

Backpacks carry
the baggage of pain



Grocery store gossip denies
consumers the true news



Volleyball team can't dig
out victory against Hawai'i



Spartan Daily

SERVING SAN JOSE STATE UNIVERSITY SINCE 1934

Volume 115, No. 23

www.spartandaily.org

October 3, 2000

Lawyer talks justice at SJSU

By Kellie Chittenden

DAILY STAFF WRITER

Susan Bernardini recommended that minority students think twice before hanging a pair of fuzzy dice from their rearview mirrors.

This infraction, along with a broken head or taillight, a missing license plate or even balding tires, is a red flag for police officers to pull over suspicious people, Bernardini said.

Bernardini, a public defense lawyer for Santa Clara County, spoke to about 150 students in professor Steven Millner's African American Studies 2A class.

The class fulfills general education requirements for U.S. history and California government and social science.

"If you are a person of color and you are about 19 to 21, and your car is not in the best working order and maybe you're missing a front license plate," Bernardini explained. "An officer will look at your car and go, 'You know, I bet that kid's got dope in the car. How can I pull that kid over?'"

"Can a cop do that?" Bernardini asked the students. "Yes."

This scenario, Bernardini explained, is the setup for what she called a "typical drug case."

"I'm going to tell you right now, if you drive a car, if you are young, if you are of color, you make sure your brake lights work, you make sure you have both your license plates, you make sure you don't have anything hanging from your rearview mirror," Bernardini warned the students.

Millner said that as an African American, he and his family have felt the effects of racial profiling by the police.

Millner's son, an Eagle Scout, "as straight as you can be," has been pulled over by the police five times in the year since he and his family moved to Almaden Valley, a predominantly white area, Millner explained.

Bernardini is running in the November general election against John Schroeder for Santa Clara County Superior Court Judge.

Of the two, Schroeder is the only

candidate with experience on the

◆ See **LAWYER**, Page 6

SPEAKER OF THE INTERNET



Former Speaker of the House Newt Gingrich responds to comments on the government's role in the regulation of the Internet. About 100 people attended the town hall-style "Listening Tour" hosted by the Internet Policy Institute, of which Gingrich is a board member and Jim Barksdale, former CEO of Netscape, is co-chairman. The forum on Internet issues was held in the Student Union's Barrett Ballroom on Monday.

Jill Toyoshiba / Daily Staff

Newt Gingrich speaks in Student Union as part of Web forum

By Minal Gandhi

DAILY STAFF WRITER

Former Speaker of the House, Newt Gingrich visited the Student Union on Monday to participate in a discussion on Internet-related topics including Napster and privacy.

James Barksdale, the former CEO of Netscape, also appeared along with about 100 students and other individuals.

The open forum, "America: On the Net," gave company executives, politicians and San Jose State University students a chance to offer their varying opinions on particular issues relating to the Internet.

Four major topics, privacy and security, the government's role in controlling the

Internet, copyright infringement (aka Napster) and the digital divide were discussed at the meeting organized by the Internet Policy Institute, a nonprofit research and educational institute that focuses on the development and use of the Internet.

There was much discussion about the information superhighway.

One attendee complained that the Internet involved too much jargon, which made it difficult and discouraging for computer users.

"The jargon poses a huge barrier for people who want to use the Internet but aren't computer savvy," he said. "What's 'http' stand for, anyway?"

Mixed feelings revolved around the

issues of copyright infringement and Napster.

The topic prompted new, younger voices among the group to speak out on the debate and admit they supported the software and regularly downloaded mp3s.

The majority of students, some from SJSU and others who were on a field trip from Gunderson High School in San Jose, said Napster should not be shut down because it promotes the music of new, unknown artists and can increase the sales of compact discs as well.

Another topic that spurred opposing views was the digital divide, or the lack of Internet access in some communities.

One solution to the divide that someone

offered was for public libraries and schools to have more computers so people and students who lack Internet access could find it in these places.

"I didn't come here today with a particular set of solutions," Newt Gingrich said. "Our hope is that we'll have a conference in December in Washington where both Gov. Bush and Vice President Gore have committed that, if they win, they'll come to the conference. And then we can really offer a non-judgmental description of what we heard from the American people."

The Internet Policy Institute called SJSU to schedule the only meeting to be held in California.

◆ See **FORUM**, Page 6



Joel Turner / Daily Staff

Lela Noble, interim provost and vice president for academic affairs, holds the second-highest ranking position at San Jose State University. Noble has been at SJSU for more than three decades as a professor and an administrator.

Provost took long road to position

After 34 years at SJSU,
Lela Garner Noble
becomes academic chief

By Liz Cloutman

DAILY SENIOR STAFF WRITER

In her 34 years at San Jose State University, Lela Garner Noble has held a variety of academic and administrative positions — from professor of political science to, most recently, dean of the College of Social Sciences.

On Aug. 1 she took on an even greater responsibility when she became the second-highest ranking official on the SJSU campus — the interim provost and vice president for academic affairs.

PROFILE

Noble's responsibilities as provost are considerable.

The provost is the chief academic officer of SJSU and is responsible for all academic administrators, providing leadership in planning, developing, assessing and overseeing all academic programs under the leadership of President Robert Caret, according to the job description provided by the university.

As interim provost, Noble also acts as

chief executive in the president's absence.

Though Noble's new position is demanding, she said Caret gave her a reason to take it on.

"President Caret convinced me that my assuming the interim position was best for the university," Noble said.

Noble's appointment as interim provost was probably no surprise to those in the university community who know her.

In her three decades at SJSU as a professor and an administrator, she has earned the reputation of being a woman of humor, honesty and integrity and a person who cares deeply about both students and faculty, according to several of her colleagues.

"We are very fortunate to have someone with the breadth and depth of experience that Lela possesses, who is also willing to take on the responsibility that comes with this complex position. The academic division is in good hands," Caret said.

Noble is accomplished both as a scholar and as an administrator.

A Tennessee native, Noble received her Bachelor of Arts degree in international studies from Rhodes College in Memphis, her hometown, in 1961.

She also earned two master's degrees — one, a Master of Arts degree in 1962; the second, a Master of Arts in law and diplomacy in 1963 — as well as a doctorate in 1965 from the Fletcher School of Law and Diplomacy at Tufts Univer-

sity in Boston, Mass.

After spending a year as a Woodrow Wilson Foundation intern at Tennessee State University in Nashville, teaching courses in U.S. politics, international relations and Asian politics, Noble came to SJSU as an associate professor of political science in 1969. By 1975, she was a professor.

As a political scientist, in addition to having written nearly 40 scholarly articles and papers, Noble is also the author of three books on Asian politics. Her area of interest is the Philippines.

In spring of 1977, Noble assumed her first administrative position when she became acting chairwoman of the political science department.

