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## Library exec discusses censorship, obscenity

By Ryan Berg  
Daily Staff Writer

Sex is a topic that has caused much controversy over the years, mainly by causing people to define what the line between what is simply indecent and what is obscene.

Magnus Toren, executive director of the Henry Miller Library in Big Sur, chatted with San Jose State University faculty members and students on Oct. 25 about Henry Miller's controversial book, "Tropic of Cancer."

"Obscenity was, according to old Victorian law, if it made you horny, it was obscene," Toren said.

"Tropic of Cancer" was pub-

see LECTURE, page 9

## Car flips, strikes 7 others on Fourth St.

A small grey Honda struck several parked cars shortly after 1 a.m. Monday, flipped several times, struck more parked cars, then eventually came to rest on its side, ejecting one of its passengers, according to San Jose State University Police Department Sgt. John Laws.

The car lost control on Fourth Street and struck a total of seven parked vehicles between East San Salvador and East William streets, according to UPD.

"Two of the parked cars were totaled, and five were damaged," Laws said.

Laws said an officer spotted the vehicle crossing East San Fernando Street at a high rate of speed, then the accident occurred before the officer could catch up.

"Alcohol was definitely a factor in the accident," Laws said.

The two occupants of the vehicle were a male and female, believed to be in their early 20s, according to UPD.

Laws said the ejected passenger, a female, was taken to Valley Medical Center and currently is in critical condition. The male was able to get out of the car on his own and was taken to Regional Medical Center and is in stable condition.

According to Laws, it is still early in the investigation, and it is unknown if the occupants of the vehicle were SJSU students.

— Ryan Berg, Daily staff writer

## Dancing for the Dead



TOP: San Jose State University students follow the lead of a dancer from Grupo Esplendor Azteca Xipetotec on Wednesday in the Student Union Amphitheater. The performance was organized by Gamma Zeta Alpha fraternity.

RIGHT: Gerardo Salinas, teacher of Grupo Esplendor Azteca Xipetotec, performs a ritual dance. BELOW: Dancer Lucia Caballero lets fire run across her calf. BELOW RIGHT: San Jose State University students join dancers from Grupo Esplendor Azteca Xipetotec in a dance used to call back the souls of the dead.



PHOTOS BY PEARLY CHAN/DAILY STAFF

## Officials name fall victim

UPD awaiting coroner's report

By Kris Anderson  
Daily Staff Writer

On Sept. 20, a previously unidentified woman took her life by leaping from an upper level stairwell at the 10th Street parking garage, according to the Sgt. Mike Santos of the San Jose State University Police Department.

The San Jose medical examiners office said they identified the victim as Carol Ciscell, a 43-year-old white female.

According to the medical examiner's office, "The cause and manner of death have been determined, but no further information can be released until the report is finalized."

Santos said Ciscell's next of kin were notified, but the conclusion of the investigation is pending final say from the coroner's office.

"The investigation is closed," Santos said. "There is no evidence suggesting foul play."

Santos said the woman was listed as a resident of one of the boarding residence homes in the surrounding area but was not, in the UPD's view, a transient.

"We see transients as persons with no physical address," Santos said.

Investigations of this sort can take anywhere between four and 12 weeks depending on the circumstances surrounding a particular case, according to Sgt. John Laws, also with UPD.

He said UPD treated the incident initially as a homicide, as per standard policy.

"We immediately sealed off the stairwell and began to look for evidence," Laws said.

He said that despite signs to the contrary, cases involving circumstances similar to Ciscell's are first looked at as crime scenes.

"It's standard process to look at this as a homicide," he said. "We have got to seal off the scene to take photos and measurements."

Investigators started to talk to people around the area and look for witnesses, he said.

Eventually, Laws said UPD investigators got to a point where they spoke to an eyewitness.

"We found a witness who saw the woman seconds before she jumped," he said.

The information from the scene, Laws said, also needs to be collected in a timely manner.

"We need to get all that information as soon as possible," Laws said.

While he did not view the body, he said he had an idea of what to expect.

"I've got enough dead bodies up here," Laws said of his memories as a police officer.

For those affected by the scenes of the day, Laws said there is an employee assistance program set up to aid university employees dealing with stressful situations.

"There is post-traumatic stress counseling," he said. "That is a very important tool."

Laws said that although the investigation department of UPD is fully staffed, their report still awaits final word from the coroner.

## Marines land at Student Union to recruit prospective officers

By Lalee Sadighi  
Daily Staff Writer

Staff Sgt. Jayston Koi is one of two officers who spend two days a week at San Jose State University trying to encourage undergraduate and graduate students to enroll in the Marine Corps.

Koi explained that he and Capt. Brian Lionberger, another selection officer, are responsible for recruiting students from four-year colleges in the South Bay Area.

"We go to Santa Clara University, Stanford University, Califor-

nia State Monterey Bay University, East Bay University and UC Santa Cruz," Koi said, "but San Jose State is by far the best school. We get a lot of applicants here, and students are very interested in what we do."

Koi said he didn't know why SJSU students were more receptive to the Marine Corps' message than other students in the South Bay. He didn't think that economical and racial diversity had anything to do with SJSU's high rate of applicants.

"Students here come from different backgrounds and have dif-

ferent values, but honestly, I don't know the answer," Koi said. "I am still trying to figure this point out."

On the space allotted in front of the Student Union by the university to the Marine Corps' recruiters, stickers, pens and other Marine Corps collectibles lay among brochures.

In one of the brochure, the different programs available upon graduation to undergraduate and graduate students in the Marine Corps are listed, and prospective students can read about the Officer

Candidate School, a place where "you will endure the most grueling mental and physical screening and evaluation of your life," according to the introduction page.

"We want students to know that being a marine is tough," Koi said. "They have to be very motivated. We won't force anyone to join. If they are interested, they'll come to us, and we'll answer their questions."

Kevin Withrow, a senior majoring in justice studies at SJSU, decided in his sophomore year to

apply to the Marine Corps officer program because it is known to be the hardest branch of the military, he said.

"I spent six weeks last summer in the Officer Candidate School training camp in Quantico, Va. It was tough but great," Withrow said. "You must give your absolute best; they are fierce warriors, and they don't put up with crap over there."

Withrow, like other prospective students who plan to join the Marine Corps' officer program, had to follow a strict procedure to be

trained into the Officer Candidate School.

"First, we screen students off. There are mental, moral and physical requirements," Koi said. "They must have scored at least 1,000 on their SAT, and they must meet some height and weight standards; a 6-foot-tall male cannot weigh more than 197 pounds, for example. They must be fit or become fit."

After the initial screening, appli-

see MARINES, page 10



What we do for ourselves dies with us. What we do for others and the world remains and is immortal.  
— Albert Pine

## OPPOSING VIEWS

## Are the fees we're paying for our education being used properly?

**YES** The money helps fund the maintenance and the stability of the SJSU campus.

Fall and Spring: everyone's two favorite seasons. Why? Well, not only do they mark the beginnings of new semesters for students, but they are also the semiannual emptyings of our already decreasing piggy banks in order to meet college tuition deadlines.

Ever wonder why we pay more than \$1,000 per semester for San Jose State University?



HEATHER DRISCOLL

Well, duh, to get our beloved education of course.

However, little do some students know that our fees go toward more than just units and classes, but appropriate services and activities provided to us as well.

The university fee, commonly known as tuition, is broken down into several components where the money is distributed amongst a variety of funds, such as Associated Students, Student Union, health, transit, recreation, child care and so forth.

According to the Bursar's Office Web site, the \$99 Instructionally-Related Activity Fee supports a variety of programs, including concerts, intercollegiate athletics, drama performances, newspaper and radio and the marching band.

Whether you are a theater guru, soccer star or simply like to keep up with campus news, there's something that this fee has to offer to just about everyone.

Even if you are a commuter student who prefers to hibernate in the library and run home as soon as the clock hits 12, supporting the arts, athletics and media is nothing but a good cause.

Up next is the \$126 Union Fee, which, according to the Bursar's Office Web site, is installed in order to support the financing and operation of the Event Center and the Student Union building.

Now, I know what you all are thinking: Why do I care if the Student Union or Event Center collapses and crumbles to pieces?

Answer: You do care.

Let me put it this way: Why do we pay a bridge toll for the Golden Gate Bridge, Bay Bridge or Dumbarton Bridge?

No, not because we have to, but because if we didn't, there would be no money to fund maintenance or stability. Therefore, it would fall to pieces, and we'd no longer have a way to get home, to work or to dance class.

How do these relate?

