

10-23-2003

Arbiter, October 23

Students of Boise State University

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The Arbiter

THURSDAY
OCTOBER 23, 2003.



Hammell On Trial
opens for Difrancio
A&E - 6

Campus
Crime
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Broncos expected to stomp on San Jose State
Sports - 6

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VOLUME 16 ISSUE 19

CAMPUS SHORTS

Volunteers wanted for twelfth annual "Into the Streets" event

Boise State University's Volunteer Services Board is organizing its twelfth annual "Into the Streets" program on Saturday, Oct. 25. Students interested in participating should meet in the Student Union Building dining room at 8 a.m.

Held on National Make a Difference Day, "Into the Streets" is a day of service, cooperation and change. Each year, Boise State University students, faculty and staff show the Treasure Valley the positive effect they can have on the community. Last year over 270 students participated and assisted 23 non-profit local agencies.

On the day of the event, volunteers will meet in the SUB dining area, have a light breakfast and pick a service project from a list of over 20.

Between 9 a.m. and 1 p.m. participants will be actively involved in their chosen volunteer activity. After approximately four hours of service volunteers will carpool back to the SUB, where VSB will host a small tailgate party for Into the Streets volunteers before the BSU/ San Jose football game.

For questions please contact Hanne Ferber at 426-4248, or by email at vbsasst@boisestate.edu.

Boo at the Zoo moved to Oct. 26 to avoid conflict with BSU game

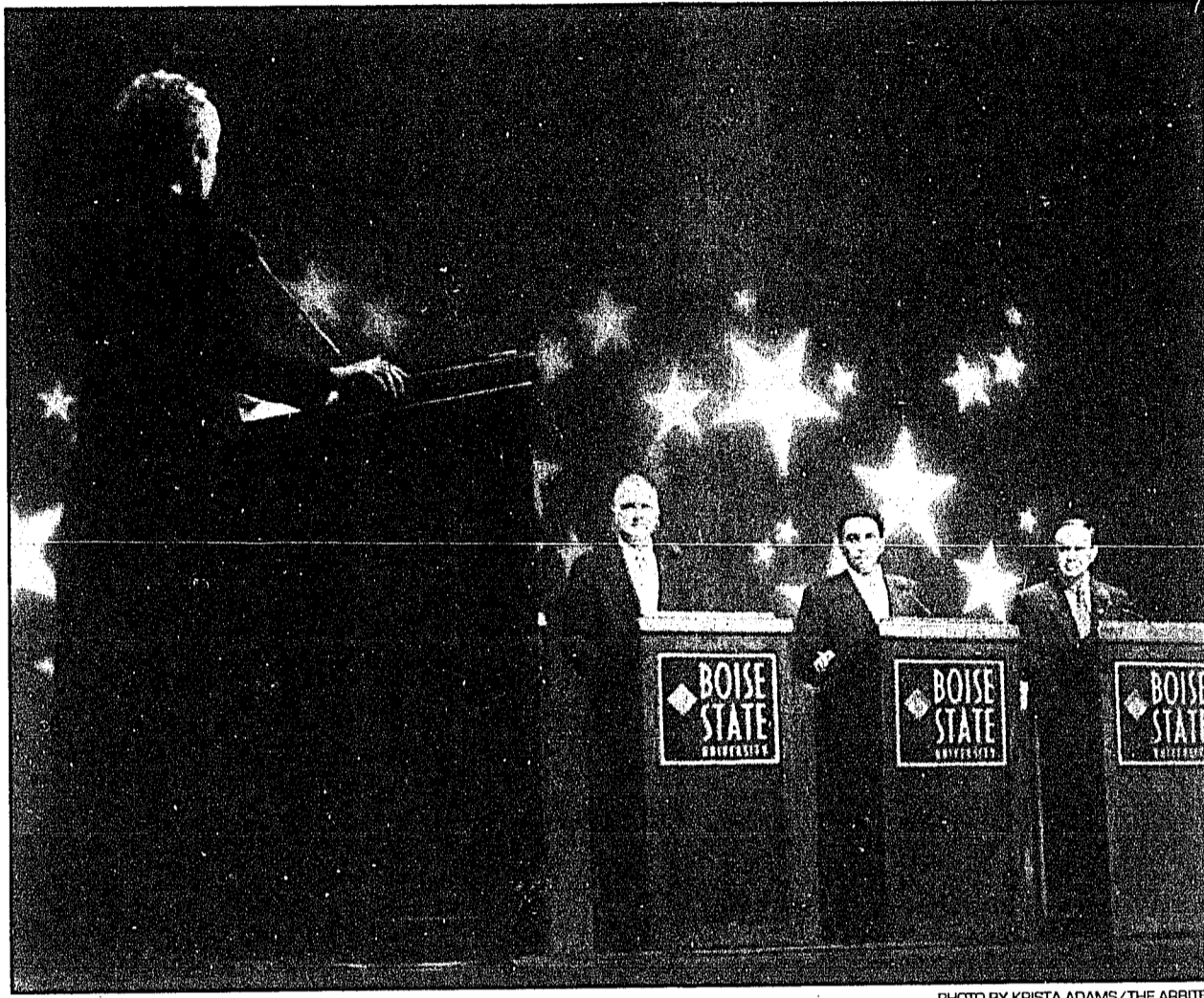
To avoid additional traffic congestion and competition with the San Jose State-Boise State football game on Oct. 25, Boo at the Zoo has been moved to Sunday, Oct. 26. The annual Halloween party, which runs from 10 a.m.-5 p.m., is sponsored by the Friends of Zoo Boise and the Boise Parks & Recreation Department.

Boo at the Zoo and the Bronco football game were both scheduled for Saturday, Oct. 25. However, the originally scheduled kickoff time of 6:05 p.m. was shifted to 1 p.m., creating the potential for traffic problems for football fans and zoo visitors.

Boo at the Zoo is Zoo Boise's largest event, attended by an average of 7,000 children annually. Last year it raised \$20,000 for zoo operations.

Admission to Boo at the Zoo is free for children age 12 and under. See Campus page 2

Mayoral candidates square off



Boise State was recently center stage as Boise mayoral candidates debated issues important to the capital city. All four of the candidates for mayor attended. Dave Beiter not pictured.

BY AMY OLSEN
News Reporter
The Arbiter

Boise City mayoral candidates faced off in a debate broadcasted across the city and surrounding region from Boise State's Special Events Center, Tuesday night, two weeks before the election.

The four candidates, Dave Bieter, Vaughn Killeen, Mohsen "Max" Mohammadi and Chuck Winder addressed panel questions in the hour-long debate--no mudslinging involved.

Hosted by Idaho News Channel 7, The Idaho Statesman and The Arbiter, the debate focused on questions from journalists, citizens and pre-written questions from audience members. Each candidate had between 30 to 45 seconds (depending upon the question) to respond and one minute for closing statements.

The main issues presented in the debate included transportation, local government keeping in touch with citizens, the controversy surrounding Boise Police Chief Don Pierce, Boise State University's role in the community, the North End Historical District, the USA PATRIOT Act, accountability in government, economic vitality, transportation and cultural diversity.

Many of the candidates agreed that Boise State is an underused resource in response to a journalist's question. Winder and Bieter proposed forming a committee between the city

See Debate page 2

AIDS Memorial Quilt on display at BSU

Educational exhibit memorializes loved ones who lost the battle

BY JASON KAUFFMAN
The Arbiter
News Editor

Upon a cursory glance, the impact of AIDS in the community, represented in the memorial quilt on display at the Student Union in the Hatch Ballroom, may not be readily apparent, but upon further inspection individual names and dates appear. These are the names of loved ones that have been lost to the grim struggle caused by HIV, the virus that causes AIDS.

With recognition comes emotional pause, as the full message of the four panels draped prominently on the walls becomes apparent.

The four panels arrived on Oct. 19 and are scheduled to stay through Friday, Oct. 24. The exhibit is open to students and

the general public.