After that, Noble went on to serve in other administrative capacities. By the following fall, she was associate dean of the College of Social Sciences, where she remained until the fall of 1979.

Noble then became the associate dean for academic affairs, a position she held through 1980.

She was responsible for reviewing appointments, retention, tenure and promotion of faculty members during both of her tenures as dean of the College of Social Sciences and dean of academic affairs.

As faculty affairs dean, she handled grievances and provided advice on personnel issues for 60 departments and

◆ See **NOBLE**, Page 6

Editorial

Spartan Creed reminds students how to live right

What does it mean to be a Spartan? That is a question we think every Spartan should have the answer to.

Holding a diploma from San Jose State University says you have completed the required courses to graduate, but it says more than that.

It says you are a Spartan. Sure, Spartans lived in ancient Greece, but what does that mean to us today?

Our provost, Lela Noble, put it this way when she welcomed freshmen to the university at the August 25 convocation:

"Let me leave you with a rather quaint definition for someone educated at SJSU, a Spartan by traditional nomenclature — and thus the reason the Spartan is the mascot for our athletic teams. This was written decades ago and still has meaning today.

- "To make learning a lifetime pursuit — This is the goal of a Spartan;
- To defend the truth wherever it may reside — This is the loyalty of a Spartan;
- To understand fully before making judgments — This is the way of a Spartan;
- To know what could be and what should be done — This is the burden of a Spartan;
- To be able to do what must be done — This is the strength of a Spartan;
- To live in harmony with the law, both human and divine — This is the promise of a Spartan;
- To become the most that my talents and efforts can make me — This is the reward of a Spartan."

Noble said she would also add: "To engage in the world and know my neighbor — This is the wealth of a Spartan."

Popular magazines don't tackle real issues

Late Sunday night or early Monday morning — depending on how you look at it — I drove to my local supermarket in the hope of finding a column idea. I perused the magazine aisle, quite desperately, looking for anything to write about.

I found out, thanks to People Weekly, that Meg Ryan and Russell Crowe have been seen displaying public affection on the streets of Santa Monica and in the tiny town of Nana Glen, which is six hours north of Sydney, Australia.

Apparently, the scandal surrounding Ryan's split from husband Dennis Quaid has not died down and the romance between this years surprise couple is still hot.

I found out that Kate Hudson, daughter of Goldie Hawn and Bill Hudson, is Hollywood's latest "it" girl, gracing the covers of this month's Vanity Fair and Rolling Stone.

And, Elizabeth Hurley, the famous Estée Lauder model and former girlfriend of Hugh Grant, is on the cover of Marie Claire. Hurley wrote an article for the publication about the seven deadly sins, exploring which of the sins are the most rewarding and the most annoying.

Though Hurley's prose were somewhat amusing, she failed to grasp that



Christina Lucarotti
CONFESSION

the deadly sins — pride, gluttony, anger, envy, lust, sloth and greed — aren't called "deadly" for nothing.

Anyway, I finally left the store with four new magazines, two four-packs of Starbucks frappuccinos, two packs of Certs mints and one pack of Viactiv, a chocolate flavored calcium supplement, because I have heard a rumor that large quantities of caffeine might make a woman's bones brittle.

On my search for something extraordinarily newsworthy, I found nothing.

So, I went home and got online. I checked out the Washington Post's

Web site and found a gallery of interesting people.

Excerpts from the new book "Speak Truth to Power" by Kerry Kennedy Cuomo accompanied with photos by Eddie Adams are on exhibit at the site.

The book explores ordinary people who are fighting against abhorrent injustices in countries I would have trouble locating on a map.

Raji Sourani, a human rights lawyer from Gaza — an almost invisible country located next to Israel, speaks about the occurrences of violence in his country.

"The world may think that peace is on the way here, but the reality on the ground is very different ... never before has the overall human rights situation deteriorated as dramatically," Sourani said.

Kek Galabru of Cambodia, fights for children in a country that would rather see them die from poison than hunger.

"The authorities push the family to take poison so they die, the mother, the father, so many children all at the same time," Galabru said.

In Ghana, Juliana Dogbadzi stands against sex slavery, a brutality she experienced as a child.

"I was a kid, seven years old, when

my parents took me from our home to captivity in a shrine where I was a sex slave to a fetish priest," Dogbadzi said.

These stories, however, are not the ones I'll find in the grocery store checkout line.

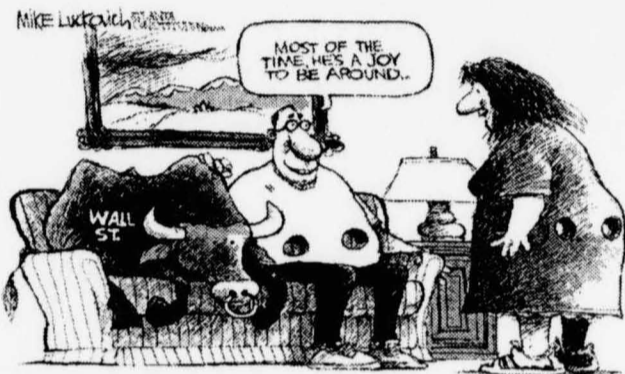
I'm more likely to be informed about the trivial matters of celebrities' lives, such as what outfit Gwyneth Paltrow wore to the most recent Armani fashion show, than the important matters of our world, such as which countries are at war.

Obviously, one could argue that if I were sincerely interested in knowing the truths of the world, I wouldn't be searching for them in the supermarket to begin with. I would assert, however, that I should be able to find such truths in the local grocery store.

People are at war, dying of hunger and starvation, experiencing unthinkable tortures, but instead of learning about these things, we read about the titillating details of the latest "it" girl's romance.

If the world's injustices are ever going to end, we need to at least know that they exist.

Christina Lucarotti is the Spartan Daily Executive Editor. "Confession" appears Mondays.



University police funds should be better spent

No matter how late in the semester it gets or how eager some students are, parking at San Jose State University will always be a problem. But this isn't going to be another rambling piece about parking at a metropolitan university. That's been done.

I'm not even going to talk about traffic in Silicon Valley — which, by the way, is horrendous.

Let's talk about safety and finance. With the new \$5 million University Police Department building near completion, several questions have been raised.

It baffles a student such as myself as to why the UPD would invest a huge amount of students' and faculty members' money from parking permits purchased during the years to contribute to the new building.

The three-story structure that looms above the entrance to the Seventh Street garage will be the police departments new home come November. Nice digs huh?

Instead of a new building, that extra cash could have gone toward paying for either a security guard in the garages or a crossing guard at San Fernando and Ninth streets.

