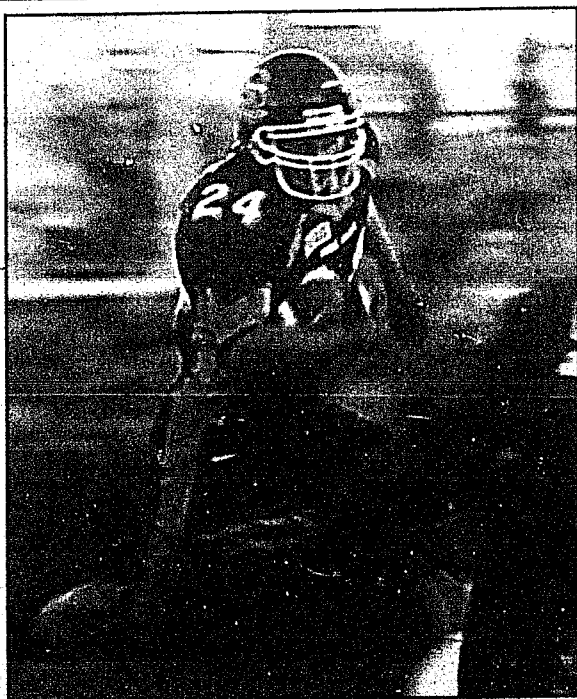


PHOTO BY STANLEY BREWSTER/THE ARBITER



## Kustra

from page 1

should only be for students who cannot truly afford their education or for those who excel. Not all institutions participate in the Idaho Promise Scholarship, and the best way to keep students in Idaho is to put more money into scholarships based on need and achievement, according to Kustra.

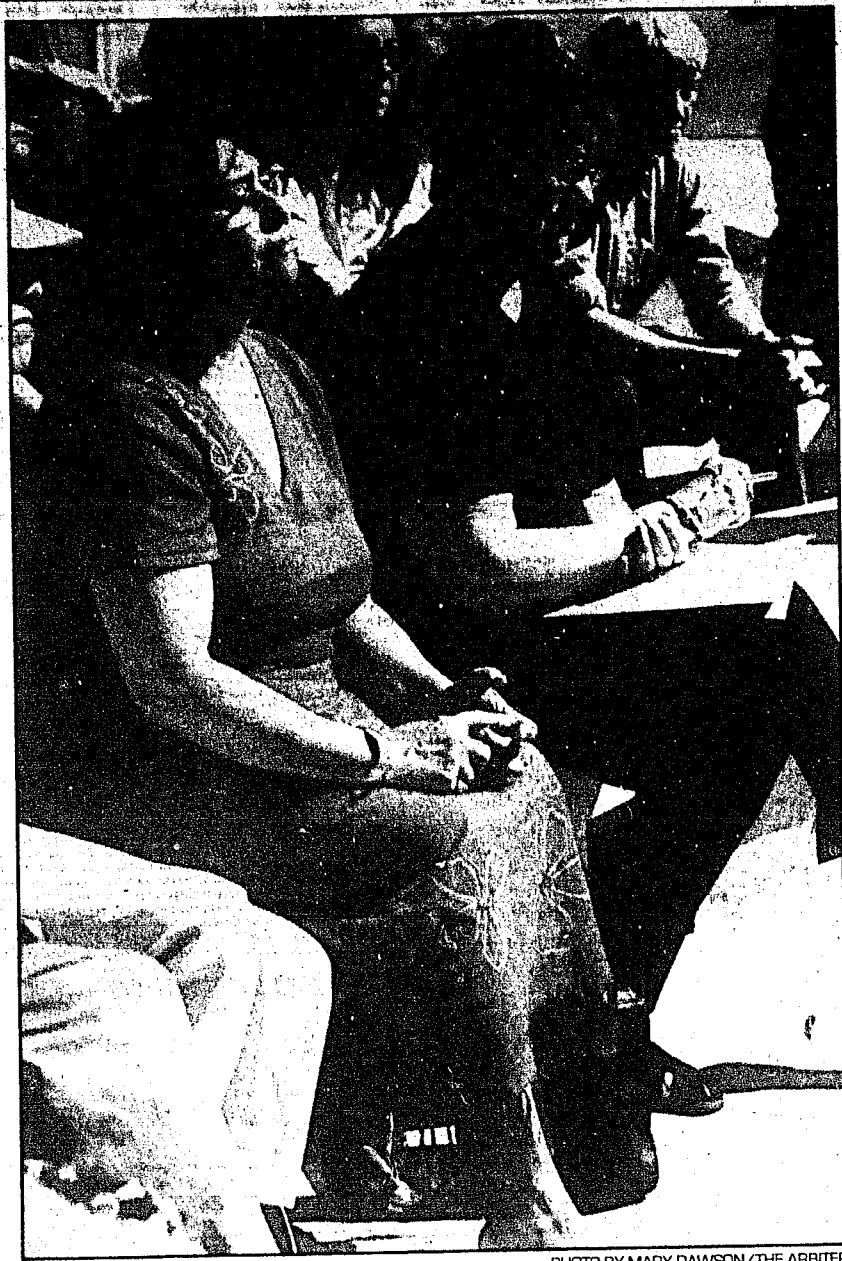
"Keep an eye on the Campaign for Students," Kustra said.

Currently, donors can give to Idaho Promise funds.

Kustra is also fighting for a change in BSU's peer institutions. Assigned by the State Board of Education and University of Idaho, the current peers are mainly agricultural.

The future of the Langroise House - the Warm Springs mansion donated to BSU to serve as the president's residence - was an issue before the Senate. "At first, it just wasn't ready," Kustra said about his decision not to live in the house. Little furnishings existed, and it had previously been minimally maintained. Kustra owns a private home off-campus.

The president hopes, after much of the financial and legal dust has settled, that the home could be used to entertain University guests and to hold banquets. Maintenance, he said, would cost about \$80,000 a year, but would not come from appropriate fees—only donations.



Members of the audience listen as speakers of the Immigrant Workers Freedom Ride address the issues facing immigrant workers.

## Immigrant Workers

from page 1

lived in Idaho most of their lives. But because they don't have a social security number they are denied access to higher education and a chance to better themselves.

López admits illegal immigrants are breaking the law. "Now they're here what are we going to do?" asked López. They know very little Spanish and have been fully integrated into American society López said. "They want the American Dream, that's all they know."

"We have to set the pattern for the rest of the world," said Adán Ramirez from the Idaho Community Action Network. "Are you part of the problem? Or part of the solution?" Ramirez shouted to the crowd. The immigrant community is still feeling the impact of 9-11. Immigrants have become terrorists in the eyes of some elected officials said Ramirez. Rather than give up hope Ramirez encourages people to keep an open mind. "Adults learn by listening to other people."

Mako Nakagawa, a former World War II internee at the Minidoka Relocation Center in Idaho stood before the crowd as a reminder of past mistakes. The crowd went silent as Nakagawa described how FBI authorities took her father away in an early morning raid. Nakagawa learned the pledge of allegiance while living at the Minidoka Relocation Center. Nakagawa said she heard a compelling message from her community. "Let the legacy be that it happens to no other group of people."

Nakagawa said her visit to Idaho is very different from sixty one years ago. "I think the contrast is so amazing," Back then only a handful of people supported her parents. Today Nakagawa feels there is more backing for immigrants in Idaho.

Jack Martin of the Federation for American Immigration Reform said the objective of the Freedom Ride is a blanket amnesty for illegal immigrants. "Amnesty would be a serious mistake. It would invite even greater illegal immigrants," Martin said.

ASBSU President Ali Ishaq gave a rousing speech at the Wednesday press conference about the promise of opportunity America holds before the world.

The economic boom of the dot com era could not have happened without immigrants said Ishaq. Ishaq pointed to a sign to that said "It's about supply and demand not immigrants," to validate his point.

It took Ishaq's family ten years of struggling with the U.S. immigration system before being allowed to emigrate from the United Arab Emirates. "I know there are people who aren't privileged enough to go through the legal process," said Ishaq. When demand outnumbers supply, people take other measures, added Ishaq.

Ishaq pointed to the Sept. 11 attacks as a turning point in government immigration policies. There hasn't been a large national discussion about immigrants. Ishaq hopes the Freedom Ride will act as a jumping-off point.

## LEGAL ADVICE

### Dog owner's liability at Boise State University

DR. DECATEUR REED  
Legal Columnist

It is very common to see dogs running loose, sniffing, rutting, chewing, chasing, and excreting on everything in sight. Dog owners commonly fail to keep their pet quiet, within their property, on leashes, or even to clean up after them. This can result in dogs causing damage to people and their property. Dog owners should be aware that they could be held liable for such negligent behavior.

Okay, let's get the statistics out of the way. Approximately 4.7 million people are bitten by dogs annually. Dog bites account for one-third of all homeowner's insurance liability claims, costing roughly \$310 million per year. Canine property damage claims exceed \$42 million per year. Obviously, this is a seriously expensive issue.

