Students and officials ponder railroad safety in the wake of a recent accident near campus.

**Tyler Wise**

On the evening of Saturday, Nov. 11, psychology junior Ryan West was walking to a friend’s house near the student apartments on the Foothill Boulevard side of the railroad tracks when he was struck by an oncoming train at the railroad crossing near the California Boulevard intersection.

Though he has no recollection of exactly how the accident occurred, West was struck by an oncoming Union Pacific train at around 1 a.m. and suffered severe damage to his right leg. Unconscious and bleeding heavily, West was taken to Sierra Vista Regional Medical Center. West’s wounds were not life-threatening, but his right leg had sustained irreparable damage and was amputated below the knee.

Commenting on the current safety devices at the intersection, West said that in the future “it would help if they fenced off the railroad tracks passing California Boulevard” or “built a pedestrian bridge” at the intersection of California and Foothill boulevards.

In the wake of the recent accident, many Cal Poly students, San Luis Obispo residents and city officials have been discussing whether the railroad track safety precautions (particularly at the intersection of California and Foothill boulevards) could or should be improved to ensure that similar accidents can be prevented.

Christine Mulholland, a San Luis Obispo City Council member, said that trains already take several precautions when driving into the city, such as slowing down considerably before entering city limits and alerting pedestrians and vehicles more than 20 seconds in advance before crossing an intersection. But safety could still be improved.

Mulholland said that the City Council has attempted for years to improve safety along the California Boulevard side of the railroad tracks.

However, the City Council has not been able to resolve responsibility issues with Union Pacific, which owns the tracks. “For years, we have tried to negotiate with Union Pacific about improving safety out there but it has been a very difficult process because the tracks are private property and not city property,” Mulholland said.

Though the City Council and Union Pacific agree that safety could be improved along California Boulevard, by erecting a

[See Railroad, page 2]

**Cal Poly updates mission statement**

**Sara Hamilton**

The Academic Senate Executive Committee has officially proposed changing Cal Poly’s mission statement. The new mission statement was written after consultation between the administration, faculty and staff.

The new statement emphasizes Cal Poly’s polytechnic, hands-on approach to learning, as well as the importance of a well-rounded education and involvement in one’s community. Also, it asserts that Cal Poly values and respects intellectual and cultural diversity.

The old mission statement portrayed Cal Poly in an undergraduate school mainly serving California, which provided students with opportunities of “direct involvement” in their areas of study.

It also described Cal Poly as an environment in which everyone appre-
Railroad

The Cal Poly University Police Department, also has an active role in educating students about railroad safety. UPD Chief Watton said, "On campus, we often have the railroad company bringing a safety simulator, and we point out leaflets and handouts to students to ensure they are aware of the safety precautions and the dangers of crossing the tracks illegally." Watton said.

Because the railroad is privately owned, the tracks can only be patrolled at designated intersections, Watton said. It is considered trespassing to cross the tracks elsewhere.

Risk of accidents also increases when students and other pedestrians walk along or cross the tracks in between designated crosswalks, because of the absence of alert mechanisms that are activated when a train is approaching, Watton said.

Our primary concern is to ensure that students are well-educated of the dangers of crossing the railroad tracks illegally. Prevention is the key, Watton said.

Watton said that the UPD were the first to respond to the accident that occurred on Nov. 11 because a UPD patrolman was the closest. Normally, "If we erect a fence on California Boulevard, the railroad would be highly ineffective, because students would either hop the fence or go under the fence," Watton said.

Regardless of the money issue, the bottom line is that both parties (the city and Union Pacific) want to improve safety and discourage illegally crossing the tracks.

—Peggy Manderville

Principal transportation associate for San Luis Obispo

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Union Pacific was not available for comment.

Watton said that students should certainly observe the law and use the tracks only at designated crosswalks. He does not think that any safety improvements in the wake of the recent accident weren't necessary because the precautions are sufficient enough. "It's adequate for sober people," said Chris Correa, 28, of San Luis Obispo. "You have to judge the safety to how diagrammatic it is for attentive pedestrians, and I think the current railroad provisions are suitable."
The old mission statement

As a predominantly undergraduate, comprehensive, polytechnic university serving California, the mission of Cal Poly is to discover, integrate, articulate, and apply knowledge. This it does by emphasizing teaching: engaging in research; participating in the various communities, local, state, national, and international, with which it pursues common interests; and where appropriate, providing students with the unique experience of direct involvement with the actual challenges of their disciplines in the United States and abroad.

Cal Poly is dedicated to complete respect for human rights and the development of the full potential of each of its individual members. Cal Poly is committed to providing an environment where all share in the common responsibility to safeguard each other's rights, encourage a mutual concern for individual growth and appreciate the benefits of a diverse campus community.

Statement

continued from page 1

The new

Cal Poly fosters teaching, scholarship, and service in a learn-by-doing environment where students and faculty work closely together. As a polytechnic university, Cal Poly emphasizes the application of theory to practice. As a comprehensive institution, Cal Poly provides a balanced education in the arts, sciences, and technology while encouraging cross-disciplinary and co-curricular experiences. As a community of life-long learners, Cal Poly values free inquiry, cultural and intellectual diversity, mutual respect, civic engagement and social and environmental responsibility.