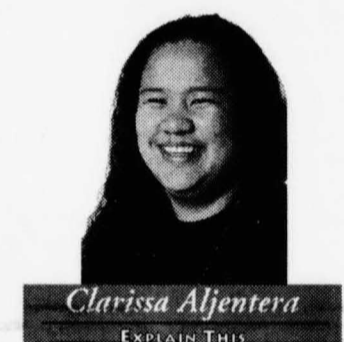
The crossing guard would be nice for students, staff members and visitors who wish to make the extra five-minute trek to the new hub of campus — the Student Services Center — now located on the first floor of the 10th Street garage.

The Student Services Center meets all your student needs such as change of address forms, cashiering and Tower Cards.

There are a few issues with the center being relocated across the street from campus. Convenience and traffic are among the problems.

Crossing Ninth Street at any given time of day can be a hassle. There are buses, motorcycles and cars that pedestrians must dodge to get to the 10th Street garage. Some students worry about their safety at night near the garage and the halfway homes as well. The least university police could do for the next few years is to help students out. Until the Student Services Center is possibly relocated out of the 10th Street garage, police should post a crossing guard there during the busiest hours. Primarily when students are around from 7:30 a.m. to 5:30 p.m.

Let's calculate this. It cost \$5 million for a new building. It would probably cost less than \$30,000 a year to keep someone posted on Ninth Street during the busiest hours.



Clarissa Aljentera
EXPLAIN THIS

It's a hard sell trying to convince someone that UPD can't afford it.

The other problem is related to the crime spree that occurred several weeks into the semester at the Park and Ride lot. There were a handful of break-ins during a one week period.

There aren't sure fire ways to stop crime, but it can be curbed with a little supervision of the lot.

People don't expect the campus police to protect their vehicles every hour of the day, but if there was some police officer regularly patrolling the lot it might just help.

In a Spartan Daily article published earlier this semester, the university police stated it didn't have funds to put someone on duty at the corner of Ninth and San Fernando full-time. That is hard to believe with the three-story structure on the south side of campus greeting my car once a week.

The University Police Department plans to rent or lease out the top floor of the building to help pay off a 30-year \$1.5 million loan taken out earlier this year for construction purposes.

That doesn't make any sense. Why can't afford a crossing guard, why are they spending their money on a monstrous three-story facility?

The police department headquarters should have been a two-story building complete with police amenities such as locker rooms, a workout room and an emergency command center. The extra money could have been spent on a crossing guard and some security cameras in the campus parking garages or at Park and Ride lot.

If you can't afford a Mustang don't try and sell all of your worldly possessions to make the monthly payments for a Ferrari.

Clarissa Aljentera is a Spartan Daily Senior Writer. "Explain This" appears from time to time.

Sparta Guide

Today

Associated Students, Inc.

Voter registration drive fund-raiser, today through Oct. 6. For more information, call Samuel Casas at 924-6408 or Michelle Johnson at 924-6419.

Catholic Campus Ministry

Daily Mass, 12:10 p.m. to 12:35 p.m. at the Campus Ministry Chapel, 300 S. 10th Street. Bible Trek 2001, 6:30 p.m. to 7:30 p.m. at the Campus Ministry Social Hall. For more information, call Father Charlie at 938-1610.

Library Donations & Book Sales

Ongoing book sale, 10 a.m. to 4 p.m. in Clark Library, 4th floor, Room 408. For more information, call the acquisitions department at 924-2705.

Nutrition and Food Science Department

Body composition testing, noon to 2 p.m. in the Central Classroom building, Room 221. Cost is \$5 for students and faculty. For more information, call Sherry at 206-7599.

Career Center

Job search strategies workshop, 3:30 p.m. at Building F. For more information, call the Career Resource Center at 924-6034.

Kappa Delta with Ben & Jerry's & Habitat for Humanity

Free Ice Cream Scoop Day with games and prizes, 1 p.m. to 4 p.m. at the Kappa Delta House, 10th and San Carlos streets. For more information, call Mark at 396-0727.

Marketing Association

The president and founder of Strata Quest, Inc., Steve Austin, will be the guest speaker. Possible internships, so bring your resumes, 4:30 p.m. to 6 p.m. in the Student Union, Costanoan room. All students are welcome. Refreshments will be served. For more information, call Arlene Diwa at 870-2086.

SJSU Ballroom Dance Club

Beginning and intermediate tango lessons

followed by open dancing, 7 p.m. to 9 p.m. at the Spartan Complex, Room 89. For more information, call 924-SPIN.

School of Art & Design

Student galleries art exhibitions, 10 a.m. to 4 p.m. in the Art and Industrial Science buildings.

Student galleries art receptions, 6 p.m. to 8 p.m. in the Art and Industrial Science buildings. For more information, call John or Nicole at 924-4330.

School of Art & Design

Tuesday night lecture series, 5 p.m. to 6 p.m. in the Art building, Room 133. Selene Ogden will show slides and speak about contemporary ceramic art and the international workshop of ceramic art in Tokoname, Japan. For more information, call Andy at 924-4328.

Wednesday

Canterbury Community

Christian Fellowship and Education, 6 p.m. at the Campus Ministry Center, 300 S. 10th St. For more information, call Roger Wharton at 451-9310.

Catholic Campus Ministry

Meditative prayer and reflection experience, 12:10 p.m. to 12:35 p.m. at the Campus Ministry Chapel, 300 S. 10th St.

Youth for Christ at SJSU, 7:30 p.m. to 9:30 p.m. at the Campus Ministry Social Hall. For more information, call Father Charlie at 938-1610.

Nutrition and Food Science Department

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at 924-2705.

Anthropology and Behavioral Science Club

ABSC presents SJSU anthropology professor and Fulbright scholar, Lynn Sikkink, for a discussion/slide presentation of Sikkink's recent field work in Bolivia, 3 p.m. in Washington Square Hall, Room 4. Refreshments will be served. For more information, call Marlene Elwell at 241-7471.

KSJS Radio 90.5 FM

Celebration Barbeque Fund-raiser, 11 a.m. to 2 p.m. at the Seventh Street Plaza barbeque pit. For more information, call V. Smith at 924-4561.

MEChA — Movimiento Estudiantil Chicano De Aztlan

Weekly meeting, 3:30 p.m. at the Chicano Resource Center, Module A. For more information, call Adriana Garcia at 815-8543.

Students for Justice

Join Students For Justice for a movie, 2 p.m. to 4 p.m. in the Student Union, Almaden room.

Meeting, 5 p.m. in the Student Union, sunken living room. For more information, call Vanessa Nisperos at 504-9554.

Chicano Commencement

Weekly meeting, 5 p.m. in the Chicano Resource Center. For more information, call David Ruiz at 924-2991.

REACH Program (Re-Entry And Com-muter Help Program)

Brown bag lunch — Networking, noon to 1:30 p.m. in the Student Union, Pacheco room. For more information, call Jane Boyd at 924-5950.