Well, if we didn't pay a fee to keep the Student Union and Event Center up and running, we'd no longer be provided with a bookstore for all our materialistic needs or facilities to hold club meetings and/or events and concerts for entertainment.

Moving down the list, we encounter smaller fees, such as the \$3 Facility Fee and the \$8 Child Care Fee.

The Facility Fee is pretty self-explanatory in the sense that it is used to maintain our facilities. After all, I don't think anyone wants to walk around in buildings that resemble dumpsters.

Besides, what's \$3 out of your pocket? You and I both know that those three bucks was not going to go toward something anymore useful than three junior bacon cheeseburgers at Wendy's.

And so what if you don't have kids? Who knows when that hot steamy night with your boyfriend is going to lead to a baby popping out nine months later?

It can happen to anyone, and you might as well be prepared with pre-planned child care.

It is to my knowledge that teen pregnancy is high these days, but regardless, everyone deserves the opportunity to go to college, kid-less or not.

It's all about perspective. If you take a close enough look, you'd be able to see that these services we pay for can actually come in handy from time to time.

After all, if we can deal with Blockbuster late fees and pointless DMV registration fees, then maybe these college tuition fees aren't that much of a pain in the butt.

Heather Driscoll is a Spartan Daily staff writer.

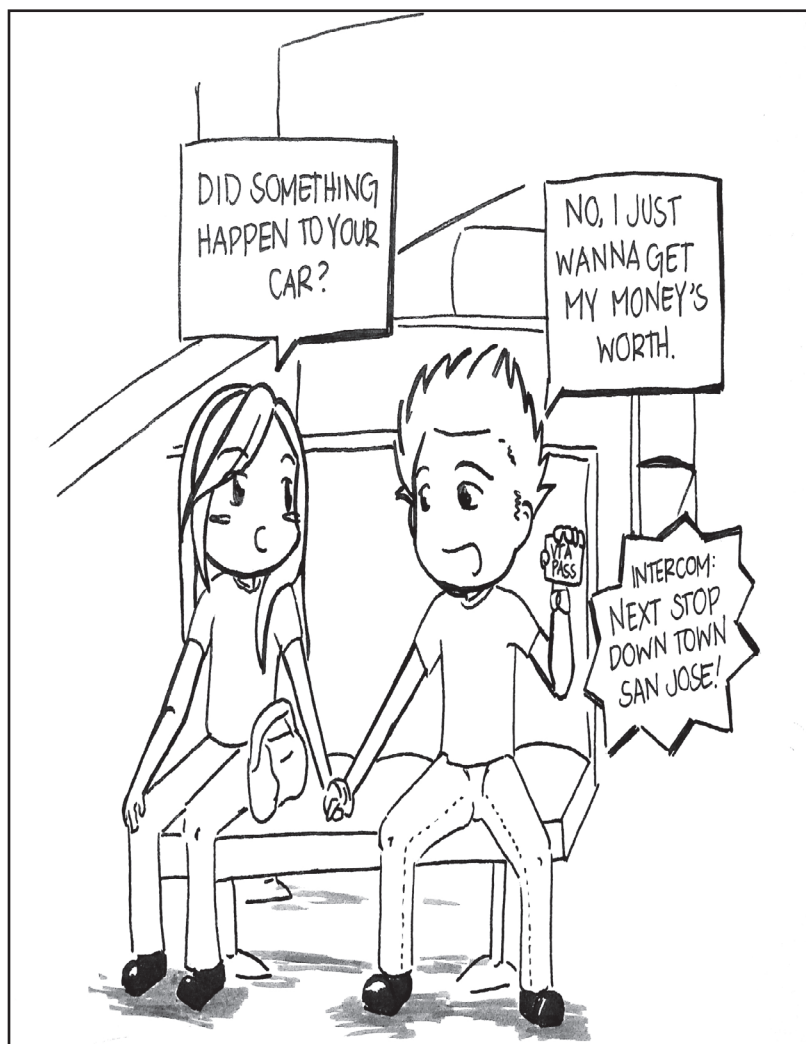


ILLUSTRATION BY KATHY TRAN

**NO** A majority of the items our fees pay for are some things students can do without.

First, a disclaimer.

I do not have a child who attends the on-campus daycare center.

I do not use the light rail or the VTA buses.

I do not use the Student Health Center.

I do not go to aerobics classes.

Sigh.

Despite "not" doing many things, I still must pay.

Transit Fees, Child Service Fees, Health Center Fees, Recreational Fees.

And when I say, "I still must pay," I mean every single one of you is paying, too.

Thus, I am willing to make a sweeping generalization and proclaim that our student fees that we are required to pay to pursue our advanced education are not being used in a proper manner.

In fact, they are not being used. At all.

Let me give you a rundown of what exactly we are not using but paying for: The transit fee of \$21.50 is described by the bursar's Web site on www.sjsu.edu as a fee for "unlimited use of the Santa Clara County transit services like buses and light rail."

Except not everyone rides the bus to school or uses the light rail.

I would go so far to say that most students at San Jose State University do not use these transit services.

Twenty-one bucks down the drain. That is a week's worth of coffee money gone.

What about everyone who drives to class? I know some people do all of the garages are above capacity.

And still, after buying an overpriced parking permit, you still have to pay to use the bus that you will never use.

Life really isn't fair.

On to the Health Center Fees, which increased by 2.5 percent this semester, totaling a whopping \$71.50.

I might just go out and get the flu so my money doesn't go to waste. If I don't use the center — ever — why am I paying for it?

I would rather donate the money. Or better yet, add it to my weekly coffee fund — I'm already in the hole from the 20 smackaroos the bus fee stole from me.

But the best part of the Health Service Fee is the explanation for it on the SJSU Web site.

Under "frequently asked questions" it states, "I don't and never will use the Health Center, do I still need to pay the health service fee?"

"Yes," the Web site answers.

No explanation, no reasoning, no idea.

I just love wasting money.

My most favorite of all of the unused fees I am paying is the Child Development Fee.

Aw, kids, you gotta love them. But I don't love the \$8 fee.

Why, under any circumstance, should I be paying for another student's babysitting fee? And fine, it is only \$8 but like I said, I am in the hole, people, and I want out of all of these fees that the majority of students are simply not using.

While I am out getting the flu to use the Health Center that I am paying for, I might just get knocked up, too. Then maybe I won't feel so betrayed and cheated by all of the nonsensical fees.

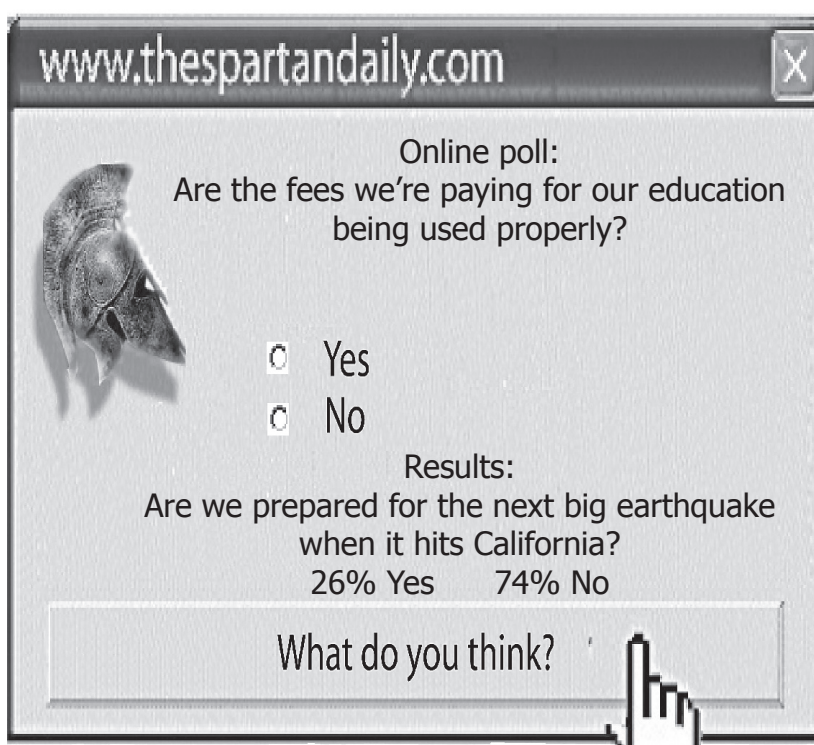
These fees are ultimately not being used by the majority of the students that are paying for them.

And the majority should not be forced to pay for a few students' convenience.

So if you see me on the light rail pregnant and with the flu at least you know that I will not be wasting my fees that we all must pay to go to college and get a degree.

