

MUSTANG DAILY

SEPTEMBER 27, 1995

WEDNESDAY

VOLUME LX, No. 5

Poly's Health Center offers students health insurance plan

By Rebecca Starrick
Daily Staff Writer

Students' frequent combination of sleepless nights and unhealthy eating is likely to land them in the student health center or another medical facility at times.

Fortunately for Cal Poly students, medical visits and other services are free at the Health Center, said Head of Support Services Betty Kroeze. Students pay only a mandatory \$28 health services fee each quarter.

But the quarterly fee does not include hospitalization and other advanced services, said Insurance Coordinator Shirley Beaumonte. Cal Poly offers optional health insurance for services not covered in the \$28 fees.

The Student Affairs Council, part of ASI, implemented the mandatory fee in 1993, Kroeze said, after some \$1 million was cut from the center's 1991-1992 fiscal budget.

Then during 1992-1993, about 15 Health Center

employees were laid off, she said.

The funds allow the Health Center to provide the same quality services they did before faced with limited funds and staffing.

The mandatory fee provides 45 percent of the health center's \$2.3 million budget, Kroeze said. The remaining costs are covered by the state's general fund.

For some students no longer covered by their parents' insurance, the Health Center's in-

surance plan is ideal, Beaumonte said.

"Each year we take bids from insurance companies so that students can get the most coverage, at the most inexpensive rate," she said.

It is primarily upper division students who are faced with health insurance lapses, she said.

"Many insurance companies do not cover students over 18 even if they are full-time students," Beaumonte said.

Graduates, too, can avoid an

insurance lapse — those already using the insurance are authorized to receive up to a six month insurance extension when they graduate.

This option allows students to find a job with benefits without losing coverage, Kroeze said.

The most common plan, she said, referred to as Plan A, offers a \$200 deductible. The plan costs \$578 per year and can be paid with a credit card or in

See INSURANCE page 5



From left, speech communication sophomore Mick Moreland, journalism junior Tim Bain and construction management junior Ben Rau of the Lambda Chi Alpha fraternity lounge on a couch above an information booth in the U.U. / Daily photo by Juan Martinez

Perot to form new independent party; Powell may sign on

By John King
Associated Press

WASHINGTON (AP) — Ross Perot's pledge to build the "largest party in the country" got an intriguing boost Tuesday as Colin Powell opened the door to becoming its first presidential nominee.

Perot's announcement Monday night that he planned to form an Independence Party that would nominate a 1996 presidential candidate was enough to rattle both major parties, and they scrambled to assess whether the move made it more or less likely Perot himself would enter the race.

Before long, however, they also found themselves grappling with the prospect of some sort of Perot-Powell alliance, as the general-turned-author disclosed that Perot had called him over the weekend to tell him of his plans for a new party.

Asked if he would run as its candidate, Powell said: "Obviously it is something I would consider and he knows I would consider it."

Previously, Powell has said that if he decided to run, he would be inclined to do so as a Republican, in part because of the giant hurdles to getting on the ballot as an independent.

Democrats and Republicans alike were left with the question of whether Powell's interest was real, or just part of his effort to sell his new autobiography.

Equally important was whether Perot would build a new party only to allow himself to be eclipsed by the Powell — or anyone else.

"Only people in Washington would ask that question," Perot said in an interview. "This is not about me."

Little was known about how Perot's Independence Party would be structured, financed and placed on state ballots and how its presidential nominee

would be selected. Perot himself had few details, saying lawyers were working on the structure and budget. He said it would only run a presidential candidate in 1996 because "we can only do so much at once well."

Perot said the response was overwhelming and that more than 3,000 calls an hour were pouring into the headquarters of his United We Stand America organization — the springboard for

See PEROT page 3

Perot campaign for a third party a hardsell in CA

By Doug Willis
Associated Press

SACRAMENTO (AP) — Ross Perot's campaign to create a new political party faces formidable odds in California, and not all of his former backers support his latest effort.

The party, tentatively named the Reform Party in California, has until Oct. 24 to submit either 89,007 registrations or 890,064 signatures of voters on petition to qualify for the March presidential primary. Secretary of State spokeswoman Shirley Washington said that would be "an incredible feat."

But Perot has overcome long odds in California before. He collected 467,451 signatures in 10 weeks to win a place on California's 1992 presidential ballot as an independent and he won 20.6 percent of the vote.

"I certainly support an independent party. I would not support Ross Perot," said Jack Schneck of Marysville, who was a congressional district leader in Perot's independent campaign for president three years ago.

See PARTY page 3

Jury ignores law, acquits three hemp growers

By Donna Haines
Daily Staff Writer

The acquittal by a Madera County jury last month of three men who admitted growing marijuana raised questions about the legal system's standard of justice.

There were no technical errors associated with the arrest of the trio, who planted cannabis sativa seeds on property near Coarsegold in Madera County. Legally, the three should have received time in state prison and a fine of \$10,000 each as

prescribed by Section 11358 of the California Health and Safety Code.

Why then are Ron Kiczenski, 31, Doug Weissman, 35, and Craig Steffens, 40, free to return to their homes in San Luis Obispo County to continue their battle to legalize hemp, the fibrous stalk of the marijuana plant, as it was prior to 1937 in the U.S.?

That's a question that Madera County's Assistant District Attorney Michael Keitz can't answer.

"Growing marijuana is not a

defensible crime," Keitz said.

The foreman of the 12-member superior court jury justified the acquittal, stating that the jury understood the men planted the seeds to protest U.S. laws that prevent farmers from growing industrial hemp, the plant from which marijuana comes.

"The jury decided the law was wrong," Kiczenski said. The four-man, eight-woman jury deliberated five hours after about five days of trial.

"I had a lot of faith in fellow humans — they will respond

See HEMP page 6

SPORTS

The 49ers are reeling from their Monday night loss, and now the kickers' jobs are in question See page 12

OPINION

Those gun-totin' people are stirring the fires of the gun-control debate again See page 4

INSIDE TODAY'S
MUSTANG DAILY

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TOP OF THE AGENDA

SEPTEMBER 27
Wednesday

40 school days remaining in fall quarter.

TODAY'S WEATHER: Morning low clouds, mostly sunny

TOMORROW'S WEATHER: Clear skies, coastal morning clouds

Today's high/low: 60s / 40s **Tomorrow's high/low:** 60s / 40s

The San Luis Obispo Association for the Education of Young Children (SLOAYEC) will be having a membership drive tomorrow from 6:30 - 8:30 p.m. RSVP and get directions from Cynde Felch at: 549-9482

UPCOMING

Those wishing to participate in the Rocky Horror Picture Show should meet in room 26-104 (Graphic Arts Building) Wednesday Sept. 27 at 8 p.m. Positions for both cast and crew are available. For more information call 543-8667.

The first Environmental Council Meeting will be held Sept. 28 in U.U. 219 at 7 p.m.

Cal Poly's Multicultural Programs will be offering a coffee talk discussing diversity in WOW. The discussion will be held Sept. 28 in U.U. 220 from 1 to 2 p.m.

The Physics Colloquium will be meeting Sept. 28 11:10 a.m. in the Science 52 E-45 building. The topics to be discussed are: Close coupling approximation and R-matrix approximation of electron-hydrogen scattering.

CAHPERD CLUB will be having their first meeting this Thurs. Sept. 28 in Mott Gym 218 at 11 a.m. Come join them for fun and games. For more information contact Michael at 549-9006.

OKTOBERFEST will be taking place at the Embassy Suites' Atrium, Oct. 1 from 1 - 5 p.m. The Oompha Band will be playing, a Karaoke contest and beer, Bratwurst and giant pretzels served.

Agenda Items: c/o Natasha Collins, Graphic Arts 226, Cal Poly 93407 —
Phone: 746-1796 Fax: 756-6784

Mustang Daily

Your only source for campus news

Hewlett-Packard and Cal Poly... A winning partnership

Hewlett-Packard hired more than 30 grads from Cal Poly last year. We expect this year to be as good or better and we'd like to talk to you about the exciting opportunities we have at HP.