Sparta Guide is provided free of charge to students, faculty and staff members. The deadline for entries is noon, three working days before the desired publication date. Entry forms are available in the Spartan Daily Office. Space restrictions may require editing of submissions. Entries are printed in the order in which they are received.

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SPARTAN DAILY (USPS#509-480) is published every school day for (full academic year) \$35 and (semester) \$20. Periodic postage paid at San Jose. Mail subscriptions accepted on a remainder of semester basis.

POSTMASTER: Send address changes to the Spartan Daily, San Jose State University, One Washington Square, San Jose, CA 95192-0149

Opinion page policies

Readers are encouraged to express themselves on the Opinion page with a letter to the editor.

A letter to the editor is a 200-word response to an issue or point of view that has appeared in the Spartan Daily.

Submissions become the property of the Spartan Daily and may be edited for clarity, grammar, libel and length. Submissions must contain the author's name, address, phone number, signature and major.

Submissions may be put in the Letters to the Editor box at the Spartan Daily Office in Dwight Bentel Hall Room 209, sent by fax to (408) 924-3237, e-mail at SDAILY@jmc.sjsu.edu or mailed to the Spartan Daily Opinion Editor, School of Journalism and Mass Communications, San Jose State University, One Washington Square, San Jose, CA 95192-0149.

Editorials are written by, and are the consensus of, the Spartan Daily editors, not the staff.

Published opinions and advertisements do not necessarily reflect the views of the Spartan Daily, the School of Journalism and Mass Communications or SJSU.

No. 9 Spartans handle Falcons

By Clarissa Aljentera
DAILY SENIOR STAFF WRITER

The San Jose State University men's soccer team, ranked No. 9 in the National Soccer Coaches Association of America top 25 poll, is on fire.

The Spartans defeated the Air Force Academy 3-0 Sunday at Spartan Stadium.

SJSU (8-0-1) has seven shutouts in nine games, and won its second Mountain Pacific Sports Federation Mountain Division contest.

Spartan head coach Gary St. Clair said the Spartans are off to a good start.

"I wish we would have beat Stanford," St. Clair said of the 1-1 tie on Sept. 26. "Our job is to keep it going. We have to keep people focused because it is going to be a long season."

The Spartans had a difficult first half taking 13 shots. SJSU's first goal came off a Dan Fife penalty kick. In the 20th minute Falcon goalkeeper Mike Brophy was issued a red card that led to the penalty kick.

Fife put the ball in the left corner of the goal for the 1-0 lead.

"I wanted to put it low and hard," Fife said.

Fife said midfielder Jorge Martinez passed the ball to midfielder Isaias Bardales, who met opposition from Brophy.

"He came on the side and hit me right on the shin," Bardales said.

The Falcons were forced to play the man down when they pulled Brophy out and put Mike Taylor at goalie.

Falcon head coach Luis Sagastume said playing a man down affected his team.

"San Jose is a good team,"

Sagastume said. "You can't play with 10 men against a good team. We had to change our strategy, kind of like gambling, instead of doing what we planned to do."

Air Force was held to a total of six shots, three in each half.

The Spartans couldn't put any more goals away until the second half.

SJSU's second goal of the game was from Bardales, a sophomore from San Jose, who received an assist from Frank Sanfilippo in the 47th minute.

"The ball went in and the ball was in the net," Bardales said. "But he (Taylor) pushed the ball out and it looked like it went our way."

As soon as the play ended the linesman closest to Taylor said it wasn't a goal, but the referee standing in center of the field called it differently.

SJSU created another scoring opportunity 18 minutes later.

In the 65th minute, midfielder Lars Lyssand scored from 25 yards away. Lyssand received the ball from Martinez and put it through several Air Force defenders.

The Spartans had a tough time physically against the Falcons who picked up one red card and three yellow cards during the 90-minute match.

Spartan Ryan Suarez said Air Force has always been a physical team. "The Air Force always battles," Suarez said.

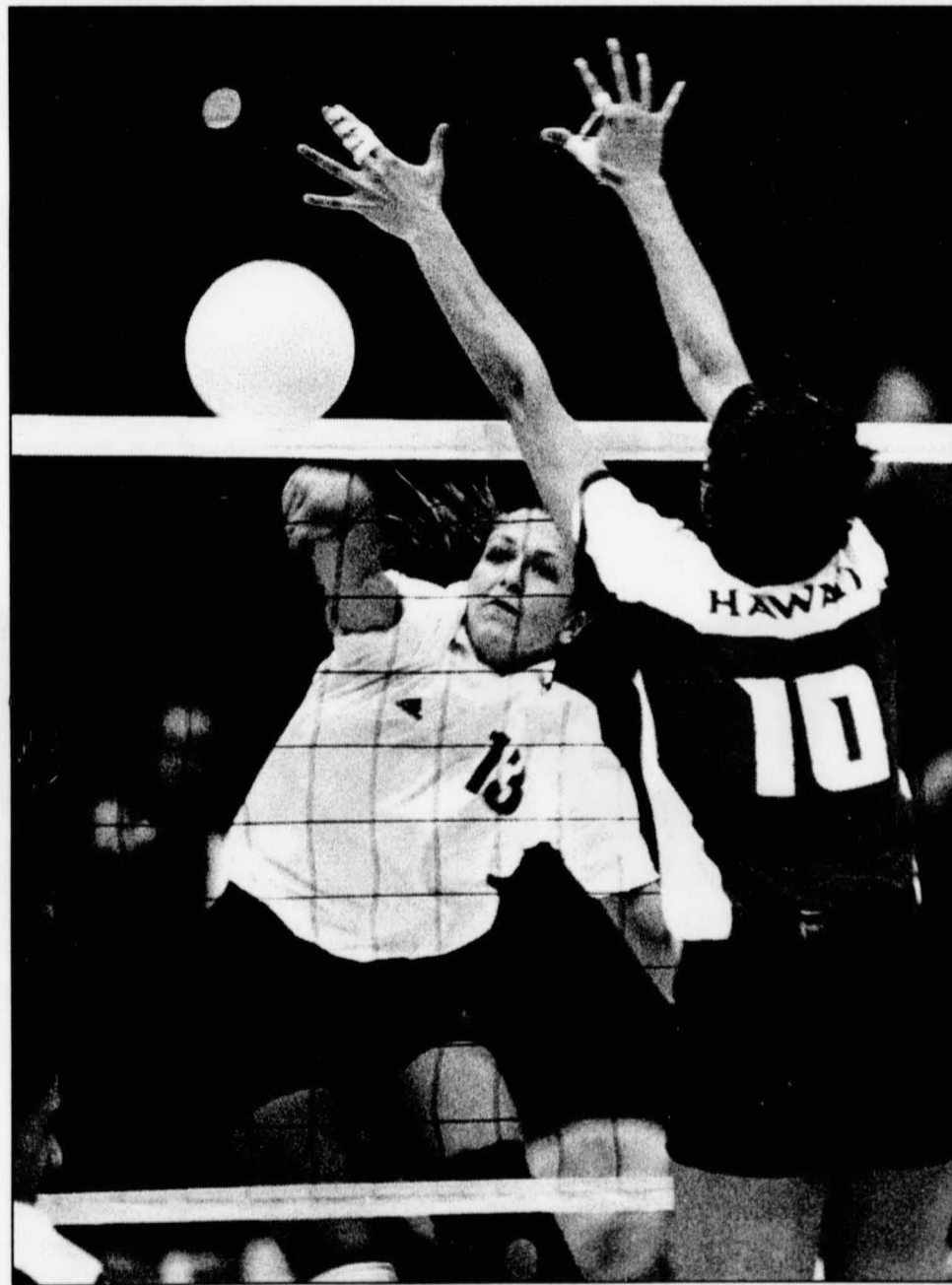
"They go with elbows and studs up, which is good for players who lack offensive technical ability. Our team is physical, not dirty."