Think about that next time you write your check for registration fees. See you at the Health Center.

Lindsay Bryant is a Spartan Daily staff writer.



## CAMPUS VOICES

COMPILED BY JULIA COOPER, PHOTOS BY PEARLY CHAN



"Yes. I use the light rail every day, so I can't really complain."

Ian Elizondo  
freshman  
undeclared



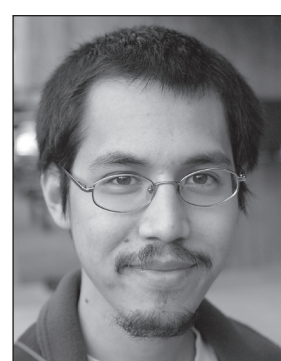
"No. A lot of (engineering) facilities need to be updated."

Kristy Martinez  
senior  
engineering



"Yes. I use both the healthcare facilities and the sports facilities."

Steve Hays  
graduate student  
engineering



"No. There needs to be more oversight on a lot of fees."

Kevin Lowe  
senior  
hospitality management



"Yes. Last semester I was sick and got service from the health service center."

David McMenomy  
senior  
justice studies



"No. I really don't know where all this money is going."

Alvin Chung  
senior  
radio, television and film

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

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

Only letters between 200 to 400 words will be considered for publication. Submissions become 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 placed in the Letters to the Editor box at the Spartan Daily office in Dwight Bentel Hall, Room 209, send by fax to (408) 924-3237, e-mail at spartandaily@casa.sjsu.edu or mail 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.

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# SPARTA GUIDE

Write letters to the editor and submit Sparta Guide information online. E-mail the Daily at [spartandaily@casa.sjsu.edu](mailto:spartandaily@casa.sjsu.edu).

Visit our Web site at [www.thespartan-daily.com](http://www.thespartan-daily.com). You may also submit information in writing to DBH 209.

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. Space restrictions may require editing of submissions. Entries are printed in the order in which they are received.

## TODAY

### Silicon Valley Leaders Symposium

Guest speaker Bertrand Cambou, president and CEO of Spansion Inc., will discuss how memory technologies have evolved and are now reaching their physical limits, as well as the engineering challenges and opportunities for future innovations from noon to 1 p.m. in the Engineering building room 189. For more information, contact Lilly Wilderman at [lilly.wilderman@sjsu.edu](mailto:lilly.wilderman@sjsu.edu).

### Asian Baptist Student Koinonia

The Asian Baptist Student Koinonia will hold its weekly Bible study at 7 p.m. in the Guadalupe room of the Student Union. For more information, contact Justin Foon at (415) 786-9873 or e-mail [jfoon1@yahoo.com](mailto:jfoon1@yahoo.com).

### Concert Series

A part of the listening hour celebration titled "Celebrating Wolfgang Amadeus Mozart" from 12:30 to 1:15 p.m. in the Music building Concert Hall. For more information, contact Joan Stubbe at (408) 924-4649.

### Campus Crusade for Christ

Nightlife is a time for fellowship, worship and hearing from the word of God at 8 p.m. in the Spartan Memorial. For more information, contact Mark Depold at (408) 421-9281.

### The Environmental Club

The Environmental Club will hold a meeting from 5 to 6:30 p.m. in the Ohlone room of the Student Union. For more information, contact Kilen Gilpin at (408) 423-9787.

### Alpha Omicron Pi

Alpha Omicron Pi will host its annual philanthropy event titled "Mr. Fraternity" at 7 p.m. in the Loma Prieta room of the Student Union. For more information, contact Jessica at (619) 341-4630.

### Students for Democracy

A slide show presentation by Paul Larudee titled "Facts vs. Myths of events in Lebanon and Palestine" from 7:30 to 9:30 p.m. in the Almaden room of the Student Union. For more information, contact Sarah Morris at (408) 469-0383.

### Day of the Dead Celebration

A Day of the Dead celebration at noon in the Spartan Memorial. For more information, contact Chaplain Roger at (408) 605-1687.

### Counseling Services

Counseling Services will host a successful social bee group from 1:30 to 2:50 p.m. in the Administration building room 201. For more information, contact Kell Fujimoto at (408) 924-5910.

### Counseling Services

Counseling Services will host a body affirmative group from 4 to 5:20 p.m. in the Administration building room 201. For more information, contact Ellen Lin or Wei-Chien Lee at (408) 924-5910.

### What does it Take for Your Students to Learn Something New?

A presentation on the eight conditions which must be satisfied for learning to occur in students from 11:30 a.m. to 1 p.m. in the Instructional Resource Center room 101. For more information, contact Alissa Levey at (408) 924-2303 or e-mail [cfid@sjsu.edu](mailto:cfid@sjsu.edu).

### Beethoven and Tsontakis

The Cypress String Quartet will perform Beethoven's String Quarter in B-flat Major, Opus 130 and George Tsontakis' new String Quarter No. 5 from 7 to 9 p.m. in the Dr. Martin Luther King Jr. Library room 550. For more information, contact Patricia Stroh at (408) 808-2059.

### HR 101 Budget 101 with Excel

A course for staff that have limited or no previous CSU or SJSU budgeting or financial experience from 10 to 11:30 a.m. in the Instructional Resource Center

room 210. For more information, contact Lindsay Hamm at (408) 924-2141 or e-mail [lindsay.hamm@sjsu.edu](mailto:lindsay.hamm@sjsu.edu).

## FRIDAY

### Incubator Classroom

A workshop on the newest technologies and stimulates on thinking about innovative ways to use them in teaching students from 10 to 11 a.m. in Clark Hall room 111. For more information, contact Alissa Levey at (408) 924-2303 or e-mail [cfid@sjsu.edu](mailto:cfid@sjsu.edu).

### Internship Workshop

The Career Center will host an internship workshop on strategies to help students find work experience from 3:30 to 4:45 p.m. in the Career Center module F. For more information, contact Evelyn Castillo at (408) 924-6031.

## SUNDAY

### American Association of University Women

The American Association of University Women will celebrate its 125th anniversary with discussion on national and international goals for the 21st century at 1 p.m. in the Dr. Martin Luther King Jr. Library rooms 255 and 257. For more e-mail, contact Alyce Athanasiou at [athans@attglobal.net](mailto:athans@attglobal.net).

## MONDAY

### Counseling Services

Counseling Services will host a meditation and stress reduction group from 2 to 3 p.m. in the Administration building room 201. For more information, contact Mark Forman at (408) 924-5910.

### Resume Critiques

The Career Center provides drop-in resume critiques from 1:30 to 3 p.m. in the Career Center Module F. For more information, contact Evelyn Castillo at (408) 924-6031.

## TUESDAY

### Counseling Services

Counselor Ellen Lin will hold drop-in hours from 3 to 5:30 p.m. in the Mosaic Cross Cultural Center of the Student Union. For more information, e-mail Annalyn Cruz at [annalyn.cruz@sjsu.edu](mailto:annalyn.cruz@sjsu.edu).

### QTIP

Queers Thoughtfully Interrupting Prejudice will hold a general meeting from 5:30 to 6:30 p.m. in the Montalvo room of the Student Union. For more information, contact Derrick Quema at (510) 691-1989 or e-mail [qtip\\_sjsu@yahoo.com](mailto:qtip_sjsu@yahoo.com).

### Concert Series

A part of the listening hour celebration titled "Celebrating SJSU Small Jazz Band" from 12:30 to 1:15 p.m. in the Music building Concert Hall. For more information, contact Joan Stubbe at (408) 924-4649.

### Job Fair Success Workshop

The Career Center hosts a workshop on job-searching strategies for fairs and employer events from 3:30 to 4:45 p.m. in the Career Center Module F. For more information, contact Evelyn Castillo at (408) 924-6031.

### "Succeeding while dancing backward: Insights from female business leaders"

A panel on the issues faced by female executives in today's global business environment from 6 to 8 p.m. in the University Room. For more information, e-mail Sofia Moede at [moede\\_s@cob.sjsu.edu](mailto:moede_s@cob.sjsu.edu).

**"The Story so Far" will return next Thursday.**







## "Best College Hangout"

San Jose Mercury News



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'I said come on fhwdgads/Everybody to the limit/  
The Cheat is to the limit/Everybody come on fhwdgads!  
— Strong Bad, 'Everybody to the Limit'

## Hawaii recreated in San Jose at Hukilau

By Julia Cooper  
Daily Staff Writer

The bite of winter's chill is just around the corner, but the Hukilau restaurant in San Jose's Japantown offers a warm escape from the cold days and nights ahead.

