



Spartan Daily

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SPORTS

WOMEN'S SOCCER FALLS ONE GOAL SHORT

San Jose State University's women's soccer team battled rival Santa Clara University Friday, coming within one goal of upsetting the nine-time West Coast Conference champions before heading to Spartan Stadium Sunday for the first home game of the season.

PAGE 6

STUDENT LIFE

START DRINKING GREEN

Warning: for avid avocado lovers only. This concoction will introduce a whole new perspective on pureed vegetables. Drink of the week goes beyond the alcohol and divulges into a health freak's dream.

PAGE 3

OPINION

I WANT MY POLITICIAN SQUEAKY CLEAN...

After the resignation of Idaho Gov. Larry Craig, Daily sports editor Kris Anderson ponders the not-so-secret sex lives of our elected officials — and calls for transparency and decency.

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ONLINE

ASK YOUR PRESIDENT A QUESTION

Create a YouTube video question for Kassing to answer. Submit the link to editor@thespartandaily.com.

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Yahoo to buy online ad network BlueLithium for \$300 M

By MICHAEL LIEDTKE
Associated Press

SAN FRANCISCO - Yahoo Inc. is buying online advertising network BlueLithium for \$300 million in cash, building upon an expansion aimed at ending a financial malaise that has ravaged the Internet pioneer's stock price.

The deal announced late Tuesday marks the latest step in Yahoo's attempt to regain some of the ground that it has lost during the past three years to Google Inc., whose Internet-leading search engine propels the most lucrative online ad network.

As part of its comeback

See **YAHOO**, page 4

President updates codes of conduct

By SAMUEL LAM
Staff Writer

No drugs. No alcohol. No harassment. No reckless endangerment to the campus.

These are the rules that every on-campus group must abide by, according to SJSU's code of conduct.

Hazing is emphasized as one of the most important rules in the code, covering over a page of regulations.

According to the code, "Hazing in every form, or conspiracy to haze, is prohibited. San Jose State University takes a zero toler-

ance approach to hazing."

University President Don Kassing presented this code of conduct for fraternities, sororities, sports clubs and all other recognized on-campus organizations.

The Student Organizations Code of Conduct is required for all California State Universities.

In a written proclamation by Kassing, the presidential directive was made so the SJSU campus and organizations would be in compliance with requirements in the California Code of Regulations.

"The rules were shaped by conversations in the whole CSU system," Kassing said. "It

was started about two years ago, and it has input from all the CSU schools."

The conduct code enforces all student organization members to understand and accept responsibility for all actions of themselves, the members and guests. The rules cover the responsibility of group behavior as well as what activities are allowed.

Kassing emphasized the importance of the conduct code, saying the rules were not strictly geared toward the Greek system.

"These rules are for all student organizations," Kassing said.

The conduct code states its purpose is to

help maintain a safe and healthy living and learning environment for students, faculty and staff. Following these rules has helped organizations keep on track with the proper behavior on and off campus.

Derrick Valdez, a junior majoring in electrical engineering and vice president of Zeta Chi Epsilon fraternity, said this conduct code is a positive thing.

"The conduct code is really helping us out," Valdez said. "It's necessary to have this reminder since people cross different classes."

See **RULES**, page 5



LAUREN SAGAR // Spartan Daily

Two motorcycles parked on the sidewalk behind Dudley Moorhead Hall got parking tickets on Aug. 29.

Student parking costs time, money

Parking services issues more permits than spaces available

By MICHAEL PASAOA
Staff Writer

A parking-garage permit for one semester comes with a price tag of \$192, according to SJSU's Web site.

Tony Phan, a junior majoring in chemistry, said it's slightly expensive even though he's purchased one every semester he's been here.

"I take Park and Ride if my classes start between 9 (a.m.) and 12 (p.m.)," Phan said.

Six-thousand-five-hundred semester permits, 1,300 two-day-a-week permits, 1,200 academic-year permits and 900 Park and Ride permits are sold every semester, estimated Jim Renelle, SJSU's parking manager and University Police Department lieutenant. That totals approximately 9,900 permits.

In comparison, there are a total of around 5,500 student, teacher and service spaces in the three parking garages on Fourth, Seventh and 10th streets and more than 1,500 spaces in both Park and Ride

lots. That means there are about 3,000 more permits issued than spaces available.

"Not everyone's here at the same time," said Renelle.

Not only are the garages full of people who pay for their spots, Amour Dulos, an SJSU parking officer for 18 years, noted he's handed out 92 parking garage tickets in one day for cars without permits.

"They're desperate to get to class," Dulos said.

The Fall 2007 semester runs from Aug. 23 to Dec. 20. Factoring only Monday through Thursday classes (excluding holidays), a student could be parking in the garage for around 65 days this semester. That comes out to less than \$3 per day to park.

However, Tinh Le, an architect major, said the garages are in frenzy around 8:30 a.m.

"There's traffic on San Carlos Street with other people trying to get into the garages," he said. "You spend all that time looking for a spot when you could just go to Park and Ride."



JAMES JEFFREY // Special to the Daily

The top level of the San Jose State University Seventh Street Garage on was filled with cars of students and faculty on Aug. 29.

That is another option at \$96 for a semester permit, according to SJSU's Web site, but the parking lot is a mile away from campus with the SJSU buses shuttling passengers every 10 to 15 minutes.

With 65 possible days within the semester, each daily use comes in at less than \$1.50.

Another option is the Santa Clara Valley

See **PARK**, page 5

No cooling off for students in some classrooms

Joe West Hall, Science Building, Spartan Complex among others with no air conditioning

By SARRAH S. NGUYEN
Staff Writer

When the weather reached the high '90s last week, some students looked for an escape inside their classrooms, but did not find it.

"It was like a steam room," said Sang Lee, a professor of social studies who lectures in the Industrial Studies building. "It had to be quick and short," she said of her lecture last week.

One of the classrooms in the Industrial Studies building had two large fans set up to combat the heat.

Irene Chou, a part-time nutrition and food science professor who lectures in that classroom, said the fans were nice, but the noise was too much of a distraction, so she had to turn them off.

Buildings on campus that do not have a cooling system in them are Dudley Moorhead Hall, Industrial Studies, Joe West Hall, Morris Dailey Auditorium, Science Building and Spartan Complex (central, east and west), according to Tony Valenzuela, San Jose State University's associate vice president for facilities development and operations.

Most of these buildings were built in the

'50s to the early '60s, according to Daniel No from Planet Construction, a company that is part of the facilities, development and operations at SJSU.

Chia Pei Huang, a junior majoring in environmental science, said the lack of ventilation in Dudley Moorhead Hall might be due to the building's age.

"Most of the campus is really old, so it could be an issue," Huang said.

President Don Kassing said jokingly in a press conference yesterday he would have

See **COOL**, page 4

Professors rate student evaluations

By KRISTIN FURTADO
Staff Writer

Since its creation in 1999, RateMyProfessors.com has become a common pit stop for students before registering for classes. But whether the site has any degree of credibility when it comes to determining San Jose State University's best (and worst) professors has been an ongoing source of debate.

"No way," said Mohamed Fayad, professor of computer engineering. "It's not really a fair evaluation."

Fayad, who has 170 comments, most of which are positive, said he looks at the site "once in a great while."

Despite the overwhelming praise he's received from his students on RateMyProfessors.com, Fayad sees the site more as an outlet for angry students rather than as a source of valuable feedback.

"If the student gets a poor grade, they think it's a chance to hate on the professor, and they hate badly," he said.

In contrast, Jeffery Kallis, professor of marketing and business law, has 82 comments, most of which are negative. Kallis who said he looked at his review when RateMyProfessors.com first came out, said he doesn't find the site credible, nor the Student Evaluation of Teaching Effectiveness (SOTE) surveys filled out by thousands of SJSU students at the end of each semester.