The Spartans will host Saint Mary's at 7:30 p.m. Friday at Spartan Stadium.



Spartan junior midfielder Koji Momita, right, tries to get the ball from Air Force Academy midfielder Armando Ruiz at Spartan Stadium. The Spartans, who are ranked No. 9 in the country, defeated the Falcons 3-0 to improve their record to 8-0-1 Sunday. San Jose State University plays its next game against Saint Mary's College at 7:30 p.m. Thursday at Spartan Stadium.

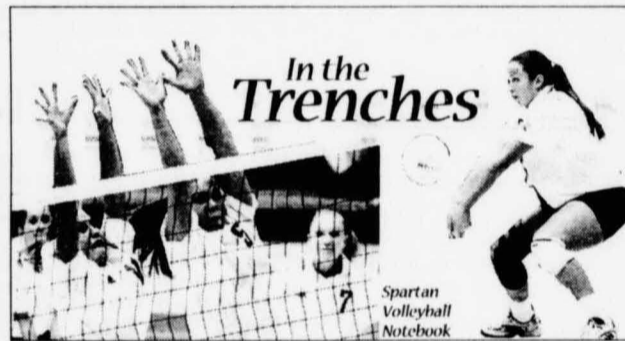
Joel Turner / Daily Staff



Joel Turner / Daily Staff

Spartan senior middle blocker Joslynn Gallop (13) spikes the ball past the outstretched arms of a University of Hawai'i player at the Event Center. The Spartans lost 3-0 Saturday

to the Wahine, who are ranked No. 2 in the country. SJSU's next Western Athletic Conference match is scheduled for Friday at Rice University in Houston, Texas.



Spartan volleyball team ends weekend with 1-1 WAC record

By Tiffani Analla
DAILY STAFF WRITER

Spartan head coach Craig Choate believes the road to securing the Western Athletic Conference title has to go through the University of Hawai'i, the No. 2 team in the nation.

A roadblock was constructed Saturday night at the Event Center as the Spartans lost their 14th consecutive match to the Wahine.

SJSU (10-5) was swept by Hawai'i (12-0), 15-5, 15-6, 15-6 in its second conference game of the season.

"They're just too good," Choate said. "They're in a whole different league than us."

After the Spartans dropped their first game, they continued to slide in the next game. At one point, they fell behind 9-2 after a

7-0 run by the Wahine.

Before the start of the third game, the crowd began cheering for the Spartans. But it proved to be of no help. In the third game, more of the same continued as the Spartans fell behind 11-2 and ultimately lost the final game 15-6.

"We're incredibly young," Choate said. "We have to learn how to compete."

Freshman middle blocker Liz Hudson, who contributed 11 kills and six digs in the match, said the team was more enthusiastic than usual because they were facing one of the top teams in the nation.

"We had nothing to lose," Hudson said. "We just went all out and gave everything we had."

Senior middle blocker Joslynn Gallop, who averages 5.83 kills per game, was limited to 13 kills and 6 digs during the night.

Lily Kahumoku had 20 kills to lead Hawai'i.

Although the Spartans dropped another game in the Wahine, Hudson was pleased to end the week 1-1 to start conference play.

"We won the games we needed to win this weekend," Hudson said.

The Spartans defeated the University of Nevada on Friday night at the Event Center 15-9, 17-15, 5-15, 7-15, 15-13. The game between the conference foes epitomized what the two are vying for, second place in the conference.

Gallop had a team high of 29 kills and a career high of 24 digs for the Spartans against the Wolf Pack.

Sophomore outside hitter Jeanine Haldi is the team's defensive specialist, according to Choate. Haldi contributed 15 digs to the win.

Hudson, a starting freshman on the team acknowledged that SJSU is in the process of learning how to compete. There are a total of six freshmen on the team and just one senior.

"We're gaining more experience as we go along, and we're getting better," Hudson said.

Next up for the Spartans is a road trip to Texas to play Rice University (12-4) and the University of Texas El Paso (8-5).

SJSU will go head to head with the Owls at 7 p.m. CDT Friday at Autry Court in Houston, Texas. SJSU swept both games against Rice last year.

The Spartans will then travel to El Paso, Texas to play UTEP at 7 p.m. MDT Saturday at Memorial Gym.

SJSU won both meetings against the Miners last season.

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West Coast breaks hip-hop monotony

Hold on to your New York Yankees caps and gold chains, hip-hoppers. I might shatter your whole view of the art form.

The West Coast is alive and well. And, here's the part that may shock you, it has nothing to do with Death Row, Ice Cube (1994-present version), E-40 or Jayo Felony or any other historically popular cornball West Coast M.C.

And that trembling you feel, it's not the fault lines acting up, it's the West Coast underground scene rising.

So if you're stuck in the monotony of new releases from the likes of Shyne, Mystikal and LL Cool J, do yourself a favor and look around Cali.

There's nothing better to recommend than Foreign Legion's debut album, "Kidnapper Van." The trio, hailing from Oakland, is made up of two M.C.s who are the total antithesis of each other: Prozac, a 5-foot-8-inch, 150-pound white boy with a punch line delivery reminiscent of a rapping stand-up comedian and Mark Stretch, a looming 6-foot-5-inch, 300-pound black guy with commanding microphone presence.

Then there's the man behind the board, DJ Design. This Bay Area crate digger creates head-nodding backdrops for the M.C.s to demonstrate one of the better rhyme-trading duos the industry has to offer.

Cuts such as "People Round Town," "Full Time B-Boy" and "Nowhere to Hide" are definite bangers. The FL even has its fair share of concept songs with "Reference Check," "Meanwhile" and "Chain Reaction."

