

TEXAN IN-DEPTH

UT funding foundations to face changes

By Megan Strickland & Alexa Ura

Recent public battles over lack of oversight in the University of Texas Law Foundation threaten to bring substantial changes to a complex mechanism of private fundraising developed over several decades that has successfully raised billions of dollars alongside internal fundraising efforts.

As early as next month, an advisory task force led by UT System Regents will present guidelines for a uniform structure and record-keeping procedures for all external foundations to avoid situations where UT employees receive direct benefits from external sources without administrative oversight. University fundraising is divided among internal development operations and a handful of external foundations set up as non-profits with independent governing boards.

External foundations raise their own funds and contribute to the University but have limited involvement or oversight by UT administrators.

College, school and unit specific endowments total \$3.1 billion, according to development office numbers. The total net assets of the actively fund raising external foundations total \$341.9 million, according to IRS documents.

In an email to The Daily Texan, Regent Alex Cranberg said the task force's review and report will help prevent oversight problems similar to those encountered with the School of Law Foundation.

The regents commissioned the task force following a report by Barry Burgdorf, System vice chancellor and general counsel, on the relationship between the School of Law and the School of Law Foundation — one of the external foundations affiliated with the University. In 2011, Lawrence Sager, then dean of

the University of Texas Law school, was asked to resign by President William Powers Jr. after receiving a forgivable \$500,000 loan from the UT Law Foundation without administrative oversight. Fallout from the foundation's loan program resulted in Burgdorf's report, but in a contentious vote that drew criticism from state lawmakers, the regents decided to pay for another external investigation specific to the Law School Foundation. Burgdorf resigned amid the contentions, and declined requests for comment.

The regents agreed to let the Texas attorney general's office handle the investigation after pressure from lawmakers, and Cranberg said that scrutiny is distracting from the purpose of the committee's review.

"The context in which individual foundation oversight efforts have been made

FUNDS continues on page 6



UT President William Powers Jr. sits with Sarah and Ernest Butler in a 2008 photo after the couple's bequest of \$55 million — the largest contribution to a public university's music school. The College of Fine Arts' School of Music was named in their honor.

Photo courtesy of Christina Murray

As a UT System Board of Regents committee reviews the relationship between the University and external fundraising groups, The Daily Texan examines how those organizations work alongside the University to fund almost 10 percent of its annual operating budget. Inside are brief overviews of the seven external foundations associated with the University. In-depth profiles of each external foundation will follow this introduction in next week's editions.

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COLUMN

LAURA WRIGHT

Last week, UT was defeated by the University of Central Florida in the "National Collegiate Showdown," a loss that said less about our University and more about the relationship between UT students and corporate brands. **PAGE 4**

WHAT IS TODAY'S REASON TO PARTY?



SEE COMICS
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STATE



Chelsea Purgahn | Daily Texan Staff

President Obama reflects during the video eulogy at the West memorial service at Baylor University on Thursday afternoon. The memorial service was held in honor of 12 first responders who lost their lives in the West fertilizer plant explosion.

Obama mourns West

By Joshua Fechter

WACO — President Barack Obama told mourners remembering the 12 first responders killed in the explosion in West last week that the country stands with them as they attempt to restore their town.

"You are not alone. You are not forgotten," Obama

said at Baylor University, about 20 minutes south of the town of West, on Thursday. "We may not all live here in Texas, but we're neighbors, too. We're Americans, too. We'll be there after the cameras leave and after the attention turns elsewhere. Your country will remain ever ready to help you recover and rebuild and reclaim your community."

View more images from the West memorial service bit.ly/dtvid

The explosion at the West Fertilizer Co. plant killed 15 people — including 12 first responders — injured more than 200 and destroyed 140 homes and several buildings, including a nursing home and two schools.

Twelve flag-draped

caskets lay before the stage during the service in Baylor's basketball arena, each with an accompanying portrait. Before the service, a screen above the stage played

WEST continues on page 2

UNIVERSITY

UT spearheads online classroom program

By Jordan Rudner

Though he has never taught in a UT classroom, Steven Mintz has a presence in nearly every introductory-level course the University offers.

Mintz is the executive director of the Institute of Transformational Learning, an organization created last year by the UT System Board of Regents with the purpose of establishing UT as a world leader for online learning. He takes his job seriously and thinks in big terms.

"I want to invest in pedagogical innovation," Mintz said. "And I want the University of Texas to



Executive director of the Institute of Transformational Learning Steven Mintz is behind innovating collaborative and personalized online classes to propel UT in becoming a leader for online education.

Yamel Thompson
Daily Texan Staff

be the leader in this. Every major university and system is pushing into online education, and that realm is going to become much more competitive.

I want to make sure we're the best."

Mintz said a large part of his job is finding the best resources the University has and making them widely

available for thousands of people outside of UT's campus. For students already enrolled, he hopes to

MINTZ continues on page 2

STATE

First lawsuits filed in wake of tragedy at plant in West

By Alberto Long

A single mother and several insurance companies are among the first to sue West Fertilizer Co. and its parent company Adair Grain, Inc. for the devastating fertilizer plant explosion in West.

The first two lawsuits filed against the proprietors of the fertilizer plant cite negligence as the cause of the explosion. One of the lawsuits also accuses Adair Grain's employees of being unqualified and improperly licensed for their jobs at the plant. According to new estimates by the Insurance Council of Texas, the blast destroyed approximately 140 homes, left 15 people dead and up to 200 injured.

Andrea Jones Gutierrez, a single mother who claims she and her son "lost all worldly possessions and suffered physical as well as emotion injuries," filed a lawsuit Monday.

According to the lawsuit, Gutierrez is asking for between \$500,000 and \$1 million in monetary relief.

In a statement, Gutierrez's attorney, Randy C. Roberts, said legal action was required because the owners of Adair Grain have yet to claim responsibility for the explosion.

"[Adair Grain has] done nothing for the victims," Roberts said. "You can read [Adair Grains'] statement online. I challenge you to find the words 'I'm sorry.' They don't acknowledge any responsibility."

In his statement, Donald Adair, a "longtime" resident of West who owns Adair Grain, said he is saddened by the tragedy which "will continue to hurt for generations to come."

"The owners and employees of Adair Grain and West Fertilizer Co. are working closely with investigating agencies," Adair said. "We pledge to do everything we can to understand what happened to ensure nothing like this ever happens again in

SUIT continues on page 2

FRAMES | FEATURED PHOTO



Jonathan Garza | Daily Texan Staff

Marucha Illhuikatzin of the dance group Calpulli Amejaltónatl dances on the grass in the East Mall.

UNIVERSITY

Gender gap still an issue at UT

By Jordan Rudner

Five years ago, a study revealed that female faculty were less likely to have served in leadership positions at UT and more likely to wish they had been asked to serve. Today, little has changed. Of the 17 dean positions at the University, only four are held by women.

As women comprise less than a quarter of the dean positions, they are also underrepresented as department chairs and directors of UT's various schools and centers. Of the 90 chair positions listed on the website for the Office of the Provost, 25 are filled by women — only about 28 percent.

A comprehensive 2008 report commissioned by Steven Leslie, executive vice provost and vice president, examined the status of gender equity at the University and identified a leadership gap as one of the key issues barring achievement of said equity.

"Department chairs matter because they can provide discretionary resources for faculty, they are influential in hiring, salary and promotion decisions, and because

"This has a huge impact on students. It impacts students' ability to imagine themselves, and to imagine women generally, in different fields.

— Gretchen Ritter, vice provost for undergraduate education

serving as department chair is often a stepping stone to higher administrative positions, such as dean," the report stated.

It also concluded that women were less likely to have been asked to serve in leadership positions. Study co-author Gretchen Ritter, vice provost for undergraduate education and faculty governance and government professor, said these issues are still prevalent.

"Representation issues at the senior leadership level are still important," Ritter said. "There is a lot of work that remains to be done."

Hillary Hart, a civil architecture and environmental engineering lecturer who served on the task force that produced the 2008 report, said she initially thought an increased presence of women faculty members would be enough to significantly promote equity, even if those women were not in leadership positions.

"I keep thinking because there are more women in

other departments, it must be easier. There must be more consciousness of what women go through and what they need," Hart said, "but really, I'm not always so sure that's really true."

Beyond the effect gender inequity has on faculty members, Ritter said female students also suffer adverse consequences when women are not represented in leadership positions.

"This has a huge impact on students," Ritter said. "It impacts students' ability to imagine themselves, and to imagine women generally, in different fields."

Ritter said visibility is also crucial.

"I often hear from women students that they started out with a real sort of passion or interest in an area but got discouraged because they never saw anyone like them who had succeeded," Ritter said. "For male students, I think being able to imagine that they are in a field open to talent from all places is an important thing as well."

SUIT continues from page 1

any community."

Daniel Kenney, a spokesman for Adair Grain, said the company would not comment on the lawsuits at this time.

The first lawsuit against the fertilizer plant was filed April 19 by a group of insurance companies claiming Adair Grains "was negligent in the operation of its facility, creating an unreasonably dangerous condition, which led to the fire and explosion."

The four companies — Acadia Insurance Co.,

Union Standard Lloyds, Continental Western Insurance Co. and Union Standard Insurance Co. — are suing on behalf of residents, churches and local businesses affected by the blast.

Roberts said he knows of two more lawsuits that have been filed since Gutierrez filed her suit on Monday.

"I can understand a fire being the product of natural causes — an explosion that devastates half a town should not happen in the natural course of events," Roberts said.

WEST continues from page 1

a photo montage of the responders set to music, including John Williams' score to the 1978 movie, "Superman."

Obama, who joined state and federal officials onstage at the memorial, said the responders — who were volunteers — showed courage and dedication to protecting their neighbors and community.

"The call went out to farmers and car salesmen and welders, funeral home directors, the city secretary and the mayor," Obama said. "It went out to folks who were tough enough and selfless enough to put in a full day's work and then be ready for more."

Video eulogies played during the ceremony with family members and friends telling stories about their loved ones.

Gov. Rick Perry said he could offer no words to ease the pain the community has suffered but said the spirit that drove the first responders lives on.

"First responders know better than anyone there's no such as a thing as a routine emergency," Perry said. "The firefighters and medical technicians who died last week in West certainly knew that, but it didn't slow them down as they raced toward that burning factory."

U.S. Sen. John Cornyn, R-Texas, said the responders left a legacy of selflessness and that courage allowed them to face "overwhelming danger on behalf of their community."

"When the call went out for help, these men —

along with countless others in West — ran immediately toward the danger, not away from it," Cornyn said. "They ran toward it looking for a way they might help. And though they were taken from us in a blast that shook the earth and shattered buildings, nothing will ever shake the memory of their heroism and their bravery."

First responders from across the state, county and continent gathered in Waco to grieve for the fallen responders whom many emergency personnel said they considered family. Some came from as close as Round Rock and as far away as Calgary, Canada.

Four came from Shreveport, a city in northwest Louisiana. Gloria Wilson, Shreveport Fire Department captain and paramedic, said the department lost a member three years ago during a response to a fire.

Wilson said the grieving process has several steps before acceptance, but everyone grieves in their own way and death is part of the job of being a firefighter.

"As the Bible says, this too shall pass," Wilson said.

The fire department in Atascocita — a town near Lake Houston in Harris County — lost its captain Sept. 17. Mike Mulligan, Atascocita Fire Department deputy chief, said his department is still grieving but offers its condolences to the West Fire Department.

"They are truly heroes, and I think everyone here would do the same thing," Mulligan said.

MINTZ continues from page 1

personalize education and focus on active, project-based learning.

"The [massive open online courses], for example, are going to be what I'll call next-generation online education, not going to be narrated PowerPoints," Mintz said. "They're really going to emphasize social learning — collaboration, project-based learning. They're going to incorporate animations and simulations and interactive laboratories. And they are going to be cool."

Mintz said he knows some faculty will be more hesitant to embrace his technological initiatives. At the UT Faculty Council meeting in March, he addressed those concerns head-on.

"If I were you, I would be a bit suspicious, and even cynical, about the System saying it's going to help you out — especially if it's offering to help you out with your teaching," Mintz said. "But I have to reassure you, I'm an academic, a member of the history department. I've written 13 books. I'm one of you."

At the meeting, Mintz said he wanted to debunk what he characterized as misunderstandings about his purpose.

"I'm not here to abolish tenure. I'm not here to replace flesh and blood teaching with screen time," Mintz told faculty. "I'm not here to build a marble edifice in Austin."