### REVIEW: DRINK OF THE WEEK

Hukilau, which also has branches in San Francisco and Palo Alto, specializes in tropical drinks and Hawaiian dishes, including Spam.

The inviting atmosphere of Hawaii is recreated in the cozy front room of Hukilau, where spice-red walls, lit candles and Tiki accoutrements are included in the warm decor. Grab a seat at one of the tables or at the straw awning-covered bar to begin an exotic, island experience.

For a real dose of Hawaii, ask a member of the friendly wait staff for a Hawaiian Purple Hooter Martini, a specialty drink not listed on the regular menu.

The drink is presented in a clear martini glass with a swirled stem that complements the fun interior of the room. The glass is garnished with a fresh pineapple wedge, putting Hawaii's signature fruit in the spotlight.

Purple cocktails are certainly few and far between. Hukilau achieves the Hawaiian Purple Hooter Martini's royal color with a splash of cranberry juice, one of many fruit flavors blended into the drink.

Upon first sip, the drink's sweetness is vibrant, but not overwhelming. Hints of peach, coconut and pineapple flavors pop out from the overall taste.

The strong flavor of Hpnotiq blends nicely with the fruit flavors and reminds tasters that yes, this is an alcoholic beverage. A little bit of this drink goes a long way.

The Hawaiian Purple Hooter Martini sells for \$7.50, a bargain considering the complexity of its ingredients.

Hukilau not only features half-price menu drinks on Thursdays after 5 p.m., but live Hawaiian music is also offered on Friday and Saturday nights in the restaurant's larger back room.

#### INGREDIENTS — HAWAIIAN PURPLE HOOTER MARTINI

1 ounce Hpnotiq	Splash of pineapple juice
1/2 ounce peach schnapps	Add cranberry juice until achieving purple color
1/2 ounce Malibu coconut rum	
1/2 ounce Blue Curacao	* Recipe courtesy of Hukilau

## Festival fosters cultural awareness

By Stefanie Chase  
Daily Staff Writer

San Jose State University students who need a break from the daily academic grind can delve into the Jewish culture via film simply by walking down to the San Jose Jewish Film Festival at Camera 12 Cinemas.

Mark Levine, president of the San Jose Jewish Film Festival, said the goal is to allow festival patrons to "experience the depth and breadth of the Jewish community."

The 15th annual festival began on Oct. 18 and is running through Nov. 19, according to the festival's Web site [sjjff.org](http://sjjff.org).

"We're doing extremely well this year," Levine said.

The cost of entry is \$9.50 for adults and \$8 for students and seniors when tickets are bought in advance, and this price still stands even for the double features that are occasionally offered.

The price goes up to \$8.50 for students who buy tickets at the door.

The festival was kicked off with a film called "Live and Become."

According to the Web site, this film is about a Jewish woman who takes in an Ethiopian boy in Israel. The woman dies soon after, and the boy must learn how to fit in with "Israeli society."

According to the mission statement on the Web site, "The festival (offers) a broad selection of high-quality films and related events for members of the community."

There is a variety of films offered at the festival, including educational films and award winners.

Some of the movies include a discussion afterward about the issues that are presented in the films.

Levine said the discussions seem to be popular with most of the audi-



PHOTO COURTESY OF THE SAN JOSE JEWISH FILM FESTIVAL

"Out of Sight," winner of the 2005 Israeli Academy Award for best director, will play Nov. 19 at the San Jose Jewish Film Festival downtown.

ence sticking around to participate in the past.

One of the films, "Gloomy Sunday," which is being shown on Nov. 5, is considered a "Best of the Best," which means it was brought back from the 2003 festival because of its popularity.

This film is a love story in German with English subtitles.

The premise of the story is that two men fall in love with one woman. Then, a third is added to triangle, thus creating a love trapezoid and making the situation even more complicated.

The San Jose Jewish Film Festival is a nonprofit organization and the

goal of the festival is to break even, Levine said.

He added that if the festival makes more money than expected, it is used toward other programs for the community.

Most of the films are only shown once, but there are a few that are offered more than once in case viewers missed it the first time or want to see it again.

The festival offers historical films, at least one of which touches upon experiences in internment camps.

According to the Web site, "Fateless (Sortsalansag)" is a film based on Hungarian-Jewish author Imre

Kertes's semi-autobiographical story.

"Isn't This a Time" is the last film of the festival, and it highlights folk music in America.

This film is geared toward an audience of any age or culture and features many popular folk singers in a tribute to Harold Leventhal, a popular manager among folk singers.

Levine said most of the films are for all audiences and that the variety of films conjures up different emotions.

"Some of the movies make (the audience) laugh. Some of the movies make (the audience) cry," Levine said.

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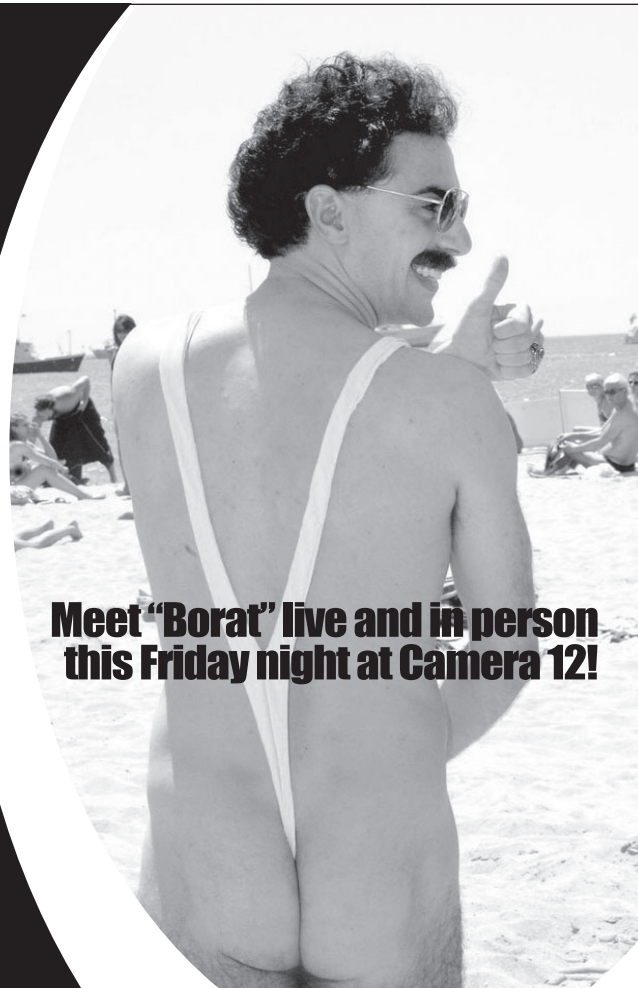
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# Some believe Cho displayed inappropriate humor

By Phil Bennett  
Daily Staff Writer

On Oct. 13, a performance hosted by Margaret Cho marked a closure to the Campus MovieFest at San Jose State University.

Students offered mixed reviews of her performance.

"I found the jokes about her saggy vagina and stuff inappropriate — this type of stuff is not funny and does not belong on a college campus," said Jessica Stevenson, a student in the television, radio, film and theatre department.

Some student said they appreciated Cho's frankness and honesty in regards to human rights.

"With SJSU's human rights kick, I think it was very appropriate for (Cho) to be selected as a host," said Victoria Quade, a business marketing major. "She fights for human equality; she speaks the truth."

Other students reviewed Cho's perfor-

mance less favorably.

"(Cho) wasn't even funny and was highly inappropriate — most of the stuff she was talking about showed her ignorance," said Webster Lincoln, a psychology major. "People like her don't belong on college campuses — I was offended and appalled she was even chosen to host the MovieFest."

Some students found her endorsement of political views offensive.

"I liked the sick humor, but I didn't care for the way she used her platform to speak about her own political views," said Vanessa Abiva, a psychology major.

Regardless of subject, Abiva said some of her comments were considered prudent.

"I was surprised at some of the comments she made — I wasn't offended, but I was surprised that those kind of comments would be allowed at a campus function," Abiva said.

Even though some of Cho's material was

controversial, some students didn't think they needed to be censored at a college.

"This was a college event, not a Disney family movie festival," said Joy Njema, a liberal studies major.

Some students said they enjoyed the performance while being aware of the younger generation.

"I liked her, but I guess there should've been a warning — I mean, there were children there," said Vanessa Markle, a liberal studies major. "She was still pretty funny, though."

Some students said they agree the humor was inappropriate, but said it is the parents' responsibilities to be prepared for it.

