Alisha Axsom  

**Plans to give the University Union Plaza a facelift are almost complete and construction is scheduled to begin in a couple months.**

The University Union Advisory Board (UUAB) received the newest renderings of the plaza designs, which will be finalized in another week or two.

Omn Design Group, Inc. has been working with UUAB and others to create a design that matched the needs of everyone involved.

Plaza a facelift are almost complete and construction is scheduled to begin in a couple months.

The new plaza will connect with Pecan Grove Road and the stage currently in the center of the plaza will be moved next to Backstage Plaza in order to make it more accessible for events and easier for students entering the UU Plaza.

Seating and landscaping, including grass and trees, will be added around the edge of the plaza to make a more comfortable space for students looking to hang out in between classes.

“The idea is to make it a more welcoming place, to open it up and add more... trees and landscaping and things of that nature,” UUAB chair Carl Payne said.

Payne said the decision to redesign the plaza stemmed from student desire as well as staff input, as many people thought that the current design was uncomfortable and unusable. The goal is to make the UU Plaza more accessible to students and a space where concerts and other gatherings could be held on a regular basis.

see Makeover, page 2

**Calif. lawmakers seek 1 vote to pass budget fix**

Judy Lin  

**SACRAMENTO (AP) —** California lawmakers spent the President’s Day holiday as they had Valentine’s Day, locked in a frustrating search for one more vote to end the state’s budget impasse.

Lawmakers broke the record for longest legislative session in state history over the weekend before disbANDING Sunday night, with many of them looking haggard and worn out after a futile attempt to secure the necessary votes.

The Senate and Assembly, which at one point was in session for 30 hours, were scheduled to meet again Monday, but the expected budget session had no choice.

The stalled effort prompted Gov. Arnold Schwarzenegger to make good on an earlier promise to begin the layoff process for thousands of state workers.

The governor had delayed releasing the notices on Friday when it appeared lawmakers would pass a compromise plan to close the state’s $42 billion shortfall. But with marathon weekend sessions failing to produce the necessary votes, Schwarzenegger’s spokesman said the administration had no choice.

“In the absence of a budget, the governor must do everything he can to cut back on state spending,” spokesman Aaron McLear said.

The notices will start going out Tuesday to 20,000 workers in corrections, health and human services and other agencies that receive money from the general fund. Administration officials are seeking to eliminate up to 10,000 jobs as part of the governor’s order to cut 10 percent from the government payroll.

The mix of spending cuts, tax increases and borrowing is intended to close the projected budget shortfall through June 2010. Like other states, California faces plunging tax revenue that has imperiled state services.

The proposal put before lawmakers this week-end was negotiated by Schwarzenegger and the four legislative leaders and appeared to have support of the required two-thirds majority in the state Assembly.

see Budget, page 2
Steinberg, D-Sacramento, acknowledged Monday that tax increases were difficult for all lawmakers to swallow but said the Legislature had no choice. "Nobody likes that idea, but remember the reason we are in this crisis is because we are in a national and international crisis," he said. "California's revenue is estimated to drop over $30 billion between 2009 and the middle of 2010, and so there isn't a choice but to make deep, painful cuts, but also to raise some taxes temporarily to get through these difficult times."

He said it was time for GOP lawmakers to fall in line behind their caucus leaders in the Assembly and Senate, who helped negotiate the budget proposal. "It's time for one more vote," Steinberg said. "Getting it is the problem. One moderate Republican, Sen. Abel Maldonado, criticized Senate Majority Leader Darrell Steinberg for failing to make sure he had enough votes from his caucus.

Maldonado was thought to be one of the GOP lawmakers who would vote for the budget, but so far he has been a holdout. He said he was not asked to support the negotiated package until Sunday. "I think the responsibility here falls on the shoulders of Darrell Steinberg," Maldonado, R-Santa Maria, told reporters on Monday. "He still has to put up three votes. He's the leader of the party."