Harrison Keller, vice provost for higher education policy and research, said Mintz's energy isn't always obvious at first.

"He's very unassuming, so he's not the sort of person who's going to dominate the room," Keller said.

It's when Mintz is speaking for his cause, technological innovation, that he comes alive. Music professor Martha Hilley, chairwoman of the UT Faculty Council, introduced Mintz at a recent meeting by highlighting this passion.

"I got to a System Faculty Council meeting a little late last year, and when I arrived, Dr. Mintz was already speaking — I thought my goodness, I have come to a revival meeting," Hilley told faculty in her introduction. "This man is an evangelist."

Mintz said he knows he is an intensely focused man. He said he typically wakes up at 5 a.m. to begin his workday and only stops when he falls asleep. Even Mintz's hobbies reflect his passions. In his free time, Mintz runs two online discussion forums focused on slavery and contemporary family issues and writes about the history of American adulthood.

"They don't sound like hobbies," Mintz said. "I know these aren't great hobbies. They're just really what I do."

Mintz said ultimately, he feels adapting classrooms for the 21st century is critical work.

"The future of this country depends on our success in educating a highly diverse student body, and I believe we have that student body," Mintz said. "Our experiments in student success are deeply meaningful."

DT

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TOMORROW'S WEATHER

High 82 Low 64
Happy birthday, Jenny!!!!

THE DAILY TEXAN

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NEWS BRIEFLY

Mormon church backs Boy Scouts proposal

SALT LAKE CITY — The Mormon church says it welcomes the Boy Scouts of America's latest proposal to lift the gay ban for youth members but continue to exclude gays as adult leaders.

The Church of Jesus Christ of Latter-day Saints posted a statement on its website Thursday saying it is satisfied with the proposal, which the Boy Scouts announced last week.

The church says the Scouts made a thoughtful, good-faith effort to address one of the most complex and challenging issues facing society. It also says the proposal recognizes Scouting exists to benefit youth rather than adult leaders.

The Mormon church has more Scouting troops than any other religious denomination.

Colorado pot smokers not safe from U.S. law

DENVER — Medical and recreational marijuana may be legal in Colorado, but employers in the state can lawfully fire workers who test positive for the drug, even if it was used off duty, according to a court ruling Thursday.

The Colorado Court of Appeals found there is no employment protection for medical marijuana users in the state since the drug remains barred by the federal government.

The ruling concurs with court decisions in similar cases elsewhere and comes as businesses attempt to regulate pot use among employees in states where the drug is legal. Colorado and Washington state law both provide for recreational marijuana use.

—Compiled from Associated Press reports



Kevin Frayer | Associated Press

A Bangladeshi rescuer looks out from a hole cut in the concrete as he looks for survivors at the site of a building that collapsed Wednesday in Savar, Bangladesh, on Thursday. By Thursday, the death toll reached at least 194 people.

Survivors cry for help

By **Al-Emrun Garjon & Julhas Alam**

Associated Press

SAVAR, Bangladesh — “Save us, brother. I beg you, brother,” Mohammad Altab moaned to the rescuers who could not help him. He had been trapped for more than 24 hours, pinned between slabs of concrete in the ruins of the garment factory building where he worked.

“I want to live,” he pleaded, his eyes glistening with tears as he spoke of his two young children. “It’s so painful here.”

Altab should not have been in the building when

it collapsed Wednesday, killing at least 238 people.

No one should have. After seeing deep cracks in the walls of the building on Tuesday, police had ordered it evacuated. But officials at the garment factories operating inside ignored the order and kept more than 2,000 people working, authorities said.

The disaster in Savar, an industrial suburb of Dhaka, the capital city, is the worst ever for Bangladesh's booming and powerful garment industry, surpassing a fire five months ago that killed 112 people and brought widespread pledges to improve the country's worker-safety standards.

Instead, very little has changed in Bangladesh, where wages, among the lowest in the world, have made it a magnet for numerous global brands. Companies operating in the collapsed building say their customers included retail giants such as Wal-Mart, Dress Barn and Britain's Primark.

On Thursday, hundreds of rescuers, some crawling through the maze of rubble in search of survivors and corpses, spent a second day working amid the cries of the trapped and the wails of workers' relatives gathered outside the Rana Plaza building, which housed numerous garment factories and a

handful of other companies.

Rescuers on Thursday evening found 40 survivors trapped in a room on the fourth floor. Twelve were soon freed, and crews worked to get the others out safely, said Brig. Gen. Mohammed Siddiquil Alam Shikder, who is overseeing rescue operations. Crowds at the scene burst into applause as survivors were brought out, although no other details were immediately available.

Shikder said the death toll had reached 238 by Thursday night. The garment manufacturers' group said it was not clear how many were inside it when it collapsed.

U.S. suspects Syria used chemical weapons

By **Robert Burns**

Associated Press

ABU DHABI, United Arab Emirates — U.S. intelligence has concluded “with some degree of varying confidence,” that the Syrian government has used sarin gas as a weapon in its 2-year-old civil war, Defense Secretary Chuck Hagel said Thursday.

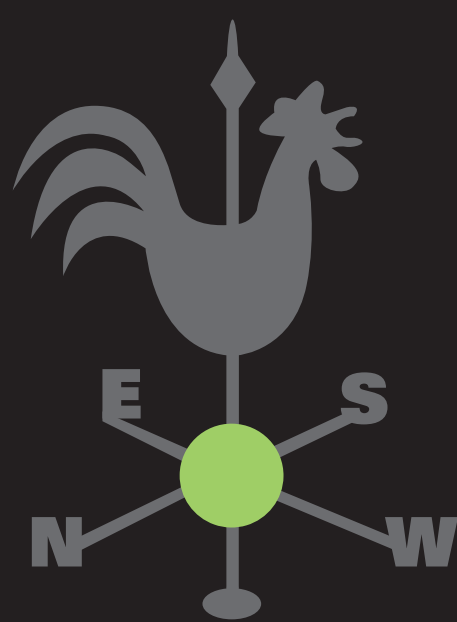
Hagel, speaking to reporters in Abu Dhabi, said the White House has informed two senators by letter that, within the past day, “our intelligence community does assess, with varying degrees of confidence, that the Syrian regime has used chemical weapons on a small scale in Syria, specifically, the chemical agent sarin.”

“It violates every convention of warfare,” Hagel said.

No information was made public on what quantity of chemical weapons might have been used.

President Barack Obama has said the use of chemical weapons would be a “game-changer” in the U.S. position on intervening in the Syrian civil war, and the letter to Congress reiterates that the use or transfer of chemical weapons in Syria is a “red line for the United States.” However, the letter also hints that a broad U.S. response is not imminent.

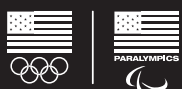
White House legislative director Miguel Rodriguez, who signed the letter, wrote that “because the president takes this issue so seriously, we have an obligation to fully investigate any and all evidence of chemical weapons use within Syria.”



Looking for a little direction?

Ever wonder what a week in the life of a Deloitte professional is like? Next week, University of Texas graduate, Seth Abrams, partner, Deloitte Tax LLP, is going to tweet all about it. Follow him for a real-time look at his day-to-day activities, and what it takes to succeed in our high performance, team environment. Learn how Seth balances his career and his life.

Follow Seth next week at www.twitter.com/lifeatdeloitte



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WE ASKED: PUBLIC MONEY OR PRIVATE?

THE QUESTION: *State funding currently makes up 13 percent of the University's operating budget. It made up 47 percent of the budget in 1984. To make up for decreasing state support, the University has relied on greater private fundraising efforts. In the 2011-2012 school year, gifts to UT totaled \$298 million. Should a public university be funded primarily by public money?*

I think public money is better for a state school, because if we can't raise private money, it's like a drought, then we're kind of S.O.L. at that point. And also, a lot of private money comes with strings attached, and I don't think our University should necessarily be tied down by other people's money when it could come from taxpayers. Private university, fine; public university, no.
—Austin Knaplund
Neurobiology senior from Austin

I personally think that it should be public because private, you're never really too sure about it, like, it could be less than what it was before, and with public it seems more of a sure thing.
—Gladisely Moreno
Undeclared freshman from Houston

It's pretty obvious that the state help is going to decrease, but I don't think that that's going to get fixed soon unless [Gov. Rick] Perry, for some reason, decides he wants to back up schools more, because he wants to cut tuition, so it makes sense. The only help we have right now is private, and I think that that's fine, and that's the only way it's going to be until we get Perry to change his mind on the tuition being this high and still getting state help. I think the state should definitely help more, but

Perry's idea of helping is different than what my idea of helping would be.
—Nicholette Yordi
Rhetoric and writing senior from San Antonio

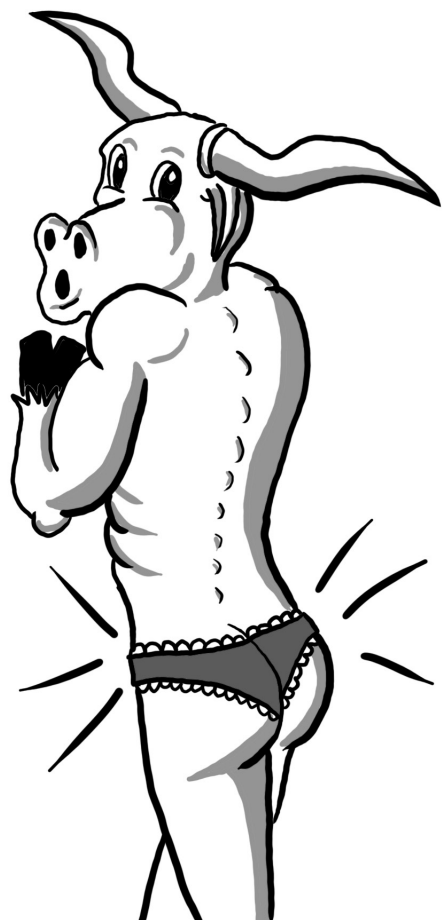
I'd say it would be better to have more public funding. It would be nicer. But typically you see, in a lot of research, private funding tends to go a lot further because I think sometimes the public can be fickle with what they want to be researched. I would say there's no problem with plenty of private funding. From what I've seen, that tends to get more things done.
—Austin Lundgren
Biochemistry freshman from San Antonio

I guess I would say if the regulations and the requirements are going to be continued by the state, particularly the [UT System] Board of Regents and the state Legislature, then it should be primarily publicly funded. And as it's not, I think the University should have more of a say — like [UT President William Powers Jr.] — in how to allocate the funds that they raise themselves, rather than for example the Board of Regents, who don't have the same vested interest in our university as the ones who are here.
—Maddie Fogel
English sophomore from Houston

I think the school should be funded by public money, but I understand how we don't gain that much, but I feel like it definitely should increase. I appreciate the fact that we are getting lots of private funding, but we can't really rely on that. It's inconsistent. I mean, especially due to how we're trying to improve public education across the country, I feel like we should definitely start with the universities.
—Morgan Steele
Exercise science sophomore from The Woodlands

I believe that universities should be primarily funded by the government, but I feel like nowadays they're not doing a good job of that. Since funding of universities has decreased in Texas, I feel like there is no other alternative but to get that money elsewhere. If you're confused as to whether it's ethical or not, just go to a high school that's publicly funded, and you'll see how poorly equipped it is technologically. That may make you change your mind. Even if just a portion of the money that the University gets through private donors, even if just a small portion of it goes toward our actual education, it's doing a lot more than the actual government is, in my opinion.
—Farhan Sahawneh
Biology junior from Irving

GALLERY



John Massingill | Daily Texan Cartoonist

Brands, Bevo and bikini briefs

Laura Wright

Daily Texan Columnist

Last week, in the culmination of a days-old face-off, UT lost to the University of Central Florida in a National Collegiate Showdown. What exactly was said showdown over? It's hard to say — the desire for free merchandise, partly, but also social media prowess, school spirit and the willingness of students to spread a message.

The event involved neither athletic nor academic competitions, but rather a series of battles waged on Instagram, Pinterest and Twitter, all based around who could share the most social media that referenced the competition and its sponsor, Pink, a brand imprint of Victoria's Secret that produces underwear and clothing marketed to young women. Colleges were progressively eliminated from the showdown based on the number of participants sharing or not sharing brand-referencing material, with the promise of "the ultimate campus party," to be put on by Victoria's Secret for the winning school.

