



OPINION

Government tracks your every move

SEE PAGE 7



A & E

South First Fridays street art brings art community together

SEE PAGE 8



SPARTAN DAILY

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OUTSIDE



High: 79°
Low: 53°

Spartans washed out by Crimson Tide



PHOTO: CLIFFORD GRODINI | SPARTAN DAILY

SENIOR QUARTERBACK JORDAN LA SECLA TRIES TO AVOID A TACKLE FROM ALABAMA DEFENSIVE BACK ROBERT LESTER. SJSU LOST 48-3

See **PAGE 4** for the full story

CSU system mismanages public funds

JORDAN LIFFENGREN
Staff Writer

CSU officials have admitted to mixing public and private funds to the extent that an unknown amount of money is now involved, according to the California Faculty Association.

The lack of organization and documentation on some CSU campuses has resulted in confusion and concern among officials, said the association.

"A documented paper trail is always good," said Alan Cheng, a senior mechanical engineering major. "Every financial expense and income should be written down."

Members of the faculty group became aware of the issue when the minutes of a meeting between CSU administrators and officers revealed that funds had been mismanaged, the CFA said.

CSU officials said money may become mixed when a private foundation organizes a campus event, such as a football game, and is slow to repay the school for its services.

But these foundations are privately owned and exempt from the state's open record laws, rendering the mixing of taxpayer and auxiliary dollars illegal, said the faculty group.

"They are admitting to commingling money, taxpayer money and private donations when for all this time, they have stood firm that this is not going on," said association president Lillian Taiz, in an interview with the LA Times.

"There needs to be some probing and digging into what is going on at these campuses," she said.

Benjamin Quillian, CSU

chief financial officer, said although findings from internal auditors have shown inappropriate usage of funds among some state universities, he has been working with campus groups to transfer all monies to the correct accounts.

Quillian said Chancellor Charles Reed has already begun implementing an examination of auxiliaries and foundations to make certain funds are being used properly.

Thankfully, San Jose State has not run into any of these financial issues, said Larry Carr, associate vice president of public affairs at SJSU.

"The Tower Foundation has an account set up to have the ability to reimburse state costs for certain things to make sure the taxpayers are whole on the things that they support in education," he said. "Our clean bill of health, conducted by our audit center annually, is an example of SJSU's appropriate use of public and private dollars."

He said the actions of other state universities could in turn affect SJSU, but only with new laws that may be implemented as a result of the carelessness.

At present, state senator Leland Yee is pushing a bill to require university foundations to appear under the Public Records Act, ensuring that all monies are managed correctly, said Carr.

The bill has passed the Legislature at this point and is now waiting for Governor Schwarzenegger to either sign or veto the bill, he said.

Last year, Schwarzenegger vetoed a similar bill on the

See **CSU** Page 3

A.S. plans to boost student morale

KELSEY LYNNE LESTER-PERRY
Staff Writer

The new Associated Students president said he has a few events planned to boost the mood of students early in the semester.

"We will do our best to raise student morale, even though we don't have equal funding like we have had in the past," Tomasz Kolodziejek said.

He said the A.S. will host events that don't cost much money or time for students.

One day this semester, he said he plans on handing out ice cream to students when they are between classes, to thank them for being at SJSU.

Justin Church, a graduate student of occupational therapy who lives in San Francisco, said he is rarely on the streets of San Jose and might not benefit from such an event.

He said he would like to see the A.S. do what it can to work with faculty to solve financial problems.

"There have been no furloughs in the occupational therapy program — this shows improvement," he said. "I want A.S. to keep students informed, and lead the student body in frugality until times are better. Things should be cut equally so that everyone has to hurt a little."

Kolodziejek said one of his goals this semester was to have a graduate student serve on the A.S. Board of Directors to represent students such as Church.

He said he reached that goal by appointing graduate student Venkat Peddada as the director of faculty affairs.

"We hope that consistency holds," said Cheryl Vargas, executive director

See **A.S.** Page 2

SJSU alumna recounts founding opera haven

ALEXANDRA HUIDOBRO
Staff Writer

Opera San Jose would not exist if not for San Jose State University said Irene Dalis, founder of Opera San Jose.

As a professor of music at SJSU, Irene Dalis said she wondered where the students would go to develop their skills after graduation.

"To become a performing artist, you have to have performance experience and repeated performing opportunities," Dalis said.

She said she founded Opera San Jose in 1984 to give young performers experience and the opportunity needed to develop as professionals.

Junior music major Amelia Johnson said the SJSU opera workshop gives its students the training necessary to step out into the field of opera.

"(Irene Dalis) to me means the

recognition of opera as a stable art form because she built it out of nothing here," she said. "And it has become this wonderful institution that we get to practice our art in the safety of a department."

Julie Smith, a graduate student in music, said Dalis' relationship with SJSU is invaluable.

"When you leave a school, as a student with an undergrad or graduate, it's sometimes like jumping in the deep end of a pool," Smith said. "You don't know anyone, you don't know where you are supposed to be or where you are supposed to go and I think its great what Irene is doing or has started."

Layna Chianakas, professor of music at SJSU, stated in an e-mail that she has known Dalis since 1995 and counts on her as one of her biggest advocates as a singer and as a professor.

"In the past and present, many of our students have sung in the Opera San Jose chorus, sung small roles, and also become resident artists," Chianakas stated.

Johnson said she recognizes Dalis' support of the students at SJSU.

"I know that she comes to the operas and she looks at the talent that we have here and she keeps her eyes out for the new budding talent," Johnson said. "It's nice to have a link with Opera San Jose."

Dalis said she graduated from SJSU at the age of 20 with a degree in music education and aspirations to be a music teacher.

Life, she said, had other plans for her.

"It's hard to know when you are young what your real talent is," Dalis said. "Don't be surprised to find that

See **OPERA** Page 3

Social justice barbeque draws hundreds

ISAIAH GUZMAN
Staff Writer

An estimated 300 people attended the Cesar Chavez Community Action Center's Social Justice Barbecue on Thursday, Sept. 2, a program coordinator with the center said.

The barbecue was held to give students, faculty and staff a venue to discuss diversity and community involvement, said Yan Yin Choy, a sophomore environmental studies major.

"Community engagement, service, service learning and advocacy, all these things are tied together," she said.

The center organized the barbecue with the Women's Resource Center and the Lesbian, Gay, Bisexual and Transgender Resource Center, Choy said.

"We want students who are already engaged in their community to be more connected to people who commute," she said.

Junior sociology major Diane Case, said she came to the barbecue to learn more about the Women's Resource Center.

