ASI Elections campaign investigation underway

Mustang Daily Staff Report

Associated Students Inc. (ASI) officials have investigated allegations surrounding "dirty campaigning" during the recent ASI Elections.

The investigation began after complaints were filed against two un-named candidates campaigning for the ASI Board of Directors seats in the College of Liberal Arts. The allegations included campaigning while wearing an ASI shirt, soliciting door-to-door in resident halls and distributing candy during election days.

ASI Elections chair Kelsey Rice said the committee met with individuals on both sides of the controversy to investigate the allegations and develop consensus among those involved. It unanimously decided to withhold the filing fee of the accused candidate because it was said wearing an ASI-affiliated shirt while campaigning is a clear violation of the ASI Elections code and ASI personnel policy.

The other allegations were validated through written verification and are considered dropped as complaints.

"I think there are always issues with campaigning, but we do make a good effort to address all the rules," Rice said. "I appreciate them bringing it to our attention and this is a lesson both for the campus and future ASI candidates."

Jessica Barba contributed to this report.

Kinesiology and engineering students produce kayak for disabled paddlers

Anthony Pannone

A first of its kind, the Adapted Paddling Launch Vehicle, designed to give people with disabilities a more enjoyable kayaking experience, was tested in Morro Bay on Sunday. The vehicle was produced by a collaboration between the kinesiology and engineering departments.

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WASHINGTON — The Supreme Court set a potential blueprint Monday for upholding the recently created health care reform law and its mandate that all Americans have insurance, saying Congress has a "broad authority" to pass laws that are "rationaliy related" to its constitutional aims.

The Constitution not only gives Congress the power to regulate interstate commerce, the justices said, but also the authority to enact all laws that are "necessary and proper" to carrying out that authority.

The "choice of means" for carrying out its aims is left "primarily ... to the judgment of Congress," said Justice Stephen G. Breyer in U.S. v. Comstock.

The ruling arose from a constitutional challenge to one of the health care mandate, but to the federal authority to hold sex offenders after they had served their prison terms. Thirteen years ago, the court upheld similar state laws, so the dispute involved only the reach of federal power.

Last year, a federal appeals court in Virginia struck down the law that authorized federal prisons to hold sex criminals who are deemed to be dangerous. It said Congress "had exceeded its authority" in passing this part of the Adam Walsh Child Protection and Safety Act of 2006.

It was the first clear test of federal power, with ObamaCare, to order individuals to buy health care from private senders.

Only Justices Clarence Thomas and Antonin Scalia set out the small-government theory of congressional power that has been voiced by those challenging the constitutionality of the health care mandate. Thomas said Congress has only the "powers enumerated in the Constitution," and holding prisoners beyond their term goes beyond a specific enumerated power, he said.

Breyer also rejected the notion that such prison terms invade the sovereign domain of the states — a complaint voiced in this case and in the dispute over health care. It is true the 10th Amendment limits "powers not delegated to the United States," Breyer said. If Congress has a delegated power, such as to set interstate commerce, it may regulate in a way that infringes on the state's authority, he said.


Justice Anthony M. Kennedy and Samuel A. Alito Jr. agreed with the outcome, but both said they took issue with parts of Breyer's broad statement of congressional powers.

Roger Pilon, vice president of the libertarian Cato Institute and a critic of the health care law, called Breyer's opinion "a breathtaking expansion of federal power. It could pave the way for the court to find that Congress has the power, with ObamaCare, to order individuals to buy health care from private senders."

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State
SAN LUIS OBISPO (MCT) — California Coastal Commission members agreed 8-1 Thursday that the Army Corps of Engineers' plan to punch temporary test wells into a Cambria beach, a crucial step toward installing a desalination plant at another location, is consistent with federal and state coastal regulations and can proceed.

Test results are expected to determine if the Cambria Community Services District can draw enough seawater from under the shore near Shumel Park to supply a desalination facility.

LOS ANGELES (MCT) — A Chino Hills man who brought six guns to test fire at Bass Pro Shops accidentally shot a woman in the buttcks inside the store Sunday.

The 32-year-old man, whose name wasn't released, was checking the weapons at the front desk when he noticed one of the guns had the hammercocked. He reached for the .45-caliber weapon and fired. The man told deputies he came to the store to practice firing his weapons in the store's upstairs firing range. Customers who bring weapons to the store are required to check them in at the front desk, where an employee places the firearm in a metal box to make sure it's not loaded.

National
ARIZONA (MCT) — A coalition of civil rights groups on Monday filed a sweeping lawsuit against Arizona's controversial law that requires local police to enforce federal immigration regulations, hoping to stop the state law before it goes into effect in July.

The suit argues that the law will essentially require police to racially profile and that it violates several constitutional provisions, including the First and Fourth amendments.

The groups also contend it is an illegal attempt for a state to regulate immigration, a federal matter.