In the end, the University of Central Florida killed us in the "tweet race," despite the many Twitter users who tweeted using the hashtag "#UTexasPINKParty." Maybe it's for the best: Off-campus entities are not allowed to put on events with registered student organizations, a rule which extends to faculty and staff organizations as well — and it's hard to imagine faculty council voting in favor of a 40 Acres-wide party aimed at selling students underwear. So even though this "ultimate campus party" didn't even have a chance of occurring on campus, the campaign to win it garnered over 500,000 "#UTexas" hashtagged tweets.

All those tweets raise a question: Why were so many UT students willing to tie up not just their Twitter feeds but also their social media profiles and their school's reputation with a clothing company that sells candy-colored underwear and sparkly lip gloss?

The answer, partly, is that Victoria's Secret is one of many corporations meeting college students where they are: on campus and on social media. Victoria's Secret Pink has at least two on-campus brand representatives who promote the company's products and plan off-campus events. Other brands with similar programs include Red Bull, whose "Red Bull University" program aims to get college students hooked on the drink by recruiting student brand managers. Red Bull's student brand managers get paid, which is often the case with these types of positions. They also receive free merchandise, such as a Red Bull-themed refrigerator and all the Red Bull necessary to fill it, and they get entry-level experience in sales and marketing.

But corporations are trying to recruit brand managers by promising them more than just money and swag. Red Bull lists one of the perks of being a brand manager as "possibly becoming the most popular person on campus," the idea being that students who are excited not just about selling the product but also about the idea of the product and the lifestyle it suggests will be better promoters. Disturbingly, marketing professionals often describe campus brand managers as "brand evangelists," suggesting that students aren't being hired just to push products but also to push beliefs.

Admittedly, I don't like Victoria's Secret's products or brand messaging, but my frustration with our almost-win in the Victoria's Secret Pink Collegiate Showdown is less about the brand and more about the principle.

Universities all over the nation have Victoria's Secret marketing representatives, and whether or not we throw a giant party on our campus, that company and others will continue to market to UT students. What we do have at UT are our own social traditions and our set of campus values, defined — without the help of a corporation — by the history of our campus and of our state. When marketers lump us into an age group, putting UT in the same group as Rutgers, University of Central Florida and Purdue (the other "final four" schools involved in the competition), they reduce us to consumers to be marketed to. It's reasonable for them to do so, but when we willingly participate in their schemes, we round the corners of our regional idiosyncrasies and rob ourselves of the little things that make use worth cheering for over the other team. Not to mention, we get roped into buying uncomfortable underwear.
Wright is a Plan II junior from San Antonio.

Don't lose hope for struggling students

Amil Malik

Daily Texan Columnist

House Bill 5 proposes to reduce the number of standardized tests, provide new measures to make schools more accountable and give students more flexibility to focus on technical training through reduced math and science requirements in high school. Advocates argue that the bill will give students flexibility to pursue courses that will make them employable after high school. Opponents argue that passing the bill and allowing students to graduate high school without taking courses like Algebra II will reduce education standards and leave students ill-prepared for college. Few have considered the day-to-day effects of what will happen inside Texas schools if HB 5 passes.

Were HB 5 to pass, educators would essentially have to brand students. They would steer one set of students towards math and science courses that would help them in college, and another set of students to technical-based training that will make them employable right after graduating high school.

How would teachers make this decision? Most likely through the test scores of their students. Students failing math and science courses can take a more technical route, while those succeeding can take a more advanced route that will help land them in college. What happened to the idea that school is where students learn to succeed? Since when did students have to come pre-prepared with the ability to succeed?

Advocates argue that those who pursue more technical paths will actually be better off than if they were to be forced to go through Algebra II and fail. They will at least get a job — no matter how low-paying that job will be.

Not having to bear the torture of muddling through things like the Pythagorean theorem might seem like an appealing option to high school students at first. Some might opt out of the advanced math/science path for the wrong reasons, perhaps seeing it as an easy way out.

But will anyone take the time to inform such students that if they opt out of advanced math courses, the chances of being accepted to college are slim and the chances of succeeding in college are slimmer? Will anyone also tell them that today,

college graduates earn about 80 percent more over their lifetime than people who don't go to college? Most importantly, will anyone offer at-risk students paths to improve their math and science skills, should they choose to take courses like Algebra II? Yes is not the likely answer.

House Bill 5 neglects a vital component of the education process: teachers. Instead of looking at students who consistently fail courses such as Algebra II and deciding that they are not cut out for the class and therefore should not have to attend it, we should be asking why these students are failing Algebra II in the first place.

An opinion piece in The New York Times, "Teachers: Will We Ever Learn?" examines this question further. The author, Jal Mehta, points out that the U.S. education system has been "stubbornly mediocre" for years. And while legislation and school requirements have changed, "how schools are organized, and what happens in classrooms, hasn't changed much in the century since the Progressive Era. On the whole, we still have the same teachers, in the same roles, with the same level of knowledge, in the same schools, with the same materials, and much the same level of parental support." In other words, what actually happens in class hasn't changed. The only thing that is changing is the discourse surrounding education.

The remedy to this problem may not be more legislation. Rather, it may come about by improving teachers' training, even in low-income schools. Judging from the current Texas education budget deficit, it's not a surprise that teachers are ill-equipped to teach.

Helping Texas students success will not be achieved by changing requirements and standards. We need change inside the classroom. Rather than continuing to underestimate students, trying to bring high school requirements on par with the low levels of achievements in many public schools, legislators should look at the root causes of the lack of student achievement. They should no longer mask the education crisis. Rather, they should question why some students succeed and others don't. How can we help all students succeed, even in high-level courses? Coming up with answers to such questions will lead to solutions. Masking the problem by reducing requirements will only enlarge the problems.

Malik is a Plan II and business honors program freshman from Austin.

CITY



Jonathan Garza | Daily Texan Staff

Management information systems junior Kalyrn Warnock finds a spot to park his bike near the McCombs School of Business on Thursday afternoon. Some city officials want to provide more bicycle parking options downtown in order to make the city more bike-friendly.

Austin to re-examine bike parking rules

By Hannah Jane DeCintiis

Cyclists may soon receive more consideration from city officials regarding the convenience of parking downtown as Austin continues to strive to be a more pedestrian- and bicycle-friendly city.

An ordinance proposed by the city's Planning Commission and Public Works Department amends Austin's Land Development Code to redefine and clarify bicycle parking. The ordinance would clarify various parts of the code, including taking bike parking into consideration when modifying parking for motor vehicles for existing sites. It would also clarify requirements for bicycle parking locations from "as convenient as that of motor vehicle parking" to 50 feet or less from the entrance of a site, according to the ordinance.

During its meeting Thursday, the Austin City Council set a May 9 public hearing to hear further discussion from the community on the amendment.

Annick Beaudet, manager of the city's Bicycle Program in the Public Works Department, said the amendment simply improves on current bicycle parking requirements rather than creating new ones.

"I'm improving the already existing requirements for bike parking — for example, how they should be placed — because the code is very ambiguous about how they should be placed," Beaudet said. "We're making it more clear on how to place them so they're best used by cyclists in a convenient way."

Currently, there are reduction incentives scattered around the Land Development Code, but Beaudet said consolidating them will

allow developers to more easily implement less parking and further incentivize alternative transportation.

"This is so that any developer can go to one place where you have a one-stop shop for ways that you can reduce the parking required to do a new development that also encourage multi-modal transportation," Beaudet said. "That's really the heart of the amendment."

Beaudet said the amendment has gone through smoothly so far, due in part to the thorough work of the Planning Commission Codes and Ordinances Subcommittee.

"The Planning Commission Codes and Ordinances Subcommittee has proven to be very effective in working through proposed code amendments so when they actually go to Planning Commission and City Council, they have been vetted through a

community lens pretty thoroughly," Beaudet said. "Because of that, I think we've worked through any sorts of issues and I feel like the ordinance is very well written."

Pharmacy graduate student Angela Stermer said she does not have many issues parking her bike downtown aside from special events. If the amendments increase convenience of bicycle parking, Stermer said there will be a clear incentive for more people to ride bikes instead of drive.

"I think it will be an incentive to people who already bike or maybe are thinking about biking already," Stermer said. "I don't think it's necessarily going to change the people who don't consider biking, but if you've already started to consider it and it becomes convenient to park then it may influence you to ride your bike."

SCIENCE & TECHNOLOGY

New software livens up traditional pedagogy

By Amanda Voeller

Students could stop losing participation points for forgetting their clickers with a new program called Learning Catalytics.

Learning Catalytics is a website similar to the clicker system that can be used to display in-class feedback from students. Instead of offering only multiple-choice questions like the clicker does, it allows students to submit answers in various forms, including short answer, graphs and ranked items on a list. Students can also upload images and highlight specific areas of graphics and paragraphs.

To use the program, students need a mobile device such as a laptop, Smartphone or tablet. Subscriptions currently are \$12 per semester or \$20 per year, but Pearson recently purchased the company, so the prices may change, said Anne Braseby, faculty developer in the Center for Teaching and Learning. Harvard physics professor Eric Mazur created the program in July 2011, and professors at UT are beginning to use it. UT has eight classrooms — each able to hold more than 100 students — with the proper bandwidth speed for the program and is working to expand the technology to more classrooms.

Mazur created the software to bring together groups of students with differing opinions, Braseby said. The software uses a seating chart to show students' answers and helps form groups of students who disagree so they can debate their answers. It allows both professors and students to recognize points of misconception which leads to mini-lectures about these concepts, Braseby said.

Management senior lecturer Kristie Loescher said



If [students are] engaged, I'm more aware of what they're getting and what they aren't getting.

— Kristie Loescher, management senior lecturer

the various ways of displaying answers sparks more discussion than simple multiple-choice questions do. Loescher said one of the biggest challenges of teaching a large class is keeping everyone engaged, and she is constantly looking for ways to do that.

"If [students are] engaged, I'm more aware of what they're getting and what they aren't getting," Loescher said. "They're going to find more value out of the experience, so we both win if we can find some tools that help us do this on a large scale."

Using Learning Catalytics is a way to encourage uncertainty, a valuable part of learning, said Brenda Berkeelaar, communication studies assistant professor.

Berkeelaar said when she was a teaching assistant, she could only access clicker data through the professor's account, but Learning Catalytics offers access to both professors and teaching assistants.

Jeannette Vaught, American Studies graduate student, said it is beneficial for students to be able to engage with the material directly and receive instant feedback.

"You know where they fit within a general data set in terms of how the material is coming across," Vaught said.

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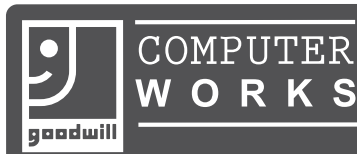
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300-strong team raises billions for UT

By Alexa Ura

After being admitted into the McCombs School of Business, finance senior Brittany Maki received a scholarship endowed by well-known alumnus Joe Jamail. Years later, Maki is a student employee at UT's call center, which is part of the Annual Giving program that collects small gifts from alumni, parents of current students and friends of the University.

Annual Giving, which employs more than 100 students as part-time employees, is part of a three-pronged structure of development at the University. The other two parts are a central University infrastructure and individual college-level efforts, which together field a team of about 300 full-time employees. Through the three fundraising channels, the development team has helped raise \$2.08 billion in private support for the University in the last six years.

"I saw the impact of what previous callers had done here," Maki said during one of her shifts at the call center. "My dad was adamant about me staying home in Houston. The scholarship was enough to come here. Now, I see it every single day with my classmates who have also received scholarships."

These broad fundraising efforts, from Maki's scholarship to alumni returning as development officers, are typically headed by a vice president for development — a position that has been vacant at the University for the past four years following the departure of Richard B. Eason. Currently, Julie Hooper, associate vice president for development, has taken the reins of the office. The UT System recently implemented a pay incentive plan for

President William Powers Jr. that would give him a still-undetermined bonus on top of his \$624,350 base salary if he hires a vice president for development, among other goals.

Unlike some other universities, UT staffs its development efforts with state employees. Meanwhile, fellow Big 12 institutions including the University of Oklahoma and West Virginia University raise private gifts through large external foundations. The UT System has a similar foundation, the University of Texas Foundation, which operates alongside the internal fundraising efforts.

Central development is made up by 129 employees while the others make up the individual development offices of each college, school and unit that work with central development and Annual Giving to meet specific fundraising goals.