Survey

continued from page 1

engineering professor Roya Javadpour teaches project management and organization, which involves time management skills. "Break big tasks into smaller steps and set deadlines for each of those," she said. Javadpour works mostly with seniors and graduate students, however, who have taken enough college classes to not fall into these problems.

"By the time their graduates and seniors, I see they're pretty much well organized," she said.

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Question of the day:

Have you ever re-gifted anything?

"I've never gotten a gift that I hated so much I wanted to give it to someone else."
- Chris Lee
manufacturing engineering
freshman

"Once my grandma gave my mom some earrings and then I gave them to a girl."
- Sam Weeks
manufacturing engineering
freshman

"No, I think it'd be lame if someone else re-gifted what I gave them. I just take it back if I don't want something."
- Jonathan Thomassian
computer science
sophomore

"I haven't. I usually like the gifts I get — or return them and get something I like."
- Carrie Bledsoe
agricultural science
senior

"If I don't like something I usually just stuff it in my closet. Or I'll give it to someone else, but not as a present."
- Alan Tonissen
architectural engineering
junior

Have YOU ever re-gifted anything?
Take the poll at www.mustangdaily.net

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Beginning January 2007:

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For a complete list of Allan Hancock College spring 2007 online and onsite courses, go to www.hancockcollege.edu and click on University Programs.

The AHC spring semester runs January through May 2007 (some classes end sooner).

Register online
Nov 16-Dec 22, 2006 and Jan 3-12, 2007

Classes begin January 22, 2007

Taming the world, one dolphin at a time.
Singer-songwriter Vienna Teng seeks balance in music and life

Kim Curtis

SAN FRANCISCO — As the over-achieving elder child of Taiwanese parents who both work in the high-tech industry, it was almost without saying that Vienna Teng would attend Stanford University, then take a job as a software engineer in Silicon Valley.

But when she checked it all up, picked up her car and started traveling across country, singing in clubs and coffee shops, even Teng was surprised when she started attracting a national spotlight, appearing on National Public Radio, and the David Letterman show.

"I felt really lucky," she said during a recent interview. "I have a lot of friends who are still struggling."

She started taking piano lessons before her fifth birthday, six months before her fifth birthday, six months before her fifth birthday. Bundled up in jeans, a black corduroy jacket, she says she's simply trying to make her appearance more accurately mirror her music.

"It's a reflection of the conflict inside me," she says, in a voice much lower than her delicate singing voice. "I'm looking for my within Teng is that she's a left-brained engineer, she's a right-brained singer-songwriter."

She was born in her real name, Cynthia Shih, for example. She says she chose her moniker, Vienna Teng, as a pretense to pay homage to Mozart's hometown and her Chinese heritage. Now, she says, it's a good way to stay grounded.

"I like having that thing that keeps my personal and private self separate," she says. "It's like, I'm in a band or I work for a company called Vienna Teng."

Chuck FUNCI, her piano teacher from age nine through high school, said Vienna Teng was "Shih's piano-playing, poetry-writing alter-ego."

"I think that's her shell," he says. "She has a vulnerability that's very beautiful and it comes out in her music."

There's also a disconnect between Teng, the woman, and Teng, the music. She shows up for an interview casually dressed, with untied hair and no trace of makeup. "I'm a greek," she explains. "Clarity, I'm not someone particularly fashion-minded."

That nearly cost her. When she first sought a record deal, she heard from labels who immediately wanted her to develop "a look." She's since relented a bit, appearing on her second album in a pink ball gown. On her Web site and on her latest CD, she's wearing heavy eye makeup and her short hair is slightly bullied.

Some fans have criticized the look, accusing her of selling out. Instead, Teng says she's simply trying to make her appearance more accurately mirror her music.

"It's a reflection of the conflict inside me," she says, in a voice much lower than her delicate singing voice. "I'm looking for my within Teng is that she's a left-brained perfectionist who was pre-med during her first two years at Stanford. She switched to computer science and snagged a lucrative computer job at Cisco, which helped her skip the struggling singer-songwriter phase of her career. When she quit Cisco in 2002, she had already landed a record deal.

"I started out thinking it wasn't relevant, my within Teng is that she's a left-brained perfectionist who was pre-med during her first two years at Stanford. She switched to computer science and snagged a lucrative computer job at Cisco, which helped her skip the struggling singer-songwriter phase of her career. When she quit Cisco in 2002, she had already landed a record deal."

Shortly after "Waking Hour" was released, Teng was profiled on NPR's Letterman heard the broadcast and invited her to his show proclaiming, "I've heard the entire CD and there's not a dud on this."

That level of exposure allowed Teng the financial freedom to dedicate herself wholeheartedly to music and to hire producer Larry Klein for her latest release, "Dreaming Through the Noise." Klein, best known for his work with and folk folklonic Joni Mitchell, puts Teng's voice front and center.

"Teng says her struggle for symmetry, in life and in music, is paramount. "I'm a Libra," she says, pointing out her Libra zodiac sign, "so sometimes I struggle with my astrological symbol is a set of scales, "I feel like I always have to have a balance.""
A survival guide to drinking and how to avoid the slammer

Sara Hamilton

Cal Poly’s learn by doing philosophy really shouldn’t be in effect when you’re drinking at a party during the upcoming break. We all know that it is “unlawful for any person who is under the influence of any alcoholic beverage to drive a vehicle” in California. We’re all aware that if you have .08 percent blood alcohol content (BAC), it’s illegal to drive. Is there more to these alcohol laws than you know?