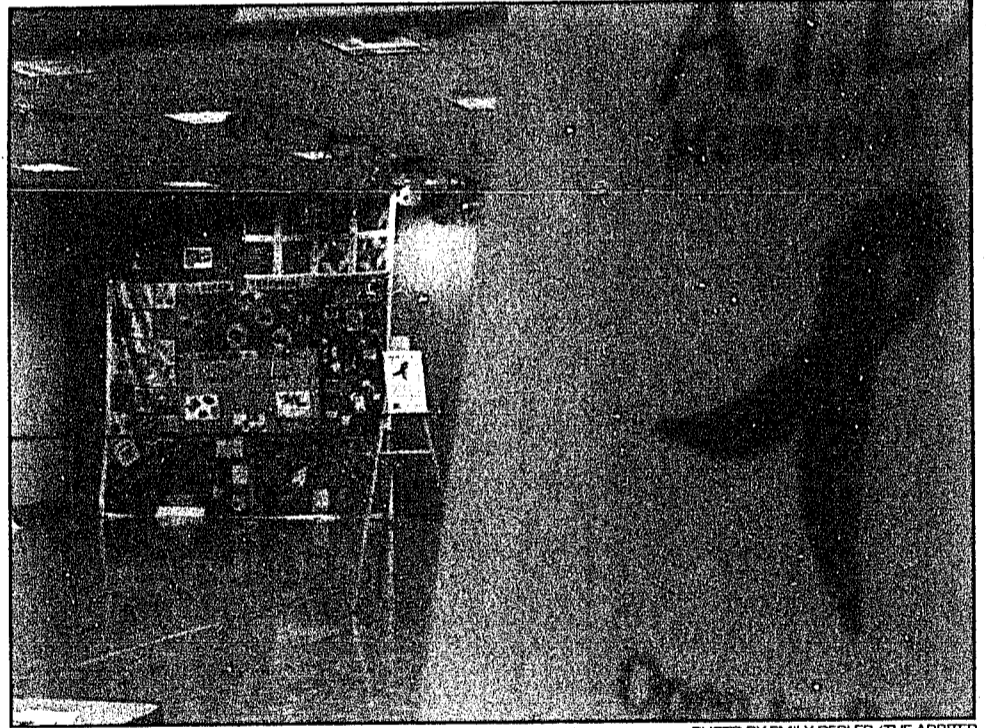
Allies Linked for the Prevention of HIV/AIDS is also hosting a fundraiser that is running concurrently with the AIDS Memorial Quilt exhibit. The fundraiser is scheduled for Oct. 22-24, and is being held in the Student Union Building at Boise State.

Taylor Newbold, co-chairman of a.l.p.h.a. Idaho, hopes that with the exhibit and fundraiser happening concurrently, public awareness of the dangers of HIV will increase.

"Our message is that this epidemic, though overt, is very insidious, because we're talking about a disease that can take up to 10 years for any palpable signs to show, and so no one knows who has it," Newbold said. "Our goal is to increase awareness about the HIV epidemic."

Created as a silent testimony to those lost in the terrible battle with AIDS, the Memorial Quilt also serves as a poignant reminder of the dangers of the disease.

The fundraiser is called the



Four panels of the AIDS Memorial Quilt are currently being displayed in the Hatch Ballroom of the SUB. The display will continue through Oct. 24.

"Save a T-Cell Project." T-Cells are part of the immune system and help the body fight against disease.

Newbold said that HIV targets T-Cells, thereby causing a drop in their numbers, which results in the eventual onset of AIDS.

"So when a person makes a

donation to a.l.p.h.a., they're not only helping us prevent HIV, they're also helping to save another person's T-Cells," Newbold said.

Those making donations of \$1 or more, in turn receive a sucker with the words "I saved a T-Cell" on it.

Also running concurrently with both of these events is the twenty-fifth Idaho STD/AIDS conference being held at Boise State on Oct. 23-24.

Autumn Haynes, student activities program

See AIDS page 2

Chuck Winder campaigns to restore honor to mayor's office

BY MONICA PRICE
News reporter
The Arbiter

Chuck Winder, a 30-year veteran of the Boise business community is campaigning for the position of mayor of Boise with the slogan, "Bringing honor to the office."

"No mayor or city council can reestablish the trust on their own, it's going to take active participation of the citizens of Boise," Winder said.

Winder wants to bring the best practices of the public and private sectors to guide Boise's financial decisions. Part of his plan includes bringing together the state controller, chief financial officers, the city

council, citizens and the mayor to collectively establish financial practices for the city.

Winder hopes to make Boise's financial activity transparent from the inside out. The people participating would rebuild the trust with the public, letting the community know the right procedures are in place, Winder said.

"We need to deal with how to run the city as efficiently as possible, try to slow the growth of city government and reduce the tax burden on



Chuck Winder

both residential and commercial properties," Winder said.

Winder wants to make Boise a business-friendly environment. Job retention sits high on his economic plan. Historically, Winder said, nine out of 10 jobs have been created by businesses that are

already here. Part of Winder's economic plan includes making Boise an easy place to do business by reducing the amount of time and hassle businesses incur when working with the city.

Winder hopes to retain current jobs and grow new jobs from current companies. Winder said his plans include all of Boise, not just the downtown area and shopping malls.

Like other candidates, Winder wants to see more dedication to neighborhood reinvestment. Winder believes the current amount of neighborhood reinvestment is insignificant.

Winder believes the city council and the mayor's office need to place higher priority on reinvesting in existing neighborhoods.

Winder proposes starting a citywide dialogue for a neighborhood reinvestment levy, much like the foothills levy. "While no one wants to raise

taxes right now, we need the dialog to take place," he said.

Winder has a five, 10 and 20-year plan for Boise's transportation woes. Winder wants to work with employers to encourage the use of public transportation in the daily grind to and from work. Express buses from Nampa, Caldwell and Eagle going straight to employers' doorstep without transfers, are included in his short-term plan.

"We need to make our transit system more convenient for employees by taking them from their neighborhoods to place of work with out delays of transfers," Winder said.

Winder's 10-year plan calls for a circular bus system from

downtown to Boise State to the train depot. His long-term plan calls for a dedicated transportation system between Boise and Canyon County.

Winder has had a long relationship with BSU. He has contributed to scholarships, taken classes, helped fund the Pavilion and The Morison Center, and served on the BSU Foundation.

Winder encourages everyone to participate in this year's election. He believes state and local government can provide many internships and jobs for Boise State graduates. "Participation in local government is very important, it has an impact on you each day."

Campus Crime

Oct. 8, 2:30 p.m. A student's vehicle parked at the corner of Joyce and Potter had its window broken out. This vandalism occurred on Oct. 7.

Oct. 8, 5:10 p.m. A minor hit and run accident occurred in the circle parking area in front of the Student Union Building.

Oct. 8, 7 p.m. A hit and run occurred by the Morrison Center.

Oct. 9, 5:40 p.m. A purse was stolen from the Student Union Building.

Oct. 10, 2:10 p.m. Four kayaks were reported stolen from the Student REC Center.

Oct. 10, 3 p.m. A vandalism was reported at the University owned apartments; the unknown suspect wrote obscenities on an apartment door.

Oct. 11, 12:45 p.m. A theft was reported from the Student Union Building. Parts of the contents of the victim's purse were stolen.

Oct. 11, 9:30 p.m. A purse was stolen at the Football Stadium during the game.

Oct. 14, 5:50 p.m. A hit and run occurred in the Chaffee Hall Parking Lot.

Oct. 15, 4:20 p.m. A bicycle was reported stolen from a rack by the Education Building.

Oct. 17, 3 p.m. A bicycle was reported stolen from a rack by Towers Dorm. This occurred sometime around Oct. 10.

The Ada County Sheriff's office would like to remind all students that bike registrations are free, fast and effective. Contact the sheriff's substation for more information.

Debate

from page 1

council and the department heads of Boise State.

The candidates expressed significantly different attitudes toward the other issues. Mohammadi, who has been labeled as a good guy but not to be taken seriously, responded to most questions with passion. "I am a born leader," he said, acting on a question that concerned common perceptions about his campaign. "I am no underdog." The North End Historical District, which all of the candidates agreed should be kept as it is or be expanded, was another question asked by an audience member. Said Winder, "Historical preservation is part of our culture."

Another hot issue was the USA PATRIOT Act, which Bieter vehemently disagreed with. He said "good, hard police work" is the efficient way to deal

with terrorist threats. Other candidates didn't directly oppose the act, but assured viewers that they wouldn't allow civil liberties to be taken away or violated.

Economic vitality was another concern. The issue sprung from a question about raising the minimum wage in Boise. Winder, a businessman, responded, "It's a tough time to talk about wages right now." The other three said that one of their goals would be to spur the economy to get better, good-paying jobs in Boise.

As for the potential legacy of each of the candidates, the answers ranged across the board. Bieter believed that he would be remembered as the one who made City Hall "right." Killeen joked that he would fix the traffic signals; Mohammadi expressed that he would be the "common man" candidate; and Winder determined that he would be known for getting kids involved in the city.