"We are what I call a hybrid so we're both centralized and decentralized," Hooper said. "All of the 33 college, school and unit development offices have a relationship with our office, and I meet with them regularly on either a quarterly [or] monthly basis."

In an interview with *The Daily Texan*, Powers credits former UT President Peter Flawn for establishing the philanthropic philosophy the University follows today. Flawn oversaw the 1983 Centennial Commission, which recommended financing the University's operations through private gifts. In 1983, state appropriations made up 45 percent of UT's operating budget and private gifts made up 6 percent. Today, state appropriations make up 13 percent of the budget and private gifts make up 9 percent.

Today, the University has 100 frontline fundraisers who actively develop



Yamel Thompson | Daily Texan Staff

More than 100 part-time student employees work regular shifts at the UT Call Center where they reach out to potential donors including alumni, parents of current students and friends of the University as part of UT's Annual Giving.

relationships with prospective donors and are assisted by administrative and research support staff, Hooper said.

Typically, the older the college or school, the larger the endowment. The one exception is the Jackson School of Geosciences, which is a much newer school but has the largest endowment.

The Cockrell School of Engineering, which has the second-largest endowment with \$407 million, is one of the oldest colleges on campus and has thousands of alumni.

But even with a large alumni base, the Cockrell School does not receive all of engineering alumni's donations to the University. Nearly 12 percent of engineering alumni give to various programs across the University, but only 5 percent

of engineering alumni give back to the Cockrell School, according to engineering development figures.

Development officers and UT's call center share a database of potential donors coordinated by central development.

"We try really hard to be what I call donor-centered so that we're thinking about the donor first and foremost and that we're treating our donors with respect and trying very hard to have what I call a coordinated approach," Hooper said.

The database has proved essential to colleges and schools with smaller endowments or alumni bases, such as the School of Social Work, which has a \$13 million endowment.

Laura Wells, development director for the school, said 75 percent of the School of

Social Work's most recent endowments were created by alumni, former employees or individuals who were impacted by social work, but that this is not enough to reach the school's fundraising goal.

"To reach our big goal, we have had to reach outside our current donor base," Wells said. "[Including] people who are University alumni but are not primarily School of Social Work alumni."

In the last six years, 84 percent of gifts to the University have been for less than \$1,000. Beyond small gifts, the University's president is easily identified as development's most prominent employee with a calendar continuously filled with fundraising responsibilities, as well as a salary structure that rewards him a bonus for hitting

certain fundraising goals.

Powers, who acknowledges he is the face of University fundraising, takes the lead role in larger fundraising efforts and said he believes it is important to raise money for efforts that fall in line with strategic goals of the University, including new programs and buildings.

Powers said he works to keep alumni who may be prospective donors involved in University life by traveling across the state, around the country and internationally to meet with former Longhorns and friends of the University.

"There is a whole ecosystem that does that — deans and development officers," Powers said. "One thing I'm very proud of is that the process works on a much more cooperative way."

FUNDS *continues from page 1*

is in fact being overlooked," Cranberg said. "This context is the demonstrated potential abuse of private foundations that are affiliated with public institutions not just at UT, and not just in Texas."

Cranberg said the lack of clarity on the relationship between external foundations and the University can leave donors misinformed.

"Another issue is that many donors do not realize that they are giving money not to the University of Texas, or to a publicly accountable charity, but rather to a private foundation which is not subject to the same oversight or guidelines," Cranberg said. "Sometimes donors prefer the greater flexibility that private foundations have, but this preference should be fully informed by disclosure of the options and trade-offs associated with giving to a private versus a public entity."

Cranberg has a history of identifying flaws between foundations and the institutions they serve. He was involved in identifying "abusive practices" within an external foundation that serves three institutions during his time on the board of Metro State College in Denver regarding the sale of two buildings below market value.

Cranberg also said the work of private foundations and their contributions is important and of "unquestionable integrity."

Shannon Ratliff, former law foundation trustee and former UT System regent, said he hopes the law foundation will maintain its independence from the University.

"It would be a shame if there was any sort of pressure to try to terminate the foundation or try to control it, because the one advantage of the foundation has been that it's not an arm of the state," Ratliff said. "It has always been to the University's advantage for well-intentioned people to be able to act independently."

The task force is also expected to recommend guidelines for the locations of external foundation offices and foundation employees. UT administrators serve as directors or serve on the board of some external foundations and some foundations also share employees with the University, including professors and administrative support.

In the event of a court case, some foundations, although they are separate nonprofits, can be deemed branches of a university if they share office space, employees, public funds or state legal services, Washington attorney Thomas Arden Roha said. The laws that govern foundations vary from state to state, Roha said.

He said arguments over the independence and possible mishandling of foundations tied to state universities are not common, but are not unheard of. Roha wrote a paper in 2000 at the request of the Governing Boards of Universities and Colleges that listed general guidelines for foundations.

"It doesn't get a lot of press from state universities, the press, or donors because most foundations are well run," Roha said. "But where problems arise there can be litigation. Court cases can be filed."

Burgdorf's report, which was set aside by the Board of Regents, recommended the UT Law Foundation separate itself from the University by moving to its own location and not sharing staff.

But taking those steps wouldn't necessarily mean the UT Law Foundation is safe from legal repercussions.

"As a general rule, I would say the law is not clear cut. You have to examine each relationship between the state, University and its foundation independently," Roha said.

The formation of foundations at UT grew from a need to supplement declining state support. State funding currently makes up 13 percent of the University's operating budget compared to 47 percent of the budget in 1983.

"We used to say that philanthropy was the icing on the cake, but I think now that it's really more of the gas that drives the engine at a world class institution," said Julie Hooper, associate vice president for development — the University's internal fundraising unit.

Each year the University's colleges and departments receive \$343 million in payouts from more than \$3.1 billion that has been endowed to the University, Hooper said. She said these endowments help fund scholarships and academic chairs that increase the University's ability to recruit top faculty and students.

Within the Office of Development a team is assigned to monitoring endowment creation, administration and compliance of both internal and external endowments.

Martha King, executive director of development, said her office oversees 5,237 endowments, including approximately 250 held by the Law Foundation. The McCombs School of Business Foundation and Lyndon Baines Johnson Foundation also have endowments that are monitored by the office, King said.

She said external



The University received a \$50 million commitment to establish the Dell Medical School on Jan. 30 from the Michael & Susan Dell Foundation.

Photo courtesy of Tower Talk

foundations write their own agreements with donors.

The endowments also allow UT to develop academic programs that rank among the best in the nation, Hooper said.

The Jackson School of Geosciences has the largest endowment of any school at UT, with \$432 million and ranked ninth among other earth science schools in the 2010 U.S. News and World Report Rankings.

Some schools at UT are ranked highly despite their smaller endowments. The School of Social Work is ranked seventh nationally, although its \$13 million endowment is the third smallest at UT.

The process of networking with the University's 460,000 living alumni and other potential non-alumni donors requires an army of volunteers in addition to development staff, Hooper said. Each college has its own team of volunteers, most taking the form of advisory councils. These councils, which vary in size from a couple of dozen board members to more than 100, have different roles in the development of UT.

At the Cockrell School of Engineering, the Engineering Foundation Advisory Board consists of volunteer members responsible for securing most of the school's endowment and for plans to build a new school, according to

assistant dean Jeff Halton.

"It's an interesting process where you are able to have people say you need the building, help design the building for the purposes which they want it designed and then give money to make it happen or ask other people for money to make it happen," Halton said.

With this 60 year old fundraising model, Halton estimates the Engineering Foundation Advisory Board has raised 75 percent of the engineering school's total endowment.

The Cockrell School of Engineering decided earlier in March to discontinue the name "Engineering Foundation Advisory Board" in its near future to avoid confusion, Halton said. The Cockrell School of Engineering is one of the few schools that still has the term "foundation" in the name of its advisory board.

There has been a shift in advisory boards formerly known as foundations to disassociate themselves with that moniker. Halton said the need to distinguish the internal fundraising units from external foundations caused the change.

The college is late to dropping the "foundation" name according to Kathleen Aaronson, development director for the College of Liberal Arts.

"We haven't been called a foundation in several years," Aaronson said. "Most schools haven't."

The internal fundraising unit for the Jackson School of Geosciences has kept the name The Geology Foundation.

The foundation precedes the Jackson School of Geosciences. The internal foundation, made up by administrators, alumni and geology experts, was created in 1953 to support the former Department of Geology founded in 1888.

The volunteer councils meet biannually, but work with development throughout the year, in most cases to help raise funds, said Michael Oldham, chairman of the School of Nursing Advisory Board.

"You contact the people that you know and know of and encourage them to give," Oldham said. "Each school has really ramped up and improved the ranks of the development officers. Development officers can call us and say, 'we're going to have lunch with an alum, would you come with us?'"

Although the most generous contributors often receive recognition in the naming of campus facilities, small donations make up the bulk of giving, Hooper said.

"We've had 48 gifts from individuals more than \$5 million, and we've had 950,000 gifts in the range of \$1,000 or less," Hooper said. "That's how these campaigns work. There's a small number of very, very large gifts and there's a large number of small gifts. We need both."

“Another issue is that many donors do not realize that they are giving money not to the University of Texas, or to a publicly accountable charity, but rather to a private foundation which is not subject to the same oversight or guidelines.

—Alex Cranberg, UT System Regent

UNIVERSITY EXTERNAL FOUNDATIONS

In-depth profiles of each of these external foundations will follow this introduction in next week's editions. Unless otherwise noted, figures are from 2011.

TEXAS EXES (ACTIVE)

Total assets of the Texas Ex-Students Association and the Texas Exes Scholarship Foundation, 2011 - \$104,381,295
Total liabilities of the Texas Ex-Students Association and the Texas Exes Scholarship Foundation - \$3,315,769
Net assets of the Texas Ex-Students Association and the Texas Exes Scholarship Foundation - \$101,065,526

The University of Texas Ex-Student's Association, also known as the Texas Exes, are the oldest of all external non-profits affiliated with the University. The association, which had 97,633 members last year, raises funds which are primarily allocated to student scholarships.

The organization, which started out as affiliated with the University, granted its first scholarship in 1885. It legally separated itself from the University in 1919 after a fall out with the University's Board of Regents. The Ex-Student's Association held \$53,603,087 in net assets at the end of its 2011 fiscal year, according to IRS documents.

In 2009 the organization established the Texas Exes Scholarship Foundation as a vessel for funds raised for the group's Forty Acres Scholars program, which offers full-ride scholarships to top students at the University. The scholarship foundation's net assets in 2011 were \$47,462,439, according to IRS documents.

THE UNIVERSITY OF TEXAS FOUNDATION (ACTIVE)

Gross Receipts - \$22,312,781
Total assets - \$42,024,402
Total liabilities - \$24,337,041
Net assets - \$17,687,361
Year founded - 1967
Number of people on board - 20
Employees - 8

Established by the UT System Regents in 1967, the University of Texas Foundation manages gifts to UT System institutions and provides discretionary funds for use by the office of the UT System Chancellor.

"It's not a fundraising organization," said Paul Youngdale, executive director of the foundation. "We're a helper to campuses in the UT System, and process gifts from donors that the System as a state institution cannot handle. It's easier and more efficient."

From 2009 to 2011 the foundation gave \$27,595,264 to UT System institutions for scholarships and educational programs. At the end of fiscal year 2011 the foundation was valued at roughly \$17.6 million in net assets, including an additional \$24.3 million in liabilities.

In 2011 the foundation gave \$333,853 for the "Chancellor's Business Expenses," according to the foundation's audit report. Randa Safady, the UT System's Vice Chancellor for External Relations and a non-voting member of the foundation board, said these funds are used for an account supporting UT System fundraisers.

Safady said the fund is a "strategic account," requiring the voting approval of the chancellor, and has been used to pay for consultants and experts in the creation of the new UT medical school.

"We want to use the chancellor's business account to bring the UT-Pan American Mariachi Band to perform at the Chancellor's Council," Safady said. "We are going to pay for those Pan American students travel expenses to be able to perform."

LYNDON BAINES JOHNSON FOUNDATION (ACTIVE)

Gross Receipts - \$12,346,977
Total assets - \$157,507,011
Total liabilities - \$37,630
Net assets - \$119,877,381
Year founded - 1969
Number of people on board - 22
Employees - 36

Of all foundations associated with the University, the Lyndon Baines Johnson Foundation has assets worth more than any other. At the end of the 2011 fiscal year, the foundation's net assets totaled \$157,469,381, according to IRS documents.