Another three-man crew doing its thing while residing in the west - Ugly Duckling. These Long Beach natives also recently released their first full-length album, "Journey to Anywhere," a follow-up to last year's "Fresh Mode." Ugly Duckling, consisting of Andy, Bizzy and Young Einstein, is what happens when the Beastie Boys meet Jurassic 5: A soulful and experimental musical journey to anywhere they want to take us.

What about hip-hop in the central valley? Yes, they have it there. The foremost authority is a fellow by the name of Planet Asia. He is back with his second solo release, "The Last Stand." Fresh off his collaboration with San Mateo's Rasco as part of the Cali Agents ("How The West Was One"), Asia is back with one final effort before making his way to Interscope, where he recently landed a deal.

The winner here is "Head Honchos" with Punchline (of



Mike Osegueda
BY MELLODY

Punch&Words and Lyricist Lounge fame). The two M.C.s bury the coastal designations and get down for a track that is worth repeating.

The Good, the Bad & the Jiggy

There's a lot of good in the world of 12 inches. First off, it's a little old, but I must acknowledge one of the hottest of the year, "Boom" from Royce the 5'9". With DJ Premier on production, Eminem's protégé shines on his first effort since being dropped from Tommy Boy Records.

To revisit my earlier left coast theme a new remix for "No Retreat" has hit record crates courtesy of Los Angeles' Dilated People and Kut Masta Kurt. Fellow L.A. natives, Styles of Beyond are fresh off one of last year's best albums, but they're back with a new single "Subculture b/w Windows."

On to the not-so-good news, it pains me to say that KRS-One is back with a new single, "Shadup Ya Face" from the "Once in the Life" soundtrack, and it's incredibly disappointing. It's basically KRS meets recycled, bounce production, which equals a no-no in my book.

Also stocked with disappointment is Phife's solo debut "Ventilation," while it's not as horrible as Q-Tip's solo, it's no where near peak Tribe Called Quest material.

Speaking of peaks, the guy I wish would fall off one is back again, DMX. He's got a new song circulating called "Do You," and surprise, it sucks. But at least he's consistent.

Watch Out Now

You didn't hear it from me, but a definite bet for one of the top albums come year's end is Deltron 3030 (in stores Oct. 17). It's a collaboration between Del, Dan the Automator and Kid Koala.

Del is, well, Del and Dan the Automator recreates the magic of "Dr. Octagon" on this 75 Ark release.

Next Tuesday brings us the new M.O.P. album "Warriorz," a definite pick-up. I'll have more on this next time. And, finally, if anyone cares - you shouldn't - Ja Rule is releasing another album. On that note, I'm gone.

Material girl is still in rhythm with 'Music'

By Laura Buckingham

SPECIAL TO THE DAILY

Seventeen years after her first record was released, the pioneer of the female pop explosion is back, and this time Madonna wants to dance.

Perhaps an overdose of diaper changing and "Sesame Street" have put Madonna in the dancing mood, but whatever the reason, it's a good thing.

REVIEW

"Music," the first studio album from Madonna since 1998's "Ray of Light," is a rhythmic delight, full of slick, bouncy beats that give you no choice but to bob your head and let it take you away.

"Boogie woogie, do you want to/ Do you like my acid rock?" it asks the listeners in the title track and first single from "Music." Quite possibly one of Madonna's best singles since 1994's "Human Nature," "Music" is a throwback to the '80s, sliding just past the disco era, with its blatant and forceful dance floor grooves.

Stark in contrast to the withdrawn, somewhat somber tone of most of the tracks on "Ray of Light," "Music" is in your face, in all its electronic splendor.

Of the ten songs on "Music," few stray from the hard-core club feel of the title track.

Track No. 3, "Runaway Lover," has a gritty house feel to it and will quickly surpass "Music" as the next "it" club song.

The sixth track, "Nobody's Perfect," almost contradicts itself in its search for a specific sound. Despite its spoken word introduction and the rip-off of Cher's

weird voice-altering machine from "Believe," "Nobody's Perfect" is rich with texture in its twisted beat, while inadvertent and surprising at the same time.

Just as soon as you think you have a grasp on the direction in which "Music" is going, "Don't Tell Me," track No. 7, catches you completely off guard.

Its quick and choppy guitar riffs suggest a quasi-folk influence but are quickly snatched up by the manufactured drumbeats, finally bringing you back so that it all makes sense once again.

The most unlikely of all musical gems comes along with "What it Feels Like For A Girl," track No. 8.

Initially it slums along with a strange intro, but before you know it, you are entranced.

While completely subtle and understated, there is an almost R&B vibe present, and it sucks you into its infectious delivery.

Only one song on "Music" found me itching to move on. Track No. 9, "Paradise (Not For Me)," is a mess of spoken word, partly in French, and lacking in any musical context.

She is the material girl, the master of re-invention.

And yes, she has done it again.

With the help of French producer Mirwais, Madonna has managed to transform herself and, most importantly, her music once again.

While "Music" is not a lyrical powerhouse, it is abounding with ear pleasing mixtures of house, electronica, pop, R&B and folk beats.

This time, Madonna is sure to keep us all dancing until we can boogie woogie no more.

BACKPACK BURDEN

Aches, pains seem inevitable; but there are alternative ways to help ease the load

By Bill Picht / Daily Staff Writer

photo illustration by Jackie D'Antonio and Lexey Swall / Daily Staff



Three books, one or two small handbooks, a notebook, binder, pens and pencils is the average load carried by Amreet Virk, an SJSU computer engineering student.

For the slightly built freshman, the result is a shoulder that "hella hurts."

Ill-fitting backpacks stuffed with hefty loads can be the cause of a lot of discomfort, said Michelle Tipton-Burton, an occupational therapist at Santa Clara Medical Center and a part-time lecturer in the occupational therapy department at San Jose State University.

"Hanging something on your back just isn't a great idea," Tipton-Burton said. Tension headaches, neck and shoulder pain and low-back soreness are among the possible results of toting heavy school supplies all day, said Rachel Vimont, physical therapist at the Student Health Center.

"All you need to do is watch a few people walking with a backpack that is too heavy," Vimont said. "The backpack weight drops behind them, and their heads come forward and their shoulders roll...they look like a little turtle."

The stresses of carrying a heavy backpack combined with hours spent hunched over textbooks leave students with faulty posture, Vimont said.

The "student posture" is marked by rounded shoulders and a forward-thrust head. The person is "basically slumped."

Another problem is students who carry their packs on one shoulder, Vimont said. This habit can cause a functional scoliosis, where the spine is abnormally curved and one shoulder is higher than the other.

Students suffering from pain due to their packs have several options to improve the way they carry their books and materials.