Steinberg, R-Monrovia, declined to comment. The proposed tax hikes include an increase of 1 cent on the dollar in the state sales tax, a 12-cent-a-gallon hike in the gasoline tax and a boost in vehicle licensing fees. The measure also includes a one-time, Supreme income tax surcharge for taxpayers who owe money to the state at the end of 2009. The surcharge would drop to 2.5 percent if California gets its expected share of money from the federal stimulus bill.

Many of the tax hikes would remain in effect through the 2013-14 fiscal year if voters approve a cap on state spending during the May special election. That deal is designed to limit labor unions' opposition to the spending cap, which was sought by Republicans as part of the budget negotiations.

The budget plan is designed to close California's deficit through June 2010 if voters also approve a number of related measures at the ballot. Those include the spending cap, a plan to sell bonds based on future lottery proceeds and approval to shift money from accounts for state vendors because of the state's already has delayed refund checks owed taxpayers and payments to state vendors because of the state's revenue shortage.
Clinton begins Asia trip under North Korea shadow

Matthew Lee

Secretary of State Hillary Rodham Clinton kicked off the official program of her first overseas trip in Tokyo on Tuesday, visiting a Japanese cultural site and meeting U.S. Embassy staff under the shadow of threatening rhetoric from North Korea.

Clinton participated in a purification rite and welcoming ceremony at a Shinto shrine to the father of modern Japan, Emperor Meiji. She said its message of “balance and harmony” would set the tone for the Obama administration’s foreign policy, especially in tough economic times.

“No, I don’t think it’s worth $4.5 million. The school is already in a bad position with money and it should be spent in other places.”

-Evan Kleist, computer science sophomore

“I don’t spend any time there, but I think we should use the money on recreation activities for students like the new Recreation Center being built.”

-Michael Alper, business junior

State

SAN JOSE, Calif. (AP) — United Nations officials said a pilot aborted a flight just before takeoff over concern that eagles had struck one of the plane’s engines.

United spokesman Robin Urbanski said Flight 1220 from San Jose to Denver had reached nearly 340 mph on the runway Monday when the pilot called off the flight. Urbanski said the pilot was able to shut down the engine before leaving the ground and returned to the gate without incident.

The flight was scheduled to depart Mineta San Jose International Airport at 7:12 a.m.

LOS ANGELES (AP) — Cal State-Northridge guard Jodi Jenkins was hospitalized Monday after being injured in a weekend car accident.

Jenkins was a passenger in the vehicle whose driver was killed in the single-car accident Saturday night, hours after he scored 19 points in a 77-64 victory over UC Riverside.

The senior from Albuquerque was in stable condition and will remain hospitalized for several more days, the school said in a statement Monday.

“Obviously, we’re thankful that Jodi is alive,” coach Bobby Braswell said. “This is a big blow to our team at this point of the season, but more important he’s alive and we pray that he will have a speedy and full recovery.”

“Do you think the UU Plaza revamp is needed? Why or why not?”

“I think that it’s a lot of money and could be put to use by buying better lab equipment and lowering student fees. I’m against it.”

-Nathan Doles, mechanical engineering junior

“State and College Based Fee Initiative

The Provost and College Deans have submitted a proposal to increase the College-Based Academic Fee. The need for these fees is a result of the severe cuts in State support over the last decade and Cal Poly's desire to continue to offer high quality academic programs and provide students with the classes they need to complete their degrees.

The proposal would bring all students to the same fee level of $362 per quarter for full time students and $181 per quarter for part time students regardless of major or college affiliation effective Fall 2009. The proposal calls for the fees to be increased by another $100 per quarter for full time students ($50 per quarter for part time students) effective Fall 2010 and an additional $100 per quarter for full time students ($50 per quarter for part time students) effective Fall 2011.

The College-Based fees would continue to be used to help meet the needs of the colleges and student fee advisory committees would continue to provide input on the use of the fees.

Three General Open Forums have been scheduled for the purpose of providing an opportunity for students to get additional information about the proposed fee increase. All forums are open to the entire student body regardless of major or college affiliation.

All students will be asked to cast their electronic advisory vote on March 11th and 12th.

College Based Fee Initiative
Leipheimer finishes second in stage

Team Astana rider Lance Armstrong, center, along with Team Columbia-High Road rider George Hincapie, left and Team Colavita/Sutter Home rider Lucas Haedo, right, near San Francisco, Monday.