"We've been in existence for a while so we've really been able to earn a lot of money on funds that were there in the beginning," said Mary Herman, executive director of the foundation. "We've added to that over time, but it's certainly built on that."

The foundation was set up in 1969 by former President Lyndon Baines Johnson and supporters to create a fund that would support the library and school that were being built in his honor at the time, Herman said. The foundation still operates in that capacity and is steered by board members that include Johnson's daughters, friends of Johnson and prominent political leaders.

The LBJ Foundation was the driving factor in raising more than \$10 million for the recently completed renovations to the LBJ Museum. Their next major projects include events in Austin and Washington, D.C., next year that will commemorate the 50th anniversary of civil rights legislation signed into law by LBJ.

FINE ARTS FOUNDATION (INACTIVE)

Gross receipts - \$0
Total assets - \$16,769,324
Total liabilities - \$16,769,014
Net assets - \$310
Year founded - 1999
Number of people on board - 3
Employees - 0

The Fine Arts Foundation was solely created for the acquisition of the \$33 million Suida-Manning Art Collection — a collection of hundreds of works of art from the 1300s to the 1700s. The collection is leased to the University, and the Blanton Museum of Art displays it as a permanent exhibition.

Patricia Ohlendorf, vice president for legal affairs, serves as the president of the foundation and Doug Dempster, dean of the College of Fine Arts, serves as the vice president and secretary. Unlike with other external foundations, President William Powers Jr. appointed the foundation's three board members.

The foundation exists as a legal vehicle to pay off the pending payments toward the acquisition, which is expected to be completed in 2016. At that time, UT will own the full collection.

Ohlendorf said the need for the foundation will cease upon completion of the acquisition.

The foundation and acquisition were set up in 1998. The foundation does not actively raise funds.

THE UT LAW FOUNDATION (ACTIVE)

Gross Receipts - \$16,450,232
Total assets - \$152,428,694
Total liabilities - \$1,042,346
Net assets - \$151,386,348
Year founded - 1952
Number of people on board - 29
Employees - 0

The University of Texas School of Law Foundation provides loans for mortgages, deferred compensation and other forms of salary supplementation as hiring incentives to attract top faculty to the University. In 2011, the foundation's net assets totaled \$151,386,348, according to IRS documents.

Founded in 1952, the foundation assists in raising funds for scholarships, financial assistance for post-graduates and job placement opportunities.

The foundation's board of trustees, which includes former U.S. Sen. Kailey Bay Hutchinson, R-Texas, well-known alumnus Joe Jamail and current Texas Exes President John Beckworth.

The foundation used to provide forgivable loans to faculty members. The program was discontinued after the foundation came under scrutiny over a forgivable loan obtained by former law school dean Lawrence Sager without proper administrative oversight.

MCCOMBS SCHOOL OF BUSINESS FOUNDATION (ACTIVE)

Gross Receipts - \$7,953,730
Total assets - \$16,213,291
Total liabilities - \$1,089,474
Net assets - \$15,123,817
Year founded - 1978
Number of people on board - 9
Employees - 48

Led by Susie Brown, associate dean for business affairs, the McCombs School of Business Foundation gives millions of dollars annually to the business school and provides more than \$600,000 for scholarships through the Ex-Students Association.

Joe Holt, chairman of the foundation's board of trustees, said the foundation's main source of revenue is the Texas Executive Education program, a management-training program for individuals and corporations.

The foundation provides supplemental salary to various McCombs professors and lecturers for working the executive education seminars.

Business school dean Tom Gilligan also receives a \$100,000 supplement to his salary through the foundation.

MBA students benefit from the foundation through the MBA Investment Fund, the first private investment company managed by students, which was created by former dean George W. Gau. About 20 students work as portfolio managers and investment counselors for the investment every year.

UT COMMUNICATION FOUNDATION (INACTIVE)

Gross Receipts - \$0
Total assets, 2011 - \$89,237
Total liabilities, 2011 - \$857,156
Net assets - \$767,919

The UT Communication Foundation went inactive in 2007, but in the few short years it existed, it provided a financial vehicle that produced four feature films.

The foundation formed to bypass a state law that prevents the University from owning a private corporation. The foundation fully owned smaller companies that partnered Hollywood directors and 200 students with private investments to create the films.

Although the Foundation's first movie, "The Quiet,"

Gross Receipts - \$0
Total assets - \$133,100
Total liabilities - \$110,905
Net assets - \$22,195

found moderate financial success in theaters nationwide, the subsequent three films produced by the Foundation did not, and the organization was unable to sustain itself financially.

The board of directors once consisted of University officials and investors, but now consists only of Roderick Hart, dean of the College of Communication; Patricia Ohlendorf, vice president for legal affairs; and John McCall, associate vice president of payroll accounting.

Year founded - 2003
Number of people on board - 3
Employees - 0

The foundation ran a negative balance in excess of \$760,000 until January of this year, when it decided to write off the amount. There are no plans to use the foundation for more fundraising at this time, said Jeff Graves, associate vice president for legal affairs.

"The foundation is a nonprofit set up to support the University, just as all the other foundations are, so it could be used for other purposes, although I don't think that was ever contemplated," Graves said.

Law school foundation's financial independence examined

By **Andrew Messamore**

As the attorney general investigates the University of Texas Law School Foundation, legislators and former Foundation trustees are continuing to hammer out the fine line between the University and the private institutions that support the 40 Acres.

In a 4-3 vote last month, the UT System Board of Regents decided to begin a new external review of the Foundation's relationship to the University. In 2011, President William Powers Jr. asked Larry Sager, then dean of the School of Law, to resign after it was revealed Sager received a \$500,000 forgivable loan as part of a program administered by the Foundation. Regent Wallace Hall claims Powers was aware of the loan, which Powers denies.

Powers, who was dean of the law school before becoming president, said in an interview with The Daily Texan that the Law School Foundation has historically maintained full transparency and has now corrected its failures to disclose information.

"It is important that the salaries and other benefits they are making decisions on are known to the University," Powers said. "It was the case during my tenure at the law school, and they have since corrected themselves."

A report on the foundation released after Sager resigned found the structure of the forgivable loan program to be "not appropriate." The author of the report, System general counsel Barry Burgdorf, has since resigned, and a regent committee has recommended setting this report aside in the ongoing investigation.

Burgdorf declined a request for comment on the facts of his report or on the new investigation. Several legislators sent a letter to the regents that compared the start of a second investigation to

a personal attack on Powers. After scrutiny from the Texas Legislature, the regents agreed to have the attorney general conduct the investigation instead of hiring an outside firm to conduct one.

The foundation was founded in 1952 and has provided faculty members loans for housing, deferred compensation and other forms of payment to attract and retain them at UT. Over the past 11 years, the foundation has provided \$75 million to the law school and its faculty. The foundation is currently valued at \$213 million with 596 endowments.

Shannon Ratliff, a former trustee of the foundation and a former UT System regent, said it is a "shame that the Foundation had been caught up in politics."

"I wish I knew how the Law School Foundation had any bearing on the current debate over the direction of the University," Ratliff said. "I can't believe you could find so much fault with a foundation whose sole purpose is to give the law school additional resources to succeed."

Ratliff said the foundation's independence from legislative oversight will allow it to help the law school maintain a diverse student body if the U.S. Supreme Court rules against the University in the pending case Fisher v. Texas.

If the court decides against the University, a student's race would likely no longer be allowed as a factor in admissions decisions. Ratliff said he believes the foundation would focus its student recruiting efforts on attracting students from underrepresented groups if that happens.

After a federal circuit court decision in 1996 banned the University from factoring race into admissions, Ratliff said the foundation focused its scholarship funding on underrepresented groups — something an internal fundraising

unit would have been unable to do. The Supreme Court overturned the 1996 decision in Grutter v. Bollinger in 2003.

John Massey, president of the foundation, said it had "learned [its] lesson the hard way," but would like to begin discussions with the attorney general's office on providing similar forms of assistance for faculty that are appropriately disclosed to the University. Massey testified before a legislative committee focused on government transparency and has since declined requests for comment.

"We can use [forgivable loans] for someone just beginning his career, we can give some money that they can use right now, and that puts a kind of golden handcuffs on them because it's forgiven over a period of time," said Ward Farnsworth, current dean of the law school. "Those are advantages that a simple salary will not achieve."

Farnsworth said assistance from the foundation has helped the school maintain higher faculty salaries and lower tuition for students than the state could afford on its own.

The University is already in discussions with the attorney general's office to find a way to resolve 16 other outstanding loans made under the forgivable loan program without punishing law school faculty for receiving these loans, University spokesman Gary Susswein said. Susswein said the outstanding loans may be paid through the University payroll to the faculty members.

About \$300,000 of Sager's loan has been forgiven, although he still owes the foundation \$200,000 plus interest. Of the \$5.4 million paid out under the program, \$3.27 million has been resolved. Other faculty loans were valued at less than Sager's, but one was for \$250,000, Massey said.

First round in the books

Successful college teams do not equal draft picks

By David Leffler
Daily Texan Columnist

As the bridge from college football to the pros, the NFL Draft is the ultimate measuring stick for prospects entering the world of professional football.

The importance of this event has grown exponentially as the sport becomes more competitive, which is considered a reflection of college football's dominant programs. It is obvious to say, then, that the best players are picked in the draft and the elite few are selected in the earliest rounds. But does that mean the schools with the most players drafted, especially in the first round, are typically the best?

In all logical manners of thought, the answer should be yes. Think of the schools that have dominated college football during its different eras. The Miami Hurricanes lit up the draft board for years during the program's dominant runs in the '80s, '90s and early 2000s.

Notre Dame, especially during its elite years under head coach Lou Holtz in the late '80s and early '90s, constantly supplied NFL talent. Even in current times, with the college football landscape laden with skilled players, there are a few

DRAFT continues on page 9



Jason DeCrow | Associated Press

Former Texas safety Kenny Vaccaro poses for the ceremonial picture with NFL commissioner Roger Goodell after being drafted by the New Orleans Saints in the first round of the 2013 NFL Draft. Vaccaro appeared in 51 games for Texas in his four-year career.

Saints make Vaccaro No. 15 pick

By Rachel Thompson

All Kenny Vaccaro wanted out of the NFL draft was to be the first safety chosen.

In a brightly lit Radio City Music Hall packed full of fans sporting jerseys of their favorite teams, he got his wish.

Hopefully he's partial to gumbo.

The New Orleans Saints chose Vaccaro as the 15th pick during the first round of the NFL Draft on Thursday.

Vaccaro follows a line of six other Texas players drafted in the first round since 2006. He also makes his place among a group of 12 other Texas defensive backs chosen in the past 12 drafts.

"I got chills when I looked at my mom after my name was called," Vaccaro said. "We've been through so much, and she's been there for me all the way. It was special to share the moment with her and my family. Having [defensive backs] coach [Duane] Akina there,

also, was extra special. He's coached so many great DBs."

Smiling and holding a black and gold jersey and wearing his Saints hat, Vaccaro looked poised to join his new team. LSU's Eric Reid was the second safety selected at No. 18.

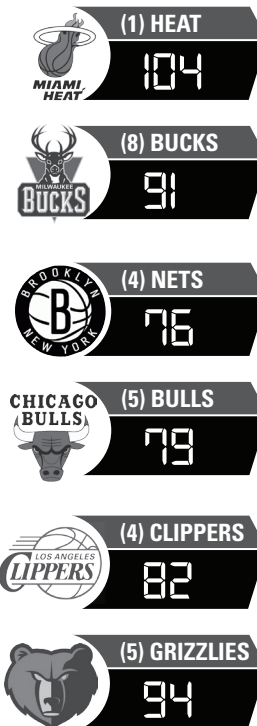
"I think he's got very good football intelligence," Saints head coach Sean Payton said. "Part of being a pressure guy from the back end is anticipation, snap count and disguise. I think he's an instinctive player, and you see that on tape."

Vaccaro started every game for the Longhorns in 2012 and led the team in tackles, earning lauds for his power, speed and hard hits. He was a first team All-American by Pro Football Weekly and a first-team 2012 All-Big 12 by the conference's coaches. Vaccaro had 51 games and 32 starts under his belt by the end of his collegiate career and was one of the top safety prospects heading into the draft.

SAINTS continues on page 9

SIDELINE

NBA PLAYOFFS



SPORTS BRIEFLY

Steve Blake out indefinitely for LA

After two games against the Spurs, the Los Angeles Lakers have no wins, no Kobe and now no Steve Blake.