"I personally don't believe in students evaluating teacher effectiveness," he said, adding that such surveys should be "based upon the improvement in the student's ability, not on how nice (professors) are."

Jeffrey Gaines, a lecturer in the department of management information systems in the College of Business, makes it a point to ask his students for feedback directly.

"I ask for feedback, and people are quite candid," he said.

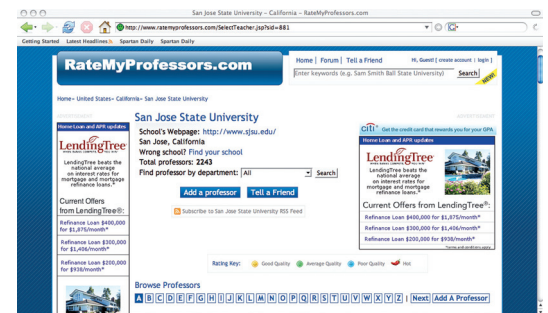
But Gaines doesn't think the information in the SOTEs, which are considered confidential, should be made public. However, not all instructors agree.

"I don't understand the need for confidentiality," wrote Todd Perreira, humanities lecturer, in an e-mail. He suggested it's the evaluation process' "lack of transparency that students have been forced to less formal means of evaluation."

As for the 95 comments Gaines has managed to acquire since 2003? "Im flattered...I enjoy being in the classroom," he said.

SJSU alumnus John Swapceinski created the site in 1999 while he was getting his masters degree in computer science at SJSU. He said

See **RATE**, page 2



A screen shot of the RateMyProfessors.com Web site.

SPARTA GUIDE

Write letters to the editor and submit Sparta Guide information online. Visit our Web site at www.thespartandaily.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 submission. Entries are printed in order in which they are received.

TODAY

Poetry Cafe

All writers are welcome to a monthly open mic featuring the creative side of the human spirit. Experience performance, spoken word, songs, poetry, readings and short stories. Come read, listen and enjoy in room 229 of the Dr. Martin Luther King, Jr. Library from 6:30 to 8:30 p.m.

"Drinking Coffee Elsewhere" Discussion

At noon in Clark Hall room 100 H, there will be a discussion of the campus-wide book selection "Drinking Coffee Elsewhere." For more information, contact Annette Nellen at anellen@sjsu.edu.

"The Covenant with Black America" Seminar

The African American Faculty and Staff Association will hold the first of a 10-week session on Afrocentric Theology Bible Study. The seminar takes place in the Cultural Heritage Center on the fifth floor of the Dr. Martin Luther King, Jr. Library room 525 from 12 to 1 p.m. For more information, contact Dr. Oscar Battle at 408-924-6117.

THURSDAY

Muslim Student Association Welcome Back Barbecue

The Muslim Student Association will have a Barbecue from 2 to 6 p.m. at the Barbecue pit next to the Fourth Street Garage.

Conversations of Activism

From 7 to 9 p.m. in the Dr. Martin Luther King, Jr. Library fifth floor program room, Civil Rights leaders Dr. Leo English, Henry Gage, Dorthy Hines Courtney, Fred Hirsch and Barby Ulmer will share their experiences.

Bible Study

Acts 2 Christian Fellowship holds its weekly Bible study sessions in the Guadalupe Room in the Student Union at 7 p.m. For more information, contact Justin Foon at jfoon@yahoo.com or call 415-786-9873.

Student Gallery Art Exhibitions

Until Sept. 7 the Art Building will have student artwork on display. For more information, contact the gallery office at 408-924-4330 or e-mail tblcher@sjsuvm1.sjsu.edu

FRIDAY

Prepare for the WST

The Learning Assistance Resource Center is holding a WST workshop from 2 to 4:30 p.m. in the Student Services Center room 604. The Writing Skills Test (WST) is a requirement for all SJSU graduates and must be taken before enrollment in any SJSU Studies class. However, many students do not pass this test. Come to this workshop for tips and get ready for this important exam. For more information regarding the WST, go to http://www.sjsu.edu/larc/resources/wst_info/.

Pride of the Pacific Islands Meeting

The Pride of the Pacific Islands club will hold its first general meeting on Tuesday, Sept. 11 from 5:30 to 7 p.m. The meeting will be held in the Guadalupe Room in the Student Union.

Campus Sustainability Strategy Meeting

The SJSU Environmental Club is having a meeting on Sept. 12 from 5:30 to 7 p.m. in the Guadalupe Room in the Student Union.

RATE- Professors read their own students' ratings on site

Continued from page 1

a "horrible" experience with an SJSU instructor was the inspiration for its creation.

According to the site, RateMyProfessors.com grades instructors based on average clarity, easiness, helpfulness and overall quality. The site features 6.8 million ratings for more than 6,000 colleges and universities in the United States, Canada, Scotland and Wales.

When Swapceinski was still owner, he said he received hundreds of threats of legal action from less-than-thrilled professors, but that in the end, they were all "fruitless exercises."

Students use the site in hopes of avoiding instructors, who, as one malcontented SJSU student posted of her SJSU class: "Boring! Boring! Boring!"

Paul De Leon, a senior majoring in graphic design, said he tries to avoid classes where the instructor's ratings are less than stellar.

"I don't know what else to base the class on when there's so many sections," he said.

"The first day of school my Japanese professor came up to me and he was like, 'You gave me a bad rating on RateMyProfessors.com,'" says Rubab Rizvi, a junior majoring in foreign languages. Meant as a joke, Rizvi was nonetheless surprised to find her instructor had looked at the site. "He totally checks that thing," she said.

While the majority of SJSU professors have positive ratings, only a select few have more than 50 comments. And those usually fall within

two extremes — good or bad — while the rest are a mix of both.

If an instructor is good, "other people should know," said Chris Lau, a junior majoring in mechanical engineering who, in the past, left a positive comment for one of his SJSU professors.

Some students, however, are not just looking for an easy A.

"I actually care if I learn something," said Lau, but not if the instructor is a "total jerk."

According to the site, over 65 percent of the ratings are positive. But will a bounty of negative criticisms tarnish the reputation of a professor? "I think it does and, hopefully, rightly so," said Swapceinski.

Amanda Short, a junior majoring in meteorology, believes that the qualities of an instructor have a direct correlation with how much a student learns in the course.

"I definitely think it plays a role in how much you learn because when you have someone who's motivated to teach the subject and cares about it ... It will make you appreciate it, maybe try to learn more," she said.

As for the SOTEs themselves, Lau believes they are only useful if the students take them seriously.

"Those are effective if people are really into them because I know they usually do it at the end of the class, so people are just rushing through them and don't really care," Lau said.

For his part, Kallis isn't bothered by the slew of negative comments posted on the site.

"Do I insist that students think? Do I put the burden on them? Am I insensitive? No more so than their first boss is going to be," he said.

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BLOOPERS

Drink of the WEEK:

Green has never tasted so good in an avocado smoothie

By SAMANTHA SALAS
Staff Writer

Of course Lee's Sandwiches is one of the many popular places to eat downtown, and they are definitely known for their wide selections and original ideas. I, on the other hand, had never experienced this perk of downtown — an avocado smoothie.

I literally said, "WTF." I am an avid avocado eater: avocado on my turkey sandwiches, avocado cubes in salad and by all means, any form of guacamole and tortilla chips is my kind of party.

But in a smoothie? Smoothies are filled with tropical fruits and yogurts and summertime fun. Not fruits that are often mistaken as vegetables.