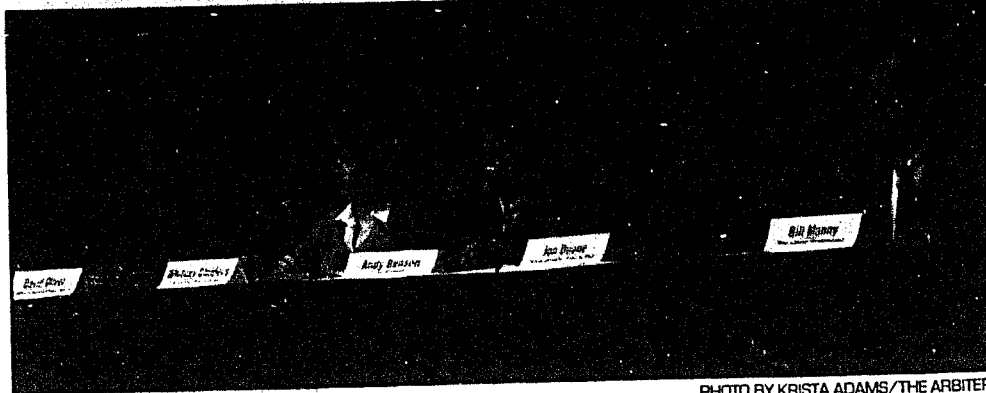


PHOTO BY KRISTA ADAMS/THE ARBITER

A panel of journalists took turns quizzing the mayoral candidates on their positions ranging from the Patriot Act to management style.

Dave Bieter
Occupation: Attorney, Idaho House of Representatives (D-Dist. 9)
Age: 43
Family: Julia, wife
Education: University of St. Thomas, B.A. and a law degree from the University of Idaho

Mohsen "Max" Mohammadi
Occupation: Owner of Cazba restaurant
Age: 42
Family: Divorced, two daughters
Education: B.A. in business administration at Eastern Oregon State University

Chuck Winder
Occupation: Businessman
Age: 57
Family: Dianne, wife and two children
Education: B.A. in political science and pre-law from the College of Idaho.

Vaughn Killeen
Occupation: Ada County Sheriff since 1984
Age: 57
Family: Celeste, wife and four kids
Education: B.A. in geography from California State University, law enforcement training in Idaho, California and the FBI National Academy

AIDS

from page 1

coordinator, said awareness of HIV is very important. "College students, specifically, are at a high risk of infection of HIV because they believe they are not," she said.

Haynes hopes that students realize that even though they may think they are invincible to the threat posed by the AIDS virus, they are not.

Anyone and everyone should go and view the panels, Haynes said, if for no other reason than to realize that AIDS does affect their community.

Haynes said the quilts now displayed in the SUB, a small portion of the over 44,000 panels, include tributes to some of Idaho's own sons and daughters lost to AIDS.

"We have a responsibility to ourselves, certainly, but we also have a responsibility to the people we love," Haynes said. "Maybe we can help protect them."

Information on all the week's events and a l.p.h.a.'s Save a T-Cell Project can be found at www.alphaidaho.org, or by calling 424-7799.

Campus

from page 1

3 and younger, \$2.30 for 4-11, \$4.80 for 12-61 and \$2.55 for seniors. Friends of Zoo Boise members are admitted free with a pass and photo ID.

For more information, call 384-4125 or visit www.cityofboise.org/parks/zoo.

Boise State seeks papers, presentations for "Point Of View" academic series

Boise State University Student Union and Activities seeks papers, panels, artistic representations and presentations for its first ever "Point of View" academic series, slated for Dec. 1-4 in the Special Events Center. The goal is to create an academically focused program, open

to both the campus and community, to address issues in contemporary society and to explore diverse points of view.

Submissions should address the theme "Mass Media and Pop Culture," and are due by 5 p.m. Nov. 1. Proposals must include: name, phone number, e-mail address, working title of the paper or project, brief explanation of the submitter's "point of view" and the structure they intend to utilize and any supplies or technical requirements needed for the presentation.

Submit proposals to Autumn Haynes, Boise State University Student Activities Office, 1910 University Dr., Boise, ID 83725-1335. Those selected will be notified by Nov. 14. Selected submissions will be bound and published

in the first of a series of "Point of View" journals. For publication information, visit <http://union.boisestate.edu/pointofview>.

Boise State official named top executive for 2003

Stacy Pearson, Boise State University associate vice president/controller, has been named 2003 Financial Executive of the Year by the Pacific Northwest Council of the Institute of Management Accountants.

The honor was listed in the Wall Street Journal and in the October 2003 edition of Strategic Finance Magazine at www.strategicfinancema.com.

The Institute of Management Accountants (IMA) is the leading

international trade association for corporate accounting and finance professionals. Twenty-one financial executives from around the nation were honored this year as financial leaders.

Pearson has been at Boise State for eight years and currently oversees the university's financial operations, including budget and controller's office and risk management. She also serves on multiple executive committees on campus, is active in the Western Association of College and University Business Officers and serves as faculty for the WACUBO Business Management Institute.

Pearson is a graduate of the master of public administration program at Boise State and a Certified Public Accountant.

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BIG EASY CONCERT HOUSE



Go wild near Boise City limits

BY JASON KAUFFMAN
News Editor
The Arbiter

Imagine a landscape where the vibrancy of an urban environment melds quite seamlessly into a picturesque and semi-wild landscape. A landscape where recreationists need only put forth a relatively minor effort to escape the bounds of their everyday lives.

Sound farfetched? Far from it, as this description could be one of the many Chamber of Commerce promotional ads that have helped to attract tourists and new arrivals to Boise.

Within miles of Boise's city limits another world can be found where the sounds of the city fade away and you can still hear the call of the wild.

Adding considerable attraction and livability to what Boise has to offer is the Ridge to Rivers trail system, a collaborative effort between various local, state and federal land management agencies.

The area covered by the Ridge to Rivers system is predominantly grassland in the lower elevations and is graced with an interconnected trail system that links the majority

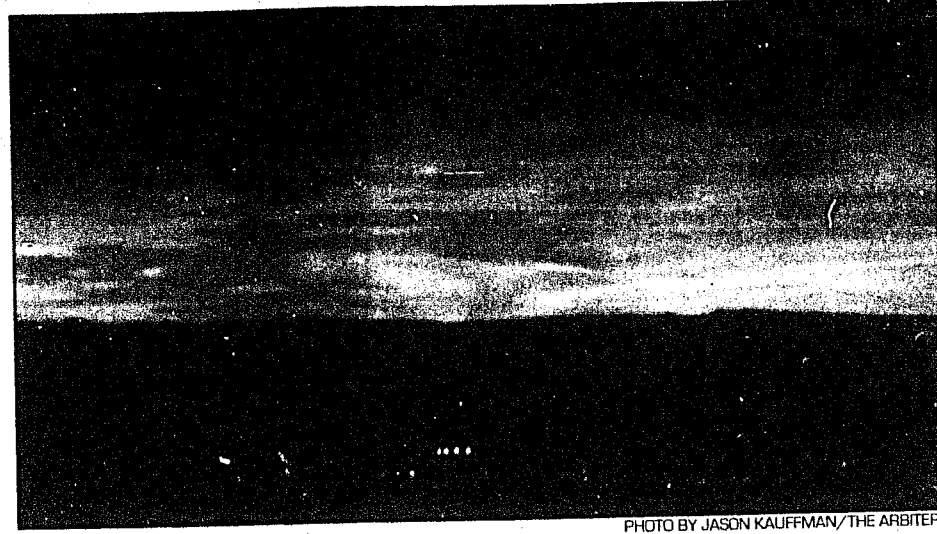
of Boise's famous backdrop. Forest and interspersed meadows become the rule near the crest of the foothills near Boise's closest ski area, Bogus Basin. In these upper elevations recreation is limited to summer and early fall months unless one is on ski, snowshoe or any other cross-the-snow mode of travel.

With trails that span over 75 miles, and range from leisurely to highly strenuous, Boise recreationists have a plethora of options available right in their backyard.

Tim Breuer, interagency trails coordinator for The Ridge to Rivers Partnership, highly recommends that anyone looking for a beautiful fall hike consider making their way to one of many ridge to rivers trailheads scattered throughout the Boise foothills.

"I find fall to be a very beautiful time to enjoy the foothills and the lighting that occurs this time of year," Breuer said. "It's quite excellent."