WASHINGTON (MCT) — Federal prosecutors on Monday asked the judge presiding over the trial of former Illinois Gov. Rod Blagojevich for permission to tell jurors about the prosecution of others in the case, including fundraisers Anton "Tony" Rezko and Christopher Kelly.

The government argued in its motion that the jury should know how the investigation progressed because of the behavior of Blagojevich and others.

U.S. District Judge James Zagel, who is presiding over the trial, told members of the media that the identities of jurors will be kept secret until after a verdict.

International
CUBA (MCT) — The first full military commission hearings here since Barack Obama became president and pledged to deliver transparency were no more open than the court process had been under President George W. Bush, critics say.

The hearings on Canadian Omar Khadr's claim of abuse opened with a new rule book and closed with the Pentagon bashing four veteran reporters. One of the witnesses was subpoenaed in secret, six testified under pseudonyms and security officers closed the court to screen a video that's available on YouTube.

LONDON (MCT) — London's two main airports as well as Amsterdam's primary airport, Schiphol, re-opened Monday as volcanic ash looked set to ground 1,000 flights in Europe.

The ash cloud from Iceland's Eyjafjallajokull volcano continues to menace the skies of Europe, and on Monday two key airports in Holland and several in the U.K. were shut. By afternoon, only the remote Orkney and Shetland Islands airports remain closed, according to the U.K.'s National Air Traffic Service.

Stricter restrictions that prevented flights from arriving at London Gatwick also have been lifted.

Kayak
continued from page 1

to have a new piece of equipment available. Seeing the program grow in the last couple of years has been nice, he said.

"For me, it's a way to get out and have some fun, meet a few people and learn more about the kayak experience," he said.

The entire team basked in revela­ tion as the fog lifted — but didn't suc­ cessfully in dampening their spirits.

"It was nice to break out and get to know other students," Field said. "You get to stick in your major and in your mindset, that it was nice to meet mechanical engineers and hear their thoughts on stuff. It was fun to learn so much about engineering."

Mechanical engineering senior Matthew Resendez said it was "pretty awesome" to see something that started on paper as a design come to life.

"All our classes have been design, design and that's it. So, we actually got to design, then build," he said.

Although the day's success hinged on the functionality of the launch vehicle, the umbrella under which the paddling program operates, Activity 4 All, has been successful since its beginnings.

Funded by the Christopher Reeve Foundation, Activity 4 All has delivered adapted physical activity programs to the community for 11 years through the kinesiology department as part of the Cal Poly Science & Translational Research in Diet and Exercise (STRIDE) initiative.

STRIDE researches how activity programs work, why they work and how they can be improved.

"STRIDE is making the charge to look at activity across the lifespan, and Activity 4 All is making sure that we're taking people with disabilities with us," Taylor said.

The project is funded by a $125,000 National Science Foundation grant. Paddling program director and kinesiology graduate student Jackie Salomon said donations from the community help keep the program afloat. The program is one-of-a-kind in the United States, and participants' disabilities range from low-vision to quadriplegia.

"We've had participants who have no mobility at all and we can still adapt the kayak so they can come paddling with us in Morro Bay," she said.

She added that her life has changed for the better since becoming involved in the program.

"It opened my eyes and showed me that there is really no disability, just that maybe they need a little help to do something, a little more assistance. When you see us out on the water, you can't tell who has a disability and who doesn't. Everyone looks the same, so that's really cool," she said.

Randi Osinek, the fiancee of pro­ gram participant Matt Bausch, said she appreciates what Cal Poly does for the community because opportunities like this for people with dis­ abilities are important.

"I think it's fabulous," she said. "I don't think people with disabili­ ties get enough opportunity to be able to live life to the fullest, and this couldn't be a better program in the world."
Supreme Court limits life sentences without parole for juveniles

David G. Savage
THE WASHINGTON BUREAU
WASHINGTON — The Supreme Court for the first time on Monday put a strict constitutional limit on prison terms, ruling it is cruel and unusual punishment to send a young criminal to prison for life with no chance for parole for a crime that does not involve murder.

The ruling is the second in recent years to greatly expand the constitutional protections for juveniles. And once again, the justices, in the majority said they agreed with international critics who say the United States is out of step with the rest of the world when it comes to decent treatment for the young.

There has been a "global consensus" among all nations but the United States that juvenile criminals should not be locked up for life with no chance to rehabilitate themselves, said Justice Anthony M. Kennedy.

"From a moral standpoint, it would be misguided to equate the failings of a minor with those of an adult," he wrote, quoting his opinion five years ago that rejected the death penalty for under-age murderers.

That ruling in 2005 spared several dozen young murderers from a possible execution. Monday's ruling gives new hope — but no guarantee of release — to at least 129 prisoners nationwide who were given life terms for crimes such as robbery or assault that took place before they were 18 years old.

Because juveniles are not fully mature, Kennedy said, they do not deserve the same harsh punishment as adults who commit the same crimes.

Kennedy has been sharply criticized by conservatives in Congress for citing international legal norms. They said the interpretation of the U.S. Constitution should be unaffected by foreign views.