Under 21:

- Servers in California can be convicted of selling alcohol to a minor – even if the purchaser uses a false or altered ID to buy the alcohol.

- If you are under 21 years of age, you are NOT allowed to consume or possess alcohol unless it is in a container of liquor, beer, or wine carried inside a vehicle that is on or off the highway.

- If you are under 21 years of age, you are NOT allowed to consume or possess alcohol.

- Any person, including those under 21, delay issuance of a license to a person who does not have a license, or require DMV to revoke a person’s driving privilege for DUI violations.

- Anyone under the age of 21 who is convicted of operating a boat or motor vehicle with a blood alcohol concentration of .01 percent or higher can be displayed his or her privilege of obtaining or keeping a driver’s license.

- If you are under 21, you may not have beer, wine or liquor in your vehicle unless accompanied by a parent or other person specified by law. (There’s an exception to this one. You may have any alcoholic beverages while working for someone with an off-site liquor sale license.)

- If you are caught with an alcoholic beverage in your vehicle, it may be impounded for up to 30 days. The court may fine you up to $1,000 and either suspend your driving privilege for one year or require the DMV to delay the issuance of your first license for one year, if you are not already licensed.

- Those under 21 must submit to a preliminary alcohol screening (PAS) or one of the other chemical tests if you have been detained and a peace officer has reason to believe you were drinking. If your BAC measures .01 percent or higher on the PAS, the officer may take your license, issue you a temporary license for 30 days and/or give you an order of suspension for one year. The officer then determines whether to release you, turn you over to juvenile authorities or to contact your parents.

- Your driving privilege will be revoked for one year if you are convicted of either driving with a BAC of .01 percent or higher or does not apply to the non-driving passengers.)

- Keeping an opened alcoholic drink in the glove compartment is specifically against the law in California.

- It is illegal for any person to operate a vehicle requiring a commercial driver’s license with a BAC of .04 percent or higher.

- If the DMV takes action against you, it is related only to your driving privilege. The court’s actions may involve the payment of a fine, jail time, suspension or revocation of your driving privilege, and completion of a DUI program.

- When you drive in California, you consent to a test of your breath, blood or urine if you are arrested for driving under the influence of alcohol, drugs or a combination of both.

- If your PAS shows a BAC of .05 percent or more, the officer may require you to submit to either a breath or blood test. Some PAS devices provide a record, which may be submitted in court as evidence.

- Other PAS devices do not provide a record, so the officer may ask for a breath or blood test after the PAS. You do not have a right to consult with a lawyer before selecting or completing a test.

- If the officer still believes you are under the influence of alcohol and drugs after a breath test or PAS, you may still be required to submit to a blood or urine sample.

- If you refuse to submit to any of the tests, your driving privilege may be suspended even if you change your mind later and agree to a test.

Just so you know...

- It is a violation of the California Alcoholic Beverage Control Act for producers of alcoholic beverages to use the names of retailers or restaurants that sell or serve their products in advertisements. This includes newsletters.

- No alcohol beverages can be displayed within 5 feet of a cash register of any store in California that sells both alcohol and motor fuel.

Approximate costs you could pay for a DUI.

Vehicle towing: $150
Storage: $50 per day
Booking, fingerprinting, and photo fee: $156
Driver license reinstatement fee: $125
Car insurance increase: $1000 per year (3-year mandatory insurance requirement)
First offense DUI fines: $1,588
Assessment for the court system: $816
Community service fee: $150
DUI victims fund: $100
Alcohol abuse education fund: $50
DUI classes: $55
DUI Victims’ Impact sessions: $20
Time payment charge: $35
Public transportation for one year: $500 to $800
Minimum total fees, fines, and assessments: $8,240 (Though, if you use an attorney, the initial consultation could range from $750 to $1,000.)

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Popera revamps classics

Amy Dierdorff

Urban Dictionary defines "popera" as "a merging of the musical terms and styles of pop or popular music, and opera. A classical-crossover sound," according to its Web site. Popera "is a merging of the musical terms and styles of 'pop' and 'opera' as 'a musical genre.'" According to its Web site, popera is "a merging of the musical terms and styles of 'pop' and 'opera' as 'a musical genre.'"

It really helps the students to draw upon their feelings for rock, pop or classical, but it's not so scary.

—Jacalyn Kreitzer

Applied voice, diction and performance professor

"It really helps the students to draw upon their feelings for rock, pop or classical. It involves the same feelings as classical, but it's not so scary," Kreitzer said. "Popera is kind of a nice combination of singing beautifully without being so exact."

Applied voice professor Katherine Arthur has taught all of the performers and helped to organize the event. She said doing performances like "Popera" gives voice students the opportunity to step outside the classical genre.

"We like to give them chances to do things that are fun for them," Arthur said. "There are many different styles of singing, and we try to teach our students a bit of everything."

As part of a requirement for their performance class, music students are required to participate in a recital at the end of the quarter. When deciding on what kind of performance to put on this quarter, Arthur said the music department went to students for help.