Lance Armstrong took a spill when he got tangled with a motorcyclist and fell into a pile-up in the overall standings Monday at the Tour of California after a rainy and crash-filled second stage.

Two-time defending champion Levi Leipheimer of Santa Rosa, Calif., became the third different race leader. He emerged fixin a chasing group on the final climb with about 17 miles left before finishing a close second to stage winner Thomas Peterson of North Bend, Wash.

Peterson was victorious in the 115.9-mile SanAdia to Santa Cruz road race in 5 hours, 6 minutes and 20 seconds.

Strong wind and heavy rain hampered the field throughout most of the stage, which crossed the Golden Gate Bridge shortly after the start.

Armstrong, the seven-time Tour de France winner making a comeback after a 341-year retirement, had his mishap about 80 miles into the stage.

"A motorcycle, for the photographer from the race crashed right in front of me," Armstrong said. "Unfortunately, but it could have been worse. I don't feel too bad, hip is a little banged up but overall a great day Levi proved he is the best guy in the race hands down."

"We're going to be listening but we're also going to be asking for more partnerships to come together to try to work with us to handle the problems that none of us can handle alone," Clinton said, mentioning again her top agenda items: climate change and the world financial crisis.

"She did not specifically mention North Korea," quoted.

The Stalinist state's threat to press ahead with test-firing what many neighboring governments believe is a long-range missile, is expected to be at the top of her discussions with Japanese officials on Tuesday, as well as talks later this week in South Korea and China.

Japan, led by a deeply unpopular government grappling with dire economic woes, is particularly wary of being crossed by a nuclear-armed North Korea.

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Where is the line?

sex column

I was with a group of gay friends, the other night and, while they were enjoying cigars and whiskies, I felt the need to contribute some sort of masculine sentiment. So I began to tell a story a friend of mine had told me. That was when the trio relocated to a hot tub. The girls had gotten into it with only their bras and panties, and Tom jumped in nude since he never wears underwear. When Blondie started kissing Tom's neck, he sneaks a glance at the brunette who is taking off her bra. Minutes before the situation turned out to be a porno flick, Tom says, "I'd love to ladies, but I have a girlfriend."

As soon as I revealed my story, antihomosexual outcries of my male audience immediately ensued with disappointment. One guy even claimed that I gave him "verbal blue balls." This reaction caught me off guard, as my initial reaction was that Tom is really a stand up guy. However, deeper thinking made me question why a guy with a girlfriend was texting his ex? I'm sure he knew you're not supposed to make out with a former love over winter break. The question really is what is the line of cheating for your partner? According to a study on sexual infidelity versus deep emotional or love infidelity, men were more sensitive to sexual infidelity, while women were more distressed by deep emotional or love infidelity. Now, this isn't to say there aren't exceptions, nor is this information an excuse to partake in other type of cheating, but it is evidence of the different sensitivities that people have. Obviously, the line of cheating is never clear. Denise Nile is a journalism junior and the Mustang Daily's new sex columnist.
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**COME TO DTB**

TO WATCH EVERY

**UPC FIGHT**

Every Monday, cut out this fridge for the weeks happenings

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Cal Poly needs to use some sustainability strategies

Two weeks ago thousands of students, faculty, staff and community members at Cal Poly Building a Sustainable Economy. The attendance for the three-day event was impressive, but not nearly as significant as the number of people who chose to voice their opinion on what Cal Poly should do to become a more sustainable university.

On Feb. 5, 335 students (and a few faculty and staff) participated in the "What Should Cal Poly Do?" poll, each putting a thumb tack in one of five categories. The results are as follows: require a sustainability general education class (253 votes), ban plastic bags on campus (235 votes), mandate campus wide composting (166 votes), prohibit the sale of plastic water bottles (129 votes) or none of these (12 votes).

What is amazing about these numbers is that 99 percent of students who voted wanted some sort of action. Perhaps the 1 percent who voted for "none of these" believe Cal Poly should do something else besides the four available options. Maybe these votes would rather we non-invasive plant species, waterless urinals or more fair trade clothing on campus. It’s not likely but I hope that is what they were thinking.