"I'm just interested in social movements to better women's rights," Case said.

Case, 46, said there have been times when it would have helped to know more about the Women's Resource Center.

"Growing up in a different generation I wasn't told that education was an option for me," she said. "The push was for marriage and family. So, marriage didn't go so well."

According to the resource center's website, the center offers education on topics such as domestic violence and sexual abuse.

The San Jose Police Department received 2,867 calls for domestic violence, according to police department statistics.

The LGBT Resource Center hosts six different clubs, said Bonnie Sugiyama, the center's assistant director.

According to the center's website, the center uses education and outreach to create a better campus environment for the LGBT community.



SENIOR SOCIOLOGY MAJOR HOLLY RUED (LEFT) AND JUNIOR SOCIOLOGY MAJOR ROSE FRIED (CENTER LEFT), HAND OUT ICE CREAM TO STUDENTS AT THE SOCIAL JUSTICE BBQ ON SEPT. 2.

PHOTO: ANNA BAGIROV | CONTRIBUTING PHOTOGRAPHER

There were 43 hate crimes in San Jose last year, according to police department statistics, 11 of which were motivated by sexual orientation.

within an hour, and they were supposed to last us at least a couple hours."

Dharshan Raj, who graduated with a business degree last year, attended the barbecue with his friend, Karishma Bendale.

Raj said he came "just to meet people and have some fun."

"So far, I've already seen a few familiar faces," he said. "I guess it brings a sense of community."

Undeclared sophomore Gabriel Rodriguez sat eating with a group of friends. Through the Cesar Chavez Center's Fuerza Escolar program, Rodriguez said he and a group of SJSU students tutor and mentor children at Washington Elementary School on Oak Street once a week.

"We hope to empower the youth so they feel they can go to college as well," he said.

Beef, chicken and pork tacos were served with rice and beans. Ice cream was the dessert on a day that reached 96 degrees in San Jose, according to the National Weather Service.

"There has to be a way to lure people to places," Rodriguez said.

“There has to be a way to lure people to places.”
GABRIEL RODRIGUEZ
Undeclared sophomore

Sugiyama said the barbecue gave the center good exposure.

"It was great," she said. "It met and exceeded (our expectations) because I think we ran out of tacos

Students dance, eat and connect at fiesta



REBECCA HENDERSON
Staff Writer

The sound of Latin music entertained students while they snacked on tasty tacos making it a fiesta for all at the Aquatic Center on Thursday, Sept. 2.

The 200 students who attended were served tacos from a local restaurant and given free salsa lessons said Emily Bauer, associate director of Student Involvement.

Bauer said the primary focus of the event was to reach out to new students and form strong connections.

"We are hoping to entice students to come out to the pool, have some fun, meet new people, and really just be excited about being here and what it has to offer," Bauer said.

Senior kinesiology major LaShae Ingram said the event was put together by Student Involvement for the Fall Welcome Days, which are events set up for new students to become better acclimated to the university.

"It benefits students in a great way," Ingram said. "It's a Thursday and they probably had a hard week of school so they can just come to the pool hang out, get free food, ice cream, chill, get to know each other get to know fall welcome days staff and get to know Student Involvement as a whole."

As the crowd swayed back and forth to the Latin music, some students were given free salsa lessons from the salsa club.

Yvonne Rodriguez, a senior radio, television and film major said she heard about the event through Facebook and received an invitation from the Salsa Club. She said she thought

it was a great idea that student involvement put together the event.

"It's a great stress reliever and a way to meet new people," Rodriguez said. "I reconnected with my old co-worker while I was here."

Maria Makarian, a senior social work major, said she was informed about the event through a friend and events like the fiesta will help bring the student body closer as a community.

"I think that it helps students because SJSU should have more of a community because it's such a large school and events like this help people get together and socialize, which is important because otherwise it's just like any other commuter school," Makarian said.

Victoria Nguyen, a freshman business finance major, said she learned about the event through her MySJSU account.

"I haven't really been involved with anything, so I wanted to do something besides go to school and go home," Nguyen said.

Charmaine Lacap, a freshman liberal studies major, said she was hoping for a larger turnout to meet new people, but reconnected with her old co-worker Yvonne Rodriguez while she was there.

"It gives people the chance to meet new people and they get feed for free," Lacap said.

The mission of student involvement is to personally interact with students on a one-on-one basis by helping them in their personal growth and train them to develop leadership skills for the future according to the SJSU website.

A.S.

From Page 1

of Associated Students. "We are really hopeful. It's a positive year and there is a lot of energy in the current board."

Peter Millar, a junior animation and illustration major, said he was more curious about the Student Union being torn down.

"What are they going to do with the empty space?" he asked.

Millar said he attended a meeting where plans for the new Student Union were discussed.

"It's cool to have a pimped out Student Union," he said. "But with everything financially the way it is right now, people have different priorities concerning where the budget goes."

Millar said he understands the A.S. is trying to attract new students, but said he doesn't think it's a necessary use of money, and that a better use of the funds would be to repair the Art building.

The state has to provide money for the Art building and most buildings on campus, Kolodziejek said about Millar's suggestion.

The renovation students see now is part of an ongoing process to have a modern urban campus, Kolodziejek said, one example of which is the Dr. Martin Luther King Jr. Library, a project that also involved the city of San Jose.

For current students, he said the A.S. is focused on the Campus Village residents.

Kolodziejek said he wants residents to have the Student Union building as a space to study after hours.

One thing he said he wants students to realize about the

construction on the new Student Union is that some associated student governments own their student union, but SJSU doesn't.

"It's a separate auxiliary," Kolodziejek said.

The A.S. is currently in the interview process for a director of business affairs, who Government Administrative Assistant Christy Riggins said will be in charge of student surveys that will go out as soon as the position is filled.

"Last semester's A.S. began to work on crafting a survey focusing on the needs, services and satisfaction of the students," Executive Director Vargas said.

She said there will also be open-ended questions that students will have a chance to answer, and there will be an internal meeting for the results to be shared and analyzed before a retreat the A.S. will take in January.

The survey results are expected to be in by October, Riggins said.

The A.S. is always trying to hear what it is students want, she said about the surveys.

"Fitness, sports, and special events, are what the students are curious about," Riggins said. "And since there is no more blues festival, the students probably want something else."

Kolodziejek said the second board meeting will be next Wednesday in the Student Union.

It is open to the public, and he said there will be a public forum at the beginning of the meeting where students can have their voices heard by the student body government.

"Our greatest need is for students to serve on committees," Vargas said. "Students can actually make a change."