Under Idaho law, if your dog bites someone not of your household, you are responsible for the resultant medical costs (special damages) as well as damages for pain, suffering, and inconvenience (general damages). The two primary exceptions are 1) if the dog is unreasonably provoked by the person who is bitten and 2) if there is a superceding intervening cause for the dog to bite. If your dog does damage to the property of another, you are responsible for the costs to repair or clean up the damage. This "damage" to property includes fecal deposits.

Homeowner's and renter's insurance policies may cover dog bite liability and property damage, but coverage may be denied, under certain circumstances, via the

common exclusion for "bodily injury or property damage which is either expected or intended" by the policyholder. A denial of coverage from your insurance carrier means that the dog owner becomes personally responsible for the damages. Payments of claims may cause your premiums to increase, your policy to be denied renewal, or your policy to be cancelled. If the damage exceeds the policy maximum, you may become personally responsible for the damages above your policy limit.

Even noise can expose a dog owner to liability. Incessant barking can be actionable if the noise rises to the level of being a nuisance. The typical remedy for nuisance is not money damages, but is the equitable remedy of injunction and abatement, violation of which can result in serious penalties.

Part of being a responsible dog owner is to take those measures that ensure the safety of others and show a respect for others' property. Failure to do so can result in expensive insurance payouts and lawsuits for the dog owner. To quote Samuel Johnson, "He that thinks he can afford to be negligent is not far from being poor."

Submit your legal questions to [dreed@boisestate.edu](mailto:dreed@boisestate.edu)

This article is intended as a general review of various legal issues. It should not be relied upon as a substitute for comprehensive legal advice. The information contained in this article is strictly the opinion of the author and not necessarily the formal position of Boise State University or The Arbiter.

## GOP plan allows federal cleanup funds

BY ELIZABETH SHOGREN  
Los Angeles Times  
Los Angeles Times-Washington  
Post News Service

WASHINGTON - Abandoning long-running talks with Democrats, House Republicans plan to move ahead with a proposal allowing more companies to tap federal funds to clean up spills of gasoline and other petroleum products from underground storage tanks, members of Congress said Thursday.

The proposal has been debated for months in a House subcommittee but has not yet won approval, with opponents saying the GOP version would allow polluters to evade financial responsibility for their spills.

Now, the subcommittee chairman, Rep. Paul E. Gillmor, R-Ohio, is trying to add the measure to the massive energy bill that already has passed the House and Senate, lawmakers and congressional aides said. Gillmor is a member of the House-Senate conference committee that currently is revising the energy bill.

The measure would allow the Leaking Underground Storage Tank Trust Fund, made up of money from a gas tax, to pay for cleanups if the cost would impair the owner's or operator's ability to stay in business. It would also bar the federal government from seeking repayment from the owners for cleanup costs.

A similar proposal, approved by the Senate early this year, drew complaints from then-EPA Administrator Christie Whitman, who said it would violate the principle that polluters must pay for cleanups. That principle was established by the 1980 Superfund law.

"This clause runs afoul of the long-standing 'polluter pays' principle," Whitman said of the Senate provision in a March 7 letter to a House committee chairman. She also said that

the provision would "limit the agency's ability to recover even partial costs" from a polluter's insurance company.

The House and Senate began work on the issue after the EPA and the General Accounting Office, the investigatory arm of Congress, concluded that not enough has been done to repair and replace leaky underground storage tanks, which can pollute drinking water with benzene, the gasoline additive MTBE and

other hazardous chemicals.

Lawmakers working to reconcile House and Senate versions of the energy bill have not yet agreed to include Gillmor's proposal, said Marnie Funk, spokeswoman for the Senate Energy and Natural Resources Committee. But several House aides and an industry lobbyist said the measure likely would be included in the conference bill.

The EPA regulates nearly

700,000 underground storage tanks, most containing petroleum, located on 265,000 properties throughout the country. As of a year ago, more than 427,000 leaks from those tanks had been confirmed and more than 284,000 contaminated sites had been cleaned up over the last decade, according to EPA. But tens thousands of sites remain contaminated.

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# Nutrition counseling at Boise State

BY ANJIE ROBINSON  
Health, Wellness and  
Counseling Services  
Special to the Arbiter

Coming this fall, nutrition and weight management consultations will be offered for Boise State students.

Dietary interns are available to assist any Boise State student wanting general nutrition and weight management counseling and education. A registered and licensed dietitian, Hilary Horton-Brown, RD, LD, CPT, is available to see the more medically complex cases, such as diabetes, eating disorders, gastro-intestinal disorders, or cases deemed too involved for dietary interns.

Students are referred to Hilary through Boise State clinical providers, counseling and wellness staff, athletic trainers, or designated staff at the Rec Center and Women's Center. A referral for Hilary must be obtained and brought by the student to his or her appointment. However, no referral is needed to see an intern. Dietary interns will also be interning with Aramark, our food service provider on campus, to enhance nutritional offerings and potentially improve healthier vending machine options.

Hilary will be working closely with the Athletic Department and has begun meeting with the teams, coaches and providing workshops. Hilary will also be taking part in monthly employee wellness screenings, fielding nutrition and weight management questions from Boise State employees.

"Nutrition programming will be a very beneficial addition to Boise State University," Hilary said. When asked about this new program, Hilary said, "The sky is the limit! I'm ready to do it all! Look out, BSU!" Her enthusiasm about these new programs is both inspirational and encouraging.

When Hilary was asked why nutrition education is important for students here at Boise State Hilary replied, "Today's college student has very important nutrition and fitness needs. When university life gets busy, students often skip meals, eat large amount of

fast foods and 'easy' foods that are not nutritious, and postpone exercise for 'tomorrow.'"

Hilary emphasized how important it is that students get organized and know how to prepare easy and quick nutritious meals and snacks that they can fuel with throughout the day. She also said it is imperative that they find time for some exercise.

"This will improve academic performance and mood, as well as overall energy level. Many demands are being made upon the average college student today. To meet them we need to make sure students are at the top of their health game," Hilary said. "Good nutrition is vital to well-being."

Appointments can be made at the Health and Wellness Center by calling # 426-1459. The first consultation is usually one hour and follow-up sessions are a half hour unless specified otherwise.

There is no general cost to see Hilary or her dietary interns. Full-time students pay a \$5

access fee at the time of each visit, consistent with all students being seen at the Health and Wellness Center. Part-time students pay a one time per semester fee of \$25 and \$5 per visit. There is a no-show fee of \$60 per hour appointment and \$30 per half-hour appointment, so it is imperative that students be responsible and call 24 hours in advance if a cancellation is needed.

If you have any questions about this new service feel free to call Christina Berg, MPH, Health Promotion and Prevention Services Coordinator, 426-2752. Check out [boisestate.edu/healthservices/wellness/info/fitness.asp](http://boisestate.edu/healthservices/wellness/info/fitness.asp) for great nutrition and fitness information.

Nutrition Workshops with Hilary! FREE!

Supplement Use - Thursday, October 23 @ 7pm, Rec Center

Eating Right During the Holidays - Thursday, November 20 @ 7pm, Rec Center

Q & A and workshops \$5.00 +tax (guest fee pass) without membership.

Nutrition Q & A at the Rec Center! FREE!

Drop by to ask questions and chat with qualified staff about healthy nutrition and weight management.

Thursdays 4:15 - 5:00pm in the Fitness Testing and Wellness room, Rec Center - excluding scheduled school breaks.

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Q: What does "Q & A" mean to a student?

& A

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Call 426.3874

Friday, October 10

Downtown Street Festival  
5:00pm Basque Block

Homecoming Parade  
Presented by Coca-Cola  
6:30pm Start at Towers Hall,  
North on Capital Blvd,  
West on Idaho Street

Saturday, October 11

Homecoming Roundup 2003  
Tailgate Party, Chili Feed, & Alumni Reunion  
4:00pm Alumni Center

Homecoming Football Game  
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6:05pm Bronco Stadium

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Arbiter offices.

## DEBATE OVER QUAD'S RED SCULPTURE CONTINUES

### "Kaikoo" is a campus asset

BY DR. KATHLEEN KEYS  
Visual Arts Center Gallery Director/Lecturer  
Special to The Arbiter

The comments by Ali Ishaq and Jim Wolfe, newly elected leaders of ASBSU, regarding the sculpture in the quad in last Monday's Arbiter, reflect quite clearly the need for a more comprehensive arts education curriculum at the elementary and secondary school levels in this country. Their stated intention to campaign for the removal of the "statue" (in actuality a sculpture) points out how most non-arts majors lack even the rudiments of the visual and aesthetic literacy required to fairly analyze and critique it.

Have you really looked at our sculpture? Have you investigated its geometric form? Have you considered the processes of its construction? Have you noticed how the time of day, angle of light, season and weather inform it? The Ishaq-Wolfe cabal appears to have no interest in asking meaningful questions that could lead the campus community into an energizing, fruitful, and dare I say, democratic dialog about this topic.

I will then re-start this discussion in a manner more befitting a university. It is not my intention to force anyone to like the sculpture, but instead to encourage us to educate the campus community about the nature of the piece, in hopes that it might be seen as an asset and not simply a giant red obstruction.