In order to increase the number of votes cast were for requiring a sustainability GI, which tells me that students want to learn more about sustainability.

Out of all of the options, the addition of another GI would likely require the most amount of work for a student. Carrying a reusable water bottle and bring or throwing a banana peel in the compost bin instead of the adjacent trash can seems a lot easier to me than taking an additional four units of general education, but the students voted.

So now what do we do? We’ve got this good information that we’ll forward to campus stakeholders who will open up their e-mails today and think, “Wow, cool, these students are really headed in the right direction” then they will hit either archive or delete.

OK, so maybe I exaggerated about how little campus stakeholders care about student opinion polls. The truth is that there are a lot of people upthere that truly do care about sustainability and want to radically transform this campus.

I think not. I am a member of the San Luis Obispo community and the board of our responsibility for a sustainable future do not end at borders of Slack Street or U.S. 101. Cal Poly will require a high level of local planning and cooperation between Cal Poly, the city and San Luis Obispo County.

To accomplish this goal, free key objectives are listed: For example, the first objective is “Develop Sustainability Learning Objectives.” Does that sound strange to anyone else: the objective is to develop objectives? Now, I know strategic plans do not dive into details but I do take issue with some of the objectives or rather lack there of. For example, nowhere is the importance of localization emphasized in this plan.

Chad Worth is an industrial engineering professor and former president of the Engineers Poly Coalition. He encourages everyone to log on and comment on Cal Poly’s Strategic Plan at www.academicaffairs.calpoly.edu/StrategicPlan before March 3.
No ‘right’ answer when it comes to addressing steroids use

Another earth-shattering quake hit baseball last week when New York Yankees third baseman Alex Rodriguez admitted to using ‘roids during his three years as a Texas Ranger.

When the news broke about the alleged juicing, baseball fans’ shoulders fell, mouths gaped and eyes shot open. Most of the damage, however, was to our hearts.

How could we be so naive? Did we really believe that baseball’s "golden boy" could be above the pressure and avoid the alluring substance that boosted the careers of every player around him? (over 100 players tested positive for banned substances in 2003).

In the wake of the Mitchell Report, Rodriguez sat down with Katie Couric on CBS' "60 Minutes" and denied using steroids. He said that his game was so good that he never had any reason to flirt with the idea. We believed him. Why?

Because he's right. With or without steroids, he's the best player in the game right now, not of all time. Even if he's not the easiest guy to get along with in the clubhouse, or the best display of character off the field, he is the guy you want guarding the line and filling your line up. This was the case even before he started doping. That's why the Rangers made him the highest paid athlete ever when they signed him in 2001.

We believed him because he didn't fit the mold of a typical steroids user. His career was on the way up, not on the way down. He was young, not someone knocking on retirement's door. He didn't come out of nowhere like McGwire and Sosa. He didn't bulk up like Bonds. Everything he did seemed to fit with the natural maturation of a ballplayer.

We believed him because we watched him grow up in front of our eyes. We remember him as just a kid on the Seattle Mariners. A kid wouldn't do steroids, right? Especially not a kid mentored by big-kid Ken Griffey Jr., who always gave it an honest-all. Not the in­nocent stopshort with the bright future. Not Alex Rodriguez.

No, not Alex Rodriguez, but A-Rod. With the nickname, came the fame. With that fame, came a lucrative contract. With the contract, came pressure. With the pressure, came insecurity. Doubt crept into his mind and he could never shake the possibility that he may not live up to his hype. With that, came ster­oids. Shortly after, a hero was destroyed.

Once baseball fans got over the shock and the disbelief that comes when a star falls, the debate ensued about what should to be done with A-Rod’s numbers and the numbers of players like him.

Now, this is where it gets messy. There is no right answer. There are only opinions, and no what judgment day brings, there will always be disagreement among fans, players, writers and owners.

Astor pitcher Roy Oswalt thinks that their numbers should be wiped and erased from the record books.