FOURTH STREET

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SAN JOSE DIRIDON STATION/ALMADEN BLVD

MAX SHPUNGIN, A SENIOR COMPUTER SCIENCE MAJOR, DANCES WITH HIS PARTNER AT THE WELCOME DAY POOL PARTY FIESTA ON SEPT. 2.

PHOTO: ANNA BAGIROV | CONTRIBUTING PHOTOGRAPHER

Scavenger hunt leads to tasty treasures

JEN NOWELL
Staff Writer

With a map and a list of eateries in hand, the search for clues began in downtown San Jose on Friday, Sept. 3 when for the first time the university held a scavenger hunt that went beyond the campus grounds.

Six students showed up for the hunt and left the Student Involvement offices, a place for students to learn about campus activities located on the first floor of Clark Hall, in three teams.

"It's an opportunity for new students to get to know downtown San Jose better and learn what businesses are available to them," said Laurel Gardea, organizer of the event.

Gardea, a graduate student working to get her teaching credential, said she set up the scavenger hunt in hopes of bringing new and transferring students out to learn what local businesses offer to students.

They were given a list of 32 favorite places among students, eight of which were represented by stars, she said.

She said students went to different businesses, following a map around downtown that was unmarked, save for eight stars denoting different locations.

They needed to ask questions about what the restaurants or locations offered in terms of discounts and special offers for students, she said.

The places will tell you about what they offer and may even give you free samples, she said.

Colin Blower, a junior computer science major, said he came after the promise of free food.

Junior engineering major Christine Sherer said she found out about the event at one of the Fall Welcome Day events and just happened to be on campus with some free time between classes at the time of the hunt.

Freshman animation major Ariana Barton said, "I thought it

would be a good way to explore downtown."

Heading west of campus, the first stop on the map was Grande Pizzeria on Fourth and San Carlos Streets, Gardea said.

Miguel Barrita, manager of the pizzeria for three years, said Gardea came to him to be a part of the scavenger hunt and he said yes.

"This place has been here for 30 years and we get a lot of students who come here, especially since we now have happy hour twice a day," he said.

Mindy Hoyt, an employee of Polar Ice, a frozen yogurt shop, said she thought the scavenger hunt was a good idea.

"It's pretty cool. Pretty neat," she said.

Ruben Mendoza, shift manager at the Pita Pit, said he thought the scavenger hunt was an interesting idea.

"We are open until 3 a.m.," he said. "Students find us after class or a long night of studying when they are hungry and we are one of the

few places open this late."

Loves Cupcakes manager Vanessa Zarazua said the scavenger hunt is free marketing for the shop.

After completing the hunt, Barton said, "We learned a lot of places here offer student discounts."

Sherer said she knows downtown better now.

There was some confusion about the date and time for the scavenger hunt, Gardea said.

"I found out this morning that Camera 12 doesn't open until three, and I'm sure you will be done with the scavenger hunt by then," she said to the students as they headed out.

Gardea said this year went well but next time there will be better communication between her and the chosen businesses.

She said two of the restaurants were confused by the day and time, and they didn't give the clues to students when they showed up.

There are just a few minor problems that will be fixed for next year, she said.

OPERA

From Page 1

you don't end up doing what you set out to do." After graduation, Dalis said she moved to New York to attend Columbia University and study piano.

During her time there, she said, a professor discovered her voice and encouraged her to study vocal performance seriously.

As she was studying voice at Columbia, she was awarded the Fullbright Scholarship that took her to Milan, Italy in 1951, Dalis said.

"That is where the music director of the company somehow had the nerve to engage me out of a vocal studio and put me in acting roles," Dalis said.

In 1953, the mezzo-soprano debuted as Princess Eboli in Giuseppe Verdi's "Don Carlo," according to Opera San Jose's website.

"My first role as Princess Eboli is one of the most coveted mezzo-soprano roles," Dalis said, "and that role became my visiting card."

Dalis said in 1957 she made her debut at the Metropolitan Opera in New York and continued performing at the theater there for 20 years.

According to the Opera San Jose website, she became the first mezzo-soprano to play Lady Macbeth at the Metropolitan Opera.

The internationally known opera singer also performed her signature role as Princess Eboli on the West Coast at the San Francisco Opera in 1958 and would try to perform at that theater every one to two years, she said.

According to Opera San Jose's website, Dalis retired from the big stage in 1977 and returned to her hometown of San Jose.

Once she arrived Dalis said she was appointed by John H. Bunzel, SJSU president from 1970-1978, to teach voice at SJSU, she said.

"I learned long ago, that just because someone has an international career as a singer, doesn't mean they can teach voice," Dalis said.

She focused her attention on the young opera workshop which, she said, had an enrollment of 72 singers at the time.

From there, Opera San Jose was born and for the first 10 to 15 years most performers were from SJSU, Dalis said.

Junior music major Mark Haygood said the continued involvement of SJSU students is a positive reflection on the school.

"It shows that the alumni actually enjoyed their time here and like to come back and contribute rather than just trying to get out of here as soon as possible and not liking it," he said.

The General Director of Opera San Jose is always looking for talent from SJSU, Dalis said.

"We are still very close to SJSU and if there is a student who auditions for us and is as good as other students that audition for us," Dalis said. "I would take the SJSU student."

Music professor Chianakas stated she feels the support from Dalis in the music department.

"Her loyalty to SJSU continues, as she always agrees to listen to any of our voice students audition, attends our Opera Workshop productions," she said.

Chianakas said Dalis is also a supporter and member of the Opera Workshop Lovers Society.

"I look forward to many more years of having Ms. Dalis as a vibrant force in our department as well as the music community of San Jose," Chianakas said.

CAMPUS IMAGE

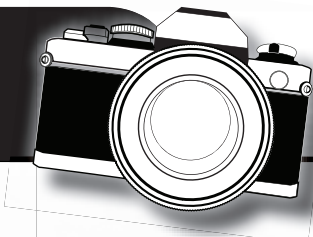


PHOTO: HUSAIN SUMRA | SPARTAN DAILY

THE BAY AREA BHANGRA CLUB PRACTICES ON TOP OF THE EVENT CENTER FOR A BHANGRA DANCE COMPETITION ON AUG. 30.

CSU

From Page 1

grounds that it would discourage donations from those who wished to remain anonymous, according to an article on SF-Gate.com.

"I think that if someone wants to make a general donation to the school, then they should be entitled to anonymity," said freshman physics major Ilze Pukite. "Unless they're donating to a specific department or cause, they should have the choice of being recognized or not."