Internationally renowned artist Betty Gold created the piece. It was donated to BSU in 1985 by leading steel industrialist and art collector, Sidney M. Feldman. Our sculpture is one of Gold's Holistic Sculptures—meaning Gold cut one piece of steel into geometric shapes and then rearranged them to create the sculpture. She likened this process to her holistic view of art. Our piece, Kaikoo Series # H VIII is from a 17 sculpture series, originally inspired by a trip to Hawaii. Purdue University installed Kaikoo VI in 1987. Others in the Kaikoo series are located in Seoul (IX & XVII) and Brea, California (IV & XVI).

Born in Austin, Texas in 1935, Betty Gold earned her bachelors degree in elementary education from the University of Texas, with a minor in art history. Following graduation she entered into an apprenticeship with sculptor Octavio Medilla, for whom the MADI sculpture movement is named. Currently Betty Gold is working on a 15-foot-tall steel sculpture commissioned by the Es Baluard Museum of Modern and Contemporary Art on Spain's Mallorca Island, to honor the California mission builder, Fray Junipero Serra.

The fact that BSU owns a Betty Gold sculpture links our campus internationally and globally to other important cultural sites and institutes of learning. Perhaps those with an open mind and a willingness to gather information might take a moment to visit [www.bettygold.com](http://www.bettygold.com) or [www.palmdesertartistregis.com](http://www.palmdesertartistregis.com) to view other artworks. Be sure not to miss the commissioned piece installed in Bratislava, Slovakia (at the U.S. Embassy, 2002), or one of Gold's other sculptures at Baylor University, the Ronald Reagan California State Building, the Art Museum of South Texas, the City of Palma De

Mallorca in Balears, Spain, the National Museum of Contemporary Art in Seoul, Korea, the Albuquerque Art Museum, Mary Baldwin College or perhaps virtually visit works at the Palm Springs Desert Museum, the Indianapolis Museum of Art, or the Reina Sofia Museum in Madrid.

It might also serve as a good flexing of our aesthetic literacy muscle to consider the recently installed sculptures at the Duke University Medical Center, the Fredrick R. Weisman Museum of Art at Pepperdine University (March, 2003), the South Coast Botanic Garden in Palos Verdes, CA (September, 2003) or any of her 100 permanent installations in museums, and universities in countries such as Japan, Ireland, South Korea and the United States.

At 21 feet, BSU's Kaikoo is one of the tallest monumental sculptures Gold created. Today her 6 foot sculptures sell for approximately \$65,000-\$80,000. At the time of the donation the value of the sculpture was estimated to be \$65,000. During the 1985 installation Marquette's, or models of Kaikoo sculptures were displayed in the art museum (now Gallery 1 of the Visual Arts Center) in the Liberal Arts Building. In 1985, University News (now The Arbiter), writer Steve F. Lyon cited that "[a]lthough the sculpture was donated to the university, \$4,000 was spent on the cement base for the sculpture..." He continued, "[Sidney M. Feldman, a Pittsburgh businessman who is a backer of Gold's and who owns the company (Tygart Industries) where the sculpture was made from a model, donated the piece."

Looking again to Lyon's 1985 article we learn that in 1983, an unidentified BSU art professor met with artist Betty Gold about getting a sculpture for the campus.

"The idea was then brought to the administration who were given models of three possible sculptures with one being selected and placed behind the Administration Building," Lyon wrote.

Throughout the years some naysayers have attempted to taint the circumstances surrounding the donation of the sculpture. According to my research, Sidney M. Feldman, followed by his son, and other patrons such as Mr. and Mrs. David Chatkin, and the Long Foundation have deemed it appropriate to sponsor and donate Gold's work to nonprofit entities many times over throughout her 30 years as a successful sculptor. The role of a patron may appear strange to those unfamiliar with the harsh realities of the art making world—but a monumental sculpture, due to its size, material and demands of expense and expertise to produce, normally requires a patron of this sort.

Attempts were made to dismiss the sculpture earlier this semester in the limited circulation of "[an] informal proposal from ASBSU," complete with a photographic montage of the sculpture with a cut out of Saddam Hussein's head on top. The flyer, called readers to "[join] the effort to tear down the Saddam statue!" The association of BSU's Kaikoo with such an iconic image representing war and terror is inflammatory, appalling and completely unbecoming of student leadership. Not to mention that an "effort to tear down" or otherwise "dispose" of the artwork, is illegal according to the federal Visual Artists Rights Act enacted as part of the Copyright Act



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in 1990. Protecting after-sale rights of artists, the act prevents the distortion, mutilation, modification or destruction of artworks.

Richard Young, Chair of the Art Department and Associate Professor of Painting, offers some starting points toward rational solutions. He encourages the formation of a university committee to review donations of art to the campus and their placement. He envisions a committee that would be comprised of students, arts professionals, university planners, and artists.

He also suggests the creation of a sculpture garden north of the Hemingway Western Studies Center, current home to the art department's Visual Arts Center, Gallery 2. Sculpture competitions could be developed to further the discussion and understanding of sculpture as public art. A mechanism for student and public input could also be set in place. BSU's current formal policy on gifted art may be reviewed at <http://diamond.boisestate.edu/~margene/policies/section1505-a.html>

It is my opinion that the university has an obligation to educate the campus community as to the cultural and historical significance of our Kaikoo, by means of initiating new signage reflecting the title and Holistic Sculpture classification. Additional contextual information should be supplied in the library and on the BSU website. The sculpture is also in great need of a condition assessment by a professional conservator. In time an educational walking tour of BSU public art could be developed and marketed to the general public increasing cooperation between the university and the greater community at large.

In the early 90's Kaikoo Series # H VIII, was catalogued by the first nationwide comprehensive survey of outdoor art. The Save Outdoors Sculpture! Project was sponsored locally by the Idaho Commission on the Arts, The Idaho State Historical Society, and nationally funded by grants from the National Museum of American Art—A Smithsonian Institution, and the National Institute for the Conservation of Cultural Property. This registry, confirming the status of BSU's Kaikoo as an Idaho and national cultural treasure states, "outdoor sculpture is art and history that everyone can enjoy everyday. Public sculpture serves as an important record for our towns and cities...since the beginning of time, citizens have turned to artists and architects for monuments, fountains, and sculptures to help define community."

## Historical amnesia

BY JUSTIN HURST  
Columnist  
The Arbiter

"The legitimacy of the government depends on the continuous exercise of the act of forgetting", once observed Begoña Aretxaga, the Basque-born Harvard anthropologist. It is not uncommon for citizens of empires to fall into what Howard Zinn calls "historical amnesia," or extreme complacency. Indeed, it is a condition that is most desired by those who dictate empires, in order to create a "more perfect union."

As the reasons for war in Iraq and past war disappear behind us like highway lane markers in a rearview mirror, and are overshadowed by new prospects of domination on the horizon, we purge our minds of them and placate ourselves by betraying our conscience, believing again and again the oldest lies offered by the world's freshest liars. Likewise, we are quick to forget the incredible points in history when average people found alternative sources of information and inspiration and rose above to check dangerous people and wicked intentions.

Powerful leaders have always played on the ignorance of the populace and utilized their monopoly on information

to propagandize in order to justify war and conquest. But, we have no excuse. The government does not own our media; we have rights guaranteeing us free press, unlike Great Britain. By that, we should know exactly what's going on, but we don't, because the owners of media have aligning pecuniary interests with the government, and we refuse to recognize it. Ours is an unprecedented social control based on self-restraint, rather than force.

American pundits seldom, if ever, draw correlations between the present and the past, preferring instead to treat each scandal and lie -- like the Iran-Contra Affair -- as if they were isolated anomalies, divorced from context. We've been duped into believing that Hannity and Colmes provide us with a fair and balanced perception of the way things work. Our media opt to market fear and frivolity, instead of truth.

Our military invaded Iraq ostensibly to preempt a possible nuclear strike, despite assurances from intelligence agencies around the world -- including the CIA -- that no such threat even existed.

Then Bush brought up Saddam's human rights abuses, which were heinous and condemnable by any standards, but nothing compared to those exacted by our allies, China,

Colombia, Israel, Turkey, none of which have ever been punished or threatened with action.

After the hypocrisy of human rights became transparent, Bush reminded us of Iraq's many violations of UN resolutions, which were true. However, Bush did not mention that Israel and Turkey have each violated nearly twice as many, without consequence. Moreover, the U.S. itself continues to break international laws and treaties by funding terrorists, dictators, drug lords, and repressive, fundamentalist regimes, and by making up its own rules as it goes along.

Colin Powell accused Iraq of possessing weapons of mass destruction and nuclear programs, but arrogantly refused to divulge his sources. Have we forgotten the fabricated pretexts that were used by past governments to conscript our country into an imperialist war with Mexico and later Spain, and then an utterly senseless world war in 1917? Or the sham that was the Gulf of Tonkin "incident," schemed up by the Johnson administration, which robbed the United States of more than 60,000 young souls and Southeast Asia of millions?

Then again, we have allowed our government to fool us into believing that the two atom bombs dropped on

Japan were really aimed at military targets (they were civilian) and that they were necessary (Japan had already agreed to surrender weeks before they dropped).