A source for the Lakers confirmed to ESPN Thursday afternoon that Blake will be out indefinitely after an ultrasound test revealed a moderate strain to his right hamstring.

Blake hurt his hamstring in the Lakers' Game 2 loss to the Spurs when he was driving to the basket. He had to be helped off the court after the game.

The 10-year veteran was averaging 14 points, four rebounds, and 2.5 assists per game in the playoffs, seeing increased playing time with Kobe Bryant's absence.

Texans draft WR, Dallas gets center

The state of Texas has acquired some quality additions to the NFL after the first round of the NFL draft.

The Houston Texans used the 27th pick the draft to select DeAndre Hopkins, a wide receiver from Clemson University. Hopkins finished his junior season with 82 receptions for 1,405 yards and 18 touchdowns for the Tigris last season.

After trading their spot at No. 18 with the San Francisco 49ers the Dallas Cowboys selected Wisconsin center Travis Frederick with the 31st pick.

—Matt Warden

BASEBALL

Texas will head to Waco in desperate need of wins

By Sara Beth Purdy

With time running out and their NCAA tournament chances dwindling with every loss, the Longhorns will head to Waco this weekend to try to salvage a floundering season. Texas (22-17, 5-10) will face Baylor (21-20, 8-6) in a three-game series with the Longhorns still looking for their first Big 12 conference series victory of the season.

"There is nothing left for us to do but win every game we possibly can," Texas head coach Augie Garrido said. "We would have to take whatever opportunity — if we are placed in the tournament — to win and that would be the only way to get in."

Last weekend, the Longhorns hosted West Virginia, a team

Texas @ Baylor

Friday, 6:35 p.m.
Saturday, 8:05 p.m.
Sunday 2:05 p.m.
On air: FSN

struggling in its first season in the conference. After dropping Game 1, 1-0, the Longhorns exploded on offense to blank the Mountaineers 12-0 in Game 2. Despite momentum gained on Saturday, the Longhorns were unable to come out with the win and dropped Game 3 in 10 innings, 6-3.

In its mid-week contest this past Tuesday, Texas evened the season series against Houston by defeating the Cougars, 4-0, at home. Earlier



Sophomore Dillon Peters has dominated opponents this season, holding a team-best 1.80 ERA. Opposing hitters are only batting .210 against Peters.

Pearce Murphy
Daily Texan Staff

this season, the Cougars defeated Texas, 4-3, in Houston.

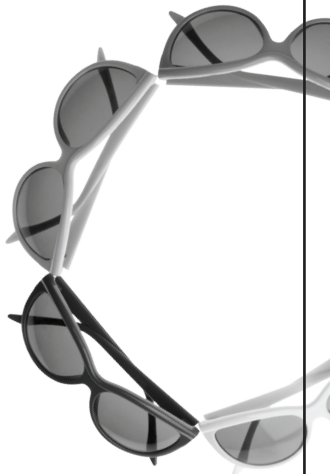
"I think we've already turned. We turned before this game," freshman shortstop C.J. Hinojosa said following the game against Houston.

"We've gotten better every game. Every game that we've lost has been a learning experience. I think it's going to start here. We have to win quite a few of our next games, so this is a good place to start."

All season the Longhorn pitching staff has been solid on the mound. Texas leads the Big 12 in pitching with a team ERA of 2.56, ahead of

BEARS continues on page 9

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SOFTBALL



Shweta Gulati | Daily Texan Staff

Catcher Mandy Ogle has seen firsthand what Blaire Luna can do on the mound. Luna holds a 22-3 record this season and opponents hold just a .121 batting average against her.

Luna looks to dominate Tech

By Evan Berkowitz

Blaire Luna is dominating. Opponents are hitting just .121 off her. Teams are scoring just 1.25 runs a game off her. And most impressively, she is striking out a nation-leading 12.5 batters a game.

But she has a weakness — the long ball.

When Shelby Pendley went deep twice against Luna last Sunday, she hit the ninth and 10th home runs Luna has allowed on the year. But they were also the 14th and 15th runs off home runs that Luna allowed.

While just allowing 37 runs all year, the long ball makes up 40.5 percent of them — higher than the national average.

Despite her tendency to give up a blast here and there, she still is one of the top pitchers in the nation, with a 22-3 record.

But that third loss stings the most as it was against Oklahoma with a chance to win it in the seventh.

"I don't think we should forget about this series,"

catcher Mandy Ogle said after the Oklahoma finale. "Losing this hits us all pretty hard, but I think it's going to light a fire underneath us and we're going to come out next weekend and work hard."

And that's the sort of motivation Texas needs after pretty much coasting through the first part of its schedule.

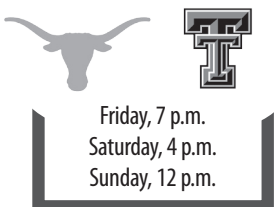
This weekend, the No. 7 Longhorns (39-6, 9-2 Big 12) will travel up to Lubbock for a three-game set with Texas Tech (29-21, 3-9 Big 12).

Texas, one game behind Oklahoma in the Big 12 standings, most likely needs to win out to its first conference regular season title since 2010. That means three-game sweeps against both Texas Tech and Oklahoma State and then winning the finale against Baylor.

And this weekend's matchup against Texas Tech may not be much of a challenge.

The Red Raiders sit at the bottom of the Big 12 standings, and most of that

Texas @ Texas Tech



can be attributed to the team's .228 batting average in conference.

That average, coupled by a 5.40 team ERA, is not a recipe for success.

Put those offensive numbers against Blaire Luna, who should take the circle at least twice this weekend, and the Red Raiders may have a difficult time reaching first base.

As for Texas, Taylor Thom is a player to watch this weekend.

Thom, the hottest-hitting Longhorn, finished the Oklahoma series with a .500 batting average, including a homer off the scoreboard in the finale. The two RBIs she collected in the finale put her season total at 50, good for second in program history and just seven off Lexy Bennett's mark.

SAINTS

continues from page 8

"He is very passionate about football," head coach Mack Brown said. "He brings leadership and he brings toughness."

He was also part of a select group of players invited to New York for the event.

For the Brownwood native, a pick by the Saints means a move outside of the state he's grown up in, but Vaccaro has said he is open to going to any team he has the chance to play for. "This was such a great night, and I'm so excited to be a

Saint. New Orleans is a great franchise with passionate fans like Texas, and it's still close to my family," Vaccaro said. "The Saints were my last visit, and I had a good feeling about it. I am ready to do whatever the Saints want me to do."

Vaccaro joins Earl Thomas, Michael Griffin and Michael Huff as Longhorns safeties to be selected in the first round since Akina was hired at Texas in 2001.

"I have been grinding my whole life, literally since I was four years old for this opportunity, and it is finally here," Vaccaro said. "Earl Thomas told me to come in, have a chip on my shoulder and put an impact on this league. [He

said], 'Don't just sit around and wait for someone else to take your job.'"

The Kansas City Chiefs chose Central Michigan offensive tackle Eric Fisher with the No. 1 pick of the draft, followed by the Jacksonville Jaguars snagging another offensive tackle, Texas A&M's Luke Joeckel with the No. 2 pick.

2013 marked the first year since 1968 that two offensive linemen were selected as the first and second overall picks.

Texas defensive end Alex Okafor was not selected in the first round but stands a good chance to hear his name called Friday, when the NFL draft will continue with the second and third rounds.

DRAFT

continues from page 8

select programs that supply large numbers of players. Alabama is the best example — the Crimson Tide has won three of the past four national championships and has had 11 players in the first round of the draft during the past four years — the most of any school.

However, does a program's draft day success always follow a prolific season? Not necessarily, history tells us. For instance, the 2010 NFL Draft featured many Oklahoma players. Four Sooners were drafted in the first round, three of whom were in the first four overall picks. Interestingly, this followed a season in which the crimson and cream went a disappointing 8-5, its worst record under coach Bob Stoops since 1999.

We see something similar with the 2005 Florida State Seminoles, who had four players selected in the first round following an 8-5 season. Conversely, there have been many instances when great teams' draft performances did not mirror their on-field accomplishments. Since the Bowl Championship Series was implemented in 1998, only three national champions have seen three or more players go in the first round each season, not including this season.

Two BCS national champs — the 2000 Oklahoma Sooners and the 2002 Ohio State Buckeyes — had none. Following Texas' 2005 historic 41-38 title-game victory over USC, the first round of the draft secured teams for two Longhorns. After Texas reached the championship game in 2009, it had just one. With this said, what should be made of this year's Texas draft class? It's the first

in four years to leave Austin with a bowl victory and a first-round pick in safety Kenny Vaccaro, who was taken by the New Orleans Saints with the No. 15 pick Thursday night.

Considering the fluidity of the NFL Draft and the lack of concrete correlation between good drafts and good teams, the answer is little. Instead, as Texas won nine games for the first time in the post-Colt McCoy era, we should recognize that this will be the first Texas class since 2011 not leaving with its tail tucked between its legs.

Whether the speedy Marquise Goodwin goes in the third or defensive end Alex Okafor goes in the fourth is irrelevant in the big picture. After Texas' three-year hiatus from prominence, it is good enough just to hear Goodwin, Okafor and Vaccaro's names on programs like the NFL Network.

BEARS

continues from page 8

second-place TCU, whose team ERA is 2.78. Opponents are hitting only .224 against the Longhorns.

Sophomore Parker French is expected start in Friday

night's series opener in Waco while sophomore Dillon Peters will take the mound Saturday and Nathan Thornhill will pitch in the series finale Sunday afternoon.

Peters leads the team with a 1.80 ERA as opponents are hitting only .210 against the sophomore. In his last outing, Peters pitched eight

shutout innings while surrendering only four hits.

The Longhorns have been struggling at the plate and, with the exception of Hinojosa and juniors Mark Payton and Erich Weiss, the Texas offense has been inconsistent all season. The Longhorns are hitting .264 on the season, seventh in the Big 12.

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WONDERWORD

By **DAVID OUELLET**

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FORD MUSTANGS **Solution: 7 letters**

P	F	F	E	P	U	O	C	C	H	A	N	G	E	S
H	E	O	O	S	H	O	C	K	S	I	A	R	S	T
I	A	R	U	R	B	A	B	P	A	S	C	E	L	Y
L	T	D	F	R	M	O	T	R	D	R	I	V	E	L
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P	E	O	S	O	N	M	A	A	A	B	M	L	M	D
C	S	S	R	G	A	S	A	T	O	R	A	C	E	E
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A	E	N	U	I	A	B	N	B	C	Y	E	T	K	P
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K	L	A	C	E	F	U	T	U	R	I	S	M	T	P
C	L	O	(H)	(O)	(T)	A	X	R	L	E	W	E	J	O
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R	O	T	C	E	L	L	O	C	Y	T	F	E	H	T