Undeclared sophomore Aubrie Crusco, said that if a foundation wants to donate their own money, she thinks they should have the right of privacy and remain anonymous if that's what they prefer. A decision on the bill will be made by the end of this month, said Carr.

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'Bama Hammers SJSU

MELISSA SABILLE
Sports Editor

TUSCALOOSA, Ala. — The Spartans put up a fight against college football's No. 1 ranked Alabama on Saturday, but the game ended with a loss of 48-3.

"I was excited about our first game, would have liked to have a different score, no doubt," head coach Mike MacIntyre said. "But I was proud of the way the young men fought the whole way."

The Crimson Tide started out with the first drive and tested the Spartans' defensive line from the first kick.

Alabama, however, pushed past the Spartans and scored on their first drive, only 3:22 into the game.

The Spartans responded with their first drive in eight plays, ending when freshman Harrison Waid kicked a field goal from the 31 yard line.

"It felt good to get some points on the board," Waid said. "It's always good to get points early. It was good to break the ice. It's my first real field goal in college."

Though the Spartans scored on their first drive, the Crimson Tide managed to score on eight of the 12 drives throughout the game.

"(The team) was definitely a lot faster," junior running back Brandon Rutley said. "They move good together as a team, the team tackled very well. They were just really well prepared."

According to the Alabama athletics website, the average weight of the Crimson Tide roster is more than eight pounds greater than that of the Spartans.

Senior defensive end Mohammad Marah said despite the size difference, the team should have been able to respond differently.

"If they outweigh us, we have to beat them with our speed and our quickness — no excuses," Marah said.

He said the team's overall effort was promising.

"We might have made some mistakes that led to our defeat, but we played as hard as we could," Marah said. "It would feel worse if we just gave up. It feels a lot better knowing that we competed down to the last second."

The Spartans' defense got pushed around, according to MacIntyre, but he said they did push back.

Sophomore linebacker Kyler O'Neal was credited with the Spartans only sack against Crimson Tide quarterback Greg McElroy.

At the Crimson Tide goal line, senior safety Duke Ihenacho forced a fumble from Alabama's Eddie Lacy, which was then recovered by Spartan junior cornerback Brandon Driver.

Freshman Vince Buhagiar and junior linebacker Tiuke Tipulotu led the Spartan defense with nine tackles each.

"Most of our team is pretty young," said Buhagiar, who just four months ago was a senior in high school. "We're all out here learning from our experiences, taking what we can and continually making progress."

MacIntyre said he was proud of the way the team pushed on through to the end of the game.

"I told them I thought maybe at the end of the third quarter there, for a second, they were thinking about spitting the bit," MacIntyre said. "They recharged themselves and I really think they kept fighting. Also they were not exhausted at all, they were fresh and ready to go and kept playing hard."

Senior quarterback Jordan

La Secla said the team showed that it has potential to succeed.

"I feel like we did some good things," La Secla said. "We moved the ball pretty well at times and it was good to see that. I think we showed we have some big play capability. We answered some questions on offense that we can move the ball and we just have to get it into the end zone."

La Secla, who finished the game with a total of 85 passing yards, completed seven of the 14 passes and had an interception.

"Ryan (Otten) got pushed outside, the safety played it really well," he said. "(Robert Lester) just

jumped in front of it, it was a good play."

MacIntyre said both quarterbacks La Secla and Matt Faulkner have a lot of room for improvement.

"I thought they did some good things," he said. "A little spotty at times, they could have hit a few more open guys - played to the inside a bit too much - some outside receivers open a couple times. But they'll see that on film, they'll learn to see the linebacker and understand that these guys are extremely quick."

Ultimately, Rutley said playing the No. 1 ranked team was a learning experience, just like any other game.

"It doesn't matter, we don't care who we play, it's exciting," Rutley said. "The fact that we're the underdogs, it makes us want it that much more. So we're going to go home and prep for Wisconsin, and we'll probably be the underdogs for them too, but we'll come out there ready to play."

Junior safety Alex Germany agreed.

"We don't look too big at the score, we just look at the brighter things," Germany said. "We had a few series in a row when they went three and out, at the goal line we had a forced fumble, so we're going to get a lot of experiences out of it."

Rutley said overall, the team is just looking ahead and doing what it can to prepare for its next game against Wisconsin.

"We got beat, but we'll get over it," he said. "Sometimes you win some, you lose some. But we move on, we're looking forward to the next game. This is in the past now. We're not worried about that. We'll go back, look at film, and prepare for the next game."

SPARTAN LEADERS

Rutley	13 rushes, 52 yards
La Secla	7-14, INT, 85 yards
C. Jones	3 catches, 20 yards
Grigsby	2 catches, 55 yards
Tiupulotu, Buhagiar	9 tackles

GAME STATS

	SJSU	UA
First downs	7	30
3rd-down conv.	1-13	7-15
Net total yards	175	591
Net passing yards	86	334
Comp.-Att.-Int.	8-19-1	22-30-0
Net rushing yards	89	257
Rushing attempts	29	41
Offensive plays	48	71
Avg. gain per play	3.6	8.3
Fumbles-lost	1-0	3-1
Penalties-yards	5-35	4-40
Punts-yards	9-374	3-122
Punt returns-yards	0-0	3-9
Kick returns-yards	7-150	2-43
Possession	29:18	30:42



(ABOVE) FRESHMAN LINEBACKER C.J. MOSLEY (32) PULLS THE BALL AWAY FROM SOPHOMORE TIGHT END RYAN OTTEN (82) FOR AN INTERCEPTION, BEFORE RETURNING IT FOR 15 YARDS. (BELOW) KICKER HARRISON WAID (10) BOOTS A FIELD GOAL FOR THE SPARTANS, THEIR ONLY POINTS IN THE LOSS.



PHOTOS: CLIFF GRODIN | SPARTAN DAILY

An Evening With

Dolores Huerta

"By the Time We Got to Phoenix: SB 1070 and the New Chicano Civil Rights Movement"

A conversation with Dolores Huerta, Thomas A. Saenz, and three members of Ozomatli; moderated by Richard Gonzalez

September 23, 7:00 PM
Morris Dailey Auditorium

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SAN JOSE STATE UNIVERSITY

ASSOCIATED STUDENTS

Women's soccer first victory of season

DONOVAN FARNHAM
Online Editor

San Jose State's women's soccer team had its first victory and ended a four-game losing streak when they beat Cal State Bakersfield on Sunday afternoon with a score of 2-1.

The Spartans took an early lead 23 minutes into the first half when sophomore forward Kelsey Lord shot an unassisted goal to the back post after junior midfielder Lauren Sanchez crossed her the ball.