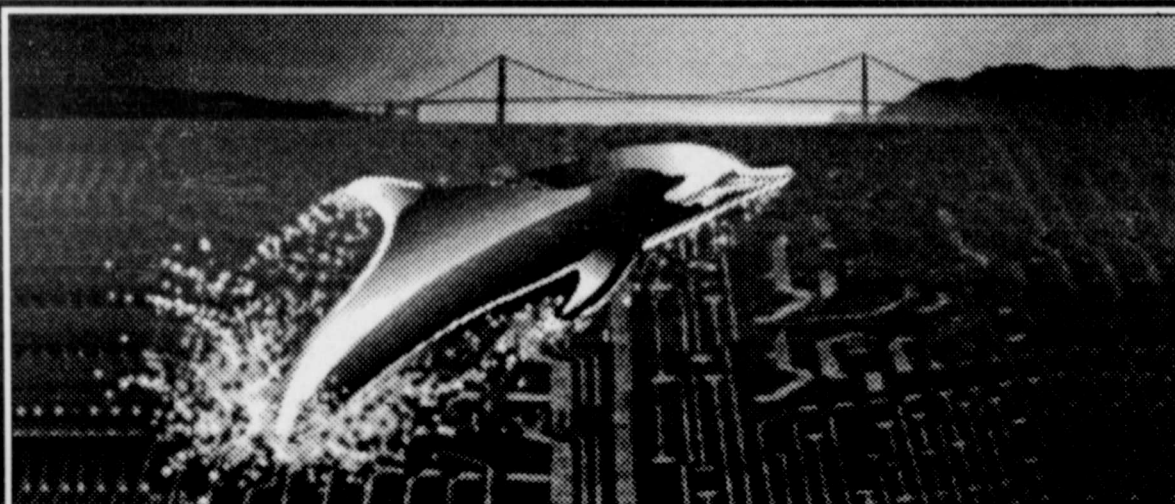
We are interviewing for December, March and June BS/BA and MS/MBA grads in the EE/EL, CPE, CSC, ME, IE and BUS/MIS fields for career positions throughout HP in the U.S.

On Campus
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SOME ACHIEVE BY
LEAPS AND BOUNDS.
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LEAPING BOUNDARIES.

See us at our On Campus Presentation, Tuesday, October 31. Cisco Systems representatives will also be interviewing on campus Wednesday and Thursday, November 1-2 for the following positions:

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- TEST ENGINEERS • INFORMATION SYSTEMS ENGINEERS
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<http://www.cisco.com/public/employment.html>



PEROT: '96 presidential race likely to be 3-way

From page 1

the new party. But not all UWSA members were happy.

"Perot is doing his own thing," said Deborah Taylor, the elected chairwoman in Ohio. "We knew nothing about it."

For all the uncertainty, this much seemed virtually assured: the 1996 presidential race would be at least a three-way affair, perhaps even more crowded.

"There are either going to be three or four candidates vying in the center where the decisive votes are," said former Connecticut Gov. Lowell Weicker, who is considering an independent bid.

Perot spent Tuesday in daylong meetings at his Dallas office discussing the first hurdle, an Oct. 24 deadline to qualify the new party for the 1996 California ballot.

Five million petitions supporting the effort were being printed Sunday in newspaper ads across the state, and Perot organizers from across the country were converging to help register voters for the new party. Maine and Ohio come next, because of their 1995 deadlines.

Perot said he would abandon the effort if Congress passed a balanced budget amendment and a litany of campaign and lobbying reforms by Christmas.

But he said he was operating on the assumption they would not.

"If this comes into being, it will be the first party, not a third party," Perot said. "It will be the largest party in the country."

Perot said Powell was just one of several prospective candidates he had spoken to. He declined to name any others.

With Powell atop the ticket, analysts of all stripes agreed the new party could capture a third of the vote or perhaps more. But Times Mirror Center pollster Andrew Kohut asked: "The question is would Perot's ego ever allow it?"

GOP pollster Frank Luntz, who worked for Perot in 1992, predicted it would not.

"I find it very difficult to believe that he would create this without knowing that his people will turn to him first," Luntz said. Were Perot to run again, Luntz said his research showed the Texan would draw three votes from the Republican candidate for every two votes from Clinton, helping to re-elect the president.

Clinton himself had little to say.

"He'll have to do whatever he wants to do and the American people can make their judgment," Clinton said.

The early GOP front-runner, Senate Majority Leader Bob Dole, said he was perplexed at Perot's motives. "I just can't figure this guy out because we're doing all the things he wanted done," Dole said.

House Speaker Newt Gingrich suggested Perot was making "a substantial mistake. ... I think third parties are a fantasy of delusion."

PARTY: California voters are not sold on Perot

From page 1

"What they are doing now is what they should have done three years ago, when there was still an enthusiastic organization, before it fragmented," said Bill Storm of Sacramento, a retired firefighter who was Northern California coordinator for Perot's 1992 campaign.

On Monday, Perot said he'd begin organizing a third party this week in California and move next to Ohio and Maine, all of which have 1995 deadlines to qualify for 1996 ballots. He wouldn't rule out running as the party's nominee.

Thousands of Californians will rally behind Perot's third party, said Platt Thompson, current executive director of Perot's "United We Stand America" organization in California.

"We'll be getting petitions printed and sent out today. We're starting to register voters today," Thompson said in a telephone interview Tuesday from his one-room storefront office in west Los Angeles.

Like Perot in his announcement Monday, Thompson declined to either describe the proposed new party as a vehicle for a Perot candidacy or to rule that out.

"I think the world of Ross, but that's going to be up to the people. There's Powell and Bradley and Weicker. You name it. It's open," Thompson said.

He said petitions and other forms would be distributed through more than 200 California chapters of United We Stand and to thousands of individuals

who have called or joined United We Stand offices and at five Perot rallies planned Friday through Sunday in California.

"We'll just have to see how it goes," Thompson said. "A massive effort like this doesn't follow structure. This is just a mass movement of people. The best thing the formal structure can do is provide people with the forms."

Thompson, a 41-year-old former owner of a geophysical exploration company from Houston, said Monday was the first he'd heard of Perot's plan.

"We have been talking about a new party, of course. Yesterday we had a good inkling (of Perot's support) because we were told to watch 'Larry King Live,'" Thompson said.

Gov. Pete Wilson, a Republican presidential candidate, said Tuesday that he did not sense a groundswell of support for a third party when he attended Perot's United We Stand presidential candidates forum earlier this year.

"It is much to early to speculate ... at the event in Dallas, half of the United We Stand people indicated that they didn't want to form a third party, so I really have no idea what the dimensions of this will be or from whom it will take votes," Wilson said.

"I think it is unfortunate in many respects that there are a lot of people who have become disenchanted with a two-party system," he said. "I think America has been by and large well served by the two-party system."

Wrong-turn suspects charged

By Jeff Wilson
Associated Press

LOS ANGELES (AP) — Two alleged gang members were charged Tuesday with killing a 3-year-old girl in a car that turned onto a gang-infested dead-end street and was blasted with gunfire.

Marvin Pech, 18, and Marcos Luna, 23, were each charged with murder and five counts of attempted murder, said Elka Worner, a spokeswoman for the district attorney's office.

Municipal Court arraignment was scheduled later in the day.

It wasn't known if the death penalty would be sought, said Worner.

Deputy District Attorney Eleanor Hunter said the same charges may be filed against a 16-year-old youth. A decision was expected later.

Pech was identified as a South Central gang member and Luna as a member of a gang in the Cypress Park neighborhood northeast of downtown where Stephanie Kuhen, 3, was fatally shot Sept. 17.

More arrests were expected, authorities said.

Six people in a Ford Thunderbird were returning from a barbecue when their car turned into a graffiti-scarred dead-end where gang members congregate.

Driver Timothy Stone, 25, said he thought he was taking a

shortcut home when he turned down Isabel Street. Ten to 15 people surrounded the car when he made a U-turn and they opened fire, Stone said.

The attack enraged the nation. President Clinton and House Speaker Newt Gingrich condemned the shooting and Mayor Richard Riordan said, "Any day a child dies in this country, it is a national tragedy."

Stephanie was shot in the head, her 2-year-old brother Joseph was wounded in the foot and Stone, a family friend, suffered a minor back wound.

Two other alleged gang members arrested earlier were still being questioned, authorities said.