Breuer said the foothills can be accessed nearly year round with only a few exceptions: When the trails are muddy Breuer recommends not traveling because of the possibility of creating trail



The semi-wild landscape of the vast Boise foothills are home to an abundance of recreational opportunities situated next door to the capital city.

erosion. He said the Ridge to Rivers motto is "if there's mud on your wheels, hooves or heels, come back on a dryer day." Also, several seasonal road and area closures are in affect during portions of winter to protect wintering wildlife and combat erosion. The Boise River Wildlife Management Area is closed in winter due to wintering big game. The approximate boundaries include the area south of the Rocky Canyon road, north of highway 21, and Warms

Springs road above Harris Ranch. This closure extends from Jan. 1 to April 15.

Also closed from Dec. 1 to May 15 is the road above the 8th St. extension gate. This closure covers motor vehicles only; recreationists can still go around or through the gate.

Ridge to Rivers trail system maps can be purchased at many local outdoor stores and bike shops. Further trail information can also be found at these shops or at the ridge to rivers website at www.ridgetorivers.org.

PHOTO BY JASON KAUFFMAN/THE ARBITER

Tuition Soars at Public Colleges

BY MICHAEL DOBBS
The Washington Post
The Los Angeles Times-
Washington Post News Service

WASHINGTON--Tuition costs at public colleges rose more rapidly last year than at any time over the past three decades, according to a new report released Tuesday. After adjusting for inflation, costs were up 13 percent for the year and 47 percent for the past decade.

The annual report by the College Board, which collects data from more than 4,000 institutions, said tuition and fees also rose substantially last year at private colleges and universities, but at a slower rate than in the public sector. If room and board costs are included, the average student now pays \$26,854 a year to attend a private university, and \$10,636 to attend a public university in his own state.

"College tuition and fees are getting out of control, and we need to do something about it," said Rep. Howard "Buck" McKeon, R-Calif., who has proposed legislation that would penalize institutions that "repeatedly engage in exorbitant tuition hikes."

According to the College Board, the 13 percent real increase in tuition at public colleges last year was "the highest in at least three decades." It followed an inflation-adjusted increase of 8 percent the previous year, "a growth rate that had not been seen for 20 years."

The College Board survey suggests that the rise of tuition costs has been particularly rapid in mid-Atlantic and midwestern states, as universities scramble to plug deficits caused by declining state appropriations. The University of Maryland increased its prices by 21 percent last year and has proposed an 11 percent increase for next year. Costs at the University of Virginia are nearly 30 percent higher than they were last fall.

David Ward, president of the American Council of Education, which represents higher education institutions, described the findings as "troublesome," but said they did not tell the whole story. He noted that student aid levels have also risen to a record \$105 billion, and the net price of attending a four-year public college after grants and loans is now around \$1,700.

In an interview Tuesday, Education Secretary Roderick Paige expressed concern about the rising cost of a college education, which he described as "out of whack" with inflation levels, but said he had still not decided whether to endorse the McKeon's Affordability in Higher Education Act. The act could result in the withdrawal of public funding from any institution that increases its tuition fees more than twice the rate of inflation over five years.

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The Arbiter BOISE Weekly OPPENHEIMER COMPANIES

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OCTOBER 25

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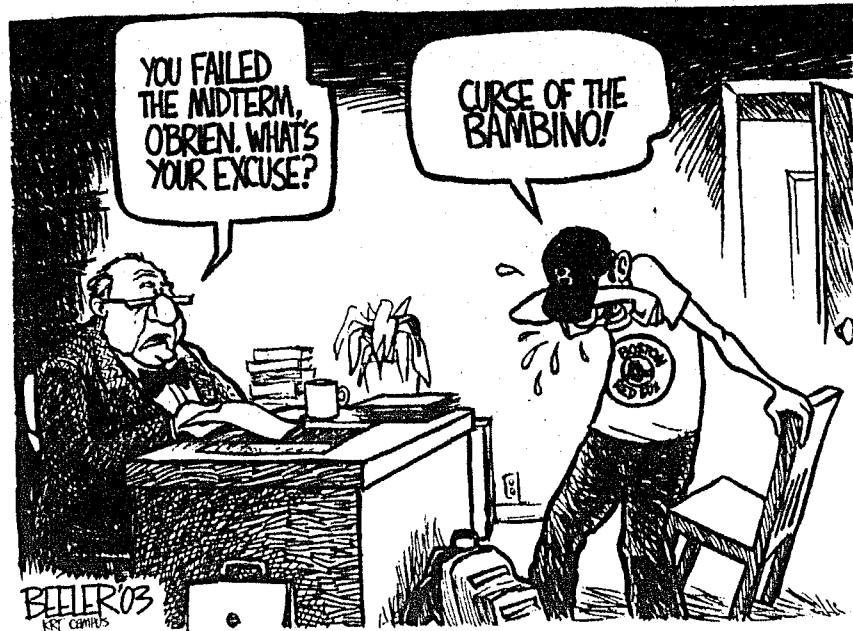
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of Boise State University. Its
mission is to provide a forum
for the discussion of issues
affecting the BSU community.
The Arbiter's budget consists of
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advertising sales. The first copy
is free. Additional copies can be
purchased for \$1 apiece at The
Arbiter offices.



Danger Baby revisited

As a former guest columnist for the Arbiter, I am embarrassed by this whole Danger Baby shenanigan. First off, Brian is an accomplished musician, a witty columnist, a great father, and an amazing friend. Second, if those of you who accused him of not doing his homework had done yours, we would not have to waste the space debating this. I have seen Danger Baby and I for one thought they sucked. This is only my opinion. Perhaps the band members can waste a few more hours on a clever letter to tell me how wrong my opinion is and how right theirs is. Brian opened for Nirvana, what has Danger Baby done besides use a student newspaper to make themselves "stars"? Sad to say that Idaho is still full of wanna-be rockers.

Megan Marchetti
Former BSU student

Editor's note
Yes, it's true. As a member of Anxiety Prophets, Brian did open for Nirvana in 1991 at age 15 when the seminal grunge band played the now-defunct club The Zoo

Sharpton anything but boring

BY AUBREY SALAZAR
Columnist
The Arbiter



The recently
C N N -
televised
Democratic
Presidential
debates in
P h o e n i x,
made clear
that the
Reverend Al

Sharpton will continue to make waves for the other candidates and the current administration.

Most of these debates have an air of choreography that could parallel a Broadway show. The questions and answers are usually scripted and none of the candidates sway far from the appropriate presidential hopeful attire-French-blue shirt and patterned red silk tie. Sharpton seems to know that if you want to differentiate yourself, you start with your clothing, which is why he was the only one on stage wearing a white shirt. Though it's evident no one in this race or the media would like to take Sharpton seriously, he is definitely

a crowd pleaser.

On the subject of President Bush and the Iraq war, Sharpton lamented the unilateral nature of the President's actions that has now distraught many Americans. Sharpton orated in his usual street-preacher tone, "Tony Blair and Bush met together and called it a 'World Summit'...he thinks two men at a phone booth is a 'World Summit.'"

The debate crowd obviously delighted in this observation and responded with roaring laughter. The only other presidential candidate to top this comedic gesture was Senator John Kerry, who on the subject of healthcare said, "There are only two ways to lower the cost of prescription drugs, hire Rush Limbaugh's housekeeper, or elect me President."

Every presidential candidate should know that these debates are partly show business, and should not shy away from entertaining. Sharpton takes full advantage of this. When Sharpton began to answer a question by the moderator, Judy Woodruff of CNN, Woodruff cut him off with a follow-up comment. Sharpton immediately shot back with, "Now are you going to take that off my time, or what?" Woodruff

meekly shuffled back and let Sharpton continue with his answer. Again, the crowd snickered their approval.

Sharpton knows how to control the media, and has no inhibitions about putting them in their place. It's no doubt a defensive strategy against the media, who seem to bask in an endless barrage of attacks on his checkered political past. There were surprisingly no moderated questions about Sharpton's past or from the other candidates during the Phoenix debate.

The other democratic candidates should logically see no reason to mouth off to or about Al Sharpton. He poses no threat to any of them in the primary with the exception of Senator John Edwards of North Carolina. Sharpton does have potential in the Southern states. Another reason is that Sharpton seems to have a built-in bullshit detector, couple this with his ability to verbally whip someone at his whim, and squaring off with him becomes dangerous. If Sharpton is politically "owned" by anyone, it's himself, and voting segments that none of the other candidates care about. One of those segments is young, minority voters.

The other eight democratic candidates

are satisfied with pandering to older voters. Why shouldn't they though, the Baby Boomers will be the largest retiring segment of Americans in U.S. history. Lavishing attention on issues like healthcare, prescription drugs, Medicare and social security, will surely pay off come November of 2004.