"Anyone bringing their child to adult or college events needs to be aware of such things if they don't want their precious children to hear bad words," said Nick Mikulka, an SJSU alumnus.

The mature content was disclosed be-

fore the event, in signs and brochures.

"No one was forced to go to that show, and it was public knowledge that Cho was going to host," Quade said. "Read the fine print people. If it says, 'for mature audiences,' no matter how 'mature' your kids may be, we've got to remember that we are at a college — don't bring kids to a Margaret Cho show."

Even some students who profess to like Cho found some of her humor disturbing.

"I like Margaret Cho and am familiar with her stand-up routine, so I expected to hear something raw and would have been disappointed otherwise," Njema said. "But if there were children there, then there should have been a warning."

Some students hungered for more sophisticated humor than was offered by Cho.

"I can take a joke, but I wish more people had a more intelligent sense of humor," Stevenson said. "It wasn't that I was offend-

ed, because I wasn't, but I would have just rather not heard about her sex life."

Some students said they don't understand why Cho is considered humorous.

"I know I'm appalled at the fact that Cho is considered funny," Mikulka said. "The distinction of 'funny' needs to not be associated with unfunny people, or it kills the meaning of the word."

Some said Cho already has this kind of reputation.

"She does have a potty-mouthed reputation," Quade said.

Censorship may seem appropriate but, in this case, even Cho has rights that are protected under the First Amendment.

# 'The Black Parade' marches on triumphantly

By Adam Browne  
Daily Staff Writer

Despite my naiveté concerning macabre rock music, I liked My Chemical Romance's album, "The Black Parade."

My Chemical Romance, a rock group from New Jersey, has been doing dark rock albums for about four years, similar in tone to the Danny Elfman songs from various Tim Burton films.

According to the compact disc, the music is a blending of punk and rock, but the band considers itself a rock band. The disc cover features not only mad members as skeletons, but also twisted artwork with a band conductor skeleton and several piled-up skulls.

The overlying theme of the first few tracks is suicide and death, but

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MUSIC  
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the band makes the lyrics jump and pumps up the bass and guitar to make it sound almost like a celebration of death.

"The End" goes into the gloomy theme of suicide, but it does so in

a bouncy way. The punk rock lyrics, guitar and background instruments set a macabre and contrastingly cheery mood.

Carrying on the celebration of doom, "Dead!" suggests a man is trying to talk his girlfriend out of suicide.

Having been unable to stop the death of a friend, in "This Is How I Disappear," the lyricist plans to disappear.

As if the band decided there was too much death in the previous songs, the band goes on to jam about vampires in "The Sharpest Lives."

The title track is a morbidly playful song about a father and son called "The Black Parade," where a father goes to a parade and wants his son to be a prophet of the bleak.

In the odd "I Don't Love You," the

man in the song has had a one-night stand and wants his guest to leave.

"House of Wolves" is about werewolves who chase ambulances singing praise songs, by far the weirdest song on the CD.

The sad-themed "Cancer" is about someone undergoing chemotherapy for cancer and contrasting the fascination with death as humorous. It is dark and sad.

A letter to a mother about war, "Mama" is an odd confession about bad things really unrelated to the other songs.

Then comes "Sleep," a song about a conflicted and apologetic monster. Similar to the "Mama" song, "Sleep" seems to be a decree for retribution.

The witty, cautionary rebel song "Teenagers," is pure teen angst punk about delinquent punks.

Keeping with the theme of rebelliousness, "Disenchanted" seems to be about a night of partying going wrong and ending in a hospital room.

The second song about a one-night stand, "Famous Last Words," takes place in a hotel room where the songwriter is conflicted about whether he should ask his lover to stay. It isn't so much macabre as confused.

Lastly, there is a hidden song, "Untitled," with the morbid theme of giving gallons of blood to vampire doctors in a hospital of horrors.

So even though it was morbid, I liked the CD and thought it very appropriate for the Halloween season.

\*All music reviews are based on a five 'note' rating system.

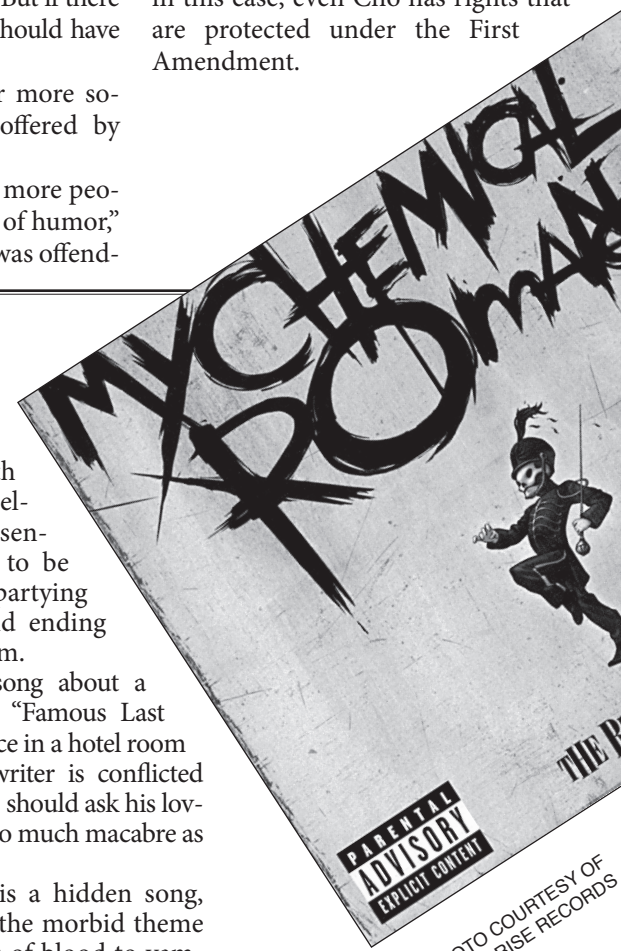


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# Chic Chateau doubles as fashion boutique, tearoom

By Mary Beth Hislop  
Daily Staff Writer

Shop 'til you drop has taken on a new meaning at one of downtown San Jose's newer retail stores, Chic Chateau.

The clothing and furniture boutique at the corner of Third and San Fernando streets also doubles as a tearoom.

The boutique opened last December, and the tearoom opened in May.

After shopping for exotic clothing and accessories, customers can enjoy the European tradition

of high tea — a pot of naturally seeped tea and a repast of light hors d'oeuvres — amid an elegant atmosphere of old-world charm.

"It's a relaxing experience," said shop owner Luvi Navarro, 42.

With instrumental music in the background, and a shared pot of organic, white-rose tea mixed with chamomile and mint served in floral decoupage tea cups, Navarro recalled how her dream of including all of her talents into her own business became a reality.

Navarro said her love for clothing fashion, home décor and afternoon teas motivated her to open her own business after leaving Sili-

con Valley's high-tech industry.

"I was part of the whole dot-com era that was laid off," Navarro said.

Navarro said that she researched her idea for one-and-a-half years, finally settled on a location for her business and began the arduous task of decorating the interior of the boutique. Hand-stenciled flooring, sponge-painted walls, and French provincial furniture that is also for sale, reflect Navarro's love of the French chateaus, which she used to visit while traveling through Europe on business.

Navarro said San Jose's build up of living communities and retail development has helped bring in

customers; her choice of location has been a boom to her business.

"The location was my fourth pick, which ultimately was the best space of all," Navarro said. "The residents who live here have welcomed us with open arms."

Navarro keeps a guest diary on one of the tea tables so that customers can record their experiences.

"I love the soothing, elegant, civilized taking of tea," wrote customer Elizabeth Urbach, "and this tea room is a wonderfully fitting place to do so."

Noemi Lindert wrote: "Spending the afternoon sipping awesome tea, wonderful treats, beautiful desserts with close friends — what more can you ask for?"

The tearoom also attracts business people who want to get away from the hustle and bustle of the office, according to Navarro.

Navarro said high tea is usually a two-hour experience for most customers, with an eight-course menu of hors d'oeuvres that includes organic tea, scones, finger sandwiches, fruit compotes and other sweet delicacies.

High tea reservations are available at noon, 2 p.m. and 4 p.m. and cost \$30 per person.

Walk-ins are available, but customers are limited to tea and scones.

Navarro's 29-year-old sister, Melissa Navarro, is one of the four part-time workers; she helps out with merchandising, window displays and sales and marketing.

"This place is so unique — there's nothing like this in downtown San Jose," Melissa said of her sister's business that reflects European culture. "Morning, afternoon, evening tea is a regular part of life. It's a different experience than a coffehouse."