**MEETING
TONIGHT
8:15**

**Bldg.52
Room B-05**



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& recreational
cyclists welcomed**

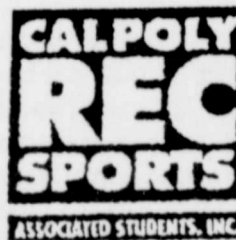
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Bike Fix

\$5 tune-up

TOMORROW

10-2pm in UU



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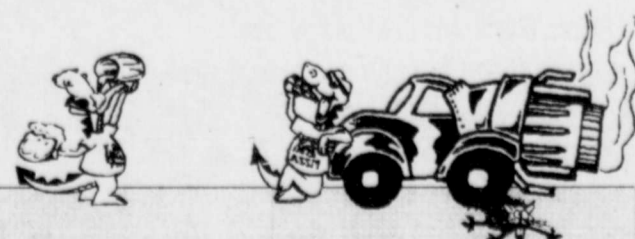
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**MUSTANG
DAILY**



Voice from Washington D.C.

by Richard A. Gephardt
Readers,

The following is from an op-ed piece faxed to the Daily office by the leader of the House Democrats. Your tax dollars at work. —D.P.

For many of today's best and brightest, to hear a politician say that "young people are our future: may seem like little more than a time-worn cliché. But while the sentiment may not be new, it is becoming increasingly true, and increasingly important — for reasons that are much more than altruistic. In a global economy, America depends more and more on highly-skilled, highly-trained managers and workers. To remain competitive, the workforce of the 21st century must be more productive, more innovative, and more creative than at any time in our history. Without high-quality education, and wide access to it, America simply cannot reach its full potential.

That is why this fall's Congressional budget battle — the first since the Republicans took control of both Houses of Congress — is of profound importance to every student in America, and to the future of America itself. To put it simply, the Republicans have proposed deep cuts in education — especially student loan programs — that would roll back decades of widening educational access and opportunity. These cuts would make education more expensive, more difficult to obtain, and for millions of young people from middle- and lower-income families, an unaffordable luxury when it should be a simple necessity. In my view, these cuts are not simply wrong — they're outrageous.

Of course, the Republican drive toward a balanced budget will require deep cuts across the board — and there are precious few Americans who do not want to see a smaller, leaner, more efficient federal government. But what few people realize is that the Republican cuts in education, student loans, and training are about three times as great as their proposed cuts in any other part of America's discretionary budget. Totaling \$36 billion, these cuts include the outright elimination of the federal Department of Education. And that's only the beginning.

Controversy of the Week

Our first controversy of the week is...Ross Perot! YEAH! The mildly maniacal millionaire is back, and is thinking about perhaps forming his own little political party so that maybe, if he feels like it, barring unforeseen circumstances and evening showers, run for president.

It seems Perot's base hasn't totally evaporated after his precipitous departure and equally drastic return to the last presidential race. I guess the Cubans aren't nearly so threatening this time. Let's just hope his daughter isn't planning on getting married again.

Now, you just need to get your vote in on this. What's your opinion?

Did you vote for Perot in '92? Would you vote for him again? Would you rather see Reagan back in office? Would you rather see Nixon back in office? Would you rather vote for Mickey Mouse than any of this load of jokers?

Will you be volunteering for "United We Stand America," or phoning in threats in a phony Cuban accent? Would you be afraid to have this man as the commander-in-chief of one of the largest militaries in the world? Or do you think he can captain this ship like one of his companies?

Do you think Colin Powell's running on the ticket will help allay fears about Perot's not-so-nice tendencies? Or do you think Powell would be another Eisenhower? Let us know!

Just write a brief, or not so brief, letter about your thoughts on Perot with your name, major, year and phone number. Tell me what you think of the tyrannical Texan, or lovable big-ears, depending on your stance.

And I'll thank you not to keep your opinions to yourself. —D.P.

Hey, I'm not finished with you yet!

Yeah, don't think that just because I have a few columns that you'll get out of writing for me. I still need lots more. Also commentaries. And letters to the editor. And if you get out of that, I'll probably get you while hunting for "From the Hip." So get off your lazy little...chairs, and start banging on a computer. I expect results. If I don't get acceptable material I'll run old editorials from the New York Times, and you know how boring they are. Don't think I don't mean it. —D.P.

COMMENTARY



Keep your gun, you'll need it

by Dawn Pillsbury

In the original version of "Podkayne of Mars" by Robert A. Heinlein, several pages are given to the protagonist, a 12-year-old (by Earth years) girl getting her license to carry a gun.

Now, Marsopolis is a dangerous, frontier territory. All Marsmen carry weapons, for defense against both native and two-legged beasts that prowl the Martian city and waste.

But the publisher decided not to run that part of the story.

It has become fashionable to blame guns on all the ills of modern American culture. If there's violence on television, riots in the streets, or scandals in the Senate, at least part of the problem will be blamed on guns.

Not that our elected and unelected officials are against guns. They're just against "irresponsible people" having guns. If the good and responsible agents of, say, the Bureau of Alcohol, Tobacco and Firearms want to carry any matter of weapons to protect innocent women and children, more power to them.

They point out the accident rate: 2,000 people a year die in firearms-related accidents. Pretty nasty, unless you

Why aren't cars under the same prosecution as guns? By the numbers, they should be 25 times harder to get.

see that almost as many died of gas poisoning and that nearly 50,000 people died in motor vehicle accidents in that same year (1991).

Why aren't cars under the same prosecution that guns are? They, by the numbers, should be 25 times harder to get than cars. The only real attack on cars comes from Mr. Nature, Al Gore, he of the electric cars and spotted owls.

Of course, Smith & Wesson can't afford nearly the campaign contributions that Ford could, but that couldn't have anything to do with it, could it?

As attractive and simple as the straight corruption explanation is, the real reason for the persecution of guns and gun owners is far more insidious.

The first battle of the American Revolution was fought when the British tried to confiscate the American store of weapons and munitions at Lexington.

One of the first things the Nazis did when they came to power in Germany was to require registration of all citizens' guns.

Any totalitarian regime wants a population unable

and unwilling to fight back. No one wants to look at their particular government as potentially despotic, but unless we want to squander chance to avoid authoritarianism, we have to look closely at the actions of our state.

Congress started with big guns, automatic assault rifles, military items that were flashy and only owned by a few die-hard gun lovers. The average citizen could look at such a weapons and say, "That can't possibly be used for hunting or self-defense. That's a murder weapon, and

Congress started with big guns, automatic assault rifles that were flashy and only owned by a few.

no one should have one."

Congress then worked to ban semiautomatic weapons, then handguns. Always they brought up emotional pleas, that if only we can get rid of these killing weapons, we would all sleep safe and sound. And if we just get those damned Gypsies to stay in one place and if we put those Japanese in relocation camps it's for their own good and I'll still respect you in the morning.

The NRA tries for honorable compromise with people of no honor. Can anyone trust those in the highest reaches of American government? It would be foolish, if they aren't abusing members of their staffs or engaged in financial scandals that would make a mere embezzler blush, they're taking bribes, oh, pardon me, campaign contributions, to influence how they disperse the proceeds of the extortion ring (i.e. taxes) they run.

This war has expanded into our cultural turf. It has become almost an unspoken assumption that guns are bad. This has no contradiction with our highest-paid stars blazing their way through movies (made by anti-gun liberals!) in a highway of spent ammunition.

Don't let government keep pushing us around. We are not children to be parented by the all-wise state. They are our employees, and if they have to be reminded harshly of that, as we did a hundred years ago, then so be it.

Let us remember that the gun is the great equalizer. When the gun first came into existence, knights could no longer randomly pick on peasants, their armor became obsolete. Women no longer suffered so much their long physical inferiority of size and strength. The small were given the means to fight back against the large.

As Heinlein said, "An armed society is a polite society." Let's keep America polite.

Dawn Pillsbury is the Daily Opinion editor and looking forward to the many anti-gun nuts who will write spit-flecked responses to this commentary.

MUSTANG DAILY

"That skirt ran, ran soooo fast..."

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All material © 1995 Mustang Daily.

Printed by University Graphic Systems.

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INSURANCE: Plan pays up to \$50,000 maximum

From page 1
four installments.

Plan A also allows pays a maximum \$50,000 for each injury or sickness.

Like other insurance plans, Cal Poly's health insurance plan provides a list of eligible doctors.

Plan A will pay 90 percent of the eligible services if the doctor is from the provider list. The plan also covers 70 percent of the eligible costs for other providers.