Undaunted, however, Kennedy said again on Monday that the "judgment of the world's nations" deserves to be considered when U.S. judges decide what is cruel and unusual punishment. These international norms are not "binding or controlling," he said, but they "can provide respected and significant confirmation for our own conclusions."

The ruling came in the case of Terrance Graham, who pled guilty at age 16 to taking part in the armed robbery of a barbecue restaurant. A year later, he was arrested for a home-invasion robbery.

The judge, acting on a Florida law that allowed juveniles to be treated as adults, gave him a term of life in prison with no chance for parole.

Justices John Paul Stevens, Ruth Bader Ginsburg, Stephen G. Breyer and Sonia Sotomayor agreed with Kennedy that such a life term for a young offender is always unconstitutional. Young criminals may be locked up for years, but they deserve "some realistic opportunity" to seek their release, they said in Graham v. Florida.

This struck down the laws in 37 states, including California, which permit such life sentences with no parole.

Chief Justice John G. Roberts Jr. agreed that Graham's sentence would be misguided to equate the failings of a minor with those of an adult.

From a moral standpoint, it would be misguided to equate the failings of a minor with those of an adult.

— Anthony M. Kennedy

The dissenters — Justices Clarence Thomas, Antonin Scalia and Samuel A. Alito Jr. — said the court should not impose "its own idiosyncratic moral views" that these life prison terms are cruel and unusual punishment. Thomas said the justices should let states set the proper prison terms for criminals.

Until the 1970s, juvenile offenders were treated differently than adult criminals. They were brought before juvenile courts, given shorter sentences and kept in separate facilities.

The second case involved Joe Sullivan who was sentenced to life in prison for rape when he was 13. While the court did not decide his case, its opinion in Graham's case will give him a new sentencing hearing, his lawyers said.

Among the 129 prisoners directly affected by Monday's ruling, 77 are in Florida. The other 10 states which have at least a few such prisoners are California, Delaware, Iowa, Louisiana, Mississippi, Nebraska, Nevada, Oklahoma, South Carolina and Virginia.

In the past, the Constitution's ban on cruel and unusual punishment has been used mostly to limit use of the death penalty. The justices have been wary of limiting prison terms.

In the Florida case, Kennedy said it was a mistake to close the prison doors forever on a teenager. If Terrance Graham's sentence was affirmed, it would mean "he will die in prison without any meaningful opportunity to obtain release, no matter what he might do to demonstrate that the bad acts he committed as a teenager are not representative of his true character, even if he spends the next half century attempting to atone for his crimes and learn from his mistakes."

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We've got plenty of distractions.
ASI to host Casino Night in Chumash

Patrick Leiva

In an attempt to replicate the thrill of Las Vegas, Associated Students Inc. (ASI) will host their first ever casino night on Thursday, May 20 in the Chumash Auditorium. Presented by Late Night with ASI, the night aims to serve as an educational experience about the dangers of gambling.

Courtney Serafin, ASI special events student supervisor, planned the event after successful nights such as poker and bingo earlier in the year. Serafin said the popularity of gaming among college students led her to offer something similar to the students at Cal Poly.

She said the event is more flexible than other events that ASI has put on, since people can leave at any point during the evening.

“It's definitely going to be an open, welcoming environment,” Serafin said. “With Casino Night; it's come as you please, which gives the students a lot more freedom to be part of an ASI event without having to commit their time to the entire night.”

Upon entering the auditorium, everyone in attendance will receive the same amount of chips and one raffle ticket. Serafin said students can then try to win as many chips as possible to gain more raffle tickets, which can be exchanged for prizes. She said prizes will be given out every 15 minutes throughout the evening.

With the end of the quarter in sight, the casino night gives students one last opportunity to get out and meet some new people. Dana Matteson, who serves as ASI Events student manager, said the casino night is designed to bring all students together in an effort to replicate the 'Week of Welcome setting.'

“I think our focus for most of our events is for students to make new friends and allow them an outlet to interact with others,” Matteson said. The event is aimed at the more than 6,000 students who live on campus and provides them with alternative activities to drinking. Also, the event's timing is helpful in that it provides students with an opportunity to enjoy an entertaining night before finals begin, Matteson said.

“This is a way for students to relax on a Thursday night and not worry about tests or homework,” Matteson said. “They can enjoy some pure entertainment and release some of their stresses before the end of the year.”

Games will include blackjack, poker, roulette, craps, and horse racing. Providing the equipment for the gaming is Admark Productions, a Chicago-area business. Mark Shafei, the company's founder, said he brings along educational material with his equipment to help people learn more about the dangers of gaming. He will fly out on his own dime to help train the dealers and educate them as well.

“I educate people about safe gambling and gambling addiction,” Shafei said. “I tell them about the odds and pitfalls that people normally make, so hopefully the light bulb will go on for college students so they won't make those mistakes.”