The media in the 1960's weren't much different than they are today -- providing uncritical, substance-less reporting. It took nearly seven years for news outlets to report the truth about Vietnam, and that was only after the overwhelming public outrage could no longer be ignored.

Americans have relinquished their sense of right and wrong and acquiesced to the bellicose decision makers -- the Henry Kissingers, Donald Rumsfelds, and Paul Wolfowitzes -- who play on our love of country and send young Americans to war as negotiators for business deals that only benefit a handful of people.

Ultimately, we do have the power to change and progress. Complacency is easy, it is safe, and requires little analytical thought or action. Amnesia is destined to be a temporary condition that inevitably will fall victim to good sense. Bush's approval ratings are dwindling and he knows it, which is why he's trying so hard to raise money for his reelection. Perhaps, amnesia is wearing off and we are again gaining a sense of who we are.

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## Broncos return to their winning style

### Football

from page 1

convert on the drive.

The teams swapped control of the ball without much real movement. Then defensive tackle Paul Allen snagged the Bronco's second interception of the game. Dinwiddie once again led the offense onto the field, and once again he got the team into the end zone. Dinwiddie found Derek Shouman for a 23-yard gain and Dinwiddie's third touchdown pass of the game. Boise State led 26-14.

Wyoming failed to convert on their next offensive drive, but Boise State didn't hold onto the ball for long. Senior wide receiver Tim Gilligan failed to signal a fair catch and fumbled at the 37-yard line. Wyoming regained control of the ball and managed to get the ball as far as the Boise State red zone.

But give the Bronco defense credit once more, as they managed to hold the Cowboys to just a field goal. The stop maintained a 26-17 Bronco lead going into the fourth quarter.

Fifteen minutes remained in the game as Boise State's offense took to the field. Dinwiddie looked primed and ready to put the nail in the Cowboy's coffin. But with little to no pass protection, and very little time in the pocket, Dinwiddie was stripped of the ball and Wyoming took over with their best field position of the game.

But the Bronco defense showed their strength one more time, stopping the Cowboys right in their tracks with just under 13 minutes left to play.

Gilligan was given a chance to redeem himself, and looked to have done so on a 52-yard touchdown run.

Unfortunately for Gilligan and the Broncos, the touchdown was called back

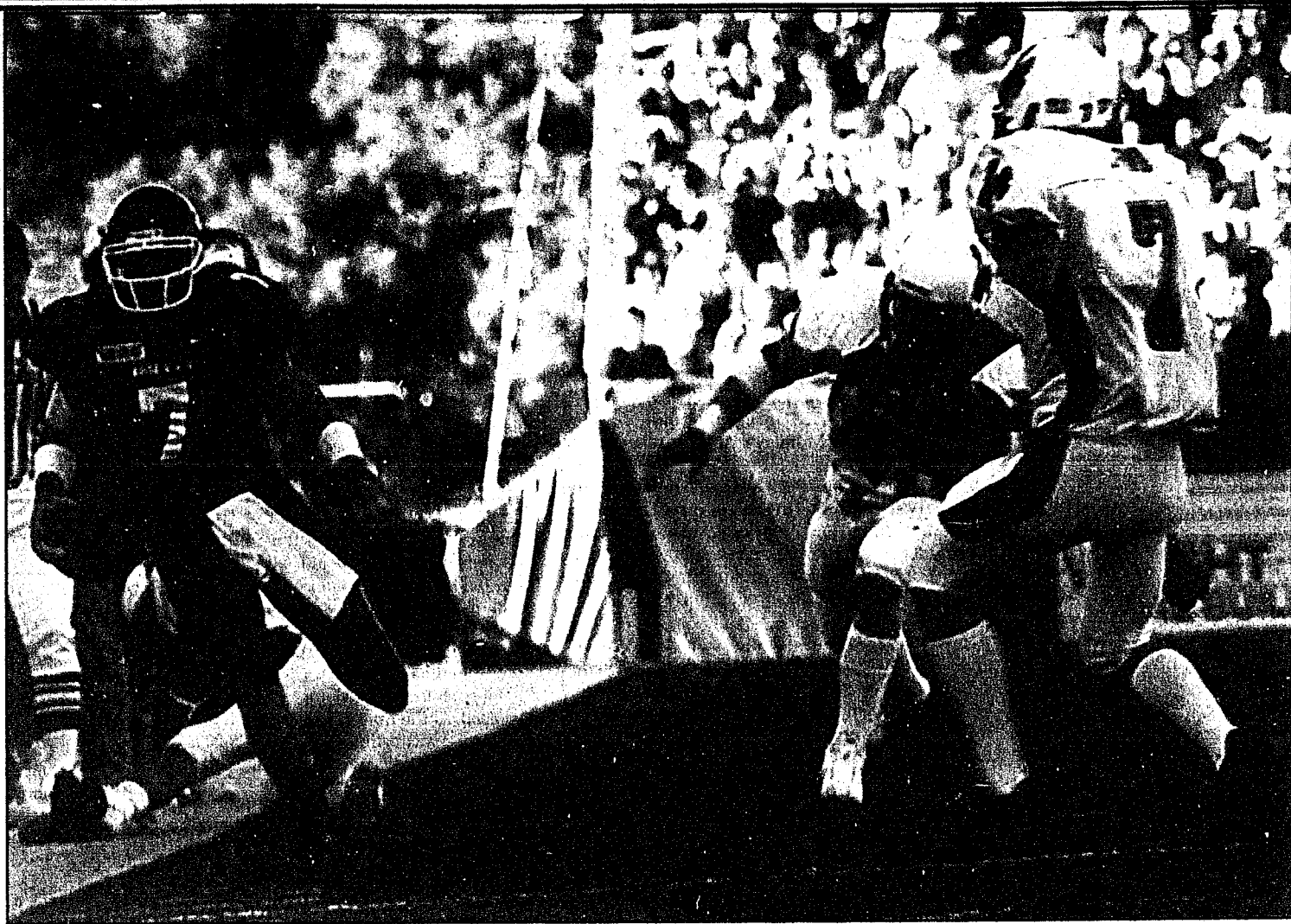


PHOTO BY STANLEY BREWSTER/THE ARBITER

Bronco senior quarterback Ryan Dinwiddie led the Broncos to a 33-17 win over Wyoming. Dinwiddie spread the offense around, connecting with four different receivers on four touchdown passes. Dinwiddie threw for a total of 285 yards.

due to a blocking penalty. Then Gilligan was slapped with an unsportsmanlike conduct call, his second penalty of the game.

Boise State's field position was compromised on the call, but it proved to be of no consequence.

The Bronco offense looked unstoppable, as Dinwiddie led the squad down the field with ease.

The drive was completed when Dinwiddie connected with local product, Jerry Smith, a graduate of Skyline High in Nampa, on a 16-yard score. This was Dinwiddie's fourth touchdown pass, and completed the scoring in the game, with the Broncos coming out on top, 33-17. Jones came in and kicked his fourth

extra point of the night.

Dinwiddie finished with four touchdowns, throwing for 285 yards.

But the Bronco defense was the story of the game. Wyoming only compiled a total of 273 yards total offense, with 104 of those coming from the team's two touchdowns.

Junior linebacker Andy Avalos led the team with 11 tackles. Sophomore safety Brad Allen had 9 tackles, his career high, and contributed two sacks. Corey Hall had eight tackles to his credit.

The Broncos open the WAC season this Saturday on the road against Louisiana Tech. La-Tech has a season record of 2-2, but fell to 0-1 in the WAC last weekend with a 6-16 loss to Fresno State.

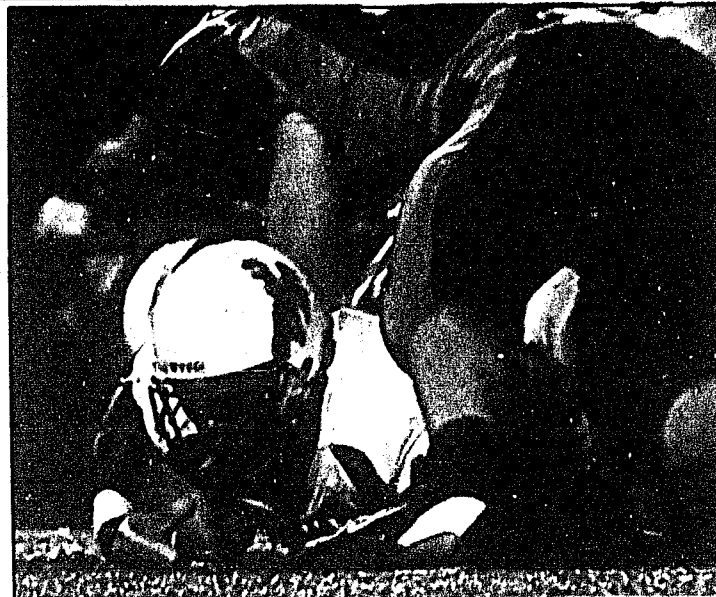


PHOTO BY STANLEY BREWSTER/THE ARBITER

The Bronco defense dominated most of the game, allowing just 273 yards of total offense in the ball game.