Doctor eligibility is waived however, in life-threatening situations.

Rebel Serbs, Muslim Croats disagree over future of government

By Slobodan Lekic
Associated Press

NEW YORK (AP) — With battlefields grown quiet in anticipation, Bosnia's warring factions met in New York on Tuesday to decide how their future government should be set up.

Delegates were discussing the constitutional question of how much power should be given to the central authorities in a Bosnian state divided between rebel Serbs and a Muslim-Croat federation.

Convening the meeting, which also included diplomats from Britain, France, Germany, Russia and the European Union, Secretary of State Warren Christopher said it was "an important day, a time to maintain the momentum for peace."

Christopher said the meeting at the U.S. mission to the United Nations would be a success if "the parties adopt a set of constitutional principles" for the structure of a future Bosnian government.

The Serb rebels, who want the right to secede eventually and unite with neighboring Serbia, oppose a strong central government. But the Muslims, who insist on keeping their country intact, want to make it as powerful as possible.

Elections for an all-Bosnian parliament and for a joint presidency council, the nation's future top executive body, emerged as the most contentious issues Tuesday, said an official familiar with the negotiations.

The plan under discussion calls for a presidency, not a single president. Collective presidencies are a common fixture in former communist countries.

Speaking on condition of anonymity, the official said Muslims and their Croat allies wanted free, nationwide elections for both bodies, while the Serbs insisted on appointments for their members in the legislature and the presidency.

The Serbs also wanted the presidency to deal only with foreign policy, with the governments of the two entities in

charge of everything else, the official said.

"Serb efforts to create two completely separate states, one of which could secede at some later date, are evident," said Sven Alkalaj, Bosnian ambassador to the United States.

These are the first formal peace talks since a U.S.-brokered agreement in Geneva on Sept. 8 aimed to keep Bosnia's external borders intact while dividing the state internally between the two groups.

"I hope we will adopt the constitutional arrangements by tonight," said Milan Milutinovic, the foreign minister of Serb-dominated Yugoslavia. He is negotiating on behalf of the Bosnian Serbs.

"We simply do not want war criminals to dictate our future,"

Muhamed Sacirbey

Bosnian foreign minister

Bosnian Foreign Minister Muhamed Sacirbey said his side was committed to the talks but was demanding countrywide elections and the return of refugees driven out by Serbs.

"We simply do not want war criminals to dictate our future," Sacirbey said in a speech Tuesday to the U.N. General Assembly. "We will not settle for sham elections."

Elections cannot be held before "war criminals" are handed over to the international tribunal in The Hague set up to try them, he said.

"We want to see democracy and human rights take hold in our country," Sacirbey told The Associated Press. "Unfortunately, we are dealing with despots and tyrants who want the opposite."

In a preliminary meeting on Monday, Christopher told the Balkan officials that the United States "will oppose any settlement that will undermine its (Bosnia's) territorial integrity."

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from: the Office of Academic Records

HEMP: Grower plans to file civil suit to eliminate government regulation

From page 1

when they know the truth," Kiczenski said in response to the decision. "It was a big test for humanity and my faith is renewed."

"If they believed we lied, they would have hung us."

Ron Kiczenski

acquitted of growing hemp

He admitted they took a big chance in taking their protest into a conservative county like

Madera.

"(If they believed we lied,) they would have hung us," he said.

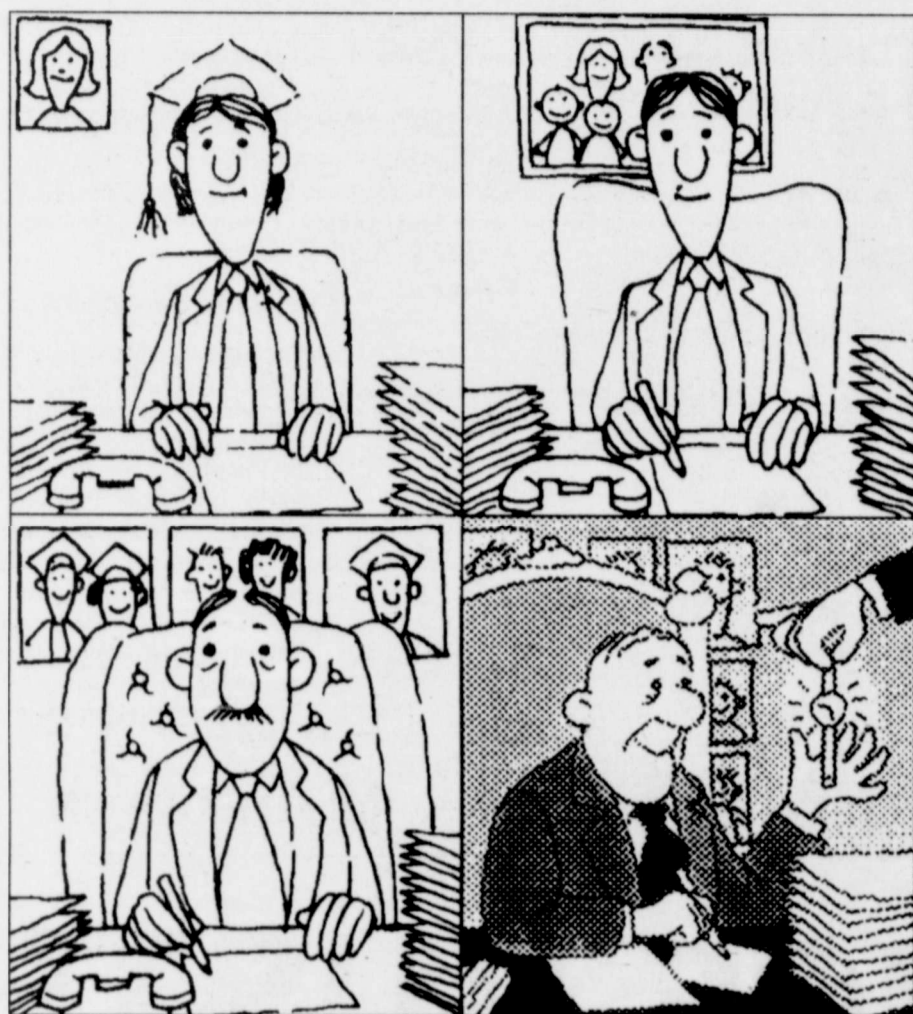
Kiczenski said Superior Court Judge John DeGroot didn't allow as evidence in the case how vital hemp can be to the economy, saying it was irrelevant to the criminal suit. Kiczenski did tell tales of government intervention in the production of hemp as a U.S. farming commodity since the turn of the century, using information he obtained through the Freedom of Information Act.

The defendants said they didn't plant the seeds with the intent of raising marijuana for smoke, but rather to spotlight what they saw as the value of

the plant fiber, and to say it ought to be legal in this country, like it is in other countries.

In 1937 the Marijuana Tax Act effectively curtailed the cultivation and manufacturing of hemp-based products, such as clothing, food products and oil. The three defendants insist that their fight is to promote agriculture, and nothing more.

"We are trying to ensure that farmers can produce crops to produce enough raw materials to compete with petroleum and raw materials for paper," Kiczenski said. He has vowed to file a civil lawsuit that would eliminate the federal Drug Enforcement Agency's jurisdiction over the hemp industry.



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Kevin Conley
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Jonathan Lew

Carmen Nagy
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Lori Shiotsugu
Amy Thatcher

Information Session
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Embassy Suites

**...in preparation for
Interviews on:**
Tuesday, October 24th

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Ito cuts, then restores courtroom TV camera

By Linda Deutsch
Associated Press

LOS ANGELES (AP) — A furious Judge Lance Ito abruptly barred TV coverage of the O.J. Simpson trial Tuesday, cutting off the public's view of the prosecution's climactic closing arguments after the camera focused on Simpson taking notes.

The judge, who has temporarily pulled the plug before, said the camera operator's close-up shot was "a very flagrant violation and intrusion into the attorney-client privilege."

With almost every network and cable news station carrying at least some live coverage of the long-awaited wrapups, frustrated members of the news media summoned lawyers to the courthouse.

Ito, meantime, ordered up a videotape of the alleged offense, apparently to see if viewers could read Simpson's notes. His ban apparently did not apply to the three still photographers in the courtroom or the single remote still camera in place.