Shafei was involved in higher education for 14 years, working in student life and student affairs at the University of Illinois. Shafei said his business helps serve as an educational experience for something similar to the students during the evening.

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One of the best ways to protect yourself from an STI is to be able to trust the person you're having sex with. Luckily, trust is one of the many benefits of being in a long-term, committed relationship, and if both people are monogamous, there is very little chance of either person catching anything surprising.

However, for heterosexual couples, there is another way sex can surprise you. Sometimes it's a pleasant surprise, but it also has the potential to ruin your life. I am talking, of course, about making another human being.

All of the techniques you use to protect yourself from STIs can be used to protect yourself from being a mother or father as well. But if you and your partner are stable and not worried about STIs, there are at least three methods that may prevent any sperm from getting near an egg, without requiring you to spend a dime.

The most effective of these three methods scarcely counts as a birth-control method at all, since it requires the woman to already have her period, and provides no protection against other infections. However, since it is impossible to use birth control to prevent any pregnancies at all, couples usually use other methods.

One method that is considerably easier to use is the fertility awareness, or "rhythm" method. The secret behind this method is that a woman can only become pregnant if an egg is present at the time of sex. This is only true for a few days after ovulation, so if sex is avoided or protected with a barrier device on those days, pregnancy should be nearly impossible.

The difficult part of this method is determining which days are safe, since there are no obvious signs when a woman ovulates. It is marked by a slight change in body temperature and a change in the consistency of the mucous discharged by the cervix, and if these are recorded every day, the day of ovulation may be obvious.

However, it is much simpler to record which day menstruation begins, as ovulation usually occurs fourteen days before that date. If every woman had a 28-day menstrual cycle, the method would be easy. Since this isn't true, it is important that the cycle length is known, so that the date of ovulation can be predicted.

If a woman's cycle is irregular, such as with many teenagers, then the rhythm method is probably not accurate enough to be effective.

Even less effective is the third method, withdrawal or "coitus interruptus," in which ejaculation does not occur within the vagina. This theoretically prevents any sperm from entering the uterus, but not only are sperm present in precum, which is emitted well before ejaculation, but the method is incredibly dependent on the self-control of the man. If he doesn't withdraw in time, and hundreds of nerves in a man's body try to prevent him from doing so, then the method is not effective in the slightest.

These methods are risky. There is no latex or polyurethane protecting the egg from sperm and no protection from STIs at all. Also, lactation is largely impractical, and withdrawal is prone to error. However, for people in relationships where STIs are not a worry, but pregnancy is, fertility awareness can be an inexpensive and simple solution to their quandary.

Anatomy Rosi is a biologist sciences junior and Mustang Daily sex columnist.

Fertility Awareness: How to prevent pregnancy for free
Pop star Ke$ha says she's a 'serious artist and songwriter'

Jon Bream

Ke$ha arrives at the 11th Annual NRJ Music Awards 2010 held at the Palais des Festivals in Cannes, France, Jan. 23. Ke$ha mutes sacchar, a tongue-in-cheek and lead singer of ZZ Top.
Summ er box-office numbers expected to skyrocket