"The ones that have come out and admit­ ted it, and are proven guilty, (their numbers) shouldn't count," Oswalt said. "I've been cheated out of the game."

Oh really? How are we supposed to believe that you haven’t used steroids or that you haven’t cheated using another method? This is the crazy thing about it. We have no idea who hasn’t done it. We know who has, but unless every player in the league falls under a spell that comp­els him to tell the truth, we have no way of knowing who is innocent.

Other people suggest that players like A-Rod and Giants outfielder Barry Bonds were just leveling out the playing field against pitchers like Yankee pitcher Roger Clemens and Braves pitcher John Rocker.

"What was (Rodriguez) supposed to say? My rivals may be chemically enhancing their performances, but that's just a dis­advantage I must live with? Zev Chafets wrote in a column published in the Los Angeles Times.

"Some even believe that steroids can only do so much and say that the numbers should stand. They serve one purpose and one purpose only: to make people stronger. They don’t make a swing more compact or change its fluidity."

Another argument is that some of the most beloved players in the his­tory of the game have been guilty of cheating and their numbers have stood. So should the players of today. For instance, Babe Ruth, the face of baseball, was caught using a corked bat during his playing days. Hall of Fame pitcher Gaylord Perry was accused of using a spitball through­out his career and has found his place in Coop­erstown. The point being, precedent was set and baseball can't treat one group of players different than the other.

Then there's the compromise that comes in the form of the infamous "asterisk." This calls for baseball to put an asterisk next to every known user's statistics. Although this seems like a good idea on its face, is it really a fair op­tion?

Like I said before, there is no way of knowing who did it right. By placing the mark of shame on a user's statistics, we let other un­known users off the hook. Based off that logic, I really don’t think the asterisk should be used.

I believe that the numbers should be left alone. There will be enough stories told from generation to generation that all future baseball fans will know that A-Rod and Bonds used ster­oids. This way we leave it up to the people to decide on their own what the numbers stand for.

— Pete Porney
Response to "Video: Speaker comes ready to explain, defend Scientology"

Most religions readily give away their scriptures to interested parties (note campy old men passing out Bibles in the University Union). Why would someone need to pay exorbitant fees to become a more devout follower? I would like to see this question answered sufficiently before I can recognize Scientology as anything more than a Ponzi scheme.

— Jacob
Response to "Video: Speaker comes ready to explain, defend Scientology"

The cult is indefensible. The only way it could ever be defended is through the lack of knowledge of the university students or the compl­iance of the hosts.

— Pete Porney
Response to "Video: Speaker comes ready to explain, defend Scientology"

We should be free to criticize every­one's belief system, be it political, be it religious. Without criticism there is no evolution and no improve­ment.

Why should an organization have special rights and be immune against criticism, just because it calls itself "religious"?

Why should any organization be tax exempt, just because it is religious? "Religious freedom" is being used as a bad excuse for the inability of people to defend their weak, irration­al belief system with strong argu­ments.

— Anonymous
Response to "Video: Speaker comes ready to explain, defend Scientology"

What's next? Stake-oil salesman in­vited on campus? Demonstrations of divination through entrails? KKK recruiters given a lecture theater and an overhead projector? On the other hand, I guess it might be beneficial for students to see a sadly deduced man up close.

— Anonymous
Response to "Video: Speaker comes ready to explain, defend Scientology"

NOTE: The Mustang Daily features select comments that are written in re­sponse to articles posted online. Though not all the responses are printed, the Mustang Daily prints comments that are coherent and foster intelligent discus­sion on a given subject.
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GIRLS & SPORTS
by Justin Borus and Andrew Feinstein

I HAVEN'T BEEN ON A FIRST DATE FOR YEARS

 WHEN SHOULD I KISS HER?

KISS HER? YOU CAN DO BETTER THAN THAT!

GIRLS THESE DAYS ARE A LOT MORE PROPOSED ON FIRST DATES

OH SO I'VE HEARD

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Puzzles

**SuDoKu** by Puzzlematic

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**Magic Square**

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**Sudoku**

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**Announcements**

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**Pop Culture Shock Therapy** by Doug Bratton

...AND A PINCH OF BIZ MARKIE! VOILÀ!