Well, I went to Lee's, tried a sandwich and topped my new experience off with their \$3.50 avocado smoothie, vibrantly featured on their in-store menu, to my surprise.

I was incredibly anxious, so when I was finally able to take a sip, I held the smoothie in my mouth for a few seconds, waiting for the avocado taste to kick in. After it did, I almost laughed at the exact taste of avocados it had.

Along with avocado, the ingredients include ice cream, milk and sugar, according to the cashier, which gives it a sweet taste, making it a perfect mixture for any sweet-toothed avocado lover. Plus, the whipped cream on top, an

additional \$0.45 extra, made for a really nice presentation.

However, whether it was the aggressive taste of the avocado or the incredibly wide straw Lee's uses, the smoothie filled my little tummy up really fast and I could barely finish more than half of it.

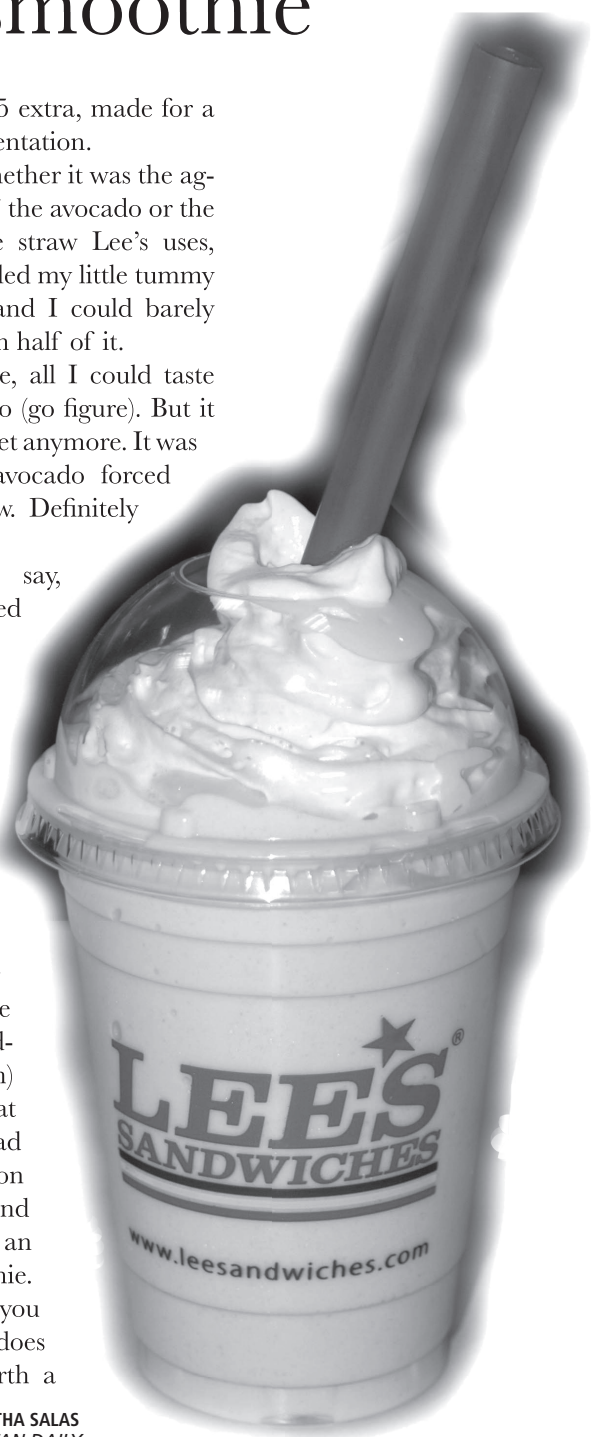
After a while, all I could taste was the avocado (go figure). But it wasn't even sweet anymore. It was more of the avocado forced through a straw. Definitely overbearing.

Needless to say, I'm glad I tried it, and I got a chance to experience

Lee's. So, if you're in the mood for something cold and are yearning to try something other than the infectious (ad-dicting, I mean) smoothies at Jamba Juice, head over to Lee's on Santa Clara and Sixth streets for an avocado smoothie.

Whether you love avocados or not, it's worth a shot.

SAMANTHA SALAS
// SPARTAN DAILY



First Impressions: Do's and Don'ts

Spartan Daily Editor Lindsay Bryant gives you words of advice on how to look and feel your best for your Fall 2007 semester at San Jose State University.

Do: Dress like you usually do. Today you might lay eyes on the future Mister, Misses or mouth to make out with at the arrangement of parties this weekend.

Don't: Wear that Bluetooth earpiece. This hands-free embarrassment of looking schizophrenic from one side just isn't worth it. Save the conference call with grandma until tonight.

Do: Unless you dress like Napoleon Dynamite or Paris Hilton at 4 a.m. drunk in a hotel room, own what you wear, confidence is the best outfit.

Don't: Try "a something new" with your hair. That mess of Aqua Net and spiral curls you woke up extra early to construct is just not cute. If the person behind you can't see the professor, write on your hand: "Less hair, more face."

Do: Wear your deodorant. First armpit impressions can make or break it in the real world. Rule applicable for every day of the week.

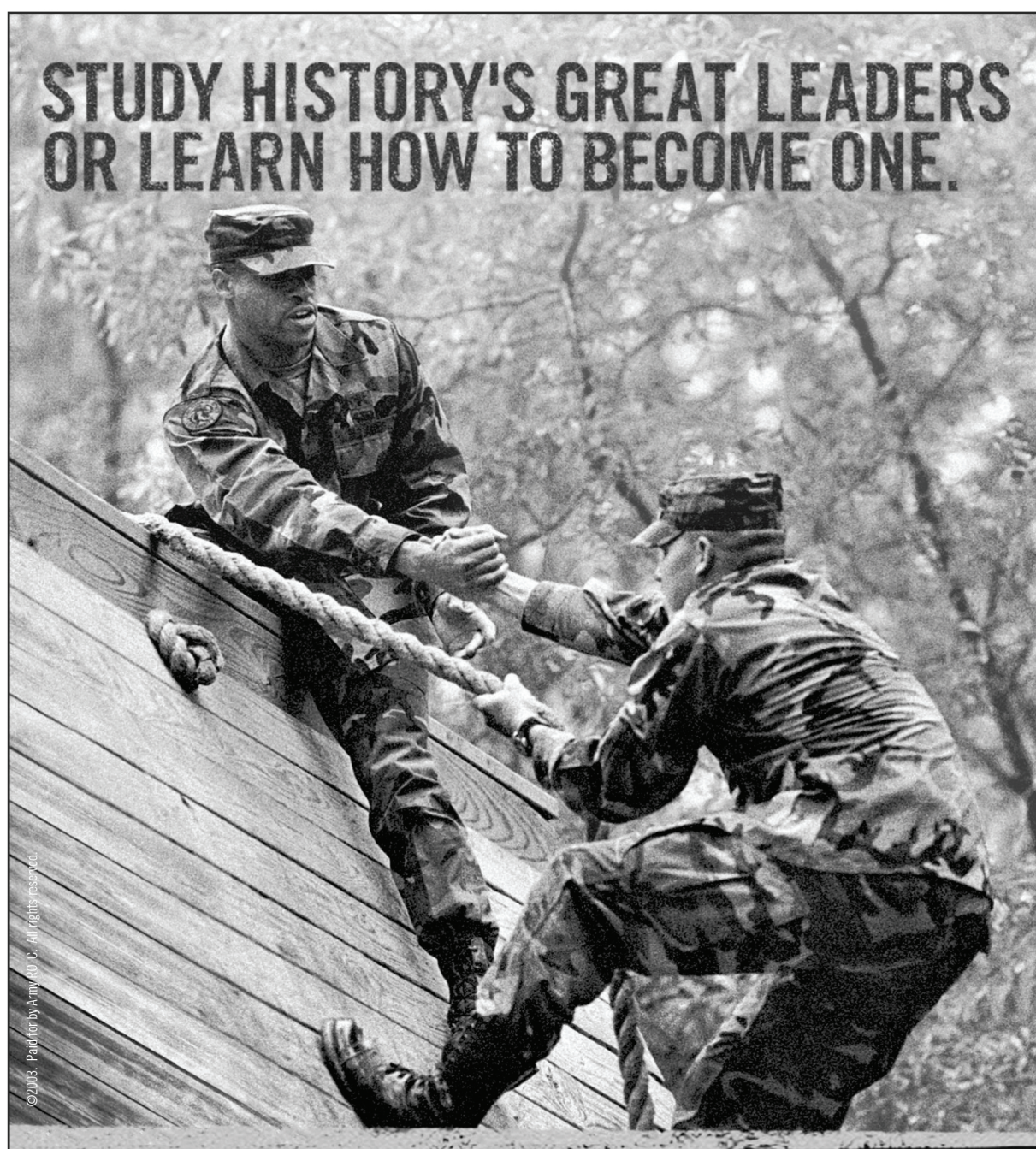
Don't: Wake up two hours before that 7:30 a.m. English 1A class to put on those 4-inch heels and mini skirt. When your legs are sticking to the plastic chairs, you know it's too short. This is college — invest in comfortable tops and jeans. It's not too late, scamper back to the dorms and put on your tennies. For sandals, see below.