Ben Fritz and John Horn

LOS ANGELES — Hollywood loves to boast about setting box office "re­ cords," but with the summer popcorn movie season now under way, movie studies may have to rely on a new tac­ tic — skyrocketing 3-D ticket prices — to make big claims this year. Domestic box-office revenue from January through April was up 9 per­ cent from 2009 to $3.4 billion, but the number of people who went to the movies was virtually flat com­ pared with a year ago. The reason for the gap: surcharges of more than $3 on 3-D movies like "Avatar" and "Al­ ien in Wonderland." Pull those surcharges out of the calculation, research by Lizard Capit­ al Markets showed, and this year's box office increase would evaporate. "You're getting a very big lift at the box office from 3-D and you'll really see it in the summer movie season too, but after that you have to assume you're going to see much less of a lift," said Burton Crockett, an analyst at Lazard. The release of "Iron Man 2" marked the start of the summer mov­ ie season, when the studios generate 40 percent of their theatrical revenue from a slew of big-budget produc­ tions. This year's summer is more im­ portant than ever because plun­ mering DVD revenue means box office is playing a bigger part in the equation for studios trying to earn a profit on films that frequently cost more than $200 million to produce and mar­ ket. The big question is whether the upcoming summer movie slate will generate real growth or if Hollywood is just riding a bubble of rising ticket prices that will pop by the end of 2010 when 3-D will no longer be a novelty to most filmgoers. Rob Friedman, chief executive of Summit Entertainment, the studio behind the "Twilight" franchise, said that the current trend of audiences flocking to one 3-D movie after an­ other can't last. "They will start se­ lecting on content," he said. "That's the thing that always drives movie­ going." For the moment, a boost in reve­ nue from 3-D surcharges is one of the few sure things about an uncer­ tain summer for Hollywood. Despite the industry's obsession with exploiting recognizable brands, only five films come out before Labor Day are sequels or spinoffs to recent hits, compared with seven last year. After "Iron Man 2," "Shrek Forever After," "Toy Story 3," "Sex and the City 2" and "The Twilight Saga: Eclipse," the prospects for other sum­ mer pictures are far from certain. "This summer you have more movies with a chance to be surprise runaway hits, but you don't have the same number of absolute guaranteed hits as in previous summers," said Vincent Bruzzone, president of the mo­ tion picture division for OTX, which surveys moviegoers for the studios. Among the rest of the season's films are several pricey pictures not based on earlier big-screen hits, including a new version of "Robin Hood" starring Russell Crowe, the video game adap­ tation "Prince of Persia: The Sands of Time," and the brainy Leonardo Di­ Caprio thriller "Inception." In 2009, box office revenue surged past $10 billion for the first time and attendance hit its highest level since 2004 as recession-battered consumers turned to films as a relatively inex­ pensive form of entertainment. This summer six 3-D movies will be released in theaters, twice as many as in 2009. Two of those, the "Shrek" and "Toy Story" sequels, are widely expected to be among the most suc­ cessful of the season. After those films come out in May and June, however, the industry will be testing whether there can be too much of a good thing. In a period of six weeks starting in early July, four 3-D films will be released on top of each other, including the animated film "Despicable Me" and the teen dance sequel "Step Up 3-D." "Our customers have really decid­ ed that 3-D is a better experience and are willing to pay for it," said Tom Stephenson, chief executive of theater chain Rare Motion Pictures. "But one of the reasons you pay more to eat at a great steakhouse rather than McDon­ald's is because the food is better. We have to be very careful not to kill the golden goose." So far there's no sign that audienc­ es are being discriminating. The four 3-D films that have played in 2010 — "Avatar," "Alice," "How to Train Your Dragon" and "Clash of the Ti­ rants" — have been the four highest- grossing movies of the year. In the case of "Clash," there has been little evidence that audiences share critics' negative opinion of the quality of the movie's last-minute 3-D conversion.

Casino

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"It's a great program to offer stu­ dents some fun with a quiet educa­ tional aspect, since if you did it as a lecture, nobody would show up," he said.
Shaffer said his message can edu­ cate college kids who have not had the experiences of the casino so that their first time in an actual casino will not cost them. Also, he said he hopes he can make a difference in someone's life, since anybody can make mistakes with gambling, which could be very costly. The event will be the first one that Shaffer has done in California and is the first time that he has ever shipped any of his equipment. He said he expected to be among the most suc­ cessful of the season.

So far there's no sign that audienc­ es are being discriminating. The four 3-D films that have played in 2010 — "Avatar," "Alice," "How to Train Your Dragon" and "Clash of the Ti­ rants" — have been the four highest- grossing movies of the year. In the case of "Clash," there has been little evidence that audiences share critics' negative opinion of the quality of the movie's last-minute 3-D conversion.

Casino

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Excited for the event and that every new school presents a new challenge for him. "I've never been out there to San Luis Obispo, so it's kind of a new horizon for me," Shaffer said. "If this works out, then maybe it could turn into an annual event and continue to build a relationship with Cal Poly." As this is a first-time event, Serafi said she is excited to see everything come together and how the night will progress. She said A.S. Events wanted to plan something to wind down the year for the students. "I'm just excited to bring some­ thing new to campus and see how the students will react to it," Serafi said. The event will begin at 8 p.m. and last until 11 p.m. Complimentary food and beverages will be provided. Admission is free for all students with their Cal Poly ID.
Ted Turner once said, “The world and life have been mightily good to me. And I want to put something back.”

California Polytechnic State University has “been mightily good” to tens of thousands of students throughout the decades, and the Student Philanthropy Council (SPC) is reminding us all to put something back. SPC is a student-led effort created to develop a culture of philanthropy among Cal Poly students and to promote an appreciation of the impact that private donations make.

Cal Poly SPC was conceived in April 2008 by the Foundation Board. Since then, the foundation has “taken back” the senior class gift, and is holding the first ever, Days of Philanthropy, May 18 to 20.

Days of Philanthropy is an opportunity for students to realize and appreciate that Cal Poly would not be what it is without donors’ philanthropic efforts.

“We hope to bring new value and appreciation to the degrees that we earn, instill a sense of community inspired by giving and encourage students to find ways to thank these donors through service to each other and the community,” said Evan LeBlanc, vice president of the Student Philanthropy Council.

During the three-day event, students will be educated about the philanthropy on campus with signs posted at donated buildings, putting a face and story behind the charitable walls. Students will be encouraged to voice their views of philanthropy at a display on Dexter Lawn, and the SPC will provide information on ways to get involved with philanthropy, through campus community services and programs.

“This is an opportunity we hope will be an annual event. As for what we will do in the future, we will have to see how students respond to this year’s event and tailor subsequent programs to suit. The plan is to think big,” LeBlanc said.