Navarro said she generally works

10 to 15 hours each day.

"It's challenging every single day," she said.

Navarro said she is a "downtown, Bay Area brat" and graduated from San Jose State University in the 1990s, majoring in finance.

"Having the business background, as well as corporate-America experience helped build the foundation towards facilitating the business," she said. "I think utilizing the downtown resources is important."

To that end, Navarro is seeking a culinary intern to help create the delectable delicacies that she serves at high tea. She has put in a request at SJSU's hospitality department. She is also hiring for the Christmas season; the shop will soon be decorated for the holidays, which she said will be a pleasant surprise for her customers.

The tearoom's success has also created requests for bridal and baby showers, birthdays and City Hall employee conferences.

And Navarro said she is hosting her first wedding reception soon. Navarro hosts "princess parties," generally for girls age 5 to 10, who get a course in etiquette while sipping on decaffeinated, fruit-berry tea.

"They really like to feel like a princess," Navarro said.

Her boutique décor has also instigated requests for Navarro's services in interior design.

In the meantime, Navarro is expanding her men's selection of clothing, offering 50 percent off on summer tops and dresses and getting ready for the holidays, when her 7 p.m. closing hour will be extended.

But the basics will always be there.

"Shopping and tea — what a concept," wrote customer Denise Reate in the boutique's diary.

TEA ETIQUETTE

-Properly pick up the cup and saucer, which are lifted together, holding the cup with your index finger slipped through the handle, but only up to the first knuckle. The ring and pinkie fingers should be placed, curved around the cup, gently.

-You should hold the saucer under your cup while sipping the tea. How many American living room carpets enjoy the care of COIT carpet cleaners because of sloppy sipping?

-Bagged teas are a no-no. Tea must be seeped through a sieve, not a Lipton tea bag, for the ultimate taste experience, according to Luvi Navarro.

-And please don't stir your cup like coffee drinkers do. A light swirl of your spoon without touching the teacup is in order here; and don't leave the spoon in your cup — definitely bad form.

-Lemon slices, not wedges, are also popular accompaniments to tea, but don't add them to your milked tea; your milk will curdle.

Navarro said that learning the art of tea-drinking etiquette is popular with young girls; boys are not her major customers.

Information courtesy of [www.whatscookingamerica.net](http://www.whatscookingamerica.net).



PEARLY CHAN/DAILY STAFF

Melissa Navarro, sister of the owner of Chic Chateau, helps out at the boutique Wednesday. The store is located on South Third Street.

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## FOUR WOMEN'S SOCCER PLAYERS NAMED TO ALL-WAC TEAM

Nicole Irwin was named to the All-WAC first-team and offensive player of the year. Cristin Murphy, Jessica Scott and Marissa Dayton were named to the All-WAC second team.

## FOOTBALL NOTEBOOK: THE POCKET PASS

## SJSU hopes for road win

By Greg Lydon  
Daily Senior Staff Writer

One win away from earning its sixth win of the season and becoming eligible for a bowl berth, the San Jose State University football team is focused on something else — going on the road and winning.

"To be a championship football team, you have to go out and win on the road," said SJSU safety Chris Vedder.

The Spartans look to end their 15-game road losing streak this weekend when they travel to Las Cruces, N.M., to face off against Western Athletic Conference rival New Mexico State University.

SJSU head coach Dick Tomey said he doesn't look at the 15 away losses in a row. He looks at the two road games this season that this year's SJSU team was in the game till late in the fourth quarter.

"This team has lost two road games to the two best teams we've played," Tomey said. "This team has been very competitive on the road and is capable of winning on the road. We hope we get our first one this Saturday."

Standing in the way of SJSU breaking its road losing streak is a New Mexico State team that is led by coach Hal Mumme, who has brought his spread passing offense he conceived as head coach at the University of Kentucky to New Mexico State.

The Aggies' unique offense often uses five wide receiver sets to try to spread out its opponent.

"One of the things they do is constantly go for it on fourth down," Tomey said. "They give you many looks on offense, and they



GAVIN MCCHESENEY/DAILY SENIOR STAFF

San Jose State University junior running back James T. Callier carries the ball Saturday during a game against Louisiana Tech in Spartan Stadium.

throw the ball early and often."

The Spartans head into the game with a 5-2 record and a 2-1 record in WAC, while the Aggies are 2-6 on the season with a 0-4 record in conference.

"We need to break the ice and get a win this weekend," SJSU running back Yonus Davis said.

SJSU's 476 yards of rushing in the Spartans' 44-10 victory Saturday against Louisiana Tech was the largest rushing total this season in Division I-A in the Spartans 44-10 victory against Louisiana Tech University.

The large rushing day by the Spartans was sparked by the play of Davis, whose career-high 199 yards rushing and two touchdowns earned him WAC offensive player of the week honors this week.

"Our running game was wonderful against Tech," Tomey said. "We keep it going on the ground this weekend."

When asked if he was tired of hearing about the road streak, SJSU wide receiver John Broussard's response was quick: "Yes. We need to go win this weekend."

The Aggies boast one of the nation's top passing offenses led by the nation's leading wide receiver Chris Williams.

"We're definitely going to keep an eye on him," Vedder said.

Williams is averaging 117.6 yards receiving a game this season and also leads the nation in receptions per game, averaging more than seven catches a contest.

Tomey said SJSU defensive back Dwight Lowery, the nation's leader in interceptions, would not cover Williams the entire game.

"There's going to be a couple of our guys to get a crack at covering him during the game," Tomey said.

Kickoff is set for 5 p.m. Saturday at Aggie Memorial Stadium.

SJSU leads the overall series against New Mexico State 11-2.

## WOMEN'S SOCCER NOTEBOOK: THE CORNER KICK

## Spartans head to WAC tourney

By Kris Anderson  
Daily Staff Writer

Six years ago, the San Jose State University women's soccer team won a Western Athletic Conference championship.

The Spartans will get a chance to reignite hopes of winning it all Thursday as they embark on the 2006 WAC tournament as the fourth seed out of six teams and take on Boise State University.

"We've played every team before," freshman goalkeeper Marissa Dayton said. "Boise learned (from our first match); they know."

On Oct. 6, the Spartans shut out Boise State 3-0 in Spartan Stadium.

Should the Spartans sink the Broncos on Thursday in Reno, they will get a shot at redemption when the winner of Thursday's contest faces Fresno State University.

But the Spartans are not overlooking Boise State, and they realize the pressure of championship tournaments.

"With single-elimination tournaments, you have to take it one game at a time," Dayton said. "Once the whistle blows, it's all just soccer."

Assistant Coach Craig Winans said the team wants to earn an NCAA tournament berth with a WAC tournament victory.

"Win, you go on. Lose, you go home," Winans said. "We feel coming in that we can win (the WAC) tournament."

Days after returning from an away contest against the University of Nevada, Reno, the Spartans will return to Mackay Stadium with an idea of the conditions.

"I think it's an advantage that our last game was on turf," said head coach Dave Siracusa.

The Spartans practiced once in the interim between bus rides, choosing to hold a training session on the turf practice field adjacent to the Koret Athletic Training Center north of Spartan Stadium.

"It's perfect to get ready for Reno," Winans said. "(The turf field) is hard and fast."

Winans said the session focused on sharpening the styles of play SJSU has employed all season.

"We worked on playing to feet," Winans said of the teams passes. "We worked on movement on and off the ball."

Some of the movement practicing involved having players not in possession of the ball sprint toward the goal and ready themselves for potential passes.

"When we move with and without the ball well, we are almost unstoppable," Winans said.

Siracusa said the point of the simple offense is to put the ball in advantageous spots on the field.

"We have good scorers," he said. "Not scoring goals isn't a problem."

Defense, Siracusa said, is the key. "When our team defense is on, we score a lot of goals," he said. "It's all about the defense."

Siracusa said the team is ready for the awaiting challenge, and both believe SJSU can do well.

"A team can't be more ready than we are," he said. "If we go by (the training session), we are going to do well."



GAVIN MCCHESENEY/DAILY SENIOR STAFF  
San Jose State University junior midfielder Jacki Zabek fends off a player from Boise State University during a game on Oct. 6.

The players, Winans said, put recent losses to UNR and Fresno State in the past.

"The seniors have shown excellent leadership," he said. "They work hard to make sure the team is close-knit."

The team believes it's the best in conference, Siracusa said.

"We think it's about us," he said. "If we play our game, we can win." Entering the tournament against fifth-place Boise State, the Spartans feel they can do well.