Do: Get those toes done, girl. The potential Friday night text message in front of you does not want to see those things dry and crusty when he bends down to pick up his pen.

Don't: Smell now. Stop. Don't even look. Yes, you can go to the bathroom and check. Then get back to class, you freshman.

Don't: Forget the gum. Breakfast burrito breath is not attractive.

Do: Wear a smile. You are part of more than 30,000 in the San Jose State University community of students working toward a higher education. Now, look up and pay attention. This is your life. Read the Daily after class.



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COOL- Buildings have year-round temperature problems

Continued from page 1

liked to replace Dudley Moorhead Hall last week.

"Or at least get air conditioning," he said.

Valenzuela said he receives calls about temperature problems in classrooms throughout the academic year.

"We get hot and cold calls," he

said. "It happens in the summertime. It happens in the wintertime. It happens on a daily basis. We have a lot of buildings on campus, a lot of different spaces, and we have a lot of old buildings."

"We also have complaints and concerns on campus. Even in the buildings we have air conditioning, sometimes internal systems don't operate as required," Valenzuela said.

NEWS BRIEFS

Firefighters battle spreading blaze in Henry Coe State Park

MORGAN HILL, Calif. (AP) - A fast-spreading brush fire in Henry Coe State Park that forced rangers to evacuate hikers and campers grew to 7,000 acres by Tuesday afternoon, officials said.

The blaze, which began Monday and was fanned by hot, dry winds, grew despite the efforts of six air tankers, about 30 fire engines and dozens of other fire crews, said George Hoyt, a public information officer for the California Department of Forestry and Fire Protection.

It was only 10 percent contained by afternoon.

Some private cabins in the park were threatened, but an outbuilding was the only structure destroyed so far, officials said. Homes outside the park were not immediately threatened, they said.

More than 700 firefighters were at the scene Tuesday, and officials called in 500 more from around the area.

The cause of the fire was under investigation.

Wrongly convicted man calls for FBI analyst suspension

FRESNO, Calif. (AP) - The federal government should investigate an FBI agent for making up evidence that helped convict a California man for a rape and robbery he never committed, the man's lawyers said Tuesday.

In April, a federal civil jury in Los Angeles found FBI analyst Danny Miller guilty of making up evidence that supported the 1988 criminal conviction of Herman

Atkins, of Fresno.

Atkins served nearly 12 years in several state prisons until he was exonerated by DNA evidence in 2000, according to the Northern California Innocence Project, a Santa Clara-based legal advocacy group that specializes in overturning wrongful convictions.

Miller, who was a sheriff's detective in Riverside County when Atkins was on trial for allegedly raping a young woman from Lake Elsinore, is now an intelligence analyst focused on homeland security at the bureau's Little Rock, Ark., field office.

"It is inconceivable that our nation's homeland security relies on the intelligence analysis of a man found in a court of law to be a liar and an evidence fabricator," the project's executive director Kathleen Ridolfi wrote in a letter to the top investigator at the U.S. Department of Justice. "Detective Miller's actions undermine the public trust that is a cornerstone of the American criminal justice system."

A message left after hours at the department's Office of the Inspector General was not immediately returned Tuesday.

In April, jurors unanimously found that Miller fabricated a statement he attributed to a man named Eric Ingram that placed Atkins near the scene of the crime. Years after the rape and robbery, a private investigator found Ingram, who signed a sworn statement saying he didn't know Atkins and never told Miller that he saw Atkins near the crime.

Jurors later ordered Riverside County to pay Atkins \$2 million in damages.

Miller should be suspended and investigated for misconduct for denying he falsified the evidence under while under oath,

Ridolfi said.

A California FBI spokesman did not immediately return calls Tuesday.

Girl who fell in mine shaft remains in serious condition

CHLORIDE, Ariz. (AP) - A 10-year-old girl who survived a fall into an Arizona mine shaft remained in serious condition Tuesday night in a Las Vegas hospital.

No other information was available on the medical condition of Casie Hicks, who along with her sister fell into the shaft while riding an all-terrain vehicle in the hills near Chloride during the weekend.

Hicks' sister, 13-year-old Rikki Howard, was found dead in the shaft.

The mine where the girls fell is next to a dirt road, obscured by brush and had no signs or barriers. It is believed to be inactive.

Arizona State Mine Inspector Joe Hart said federal land-use maps indicated that the accident occurred at the Brighter Days Mine located on private land. Hart said he did not immediately have any further information about the property or the mine's ownership.

Efforts to find the mine's owner through searches of Arizona and Nevada incorporation records were unsuccessful.

Officials say there are an estimated 100,000 abandoned mines in Arizona, not uncommon in a state with a long history of gold and silver prospecting and other kinds of mining activity. Many date back to the late 1800s and early 1900s.

YAHOO- Company extending ad services to more partners

Continued from page 1

efforts, Yahoo recently spent nearly \$700 million to buy a major online ad exchange, Right Media Inc., and upgraded its system for distributing ad links tied to search requests. The Sunnyvale-based company also has extended its reach by agreeing to deliver ads to more partners, including the Web sites of Internet auctioneer eBay Inc., cable provider Comcast Corp. and hundreds of daily newspapers.

Yahoo is betting it can boost its recently sagging profits by offering more ways for Internet advertisers to connect with consumers shopping for products and services on the Web.

Besides operating a large ad network, BlueLithium provides tracking technology, known as "behavioral targeting," that identifies Web surfers with particular interests so the ads they see will be more interesting to them. As an example of how this works, a person who had been looking up information about home loans on the Internet would be more likely to see ads about mortgages.

"We think this is the next logical step in our evolution," said Todd Teresi, senior vice president of Yahoo's publisher network. A long list of major advertisers, including General Motors, already rely on BlueLithium, Teresi said.

Both Google and Microsoft Corp. also are trying to supplement their advertising services through acquisitions. Microsoft last month completed a \$6 billion takeover of aQuantive Inc., while Google hopes to buy DoubleClick Inc. for \$3.1 billion if it can gain approval of federal antitrust regulators.

Yahoo expects to complete the BlueLithium deal before the end of the year.