Not since President Clinton and his frequent visits to the MTV studios and late night talk shows, have we seen any presidential candidate care about the generations dubbed "X" and "Y." Yet, Sharpton was the only candidate in the Phoenix debate to mention the words "young voter" in his answers. Sharpton asserted, "Our margin of victory is in younger voters." As a young voter, this pleases me. Younger voters may not be able to nab a presidential victory if matched up with the Baby Boomer vote, but the Baby Boomers are clearly split, and our vote may become increasingly necessary for a democratic win.

Al Sharpton won't win this presidential race, but everyone should agree that he makes the debates a lot more interesting and the other candidates should think about following his lead in a few areas.

Ashcroft's actions suggest selective prosecution

BY JONATHAN TURLEY
Special to the Los Angeles Times
Los Angeles Times - Washington Post
News Service

It has lain dormant in the darkest recesses of American law for 125 years, but this month Attorney General John Ashcroft introduced critics of the administration to his latest weapon in law enforcement.

In a Miami federal court, the attorney general charged the environmental group Greenpeace under an obscure 1872 law originally intended to end the practice of "sailor-mongering," or the luring of sailors with liquor and prostitutes from their ships. Ashcroft plucked the law from obscurity to punish Greenpeace for boarding a vessel near port in Miami.

Not only is the law being used to prosecute one of the administration's most vocal critics in an unprecedented attack on the First Amendment, but it appears to be part of a broader campaign by Ashcroft to protect the nation against free speech, a campaign that has converted environmentalists into "sailor-mongers" and nuns into terrorists.

The case against Greenpeace started with a protest in April 2002. The activist group was leading an international effort to stop the illegal importing of mahogany. It believed that a ship, the APL Jade, was engaging in this illegal trade and decided to conduct one of its signature demonstrations to protest the Bush administration's failure to stop the imports.

In clearly marked boats, Greenpeace followed the ship. Two of its members boarded the vessel about eight miles outside the Miami port, carrying a banner that read "President Bush, Stop Illegal Logging."

Such protests are common, and the two activists wore Greenpeace jackets, identified themselves as Greenpeace

members and allowed themselves to be arrested. They ultimately pleaded guilty to a misdemeanor and were released. The wood was unloaded and everyone seemed satisfied.

Everyone, that is, except Ashcroft. Fifteen months after the incident, the Justice Department filed an indictment in Miami against the entire Greenpeace organization under the 1872 law, a law that appears to have been used only twice.

A New York court in 1872 described the law as both "inartistic and obscure." An Oregon court in 1890 described the purpose of the law as preventing "the evil" of "sailor-mongers [who] get on board vessels ... and by the help of intoxicants, and the use of other means, often savoring of violence, get the crews ashore and leave the vessel without help to manage or care for her."

Of course, there did not appear to be many sailors on the APL Jade being lured out to join Greenpeace. But proceeding against two protesters on trivial misdemeanor charges wasn't enough for the Justice Department. So it decided to treat Greenpeace activists not as protesters but as sailor-mongers.

Greenpeace could lose its tax-exempt status -- a potential death knell for a large public interest organization. A conviction could also force Greenpeace to regularly report its actions to the government. Such a prospect must secretly delight many people in the administration who see the group as an ever-present irritant. After all, it was Greenpeace that held the first demonstration at the president's ranch after his inauguration, causing a stir when activists unfurled a banner reading "Bush: the Toxic Texan. Don't Mess With the Earth."

Since then, Greenpeace has waged a continual campaign against Bush's environmental record. Ashcroft's jihad against free speech, however, is not

limited to environmentalists. Consider the case of three Dominican nuns. Last year, Sister Ardeith Platte, 66, Sister Jackie Hudson, 68, and Sister Carol Gilbert, 55, participated in a peaceful demonstration for nuclear disarmament.

As part of the protest, the three nuns cut through a chain-link fence around a Minuteman III missile silo. There is only a light fence because the missile is protected by a 110-ton concrete cap designed to withstand a nuclear explosion. The nuns proceeded to paint crosses on the cap and symbolically hit it with hammers. They then knelt, prayed, sang religious songs and waited for arrest. The most the government could allege in terms of damage was \$3,000.

But the Ashcroft Justice Department wanted more than compensation and a common misdemeanor. It charged the nuns with obstructing national defense, which subjected each to a potential 30-year prison term. When the government pushed the court to impose sentences of as much as eight years, the judge refused. But the judge found, as alleged by the government, that the three nuns had put military personnel "in harm's way." Accordingly, he imposed on them sentences ranging from 2 1/2 years to 3 1/2 years.

The administration has pursued a similar zero-tolerance policy in other cases. It has been accused of using unconstitutional "trap-and-arrest" tactics to suppress protests in Washington, D.C., where hundreds of journalists, bystanders and student protesters were arrested en masse without a warning or an opportunity to disperse. They were then left hog-tied in holding areas for as long as 20 hours, with their hands bound to their ankles.

The Greenpeace case is particularly chilling because of the extraordinary effort to find a law that could be used to pursue the organization. The 1872 law is a legal relic that must have required

much archeological digging through law books to find.

It is also notable that other organizations have not faced such attacks. For example, in this same judicial district in Florida, the Cuban American group Democracy Movement organized a protest in which members sailed into a government-designated security zone. Although the members were charged, the organization was not. Similarly, other groups viewed favorably by the administration -- such as anti-abortion groups -- have not been subject to criminal indictments of their organizations for such protests.

The extraordinary effort made to find and use this obscure law strongly suggests a campaign of selective prosecution -- the greatest scourge of the First Amendment.

Greenpeace was engaged in a classic protest used by countless organizations, from those of the civil rights movement to anti-abortion groups. It is a way for citizens to express their opposition by literally standing in the path of the government.

None of these organizations contests the right of the government to punish them for trespass or even criminal misdemeanors. Indeed, they view such punishment as a badge of honor.

But Ashcroft is seeking symbols of his own: The image of a major environmentalist organization placed on probation or nuns being sent to jail is clearly meant to send a chilling message from the man who once accused his critics of aiding and abetting terrorists.

Unless deterred by Congress or the courts, Ashcroft will continue his campaign to protect Americans from the ravages of free speech. If he succeeds, it will not be sailors but free speech that will be shanghaied in Miami.

Turley is a professor of law at George Washington University.



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THURSDAY, OCTOBER 23, 2003

Dinwiddie named WAC offensive player of the week

Boise State quarterback Ryan Dinwiddie, Nevada rover Nick Hawthorne and Rice punter Jared Scruggs were named the Western Athletic Conference offensive, defensive and special teams players of the week, respectively.

Dinwiddie, a senior from Elk Grove, Calif. (Elk Grove HS), completed 27-of-36 passes for 509 yards and four touchdowns with no interceptions in a 45-3 win at SMU. He also scored one rushing touchdown and played in just two and a half quarters of the game. He set two WAC records with 395 passing yards and 399 yards of total offense in the first half, breaking records set by Brigham Young's Jim McMahon in 1980. Dinwiddie also threw a 98-yard non-scoring pass to Lawrence Bady, the longest pass in school history.