Although the goal was unassisted, Lord said this goal was a better victory for the Spartans because it was more of a team effort with junior midfielder Lauren Sanchez crossing the ball to Lord, than the second goal.

"Lauren Sanchez took a lot of effort to do what she did," she said. "The second one we got them on a mistake."

The Spartans second goal came ten minutes into the second half of the game with an unassisted shot by Lord again.

The Roadrunners finally put up a score 81 minutes into the game when midfielder Jessica Fogeltanz scored after a corner kick on the Spartan's goal.

Junior defender Jessica Ingram said the team's defense was working well with each other and that Sunday's game was one of the better starting halves the team has had in its still-young season.

"We didn't let them control the game we took it to them and showed them who's boss," Ingram said. "We had a lot of new people who kept coming in and the subs coming in and that worked really well for us."

She said the Roadrunners' goal was the work of a lack of communication among the Spartans.

"It bounced in the box and it shouldn't have," Ingram said. "It was a miscommunication. People needed to clear it instead of letting it bounce. It's something we need to fix and work on."

Overall, she said the team did well but for games later in the season, they will need to work on controlling the area near the goals, both for defense and offense.

Head coach Jeff Leightman said it was good to get the first win of the season.

He said the Spartans were in control of the game and after the second goal the team let off the pressure and let Bakersfield have too many corner kicks.

Leightman said the Spartans were being out-competed for the ball and weren't moving fast enough for the ball.

He said he wants the team to keep building for the Spartans' upcoming conference games and the rest of the season.

"If we peak in September, then we're doing a poor job of coaching," Leightman said. "Obviously we want to be peaking in October or November and we're still building our identity and what type of team we're going to be."

He said the season is still young enough to find the out where all the players fit into the team's rhythm and mold and the team has three-quarters of the season left to play.

"I know we're five games in, but we're only five games in," Leightman said. "There's plenty of soccer to be played."

SJSU wins third game to finish 1-2

TYLER DO
Staff Writer

SJSU women's volleyball came out victorious in three consecutive sets against UC Riverside on Friday night, in a 3-0 win at the SJSU/St. Mary's College Tournament at Spartan Gym.

The third set of the game was the most intense of the three sets. The Spartans and Highlanders were neck and neck throughout the set from the first serve delivered by Spartan Leilani Marple.

"The repeated tiebreaker rally at the end was a lot of pressure and I think our team is going to do well with that this year," freshman Hannah Blume said. "So bring it on, the more pressure the better."

Members from both teams played aggressively with strong blocks and kills from each side. In addition, careless mistakes made from opposing teams generated several tie breakers, resulting from countless net faults and short serves.

After 15 ties, the Spartans earned victory with ending the game at 34-32.

The long-awaited victory for the Spartans was achieved by Blume. The Spartans were led by Freshman, Hanah Blume who produced 14 kills, 13 digs, and had only six hitting errors and she accomplished a double-double for a personal best.

The final scores were 25-21, 25-16, 34-32. "I think we played very well, but we can

For coverage of SJSU's first two games, go to: news.sjsu.edu/category/sports

always improve," Blume said. "I think we played our hardest and we went out there with a lot of confidence."

The first set began with Caitlin Andrade serving for the Spartans. The point was won by the Highlanders on a joint block.

After starting off on the wrong foot, the Spartans quickly responded in a group effort to tie the score. From then, the set picked up; with the Spartans making kills back to back. Blume set the start for many kills by starting with her initial point in the 7-5 rally. She was assisted by team members Andrade with two drops, Brianna Amian for a kill and assist, and Sarah Greist for a drop and kill.

The set ended with mistakes by Riverside, resulting in a score of 25-21.

The second set included more mistakes by the Highlanders and aggressive play by SJSU.

Sophomore left side hitter Taylor Japhet spiked a kill in the blindspot of the back players, taking the Highlanders by surprise.



SJSU HITTER KRISTA MILLER SPIKES THE BALL BETWEEN UC RIVERSIDE BLOCKERS BRITTNEY MURREY (7) AND MEGAN PATTERSON (5) DURING THEIR GAME ON SEPT. 3.

The lead of 17-13 gave the upper hand to the Spartans. It contributed to the final score of 25-16 for the set.

SJSU's three day tournament against St. Mary's, UCLA, and UCR ended on a positive note. Head coach Oscar Crespo said that this is a great commencement for the season.

"We definitely met our expectations as to what we set before the match, in regards to how we were going to serve and how we were going to play defense," he said.

"The season is looking really good and this is where it's going to turn and we're just going to take it from here," Andrade said.

"Not only did we can a win but we were technically strong and tactically," Crespo said.

Spartan cross country teams each place first

DANIEL HERBERHOLZ
Sports Editor

With a mile to go in the Battle of the Bays in Belmont, only Agnes Silvestro of Holy Names University was between the finish line and two SJSU women's cross country runners.

Juniors Kate Lambdin and Elizabeth Raymond wanted to change that.

"I just pushed hard for the finish... for the team," Raymond said.

The teammates crossed the line in first and second place in the 2.95-mile race.

"Kate just pulled away a little bit, but they worked together really well," said Jeff Argabright, assistant coach for the cross country teams.

Lambdin finished with the time of 18:48 - good for first place, as well as conference Player of the Week honors.

"I think that's awesome," said Raymond, who crossed the line at 19:02. "I am so happy that a San Jose State cross country runner is WAC athlete of the week."

The other top-ten finisher

for the Spartans was senior Lauren Dubay, who placed eighth with a time of 19:52.

The men's team had the top four runners in the race, and had all five point-scorers in the top seven finishers.

Senior Alfredo Coronado earned first with a time of 21:06 - a full minute ahead of junior Sterling Granger (22:08). Coronado was also named conference Player of the Week.

Senior Irvin Garcia crossed six seconds behind Granger, followed by senior Alan Shelton.

Seventh-place finisher Luke Galvan said he enjoyed the team winning a race for the first time in his career at SJSU.

"It was just cool to actually win a race, because you get to get on stage and you get a plaque and stuff," the senior said.

Argabright called the team's races a confidence booster.

"It shows they've been working hard in the summer," he said. "We didn't take any time to rest for the meet at all, we trained through it, so it's good to have a good result."

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iTunes' new social network proves socially awkward

TECH REVIEW



ALEX SPICER
Staff Writer

Last week, Apple revealed its newest addition to iTunes: a social network for music called "Ping."

Included with the free iTunes 10 download, Ping allows users to follow all things music-related with friends and artists on a Facebook-like interface embedded within the iTunes program.