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# SPORTS COMMENTARY The Arbiter

Whenever things are going well, there is always that group of people that find something to complain about. Right now Boise State athletics are performing as well as they ever have.

They are bringing national attention to our relatively unknown school. Not putting us on the map, but highlighting the spot that we already have.

Our football team is winning, our tennis team is winning, even our volleyball team is winning, and our soccer team is playing hard. BSU sports have rose to the next level.

Instead of accepting this and being excited for your school, you know that stuff they call school spirit, you decide to complain about the athletes getting to register for classes before everyone else.

Now, understand that you pay your tuition and your fees, and you think that entitles you to everything that the school has to offer. But really when you think about it, what have you done for your school lately?

Sure, a handful of students who participate in school activities, but most go to school and go home or to work or to whatever outside life you have that does not involve BSU. We athletes on the other hand, don't have that luxury. We have double-days, we have spring-ball, we have road trips, and we have bowl games and tournaments.

You tell me when you have time to register for classes when you have football or volleyball going on from seven in the morning till 11 at night.

You may think it's not fair, but we don't have time to shuffle around fighting to get into classes because we have other things to do for this school.

Another thing, BSU is investing a lot of money into student-athletes. Consider scholarships, equipment and travel expenses. If we can't get into classes, we can't play. It's plain and simple. The university can't afford to have wide receivers skipping practice to sit through geography class. The athletic department can't have point guards missing out on pre-game warm-ups to take a math test. It just wouldn't add up.

Remember, Boise State student-athletes perform on and off the field.

So if you can't get into classes, our pre-registration isn't your problem. We've had the same number of athletes in school year after year. That is a constant.

So what's the problem? Plain and simple, there are a lot more students attending BSU. Our enrollment numbers have increased and the number of classes hasn't. Can you say budget cuts?

Our administrators have been trying to increase the enrollment, but didn't bother to create a place to put the students.

So if you are mad because you have such a hard time getting classes, focus that negative energy in a different direction. Keep your eye on the ball. Athletics have nothing to do with it.

## On the road with Bronco football

BY TODD GABRIEL  
Special to the Arbiter

It's a no-brainer, college students dream of road trips. Friends getting together, pooling gas money, and heading out for a weekend of fun. Road trips are fun, and an escape from the daily grind of school.

That is, unless of course the trips are a requirement. Such is the case for the Boise State football players. The Broncos will pack their bags and take their game on the road a total of seven times this semester.

Road trips for the average college student are fun, spontaneous, and carefree. This is not the case for the student athlete. When the Broncos take to the road they have work to do. It's a job.

Case in point, the Oregon State game last weekend. The trip started with everyone meeting in front of Bronco Stadium at 4:40 p.m. on Friday. Load up the busses and transport the team to the airport.

The team takes 66 players on the road. Add in coaches, trainers, Athletic Department staff, media people, and boosters and you end up with roughly 140 people herded like cattle aboard a charter flight.

It's now 5:30 p.m., and the hour-long process of unloading three busses, loading the plane and getting 140 people through a make shift security check on the tarmac begins.

The flight to Eugene is short. In fact, just as soon as you get in the air, get a little snack down, and get settled in, it's time to prepare for landing.

Certainly not enough time to get your homework out, much less try and focus on school. The student in the student athlete definitely takes a back seat near game day. There is too much excitement in the air.

It's 7:30 p.m., and time to unload the airplane, load up more busses, and set out for a long ride up to Salem. Fortunately for the team their equipment gets shipped out ahead of them. That saving grace at least keeps the loading and unloading manageable.

Late night bus rides are typically long, dark, and quiet. A lot of mental preparation goes into a big road game. It's 10 p.m., and time to check into the hotel for a short night of rest before the big day.

9 a.m. comes quickly. The team is no longer just thinking about game day, it's here. The game-day schedule includes a team breakfast, walk thru, special teams roll call, a clap session, and a team meeting. All this is completed before checking out of the hotel. Once again the busses are loaded and the one hour ride to the stadium begins.

Kick off is here. The focus shifts, their game faces are on. The players leave behind the monotony of

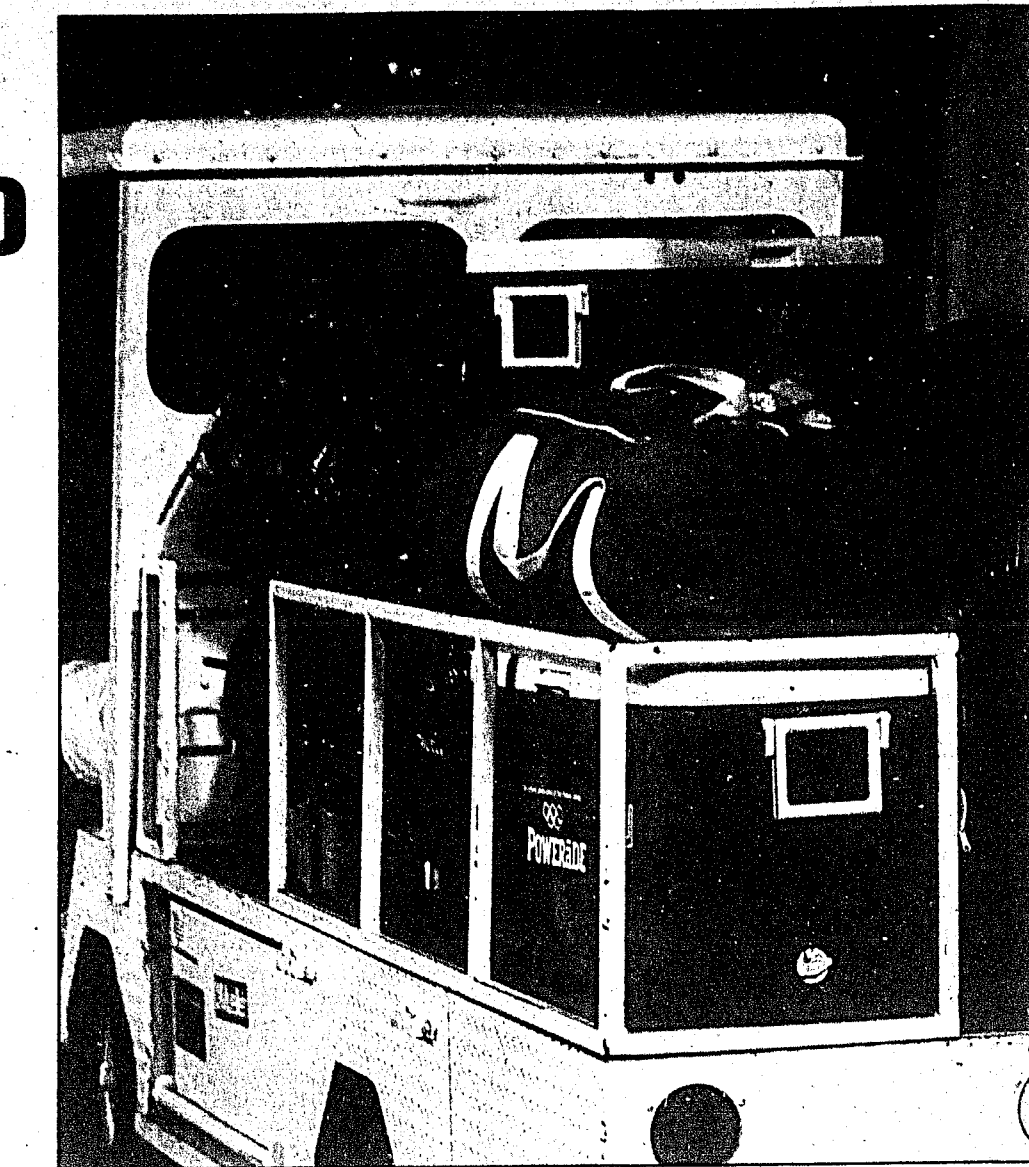


PHOTO BY STANLEY BREWSTER/THE ARBITER

The Broncos will pack their bags and take their game on the road a total of seven times this semester. When Boise State makes a road trip, it's business. Sixty-six players travel with the team, each and every one of them focused on one thing - to get the win.

traveling, the chore of loading and unloading, and take the field.

These guys are strong, mentally and physically. It's a good thing too, because they're carrying quite a load.

The players are ambassadors for Boise State, our representatives. They have performed in the past and now no less than a WAC championship will keep Bronco fans at ease. The expectations of coaches, the student body, and boosters are high, and rest squarely on their shoulders.

Four quarters later the football game is over. The first loss of the season is in the books. Exhausted, both mentally and physically the team steps back to the all-too-familiar confines of the bus. It's 7:30 p.m., time to head back to the airport.

Once again the travel game begins. The loading and unloading of the players and other personnel is underway. This time the team wears a different face. Their expressions convey exhaustion mixed with

"could've and should've".

The schedule has the team landing in Boise at midnight. However, as any road trip veteran knows, flexibility is key when it comes to the itinerary. The team actually didn't get back to the campus until 2 a.m. Sunday.