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**Share lips** nytimes com/wordplay.

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Online subscriptions: Today’s puzzle and more than 2,000 past puzzles, nytimes.com/crosswords. $5-$15 per survey. GetPaidTo.com

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**Leadership Office. More info** by Doug Bratton and Andrew Feinstein

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**Help Wanted**

Big Brothers Big Sisters of SLO

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Round-up  
continued from page 12

being outscored by 22 points in the second half and handing the Gauchos a 55-53 victory. "This one hurts a lot more, because it was right there," McBride said. "Whereas the other one, we let go and lost by ten, this one we thought the whole time we were going to win."

The Mustangs will have to wait until their next game at University of the Pacific to try to get their 16th win, which will ensure their first winning season since 1991-92.

Anton Peterlin, shown warming up since 1961-62.

"Ibis one hurts a lot more, because it was right there," McBride said. "Whereas the other one, we let go and lost by ten, this one we thought the whole time we were going to win."

Kyle Smith  
Visalia, CA  
www.mustangdaily.net  
Sports designer: Kate Nickerson  

F ORMER CAL POLY men's soccer midfielder Anton Peterlin made his Major League Soccer debut on Saturday at Alex G. Spanos Stadium in his San Jose Earthquakes defeated two-time league champion Houston Dynamo 2-0 in the MLS Central Coast Showcase.

Peterlin entered the game in the 86th minute with his team leading 2-0 at the delight of the 1,507 fans in attendance.

He last played at Alex G. Spanos Stadium as a senior for Cal Poly last year, helping lead the Mustangs to their first NCAA Division I Tournament victory in team history. He was named an NSCAA All-Far West Region selection.

Cam Weaver opened the scoring for San Jose in the 62nd minute, scoring the first goal against Houston this season.

Ryan Johnson, who scored twice during action on Friday and assisted on Weaver's goal, added the final touch for the Earthquakes as he scored unassisted just seven minutes later.

men's tennis

NO. 50 SAN DIEGO 6,  
CAL POLY 1

The Torres (3-3) took five of six singles matches and two of three doubles matches to defeat the Mustangs (3-4) on Saturday in San Diego.

Sophomore Blake Wardman defeated Nib Schrie 6-4, 6-2 to claim Cal Poly's only singles victory and assisted on Weaver's goal, added the final touch for the Earthquakes as he scored unassisted just seven minutes later.

women's tennis

UC SANTA BARBARA 68,  
CAL POLY 66

UC Santa Barbara forward Chris Devine hit two free throws with seven seconds remaining to give the Gauchos a huge Big West Conference win on Saturday night in the Thunderdome.

With the win, UC Santa Barbara (10-13, 4-7) holds the tiebreaker for the eighth and final Big West Tournament spot having won both head-to-head meetings this season.

The Mustangs started strong, leading 8-4 more than five minutes into the game. The Gauchos did not earn their first points until a Devine jump shot with 14:21 remaining in the half.

Cal Poly would build its largest advantage of 12 points, leading 24-12 with seven minutes remaining in the opening half.

UC Santa Barbara would not take their first lead of the game until the 17:12 mark of the second half on a layup by forward Jamierra James.

The Mustangs would cling to a slim lead for most of the second half. The Gauchos tied the game with 47 seconds remaining on a jumper by guard Paul Romer.

After the Devine free throws, Mustangs' junior guard Lorenzo Kecel would miss a 3-point attempt at the buzzer to give UC Santa Barbara the victory.

Senior guard Chaz Thomas and Kecel led Cal Poly with 17 points apiece. Senior forward Tinashe Shelton had a solid all-around game, contributing nine points, six rebounds, two assists and two blocks for the Mustangs.

Devine led all scorers with 29 points on 10-of-16 shooting. He also grabbed five rebounds and added four assists.

The Mustangs return to Mont Gym to begin a season-ending six-game homestand at 7 p.m. Wednesday when they face UC Davis.