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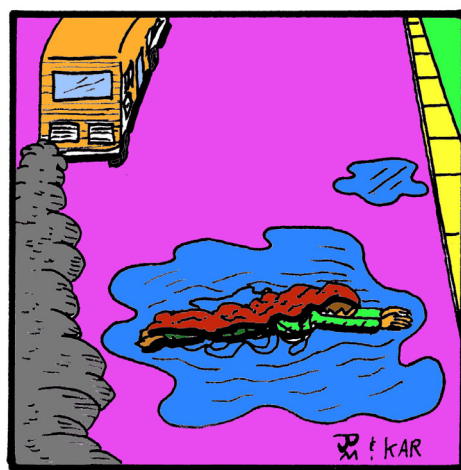
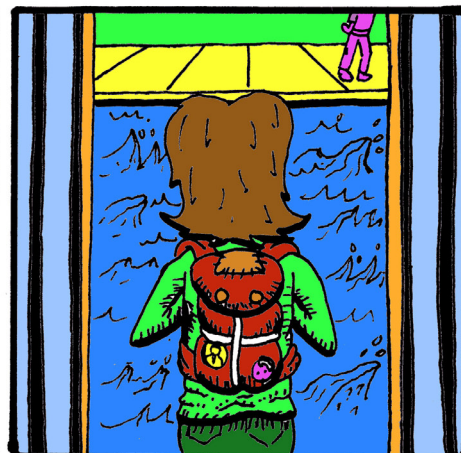
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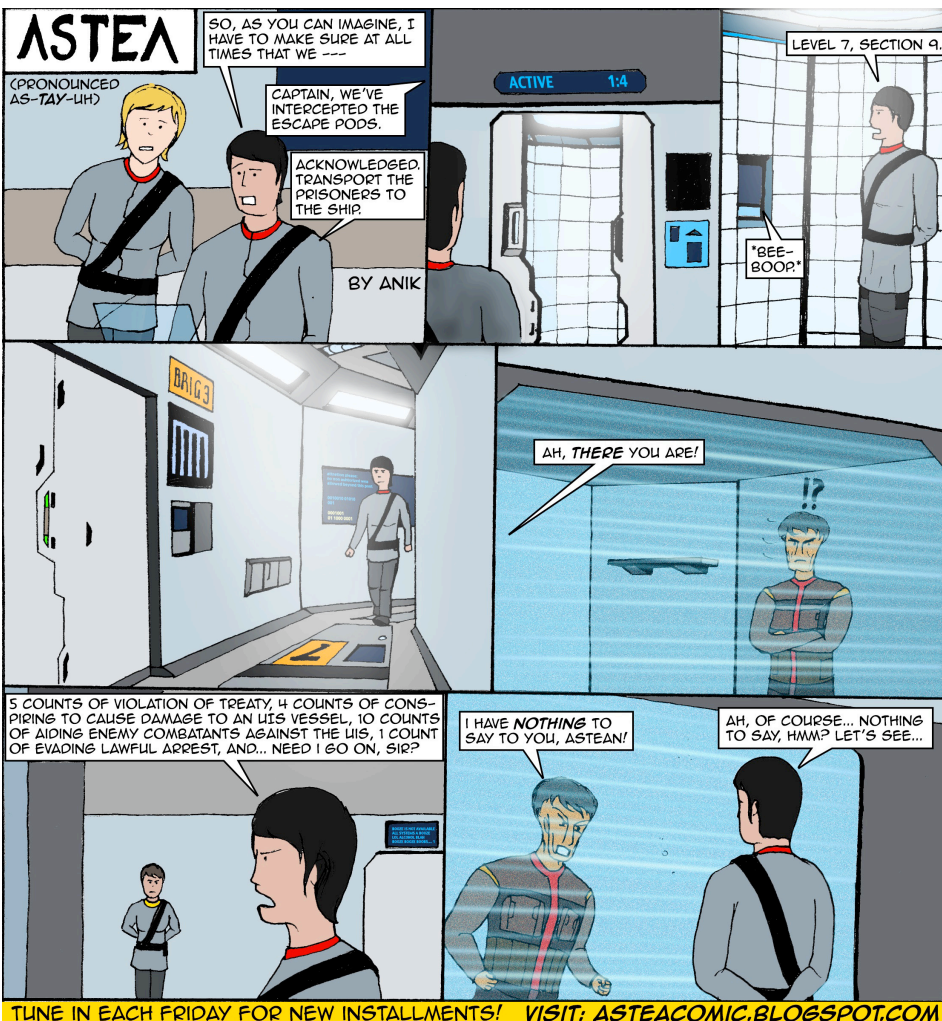
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Austin-tatious by Grace Biggs



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The New York Times Crossword

Edited by Will Shortz No. 0322

- ACROSS**
- 1 Speak carefully
 - 16 One of Disneyland's original attractions
 - 17 Part of a modern address
 - 18 Bloom who played Mary in "The Last Temptation of Christ"
 - 19 Communicated without saying anything
 - 20 "Not in eine Million Jahre!"
 - 21 "Gotcha"
 - 22 Forest climbers
 - 23 "Hey-y-y!" sayer of sitcomdom, with "the"
 - 24 The Big Red Machine, on scoreboards
 - 25 Maisons, across the Pyrenees
 - 26 Alternative to gunpowder
 - 27 Charm
 - 29 Urquhart Castle is on it
 - 31 One often duped: Abbr.
 - 33 Reason for denying entry, maybe
 - 34 Attack as a cat might
 - 38 Actress Landi of "The Count of Monte Cristo," 1934
 - 42 hammer (Mjolnir)
 - 43 Gets something off one's back, say
 - 45 Long, for short: Abbr.
 - 46 Quiet
 - 47 Swamp birds
 - 48 Like some statues and book spines
 - 49 Lo-__
 - 50 Front-page New York Times addition of 1997
 - 51 Hoops Hall-of-Famer Baylor
 - 52 Slant in print
 - 55 Topiary figures
 - 56 Hoped for a miracle, maybe
- DOWN**
- 1 Ice climbing hazard
 - 2 Bore down (on)
 - 3 Instrument whose name means "little goose"
 - 4 Clearing
 - 5 Actress Ward
 - 6 Wheels-up announcement, briefly
 - 7 Mexican Indians
 - 8 Like some fees
 - 9 Electrically neutral subatomic particle
 - 10 Starts suddenly
 - 11 Go along, as one's way
 - 12 Every, in an Rx
 - 13 The Star City of the South
 - 14 It carries out many orders
 - 15 Has a cold reaction?
 - 22 Flier to Rio
 - 23 Big name in handbags
 - 25 Podiatric problems
 - 26 N.L. East team, informally
 - 28 Silk selection
 - 30 Future alumnae, quaintly
 - 32 Substance used in fillings?
 - 39 Elegantly attired
 - 40 Certain telecom technician
 - 41 Suitability
 - 44 It's turned down for extra warmth
 - 47 Existentialist Kierkegaard
 - 48 Blazingly bright
 - 50 "Till the End of Time" singer
 - 51 "Red-Hot & Live" (1982 blues album)
 - 53 Jot
 - 54 Digital (high-tech shooter)

ANSWER TO PREVIOUS PUZZLE

A	C	N	E	F	A	K	E	H	A	S	T		
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PUZZLE BY TIM CROCE

34 Rock collections may sit beside them

35 Daughter of King Minos

36 "La Cenerentola" composer

37 Distinctive parts of some hummingbirds

39 Elegantly attired

40 Certain telecom technician

41 Suitability

44 It's turned down for extra warmth

47 Existentialist Kierkegaard

48 Blazingly bright

50 "Till the End of Time" singer

51 "Red-Hot & Live" (1982 blues album)

53 Jot

54 Digital (high-tech shooter)

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XBOX *continues from page 12*

actually Apple. The 2012 Macbook ranks No. 1 on a list of competitive laptop computers. The criteria for this list of models and brands are based on “frustration analytics.” These can include everything from boot time to application crashes per week, while measuring raw computing ability as well.

Internet Sales Tax

Under the Marketplace Fairness Act that is now being discussed in Congress, sales tax for on-line purchases may be included in a consumer's total expenditure. Amazon and the Republican Party, which are both in support of this legislation, have claimed that this new law will help raise government revenue and require states to do a better job of taxing their customers. Residents who live in a state without sales tax but purchase an item from a state with sales tax will now be

required to pay. The Marketplace Fairness Act will not apply to every purchase that is made on the Internet. Instead, only retailers that sell \$1 million in goods will be forced to comply. Concern that this will increase the size of the government has already been discussed by a number of critics, including Grover Norquist and The Wall Street Journal.

DNA-like serial numbers

In order to help combat theft and other property crimes, the Palm Bay Police Department in central Florida will roll out a new device, “Cop Dots.” Using a DNA-like adhesive, these pens will help owners claim their property if it is stolen. The adhesive dots, which are invisible to the human eye, carry a laser-engraved ID marker that can be scanned by law enforcement officials in order to help return a recovered item to its rightful owner. Once valuable

including like jewelry and electronics are registered, residents can be notified if property turns up.

Biostamps

Checking body temperature, heart rate and hydration will soon become as easy as applying a Band-Aid. Company MC10 announced that in 2014 it will release a clear, adhesive microchip that can collect a variety of data points about a person's body in real time. That information can then be stored and sent to mobile devices and computers to help monitor vital signs remotely. On top of its impressive size, the chip will use non-invasive techniques that make it useful in a variety of situations. Whether it's measuring muscle impact during a workout or monitoring an infant's breathing at night, the Biostamp will bring people even closer to technology.

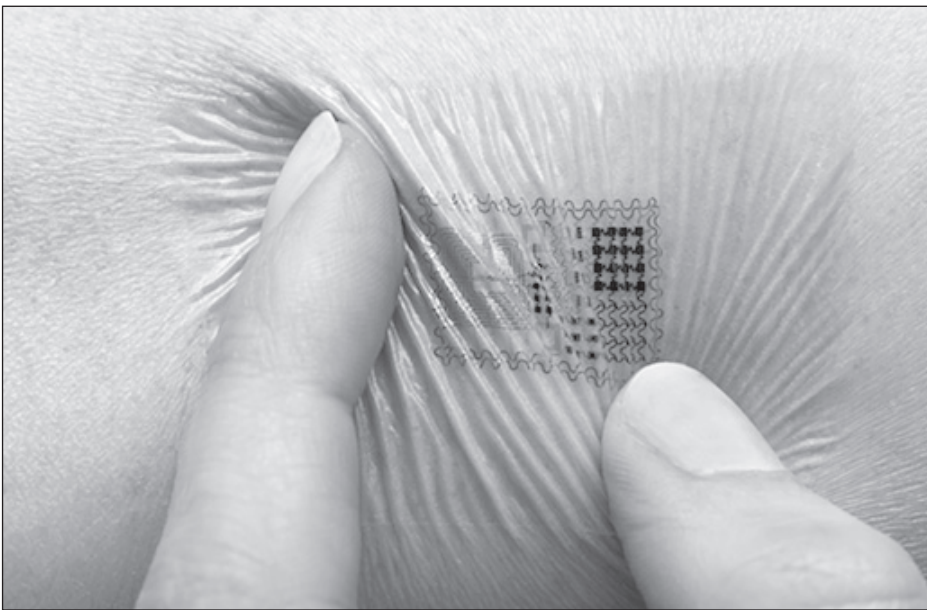


Photo courtesy of MC10

MC10 announced that in 2014 it will release a clear, adhesive microchip, the biostamp, that can collect a variety of data points about a person's body in realtime.

NURSE *continues from page 12*

as her most valuable skill as a nurse — her honesty.

“I'm a product of the '50s, '60s, and there weren't a lot of options then,” Blizzard said. “There weren't many women who worked then. [That was] back before women's lib, so most women at that time probably considered nursing or they considered teaching because those really were the options that were talked about.”

Back then, though there “was a concept of women's health,” it was frequently a part of general family care as opposed to a service provided by a separate doctor. And, as Blizzard frequently remarked, women's liberation had just started to make its mark on health care.

“That was a whole time when we were first starting to see women awake for deliveries and husbands in delivery rooms. I mean, it was a very different time,” Blizzard said.

The separate women's health facility at UT started in the early 1980s, according

to Blizzard, “because there was a nurse practitioner [at UHS] who did women's health and she and one of the family practitioners [who] talked about having a separate area for women.”

Though separating out women's health services was a big change at the time, Blizzard said not much has changed about the work the clinic does since she started in 1987, partly because college students tend to make the same mistakes. Birth control options have grown, but not extensively, and though Blizzard said she spends more time educating patients, it is not because their knowledge of their bodies has decreased but because federal health guidelines are so prone to changing.

“STIs changed,” Blizzard said. She also noted that women are delaying childbirth longer. But, overall, “There's a lot that is the same,” Blizzard said. “You still see people make mistakes, and you still see people learn from them and you still see people grow up through

those years.”

In Texas, the words “women's health” stir thoughts of budget cuts and political attacks more often than routine exams and well-decorated waiting rooms. In Travis County alone, state budget cuts took Department of State Health Services funding for Family Planning Clinics from more than \$2 million in 2010 to just under \$300,000 in 2012. This legislative session, it appears that much of this funding will be restored, leaving the roller-coaster ride of women's health in Texas temporarily at the top of the hill.

But the Women's Health Clinic, because it does not receive state funding, has remained immune to all the budget changes, a quiet calm for students in a statewide storm, a place where the television is always tuned to the Travel channel and Blizzard and her staff stand ready to help women “navigate the health care system.” Or, as Blizzard put

CLEAN *continues from page 12*

first read the script?

Matthew McConaughey: That it was very specific, that it had a very specific voice. The character had language that I'd never really read before, but I loved the language and it was highly mysterious to me. I loved the superstition, and I loved that it was a love story. I loved that it was about this longing and pursuit for an unconditional love, almost innocent yet very fierce love, for this woman. As a character, it was fun for me to go, this guy is living off the grid, and he's not really civilized. It was being able to be that Labrador that you kick off the porch a thousand times and he keeps coming back. This guy Mud, who's this poet in my mind, is this sort of aristocrat of the heart.