"I have total and complete belief in them," Siracusa said. "It's genuine — I want to stand with these girls."

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HOCKEY NOTEBOOK: FROM THE PENALTY BOX

# SJSU players pay large fees to play

By Julia Cooper  
Daily Staff Writer

The San Jose State University Ice Hockey Club is in the middle of a winning season, but as a club sport, getting the same recognition as sports in the athletics department has been a challenge.

An even greater challenge may be that because ice hockey is a club sport, each member of the hockey team must pay \$2,900 to play this season.

"The way it is, our dues cost more than tuition right now," said Spartan senior center Max Ramsay.

Etienne Thomas, athletic compliance officer, said students who make teams in the athletics department do not have to pay any money to play in a season.

Club sports, in comparison, are funded by the students who play on club teams, said Rachelle Berglund, club sports coordinator.

Spartan head coach Ron

Glasow said hockey club member dues cover the costs of ice time for practice and games, referees, uniforms and travel, one of the biggest expenses.

The team's most recent road trip was to Albany, N.Y., which was Oct. 20 through Oct. 22, for games against East Coast teams Stony Brook University, Wagner College and Siena College.

Besides having to purchase airfare to fly to distant game locations, hockey players took their own cars down to Southern California for games versus the University of Southern California and Cal State Long Beach from Oct. 6 to Oct. 8.

"This year, (dues are) the most (they have) ever been, because we have a lot more trips," said Ramsay, who has been on the team for five years.

The team has at least two more road trips planned for the season, with games Nov. 9 through 11 in Utah and games Jan. 26 and 27, 2007, in Colo-

rado. If the Spartans make the American Collegiate Hockey Association regional and national tournaments, other road trips will be required.

Ramsay said that to raise the money for dues, many players sell program advertisements or seek sponsorship from businesses, family and friends.

"A lot of it comes down to connections," Ramsay said.

He added that the funds players cannot raise through sponsorship must come out of their own pockets through money earned at jobs.

Junior defenseman Paul Fuller said "really willing parents" also help out with raising the money to play.

Glasow said the club also generates revenue from spectator entrance fees at games.

"The fans help us, too, when they pay admission," Glasow said.

Berglund said there are 17 club sports teams, but ice hock-

ey players pay more dues than members of other club sports.

She said other club sports, such as badminton and racquetball, require fairly low member dues, with many averaging \$200 a season and others as low as \$15 a season. She added that players for other club sports sometimes face more expenses, such as purchasing uniforms and equipment, which they fund independently.

Berglund said the hockey team is so well organized and competitive that it is a model for all of club sports.

"The hockey team is a really strong team," Berglund said.

The Spartans ranked No. 1 last season in the American Collegiate Hockey Association West Region. This season, the club is 6-3-1.

The Spartans will face Brigham Young University at home at 7:45 p.m. on Friday and at 7 p.m. on Saturday at Logitech Ice at San Jose.



HANNA THRASHER/SPECIAL TO THE DAILY

San Jose State University defenseman Simon Guertin controls the puck Sunday afternoon at Logitech Ice in San Jose against UCLA.

MEN'S SOCCER NOTEBOOK: THE SLIDE TACKLE

# Spartans to face Sacramento State in last game of regular season

San Jose State University junior forward Savio Carrijo runs the ball on Sunday during a game against the University of New Mexico in Spartan Stadium.



GAVIN MCCHESENEY/DAILY SENIOR STAFF

## Brand to return to action after absence

By Heather Driscoll  
Daily Staff Writer

As the San Jose State University men's soccer team gears up for one last game, coach Gary St. Clair reflected on the team's productive season before Wednesday's practice, given all the obstacles they had to overcome as a young and inexperienced squad.

"They are the youngest team I have worked with since 1991," St. Clair said. "We only had four returning starters and started eight to nine freshmen and sophomores. They did remarkably well and exceeded all my expectations."

St. Clair said there is a lot to be learned from this season and hopes his team grasps a sense of stability.

"They need to continue to work on their game and work together," St. Clair said. "That's key — to

keep the boys playing together so they grow together as a team."

Spartan defender Ed Brand said it has been a transitional year for the team and looks at it as a step forward.

"I never look at (being a transitional team) as an excuse and neither does coach," Brand said. "We went out every game with the intention of winning. I honestly felt that we were good enough to win every single game this year, but in a few of the games, we just didn't perform well enough to do that."

Brand also capped on his personal goals as well as the team's goals for next season.

"Personal is just to maintain myself inside and to help guide the team and set an example for all the youngsters by working hard," Brand said. "As a team, we

all want to win conference and go to the NCAA. If I don't reach the NCAA by next year or the year after, then I will be a very disappointed person."

Brand, who was unable to participate in the Spartans' previous match against the University of New Mexico because of a "team issue," said he has been reinstated on the squad and will be available for selection to play in Friday's match against Sacramento State University.

Players and coaches declined to elaborate on the reason for Brand's short absence.

Other Spartan players who hope to return for Friday's match include forward Colby Moore, who suffered a concussion and a kidney injury in Sunday's match against New Mexico, St. Clair said.

St. Clair said defender Oscar Monjaras was out with a knee injury but was back in practice on Tuesday, and defender Sam Shore is recuperating from a groin injury but should

be available for Friday's match.

St. Clair also shed some light on the recruiting process and what they hope to see for next year.

"I think it's going to be one of the best recruiting years I've ever seen," St. Clair said.

"We are looking at regional players who are on all-region club teams, as well as, state-team players. Signing doesn't start until February, but we will be on the lookout for the best players."

But as of right now, the team is focused on one last win.

"It's senior day so it's going to be a big match," said goalkeeper Rodrigo Baptista. "Sacramento has a good team but we're ready. I know I'm ready."

The sentiment is shared by St. Clair.

"We want a win, just a win," St. Clair said.

SJSU's last match is Friday at Spartan Stadium against Sacramento State.

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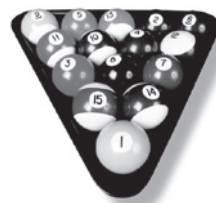
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## LECTURE- Prof says censorship still a threat

Continued from page 1

lished in Paris in 1934, then published in the United States in 1961, where it spurred an obscenity trial.

Toren said it had not been tried for obscenity when it was released in France.

"Paris law figured, if it was in English, then the French can't read it, so who cares," Toren said.

Toren said 60 cases were brought against the book, but the U.S. Supreme Court eventually ruled, in 1964, that the book had literary value and was not simply hardcore pornography.

"A lot of the transcripts of those court cases were like comedy at law," Toren said.

Toren said the courts would actually find people and ask them if the book made them feel horny to determine whether it was obscene.

James Brent, associate professor and chair of the SJSU political science department, said the definition of obscenity has been rewritten so

that it only involves the most graphic depictions of sex.

However, Brent said there is a new threat censoring what we do and do not see.

"Now it's not so much the government as it is media corporations restricting ideas that are opposed to them," Brent said.

An example Brent provided was advertising on MTV and VH1.

"MTV and VH1 wouldn't run ads for the movie 'Super Size Me,'" Brent said. "That's because McDonald's advertised on those channels, and they didn't want to risk losing that money."

Brent said another issue that recently went through courts and was shut down, was whether Internet service providers, such as America Online, should be held responsible for content on the web.

In terms of a book such as "Tropic of Cancer," Brent also said sex should not override that value of a work.

"People who suppress it are ignorant and have no idea what the book is about," Brent said.

There is still censoring, however, said Mitch Berman, director of the SJSU Center for Literary Arts.

Berman said that an Iranian anthology containing poetry and fiction written by Iranian authors was recently halted by the United States government.

"The U.S. government said it violated a trade embargo," Berman said. "They said reading it would be aiding and abetting the enemy."

Berman said the First Amendment guarantees individual choice.

"It is an individual's decision to stay away from materials that could be considered objectionable," Berman said.

Magnus Toren, who comes from Sweden, said that as far as he knows, Sweden has very little controversy concerning government censorship.

Toren encourages people to read "Tropic of Cancer" and appreciate it for its literary and artistic value.

"Well-written pornography is better than badly written pornography," Toren said.

### BAY AREA NEWS IN BRIEF

## Murder suspect freed after 8 years

SAN JOSE (AP) — A Santa Clara County jury acquitted a man accused of murdering his Morgan Hill neighbor in a case that relied heavily on a jailhouse informant's testimony.

Roy Lopez Garcia was set to go free for the first time in eight years after the jury on Tuesday found him not guilty of the 1998 murder of Deborah Gregg.