Privately held BlueLithium says it became profitable three months after its 2004 inception. The San Jose-based company has about 135 employees scattered in 10 offices in the United States and Europe.

Once the kingpin of Internet advertising, Yahoo has been trounced by Google in recent years.

Yahoo's profit fell by nearly 7 percent to \$303 million during the first half of this year, while Google's earnings soared 47 percent to \$1.9 billion.

The disparity has dismayed investors, contributing to a nearly 40 percent drop in Yahoo's stock price since the end of 2005. Yahoo shares rose \$1.24 to finish Tuesday's regular session at \$23.97 before the BlueLithium deal was announced, then increased by another 15 cents in extended trading.

Wall Street's backlash prompted Yahoo Chairman Terry Semel to step down as chief executive in June and turn over the reins to company co-founder Jerry Yang.

Yahoo negotiated the Right Media acquisition while Semel was still CEO, so the BlueLithium deal represents the company's first major purchase under Yang's leadership. Yang has promised to provide further details about his turnaround plan when Yahoo announces its third-quarter earnings next month.

Several key positions in Yahoo's advertising operations already have been reshuffled under the management of its new boss, former chief financial officer, Susan Decker.

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Specialist reports microwaved popcorn may cause illness

By **MARCUS KABEL**
Associated Press

Consumers, not just factory workers, may be in danger from fumes from buttery flavoring in microwave popcorn, according to a warning letter to federal regulators from a doctor at a leading lung research hospital.

A pulmonary specialist at Denver's National Jewish Medical and Research Center has written to federal agencies to say doctors there believe they have the first case of a consumer who developed lung disease from the fumes of microwaving popcorn several times a day for years.

"We cannot be sure that this patient's exposure to butter flavored microwave popcorn from daily heavy preparation has caused his lung disease," cautioned Dr. Cecile Rose. "However, we have no other plausible explanation."

The July letter, made public Tuesday by a public health policy blog, refers to a potentially fatal disease commonly called popcorn lung that has been the subject of lawsuits by hundreds of workers at food factories exposed to chemicals used for flavoring.

In response to Rose's finding, the Flavor and Extract Manufacturers Association issued a statement Tuesday recommending that its members reduce "to the extent possible" the amount of diacetyl in butter flavorings they make. It noted that diacetyl is approved for use in flavors by the federal Food and Drug Administration.

One national popcorn manufacturer, Weaver Popcorn Co. of Indianapolis, said last week it would replace the butter flavoring ingredient because of consumer concern. Congress has also been debating new safety measures for workers in food processing plants exposed to diacetyl.

The FDA said in an e-mail it is evaluating Rose's letter and "carefully considering the safety and regulatory issues it raises."

Fred Blosser, spokesman for the National Institute for Occupational Safety and Health, said it is the first case the institute has seen of lung disease apparently linked to popcorn fumes outside the workplace.

The occupational safety arm of the Centers for Disease Control and Prevention said it is working on a response to the letter.

William Allstetter, spokesman for National Jewish Medical, confirmed the letter was sent by Rose, a specialist in occupational and environmental lung diseases and director of the hospital's Occupational and Environmental Medicine Clinic.

"There have been no other cases that we know of other than the industrial occupational ones," Allstetter said.

Rose acknowledged in the letter that it is difficult to confirm through one case that popping buttered microwave popcorn at home can cause lung disease.

However, she said she wanted to alert regulators of the potential public health implications.

Rose said the ailing patient, a man whom she wouldn't identify, consumed "several bags of extra butter flavored microwave popcorn" every day for several years.

He described progressively worsening respiratory symptoms of coughing and shortness of breath. Tests found his ability to exhale was deteriorating, Rose said, although his condition seemed to stabilize after he quit using microwave popcorn.

She said her staff measured airborne levels of diacetyl in the patient's home when he cooked the popcorn. The levels were "similar to those reported in the microwave oven exhaust area" at the quality assurance unit of the popcorn plant where the affected employees worked, she said.

RULES- Violations may lead to sanctions

Continued from page 1

Communication of rules to members within some groups has been difficult, however.

Danielle Lisee, a senior majoring in both biology and earth science, sees that the lack of communication can be problematic. Lisee is a member of Pride of the Pacific Islands, an on-campus group celebrating Polynesian culture.

"None of the rules are an issue with us," Lisee said. "It's not really discussed."

Lisee also mentioned that in many cases, where there are no requirements and commitments for membership, the discrimination ruling doesn't seem apparent to her.

"If you want be here, you can," Li-

sec said. "There's no discrimination."

Violations of the Code of Conduct may lead to sanctions. This includes withdrawal or suspension of recognition, probation, restriction of privileges, reprimand and restitution of losses caused.

According to these rules, if an organization is cited for improper conduct, the president of the organization will meet with the student conduct administrator to discuss the allegations. The organization president has an option to appeal allegations if they wish.

All student organizations are subject to governance. This means that the groups are not only overseen by the university rules.

According to the conduct code, "governance pertains to university

policies and procedures, including local, state and federal laws."

The conduct rules are also transferred to the Greek Council, where they remind the fraternities and sororities of the regulations.

Michelle Celino, a senior majoring in English and member of the Panhellenic Sorority Council, said they continue to sustain awareness of the rules.

"We try to maintain a positive relationship with Student Involvement and the Greek Council," she said. "We want to keep a positive image."

Celino said the sororities have weekly meetings to discuss rules, ensuring that each sorority is aware of the conduct code.

"We try hard to stay on top of the rules," Celino said.

PARK- VTA is option

Continued from page 1

Transportation Authority Light Rail system, which gives free rides to students as long as they have their "Eco" sticker on their student IDs.

Cecilia Chu, a junior majoring in health science, took the Light Rail when she was a freshman and estimated that the Light Rail stop to SJSU was a five-to-ten-minute walk.

Although it was free, "it sucks when it's raining," Chu said.

"I don't like how I have to walk all the way to my classes," so, she adds, the Park and Ride buses go all around campus while the Light Rail can't.

Renelle said the SJSU park-

ing program is solely funded by the sale of parking permits, so student fees and taxes don't go towards current operations or new facilities.