The road trip is finally over. The unloading however, is not. In fact, it doesn't officially stop until your head hits the pillow. Then and only then is there a sense of relief, and mental release. One down, six to go.

The Broncos did not load up any duffel bags this weekend, but the team did take to the beloved blue of Bronco Stadium, and improve their record to 3-1 with a victory over Wyoming. Next weekend, once again they'll take to the road, carrying duffel bags and more importantly - the expectations of Bronco fans everywhere.

## Cubs play two, win two and celebrate

BY CHARLES F. GARDNER  
Milwaukee Journal Sentinel  
(KRT)

CHICAGO - "Let's play two" was the mantra spouted for decades by Ernie Banks, the always ebullient first baseman known as Mr. Cub.

The new-age Chicago Cubs transformed that slogan to "Let's sweep two" on a gray, chilly Saturday afternoon at Wrigley Field. The Cubs' historically bad karma vanished while they took a bold step toward baseball's Holy Grail, a seemingly unreachable berth in the World Series, and gained a place opposite the Atlanta Braves in the National League playoffs.

The Cubs swept a twin bill from the Pittsburgh Pirates, 4-2 and 7-2, and combined with the Milwaukee Brewers' 5-2 victory over Houston, it brought the once lovable losers the National League Central Division title.

When the second game was over, smiling manager Dusty Baker led his players in a victory lap around the outfield, while bleacher fans and box-seat patrons stood as one and yelled their lungs out, saluting the remarkable event.

The fading Astros suffered losses in six of their last eight games, while the Cubs kept marching to pull two games ahead of

Houston, with just one day left in the regular season.

Right-handers Mark Prior and Matt Clement did the honors before a sellout crowd of 40,121, as Prior posted his 18th victory in Game 1 and Clement supplied the clincher in Game 2.

Sosa's first-inning solo home run got the Cubs started in the nightcap, and they added five runs in the second off Pirates starter Ryan Vogelsong, an inning punctuated by a two-run single from red-hot No. 2 hitter Mark Grudzielanek.

The 6-0 lead after two innings was crucial to Clement, who had been hit hard in his previous start last weekend in Pittsburgh.

Prior, the 23-year-old phenom pitching in his biggest game in two seasons as a Cub, piled up a huge pitch count but still baffled the Pirates for 6 2/3 innings in the opener. Closer Joe Borowski allowed an infield hit and a walk to supply some drama in the ninth, but he was able to get Jason Kendall to pop out to Grudzielanek at second, paving the way for the Cubs' third National League division title and first since 1989.

By clinching the division with one day remaining in the regular season, the Cubs will be able to save right-hander Kerry Wood for Game 1 of the National League Division Series against Atlanta on Tuesday.

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**Instructors:** Dan Anderson, Tyler Anderson, Attorneys at Law

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# Boise State girls volleyball split in conference games

JESSE DAY  
Sports Reporter  
The Arbiter

Scott Sandel's Bronco volleyball squad went 1-1 last week in the first conference play this season for Boise State at Bronco gym.

The Broncos were in front of a small but loud group of devoted Boise State fans both Thursday and Saturday.

The Broncos beat out Louisiana Tech on Thursday, who matched Boise State with an overall record of four wins and 10 losses coming into the match.

Boise State started out strong against La Tech, winning the first game with two service aces by Megan Tranter.

Tranter, who ended up with four service aces for the match, stood out in the win against La Tech with 15 kills and hitting a quarter of her shots.

In the second game, the Broncos looked tentative against the Lady Techsters, playing from behind for most of the bout. Boise State was behind as much as six points before rallying back to win a close engagement 30 to 28.

After the break, La Tech wasn't going to go down without a fight, as the Broncos looked flat going into the third game of the match. The Broncos fell behind early in the game and were never able to overcome the Lady Techsters, who took full advantage of Boise State's loss of focus.

Game four was an intense round where it seemed like no matter how hard the Broncos fought they would lose ground against a motivated La Tech, who won the game 30 to 20.

Finally the Broncos came out in the fifth and final match to dominate, winning 15 to 8. Boise State who looked flat at times, put away La Tech with a machine like precision, which is just what head coach Scott Sandel wanted to see.

"The best game out of the box was game five, it's the first game where we went out and really played up to our potential," Sandel said.

One of the key players for the game was Mindy Bennett, who was filling in as the starting setter, while Christina Melvin was out due to a death in the family. With 47 sets and a knack for always being in the play, Bennett was pinpointed as a major contributor by head coach Scott Sandel.

"I first have to take my hat off to Mindy Bennett, she stepped in at a crucial situation. This was our first conference match. There was a lot of pressure. She did a good job," Sandel said.

Another strong performer was Cameron Flunder, who led the team with 18 kills.

Saturday, the Broncos lost against Southern Methodist University.

Boise State looked crisp against the Mustangs during the beginning of the first game but lost momentum early and never recovered. The Broncos fought hard in what would be the their closest match, losing by 4, verses the Mustangs.

In the second game, Boise State looked timid verses a very physical SMU, the Broncos lost game two 30 to 21.

Then finally after two matches of hard fighting it seemed like the Bronco squad quit on the floor losing 30 to 18.

Coach Sandel addressed the problems he saw on the floor with his team.

"They (SMU) out worked us in transition, it put a lot of pressure on us because we would get behind in the play," Sandel said.

The tale of the tape is also a good indicator to why SMU had Boise State's number. The Mustangs out dug the Broncos 59 to 33.

One of the keys to the match was control, and how the Mustangs held the always-consistent Cameron Flunder in check. Southern Methodist held Flunder to only eight kills and a less than stunning .192-hitting percentage.

The stand out player for the Broncos in the loss was Kelsey Young, who led the squad with 14 kills hitting a quarter of her shots.

The Broncos will travel to Houston for a match against the Rice Owls Thursday.

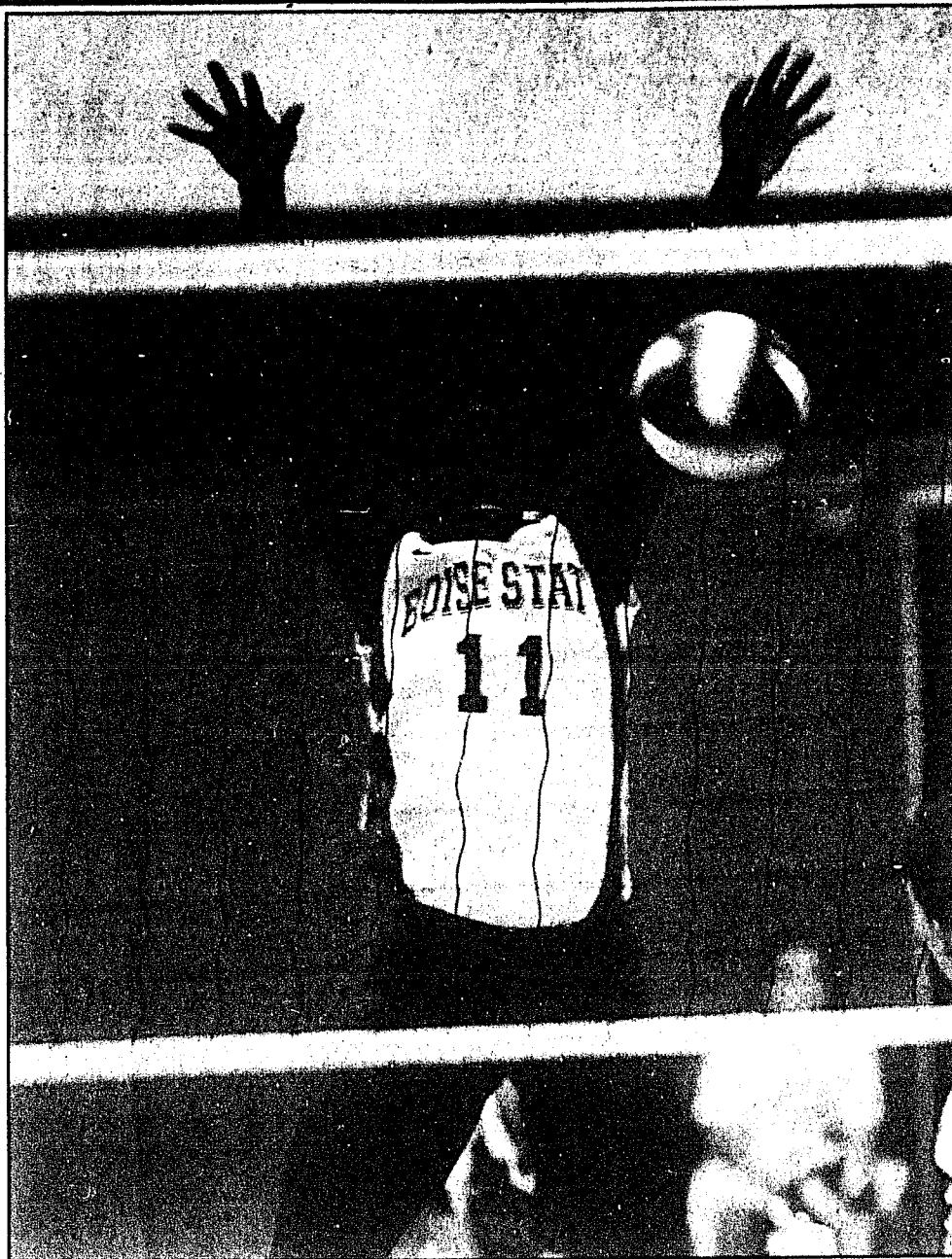


PHOTO BY STANLEY BREWSTER/THE ARBITER

The Bronco volleyball team finished out the weekend with a 1-1 record in the first conference tournament of this season. The Broncos will travel to Houston for a match against the Rice Owls on Thursday.