Garcia was originally found guilty of murdering Gregg at a trial in 2000 after convicted murderer Timothy Villalba testified that Garcia had incriminated himself while the two were in custody together. Prosecutors offered no eyewitnesses, weapon, DNA or fingerprint evidence tying Garcia to the crime.

The state Supreme Court overturned that conviction, saying the trial judge had improperly allowed jurors to visit the crime scene.

Before Garcia's retrial, a federal judge declared Villalba "without credibility" as an informant in a separate murder case. But prosecutors still called Villalba as a witness, saying they disagreed with the judge's finding.

## \$20 million could reopen hospital

SAN PABLO (AP) — A bankrupt hospital could reopen its emergency room to ambulances by Thursday after Contra Costa County supervisors unanimously approved a \$20 million bailout.

Doctors Medical Center was expected to receive \$10 million

from the county's reserves and \$10 million in federal Medicaid funds under the aid package authorized Tuesday.

The money would cover salaries and other operating expenses at the public hospital, which serves western Contra Costa County. In return, the county would gain the right to oversee the hospital and its finances more closely.

Hospital officials said that Doctors only had enough money to remain open through November without financial aid.

The hospital closed the emergency room to ambulances in September and has since accepted only walk-in patients. The hospital board filed for Chapter 9 bankruptcy protection last month and issued layoff notices to about 300 of Doctors' 1,000 employees.

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### PREVIOUS SOLUTION

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**HOW TO PLAY**  
Each row must contain the numbers 1 to 9; each column must contain the numbers 1 to 9; and each set of 3 by 3 boxes must contain the numbers 1 to 9.

## TODAY'S CROSSWORD PUZZLE

### ACROSS

- 1 Mountain range near China
- 5 "Oh, nonsense!"
- 9 Say hi
- 14 Lacking
- 15 Doing nothing
- 16 Eagle's lair
- 17 Galatea's sculptor, in myth
- 19 Dry white wine
- 20 Notre Dame sight
- 21 Amorphous mass
- 22 Pie serving
- 23 Hip-length garment (2 wds.)
- 25 Trade punches
- 26 Royal pronoun
- 27 Renowned
- 30 Jack who ate no fat
- 33 Change a bill
- 34 Donne's "done"
- 36 Kind of exam
- 37 Archeology find
- 38 Beseech
- 39 Toupee kin
- 40 Hit the trail
- 41 Ambergris source
- 42 Smallest planet
- 44 Waterily leaf
- 45 "I came," to Caesar
- 46 Obi wearers
- 50 Not filled in
- 52 Back muscles
- 53 Just as I thought!
- 54 Put together
- 55 Darkroom prints
- 57 Point of debate
- 22 Thorn
- 58 Help a thief
- 59 Shark environs
- 60 Did steno work
- 61 Garden shed item
- 62 Mayberry sheriff

### PREVIOUS PUZZLE SOLVED

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SLITS	NINNY	ZAP
ESCORT	BEDAZZLE	
	OOHS	SOLE
HAIL	AID	REBATE
AFFINITIES	RITES	
LASER	ANTE	AMES
ROSA	REAR	SSN

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- 3 Tick off
- 4 Belief
- 5 Column
- 6 - box
- 7 Neatnik
- 8 Squawker
- 9 Flower
- 10 End a layoff
- 11 Seavard of the news
- 12 One, to Helmut
- 13 Informal wear
- 18 Give or take
- 22 Thorn
- 24 Ember
- 25 Make steel from iron
- 27 Corundum used for grinding
- 28 Ibsen heroine
- 29 Greenish-blue
- 30 Boar's mate
- 31 Stiffly decorous
- 32 Latest fad
- 33 Video-game pioneer
- 35 Deli bread
- 37 Smelled bad
- 38 Profs, probably
- 40 Fragrant
- 41 Violin's middle
- 43 Insulation meas. (hyph.)
- 44 Dainty
- 46 Ozone and radon
- 47 Refuge
- 48 Down the road
- 49 Full of back talk
- 50 Occupied
- 51 Not speak clearly
- 52 Gray wolf
- 54 Medicum
- 55 Cry of disdain
- 56 This — — test

11.02.06

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# Rural residents question Jessica's Law proposition

By Don Thompson  
Associated Press

GILROY — South of San Jose, Santa Clara County stretches into its past, the state's third largest metropolis giving way to suburbs surrounded by vineyards, crops and pastureland.

The remaining rural stretches of this largely urban county defend their small-town roots aggressively. An initiative on next week's ballot, however, has raised concerns that the county's quietest pockets may change for the worst.

Proposition 83, the so-called Jessica's Law initiative, will prohib-

it paroled sex offenders from living in many urban areas, leading to a potential exodus of offenders to less populated regions.

"I wouldn't see that as a good deal for rural areas," said Jason Evans, who lives north of Gilroy and fears for his daughter, 11, and son, 9, if sex offenders begin moving to the region in significant numbers. "The services are already stretched. It's a constant, ongoing battle."

The measure would require life-time satellite tracking of felony sex offenders, increase sentences and parole terms for violent and habitual sex offenders, and make more

sexually violent predators eligible for indefinite commitments to state mental hospitals.

Of Proposition 83's many provisions, the most controversial prohibits registered sex offenders from living within 2,000 feet of a school or park.

That expands the distance requirements and the number of offenders affected by existing state law. Paroled sex offenders now are prohibited from living within a quarter-mile — or 1,320 feet — of a school, with a half-mile restriction for high-risk sex offenders.

Law enforcement and social

service workers worry that those residency requirements will make it virtually impossible for paroled sex offenders to find places to live within urban areas. Some may simply stop reporting their addresses so they won't have to move.

The less-populated regions where they could find a home have relatively few treatment services for sex offenders and fewer police to track their movements.

In south Santa Clara County, for example, few treatment options exist for sex offenders, said Perla Flores of Gilroy, who directs sexual assault programs for the Commu-

nity Solutions rape crisis center.

The organization already is overwhelmed by about 100 sexual assault victims each year and can't afford to hire additional counselors, she said.

The sheriff's department also can't afford to hire more deputies to monitor paroled sex offenders who move to outlying areas, said Santa Clara County Sheriff's Deputy Serg Palanov.

"It's definitely going to be affecting us, because the unincorporated areas we cover don't have a lot of schools and parks," he said. "We might end up picking up a lot of those people."

## MARINES- Enlistment not a service obligation

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cants are interviewed and given a 12-page application that requires them to provide transcripts, SAT scores, recommendation letters and more.

As part of the process, applicants must also take a medical exam with military doctors, called the Military Entrance Processing Session.

"If the MEPS is satisfactory," Koi said, "we continue with a physical fitness test, where male applicants must run three miles in no more than 24 minutes — women in 26 minutes — followed by a series of crunches and pull-ups."

**"Becoming a Marine Corps officer is very competitive."  
—Jayston Koi,  
staff sergeant**

The final stage is to send the application to a board that reviews the applications from candidates nationwide.

"Becoming a Marine Corps officer is very competitive," Koi said, "and you have to be very motivated."

Once accepted, undergraduate students will spend two six-week sessions over two consecutive summers in Quantico, Va., to be trained. Upon graduation, they become second lieutenant officers, a rank that normally takes an enlisted marine about three years to achieve, Koi said.

Second Lt. Elisa Barrios, who graduated in December 2005 from the department of justice studies at SJSU, went through all these steps.

Once the leader on the women's softball team at SJSU, Barrios decided to join the Marines because "it is one of the hardest military programs, and I like challenges."

"Also, I come from a very patriotic family, and for me, it was just the right thing to do," Barrios added.

**"I think that unfortunately, students are being misled."  
—Andre Foggie,  
junior,  
environmental studies**

Unlike Barrios or Withrow, Andre Foggie, a junior majoring in environmental studies at SJSU, said he has no desire to join the Marines or the Army in general.

"I think that unfortunately, students are being misled. War is a different reality than that which is presented to them through their training," Foggie said. "A lot of people die or are injured at war, and many come back mentally damaged."

Koi insisted that applying to the program, being accepted or even trained did not officially bind students to the Marine Corps.

"It is only after graduation that students really get to decide if they want to be part of the Marines or not — until then, they can always decide to quit," Koi said. "But after signing the contract, applicants are required to stay and serve the Marine Corps for four years."

Koi preferred not to discuss the consequences of a later change of mind.

"I am very patriotic," Foggie said, "but if students knew that they are not fighting to spread peace but to protect the flow of petroleum in the Middle East, I don't think they'll want to sacrifice four years of their life or risk to die."



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