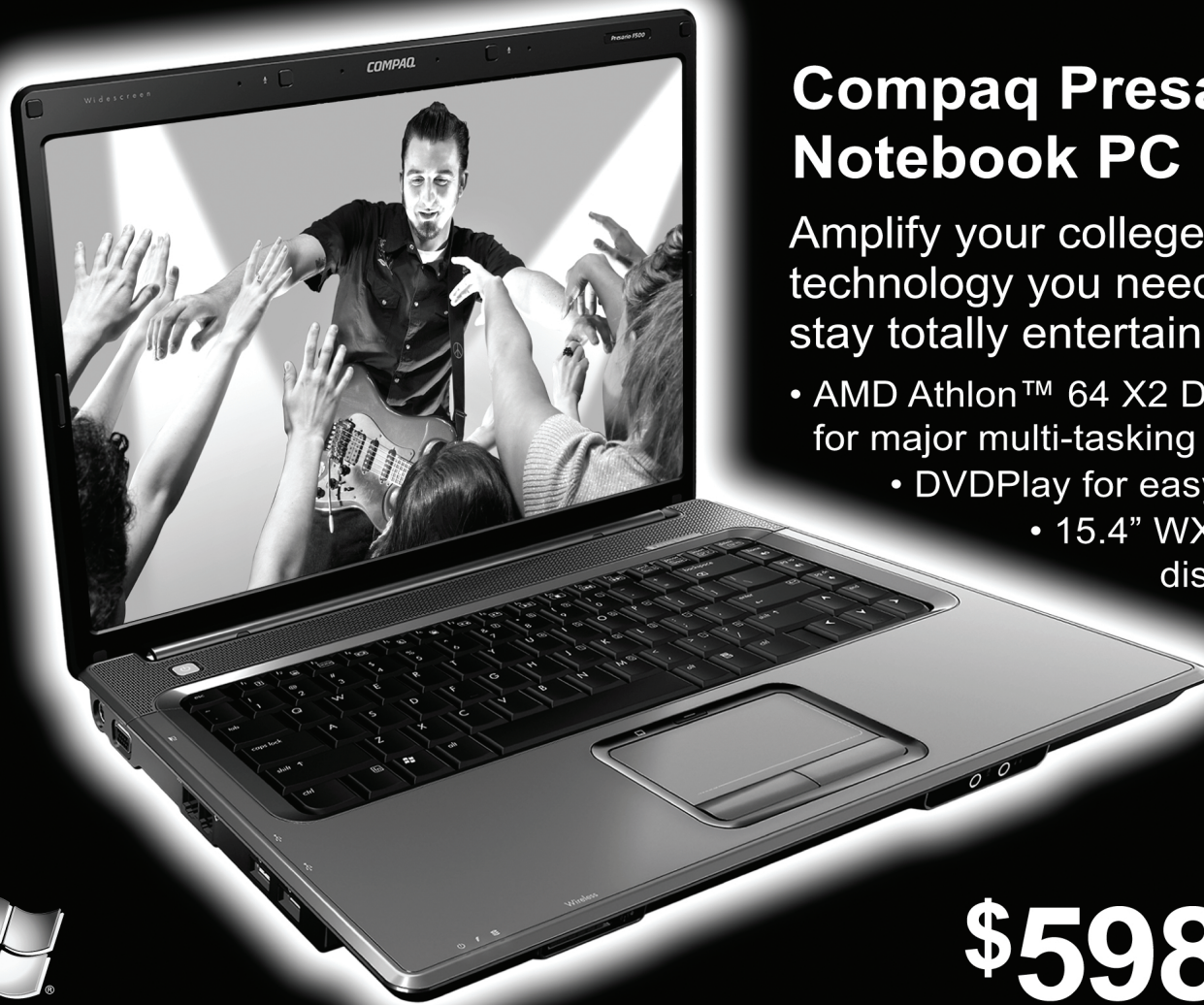
However, there are ideas for conceptual multi-use facilities that could be built by the ATMs on campus, but talks are ongoing with School Administration. Renelle also said a parking space in a structure costs \$40,000 to create, and not enough money is being generated to pay for such construction.

With another semester full of new and returning students, SJSU still has room for commuters.

"They might not get to park where they want, but there's always parking," Renelle said.



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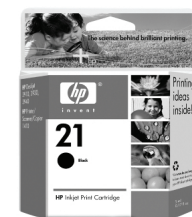
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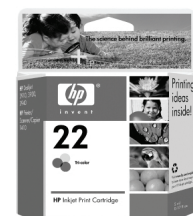
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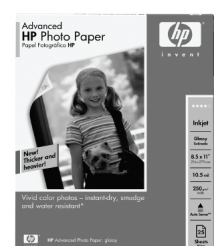
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Top tailback ready for '07 Spartans fight but fall two short

After gaining 1,000 yards in 2006, Yonus Davis going to 'have a terrific season,' coach says

By JOSH WEAVER Assistant Editor

In the mind of San Jose State University senior Yonus Davis, competing as a running back at a high level of competition is "like the Matrix."



Yonus Davis is the Spartans' top returning back as a senior. Last season Davis tallied over 1,000 yards rushing and seven touchdowns.

Davis compared his experience on the football field to the TV commercial that features NFL running back LaDainian Tomlinson juking his way past the defense.

"Everything is in slow motion," Davis said. "I just have to react to the situation and be able to dodge."

Davis stutter-stepped his way up and down the field to the tune of 1,007 rushing yards last season. According to the Spartan athletics Web site, Davis averaged 6.2 yards per carry, and scored seven total touchdowns, playing a pivotal role in the Spartans 9-4 record a year ago.

He earned a second-team All-Western Athletic Conference selection, an honor he also received his sophomore season.

Returning for his senior year, Davis expects to play a larger part in the Spartan offense, welcoming the challenge of the 2007 campaign with a passion for success.

"I started working hard basically right after last season ended knowing that I would have a bigger responsibility," Davis said. "I'm going to have to step up in this offense."

Arriving on the SJSU campus as a 160-pound freshman in 2003 out of Skyline High School in Oakland, Davis admitted the transition from high school football to the collegiate level was tough.

"Guys were bigger, faster, stronger," Davis said. "I had to block (guys) who were two, three hundred pounds."

Despite some of the growing pains, Davis made an impact immediately, scoring a touchdown in his first game and ending up with 119 yards and two touchdowns in an injury-shortened season.

Davis missed the majority of the 2004 season with an injury, receiving a medical red shirt, which gave him an extra year of eligibility.

He returned the following year as a sophomore, rushing for more than 600 yards under the guidance of first-year Head Coach Dick Tomey.

Davis said the arrival of Coach Tomey was what he and the team needed.

"There was a bunch of individual stuff going on, which will not win you games," Davis said. "When Coach Tomey came in, he was more focused on the team, from the starters to the guys that don't play as much."

"If you don't care about the

team and are not contributing, then there is no reason for you to be here."

Twenty-five pounds heavier than he was as a freshman, Davis finds himself in the best shape of his career, a fact that hasn't gone unnoticed by the coaching staff.

"His conditioning has improved, and I expect him to be very consistent running the ball this year," running backs coach Charles Nash said.

Tomey said Davis worked harder this summer than he had the previous two seasons.

"I think he is ready to have a terrific season," Tomey said. "He is in the best shape he has been in since I have been here."

Davis is serious about and committed to the game of football, but what keeps him motivated, he said, is his seven-month-old daughter. A smile fills his face whenever he mentions her.

"Ever since she came into this world I have a totally different perspective about everything I do," Davis said. "I'm basically trying to make a living for her."

Davis sees playing professional football as a realistic goal as long as he stays focused and keeps what is really important, his family, at the forefront of his life.

Named to the 2007 Football Writers Association of America All-American watch list, Davis keeps it simple when talking about having a successful final season at SJSU.

"I just have to keep doing what I do," Davis said.

By CASEY JAY Staff Writer

The San Jose State University women's soccer team lost their season-opening game 3-2 against local rival Santa Clara University Friday, Aug. 30, which makes for the Spartans' 12th consecutive loss to the Broncos and also one of the closest finishes in the history of competition between these two teams.

"One of our goals is to play with them, at that high level, and I thought we did. We were close. They're a good team," said head coach Dave Siracusa.

The Spartan starting line up included 11 returning players, who last season helped lead the team to its highest finish in three years.

Concluding the 2006 season with an overall record of 7-11-13 and a record of 4-2-1 in Western Athletic Conference play, expectations are high for 2007.

Leading this year's team are eight seniors, including starting midfielders Nicole Irwin and Jackie Zabeck and starting defenders Heather Oranje and Kristin Krale.

Krale and Zabeck, two of the team's co-captains, played every game since coming to SJSU. Krale has also started every game of her college career.

"Key players are everybody," said Siracusa of the talent this year. "We're a team."

The Broncos scored within the first four minutes of play, but the Spartans did not let it get to them and held the score at 0-1 until the second half. Both teams made the rivalry toward each other clear with aggressive moves on the field.

"We got behind early, but everybody put in a good effort. The game was really physical," Siracusa said.

Spartan goalie, sophomore Ma-

rissa Dayton, was put to the test many times throughout the game.