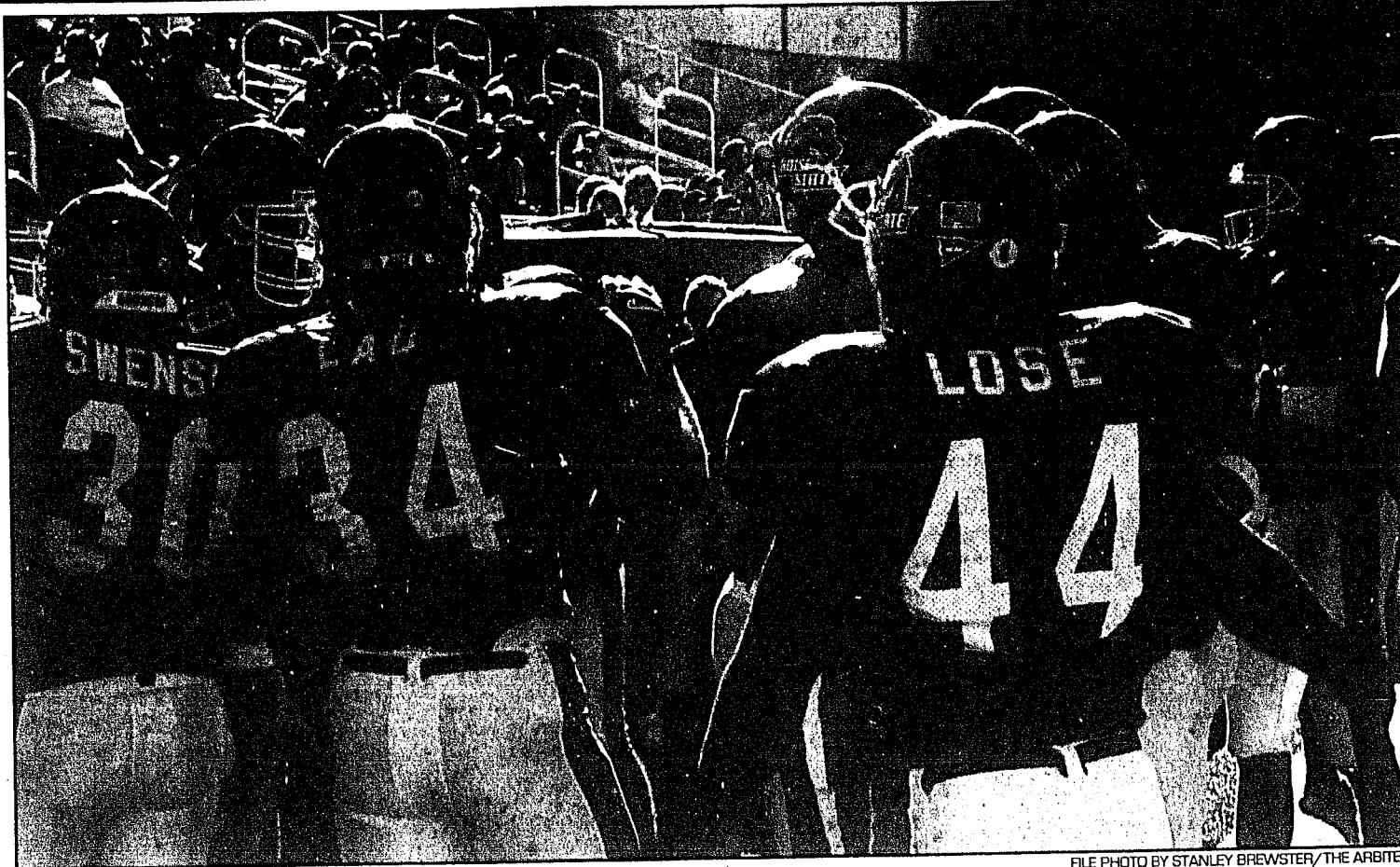
Hawthorne, a freshman from Sacramento, Calif. (Grant HS), recorded a game-high 10 tackles (eight solo), forced a fumble, returned an interception 37 yards and made a tackle for a three-yard loss in Nevada's 28-21 win at Tulsa.

Scruggs, a freshman from Hutto, Texas (Hutto HS), averaged 52.0 yards on four punts in the game against Navy. Scruggs hit a career-long 73-yard punt and now leads the WAC with a 45.8-yard average.

Other offensive nominees included junior quarterback Timmy Chang, Hawaii; sophomore running back Ryan Moats, Louisiana Tech; junior running back Chance Kretschmer, Nevada; and sophomore running back Uril Parrish, Tulsa.

On the defensive side, nominees included freshman safety Cam Hall, Boise State; senior safety Hyrum Peters, Hawaii; and senior defensive back Corey Brazil, Louisiana Tech.

Special teams nominations included junior place-kicker Tyler Jones, Boise State.



Boise State brings their record setting offense back to the blue turf this Saturday against San Jose State.

FILE PHOTO BY STANLEY BREWSTER/THE ARBITER

Broncos host San Jose State

BY ANDREA TRUJILLO
Sports Editor
The Arbitrator

The Boise State football team looks to improve its WAC record to a perfect 4-0 Saturday, when the team returns to Bronco Stadium to host San Jose State.

The Broncos are bouncing off a 45-3 road win over SMU last weekend, the same SMU team that lost to San Jose State two weekends ago, 31-14. Which means both the Broncos and the Spartans have successfully hurdled an upset loss to the WAC's worst team.

So what's the distinguishing difference between Boise State and San Jose State?

The Broncos sit tied with Nevada (both 3-0), comfortably atop the WAC standings, whereas the Spartans sit in the undesirable lower region of the conference.

Both team's offensive units have managed to

put some points on the board. But defense is what truly separates these two WAC teams.

Boise State's defensive team steps to the field and stops or even shuts out opponents.

San Jose State's defense struggles to slow down, much less control any offensive attack.

The Bronco defensive team is an asset, while the Spartan defensive squad is a detriment to the team.

It could be a long afternoon for the visiting Spartans if Dinwiddie gets his team headed in the right direction early.

Last weekend the Bronco quarterback was 27-of-36, passed for 509 yards, and four touchdowns. The Bronco ground troops were quiet in their last game. Senior running back David Mikell didn't put up the numbers he's capable of. But look for Mikell to step it up and gain his fair share of yards, probably finding the end zone a time or two, against a less than stellar Spartan defense.

Kickoff is set for 1:05 p.m.

Remaining Bronco football games

Oct. 25 vs. San Jose State (2-4)(1-2)

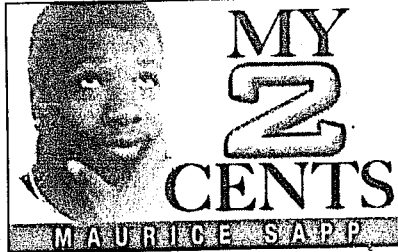
Oct. 30 @ BYU (3-5)(2-3 Mtn. West)

Nov. 15 vs. Texas-El Paso (2-5)(1-1)

Nov. 21 @ Fresno State (3-4)(1-1)

Nov. 29 vs. Nevada (5-2)(3-0)

Dec. 6 @ Hawaii (4-3)(3-1)



MY 2 CENTS
M.A. URRICE
Sports Columnist
The Arbitrator

I was sitting in the SUB, having a conversation with my good friend Beck, who also happens to be the captain of the BSU tennis team. We were shooting the breeze when he pointed out something interesting about the tennis team.

He told me that on his team there are nine players and only three of them are American. The rest of them are foreigners. I found that to be very interesting.

While still sitting there with Beck, Aaron Haynes who plays basketball for BSU, walked up to the table. I asked him how many foreigners were on the Bronco men's basketball team, and he said four.

That's four out of 14 players, coming from different countries to ball in Boise, Idaho. I told them that it was a coincidence. But then I thought about my own team, the Bronco football team.

We're starting to recruit a lot of Canadians. Aaron and Beck both pointed out that the golf team was mostly foreign, and the track team has a lot of foreigners.

This raises some interesting questions. Nothing against our BSU foreigners--we love having you here--but why is there such a shift to recruiting from other countries?

Is the talent in the U.S. tapped or is it just too hard to get the top recruits so we don't even compete for them? When you're a kid playing sports and you want to play college ball, they tell you that you need to keep your options open because only a relative handful receive scholarships.

Now I'm guessing it's even harder for an American kid because now you aren't competing with every other kid in America, you're competing with every kid in the world.

If foreigners are going to contribute to your team's success than hey, do your thing. I just think it's interesting that there are so many foreigners here.

I hope what I said before about being scared to compete for recruits isn't the case. I know that here in America we have players that are just as good as the foreigners. I also happen to know that it's easier to recruit in other countries because there isn't as much competition.

What is the real reason? I don't have the answer.

Bronco luncheons offer good food, good fun

BY JESSE DAY
Sports Reporter
The Arbitrator

The Bronco Athletic Association holds a luncheon every week to give back to the boosters by providing access to coaches and athletic administration in a more intimate setting.

The BAA, Boise State University's group responsible for athletic fundraising, holds luncheons three times a week for fans of the Broncos.

The main luncheon is held in the Student Union Building every Monday at noon. There is also a luncheon in Canyon County later in the week, and there is always a buffet held in the Allen Noble Hall of Fame Gallery before every Bronco home football game.

These lunches give fans, boosters and media the unique opportunity to hear about the Bronco's athletic endeavors from a more personal approach than a newsletter or press release.

Executive Director Bob Madden Jr. of the BAA says this is a good way for people to get inside information and meet other true-blue Bronco fans.

"This is a good way to get the coaches out there. This gives our fans access to the coaches, it's a great way to involve people," Madden said.

Bronco boosters flock to the BAA luncheon every week to dine with the coaches and to feel like a true member of the Bronco team.