A short time later, the court said the Radio & Television News Association of Southern California would be fined \$1,500 and the television camera could be turned back on.

The camera had panned to Simpson's hands at a point when prosecutor Marcia Clark was describing her theory of how the defendant sustained a cut on a left finger and trailed blood around his home the night his ex-wife and her friend were murdered.

Earlier, Clark tried to wipe the poisonous stain of racism from the trial by disavowing her own police witness and confiding to jurors that she wished "there was no such person on the planet."

In a pre-emptive strike aimed at a certain defense assault on a former detective, Clark quickly told jurors she understood if they feel "angry and disgusted with Mark Fuhrman, as we all do."

But she insisted such outrage was not a reason to acquit Simpson of the murders of his ex-wife and her friend.

"Did he lie when he testified here in this courtroom saying that he did not use racial epithets in the last 10 years? Yes," she said of Fuhrman,

posing a list of rhetorical questions that the predominantly black jury might ask.

"Is he a racist? Yes.

"Is he the worst LAPD has to offer? Yes.

"Do we wish that this person was never hired by LAPD? Yes. Should LAPD have ever hired him? No. Should such a person be a police officer? No.

"In fact, do we wish there were no such person on the planet? Yes," she said.

Clark walked a fine line as she jettisoned Fuhrman's racist views but clung to his testimony about finding a bloody glove and other evidence on Simpson's estate.

"The fact that Mark Fuhrman is a racist and lied about it on the witness stand does not mean that we haven't proven the defendant guilty beyond a reasonable doubt," she said.

While legal observers credited Clark for tackling the Fuhrman problem immediately, overall reaction to the start of her presentation was lukewarm.

"It was not a terribly effective beginning. ... There was a distinct lack of focus early on. It was hard to follow," said Robert Pugsley, a Southwestern University law professor. "It seems she is in a defensive mode, trying to Teflon-coat jurors against anticipated defense arguments, rather than asserting her own position."

Clark sought to divest herself of ties to another star witness, Brian "Kato" Kaelin, while insisting he was the key to establishing Simpson's whereabouts on the night of the murders.

"He was not a happy camper to be a prosecution witness," Clark said. "He did not want to give testimony that would be damaging to Mr. Simpson."

Clark was the first lawyer to address jurors in the climactic summations, which came one year to the day since prospective jurors first reported to the courthouse.

At that time, they didn't know if they would be among those chosen to pass judgment on the national sports legend who is charged with the bloody slashing murders of Nicole Brown Simpson and Ronald Goldman.

USGS moves seismographic station to measure Ridgecrest aftershocks

Associated Press

PASADENA, Calif. (AP) — The U.S. Geological Survey has moved one of five portable seismographic stations from Northridge to the China Lake Naval Air Weapons Station to track shallow earthquakes that continue to strike around the desert community of Ridgecrest.

"We sent it up because we're having aftershocks there, just like we were having at Northridge. There's more activity going on at Ridgecrest than at Northridge right now," Lucy Jones, a seismologist with the USGS at Pasadena, said Tuesday.

A series of aftershocks to last Wednesday's magnitude-5.8 quake at Ridgecrest, a Kern County community of 28,000 about 100 miles north of Los Angeles, continued to rattle the area Sunday and Monday. Of five that struck between 9:21 p.m. Sunday and 3:33 a.m. Monday,

the largest was a magnitude-4.9 at 9:47 p.m. 13 miles northeast of Ridgecrest.

Jones said the area quieted down Tuesday morning.

By moving a seismic station closer to the source of the quakes "we're getting better control on depth of the earthquakes, some better control on the quake magnitudes," Jones said. The devices relay their information to the seismological laboratory at the California Institute of Technology.

The recent cluster of quakes at Ridgecrest, which began Aug. 17, range in depth from about 2 to 6 miles, she said. None caused any major damage or injury.

Jones said the recent quake sequence involves at least two and maybe three faults in the area, although it's hard to tell because the area is full of small fault segments and none of the quakes has ruptured at the surface.

Carjackers get death penalty, Wilson says

By John Howard
Associated Press

SACRAMENTO (AP) — Gov. Pete Wilson sent "an unmistakable message to gang bangers" on Tuesday when he signed a bill authorizing the death penalty for people who commit murder during carjackings.

The bill also authorized the death penalty for people convicted of killing a juror as retaliation or to prevent the juror from performing official duties.

Wilson, a Republican presidential contender, has long been an advocate of the death penalty. He was governor when California executed its first prisoner in 25 years, in 1992.

"This sends an unmistakable message to gang bangers: If you take someone's life while committing a cowardly carjacking, you can expect to pay for your crime with your own life," Wilson said at a Capitol ceremony attended by police officers and the girlfriend of a Sacramento man killed by carjackers as he waited at a stoplight in 1993.

The gunman shot Arthur Gonzalez, dumped him in the street, and drove away in the victim's 1984 Oldsmobile, Wilson said.

Pamela Brewer held the couple's 2½-year-old daughter Angelica and thanked Wilson for signing the law.

"I thought that all of my sufferings, and everything I went

through was in vain," Brewer said. "We got this bill done. It's all due to this man right here."

Wilson, citing FBI statistics, said the legislation was an attempt to crack down on the proliferation of carjackings. Carjackings nearly doubled in Los Angeles County from 1991 through 1992, from 3,600 to 6,297.

Also in 1992, San Francisco reported 443 carjackings, Fresno 245 and Sacramento 214. The Los Angeles County sheriff's office reported 11 murders during carjackings in 1993.

The carjacking bill takes effect next January.

Wilson has about 575 bills awaiting his signature or veto, his office said Monday. Later this week, Wilson is expected to sign a bill authorizing the death penalty for drive-by shootings.

Tuesday he decried the random violence that haunts California's city streets. He said the nation was shocked by the killing of 3-year-old Stephanie Kuhen in Los Angeles recently.

"Decent people should not have to live in fear," Wilson said. "We are taking a step in the fight to take back our streets."

Two alleged gang members were charged Tuesday with killing the girl, who was riding in a car that made a wrong turn onto a gang-infested dead-end street and was blasted with gunfire.

People in the news

SAN DIEGO (AP) — Not in a car. Not in a tree. An upside-down library? That's different, you see.

The widow of Theodor Geisel, also known as Dr. Seuss, donated a reported \$20 million to the main library at the University of California at San Diego.

The library will be renamed the Geisel Library in honor of Theodor and Audrey Geisel, it was announced Monday.

The whimsical eight-story building had caught Geisel's eye. Opened in 1970, it resembles a pyramid turned on its tip.

"The first time Ted saw the form of that building, he said to me, 'If I had turned my thoughts toward designing a building, it might have looked strangely similar to this,'" Mrs. Geisel recalled.

Geisel wrote such children's classics as "Green Eggs and Ham" and "The Cat in the Hat."

LOS ANGELES (AP) — Leeza Gibbons was taping a show on wedding scams when she made a startling discovery: She had been taken to the cleaners, too.

The host of the NBC talk show "Leeza" was talking to a guest whose wedding gown came back from the cleaners stained. Gibbons then brought out her own boxed and sealed wedding gown to see if it had been cleaned properly seven years ago.

"This isn't my dress!" Gibbons said as she opened the box. After further inspection, she found the box contained her headpiece, veil and petticoat, but her custom-designed gown was missing.

"My dress is not here, it's not here!" Gibbons said.

The "Wedding Scams" episode of "Leeza" was to be broadcast Tuesday.

NEW YORK (AP) — Pop star Debbie Gibson has graduated to a new role in "Grease," going from the sweet and virginal Sandy Dumbrowski to the tough-talking, wisecracking Betty Rizzo.

Gibson was Sandy in the London revival of the musical. She joins the touring company of the current Broadway version on Oct. 30 in Erie, Pa., and will stay with the show until March.

SANTA FE, N.M. (AP) — Now THAT's roadside service. Gov. Gary Johnson had to stop on the first day of a 500-mile bicycle trip because of a pinched nerve in his left leg.

Karen Factor, a Santa Fe acupuncturist along for the ride, pulled her needles out of her bike kit and went to work on the governor.

"She did a real number on my leg," said Johnson, who credited the treatment Saturday with allowing him to continue his "Trek for Trash" trip promoting litter cleanup.