Dayton's many incredible saves were made even more impressive by the fact that she only began training with the team a week prior to the game.

"I decided I wasn't going to play this year to focus on school," said Dayton, a mechanical engineering major. "But a couple of our starters are ineligible for various reasons, and coach asked me to come back. And I said yes."

Krale scored the first goal for the Spartans on a penalty kick in the second half.

Zabeck headed the second goal in for the Spartans with just 30 seconds left in the game. She said the loss was not terrible, but the team could have done better.

"There were too many stupid fouls, especially in the first half," Zabeck said. "We need to work on less fouling on our side."

"We just need to pick it up in upcoming games, and work on defense on set pieces," Krale added.

Siracusa said with the first game now in the past, all they can do is move on and look for things to improve.

"If there's one thing I know about this team, they'll probably be down for about five minutes and then that's it," she said. "They never put their heads down."

The Spartans also had their first home game this weekend against the University of San Francisco.

The afternoon game on Sunday went into overtime and ended in a 3-3 draw.

The team heads to California State University Sacramento this Friday to take on the Hornets, and their next home game is on Sept. 19 against San Diego State University.

2007 SJSU conference schedule

Conference schedule listing games: Fresno State (Oct 12), Nevada (Oct 14), Hawaii (Oct 19), Louisiana Tech (Oct 26), Utah State (Oct 28), Idaho (Nov 2), Boise State (Nov 4).

WAC Coaches predict this seasons top 3:

- First: Nevada
Second: Fresno State
Third: Utah State

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We voted you in; now cut the smut



KRIS ANDERSON

The Return of Mojo

Tobias. Craig. Clinton; these names all have one thing in common: sex.

Actually, that makes two things: gender and a propensity for sexual transgression.

Larry Craig, R-Idaho, resigned his weekend following his not-so-private arrest during a bathroom sex

sting Tuesday evening, Craig's spokesperson said, however, he is reconsidering the decision to resign.

For those who mostly avoid the political arena, reread the previous sentence — and yes, that feeling is called disgust.

In fact, fellow republican and presidential candidate Mitt Romney felt the same way and said so publicly.

The problem here lies not with the gender of the arresting officer — who's male, which led some to question Craig's sexuality — but that those charged with creating the rules, by which we somewhat-celibate citizens must abide by, lack a true north on their moral compasses.

And by celibate, I mean not being 65 years old and attempting to solicit sex from a strange male in the men's room.

Under what possible auspices are we supposed to believe Craig can serve as a moral lawmaker when he likes the "nookie" in the bathroom on his lunch break.

This is like MTV's "The Real World: D.C."

Craig's two children appeared on "Good Morning America" Tuesday morning saying that Craig was just a victim of circumstance, that he was in the wrong place at the wrong time.

Which would have been a fine defense if their father didn't plead guilty to disorderly conduct.

The plea sort of ruins the "innocent until proven guilty"

edict; more so in the court of public opinion.

But Craig stands in the company of two others in a sexually charged trend on Capitol Hill.

Think back to April of this year and the "D.C. Madam." Known by law as Deborah Jeane Palfrey, the madam allegedly ran an escort service that specialized in "erotic fantasies."

That's where Randall Tobias, former deputy secretary of state and director of U.S. Foreign Assistance, comes in. Tobias resigned in April after his name appeared on a client list from Palfrey's phone records.

Upon ending the standard "Where does he get off?" rant, it became glaringly apparent that these guys have quite the ... um ... appetite.

"Do as I say, honey, not as I do." What is this, a "Partridge Family" episode gone wrong?

Two of our nation's upper-ranking politicians were rooted out for alleged sexual deviancy during the span of five months.

As voters, to not question the ethical practices of politicians we elect is no different than ignoring a pickpocket with eight arms in a crowded train.

The logic, and the act, are egregiously flawed.

The idea of a sovereign nation depends upon stable self-governance. Or, in other words, the ability to recognize and enact laws following sound moral judgements.

But Tobias and Craig were snared in such public and demeaning ways, they may as well wear a scarlet letter designating the word hypocrite.

These two politicians clearly deserve nothing from my constantly taxed wallet, nor from my votes.

But how are these two guys related to Clinton?

Roll back those memories just a bit to the former president, Bill, and a certain oxymoronic statement: "I did not have sexual relations with that woman."

While the purpose here is not to drudge up the etymology behind "sexual relations" and where fellatio fits into that phrase, the purpose is to examine why these men are to be trusted with the well being of our nation.

Some may argue a politician's duties extend to matters beyond that of their private intimacies. But, on the contrary, it's like bad parenting — telling a child witnessing their parent thoroughly flog a parking attendant after getting a ticket, "Do as I say, honey, not as I do."

What is this, a "Partridge Family" episode gone wrong?

I want to know, "Where does he get off?"

Wait, that came out wrong, I meant, "Who does he think he is!"

It's sad to have to say this, but we need some sort of sexual conduct guidelines for those whose careers reside in or around Capitol Hill.

But, since we are the land of the free, there will be no guidelines. Thus, I call for transparency — more of it.

As a voter, I want to know if my state senator cheated on an exam in college in order to graduate. I want to know if there was a domestic abuse charge before this person hit office.

But what I really want to know is how starved are these three men that they would allow themselves to drown their political careers and reputations for a little "happy time."

Kris Anderson is the Spartan Daily sports editor. "The Return of Mojo" appears every other Wednesday.

Sometimes it's hard to show up



KEVIN RAND

From the Hip

All Cal Ripken Jr. needed to do was last half-way through the fifth inning, and the record would be his.

The record.

New York Yankee legend Lou Gehrig's 56-year-old record for consecutive baseball games played.

2,130 in a row.

It was the workingman's record. No days off. No excuses.

No bumps too big. No bruises too sore.

I was just 14 years old on that day exactly 12 years ago. But I knew why everyone would be watching Cal do it. Or at least anyone that cared about anything important, as far as I was concerned.

2,130 plus one days. Had I even been alive for that long?

Sure. But I had faked being sick on more than one occasion to miss school. I knew, and still know, what it's like to be lazy. And in the context of professional sports, Cal was doing the unthinkable.

His obsession with consistency — with "showing up" — became every baseball fan's obsession that day, mine included.

Those record-breaking moments meant a lot to me. I grew up with a father who collected so many baseball cards that he eventually opened a baseball card store, so I knew all of the major records by heart.

Records mean, or at least meant, everything in baseball. I say "meant" because of the mental asterisks we have placed on the recently broken home run records. The ones marred by suspicions of steroid use.

This wasn't a home run record. It had nothing to do with Cal's talent as a baseball player. This was something we all could admire because we all have missed days at work or school.

Cal never missed a day.

I was a kid, but I was genuinely inspired. And like the baseball fans who cried when a sick Lou Gehrig was forced into retirement, I knew I was watching greatness.

The actual game didn't even matter as I sat watching from my dad's brown cloth recliner in our small living room. I remember my dad saying, "If (Ripken) ran for president, he might win."

He might have been right. There was nothing to dislike about this guy. Some accused him of being selfish throughout his consecutive-games streak. A few of his teammates thought he shouldn't have played in games during hitting slumps or minor injuries.

This was the hardest working man in baseball. I admired his stubbornness.

He was a quiet ambassador of the game. No theatrics, no flare. He just played every day, and he usually played at an all-star level.

I was there in that ballpark — sitting in my living room. The big numbers, "2-1-3-0," soon to be replaced by, "2-1-3-1," were hanging on a brick building behind the open outfield seats of Camden Yards in Baltimore.

An hour or so into the game, it was "in the books," as television broadcaster Chris Berman announced. The crowd paid homage for 22 consecutive minutes.