"We talked with the students. They seem to have loads of ideas and knowledge, especially about pop music," Arthur said.

Tickets for "Popera" are $5 for general admission and $6 for seniors and students. They can be purchased at the Performing Arts Ticket Office from 10 a.m. to 5 p.m., or over the phone by calling SLO-ARTS (756-2787).

A 10 percent discount on admission price will be given to patrons who have attended four or more events hosted by the music department.

Proceeds from the event support traveling costs for the choir and orchestra. The event is sponsored by Cal Poly's music department, College of Liberal Arts, and Instructionally Related Activities Program.

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Incubus renews itself with ‘Grenades’

Candace Parker
Daily Mustangs (E. Neostrom)

Incubus released their sixth album Tuesday, and the two year wait was worth every moment. On this 13-track disc, the band has not evolved, but completely transformed.

Incubus, the rock quartet from Los Angeles, consists of lead vocalist Brandon Boyd, guitarist/pianist Mike Einziger, sampler Chris Kilming, drummer Jose Pasillas and bassist Ben Kenney.

“Light Grenades,” the follow up to 2004’s “A Crow Left of the Murder,” far exceeds their previous musical endeavors and strays away from the experimental style that the band exudes. Simply put, this is a hot rock soundtrack.

For those of Audioslave can be taken for those of Audioslave can be

In addition to those two tracks, “Earth to Bella (Part I)” and “Earth to Bella (Part II)” are two very interesting components on this album. The two are extremely similar, for obvious reasons. So similar that the differences in the two songs may not even be discernible to some. Just listen carefully, though, and you’ll find them.

With that said, overall, “Light Grenades” is an amazing album, and it’s definitely worth a listen. Old and new fans alike will most definitely love this disc.

Incubus’ new CD “Light Grenades” is a follow up to their 2004 album, “A Crow Left of the Murder.” The album was released in stores on Tuesday.

WILLIAM T. SHERWOOD
write a letter

Mustang Daily reserves the right to edit letters for grammar, profanity and length. Letters, comments and caricatures do not represent the views of the Mustang Daily. Please limit length to 250 words. Letters should include the writer's full name, phone number and major and standing. Letters must come from a Cal Poly e-mail account. Do not send letters as an attachment. Please send the text in the body of the e-mail.

To e-mail: mustangdailyopinion@gmail.com
To mail: Letters to the Editor, Building 26, Room 226, Cal Poly, SLO 93407

NAME: Megan Mahoney
COUNTRY: Mexico

NAME: Janelle Eastridge
COUNTRY: Spain

NAME: Maria del Mar

Mexico and Ireland are facing the same problem. They both have a large number of people who want to improve their language skills. In Mexico, many people are learning English as a second language. In Ireland, there is a growing interest in learning Spanish.

The Mustang Daily is a designated public forum. Student editors have full authority to make all content decisions without censorship or advance approval. The Mustang Daily is printed as a free newspaper; however, the removal of more than one copy of the paper per day is subject to a cost of 50 cents per issue.

MUSTANG DAILY

Thursday, November 30, 2006

EDITOR IN CHIEF: Emily Rancer
MANAGING EDITOR: Jennifer Hall

The Mustang Daily 10

Nightclubs offer life lessons with a twist

NAME: Megan Mahoney
COUNTRY: Mexico

NAME: Janelle Eastridge
COUNTRY: Spain

NAME: Maria del Mar

Finding home, comfort in a family of strangers

Cal Poly Students Around the Globe

NAME: Megan Mahoney
COUNTRY: Mexico

NAME: Janelle Eastridge
COUNTRY: Spain

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LETTERS TO THE EDITOR

No difference between gay sin and straight sin

Patrick Molnar, thank you for your bold willingness to tackle a very controversial issue in our society. Most people need to have the courage to tackle issues like homosexuality. I do, however, disagree with your conclusion.

First, the Bible makes it plainly clear that there is no difference between heterosexual sin and homosexual sin. What science proves or disproves about sexual preference has very little to do with the topic in question. Regardless of our natural inclinations, we still make the choice to act on those impulses. I am no less of a sinner in my heterosexual sin than one who is committing homosexual sin; the eternal consequences are the same.

Somewhere in this world there is a person whose natural inclination (by chemical imbalance from birth) is to be destructive and murderous, but you would not claim that someone is intolerant by helping that person to choose to not murder and destroy. As for "What would Jesus do?" he would eat with homosexuals just as quickly as he would eat with tax collectors. But Jesus would never condone their sin. Jesus would eat with each of us enough to reveal our sin to us so that we can change our lives.

The church has hurt many people in the name of Jesus, and as you pointed out, has been radically unfair in the way it treats homosexuals. We have sinned against the gay community, and for that, we ask your forgiveness. Just please, don't interpret my intolerance of the sin as a lack of love for the sinner.

Zach Wise
Industrial technology junior

Got something to say?

Send a letter to the editor!

Your thoughts, opinions, rants and raves in 250 words or less to mustangdailyopinions@gmail.com

STAFF COMMENTARY

Creative arts classes lack hands-on learning

A Car Poly you can get credit for driving tractors, making stickers, butchering hog carcasses, sleeping in homeless shelters and even writing newspapers. This truly is a "Learn By Doing" institution.