One alternative is the rolling, "flight attendant style" pack. These packs resemble a rolling suitcase and transfer weight to the wheels on the ground.

"It's excellent. I have a problem with my neck, so I can't put it on my shoulders anyway," said Laurie Nielsen, a senior majoring in child development. She said her rolling pack "immensely" relieved the pain

she experienced when carrying a backpack. But some students find rolling packs to be inconvenient.

"All you need to do is watch a few people walking with a backpack that is too heavy...they look like a little turtle."

- Rachel Vimont, Student Health Center physical therapist

Despite occasional bruises on her shoulders, Maria Ansari, a senior majoring in chemical engineering, continues to use a traditional backpack.

"It's easier to use a regular pack on the stairs," Ansari said. Some students find that a hybrid rolling pack with straps provides useful flexibility.

"I can still put this on my back because I have the straps available," said Karen Weldon, a senior majoring in linguistics.

Weldon said that her daughter pointed out one major flaw with rolling packs - style.

"Mom, it's not cool," Weldon's teenage daughter told her. Nielsen has heard similar comments.

"People tell me I look like a grandmother," she said. "But I really don't care."

Serena Wong, a senior studying

computer science, offered another complaint. "I don't like the noise," she said. The image of rolling packs also bothered Wong.

"It seems like they are for old people," she added. A rolling pack can also cause injury.

"I used one last year," said Sydney Viola, a graduate student studying occupational therapy. "And got bursitis in my shoulder." Bursitis is an inflammatory condition.

A low quality rolling pack may require too much effort to pull, Vimont said. The strain of pulling a poorly designed rolling pack may cause this type of injury, she added.

Students who wish to use traditional packs face a number of uncomfortable choices.

"I haven't seen one yet that is ergonomically correct," said Rive Love, a senior occupational therapy student, about regular student packs.

One option for students is a higher quality "backpacking style" pack.

Vimont suggests that students go to a camping store and ask for a pack that distributes the weight lower down to the hip area.

These packs feature a true lumbar support that allows the weight to be carried at the hips.

Students using a backpack should carry the weight low and close to body, said Gordon Burton, the chairman of the occupational therapy department.

Perhaps the simplest solution for an aching back or neck is to reduce the weight carried.

Vimont's favorite recommendation is to share books in class. "You don't need to bring your books everyday," she said.

"Try to consolidate things and reduce the weight," urges Rafael Chavez Jr., a senior in occupational therapy.

There are preventative measures students can take to prevent injury.

"Stretch those upper traps (upper shoulder) and neck," Vimont said.

Students who have to carry heavy loads should strengthen their shoulders and upper back through weight training, Vimont added.

For students who find themselves in pain, Tipton-Burton and Vimont urge students to seek help.

"If you start having pain and symptoms you need to get it looked at right away, as it becomes chronic it becomes more difficult to treat," Tipton-Burton said.

As for Virk, her method to ease the difficulty of a heavy pack is Tylenol.

Advice for safe backpack usage will be available at the upcoming Health Fair, which will take place from 10 a.m. to 2 p.m. on Wednesday at the Student Union.

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NOBLE: Experience allows interim provost to recognize challenges facing today's professors

◆ continued from Page 1

1,900 faculty members.

Noble also served as associate academic vice-president of faculty affairs from 1981 to 1990, heading the office responsible for working with the SJSU Academic Senate to develop policies and procedures affecting faculty members. In addition, she managed the monitoring of faculty recruitment and appointment processes, handled complaints, suits and disciplinary cases involving faculty members, along with planning and implementing faculty development programs.

For the next six years, Noble returned to teaching.

"I'm a political scientist," Noble said. "I like doing social sciences."

Noble then returned to working as an administrator in 1996, first as acting dean, then two years later, as dean of the College of Social Sciences.

Her responsibilities as dean included managing the college's budget, procedures for hiring and promoting faculty members, grant and awards programs, and working with department chairmen to resolve faculty, staff, student and facility problems.

She held this position until becoming interim provost on Aug. 1.

Noble's academic achievements are not the only reason for her success, according to two colleagues.

Paul Brown, assistant to the provost, said he admires her readiness to listen to others, her integrity and her willingness to laugh at herself.

"Her policy is ... open door," Brown said. "She's extremely approachable and honest. She's got a tremendous sense of humor. She doesn't take herself too seriously."

Noble is also deeply concerned about issues involving both teachers and students.

"Lela Noble has been my colleague ever since I came to the university," said Terry Christensen, chairman of the political science department, who came to SJSU in 1970. "What I respect most — among many things — is how passionately she cares about students and teachers," Christensen said. "That's been reflected in all the capacities in which she has served. She's really in tune with the workload of teachers and with what goes on in our classrooms. She understands well what students' lives are like

now. That's going to be a great thing to have in an administrator."

Noble said she believes the challenges facing teachers at SJSU today have changed from previous decades. First, she said, because the university has more students for whom English is a second language, so emphasizing the development of writing skills has become more important in the classroom.

Second, Noble said, the development of technology has made teaching "more complicated and more dependent on equipment, installation and maintenance beyond the control of the faculty member."

Noble also finds students the fact that are working more hours at jobs than in the past is problematic for both teachers and students. She said that consequently, students may attend class erratically and give lower priority to out-of-class assignments.

"I think students are definitely working more hours than they were when I first came, and feel pressured because of multiple roles," Noble said.

Even so, when Noble addressed incoming freshmen at the welcoming convocation Aug. 25, she encouraged them to hold true to the values of the decades-old Spartan Creed printed in the SJSU student handbook.

◆
To read the Spartan creed,
SEE EDITORIAL ON PAGE 2

The creed states that a Spartan should make learning a lifelong goal, defend truth, understand issues fully, be an active and responsible citizen, and utilize one's talents fully.

Noble also made her own addition to the Spartan Creed to conclude her speech.

"I would add also, 'To engage the world and to know my neighbor: This is the wealth of a Spartan,'" Noble said.

Reflecting later upon her convocation speech, Noble said she believes the truth of the Spartan Creed has held up.

"The kinds of affirmations that are included in that creed are valid across the years," Noble said.

Noble said she plans to return to her position as dean of the College of Social Sciences when a permanent provost is appointed.

"That's the set of disciplines with which I identify most," Noble said.



Public defense lawyer Susan Bernardini explains the problems minorities face with the justice system and advised students on how they can use the legal system to protect themselves. Bernardini, who is running for the position of Superior Court judge in the November elections, spoke in Professor Steve Miller's African American Studies class Monday.

Jill Toyoshiba / Daily Staff

LAWYER: Candidate for Superior Court judge speaks to class

◆ continued from Page 1

bench, having served as a superior court commissioner since 1997 according to an article in the Palo Alto Daily News. Schroeder also has 25 years experience as an attorney according to the same article.