A follower can monitor day-to-day text updates, musical preferences, upcoming concerts and album reviews of a particular person or group, as well as sample individual songs recommended by friends.

On paper it would seem like Apple has made a good move by allowing millions of iTunes users to actively follow their favorite artists in a completely music-focused environment, all while driving more traffic toward their iTunes program.

But that is, in essence, the biggest problem with the Ping network.

Ping feels like it was thrown together to create yet another outlet to attract Apple's already massive iTunes user base into buying more music through the program.

There are "buy" buttons everywhere.

It feels like everywhere I look Apple is trying to sell me something based on what it perceives as my own interests or the interests of those I am following.

Not that I can blame Apple — they are after all a business, but when you have other social networking sites that are little more intimate between the artist and followers (such as MySpace Music or Last.fm), having what feels like a used car salesman as the middleman constantly reminds you of the real agenda behind Ping.

Hardcore music enthusiasts who can see past that issue and are interested in adding to their music collection on a regular basis, are still going to be disappointed.

A major problem is that Ping can only be accessed through iTunes. That means every time you want to check up on your friends and favorite artists on Ping, you have to boot up iTunes.

For Windows users such as myself, that can be an annoying process.

Compared to the accessible and relatively fast social networks available, the Ping user interface feels slow and buggy.

Ping is as bland as a whitewashed wall.



IMAGE COURTESY OF APPLE

APPLE'S FIRST ENDEAVOR INTO SOCIAL NETWORKING COMES IN THE FORM OF PING, AN ITUNES-EXCLUSIVE COMMUNITY WHICH CENTERS AROUND THE USER'S MUSICAL INTERESTS.

For example, the search bar that one would use to find friends or a favorite artist is completely useless.

It was unable to find just about anything I searched for. This may be because there were few artists involved in the early stages of the network, but even well-known bands such as The Beatles are apparently non-existent.

There is also very limited customization in terms of making a page your own.

Compared to MySpace Music,

which allows artists to have a custom-designed page for their followers to enjoy, Ping is as bland as a whitewashed wall.

If Apple really wanted to differentiate itself from the rest of the pack, it could have at least provided features that are better than those provided by the competition. Just about everything Ping does has been done better by other social networks.

There is no importing of existing networks such as Twitter or Facebook, it has only 30 sec-

onds of streaming music to sample compared to complete songs on networks such as Last.fm, and lacks much of the social aspect that a social networking outlet should have.

The success of Ping will ultimately depend on its growth in terms of bringing in popular artists and its ability to connect with other social networks.

For the moment, however, it appears to be nothing more than more fluff on top of an already very bloated iTunes.

SPARTA GUIDE



Sparta Guide is provided to students and faculty, free of charge. The deadline to submit is at noon, three working days prior to desired publication date. Entry forms are available in Spartan Daily, DBH 209. Entries can be emailed to spartandaily@casa.sjsu.edu titled "sparta guide." Space restrictions may require editing or exclusion of submissions. Entry is not guaranteed. Entries are printed in order of which they are received.

STUDY ABROAD Information Meeting

Place: Clark Hall 100H
Contact Veronika Malki: (408)924-6057
September Meeting Schedule:
9/1 4pm 9/2 3pm 9/3 2pm 9/13 11am

STUDENT INVOLVEMENT ACTIVITIES

For more information on the following call (408)924-5950

September 8th

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Place: 7th Street Plaza/SPX Lawn
Time: 10am-2pm

Counseling: Cn U Rd Ths? Notes 101
Place: Clark Hall 118
Time: 1:30pm-2:30pm

September 9th

Spartan Squad Kick-Off
Place: Village Quad
Time: 6pm-9:30pm

September 15th

Tau Delta Phi Co-ed Honors Fraternity: Opportunity Fund Presentation
Place: Tower Hall
Time: 7pm

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TODAY'S CROSSWORD PUZZLE

Crossword puzzle grid with clues for Across and Down. Includes 'Yesterday's Solution' grid.

SUDOKU

Sudoku grid with numbers 1-9 in some cells.

Sudoku grid with numbers 1-9 in some cells.

CLASSIFIEDS

Land of the free, home of the tracked

If you intend on parking your car somewhere, it better be locked in your garage, according to the 9th Circuit Court of Appeals because there is no reasonable expectation of privacy in your own driveway.

The decision regards a GPS device secretly placed on the car of an Oregon man suspected of growing marijuana. His vehicle was parked just a few feet away from his home on the night the tracking device was stuck underneath the car and hidden from sight.

Evidence gathered from tracking the man's movements were used to convict him, despite the fact there had been no warrant or notification of the GPS on his vehicle. He is now serving a

51-month sentence and has been denied an appeal three times.

The 9th Circuit, which includes California, Alaska, Washington, Oregon, Montana, Idaho, Nevada, Arizona and Hawaii contributes to a huge body of cases in the historically liberal court. Chief Justice Alex Kozinski dissented against what he called an "abandonment" of the Fourth Amendment, which most interpret as an implicit right to privacy.

Way back when Americans were still colonists avoiding taxation, British tax collectors could enter homes and seize any possessions they felt necessary. The Fourth Amendment remedied this problem by stating people have

the right to be "secure in their papers, houses, persons and effects" and protects us from unreasonable search and seizure.

The law holds up in its original purpose, but modern technology has moved faster than the law can keep up. Litigation is notoriously slow and the 9th Circuit proves 60 million people can make the process even slower. The case of the Oregon man started three years ago.

With the proliferation of GPS through cell phones and becoming commonplace in newer vehicles, the government could very easily become an Orwellian state.

You probably wouldn't notice you're being watched and your justice system has no responsibility to



MICHIKO FULLER
Staff Writer

notify you as it stands today.

For Batman fans, there was a good reason Lucius Fox wanted to resign when Batman showed him the cell phone sonar imaging he used to find the Joker. It's simply unethical to use someone's personal property to track them without their consent.

Constant tracking violates the concept that we are innocent until proven guilty. Typically, evidence found without a warrant will be thrown out of court. Parolees are at least aware of their tracking devices and can adjust their lives accordingly without incriminating themselves unintentionally.

What may be more unsettling for broke college kids is the court's reasoning behind the ruling that if

strangers, such as delivery people, can access your car, you can't expect privacy.

That means gated communities with high fences, posted security and other roadblocks to your pizza delivery person are allowed a higher expectation of privacy than someone sharing a garage or without the funds to enclose their property.

Who thought setting your car alarm would be to ward off police officers?

Hope does remain as more Fourth Amendment privacy cases work their way through appeals circuits across the nation.