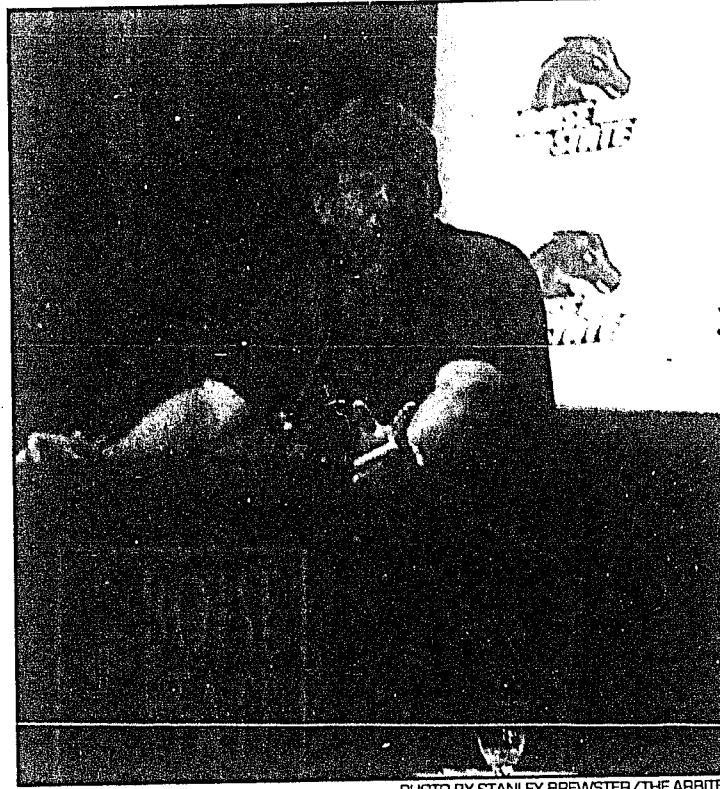


PHOTO BY STANLEY BREWSTER/THE ARBITER

Boise State brings their record setting offense back to the blue turf this Saturday against San Jose State.

The BAA luncheon has been a staple of the athletic program at Boise State for over 20 years. Madden said that he has been attending the luncheons since 1980, and one of the benefits for him was the chance to make friends with other Bronco fans who attended the luncheons.

"I can remember going to the luncheons back in 1980, of course they were being held

even before I started going. The luncheons are a great place to meet other Bronco fans, we have a good time and it's easy to make friends there," Madden said.

The BAA doesn't make any money off the luncheons, the \$8.25 fee for lunch covers the cost of the food, but the association benefits from the opportunity to get their message out to the boosters. All are welcome at the lunches, but BAA members get a discount at the pre-game buffet.

The BAA is encouraging people to come to the pre-game buffet this weekend before the Bronco football game, Madden said.

"If you want to come to our buffet get there early, remember the game starts at 1:05 p.m. on Saturday."

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CONCERT REVIEW

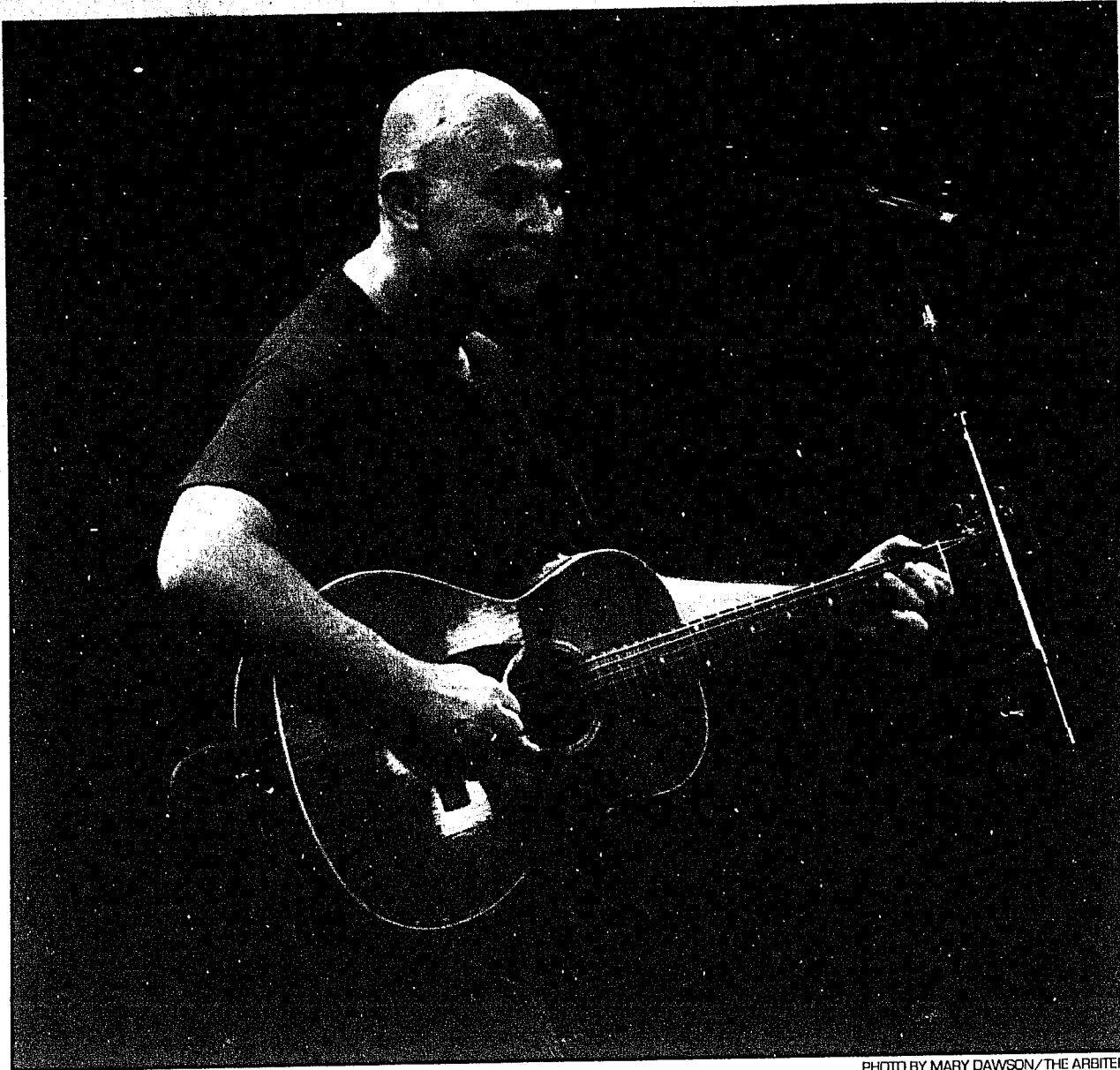


PHOTO BY MARY DAWSON/THE ARBITER

Hamell On Trail opened for Ani DiFranco last Sunday, bringing his rowdy sense of rock 'n roll to the Big Easy

BY JESSICA ADAMS
Managing Editor
The Arbitrator

Having heard Hamell On Trial for the first time earlier that day, I set out to review the opening act for Ani DiFranco Sunday night, with little knowledge of this one-man rock 'n' roll act. As it turns out, Ed Hamell is a mad man. By mad, I mean rowdy and obnoxious—in his words, a "self-righteous prick with a big open mouth."

Hamell On Trial told jokes and pounded on his guitar with vigor your granny would kill for. He belted out songs with an enthusiasm that proves he cares whether or not the audience is listening to his anti-capitalist message—a message not met with controversy at a DiFranco concert. Hamell was an instant hit at The Big Easy in Boise, Id.

He opened up the show with a sharp-tongued attack on the hypocrisy of war, a song in which

he assumed the voice of God, demanding to know, "What part of 'Thou shalt not kill' don't you understand?" Then he urged the audience to break all the cases along the inside walls of the venue, grab the guitars and join him on stage—he reminded everyone that he was only joking, of course. From start to finish of his set, Hamell embodied pure, raw performance. Although a one-man show, Hamell filled the stage with his distinctive sound and blue-collar, er, tough-guy presence.

What more can one accuse Hamell On Trial of being? Comedian, musician, entertainer, personality? Guilty on all four charges. He's also one hell of an acoustic guitar player and lyricist; his hilarious and thought-provoking songs are informed by political and social issues met with passion and sincerity.