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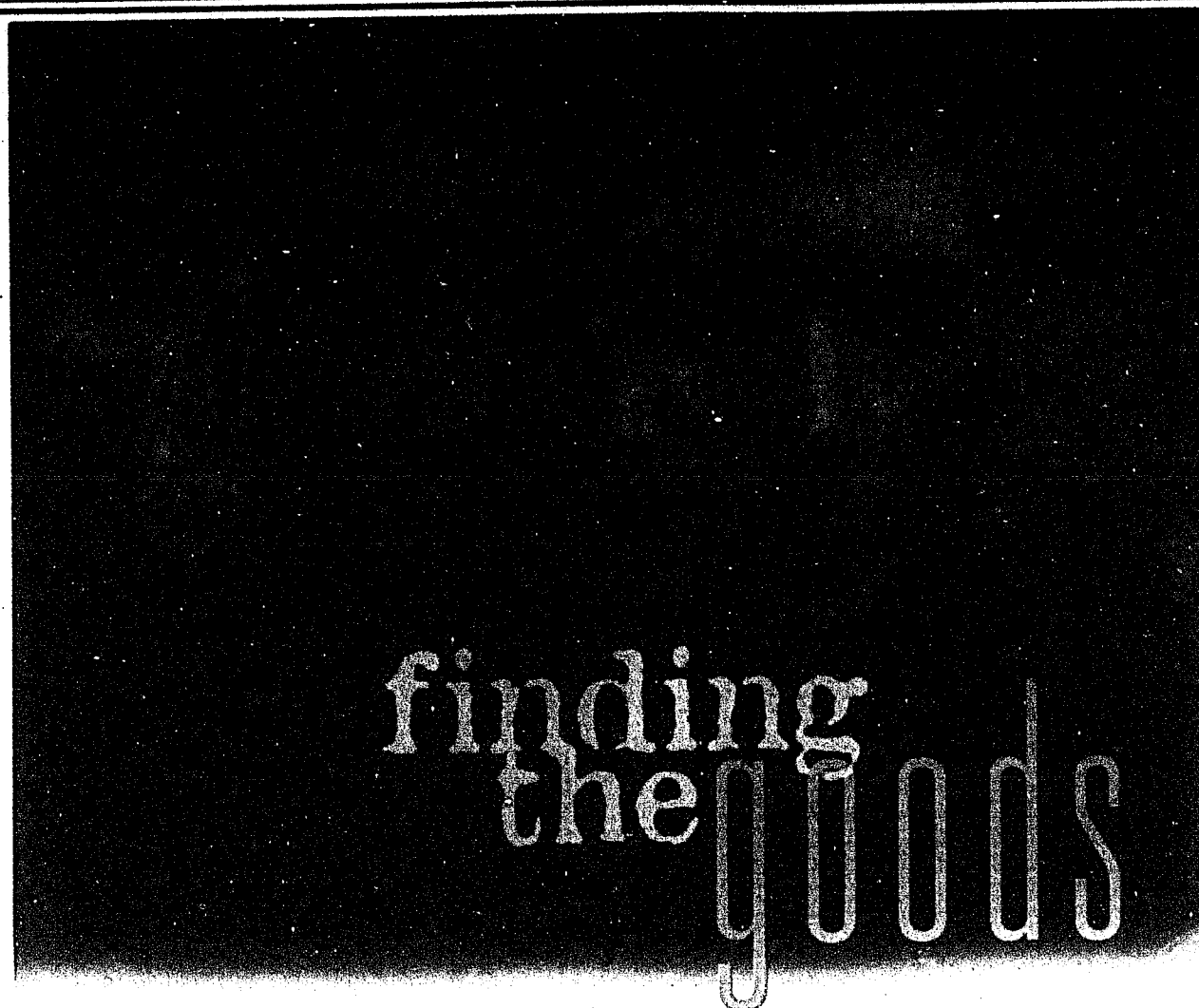
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The Arbiter **BOOKSTORE**

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PHOTO BY:  
LAURA GEMINA

## Quality music is out there, you just gotta dig

BY JAKE HANSEN  
A&E Writer  
The Arbiter

I lead a simple life. I don't ask for too much. I don't expect to be the head of any classes. I don't want to be the life of any party, and I don't need to be a millionaire. I take comfort in the small things, like music. So my life has been a steady vigil—a hunt for new music.

I hear people constantly saying, "Music in the 90's sucked, there were no good bands." Or my personal favorite, "Man, music today sucks compared to the seventies." When I

hear these atrocities I want to laugh my ass off and say, "No no, you're really—really wrong." I suppose if they modified their war cry to, "Man, music in the mainstream, really sucks," then yeah, I'd say they have a point.

The problem is getting exposed to all of these great bands that aren't MTV demigods. But sources are out there; you just have to know where to look. I quite fancy the music magazine, *New Music Monthly*. They highlight artists that aren't gigantic, (I remember a time when Nora Jones was covered, and now you can't escape her), and let you know what CD's are going to rock. Another great source are alternative music channels, like *The Box* or *MTV2*. But I'm assuming most of the BSU populous, like me, cannot afford super-crazy satellite television. Or, like me, don't want it.

A lot times, bands that make sub-par music, listen to some good stuff. Check band websites; quite often

they'll have band picks, or music they are currently listening too. If they list someone you haven't heard, check that band out at [www.MP3.com](http://www.MP3.com). Check out [angrypotato.com](http://angrypotato.com). This site lists a bunch of great underground shows that come through Boise. It has a message board where you can get band descriptions and find a concert that will fit your flavor. Frequent the Record Exchange often. This is the greatest record store in Idaho, possibly ever. They hold in-store shows periodically. It is an awesome way to hear great music—in an intimate setting to boot. I saw Jason Mraz perform there before he broke huge. Finally, a great source is word-of-mouth. Listen to what people have to say. Check out the bands that the kid who sits behind you in Lit class is always raving about.

Here is a grand opportunity for you to seize word-of-mouth promotion. Listed are bands, of all varieties, that are incredibly talented and you deserve

to hear them, and then one song you should base your opinion on. Some you may have heard, and some you have not. But nonetheless, all are good.

**Lake Trout-  
Another One Lost  
Palm**

Lake Trout have been doing... well, whatever they do, since the mid-90's. The band has been labeled as unclassifiable. Ironic? Yes. They sound like a freaky three-headed monster, the first head being Thom Yorke, another being Chris Martin, and the last being David Gilmore. Or I could use the cooking method to articulate their sound. Take 1/3 Radiohead lyrical quality, then mix in 1/3 darkness of Pink Floyd, set aside for an hour and you have Lake Trout. Oh, and don't forget to mix in electronic drumbeats. This combo may seem like too much,

too out there. But I assure you it works. The band will be playing the Bourbon Street Salon (restaurant above the Big Easy) on October 3. Tickets are only six bucks! So this Friday night, gather up your hommies and head to the Bourbon Street, for a night of insane music.

Song I recommend: *Stutter*

**Coheed and Cambria-  
The Second Stage Turbine Blade  
Equal Vision Records**

This record is a few years old now. But it still rocks. Coheed mixes the emotion of post-hardcore (i.e. The Used, Thursday, Finch) with creative guitar riffs, long intros, and really high-pitched vocals. I mean really high. Think of Chris Carrabba of Dashboard Confessional getting kicked in the junk, and then singing. Yeah, that high. For everyone who has already heard Coheed and Cambria, fear not for their

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## POETRY SPOTLIGHT



Brandon Follett

PHOTO BY KRISTA ADAMS/THE ARBITER

### Two Poems By Brandon Follett

#### As a Man at my Job I'm Forced To Shave

Everyday  
Monday through Friday  
I touch an irritating rash  
From a fresh  
Razor burn.

Veronica struts in  
At 8am  
Into the office.  
Each body part  
Accentuated just  
The right way.  
I could describe her tits and ass  
In Victoria's Secret terms  
But it's her legs  
That imprint an impression.  
They're so tall and long and slender.  
A perfect canvas  
For black coarse thick hairs  
That create a little garden,  
A garden of Eden  
In a corporate culture jungle.

I'd like to graph a little piece  
Of her orchard  
Cover my barren weathered  
landscape  
Of a face  
With her fertile fruit  
And call my garden equality.

#### The Rewards of a Fast, Disposable, Convenient Culture

The microwave has nuked  
My sex life.