Even if the Oregon man's appeal is denied yet again, this is not an issue the Supreme Court can ignore much longer.

The Fourth Amendment needs an official interpretation or else another amendment needs to be added to the Constitution.

There needs to be a definition between delivery people and government agents.

“Who thought setting your car alarm would be to ward off police officers?”

New opiate of the masses

It's September, ladies and gentlemen, and football is finally here. Sure, there are plenty of far more important things going on in the world.

President Barack Obama gave a speech about spending another \$50 billion for his Public Works Plan, our economy remains mired in the recession and, of course, we're all still getting back into the flow of school.

Blah, blah, blah. I mean, I care what's happening in the world, but all these things just build tension and stress in my life.

For many of us, Labor Day marks the beginning of sports heaven. Baseball is headed toward its playoffs, college and professional football are set to begin, by the end of the month the NHL's season begins and the NBA won't be far behind.

Sports are a chance to spend time with family, friends and community and just forget about all the stress in your life and have fun for a few hours. They are a mental getaway from the daily grind.

The die-hard fans will keep track of their teams year round, while others wait for ESPN to start talking about the upcoming seasons again.

The draft rolls by and coaches start talking about how well all their players are performing. Fans listen and come away feeling optimistic about their teams, the same way fans of M. Night Shya-



MARLON MALONEY
One-Man Peanut Gallery

malan movies still believe his next one will be another "The Sixth Sense."

I'm one of them (not a fan of Shyamalan), although I've learned to control my optimism at the beginning of the season. I'm a die-hard and for me, Labor Day means sports season is here.

On Monday night, the first prime time game of the college football season already had an amazing finish. Boise State just edged out a victory over Virginia Tech in the last minute of the game.

I can't go a day without logging on to four or five sports websites. Before being an editor for this paper my Sundays during football season were spent watching every televised NFL game from 10 a.m. to 8:30 p.m. — I threw in a little bit of homework time in there somewhere.

Sad, I know, but it's no different from the Facebook fanatic, the video game fiend,

the shopaholic or the avid celebrity gossip reader.

The list could go on for days. Some are given praise while others are looked down upon.

If you get a couple of guys that don't know each other together, something related to the sports world is probably going to get the ball rolling as a conversation starter.

"Hey, you happen to catch the game last night?"

BOOM! Yak yakitty yak yak yak.

These guys are best friends for the day.

Otherwise, those guys will sit there in awkward silence wondering what the hell they're all doing there.

To each his own is what I'm trying to get at. People are going to like what they like and you just need to accept them for who they are.

There's plenty of people who hate on sports or just wish it wasn't so important to people, but everyone has vices and virtues to make them who they are and bring people together under one common interest.

So get ready for the best time of the year: Sports galore, holidays galore and plenty of stress to melt away.

"One-Man Peanut Gallery" is a bi-weekly column appearing on Wednesdays.

Marlon Maloney is the Spartan Daily Opinion Editor.

Army bends on fitness

While I was growing up my dad was a health and fitness freak.

While all of the other kids ate Frosted Flakes and Lucky Charms for breakfast he made sure I had my oatmeal and whole wheat toast.

The man treated his body like a temple, rarely contaminating it with fast food or alcohol.

Not only was he uber-conscious about what he put into his body, he also made sure to exercise at least six days out of the week.

There was good reason behind his strict health regime — he was a Marine. To fulfill his duty as a lean, mean fighting machine, he had to stay in tip-top condition.

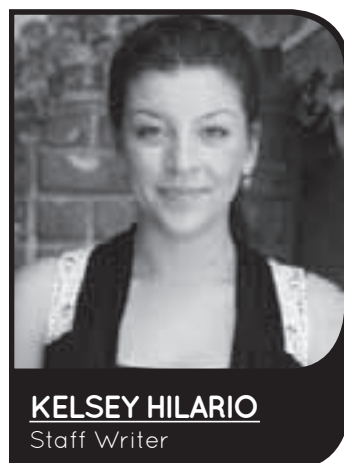
Out of the 18 years I spent on Camp Pendleton, the largest United States Marine Corps amphibious training base, not once did a day pass when I did not see Marines engaged in physical training.

According to my dad, the Navy, Air Force and Army were put into place for the people who couldn't hack it in the Corps. I am beginning to think he may have been right.

I was shocked when the New York Times released a story, "Making Soldiers Fit to Fight, Without the Situps."

The story was inspired by a report produced by retired generals and admirals entitled, "Too Fat to Fight." They addressed the growing problem of overweight Army recruits.

I was surprised to find that Army bootcamps are replacing long runs and sit-ups with yoga and pilates type exercises. They are putting more emphasis on stretching and flexibility rather than strength and endurance.



KELSEY HILARIO
Staff Writer

Like I said before, I grew up surrounded by Marines, also known as leathernecks and devil dogs, and as far as I am concerned they are the most physically fit branch of the military.

I cannot imagine being properly prepared to be deployed to Afghanistan after completing an exercise program that does not stress physical as well as mental endurance.

Bootcamp is a tool used to break a person down and build them up with a com-

pletely different frame of mind — hopefully the pilates breathing techniques pay off for our soldiers overseas.

One aspect of the program that is successful are the efforts being made to direct new recruits down a path where healthy living is the objective.

According to the New York Times story, training bases will incorporate more vegetables and less fried food, more milk and less soda.

My brother hopes to join the Marine Corps in January after he loses 12 more pounds — he has already lost 48. He fully understands there is no way he will be able to complete the rigorous boot camp being over-weight.

Maybe it is unfair of me to judge the Army so harshly for simply evolving their training program to accommodate America's expanding waistline.

The United States' perpetual issue with obesity now permeates our armed forces and that is a huge problem.

I will always be grateful for the men and women serving in our military, but Army recruits need to step up their game and handle the problem before joining, rather than relying on bootcamp to get them physically in shape.