Except when it comes to the fine and performing arts. I remember when I came to Oxy from Detroit's Detroit Central High School. I was so excited to be able to sit in on a theater class. Drama at my high school was a very experimental subject with performances nearly every week. For me it was wonderful because I love the theater: costumes, makeup, set design, and most of all, acting.

But I found none of that in the Theater History class I sat in that day. In fact, I left early because the lecture was boring.

All of the theater and dance general education courses this school has to offer are composed of nothing more than four lectures. It's the same for a number of arts classes. How can a class on dance appreciation, or introduction to music theory be taught without any hands-on experience involved?

Shouldn't the word "performing" make it obvious that there should be hands on lecture and activity in the fine and performing arts courses.

I know we are only talking about general education, but I still argue that there should be less lecture and more activity in fine and performing arts courses. I had to suffer through a three-hour, hands-on biology lab, so I think the less artistically inclined can stand to dabble in a bit in creation.

Even when arts classes do involve the "doing" part of our motto, any creativity is bound up by rules and regulations. My moments, for example, is taking creative writing, which involves research and forced epiphanies. What was that line from "Dead Poets Society?" "We're not laying paper! We're talking about poetry." How can anything be creative when it is smothered by rules? I understand that structure is a good foundation, and that sometimes you do have to know the rules before you break them. However, most people will never break them unless encouraged. They'll spend their entire lives without true freedom of expression. I say long live creative anarchy.

Now, if I care so much about the arts, maybe I'm at the wrong school. This is California Poly-TECHNIC State University after all. But that name dates back to 1901. Things change. And as college-bound high school students, we were expected to be well-rounded with musical, theatrical, athletic and philanthropic talents abounding. Shouldn't colleges be well-rounded too?

I know some professors understand the very nature of these issues. Even when I was taking theater history classes, I had to suffer through a class from the 19th century that was about the history of theater. To suffer through a theater class with non-theater majors is ridiculous. Art isn't just for children anymore.

"What would Jesus do?" he would eat with tax collectors. But he would never condone their sin. Jesus would eat with each of us enough to reveal our sin to us so that we can change our lives.

Lauren Zabrin is a journalism junior and Mustang Daily staff writer.

STUDENT EDITORIAL

Condoms, cocaine and convicts

"Fathers of slain groom speak out. "Republicans want vote on abortion pill." Break from medicals dangerous."

These are just a few of the headlines that graced the pages of Yildiz News yesterday showing that sex, drugs and violence really do dominate the news. And not because we live in a world plagued by promiscuity, illegal substances and cruelty but because that is what people want to read.

The Mustang Daily Web site received more than 500 hits when a student was hit by a train and more than 200 hits when porn star Ron Jeremy came to campus to debate. The number of hits for the poetry writing professor and Poly Rep with passion pale in comparison to the stories about sex, drugs and violence.

Many complain about all the negative headlines scattered across pages and television stations every day but they don't realize that they are the ones showing editors what interests them.

Journalists report the news for the reader and when the reader wants death and destruction, news organizations often give it to them. Have you ever flipped past CNN, Fox News or NBC during prime time hours? It's never a straight news report but rather Nancy Grace or Bill O'Reilly yelling at people (or interviewing as they call it) about crime, threat to society and sex scandals. Cable news stations know that's what they can pull in the most viewers with flashy topics.

There are plenty of stories out there about condoms, cocaine and convicts, but there are also stories about teachers who inspire students and clubs who are helping the homeless. What does it say about society when people pass over the do-gooders and skip straight to the drug addict who shot his girlfriend? The Mustang Daily, editors are curiously avoiding the hit results of this editorial just because of its headline. It's kind of become a rule of thumb that the more violent the headline, the more people will read our stories.

This fact is a sad reflection on what interests people today. With so much video games and movies, scandal-ous, daily clad men and women glossing over current events getting headlines. Society as a whole has become desensitized.

What if everyone went home and repeated a story they saw about a great teacher and remarked about someone visiting him in the hospital. What if hot topics always need to be about the gory details of a car accident? Maybe the world would be a little better off if we remembered the good things instead of the bad.

Staff editors reflect the opinions of the Mustang Daily.
Supreme Court takes up global warming for first time

Mark Sherman
ASSOCIATED PRESS

WASHINGTON — The Supreme Court stepped gingerly into the national debate over global warming on Nov. 29, asking how much harm would occur if the Environmental Protection Agency continues its refusal to regulate greenhouse gases from new vehicles. In the first case about global warming to reach the high court, a lawyer for 12 states and 13 environmental groups pressed the justices to make the government act, saying the country faces grave environmental harm.

Justice is like lighting "a fuse on a bomb," said James Milkey, an associate attorney general for the state of Massachusetts.

Opening up an hour of arguments, Justice Antonin Scalia asked, "When is the predicted cataclysm?" Is it not cataclysmic, but rather "ongoing harm," Milkey replied.

Deputy Solicitor General Gregory Garre, representing the Bush administration, cautioned justices that EPA regulation could have significant economic impact on the United States since 85 percent of the U.S. economy is tied to sources of greenhouse gas emissions.