I admit, before I wrote this, I was wracking my brain for a column idea. I asked myself, "What really matters? What do I want to write about today?"

Thankfully, Sept. 5 reminded me of that day in 1995.

And I am, on some level, re-inspired to show up to school and work every day, but we all know that calling in sick is a part of life.

Sometimes it is hard to show up.

Yet two weeks into the semester, I've turned in both of my Wednesday columns. And they were on time.

Now that's unthinkable.

Kevin Rand is a Spartan Daily copy editor. "From the Hip" appears every Wednesday.

President Bill Richardson? Better than Obama or Clinton

By OSVALDO CASTILLO JR.

Staff Writer

Chances are that history will be made in this country in a little more than a year — the republicans have screwed up so badly on numerous issues that the democrats are in a good position to regain the White House.

In November 2008, for the first time in our nation's history, we may elect a female or black president. I am of course referring to Sen. Hillary Clinton and Sen. Barack Obama. Sorry, John Edwards — you had your chance in 2004.

Up-start Obama is charismatic and energetic. He is a breath of fresh air. Clinton has already lived in the White House and has seen how the White House deals with foreign and domestic issues first hand. She is also in her second term as Senator of New York.

But Obama just does not have enough political experience and Clinton always seems to be looking after the most important issue in her life: herself.

So who is really the best candidate for president?

The answer is New Mexico Gov. Bill Richardson.

Richardson has a wealth of experi-

ence. He was a United Nations ambassador where he met and dealt with people such as Saddam Hussein and Fidel Castro. Richardson was the U.S. Department of Energy secretary under Bill Clinton's administration and a congressman of New Mexico.

For those of you fascinated by the fact that Obama is half black, consider this: Richardson's father, William, married Maria Lopez, which makes Richardson half Hispanic. To be more accurate, he is half Mexican and is fluent in Spanish. This is something to consider since the U.S. is dealing with difficult decisions over immigration with Mexico.

Last summer I was fortunate enough to attend a public discussion with Bill Richardson at the Mexican Heritage Plaza in East San Jose.

At the time, all that I knew about Richardson was that he was the governor of New Mexico, served under the Clinton administration, was running for president and was half Mexican.

I was expecting to hear another candidate promote himself and repeat what every other candidate has said about the war in Iraq, the economy, health care and education.

What I heard was a man who took

time to use his knowledge and experience to provide reasonable solutions for these issues.

He believes our country should not be a unilateral loner. The current Bush administration has isolated the U.S. from most of the world. What if we once again find ourselves in a difficult situation like Sept. 11? We would obviously need the help of the rest of the world. We would need a president with legitimate foreign policy experience.

Richardson has a seven-point plan for Iraq. His plan includes getting our troops out of Iraq in six months and uniting Iraqi factions to rebuild the country.

He also wants to involve neighboring countries in reconstruction instead of allowing insurgents to enter Iraq through their countries.

On the issue of immigration, Richardson believes we should put more patrol guards on the border to prevent the flow of illegal immigrants into the country.

He said he would also work with the Mexican government to develop programs that will help Mexico's economy.

This will help Mexicans live decent lives in Mexico instead of leaving them with no option but to illegally immigrate to the U.S. to survive.

Comments from the Web

Vick's crime unforgivable

In response to "Close your eyes and imagine Michael Vick is white" by copy editor Kevin Rand, from Wednesday, Aug. 29.

Race did not come to my mind until I heard racism in the words of some friends and family when they spoke about the issue. Those that have prejudice against people of color will use this as an arsenal to support their claims with those that hold the same prejudice.

It is like a fire that may be strong enough to spread to those who did not view certain ethnic groups this way before. And so the mighty fire of racism spreads. But ... I still say Vick should go to jail for the crimes he has caused because they are unforgivable. And I think it would be hard to answer the question you pose in this context because of the nature of the crimes.

- Joseph

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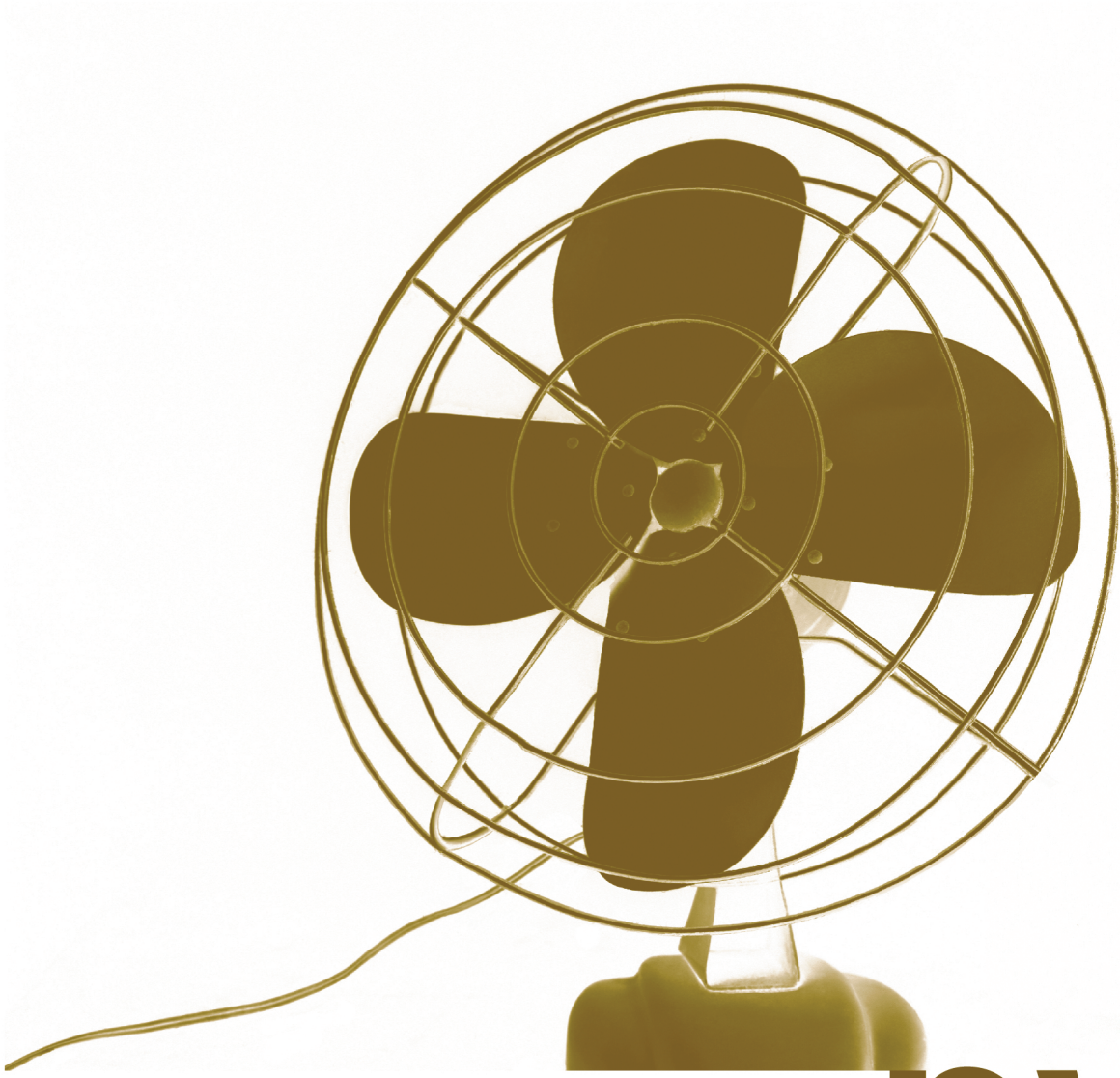
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