FOOTBALL

NO. 70 CAL POLY 6,  
LMU 1

The Mustangs (3-1) swept doubles and won four of six singles matches en route to a dominating victory over Loyola Marymount (0-2) on Saturday.

With normal No. 1 singles player Sunju Matenauer ill, junior Brittany Blalock, fresh off a convincing 8-1 win at No. 1 doubles with partner Steffi Wong, did win over the top singles spot and won a 2-6, 6-1, 6-3 decision over LMU's Tina Razofink.

Also moving up a slot was 120th ranked Maria Malec, who took a 6-4, 7-6 (3) decision over Jane Pringle at No. 2 singles.

Cal Poly was set to return to action this morning, but rain forced a cancellation in Santa Barbara. The deal will be made up at noon Friday when they take on the Gauchos.

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SC sheriff: No pot charge for Phelps after photo

Seanna Addox
SPECIAL FOR MUSTANG DAILY

COLUMBIA, S.C. — A South Carolina sheriff said Monday he was not going to charge swimmer Michael Phelps after a photo of the 14-time gold medalist showed him smoking from a marijuana pipe.

Richland County Sheriff Leon Lott said he couldn’t ignore the photo but defended his investigation.

“Michael Phelps is truly an American hero ... but even with his star status, he is still obligated to obey the laws of our state,” Lott said.

The photo showed Phelps smoking from a marijuana pipe at a party in November when he visited the University of South Carolina.

Phelps has called his judgment bad and said he would learn from his mistake.

USA swimming suspended Phelps for three months in the wake of the photos and Kellogg Co. said it would not renew its endorsement deal with him.

The photo surfaced in a British newspaper, News of the World, on Feb. 1. The swimmer, who won a record eight gold medals at the Beijing Games, did not dispute its authenticity.

News of the World said Phelps had 10 rebounds on the night, giving the Mustangs two double-double performances in back-to-back games (Harrison went for 18 points and 10 rebounds against Cal State Fullerton).

McBride shot 6-of-10 from beyond the arc, but no 3-pointer she made was bigger than the sixth. With 45 seconds left to play in the game, she put Cal Poly within two points. The Mustangs fell to the Gauchos this season by a 63-62 margin.

However, the Mustangs responded.

In what proved to be a back-and-forth scoring affair with nine lead changes, the Mustangs (15-8, 7-4 Big West Conference) came within a 3-point shot of claiming the victory over the first place Gauchos (16-7, 11-4).

Despite being down 59-51 with less than two minutes left to play, the Mustangs battled back into the game behind senior guard Lisa McBride and senior forward Megan Harrison, both of whom had 18 points.

Phelps also had 10 rebounds on the night, giving the Mustangs two double-double performances in back-to-back games (Harrison went for 18 points and 10 rebounds against Cal State Fullerton).

The Mustangs responded. Harrison came through with a momentous 3-point play that brought theGauchos lead shrunk to 63-62 with 20 seconds remaining.

Cal Poly fouled on the next play, putting Gauchos freshman guard Emily Johnson to the free-throw line. The plan worked as Johnson only converted one of the two freebies, giving the Mustangs an opportunity to win the game with a final shot.

Of course, the plan was to go to the but half the way as McBride was fighting to get open as the ball was brought up the court. She erred the defense to find her spot in the corner and the ball was thrown her way. She caught and fired, but the shot fell just short, hitting the front of the rim. The Gauchos swarmed to the ball and controlled it with seven seconds remaining, securing the victory.

“We were heartbroken,” Harrison said of the mood in the locker room following the game. “We tried so hard and it’s so frustrating when you give everything that have for it. We fought. You have to give it to us for that. Lisa’s shot was amazing. We all thought it was it in and I’m so happy that she was the one to take the shot at the end of the game.”

With all the shots that McBride made, none of them will be remembered more by the player than the shot that didn’t fall. However, she will try to forget about it, she said. “I felt good and I should have followed my shot, because it came right back to where I was standing, but I can’t remember the last shot that everyone is going to,” McBride explained.

The 1,737 in attendance provided the largest crowd to ever witness a home women’s basketball game in school history. They were treated to a close contest that would see neither team lead by double-digits.

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