Johnson said Monday that 1,000 bags of trash had already been picked up.

"I think New Mexico is the most beautiful state in the entire country," he said, "but I also believe New Mexico is the trashiest state."

AMARILLO, Texas (AP) — George Strait fans seeking tickets to the country singer's Oct. 19 concert overloaded phone lines and knocked out service to the police department and other city offices for about two hours.

No emergency calls were lost during the crunch, caused by people calling the Civic Center box office Monday, Assistant City Manager Alan Taylor said.

The 6,400 tickets sold out in five hours.

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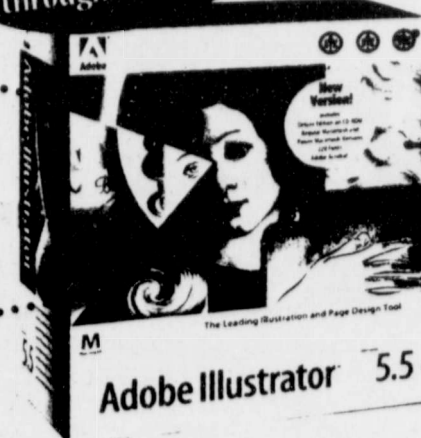
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ON CAMPUS DINING GUIDE

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Weekdays: Breakfast 6:30am-9:30am
Lunch 10:30am-1:30pm
Dinner 4:30pm-7:00pm
Weekends: Breakfast 8:30am-10:30am
Lunch 11:00am-2:00pm
Dinner 4:30pm-7:00pm

SANDWICH PLANT

Located across from the versa teller machines. Begin your day with a delicious breakfast croissant or breakfast burrito. For lunch, as well as at breakfast, let us build the "sandwich of your dreams" from a selection of over 45 items.

Mon-Fri 7:00am to 4:00pm

BACKSTAGE PIZZA

Located downstairs in the University Union next to McPhee's Games Area. The best piping hot, mouth watering pizza in town. Pizza by the slice or share a whole pizza.

with your friends. Complement your pizza with a salad from our 40 item salad bar and a choice of a wide variety of beverages. Occasional live entertainment. On-Campus delivery available.
Mon-Thurs: 10:00am to 9:00pm
Fri & Sat: 10am-8pm Sun: Noon-9pm

CAMPUS STORE

Located by the library, behind Ag Science bldg. What do you call a small convenience store that has just about everything you could need during a day on campus? You call it the CAMPUS STORE, the little store that can fulfill your needs.
Mon-Thurs 6:30am-10:00pm Fri 6:30am-5:30pm
Sat 10am-5pm Sun 10am-10pm

VISTAGRANDE RESTAURANT

Located by the University entrance on Grand Ave. Full table service dining room with a wonderful view of the campus and San Luis Obispo. We serve lunch, dinner and Sunday brunch featuring soups, salads, sandwiches, desserts and a variety of contemporary and ethnic dishes.
Mon-Sat 11am-7:30pm Sun Brunch 10am-2pm

THE AVENUE

Located across from Mott Gym. "The Ave" offers the widest selection of foods on campus featuring Chick-fil-A, Cowboy Grub, Tapango's Super, Long John Silver's, City Deli

and Sweet Persuasions. Mon-Fri 7:30am-3:30pm
Tapango's Super open for breakfast, other areas open for lunch at 10:30am.

THE CELLAR

Located in the Dexter building. Everything from candy bars or sandwiches to fresh brewed coffee. The Cellar has an attractive seating area that offers you 24 hour a day hospitality. Most vending machines accept Campus Express Club and Plu\$. Other vending locations include all the Residence Halls, Engineering building, Health Center and Business building.
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VG CAFE

Located by the campus entrance on Grand Ave. A favorite of meal plan patrons offering a grand view and a wide selection of foods: Grill items, pasta, subs, specialties of chicken and beef, salad bar, desserts and beverages. Open for lunch and dinner all week, Late Nite Mon-Thurs.
Lunch 11am-1:30pm, Dinner: 5:00pm-7:30pm
Late Nite: 8pm-10pm (Mon-Thurs)

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shakes, sundaes and cones.
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Showgirls irate over role shown in NC-17 movie

By Robert Macy
Associated Press

LAS VEGAS (AP) — "Showgirls," a high-budget skin flick that takes a seamy look at one of this city's fabled institutions, is drawing scathing reviews from movie critics and the subjects of the film.

Melissa Griffus, one of the city's leading showgirls, said she is "totally appalled and embarrassed" by the portrayal of her profession in the NC-17-rated, 131-minute sex film.

Movie critics have labeled the movie "high gloss trash," "a ripoff" and a bore.

The lead in the show, fictional Nomi Malone, bumps and grinds her way from a topless lounge to a starring role as a Las Vegas showgirl, in part by lap dancing nude on a hotel entertainment director.

"I hope to God people don't take the movie for the truth," said Griffus, who has appeared in the "Jubilee" production show at Bally's resort the past five years.

"Our life is quite different from what was portrayed," said Lucy Boling, a showgirl in the Folies Bergere stage show. "They gave our profession a Hollywood portrayal to make the movie salable."

"Ridiculous," responded Lora Chamberlin, who is in the "Enter the Night" show at the Stardust Hotel.

In the movie, Nomi (actress Elizabeth Berkley) shucks her inhibitions and her clothes in a bid to move from stripper to showgirl. In reality, the opposite is often true, according to showgirls who saw the movie, then talked to The Associated Press.

"I've known a lot more girls who go from the production shows to stripping than the other way around, because they can make a lot more money stripping," Chamberlin said.

She said showgirls are paid around \$600 a week while strippers can make as much as \$3,000 a week.

Lynn Waddell, a former reporter for the Las Vegas Sun who did research for the film, said more than 100 showgirls and dancers were interviewed, and only one was found who went from being a stripper to a showgirl.

Critics have panned the movie.

Gene Siskel called it "high gloss trash."

Janet Maslin of The New York Times called it "a bare-butted bore."

The AP's Dolores Barclay called it a "ripoff."

"It is not a good musical. It is not a good drama. It is not good sex," Barclay said.

The movie finished a distant second to the murder thriller "Seven" in weekend box office figures.

Jim Seagrave, vice president of marketing and advertising at the Stardust Hotel, the locale for much of the movie, said the film was a typical stereotype of the city.

"For years, Hollywood has stereotyped Las Vegas as full of somewhat shady characters, so no one is unduly concerned about what we're hearing about 'Showgirls.' No one suggested it was going to be a documentary. Hollywood is prone to stereotypes. People know Las Vegas for what it is, and people like the city."

Larry Lee, entertainment director at the Tropicana Hotel, called the film a "pretty raunchy portrayal."

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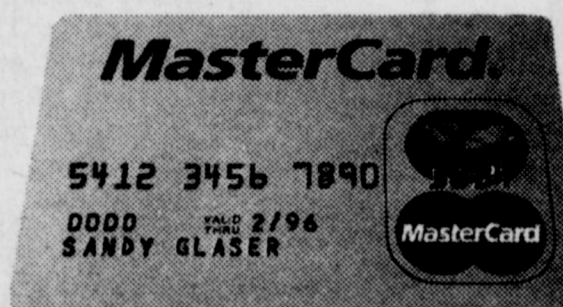
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Social programs cause conflict in in White House

By Alan From
Associated Press

WASHINGTON (AP) — Agreement appeared near Tuesday on keeping the government operating for six weeks while congressional Republicans and the Clinton administration battle over what federal social programs will look like next year.

But Democrats demonstrated that the long-range budget dispute will be hard to resolve as they declared that GOP cuts in three big 1996 spending bills were so drastic that they would simply let the measures move to the White House by week's end — for a presidential veto.

"They're extreme in every way," Senate Minority Leader Tom Daschle, D-S.D., said of planned Republican reductions in education, job training and other programs that are part of the GOP drive to balance the budget by 2002. "They devastate families, they devastate workers, they cripple the economy."

With fiscal 1996 to begin Sunday, Congress sent to President Clinton on Tuesday the first two of the 13 annual spending measures needed to keep agencies operating. They're likely to send him one or two more, at best, before Sunday, necessitating a stopgap measure to keep agencies from sending some workers home.