Always thought  
I could keep my eating habits  
Separate from my love making

Veronica started to throw out  
comments like  
"Aaron you treat me like a piece of  
meat."

I'm a herbivore  
It didn't dawn on me  
That I really treated her  
like a veggie TV dinner  
Until it was too late.

Our bedroom troubles began  
When I bought a microwave.  
Out went the homemade pizza.  
Out went the sex.

Only after, she left me  
I realized  
How much I began to mimic  
The rewards of a fast, disposable,  
convenient culture.  
I noticed:

I didn't kneed the dough.  
I didn't kiss her clitoris.

I didn't gently wash the tomatoes.  
I didn't softly play with her breasts.

I didn't spread the creamy garlic

sauce  
And mozzarella cheese  
From side to side  
Top to bottom.

I didn't run my fingers through her  
hair  
Down her back  
Over her inner thighs  
To the tips of her toes.

I didn't wait for the oven to heat up.  
I didn't wait for her to get  
completely wet.

Eating has become gorging.  
Sex has become fucking.

After another Veronica comment  
I heard myself saying.  
"However, I'm sure you'll agree  
doesn't my penis feel good  
like the feel good taste  
Of an instant Tony's Pizza."  
She did not agree!

So I traded in Veronica  
And all the things my 5 senses  
Cherished most about our sex:

Sweet moans, tasty kisses, gentle  
touch,  
Sex smell, and visual curves  
For a world of me me me  
Fast food,  
Convenient rest homes  
Disposable plates  
Fast orgasm  
Convenient internet dating  
Disposable cameras  
Fast cooking  
Convenient child care  
Disposable friends  
Fast sex  
Convenient microwave  
Disposable Tony's Pizza.

Fast  
Convenient  
Disposable

I'm now married to instant  
gratification.

If you would like to submit a poem to the  
Arbiter, please contact the A&E editor by  
email: [diversions@arbiteronline.com](mailto:diversions@arbiteronline.com)

Correction: In last Thursday's Arbiter we made some grave errors in the editing and production of the poetry by Brandon Follett. We apologize to Brandon and our readers, and in the interest of having proper representation we have decided to reprint the poems and the section in the way it was intended. So forget about last week and enjoy these poems again for the first time.

Brian Mayer  
Arbiter A&E Editor

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## MUSIC ON CAMPUS

## Fenway Park brings genre-defying music to the SUB

BY CRYSTAL THOMAS  
A&E Writer  
The Arbiter

Apparently pop music can sound unique, and Fenway Park proved it during their performance at the Coffee House Concert Series in the SUB last Thursday.

Fenway Park is a three-man band local to Berkeley, California, but surprisingly foreign to genre labeling. They recently released their debut album *Full Contentment by Summer's End*, and while often referred to as power-pop by their California fan base, there are no trappings of any specific genre with the band. Instead, Fenway Park incorporates rock, pop, punk, indie, emo, and 50's classics, if you can imagine (and if not, humor me). Each band member has his own sources of inspiration, ranging from Weezer to The Ramones to The Get-Up Kids. Drummer Mikey Weinstein admitted that he and vocalist Noah Singer carry admiration for significantly distinct artists.

"We try to show that in our sound. Noah will sing something and I'll see what drumbeats I can bring to it," Weinstein said.

Somewhere around the band's fourth song of the evening, it became clear to me what Weinstein was talking about. Stylistic inconsistency works well for Fenway Park; they keep their audience guessing where the next song is headed. Although they integrate vastly different influences, the band alternates between them all with complete lack of restraint.

For starters, Fenway Park is emo-like with their catchy guitar riffs and emotional lyrics, yet their energetic, poppy beat ends the potential for full-throttle emo inclination. The song "Opium" emits emo qualities by mixing rhythmic drumbeats with slow guitar intervals. However, unlike emo's tendency for abstract lyrics, Singer's vocals aren't so disorganized or haphazard that they're difficult to understand. Although the band admits there is a literary allusion present in the song "Sally Hayes," Singer was hesitant to disclose details. "Well, yeah...I guess. There's an allusion there, sure."

Most of Fenway Park's lyrics are about girls and relationships, yet Singer is not angry or bitter in his vocal delivery. In fact the whole band seems optimistic, as Singer shot sporadic grins at the audience while singing "Sometimes Girls Just Leave."

Fenway Park also alternates between songs with upbeat rhythm sections and occasional

slow acoustic jingles. Singer's voice is a mix of melodic lullaby and Weezer-rock, and bassist Dustin Erwin complements the band's ambiguous tone with his backup vocals. Weinstein's drumbeats in "Be Here Now" and "Letter" unmistakably provide the bursts of punk rock that give the band a danceable characteristic. At Thursday's show Fenway Park even

performed "Be True To Your School" for those relentless in bringing back Beach Boys covers (all of you--out of the gene pool).

"We decided to play the worst song they ever wrote just to prove we could actually do that and do it well," Singer explained.

To give one more element of variety, the band demonstrates

their classic 50's influence by adding the sunshiny song "El Sueno" to the album's lineup. This musical mobility is exactly what makes Fenway Park so difficult to classify, and exactly what makes their fans appreciate them.

So what's the deal with the name Fenway Park? Why do they associate themselves with the Boston stadium? For

one thing, the name convinces people they already know about this up-and-coming band ("Oh yeah, I've heard of those guys." Umm...no. Unless you frequent the local California scene, you are lying). However when I asked bassist Erwin what the story was, he told me that Singer has some nostalgic connection with the renowned stadium: "I think he spent a lot of time there, or he's a Red Sox fan or something."

Singer also appears to hold a soft spot for cereal, as his guitar sports a colorful collage of the popular breakfast item. He made it himself and is proud of his creation. "Well it looks good from 10 feet away."

Each member brings a unique charm to the band that seems to appeal to a younger teenage crowd. Yet many of their tour venues are college campuses and places where older people convene. So far, Fenway Park has completed a week of their month-long tour and was headed to Salt Lake City next. Appreciative of the opportunity to be on tour and get their name

out there, the band was already growing weary of driving. "It's tiring, but still awesome," Erwin laughed. "It's weird, we seem to get the best crowds in the towns we least expect them and vice versa." Chalk that up to one more ambiguity of the band.

Their album *Full Contentment by Summer's End* is self-produced and offers ten songs, all written by Singer. While the band pours forth many elements of power-pop, don't mistake their pop music qualities with conformity. Fenway Park is full of surprises and they leave themselves open to interpretation. They are a band still developing and capable of creating a sound of their own. My suggestion to prospective fans is to check these guys out before the music industry catches wind of them and attempts to minimize their sound and beat them with the boy band stick. Fenway Park deserves more credit than that.



PHOTOS BY EMILY DESLER/THE ARBITER  
Noah Singer, Dustin Erwin, and Mikey Weinstein of Fenway Park perform for the Coffeehouse Concert Series in the Student Union Building.

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## Goods

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new record, *In Keeping Secrets of Silent Earth 3*, will be released next month. The band will be on tour with Thursday and Thrice in the near future. No stops are scheduled for Boise, but they will be performing in Salt Lake on October 25, a concert that will be well worth the trip.

Song I recommend:  
*Everything Evil*

Guster-  
*Let's Keep It Together*  
Reprise

To get an idea of Guster, think Shawn Mullins meets Nirvana. This summer Guster released their fourth record. It maintains Guster's acoustic pop sensibilities, but verges from their norm. They add new instruments like a banjo, and increase the use of bass guitars (previous records have just been two guitarists) and drum kits (they usually use congas). It's by far the least immediate of all their records. But is the most musically advanced. The band will be coming to the Big Easy on November 18. Don't miss this concert, because Guster

puts on one of the best "Good time live shows." Grab your gal or guy and prepare for a night of dancing.

Song I recommend: *Come Downstairs and Say Hello*

Hot Hot Heat-  
*Make Up the Breakdown*  
Sub Pop

Hot Hot Heat is the best thing to come out of Canada since maple syrup. And they are just as tasty. *Make Up the Breakdown* combines great beats—which make me want to dance, eccentric lyrics, and original guitar riffs—rarely do

they just strum power chords. This record is ridiculously fun. It is exactly what everybody needs to get through a long Idaho winter. It is scientifically proven that you cannot listen to Hot Hot Heat and not be happy. *Make Up the Breakdown* would have made Ebenezer Scrooge smile—and then he would have cast his cane aside and started doing the robot. I'm a firm believer that if this record was played at every house party, the entirety of the masses would all begin to dance in synchronization.

Song I recommend: *No, Not Now*

## Chiropractic...

### The Choice For Me

Jason Kucma is a Third-Year student from Medford, NJ. He graduated from Ithaca College with a Bachelor's Degree in Exercise Physiology concentrating in Cardiac Rehabilitation.

"The only thing that has ever captured my attention was studying the human body. The more I learned in school, the more I needed to know. The most logical step for me was to become a Doctor of Chiropractic so I could truly help people."

Before making his decision to attend Logan, Jason visited nearly half of the chiropractic colleges in the United States. "Logan is in the perfect location in a safe, residential area. The Admissions staff are very friendly and helpful and the faculty are excellent."

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