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South First Fridays brings art and culture to the streets of downtown San Jose

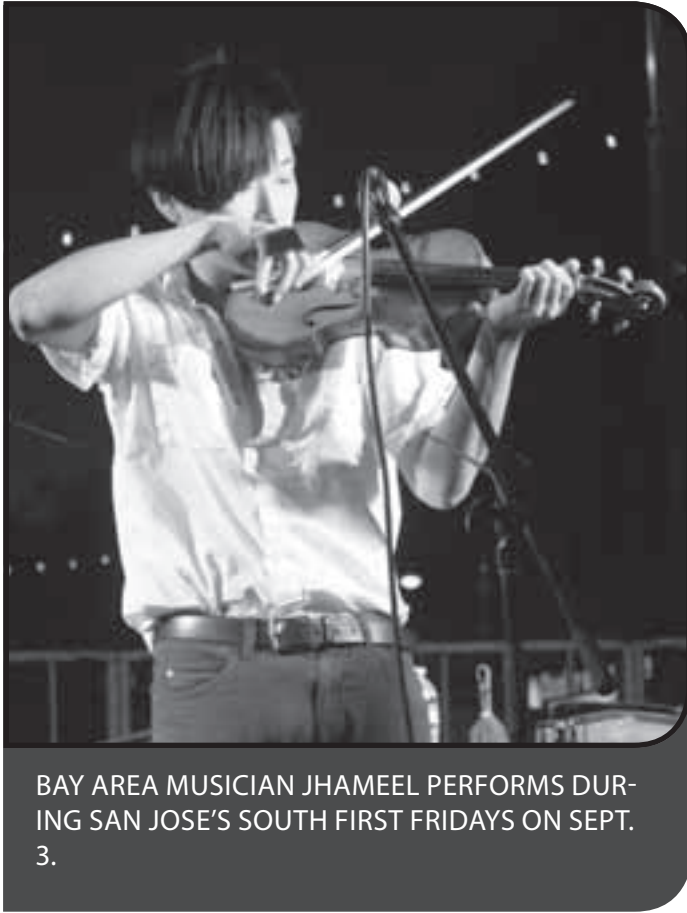


PHOTO: KEVIN HUME | SPARTAN DAILY

BAY AREA MUSICIAN JHAMEEL PERFORMS DURING SAN JOSE'S SOUTH FIRST FRIDAYS ON SEPT. 3.

CALLI PEREZ & KELSEY LYNNE LESTER-PERRY
Staff Writers

Striving to provide an outlet for San Jose's artists to display their work, the galleries and art spaces of South First Street have created an eclectic evening on the first Friday of each month.

Partners Cherri Lakey and Brian Elder started South First Fridays at their former gallery, Anno Domini, which used to be a warehouse on South Montgomery Street.

"We would just do our openings on First Fridays because San Francisco had First Thursdays blocked out and the downtown was kind of doing a Third Thursday thing," Lakey said. "And because we were in an industrial area, we just sort of needed a night of our own that everybody kind of knew about and would come to."

"So we started First Fridays and that was when everyone would come and then we'd all go back to our cubicle for 29 days. So we did that for five years over there."

When Anno Domini moved to South First Street, Lakey said she and Elder anticipated their usual Friday night crowd of patrons and artists.

"We wanted to show and give our audiences other places to go to really sort of enlighten them to other things that were going on that they might not go to by themselves on say, a Tuesday afternoon," Lakey said. "So we told the other galleries we wanted to start this larger First Friday and we organized and we marketed it, and it has been really, really good. It has been growing a lot."

Other gallery owners feel fortunate that South First Fridays has become such a booming event, according to Dan Vado of Slave Labor Graphics Art Boutiki & Gallery on South Market Street.

"That shows that you can have a business downtown," Vado said.

On Sept. 3, South First Fridays featured 16 different galleries or exhibits along South First Street.

"There was a lot of art out tonight that inspired me to get my paints out," said artist Mino Sanchez. "I just want to go home and draw now."

Art pieces varied throughout all the exhibits, showcasing an array of mediums such as paintings, photography, installations, glass blowing, ceramics, yarn work, poetry and comic book illustrations, which portrayed different definitions of what art is.

Vado said there is an animosity between fine artists and comic book artists.

"It really comes down to what the artist's intentions are," said artist Alex McLeod regarding the night's variety.

Lakey said artists should create art for themselves and no one else, because the work is the legacy that lives beyond any human lifespan.

"Create the work you were meant to do, like the

reason you were put on this earth that maybe nobody gets yet," she said. "Maybe they don't appreciate it yet because they have never seen it before, because in the end, the critics, the curators, the collectors, we all die, we're done, no one hears about us, no one remembers us afterwards, but the work remains. It lives on. It's your legacy."

In addition to the art with the galleries, there was a street market set up for other local artists to sell and display their work.

Lakey said she wanted a place for her artist friends to showcase their art when it wasn't being hung in galleries.

"It is really expensive to shut down the street," she said. "So we rented out a portion of the parking lot with our own money and threw up a stage because we love local indie music as well and so we invited some artists to come out and charged a very small amount just to cover our costs and did that for about three years in the parking lot. We worked very closely with the city to move it out into the street. They do pay a very nominal fee to have a spot out there."

This past Friday's street market set the stage for some of San Jose's local music performers such as Jahmeel, who captivated the crowd with his unique spin on the one-man band.

"We curate the stage and we do the whole market top to bottom because we are kind of ferocious about it and we have a vision and things that we are interested in," Lakey said. "We are really into alternative culture, subculture and counterculture and so we just try to shine a light on that for one night."

Aside from the street market, other galleries hosted as venues for local musicians to display their sound.

SLG Publishing Art Gallery hosted an instrumental band jamming in the back of the gallery which included SJSU English professor Sweeney Schragg, Vado said.

As the night grew late, the art scene began to intertwine with the club scene, which Lakey said has been around for about twenty years.

"We are really glad that they (night clubs) are there for the people who that is the kind of experience that they want like dancing, drinking and that kind of thing," she said. "We don't do beer and wine on the street because if you want to drink there is Café Trieste, there is Agenda, there is a great speakeasy around the corner called Single Barrel and so we do want people to go in, have a drink there and then come back out. What we don't want to turn this into is a pint beer and corn dog fest."

She said the people who come want to experience an immersion of art and she would

not want to dilute that by becoming like any other event.

"I think everybody is able to cater to their clientele without anyone feeling like they have to sacrifice anything or compromise, which is really important for us," Lakey said.

Vado said he agrees with Lakey's idea of keeping South First Fridays' focus on artists and their art.

"Other cities just have glorified bar crawls," Vado said. "Here, the venues are diverse, there are real art fans, and they are not just a bunch of posers."



PHOTO: KELSEY LYNNE LESTER-PERRY | SPARTAN DAILY

LOCAL ARTIST SEAN BOYLE PUTS THE FINAL TOUCHES ON HIS PIECE, DURING SAN JOSE'S SOUTH FIRST FRIDAY EVENT SEPT. 3.



PHOTO: KEVIN HUME | SPARTAN DAILY

A GROUP OF PEOPLE PARTICIPATE IN AN INTERACTIVE ART PIECE DURING SAN JOSE'S SOUTH FIRST FRIDAYS ON SEPT. 3.

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