Some have said Hamell On Trial defies all musical categories; I'd argue that his style is a concoction of many genres. Most of the time he sounds like he's playing for a very

Hamell On Trial: Guilty as charged

He urged the audience to break all the cases along the inside walls of the venue, grab the guitars and join him on stage - only joking, of course

fast square dance, but it couldn't be called country music by any measure. True, his lyrics may border on folksy—but only in that they relate autobiographical experiences. Audiences in search of soft strumming and other pleasing sounds, might be thrown by the crude impression Hamell makes. His musical influences include Iggy and the Stooges, Lou Reed, and the MC5.

For years the garrulous and witty Hamell tried to carve out a niche for his artistic vision in a blue-collar upstate New York town, playing guitar and fronting an all-original band, before going solo. Much like DiFranco, he supplies enough entertainment all on his own.

Hamell on Trial last month released his fourth album, "Tough Love," on Righteous Babe Records. Prior to "Tough Love," Hamell produced "Ed's Not Dead—Hamell Comes Alive," featuring live recordings on tour with DiFranco, on his own label.

the notorious.b.a.g...

Dear B.A.G.,

I'm not sure how I feel about faculty-student dating. I do however know that it is difficult to know when dating is appropriate in any situation. A person never really knows what certain feelings mean. We are told what love is in very loose and uncertain terms. This is probably because no one really knows what love is. It is hard enough just trying to find love, let alone figuring out when it is appropriate. I would much rather fail a class or lose

a job than lose an opportunity to be in love. It is much easier to find a new school or to take different classes than it is to find love. I would regret not trying a relationship much more than the loss of a job or an 'F' in a class.

Love is Rare

Dear LIR,

Love is very rare, or is it? It is possible that love is all around you and you just don't know it. Like you said, it is difficult to

define what love is and what constitutes it. It sounds to me like you are not opposed to student-faculty dating. You are writing to me in sharp contrast to a letter that I received from a faculty member on the subject. The faculty member has asked not to be quoted so I shall summarize: Faculty dating students is inappropriate. It can be viewed as sponsoring favoritism in the class in the eyes of other students or it could be seen as an activity facilitated by the professor's position of power. The professor also stated

that if two people are truly in love they could wait until the educational process is finished.

I agree with the professor that the relationship could be seen as unprofessional or inappropriate in the eyes of others, but so can things like blacks and whites dating or older people dating younger people. It is hard to know when one is simply making a morality judgment. The bottom line is that each case is going to be wholly different from any other case. As for two people waiting until the educational process

is finished, I don't know. It seems to me that if both parties acknowledge the process of waiting then the relationship has already begun. That is to say that if the professor and the student state that they are in love but should wait then the relationship is actuated at that point.

It is best (safest) to keep academics and emotions separated. If you are an emotional wreck your academics suffer.

I am playing the devil's advocate with this but I think

this kind of discussion is part of the process of finding emotional clarity as well as academic proficiency.

If you have something to say about this or any other topic email me at notoriousbag69@yahoo.com.

Notoriously,

The B.A.G.

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The Raveonettes are putting Denmark on the musical map



The Raveonettes Sharin Foo and Sune Wagner

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| October 26 2003 Belfast, Ireland Limelight | November 05 2003 Amsterdam, Holland Melkweg | November 19 2003 Manchester, England Academy 2 |
| October 28 2003 Manchester, England University | November 06 2003 Brussels, Belgium VK | November 21 2003 Portsmouth, England Pyramid Centre |
| October 29 2003 Norwich, England Waterfront | November 08 2003 Lille, France Aeronef | November 22 2003 London, England Shepherds Bush Empire |
| October 30 2003 Birmingham, England Academy 2 | November 09 2003 Paris, France Cigale | November 10 2003 Nantes, France Olympic |
| October 31 2003 Sheffield, England Leadmill | November 12 2003 Bordeaux, France | |

BY ROD HARMON
Knight Ridder Newspapers
(KRT)

Whenever members of the opposite sex form a band, there's always one obligatory question: Are you a couple?

It's no different for The Raveonettes, Denmark's latest--well, OK, only--musical sensation. Even David Letterman had to ask when they performed on "The Late Show."

"He just came over and asked if Sune and I were married, and we said, 'no,' and he walked away," bassist-vocalist Sharin Foo said by phone during a tour stop in Los Angeles. "That was basically it. We were like, 'C'mon, ask us something else!'"

It's not hard to see why people are interested in Foo's love life, and that of her (musical) partner, guitarist-vocalist Sune Rose Wagner. Foo is a drop-dead gorgeous Scandinavian blonde, and Wagner is a skinny yet cool Bohemian in the style of his idol, Jack Kerouac. They sing songs about sex, whips, leather and motorcycles against a backdrop of dirty guitars and rudimentary rhythm patterns.

Foo seems sincerely perplexed by the amount of attention Americans pay to the sexual overtones in The Raveonettes' music. In their native country, where you can buy pornography in grocery stores and women sunbathe topless, it's no big deal.

"I wouldn't say Denmark is overtly sexual, but we are very liberated about it," she said. "We've had our manager (who's British) in Denmark, and he's pretty shocked there are girls lying topless in the park during the summer. But we don't notice it, because it's just a natural thing."

Critics have lumped The Raveonettes into the "garage band" genre, which is somewhat annoying to them. The tag was attached after their 2002 EP, "Whip It On," garnered international praise for feedback-drenched songs like "Attack of the Ghost Riders."

But their brand-new album, "Chain Gang of Love," resembles David Crosby-era Byrds or early Velvet Underground more than the White Stripes. Jangly guitars, tight harmonies and an echo-heavy percussion that sounds like it was sampled from an old Ronettes recording permeate the disc, conjuring images of mid-'60s biker movies and go-go dancers gyrating in cages on Bourbon Street.

"I think people know who we are much more than they know how we sound," Foo said. "We've been getting really good press, you know, so people think we sound like the White Stripes or other garage bands. I think it will just take a little while to establish ourselves before people realize we don't fit in anywhere."

The daughter of a rock guitarist, Foo was exposed to a wide variety of musical styles as a

child, especially '60s rock and early punk. When she met Wagner, she found a kindred spirit in his love of cheesy Americana and minimalist pop-or, as their bio from Columbia Records puts it, "a mutual disenchantment with the state of the music."

"We definitely agreed that the state of music at that time was pretty crappy, and it was time for music to change," Foo said. "It was getting way pretentious and over-produced."

When they recorded "Whip It On," the ground rules were simple but firm: No song could be more than three minutes long or contain more than three chords. And everything had to be recorded in B flat minor.

It was harder than it sounds. "Doing it in B flat really had to do with setting up guidelines for making cool music, which was challenging in the creative process," Foo said. "I think people tend to do that a lot when they're creative people, to set up some constraints and guidelines so they can think beyond what's traditional."

For "Chain Gang of Love," The Raveonettes took a different approach. They changed the key to B flat major.

There's actually more to it than that. Whereas "Whip It On" sounded like motorcycles in an enclosed garage, "Chain Gang of Love" is more melodic and - dare we say it - bubbly. That was entirely intentional, Foo said, evidenced by the contributions of co-producer Richard Gotterher, who co-wrote the girl-group classic "My Boyfriend's Back" for the Angels and produced records by Blondie and the Go-Go's.

"He has a kind of pop sensibility, and that's definitely what we wanted to bring out more on this new album," Foo said. "It's much more poppy, and there's much more space in the music."

The Raveonettes' success as both critical and commercial darlings has finally put Denmark on the musical map. For decades, Hamlet's kingdom languished in the shadow of its neighbor to the northeast, Sweden, which has produced ABBA, Ace of Base and the Hives.

It's a rivalry that's not exactly friendly.

"There's an ongoing war between the two countries," Foo said, and you know by the tone of her voice that she's not kidding. "We've always felt a total lack of self-confidence in Denmark when it comes to music. I don't know why...hopefully, that's changing."

If there's one thing The Raveonettes haven't been accused of, it's lacking confidence. But they're also not afraid to poke fun at themselves. For the video to "That Great Love Sound," Foo and Wagner try to kill each other in a variety of ways that include smothering, poisoning, being thrown from a moving car and falling down a flight of stairs.

Foo readily admits it's semi-autobiographical.

"That's everyday life for us," she said with a laugh.

It also sounds like a lover's quarrel. Only it's not. Really.

"We're just two people, and we're not sleeping together," Foo said. "That's what we say, and eventually, people stop asking, because it's no fun."

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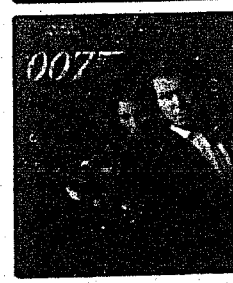
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