But fearing blame by voters weary of stalemate in Washington, both sides were working toward an agreement that would keep the government operating until Nov. 13 at lower spending levels than this year's. Officials from both sides said they were moving toward a compromise on a financing formula, and a deal seemed imminent.

"We see no reason for any kind of layoffs," House Speaker Newt Gingrich, R-Ga., told reporters. "We see no reason for any problems at the beginning of the fiscal year. We've taken rational steps to make sure that the government can continue over the next six weeks, while we complete" work on the remaining spending bills.

House leaders planned to bring the stopgap measure to the floor Thursday, with the Senate acting as early as that day, too.

One possible roadblock to final passage, however, seemed to be Sen. Paul Wellstone, D-Minn. He was unhappy over a GOP proposal, included in an early version of the temporary spending bill, to block new funds for home-heating aid for the poor.

"That's just not acceptable," said the liberal lawmaker, who delayed passage of a \$16 billion spending-cuts package earlier this year because of reductions in social programs.

As the two sides sought middle ground on spending bills, the Senate Finance Committee commenced writing the biggest chunk of the GOP balanced-budget package: legislation cutting projected growth of Medicare and Medicaid. Similar work by the House Ways and Means Committee, planned for Wednesday, was delayed. Officials blamed delays in receiving savings estimates from the Congressional Budget Office.

The spending bills Republicans sent Clinton on Tuesday, financing Congress' own operations and military construction, traditionally contain little controversy.



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BRAVES: Avery, Mercker off rotation

From page 12

choice, I'd start. But it's OK. All I want is a ring." Avery has started all but two of his games since making the big leagues in 1990 — relieving once that first season and once in the 1992 playoffs against Pittsburgh.

"Steve and Kent are quality pitchers and you've got to feel good that they will be available for any situation," said Smoltz.

The bullpen had been considered one of Atlanta's weak

spots in its postseason past, which included losing the World Series in seven games to the Minnesota Twins in 1991 and in six games to the Toronto Blue Jays in 1992. In 1993, the Braves lost to the Philadelphia Phillies for the NL championship.

That shouldn't be a problem this time around with the blossoming of closer Mark Wohlers and setup man Greg McMichael and the addition of Avery and Mercker.

BASKETBALL: San Jose might get venue

From page 12

right there at the sock counter" that she would be a part of a professional women's league.

She happily added that Goodenbour, who played for the Cardinal when they won the 1990 and 1992 NCAA championships, was one of the players already signed up for the women's pro league.

Azzi, who also played on the 1990 Stanford team and has since played professionally in Europe, said she believes the time is right for a women's league. When she started at Stanford, "they didn't even pull out the bleachers," for women's games, she said. "Now they're selling out every game."

Gary Cavelli, president of Cavelli & Cribbs advertising agency and another co-founder of the ABL, agreed that the timing gives the league a real chance for success.

"We're doing this primarily because we think it's the right thing to do. America's best

women deserve the chance to play basketball in their own country," Cavelli said. "We're also doing it because we think it's the right time to do it. Every day, more and more people across the United States are getting more interested and more excited about women's basketball. We think the window of opportunity is here."

In addition to Azzi, Edwards and Leslie, other members of the U.S. National Team who have signed on were Ruthie Bolton, who played for Auburn; Nikki Mcray of Tennessee; Carla McGhee of Tennessee; Dawn Staley of Virginia; Katy Steding of Stanford; and Sheryl Swoopes of Texas Tech. Twenty-five others also have agreed to play.

Edwards, who has played for three U.S. Olympic teams, said she is convinced that the commitment of the players will make the ABL work.

"We've been waiting for this," she said.

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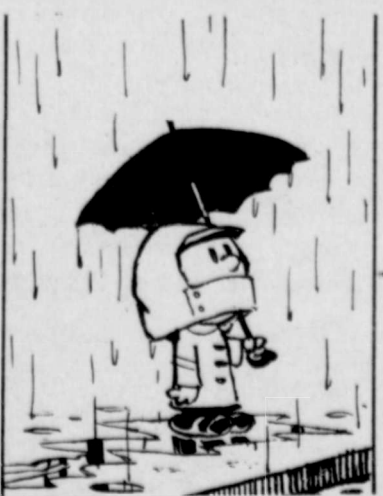
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POLY BRIEFS

Official steps out of bounds, Patterson takes action

Everyone wanted to get into the action at last Saturday's football game against Weber State, even the officials.

One official especially got carried away and turned to Mustang coach Andre Patterson to retaliate on.

"The official came down the sideline and got in my face," said Patterson.

Patterson said the official then proceeded to tell him that the Mustangs were the worst team he had ever officiated over.

"He then pushed me in the chest and called me a 'M.F.'"

said Patterson. "My players saw it, coaches saw it, and I had to pull my team over to calm them down."

The official's actions took him completely by surprise, especially since Patterson thought his team wasn't receiving fair calls during the game.

"It was just a joke," he said. "The calls were so blatant, bad."

Patterson said he was first shocked by what the official said and secondly by what he did.

"For that to be said should never happen at a college football game," said Patterson.

In order to complain about the officials actions, Patterson is going to talk to Vic Buccola, Cal Poly's conference commissioner, and have him talk to Weber States commissioner about filing a official complaint.

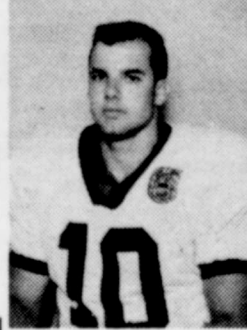
"It is really hard [for us] to file a complaint because we aren't a part of their league," said Patterson.

Stott named AWC Offensive Player of the Week

In just 13 minutes of playing time, senior quarterback Brandon Stott earned the honors of American West Offensive Player of the Week.

After replacing Fisher in the fourth quarter at Weber State, Stott finished the game 13 for 22 with four touchdowns and 255 yards. His four touchdowns ties Cal Poly's record for the number of touchdown passes thrown in a single game.

"He had a real good performance," said Head Coach Andre Patterson. "That's something college players dream. I'm really happy for Brandon to achieve that."



QUOTE OF THE DAY

"The Dallas Cowboys are going to win. They are going to win for the game and win for the NFL. Old rules don't work anymore."

Jerry Jones

Dallas Cowboys owner's outlook on the \$3 million suit filed by the NFL on the Cowboys

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Pro hoops for women in '96?

College stars work towards new league

By Anne M. Peterson
Associated Press

SAN JOSE, Calif. — Hoping to capitalize on the growing popularity of women's basketball on the college level, a group of prominent players announced plans Tuesday for a national women's professional league.