A forgotten custom which the SPC has brought back to life is the giving of a senior class gift. The SPC re-established this tradition in 2009 by raising enough funds to purchase a bike rack that now rests next to Campus Market. After polling seniors through e-mail, the 2010 graduating class decided to give a scholarship as their senior class gift.

“Our hopes are for the senior class donations to grow each year so that we can provide our future students with even more resources than we have,” SPC President Sarah Storelli said.

Before 2009, the last time a senior class tried to give a gift was in 2001. Funds were raised for a fountain to be built in the University Union, but not enough money was raised for the project. The fountain was never built and the funds have been discovered by SPC—they are ready to move the process of being directed to a scholarship endowment. The plan is to start a scholarship by fall 2012.

“Not only can graduating seniors donate but also parents, friends, alumni, undergraduates, graduates and students that love Cal Poly,” Storelli said.

If you are interested in joining the SPC or making a donation, check out this website www.spc.calpoly.edu.

Brett Edwards is an environmental management and protection freshman and Mustang Daily guest columnist.

If it was indeed a private event that was not part of the club then it is their prerogative to exclude who they want. Doesn’t mean we have to like it but banning something because of “tolerance” is just idiotic. If it is found that Vieira don’t know me at all. Of course I am, because all agricultural majors are the same. We are all cut from the same cloth. All however—many thousands of us.

I agree that Cal Poly rules must be followed when a chartered club posts information on the web, or conducts any activity. However, it’s important to understand that you cannot force anyone to truly like or accept anyone else. You can tell them they legally must accept others, but you can’t change someone’s heart—that is outside your bounds.

After studying religious theology and ethics at the University of California, Berkeley, Catholicism, Protestant Christianity, Hinduism, Buddhism, Jainism, Daoism, Confucianism and Islam at Cal Poly and attending related services and lectures on my own, I now realize the “tolerance” to one person does not mean “tolerance” to another person, and opinions on gender, sexual orientation, people you believe are different than you, people you believe are similar to you, and every belief or opinion you have regarding yourself or another is based on something. Nothing we say or do is a completely independent thought. We are shaped by the things and people around us.

Therefore, the background to the issue is clear. The dates only seem from something. You might not agree with the reasoning or the wording, but you cannot force someone else to accept who you are or what you stand for.

I know this because some people didn’t like me because I didn’t look like them, or worship like them, or vote like them. They tell me I was wrong, and I should be more accepting, or less accepting, or accepting nothing or accepting all.

But approach each critique with dignity and maturity. You might not agree with their words, but I am, in this world, an individual in a larger community.

I do not think a Cal Poly club should engage in an activity that may lead the University to drop their charter.

I think an individual has the right to speech. I think an individual within an organization must be careful what they say, they might be the leader of a nonprofit organization and the community sponsoring it.

But I do not think all major gifts are the same, and I do not think this Facebook page event reflects the opinions of all the students studying within the College of Agriculture, Food and Environmental Sciences.

Perhaps the best solution to this issue would be to educate the member of Los Lecheros who posted the respect on acceptable conduct of a Cal Poly chartered club.

I understand that the club is under further scrutiny because it gives a gift to a student who may serve minors alcohol. If the school would like, I can provide testimony of individuals, families, friends and sororities who have promoted under-age drinking at organization events.

—Christiana Allen Mejia
In response to "Dairy Club cancels opposite-sex couple-only formal"

NOTE: The Mustang Daily Features editor comments that are written in response to articles posted online. Though not all the responses are Mustang Daily print comments that are coherent and foster intelligent discussion on a given subject. No conceptualization, please.
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The New York Times
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Across
1 Bias (11)
2 Biblical strongman
3 Two sets of teeth
4 Anti-D.U.I. org.
5 Climber’s chopper
6 Sports org. with a tour
10 Ship with a fly
16 Skin care brand
17 Place to refresh
20 Rock legend
21 Display of greed
22 African nation
23 Sport involving a chute
25 "Inforgettable" (20)
27 Cains’ near
31 Like clocks with hands
33 Hot pop’s repeated question
34 ID with two hands
35 Britney Spears’ debut hit
37 Early Beatles Subtitle
40 Fully convinced
41 Joins
43 Hatcher with a Golden Globe
44 Dis assemblies, as a model airplane
46 Elite military group
48 On one’s toes
49 Treatment with carbon dioxide
50 Prefix with star
51 Peaches or others
52 Classic Miles Davis album
53 In the start of 17-, 30-, 37- or 48-Across
54 Grand rapids
55 Amendment (Steve Carell movie)
57 Pepe’s with star
58 1997 Ford Explorer
59 B&B, eg.

Down
1 Nurses at the top
2 Rent... (private security guard)
3 Whippet like a baby
4 One-named Nigerian
5 Strongman
6 Paul Bunyan’s Babe and others
7 Army (Steve Carell movie)
11 Suspect’s story
12 Friend of Puthas
13 Knocking at a comedy club
18 Ascended
21 Root used in some energy drinks
22 Start of a pirate’s chant
26 1997 Ford Explorer
29 Least strict
30 Pay no heed to

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Dear Mom,
We’re not just any girls.
We’re not just any girls.