Garre also argued that EPA was not right to act given "the substantial scientific uncertainty surrounding global climate change."

Chief Justice John Roberts pointed out that regulating carbon dioxide emissions from new vehicles addresses just one aspect of an issue of global dimensions.

The argument by those pushing for EPA action on vehicle emissions might or might not be valid, but it "assumes everything else is going to remain constant," Roberts observed.

Several justices questioned whether the states and environmental groups have met their legal burden to show there will be harm from continued EPA inaction. Petitioners to courts must meet that threshold before the merits of a case may be addressed. "We own property, 200 miles of coastline, that we're losing," Milkey said, trying to allay justices' concerns.

But Justice Samuel Alito, who with Roberts seemed most skeptical of the states' position, said that even in the best of circumstances, the reduction in greenhouse gases would be relatively small. Milkey replied that even small reductions would be meaningful, pointing out that very small rises in the sea level would inundate significant portions of low-lying coastal land.

The Bush administration argued in court papers that the EPA lacks the power to regulate carbon dioxide as a pollutant under the Clean Air Act. Even if it had such authority, the EPA still would not use it at this point because of uncertainty surrounding the issue of global warming, the administration said.

Global climate change is "a controversial phenomenon that is far from fully understood or defined," trade associations for car and truck makers and automobile dealers said in a court filing signed by former Solicitors General Theodore Olson and Kenneth Starr. They backed the administration position.

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Twelve states, mainly along the nation's Atlantic and Pacific coasts, three cities, a U.S. territory and 13 environmental groups are arguing that the EPA ignored the clear language of the Clean Air Act. Under the 1970 law, carbon dioxide is an air pollutant that threatens public health and the EPA must regulate it, they said.

Michigan, home of the U.S. auto industry, and eight other states are backing the EPA.

Carbon dioxide is produced when fossil fuels such as oil and natural gas are burned. It is the principal "greenhouse" gas that many scientists believe is flowing into the atmosphere at an unprecedented rate, leading to a warming of the Earth and widespread ecological changes. One way to reduce those emissions is to have more fuel-efficient cars.

A federal appeals court in Washington, in a fractured decision in 2005, upheld the administration's position. The Supreme Court is expected to rule before July 2007.

A separate case involving the EPA's claim that the Clean Air Act similarly does not give it authority to regulate greenhouse gas emissions from power plants also is making its way through the federal courts.

Together, U.S. power plants and vehicles account for 15 percent of the world output of greenhouse gases, said David Doniger, counsel for the Natural Resources Defense Council, an environmental group involved in the Supreme Court case.

An association of electric utilities, the Utility Air Regulatory Group, opposes greenhouse gas regulation. But two individual power companies, Calpine Corp. and Entergy Corp., are on the other side.

Entergy said it has to be able to make plans 25 years in advance and that the EPA's current rules will not "stand the test of time."

The case is Massachusetts v. Environmental Protection Agency, 05-1120.
Pope offers message of strength to Christian minorities in Turkey

Brian Murphy
ASSOCIATED PRESS

ISTANBUL, Turkey — Pope Benedict XVI began his pilgrimage among Turkey's tiny Christian community Wednesday by paying homage to an Italian priest slain during Islamic protests and expressing sympathy for the pressures facing religious minorities in the Muslim world.

The pope is expected to sharpen his calls for what the Vatican calls "reciprocal" respect among Muslim demands for greater respect in the West must be matched by increased tolerance and freedom for Christians in Islamic nations.

But too much pressure by the Roman Catholic pontiff could risk new friction with Muslims after broad gestures of goodwill in the opening hours of the trip Tuesday and "Benedetto," his name in Italian.

At an outdoor Mass attended by 250 invited guests, the pope noted the challenges facing the "little flock" of Christians in Turkey.

"I have wanted to convey my personal love and spiritual closeness, together with that of the universal church, to the Christian community here in Turkey, a small minority which faces many challenges and difficulties daily," the pope said.

At times, he smiled and showed flashes of the pastoral flair of his predecessor, John Paul II, in one of the most intimate papal gatherings since John Paul's trip to remote Mount Mount, east of Egypt in February.

Benedict went on to honor the memory of a Catholic priest who was slain in Turkey amid Muslim anger over the publication in European newspapers of caricatures of the Prophet Muhammad.

"Let us sing joyfully, even when we're tested by difficulties and dangers as we have learned from the fine witnesses given by the Rev. Andrea Santoro, whom I am pleased to recall in this celebration," said Benedict, who later walked amid the crowd as they reached to touch his gold-and-white robes and cried "Viva il Papa" and "Benedetto," his name in Italian.

In February, a Turkish teenager shot the Italian priest as he knelt in prayer in his church in the Black Sea port of Trabzon. The attack was believed to have been linked to outrage over the cartoons. Two other Catholic priests were attacked this year in Turkey, where Christians have often complained of discrimination and persecution.

On Tuesday, the pope urged religious leaders of all faiths to "utterly refuse" to support any form of violence in the name of faith. He also said religious freedom was an essential element of democratic values.

He sought a careful balance as he held hands of friendship and brotherhood to Muslims, and expressed support for measures that Christians take in its campaign to join the European Union.

But winning over Turkish sentiments may be easy compared with the complexities ahead.