DT: Young stars Jacob Lofland and Tye Sheridan pull it off so well, and they really hold your attention. When you're writing and casting for that and you finally cast these kids, do you expand on their roles?

Nichols: You have to give credit to these kids for pulling off these words. Tye had come out “The Tree of Life,” and he had gone through this kind

of amazing experience which I call [Terrence] Malick boot camp. He never had a script, and so he'd never had that problem that I think a lot of child actors have. They just get weird and they get reality ground out of them. I knew Jacob immediately when I saw him. I was like, “That's Neckbone.” There's something in their personality — they're mature, but at the same time, totally suit their age. These kids were able to ingest all of this material and it came back out sounding like them.

McConaughey: But Tye was more of an actor. He knows what he's doing. He has a process. Jacob was someone who is exactly who he is on-screen, who had the confidence to be himself in front of that camera.

DT: I thought you effectively captured the feeling of growing up in a small town. What was your inspiration?

Nichols: I grew up in the suburbs. In Little Rock, you drive 30 minutes, and you're in the middle of these places. My grandparents grew up in a very small town, so I was in a very unique position. Had I grown up in a small town like that, I might have some

“
The character had language that I'd never really read before, but I loved the language and it was highly mysterious to me. I loved the superstition, and I loved that it was a love story.”

— Matthew McConaughey

resentment or I might be one of these people that's like, “Ahh, I gotta get out of there!” I had an outsider's point of view but with insider access. I'd go and stay for weeks at a time with my grandparents and be brought into their community and friends and everything else, so I got to observe people and observe this way of life. It's characters that I feel comfortable with and a location that I feel comfortable with, which isn't to say it's easy. It's just something that I feel like I understand.

MUD *continues from page 12*

marital troubles, Mud's determination to reunite with his beloved Juniper (Reese Witherspoon) and Ellis' own first love.

Even though McConaughey gets the titular role in “Mud,” the film truly belongs to its two young stars, Sheridan and Lofland. Child actors can often be obnoxious or obtuse, but director Jeff Nichols casts his youthful heroes perfectly. Ellis is an unhesitating man of action, and Sheridan makes his confidence, conviction and eventual heartbreak compelling and wholly believable with a performance full of powerful emotion and reluctantly fleeting innocence. Lofland's Neckbone is a more minor character, but Lofland is incredibly natural and funny as Ellis' best friend and sounding board.

Though “Mud” focuses on its teenage performers, the film hinges on McConaughey. McConaughey has been on a remarkable streak in the last few years, and “Mud” continues the actor's reinvention with another outstanding, layered performance. Nichols has created a vibrant, engaging figure here, and McConaughey nails the way Mud's speech veers from extravagantly hyperbolic to quietly earnest and hopeful. There's a sense of tangible danger to Mud, but McConaughey

plays him with that trademark magnetic charm so well that Ellis and Neckbone can't resist helping this charismatic stranger reunite with his lost love.

Witherspoon plays Juniper as a steaming pile of white trash, but there's an uncanny regret and soulfulness to her performance that makes you understand Mud's unceasing affection for her. Meanwhile, the perpetually underrated Ray McKinnon plays Ellis' father with a tragic, misguided passion, and Joe Don Baker strikes a heaping helping of terror into the audience's heart as the leader of the bounty hunters chasing Mud. The MVP among the supporting cast, however, is easily the quiet, effortlessly intimidating Sam Shepard, who gives the film one of its most slyly earned beats in a rousing finale.

In his first two films, Nichols cultivated a feeling of dread with an extraordinary sense of time and place. “Mud” replaces the creeping sense of things to come with a genuine longing for something better, while never losing sight of Nichols' singular eye for writing realistic small towns that easily fill you with nostalgia for a place you've never been and characters so well drawn and carefully constructed that you feel you've known them for years by the time the credits roll.



MUD

Director: Jeff Nichols
Genre: Drama
Runtime: 130 minutes

There are few surprises to be found within the film, but Nichols' script is so delicately, deliberately structured, unfolding at its own naturalistic pace, that the storytelling is skillful and powerful. His direction is even more impressive, especially in his lush, stunning shots of the open Mississippi River and his staging of a climactic gunfight.

Few coming-of-age stories tread into uncharted waters, but “Mud” somehow manages to find something new to express about the beautiful simplicity of youth through its classical, elegant structure and execution. The film is Nichols' best work to date, exploring new corners of evocative Southern backdrops, brimming with wonderful performances and emerging as one of the best films of the year so far.

PSYCH *continues from page 12*

legends like Roky Erickson and The Moving Sidewalks will perform at this year's festival.

“Rock 'n' roll, almost by definition, is rebellious and revolutionary,” Brinner said. “Historically, rock musicians have encouraged every kind of personal liberation — freedom from inhibitions, from conformity, dogma and political oppression. Psych rock is about liberating the mind and spirit.”

One way psychedelic rock does this is by presenting its genre with the application of visual art that is infused in the concerts.

A common element of a psychedelic rock concert is light projection, often termed “liquid light projection,” which is a plate of colored oils in a solution through which an overhead projector shines light, casting an

intense visual spectacle onto whatever surface it's facing.

Brinner said this complements the music perfectly, providing just the right kind of trippy ambience and artistic feeling that has become a staple of psychedelic rock concerts.

Fitzpatrick said many modern bands in today's pop culture create a product first and the art second. Psychedelic rock embraces its history while moving forward and continuing to liberate the mind and the spirit.

“One definition of psychedelic is ‘soul manifesting’ and that's a loose enough definition that we can kind of throw whatever we're into under that tent,” Fitzpatrick said. “The artists on this lineup are not doing this for the money or the fame. This is art first and foremost. These are musicians in the true sense.”

AUSTIN PSYCH FEST

Where: Carson Creek Ranch, 9501 Sherman Rd.
When: April 26-28

Alex Maas, of the Black Angels and The Reverberation Appreciation Society, said psychedelic music is all about an unbiased, respectful community of people sharing one interest.

“I've never seen a more caring musical community than the psych rock community and I've had the amazing opportunity in touring with The Black Angels to see literally thousands of bands,” Maas said. “These people care about the music and soul sharing and searching. Music is therapy and those who leave Austin Psych Fest will understand that by the end of the festival.”

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CITY

Austin psyched for Psych Fest

By Jourden Sander

Austin Psych Fest, an independent festival devoted to psychedelic rock, will host its sixth annual festival Saturday, encouraging the exploration of life at its fullest. Dan Brinner, member of The Reverberation Appreciation Society, the record label for Austin Psych Fest, said that what separates Austin Psych Fest from other festivals is that it doesn't showcase popular bands from multiple genres. It is dedicated to psychedelic rock and the subgenres that fall under the psychedelic music umbrella.

Genres included are garage psych, surf psych, drone psych, blues psych, tribal psych and many others.

Rob Fitzpatrick, member of The Reverberation Appreciation Society, said these subgenres of psychedelic rock came from many generations of rock. In the 1960s, artists like Jimi Hendrix, Jefferson Airplane and Pink Floyd pioneered the classic psychedelic rock sound and were at the forefront of music creation.

"They pushed the boundaries of what was possible technically, musically and creatively," Fitzpatrick said. "That zenith of creativity still stands as the template for psychedelic rock, and so in a sense, some of the new bands creating psychedelic rock are creating music in a tradition that is tied to the style, gear and aesthetic of the 1960s and early 1970s."

Over time, psychedelic rock has expanded beyond the borders of the United States. Brinner said roughly one-fifth of Austin Psych Fest attendees come from outside the U.S.

In addition to international psychedelic rock artists such as Os Mutantes from Brazil and Tinariwen from Mali, Texas psychedelic

PSYCH continues on page 11



Illustration by Lydia Throng | Daily Texan Staff

MOVE REVIEW | 'MUD'



Photo courtesy of Roadside Attractions

Mud (an unsprinkly shirtless Matthew McConaughey) and Ellis (Tye Sheridan) bond over a boat in Jeff Nichols' excellent coming-of-age story.

Coming-of-age story dusted off in McConaughey's latest film

By Alex Williams

To a degree, cinema has become standardized to a set of audience expectations, with many movies defined as superficial variations on something you've seen before, which means that films with the nerve to color outside the lines are often celebrated simply for

being different. "Mud," on the other hand, excels for its conventionality. It sticks to the realm of classical storytelling, but executes a deliberately-paced story in such a fantastic fashion that the familiar becomes riveting once again.

"Mud" depicts the coming-of-age of Ellis (Tye Sheridan) and Neckbone (Jacob Lofland), two young

boys with a taste for adventure. They have their own private oasis, an island in the Mississippi River, and it is there that they stumble upon Mud (Matthew McConaughey), a snaggle-toothed fugitive. As bounty hunters mercilessly pursue Mud, Ellis also has to contend with his parents'

MUD continues on page 11

Nichols comes clean about 'Mud'

By Alex Williams

The fact that "Mud" came together as well as it did is something of a miracle. Director Jeff Nichols put the project into high gear just as his choice for the titular role, Matthew McConaughey, broke free of romantic comedies and started taking on more challenging roles. The resulting collaboration is an excellent, wonderfully told coming-of-age story with a dynamite performance from McConaughey.

The Daily Texan participated in a roundtable

interview with Nichols and McConaughey at this year's South By Southwest Film Festival.

The Daily Texan: The film is a really rich coming-of-age tale. What inspired you to write it?

Jeff Nichols: I started thinking about this back in college. I had the idea of a man hiding out on an island in the middle of the Mississippi River. Immediately, I was thinking of Matthew for this part. I just kind of kept it and started to add layers to it, and in 2006 I sat down and started writing it. I wrote the first

30 pages and got through the first big dialogue scene on the beach with the boys, and then I stopped and said, "I'm not ready to write this yet. I'm just not prepared." The same summer I wrote "Take Shelter," I was also writing "Mud," and I finished it. I just kind of always had Matthew in mind for this part and was fortunate enough that my career got to a point where I could actually give it to him.

DT: Matthew, what were your thoughts when you

CLEAN continues on page 11

HEALTH

Nurse puts women first

By Laura Wright

Though funding for women's health in Texas has declined dramatically in recent years, the Women's Health Clinic at UT-Austin, funded entirely by tuition dollars and clinic fees, has remained untouched by state budget cuts and consequently has continued to serve campus women from its quiet corner of the Student Services Building.

In the women's health waiting room, things appear permanently calm. The television is turned to the Travel Channel. Behind the receptionist's

glass, a tiny lamp drowns out the fluorescent light. Patients sign non-disclosure forms, saying they won't tell anyone who they've seen coming in and out of the office, and conversation is minimal. This is a place for women, capital "W," separate from the general medicine and sports medicine clinics downstairs, and it saw more than 9,960 visits from women in the 2011-2012 school year.

Barbara Blizzard, a nurse midwife with short brown hair and a thick Texas accent leads the team at the Women's Health Clinic, has worked there since August of 1987.

Blizzard's words are

careful and measured, peppered with phrases like "health care messages" and "continuity of care," but she still manages to get her point across. She is here to do her job, and her job is to help women get basic care — the kind they would get from their obstetrician or gynecologist. She sees patients during every available hour of the day.

Blizzard, a native of Lubbock, earned a nursing degree from UT in 1972. Blizzard didn't give the pat sentimental response when asked why she studied nursing, which is a testament to what she sees

NURSE continues on page 11



Yamel Thompson | Daily Texan Staff

Barbara Blizzard is a nurse and team leader at the Women's Health Clinic, a space that has provided obstetrician and gynecologist care at the Student Services Building since the early 1980s.

SCIENCE & TECHNOLOGY

Microsoft to announce next Xbox in May

By Stuart Railey

At last, the next generation of Xbox consoles will be revealed to the gaming community. In a private event set for May 21, Microsoft will release the name and details of its next gaming device. Although the Redmond-based company has

succeeded in keeping many of these details shrouded in mystery, there have been rumors about an Xbox that will always be connected to the Internet. In recent weeks, Microsoft executive Adam Orth voluntarily stepped down from his position in the company after responding to criticism about the possibility of an

"always on" console.

MacBooks run Windows best

Which laptops run the Windows operating system best? Lenovo? Dell? Acer? According to Solutio, a software development company that rates and compares computers, the answer is

XBOX continues on page 11