Yours,
Eeyore’s Lesser-Seen Manic Stage
Softball

continued from page 12

"Some of our freshmen really stepped up and showed how capable they are of playing at this level and really figured out that the game stays the same," Condon said. "It doesn't really matter what level you're competing on, as long as you're doing the right things, you're going to be successful."

Freshman pitcher Rebecca Patton was a two-time Big West Pitcher of the Week honoree and was relied on more and more in the pitching circle each game and at the plate.

Patton said it was not an easy transition for her into the college game and she was unsure of herself at the beginning of the season.

"I was really uncomfortable at first," Patton said. "I didn't really trust myself that I could compete at this level. I think it was right around when we started conference is when I started becoming comfortable with myself and the team and started to know that I could do it."

Patton said the older players on the team really helped her to settle in and realize what it took to be successful.

She said the team is going to especially miss senior Krysten Carey, who was always there for support and tips.

"She's a great leader and I know the team will not be the same without her next year," Patton said. "She was the team and was like a big sister to everybody."

Also, Patton said the experience of the other two pitchers, Cahin and senior Helen Pelka, helped her to settle in and overcome her struggles.

"Cahin and Pelka went through the same struggles that I was going through, and just having them there helping me push through was great, because I wouldn't have been able to do it without them," Patton said.

Now that this season is over, the Mustangs are looking forward to the promises of next year.

The Mustangs signed their largest recruitment class ever in November, as eight incoming freshmen will be joining the team in the fall. Condon said the new group of girls will help create more competition in the fall, and is looking forward to seeing what this new group can do.

"I'm excited to be able to start fresh and for the competitiveness that we are going to be able to create," Condon said. "I think that competitive environment in practice will definitely carry over and transfer into the games ... we'll be better prepared come February to get out on the field and compete."

Condon will lean heavily on the duo of Cahin and Patton, who will set the table for the Mustangs in the circle.

Cahin said next year will be filled with mixed emotions, since it will be her final season at Cal Poly.

"I'm excited, but I'm also sad that it's over," Cahin said.

Sharks

continued from page 12

of Niemi.

"He's good — he makes the first save pretty well," Pavelski said. "We can definitely get to him, though. We've just got to keep going. I had more than enough looks, it felt like. The puck was laying down at my feet at times. I think it's going to come."

In Pavelski we should trust.

By now, we all know the deal. In terms of strategy, the Sharks have a Plan A and another Plan B. There is no Plan B. They manhandle the puck along the boards, pound the puck at opposing goalies and try toewear down opponents until they are too weary to make plays or saves in the final minute of a game or the final game of a series.

If Sunday looked familiar, that's because it was. Last month, the Sharks lost their very first game of these playoffs by a score of 7-1 when the Colorado Avalanche scored a late goal to win.

And in Game 3 of that series, the Sharks put 51 shots on net against goalie Craig Anderson but failed to score before losing 1-0 in overtime on the infamous Dan-Boyle-oh-no-fluke goal.

Recall, however, the Sharks eventually won that series. All of the early pounding and puck-shooting paid off late.

"We've seen this throughout the playoffs so far," Pavelski said. "There were games like this against Anderson early on where he played well. We've got to keep doing it, wear him down and the shots are going to go in. Those second opportunities are going to pop off our sticks instead of our skates, someone's going to handle them and they're going to go in."

So that will be the mission for the Sharks Tuesday night. The two teams might need that long to catch their collective breath. This series will be must-see hockey for six or seven games if both teams consistently perform the way they did in Game 1, making please-rewind-the-video highlight plays at hyper-speed and pushing things to the edge.

There was also a rapid-move-chess game going on between Chicago coach Joel Quenneville and Shark coach Todd McLellan. Quenneville tried to match up his top checking line against Thornton's group (with Dany Heatley and Patrick Marleau), while McLellan had the last line change and kept trying to match up the Thornton threesome against any of Chicago's other three lines.

"There were times when we got what we wanted," McLellan said.

"We just didn't finish," Thornton will likely endure the most finger-pointing after Sunday's game — and not just because he had the last chance to score. But it would be wrong to put the onus for this one entirely on him, even though Chicago's first goal was spawned when Thornton lost possession of the puck in the Sharks' offensive zone, and the Blackhawkes' second score happened just after Thornton lost a facetoff.

Simply put, those are the hazards of being the team's focal point.

Thornton is on the ice for more shifts than any other Shark center. He takes more facetoffs than anyone. He's like a point guard in basketball.

When you handle the ball — or puck — more than anyone, there are going to be turnovers.

The trick is no counterbalance those turnovers with enough offense to overcome them. This, the Sharks did not accomplish, despite winning 57 percent of draws and earning all those power plays. The real question is, where were the goals from the people who are supposed to score them?