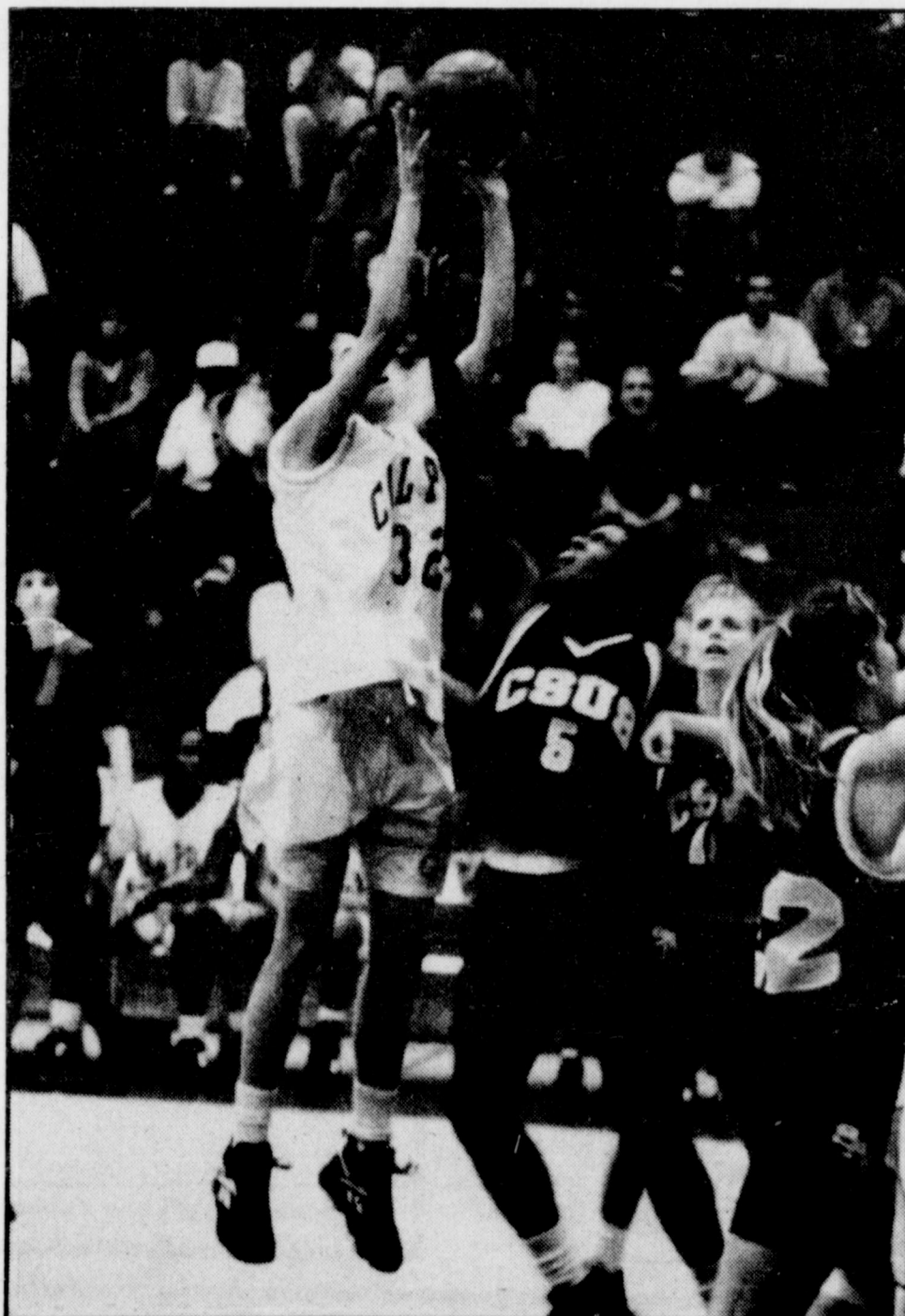
Backed by former college stars, including Stanford's Jennifer Azzi, Southern California's Lisa Leslie and Georgia's Teresa Edwards, the American Basketball League hopes to field 12 teams for a season starting in October 1996.

"I think all of us have had this dream of having a league in our own country for quite some time," said Azzi, the 1990 Player of the Year.

Wearing an ABL T-shirt emblazoned with the words, "It's a Whole New Ballgame," Azzi was joined by seven of her fellow players from the U.S. Women's National Team, who have signed on as founding players in the league.

Steve Hams, the principal founder and chief operating officer of the league, said the ABL has secured about \$4 million in capital from investors. The next step is attracting owners from cities where women's basketball has a proven following.

Some 18 cities have been targeted, including San Jose, Atlanta, Denver, Indianapolis, Seattle, Minneapolis, Hartford, Conn., Austin, Texas, and Knoxville, Tenn. The league plans a territorial draft so that players will be on teams where they are most



With women's basketball possibly breaking new ground in 1996, Cal Poly women's team might be able to look past college hoops and toward professional ball / Daily file photo

popular, Hams said.

The players will be paid by the league an average salary of \$70,000, with top players earning up to \$125,000. Players also will own 10 percent of the league under a player's trust.

Anne Cribbs, a member of the 1960 Olympic swimming team, said she first became aware of a

need for a women's league a few years ago when Chris Webber signed a multi-million dollar deal to play in the NBA. That day, her daughter needed some socks. Stanford standout Molly Goodenbour was their salesperson.

Cribbs, today one of the ABL's co-founders, said she "vowed

See BASKETBALL page 11

Jones will meet with NFL owners

Associated Press

IRVING, Texas — Dallas owner Jerry Jones meets with a selected group of NFL owners Wednesday to try to settle the league's \$300 million lawsuit against him because of the lucrative Pepsi Cola and Nike deals.

Jones said Tuesday "I'd like to see this thing resolved and out of the public eye."

Wearing a \$400 gold Nike "swoosh" pin on the lapel of his jacket, Jones said he will travel to Washington for the conference and said it was possible "a meeting of the minds could come quickly."

But Jones also added "I'm not optimistic we are where we need to be."

Jones' deals have openly challenged NFL Properties, the league's marketing arm, and he's also suggested a move away from sharing revenue on licensing.

Jones reiterated that the "league did a very dumb thing in making this issue litigious. It was the kind of thing that should be worked out with dialogue."

"The Dallas Cowboys are going to win. They are going to win for the game and win for the NFL. Old rules don't work anymore."

Braves drop two pitchers from rotation

By Tom Salodino
Associated Press

ATLANTA — A decision by Atlanta Braves manager Bobby Cox to go with a three-man rotation in the first round of the playoffs has the blessing of the two guys left out — Steve Avery and Kent Mercker.

The pair of left-handers, who were part of Atlanta's five-man rotation during the regular season, will be used in the bullpen, while Greg Maddux, Tom Glavine and John Smoltz will start.

"In the first round there's only room for so many guys," Cox said. "There'll be more room later on."

Cox said Maddux would start Game 1, followed by Glavine and Smoltz in the best-of-5 series that begins Oct. 3 at Los Angeles, Colorado or Houston.

"There's not a guy in our bullpen who'd complain if he never pitched in the playoffs," said Mercker. "I'd like our starter to go nine each time, but whatever happens, I'll be ready to go."

Avery said, "Whatever Bobby needs — long relief, one batter, setup, I'm here to help. The pressure on a reliever is different than on a starter. But I'm smart, I can adjust."

Mercker pitched primarily in relief from 1990-93 until gaining a starting spot in 1994.

"I'm not upset at all," Mercker said. "Nobody goes with five in the postseason. I've worked in every scenario. If I had my

See BRAVES page 11

49ers might give the boot to kickers

By Dennis Georgatos
Associated Press

SANTA CLARA, Calif. (AP) — Doug Brien and Tommy Thompson are both on notice they could be kicking themselves out of their jobs as placekicker and punter for the San Francisco 49ers.

"There's a point of concern and there's a point where you hang in with somebody, too. What we're going to do right now I can't say," coach George Seifert said Tuesday.

Brien, a third-round pick out of California last year, has struggled, missing two field goals in Monday night's 27-24 loss at Detroit, including a 40-yarder in the final seconds that would have forced overtime. He has made only one of his five attempts between 30 and 49 yards and four of eight overall in four games for San Francisco (3-1).

Thompson, a first-year player, had a pair of 31-yard punts, contributing to the 49ers field position woes against the Lions. He has an NFC-low 37.2 yard average.

"I don't want to say jobs are on the line but the success of the team is on the line," Seifert said. "At the same time, you don't want to overreact. Last year, (Brien's) percentage of kicking, he made 75 percent of them, was some of the best we've had here in the last few years. This year, he's gotten off to a slow start."

Seifert described Thompson's situation as similar but "maybe not quite as dramatic."

Nevertheless, when asked whether the two would be kicking for the 49ers in Sunday's game

against the New York Giants (1-3), Seifert said, "I couldn't say absolutely that they will."

He said the kicking situation would be the subject of a lot of evaluation and discussion this week. His point was underscored by Tuesday's workout of

Tony Zendejas, who made 18 of 23 field goals for the Rams last year before being released in favor of rookie Steve McLaughlin. Free agent kicker Cary Blanchard worked out for the 49ers last week.

Three weeks ago, the 49ers brought in punter Greg Montgomery for a tryout but opted to stick with Thompson.

Brien missed several weeks of training camp with a groin strain, but Seifert said Brien's health wasn't a factor in his kicking slump.

"As I look at Doug, I think he's hitting the ball well," Seifert said. "There's a lot of strength to his field goal attempts. Obviously, they're just a little wide to the right or the left or wherever they might be going. So that's an issue and something we've got to deal with."

Brien, Cal's top all-time placekicker, made no excuses and was philosophical about the last-second miss which struck the upright and bounced away. It was Brien's first chance at a potential game-winning or tying field goal in the late going.

"What's done is done," Brien said. "I feel bad that everyone worked so hard and it didn't work out. That's the way it goes sometimes."

"As important as learning how to make a kick is learning how to miss," he added. "I'm going to take it as a positive and move on."