The legacy of Christianity in Turkey is a tangle of historical and religious sensitivities.

Turkish armed forces captured the Byzantine capital Constantinople — now Istanbul — in 1453 to begin a steady decline for Christians, who had avoided thanks to the splendid legacy of Christianity in Turkey.

The messages — made at one of the holiest Christian sites in Turkey — could set the tone for the remainder of God."
UNC men's hoops uses 17-2 run to upset Ohio St., 98-89

Sophomore post player Tyler Hansbrough had 21 points, 14 rebounds and two blocked shots for the Tar Heels.

Jim O'Connell
ASSOCIATED PRESS

Tyler Hansbrough started and ended North Carolina's game-breaking 17-2 run in the second half and the seventh-ranked Tar Heels went on to a 98-89 victory over No. 3 Ohio State on Wednesday night in the ACC-Big Ten Challenge.

In a game featuring two of the country's top freshmen classes — with Greg Oden, the best of the bunch, sitting on the Ohio State bench in street clothes with a towel around his neck — Hansbrough, a preseason All-America as a sophomore, took over down low.

Johnny
continued from page 16

The two-time MVP loves playing the game more than any athlete on any level, at any sport.

Most people in his life never have the opportunity to do what they truly love for a living. Not Favre. He's been living his dream ever since he was a boy growing up in Mississippi. As age 37, he represents the greatest game in the world with more class and dignity than any other player in the league.

You will never pick up the morning paper and see Favre on the front cover for beating his wife or being arrested at 2 a.m. at the local strip club like so many others in pro sports. He's the first one in the office and the last one to leave. That's the way he has always approached the game he loves so much.

For those who say he can't play, his name still sits in all the top-10 categories for all the major statistics for a quarterback. He plays with a bunch of backups who probably don't deserve to be starting in the NFL. But when they play with Favre, he gives them everything he has and raises their level of play to levels no one can even fathom. Some may call him an out-of-control gunslinger who has no regard for opposing defenses, but if you watch his receivers closely, they are rarely open and Favre is forced to make things happen. All he wants to do is win.

People should be grateful they get to watch such a legend play every Sunday. Favre has thrown 410 touchdowns in his career, but still celebrates each as if it's his first. He has started 251 straight games for the Packers.

Even after being hit in the elbow the week before and losing all feeling in his non-throwing hand, Favre refused to miss a Monday night game the following week. That's just pure heart.

Favre is the Cal Ripken Jr. of his sport, but yet so much more. He is what you call a once-in-a-generation type of player. They make everyone around them better and remind others of why this game is so much fun.

This is a game in which such a small percentage of people can play in the first place, let alone at the professional level. Even at age 37, he is still one of the most entertaining players to watch and constantly reminds fans how lucky we are to still be able to watch him play. I've never met a fan, regardless of the team they rooted for, who didn't love Favre.

He just keeps on playing and those doors in Canton, Ohio, will be wide open when he's all done. Because when it comes to Favre, winning isn't everything, it's the only thing.
Basketball
continued from page 16
four-point lead with 3:46 to play. Mansmuth said the fatiguing effects of applying a full-court press throughout the game took a toll on her team’s decision-making and movement, especially when it came to rebounding.

"There were too many offensive rebounds," Mansmuth said. "If there’s one thing to improve upon in crunch time, it is to make contact every time. Many times we go straight to the ball instead of taking out. That’s a habit we have to develop."

Both teams finished nearly identically in rebounding, 39-38, in favor of Cal Poly. For the game, LMU shot slightly better than Cal Poly, 43 percent compared to 40 percent, but the Mustangs shot the ball 11 more times. LMU shot twice as many free throws in the game and held a seven-point advantage in that category. Cal Poly went on a 9-4 run and cut its deficit to 32-29 to end the first half after Eggersden put back a rushed free throw and Howell stole the ball with 10 seconds to play.

Poli said guard Toni Newman grabbed a game-high nine rebounds to go along with 10 points. Jennifer Hall led LMU with 18 points and four boards. It was the Mustangs’ first home loss of the season. Earlier this season, they had come up with wins over Oregon State (66-65) and San Jose State (71-59) in Monte Groy.
Lions hand Mustangs 64-62 loss

The Cal Poly women’s basketball team suffered its first home loss of the season Tuesday night.

Josh Kranke, Sports Editor

Turnovers and a failure to secure rebounds down the stretch proved costly for the Cal Poly women’s basketball team in a 64-62 loss to visiting Loyola Marymount in a hotly contested nonconference game Tuesday night in Mott Gym. The Mustangs (3-3) led 36-34 with 2 minutes, 24 seconds to play when guard Kyla Lovell’s turnover allowed the Lions (4-3) to tie the game twice more, they found themselves down 62-61 with 20 seconds to play.

Though the Mustangs were able to tie the game twice more, they found themselves down 62-60 with 26 seconds to play.

On a drive to the basket, guard Toni Newman was stripped of the ball and the Mustangs were forced to foul. LMU’s Amanda DeCoud put the game out of reach when she made two free throws to put her team up 64-60 with nine seconds left.

“We seemed kind of frazzled,” said senior forward Jessica Mimnaugh said she did not know Anderson’s status after the game. Cal Poly senior point guard Sparkle Anderson, recently named Big West Conference Player of the Week, injured her knee with 2:22 left in the first half after she was fouled on a drive to the basket. She left the game and did not return.