Sunday, the only Shark offense that mattered came from a rare source, rookie defenceman Jason Demers on a sniper of a power-play wrister. But what about Pavelski and Dany Heatley, who each put five shots on net with no luck? What about Devin Setoguchi and Dan Boyle, who took six shots with the same result?

"We created some great chances," Thornton said. "We couldn't capitalize. We've got to do better in Game 2."

Sunday, the Sharks dominated play for long stretches. Next time they set the table, they can't leave leftovers.
Came over. The puck dribbled harmlessly toward the net. and mistimed his whack. Ihe puck pulled back his stick for a one-timer to a wide open Joe Thornton, who

Table. He slid the puck across the ice to feast. As usual, joe Pavelski set the

seconds, the Sharks were holding a two-man advantage and were ready

The Cal Poly softball team came into this season looking to mirror the success of its prior campaign. In 2009, the Mastangs finished with a 41-12 overall mark en route to an NCAA regional berth, where they were knocked out of the tournament with a loss to Stanford. This year, the Mustangs couldn't continue the momentum, finishing 23-24.

"We dropped quite a few series in conference play and that's been disappointing for us," Condon said. "The inconsistency of playing really well at times and really poorly at times has been the most frustrating part for us as a coaching staff and a team."

The frustration could be seen in the final home series of the year when the Mustangs hosted UC Davis. Davis

led the Mustangs by one game in the Big West standings heading into the series. Highlighted by a 10-0 loss on Senior Day, Cal Poly could not handle the Aggies and Davis swept the Mus­

tangs, dashing any hopes of repeating as Big West champions.

Furthermore, Condon said the team fell short in every aspect of the game. She said the pitching needs to

be crisper and more consistent, while the defense needs to take care of the ball more since the Mustangs commit­
ted 58 errors this season, four more than last year's team.

Condon also said the offense needs to be more aggressive at the plate and needs to improve with runners in scoring position, which will allow the Mustangs to put more runs on the board.

Despite leading the team on the mound and at the plate, junior Anna Cahn said this year was a struggle for her. She said it was tough for her to remain mentally strong after having to say goodbye to the five seniors from last year's team. Cahn said this year's team learned valuable lessons as the season progressed.

"I think we learned to keep your mind open to anything because you never know what positions you are going to be in or what the game plan is going to be," Cahn said. "I think sometimes we might have gotten caught up in who was in the other dugout or what happened in the previous game and that might have carried over a little bit into the next game."

She said the disappointments from this year serve as motivations for the offseason and as reminders of what is needed to win softball games at the college level.

"It shows you how much harder you could work, and I think we saw situations that we could work on and make ourselves better for next year," Cahn said.

Despite the struggles, many of the younger players were able to gain valuable experience. Condon said the team saw some great performances by their younger players in conference play.

Sharks look to rebound from missed opportunities

The Sharks spent Sunday afternoon taking 45 shots at Chicago goalie Antti Niemi but couldn't get all the benefits. In fact, the Sharks only got only one benefit, in the form of one goal.

Sounds obvious, but that's why the Sharks lost, 2-1. One goal will never be enough against the potent Blackhawks, who have not been shutout in any of their playoff games. The Sharks had five power plays Sunday. They fired many kilograms of rubber at Niemi, a rookie from Finland. The result was one mealy Shark goal. That won't do.

"We can't hang our heads," Shark goalie Evgeni Nabokov said afterward, setting the locker room meme.

"We had a lot of offense, a lot of shots. Those are two good, skilled teams out there.""

Yes, but for the Sharks, it's a bite to throw away such a good opportu­
nity. Niemi was unexpectedly fabulous Sunday, pulling several saves out of his Finnish Banks. But the Sharks also helped by missing the net entirely on several golden chances. Which rare low points picked his words carefully when asked his impression

The San Jose Sharks fell to the Chicago Blackhawks 2-1 in the first game of the Western Conference Finals Sunday. see Softball, page 11

Patrick Leiva
P A T R I C K L E I VA M I N D O @ M A I L . C O M
Following last season's record-setting campaign, the Cal Poly softball team had high expectations for the 2010 season. The team was set to defend their title and picked to finish first again in the Big West conference by the coaches in the preseason. Unfor­
tunately for the Mustangs, they were unable to meet the lofty expectations which surrounded the program and slipped back to a 23-24 record this past season.

Head coach Jenny Condon said the team suffered too many unfortu­

nate losses during the season, as they struggled to replace five seniors from a year ago.

Mark Purdy
SAN JOSE MERCURY NEWS

SAN JOSE, Calif. — In the final seconds, the Sharks were holding a two-man advantage and were ready to feast. As usual, Joe Pavelski set the table. He slid the puck across the ice to a wide open Joe Thornton, who pulled back his stick for a one-timer and mistimed his whack. The puck dribbled harmlessly toward the net.

Game over.

"Couldn't get all of it," Thornton said.

Can you say that again. About 44 times.

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TODAY'S SOLUTIONS

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