Bernardini graduated in 1985 from the Santa Clara University Law School, where she attended classes while juggling the responsibilities of a single mother of three children.

Bernardini said she currently leads Schroeder in the polls.

"I will probably be the first public defender elected (in Santa Clara County)," Bernardini said.

Most public defenders who make it to the Superior Court are appointed by a Democratic governor to fill the remaining term of a judge who has retired, Bernardini said.

As a public defender, Bernardini is appointed to clients who cannot afford an attorney. During the 60-minute lecture followed by a question and answer session, she jokingly referred to the public's stigma of the profession as "public pretenders."

The stereotype comes from the idea that public defenders are assigned to cases they might not necessarily have a deep-rooted

interest in.

"Some people actually choose to do good work," Bernardini said.

One student asked how defending drug dealers, sex offenders and other criminals could be considered good work.

Bernardini explained to the class what made her choose to become a public defense lawyer rather than pursue a more lucrative career at a private firm.

"I am protecting (the alleged criminal's) right to privacy and right to unreasonable search and seizure and my own right to unreasonable search and seizure," Bernardini said. "And I feel that if I defend the most guilty person in the world and make sure that every law stands up that when I need the law to protect me, that law will be standing up."

Millner said the issues Bernardini addressed were especially pertinent to the demographic makeup of the class.

"A lot of (the student's) are right out of the streets of Los Angeles and the streets of Oakland. A lot of them are from the barrios. So these types of issues are especially important to them," Millner said.

For Lemuel Herring, a student in the class, Bernardini's warning about being pulled over by the police hit home.

Herring, a sophomore majoring in digital animation, shared with the class his experience of being pulled over for a block he had on his license plate, which prevented it from being scanned by police radar.

Besides being issued a fix it ticket, Herring said the police officer ordered him out of the car and proceeded to pat search him.

Herring is African-American. Bernardini told the class that this type of search is not uncommon even though it is unlawful without reason to believe that the individual has a weapon.

As a public defender, Bernardini said her job is to protect citizens from these types of unlawful searches, even if it means protecting the guilty.

"If I make sure that a police officer can't go into your house without a warrant, even though we know there's a pound of coke in there, that means he can't go into my house without a warrant either," Bernardini said. After the lecture, Herring spoke with Bernardini about the avenues he could take to lodge a complaint against the department.

Herring said he found Bernardini's lecture informative and that he would probably vote for her.

"She kept it real," Herring said.

FORUM: SJSU selected as the only California university to host a meeting of the Internet Policy Institute

◆ continued from Page 1

Sylvia Hutchinson, interim director of Communications and Public Affairs at SJSU said, "They called us, and we thought it'd be a great idea. I think that this is exactly the type of event that should happen at a university. I mean,

this is what a university is all about. To take an issue like this that affects so many people and to air it and to hear differing opinions about it and different recommendations about how we should handle it is great."

Conrad Corpus, a senior majoring in management information systems, said

he was surprised when he saw Newt Gingrich and James Barksdale in the room.

"I was surprised to see some major players and decision makers here. It was really nice," Corpus said. "Having people recognize that San Jose State can garner these people here really impressed me."

Hutchinson, along with Bill Nance, the acting associate vice president of academic technology at SJSU, said they were proud of the students who spoke on the topics presented throughout the two hour long meeting.

"I'm happy they were here, and I was very impressed with how well they all

spoke," Hutchinson said.

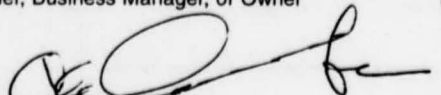
The Internet Policy Institute has scheduled four more town hall meetings in October at various universities across the nation.

For more information about the Internet Policy Institute check their Web site at <http://www.internetpolicy.org>...

Statement of Ownership, Management, and Circulation

- (Publication Title) Spartan Daily
- (Publication Number) 5094-8000
- (Filing Date) Oct. 2, 2000
- (Issue Frequency) Every School Day
- (Number of Issues Published Annually) 140
- (Annual Subscription Price) \$35.00
- (Complete Mailing Address of Known Office of Publication)
Spartan Daily, School of Journalism & Mass Communications
San Jose State University, San Jose, CA 95192-0149
- (Complete Mailing Address of Headquarters) Same
- (Full names & Complete Mailing Addresses of Publisher, Editor, and Managing Editor)
Publisher- SPARTAN DAILY, San Jose State University, San Jose, CA 95192-0149
Editor- Christina Lucarotti, SPARTAN DAILY, San Jose, CA 95192-0149
Managing Editor- Erin Mayes, SPARTAN DAILY, San Jose, CA 95192-0149
- (Owner) State of California
(Complete mailing address) SPARTAN DAILY
School of Journalism & Mass Communications
San Jose State University,
One Washington Square, San Jose, CA 95192-0149
- (Known Bondholders, Mortgages, and other security holders owning or holding 1 percent or more of total amount of bonds, mortgages, or other securities) None
- (Tax Status) Has Not Changed During Preceding 12 Months
- (Publication Title) SPARTAN DAILY
- (Issue Date for Circulation Data Below) October 2, 2000
- Extent and nature of circulation

	Average No. Copies Each Issue During Preceding 12 Months	Actual No. Copies of Single Issue Published Nearest to Filing Date
a. Total Number of Copies (Net press run)	7500	7500
b. Paid and/or Requested Circulation		
(1) Paid/Requested Outside-County Mail Subscriptions Stated on Form 3541 (Include advertiser's proof and exchange copies)	18	18
(2) Paid In-County Subscriptions (Include advertiser's proof and exchange copies)	19	19
(3) Sales Through Dealers and Carriers, Street Vendors, Counter Sales, and Other Non-USPS Paid Distribution	6738	6738
(4) Other Classes Mailed Through the USPS	-0-	-0-
c. Total Paid and/or Requested Circulation [Sum of 15b. (1), (2), (3) and (4)]	6775	6775
d. Free Distribution by Mail (Samples, complimentary, and other free)	425	425
(1) Outside-County as Stated on Form 3541		
(2) In-County as Stated on Form 3541		
(3) Other Classes Mailed Through the USPS		
e. Free Distribution Outside the Mail	-0-	-0-
f. Total Free Distribution (Sum of 15d. and 15e.)	425	425
g. Total Distribution (Sum of 15c. and 15f.)	7200	7200
h. Copies not Distributed	300	300
i. Total (Sum of 15g. and h.)	7500	7500
j. Percent Paid and/or Requested Circulation (15c. divided by 15g. times 100)	94%	94%
- (Publication of Statement of Ownership) Publication required. Publication will be printed in the October 3, 2000 issue of this publication.
- Signature and Title of Editor, Publisher, Business Manager, or Owner Date 10/2/00


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