Cal Poly head coach Faith Mimnaugh said she did not know Anderson’s status after the game.

Cal Poly used defensive pressure as the catalyst for a 10-0 run to start the second half and captured its biggest lead, 41-36, with six minutes gone.

LMU answered with pressure of its own, forcing the Mustangs into a near-five-minute scoring drought and four turnovers, scoring a 46-41 advantage with nine minutes left in the game.

Though the Mustangs held a see Basketball, page 15

Poly prepares for NCAA Tournament

The Cal Poly volleyball team hosts Michigan at 8 p.m. Friday in an NCAA Tournament first-round match. It is the first time Cal Poly has hosted a regional since 1989. The Mustangs, who are ranked 14th in the American Volleyball Coaches Association College Sports TV poll, are seeded 15th in the 64-team field and enter the tournament 22-5 overall after winning the Big West Conference title with a 13-1 record.

At left, Cal Poly junior setter Chelsea Hayes (13) and sophomore middle blocker Jaclyn Houston (11) go up for a block against Long Beach State’s Dyanne Lawlor (15) on Oct. 27 in Mott Gym. The Mustangs won the match 3-0, one of 10 three-game sweeps in their final 12 regular-season matches.

For a complete preview of this weekend’s NCAA Tournament action, see the Mustang Daily’s special GameDay pullout section Friday.

6 touted recruits sign with Mustang baseball program

Cal Poly, which was 29-27 last season, has had three straight winning campaigns.

SPORTS INFORMATION REPORT

Six baseball players — three from high school, two from the community college ranks and a transfer from Clemmer — have signed national letters of intent to attend Cal Poly next fall. The announcement was made jointly by Mustang baseball coach Larry Lee and director of athletics Alison Cone.

The group of recruits includes two pitchers, a catcher, two infielders and an outfielder.

“This is a small but quality recruiting class that can piggyback onto last year’s large influx of recruits,” said Lee, approaching his fifth year as Mustang head coach. “Emphasis on this class was on the needs and voids to fill for the future of our program.”

The recruits:

Danny Duffy, Sr., LHP/OF, 6-2, 200, L/L, Lompoc, CA

Duffy earned first-team All-Los Padres League and All-Area honors as a junior, hitting .387 with 12 hits, two doubles and a career high 11 RBIs. On the mound, he recorded 33 strikeouts in 20 innings.

Mark Laugenour, Sr., LHP, 6-1, 180, L/L, Woodland, CA (Woodland HS)

Laugenour posted an 11-1 record and 3.03 ERA as a junior, striking out 74 batters in 64.2 innings. He also hit .414 with 27 RBIs and 11 stolen bases as he led Woodland to a 28-2 record, first-place finish in the Sierra Foothill League and the CIF-Sac-Joaquin Section Division II championship. Laugenour earned All-Sierra Foothill League and All-Metro honors and was second-team all-state. He also was recruited by UC Davis, UNLV, Dartmouth and Loyola Marymount.

Philip Ortega, So., OF/1B, 6-4, 206, B/R, Paradise Valley, AZ (Coronado HS/Scottsdale CC)

After signing a national letter of intent with Pacific and attending that school for a semester, Ortega transferred to Scottsdale Community College and set a school record with a .374 batting average using a wood bat en route to a 30th-round draft selection by the Detroit Tigers last summer.

The recruits:

Johnny in the Box

No reason for Favre to retire

John Middlekauff

Sports Editor: Tristan Aird • www.mustangdaily.net

W inning isn’t everything, it’s the only thing.

This is a saying made famous by one of the most storied coaches in the history of sports, Vince Lombardi. He was a master that revolutionized the coaching profession while creating a dynasty in a franchise that once symbolized the NFL.

The Green Bay Packers are followed by loyal fans who can be found wearing large pieces of cheese on their heads wherever their beloved Packers play.

But when you think about the Packers today, neither Lombardi nor cheese comes to mind — Brett Favre does.

The All-American, blue-collar quarterback who has played for the Packers for 15 seasons. Favre is easily one of the toughest and greatest players to ever wear a jersey in the NFL.

Without question a first-ballot Pro Football Hall of Famer, Favre has been the poster boy for this league for over a decade. Let alone being one of the greatest quarterbacks to ever play in the league.

Because of recent struggles, many have called for No. 4 to hang up his cleats and call it a career. He is just holding back a franchise, and is diminishing in chances of mounding in a positive direction, they say.

They say he just can’t get it done and throw interceptions like it’s nobody’s business.

I’m here to tell you that’s ridiculous and Favre shouldn’t look down to those cleats until his legendary feet don’t fit in them anymore.

In professional sports today, athletes are fueled by money and rarely still have the passion that drove them when they were in youth leagues and high school.

Even college athletes can lose perspective when they play at major universities that treat them like any- other. They get too big and forget at the end of the day it’s just a game that they have the privilege to play at the highest level. Not Brett Favre.

Favre, who is 16 years into a career that has a resume of accomplishments that is longer than the state of California, still plays the game with as much passion as a fifth-grader at lunch time.

see Johnny, page 14